

April 17, 2014
No. 15

STATE OF NEW HAMPSHIRE

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**Second Year of the 163rd Session of the
New Hampshire General Court
Legislative**

SENATE CALENDAR

**THE SENATE WILL MEET IN SESSION ON THURSDAY,
APRIL 24, 2014, AT 10:00 A.M.**

LAI D ON THE TABLE

SB 110, directing the department of environmental services to adopt rules relative to its 2009 numeric nutrient criteria for the Great Bay Estuary. **02/06/14, pending motion Interim Study, Energy & Natural Resources, SJ 3, pg. 72**

SB 200-FN-A, relative to energy infrastructure development. **03/13/14, pending motion Committee Amendment (0919s), Energy and Natural Resources, SJ 7, pg. 193**

SB 252, relative to the management of hazardous waste. **02/19/14, pending motion Interim Study, Energy & Natural Resources, SJ 5, pg. 134**

SB 331-FN, relative to waivers for out-of-state businesses and employees in a state of emergency. **02/19/14, pending motion Committee Amendment (0567s), Commerce, SJ 5, pg. 132**

SB 410-FN-L, relative to apportionment in cooperative school districts with a renewable generation facility. **02/19/14, pending motion Committee Amendment (0498s), Ways & Means, SJ 5, pg. 146**

HB 1170-FN, repealing the death penalty in New Hampshire. **04/17/14, Judiciary, SJ 9, pg. TBA**

HB 1244, relative to the disclosure of the names of lottery winners. **04/17/14, pending motion Ought to Pass, Executive Departments and Administration, SJ 9, pg. TBA**

HB 1405, prohibiting an employer from using credit history in employment decisions. **04/17/14, pending motion Interim Study, Commerce, SJ 9, pg. TBA**

HB 1498-FN, relative to wages lost when an employee submits to a medical examination required under workers' compensation law. **04/17/14, pending motion Ought to Pass, Commerce, SJ 9, pg. TBA**

HB 1571-FN-L, relative to breastfeeding. **04/17/14, pending motion Interim Study, Health, Education and Human Services, SJ 9, pg. TBA**

CONSENT CALENDAR REPORTS

COMMERCE

HB 584, relative to covered prescription drugs.

Ought to Pass, Vote 5-0.

Senator Hosmer for the committee.

This bill will allow insured consumers to purchase their 90-day supply of covered prescription drugs at the pharmacy of their choice as long as the cost does not exceed what it would cost had they used mail order services.

HB 1193, relative to flood coverage notification.

Ought to Pass, Vote 5-0.

Senator Cataldo for the committee.

This bill is a request of the insurance department and will require insurers issuing homeowners insurance to place a notice on the policy if the policy does not cover flood damage.

HB 1217, allowing wholesale distributors to purchase beverages from nano brewery licensees.

Ought to Pass, Vote 5-0.

Senator Bradley for the committee.

This bill amends the definition of "wholesale distributor" to allow purchases of beverages from nano brewery licensees. Distributors have a list of licensees they are permitted to buy from, and this bill merely adds nano breweries to that list.

HB 1241, relative to the sale of consumer fireworks.

Interim Study, Vote 5-0.

Senator Pierce for the committee.

This bill would require a person who sells permissible fireworks to provide a safety pamphlet to the purchaser. The bill also revises membership of the permissible fireworks advisory committee. The stakeholders were unable to reach consensus on an approach that would accomplish the goals of this legislation.

HB 1276, relative to alcoholic beverage advertising restrictions.

Interim Study, Vote 5-0.

Senator Hosmer for the committee.

This bill would modify restrictions on alcoholic beverage advertising that references minors pictorial or otherwise. The Committee supports allowing more time for stakeholders to reach consensus on the scale of the problem and the best language to accomplish the goals of the legislation.

HB 1308-FN, adding a member to the advisory council on workers' compensation.

Ought to Pass with Amendment, Vote 5-0.

Senator Cataldo for the committee.

This bill, as amended by the Committee, adds one additional member representing the interests of labor to the advisory council on workers' compensation. The bill also more evenly distributes the appointment authority between the President of the Senate, the Speaker of the House, and the Governor.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 658-FN, relative to registration for medical technicians.

Ought to Pass with Amendment, Vote 5-0.

Senator Carson for the committee.

The legislation establishes the board of registration of medical technicians which will be administratively attached to the Department of Health and Human Services. This bill requires persons employed as medical technicians to register with the board, and requires licensed health care facilities ensure their technicians are registered. The amendment adjusts the definition of medical technician to be more inclusive of the workers covered by the bill and specific about the qualifying medications. In addition, the legislation addresses the transition of currently working medical technicians into the registry.

HB 1494-FN, relative to administration of the New Hampshire retirement system and authority of the board of trustees.

Ought to Pass with Amendment, Vote 5-0.

Senator Carson for the committee.

This legislation clarifies definitions of terms used in RSA 100-A. It establishes a procedure for the determination of the costs of purchase of service credits; clarifies the ability to earn service credit while on a salary continuance plan, and changes the date for the approval of the Comprehensive Annual Financial Report (CAFR). In addition, it adds a penalty for employers who fail to timely remit data on compensation paid to retired members, and repeals obsolete provisions within the RSAs. The amendment removes the Post Retirement Employment study committee.

HB 1634-FN, relative to the salaries of certain unclassified positions.

Ought to Pass with Amendment, Vote 5-0.

Senator Reagan for the committee.

The legislation codifies the salaries of certain unclassified positions within several state departments. The legislation was requested by the Joint Committee on Employee Classification. All salary changes and codifications were addressed by the Joint Committee.

HEALTH, EDUCATION AND HUMAN SERVICES

HB 1116, relative to the membership of the advanced manufacturing education advisory council.

Ought to Pass, Vote 5-0.

Senator Kelly for the committee.

This bill simply adds a secondary school counselor or a state guidance director to the advanced manufacturing education advisory council, who will be appointed by the governor. The Committee believes that the additional counselor or guidance director will provide further leadership to the advisory council in a beneficial manner.

HB 1431, relative to the membership of the developmental services quality council.
Ought to Pass, Vote 5-0.
Senator Gilmour for the committee.

This bill replaces a member of the developmental services quality council with a member of the New Hampshire council on autism spectrum disorders. The Committee believes that replacing a member with someone who has an autism spectrum disorder or is a family member of such persons will be most effective in representing this group in New Hampshire.

HB 1447, prohibiting discrimination in educational standards for certain students.
Ought to Pass, Vote 5-0.
Senator Kelly for the committee.

This bill prohibits a school district from discriminating against students based on economic status, especially related to educational programs or activities. The Committee believes that this bill will help to ensure that every student in the state of New Hampshire is not only not discriminated against, but given the full potential to succeed as a student in their school district.

JUDICIARY

HB 590, relative to the unauthorized practice of law.
Ought to Pass with Amendment, Vote 5-0.
Senator Carson for the committee.

This bill as amended allows landlords, if not an attorney, to represent their limited liability companies, corporations or partnerships in landlord-tenant matters in our circuit courts and provides an exception to the unauthorized practice of law.

HB 1137-FN, relative to annulment of certain obstruction of justice crimes and relative to the crime of escape.
Ought to Pass with Amendment, Vote 5-0.
Senator Carson for the committee.

This bill allows an individual in certain narrow circumstances to have a record expunged. The bill as amended prohibits individuals who attempt to escape from qualifying for this.

HB 1567-FN, requiring a warrant to obtain electronic device location information.
Interim Study, Vote 5-0.
Senator Soucy for the committee.

This bill sought to require warrants for all tracking devices used by governmental entities as well as requiring individuals to obtain consent from someone if they wish to place a tracking device on their vehicle and get information. The Committee had concerns with the bill and feels it is not ready to go forward at this time.

HB 1618-FN, relative to review hearings in involuntary admission cases.
Inexpedient to Legislate, Vote 5-0.
Senator Carson for the committee.

This bill sought to provide a Circuit Court hearing before a judge every two years for individuals who have been involuntarily committed. Because of Court rulings, the statutes must treat equally those who are committed by reason of insanity and unable to be tried for alleged acts. Because these two populations must be treated the same, the committee is not comfortable recommending this bill go forward.

HB 1620-FN, relative to the use of drones.
Interim Study, Vote 5-0.
Senator Cataldo for the committee.

This legislation sought to regulate the use of drones -- whether owned and operated by governmental entities or private citizens. Because this technology is so new we feel that this policy is premature.

PUBLIC AND MUNICIPAL AFFAIRS

HB 366-FN, relative to showing a ballot.

Ought to Pass, Vote 5-0.

Senator Stiles for the committee.

HB 366-FN adds the prohibition of distributing or sharing a photograph or digital image of his or her marked ballot to RSA 659:35. The bill changes the penalty for willful violations of the prohibitions in the statute from a misdemeanor to a violation, and requires posters at each polling place highlighting the prohibitions.

HB 422, relative to the adoption, revision, and amendment of municipal charters.

Ought to Pass with Amendment, Vote 5-0.

Senator Pierce for the committee.

HB 422 was introduced to make it easier to begin the process of adopting a municipal charter. It does this by setting the same threshold of 25 signatures to place a charter question on the ballot as is required to place an SB2 question or any other warrant question on the ballot. The bill also clarifies the difference between a charter revision and a charter amendment. It also simplifies some aspects of the charter adoption process. Lastly, the committee's amendment to HB 422 eliminates the role of the Secretary of State in the charter review process, keeping the Department of Justice and the Department of Revenue Administration as responsible for charter review.

HB 1156-FN, making certain changes to the right-to-know law and establishing the right-to-know oversight commission.

Inexpedient to Legislate, Vote 5-0.

Senator Pierce for the committee.

HB 1156-FN sought to, in the proponents' view, strengthen the transparency requirements of RSA 91-A. However, it became apparent during testimony that the bill as amended by the House differed significantly from the design and intent of the original bill's sponsors. Based on their opposition, the committee found the bill inexpedient to legislate.

HB 1336, relative to the landlord's agent requirement.

Inexpedient to Legislate, Vote 5-0.

Senator Forrester for the committee.

This bill would establish a fine for failure to provide contact information for an agent for service of process as required under RSA 540:1-b. As SB 347 establishes a likewise provision but with a lesser fine, the sponsor of the bill was amenable to the lesser fine, and agreed to have his bill found inexpedient to legislate.

TRANSPORTATION

HB 495-FN, relative to titles for motor vehicles.

Ought to Pass, Vote 5-0.

Senator Boutin for the committee.

This bill changes the limits of the exemption of the certificate of title requirement for older vehicles from those whose manufacturer's model year is 'older than 15 years' to 'before the year 2000'. This is a consumer-friendly bill and it will increase state revenues.

HB 650-FN-A, relative to instituting a bus service between Claremont, New Hampshire and Lebanon, New Hampshire.

Ought to Pass with Amendment, Vote 5-0.

Senator Watters for the committee.

This bill allows the Community Alliance Transportation Services in Newport to actively solicit federal and private funds to start a bus service between Claremont and Lebanon. The committee amended the bill from requiring the solicitation to allowing the opportunity for it.

HB 1149-FN, relative to motor vehicle registrations.

Ought to Pass, Vote 5-0.

Senator Boutin for the committee.

This bill was requested by the Department of Safety. It simply corrects a difference in two separate statutes regarding the fee established for a certified copy of a registration. It also allows for municipal agents to use information contained in their electronic system instead of requiring a physical copy of the current certificate of registration for renewal purposes.

HB 1150-FN, relative to motor vehicle dealer and inspection station licenses.

Ought to Pass, Vote 5-0.

Senator Stiles for the committee.

This bill was requested by the department of safety and it changes the term of motor vehicle dealer and inspection station licenses from 1 year to 2 years, without changing the cost of the license. This bill is supported by those within the industry and it will alleviate an unnecessary burden on NH's businesses.

HB 1249, relative to refunds of the road toll paid by an exempt governmental entity using a credit or fuel card.

Ought to Pass, Vote 5-0.

Senator Watters for the committee.

This bill is at the request of the department of safety to improve handling of fuel purchases with a credit card by exempt governmental entities at a fixed retail pump available to the general public. This ensures that the taxes paid on the fuel are able to be refunded to the appropriate entities.

HB 1301, relative to transportation of alcoholic beverages by a minor.

Inexpedient to Legislate, Vote 5-0.

Senator Watters for the committee.

This bill would have allowed a person under the age of 21 to transport as the driver alcoholic beverages when the beverages are in the possession of a legal age person. The committee feels that there is no hardship caused by the current law and that any changes would be detrimental to efforts to curb underage drinking in NH.

HB 1558-FN, relative to prevention of motor vehicle title fraud.

Ought to Pass, Vote 5-0.

Senator Stiles for the committee.

This bill was requested by the department of safety in order to make various changes related to motor vehicle titles and fraud prevention. NH has been targeted by those looking to take advantage of our citizens and this bill reinforces protections against efforts to defraud NH businesses and the State.

HB 1629, adding duties and extending the reporting date of the committee to study options for mitigating damages associated with highway noise and relative to the department of transportation policy and procedural guidelines for the assessment and abatement of traffic noise for type I highway projects.

Ought to Pass, Vote 5-0.

Senator Boutin for the committee.

This bill adds duties and extends the reporting date of the Committee to Study Options for Mitigating Damages Associated with Highway Noise, at their own request. It also modifies certain guidelines for the assessment and abatement of highway traffic noise that have no fiscal impact on the work of the department of transportation.

REGULAR CALENDAR REPORTS

COMMERCE

HB 1606, relative to assignment of legal costs in suits between condominium associations and condominium members.

Ought to Pass, Vote 4-0.

Senator Pierce for the committee.

ENERGY AND NATURAL RESOURCES

HB 1532, relative to notification of radon and arsenic levels.

Ought to Pass with Amendment, Vote 4-0.

Senator Woodburn for the committee.

HB 1600, relative to reporting of energy production for net metering.
Ought to Pass with Amendment, Vote 4-0.
Senator Fuller Clark for the committee.

HEALTH, EDUCATION AND HUMAN SERVICES

HB 1280, permitting physician assistants to authorize walking disability plates and placards.
Ought to Pass, Vote 3-0.
Senator Kelly for the committee.

HB 1296, relative to membership of the therapeutic use of cannabis advisory council.
Ought to Pass, Vote 4-1.
Senator Sanborn for the committee.

JUDICIARY

HB 1122-FN, relative to the filing with a registry of deeds of a fraudulent document purporting to create a lien or claim against real property.
Ought to Pass with Amendment, Vote 4-0.
Senator Carson for the committee.

HB 1330-FN, relative to the protection from disclosure of privileged individual medical records.
Interim Study, Vote 4-0.
Senator Carson for the committee.

HB 1503-FN, relative to the penalties for negligent homicide and manslaughter causing a miscarriage or stillbirth and relative to miscarriage or stillbirth in second degree murder cases.
Ought to Pass with Amendment, Vote 3-2.
Senator Cataldo for the committee.

HB 1533-FN, requiring a warrant to search information in a portable electronic device.
Ought to Pass with Amendment, Vote 4-0.
Senator Lasky for the committee.

HB 1548-FN, eliminating separate penalties for crack cocaine.
Interim Study, Vote 4-1.
Senator Carson for the committee.

HB 1555-FN, relative to the neglect of elderly, disabled, or impaired adults and relative to financial exploitation.
Ought to Pass, Vote 3-0.
Senator Lasky for the committee.

HB 1619-FN, prohibiting the acquisition, collection, or retention of certain information.
Ought to Pass with Amendment, Vote 4-0.
Senator Carson for the committee.

HB 1624-FN, modernizing the juvenile justice system to ensure rehabilitation of juveniles and preservation of juvenile rights.
Ought to Pass with Amendment, Vote 4-0.
Senator Carson for the committee.

HB 1631-FN, relative to debt collection and small claims.
Ought to Pass with Amendment, Vote 5-0.
Senator Boutin for the committee.

AMENDMENTS

Public and Municipal Affairs
April 17, 2014
2014-1439s
08/10

Amendment to HB 422

Amend RSA 49-B:4, VI(a) as inserted by section 2 of the bill by replacing it with the following:

(a) The charter commission shall file with the municipal clerk a preliminary report including the text of the charter which the commission intends shall be submitted to the voters and any explanatory information the commission deems desirable, and shall provide sufficient copies of the preliminary report to the municipal clerk to permit its distribution to each voter requesting it. The commission shall also file the preliminary report with the attorney general and the commissioner of the department of revenue administration as provided in RSA 49-B:4-a, I.

Amend RSA 49-B:4-a as inserted by section 2 of the bill by replacing it with the following:

49-B:4-a Review and Approval by State Departments.

I. The chairman of the charter commission, if any, and otherwise the municipal clerk shall file a report, which shall include the name and address of the clerk and the chairman of the charter commission, with the attorney general and the commissioner of the department of revenue administration as follows:

(a) The chairman of the charter commission shall file a copy of the preliminary report relative to any new municipal charter or charter revision at the same time the preliminary report is filed with the municipal clerk pursuant to RSA 49-B:4, VI;

(b) Within 10 days after the filing of the report relative to any charter amendment, if initiated by the municipal officers, the municipal clerk shall file a certified copy of the report.

(c) Promptly after the filing of the petitioners' affidavit relative to a charter amendment, the municipal clerk shall file a certified report consisting of a copy of said affidavit.

(d) Within 14 days of receipt of such report the attorney general and the commissioner of the department of revenue administration shall notify in writing the municipal clerk and the chairman of the charter commission, if any, of his or her receipt. Within 45 days after the receipt of the report the attorney general and commissioner of the department of revenue administration shall review the proposed charter, charter revision, or charter amendment to insure that it is consistent with the general laws of this state, and shall give notice to the municipal clerk approving or disapproving the proposed charter.

II. If the attorney general or the commissioner of the department of revenue administration does not approve, the proposed charter question shall not be placed on the municipal ballot unless the objections to the proposed charter are resolved as provided in this section. If the proposed charter amendment was initiated by a petition, official petition forms shall not be provided. The attorney general and commissioner of the department of revenue administration shall specify their objections in writing to the municipal clerk, and to the petitioners' committee if relative to a charter amendment initiated by such petitioners' committee, within the period of time allowed for review and shall offer recommendations for changes in language which would correct any inconsistencies they may find in the proposed charter to be voted upon. Failure to specify objections to a proposed charter within 45 days shall constitute approval by the attorney general or the commissioner of the department of revenue administration.

III. Upon receiving notice of such objections, the charter commission may make such changes as appear necessary and resubmit the proposed charter within 30 days to the official or officials who raised the objections. Such officials shall thereafter make reasonable efforts to review the changes and provide notice of approval or disapproval to the municipal clerk in time to enable the charter commission to file its final report by the deadline stated in RSA 49-B:4-b.

IV. The governing body of the municipality may seek judicial review of a decision of the attorney general or the commissioner of the department of revenue administration by appeal in superior court, pursuant to RSA 49-B:10, IV.

Amend the introductory paragraph of RSA 49-B:4-b, I as inserted by section 2 of the bill by replacing it with the following:

I. Upon approval from the attorney general and commissioner of the department of revenue administration under RSA 49-B:4-a, the charter commission shall submit to the municipal officers its final report, which shall include the full text and explanation of the proposed new charter, such comments as the commission deems desirable, an indication of the major differences between the current form of government and the proposed charter, and a written opinion by an attorney admitted to the bar of this state that the proposed charter is not in conflict with the constitution or the general laws. Minority reports, if filed, shall not exceed 1,000 words. The submission of the final report and minority reports, if any, shall be accomplished by the date indicated below:

Amend RSA 49-B:4-c, II(a) as inserted by section 2 of the bill by replacing it with the following:

(a) If a preliminary report has not previously been filed with the attorney general and the commissioner of the department of revenue administration under RSA 49-B:4-a, a preliminary report shall be filed with such officials on or before June 15 preceding the state election;

Amend RSA 49-B:5, I-II as inserted by section 2 of the bill by replacing it with the following:

I. The municipal officers may determine that one or more amendments to the municipal charter are necessary and, by order, provide for notice and hearing on them in the same manner as provided in RSA 49-B:5, V(a). Within 7 days after receiving approval from the attorney general and the commissioner of the department of revenue administration under RSA 49-B:4-a, the municipal officers may order the proposed amendment to be placed on a ballot at the next regular municipal election. In the case of municipalities with biennial elections, the municipal officers may order amendments to be placed on the ballot at either the next regular municipal election or the next state biennial election, whichever occurs earlier, that occurs not less than 60 days after the order.

(a) Each amendment shall be limited to a single subject, but more than one section of the charter may be amended as long as it is germane to that subject.

(b) Alternative statements of a single amendment are prohibited.

II. On the written petition of a number of voters equal to at least 20 percent of the number of votes cast in a municipality at the last regular municipal election, but in no case fewer than 10 voters, the municipal officers shall, by order, provide that proposed amendments to the municipal charter be placed on a ballot in accordance with the procedures set out below:

(a) Each amendment shall be limited to a single subject but more than one section of the charter may be amended as long as it is germane to that subject.

(b) Alternative statements of a single amendment are prohibited.

Amend RSA 49-B:5, V(b)-(c) as inserted by section 2 of the bill by replacing it with the following:

(b) Within 7 days after the last public hearing, the municipal officers or the committee appointed by them shall file with the municipal clerk a report containing the final draft of the proposed amendment and a written opinion by an attorney admitted to the bar of this state that the proposed amendment is not in conflict with the general laws or the constitution. In the case of a committee report, a copy shall be filed with the municipal officers. Upon such filing, the provisions of RSA 49-B:4-a shall apply in the same manner as for a charter adoption; provided, however, that the municipal officers or the appointed committee shall be substituted for the charter commission for purposes of RSA 49-B:4-a, III.

(c) Within 7 days after the approval by the attorney general and the commissioner of the department of revenue administration, or within 7 days after the last public hearing in the case of an amendment submitted by voter petition, the municipal officers shall order the proposed amendment to be placed on the ballot at the next regular municipal election. In the case of municipalities with biennial elections, the municipal officers shall order the amendments to be placed on the ballot at either the next regular municipal election or the next state biennial election, whichever occurs earlier, that occurs not less than 60 days after the date of the order.

General Provisions Applicable to Charter Actions

Amend RSA 49-B:10, IV as inserted by section 4 of the bill by replacing it with the following:

IV. Any municipality aggrieved by the decision of the ~~[secretary of state]~~ **attorney general or the commissioner of the department of revenue administration** under RSA ~~[49-B:5-a]~~ **49-B:4-a** may seek review by way of appeal in superior court to determine the lawfulness of the ~~[secretary's]~~ decision. The clerk shall schedule a hearing on any such appeal within 10 days of the filing of such petition.

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

5 Transition Provision. In the case of any process to adopt, revise, or amend a municipal charter that was commenced, either by order of the municipal officers or by the submission of a petition, prior to the effective date of this act, the provisions of RSA 49-B:2, IV and RSA 49-B:3 through RSA 49-B:6 as in effect prior to the effective date of this act shall continue to apply until the conclusion of that process.

Senate Judiciary
April 14, 2014
2014-1351s
01/06

Amendment to HB 590

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

1 New Section; Unauthorized Practice of Law; Exception; Certain Employees and Members of Limited Liability Companies, Corporations, or Partnership. Amend RSA 540 by inserting after section 29 the following new section:

540:30 Unauthorized Practice of Law; Exception; Certain Employees and Members of Limited Liability Companies, Corporations, or Partnerships. Notwithstanding RSA 311:7, a person of good character who is not approved to practice law in New Hampshire, but is a member or employee of a limited liability company, corporation, or partnership, which has 5 or fewer members, shall, with the proper written authorization from the organization, be authorized to represent the entity on matters in the circuit court of New Hampshire arising under this chapter; provided that each such appearance shall require a new written authorization.

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

2014-1351s

AMENDED ANALYSIS

This bill allows a person who is not authorized to practice law but who is a member, trustee or employee of a limited liability company, corporation, or partnership, which has 5 or fewer members, to represent the entity on matters in the circuit court of New Hampshire on landlord tenant issues.

Senate Transportation
April 10, 2014
2014-1339s
06/10

Amendment to HB 650-FN-A

Amend the bill by replacing section 1 with the following:

1 Department of Transportation; Bus Service Between Claremont and Lebanon; Authority to Expend State Funds.

I. The Community Alliance Transportation Services in Newport, with the support of the department of transportation, may actively solicit federal funds for the purpose of covering start-up costs, including the purchase of 2 buses and 3 years of operating expenses, relative to instituting a bus service between Claremont, New Hampshire and Lebanon, New Hampshire.

II. The Community Alliance Transportation Services may actively solicit private or local funds, or both, for the purpose of providing any required match for the receipt of federal funds described in paragraph I. If sufficient funding is not raised by June 30, 2017, any private or local matching funds received under this paragraph, plus interest, shall be returned to the contributing entities.

2014-1339s

AMENDED ANALYSIS

This bill permits the Community Alliance Transportation Services in Newport to actively solicit federal and private funds to start a bus service between Claremont and Lebanon.

Senate Executive Departments and Administration
April 16, 2014
2014-1413s
01/08

Amendment to HB 658-FN

Amend the chapter heading of RSA 328-I as inserted by section 1 of the bill by replacing it with the following:

CHAPTER 328-I
 BOARD OF REGISTRATION OF MEDICAL TECHNICIANS

Amend RSA 328-I:2, VI as inserted by section 1 of the bill by replacing it with the following:

VI. "Medical technician" means a health care worker who is not licensed or registered by a New Hampshire regulatory board and who assists licensed health care professionals in the diagnosis, treatment, and prevention of disease. For the purposes of this chapter, medical technicians shall be limited to health care workers with access to controlled substances and with access to or contact with patients in a health care facility or in a medical establishment.

Amend the bill by replacing all after section 5 with the following:

6 Applicability. Persons who are currently practicing as medical technicians as defined by RSA 328-I as inserted by section 1 of this act shall have 90 days after the effective date of this act to comply with the provisions of RSA 328-I.

7 Effective Date. This act shall take effect October 1, 2014.

Senate Judiciary

April 15, 2014

2014-1401s

10/03

Amendment to HB 1122-FN

Amend RSA 478:42, I as inserted by section 1 of the bill by replacing it with the following:

I. A person may not knowingly present for filing or cause to be presented for filing in a registry or other public office, any type of document that fraudulently purports to be a judgment or other document to memorialize or evidence an act, order, directive, or process of creating a lien without having been authorized under state law, the Constitution, or the laws of the United States.

Amend RSA 478:42, V as inserted by section 1 of the bill by replacing it with the following:

V. Any person who knowingly files a document or instrument to fraudulently create a lien on real or personal property shall be guilty of a class B felony.

Senate Judiciary

April 11, 2014

2014-1348s

04/05

Amendment to HB 1137-FN

Amend the bill by replacing section 2 with the following:

2 Escape. Amend RSA 642:6 to read as follows:

642:6 Escape.

I. A person is guilty of an offense if ~~[he]~~ **such person** escapes from official custody.

II. "Official custody" means arrest, custody in a penal institution, an institution for confinement of juvenile offenders or other confinement pursuant to an order of a court.

III. The offense is a class A felony if the actor employs force against any person or threatens any person with a deadly weapon to effect the escape, except that if the deadly weapon is a firearm, ~~[he]~~ **the actor** shall be sentenced in accordance with RSA 651:2, II-g. ~~[Otherwise it]~~ **The offense** is a class B felony **if the actor was on parole, subject to a bail order, was a prisoner at an adult or juvenile correction facility at the time, or had a prior conviction of the crime of escape. If no physical force was used by the actor and no persons other than the actor sustained bodily injury as a result of the escape, the offense is a class A misdemeanor.**

IV. If a person is convicted of the offense of escape under this section, the term of imprisonment authorized by RSA 651:2, II or RSA 651:6 shall be added to the portion of the term which remained unserved at the time of the commission of the offense.

Commerce

April 9, 2014

2014-1302s

01/08

Amendment to HB 1308-FN

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

AN ACT revising the membership of the advisory council on workers' compensation.

Amend the bill by replacing section 1 with the following:

1 Advisory Council on Workers' Compensation; Membership. RSA 281-A:62, I is repealed and reenacted to read as follows:

I. There is hereby established an advisory council on workers' compensation. The advisory council shall consist of 10 members: the commissioner or designee; one member of the house of representatives, appointed by the speaker of the house; one member of the senate, appointed by the president of the senate; one member representing a large employer who shall not be in the insurance industry, appointed by the president of the senate; one member representing a small employer who shall not be in the insurance industry, appointed by the speaker of the house of representatives; two members representing the interests of labor, appointed by the governor and council; one member representing insurance interests of commercial workers' compensation carriers, appointed by the speaker of the house of representatives; one member representing self-funded employers, appointed by the president of the senate; and one member representing health care providers, appointed by the governor and council. The legislative members of the advisory council and the 7 appointed members shall be familiar with the workers' compensation laws of New Hampshire. Any person appointed to the council who is not qualified or who ceases to be qualified in the capacity in which such person is serving on the advisory council shall be replaced by the appropriate appointing authority. The advisory council shall discuss problems related to the administration of this chapter and shall discuss policy goals. The advisory council shall also ratify managed care programs established under RSA 281-A:23-a. Except for the legislative members and the commissioner, the term of office of each appointed member shall be 3 years and until a successor is appointed and qualified. Vacancies shall be filled in the same manner and for the unexpired terms. Each member of the advisory council shall be reimbursed for necessary travel and other necessary expenses.

Senate Executive Departments and Administration

April 16, 2014

2014-1426s

10/09

Amendment to HB 1494-FN

Amend the bill by replacing section 2 with the following:

2 Definition; Earnable Compensation. Amend RSA 100-A:1, XVII to read as follows:

XVII. "Earnable compensation" shall mean:

(a) For members who have attained vested status prior to January 1, 2012 the full base rate of compensation paid, as determined by the employer, plus any overtime pay, holiday and vacation pay, sick pay, longevity or severance pay, cost of living bonus, additional pay for extracurricular and instructional activities ***for full-time teachers and full-time employees who are employed in paraprofessional or support position***, and any military differential pay, plus the fair market value of non-cash compensation paid to, or on behalf of, the member for meals or living quarters if subject to federal income tax, but excluding other compensation except cash incentives paid by an employer to encourage members to retire, supplemental pay paid by the employer while the member is receiving workers' compensation, and teacher development pay that is not part of the contracted annual salary. Compensation for extra and special duty, as reported by the employer, shall be included but limited during the highest 3 years of creditable service as provided in paragraph XVIII. However, earnable compensation in the final 12 months of creditable service prior to termination of employment shall be limited to 1-1/2 times the higher of the earnable compensation in the 12-month period preceding the final 12 months or the highest compensation year as determined for the purpose of calculating average final compensation, but excluding the final 12 months. Any compensation received in the final 12 months of employment in excess of such limit shall not be subject to member or employer contributions to the retirement system and shall not be considered in the computation of average final compensation. Provided that, the annual compensation limit for members of governmental defined benefit pension plans under section 401(a)(17) of the United States Internal Revenue Code of 1986, as amended, shall apply to earnable compensation for all employees, teachers, permanent firemen, and permanent policemen who first become eligible for membership in the system on or after July 1, 1996. Earnable compensation shall not include compensation in any form paid later than 120 days after the member's termination of employment from a retirement eligible position, with the limited exceptions of disability related severance pay paid to a member or retiree no later than 120 days after a decision by the board of trustees granting the member or retiree disability retirement benefits pursuant to RSA 100-A:6 and of severance pay which a member was entitled to be paid within 120 days after termination but which, without the consent of the member and not

through any fault of the member, was paid more than 120 days after the member's termination. The member shall have the burden of proving to the board of trustees that any severance payment paid later than 120 days after the member's termination of employment is earnable compensation and meets the requirements of an asserted exception to the 120-day post-termination payment requirement.

(b)(1) For members who have not attained vested status prior to January 1, 2012, the full base rate of compensation paid, as determined by the employer, plus compensation over base pay. Compensation over base pay shall include as applicable, subject to subparagraphs (2), (3), and (4), any overtime pay, cost of living bonus, annual longevity pay, additional pay for extracurricular and instructional activities **for full-time teachers and full-time employees who are employed in paraprofessional or support position**, compensation for extra and special duty, and any military differential pay, plus the fair market value of non-cash compensation paid to, or on behalf of, the member for meals or living quarters if subject to federal income tax, but excluding other compensation except supplemental pay paid by the employer while the member is receiving workers' compensation and teacher development pay that is not part of the contracted annual salary.

(2) Compensation over base pay shall be limited during the highest 5 years of creditable service as provided in paragraph XVIII.

(3) Earnable compensation shall not include compensation for extra and special duty for members who commence service on and after July 1, 2011.

(4) Earnable compensation shall not include incentives to encourage members to retire, severance pay or end-of-career additional longevity payments, and pay for unused sick or vacation time. Earnable compensation in the final 12 months of creditable service prior to termination of employment shall be limited to 1-1/2 times the higher of the earnable compensation in the 12-month period preceding the final 12 months or the highest compensation year as determined for the purpose of calculating average final compensation, but excluding the final 12 months. Any compensation received in the final 12 months of employment in excess of such limit shall not be subject to member or employer contributions to the retirement system and shall not be considered in the computation of average final compensation. Provided that, the annual compensation limit for members of governmental defined benefit pension plans under section 401(a)(17) of the United States Internal Revenue Code of 1986, as amended, shall apply to earnable compensation for all employees, teachers, permanent firemen, and permanent policemen who first become eligible for membership in the system on or after July 1, 1996. Earnable compensation shall not include compensation in any form paid later than 120 days after the member's termination of employment from a retirement eligible position.

Amend the bill by replacing all after section 7 with the following:

8 Retired Member Compensation Reporting; Penalty. Amend RSA 100-A:16, VII to read as follows:

VII.(a) Every employer shall report to the retirement system monthly, in a format provided by the retirement system, all compensation paid by the employer to retired members of the retirement system, including the name of, and the total hours worked, for each retired member of the retirement system, **except that an employer shall not include in the report the compensation and hours worked by a retiree for serving as an elected state official or as an elected official of a political subdivision.**

(b) Notwithstanding any other provision of law, employers shall be subject to a penalty of \$25 per day for non-compliance with the data reporting requirements of subparagraph (a), including data that was not timely remitted or data that cannot be processed at the times designated by the board of trustees due to data reporting errors by the employer. The board may abate all or any part of the penalty upon a showing that the employer did not willfully, intentionally, through gross negligence, or through a pattern of negligence fail to file the data as required.

9 Repeals. The following are repealed:

I. RSA 100-A:17, relative to transfer of funds from predecessor systems.

II. RSA 100-A:41-b, relative to supplemental allowances for certain retired group II members.

10 Effective Date. This act shall take effect July 1, 2014.

2014-1426s

AMENDED ANALYSIS

This bill:

I. Clarifies definitions of terms used in RSA 100-A.

- II. Establishes a procedure for the determination of the costs of purchase of service credits.
- III. Clarifies the ability to earn service credit while on a salary continuance plan.
- IV. Changes the date for the approval of the comprehensive annual financial report (CAFR).
- V. Adds a penalty for employers who fail to timely remit data on compensation paid to retired members.
- VI. Repeals obsolete provisions.

Senate Judiciary

April 10, 2014

2014-1336s

04/10

Amendment to HB 1503-FN

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

AN ACT including “fetus” in the definition of “another” for the purpose of certain criminal offenses.

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

1 Homicide; Capital Murder. Amend RSA 630:1, IV to read as follows:

IV. As used in this section [~~and RSA 630:1-a, 1-b, 2, 3 and 4~~], the meaning of “another” does not include a [~~fetus~~] *fetus*.

2 New Paragraphs; First Degree Murder; Definition of Another; Exemption for Abortion. Amend RSA 630:1-a by inserting after paragraph III the following new paragraphs:

IV. For the purposes of this section and RSA 630:1-b, RSA 630:2, RSA 630:3, and RSA 630:4, the meaning of “another” shall mean another person, or a fetus as defined in subparagraph V(b).

V.(a) Nothing in this section or RSA 630:1-b, RSA 630:2, RSA 630:3, or RSA 630:4 shall apply to any act committed by the woman pregnant with the fetus, to any medical procedure, including abortion, performed by a physician or other licensed medical professional at the request of the pregnant woman or her legal guardian, or to the lawful dispensation or administration of lawfully prescribed medication. For the purposes of this section and RSA 630:1-b, RSA 630:2, RSA 630:3, or RSA 630:4, “abortion” means the act of using or prescribing any instrument, medicine, drug, or any other substance, device, or means with the intent to terminate the clinically diagnosable pregnancy of a woman with knowledge that the termination by those means will, with reasonable likelihood, cause the death of the fetus. Such use, prescription, or means is not an abortion if done with the intent to save the life or preserve the health of a fetus, or to remove a dead fetus caused by spontaneous abortion, or to remove an ectopic pregnancy.

(b) In this section, “fetus” means an unborn offspring, from the embryo stage which is the end of the eighth week after conception or, in the case of in vitro fertilization, the end of the eighth week after implantation, until birth.

3 Effective Date. This act shall take effect January 1, 2015.

2014-1336s

AMENDED ANALYSIS

This bill provides that a fetus shall be included in the definition of “another” for the purpose of first and second degree murder, manslaughter, negligent homicide, and causing or aiding suicide.

Energy and Natural Resources

April 16, 2014

2014-1434s

05/10

Amendment to HB 1532

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

AN ACT requiring property sellers to provide an arsenic notice to buyers.

Amend the bill by replacing section 1 with the following:

1 Notification of Radon, Arsenic, and Lead Paint. Amend RSA 477:4-a to read as follows:

477:4-a Notification Required; Radon [Gas], **Arsenic**, and Lead Paint.

I. Prior to the execution of any contract for the purchase and sale of any interest in real property which includes a building, the seller, or seller's agent, shall provide the following notification to the buyer. The buyer shall acknowledge receipt of this notification by signing a copy of such notification:

"Radon [Gas]: Radon [gas], the product of decay of radioactive materials in rock may be found in some areas of New Hampshire. [This] **Radon** gas may pass into a structure through the ground or through water from a deep well. Testing can establish its presence and equipment is available to remove it from the air or water.

Arsenic: Arsenic is a common groundwater contaminant, occurring at unhealthy levels in certain areas of the state. Tests are available to determine whether arsenic is present.

["Lead Paint: Before 1977, paint containing lead may have been used in structures. The presence of flaking lead paint can present a serious health hazard, especially to young children and pregnant women. Tests are available to determine whether lead is present."

II. Nothing in this section shall be construed to have any impact on the legal validity of title transferred pursuant to a purchase and sale contract in paragraph I, or to create or place any liability with the seller or seller's agent for failure to provide the notification described in paragraph I.

2014-1434s

AMENDED ANALYSIS

This bill adds arsenic to the radon and lead paint notice sellers are required to provide buyers prior to the sale of real property.

Senate Judiciary

April 15, 2014

2014-1368s

04/01

Amendment to HB 1533-FN

Amend the bill by replacing section 1 with the following:

1 New Section; Breaches of the Peace and Related Offenses; Searches of Portable Electronic Devices. Amend RSA 644 by inserting after section 20 the following new section:

644:21 Searches of Portable Electronic Devices.

I. Definitions. In this section:

(a) "Government entity" means a federal, state, county, or local government agency, including but not limited to a law enforcement agency or any other investigative entity, agency, department, division, bureau, board, or commission, or an individual acting or purporting to act for, or on behalf of, a federal, state, county, or local government agency. "Government entity" shall not apply to a federal government agency to the extent that federal statute preempts state statute.

(b) "Information" includes any information concerning the substance or meaning or purported substance or meaning of a communication, including without limitation the name and address of the sender and receiver and the time, date, location, and duration of the communication.

(c) "Portable electronic device" means any portable device that is capable of creating, receiving, accessing, or storing electronic data or communications, including but not limited to cellular telephones.

II. No information contained in a portable electronic device shall be subject to search by a government entity, including a search incident to a lawful arrest or for inventory purposes, except pursuant to a warrant signed by a judge and based on probable cause, or pursuant to a legally-recognized exception to the warrant requirement. A portable electronic device searched pursuant to this paragraph shall be returned to its owner as expeditiously as possible.

III. Evidence obtained in violation of this section shall not be admissible in a criminal, civil, administrative, or other proceeding, except as proof of a violation of this section.

IV. A person injured by a government entity as a result of a violation of this section may file civil suit against the government entity.

Energy and Natural Resources
April 16, 2014
2014-1430s
06/03

Amendment to HB 1600

Amend RSA 362-F:6, II as inserted by section 1 of the bill by replacing it with the following:

II. The commission shall establish procedures by which electricity and useful thermal energy production not tracked by ISO-New England from customer-sited sources, including behind the meter production, may be included within the certificate program, provided such sources are located in New Hampshire. The procedures may include the aggregation of sources and shall be compatible with procedures of the certificate program administrator, where possible. The production shall be monitored and verified by an independent entity designated by the commission, which may include electric distribution companies, or by such other means as the commission finds adequate in verifying that such production is occurring. ***For customer-sited sources under 15 kilowatts in capacity, the commission shall not require the independent monitors to perform an annual site visit, and shall allow the owner of the customer-sited source to electronically report production monthly to an independent monitor.***

Senate Judiciary
April 16, 2014
2014-1403s
05/04

Amendment to HB 1619-FN

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

AN ACT establishing an expectation of privacy in certain personal information.

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

1 New Chapter; Expectation of Privacy. Amend RSA by inserting after chapter 507-G the following new chapter:

CHAPTER 507-H
EXPECTATION OF PRIVACY

507-H:1 Expectation of Privacy. An individual shall have an expectation of privacy in personal information, including personal identifiers, content, and usage, given or available to third-party providers of information and services, including cellular and land-line telephone, cable, electric, water, and other utility services; internet service providers; social media providers; email service providers; banks and financial institutions; insurance companies; and credit card companies.

2 Effective Date. This act shall take effect July 1, 2014.

2014-1403s

AMENDED ANALYSIS

This bill establishes an expectation of privacy in certain personal information given to third-party providers of information and services.

Senate Judiciary
April 15, 2014
2014-1405s
05/10

Amendment to HB 1624-FN

Amend the bill by replacing section 27 with the following:

27 Department of Health and Human Services; Juvenile Justice Services Report. The department of health and human services shall review the services provided by the state for juveniles and determine if the services, placements, and programs provided are consistent with current evidence-based practice, and cost effective when compared to other states and service alternatives. Such review shall consider the cost of services on a per person basis compared to other states and service alternatives, and the effectiveness of those services in

reducing juvenile delinquency and recidivism. The results of the review shall include a ranking of the services by age group, based on effectiveness, cost per person, and total cost. The department shall report the results of the review to the house and senate finance committees, the house children and family law committee, and the senate health, education and human services committee, and the senate judiciary committee no later than January 15, 2015.

Senate Judiciary

April 16, 2014

2014-1404s

08/10

Amendment to HB 1631-FN

Amend RSA 524 as inserted by section 1 of the bill by deleting RSA 524:6-a, II and renumbering the original RSA 524:6-a, III to read as RSA 524:6-a, II.

2014-1404s

AMENDED ANALYSIS

This bill restricts income which is available for periodic payment of judgments or for collection of debts. This bill also increases the maximum amount for small claims actions.

Senate Executive Departments and Administration

April 16, 2014

2014-1414s

04/10

Amendment to HB 1634-FN

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

1 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade EE by inserting the following position:

EE	Insurance department	health reform coordinator
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2 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade GG by inserting the following positions:

GG	Department of information technology	director of technical support services
GG	Department of information technology	director of web support
GG	Insurance department	chief financial examiner

3 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade GG by deleting the following position:

GG	Insurance department	director
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4 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade HH by inserting the following positions:

HH	Department of information technology	director of operations
HH	Department of administrative services	manager of risks and benefits
HH	Department of employment security	deputy commissioner
HH	Department of revenue administration	director, division of municipal and property
HH	Insurance department	director of financial regulation

5 Compensation of Certain State Officials; Department of Administrative Services; Title of Position Amended. Amend the following position in RSA 94:1-a, I(b), salary grade HH, to read as follows:

HH	Department of administrative services	director of [plant and property management] procurement and support services
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6 Insurance Department; Deputy Commissioner and Other Department Positions. Amend RSA 400-A:6, III-b to read as follows:

III-b. There shall be a director of ~~[examinations]~~ **financial regulation** who shall be appointed by the commissioner of insurance. He **or she** shall serve at the pleasure of the commissioner during good behavior. The director of ~~[examinations]~~ **financial regulation** shall perform such duties and exercise such powers of the commissioner pursuant to RSA Title XXXVII as the commissioner from time to time may authorize.

7 Insurance Department; Compensation. Amend RSA 400-A:8, I-II to read as follows:

I. Compensation. The salary of the commissioner, deputy commissioner, director of operations, director of ~~[examinations]~~ **financial regulation**, actuary, life, accident and health actuary, and assistants to the commissioner shall be as prescribed in RSA 94:1-a.

II. Expenses. The commissioner, deputy commissioner, director of operations, director of ~~[examinations]~~ **financial regulation**, actuary, life, accident and health actuary, and the assistants to the commissioner shall be allowed their traveling expenses while engaged in the performance of their duties.

8 Insurance Department; Deputy Commissioner and Other Department Positions. Amend RSA 400-A:6, VII to read as follows:

VII. The commissioner shall appoint, as the commissioner's assistants, a health care policy analyst, a health care statistician, a general counsel, an insurance fraud attorney, a senior insurance fraud investigator, an assistant property and casualty actuary, a compliance and enforcement counsel, **a chief financial examiner**, and a health reform coordinator, each of whom shall serve at the pleasure of the commissioner during good behavior. The health care policy analyst, health care statistician, general counsel, insurance fraud attorney, senior insurance fraud investigator, assistant property and casualty actuary, compliance and enforcement counsel, **chief financial examiner**, and health reform coordinator, shall perform such duties and exercise such powers as the commissioner may authorize.

9 Salary of Financial Examinations Supervisor. Amend 2013, 205:2 to read as follows:

205:2 Salary of ~~[Financial Examinations Supervisor]~~ **Insurance Department Position**. ~~[The salary of the financial examinations supervisor established in section 1 of this act shall be determined after assessment and review of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for the position which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Upon completion of this action and appointment of the financial examinations supervisor.]~~ Position 41776 shall be abolished to allow for the transition of this classified position with its available appropriations into the unclassified position of ~~[financial examinations supervisor]~~ **chief financial examiner**. Funding shall be transferred into expenditure class 014, within accounting unit 02-24-24-240010-2520.

10 Financial Examinations Supervisor Position; Effective Date Amended. Amend 2013; 205:4 to read as follows:

205:4 Effective Date.

~~[I. Section 1 of this act shall take effect as provided in section 3 of this act.]~~

H. ~~The remainder of]~~ This act shall take effect upon its passage.

11 Repeal. The following are repealed:

I. 2013, 205:1, relative to the position of financial examinations supervisor in the insurance department.

II. 2013, 205:3, relative to the financial examinations supervisor position in the insurance department.

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

2014-1414s

AMENDED ANALYSIS

This bill:

I. Codifies the salaries of certain unclassified positions.

II. Amends the title of a position in the department of administrative services.

III. Amends 2013, 205 to repeal references to the financial examinations supervisor position in the insurance department.

This bill is a request of the joint committee on employee classification established in RSA 14:14-c.

HEARINGS

TUESDAY, APRIL 22, 2014

COMMERCE, Room 101, LOB

Sen. Sanborn (C), Sen. Bradley (VC), Sen. Cataldo, Sen. Hosmer, Sen. Pierce

1:00 p.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

FINANCE, Room 103, SH

Sen. Forrester (C), Sen. D'Allesandro (VC), Sen. Bragdon, Sen. Larsen, Sen. Morse, Sen. Odell

1:00 p.m. **HB 1487-FN**, relative to the uniform fine schedule for the division of forests and lands.

1:15 p.m. **HB 1403-FN**, establishing a state minimum hourly wage.

EXECUTIVE SESSION MAY FOLLOW

HEALTH, EDUCATION AND HUMAN SERVICES, Room 103, LOB

Sen. Stiles (C), Sen. Reagan (VC), Sen. Gilmour, Sen. Kelly, Sen. Sanborn

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

9:30 a.m. **HB 1200**, relative to student social media policies by educational institutions.

9:45 a.m. **HB 1238**, relative to access to assessment materials.

10:00 a.m. **HB 1321**, relative to reporting of Armed Services Vocational Aptitude Battery scores.

10:15 a.m. **HB 1534**, establishing a commission to study fiscal disparities between public school districts.

10:30 a.m. **HB 474**, relative to eligibility for in-state tuition rates at the university system of New Hampshire.

JUDICIARY, Room 100, SH

Sen. Carson (C), Sen. Lasky (VC), Sen. Boutin, Sen. Cataldo, Sen. Soucy

9:00 a.m. **HB 1159**, providing immunity from criminal prosecution for seeking medical assistance with an emergency drug or alcohol overdose event.

9:30 a.m. **HB 1176**, relative to grounds for termination of parental rights.

9:45 a.m. **HB 1248**, relative to the acceptance of risk in outdoor recreational activities.

10:10 a.m. **HB 1272**, excluding certain leases by fraternal or social organizations from the definition of tenancy.

10:30 a.m. **HB 1409**, expanding the law against discrimination to prohibit housing discrimination against recipients of rental assistance and victims of domestic violence, sexual assault, or stalking.

10:45 a.m. **HB 1226**, establishing a committee to study end-of-life decisions.

EXECUTIVE SESSION MAY FOLLOW

TRANSPORTATION, Room 103, LOB

Sen. Rausch (C), Sen. Gilmour (VC), Sen. Boutin, Sen. Stiles, Sen. Watters

1:00 p.m. **HB 1145**, relative to the proposed Sewalls Falls Bridge in the city of Concord and the Riverdale Road Bridge in the town of New Boston.

1:15 p.m. **HB 1183**, relative to display of antique motor vehicle plates.

1:30 p.m. **HB 292-FN-A**, relative to registration fees for commercial, private, and pleasure vessels.

EXECUTIVE SESSION MAY FOLLOW

WAYS AND MEANS, Room 103, SH

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

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

WEDNESDAY, APRIL 23, 2014

ENERGY AND NATURAL RESOURCES, Room 101, LOB

Sen. Prescott (C), Sen. Odell (VC), Sen. Bradley, Sen. Fuller Clark, Sen. Woodburn

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

9:15 a.m. **HB 286**, relative to broadband infrastructure.

9:30 a.m. **HB 1129**, requiring the development of an energy efficiency implementation plan.

9:45 a.m. **HB 1258**, relative to fill and dredge permitting applications.

10:00 a.m. **HB 1314**, establishing a committee to study implementation of a public interest standard for a telecommunication utility merger, consolidation, reorganization, or sale by the public utilities commission.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, SH

Sen. Carson (C), Sen. Cataldo (VC), Sen. Reagan, Sen. Soucy, Sen. Watters

9:00 a.m. **HB 1136**, establishing a committee to study the laws relating to the New Hampshire veterans' home.

9:15 a.m. **HB 1173**, relative to the report submission date of the state retiree health plan commission.

9:30 a.m. **HB 1416**, establishing an economic development plan and process for the division of economic development.

9:50 a.m. **HB 1604**, establishing a commission to study financial fraud laws and the rights of victims of financial fraud.

10:30 a.m. **HB 1236**, relative to the use of metal detection devices at supervised visitation centers and establishing a commission to study supervised visitation centers.

EXECUTIVE SESSION MAY FOLLOW

PUBLIC AND MUNICIPAL AFFAIRS, Room 102, LOB

Sen. Boutin (C), Sen. Forrester (VC), Sen. Lasky, Sen. Pierce, Sen. Stiles

9:30 a.m. Hearing on proposed non-germane amendment #2014-1386s to HB 1350, relative to prior public hearings for acceptance of unanticipated funds.

EXECUTIVE SESSION MAY FOLLOW

THURSDAY, APRIL 24, 2014

RULES, ENROLLED BILLS AND INTERNAL AFFAIRS, Room 100, SH

Sen. Prescott (C), Sen. Bragdon (VC), Sen. Bradley, Sen. Kelly, Sen. Fuller Clark

1:00 p.m. **HB 1444**, recognizing the month of April as Genocide Awareness Month.

1:20 p.m. **HB 1559-FN**, establishing a New Hampshire state house bicentennial commission and fund.

1:35 p.m. **HB 1279**, relative to compliance with 2012 National Defense Authorization Act.

1:50 p.m. **HB 1400**, establishing the New Hampshire "First-in-the-Nation" presidential primary centennial anniversary commission.

2:05 p.m. **HB 1451**, establishing a canine veterans day.

EXECUTIVE SESSION MAY FOLLOW

TUESDAY, APRIL 29, 2014

JUDICIARY, Room 100, SH

Sen. Carson (C), Sen. Lasky (VC), Sen. Boutin, Sen. Cataldo, Sen. Soucy

9:00 a.m. **HB 1227**, making changes to parole and parole board procedures.

9:30 a.m. **HB 1198**, relative to the procedure for filing a child in need of services (CHINS) petition and relative to the definition of sexual abuse under the child protection act.

- 10:00 a.m. **HB 1237**, prohibiting residency restrictions on registered sex offenders and offenders against children.
- 10:15 a.m. **HB 1442**, relative to mental health courts.
- 10:30 a.m. **HB 1410**, including household and domesticated animals under the domestic violence protection statute.
- EXECUTIVE SESSION MAY FOLLOW**

WAYS AND MEANS, Room 103, SH

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

- 9:00 a.m. **HB 1590-L**, relative to the valuation of the Granite Reliable Power project in Coos county.
- 9:15 a.m. **HB 1549**, relative to assessment of renewable generation facility property subject to a voluntary payment in lieu of taxes agreement.
- EXECUTIVE SESSION MAY FOLLOW**

WEDNESDAY, APRIL 30, 2014

ENERGY AND NATURAL RESOURCES, Room 101, LOB

Sen. Prescott (C), Sen. Odell (VC), Sen. Bradley, Sen. Fuller Clark, Sen. Woodburn

- 9:00 a.m. **HB 532**, relative to energy efficiency and clean energy districts.
- 9:15 a.m. **HB 1383**, relative to municipal monitoring of large groundwater withdrawals.
- 9:30 a.m. **HB 1636**, relative to eligibility guidelines for participation in the reduced fee companion animal population control program.
- EXECUTIVE SESSION MAY FOLLOW**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, SH

Sen. Carson (C), Sen. Cataldo (VC), Sen. Reagan, Sen. Soucy, Sen. Watters

- 9:00 a.m. **HB 1110**, relative to the penalty for sales chasing by certified assessors.
- 9:45 a.m. **HB 1167**, relative to exemptions from boiler inspection requirements.
- 10:00 a.m. **HB 1478**, relative to oversight of child day care agencies.
- 10:30 a.m. **HB 1157**, relative to establishment of fees by certain regulatory boards.
- EXECUTIVE SESSION MAY FOLLOW**

TUESDAY, MAY 6, 2014

JUDICIARY, Room 100, SH

Sen. Carson (C), Sen. Lasky (VC), Sen. Boutin, Sen. Cataldo, Sen. Soucy

- 9:00 a.m. **HB 312**, restricting the collection of biometric data by state agencies, municipalities, and political subdivisions.
- 9:15 a.m. **HB 498**, permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays.
- 9:45 a.m. **HB 1115**, excluding condominium assessments from homestead rights.
- 10:00 a.m. **HB 1343**, relative to guardian ad litem fees.
- EXECUTIVE SESSION MAY FOLLOW**

WEDNESDAY, MAY 7, 2014

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 100, SH

Sen. Carson (C), Sen. Cataldo (VC), Sen. Reagan, Sen. Soucy, Sen. Watters

- 9:00 a.m. **HB 1186**, relative to rulemaking authority of certain occupational boards concerning examinations.
- 9:15 a.m. **HB 1210**, correcting certain references to divisions of the department of revenue administration.

- 9:30 a.m. **HB 1331**, relative to the membership and reporting date of the interbranch criminal and juvenile justice council.
- 9:45 a.m. **HB 1368-FN**, relative to consideration of criminal records for occupational and professional licensing.
- EXECUTIVE SESSION MAY FOLLOW**

MEETINGS

FRIDAY, APRIL 18, 2014

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

- 9:00 a.m. Rooms 210-211, LOB Special Meeting
Laws of 2014, Chapter 3 (SB 413)
An act relative to health insurance coverage.

COASTAL RISK AND HAZARDS COMMISSION (RSA 483-E:1)

- 10:00 a.m. Dover City Hall Auditorium, 2nd floor Regular Meeting
288 Central Avenue
Dover, NH

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

- 10:00 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

MONDAY, APRIL 21, 2014

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

- 10:00 a.m. Room 307, LOB Regular Meeting

COMMISSION ON HOUSING POLICY AND REGULATION (RSA 19-N)

- 10:30 a.m. Rooms 302-304, LOB Regular Meeting

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

- 11:00 a.m. Room 201, LOB Regular Business

CHARTER SCHOOLS AND OPEN ENROLLMENT LEGISLATIVE OVERSIGHT COMMITTEE (RSA 194-B:21)

- 11:30 a.m. Room 100, SH Regular Meeting - Presentation
from Paul Leather, Deputy
Commissioner of the Department of
Education on HB 435

NEW HAMPSHIRE STATE ENERGY ADVISORY COUNCIL (RSA 4-E:2)

- 1:30 p.m. Rooms 302-304, LOB Regular Meeting

THURSDAY, APRIL 24, 2014

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

- 2:00 p.m. Room 205, LOB Long Term Care Subcommittee
Meeting

FRIDAY, APRIL 25, 2014

COMMISSION TO STUDY BUSINESS TAXES (RSA 77-F)

- 8:30 a.m. Room 103, SH Regular Meeting

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

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

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

9:00 a.m. Room 203, LOB Subcommittee Meeting

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

9:00 a.m. Room 303, LOB Regular Meeting

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

9:30 a.m. Rooms 205-207, LOB Regular Meeting

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

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

10:30 a.m. Rooms 210-211, LOB Audits
State of New Hampshire
Management Letter Year Ended
June 30, 2013

State of New Hampshire
Single Audit of Federal Financial
Assistance Programs For the Year
Ended June 30, 2013

COMMITTEE TO STUDY THE LAWS RELATING TO CONDOMINIUM AND HOMEOWNERS' ASSOCIATIONS (RSA 356-B:70)

1:00 p.m. Room 202, LOB Regular Meeting

MONDAY, APRIL 28, 2014**OIL FUND DISBURSEMENT BOARD (RSA 146-D:4)**

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

FRIDAY, MAY 2, 2014**JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

MONDAY, MAY 5, 2014**PUBLIC WATER ACCESS ADVISORY BOARD (RSA 233-A:2, I)**

9:00 a.m. NH Fish and Game Headquarters Regular Meeting
11 Hazen Drive
Concord, NH

COUNCIL FOR YOUTHS WITH CHRONIC CONDITIONS (RSA 126-J:1)

6:00 p.m. Upham-Walker House Regular Meeting
18 Park Street
Concord, NH

WEDNESDAY, MAY 7, 2014**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, MAY 9, 2014

STATE SUGGESTION AND EXTRAORDINARY SERVICE AWARD EVALUATION COMMITTEE
(RSA 99-E:1, I)

9:30 a.m. Room 101, LOB Regular Meeting

TUESDAY, MAY 13, 2014

CAPITAL BUDGET OVERVIEW COMMITTEE (RSA 17-J:2)

1:30 p.m. Room 201, LOB Regular Meeting

FRIDAY, MAY 16, 2014

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, MAY 19, 2014

NH COLLEGE TUITION SAVINGS PLAN ADVISORY COMMISSION (RSA 195-H:2)

10:00 a.m. NH Higher Education Assistance Foundation Quarterly Meeting
4 Barrell Court
Concord, NH

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SENATE BILLS AMENDED BY THE HOUSE

SB 116-FN, relative to the licensure of liquefied propane installation and service technicians.

SB 151-FN, relative to the payment of witness fees and other fees for services in criminal cases.

SB 225, relative to the city of Manchester employees' contributory retirement system.

SB 260-FN, permitting electronic signatures on criminal complaints for certain offenses.

SB 261, allowing the commissioner of administrative services to administer the health benefits of certain retirees of the State Employees' Association of New Hampshire.

SB 262-FN, revising the form for "summons instead of arrest" and prohibiting attachments in small claims actions.

SB 274, relative to the form of a candidate's name on a ballot.

SB 295, prohibiting an employer from using credit history in employment decisions.

SB 305, relative to licensure of motor vehicle dealers.

SB 349, relative to the election of delegates to state party conventions.

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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 2014 BILLS:

SENATE BILLS: 3, 65, 66, 91, 116, 120, 125, 141, 149, 151, 154, 180, 181, 186, 190, 193, 196, 204, 205, 206, 213, 215, 231, 235, 238, 240, 245, 259, 262, 264, 281, 283, 303, 315, 317, 318, 321, 323, 327, 331, 335, 339, 340, 345, 366, 367, 369, 370, 404, 405, 409, 413, 414, 416

HOUSE BILLS: 118, 226, 255, 263, 319, 439, 461, 466, 496, 485, 489, 584, 597, 624, 649, 650, 657, 1104, 1132, 1135, 1142, 1145, 1150, 1152, 1160, 1176, 1232, 1242, 1308, 1335, 1359, 1368, 1372, 1381, 1411, 1439, 1457, 1484, 1488, 1489, 1498, 1499, 1548, 1567, 1570, 1571, 1572, 1579, 1581, 1587, 1617, 1620, 1622, 1631, 1634

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ENROLLED BILL AMENDMENTS ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR 2014 BILLS:

SENATE BILLS: 196, 249, 413

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NOTICES

WEDNESDAY, APRIL 23, 2014

The members of the National Association of Insurance and Financial Advisors and the Coalition of Insurance and Financial Producers cordially invite all Senators and staff to a reception in the State House cafeteria on Wednesday, April 23rd from 7:30 a.m. to 9:30 a.m. where a breakfast will be served. Members of both organizations live throughout New Hampshire - they are your local insurance and financial advisors who assist our citizens with life, health, disability, and long-term care insurance as well as investment products. Look forward to seeing you there.

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

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TUESDAY, APRIL 29, 2014

Vic Kissell from Maxcess International, Westmoreland, NH and a member of the Governor's Advanced Manufacturing Educational Advisory Council will be here in front of the state house on Tuesday, April 29th from 11:00 a.m. to 3:00 p.m. with the "See-It-Trailer" which is an enclosed trailer that travels to schools, social and civic events to help folks, young and old, to find a pathway into manufacturing through education opportunities. This promotional tool shows some pathways to great jobs and futures along with displaying advanced technology application and helps local companies find better trained future employees. Please stop by to visit and see an effective plan in action!

Senator Molly M. Kelly

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WEDNESDAY, APRIL 30, 2014

The New Hampshire Association of Regional Planning Commissions and the New Hampshire Planners Association will be hosting a Legislative Breakfast on Wednesday, April 30th from 8:00 a.m. to 9:00 a.m. in the State House Cafeteria. We cordially invite all members of the New Hampshire House and Senate to attend and learn about these organizations.

Senator Jeb Bradley, Senate Majority Leader

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THURSDAY, MAY 1, 2014

Chief Justice Linda Dalianis invites all lawmakers to attend the New Hampshire Judicial Branch's presentation regarding the NH e-Court Project, including an update on the Small Claims pilot programs and jury management system on Thursday, May 1st from 9:00 a.m. to 10:30 a.m. in Representatives Hall, State House.

Senator Sharon M. Carson

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WEDNESDAY, MAY 7, 2014

The members of the NH Snowmobile Association cordially invite all Senate members and staff to a reception in the State House cafeteria on Wednesday, May 7th, from 7:30 a.m. to 9:30 a.m. where a breakfast will be served. We look forward to seeing you there.

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

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WEDNESDAY, MAY 7, 2014

Ned Helms, Board Chair, Goodwill Industries of Northern New England and Anna Eleanor Roosevelt, President and CEO of Goodwill Industries of Northern New England invite all lawmakers and staff to attend a legislative luncheon on Wednesday, May 7th, at 12:00 p.m. They will provide context about Goodwill's history, mission and new focus in New Hampshire. The luncheon will take place at St. Paul's Church, Ordway Hall (basement), and a salad and sandwich luncheon will be provided.

Senator Bob Odell

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WEDNESDAY, MAY 14, 2014

The New Hampshire Soft Drink Association cordially invites all House and Senate members and legislative staff to enjoy a hot breakfast on Wednesday, May 14th from 8:00 a.m. to 10:00 a.m. in the State House Cafeteria. Please come and see how the beverage industry in New Hampshire is delivering jobs, choice and recycling innovation for the people of New Hampshire. Experts will be on hand to demonstrate how plastic bottles are recycled and reused. It is a great demonstration to see. Please RSVP to jgrimбилas@biancopa.com See you there!

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

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WEDNESDAY, MAY 21, 2014

All Senators, Representatives and Staff are invited to the Biennial Legislative Health Screening Day presented by Health Services. The event will be held on Wednesday, May 21st on the 3rd floor of the LOB from 9:00 a.m. to 1:00 p.m. There will be screenings for blood pressure, blood sugar, glaucoma, fall prevention balance, and even chair massages by Seacoast Career School and much more. Got questions? Bring them to our participating professionals including dentist, pharmacists and ophthalmologist for quick and up to date information. There will be door prizes and refreshments.

Senator Nancy F. Stiles

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FRIDAY, JUNE 13, 2014

The 40th Annual Bill White & Junie Blaisdell Ceremonial & Memorial Legislative Golf Tournament for the benefit of the American Heart Association is scheduled for Friday, June 13, 2014 at Beaver Meadow Golf Club located in Concord, NH. The entry fee for this annual tournament is \$80 per legislator and legislative staff and \$100 for all others. Entry fees must be received by Friday, June 6th.

Registration begins at 7:15 a.m. and the shotgun start is scheduled for 8:30 a.m. The format is a "Scramble".

Sign-up as a foursome or sign-up by yourself in order to be placed in a foursome (*subject to availability of open slots*).

Please return your completed entry form and payment no later than June 6th. *(Please note that, for planning purposes, payment must be made no later than June 6th. All entry forms received after Friday, June 6th will be assessed a \$25 late admittance fee per player. Cancellation must occur two weeks prior to the tournament date to receive a refund)*

Checks should be made payable to: NH Legislative Golf Committee.

Mailed to: Bob Blaisdell, Demers & Blaisdell, Inc., 72 North Main Street, Suite 301, Concord, NH 03301.

40th Annual Bill White & Junie Blaisdell Ceremonial & Memorial Golf Tournament

Beaver Meadow Golf Course
Concord, NH

Name: 1. _____
2. _____
3. _____
4. _____

Telephone: _____ Amount Enclosed: _____

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SENATE SCHEDULE

Thursday, April 24, 2014	Deadline for Policy Committees to ACT on all House bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-5.
Thursday, May 15, 2014	Deadline to ACT on all House bills.
Thursday, May 22, 2014	Deadline to FORM Committees of Conference.
Monday, May 26, 2014	Memorial Day (State Holiday)
Friday, May 30, 2014 at 4:00 p.m.	Deadline to SIGN Committee of Conference Reports.
Thursday, June 05, 2014	Deadline to ACT on Committee of Conference Reports.
Friday, July 4, 2014	Independence Day (State Holiday)
Monday, September 1, 2014	Labor Day (State Holiday)
Tuesday, November 11, 2014	Veterans' Day (State Holiday)
Thursday, November 27, 2014	Thanksgiving Day (State Holiday)
Friday, November 28, 2014	Day after Thanksgiving (State Holiday)
Thursday, December 25, 2014	Christmas Day (State Holiday)