

January 26, 2012
No. 5

STATE OF NEW HAMPSHIRE

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



**Second Year of the 162nd Session of the
New Hampshire General Court
Legislative**

SENATE CALENDAR

THE SENATE IS IN RECESS TO THE CALL OF THE CHAIR

The Senate will come out of recess to meet in Joint Convention with the House of Representatives for the purpose of hearing the Governor's State of the State Address on Tuesday, January 31, 2012 at 11:00 a.m.

The Senate will meet in Regular Session on Wednesday, February 1, 2012 at 1:00 p.m., continuing in the January 25, 2012 Senate Session.

LAID ON THE TABLE

SB 74-FN, relative to the life settlements act. **01/25/12, pending motion Inexpedient to Legislate, Commerce, SJ 3, pg. TBA**

SB 163-FN, relative to the New Hampshire health benefit exchange. **01/18/12, pending motion Committee Amendment (0164s), Commerce, SJ 2, pg. TBA**

SB 201, apportioning state senate districts. **01/25/12, pending motion Committee Amendment (0271s), Internal Affairs, SJ 3, pg. TBA**

HEARINGS

TUESDAY, JANUARY 31, 2012

EDUCATION, Room 103, LOB

Sen. Stiles (C), Sen. Forsythe (VC), Sen. Carson, Sen. Kelly, Sen. Prescott

1:00 p.m. **SB 373-L**, authorizing the retention of funds by a school district.

1:20 p.m. **SB 328**, relative to the procedure for filling a vacancy on a cooperative school board.

1:40 p.m. **SB 316**, relative to compliance with school accountability requirements.

EXECUTIVE SESSION MAY FOLLOW

PUBLIC AND MUNICIPAL AFFAIRS, Room 101, LOB

Sen. Barnes (C), Sen. Forrester (VC), Sen. Boutin, Sen. Merrill, Sen. Stiles

8:30 a.m. **SB 338-FN**, relative to residency requirements for national guard positions, establishing the office of state judge advocate, and establishing a military advisory commission.

9:00 a.m. **SB 214**, relative to the applicability of the right-to-know law to public libraries.

9:20 a.m. **SB 233-L**, relative to special elections of the charter commission.

9:40 a.m. **SB 236**, relative to nomination of candidates.

10:10 a.m. **SB 243**, relative to the management of trust funds and capital reserve funds.

EXECUTIVE SESSION MAY FOLLOW

WAYS AND MEANS, Room 100, SH

Sen. Odell (C), Sen. Luther (VC), Sen. Boutin, Sen. D'Allesandro, Sen. Morse, Sen. Rausch

1:00 p.m. **Revenue updates by the Liquor and Lottery Commissions.**

1:30 p.m. **SB 295-FN-A**, increasing the research and development tax credit against the business profits tax.

EXECUTIVE SESSION MAY FOLLOW

WEDNESDAY, FEBRUARY 1, 2012

COMMERCE, Room 102, LOB

Sen. Prescott (C), Sen. Sanborn (VC), Sen. De Blois, Sen. Houde, Sen. White

9:00 a.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

SB 203-FN-A, relative to limited liability companies.

SB 205, revising the New Hampshire business corporations act, RSA 293-A.

INTERNAL AFFAIRS, Room 100, SH

Sen. Prescott (C), Sen. Lambert (VC), Sen. Bradley, Sen. Bragdon, Sen. Larsen

Immediately **SB 356**, limiting the authority of delegates to Article V amendment conventions.
Following Senate Session

EXECUTIVE SESSION MAY FOLLOW

THURSDAY, FEBRUARY 2, 2012

ENERGY AND NATURAL RESOURCES, Room 102, LOB

Sen. Odell (C), Sen. Gallus (VC), Sen. Bradley, Sen. Lambert, Sen. Merrill

9:00 a.m. **SB 250**, relative to operation of ATVs and trail bikes on state lands.

(THE PREVIOUS HEARING FOR SB 250 WAS RECESSED ON JANUARY 12TH)

9:15 a.m. **SB 344**, allowing the department of resources and economic development to cut vegetation in shoreland areas where public safety is of concern.

9:30 a.m. **SB 388**, setting the natural mean high water mark of Silver Lake in Belmont and Tilton.

EXECUTIVE SESSION MAY FOLLOW

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, SH

Sen. Carson (C), Sen. Groen (VC), Sen. Larsen, Sen. Luther, Sen. White

9:00 a.m. **SB 227-FN**, relative to the status of members of the board of tax and land appeals.

9:30 a.m. **SB 259**, relative to the appointment of the director of ports and harbors and relative to transfer of land within the Pease development authority.

(THE PREVIOUS HEARING FOR SB 259 WAS RECESSED ON JANUARY 12TH)

10:00 a.m. **SB 229-FN**, establishing a defined contribution retirement plan for public employees.

EXECUTIVE SESSION MAY FOLLOW

HEALTH AND HUMAN SERVICES, Room 102, LOB

Sen. Bradley (C), Sen. De Blois (VC), Sen. Kelly, Sen. Lambert, Sen. Sanborn

1:00 p.m. **SB 287**, relative to confidential prescription data.

1:15 p.m. **SB 286**, relative to a controlled drug prescription health and safety program.

EXECUTIVE SESSION MAY FOLLOW

JUDICIARY, Room 101, LOB

Sen. Houde (C), Sen. Carson (VC), Sen. Groen, Sen. Luther, Sen. Forsythe

1:00 p.m. **SB 270**, relative to civil commitment of persons found incompetent to stand trial.
(THE PREVIOUS HEARING FOR SB 270 WAS RECESSED ON JANUARY 5TH)

1:15 p.m. **SB 272-FN**, relative to truancy.

1:30 p.m. **SB 271-FN**, establishing a criminal offense for failure to report a missing or deceased child.

2:00 p.m. **SB 301**, relative to landlord-tenant remedies.

2:30 p.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

TRANSPORTATION, Room 103, LOB

Sen. Rausch (C), Sen. Boutin (VC), Sen. Forsythe, Sen. Kelly, Sen. Stiles

9:00 a.m. **SB 361**, establishing an interagency task force on energy infrastructure corridors.

9:45 a.m. **SB 366-FN**, relative to use of certain OHRVs on snowmobile trails.

10:30 a.m. **SB 367**, naming a bridge in the town of Londonderry in honor of Lance Corporal Peter J. Sora, Jr., U.S.M.C. and Private First Class Eric D. Currier, U.S.M.C.

11:00 a.m. **SB 374**, naming marine patrol headquarters in honor of David Barrett.

11:30 a.m. **SB 333**, relative to a surviving spouse's right to retain a Purple Heart plate.
EXECUTIVE SESSION MAY FOLLOW

TUESDAY, FEBRUARY 7, 2012

EDUCATION, Room 103, LOB

Sen. Stiles (C), Sen. Forsythe (VC), Sen. Carson, Sen. Kelly, Sen. Prescott

1:00 p.m. **SB 300**, relative to special education services in chartered public schools.
EXECUTIVE SESSION MAY FOLLOW

PUBLIC AND MUNICIPAL AFFAIRS, Room 101, LOB

Sen. Barnes (C), Sen. Forrester (VC), Sen. Boutin, Sen. Merrill, Sen. Stiles

9:00 a.m. **SB 225-FN-L**, relative to fees for vital records.
 9:20 a.m. **SB 238**, establishing a committee to assess the form of government in towns that have elected the official ballot referendum form of meeting.
 9:40 a.m. **SB 247-L**, relative to certifying municipal culvert installers.
 10:00 a.m. **SB 248**, relative to the installation of municipal culverts.
 10:20 a.m. **SB 261**, relative to requirements for warrant articles.
 10:50 a.m. **SB 268**, relative to the appointment of the treasurer of the Concord school district.
EXECUTIVE SESSION MAY FOLLOW

THURSDAY, FEBRUARY 9, 2012

HEALTH AND HUMAN SERVICES, Room 102, LOB

Sen. Bradley (C), Sen. De Blois (VC), Sen. Kelly, Sen. Lambert, Sen. Sanborn

1:00 p.m. **SB 380**, relative to the study committee on juvenile delinquency and children in need of services.
 1:10 p.m. **SB 288**, relative to the exchange of public health information through a health information exchange.
EXECUTIVE SESSION MAY FOLLOW

MEETINGS

FRIDAY, JANUARY 27, 2012

COUNTY-STATE FINANCE COMMISSION (RSA 28-B:1)

10:00 a.m.	Primex Bldg. Training Room 46 Donovan Street Concord, NH	Regular Meeting
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NEW HAMPSHIRE RAIL TRANSIT AUTHORITY (RSA 238-A:2)

10:00 a.m.	Room 201, LOB	Regular Meeting
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HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)

1:00 p.m.	Room 205, LOB	Children, Youth & Family Subcommittee Meeting
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CHARTER SCHOOLS AND OPEN ENROLLMENT LEGISLATIVE OVERSIGHT COMMITTEE (RSA 194-B:21)

2:30 p.m.	Room 103, LOB	Regular Meeting
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MONDAY, JANUARY 30, 2012

CURRENT USE BOARD (RSA 79-A:3)

9:30 a.m. NH Department of Revenue Administration Rulemaking Hearing
109 Pleasant Street
Concord, NH

TUESDAY, JANUARY 31, 2012

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

3:30 p.m. Room 201, LOB Regular Business

WEDNESDAY, FEBRUARY 1, 2012

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

4:30 p.m. NH Department of Education Regular Meeting
Londergan Hall, Room 15
101 Pleasant Street
Concord, NH

FRIDAY, FEBRUARY 3, 2012

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

11:00 a.m. Upham-Walker House Subcommittee Meeting
18 Park Street
Concord, NH

MONDAY, FEBRUARY 6, 2012

STATE COMMITTEE ON AGING (RSA 161-F:7, I)

10:00 a.m. DHHS, Brown Building Regular Meeting
129 Pleasant Street
Concord, NH

THURSDAY, FEBRUARY 9, 2012

COMMISSION TO STUDY BUSINESS REGULATIONS IN NEW HAMPSHIRE (RSA 359-L)

3:00 p.m. Room 104, LOB Subcommittee Meeting
3:00 p.m. Room 303, LOB Subcommittee Meeting

FRIDAY, FEBRUARY 10, 2012

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

9:00 a.m. Room 307, LOB Subcommittee Meeting

MONDAY, FEBRUARY 13, 2012

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

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

ECONOMIC STRATEGIC COMMISSION TO REVIEW THE RELATIONSHIP BETWEEN NEW HAMPSHIRE BUSINESSES AND STATE GOVERNMENT (RSA 359-K:2)

10:00 a.m. Rooms 301-303, LOB Regular Meeting

JOINT LEGISLATIVE PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE (RSA 17-N:1)

10:00 a.m. Room 212, LOB Regular Business

EXOTIC AQUATIC WEEDS AND SPECIES COMMITTEE (RSA 487:30)

10:30 a.m. Room 308, LOB Regular Meeting

COMMITTEE TO STUDY WATER INFRASTRUCTURE SUSTAINABILITY FUNDING (SB 60, Chapter 245:1, Laws of 2009)

1:00 p.m. Room 100, SH Regular Meeting

THURSDAY, FEBRUARY 16, 2012

COMMISSION TO STUDY THE EFFECTS OF SERVICE-CONNECTED POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY SUFFERED IN THE LINE OF DUTY BY MEMBERS OF THE ARMED FORCES AND VETERANS (RSA 115-D:1)

2:30 p.m. Room 203, LOB Regular Meeting

FRIDAY, FEBRUARY 17, 2012

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

9:00 a.m. Rooms 305-307, LOB Regular Meeting

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

10:00 a.m. Rooms 210-211, LOB Regular Business

HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)

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

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

11:00 a.m. Upham-Walker House Regular Meeting
18 Park Street
Concord, NH

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

1:00 p.m. Room 101, LOB Regular Meeting

THURSDAY, FEBRUARY 23, 2012

COMMISSION TO STUDY BUSINESS REGULATIONS IN NEW HAMPSHIRE (RSA 359-L)

3:00 p.m. Room 303, LOB Full Committee Meeting

FRIDAY, FEBRUARY 24, 2012

NEW HAMPSHIRE RAIL TRANSIT AUTHORITY (RSA 238-A:2)

10:00 a.m. Room 201, LOB Regular Meeting

MONDAY, MARCH 5, 2012

STATE COMMITTEE ON AGING (RSA 161-F:7, I)

10:00 a.m. DHHS, Brown Building Regular Meeting
129 Pleasant Street
Concord, NH

WEDNESDAY, MARCH 7, 2012

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

4:30 p.m. NH Department of Education Regular Meeting
Londergan Hall, Room 15
101 Pleasant Street
Concord, NH

FRIDAY, MARCH 9, 2012

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

9:00 a.m. Room 307, LOB Regular Meeting

FRIDAY, MARCH 16, 2012

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

9:00 a.m. Rooms 305-307, LOB Regular Meeting

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

1:00 p.m. Room 101, LOB Regular Meeting

MONDAY MARCH 19, 2012

INTERAGENCY COORDINATING COUNCIL FOR WOMEN OFFENDERS (RSA 21-H:14-c)

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

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SENATE BILLS AMENDED BY THE HOUSE

SB 19, relative to the definition of “prime wetlands.”

SB 49, relative to tip pooling arrangements.

SB 152-FN, relative to participation in state employees’ group insurance by members of the general court.

SB 190, relative to the duties and membership of the executive branch ethics committee.

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FISCAL NOTE ADDITIONS AND UPDATES HAVE BEEN AMENDED TO THE BILLS ON THE WEB SITE AND ARE AVAILABLE IN THE SENATE CLERK’S OFFICE FOR THE FOLLOWING 2011 RE-REFERRED AND RETAINED BILLS:

SENATE BILLS: 71, 74, 83, 84, 132, 142, 152, 153, 155, 159, 160, 163, 168, 185, 186, 188, 198, 212, 217, 219, 225, 227, 239, 271, 272, 275, 276, 279, 289, 294, 303, 309, 311, 312, 320, 324, 326, 343, 372

HOUSE BILLS: 72, 110, 186, 210, 222, 225, 247, 269, 325, 330, 378, 420, 449, 466, 479, 508, 518, 520, 528, 654

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NOTICES

STATE HOUSE COMPLEX DISPOSAL BOXES

The General Court is exploring the issue of the disposal of dirty syringes, needles, and any other sharps into the proper disposal boxes.

During the first phase of exploration, we will have a sharps box for collection in the Health Services Department to place all sharps in. This will assist us in planning if there is any viability of placing like containers in the complex.

Senator Jeb Bradley, Senate Majority Leader

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WEDNESDAY, FEBRUARY 1, 2012

All members of the Senate are invited to attend the annual Legislative and Business Breakfast sponsored by Bi-State Primary Care Association and New Hampshire’s Community Health Centers on Wednesday,

February 1, 2012 (snow date February 2, 2012) from 7:30 a.m. – 9:00 a.m. at the Holiday Inn, 272 North Main Street, Concord. A delicious hot breakfast buffet will be served followed by a short program.

Senator Jeb Bradley, Senate Majority Leader
Senator Molly M. Kelly

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THURSDAY, FEBRUARY 2, 2012

All legislators are invited by the New Hampshire Public Charter School Association to judge the 5th Annual Chili Competition, Thursday, February 2, 2012 at St. Paul's Church from 11:00 a.m. – 1:00 p.m. Participating charter schools will showcase the mission of their schools and parents from each school will compete to win the chili tasting contest for their school.

Senator Nancy E. Stiles

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MONDAY, FEBRUARY 6, 2012

All Senators are cordially invited to the 4th Annual Homelessness Awareness Banquet being held on Monday, February 6, 2012 from 5:30 p.m. – 8:00 p.m. at South Congregational Church in Concord. Governor Lynch and Mayor Bouley will join legislators and shelter directors to help serve and share a meal with shelter guests. The purpose of the event is to raise awareness of the need to support family shelters in the Concord area. Please RSVP as soon as possible to Mae Murdoch at 224-2521 or mmurdoch@southchurchconcord.org. Voluntary donations at the door.

Senator Sylvia B. Larsen, Senate Minority Leader

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WEDNESDAY, FEBRUARY 8, 2012

All members of the Senate are invited to attend a luncheon hosted by the NH Center for Nonprofits for the launch of our recent report: New Hampshire's Nonprofit Sector: In Brief. The event will take place on Wednesday, February 8, 2012, at 12:00 p.m. or immediately following the break of the session, and will be held at Sulloway & Hollis Law Offices, 29 School Street, Concord. An RSVP would be appreciated at registration@nhnonprofits.org

Senator Jeb Bradley, Senate Majority Leader
Senator Sylvia B. Larsen, Senate Minority Leader

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WEDNESDAY, FEBRUARY 8, 2012

Northeast Delta Dental cordially invites all members of the New Hampshire Senate and the staff to its Thirteenth Annual Legislative Reception to be held Wednesday, February 8, 2012 from 4:00 p.m. to 6:30 p.m. at its corporate office at One Delta Drive in Concord.

Senator Jeb Bradley, Senate Majority Leader

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WEDNESDAY, FEBRUARY 8, 2012

The Retail Merchants Association of New Hampshire invites all legislators and staff to its 45th Annual Legislative Reception on Wednesday, February 8th at 4:00 p.m. or following the session, whichever is later,

at the Concord Holiday Inn. Please join RMANH members, your colleagues, and others for light fare and conversation as RMANH leadership presents the annual “Law Enforcement Partner of the Year”, “Retailer of the Year”, and “Legislator of the Year” awards.

Senator Jeb Bradley, Senate Majority Leader
 Senator Sylvia B. Larsen, Senate Minority Leader

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WEDNESDAY, FEBRUARY 15, 2012

The annual Water Matters Legislative Breakfast is scheduled for Wednesday February 15, 2012 at the Holiday Inn on Main Street in Concord starting at 7:00 am. Legislators and staff are invited to enjoy a hearty complementary breakfast while learning about critical water issues facing the state. New Hampshire’s economy, job growth and quality of life are inextricably linked to the quality of our water resources and the condition of our water infrastructure. With the right investment, this infrastructure can provide us with an important competitive advantage in the 21st century economy. At this breakfast, you will learn more about the issues concerning New Hampshire’s wastewater treatment systems, drinking water supplies and dams, which were built over the last 150 years and which will require substantial investment in the near future to address aging systems, capacity problems, and federal regulatory issues. The need to develop sustainable funding options to keep the costs for water affordable for taxpayers and rate payers will also be discussed.

Please RSVP to **nhwpca.linda@gmail.com** by February 8th to reserve your seat at this important breakfast. The breakfast is sponsored by the NH Water Pollution Control Association in conjunction with a wide ranging coalition of other local non-profit water organizations. There is no cost for attending this event.

The 2012 Water Matters Legislative Breakfast event is sponsored by a coalition of non-profit organizations including:

NH Water Pollution Control Association (NHWPCA), New England Water Environment Association (NEWEA), NH Water Works Association (NHWWA), NH Public Works Association (NHPWA), American Society of Civil Engineers – NH Section (ASCE-NH), American Council of Engineering Companies – NH Section (ACEC-NH), NH Rivers Management Advisory Committee, NH Lakes Management Advisory Committee, NH DES Dam Bureau

Senator John T. Gallus

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THURSDAY, FEBRUARY 16, 2012

Please join the NH Association of Regional Planning Commissions and the NH Planners Association for breakfast in the State House cafeteria on February 16th from 8:00 a.m. to 9:30 a.m. Come learn about the Association and enjoy a light breakfast.

Senator Jeb Bradley, Senate Majority Leader

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LEGISLATIVE ETHICS COMMITTEE

The Legislative Ethics Committee has voted to issue the following advisory opinion, which is printed below in its entirety.

**Advisory Opinion 2011-4
 Response to a Request for an Advisory Opinion
 from Representative Edmond D. Gionet
 (January 13, 2012)**

Representative Edmond D. Gionet has requested an Advisory Opinion whether, consistent with applicable statutes and the Ethics Guidelines, it would be permissible for him to accept complimentary ski tickets offered by Cannon Mountain Aerial Tramway & Ski Area, either in his capacity as a member of the Cannon Mountain Advisory Commission, established by RSA 12-A:29-b, or as a member of the General Court.

According to information provided to the Committee by Rep. Gionet, he is a legislative member of the Cannon Mountain Advisory Commission (CMAC), a body established under RSA 12-A:29-b. He received a communication from John M. DeVivo, General Manager of Cannon Mountain Aerial Tramway & Ski Area, informing him of the opportunity, as a Commission member, to receive five complimentary ticket vouchers, each valid toward a day ski lift ticket at Cannon on any day during the 2011/12 winter season. The same communication informed Rep. Gionet that as a member of the General Court, he was eligible to receive one ski lift ticket for his own use and one ticket for use by a guest on any day that Cannon Mountain is open during the winter season. Mr. DeVivo's communication stated that the offer to CMAC members was authorized by the "2011/12 Cannon Mountain Winter Special Use Policy, as approved in June [2011] by the Fiscal Committee of the General Court." As to the offer to members of the General Court, the communication asserted that the offer was "set by RSA."

Following receipt of Rep. Gionet's Advisory Opinion request, in response to an information request, Mr. DeVivo sought and obtained from the Department of Resources and Economic Development a memorandum advising that:

"The procedure for approval of Cannon's fee package and special use policy is pursuant to RSA 216-A:3-g. Thus, privileges granted to CMAC members wererequested by DRED and approved by legislature"; and

"[G]uidelines for season passes are covered in RSA 218-16.... Thus, privileges may be applied to one pass holder and one guest."

The Committee's Executive Administrator determined from publicly available information that the regular price to the public of a day ski lift ticket at Cannon for adults age 18-64 is \$68.00, and for seniors age 65 and over, \$45.00 any time.

At its meeting of January 5, 2012, the Committee considered Rep. Gionet's request in light of the foregoing information, as well as oral presentations from other members of the House, and review of applicable law.

Relevant provisions of applicable law are RSA 15-B:2 (definition of "gift"), RSA 15-B:3 (prohibition of knowing acceptance of gifts by legislators); RSA 12-A:9-b, IV (compensation of CMAC members); NH Constitution, Part II, Art. 15 (compensation of members of the legislature), RSA 216-A:3-g ((Fees for Park System); and RSA 218:16 (Passes).

We advise as follows: It appears from the facts presented that the value of the lift tickets in question is \$25.00 or more, which would classify them as gifts that RSA 15-B:2 would prohibit legislators from receiving unless the tickets were exempted from that classification by applicable provision of law. We find no provision of law that would provide such an exemption.

No provision of law generally exempts items provided to legislators by the State. Significantly, RSA 15-B:2,V(b)(8) provides only a limited exemption, for "wages, salary, benefits, mileage, or payment for expenses paid to the person by the state... related to performance of official duties." This exemption does not apply because RSA 12-A:29-b, IV states that members of CMAC "shall serve without compensation" except for allowable mileage at the legislative rate. Also, Part II, Art. 15 of the NH Constitution states that compensation in full of members of the legislature (other than the presiding officers) is \$200 for the elected term, plus mileage. These provisions limiting compensation appear to prevent complimentary ski lift tickets from qualifying as allowable "wages, salary... or benefits" related to performance of official duties, within the meaning of the cited exemption.

As to the other sources cited by DRED as authorizing issuance of complimentary lift tickets, none of them specifically authorizes or directs issuance of such tickets to legislators, and so do not override the prohibition subsequently enacted in RSA 15-B:3.

We recognize that complimentary lift tickets at Cannon have been made available to legislators for many years, but this custom cannot overcome the definition and prohibition of gifts enacted into law in 2006. Accordingly, we advise that acceptance of complimentary lift tickets by legislators as described in the Request, would be prohibited by RSA 15-B:3. Of course, the legislature is at liberty to amend RSA 15-B, or adopt other appropriate legislation to permit legislators to accept complimentary ski lift tickets, if it concludes that the present program should continue.

We express no opinion about whether the exemption in RSA 15-B:2,V(b)(8) might apply in other circumstances not described in the present Request.

We appreciate the opportunity to be of assistance.

For the Committee,
Martin L. Gross
Chairman

[Vote 4-0]

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LEGISLATIVE ETHICS COMMITTEE

The Legislative Ethics Committee has voted to issue the following advisory opinion, which is printed below in its entirety.

Advisory Opinion 2012-1 Response to a Request for an Advisory Opinion from Senator Jeanie Forrester (January 23, 2012)

Pursuant to RSA 14-B:3, I (c), Senator Jeanie Forrester has requested an Advisory Opinion whether, consistent with applicable statutes and the Ethics Guidelines, as an appointed member of the Assessing Standards/Current Use Board, she is required to file a "Statement of Financial Interests," as prescribed by RSA 15-A:3, in addition to the "Financial Disclosure Form," prescribed by RSA 14-B:8, for the period covering a given calendar year.

According to the Committee's records, Senator Forrester has submitted to the Committee the Financial Disclosure Form required of legislators by RSA 14-B:8 for the calendar year 2012. Along with such forms submitted by other members of the General Court, in due course the Committee will review them and transmit properly completed forms to the Secretary of State for filing. See RSA 14-B:3, IV.

Specifically, Senator Forrester asks whether under these circumstances, she is excused from filing a separate RSA 15-A:3 form, in light of RSA 15-A:3, II, which reads:

"II. The filing of a financial disclosure form by an elected member of the house of representatives or senate pursuant to RSA 14-B:8 shall satisfy the requirement for filing a statement of financial interest pursuant to this chapter."

An additional relevant statute is RSA 14-B:3, IV which states in part:

"IV. * * * The filing of a financial disclosure form in accordance with RSA 14-B:8 by a representative, senator, or officer of the house of representatives or senate shall satisfy the requirement of filing a statement of financial interest pursuant to RSA 15-A."

We advise as follows: Not just once, but in two distinct RSA Chapters, the General Court has specified that the RSA 14-B:8 Financial Disclosure Form duly filed by a legislator satisfies the requirement for filing the RSA 15-A:3 Statement of Financial Interest Form. The law cannot be more plain or clear, and we assume the General Court meant what it said, both times: Legislators who comply with RSA 14-B:8 by filing a timely and sufficient Financial Disclosure Form need do nothing more to satisfy the filing requirements of RSA 15-A:3. Accordingly, having filed the requisite 14-B:8 form with the Committee, Senator Forrester is not required to file a separate 15-A:3 form with the Secretary of State as an appointed member of the Assessing Standards/Current Use Board.

We appreciate the opportunity to be of assistance.

For the Committee,
Martin L. Gross
Chairman

[Vote 7-0]

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SENATE SCHEDULE

Monday, February 20, 2012	President's Day (State Holiday)
Monday, February 27, 2012 - Friday, March 02, 2012	Senate Break
Thursday, March 15, 2012	Deadline for Policy Committees to ACT on all Senate bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-3 (b).
Thursday, March 29, 2012	Last Day to ACT on all Senate bills. (Crossover)
Thursday, May 03, 2012	Deadline for Policy Committees to ACT on all House bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-3 (b).
Thursday, May 17, 2012	Last Day to ACT on all House bills.
Thursday, May 24, 2012	Last Day to FORM Committees of Conference.
Monday, May 28, 2012	Memorial Day (State Holiday)
Thursday, May 31, 2012	Last Day to SIGN Committee of Conference Reports.
Thursday, June 07, 2012	Last Day to ACT on Committee of Conference Reports.
Wednesday, July 04, 2012	Independence Day (State Holiday)
Monday, September 03, 2012	Labor Day (State Holiday)
Monday, November 12, 2012	Veterans' Day (State Holiday)
Thursday, November 22, 2012	Thanksgiving Day (State Holiday)
Friday, November 23, 2012	Day after Thanksgiving (State Holiday)
Tuesday, December 25, 2012	Christmas Day (State Holiday)
Tuesday, January 01, 2013	New Year's Day (State Holiday)

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VISITORS' CENTER SCHEDULE – JANUARY TO MARCH

State House Visitation Schedule

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of schools and other groups visiting the State House in 2012. These listings are to ensure all members be notified in a timely manner of visitors from their district. Our schedule is tightly booked for the school year and subject to changes.

Please contact the Visitors' Center concerning school tour booking information. Legislators planning to meet with students should notify the Visitors' Center. Thank you for your continued participation with your School Visitation Program.

Virginia J. Drew, Director
Deborah Rivers, Public Information Administrator

DATE	TIME	GROUP	Group#/Grade
Jan. 27	10:00/11:30 SH/SC	Stratham Memorial School	90/4
Jan. 31	9:30	Mount Lebanon School	45/4
Feb. 1	12:30	KA Brett School – Tamworth	25/4
Feb. 2	10:00	Hollis Montessori School	6/7
Feb. 3	9:00	Ruhr – University of Bochum, Germany	10
Feb. 3	9:15	Henry Moore School – Candia	36/4
Feb. 3	11:30	Pembroke Bridge Program	10/5-8th
Feb. 8	11:00	Leadership Greater Concord	25/adults
Feb. 9	9:00	St. John's Regional School – Concord	30/4
Feb. 10	9:00	St. Benedict Academy – Manchester	25/4
Feb. 10	10:30	Peter Woodbury School – Bedford	40/4
Feb. 14	11:30	ELL Civics Concord High School	20/9

<i>DATE</i>	<i>TIME</i>	<i>GROUP</i>	<i>Group#/Grade</i>
Feb. 15	9:45	Haigh School – Salem	34/4
Feb. 15	9:00	UNH Policy group	25/Col
Feb. 16	9:30/11:00 SH/HM	Webster Elementary School – Manchester	90/4
Feb. 17	9:00/10:30 SH/Manse	Peter Woodbury School – Bedford	80/4
Feb. 17	11:30	Sandwich Central School	17/4
Feb. 17	11:30	Nashua Christian Academy	15/4
Feb. 17	1:00	Phoenix House Academy – Dublin	12/HS
Feb. 21	8:30	Concord High School Civics class	25/HS
Feb. 21	9:45/11:00 SH/HM	Hooksett Elementary School	89/4
Feb. 22	9:45/11:00 SH/HM	Hooksett Elementary School	89/4
Feb. 22	1:00	Kimball Walker School – Concord	46/4
Feb. 23	10:15/11:30 SH/HM	New Searles Elementary School – Nashua	64/4
Feb. 24	10:00	Concord High School Civics class	50/HS
Feb. 28	2:00	Boy Scout Troop #123 – Goffstown	10
March 1	10:00	Derry Girl Scouts	20/1-3rd
March 1	12:30	KA Brett School – Tamworth	25/4
March 2	9:30/11:00 SH/HM/SC	Hanover St. School – Lebanon	62/4