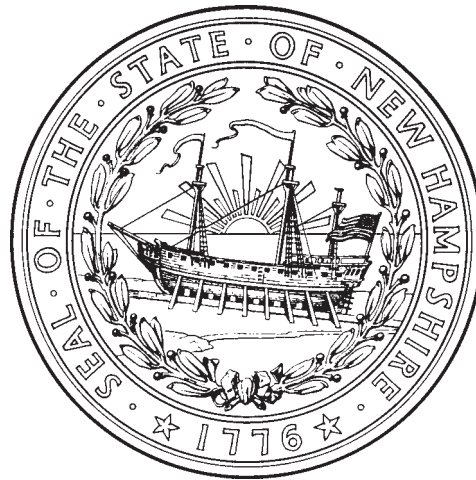


February 11, 2005
No. 7

STATE OF NEW HAMPSHIRE

Web Site Address: www.gencourt.state.nh.us



Legislative

SENATE CALENDAR

REPORTS, AMENDMENTS, HEARINGS,
MEETINGS & NOTICES

**THE SENATE WILL MEET IN JOINT CONVENTION ON
TUESDAY, FEBRUARY 15, 2005 AT 10:00 A.M.**

**THE SENATE WILL MEET IN SESSION ON
THURSDAY, FEBRUARY 17, 2005 AT 10:00 A.M.**

LAI D ON THE TABLE

SB 29, relative to processing absentee ballots. 2/3/05, pending motion Presentation of Committee Recommendation, Internal Affairs, SJ 4, pg. TBA

SPECIAL ORDER

HEALTH AND HUMAN SERVICES

SB 42, establishing a pharmaceutical study commission to study direct purchasing of prescription medication by the state.

Ought to pass with amendment, Vote 6-0

Senator Martel for the committee.

TRANSPORTATION AND INTERSTATE COOPERATION

CACR 8, relating to the highway fund. Providing that the highway fund may be used for highways and intermodal transportation projects.

Inexpedient to Legislate, Vote 4-2

Senator Morse for the committee.

REPORTS

EDUCATION

SB 17, relative to the definition of educational institution for the purpose of higher education loans.

Ought to pass with amendment, Vote 5-0

Senator Estabrook for the committee.

SB 82, requiring a course in civics for high school graduation.

Ought to pass with amendment, Vote 3-2

Senator Estabrook for the committee.

SB 141-L, authorizing the establishment of certain reserve funds by the Gorham, Randolph, and Shelburne school districts.

Ought to Pass, Vote 5-0

Senator Foster for the committee.

ENVIRONMENT AND WILDLIFE

SB 80, permitting the Emerald Lake village district to enact and enforce regulations to protect its public water supply.

Ought to pass with amendment, Vote 5-0

Senator Johnson for the committee.

SB 142, extending the reporting date of the commission to study issues relative to groundwater withdrawals.

Ought to Pass, Vote 5-0

Senator Johnson for the committee.

SCR 1, endorsing a farm viability task force.

Ought to pass with amendment, Vote 5-0

Senator Barnes for the committee.

EXECUTIVE DEPARTMENTS & ADMINISTRATION

SB 50, establishing a committee to study forming an independent board of psychology.

Inexpedient to Legislate, Vote 4-2

Senator Kenney for the committee.

FINANCE

CACR 7, relating to restricting the use of all funds deposited into the education trust fund to education funding. Providing that all funds deposited into the education trust fund shall be used exclusively for elementary and secondary education.

Inexpedient to Legislate, Vote 3-1

Senator Morse for the committee.

SB 90-FN-A-L, relative to kindergarten construction aid.

Ought to Pass, Vote 4-0

Senator Morse for the committee.

INTERNAL AFFAIRS

SB 92-FN, relative to registering to vote.

Inexpedient to Legislate, Vote 5-1

Senator Boyce for the committee.

SB 136-L, relative to curbside voting at polling places by persons with disabilities.

Inexpedient to Legislate, Vote 5-1

Senator Bragdon for the committee.

JUDICIARY

SB 48-FN, relative to a prohibition on “peeping Toms.”

Ought to pass with amendment, Vote 5-0

Senator Clegg for the committee.

SB 132, relative to the board of marital mediator certification.

Ought to pass with amendment, Vote 4-0

Senator Gottesman for the committee.

PUBLIC AND MUNICIPAL AFFAIRS

SB 126, establishing a committee to study the appeals process in cases between landlords and tenants.

Ought to Pass, Vote 6-0

Senator Roberge for the committee.

SCR 3, relative to the Boy Scouts of America.

Ought to pass with amendment, Vote 6-0

Senator Martel for the committee.

WAYS & MEANS

SB 85, relative to expenses of operating bingo games.

Ought to pass with amendment, Vote 3-0

Senator Boyce for the committee.

AMENDMENTS

Senate Education

February 8, 2005

2005-0218s

04/05

Amendment to SB 17

Amend RSA 195-E:1 as inserted by section 1 of the bill by replacing it with the following:

195-E:1 Declaration of Policy. It is declared to be the policy of this state that for the benefit of the people of the state, the increase of their commerce, welfare, and prosperity and the improvement of their health and living conditions, it is essential that students attending higher educational institutions be given the fullest opportunity to learn and develop their intellectual and mental capacities. It is recognized that the financial costs to obtain an education beyond the high school level are often burdensome or prohibitive, and it is essential that qualified students or their parents be provided with low cost financial assistance in order that the students may attend such schools and to reduce the total amount of loan payments following graduation. ***In order to achieve this policy***, it is essential that state residents be provided with an appropriate source of financing their postsecondary educations and that educational institutions [~~within the state~~]

wherever situated be provided with appropriate additional means to assist qualified students or their parents financially so that the students might achieve the required levels of learning and development of their intellectual and mental capacities. In order to assure the continued viability of existing loan programs whereby educational loans are made available to qualified students or their parents, it is necessary and desirable to provide an efficient, stable secondary market to which such loans may be sold, transferred, or pledged in exchange for funds with which the original lender will be enabled to continue or increase participation in such loan programs. Therefore, the general court has conferred certain powers on educational institutions, on loan corporations, on the New Hampshire higher education assistance foundation, and on the New Hampshire health and education facilities authority to assure the successful origination, distribution and collection of loans so as to accomplish the purposes of this chapter, all to the public benefit and good. It is further declared that the exercise by the educational institutions, the loan corporations, the New Hampshire higher education assistance foundation and the New Hampshire health and education facilities authority of the powers conferred under this chapter will constitute the performance of an essential governmental function.

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

2005-0218s

AMENDED ANALYSIS

This bill redefines educational institution to allow such institutions to be located outside of the state for the purpose of higher education loans.

Health and Human Services

February 1, 2005

2005-0128s

01/09

Amendment to SB 42

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

AN ACT establishing a pharmaceutical commission and making an appropriation therefor.

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

1 New Chapter; Pharmaceutical Commission. Amend RSA by inserting after chapter 126-Q the following new chapter:

CHAPTER 126-R PHARMACEUTICAL COMMISSION

126-R:1 Commission. There shall be a state pharmaceutical commission consisting of 3 members appointed by the governor with the consent of the council. Not more than 2 members shall belong to the same political party. Each member shall hold office for a term of 6 years and until his or her successor has been appointed and qualified. If a vacancy occurs in the commission, it shall be filled for the remainder of the term. Any or all of the commissioners may be removed by the governor and council for cause.

126-R:2 Chairperson; Compensation. The chairperson of the commission shall be appointed and commissioned as such by the governor with the consent of the council, and his or her term shall be coterminous with each term of the governor unless his or her successor shall have been sooner appointed. The expiration or termination of a commission member's term of office as chairperson of the commission shall in no way affect the length of his or her term as a commission member as established under RSA 126-R:1. The annual salary of each member of the commission shall be as specified in RSA 94:1-a, and the commissioners shall receive their reasonable expenses while traveling in the performance of their duties, provided that they shall not be allowed as expenses, travel between their places of residence and their office in Concord, nor shall they be allowed board or lodging while in Concord.

126-R:3 Duties. The primary duties of the pharmaceutical commission shall be to:

I. Provide the lowest possible cost for wholesale prescription drugs.

II. Maintain proper health and safety controls.

III. Assume responsibility for the effective, efficient, and self-sufficient operation of the commission.

IV. Provide wholesale prescription drug service to the state and customers of the commission, pursuant to this chapter.

126-R:4 Requirements. The members of the commission shall devote their entire time to the service of the commission. No member of the commission shall be directly or indirectly interested in the pharmaceutical business. The compensation and expenses of the commissioners and the expenses of the administration of this chapter shall be paid by the state on the warrant of the governor with the approval of the council.

126-R:5 Offices; Seal. The commission shall be provided with suitable offices in the city of Concord. The commission shall adopt a proper seal.

126-R:6 Assistants and Employees. The commission may employ such assistants as are, in its opinion, necessary for the proper transaction of its business, and fix their compensation, subject to the rules of the director of personnel. The commission may secure any necessary technical or professional assistance.

126-R:7 Personnel, Procedures, and Responsibilities.

I. There shall be a bureau of marketing and sales to be headed by an administrator, who shall have such labor grade as may be determined by the division of personnel. The administrator shall, as directed by the commission, oversee all aspects of the commission's functions relating to marketing, merchandising, purchasing, store operations, warehousing, and distribution, and shall perform such additional duties as the commission shall from time to time assign.

II. There shall be a bureau of administrative services to be headed by an administrator who shall have such labor grade as may be determined by the division of personnel. The administrator shall, as directed by the commission, oversee all aspects of the commission's administrative functions, to include accounting, financial management, data processing, management information systems, human resources, and contracting, and shall perform such additional duties as the commission shall from time to time assign.

126-R:8 Commission to Sell. It shall be the duty of the commission to buy and have in its possession prescription drugs for resale in the manner provided in this chapter. Such prescription drugs shall be free from adulteration and misbranding within the meaning of the provisions of RSA 146. All purchases of prescription drugs shall be made by the commission directly and not through the department of administrative services. The commission may negotiate and purchase prescription drugs from any source. The commission shall be subject to all the provisions so far as applicable of RSA 9, but the commission shall be exempt from the licensing requirements of RSA 318:51-a.

126-R:9 Rulemaking. The commission shall adopt rules, under RSA 541-A, necessary to carry out its powers and duties under this chapter. The commission shall not adopt any rule in conflict with any provision of RSA 541-A.

126-R:10 Insurance. The commission shall have power to insure the state prescription drug warehouse or warehouses and contents against fire and sprinkler damage and such insurance shall be purchased through the department of administrative services.

126-R:11 Purchases by the Pharmaceutical Commission. The commission shall purchase prescription drugs from primary sources. For the purposes of this chapter, "primary source" means the manufacturer or producer. The commission may also purchase prescription drugs from entities within Canada whether a primary source or a wholesaler. If a primary source is not available, the commission may, if it feels it is in the best interests of the state, vote at its regular meeting to allow an exemption and shall explain why such exemption has been allowed.

2 New Subparagraph; Personnel. Amend RSA 94:1-a, I(b) by inserting the following:

- | | | |
|--------|---------------------------|--------------|
| I. GG | Pharmaceutical commission | commissioner |
| II. HH | Pharmaceutical commission | chairperson |

3 Appropriation. The sum of \$1,000,000 for the fiscal year ending June 30, 2006 is hereby appropriated to the pharmaceutical commission for start-up costs associated with the purposes set forth in RSA 126-R as inserted by section 1 of this act. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

4 Effective Date. This act shall take effect July 1, 2005.

2005-0128s

AMENDED ANALYSIS

This bill establishes a pharmaceutical commission that is responsible for buying wholesale prescription drugs and reselling to retail pharmacies and state agencies. This bill also makes an appropriation of \$1,000,000 for start-up costs.

Senate Judiciary
February 8, 2005
2005-0236s
04/01

Amendment to SB 48-FN

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

AN ACT prohibiting unlawful peering into the dwelling place of another.

Amend the bill by replacing section 1 with the following:

1 Breaches of Peace; Violation of Privacy. Amend RSA 644:9 to read as follows:

644:9 Violation of Privacy.

I. A person is guilty of a class A misdemeanor if such person unlawfully and without the consent of the persons entitled to privacy therein, installs or uses:

(a) Any device for the purpose of observing, photographing, recording, amplifying, broadcasting, or in any way transmitting images or sounds of the private body parts of a person including the genitalia, buttocks, or female breasts, or a person's body underneath that person's clothing; or

(b) In any private place, any device for the purpose of observing, photographing, recording, amplifying or broadcasting, or in any way transmitting images or sounds in such place; or

(c) Outside a private place, any device for the purpose of hearing, recording, amplifying, broadcasting, or in any way transmitting images or sounds originating in such place which would not ordinarily be audible or comprehensible outside such place.

II. As used in this section, "private place" means a place where one may reasonably expect to be safe from surveillance including public restrooms, locker rooms, or any place where a person's private body parts including genitalia, buttocks, or female breasts may be exposed.

III. A person is guilty of a class A misdemeanor if that person knowingly disseminates or causes the dissemination of any photograph or video recording of himself or herself engaging in sexual activity with another person without the express consent of the other person or persons who appear in the photograph or videotape. In this paragraph, "disseminate" and "sexual activity" shall have the same meaning as in RSA 649-A:2.

IV. A person is guilty of a class B misdemeanor if such person unlawfully and without the consent of the persons entitled to privacy therein, peers through a window, door, or other similar opening into the interior of another person's dwelling place for the purpose of observing the private body parts of any person therein, including, but not limited to, the genitalia, buttocks, or female breasts of such person. Any person convicted of a second offense under this paragraph shall be guilty of a class A misdemeanor.

[FV] V. Paragraphs I [~~and~~], II, ***and IV*** shall not be construed to impair or limit any otherwise lawful activities of law enforcement personnel, nor are paragraphs I [~~and~~], II, ***and IV*** intended to limit employees of governmental agencies or other entities, public or private, who, in the course and scope of their employment and supported by articulable suspicion, attempt to capture any type of visual image, sound recording, or other physical impression of a person during an investigation, surveillance, or monitoring of conduct to obtain evidence of suspected illegal activity, the suspected violation of any administrative rule or regulation, a suspected fraudulent insurance claim, or any other suspected fraudulent conduct or activity involving a violation of law, or pattern of business practices adversely affecting the public health or safety.

2005-0236s

AMENDED ANALYSIS

This bill prohibits a person from peering through a window, door, or other similar opening into the interior of another person's dwelling place for the purpose of observing the private body parts of any person therein, including, but not limited to, the genitalia, buttocks, or female breasts of such person.

Environment and Wildlife
February 9, 2005
2005-0239s
06/10

Amendment to SB 80

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

AN ACT permitting the Emerald Lake village district to enact and enforce regulations to protect its public water supply and to have a health officer.

Amend the bill by replacing sections 2 and 3 with the following:

2 Village District Health Officer. The health officer of the town of Hillsborough may appoint a health officer for the Emerald Lake village district, who shall be subject to the approval of the village district commissioners, the town of Hillsborough selectmen, and the commissioner of the department of health and human services, and who shall, when appointed, be deemed a deputy health officer of the town of Hillsborough, and shall have all powers within the Emerald Lake village district as town health officers have under RSA 128 and RSA 147, subject to the direction of the town health officer and the department of health and human services. The health officer shall receive such compensation for services within the village district as determined by the village district or its commissioners. The voters of the village district shall raise and appropriate funds to compensate the health officer.

3 Adoption by District. The authority set forth in sections 1 and 2 of this act shall not become effective unless the voters of the Emerald Lake village district, acting at the annual district meeting, vote to adopt the provisions of this act.

Senate Education
February 8, 2005
2005-0215s
04/10

Amendment to SB 82

Amend the introductory paragraph of RSA 189:11, III as inserted by section 1 of the bill by replacing it with the following:

III. In all high schools in the state, there shall be given a course of instruction in civics. This course shall be a one-half unit of credit required for graduation, and shall replace one-half of the social studies elective unit of credit as set forth in the administrative rules of the department of education. The civics course may be locally developed provided, at a minimum, the course provides exposure to current governmental affairs and covers the following areas:

Senate Ways and Means
February 10, 2005
2005-0261s
08/10

Amendment to SB 85

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

2 Senior Citizens Bingo. RSA 287-E:11 is repealed and reenacted to read as follows:

287-E:11 Senior Citizens Bingo. Any senior citizens' organization in a city or town which has adopted RSA 287-E may conduct bingo games without a license under the following conditions:

I. The games of bingo shall be open only to persons 60 years of age or older.

II. The price to be paid for a single card or play shall not exceed \$.25.

III. All prizes, tokens, or awards used, given, offered, or awarded during or in connection with the conduct of any game or series of games conducted under this section in any calendar day shall not exceed the total value of \$150.

2005-0261s

AMENDED ANALYSIS

This bill allows a charitable organization to retain 7 percent of the amount collected from players in a winner take all game.

This bill also eliminates senior citizen special bingo licenses.

Senate Judiciary
February 9, 2005
2005-0245s
05/01

Amendment to SB 132

Amend the bill by replacing section 4 with the following:

4 Marital Mediators; Board Members; Reference to Judicial Branch Family Division and New Hampshire Conflict Resolution Association Added. Amend RSA 328-C:4, I to read as follows:

I. There shall be a board of marital mediator certification consisting of the following 9 members:

(a) One ~~[superior court]~~ judge ***who regularly sits in the judicial branch family division***, appointed by the chief justice of the supreme court.

(b) One full-time marital master, appointed by the ~~[chief justice of the superior court]~~ ***administrative judge of the judicial branch family division***.

(c) One attorney licensed to practice law in this state, appointed by the governor with the consent of the council.

(d) Two members of the public, appointed by the governor with the consent of the council.

(e) One mental health professional, appointed by the governor with the consent of the council.

(f) Three ***certified*** marital mediators, nominated by the New Hampshire ~~[Mediators]~~ ***Conflict Resolution*** Association and appointed by the governor with the consent of the council.

Environment and Wildlife
February 8, 2005
2005-0233s
08/04

Amendment to SCR 1

Amend the resolution by replacing the 4th paragraph after the title with the following:

Whereas, the agricultural interests of the state expressed overwhelming concern that the university of New Hampshire cooperative extension needs to be properly funded, particularly an increased commitment to funding agricultural extension specialist positions, in order to continue serving them properly; and

Amend the resolution by deleting the 5th paragraph after the title.

Amend the resolution by replacing all after the resolving clause with the following:

That a farm viability task force be established by the governor, which would include agricultural agencies and all agricultural interests, and to include in its duties:

I. Reviewing and utilizing the 1979 New Hampshire food policy committee report, studying and documenting the role and contributions New Hampshire agriculture plays in a healthy and safe local food supply and in maintaining open space; and

II. Exploring the need and options for funding the University of New Hampshire cooperative extension agriculture positions; and

III. Studying the applicability and benefit of the farm viability programs found in our neighboring states to New Hampshire agriculture; and

IV. Identifying current and potentially burdensome rules and regulations to agriculture and ways the state of New Hampshire can assist; and

V. Promoting and expanding agricultural based tourism, community supported agriculture, farmers' markets, farm stands, and pick-your-own enterprises.

Public and Municipal Affairs
February 9, 2005
2005-0252s
01/10

Amendment to SCR 3

Amend the resolution by replacing the third and fourth paragraphs after the title with the following:

Whereas, the Boy Scouts of America have produced some of our strongest national leaders and role models, including, actor and war hero Brigadier General James Stewart, Nolan Ryan, President John F. Kennedy, Walter Cronkite, Bill Gates, Dan Jansen, and Mark Spitz; and

Whereas, Eagle Scouts including Astronaut James Lovell, Astronaut Neil Armstrong, President Gerald Ford, Sam Walton, John Tesh, Congressman Richard Gephardt, Congressman Thomas Foley, Senator Lamar Alexander, and Hank Aaron have gone on to prove that character does count, by living the Scout Law; and

Amend the resolution by replacing the second paragraph after the resolving clause with the following:

That copies of this resolution be sent by the senate clerk to the National Council of the Boy Scouts of America in Irving, Texas and the Daniel Webster Council, Boy Scouts of America in Manchester, New Hampshire.

HEARINGS

TUESDAY, FEBRUARY 15, 2005

ENERGY & ECONOMIC DEVELOPMENT, Room 102, LOB

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

3:00 p.m. **SB 94-FN-A-L**, prohibiting the taxation of internet access and internet activities under the communications services tax and repealing the local property tax exemption for wooden poles and conduits.

EXECUTIVE SESSION MAY FOLLOW

ENVIRONMENT AND WILDLIFE, Room 103, LOB

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

2:30 p.m. **SB 123**, relative to the liability of pet shops for the sale of sick animals.

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

8:30 a.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

JUDICIARY, Room 105-A, SH

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

1:00 p.m. **SB 156-FN**, relative to criminal trespass.

1:15 p.m. **SB 106-FN**, making unauthorized recording in a motion picture theater a crime.

1:30 p.m. **SB 159**, relative to verbal identification by public officials and employees.

2:00 p.m. **SB 182-FN**, relative to electronic issuance of warrants.

2:15 p.m. **SB 102-FN**, relative to the unlawful possession and consumption of alcoholic beverages by persons under 21 years of age.

EXECUTIVE SESSION MAY FOLLOW

WEDNESDAY, FEBRUARY 16, 2005

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 102, LOB

Sen. Kenney (C), Sen. Flanders (VC), Sen. Barnes, Sen. Letourneau, Sen. Fuller Clark, Sen. Hassan

1:00 p.m. **SB 113-FN**, relative to the use of federal funds for technology improvements within the department of employment security.

1:20 p.m. **SB 160**, providing that the state board of education shall appoint the commissioner, deputy commissioner, and division directors of the department of education.

1:40 p.m. **SB 165-FN**, relative to the collection of tax debts from out-of-state debtors.

2:10 p.m. **SB 153-FN**, relative to the administration of certain programs by the department of environmental services.

EXECUTIVE SESSION MAY FOLLOW

INTERNAL AFFAIRS, Room 103, LOB

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

3:00 p.m. **SB 218**, eliminating straight ticket voting.**EXECUTIVE SESSION MAY FOLLOW****PUBLIC AND MUNICIPAL AFFAIRS**, Room 100, SH

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

10:15 a.m. **SB 198-FN**, relative to regulating home contractors.11:00 a.m. **SB 130-FN**, relative to the "Nursing Home Residents Bill of Rights."**EXECUTIVE SESSION MAY FOLLOW****TRANSPORTATION AND INTERSTATE COOPERATION**, Room 101, LOB

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

8:15 a.m. **SB 208-FN**, relative to certification of driver education instructors and driver training requirements.8:30 a.m. **SB 151-FN**, relative to issuance of dealer plates to bonded motor vehicle dealers.8:45 a.m. **SB 145-FN**, establishing a medical/vision advisory board.9:20 a.m. **SB 164-FN**, relative to the disposal of real property purchased with highway or turnpike funds.**EXECUTIVE SESSION MAY FOLLOW****WAYS & MEANS**, Room 103, SH

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

1:00 p.m. **SB 210-FN**, relative to the nexus required for application of the business profits tax and business enterprise tax and relative to the obligation to collect and remit taxes in another state.1:20 p.m. **SB 107-FN**, relative to the sale of tobacco products.1:40 p.m. **SB 117-FN**, relative to utility property tax appeals.2:00 p.m. **SB 166-FN**, relative to procedures for the forfeiture and sale of unstamped tobacco products.**EXECUTIVE SESSION MAY FOLLOW*****THURSDAY, FEBRUARY 17, 2005*****BANKS AND INSURANCE**, Room 102, LOB

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

1:30 p.m. **SB 175**, requiring insurance coverage for certified midwives.1:50 p.m. **SB 49-FN**, including multiple sclerosis in the catastrophic illness program.2:10 p.m. **SB 150-FN**, relative to application fees for certain bank incorporations.2:30 p.m. **SB 66**, establishing a commission to study the creation of a northern New England purchasing alliance for small business health insurance.2:55 p.m. **SB 209-FN**, relative to licensing of money transmitters and check cashers.**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

1:30 p.m. **SB 163-FN**, establishing the New Hampshire pharmaceutical assistance program.1:50 p.m. **SB 177-FN**, prohibiting the sale of certain food and drinks in the public school cafeterias.**EXECUTIVE SESSION MAY FOLLOW**

FRIDAY, FEBRUARY 18, 2005

BANKS AND INSURANCE, Rooms 305-307, LOB

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

9:00 a.m. Joint Presentation with Commissioner Roger Sevigny, Insurance Department and House Commerce Committee

10:00 a.m. **Testimony on the following Bills by Prime Sponsors and Co-sponsors Only:**
SB 6-FN, relative to small group insurers.

SB 64, establishing a committee to study small group health insurance plans.

SB 67, eliminating health status as a rating factor for small group health insurance.

SB 118-FN, repealing certain provisions of law regarding small group health insurance.

SB 125-FN, relative to small group health insurance and relative to reinsurance.

1:00 p.m. **Public Hearing on the following bills:**

SB 6-FN, relative to small group insurers.

SB 64, establishing a committee to study small group health insurance plans.

SB 67, eliminating health status as a rating factor for small group health insurance.

SB 118-FN, repealing certain provisions of law regarding small group health insurance.

SB 125-FN, relative to small group health insurance and relative to reinsurance.

EXECUTIVE SESSION MAY FOLLOW

TUESDAY, FEBRUARY 22, 2005

BANKS AND INSURANCE, Room 102, LOB

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

10:15 a.m. **SB 191-FN**, allowing retirement system members to make additional contributions to their accounts.

10:40 a.m. **SB 135-FN**, relative to retirement system service and benefits for county corrections employees.

11:10 a.m. **SB 197-FN**, relative to captive insurance companies and reciprocal insurers.

11:40 a.m. **SB 58-FN**, relative to the workers' compensation special fund for second injuries.

EXECUTIVE SESSION MAY FOLLOW

EDUCATION, Room 105-A, SH

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

8:30 a.m. **SB 131-FN**, establishing a school choice certificate program.

EXECUTIVE SESSION MAY FOLLOW

ENERGY & ECONOMIC DEVELOPMENT, Room 102, LOB

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

3:00 p.m. **SJR 2**, urging Congress to reject the Streamlined Sales Tax Project.

3:10 p.m. **SB 215-FN**, banning the incineration of construction and demolition debris.

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

10:15 a.m. **SB 110-FN-A**, establishing the New Hampshire Rx plus program for prescription drugs.

- 10:45 a.m. **SB 101-FN**, relative to residential placements for certain disabled individuals between the ages of 18 and 21.
- 11:05 a.m. **SB 147-FN-L**, relative to eligibility for local assistance and Temporary Assistance for Needy Families.

EXECUTIVE SESSION MAY FOLLOW

JUDICIARY, Room 105-A, SH

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

- 1:00 p.m. **SB 37**, relative to disclosure of expert testimony.
- 1:15 p.m. **SB 47**, relative to the definition of “party” or “parties” for the apportionment of fault in civil litigation.
- 1:30 p.m. **SB 139**, relative to admission into evidence of certain medical bills, reports, and records.
- 1:45 p.m. **SB 185**, relative to the possibility of reverter.
- 2:00 p.m. **SB 56**, relative to nonuse of a seat belt as evidence in a civil action.
(THE PREVIOUS HEARING FOR SB 56, WAS RECESSED ON FEBRUARY 8TH)
EXECUTIVE SESSION MAY FOLLOW

WEDNESDAY, FEBRUARY 23, 2005

PUBLIC AND MUNICIPAL AFFAIRS, Room 100, SH

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

- 10:15 a.m. **SB 200-FN**, establishing the uniform athlete agents act.
- 10:45 a.m. **SB 188**, relative to allowing the construction of seasonal dwellings on certain properties without street frontage.
- 11:15 a.m. **SB 192**, relative to service in a war or conflict qualifying for the veterans’ tax credit.
- 11:45 a.m. **SB 176**, creating a public safety exception to a municipality’s denial of an appropriation or budgetary item.
EXECUTIVE SESSION MAY FOLLOW

TRANSPORTATION AND INTERSTATE COOPERATION, Room 101, LOB

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

- 8:15 a.m. **SB 180-FN-A-L**, increasing certain motor vehicle registration fees and appropriating the funds for local government records management programs.
- 8:45 a.m. **SB 194-FN-L**, relative to the use of domestic steel.
- 9:15 a.m. **SB 138-L**, relative to motor vehicle liability for municipal workers.
EXECUTIVE SESSION MAY FOLLOW

TUESDAY, MARCH 8, 2005

HEALTH AND HUMAN SERVICES, Room 101, LOB

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

- Rescheduled **SB 171**, establishing a committee to study HIV/AIDS service delivery.
(SB 171, HAS BEEN RESCHEDULED FOR MARCH 15TH)
- Rescheduled **SB 183**, authorizing licensed medical adult day program facilities to assist clients with medication.
(SB 183, HAS BEEN RESCHEDULED FOR MARCH 15TH)
EXECUTIVE SESSION MAY FOLLOW

TUESDAY, MARCH 15, 2005

HEALTH AND HUMAN SERVICES, Room 101, LOB

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

10:15 a.m. **SB 171**, establishing a committee to study HIV/AIDS service delivery.

10:35 a.m. **SB 183**, authorizing licensed medical adult day program facilities to assist clients with medication.

10:55 a.m. **SB 216**, establishing a commission to study area agencies and relative to rules regarding area agencies.

EXECUTIVE SESSION MAY FOLLOW

MEETINGS

MONDAY, FEBRUARY 14, 2005

HOUSE FINANCE MEETING-DIVISION II

9:00 a.m. LOB

Tour and Orientation of UNH
Meet at the flag pole in front of the LOB to take the bus to UNH for the tour and orientation. The anticipated return time is 1:30pm
Lunch is included.

Senate Finance Members are invited to attend

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

(NOTE LOCATION CHANGE FOR THE FOLLOWING MEETING)

10:00 a.m. White Birch Community Center Regular Meeting
Henniker, NH

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

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

LEGISLATIVE ETHICS COMMITTEE (RSA 14-B:2)

1:30 p.m. Room 105-A, SH Regular Meeting

TUESDAY, FEBRUARY 15, 2005

NH DEPARTMENT OF TRANSPORTATION (Keene-Swanzey 10309)

7:00 p.m. Keene Public Library Meeting with City Council
Kay Fox Mtg. Room
Keene, NH

WEDNESDAY, FEBRUARY 16, 2005

JOINT MEETINGS HOUSE AND SENATE FINANCE COMMITTEES (Agency Presentations on the Governors Proposed Budget)

9:00 a.m. Room 210-211, LOB Opening Session with Governor Lynch

9:30 a.m. Room 210-211, LOB Treasury Department

10:00 a.m. Room 210-211, LOB Postsecondary Education Commission

10:30 a.m. Room 210-211, LOB Department of Agriculture

11:00 a.m. Room 210-211, LOB Retirement System

11:30 a.m.	Room 210-211, LOB	Secretary of State
12:00 p.m.	Break	
1:00 p.m.	Room 210-211, LOB	Department of Administrative Services
1:30 p.m.	Room 210-211, LOB	Lottery Commission
2:00 p.m.	Room 210-211, LOB	Department of Revenue Administration
2:30 p.m.	Room 210-211, LOB	Office of Information Technology

NH DEPARTMENT OF TRANSPORTATION (Sutton 14328, 14328-A Remedial work to address unstable rock cut immediately adjacent to both sides of the I-89 NB and SB lanes approx. 0.75 miles south of Exit 10)

7:00 p.m.	Pillsbury Memorial Hall 93 Main Street Sutton Mills, NH	Public Officials/Public Info
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THURSDAY, FEBRUARY 17, 2005

JOINT MEETINGS HOUSE AND SENATE FINANCE COMMITTEES (Agency Presentations on the Governors Proposed Budget)

9:00 a.m.	Room 210-211, LOB	Department of Justice
9:30 a.m.	Room 210-211, LOB	Insurance Department
10:00 a.m.	Room 210-211, LOB	Liquor Commission
10:30 a.m.	Room 210-211, LOB	Banking Department
11:00 a.m.	Room 210-211, LOB	Office of Energy and Planning
11:30 a.m.	Room 210-211, LOB	Safety
12:00 p.m.	Break	
1:00 p.m.	Room 210-211, LOB	Department of Transportation
1:30 p.m.	Room 210-211, LOB	Fish and Game Department
2:00 p.m.	Room 210-211, LOB	Department of Environmental Services
2:30 p.m.	Room 210-211, LOB	Pease Development Authority

FRIDAY, FEBRUARY 18, 2005

JOINT MEETINGS HOUSE AND SENATE FINANCE COMMITTEES (Agency Presentations on the Governors Proposed Budget)

9:00 a.m.	Room 210-211, LOB	Department of Cultural Resources
9:30 a.m.	Room 210-211, LOB	University System of New Hampshire
10:30 a.m.	Room 210-211, LOB	Judicial Council
11:00 a.m.	Room 210-211, LOB	Department of Corrections
11:30 a.m.	Room 210-211, LOB	Department of Labor
12:00 p.m.	Break	
2:30 p.m.	Room 210-211, LOB	Community Technical College System

BOARD OF CLAIMS (RSA 541-B:3)

9:00 a.m.	Room 201, LOB	Regular Meeting
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JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m.	Rooms 306-308, LOB	Regular Meeting
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HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)

10:00 a.m.	Room 205, LOB	Organizational & Regular Meeting
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DEVELOPMENTAL DISABILITY WAITLIST FUND ALLOCATION OVERSIGHT COMMITTEE (RSA 171-A:1-c)

12:30 p.m. Room 205, LOB Organizational & Regular Meeting

EMERGENCY MANAGEMENT SYSTEM JOINT LEGISLATIVE OVERSIGHT COMMITTEE (RSA 21-P:51)

2:00 p.m. Room 205, LOB Organizational & Regular Meeting

TUESDAY, FEBRUARY 22, 2005**JOINT MEETINGS HOUSE AND SENATE FINANCE COMMITTEES (Agency Presentations on the Governors Proposed Budget)**

9:00 a.m. - 12:00 p.m. Room 210-211, LOB Department of Health and Human Services

12:00 p.m. Break

1:00 p.m. Room 210-211, LOB Department of Resources and Economic Development

1:30 p.m. Room 210-211, LOB Department of Education

2:30 p.m. Room 210-211, LOB Judicial Branch

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

9:30 a.m. Town Of Barrington Regular Meeting
Town Hall
41 Province Lane
Barrington, NH 03825

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

(RSA 14:30-A, HAS BEEN RESCHEDULED FOR FEBRUARY 23RD)

Cancel Rooms 210-211, LOB Regular Business

WEDNESDAY, FEBRUARY 23, 2005**FISCAL COMMITTEE OF THE GENERAL COURT (RSA 14:30-a)**

9:30 a.m. Rooms 210-211, LOB Regular Business

FRIDAY, FEBRUARY 25, 2005**COMMISSION ON EDUCATION OF DEAF AND HARD OF HEARING PERSONS IN NEW HAMPSHIRE (HB 1283, Chapter 43:1, Laws of 2000)**

10:00 a.m. Room 105-A, SH Regular Meeting

MONDAY, FEBRUARY 28, 2005**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, MARCH 7, 2005**NH LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4)**

9:00 a.m. CDFA Board Room Regular Meeting
10 Dixon Avenue
Concord, NH 03301

PUBLIC HEALTH AND ENVIRONMENT RELATIONSHIP COMMISSION (HB 1390, Chapter 114:2, Laws of 2000)

9:30 a.m. Room 206, LOB Regular Meeting

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

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

NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2)

2:00 p.m. Room 205, LOB Regular Meeting

TUESDAY, MARCH 8, 2005

NH DEPARTMENT OF TRANSPORTATION (Laconia 13895, Construction of 5 foot wide sidewalks along both sides of US Route 3 between the intersection with NH 11B and Lake Side Ave.)

7:00 p.m. Laconia Community Ctr. Public Officials/Public Info
 306 Union Avenue
 Laconia, NH

MONDAY, MARCH 14, 2005**GUARDIAN AD LITEM BOARD (RSA 490-C:1)**

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

FRIDAY, MARCH 18, 2005**JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

FRIDAY, APRIL 1, 2005**JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

MONDAY, APRIL 4, 2005**NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2)**

2:00 p.m. Room 205, LOB Regular Meeting

FRIDAY, APRIL 8, 2005

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

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

MONDAY, APRIL 11, 2005**GUARDIAN AD LITEM BOARD (RSA 490-C:1)**

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

FRIDAY, APRIL 15, 2005**JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

FISCAL NOTE ADDITIONS AND UPDATES HAVE BEEN AMENDED TO THE BILLS ON THE WEB SITE AND ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR THE FOLLOWING 2005 SENATE BILLS: 6, 33, 63, 102, 106, 107, 118, 135, 146, 164, 180, 182, 184, 197, 210

NOTICES

CLERK'S NOTICE

Due to the Washington's Birthday holiday on Monday, February 21st, the next calendar will be published on Thursday, February 17, 2005 in order to provide four days hearing notice for the following Tuesday's hearings. The calendar will close on Thursday, February 17, 2005 at 10:00 a.m. The calendar will be put on the web that day and should be available in the offices Friday morning.

Steven J. Winter, Clerk of the Senate

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TUESDAY, FEBRUARY 15, 2005

The New Hampshire State Building and Construction Trades Council is hosting a reception for all members and staff of the General Court on Tuesday, February 15th at the newly renovated IBEW Local 490 Training and Safety Facility located at 48 Airport Road, Concord, NH. Cocktails & hors d'oeuvres from 4:00 p.m. - 6:00 p.m. Governor John Lynch will be the special guest.

Senator Lou D'Allesandro

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WEDNESDAY, FEBRUARY 16, 2005

Northeast Delta Dental cordially invites all members and staff of the New Hampshire Legislature to its Sixth Annual Legislative Reception to be held Wednesday, February 16, 2005 from 4:00 p.m. to 6:30 p.m. at its corporate offices at One Delta Drive in Concord.

Senator Carl R. Johnson

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WEDNESDAY, FEBRUARY 16, 2005 PLYMOUTH STATE UNIVERSITY COCKTAIL RECEPTION

President Don Wharton would like to invite all members of the General Court and Staff to a Cocktail Reception hosted by Plymouth State University on Wednesday, February 16, 2005. The event will be held at the New Hampshire Historical Society, Tuck Library, 30 Park Street from 4:00 p.m. - 5:30 p.m. Please RSVP by February 4 to mhill@plymouth.edu or 535-2722

Senator Carl R. Johnson

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WEDNESDAY, FEBRUARY 23, 2005

All senators are invited to participate in the fifth annual "Read Across America" event sponsored by NEA/NH to be held in the Senate Chamber on Wednesday, February 23, 2005, from 8:30 a.m. to 9:30 a.m. Senators will be divided into small groups to read to children from their respective districts. Books will be provided, but senators may also bring a favorite book to share with the children.

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

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WEDNESDAY, MARCH 16, 2005

Legislators and staff are cordially invited to attend the 3rd Annual NH Capital St. Patrick's Day Breakfast and Roast on Wednesday, March 16, starting at 7:15 AM at the Grappone Conference Center-Marriott Courtyard in Concord. To obtain your complimentary ticket, contact The Demers Group at 603-228-1498 or James.Demers@TheDemersGroup.com.

Senator Robert E. Clegg, Jr.

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SENATE SCHEDULE

Monday, February 21, 2005	Washington's Birthday (State Holiday)
Monday, February 28, 2005 – Friday, March 4, 2005	Winter Break
Tuesday, March 8 2005	Town Meeting Day
Thursday, April 7, 2005	Last day to act on all Senate bills in the first body
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 action on Committee of Conference reports
Monday, July 4, 2005	Independence Day (State Holiday)

VISITORS CENTER SCHEDULE - FEBRUARY**State House Visitation Schedule 2004 & 2005 School Year**

Virginia Drew, Public Information Administrator
Kenneth Leidner, Director

<i>DATE</i>	<i>TIME</i>	<i>GROUP</i>	<i>CLASS/SIZE</i>
M Feb 14	10:00 & 11:30 SH/SC	Moultonboro Central School	4/60
T Feb 15	9:00 & 11:00 SH/Planet	Raymond Middle School	5/50
T Feb 15	10:30 & 12:00 SH/HM	Appleton Elementary School – New Ipswich (ReScheduled)	4/73
W Feb 16	9:00 & 11:00 SH/Planet	Raymond Middle School	5/50
Th Feb 17	10:00 & 11:00 SH/HM	Danville Elementary School	4/60
F Feb 18	10:00 & 11:15 SH/SC	Bakersville Elementary – Manchester	4/55
F Feb 18	10:00	Acworth Elementary School	4/13
M Feb 21		President's Day State House Closed	
Tu Feb 22	10:00/11:30 SH/HM	Southwick Elementary School – Northfield	4/36
W Feb 23	10:00/11:30SH/HM	Southwick Elementary School – Northfield	4/46
Th Feb 24	10:00 & 11:30 SH/HM	New Searles School – Nashua	4/60
F Feb 25	10:00 & 11:30 SH/HM	Chester Academy	4/90
M Feb 28		History Museum Closed	
M Feb 28	10:30	KA Brett School – Tamworth	4/28