

May 26, 2005
No. 22

STATE OF NEW HAMPSHIRE

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Legislative

SENATE CALENDAR

**REPORTS, AMENDMENTS, HEARINGS AND
EXECUTIVE SESSIONS, MEETINGS AND NOTICES**

**THE SENATE WILL MEET IN SESSION ON
THURSDAY, JUNE 2, 2005 AT 10:00 A.M.**

LAID ON THE TABLE

HB 56, relative to food safety in restaurants. **4/28/05, pending motion ITL, Health and Human Services, SJ 15, pg. 306**

HB 84, (New Title) relative to compensation of county convention members for county business. **4/21/05, pending motion Floor Disposition Motion, Public and Municipal Affairs, SJ 14, pg. 298**

HB 132, relative to grounds for dismissal of a teacher. **5/19/05, pending motion committee amendment (1379s), Education, SJ 18, pg. TBA**

HB 220, establishing a committee to study the ability of homeless youth in New Hampshire to make a successful transition to adulthood. **5/12/05, pending motion committee amendment (1328s), Health and Human Services, SJ 17, pg. 337**

HB 301-L, relative to parent advisory councils for pupils with educational disabilities. **5/19/05, pending motion ITL, Education, SJ 18, pg. TBA**

HB 339, relative to electioneering at polling places. **4/21/05, pending motion committee amendment (1150s), Internal Affairs, SJ 14, 293**

HB 498, establishing a study committee relative to the sale of fire-safe cigarettes. **5/05/05, pending motion committee amendment (1273s), Public and Municipal Affairs, SJ, 16, pg. 327**

HB 561, relative to reasonable accommodation by employers under the state law against discrimination. **5/19/05, pending motion ITL, Banks and Insurance, SJ 18, pg. TBA**

HB 702-FN, (New Title) relative to the screening and mediation of medical malpractice claims. **4/21/05, pending motion ITL, Judiciary, SJ 14, 293**

SB 29, relative to processing absentee ballots. **2/17/05, pending motion Floor Amendment (0227s), Internal Affairs, SJ 6, pg. 70**

SB 34-FN, relative to reimbursement rates for child care. **4/7/05, pending motion ITL, Finance, SJ 12, pg. 239**

SB 71, relative to amending warrant articles in towns that have adopted the official ballot form of town meeting. **3/10/05, pending motion ITL, Internal Affairs, SJ 8, pg. 104**

SB 109-FN, relative to catastrophic special education funding. **2/24/05, pending motion ITL, Finance, SJ 7, pg. 80**

SB 116, relative to payment procedures for the utility property tax. **3/17/05, pending motion Floor amendment (0720s), Ways and Means, SJ 9, pg. 133**

SB 133-FN, relative to mooring permits. **3/24/05, pending motion ITL, Environment and Wildlife, SJ 10, pg. 168**

SB 134, relative to medical decision making for those adults without capacity to make health care decisions for themselves and establishing procedures for Do Not Resuscitate Orders. **4/7/05, pending motion committee amendment (0970s), Judiciary, SJ 12, pg. 265**

SB 162-FN-A, increasing the appropriation to the firemen's relief fund. **2/24/05, pending motion ITL, Finance, SJ 7, pg. 80**

SB 197-FN, relative to captive insurance companies and reciprocal insurers. **3/10/05, pending motion OTP, Banks and Insurance, SJ 8, pg. 98**

SPECIAL ORDER

ENVIRONMENT AND WILDLIFE

HB 491, relative to the inherent dangers of OHRV operation and limiting landowner liability for certain fish and game related land uses.

Ought to Pass, Vote 5-0

Senator Hassan for the committee.

REPORTS

CAPITAL BUDGET

HB 603-FN-A, relative to the state's purchase of the Laconia district courthouse building and making an appropriation therefor.

Ought to Pass, Vote 5-0

Senator Boyce for the committee.

BANKS AND INSURANCE

HB 170, relative to unemployment compensation.

Inexpedient to Legislate, Vote 3-2

Senator Odell for the committee

HB 350, (New Title) relative to enforcement of the labor protection statutes, permitting certain wage deductions, and increasing the civil penalty in the department of labor.

Ought to pass with amendment, Vote 5-1

Senator Foster for the committee.

HB 490, relative to law enforcement access to financial records under the New Hampshire right to privacy act.

Ought to pass with amendment, Vote 6-0

Senator Foster for the committee.

HB 542, making technical corrections to the uniform trust code.

Ought to pass with amendment, Vote 4-0

Senator Gottesman for the committee.

EDUCATION

HB 435, establishing a separate high school civics graduation requirement.

Inexpedient to Legislate, Vote 4-2

Senator Bragdon for the committee.

HB 557, relative to the submission of data to the department of education.

Ought to pass with amendment, Vote 6-0

Senator Green for the committee.

HCR 6, urging Congress to enact legislation to make English the official language of the United States.

Ought to Pass, Vote 4-2

Senator Green for the committee.

ENERGY AND ECONOMIC DEVELOPMENT

HB 69, (New Title) relative to large groundwater withdrawals.

Ought to pass with amendment, Vote 3-1

Senator Bragdon for the committee.

HB 194, establishing a study committee to examine regulatory practices pertaining to the telecommunications industry.

Ought to pass with amendment, Vote 4-0

Senator Boyce for the committee.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 383, relative to vital records administration.

Ought to Pass, Vote 4-0

Senator Fuller Clark for the committee.

HB 415, (New Title) excepting installation of heating equipment from regulation by the electrician's board.

Ought to pass with amendment, Vote 4-0

Senator Barnes for the committee.

HEALTH AND HUMAN SERVICES

HB 257, relative to emergency medical and trauma service protocols and quality assurance program.

Ought to pass with amendment, Vote 6-0

Senator Estabrook for the committee.

HB 585, relative to grounds for termination of parental rights.

Ought to pass with amendment, Vote 6-0

Senator Martel for the committee.

HB 586, relative to the periodic review of child support guidelines.

Ought to pass with amendment, Vote 6-0

Senator Kenney for the committee.

INTERNAL AFFAIRS

HB 66, (New Title) regulating mandatory overtime for nurses and assistants.

Inexpedient to Legislate, Vote 4-0

Senator Boyce for the committee.

HB 354, relative to the review, approval, and adoption of agency rules.

Ought to pass with amendment, Vote 4-0

Senator Bragdon for the committee.

HB 366, relative to maintenance of voter checklists.

Ought to pass with amendment, Vote 4-0

Senator Boyce for the committee.

HB 404, (New Title) permitting employees to request a wage deduction for contributions to a political action committee.

Inexpedient to Legislate, Vote 4-0

Senator Boyce for the committee.

HCR 8, urging the Congress of the United States to place a moratorium on new free trade agreements, to investigate and review current free trade agreements and policies of the United States, to investigate and review participation of the United States with international trade organizations and to ensure that such agreements, policies, and participation are in the best interests of the citizens of the state of New Hampshire and the United States.

Inexpedient to Legislate, Vote 3-1

Senator Bragdon for the committee.

JUDICIARY

HB 61, extending the family law task force.

Inexpedient to Legislate, Vote 4-0

Senator Foster for the committee.

HB 68, relative to the enforcement of disorderly conduct by reason of noise.

Re-refer to committee, Vote 4-0

Senator Green for the committee.

HB 252, requiring bail hearings for persons arrested for probation violations.

Ought to pass with amendment, Vote 4-0

Senator Gottesman for the committee.

HB 294, (New Title) relative to annulment of arrest records.
Inexpedient to Legislate, Vote 3-1
Senator Green for the committee.

HB 372, relative to notification of interested parties in medical parole cases.
Re-refer to committee, Vote 4-0
Senator Foster for the committee.

HB 429, (New Title) relative to representation by nonattorneys before the board of tax and land appeals and relative to condemnation proceedings conducted by the board of tax and land appeals.
Ought to Pass, Vote 4-0
Senator Green for the committee.

HB 443, relative to the statute of limitations for fire code violations.
Ought to Pass, Vote 4-0
Senator Gottesman for the committee.

HB 468, relative to provisions for permissible contact between the agent of the defendant subject to a protective order and a plaintiff.
Ought to pass with amendment, Vote 3-1
Senator Gottesman for the committee.

HB 583, establishing an oversight committee to study medical malpractice insurance rates in this state.
Ought to pass with amendment, Vote 4-0
Senator Roberge for the committee.

PUBLIC AND MUNICIPAL AFFAIRS

HB 126, (New Title) relative to a public employee right of free speech.
Ought to pass with amendment, Vote 5-1
Senator Larsen for the committee.

HB 168, relative to the licensure of electrologists and establishing an electrology advisory committee.
Ought to Pass, Vote 6-0
Senator Martel for the committee.

HB 359, (New Title) defining “unnecessary hardship” for purposes of zoning variances.
Ought to pass with amendment, Vote 6-0
Senator Martel for the committee.

HB 437, relative to the disposition of municipal records.
Ought to pass with amendment, Vote 6-0
Senator Kenney for the committee.

TRANSPORTATION AND INTERSTATE COOPERATION

HB 205, relative to licensing requirements for certain drivers.
Ought to Pass, Vote 3-2
Senator Martel for the committee.

HB 261, relative to title to salvage vehicles.
Ought to Pass, Vote 5-0
Senator Letourneau for the committee.

HB 302, (New Title) relative to the mileage rate for service of documents by county sheriffs.
Inexpedient to Legislate, Vote 5-0
Senator Flanders for the committee.

HB 357, relative to negligent driving.
Ought to pass with amendment, Vote 5-0
Senator Letourneau for the committee.

HB 573, (New Title) establishing a commission to study automobile recycling issues, including disposal fees.
Inexpedient to Legislate, Vote 3-2
Senator Martel for the committee.

AMENDMENTS

Energy and Economic Development

May 25, 2005

2005-1606s

06/01

Amendment to HB 69

Amend the bill by replacing section 2 with the following:

2 New Paragraphs; Approval for Large Groundwater Withdrawals; Additional Hearing and Basis for Decision. Amend RSA 485-C:21 by inserting after paragraph V the following new paragraphs:

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

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

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

2005-1606s

AMENDED ANALYSIS

This bill:

I. Requires the department to provide each municipality with a copy of any correspondence sent to an applicant and to provide the applicant with copies of correspondence to an from a municipality.

II. Requires a public hearing prior to the issuance of a decision on an application for a large groundwater withdrawal.

III. Makes the record of a public hearing on a large groundwater withdrawal subject to RSA 91-A.

IV. Establishes a basis for a decision on an application for a large groundwater withdrawal.

Public and Municipal Affairs

May 25, 2005

2005-1620s

06/05

Amendment to HB 126

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

AN ACT relative to public employees' right of free speech.

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

1 Freedom of Expression; Public Employees. Amend RSA 98-E:1 to read as follows:

98-E:1 Freedom of Expression. Notwithstanding any other rule or order to the contrary, a [~~person employed by the state~~] **public employee** in any capacity shall have a full right to publicly discuss and give

opinions as an individual on all matters concerning ~~[the state and its policies]~~ **issues of public interest**. It is the intention of this chapter to balance the rights of expression of the employee with the need of the ~~[state]~~ **public employer** to protect legitimate confidential records, communications, and proceedings.

2 New Section; Definitions. Amend RSA 98-E by inserting after section 1 the following new section:

98-E:1-a Definitions. In this chapter:

I. "Employee" means any person employed by a public employer except:

(a) Persons elected by popular vote.

(b) Persons whose duties imply a confidential relationship to the public employer.

II. "Employer" means the state and any political subdivision thereof, the judicial branch of the state, any quasi-public corporation, council, commission, agency or authority, and the state university system.

3 Interference Prohibited; State Employee Changed to Public Employee. Amend RSA 98-E:2 to read as follows:

98-E:2 Interference Prohibited. No person shall interfere in any way with the right of freedom of speech, full criticism or disclosure by any ~~[state]~~ **public** employee.

4 New Section; Hearing and Remedies. Amend RSA 98-E by inserting after section 4 the following new section:

98-E:5 Hearing and Remedies. Any employee who alleges a violation of rights under this chapter and who has first made a reasonable effort to maintain or restore his or her rights through any grievance procedure or similar process available at his or her place of employment may obtain a hearing before the superior court. Following the hearing, the court shall render a judgment on the matter, and shall order, as appropriate, reinstatement of the employee, payment of back pay, fringe benefits, and seniority rights, any appropriate injunctive relief, or any combination of these remedies.

5 Effective Date. This act shall take effect January 1, 2006.

2005-1620s

AMENDED ANALYSIS

This bill protects a public employee's right to speak about issues of public interest and provides remedies for a violation of the right.

Energy and Economic Development

May 25, 2005

2005-1602s

09/01

Amendment to HB 194

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

AN ACT establishing a study committee to examine regulatory practices pertaining to the telecommunications industry and establishing procedures for alternative regulation of small incumbent local exchange carriers.

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

1 Purpose and Findings. The general court finds that the growth of unregulated wireless and broadband telecommunications services has provided consumers alternatives to traditional telephone utility services. The policy of this state is to promote competition and the offering of new and alternative telecommunications services while preserving universal access to affordable basic telephone services. The continuation of full utility regulation of small incumbent local exchange carrier telephone utilities is not consistent with these objectives. In light of the rapid changes in the telecommunications industry, these policy objectives will best be achieved by implementing alternative regulation plans for small incumbent local exchange carriers that encourage competition, preserve universal telephone service, and provide incentives for innovation, new technology and new services. With regard to large incumbent local exchange carriers, a study committee is hereby established to determine the appropriate form of regulation in this changing environment.

2 Committee Established. Since incumbent local exchange carriers face competition from services that are not regulated, a committee is established to study regulatory practices pertaining to the telecommunications industry.

3 Membership and Compensation.

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

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

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

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

4 Duties. The committee shall examine regulatory practices as they pertain to:

I. The importance of basic telephone services offered by land line telephone companies to households and firms not served by the rapidly evolving unregulated telecommunication industries.

II. The cost of these services to their users and to the regulated telephone companies.

III. Innovative regulatory approaches, which have been implemented in other jurisdictions, which lessen business restrictions of the companies in return for price stability.

IV. The impact of competition and the potential for alternatives other than the typical rate of return regulation that will provide incentives for infrastructure investment and the offering of new and innovative services while preserving universal access to affordable basic telephone services.

5 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 house 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.

6 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2005.

7 New Section; Alternative Regulation of Small Incumbent Local Exchange Carriers. Amend RSA 374 by inserting after section 3-a the following new section:

374:3-b Alternative Regulation of Small Incumbent Local Exchange Carriers.

I. In this section, "small incumbent local exchange carrier" means an incumbent local exchange carrier serving fewer than 25,000 access lines.

II. A small incumbent local exchange carrier subject to rate of return regulation may petition the public utilities commission for approval of an alternative form of regulation providing for regulation of such carrier's retail operations comparable to the regulation applied to competitive local exchange carriers.

III. The commission shall approve the alternative regulation plan if it finds that:

(a) Competitive wireline, wireless, or broadband service is available to a majority of the retail customers in each of the exchanges served by such small incumbent local exchange carrier;

(b) The plan provides for maximum basic local service rates at levels prevailing throughout the state as of the effective date of this section plus allowances for inflation and adjustments to reflect changes in federal, state, or local government taxes, mandates, rules, regulations, or statutes;

(c) The plan promotes the offering of innovative telecommunications services in the state;

(d) The plan meets intercarrier service obligations under other applicable laws; and

(e) The plan preserves universal access to affordable basic telephone service.

IV. The alternative regulation plan may allow the small incumbent local exchange carrier to offer bundled services that include combinations of telecommunications, data, video, and other services.

V. Following approval of the alternative regulation plan, the small incumbent local exchange carrier shall no longer be subject to rate of return regulation or be required to file affiliate contracts or seek prior commission approval of financings or corporate organizational changes, including, without limitation, mergers, acquisitions, corporate restructurings, issuance or transfer of securities, or the sale, lease, or other transfer of assets or control.

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

2005-1602s

AMENDED ANALYSIS

This bill establishes a committee to study regulatory practices pertaining to the telecommunications industry.

The bill also establishes procedures for alternative regulation of small incumbent local exchange carriers by the public utilities commission.

Senate Judiciary

May 25, 2005

2005-1591s

09/01

Amendment to HB 252

Amend the introductory paragraph of RSA 597:2, I-a as inserted by section 1 of the bill by replacing it with the following:

I-a. Except as provided in RSA 597:1-d, a person charged with a probation violation shall be entitled to a bail hearing. The court shall issue an order that, pending a probation violation hearing, the person be:

Amend RSA 597:5-a as inserted by section 2 of the bill by replacing it with the following:

597:5-a When Requirable; Bail and Recognizances for Person Detained for Probation Violation. Upon motion duly made, a court shall schedule a bail hearing. Every court may, when a person is accused of an offense or a probation violation in which said court is authorized to receive bail, release said person on personal recognizance or require him or her to recognize, with sureties, to appear at a future time before the court or any other competent tribunal.

Health and Human Services

May 25, 2005

2005-1611s

05/10

Amendment to HB 257

Amend the bill by replacing section 7 with the following:

7 Emergency Medical and Trauma Services; Rulemaking. Amend RSA 153-A:20, II to read as follows:

II. Protocols [~~recommended~~] **approved and issued** by the emergency medical services medical control board for provision of emergency medical care, which shall [~~provide for the provision of local options under medical control. The protocols shall~~] address living wills established under RSA 137-H, durable powers of attorney for health care established under RSA 137-J, and patient-requested, physician generated orders relative to resuscitation. **Notwithstanding RSA 541-A:12, III, the department may incorporate by reference into such rules protocols pertaining solely to medical and pharmaceutical patient care processes issued by the emergency medical services board and approved by the commissioner.**

2005-1611s

AMENDED ANALYSIS

This bill:

I. Directs the commissioner of the department of safety to adopt rules under RSA 541-A relative to protocols for emergency medical care.

II. Removes the reference in current law to the provision of local options under medical control and repeals the definition of "local option."

III. Establishes a quality management program for emergency and trauma service providers.

This bill is a request of the department of safety.

Banks and Insurance

May 24, 2005

2005-1571s

06/05

Amendment to HB 350

Amend RSA 275:51,V as inserted by section 2 of the bill by replacing it with the following:

V. ~~[If an employee elects to file a wage claim under this section, the wage claim must be filed with the department no later than 18]~~ ***A wage claim may be filed by an employee or by the department on its own motion no later than 36*** months from the date ~~the~~ wages were due. The commissioner shall notify the employer by serving upon the employer a copy of such claim and an order to file with the commissioner within 10 days from the receipt of such notice any objections to such claim specifying the grounds therefor. Service may be by certified mail with return receipt. If objection is not made within 10 days, the commissioner may order that payment be made in accordance with the claim. If requested, a hearing shall be afforded at which time any party may appear, with counsel if desired, and present evidence and cross-examine opposing witnesses. Any party, at the party's own expense, may cause a record to be made of the hearing. A written decision shall be made within 30 days after the hearing stating the decision and specifying the facts and conclusions upon which the decision is based. If wages are found to be due, an order for payment shall issue. Any party aggrieved by the decision may appeal to the superior court not later than 20 days from the date thereof by petition, setting forth that the decision is erroneous, in whole or in part, and specifying the grounds upon which the decision is claimed to be in error. Upon the filing of an appeal, the commissioner shall transfer to the court the record of the proceeding or a certified copy thereof. The scope of review by the superior court shall be limited to questions of law. After hearing and upon consideration of the record, the court may affirm, vacate or modify in whole or in part the decision of the commissioner, or may remand the matter to the commissioner for further findings. In the absence of a seasonable appeal, the decision and order shall be final, shall be entered upon the docket of the superior court at the request of the prevailing party, may be enforced as a judgment of the court, and shall be a lien upon the property of the employer situated in the state for a period of 3 years from the time of the decision. It is a requirement of this chapter for purposes of RSA 275:52 that a final order be immediately satisfied by the employer.

Amend the bill by replacing section 3 with the following:

3 New Subparagraphs; Withholding of Wages; Deductions Allowed. Amend RSA 275:48, I by inserting after subparagraph (d)(2) the following new subparagraphs:

(3) Voluntary installment payments of legitimate loans made by the employer to the employee as evidenced by a document that includes the following:

- (A) The time the payments will begin and end.
- (B) The amounts to be deducted.

(C) A specific agreement regarding whether the employer is allowed to deduct any amount outstanding from final wages at the termination of employment.

(4) Voluntary payments for the recovery of accidental overpayment of wages when the following conditions are met:

- (A) The recovery is agreed to in writing.
- (B) The deduction for the overpayment begins one pay period following the date the parties execute the written agreement.
- (C) The written agreement specifies:

- (i) The date the recovery of the overpayment will begin and end.
 - (ii) The amount to be deducted, which shall be agreed upon by the employer and the employee but which shall, in no event, be more than 20 percent of the employee's gross pay in any pay period.
 - (iii) A specific agreement regarding whether the employer is allowed to deduct any amount outstanding from final wages at the termination of employment.

(5) Voluntary payments for the recovery of tuition for non-required educational costs paid by the employer for the employee to an educational institution when the specific deduction is authorized in writing prior to the deduction as evidenced by a document that includes the following:

- (A) The time the payments will begin and end.
- (B) The amounts to be deducted.
- (C) A specific agreement regarding whether the employer is allowed to deduct any amount outstanding from final wages at the termination of employment.

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

4 New Subparagraph; Withholding of Wages; Deduction From Final Wages at Termination. Amend RSA 275:48, I by inserting after subparagraph (d) the following new subparagraph:

(e) The employer has a written request from the employee, made at the time of the original request without coercion or pressure, that authorizes the employer to deduct from the employee's final wages at the termination of employment any amount the employee may owe for voluntary payments for vacation pay, paid time off pay, earned time pay, personal time pay, annual pay, sick pay, sick dependent pay, and bereavement pay made pursuant to a written employment policy as required by RSA 275:49, III, when the payments have been requested and paid to the employee in advance of eligibility.

Internal Affairs

May 25, 2005

2005-1637s

10/01

Amendment to HB 354

Amend the bill by replacing all after section 3 with the following:

4 Study Committee on Improving Process of Rulemaking Extended. Amend 2004, 180:6 to read as follows:

180:6 Report. The committee shall report its findings, any recommendations for proposed legislation, and any specific recommendations for implementing procedures designed to improve rulemaking that do not require statutory changes. Such report shall be submitted to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before ~~[November 1, 2004]~~ **December 1, 2005**.

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

2005-1637s

AMENDED ANALYSIS

This bill allows house and senate policy committees to vote for a joint resolution on final agency rules, makes various changes to the adoption procedure for rules, and extends the study committee on improving the rulemaking process.

Transportation and Interstate Cooperation

May 25, 2005

2005-1608s

03/09

Amendment to HB 357

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

AN ACT relative to negligent driving, relative to driver's license fees for nonresident aliens, and relative to motor vehicle inspection expiration.

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 5:

2 License Expiration; Non-Citizens. Amend RSA 263:10 to read as follows:

263:10 License Expiration. Except as provided in RSA 263:14 **and RSA 263:39-a, III**, all licenses shall expire on the fifth anniversary of the license holder's date of birth following the date of issuance. The department shall notify each holder of a license by mail addressed to the holder's last known address, 30 days prior to the expiration date thereof of a place and time when he or she shall appear for the issuance of a new license.

3 Driver's License Fees; Aliens Temporarily Residing in New Hampshire. Amend RSA 263:42, I to read as follows:

I. For each original driver's license and examination or driver's license renewal, other than for a commercial vehicle or motorcycle- \$50; for each youth operator's license and examination- \$10 per year, not to exceed \$50; **for each license issued to a nonresident alien for less than 5 years- \$10 per year or portion thereof**; for each original commercial driver license and examination or commercial driver license

renewal- \$60; for each commercial driver license reexamination in a one-year period- \$20; for each commercial vehicle endorsement, renewal of an endorsement, or removal of a restriction- \$10; for each special motorcycle original license and examination or special motorcycle license renewal- \$50; for each original motorcycle endorsement- \$25; for each motorcycle endorsement renewal- no charge. For each original driver's license issued, \$5 shall be credited to the driver training fund established by RSA 263:52. Except as provided in RSA 263:14 **and RSA 263:39-a, III**, every license shall expire on the licensee's birthdate in the fifth year following the issuance of such license. No fee collected under this paragraph shall be refunded once an examination has been taken or a license issued, except as provided in RSA 263:43.

4 Vehicle Inspection; Expiration. Amend RSA 266:1, IV to read as follows:

IV. Notwithstanding paragraphs II and III, newly registered vehicles, other than [~~OHRV's~~] **OHRVs**, snow traveling vehicles, and mopeds, and vehicles, other than [~~OHRV's~~] **OHRVs**, snow traveling vehicles, and mopeds, the ownership of which has been transferred, shall be inspected not later than 10 days after the registration or transfer of ownership of said vehicle. However, if a vehicle is purchased at retail from a licensed dealer, as defined in RSA 259:18, [~~H,~~] the vehicle shall be inspected not later than 30 days after the date of transfer. A vehicle for which a dealer has issued a 20-day plate pursuant to RSA 261:109 shall be presumed to be capable of meeting the vehicle inspection requirements. **All other expired motor vehicle inspections shall be subject to the 10-day grace period in RSA 266:5.**

2005-1608s

AMENDED ANALYSIS

This bill:

I. Establishes fines for persons guilty of negligent driving.

II. Authorizes the department of safety to prorate drivers' license fees for nonresident aliens.

III. Inserts a reference to the general grace period for motor vehicle inspections into the inspection provision for newly registered and transferred motor vehicles.

Public and Municipal Affairs

May 25, 2005

2005-1615s

06/09

Amendment to HB 359

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

1 New Paragraph; Powers of Zoning Board of Adjustment; Unnecessary Hardship Defined. Amend RSA 674:33 by inserting after paragraph I the following new paragraph:

I-a.(a) For purposes of this section "unnecessary hardship" shall mean that because of the unique and particular characteristics of a property, its setting, and environment, the board finds that:

(1) The property cannot be reasonably used in strict conformance with the ordinance and a variance is therefore necessary to enable a reasonable and economically viable use of it; or

(2) No fair and substantial relationship exists between the general public purposes of the ordinance provision and the specific application of that provision to the property, the proposed use is a reasonable one, and the grant of a variance will not injure the public or private rights of others.

(b) "Unnecessary hardship" as defined in subparagraph (a) shall apply to both use variances and area variances.

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

Internal Affairs

May 25, 2005

2005-1633s

03/10

Amendment to HB 366

Amend the bill by deleting sections 4-5 and renumbering the original sections 6-9 to read as 4-7, respectively.

Amend the bill by replacing section 6 with the following:

6 Sending Absentee Ballots. Amend RSA 657:15 to read as follows:

657:15 Sending Absentee Ballots. When the verification required by RSA 657:12 or 657:13 has been made, the clerk shall retain the application and, without delay, personally deliver or mail to the applicant the appropriate ballot and materials as described in RSA 657:7 through 657:9 or designate an assistant to deliver such materials to the applicant. The clerk may not designate as an assistant any person who is a candidate for nomination or office or who is working for such a candidate. Any ballots sent pursuant to the provisions of this section shall be mailed or delivered only by officials from the city or town clerk's office and delivered only to the applicant. If the address to which the absent voter's ballot is sent is outside the United States or Canada, such papers shall be sent by air mail. Said clerks shall keep lists of the names and addresses, arranged by voting places, of all applicants to whom official absent voting ballots have been sent, and shall identify those official absent voting ballots which have been returned to the clerk. Candidates whose names appear on the ballot and persons bearing notarized requests or copies of notarized requests from candidates whose names appear on the ballot may obtain copies of such lists; the lists shall not be available for public inspection at any time without a court order. ***The clerk may charge a fee for copies of such lists of up to \$3 plus \$1 for every 50 names or portion thereof, plus any shipping costs.***

2005-1633s

AMENDED ANALYSIS

This bill:

I. Establishes requirements for the secretary of state to cause the removal of certain names from voter checklists.

II. Changes the 10-year checklist verification to a 4-year checklist verification.

III. Authorizes the secretary of state to assign voter identification numbers.

IV. Establishes fees for absentee voter lists.

Senate Executive Departments and Administration

May 25, 2005

2005-1616s

10/09

Amendment to HB 415

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

AN ACT excepting installation of gas furnace or boiler equipment from regulation by the electrician's board.

Amend the bill by replacing section 1 with the following:

1 Electricians; Exception Added. Amend RSA 319-C:3, IX to read as follows:

IX. Installation of fuel oil, ***natural, propane, or other burnable gas furnace, or boiler*** equipment and controls connected thereto.

2005-1616s

AMENDED ANALYSIS

This bill adds gas furnace or boiler equipment installation to the exceptions to the regulatory authority of the electrician's board.

Public and Municipal Affairs

May 25, 2005

2005-1629s

05/03

Amendment to HB 437

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

AN ACT relative to the disposition of municipal records and relative to rules governing records management.

Amend the bill by inserting after section 5 the following and renumbering the original section 6 to read as 8:

6 Department of State; Records Management and Archives, RSA 541-A Exemption. Amend RSA 5:40 to read as follows:

5:40 Rules. The director, under the supervision of the secretary of state, shall establish a manual of uniform rules necessary and proper to effectuate the purpose of this subdivision. Such rules and any subsequent revisions, when approved by the governor and council, shall be binding upon all officers and employees of the state. Any rules adopted pursuant to this section shall be ~~[adopted in accordance with]~~ **exempt from** RSA 541-A.

7 New Subparagraph; Administrative Procedure Act; Exemption; Manual of Rules for Record Management and Archives. Amend RSA 541-A:21, I by inserting after subparagraph (y) the following new subparagraph:

(z) RSA 5:40, relative to the manual of rules for records management and archives.

2005-1629s

AMENDED ANALYSIS

This bill codifies the retention schedule for municipal records, establishes criteria for the retention of electronic records, and makes related technical changes to the law governing the disposition of municipal records. The bill also exempt rules governing records management and archives from the requirements of RSA 541-A, the administrative procedure act.

The bill is a request of the secretary of state.

Senate Judiciary

May 25, 2005

2005-1613s

08/10

Amendment to HB 468

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

1 New Section; Protection of Persons from Domestic Violence; Permissible Contact. Amend RSA 173 by inserting after section 5 the following new section:

173-B:5-a Permissible Contact. A protective order issued pursuant to RSA 173-B:4 or RSA 173-B:5 shall not be construed to prohibit an attorney, or any person acting on the attorney's behalf, who is representing the defendant in an action brought under this chapter, or in any criminal proceeding concerning the abuse alleged under this chapter, from contacting the plaintiff for a legitimate purpose within the scope of the civil or criminal proceeding; provided, that the attorney or person acting on behalf of the attorney: identifies himself or herself as a representative of the defendant; acknowledges the existence of the protective order and informs the plaintiff that he or she has no obligation to speak; terminates contact with the plaintiff if the plaintiff expresses an unwillingness to talk; ensures that any personal contact with the plaintiff occurs outside of the defendant's presence, unless the court has modified the protective order to permit such contact.

2 New Paragraph; Stalking; Permissible Contact. Amend RSA 633:3-a by inserting after paragraph III-b the following new paragraph:

III-c. A protective order issued pursuant to this section, RSA 173-B:4, or RSA 173-B:5 shall not be construed to prohibit an attorney, or any person acting on the attorney's behalf, who is representing the defendant in an action brought under this chapter, or in any criminal proceeding concerning the abuse alleged under this chapter, from contacting the plaintiff for a legitimate purpose within the scope of the civil or criminal proceeding; provided, that the attorney or person acting on behalf of the attorney: identifies himself or herself as a representative of the defendant; acknowledges the existence of the protective order and informs the plaintiff that he or she has no obligation to speak; terminates contact with the plaintiff if the plaintiff expresses an unwillingness to talk; ensures that any personal contact with the plaintiff occurs outside of the defendant's presence, unless the court has modified the protective order to permit such contact.

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

Banks and Insurance

May 24, 2005

2005-1583s

01/09

Amendment to HB 490

Amend RSA 359-C:5, II-a as inserted by section 1 of the bill by replacing it with the following:

II-a. This section is not intended to prevent a financial institution from disclosing to the county attorney or the attorney general, **or either of their authorized designees**, the financial or credit records of a customer **or any other person**, or the information contained therein when the director, officer, employee or agent of the financial institution has reasonable cause to believe the customer, **or other person**, is utilizing the services of the institution to defraud the institution or any other person.

Banks and Insurance

May 24, 2005

2005-1577s

09/04

Amendment to HB 542

Amend the bill by replacing section 14 with the following:

14 Discretionary Trusts; Effect of Standard. Amend RSA 564-B:5-504(c)-(d) to read as follows:

(c) To the extent a trustee has not complied with a standard of distribution or has abused a discretion:

(1) a distribution may be ordered by the court to satisfy a judgment or court order against the beneficiary for support of the beneficiary's child or for alimony for the beneficiary's spouse[;] or former spouse; and

(2) the court shall direct the trustee to pay to the child, spouse, or former spouse such amount as is equitable under the circumstances but not more than the amount the trustee would have been required to distribute to or for the benefit of the beneficiary had the trustee complied with the standard or not abused the discretion[;] **and with respect to alimony, only for and to the extent that the judgment or court order expressly specifies the alimony amount attributable to the most basic food, shelter and medical needs of the spouse or former spouse.**

(d) [~~This section~~] **Subsection (b)** does not limit the right of a beneficiary to maintain a judicial proceeding against a trustee for an abuse of discretion or failure to comply with a standard [~~for~~] **of** distribution.

(e) A creditor or assignee of a beneficiary may not compel a distribution to the beneficiary solely because the beneficiary is a trustee if the trustee's discretion is limited by an ascertainable standard related to the beneficiary's health, education, maintenance, or support or if the beneficiary-trustee's discretion is exercisable only with the consent of a cotrustee or another person holding an adverse interest. Under such circumstances, the creditor or assignee may compel a distribution only to the extent the creditor or assignee otherwise may compel a distribution were the beneficiary not acting as trustee or cotrustee.

Senate Education

May 24, 2005

2005-1562s

04/09

Amendment to HB 557

Amend RSA 189:28, V as inserted by section 1 of the bill by replacing it with the following:

V. The department of education shall determine the average daily membership in attendance of every school district, city, joint maintenance agreement, charter school, public academy, and private institution that operates an elementary or secondary school, and the average daily membership in residence of each school district, municipality within a cooperative school district, and unincorporated place.

Senate Judiciary

May 25, 2005

2005-1590s

01/09

Amendment to HB 583

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

AN ACT establishing an oversight committee to study medical malpractice insurance rates in this state and requiring a hearing when medical malpractice insurance rates change.

Amend RSA 519-A:11, III as inserted by section 1 of the bill by replacing it with the following:

III. The members of the committee shall elect a chairperson from among the members. Four members of the committee shall constitute a quorum; provided, that no quorum is present unless at least one member of each body is present.

Amend RSA 519-A:11, VI(b) and (c) as inserted by section 1 of the bill by replacing it with the following:

(b) The committee shall make an interim report of its findings about medical malpractice insurance rates and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before December 1, 2006.

(c) The committee shall make a final report of its findings about medical malpractice insurance rates and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before December 1, 2008.

Amend RSA 519-A:12, I(c) by inserting after subparagraph (3) the following new subparagraph:

(4) Such other statistical information as the committee may request.

Amend RSA 519-A:12, II as inserted by section 1 of the bill by replacing it with the following:

II.(a) The insurance commissioner shall report to the committee, established in RSA 519-A:11, annually, on or before November 1 of each year, on the medical malpractice market in New Hampshire and the current rate levels and pricing of medical malpractice insurance products in New Hampshire. Such reports shall include, but not be limited to, average rate comparisons of medical liability insurance for categories of medical providers and specialties identified by the insurance commissioner, the frequency and severity of medical injury claims, the time for resolution of medical injury claims from first notice to final resolution, and other factors influencing the pricing of medical malpractice insurance products.

(b) The insurance commissioner is authorized to compel the production of documents from carriers that is required to provide the committee with requested information. To the extent the commissioner collects information from insurers regarding individual claims, loss adjustment and other expenses, reserves, indemnity payments, or other financial information that is not otherwise reported to the commissioner and available to the public, such information shall be treated as examination materials, kept confidential and not be subject to RSA 91-A.

Amend the bill by replacing section 3 with the following:

3 New Paragraph; Rate Filings; Medical Malpractice. Amend RSA 412:16 by inserting after paragraph XIII the following new paragraph:

XIV.(a) For medical malpractice insurance, regardless of whether the market is competitive or noncompetitive, the commissioner shall notify the public of any filing for a rate change when the proposed rate adjustment increases the then applicable rate by more than 15 percent or when the proposed rate adjustment decreases the then applicable rate by more than 15 percent.

(b) The commissioner shall hold a hearing on the rate adjustment upon receipt of a timely request.

(c) The rate change shall be deemed approved under rules established according to the provisions of RSA 412:43 unless the rate filing is disapproved by the commissioner.

(d) Public notice under subparagraph (a) shall be made through distribution to the news media and to any member of the public who requests placement on a mailing list for that purpose.

4 New Paragraphs; Rulemaking Authority. Amend RSA 412:43 by inserting after paragraph II the following new paragraphs:

III. The commissioner shall adopt rules under RSA 541-A relative to the conduct of hearings under RSA 412:16, XIV which shall include the definition of a timely request for a hearing, timelines for scheduling hearings, and procedures to prevent delays in commencing or continuing the hearings.

IV. The commissioner shall adopt rules under RSA 541-A relative to time periods for approvals of filings under RSA 412:16, XIV.

5 Effective Date.

I. Sections 1 and 2 of this act shall take effect upon its passage.

II. The remainder of this act shall take effect 60 days after its passage.

2005-1590s

AMENDED ANALYSIS

This bill establishes a statutory oversight committee to study medical malpractice insurance rates in this state.

This bill also requires the commissioner of insurance to hold a public hearing, if requested, when medical malpractice insurance rates change by more than 15 percent from the currently applicable rates.

Health and Human Services

May 25, 2005

2005-1604s

05/03

Amendment to HB 585

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

1 Grounds for Termination of Parental Rights; Based on Criminal Conviction. RSA 170-C:5,VII is repealed and reenacted to read as follows:

VII. The parent has been convicted of one or more of the following offenses:

(a) Murder, pursuant to RSA 630:1-a or 630:1-b, of another child of the parent, a sibling or step-sibling of the child, the child's other parent, or other persons related by consanguinity or affinity, including a minor child who resided with the defendant.

(b) Manslaughter, pursuant to RSA 630:2, of another child of the parent, a sibling or step-sibling of the child, the child's other parent, or other persons related by consanguinity or affinity, including a minor child who resided with the defendant.

(c) Attempt, pursuant to RSA 629:1, solicitation, pursuant to RSA 629:2, or conspiracy, pursuant to RSA 629:3, to commit any of the offenses specified in subparagraphs VII(a) and VII(b).

(d) A felony assault under RSA 631:1, 631:2, 632-A:2, or 632-A:3 which resulted in injury to the child, a sibling or step-sibling of the child, the child's other parent, or other persons related by consanguinity or affinity, including a minor child who resided with the defendant.

2 Child Protection Act; Petition for Termination of Parental Rights Required for Criminal Conviction. RSA 169-C:24-a, I(c) is repealed and reenacted to read as follows:

(c) Where a court of competent jurisdiction has made any one or more of the following determinations:

(1) That the parent has been convicted of murder, pursuant to RSA 630:1-a or RSA 630:1-b, of another child of the parent, a sibling or step-sibling of the child, the child's other parent, or other persons related by consanguinity or affinity, including a minor child who resided with the defendant.

(2) That the parent has been convicted of manslaughter, pursuant to RSA 630:2, of another child of the parent.

(3) That the parent has been convicted of attempt, pursuant to RSA 629:1, solicitation, pursuant to RSA 629:2, or conspiracy, pursuant to RSA 629:3, to commit any of the offenses specified in subparagraphs I(c)(1) or I(c)(2).

(4) That the parent has been convicted of a felony assault under RSA 631:1, 631:2, 632-A:2, or 632-A:3 that resulted in injury to the child, a sibling or step-sibling of the child, the child's other parent, or other persons related by consanguinity or affinity, including a minor child who resided with the defendant

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

2005-1604s

AMENDED ANALYSIS

This bill provides that parental rights may be terminated based on a conviction for felony assault, manslaughter, or murder of certain persons related to the defendant.

Health and Human Services
May 25, 2005
2005-1603s
05/03

Amendment to HB 586

Amend RSA 458-C:6 as inserted by section 1 of the bill by replacing it with the following:

458-C:6 Review of Guidelines. The department of health and human services shall review the guidelines provided under this chapter in order to determine whether application of such guidelines results in the determination of appropriate child support award amounts. ***Upon completion of the review, the department of health and human services shall report its findings and recommendations to the president of the senate, the speaker of the house of representatives, and the governor. The review required under this section shall meet the requirements of 42 U.S.C. section 667 and may be conducted in conjunction with a legislative review of the child support guidelines.***

2005-1603s

AMENDED ANALYSIS

This bill directs the department of health and human services to inform the legislature and the governor of its periodic review of child support guidelines and to include the findings of the commission on child support and related child custody issues, established in 2003, 277 (HB 310), in the next review of such guidelines.

HEARINGS AND EXECUTIVE SESSIONS

Calendar schedules are subject to change. The most up-to-date information is available at www.gencourt.state.nh.us/senate/. Click on Bill Search, enter the bill number, then click on the link to the bill docket.

FRIDAY, MAY 27, 2005

FINANCE, Room 103, SH

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

9:00 a.m.

EXECUTIVE SESSION ON PENDING LEGISLATION

TUESDAY, MAY 31, 2005

ENERGY AND ECONOMIC DEVELOPMENT, Room 102, LOB

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

3:00 p.m.

EXECUTIVE SESSION ON PENDING LEGISLATION

ENVIRONMENT AND WILDLIFE, Room 103, LOB

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

1:00 p.m.

SCR 5, recognizing the increasing problem of exotic aquatic weeds and species.

EXECUTIVE SESSION MAY FOLLOW

FINANCE, Room 103, SH

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

9:00 a.m.

HB 460-FN, relative to the reimbursement to certain providers by the bureau of emergency communications.

10:00 a.m.

Work Session on **HB 616-FN-L**, (New Title) relative to the education property tax and the education equity index.

EXECUTIVE SESSION MAY FOLLOW

HEALTH AND HUMAN SERVICES, Room 101, LOB

Sen. Martel (C), Sen. Kenney (VC), Sen. Gallus, Sen. Letourneau, Sen. Estabrook, Sen. Fuller Clark
11:30 a.m.

EXECUTIVE SESSION ON THE FOLLOWING LEGISLATION

HB 173, relative to food service and distribution.

JUDICIARY, Room 105-A, SH

Sen. Foster(C), Sen. Clegg (VC), Sen. Green, Sen. Letourneau, Sen. Roberge, Sen. Gottesman
1:00 p.m.

EXECUTIVE SESSION ON PENDING LEGISLATION**RULES AND ENROLLED BILLS** Room 105-A, SH

Sen. Eaton (C), Sen. Flanders (VC), Sen. Clegg, Sen. D'Allesandro, Sen. Gottesman
3:00 p.m.

Regular Meeting

WEDNESDAY, JUNE 1, 2005**CAPITAL BUDGET**, Room 105-A, SH

Sen. Clegg (C), Sen. D'Allesandro (VC), Sen. Boyce, Sen. Johnson, Sen. Morse
8:15 a.m.

EXECUTIVE SESSION ON PENDING LEGISLATION**FINANCE**, Room 103, SH

Sen. Morse (C), Sen. Boyce (VC), Sen. Clegg, Sen. Eaton, Sen. Odell, Sen. D'Allesandro, Sen. Larsen
10:30 a.m.

EXECUTIVE SESSION ON PENDING LEGISLATION**TRANSPORTATION AND INTERSTATE COOPERATION**, Room 101, LOB

Sen. Letourneau (C), Sen. Morse (VC), Sen. Flanders, Sen. Martel, Sen. Burling, Sen. Estabrook
9:30 a.m.

EXECUTIVE SESSION ON THE FOLLOWING LEGISLATION

HB 326, (New Title) relative to motorcycle noise levels and mufflers.

MEETINGS***FRIDAY, MAY 27, 2005*****HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE** (RSA 126-A:13)

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

CANNON MOUNTAIN ADVISORY COMMISSION (RSA 12-A:29-b)

10:30 a.m. Franconia Notch State Park Regular Meeting
Park Headquarters Building

COMMISSION TO STUDY ALL ASPECTS OF SAME SEX CIVIL MARRIAGE AND THE LEGAL EQUIVALENTS THEREOF, WHETHER REFERRED TO AS CIVIL UNIONS, DOMESTIC PARTNERSHIPS, OR OTHERWISE (SB 427, Chapter 100:2, Laws 2004)

12:00 p.m. Rooms 206-208, LOB Regular Meeting

TUESDAY, MAY 31, 2005**COMMISSION TO STUDY ALL ASPECTS OF SAME SEX CIVIL MARRIAGE AND THE LEGAL EQUIVALENTS THEREOF, WEATHER REFERRED TO AS CIVIL UNIONS, DOMESTIC PARTNERSHIPS, OR OTHERWISE** (SB 427, Chapter 100:2, Laws of 2004)

6:30 p.m. Littleton Opera House Regular Meeting
Main St.
Littleton, NH

WEDNESDAY, JUNE 1, 2005

NH DEPARTMENT OF TRANSPORTATION (Stoddard 14369 Paving a portion of NH Route 9 from the intersection of Granite Lake Rd east approx. 5 miles to a point 1500 ft east of the intersection of 123, also includes drainage and guardrail improvements)

7:00 p.m.	Stoddard Town Hall 1450 Rte 123 North Stoddard, NH	Combined Public Officials/ Public Informational Meeting
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FRIDAY, JUNE 3, 2005

NH LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4)

9:00 a.m.	CDFA Board Room 10 Dixon Avenue Concord, NH 03301	Regular Meeting
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JOINT COMMITTEE ON EMPLOYEE RELATIONS (RSA 273-A:9, V-a)

10:00 a.m.	Rooms 210-211, LOB	Public Hearing on tentative bargaining agreement between State of NH and State Employees Assoc. Executive session to follow
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TUESDAY, JUNE 7, 2005

IMPLEMENTING A RECOMMENDATION OF THE NH ESTUARIES PROJECT MANAGEMENT PLAN (SB 70, Chapter 236:1, Laws of 2003)

8:30 a.m.	Nowak Room Exeter Town Office 10 Front Street Exeter, NH	Regular Meeting
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STATE VETERANS' ADVISORY COMMITTEE (RSA 115-A:2, VI)

5:00 p.m.	State Veterans Home Tilton, NH	Regular Meeting
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THURSDAY, JUNE 9, 2005

NEW HAMPSHIRE TASK FORCE ON DEAFNESS AND HEARING LOSS (HB 225, Chapter 117:2, Laws of 2003)

10:00 a.m.	Room 205, LOB	Regular Meeting
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MONDAY, JUNE 13, 2005

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

1:00 p.m.	Room 102, LOB	Regular Meeting
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WEDNESDAY, JUNE 15, 2005

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

9:00 a.m.	Rooms 210-211, LOB	Regular Business
9:30 a.m.	Rooms 210-211, LOB	Audit: State of New Hampshire Department of Environmental Services Financial and compliance Audit Report For the Fiscal Year Ended June 30, 2004

FRIDAY, JUNE 17, 2005

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

9:00 a.m. NH Department of Revenue Administration Regular Meeting
 Community Services Division in the Training Room
 57 Regional Dr.
 Concord, NH

CURRENT USE BOARD (RSA 79-A:3)

9:30 a.m. Training Room Regular Board Meeting
 45 Chenell Dr.
 Concord, NH

NH DEPARTMENT OF TRANSPORTATION (Long Range Plan)

1:00 p.m. Society for the Protection Advisory Committee Meeting
 NH Forests Conservation Center
 54 Portsmouth St.
 West Concord, NH

MONDAY, JUNE 20, 2005

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

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

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

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

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

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

WEDNESDAY, JUNE 22, 2005

NH DEPARTMENT OF TRANSPORTATION (Plaistow 13803 NH Route 125)

7:00 p.m. Pollard Elementary Commission Hearing
 School Cafeteria
 120 Main Street
 Plaistow, NH

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SENATE BILLS AMENDED BY THE HOUSE

SB 5	establishing a commission to study the state park system.
SB 19	(New Title) relative to qualifications to sell lottery, bingo and lucky 7 tickets.
SB 21	relative to voluntary mediated agreements in adoptions.
SB 23	relative to membership on the public water access advisory board.
SB 28	relative to confidentiality and workers' compensation.
SB 37	relative to disclosure of expert testimony.
SB 39	relative to disinterment of dead bodies. (Senate action expected 5/26/05)
SB 43	relative to the administration of estates of persons presumed dead.
SB 46	relative to the duties of law enforcement officials upon receiving reports of missing adults.
SB 48-FN	(New Title) prohibiting unlawful peering into the dwelling place of another.
SB 52	(New Title) establishing the state suggestion and extraordinary service award program.
SB 53-FN	relative to increased funding for publication of certain materials by the department of environmental services and changing the title of chief operations officer to chief financial officer in the department of environmental services.

SB 57	establishing a commission to study ways to alleviate medical malpractice premiums for high risk specialties. (Senate concurred 5/12/05)
SB 61	(New Title) relative to judges giving notice of intent to retire, and relative to retired status for judges and assignment of judicial referees.
SB 62-FN	allowing court fees to be paid by credit card.
SB 66	(New Title) establishing a committee to study the creation of a northern New England purchasing alliance for small business health insurance
SB 75-FN	relative to the statute of limitations for a civil actions based upon a sexual assault case.
SB 76	relative to the extension of restraining orders under the domestic violence protection act.
SB 77	relative to the review of proposed health care provider contracts.
SB 78	relative to payment of health care providers by health carriers.
SB 83	(New Title) establishing a commission to study issues relative to the comprehensive shoreland protection act.
SB 86	permitting on-site samples and retail sales by liquor manufacturer licensees.
SB 88	relative to emergency medical transportation.
SB 105	granting the executive director of fish and game authority to promote hunting, fishing, and wildlife-related activities.
SB 124	relative to the regulation of real estate brokers by the real estate commission.
SB 142	extending the reporting date of the commission to study issues relative to groundwater withdrawals.
SB 145-FN	establishing a medical/vision advisory board. (Senate action expected 5/26/05)
SB 153-FN	relative to the administration of certain programs by the department of environmental services.
SB 156-FN	relative to criminal trespass. (Senate concurred 5/19/05)
SB 165-FN	relative to the collection of tax debts from out-of-state debtors.
SB 168	relative to administration of estates.
SB 186	allowing probate court judges and district court justices to sit on probate or district court cases.
SB 187	relative to allowing alternative certified hazardous waste coordinator programs.
SB 188	(New Title) relative to the construction of buildings on properties without street frontage.
SB 203	relative to leases and contracts for buildings or lands owned by the fish and game department. (Senate Concurred 5/19/05)
SB 215-FN	(New Title) creating a committee to study banning the incineration of construction and demolition debris.
SB 216	(New Title) establishing a commission to study area agencies.
SB 222-FN	relative to cumulative trauma under workers' compensation. (Senate action expected 5/26/05)
SB 224	relative to the committee on judicial conduct. (Senate Concurred 5/19/05)
SB 227	(New Title) naming a certain bridge in the town of Enfield the Henry P. Brown, M.D. Bridge, naming the White Mountains Attractions Building the Norman B. Fadden White Mountains Attractions Building, and naming a bridge in the town of Carroll the Kenneth B. Jordan Memorial Bridge. (Senate concurred 5/12/05)

THE FOLLOWING 2005 BILLS HAVE ENROLLED BILL AMENDMENTS. THESE ENROLLED BILL AMENDMENTS ARE AVAILABLE IN THE SENATE CLERK'S OFFICE.

HOUSE BILLS: 299, 303, 394, 411, 420, 449, 465, 469

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 2005 BILLS.

SENATE BILLS: 6, 21, 27, 33, 35, 38, 48, 52, 53, 58, 62, 63, 79, 86, 92, 93, 94, 101, 102, 106, 107, 108, 110, 112, 114, 117, 118, 125, 127, 128, 129, 131, 134, 135, 137, 140, 144, 146, 147, 151, 152, 153, 154, 157, 163, 164, 165, 170, 180, 182, 184, 194, 197, 200, 206, 208, 209, 210, 215, 219, 222, 223, 225

HOUSE BILLS: 25, 47, 59, 83, 114, 215, 272, 304, 339, 430, 431, 432, 433, 460, 513, 535, 594, 604, 611, 617, 625, 644, 651, 665, 672, 687,

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NOTICES

MONDAY, JUNE 6, 2005

Pursuant to RSA 326-B:10-a, the Joint Health Council will meet at the NH Board of Nursing office located at the Walker Building, 21 S. Fruit St., Concord, NH, on Monday, June 6, 2005 at 6:00 p.m.

Senator André A. Martel

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THURSDAY, JUNE 9, 2005

The 2005-2006 Senate "Class Photograph" will be retaken on Thursday, June 9, at 9:30 a.m. in the Senate chamber.

Thomas R. Eaton, Senate President

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MONDAY, JUNE 13, 2005

The Governor's Task Force on the Humane Treatment of Animals will meet in Room 100, SH, from 2:30-4:00 p.m. on Monday, June 13, 2005. All interested parties are invited to attend.

Senator Sheila Roberge

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MONDAY, JUNE 13, 2005

The 32nd Annual Bill White Memorial Legislative Golf Tournament is scheduled for Monday, June 13, 2005 at Canterbury Woods Country Club, Canterbury, NH. The entry fee for this annual tournament is \$85.00 per person which includes greens fee, cart, barbecue dinner and prizes.

Registration is at 7:30 a.m. and the shotgun start is scheduled for 9:00 a.m. The format is "Captain and Crew". Sign-up as a foursome or sign-up by yourself in order to be placed in a foursome.

A maximum of 120 players will be allowed. Please note that payment must be made upon registration. There will be no exceptions to this rule! Cancellation must occur two weeks prior to the tournament date to receive a full fee refund.

Return your entry and payment no later than May 20th to Sandra Anderson at the LOB Lobby Desk. Checks should be made payable to Sandra Anderson.

Thomas R. Eaton, President of the Senate

32nd Annual Bill White Memorial Golf Tournament
 Canterbury Woods Country Club
 Canterbury, NH

Name: 1. _____
 2. _____
 3. _____
 4. _____
 Telephone: _____ Amount Enclosed: _____

* * * * *

SENATE SCHEDULE

Monday, May 30, 2005	Memorial Day (State Holiday)
Thursday, June 9, 2005	Last day for Senate to act on all House bills in the first year session
Thursday, June 16, 2005	Last day to form a Committee of Conference in the first year session
Wednesday, June 22, 2005, 3:00 p.m.	Deadline for Committee of Conference report sign-offs
Wednesday, June 29, 2005	Deadline for Senate to act on Committee of Conference reports
Monday, July 4, 2005	Independence Day (State Holiday)

VISITORS CENTER SCHEDULE - MAY & JUNE

State House Visitation Schedule 2005 School Year

For May & June 2005

Virginia Drew, Public Information Administrator
 Kenneth Leidner, Director

DATE	TIME	GROUP	CLASS/SIZE
F May 27	9:30 & 11:00 SH & HM	Epsom Central School	4/50
F May 27	12:30	Bethlehem Elem	4/25
M May 30		SH Closed Memorial Day	
Tu May 31	9:30	St. Joseph School – Keene	4/12
Tu May 31	10:30	The Well School – Peterborough	4/12
Tu May 31	10:30	Mtn Shadows School – Dublin	6/10
Tu May 31	12:00	St. Elizabeth Seton – Rochester	4/34
W June 1	9:30 & 11:00 SH & HM	Green Acres School – Manchester	4/88
Th June 2	9:15	Kearsarge Middle School – New London	8/40
Th June 2	10:30 & 12:30 SH & Planet	Lakeway Elem – Littleton	4/74
F June 3	9:00/10:30 SH/HM	St. Catherine's School – Manchester	4/58
F June 3	10:00 & 11:00 SH & Lawn	Maple Ave School – Claremont	4/58
M June 6	8:30 SH	Florence Rideout Elem School – Wilton	4/35
M June 6	10:00 & 11:00 SH & Lawn	Pelham Elem School	4/50
Tu June 7	10:00 & 11:00 SH & Lawn	Pelham Elem School	4/50
Tu June 7	12:30	Ed Fenn School – Gorham	4/35
Tu June 7	2:00	Concord Chamber of Commerce	30
W June 8	10:00 & 11:00 SH & Lawn	Pelham Elem School	4/50
W June 8	12:30	Nashua Christian Academy	4/16
Thr June 9	10:00 & 11:00 SH & Lawn	Pelham Elem School	4/50
F June 10	10:00	Jonathan Daniels School – Keene	4/35
F June 10	11:30	Kensington Elem School	4/34