

February 6, 2014  
No. 6

# STATE OF NEW HAMPSHIRE

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**Second Year of the 163<sup>rd</sup> Session of the  
New Hampshire General Court  
Legislative**

## SENATE CALENDAR

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**THE SENATE WILL MEET IN SESSION ON  
THURSDAY, FEBRUARY 13, 2014, AT 10:00 A.M.**

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**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. TBA**

**SB 366-FN-A-L**, relative to video lottery and table gaming. **02/06/14, pending motion Committee Amendment (0279s), Ways & Means, SJ 3, pg. TBA**

**HB 186**, relative to the authority of the department of state. **01/30/14, pending motion Interim Study, Finance, SJ 2, pg. TBA**

**CONSENT CALENDAR REPORTS**

**COMMERCE**

**SB 290**, authorizing credit unions to provide group accidental death and dismemberment insurance.

Ought to Pass, Vote 5-0.

Senator Hosmer for the committee.

This bill authorizes credit unions to provide group accidental death and dismemberment insurance. This is a technical correction bill. Rules have been updated more recently than statute and this will bring the two in line in order to allow a practice that has been happening for years.

**SB 330-FN**, relative to apportionment under the business profits tax of taxable income from mutual fund sales. Inexpedient to Legislate, Vote 5-0.

Senator Hosmer for the committee.

The Committee believes that this is an important issue worthy of future debate but this specific bill is not ready to address this very complicated tax policy change.

**SB 402-FN**, relative to insurance coverage for pediatric vision screenings.

Inexpedient to Legislate, Vote 5-0.

Senator Pierce for the committee.

Pediatric vision screenings have been recognized to be an important aspect of a well-rounded health care plan. This bill would have required insurance carriers to cover the cost of a very specific set of sub-services in this area. The carriers have agreed to cover this sub-service, so there is no longer any call for this legislation.

**JUDICIARY**

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

Ought to Pass, Vote 5-0.

Senator Boutin for the committee.

This bill enables both the Department of Safety and the Judicial Branch to continue with greater efficiency the filing of electronic documents to further the expansion of the e-court project.

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

Ought to Pass with Amendment, Vote 5-0.

Senator Carson for the committee.

Section 1 of the bill deals with the right of a defendant to legal counsel; sections 2 through 6 removes attachments in the litigation of small claims cases.

### **TRANSPORTATION**

**SB 240-FN**, relative to a reduced fee on OHRV registrations for persons who are members of an OHRV club. Ought to Pass with Amendment, Vote 5-0.  
Senator Stiles for the committee.

This bill would have provided for a reduced registration fee for an individual resident or nonresident who is a member of a New Hampshire nonprofit OHRV club. The Committee amended the bill to allow nonresidents to be issued temporary registrations for OHRVs in periods of 10 consecutive days. The amendment includes a sunset provision dated January 1, 2018.

### **WAYS AND MEANS**

**SB 304-L**, relative to the valuation of property for purposes of agreements for payments in lieu of taxes. Inexpedient to Legislate, Vote 5-0.  
Senator Hosmer for the committee.

The prime sponsor asked that this bill be voted inexpedient to legislate as he will instead be working to address the issues outlined in this bill through HB1549, which he believes offers a better solution.

## **REGULAR CALENDAR REPORTS**

### **EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**SB 205-FN**, requiring the department of health and human services to license supervised visitation centers. Ought to Pass with Amendment, Vote 5-0.  
Senator Soucy for the committee.

### **HEALTH, EDUCATION AND HUMAN SERVICES**

**SB 221**, relative to private postsecondary career schools. Ought to Pass with Amendment, Vote 4-0.  
Senator Stiles for the committee.

**SB 229**, relative to the use and disclosure of protected health information. Ought to Pass, Vote 3-0.  
Senator Reagan for the committee.

**SB 254**, relative to the governor's commission on alcohol and drug abuse prevention, intervention, and treatment. Ought to Pass with Amendment, Vote 3-0.  
Senator Reagan for the committee.

**SB 309**, relative to the New Hampshire vaccine association. Ought to Pass, Vote 3-0.  
Senator Gilmour for the committee.

**SB 348**, establishing a commission to study sexual abuse prevention education in elementary and secondary schools. Ought to Pass with Amendment, Vote 3-0.  
Senator Gilmour for the committee.

### **JUDICIARY**

**SB 318-FN**, establishing the crime of domestic violence. Ought to Pass with Amendment, Vote 5-0.  
Senator Soucy for the committee.

### **PUBLIC AND MUNICIPAL AFFAIRS**

**SB 275**, relative to refusal to certify an absentee ballot application. Ought to Pass with Amendment, Vote 3-0.  
Senator Forrester for the committee.

**SB 279**, relative to challenges of voters. Ought to Pass, Vote 3-0.  
Senator Boutin for the committee.

**SB 294**, relative to the deadline for requesting a recount of an election.  
Ought to Pass with Amendment, Vote 3-0.  
Senator Stiles for the committee.

**SB 357**, naming a scenic overlook in honor of Raymond S. Burton.  
Ought to Pass with Amendment, Vote 3-0.  
Senator Forrester for the committee.

**SB 375**, establishing a committee to study the creation of a flood mitigation fund for private property owners.  
Ought to Pass with Amendment, Vote 3-0.  
Senator Stiles for the committee.

#### **WAYS AND MEANS**

**SB 233**, relative to property tax exemption for district fire mutual aid systems.  
Ought to Pass, Vote 4-0.  
Senator Hosmer for the committee.

## **AMENDMENTS**

**Senate Executive Departments and Administration**  
**January 29, 2014**  
**2014-0293s**  
**05/01**

### **Amendment to SB 205-FN**

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

AN ACT relative to the use of metal detection devices at supervised visitation centers and establishing a commission to study supervised visitation centers.

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

1 Protection of Persons from Domestic Violence; Temporary Relief; Visitation. Amend RSA 173-B:4, I(a)(5) to read as follows:

(5) Denying the defendant visitation, ***ordering that visitation shall take place only at a supervised visitation center that uses a metal detection device and has trained security personnel on-site***, ordering that visitation shall be supervised, or ordering a specific visitation schedule. Visitation shall only be ordered on an ex parte basis where such order can be entered consistent with the following requirements. In determining whether visitation can be safely ordered, the court shall consider the following factors:

(A) The degree to which visitation exposes the plaintiff or the children to physical or psychological harm.

(B) Whether the risk of physical or psychological harm can be removed by ordering supervised visitation ***or by ordering supervised visitation at a center that uses a metal detection device and has trained security personnel on-site***.

(C) Whether visitation can be ordered without requiring the plaintiff and defendant to have contact regarding the exchange of children.

2 Protection of Persons from Domestic Violence; Relief; Visitation. Amend RSA 173-B:5, I(b)(6) to read as follows:

(6) Establishing visitation rights with regard to the parties' minor children. The court shall consider, and may impose on a custody award, conditions necessary to assure the safety of the plaintiff and minor children. This may include orders denying visitation, [or] requiring supervised visitation ***that shall take place only at a visitation center that uses a metal detection device and has trained security personnel on-site, or requiring supervised visitation***, where such order can be entered consistent with the following requirements. In determining whether visitation shall be granted, the court shall consider whether visitation can be exercised by the non-custodial parent without risk to the plaintiff's or children's safety. In making such determination, the court shall consider, in addition to any other relevant factors, the following:

(A) The degree to which visitation exposes the plaintiff or the children to physical or psychological harm.

(B) Whether the risk of physical or psychological harm can be removed by ordering supervised visitation ***or by ordering supervised visitation at a center that uses a metal detection device and has trained security personnel on-site.***

(C) Whether visitation can be ordered without requiring the plaintiff and defendant to have contact regarding the exchange of children.

3 New Paragraph; Parental Rights and Responsibilities; Supervised Visitation. Amend RSA 461-A:4 by inserting after paragraph IV the following new paragraph:

V. If the court orders supervised visitation, it may order that such visitation shall take place only at a visitation center that uses a metal detection device and has trained security personnel on-site.

4 New Section; Protection of Persons from Domestic Violence; Commission to Study Supervised Visitation Centers. Amend RSA 173-B by inserting after section 25 the following new section:

173-B:26 Commission to Study Supervised Visitation Centers. There is established a commission to study supervised visitation centers.

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

(a) Three members of the house of representatives, appointed by the speaker of the house of representatives, one of whom shall be a member of the criminal justice and public safety committee, one of whom shall be a member of the children and family law committee, and one of whom shall be a member of the executive departments and administration committee.

(b) One member of the senate, appointed by the president of the senate.

(c) The commissioner of the department of health and human services, or designee.

(d) A representative from the department of justice, appointed by the attorney general.

(e) A representative from the circuit court, appointed by the circuit court administrative judge.

(f) A representative from the New Hampshire Association of Chiefs of Police, appointed by the president.

(g) A representative from the New Hampshire Coalition Against Domestic and Sexual Violence, appointed by the executive director;

(h) A representative from the New Hampshire Court Appointed Special Advocates, appointed by the executive director.

(i) A member of the guardian ad litem board, appointed by the chairperson.

II. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

III. The commission shall study:

(a) The availability of supervised visitation centers throughout the state, the range of services offered, and extent to which there is an unmet need for services in the state.

(b) The criteria used by the courts and the division of children, youth and families (DCYF) to determine whether supervised visitation should be required in any particular case and, if required, when supervised visitation is no longer necessary.

(c) The policies and procedures currently in place at visitation centers to ensure the safety of staff and clients, to include those addressing intake and screening, security, and training and qualification of staff, and whether those policies and procedures are consistent with best practices in the field.

(d) Whether supervised visitation centers should be licensed.

IV. The commission shall solicit information from current providers of visitation services, including county-based programs, private centers, and non-profit programs, and may solicit advice and input from any individual, agency, or organization with information or expertise relevant to the commission's duties.

V. Commission members shall be appointed within 30 days after the effective date of this section.

VI. The members of the commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named house member. The first meeting of the commission shall be held within 15 days after all members have been appointed. A majority of the members of the commission shall constitute a quorum.

VII. The commission shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2014.

5 Repeal. RSA 173-B:26, relative to the commission to study supervised visitation centers, is repealed.

6 Effective Date.

I. Section 5 of this act shall take effect November 1, 2014.

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

**2014-0293s**

#### AMENDED ANALYSIS

This bill provides that the court may limit visitation to supervised visitation centers that use metal detection devices and have trained security personnel on-site. The bill also establishes a commission to study supervised visitation centers.

**Health, Education and Human Services**

**January 28, 2014**

**2014-0274s**

**04/01**

#### Amendment to SB 221

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

AN ACT relative to private postsecondary career schools and relative to the authority of the board of barbering, cosmetology, and esthetics.

Amend RSA 188-G:1, II as inserted by section 3 of the bill by inserting after subparagraph (i) the following new subparagraph:

(j) Entities that license software, the content of which is focused on training or education, if the entity:

(1) Is primarily engaged in the business of licensing software;

(2) Licenses its software primarily to other legal entities, and not directly to an end user or individual student;

(3) Does not confer degrees, diplomas, continuing education units, or any other form of credit in connection with the software it licenses;

(4) Is not accredited and does not seek accreditation in connection with the software it licenses or the content it offers; and

(5) Does not offer an admissions process, financial aid, career advice, or job placement in connection with the software it licenses.

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

5 Board of Barbering, Cosmetology, and Esthetics; Duties. Amend RSA 313-A:7 to read as follows:

313-A:7 Duties.

**I.** The board shall:

~~[E.]~~ **(a)** Prescribe the duties of its officers and employees, which shall be at all times subject to the direction and supervision of the department of health and human services;

~~[H.]~~ **(b)** Establish a principal office, at which all records and files of the board shall be kept;

~~[H-a.]~~ **(c)** Maintain a telephone line or an electronic mail address for the purpose of accepting consumer complaints;

~~[H.]~~ **(d)** Keep a record of its proceedings;

~~[IV.]~~ **(e)** Report to proper prosecuting officers all violations of this chapter coming within its knowledge;

~~[V.]~~ **(f)** Make a written report biennially to the governor and council containing a full and complete account of all its official acts during the biennium, together with a statement of receipts and disbursements and such comments as it deems necessary; and

[VI.] (g) Establish fees for examination of applicants, for licenses, and for renewal of licenses to practice under this chapter and for transcribing and transferring records and other services.

***II. The board may license a school to operate postsecondary programs, including postsecondary programs leading to a certificate in barbering, cosmetology, or esthetics.***

Amend the bill by replacing section 6 with the following:

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

**2014-0274s**

#### AMENDED ANALYSIS

This bill authorizes the higher education commission to regulate and adopt rules for private postsecondary career schools, amends the definition of a private postsecondary career school and the exceptions from that definition, and authorizes the higher education commission to adopt rules to establish fees for consultants, investigations of complaints, and other enforcement actions relating to the administration of private postsecondary career schools. The bill also authorizes the board of barbering, cosmetology, and esthetics to license a school to operate postsecondary programs, including postsecondary programs leading to a certificate in barbering, cosmetology, or esthetics.

**Senate Transportation**

**February 5, 2014**

**2014-0424s**

**10/03**

#### **Amendment to SB 240-FN**

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

AN ACT relative to authorizing temporary registrations of off-highway recreational vehicles for nonresidents.

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

1 Temporary Registrations; Nonresident Registration. Amend RSA 215-A:21, V to read as follows:

V. All OHRVs except conventional motor vehicles registered for highway use shall be registered at the fee provided in RSA 215-A:23, and shall be furnished a registration plate or decals of a design and color as chosen by the executive director. Said registration plate or decals shall be attached securely on the front and rear of the vehicle, in an unobstructed manner, as high as possible or at a location designed by the manufacturer. ***A nonresident registering an OHRV for a temporary 10 consecutive day period shall be issued a temporary registration by the executive director. Such registration shall be valid only for 10 consecutive days from the date of issue. The executive director shall determine the procedure for issuance design, color, and placement of temporary registration decals. Temporary registrations may not be transferred.***

2 New Paragraph; Fees; Temporary Registration. Amend RSA 215-A:23 by inserting after paragraph V-a the following new paragraph:

V-b. Temporary Registration for Nonresidents. \$34 for each non-transferable, 10-day registration upon presentation of a valid out-of-state driver's license issued to a person 18 years of age or older. From each fee collected pursuant to this paragraph:

(a) The first \$14 shall be appropriated to the department of resources and economic development for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, \$10 shall be appropriated to the department of resources and economic development for administration of the bureau for the purposes listed in paragraph VII, and \$10 shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

3 2018 Version; Temporary Registrations; Nonresident Registration. Amend RSA 215-A:21, V to read as follows:

V. All OHRVs except conventional motor vehicles registered for highway use shall be registered at the fee provided in RSA 215-A:23, and shall be furnished a registration plate or decals of a design and color as chosen by the executive director. Said registration plate or decals shall be attached securely on the front and rear of the vehicle, in an unobstructed manner, as high as possible or at a location designed by the manufacturer.

~~[A nonresident registering an OHRV for a temporary 10 consecutive day period shall be issued a temporary registration by the executive director. Such registration shall be valid only for 10 consecutive days from the date of issue. The executive director shall determine the procedure for issuance design, color, and placement of temporary registration decals. Temporary registrations may not be transferred.]~~

4 Repeal. RSA 215-A:23, V-b, relative to temporary OHRV registrations for nonresidents, is repealed.

5 Effective Date.

I. Sections 3-4 of this act shall take effect January 1, 2018.

II. The remainder of this act shall take effect January 1, 2015.

**2014-0424s**

#### AMENDED ANALYSIS

This bill allows nonresidents to be issued temporary registrations for OHRVs for 10 consecutive day periods. The temporary OHRV registration authority is repealed January 1, 2018.

**Health, Education and Human Services**

**February 4, 2014**

**2014-0406s**

**05/03**

#### Amendment to SB 254

Amend RSA 12-J:1, I as inserted by section 2 of the bill by replacing it with the following:

I. ~~[Six]~~ **Seven** public members, appointed by the governor and council, 2 of whom shall be professionals knowledgeable about alcohol and drug abuse prevention; 2 of whom shall be professionals knowledgeable about alcohol and drug abuse treatment~~[-and];~~ 2 of whom shall be public members who are not professionals within the alcohol and drug addiction prevention and treatment system; **and a member in long-term recovery**. The members appointed pursuant to this paragraph shall serve 3-year terms; provided that initially 2 members shall serve for one year, 2 members shall serve for 2 years, and 2 members shall serve for 3 years.

Amend RSA 12-J:2, I as inserted by section 2 of the bill by replacing it with the following:

I. The governor and council shall designate a member of the commission to serve as chairperson. The executive director of the commission shall be the director of the appropriate division responsible for alcohol and drug abuse prevention and recovery, who shall serve without additional compensation. **Twelve members of the commission shall constitute a quorum.**

**Senate Judiciary**

**February 5, 2014**

**2014-0417s**

**04/09**

#### Amendment to SB 262-FN

Amend the bill by replacing section 7 with the following:

7 Effective Date.

I. Section 1 of this act shall take effect 60 days after its passage.

II. The remainder of this act shall take effect July 1, 2015.

**Public and Municipal Affairs**

**February 6, 2014**

**2014-0439s**

**03/05**

#### Amendment to SB 275

Amend the bill by replacing section 1 with the following:

1 Refusal to Certify Absentee Ballot Application. Amend RSA 657:16 to read as follows:

657:16 Refusal to Certify; Procedure. If he or she refuses to certify the application, the town or city clerk shall notify the applicant in writing within 7 days to that effect. The town or city clerk shall provide the



applicant with an absentee ballot and a notice that the ballot will not be counted unless the applicant submits the documents necessary to complete an absentee registration. The applicant shall be advised in writing what documents, if any, have been received in proper form and which the applicant must submit in the outer envelope that contains the absentee ballot envelope. The town or city clerk shall mark the absentee ballot application, [and] the absentee ballot affidavit, **and the outer envelope** with the words "Not Registered." **Upon receipt of an outer envelope marked "Not Registered," the clerk shall open the outer envelope.** If the applicant returns the required documents in proper form with the absentee ballot and if the applicant is found to be qualified, the town or city clerk, shall forward the registration forms to the [supervisor] **super-visors** of the checklist and the applicant shall be registered and his or her absentee ballot shall be processed in the same manner as the absentee ballot of a previously registered voter. If the ballot is returned without the required documents in proper form, the ballot shall be marked in the manner set forth by law for successfully challenged absentee ballots and preserved in accordance with RSA 33-A:3-a. The clerk shall preserve the application of any applicant who is not registered as a voter until the time set by law for the destruction of the ballots after the election at which time the application shall be destroyed. Any justice of the superior court has jurisdiction in equity upon such notice as he or she may order to require that the name of the person making application for an absentee ballot be placed upon the checklist or registered as a member of any party and be sent an absentee ballot.

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

2 Procedure by Clerk. Amend RSA 657:18 to read as follows:

657:18 Procedure by Clerk. Upon receipt of an outer envelope purporting to contain an official absentee voting ballot, the clerk of the city or town shall, **subject to RSA 657:16**, attach thereto the application for an absentee ballot submitted by said voter and record the information pursuant to RSA 657:15. All such envelopes shall be preserved unopened until election day.

**Public and Municipal Affairs**

**February 5, 2014**

**2014-0430s**

**03/09**

#### **Amendment to SB 294**

Amend the bill by deleting section 2 and renumbering the original sections 3-13 to read as 2-12, respectively.

Amend the bill by replacing section 4 with the following:

4 Recount; Deadline. Amend RSA 655:81, XI to read as follows:

XI. The deadline for any candidate to request a recount pursuant to RSA 660:7 shall be 5:00 p.m. on the day after the election. **A candidate having requested a recount pursuant to this paragraph may, no later than 5:00 p.m. on the Monday after the primary election, withdraw the request and receive a refund of any fees paid.**

Amend the bill by replacing section 6 with the following:

6 Recount; Deadline. Amend RSA 660:7 to read as follows:

660:7 Application.

I. Any person for whom a vote was cast for any nomination of any party at a state primary may apply for a recount, provided that the difference between the votes cast for the applying candidate and a candidate of that party declared nominated is less than 10 votes or less than 1.5 percent of the total ballots cast in the primary for that party in the towns which comprise the office to be recounted. The application shall be made in writing to the secretary of state and shall be submitted no later than 5:00 p.m. on the Friday after the primary election. Each candidate requesting a recount shall pay the secretary of state fees as provided in RSA 660:2. **A candidate having requested a recount pursuant to this paragraph may, no later than 5:00 p.m. on the Monday after the primary election, withdraw the request and receive a refund of any fees paid.**

II. Any person receiving at least 9 percent of the votes cast in any party's presidential primary may apply for a recount. The application shall be made in writing to the secretary of state and shall be submitted no later than the Friday after the primary for a recount of all ballots cast for such nomination. Each candidate requesting a recount shall pay the secretary of state fees as provided in RSA 660:2. **A candidate having requested a recount pursuant to this paragraph may, no later than 5:00 p.m. on the Monday after the primary election, withdraw the request and receive a refund of any fees paid.**

**2014-0430s**

**AMENDED ANALYSIS**

This bill requires that certain applications for a recount of an election be submitted no later than the Monday following the election.

**Senate Judiciary**

**February 4, 2014**

**2014-0411s**

**05/10**

**Amendment to SB 318-FN**

Amend the bill by inserting after the enacting clause the following and renumbering the original sections 1-9 to read as 2-10, respectively:

1 Name of Act. This act shall be known as "Joshua's law."

Amend the bill by replacing all after section 9 with the following:

10 New Paragraph; Stalking. Amend RSA 633:3-a by inserting after paragraph VII the following new paragraph:

VIII. Upon proof that the victim and defendant were intimate partners or family or household members, as those terms are defined in RSA 631:2-b, III, a conviction under this section shall be recorded as "Stalking – Domestic Violence."

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

**Health, Education and Human Services**

**February 4, 2014**

**2014-0408s**

**04/08**

**Amendment to SB 348**

Amend RSA 189:65, I(a) as inserted by section 1 of the bill by replacing it with the following:

(a) One member of the senate, appointed by the president of the senate.

Amend RSA 189:65, IV as inserted by section 1 of the bill by replacing it with the following:

IV. The members of the study commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the senate member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Six members of the commission shall constitute a quorum.

**Public and Municipal Affairs**

**February 5, 2014**

**2014-0433s**

**08/10**

**Amendment to SB 357**

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

AN ACT naming a scenic overlook and the visitor center on the northbound side of I-93 in Hooksett in honor of Raymond S. Burton.

Amend the bill by inserting after section 1 the following and renumbering the original sections 2-3 to read as 3-4, respectively:

2 The Raymond S. Burton Visitor Center. The visitor center located on the northbound side of I-93 in the town of Hooksett is hereby named the Raymond S. Burton Visitor Center. All signs identifying the visitor center as the Raymond S. Burton Visitor Center shall be displayed inside the visitor center and shall not be a charge to the state.

**2014-0433s**

**AMENDED ANALYSIS**

This bill names a scenic overlook in honor of Raymond S. Burton.

This bill also names the visitor center on the northbound side of I-93 in Hooksett in honor of Raymond S. Burton.

**Public and Municipal Affairs**  
**February 5, 2014**  
**2014-0432s**  
**08/10**

### **Amendment to SB 375**

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

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

5 Report. The committee shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2014.

## **HEARINGS**

***TUESDAY, FEBRUARY 11, 2014***

### **COMMERCE**, Room 101, LOB

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

1:00 p.m. Presentation by The New Hampshire Vaccine Association

1:45 p.m. **SB 331-FN**, relative to waivers for out-of-state businesses and employees in a state of emergency.

**EXECUTIVE SESSION MAY FOLLOW**

### **FINANCE**, Room 103, SH

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

1:00 p.m. **SB 404-FN**, relative to the acquisition of real property for state government purposes.

**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. **SB 308-FN**, relative to innovation in the delivery of health care.

9:30 a.m. **SB 250**, relative to ambulatory surgical facilities.

10:00 a.m. **SB 406-FN**, relative to certain health care data.

10:20 a.m. **SB 226**, relative to reporting of health care associated infections.

10:40 a.m. **SB 360**, relative to the issuance of itemized bills for medical services.

**EXECUTIVE SESSION MAY FOLLOW**

### **JUDICIARY**, Room 100, SH

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

9:00 a.m. **SB 201**, relative to marriage registration forms.

9:15 a.m. **SB 390**, relative to protection of employees who are victims of domestic abuse, sexual assault, stalking, or criminal harassment.

9:45 a.m. **SB 209**, expanding the good samaritan law to engineers and architects.

10:15 a.m. **SB 373-FN**, relative to procedure and jurisdiction of the superior courts.

10:30 a.m. **SB 389**, relative to the enforcement authority of fish and game officers.

10:45 a.m. **SB 352**, relative to equity jurisdiction of the judicial branch family division.

**EXECUTIVE SESSION MAY FOLLOW**

**TRANSPORTATION**, Room 103, LOB

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

1:00 p.m. **EXECUTIVE SESSION ON PENDING LEGISLATION****WAYS AND MEANS**, Room 103, SH

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

9:30 a.m. **SB 410-FN-L**, relative to apportionment in cooperative school districts with a renewable generation facility.9:45 a.m. **SB 386**, relative to the authority and duties of the department of revenue administration.10:00 a.m. **SB 265**, making a technical correction to the disposition of meals and rooms tax revenues.**EXECUTIVE SESSION MAY FOLLOW*****WEDNESDAY, FEBRUARY 12, 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. **SB 392**, establishing a commission to study rural affairs.9:15 a.m. **SB 407**, relative to wolf hybrids.9:30 a.m. **SB 400-FN**, relative to the penalty for violations of the taking of American eels.9:45 a.m. **SB 411-FN**, relative to the labeling of genetically engineered foods.**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. **SB 364**, relative to group II service retirement allowances and relative to establishing a supplemental savings plan in the retirement system.9:45 a.m. **SB 398**, relative to employment negotiations between the state and individual bargaining units.10:15 a.m. **SB 405-FN**, requiring the registration of radon mitigation system installers with the board of home inspectors.10:40 a.m. **SB 393**, relative to the housing finance authority and surplus lands housing program.11:00 a.m. **SB 385**, relative to examination requirements for chiropractors.**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. **SB 212**, relative to the Honor and Remember Flag as an official symbol to recognize and honor fallen members of the armed forces.10:15 a.m. **SB 347**, relative to municipal enforcement of land use ordinances.10:30 a.m. **SB 378**, relative to identification information contained in political advertising.10:45 a.m. **SB 277**, relative to absentee voter registration.11:00 a.m. **SB 313-FN**, relative to political contributions by state contractors and other recipients of state grants or appropriations.**EXECUTIVE SESSION MAY FOLLOW*****THURSDAY, FEBRUARY 13, 2014*****COMMERCE**, Room 101, LOB

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

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

**ENERGY AND NATURAL RESOURCES**, Room 101, LOB

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

1:00 p.m. **SB 363**, relative to insurance coverage for facilities for the Winnepesaukee River basin control.**EXECUTIVE SESSION MAY FOLLOW****JUDICIARY**, Room 100, SH

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

1:00 p.m. **EXECUTIVE SESSION ON PENDING LEGISLATION*****TUESDAY, FEBRUARY 18, 2014*****JUDICIARY**, Room 100, SH

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

9:00 a.m. **SB 202**, relative to the elements of the crime of burglary.9:15 a.m. **SB 297**, relative to apportionment of damages.9:45 a.m. **SB 353**, recodifying RSA 168-B, relative to surrogacy.10:20 a.m. **SB 394**, relative to the recognition of out of state marriages, uniform marriage recognition law, civil union recognition, and gender neutral references.**EXECUTIVE SESSION MAY FOLLOW*****WEDNESDAY, FEBRUARY 19, 2014*****EXECUTIVE DEPARTMENTS AND ADMINISTRATION**, Room 100, SH

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

9:00 a.m. **SB 381**, relative to the membership of the joint legislative oversight committee on the emergency management system.9:30 a.m. **SB 399**, relative to competitive bidding and procurement by state agencies.10:30 a.m. **SB 391**, relative to the juvenile justice advisory board and relative to the policies and procedures of the youth development center.**EXECUTIVE SESSION MAY FOLLOW****RULES, ENROLLED BILLS AND INTERNAL AFFAIRS**, Room 103, SH

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

10:30 a.m. **SB 307**, establishing a committee to review Citizens United amendments to the United States Constitution.10:45 a.m. **SB 314**, establishing an independent legislative redistricting commission.11:00 a.m. **CACR 19**, relating to dedicated funds. Providing that dedicated funds shall be used solely for the purpose of the fund.11:15 a.m. **CACR 17**, relating to natural rights. Providing that discrimination based on sexual orientation is prohibited.**EXECUTIVE SESSION MAY FOLLOW*****WEDNESDAY, MARCH 5, 2014*****EXECUTIVE DEPARTMENTS AND ADMINISTRATION**, Room 100, SH

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

9:00 a.m. **SB 334-FN**, relative to certification and licensure for mold assessment or remediation services.9:30 a.m. **SB 403-FN**, prohibiting the sale or possession of sky lanterns.9:45 a.m. **SB 397**, relative to the sale of wines from Argentina.**EXECUTIVE SESSION MAY FOLLOW**

# MEETINGS

## ***FRIDAY, FEBRUARY 7, 2014***

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

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

### **JOINT LEGISLATIVE INFORMATION TECHNOLOGY OVERSIGHT COMMITTEE (RSA 21-R:9)**

1:00 p.m. Room 209, LOB Organizational Meeting

## ***MONDAY, FEBRUARY 10, 2014***

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

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

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

9:00 a.m. NH Higher Education Assistance Foundation Investment Committee Meeting  
4 Barrell Court  
Concord, NH

9:30 a.m. NH Higher Education Assistance Foundation Quarterly Meeting  
4 Barrell Court  
Concord, NH

### **COMMISSION TO STUDY BUSINESS TAXES (RSA 77-F)**

10:00 a.m. Room 103, SH Regular Meeting

### **NEW HAMPSHIRE COMMISSION ON DEAFNESS AND HEARING LOSS (RSA 125-Q)**

1:30 p.m. Northeast Deaf and Hard of Hearing Services Regular Meeting  
57 Regional Drive  
Concord, NH

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

1:30 p.m. Rooms 301-310, LOB Regular Meeting

### **ADVANCED MANUFACTURING EDUCATION ADVISORY COUNCIL (RSA 188-E:21)**

3:00 p.m. Room 100, SH Regular Meeting

### **ELECTRIC UTILITY RESTRUCTURING LEGISLATIVE OVERSIGHT COMMITTEE (RSA 374-F:5)**

3:00 p.m. Rooms 302-304, LOB Regular Meeting

## ***WEDNESDAY, FEBRUARY 12, 2014***

### **LEGISLATIVE YOUTH ADVISORY COUNCIL (RSA 19-K:1)**

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

### **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

## ***THURSDAY, FEBRUARY 13, 2014***

### **COMMISSION TO OVERSEE THE CONSTRUCTION OF THE ISLES OF SHOALS 400TH ANNIVERSARY MEMORIAL (HB 25, Chapter 195:45, Laws of 2013)**

3:00 p.m. Room 201, LOB Regular Meeting

## ***FRIDAY, FEBRUARY 14, 2014***

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

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

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

10:00 a.m. Room 202, 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 201-211, LOB

Audits

The Unique College Investing Plan  
Annual Report  
September 30, 2013

The Fidelity Advisory 529 Plan  
Annual report  
September 30, 2013

State Of New Hampshire  
New Hampshire Veterans' Home  
Internal Controls Over The Budget  
Performance Audit Report  
February 2014

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

11:00 a.m. Room 205, LOB Regular Meeting

**JOINT COMMITTEE ON LEGISLATIVE FACILITIES (RSA 17-E:1)**

2:00 p.m. Room 301, LOB Regular Meeting

**SENATE LEGISLATIVE FACILITIES SUBCOMMITTEE (RSA 17-E:1)**

2:30 p.m. Room 301, LOB Regular Meeting  
(or 5 minutes after JLFC mtg.)

***WEDNESDAY, FEBRUARY 19, 2014***

**SHORELAND ADVISORY COMMITTEE (RSA 483-B:21)**

1:00 p.m. NH Department of Environmental Services Regular Meeting  
29 Hazen Drive  
Concord, NH

***THURSDAY, FEBRUARY 20, 2014***

**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 21, 2014***

**ENERGY EFFICIENCY AND SUSTAINABLE ENERGY BOARD (RSA 125-O:5-a)**

9:00 a.m. Room 304, LOB Regular Meeting

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

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

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

10:00 a.m. Seashell Pavilion Regular Meeting  
Hampton Beach, NH

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

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

**THERAPEUTIC USE OF CANNABIS ADVISORY COUNCIL (RSA 126-X:9)**

1:00 p.m. Rooms 205-207, LOB Regular Meeting

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

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

***MONDAY, FEBRUARY 24, 2014*****COMMISSION TO STUDY BUSINESS TAXES (RSA 77-F)**

10:00 a.m. Room 103, SH Regular Meeting

***FRIDAY, FEBRUARY 28, 2014*****WORKERS' COMPENSATION ADVISORY COUNCIL (RSA 281-A:62)**

9:00 a.m. Room 307, 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

***TUESDAY, MARCH 4, 2014*****CAPITAL BUDGET OVERVIEW COMMITTEE (RSA 17-J:2)**

2:00 p.m. Room 201, LOB Regular Meeting

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

2:30 p.m. Room 201, LOB Regular Business

***WEDNESDAY, MARCH 5, 2014*****NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2)**

2:00 p.m. Walker Building, Room 100 Regular Meeting  
21 South Fruit Street  
Concord, NH

**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 7, 2014*****JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

***FRIDAY, MARCH 14, 2014*****STATE SUGGESTION AND EXTRAORDINARY SERVICE AWARD EVALUATION COMMITTEE (RSA 99-E:1, I)**

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

***MONDAY, MARCH 17, 2014*****NH LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4)**

3:00 p.m. Folsom Tavern Quarterly Meeting  
164 Water Street  
Exeter, NH

***FRIDAY, MARCH 21, 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

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## **SENATE BILLS AMENDED BY THE HOUSE**

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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, 190, 193, 196, 213, 238, 259, 264,**

**HOUSE BILLS: 118, 226, 255, 439, 466, 489, 584, 624, 657**

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## **NOTICES**

### **MONDAY, FEBRUARY 10, 2014**

The New Hampshire Insurance Department invites all interested members of the public to attend the public informational hearing. The Department will present information about its regulatory standards and procedures for determining network adequacy, including the review the Department conducted with respect to plans sold on the New Hampshire Health Insurance Marketplace. Persons who come to the informational hearing will also have the opportunity to testify. On February 10th, at 10:00 a.m. at the New Hampshire Department of Environmental Services Auditorium, 6 Hazen Drive Concord, NH.

Senator David Pierce

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### **TUESDAY, FEBRUARY 11, 2014**

Northeast Delta Dental cordially invites all members of the New Hampshire Senate and the staff to its Fifteenth Annual Legislative Reception to be held Tuesday, February 11th 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 12, 2014**

The New Hampshire Optometric Association hosts its "Eye-Opener" Breakfast on Wednesday, February 12th in the State House Cafeteria. Legislators and staff are invited stop to by anytime from 8:30 a.m. to 10:00 a.m. to enjoy a continental breakfast, speak with local Doctors of Optometry and learn about eye health, the practice of Optometry and how the state regulates the profession of Optometry.

Senator Jeb Bradley, Senate Majority Leader

Senator Sylvia Larsen

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### WEDNESDAY, FEBRUARY 19, 2014

The American Cancer Society Cancer Action Network – NH will be hosting a Legislative Breakfast on Wednesday, February 19th, from 8:00 a.m. to 10:00 a.m. at the Upham-Walker House at 18 Park Street in Concord. A light continental breakfast will be served. American Cancer Society Cancer Action Network volunteers and staff from New Hampshire will be on hand to discuss pending legislation as well as what services the Society provides to NH residents.

Senator Peggy Gilmour

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### WEDNESDAY, MARCH 5, 2014

Legislative Breakfast – The annual Water's Worth It! legislative breakfast is set for Wednesday March 5th at the Holiday Inn on Main Street in Concord. Check in for the event begins at 7:00 a.m. with a breakfast buffet. During the breakfast water quality professionals will present information on drinking water and wastewater treatment challenges in New Hampshire. Maintaining high quality water resources in New Hampshire is critical to our health and economy. All legislators and staff are invited to enjoy a hearty breakfast and learn more about New Hampshire's water infrastructure. There is no cost for this event.

Please RSVP to **nhwpca.linda@gmail.com** by February 28th 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 enjoying breakfast with your peers and attending this event.

Senator Martha Fuller Clark

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### WEDNESDAY, MARCH 5, 2014

The New Hampshire Public Charter School Association welcomes all legislators to St. Paul's Church on March 5th from 11:00 a.m. to 2:00 p.m. for the 7th Annual Charter Chili Competition. Participating public charter schools will showcase the mission of their schools and parents from each school will enter their best chili to compete to win the contest for their school. Legislators will vote for their favorite recipe. Please join us and learn more about the state of public charter schools in NH and the nation.

Senator Nancy F. Stiles  
Senator Molly M. Kelly  
Senator John Reagan

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### TUESDAY, MARCH 18, 2014

The American Red Cross invites all Legislative members and staff to the annual State House Complex Blood Drive held on Tuesday, March 18th from 9:00 a.m. to 3:00 p.m. The American Red Cross self-contained coach will be parked in the front of the State House for this event.

Appointments are strongly encouraged and can be scheduled by calling the State House Health Services at ext. 2757.

Giving blood can help save up to three lives. Please help make this year's blood drive the most successful yet.

Senator Nancy F. Stiles

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## SENATE SCHEDULE

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| Monday, February 17, 2014                                | Presidents' Day (State Holiday)  |
| Monday, February 24, 2014 –<br>Friday, February 28, 2014 | SENATE BREAK.  |
| Thursday, March 06, 2014                                 | Deadline for Policy Committees to ACT on all Senate bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-5. |
| Thursday, March 27, 2014                                 | CROSSOVER – Deadline to ACT on all Senate bills.   |
| 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)  |