

June 23, 2016  
No. 25

# STATE OF NEW HAMPSHIRE

Web Site Address: [www.gencourt.state.nh.us](http://www.gencourt.state.nh.us)



**Second Year of the 164<sup>th</sup> Session of the  
New Hampshire General Court**

## SENATE CALENDAR

# MEETINGS

## ***FRIDAY, JUNE 24, 2016***

### **GOVERNOR'S CAPITAL BUDGET HEARINGS FOR FISCAL YEARS 2018-2019**

9:00 a.m.	Rooms 305-307, LOB	Dept of Environmental Services
9:30 a.m.	Rooms 305-307, LOB	Fish & Game
9:45 a.m.	Rooms 305-307, LOB	NH Veterans Home
10:00 a.m.	Rooms 305-307, LOB	Dept. of Education
10:15 a.m.	Rooms 305-307, LOB	Secretary of State
10:30 a.m.	Rooms 305-307, LOB	Adjutant General -Veteran's Cemetery
10:45 a.m.	Rooms 305-307, LOB	Dept. of Transportation - Air & Rail
11:15 a.m.	Rooms 305-307, LOB	Judicial Branch
11:30 a.m.	Rooms 305-307, LOB	Dept. of Revenue Administration

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

9:30 a.m.	Manchester Police Athletic League 409 Beech Street Manchester, NH	Regular Meeting
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### **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 State Revolving Fund Management Letter For the Fiscal Year Ended June 30, 2015

## ***MONDAY, JUNE 27, 2016***

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

9:00 a.m.	Room 305, LOB	Regular Meeting
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### **NEW HAMPSHIRE COMMISSION ON DEAFNESS AND HEARING LOSS (RSA 125-Q)**

1:30 p.m.	Room 205, LOB	Regular Meeting
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## ***TUESDAY, JUNE 28, 2016***

### **ASSESSING STANDARDS BOARD (RSA 21-J:14-a)**

9:30 a.m.	Room 304, LOB	Regular Meeting
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### **PUBLIC HIGHER EDUCATION STUDY COMMITTEE (RSA 187-A:28-a)**

10:00 a.m.	Room 207, LOB	Regular Meeting
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## ***FRIDAY, JULY 8, 2016***

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

9:30 a.m.	Room 101, LOB	Regular Meeting
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### **NEW HAMPSHIRE STATE HOUSE BICENTENNIAL COMMISSION (RSA 17-R:1)**

10:00 a.m.	Room 308, LOB	Regular Meeting
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### ***MONDAY, JULY 18, 2016***

#### **NEW HAMPSHIRE VETERANS HOME BOARD OF MANAGERS (RSA 119:3-a)**

9:00 a.m.                      NH Veterans Home                      Regular Meeting  
                                      Tarr South Conference Room  
                                      139 Winter Street  
                                      Tilton, NH

### ***THURSDAY, JULY 21, 2016***

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

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

#### **COMMISSION ON POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY (RSA 115-D)**

2:30 p.m.                      Walker Building, Room 100                      Regular Meeting  
                                      21 South Fruit Street  
                                      Concord, NH

### ***WEDNESDAY, JULY 27, 2016***

#### **CHILDHOOD LEAD POISONING PREVENTION AND SCREENING COMMISSION (RSA 130-A:19)**

11:00 a.m.                      Room 205, LOB                      Screening Subcommittee Meeting

### ***THURSDAY, JULY 28, 2016***

#### **COMMISSION ON PRIMARY CARE WORKFORCE ISSUES (RSA 126-T)**

2:30 p.m.                      NH Medical Society                      Regular Meeting  
                                      7 North State Street  
                                      Concord, NH

### ***MONDAY, AUGUST 1, 2016***

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

10:00 a.m.                      DHHS, Brown Building                      Regular Meeting  
                                      2<sup>nd</sup> Floor Conference Room  
                                      129 Pleasant Street  
                                      Concord, NH

### ***THURSDAY, AUGUST 4, 2016***

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

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

### ***FRIDAY, AUGUST 5, 2016***

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

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

### ***FRIDAY, AUGUST 12, 2016***

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

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

### ***THURSDAY, AUGUST 18, 2016***

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

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

**COMMISSION ON POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY  
(RSA 115-D)**

2:30 p.m.

Walker Building, Room 100  
21 South Fruit Street  
Concord, NH

Regular Meeting

***THURSDAY, AUGUST 25, 2016***

**COMMISSION ON PRIMARY CARE WORKFORCE ISSUES (RSA 126-T)**

2:30 p.m.

NH Medical Society  
7 North State Street  
Concord, NH

Regular Meeting

***TUESDAY, AUGUST 30, 2016***

**COMMISSION TO DEVELOP A LAND CONSERVATION PLAN (RSA 162-C:12)**

3:00 p.m.

Room 100, SH

Regular Meeting

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**2016 PENDING VETO MESSAGES:**

**SENATE BILLS: 320, 324, 336, 381, 403, 446, 495**

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**2016 BILLS REMAINING ON THE TABLE:**

**SENATE BILLS: 27, 131, 304, 338, 346, 351, 365, 382, 408, 413, 445, 455, 463, 470, 473, 476, 504, 520, 531, 542, 551**

**HOUSE BILLS: 629, 1153, 1156, 1231, 1247, 1252, 1356, 1570**

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**ENROLLED BILL AMENDMENTS ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR 2016 BILLS:**

**SENATE BILLS: 25, 66, 110, 127, 144, 146, 155, 210, 238, 265, 312, 324, 326, 330, 332, 336, 345, 369, 370, 375, 376, 378, 380, 383, 386, 391, 401, 406, 409, 411, 437, 439, 450, 453, 458, 464, 466, 467, 481, 482, 483, 488, 491, 495, 500, 515, 522, 523, 530, 532, 533, 543, 549, 576**

**HOUSE BILLS: 114, 297, 353, 356, 458, 377, 500, 512, 533, 605, 626, 659, 1105, 1116, 1144, 1165, 1195, 1197, 1204, 1208, 1210, 1227, 1239, 1245, 1264, 1283, 1289, 1293, 1301, 1303, 1307, 1331, 1332, 1339, 1349, 1354, 1357, 1377, 1388, 1391, 1396, 1428, 1430, 1461, 1503, 1531, 1547, 1553, 1588, 1584, 1589, 1590, 1595, 1616, 1618, 1637, 1644, 1664, 1665, 1685, 1696, 2016, HCR 12**

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**NOTICES**

**TUESDAY, JUNE 28, 2016**

Pursuant to Chaptered Law 213 of 2016, the policy group which shall recommend a limit to the amount of days for an opioid prescription issued in an emergency department, urgent care setting, or walk-in clinic will meet Tuesday, June 28th at 6:00 p.m. at the Board of Medicine, 121 South Fruit Street, Concord. The meeting is open to the public.

Senator Jeb Bradley, Senate Majority Leader  
Senator Jeff Woodburn, Senate Minority Leader

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## LEGISLATIVE ETHICS COMMITTEE

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

### Advisory Opinion 2016-2 Response to a Request for an Advisory Opinion from Representative Katherine D. Rogers (June 3, 2016)

Pursuant to RSA 14-B:3, I (c), Representative Katherine D. Rogers, by letter dated May 12, 2016, has submitted a request for an Advisory Opinion about whether, consistent with applicable statutes and the Ethics Guidelines, she may accept payment to perform legal services for a business and an individual who are involved in lobbying activities before the General Court.

According to the information submitted by Representative Rogers, she has been asked to perform legal services on a fee-for-services basis on behalf of a media consulting group and the business's owner. The legal services for the business would include assistance in creating and submitting a business agreement and drawing up contracts. The legal services for the owner would include creating a will and possibly providing legal guidance regarding transferring property from sole ownership into a trust. In her letter, Representative Rogers stated that the business "has many different 'bureaus' of the business and as such has a Lobbying 'wing' that would not be engaging [her] legal services." While speaking before the Committee, Representative Rogers stated that she would obtain a list of the business's clients and construct a "fire wall" between any legal work she performs for the business and the owner and the lobbying section of the business.

Relevant provisions of applicable law are:

**RSA 15-B:2 Definitions.** – For the purposes of this chapter:

\* \* \*

V. (a) "Gift" means:

(1) Money in any amount, whether in the form of cash, check or any other negotiable or non-negotiable instrumentality for the transfer of money. (2) Any other tangible thing, intangible thing, service, or the use thereof having more than insignificant economic value. Any such item with a value of less than \$25 is presumed to be of insignificant economic value.

(b) Notwithstanding subparagraph (a), "gift" shall not include:

\* \* \*

(7) Wages, salary, benefits, mileage, or payment for expenses received by the person in his or her regular course of employment or business which is unrelated to the government position held.

**RSA 15-B:3 Prohibition on Gifts.** –

I. It shall be unlawful to knowingly give any gift as defined in this chapter, directly or indirectly, to any elected official, public official, public employee, constitutional official, or legislative employee.

\* \* \*

III. No elected official, public official, public employee, constitutional official, or legislative employee shall knowingly accept, directly or indirectly, any gift, as defined in this chapter.

**Ethics Guidelines, Section 4, Prohibited Activities.**

I. Legislators shall not solicit, accept, or agree to accept anything of value from another for themselves or other persons, if the legislator receives such thing of value:

\* \* \*

(b) Knowing or believing that the giver is or is likely to become subject to or interested in any matter or action pending before or contemplated by the legislator or the General Court.

\* \* \*

VII. Nothing in this section on prohibited activities should be construed to prohibit the following:

\* \* \*

(h) Acceptance of anything permitted to be accepted pursuant to RSA 15-B \* \* \* \*

We advise as follows:

Based on the information provided by Representative Rogers about the nature and scope of the legal services she would perform for both the business and the owner, the Committee advises that acceptance of payment by Representative Rogers for the legal services she described would not constitute violation of RSA 15-B:3 or Ethics Guidelines, Prohibited Activities, Section 4, I (b) because such payment would be received in the regular course of employment and is unrelated to her office, a specific exemption under RSA 15-B:2, V(b) (7). If Representative Rogers were to take part in any official activity that concerns, involves, or would have any financial effect on the business or the owner, she would be required to file a Declaration of Intent Form, pursuant to Ethics Guidelines Section 5, identifying any such matter as it arises, and declaring whether she will participate or not in the official activity associated with the matter.

We appreciate the opportunity to be of assistance.

Honorable Donna Sytek, Chairman  
 Senator Sharon M. Carson, Vice Chairman  
 Representative Janet G. Wall  
 Senator Martha Fuller Clark  
 Representative David A. Welch  
 Honorable John A. Graham  
 Attorney David H. Bradley

For the Committee,  
 Honorable Donna Sytek  
 Chairman

*[Vote: 6-0]*

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## SENATE CALENDAR SUMMER SCHEDULE

The Senate Calendar will begin its summer schedule, of being published every two weeks.

The schedule for the Senate Calendar is as follows:

Thursday, July 7, 2016  
 Thursday, July 21, 2016  
 Thursday, August 4, 2016  
 Thursday, August 18, 2016  
 Thursday, September 1, 2016

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## SENATE SCHEDULE

Monday, July 04, 2016	Independence Day (State Holiday)
Monday, September 05, 2016	Labor Day (State Holiday)
Friday, November 11, 2016	Veterans' Day (State Holiday)
Thursday, November 24, 2016	Thanksgiving Day (State Holiday)
Friday, November 25, 2016	Day after Thanksgiving (State Holiday)
Monday, December 26, 2016	Christmas Day (State Holiday)