

**March 3, 2016
No. 9**

STATE OF NEW HAMPSHIRE

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**Second Year of the 164th Session of the
New Hampshire General Court**

SENATE CALENDAR

**THE SENATE WILL MEET IN SESSION ON
THURSDAY, MARCH 10, 2016 AT 10:00 A.M.**

LAID ON THE TABLE

SB 27-FN, relative to the department of corrections industries inventory account. **01/14/2016, No pending motion, Finance, SJ 2, pg. 55**

SB 131-FN, authorizing individuals and certain businesses to purchase health insurance from out-of-state companies. **02/04/2016, pending motion, Ought to Pass, Commerce, SJ 4**

SB 304, prohibiting corporate advertising and marketing on school property. **02/18/2016, pending motion, Committee Amendment 0489s, Commerce, SJ 6**

SB 445-FN-L, suspending the registration fee for the sale of municipal bonds in New Hampshire for 2 years. **03/03/2016, pending motion, Ought to Pass, Ways and Means, SJ 7**

SB 455-FN, relative to immunity for injuries from the possession or use of a firearm by an employee or official of a political subdivision. **03/03/2016, pending motion, Committee Amendment 0397s, Public and Municipal Affairs, SJ 7**

SB 463-FN, suspending the imposition of the death penalty. **03/03/2016, pending motion, Ought to Pass, Judiciary, SJ 7**

SB 471-FN, relative to parking for persons with disabilities. **03/03/2016, pending motion, Sen. Daniels Floor Amendment 0894s, Transportation, SJ 7**

SB 473-FN-A-L, repealing the cap on adequate education grant payments and making an appropriation therefor. **03/03/2016, pending motion, Ought to Pass, Education, SJ 7**

SB 504-FN, relative to hunting and fishing licenses for disabled veterans. **02/18/2016, pending motion, Interim Study, Energy and Natural Resources, SJ 6**

SB 542-FN, relative to criminal interference with health services. **03/03/2016, No pending motion, Health and Human Services, SJ 7**

CONSENT CALENDAR REPORTS

COMMERCE

SB 448-FN, relative to rates for self-pay patients and notice of allowable benefits.
Interim Study, Vote 5-0.
Senator Prescott for the committee.

This bill clarifies billing rates for self-pay patients and requires claims to be cross accumulated against insurance deductibles. Ultimately the committee felt that this bill had too many issues to move forward and that more time is needed to allow for input from all interested parties.

SB 449, relative to payment of workers' compensation benefits by direct deposit.
Ought to Pass with Amendment, Vote 5-0.
Senator Soucy for the committee.

This bill would allow employees to request workers compensation payment via direct deposit. There are situations where paper checks get delayed and cause hardship to injured workers. Direct deposit would only be available for employees who remain out of work for at least 6 weeks.

SB 501-FN, prohibiting the possession of powdered or crystalline alcohol.
Ought to Pass, Vote 5-0.
Senator Soucy for the committee.

This bill would prohibit the possession of powdered or crystalline alcohol. The committee heard testimony on how if used incorrectly, powdered or crystalline alcohol can be very dangerous and toxic. Over 20 other states have banned this product already and others are currently in the process of banning it. The Liquor Commission, Department of Safety and the Attorney General support this bill.

EDUCATION

HB 1604-FN-A-L, relative to instructional methods to enable students to acquire and apply requisite knowledge and skills.

Inexpedient to Legislate, Vote 5-0.

Senator Stiles for the committee.

This bill would have specified instructional methods designed to enable students to acquire and apply requisite knowledge and skills. The committee believes that it is unnecessary to move forward with this language at this time.

REGULAR CALENDAR REPORTS

COMMERCE

SB 488-FN-L, requiring reasonable accommodations for pregnant workers.

Ought to Pass with Amendment, Vote 5-0.

Senator Soucy for the committee.

SB 512, relative to health care associated infections.

Ought to Pass, Vote 5-0.

Senator Soucy for the committee.

SB 523-FN, relative to the controlled drug prescription health and safety program.

Ought to Pass with Amendment, Vote 5-0.

Senator Bradley for the committee.

EDUCATION

SB 326, relative to the membership of the community college system of New Hampshire board of trustees.

Ought to Pass with Amendment, Vote 4-1.

Senator Reagan for the committee.

SB 470, relative to eligibility of school district employees for Family and Medical Leave Act coverage.

Inexpedient to Legislate, Vote 2-2.

Senator Avarad for the committee.

HB 301, establishing a committee to study New Hampshire's statewide longitudinal data system and any other department of education maintained database that contains student level data.

Ought to Pass, Vote 4-0.

Senator Watters for the committee.

HB 471, relative to the duties of school boards.

Inexpedient to Legislate, Vote 3-2.

Senator Kelly for the committee.

HB 527, requiring school districts employing school resource officers to adopt a written agreement.

Ought to Pass, Vote 4-0.

Senator Avarad for the committee.

HB 536, relative to payment for special education services for chartered public school students and relative to federal funds for chartered public schools.

Ought to Pass, Vote 4-0.

Senator Stiles for the committee.

HB 1272-FN, relative to bus transportation for chartered public school students.

Ought to Pass with Amendment, Vote 4-0.

Senator Watters for the committee.

ENERGY AND NATURAL RESOURCES

SB 383, establishing a commission to study the importance of hiking trails, trail maintenance, and New Hampshire's trail network.

Ought to Pass with Amendment, Vote 5-0.

Senator Bradley for the committee.

SB 386, adding biodiesel to electric renewable energy sources.

Ought to Pass with Amendment, Vote 4-0.

Senator Feltes for the committee.

SB 489, requiring a demonstration project using a Stirling engine system.

Ought to Pass with Amendment, Vote 5-0.

Senator Sanborn for the committee.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 424-FN, relative to licensure of alcohol and drug abuse counselors from other jurisdictions.

Ought to Pass with Amendment, Vote 3-0.

Senator Soucy for the committee.

SB 446, relative to requirements of the state building code.

Ought to Pass, Vote 2-1.

Senator Reagan for the committee.

SB 462-FN, allowing part-time circuit court judges to retire and elect senior active status.

Inexpedient to Legislate, Vote 3-0.

Senator Soucy for the committee.

SB 476-FN, relative to the certification of school nurses.

Ought to Pass, Vote 3-0.

Senator Woodburn for the committee.

FINANCE

SB 321, relative to incentive payments to certain churches which are owners of small renewable energy generation facilities.

Ought to Pass, Vote 6-0.

Senator Little for the committee.

SB 344-FN, relative to tax credits applicable to client companies of employee leasing companies.

Ought to Pass, Vote 6-0.

Senator D'Allesandro for the committee.

SB 368-FN-A, making a capital appropriation for department of environmental services monitoring equipment.

Ought to Pass, Vote 4-2.

Senator Hosmer for the committee.

SB 500-FN, relative to student health insurance plans.

Ought to Pass, Vote 6-0.

Senator Reagan for the committee.

HEALTH AND HUMAN SERVICES

SB 323, relative to the powers of hospital security staff.

Ought to Pass with Amendment, Vote 4-0.

Senator Avaré for the committee.

SB 515-FN, relative to child neglect and other changes to the child protection act.

Inexpedient to Legislate, Vote 2-2.

Senator Avaré for the committee.

SB 531-FN, extending the New Hampshire health protection act.

Inexpedient to Legislate, Vote 2-2.

Senator Sanborn for the committee.

SB 532-FN, relative to prior authorization for substance abuse treatment.

Ought to Pass with Amendment, Vote 4-0.

Senator Sanborn for the committee.

SB 533-FN-A-L, relative to drug law enforcement and penalties, insurance coverage for substance use disorders, a statewide drug court grant program, and drug abuse prevention; and making appropriations therefor.

Inexpedient to Legislate, Vote 2-2.

Senator Sanborn for the committee.

SB 535-FN-A, establishing a grant program for high schools for heroin and opiate prevention education.
Ought to Pass, Vote 4-0.
Senator Fuller Clark for the committee.

SB 537, relative to record management of abuse and neglect reports.
Ought to Pass with Amendment, Vote 4-0.
Senator Kelly for the committee.

SB 538, relative to children taken into custody under the child protection act and relative to the commission to review child abuse fatalities.
Ought to Pass, Vote 4-0.
Senator Fuller Clark for the committee.

SB 540-FN, prohibiting the possession, use, or sale of kratom.
Ought to Pass with Amendment, Vote 4-0.
Senator Fuller Clark for the committee.

JUDICIARY

SB 465-FN, relative to the dissemination of images depicting sexually explicit conduct.
Ought to Pass with Amendment, Vote 5-0.
Senator Carson for the committee.

SB 466-FN, relative to the detention of a minor while waiting for the disposition of his or her case.
Ought to Pass, Vote 4-1.
Senator Carson for the committee.

SB 543-FN, relative to private transferring of adopted children.
Ought to Pass with Amendment, Vote 4-1.
Senator Carson for the committee.

PUBLIC AND MUNICIPAL AFFAIRS

SB 346-FN-L, relative to hours of polling.
Ought to Pass with Amendment, Vote 3-2.
Senator Stiles for the committee.

SB 348, allowing municipalities to adopt a property tax exemption for certain disabled veterans.
Interim Study, Vote 4-0.
Senator Birdsell for the committee.

SB 351, establishing a commission to study the feasibility of implementing a clearinghouse model for political expenditures and contributions.
Inexpedient to Legislate, Vote 3-2.
Senator Boutin for the committee.

SB 482-FN-L, enabling municipalities to license and regulate short-term rental businesses.
Interim Study, Vote 4-1.
Senator Boutin for the committee.

SB 507-FN, authorizing online voter registration.
Ought to Pass with Amendment, Vote 5-0.
Senator Lasky for the committee.

SB 509-FN, relative to voter registration forms and relative to voter identity verification.
Ought to Pass with Amendment, Vote 3-2.
Senator Birdsell for the committee.

TRANSPORTATION

SB 358, relative to use of navigation devices in motor vehicles.
Ought to Pass with Amendment, Vote 3-0.
Senator Daniels for the committee.

SB 363, relative to the registration of an OHRV in the name of a trust.
Ought to Pass with Amendment, Vote 3-0.
Senator Birdsell for the committee.

SB 433, relative to exclusions from seasonal highway weight limit regulation.
Ought to Pass, Vote 4-0.
Senator Stiles for the committee.

SB 490-FN, establishing a donate life number plate.
Interim Study, Vote 4-0.
Senator Daniels for the committee.

SB 548, naming a bridge in the city of Lebanon in honor of Korean War veterans.
Interim Study, Vote 4-0.
Senator Feltes for the committee.

SB 549-FN, relative to public-private partnerships for intermodal infrastructure and transportation and establishing the public-private infrastructure oversight commission.
Ought to Pass with Amendment, Vote 3-0.
Senator Watters for the committee.

SB 550-FN, relative to the maximum gross weight for dump trailers.
Ought to Pass with Amendment, Vote 4-0.
Senator Feltes for the committee.

WAYS AND MEANS

HB 359, allowing all municipalities to adopt the property tax exemption to foster commercial and industrial construction.
Inexpedient to Legislate, Vote 4-1.
Senator D'Allesandro for the committee.

AMENDMENTS

Health and Human Services
March 2, 2016
2016-0865s
08/10

Amendment to SB 323

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

AN ACT relative to the use of force by employees of hospitals or other health care facilities.

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

1 Physical Force by Persons With Special Responsibilities; Hospital and Health Care Facilities. Amend RSA 627:6, V to read as follows:

V. A person authorized by law to maintain decorum or safety in a vessel, aircraft, vehicle, train or other carrier, ***in a hospital or other health care facility***, or in a place where others are assembled may use non-deadly force when and to the extent that he ***or she*** reasonably believes it necessary for such purposes, but [he] ***the person*** may use deadly force only when he ***or she*** reasonably believes it necessary to prevent death or serious bodily injury.

2 New Paragraph; Hospitals and Health Care Facilities; Use of Non-Deadly Force. Amend RSA 627:6 by inserting after paragraph VII the following new paragraph:

VIII. An employee authorized by a hospital or other health care facility may use non-deadly force when and to the extent that he or she reasonably believes it necessary to maintain decorum or safety and may use deadly force only when he or she reasonably believes it necessary to prevent death or serious bodily injury.

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

2016-0865s

AMENDED ANALYSIS

This bill gives employees of hospitals or other health care facilities the power to use force in certain cases.

Senate Education
February 17, 2016
2016-0585s
04/10

Amendment to SB 326

Amend RSA 188-F:4, III(b) as inserted by section 2 of the bill by replacing it with the following:

(b) In cases where the terms of office of the members of the board of trustees do not expire in successive years, the governor, with the advice and consent of the council may, in making any appointment or filling any vacancy to such office, appoint any person for a period less than the full term or up to one year greater than the full term in order to adjust the terms of each member so that terms of office of no more than 5 members per year will expire. ***Trustees appointed after the effective date of this subparagraph shall serve no more than 2 consecutive terms.***

2016-0585s

AMENDED ANALYSIS

This bill adds a member to the community college system of New Hampshire board of trustees who is also an employee of the community college system of New Hampshire. The bill also limits trustees appointed after the effective date of this act to 2 consecutive terms.

Public and Municipal Affairs
March 2, 2016
2016-0883s
03/05

Amendment to SB 346-FN-LOCAL

Amend the bill by replacing sections 2-4 with the following:

2 Hours of Polling. Amend RSA 659:4 to read as follows:

659:4 Hours of Polling in Municipalities. At all state elections in towns and cities the polls shall open ***as deemed appropriate, but*** not later than ~~[11 o'clock in the morning and shall close not earlier than 7]~~ ***noon and noon and all polls shall close at 8*** o'clock in the evening. In cities, the city council shall determine the polling hours no later than 30 days prior to a state election.

3 Change of Polling Hours in Towns. Amend RSA 659:4-a, I to read as follows:

I. At any annual town meeting, any town may vote to place a question on the state election ballot to change the hours at which polls shall open, provided that the polls shall not open later than ~~[11 o'clock in the morning and shall not close earlier than 7]~~ ***noon and shall close at 8*** o'clock in the evening. Such vote shall be under an article inserted into the warrant pursuant to RSA 39:3. The wording of the question shall be as follows:

"Polling hours in the town of _____ (name of town) are now _____ (hour at which polls now open) to _____ (hour at which polls now close). Shall we place a question on the state election ballot to change polling hours so that polls shall open at _____ (proposed hour at which polls would open) and close at _____ (proposed hour at which polls would close) for all regular state elections beginning _____ (next state election)?"

4 Change of Polling Hours in Towns. Amend RSA 659:4-a, III to read as follows:

III. In a town with a town council as the legislative body, the town council may vote to place a question on the state election ballot to change the hours at which polls shall open, provided that the polls shall not open later than ~~[11 o'clock in the morning and shall not close earlier than 7]~~ ***noon and shall close at 8*** o'clock in the evening. The governing body shall notify the secretary of state of the question to be placed on the ballot in accordance with the requirements of paragraph II.

Senate Transportation
March 1, 2016
2016-0836s
03/09

Amendment to SB 358

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

1 New Paragraph; Mobile Electronic Device Prohibition; Navigation. Amend RSA 265:79-c by inserting after paragraph IV the following new paragraph:

V. Nothing in this section shall prohibit a driver, regardless of age, from receiving aural routing information from a hands-free global positioning device or navigation service; or receiving turn-by-turn routing information from the screen of a global positioning device or navigation service that is integrated into the vehicle or mounted on the dashboard, windshield, or visor of the vehicle.

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

Senate Transportation
March 1, 2016
2016-0834s
10/04

Amendment to SB 363

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

AN ACT relative to the definition of owner of an OHRV or snowmobile.

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

1 OHRVs; Definition; Owner. Amend RSA 215-A:1, IX to read as follows:

IX. "Owner" means any person~~[-other than a lienholder, having title to]~~ ***having exclusive right to the use of*** an OHRV.

2 Snowmobiles; Definition; Owner. Amend RSA 215-C:1, X to read as follows:

X. "Owner" means any person~~[-other than a lienholder, having title to]~~ ***having exclusive right to the use of*** a snowmobile.

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

2016-0834s

AMENDED ANALYSIS

This bill clarifies that the owner of an off highway recreational vehicle or snowmobile is the person who has exclusive right to the use of the vehicle.

Energy and Natural Resources
March 2, 2016
2016-0867s
04/10

Amendment to SB 383

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

1 New Subdivision; Multi-use Statewide Trail System; Commission to Study the Importance of Hiking Trails, Trail Maintenance, and New Hampshire's Trail Network. Amend RSA 216-F by inserting after section 6 the following new subdivision:

Commission to Study the Importance of Hiking Trails, Trail Maintenance,
and New Hampshire's Trail Network

216-F:7 Commission Established; Membership.

I. There is established a commission to study The members of the commission shall be as follows:

- (a) One member of the senate, appointed by the president of the senate.
- (b) One member of the house of representatives, appointed by the speaker of the house of representatives.
- (c) The director of the department of resources and economic development, division of state parks, or designee.
- (d) One representative from the Appalachian Mountain Club, appointed by the club.
- (e) One representative from The Wonalancet Outdoor Club, appointed by the club.

(f) One representative from the Dartmouth Outdoor Program/Dartmouth Outing Club, appointed by that organization.

(g) One representative from the Randolph Mountain Club, appointed by the club.

(h) One representative from Trailwrights, appointed by the organization.

(i) One member representing the interests of the White Mountain National Forest, appointed by the administrator of the White Mountain National Forest.

(j) One member from the Cardigan Highlanders Volunteer Trail Crew, appointed by that organization.

(k) One member from the Monadnock-Sunapee Greenway Trail Club, appointed by that organization.

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:

(a) Study the importance of hiking trails, trail maintenance, and how various groups might better work together on maintenance and repair of New Hampshire's trail network.

(b) Understand the scope of the trail system in New Hampshire and the role of trail maintenance groups.

(c) Create a list of who maintains which trails and which trails are not maintained by any organized group.

(d) Examine the historical management of trails in New Hampshire.

(e) Create strategic recommendations for a more sustainable trail network in New Hampshire.

(f) Examine the cost and volunteer efforts required in maintaining these trails as well as liability protections for trail maintainers.

(g) Solicit the opinions of volunteer trail maintainers.

(h) Study the economic impact of trails in the state of New Hampshire.

(i) Make recommendations for creating a sustainable model for trail management while accommodating the growing use of the trails.

(j) Research additional funding sources that could enhance trail maintenance in New Hampshire.

(k) Solicit the advice of educational institutions which may want to be involved in trail maintenance and or trail maintenance research.

IV. The members of the 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.

V. The commission 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, 2017.

2 Repeal. RSA 216-F:7, relative to the commission to study the importance of hiking trails, trail maintenance, and New Hampshire's trail network, is repealed.

3 Effective Date.

I. Section 2 of this act shall take effect November 1, 2017.

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

Energy and Natural Resources

February 29, 2016

2016-0871s

06/09

Amendment to SB 386

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

1 New Subparagraph; Electric Renewable Energy Classes. Amend RSA 362-F:4, I by inserting after subparagraph (l) the following new subparagraph:

(m) The production of biodiesel, as defined in RSA 362-A:1-a, I-b, by any facility in New Hampshire, may be used to meet no more than 1/8 of a provider's non-thermal class I requirements in any given year under RSA 362-F:3, provided all applicable air emission and water discharge standards are met by the facility producing the biodiesel, the facility producing the biodiesel can document the sale of the biodiesel into the thermal energy market, and there is documentation of end-user efficiency rating, or where such documentation is not practicable, assuming the average end-user efficiency rating by customer class.

2 New Paragraph; Electric Renewable Portfolio Standard; Rulemaking. Amend RSA 362-F:13 by inserting after paragraph VI-a the following new paragraph:

VI-b. Establish procedures for the metering, verification, and reporting of useful thermal energy output for producers of biodiesel no later than December 31, 2017.

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

Senate Executive Departments and Administration

March 2, 2016

2016-0855s

10/05

Amendment to SB 424-FN

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

AN ACT relative to transition provisions for licensure of master licensed alcohol and drug counselors, and establishing a committee to study licensure of alcohol and drug counselors.

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

1 Transition Provisions; 2010 Act; Master Licensed Alcohol and Drug Counselors. Amend 2010, 294:24 to read as follows:

249:24 Transition Provisions; MLADC.

I. An individual who obtained a license as a MLADC prior to ~~[the effective date of this act]~~ **September 4, 2010**:

(a) Shall, in the event that his/her masters degree is less than a 60 hour degree, have [5] **10** years from ~~[the effective date of this act]~~ **September 4, 2010** to satisfactorily complete the necessary additional hours of course work in co-occurring disorders pursuant to standards established by the board pursuant to paragraph VI; and

(b) Shall, in the event that he or she does not hold a current license issued by the board of mental health practice, have [5] **10** years from ~~[the effective date of this act]~~ **September 4, 2010** to either:

(1) Obtain a license issued by the board of mental health practice; or

(2) Pass the examination approved by the board of licensing for alcohol and other drug use professionals to demonstrate competence in providing co-occurring disorder treatment within the context of substance use counseling.

II. An individual subject to paragraph I shall, prior to his or her completion of the requirements set forth in paragraph I, conduct his or her practice as an MLADC in full compliance with RSA 330-C: 10.

III. An individual subject to the requirements of this section shall notify the board in writing that he or she has completed the requirements in paragraph I.

IV. In the event that an individual subject to the requirements of this section does not satisfy the requirements of this section within [5] **10** years after ~~[the effective date of this act]~~ **September 4, 2010**, the board shall not renew the individual's MLADC license but shall, if the individual meets all the requirements for licensure as a LADC, issue a LADC license to the individual.

V. An individual who received his or her MLADC license pursuant to the independent practice provisions of 2008, 189:2, and to whom the board issues a LADC license pursuant to paragraph IV of this section shall be permitted to continue to engage in independent practice upon participating in peer collaboration requirements as required by the board and all continuing education requirements for licensure as a licensed alcohol and drug counselor.

VI. The board of licensing for alcohol and other drug use professionals may adopt rules pursuant to RSA 541-A as necessary to implement this section.

2 Committee to Study Licensure of Alcohol and Drug Counselors Established.

I. There is established a committee to study licensure of alcohol and drug counselors.

II. The members of the committee shall be as follows:

(a) One member of the senate, who shall be a member of the executive departments and administration committee, appointed by the president of the senate.

(b) Two members of the house of representatives, who shall be members of the executive departments and administration committee, appointed by the speaker of the house of representatives.

III. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

IV. The committee shall:

(a) Study the licensure of alcohol and drug counselors under RSA 330-C.

(b) Make recommendations on the addition of other levels of licensure and/or certification of alcohol and drug counselors in New Hampshire.

(c) Make recommendations concerning the structure of the board of licensing for alcohol and other drug use professionals in RSA 330-C.

V. 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.

VI. 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, 2016.

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

2016-0855s

AMENDED ANALYSIS

This bill extends from 5 years to 10 years the 2010 transition provisions for licensure of master licensed alcohol and drug counselors. The bill also establishes a committee to study the licensure of alcohol and drug counselors.

Commerce

March 2, 2016

2016-0850s

01/05

Amendment to SB 449

Amend RSA 281-A:40 as inserted by section 1 of the bill by replacing it with the following:

281-A:40 Memorandum of Payment. An employer or the employer's insurance carrier shall make payment of compensation in the amount and manner provided by this chapter. ***Payment shall be made by direct deposit 6 weeks from the date of disability if the injured worker elects this payment method. The employer or the employer's insurance carrier shall notify the injured worker in writing of his or her right to payment by direct deposit. If no election is made, payment shall be made by paper check mailed to the injured worker.*** The employer shall file memoranda of [such] payments with the commissioner in accordance with rules adopted by the commissioner under RSA 281-A:60.

Senate Judiciary

March 1, 2016

2016-0823s

04/09

Amendment to SB 465-FN

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

AN ACT relative to the nonconsensual dissemination of private sexual images.

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

1 New Section; Breaches of the Peace and Related Offenses; Nonconsensual Dissemination of Private Sexual Images. Amend RSA 644 by inserting after section 9 the following new section:

644:9-a Nonconsensual Dissemination of Private Sexual Images.

I. In this section:

(a) "Disseminate" means to import, publish, produce, print, manufacture, distribute, sell, lease, exhibit, or display.

(b) "Image" means a photograph, film, videotape, or digital image or recording.

(c) "Intimate parts" means the fully unclothed, partially unclothed, or transparently clothed genitals, pubic area, or anus, or, if the person is female, a partially or fully exposed nipple, including exposure through transparent clothing.

(d) "Sexual act" means sexual penetration, masturbation, or sexual activity.

(e) "Sexual activity" means any:

(1) Knowing touching or fondling by any person, either directly or through clothing, of the sex organs, anus, or breast of that person, or another person, or animal; or

(2) Any transfer or transmission of semen upon any part of the clothed or unclothed body of a person; or

(3) An act of urination within a sexual context; or

(4) Any bondage, fetter, or sadism masochism; or

(5) Sadoomasochism abuse in any sexual context.

II. A person commits nonconsensual dissemination of private sexual images when he or she:

(a) Purposely, and with the intent to harass, intimidate, threaten, or coerce the depicted person, disseminates an image of such person:

(1) Who is identifiable from the image itself or information displayed in connection with the image; and

(2) Who is engaged in a sexual act or whose intimate parts are exposed, in whole or in part; and

(b) Obtains the image under circumstances in which a reasonable person would know or understand that the person in the image intended that the image was to remain private; and

(c) Knows or should have known that the person in the image has not consented to the dissemination.

III. The intentional dissemination of an image of another identifiable person who is engaged in a sexual act or whose intimate parts are exposed is exempt from the provision of this section:

(a) When the dissemination is made for the purpose of a criminal investigation that is otherwise lawful.

(b) When the dissemination is for the purpose of, or in connection with, the reporting of unlawful conduct.

(c) When the images involve voluntary exposure in public or commercial settings.

(d) When the dissemination serves a lawful public purpose.

(e) When the dissemination is done in compliance with a subpoena or court order.

IV. Nothing in this section shall be construed to impose liability upon the following entities solely as a result of content or information provided by another person:

(a) An interactive computer service, as defined in 47 U.S.C. section 230(f)(2);

(b) A provider of public cellular or mobile services or private radio services; or

(c) A telecommunications network or broadband provider.

V. Any property used in committing, or facilitating the commission of, any offense under this section shall be subject to forfeiture.

VI. Any person who violates the provisions of this section shall be guilty of a class B felony.

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

Commerce
March 2, 2016
2016-0864s
01/09

Amendment to SB 488-FN-LOCAL

Amend the bill by deleting section 1 and renumbering the original sections 2-5 to read as 1-4, respectively.

Amend the introductory paragraph of RSA 354-A:2, XIV-c as inserted by section 1 of the bill by replacing it with the following:

XIV-c. "Reasonable accommodation," for the purposes of RSA 354-A:7, VIII shall include, but not be limited to: more frequent or longer breaks, time off to recover from childbirth, acquisition or modification of equipment, seating, temporary transfer to a less strenuous or hazardous position, job restructuring, light duty, necessary break time and private, sanitary, non-bathroom space for expressing breast milk, assistance with manual labor, or modified work schedules; provided that:

Amend RSA 354-A:2, XIV-f as inserted by section 1 of the bill by replacing it with the following:

~~[XIV-d.]~~ ***XIV-f.*** "Undue hardship" means an action requiring significant difficulty or expense, when considered in light of the factors set forth in this paragraph. In determining whether an accommodation would impose an undue hardship on an employer, factors to be considered include:

- (a) The nature and cost of the accommodation needed under this chapter.
- (b) The overall financial resources of the facility involved in the provision of the reasonable accommodation; the number of persons employed at such facility; the effect on expenses and resources, or the impact otherwise of such accommodation upon the operation of the facility.
- (c) The overall financial resources of the employer; the overall size of the business of an employer with respect to the number of its employees; and the number, type, and location of its facilities.
- (d) The type of operation or operations of the employer, including the composition, structure, and functions of the workforce of such employer; the geographic separateness, administrative, or fiscal relationship of the facility in question to the employer.

Amend RSA 354-A:7, VIII (c) as inserted by section 3 of the bill by replacing it with the following:

(c)(1) An employer shall provide written notice of the right to be free from discrimination in relation to pregnancy, childbirth, or a related medical condition, including the right to reasonable accommodations for any condition of an employee related to pregnancy, childbirth, or a related medical condition, pursuant to this paragraph to:

- (A) New employees at the commencement of employment.
 - (B) Existing employees within 120 days after the effective date of this paragraph.
 - (C) Any employee who notifies the employer of her pregnancy within 10 days of such notification.
- (2) Such notice shall be conspicuously posted at an employer's place of business in an area accessible to employees.
- (3) The commission may develop courses of instruction and conduct ongoing public education efforts as necessary to inform employers, employees, employment agencies, and job applicants about their rights and responsibilities under this paragraph.
- (d) Nothing in this paragraph shall be construed to preempt, limit, diminish, or otherwise affect any other provision of law relating to sex discrimination or pregnancy, or in any way to diminish the coverage for pregnancy, childbirth, or a condition related to pregnancy or childbirth under any other provision of this chapter, including RSA 354-A:7, VI(b) and (c).

Energy and Natural Resources
 March 2, 2016
 2016-0868s
 10/04

Amendment to SB 489

Amend the bill by replacing section 1 with the following:

1 Stirling Engine System; Demonstration Project; State Building.

I. The office of energy and planning and the department of administrative services shall identify a state building or facility that would be a suitable candidate for a demonstration project for installation of a Stirling engine system to provide electricity and/or heating needs for that building or facility.

II. The goal of the demonstration project will be to ascertain the reliability, commercial viability, and cost effectiveness of supplying electricity and/or heat to a state-owned building using a Stirling engine system, provided that the project shall not increase the energy or heating costs of operating a state building for the period of the demonstration project.

III. The director of the office of energy and planning, in coordination with the commissioner of administrative services, shall enter into a contract, in accordance with RSA 21-I, for the demonstration project to be undertaken by a willing provider of a Stirling engine system. Any such contract that requires changes to the infrastructure of the state building would be at the expense of the provider of the Stirling engine system. The state of New Hampshire shall negotiate a contract that results in reimbursing the provider of the Stirling engine technology for electricity and/or cost of heat provided at no more than the cost of the electricity and/or heat based on the current market rate, or the rate under any state contract for energy, whichever is lower. At the end of the demonstration project, the department of administrative services may retain any equipment provided it is in the best interest of the efficient operation of the building. If the department does not wish to retain the equipment, the provider shall remove the equipment at no expense to the state.

IV. The office of energy and planning and the department of administrative services shall prepare a report to the governor, the senate president, the speaker of the house of representatives, and the chairman of the public utilities commission presenting the results of any demonstration project no later than 6 months after the end of the project, or within 6 months after a year of data is available, whichever is sooner. The report shall include any recommendations related to future use of Stirling engine technology if appropriate.

2016-0868s

AMENDED ANALYSIS

This bill requires the office of energy and planning and the department of administrative services to undertake a demonstration project for the use of a Stirling engine system to provide electricity and/or heat to a state building.

Public and Municipal Affairs
 March 2, 2016
 2016-0884s
 03/05

Amendment to SB 507-FN

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

1 New Section; Online Voter Registration. Amend RSA 654 by inserting after section 7-c the following new section:

654:7-d Online Voter Registration.

I. Beginning July 1, 2018, a person may register to vote by submitting an online voter registration application in accordance with this section.

II. The secretary of state shall establish a secure Internet website to permit an applicant to:

(a) Submit an online voter registration form.

(b) Submit information necessary to establish an applicant's qualifications to vote, pursuant to RSA 654:12.

(c) Swear to the oath required by RSA 654:7.

III. The secretary of state shall establish appropriate technological security measures, including use of a unique identifier for each applicant, to prevent unauthorized persons from altering a voter's registration information.

IV.(a) No person without an identification issued by the New Hampshire department of safety, division of motor vehicles shall be able to register through the online voter registration system.

(b) The department of safety, division of motor vehicles shall provide the online voter registration application system all information necessary to effectuate the provisions of this section.

(c) The online voter registration application form shall require a valid electronic mail address for the voter in order to complete the online voter registration application.

(d) The online voter registration application system shall include a disclaimer to the applicant of possible criminal liability pursuant to paragraph XI.

V.(a) The online voter registration application system shall compare the New Hampshire driver's license number or New Hampshire nondriver's picture identification number submitted pursuant to this section with information maintained by the department of safety, division of motor vehicles, to confirm that the name and date of birth on the application are consistent with the records of the department of safety, division of motor vehicles.

(b) If the applicant's name and date of birth are consistent with the records of the department of safety, division of motor vehicles, the online voter registration application system shall transmit, using the statewide centralized voter registration database maintained pursuant to RSA 654:45, the applicant's submission, including the digital signature of the applicant, to the appropriate supervisors of the checklist to add the applicant's name to the checklist. The applicant's digital signature shall satisfy the signature requirement of RSA 654:7, IV. The applicant shall be required to submit an original signature to the supervisors of the checklist prior to voting in the first election after registering online. An online registrant shall not be eligible to receive an absentee ballot until his or her original signature is on file with the supervisors of the checklist.

(c) If the applicant's name, last 4 digits of his or her social security number, citizenship, legal and/or physical mailing addresses, and date of birth cannot be verified by the records of the department of safety, division of motor vehicles, or the applicant indicated that he or she has not been issued a New Hampshire driver's license or New Hampshire nondriver's picture identification card, the online voter registration application system shall notify the applicant by electronic mail that his or her online voter registration was ineffective and inform the applicant of alternative methods of registration.

VI. Upon submission of a completed online voter registration application, the website shall generate an electronic confirmation that the supervisors of the checklist have received the application and shall provide instructions regarding the ability of an applicant to check the status of the application. Once the supervisors of the checklist have added the applicant to the checklist, the applicant shall be notified by electronic mail, including information about where the applicant is registered to vote.

VII. Except as otherwise provided in this section, the supervisor of elections shall process the application pursuant to RSA 654:13.

VIII. If a person submits an application pursuant to the provisions of this section after the 10th day before an election, the applicant shall not be added to the checklist until the day after the election. The supervisors of the checklist may contact such applicant, either by telephone or mail, in order to inform the applicant of the effect of the late-received application and the ability of the person to register in person on election day.

IX. The online voter registration system shall conform to nationally accepted standards for accessibility for individuals with disabilities such as section 508 of the Rehabilitation Act of 1973, section 255 of the Communications Act, and the Web Content Accessibility Guidelines of the World Wide Web Consortium to ensure equal access to voters with disabilities.

X. With the exception of the requirement that no person without an identification issued by the New Hampshire department of safety, division of motor vehicles shall be able to register, no legal distinction shall be made between online registration under this section and registration in person, by mail, or other methods provided by general law.

XI. A person using the online voter registration application system to register to vote using any name other than his or her own shall be considered to have violated RSA 659:34.

2 Centralized Voter Registration Database. Amend RSA 654:45, I to read as follows:

I. The secretary of state is authorized to plan, develop, equip, establish, site, and maintain a statewide centralized voter registration database and communications system, hereinafter referred to as the voter database, connecting users throughout the state. The voter database shall include the current information on the voter registration forms, the accepted absentee ballot applications, the voter checklists, and voter actions as recorded on the marked checklist maintained by each city, ward, and town in the state, ***including in accordance with the provisions and authority in RSA 654:7-d.***

3 Funding of Implementation. The department of state shall fund the implementation of this act when general fund appropriations are made for that purpose to the department of state.

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

Public and Municipal Affairs
February 24, 2016
2016-0703s
03/04

Amendment to SB 509-FN

Amend RSA 654:7, IV(b)-(c) as inserted by section 1 of the bill by replacing it with the following:

(b) The secretary of state shall prescribe the form of the voter registration form to be used for voter registrations, ***transfers, or updates*** other than those at the polling place on the date of a state general election, which shall be in substantially the following form:

___ ***NEW REGISTRATION I am not registered to vote in New Hampshire***

___ ***TRANSFER I am registered to vote in New Hampshire and have moved my voting domicile to a new town or ward in New Hampshire***

___ ***NAME CHANGE/ADDRESS UPDATE I am registered to vote in this town/ward and have changed my name/address***

Date _____

VOTER REGISTRATION FORM

(Please print or type)

1. Name _____
Last (suffix) First Full Middle Name

2. Domicile Address _____
Street Ward Number

Town or City Zip Code

3. Mailing Address if different than in 2 _____
Street

Town or City Zip Code

4. Place and Date of Birth _____
Town or City State

Date _____

5. Are you a citizen of the United States? Yes ____ No ____

If a naturalized citizen, give name of court where and date when naturalized _____

6. Place last registered to vote _____

Street	Ward Number
--------	-------------

7. Name under which previously registered, if different from above

8. Party Affiliation (if any)

9. Driver's License Number _____ State _____

If you do not have a valid driver's license, provide the last four digits of your social security number _____

My name is _____. I am today registering to vote in the
city/town of _____, New Hampshire. ***If a city,***
ward number _____.

I understand that to vote in this [city/town] **ward/town**, I must be at least 18 years of age, I must be a United States citizen, and I must be domiciled in this [city/town] **ward/town**.

I understand that a person can claim only one state and one city/town as his or her domicile at a time. A domicile is that place, to which upon temporary absence, a person has the intention of returning. By registering or voting today, I am acknowledging that I am not domiciled or voting in any other state or any other city/town.

[In declaring New Hampshire as my domicile, I am subject to the laws of the state of New Hampshire which apply to all residents, including laws requiring a driver to register a motor vehicle and apply for a New Hampshire's driver's license within 60 days of becoming a resident.]

In declaring New Hampshire as my domicile, I realize that I am not qualified to vote in the state or federal elections in another state.

If I have any questions as to whether I am entitled to vote in this city/town, I am aware that a supervisor of the checklist is available to address my questions or concerns.

I acknowledge that I have read and understand the above qualifications for voting and do hereby swear, under the penalties for voting fraud set forth below, that I am qualified to vote in the above-stated city/town, and, if registering on election day, that I have not voted and will not vote at any other polling place this election.

Date _____

Signature of Applicant

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

(c) The secretary of state shall prescribe the form of the voter registration form to be used only for voter registrations, ***transfers, or updates*** at the polling place on the date of a state general election, which shall be in substantially the following form:

NEW REGISTRATION I am not registered to vote in New Hampshire

TRANSFER I am registered to vote in New Hampshire and have moved my voting domicile to a new town or ward in New Hampshire

NAME CHANGE/ADDRESS UPDATE *I am registered to vote in this town/ward and have changed my name/address*

Date _____

VOTER REGISTRATION FORM

FOR USE AT THE POLLING PLACE ON THE DATE OF THE STATE GENERAL ELECTION

(Please print or type)

1. Name		
Last	(suffix) First	Full Middle Name

3. Mailing Address if different than in 2 _____ Street

4. Place and Date of Birth _____
Town or City State

If a naturalized citizen, give name of court where and date when naturalized _____

6. Place last registered to vote _____
 Street Ward Number

8. Party Affiliation (if any) _____

9. Driver's License Number _____ State _____

If you do not have a valid driver's license, provide the last four digits of your social security number _____

My name is _____. I am today registering to vote in the city/town of _____, New Hampshire. ***If a city, ward number*** _____.

I understand that to vote in this [city/town] **ward/town**, I must be at least 18 years of age, I must be a United States citizen, and I must be domiciled in this [city/town] **ward/town**.

I understand that a person can claim only one state and one city/town as his or her domicile at a time. A domicile is that place, to which upon temporary absence, a person has the intention of returning. By registering or voting today, I am acknowledging that I am not domiciled or voting in any other state or any other city/town.

[In declaring New Hampshire as my domicile, I am subject to the laws of the state of New Hampshire which apply to all residents, including laws requiring a driver to register a motor vehicle and apply for a New Hampshire's driver's license within 60 days of becoming a resident.]

In declaring New Hampshire as my domicile, I realize that I am not qualified to vote in the state or federal elections in another state.

If I have any questions as to whether I am entitled to vote in this city/town, I am aware that a supervisor of the checklist is available to address my questions or concerns.

I acknowledge that I have read and understand the above qualifications for voting and do hereby swear, under the penalties for voting fraud set forth below, that I am qualified to vote in the above-stated city/town, and, if registering on election day, that I have not voted and will not vote at any other polling place this election.

Date _____

Signature of Applicant

If this form is used in place of proof of identity, age, citizenship, or domicile, I hereby swear that such information is true and accurate to the best of my knowledge.

This form was executed for purposes of proving (applicant shall circle yes or no and initial each item):

Identity	yes/no	_____
		(initials)
Citizenship	yes/no	_____
		(initials)
Age	yes/no	_____
		(initials)
Domicile	yes/no	_____
		(initials)

Applicant

Election Official

Notary Public/Justice of the Peace/Official Authorized by RSA 659:30

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

Commerce
March 2, 2016
2016-0852s
01/05

Amendment to SB 523-FN

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

AN ACT relative to the controlled drug prescription health and safety program and establishing a commission to study requiring controlled drugs and controlled drug analogs to be sold in tamper-proof form.

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

1 Controlled Drug Prescription Health and Safety Program; Definitions. Amend RSA 318-B:31, VI to read as follows:

VI. "Practitioner" means a physician, dentist, podiatrist, veterinarian, pharmacist, APRN, physician assistant, ***naturopath***, or other person licensed or otherwise permitted to prescribe, dispense, or administer a controlled substance in the course of licensed professional practice. ***"Practitioner" shall also include practitioners with a federal license to prescribe or administer a controlled substance.***

2 New Sections; Opioid Agreements; Commission to Study Requiring Controlled Drugs and Controlled Drug Analogs to be Sold in Tamper-Proof Form. Amend RSA 318-B by inserting after section 40 the following new sections:

318-B:41 Opioid Agreements Required. A practitioner and his or her patient shall enter into an opioid treatment agreement if the patient is using opioids for more than 90 days within any 6-month period. The agreement shall include, but not be limited to:

I. The medical basis for the use of opioids.

II. A statement of the risks and potential side effects of long-term use of opioids.

III. The patient's agreement to seek opioids only from the practitioner with whom the agreement is made and to not share the medication with others.

IV. The name of the single pharmacy at which the prescription will be filled.

V. The patient's agreement to forego opioids not included in the pain management agreement.

VI. Permission for the practitioner to conduct random drug tests to verify the proper use of the opioid prescription.

VII. A statement of the consequences of violating the agreement, including that if the patient breaches the agreement, the practitioner may stop prescribing the pain-control medicines or terminate the practitioner-patient relationship.

VIII. Any other provisions to which the patient and the practitioner agree.

318-B:42 Commission Established; Membership; Duties.

I. There is established a commission to study requiring controlled drugs and controlled drug analogs to be sold in tamper-proof form.

(a) The members of the commission shall be as follows:

- (1) One member of the senate, appointed by the president of the senate.
- (2) One member of the house of representatives, appointed by the speaker of the house of representatives.
- (3) The commissioner of the department of health and human services, or designee.
- (4) A pharmacist, appointed by the board.
- (5) Two licensed physicians, one of whom shall specialize in pain medicine, appointed by the board of medicine.
- (6) A representative of a drug manufacturer, appointed by the governor.
- (7) A representative of an insurance company, appointed by the governor.

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

II.(a) The commission shall study requiring controlled drugs and controlled drug analogs to be sold in tamper-proof form. The commission's study shall include, but not be limited to:

- (1) The cost effectiveness of requiring such drugs to be sold in tamper-proof form.
- (2) Whether the tamper-proof forms of the drugs work.
- (3) Whether the tamper-proof forms of such drugs are readily available.
- (4) The effect of requiring such drugs to be sold in tamper-proof forms will have on insurance premiums.

(b) The commission shall solicit information from any person or entity the commission deems relevant to its study.

III. The members of the 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. Five members of the commission shall constitute a quorum.

IV. The commission shall make a report on or before November 1, 2016 indicating 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.

3 Repeal. RSA 318-B:42, relative to a commission to study requiring controlled drugs and controlled drug analogs to be sold in tamper-proof form, is repealed.

4 Effective Date.

I. Section 3 of this act shall take effect November 1, 2016.

II. RSA 318-B:42 as inserted by section 2 of this act shall take effect upon its passage.

III. The remainder of this act shall take effect January 1, 2017.

2016-0852s

AMENDED ANALYSIS

This bill:

I. Adds naturopaths to the definition of practitioner for the purposes of the controlled drug prescription health and safety program.

II. Requires opioid agreements between prescribers and patients if the patient is using opioids for more than 90 days within any 6-month period.

III. Establishes a commission to study requiring controlled drugs and controlled drug analogs to be sold in tamper-proof form.

Health and Human Services
 March 2, 2016
 2016-0857s
 01/09

Amendment to SB 532-FN

Amend the bill by replacing all after section 2 with the following:

3 New Section; Prior Authorization for Substance Abuse Treatment. Amend RSA 415-A by inserting after section 6 the following new section:

415-A:7 Prior Authorization.

I. All policies issued or renewed after July 1, 2016 shall either:

(a) Provide coverage for medically necessary acute treatment services and medically necessary clinical stabilization services without prior authorization prior to obtaining such acute treatment services or clinical stabilization services for up to 72 hours; provided, that the facility shall provide the carrier notification of admission within 48 hours of the admission. Medical necessity shall be determined by the treating clinician; or

(b) Have a medical clinician or licensed alcohol and drug counselor available on a 24-hour hotline to provide a drug treatment assessment. If treatment is found to be a medical necessity by the clinician or counselor, prior authorization for services, such as acute treatment services or clinical stabilization services shall be granted within 12 hours of the initial call being made to the hotline.

II. If an insurance policy does not require prior authorization for acute treatment services or clinical stabilization services, subparagraphs I(a) and (b) shall not apply.

4 Repeal. The following are repealed:

I. RSA 415-A:1, I-a relative to acute treatment services.

II. RSA 415-A:1, I-cc, relative to clinical stabilization services.

III. RSA 415-A:7, relative to prior authorization for substance abuse treatment.

5 Effective Date.

I. Section 4 of this act shall take effect July 1, 2018.

II. The remainder of this act shall take effect 60 days after its passage.

2016-0857s

AMENDED ANALYSIS

This bill requires carriers to provide either coverage for medically necessary substance abuse treatment without prior authorization for a certain period of time or a 24 - hour hotline for assessment by a medical clinician or licensed alcohol and drug counselor.

Health and Human Services
 March 2, 2016
 2016-0859s
 05/10

Amendment to SB 537

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect January 1, 2017.

Health and Human Services
 March 2, 2016
 2016-0856s
 04/10

Amendment to SB 540-FN

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

AN ACT relative to the possession, use, or sale of kratom by any person under 18 years of age.

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

1 New Chapter; Kratom. Amend RSA by inserting after chapter 318-E the following new chapter:

CHAPTER 318-F

KRATOM

318-F:1 Acts Prohibited. It shall be unlawful for any person under 18 years of age to manufacture, possess, control, sell, purchase, prescribe, administer, transport, package or repack or possess with intent to manufacture, sell, dispense, administer, compound, package, or repack mitragynine or hydroxymitragynine, commonly known as kratom.

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

2016-0856s

AMENDED ANALYSIS

This bill makes the possession, sale, or use of kratom by any person under 18 years of age unlawful.

Senate Judiciary

March 1, 2016

2016-0824s

05/04

Amendment to SB 543-FN

Amend RSA 170-B:33 as inserted by section 1 of the bill by replacing it with the following:

170-B:33 Unlawful Placement of Child for Adoption. It shall be unlawful for a child's parent or legal guardian to knowingly place a child for adoption, or knowingly attempt to place a child for adoption through the use of a power of attorney or other legal document in this state unless such parent or legal guardian follows the procedures for adoption set out in this chapter. If a parent or legal guardian transfers physical custody of the child with the intent to permanently transfer physical and legal custody of the child to another and does not follow such procedures within 6 months of transferring physical custody of the child to another, he or she shall be deemed to have abandoned the child as described in RSA 170-C:5, I and shall be guilty of endangering the welfare of a child under RSA 639:3.

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect July 1, 2016.

Senate Transportation

March 3, 2016

2016-0904s

06/10

Amendment to SB 549-FN

Amend the bill by replacing section 1 with the following:

1 Purpose Statement. Public-private partnerships allow for the sharing of resources to finance, design, build, operate, and maintain intermodal transportation infrastructure projects and are especially effective when limited financial resources are available. Such partnerships provide for shared financial responsibilities between the private sector and a public agency. To accomplish that, a clear and succinct law needs to be implemented that considers our infrastructure requirements, delineates responsibilities and commitments, and identifies risks and rewards of both parties. Public-private partnership legislation is designed to address these issues in order to attract the needed investment to sustain and promote growth while maintaining our intermodal infrastructure.

Amend RSA 228:21, III as inserted by section 2 of the bill by replacing it with the following:

III. The commissioner, upon the approval of the governor and council following the procedure in RSA 228:4, I(d), may enter into agreements with private entities for design-build-finance-operate-maintain or design-build-operate-maintain services for intermodal infrastructure and transportation projects under RSA 228:107 through RSA 228:113.

Amend RSA 228:107 as inserted by section 3 of the bill by replacing it with the following:

228:107 Public-Private Partnership Infrastructure Oversight Commission Established. There is established a public-private partnership infrastructure oversight commission to consider and recommend to the

commissioner of transportation proposals and to approve or deny all requests for proposals for design-build-finance-operate-maintain or design-build-operate-maintain services and to act as an advisory board during the execution of a public-private partnership project.

Amend RSA 228:108, I and II as inserted by section 3 of the bill by replacing it with the following:

I. The commission established in RSA 228:107 shall have the following 9 members: the commissioner of the department of resources and economic development, or designee; 3 members who shall reside in different geographic regions of the state, to be appointed by the governor for terms of 2 years; 2 members to be appointed by the president of the senate for terms of 2 years; 2 members to be appointed by the speaker of the house of representatives for terms of 2 years; and one member to be appointed by the state treasurer, who shall not be an employee of the state treasurer, for a term of 2 years.

II. Each member of the commission shall be an expert with experience in the fields of transportation law, public policy, public finance, management consulting, transportation, or organizational change; provided, however, that one of the members appointed by the governor shall be an expert in the field of public finance, and one member appointed by the governor shall be an expert in the field of transportation. The governor shall appoint a chairperson from among the members. The members may be eligible for reappointment; provided, however, that no such member shall serve for more than 3 terms.

Amend RSA 228:109, VIII as inserted by section 3 of the bill by replacing it with the following:

VIII. Hold a minimum of 2 public hearings.

Senate Transportation
March 1, 2016
2016-0835s
03/09

Amendment to SB 550-FN

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

1 New Subparagraph; Vehicle Weight; Dump Trailer. Amend RSA 266:18-b, III by inserting after subparagraph (j) the following new subparagraph:

(k) For a combination of truck-tractor and dump trailer equipped with 6 axles or more, the gross weight shall not exceed 99,000 pounds if the distance between the extreme axles, excluding the steering axle, is 28 feet or more. If the distance between the extreme axles is less than 28 feet, the maximum weight shall be determined under subparagraph (e).

2 Effective Date. This act shall take effect June 30, 2016.

Senate Education
March 1, 2016
2016-0810s
04/05

Amendment to HB 1272-FN

Amend RSA 194-B:2, V as inserted by section 1 of the bill by replacing it with the following:

V. Attendance at a chartered public school for the purposes of transportation shall not constitute assignment under the provisions of RSA 189:6 and RSA 189:8. Pupils who reside in the school district in which the chartered public school is located shall be provided transportation to that school by the district on the same terms and conditions as provided for ~~in RSA 189:6 and RSA 189:8 and that transportation is provided to pupils attending other~~ **non-chartered** public schools ~~within that~~ **in the district and utilizing the same regular bus schedules and routes that are provided to pupils attending non-chartered public schools within that district.** ~~[However, any added costs for such transportation services shall be borne by the chartered public school.]~~

2016-0810s

AMENDED ANALYSIS

This bill provides that students attending a chartered public school shall be provided bus transportation to their school on the same terms and conditions provided for students attending non-chartered public schools. The bill also removes the requirement that a chartered public school is liable for additional costs for transporting students to a chartered public school within the student's school district.

HEARINGS

TUESDAY, MARCH 8, 2016

COMMERCE, Room 100, SH

Sen. Prescott (C), Sen. Bradley (VC), Sen. Cataldo, Sen. Soucy, Sen. Pierce

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

FINANCE, Room 103, SH

Sen. Forrester (C), Sen. Little (VC), Sen. Morse, Sen. Reagan, Sen. D'Allesandro, Sen. Hosmer

1:00 p.m. Agency Updates:
Fish and Game Department
Department of Health and Human Services: New Hampshire Community Mental Health Agreement

1:30 p.m. **SB 528-FN-A**, making an appropriation for supportive housing for persons with substance use disorders.
EXECUTIVE SESSION MAY FOLLOW

HEALTH AND HUMAN SERVICES, Room 101, LOB

Sen. Sanborn (C), Sen. Kelly (VC), Sen. Avard, Sen. Carson, Sen. Fuller Clark

1:00 p.m. **SB 431**, relative to the comprehensive health care information system.

1:20 p.m. **SB 439**, establishing a commission to study the shortage of nurses for pediatric home health services.

1:50 p.m. **HB 629-FN**, relative to induced termination of pregnancy statistics.

2:20 p.m. **HB 1193**, relative to the wellness and primary prevention council.
EXECUTIVE SESSION MAY FOLLOW

JUDICIARY, Room 100, SH

Sen. Carson (C), Sen. Cataldo (VC), Sen. Daniels, Sen. Lasky, Sen. Pierce

9:00 a.m. **SB 350**, establishing a moratorium on federal land acquisition pending a study by the department of resources and economic development.

9:10 a.m. **SB 382**, relative to the authority of a federal law enforcement officer to make arrests in New Hampshire.

9:30 a.m. **SB 402**, relative to procedures related to the disclosure of exculpatory evidence by police officers.

10:00 a.m. **SB 404**, relative to the burden of proof for a divorced parent's petition to relocate children of the marriage.

10:20 a.m. **SB 506**, clarifying who may adopt.

10:40 a.m. **SB 391**, relative to annulment of certain misdemeanor offenses.
EXECUTIVE SESSION MAY FOLLOW

TRANSPORTATION, Room 103, LOB

Sen. Stiles (C), Sen. Birdsell (VC), Sen. Daniels, Sen. Watters, Sen. Feltes

1:00 p.m. **SB 520-FN**, relative to the form of drivers' licenses and identification cards.

1:30 p.m. **HB 1616-FN**, relative to drivers' licenses and identification cards that are compliant with federal identification law.
EXECUTIVE SESSION MAY FOLLOW

RULES, ENROLLED BILLS AND INTERNAL AFFAIRS, Room 103, LOB

Sen. Prescott (C), Sen. Avard (VC), Sen. Bradley, Sen. Soucy, Sen. Fuller Clark

11:00 a.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

WEDNESDAY, MARCH 9, 2016

ENERGY AND NATURAL RESOURCES, Room 100, SH

Sen. Bradley (C), Sen. Little (VC), Sen. Sanborn, Sen. Fuller Clark, Sen. Feltes

9:00 a.m. **HB 499**, permitting New Hampshire farmers to sell farm-raised bison directly to the public.

9:15 a.m. **HB 500**, repealing the prohibition on the use of silencing devices for taking wildlife.

EXECUTIVE SESSION MAY FOLLOW

PUBLIC AND MUNICIPAL AFFAIRS, Room 102, LOB

Sen. Birdsell (C), Sen. Boutin (VC), Sen. Stiles, Sen. Lasky, Sen. Kelly

9:00 a.m. **SB 347**, enabling the state and municipalities to adopt laws and ordinances regulating attire on state and municipal property.

9:45 a.m. **SB 423**, relating to the right of 17-year olds to register to vote.

10:15 a.m. **SB 415**, relative to the standard of care for dogs outside.

EXECUTIVE SESSION MAY FOLLOW

MONDAY, MARCH 14, 2016

JUDICIARY, Room 100, SH

Sen. Carson (C), Sen. Cataldo (VC), Sen. Daniels, Sen. Lasky, Sen. Pierce

1:00 p.m. **SB 336**, relative to the qualifications for obtaining a license to carry a concealed pistol or revolver.

1:00 p.m. **HB 582-FN**, repealing the license requirement for carrying a concealed pistol or revolver.

2:00 p.m. **HB 512**, prohibiting confiscation of firearms, ammunition, or firearms accessories during a state of emergency.

EXECUTIVE SESSION MAY FOLLOW

TUESDAY, MARCH 15, 2016

JUDICIARY, Room 100, SH

Sen. Carson (C), Sen. Cataldo (VC), Sen. Daniels, Sen. Lasky, Sen. Pierce

9:00 a.m. **SB 337**, regarding the immunity of court-appointed special advocates.

9:20 a.m. **SB 341**, establishing a committee to study private guardianship in New Hampshire.

9:40 a.m. **SB 544**, establishing a committee to study funding options for the Internet crimes against children task force.

EXECUTIVE SESSION MAY FOLLOW

MEETINGS

MONDAY, MARCH 7, 2016

COMMISSION TO REVIEW AND CONSIDER ALCOHOLIC BEVERAGE MANUFACTURING PROCESSES AND RETAIL SALES AT MANUFACTURING FACILITIES (RSA 175:10)

10:00 a.m.	Room 306, LOB	Regular Meeting
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STATE COMMITTEE ON AGING (RSA 161-F:7, I)

10:00 a.m.	DHHS, Brown Building Room 232 129 Pleasant Street Concord, NH	Regular Meeting
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CHILDREN'S SAVINGS ACCOUNT PROGRAM COMMISSION (RSA 195-J:1)

1:00 p.m. Room 207, LOB Regular Meeting

JOINT LEGISLATIVE HISTORICAL COMMITTEE (RSA 17-I:1)

1:30 p.m. Room 100, SH Regular Meeting

TUESDAY, MARCH 8, 2016**OVERSIGHT COMMISSION ON MEDICAL COST TRANSPARENCY (RSA 400-A:67)**

9:00 a.m. Room 205, LOB Regular Meeting

FRIDAY, MARCH 11, 2016**ASSESSING STANDARDS BOARD (RSA 21-J:14-a)**

9:30 a.m. Room 304, LOB Regular Meeting

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

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

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

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

MONDAY, MARCH 14, 2016**OIL FUND DISBURSEMENT BOARD (RSA 146-D:4)**

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

ADVISORY COUNCIL ON CAREER AND TECHNICAL EDUCATION (RSA 188-E:10-b)

10:00 a.m. Room 101, LOB Regular Meeting

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

3:00 p.m. Room 103, SH Regular Meeting

THURSDAY, MARCH 17, 2016**HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)**

10:00 a.m. Room 104, LOB Subcommittee Work Session
on Food Services
Performance Audit Review

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

FRIDAY, MARCH 18, 2016**JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES (RSA 541-A:2)**

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

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

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

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

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

MONDAY, MARCH 21, 2016

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

9:00 a.m.	NH Veterans Home Tarr South Conference Room 139 Winter Street Tilton, NH	Regular Meeting
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INTERBRANCH CRIMINAL AND JUVENILE JUSTICE COUNCIL (RSA 651-E:2)

1:30 p.m.	Room 204, LOB	Regular Meeting
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THURSDAY, MARCH 31, 2016

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

10:00 a.m.	Room 104, LOB	Subcommittee Work Session on Food Services Performance Audit Review
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FRIDAY, APRIL 1, 2016

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

9:00 a.m.	Rooms 306-308, LOB	Continued Meeting
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FRIDAY, APRIL 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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TELECOMMUNICATIONS PLANNING AND DEVELOPMENT ADVISORY COMMITTEE (RSA 12-A:46)

10:00 a.m.	NH Department of Resources & Economic Development 172 Pembroke Road Concord, NH	Quarterly Meeting
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FRIDAY, APRIL 15, 2016

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

9:00 a.m.	Rooms 306-308, LOB	Regular Meeting
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THURSDAY, APRIL 21, 2016

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
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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 2015-2016 BILLS:

SENATE BILLS: 64, 127, 129, 138, 155, 157, 193, 203, 210, 227, 238, 239, 256, 265, 302, 319, 330, 332, 344, 356, 369, 376, 447, 461, 467, 483, 485, 494, 510, 522, 530, 532, 540, 549, 551, 552

HOUSE BILLS: 216, 353, 380, 521, 593, 628, 661

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

SENATE BILL: 144, 146, 265, 576

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NOTICES

FRIDAY, MARCH 4, 2016

All Senators are invited to take a tour of MakeIt Labs, 25 Crown Street in Nashua on Friday, March 4th at 9:30 a.m. New Hampshire's first and largest makerspace, this project was one of only 16 statewide to be selected for a \$250,000 grant by the Community Development Finance Authority of New Hampshire. Visit the state's first community-operated workshop where anyone can come to dream, learn and create with like-minded people.

Senator Jeanie L. Forrester
Senator Bette Lasky

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MONDAY, MARCH 7, 2016

The New Hampshire Department of Health and Human Services (DHHS) is holding a series of State-wide public information sessions to present how New Hampshire will implement the \$150 million Transformation or "DSRIP" waiver received from the Centers for Medicare and Medicaid Services. The waiver will help transform New Hampshire's behavioral health delivery system, improve care coordination, and expand capacity to provide mental health and substance use disorder services. Legislators, the public and other stakeholders are encouraged to attend. For more information about the Transformation waiver, please visit www.dhhs.nh.gov/section-1115-waiver/index.htm.

Senator Jeb Bradley, Senate Majority Leader

Informational Sessions:

March 7, 2016

Keene

6:00 pm - 8:00 pm
Historical Society of Cheshire County
246 Main Street
Keene, NH

March 9, 2016

Manchester

6:00 pm - 8:00 pm
Manchester City Hall
Alderman Chambers (3rd floor)
One City Hall Plaza
Manchester, NH

March 14, 2016

Berlin

6:00 pm - 8:00 pm
White Mountains Community College
2020 Riverside Drive
Berlin, NH

March 8, 2016

Meredith

6:00 pm - 8:00 pm
Inter-Lakes High School Library
1 Laker Lane
Meredith, NH 03253

March 10, 2016

Tilton

6:00 pm - 8:00 pm
NH Veteran's Home
139 Winter Street
Tilton, NH

March 15, 2016

Nashua

6:00 pm - 8:00 pm
Nashua Community College – Room 150
505 Amherst Street
Nashua, NH

March 16, 2016**Portsmouth**

6:00 pm - 8:00 pm

City Library Levenson Community Meeting Room

Portsmouth Public Library

175 Parrott Avenue

Portsmouth, NH

March 17, 2016**Littleton**

6:00 pm - 8:00 pm

Littleton Regional Healthcare - Taylor Caswell

Conference Center

600 St Johnsbury Road

Littleton, NH

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TUESDAY, MARCH 15, 2016

The American Red Cross cordially invites all legislative members and staff to the annual State House Complex Blood Drive. The blood drive will take place on Tuesday, March 15th from 9:00 a.m. to 3:00 p.m. The American Red Cross state of the art self-contained coach will be parked out in front of the State House for this event. Give blood and you could help save three lives. Appointments are strongly encouraged. To schedule an appointment, please call the State House Health Services, Ext. 2757. The Red Cross launched a new tool called RapidPass which allows you to do the 40 appointment questions online @ redcrossblood.org/RapidPass and then print it and bring it with you to your appointment.

Senator Nancy F. Stiles

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THURSDAY, MARCH 17, 2016

The 38th Annual Bobby Stephen's St. Patrick's Day Scholarship Dinner Celebration will be held on March 17th at the Executive Court Banquet Facility in Manchester. The event begins at 5:00 p.m. and dinner will be served from 6:00 p.m. to 7:30 p.m. Tickets may be purchased at the door. For information, please call 603-860-2315.

Senator Lou D'Allesandro

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WEDNESDAY, MARCH 23, 2016

You are cordially invited to a Legislative Breakfast Buffet "Water's Worth It!" on Wednesday, March 23rd between 7:00 a.m. and 8:30 a.m. at the Holiday Inn on Main Street in Concord. The key note speakers will be WMUR TV's Meteorologist Hayley Lapoint, Peter Rice, Director of DPW for Portsmouth and NH DES Commissioner Tom Burack. Please RSVP to Elizabeth Harrington at nhwpca.elizabeth@gmail.com by March 13th.

Senator Martha Fuller Clark

WEDNESDAY, MARCH 23, 2016

The NH Oral Health Coalition invites all legislators to join us for our Annual Legislative Breakfast – "Banding Together for NH's Oral Health" on Wednesday, March 23rd from 7:30 a.m. to 9:00 a.m. in the NH State House Cafeteria. In addition to a hot breakfast, Coalition members statewide will provide displays and updated information on oral health priorities and access throughout the state. Please RSVP to: info@nhoralhealth.org or call 603-415-5550.

Senator Jeb Bradley, Senate Majority Leader

WEDNESDAY, MARCH 23, 2016

All legislators and staff are cordially invited to join the New Hampshire Automobile Dealers Association (NHADA) for a Legislative Crossover Reception on Wednesday, March 23rd at 3:30 p.m. (or following the end of the House session day) at the Grappone Conference Center, 70 Constitution Avenue, Concord. NHADA has historically hosted this event which offers legislators a wonderful opportunity to unwind and enjoy the company of fellow legislators and staff in a fun, social gathering.

Senator Nancy F. Stiles

Senator Andrew Hosmer

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WEDNESDAY, MARCH 30, 2016

Breathe New Hampshire invites all legislators and staff to attend a Breakfast Reception on Wednesday, March 30th from 8:00 a.m. to 9:30 a.m. in the State House Cafeteria. Stop by for a light breakfast, enter a raffle in celebration of our 100th anniversary and meet volunteers who are helping New Hampshire residents breathe better and live longer! Please RSVP to info@breathenh.org or by calling 603-669-2411.

Senator Lou D'Allesandro

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WEDNESDAY, APRIL 6, 2016

The New Hampshire Business Incubator Network (NHBIN) is hosting a Legislative Breakfast on Wednesday, April 6th from 8:00 a.m. to 9:30 a.m. in the State House cafeteria. For nearly two decades, business incubators across the state have provided early stage startups and small businesses with support, education, mentorship, co-working space and connections to resources and a network of entrepreneurs. Today New Hampshire is the proud home of five incubators: Alpha Loft, Dartmouth Regional Technology Center, Enterprise Center at Plymouth, Hannah Grimes Center, and Mt. Washington Valley Tech Village. Please join our incubator directors and member businesses at this reception to learn more about the critical role the NHBIN plays in creating jobs and growing our state's innovation economy. There will be a brief speaking program at 8:30 a.m. and a hot breakfast provided.

Senator Lou D'Allesandro

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WEDNESDAY, APRIL 20, 2016

The members of the National Association of Insurance and Financial Advisors (NAIFA) cordially invite all Senators, Representatives and staff to a reception in the State House cafeteria on Wednesday, April 20th from 7:30 a.m. to 9:30 a.m. where a breakfast will be served. NAIFA members 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 Jeff Woodburn, Senate Minority Leader

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SENATE SCHEDULE

Thursday, March 24, 2016	CROSSOVER – Deadline to ACT on all Senate bills.
Thursday, April 21, 2016	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 12, 2016	Deadline to ACT on all House bills.
Thursday, May 19, 2016	Deadline to FORM Committees of Conference.
Thursday, May 26, 2016	Deadline to SIGN Committee of Conference Reports.
Monday, May 30, 2016	Memorial Day (State Holiday)
Thursday, June 02, 2016	Deadline to ACT on Committee of Conference Reports.
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)