

March 14, 2019
No. 14

STATE OF NEW HAMPSHIRE

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First Year of the 166th Session of the
New Hampshire General Court

SENATE CALENDAR

**THE SENATE WILL MEET IN SESSION ON
THURSDAY, MARCH 21, 2019 AT 10:00 A.M.**

LAID ON THE TABLE

SB 83-FN-A, increasing funding for the New Hampshire innovation research center and making an appropriation therefor.**03/14/2019, Pending Motion OT3rdg, Finance, SJ 8**

SB 84-FN-A, making appropriations to the department of health and human services for homeless services expansion.**03/14/2019, Pending Motion OT3rdg, Finance, SJ 8**

SB 91, relative to the release of a defendant pending trial.**03/14/2019, Pending Motion Inexpedient to Legislate, Judiciary, SJ 8**

SB 107-FN, relative to extended foster care under the child protection act.**03/14/2019, Pending Motion OT3rdg, Finance, SJ 8**

SB 135-FN-A, relative to the rates of the business profits tax and the business enterprise tax.**03/14/2019, Pending Motion OT3rdg, Ways and Means, SJ 8**

SB 170-FN-A, making an appropriation to fund the cross border drug interdiction program.**03/14/2019, Pending Motion Inexpedient to Legislate, Finance, SJ 8**

SB 202-FN-A, establishing a stormwater management and flood resilience fund within the department of environmental services and making an appropriation to the fund.**03/14/2019, Pending Motion OT3rdg, Finance, SJ 8**

SB 265-FN-LOCAL, relative to maintaining stabilization grants at the current level.**03/07/2019, Pending Motion Refer to Finance Rule 4-5, Education and Workforce Development, SJ 7**

SB 277-FN-LOCAL, relative to grants to chartered public schools.**03/14/2019, Pending Motion Committee Amendment # 2019-0816s, Education and Workforce Development, SJ 8**

SB 280-FN-LOCAL, relative to the cost of an adequate education.**03/07/2019, Pending Motion Inexpedient to Legislate, Education and Workforce Development, SJ 7**

SB 301-FN-A-LOCAL, relative to the rates of the business profits tax and business enterprise tax, and relative to revenue sharing with cities and towns.**03/14/2019, Pending Motion OT3rdg, Ways and Means, SJ 8**

SB 303-FN, relative to state aid to school districts.**03/14/2019, Pending Motion OT3rdg, Finance, SJ 8**

SB 310-FN-A-LOCAL, relative to casino gambling.**03/07/2019, Pending Motion Inexpedient to Legislate, Finance, SJ 7**

SB 314-FN, relative to release of a defendant pending trial.**03/14/2019, Pending Motion Committee Amendment # 2019-0797s, Judiciary, SJ 8**

SB 317-FN, prohibiting sanctuary jurisdictions in New Hampshire.**03/14/2019, Pending Motion Committee Amendment # 2019-0794s, Judiciary, SJ 8**

CONSENT CALENDAR REPORTS

COMMERCE

SB 20, relative to notification requirements for employees, workplace inspections, and the youth employment law. Ought to Pass with Amendment, Vote 5-0.
Senator Cavanaugh for the committee.

This bill amends certain workplace notification; amends certain provisions of the youth employment law; amends the requirements for employer retention of hour and wage records; and establishes prima facie evidence of a violation of the youth employment laws. The amendment to this bill clarifies the hours and circumstances of employment for youth, thus preventing any possible abuses or violations of the law.

SB 42, declaring Old Hampshire Applejack the state spirit of New Hampshire.
Re-refer to Committee, Vote 5-0.
Senator French for the committee.

This bill designates Old Hampshire Applejack the state spirit of New Hampshire. By doing so, it potentially favors one business over others in the state. The committee felt that this legislation needs more time so interested stake holders can have their voices heard.

SB 64, relative to antifraud plans maintained by insurance companies.
Ought to Pass, Vote 5-0.
Senator Morgan for the committee.

This bill requires that insurance companies submit their written anti fraud plan to the commissioner of the Department of Insurance, upon request. By changing current law from mandatory to request the Insurance Department is no longer burdened with having to process and store these plans. Although it would no longer be mandatory for these companies to submit their plans, the companies still must create them and if needed, the Insurance department can request an anti fraud plan from a company.

EDUCATION AND WORKFORCE DEVELOPMENT

SB 138, relative to the degree granting authority of Signum University.

Ought to Pass, Vote 5-0.

Senator Starr for the committee.

This bill will authorize Signum University to grant degrees in this state. Signum is a new, nonprofit, and independent university with an innovative and completely online structure. They currently have one credit bearing program which is a Master's of Arts in Language and Literature and have been given approval by the NH Higher Education Commission.

ELECTION LAW AND MUNICIPAL AFFAIRS

SB 69, relative to short-term rentals.

Re-refer to Committee, Vote 5-0.

Senator Sherman for the committee.

Over the last several years municipalities have been struggling with how to accommodate the increase of short-term rentals into the life of their communities. This bill would define, and enable towns to license and regulate, short-term rentals. The prime sponsor and stake holders requested more time to amend some of the language in the bill in order to accommodate agreed upon suggestions.

SB 101, relative to procedures for county audits and recodifying provisions for performance and forensic audits.

Ought to Pass with Amendment, Vote 5-0.

Senator Birdsell for the committee.

This bill as amended clarifies procedures for county audits and recodifies the authority of a county convention to authorize a performance audit and a forensic audit and pay for them from a contingency fund. Additionally, the legislation makes clear that the county convention will receive a copy of the audit and the management representation letter with suggestions for compliance.

HEALTH AND HUMAN SERVICES

SB 32, reestablishing the commission to study greater transparency in pharmaceutical costs and drug rebate programs.

Inexpedient to Legislate, Vote 5-0.

Senator Fuller Clark for the committee.

The committee has closely followed legislation in the House which addresses the issue areas that are covered by the commission. The House is considering HB 656, which would establish a study commission that is very similar in scope to the one proposed in SB 32. For these reasons, the committee determined that this legislation is no longer necessary.

SB 33, relative to the therapeutic use of cannabis.

Ought to Pass with Amendment, Vote 5-0.

Senator Sherman for the committee.

This legislation will allow the department of health and human services to collect certain data concerning the therapeutic cannabis program. This data will be used to assess patient outcomes as well as what kind of cannabis is effective for certain conditions. Currently, the department can only use data to create the annual therapeutic cannabis program report. SB 33 as amended specifies that this data must be released in compliance with HIPAA standards. Additionally, no identifying information on patients may be used.

SB 179, relative to pharmacist administration of vaccines.

Re-refer to Committee, Vote 5-0.

Senator Chandley for the committee.

This legislation modifies the authority of pharmacists and pharmacist interns to administer the vaccines listed in the recommended adult immunization schedule by the Centers for Disease Control and Prevention to persons 18 and older. Since the NH statewide vaccine registry is not currently operational, the committee feels that re-referral is the appropriate course of action at this time.

SB 261, relative to grandparents' access to preventive and protective child care services.
Ought to Pass, Vote 5-0.
Senator Sherman for the committee.

This legislation ensures that child care is covered as a preventative and protective service that is available to grandparents who are the primary caretakers of a child. There was widespread support for this legislation at the public hearing. With the ongoing substance abuse crisis in our state, more grandparents are looking after children. SB 261 will ensure that they have the resources to care for these children and still be in a financially stable position.

JUDICIARY

SB 126, relative to competency evaluations for certain court proceedings.
Ought to Pass with Amendment, Vote 5-0.
Senator Chandley for the committee.

This bill is a request of the Department of Health and Human Services and makes minor changes to the procedure for determining a defendant's competency to stand trial and replaces references to "examiner" with "with qualified psychiatrist or psychologist" and "involuntary commitment" with "involuntary admission." The Committee amended the bill to clarify the language and to remove the section regarding court orders, which may have caused unintended consequences.

SB 128, relative to the court accreditation commission.
Ought to Pass, Vote 5-0.
Senator Carson for the committee.

This bill reduces the membership of the New Hampshire court accreditation commission and provides that one member shall be a circuit court justice. Enacting this change will reflect the fact that the probate and district courts have been consolidated within the circuit court.

SB 129, relative to misdemeanor cases filed in superior court.
Ought to Pass, Vote 5-0.
Senator Hennessey for the committee.

This bill is at the request of the Judicial Branch and adds a third exception to the presumption governing unclassified misdemeanors for a misdemeanor charge filed directly in superior court. Even though these misdemeanors are typically of a more serious nature, current statute automatically enters them as a class B offense in superior court. Enacting this bill will remove the onerous work of requiring prosecutors to file for changing them to a class A, while still allowing them the option to file them as a class B offense.

REGULAR CALENDAR REPORTS

COMMERCE

SB 10, establishing the state minimum hourly rate based on whether an employer offers paid sick days to an employee.
Ought to Pass with Amendment, Vote 3-2.
Senator Soucy for the committee.

SB 63, relative to sharing of insurer rebates with enrollees.
Ought to Pass, Vote 3-2.
Senator Morgan for the committee.

SB 98, clarifying the New Hampshire trust code.
Ought to Pass, Vote 5-0.
Senator Cavanaugh for the committee.

SB 145, relative to the organization of alternative treatment centers.
Ought to Pass with Amendment, Vote 3-2.
Senator Morgan for the committee.

SB 150, authorizing individuals and certain businesses to purchase health insurance from out-of-state companies.
Inexpedient to Legislate, Vote 3-2.
Senator Cavanaugh for the committee.

EDUCATION AND WORKFORCE DEVELOPMENT

SB 137, relative to the certification of school nurses.

Ought to Pass, Vote 4-1.

Senator Kahn for the committee.

ELECTION LAW AND MUNICIPAL AFFAIRS

SB 46, relative to qualifications of the inspectors of election.

Ought to Pass with Amendment, Vote 3-2.

Senator Morgan for the committee.

SB 66, relative to political contributions by candidates for certain offices.

Ought to Pass with Amendment, Vote 5-0.

Senator Birdsell for the committee.

SB 102, requiring disclosure of federal income tax returns by presidential and vice-presidential candidates.

Inexpedient to Legislate, Vote 4-1.

Senator Gray for the committee.

ENERGY AND NATURAL RESOURCES

SB 206, excluding the cost of lobbying and political activity from the rates of public utilities.

Ought to Pass, Vote 4-0.

Senator Feltes for the committee.

FINANCE

SB 88-FN, relative to registry identification cards under the use of cannabis for therapeutic purposes law.

Ought to Pass, Vote 4-0.

Senator Kahn for the committee.

SB 130-FN, establishing positions in the department of justice and the department of safety to work in the cold case homicide unit.

Ought to Pass, Vote 5-0.

Senator Rosenwald for the committee.

SB 161, relative to the definition of pet vendor, the transfer of animals, and establishing the position of accounting clerk in the department of agriculture, markets, and food.

Ought to Pass, Vote 4-1.

Senator Reagan for the committee.

SB 167-FN, establishing a clean energy resource procurement commission.

Ought to Pass, Vote 5-0.

Senator D'Allesandro for the committee.

SB 230-FN, requiring the attorney general to hire staff to supervise election law, campaign finance law, and lobbying matters.

Ought to Pass, Vote 3-2.

Senator Feltes for the committee.

SB 237-FN, relative to the office of cost containment.

Ought to Pass, Vote 5-0.

Senator Feltes for the committee.

SB 246-FN, relative to licensing of child daycare, residential care, and child-placing agencies.

Ought to Pass with Amendment, Vote 5-0.

Senator Rosenwald for the committee.

SB 247-FN-A, establishing a sunny day fund and grant program.

Ought to Pass with Amendment, Vote 5-0.

Senator Kahn for the committee.

SB 259-FN, expanding eligibility for Medicaid for employed adults with disabilities age 65 and over.

Ought to Pass, Vote 5-0.

Senator Rosenwald for the committee.

SB 276-FN-A, relative to career readiness credentials for high school students.

Ought to Pass, Vote 5-0.

Senator Kahn for the committee.

SB 285-FN, establishing a coastal resilience and economic development program.

Ought to Pass, Vote 5-0.

Senator Reagan for the committee.

SB 289-FN, relative to health and human services.

Ought to Pass, Vote 5-0.

Senator Rosenwald for the committee.

SB 300-FN, eliminating certain ramp tolls on the Everett turnpike in the town of Merrimack.

Ought to Pass with Amendment, Vote 5-0.

Senator D'Allesandro for the committee.

SB 309-FN-L, relative to stabilization grants for education.

Ought to Pass, Vote 4-1.

Senator Kahn for the committee.

HEALTH AND HUMAN SERVICES

SB 87, relative to the syringe service programs.

Ought to Pass, Vote 4-0.

Senator Gray for the committee.

SB 258, relative to telemedicine and telehealth services.

Ought to Pass with Amendment, Vote 4-0.

Senator Fuller Clark for the committee.

AMENDMENTS

Commerce

March 12, 2019

2019-0998s

04/05

Amendment to SB 10

Amend the bill by replacing section 1 with the following:

1 Minimum Hourly Rate. Amend the introductory paragraph of RSA 279:21 to read as follows:

279:21 Minimum Hourly Rate. Unless otherwise provided by statute, no person, firm, or corporation shall employ any employee at an hourly rate lower than that set forth in the federal minimum wage law, as amended ***or the following, whichever is higher:***

From January 1, 2020 to December 31, 2021, \$10 per hour.

From January 1, 2022 and thereafter, \$11 per hour if an employer offers at least 10 paid sick days to an employee, or \$12 per hour if an employer does not offer at least 10 paid sick days to an employee.

In this section, "paid sick day" means a paid absence from an employee's duties for personal medical reasons.

Tipped employees of a restaurant, hotel, motel, inn or cabin, or ballroom who customarily and regularly receive more than \$30 a month in tips directly from the customers will receive a base rate from the employer of not less than ~~[45 percent of the applicable minimum wage]~~ ***\$4 per hour***. If an employee shows to the satisfaction of the commissioner that the actual amount of wages received at the end of each pay period did not equal ~~[the minimum wage]~~ ***\$12 per hour*** for all hours worked, the employer shall pay the employee the difference to guarantee the ~~[applicable minimum wage]~~ ***\$12 hourly rate***.

Tipped employees who are licensed as secondary game operators pursuant to RSA 287-D and who customarily and regularly receive more than \$30 a month in tips directly from the customers will receive a base rate from the employer of not less than \$7.25 per hour. If such an employee shows to the satisfaction of the commissioner that the actual amount of wages received at the end of each pay period did not equal \$12 per hour for all hours worked, the employer shall pay the employee the difference to guarantee the \$12 hourly rate.

The limitations imposed hereby shall be subject to the following exceptions:

2019-0998s

AMENDED ANALYSIS

This bill sets the minimum hourly rate paid to employees based on whether or not the employer offers paid sick days to an employee. The bill also amends the minimum hourly rate for tipped employees.

Commerce
 March 12, 2019
 2019-0993s
 04/10

Amendment to SB 20

Amend the bill by replacing section 1 with the following:

1 Protective Legislation; Day of Rest. Amend RSA 275:33 to read as follows:

275:33 Day of Rest. No employer shall operate any such business on Sunday unless he or she has posted ~~[and made available to employees]~~ ***in a conspicuous place on the premises*** a schedule containing a list of employees who are required or allowed to work on Sunday and designating the day of rest for each. No employee shall be required ***or allowed*** to work on the day of rest designated for him or her. ***Any employer who violates this section shall be fined \$50.***

Amend the bill by deleting section 2 and renumbering the original sections 3-11 to read as 2-10, respectively.

Amend the bill by replacing section 4 with the following:

4 Youth Employment Law; Prohibitions. Amend RSA 276-A:4, VI to read as follows:

VI.(a) In any employer's predetermined designated work week during which school is in session for 5 days, no youth 16 or 17 years of age who is duly enrolled in school shall ***be permitted to*** work more than 6 consecutive days or more than 30 hours during that work week.

(b) In any employer's predetermined designated work week during which school is in session ~~[for~~ ***from one to*** 4 days, no youth 16 or 17 years of age who is duly enrolled in school shall ***be permitted to*** work more than 6 consecutive days or more than 40-1/4 hours in that work week.

~~[(c) In any employer's predetermined designated work week during which school is in session for more than one but less than 4 days, no youth 16 or 17 years of age who is duly enrolled in school shall work more than 6 consecutive days or more than 48 hours in that work week.]~~

Amend the bill by replacing section 6 with the following:

6 Youth Employment Law; Notice of Hours. Amend RSA 276-A:20 to read as follows:

276-A:20 Notice of Hours. Every employer shall post ~~[and make available to all employed youths a]~~ ***in a conspicuous place where youths are employed a printed*** notice stating the hours of work, the time allowed for dinner or other meals, and the maximum number of hours any youth is permitted to work in any one day.

Health and Human Services
 March 13, 2019
 2019-1040s
 01/04

Amendment to SB 33

Amend the bill by replacing all after section 1 with the following:

2 New Paragraph; Use of Cannabis for Therapeutic Purposes; Annual Data Report. Amend RSA 126-X:10 by inserting after paragraph V the following new paragraph:

VI. Notwithstanding any other provision of law, data collected under this chapter, including de-identified or aggregate data contained in the confidential registry database, may be released, with the approval of the commissioner or designee, to individuals or entities for the purposes of public health, health care operations, or research if such release is consistent with all applicable HIPAA standards.

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

2019-1040s

AMENDED ANALYSIS

This bill authorizes the department of health and human services to collect certain data regarding the therapeutic use of cannabis.

Election Law and Municipal Affairs
 March 13, 2019
 2019-1042s
 11/01

Amendment to SB 46

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

1 Cities and Wards; Wards. Amend RSA 44:4 to read as follows:

44:4 Wards. Each ward into which a city may be divided by law, or in pursuance of law, shall be a town for the purpose of the election of governor, councilor, state senator, representative to the general court, all county officers, senator and representative in congress, and electors of president and vice-president of the United States, and in all matters relating to jurors. ***A ward shall not be considered a town for purposes of determining qualifications of inspectors of election pursuant to RSA 658:3.***

2 Pre-Election Procedure; Inspectors of Election; Qualifications. Amend RSA 658:3 to read as follows:

658:3 Qualifications. The inspectors of election shall be registered to vote [at the polling place] ***in the city or town*** where they serve, ***provided that persons registered to vote in a city ward may serve as inspectors of election in a different ward of the same city.***

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

2019-1042s

AMENDED ANALYSIS

This bill requires that inspectors of election be registered to vote in the city or town where they serve, and allows persons registered to vote in one city ward to serve as inspectors of election in a different ward of the same city.

Election Law and Municipal Affairs
 March 13, 2019
 2019-1046s
 11/01

Amendment to SB 66

Amend the bill by replacing section 1 with the following:

1 New Section; Prohibited Political Contributions by Certain ***Current*** Candidates for Office. Amend RSA 664 by inserting after section 4-b the following new section:

664:4-c Prohibited Political Contributions by Certain ***Current*** Candidates for Office. Any candidate for the office of secretary of state, state treasurer, or any other office elected by a joint session of the general court, is prohibited from making contributions to any political committee, political party, political committee of a political party, political advocacy organization, ***candidate committee***, or candidate for state representative, speaker of the house of representatives, or state senator.

Election Law and Municipal Affairs
 March 13, 2019
 2019-1048s
 10/04

Amendment to SB 101

Amend the bill by replacing section 1 with the following:

1 County Audits. Amend RSA 28:3-a to read as follows:

28:3-a County Audits. In the event that an audit is required or requested by resolution by either the board of commissioners or the county convention, the commissioners, with the approval of the executive committee of the county convention, shall engage the services of a certified public accountant qualified in municipal and county finances for the purpose of conducting an audit of the county books of [account] ***records***. The performance and scope of the audit shall be in accordance with generally-accepted audit-

ing [practice] **standards**. The audit shall include an examination for conformance with state and federal laws and regulations relating to county finances, including rules adopted by the commissioner of revenue administration pursuant to RSA 541-A, and shall also include an examination of any subject of county finances that may be requested either by the commissioners, by the county convention, or by the treasurer. The audit shall be completed within [99] **120** days following the close of the **books of the** county fiscal year. The commissioners shall cause the report of the auditor, together with the customary management **representation** letter and [auditee] **management** responses, to be published with or supplementary to the annual reports of the county officers, **with a copy forwarded to the department of revenue administration. Upon completion of a county audit under this section, the county convention shall review the audit, management representation letter, and management responses for compliance with the criteria described in this section and may suggest alternative or additional measures for use in subsequent audits.**

Senate Judiciary
March 12, 2019
2019-0978s
04/10

Amendment to SB 126

Amend RSA 135:17-a, IV as inserted by section 2 of the bill by replacing it with the following:

IV. If following the hearing, the court determines that the defendant has regained competency, **within 60 days** the court shall docket the matter **and set a date** for trial. If the court finds that the defendant has not regained competency, the case against the defendant shall be dismissed without prejudice.

Amend the bill by deleting section 4 and renumbering the original sections 5-6 to read as 4-5, respectively.

Commerce
March 13, 2019
2019-1004s
11/05

Amendment to SB 145

Amend the bill by replacing section 3 with the following:

3 Public Health; Requirements for Alternative Treatment Centers. Amend RSA 126-X:8, I to read as follows:

I. An alternative treatment center [shall] **may** be operated on a **for-profit or** not-for-profit basis for the benefit of its patients. An alternative treatment center need not be recognized as a tax-exempt organization by the Internal Revenue Service.

Amend RSA 126-X:8, XXIV as inserted by section 4 of the bill by replacing it with the following:

XXIV. Any alternative treatment center choosing to convert or merge pursuant to this section shall obtain an independent fair market valuation of its total assets as of June 30, 2019. The valuation of the total assets of such alternative treatment center, if positive, shall be distributed to one or more charitable organizations solely for charitable purposes. The director of charitable trusts shall receive a copy of the valuation and may file any objection relating thereto with the court within 60 days. Except as set forth in this section and notwithstanding any other law to the contrary, no portion of the assets of such alternative treatment center after the conversion or merger, as applicable, shall be deemed to be charitable assets.

Senate Finance
March 12, 2019
2019-0997s
05/06

Amendment to SB 246-FN

Amend RSA 170-E:29-a, VII(b) as inserted by section 2 of the bill by replacing it with the following:

(b) The fee for a **residential** child care employment eligibility card shall be \$50, and the card shall be valid for 5 years from the date of issuance, **or a prorated amount of \$10 per year from the most recently completed criminal background check**. The fee for a replacement card shall be \$15.

Senate Finance
 March 12, 2019
 2019-0990s
 04/06

Amendment to SB 247-FN-A

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

AN ACT establishing a sunny day fund and grant program.

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

1 New Subparagraph; Application of Receipts; Sunny Day Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (343) the following new subparagraph:

(344) Moneys credited to the sunny day fund established in RSA 12-O:21-a.

2 General Fund Surplus Account; Transfer to Sunny Day Fund. On July 1, 2019, the state treasurer shall transfer the sum of \$10,000,000 from the general fund surplus account to the sunny day fund established in RSA 12-O:21-a.

3 New Section; Department of Business and Economic Affairs; Sunny Day Fund. Amend RSA 12-O by inserting after section 21 the following new section:

12-O:21-a Sunny Day Fund Established.

I. There is hereby established in the office of the state treasurer a fund to be known as the sunny day fund, which shall be kept distinct and separate from all other funds. The commissioner shall administer the fund. The fund shall be nonlapsing and continually appropriated to the commissioner for the purpose of obtaining and disbursing grants for research and development, including any preliminary funding necessary to obtain grant funding, supporting the infrastructure necessary to address critical gaps in the state's ability to attract research and development projects, increasing commercialization of new technologies, leveraging federal funds, and supporting business development and expansion. Grants may be from federal, private, or other sources.

II. The New Hampshire Research and Industry Council ("council"), with the support of the New Hampshire Established Program to Stimulate Competitive Research (NH EPSCoR), shall administer the grant program application and approval process in consultation with the commissioner, manage the annual investment portfolio, and evaluate investment performance. An organization may apply for funding under this section pursuant to the procedures established by the council. The council shall assign preference to grant applications that:

- (a) Increase New Hampshire's competitiveness through innovation.
- (b) Attract talent to New Hampshire.
- (c) Target existing industrial-cluster strength, potential growth, and research capacity.
- (d) Target areas of strategic priority as determined by NH EPSCoR and the department

of business and economic affairs.

- (e) Qualify for available matching funds from federal, private, or other sources.

III. Beginning July 1, 2021, and annually thereafter, the council shall conduct a survey of all organizations which receive grants under this section to evaluate the return on investment from the state's funding support and to permit the general court to consider legislation for continued funding. The council shall, no sooner than 18 months after the effective date of this section, develop and distribute a survey instrument to all organizations that have received grant funding under this section. The survey shall, at a minimum, collect the following information for each organization that receives grant funds under this section:

- (a) Number of grants obtained.
- (b) Total funding from grants and other investments.
- (c) Amount of federal funds obtained.

- (d) Number of employees.
- (e) Number of jobs created as a result of funding received under this section.
- (f) Number of licensing agreements secured.
- (g) Number of patents filed.

IV. An organization shall submit the completed survey to the council within 6 weeks of receipt. The council shall collect the completed surveys and submit them to the commissioner of the department of business and economic affairs. Any organization which fails to timely submit a completed survey shall not be eligible to obtain additional funding under this section.

V. Administrative costs shall not exceed 8 percent of annual fund expenditures.

4 Effective Date. This act shall take effect July 1, 2019.

2019-0990s

AMENDED ANALYSIS

This bill establishes the sunny day fund and grant program in the department of business and economic affairs to obtain and disburse grants for research and development, support the infrastructure necessary to address critical gaps in the state's ability to attract research and development projects, increase commercialization of new technologies, leverage federal funds, and support business development and expansion. The bill transfers funds from the general fund surplus account to fund the program.

Health and Human Services

March 13, 2019

2019-1036s

01/06

Amendment to SB 258

Amend RSA 167:4-d, II(d) and (e) as inserted by section 1 of the bill by replacing them with the following:

(d) "Remote patient monitoring" means the use of electronic technology to remotely monitor a patient's health status through the collection and interpretation of clinical data while the patient remains at an originating site. Remote patient monitoring may or may not take place in real time. Remote patient monitoring shall include assessment, observation, education and virtual visits provided by all covered providers including licensed home health care providers.

(e) "Store and forward," as it pertains to telemedicine and as an exception to 42 C.F.R. section 410.78, means the use of asynchronous electronic communications between a patient at an originating site and a health care service provider at a distant site for the purpose of diagnostic and therapeutic assistance in the care of patients. This includes the forwarding and or transfer of stored medical data from the originating site to the distant site through the use of any electronic device that records data in its own storage and forwards its data to the distant site via telecommunication for the purpose of diagnostic and therapeutic assistance.

Amend RSA 167:4-d, III(a) as inserted by section 1 of the bill by replacing it with the following:

III.(a) Coverage under this section shall include the use of telehealth or telemedicine for Medicaid-covered services provided within the scope of practice of a physician or other health care provider as a method of delivery of medical care:

(1) Which is an appropriate application of telehealth services provided by physicians and other health care providers, as determined by the department based on the Centers for Medicare and Medicaid Services regulations, and also including persons providing psychotherapeutic services as provided in He-M 426.08 and 09;

(2) By which telemedicine services for primary care, remote patient monitoring, and substance use disorder services shall only be covered in the event that the patient has already established care at an originating site via face-to-face in-person service; and

(3) By which an individual shall receive medical services from a physician or other health care provider who is an enrolled Medicaid provider without in-person contact with that provider.

Senate Finance
 March 13, 2019
 2019-1010s
 11/06

Amendment to SB 300-FN

Amend the bill by replacing section 1 with the following:

1 Department of Transportation; Everett Tolls Eliminated. Notwithstanding any law to the contrary, the commissioner of the department of transportation shall eliminate the northbound and southbound ramp tolls for exit 11 on the Everett turnpike in the town of Merrimack upon payment of the proportion of the aggregate principal and interest on bonds issued to finance the New Hampshire turnpike system that was dedicated to improvements on the Merrimack interchanges on the Everett turnpike, and upon certification by the commissioner of the department of transportation to the speaker of the house of representatives, the senate president, the fiscal committee of the general court, and the secretary of state that turnpike toll revenues for the most recently completed fiscal year have increased over the previous fiscal year by an amount at least equal to the amount of revenue generated by the exit 11 tolls for the most recently completed fiscal year plus the projected cost to remove the exit 11 toll ramps.

HEARINGS

TUESDAY, MARCH 19, 2019

COMMERCE, Room 100, SH

Sen. Cavanaugh (C), Sen. Morgan (VC), Sen. Soucy, Sen. Morse, Sen. French

- 1:00 p.m. **SB 148**, relative to notification to public employees regarding their right to join or not join a union.
- 1:15 p.m. **SB 61**, permitting private enforcement of the rights of construction and labor industry employees.
- 1:30 p.m. Hearing on proposed Amendment #2019-0945s, relative to the life and insurance guaranty association and relative to an unfair insurance practice regarding certain prescriptions., to SB 251, relative to the life and health insurance guaranty association.

EXECUTIVE SESSION ON PENDING LEGISLATION

EDUCATION AND WORKFORCE DEVELOPMENT, Room 103, LOB

Sen. Kahn (C), Sen. Dietsch (VC), Sen. Morgan, Sen. Ward, Sen. Starr

10:00 a.m. EXECUTIVE SESSION ON PENDING LEGISLATION

ENERGY AND NATURAL RESOURCES, Room 103, SH

Sen. Fuller Clark (C), Sen. Feltes (VC), Sen. Watters, Sen. Bradley, Sen. Giuda

- 8:00 a.m. **SB 13**, relative to limited electrical energy producers and net energy metering.
- 8:45 a.m. **SB 159**, relative to net energy metering limits for customer-generators.
- 9:30 a.m. **SB 166**, relative to competitive electricity supplier requirements under net energy metering.
- 10:00 a.m. **SB 75**, establishing a commission to study the economic impact of national carbon pricing in New Hampshire.

EXECUTIVE SESSION ON PENDING LEGISLATION

FINANCE, Room 103, SH

Sen. D'Allesandro (C), Sen. Feltes (VC), Sen. Rosenwald, Sen. Kahn, Sen. Reagan, Sen. Giuda

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

HEALTH AND HUMAN SERVICES, Room 101, LOB

Sen. Sherman (C), Sen. Fuller Clark (VC), Sen. Chandley, Sen. Bradley, Sen. Gray

- 1:30 p.m. **HB 284**, relative to biennial controlled substance inventories conducted under the Controlled Drug Act.

- 1:45 p.m. **HB 587**, relative to organ donation on a driver's license.
- 2:00 p.m. **HB 111**, establishing a committee to study the effect of the opioid crisis, substance misuse, adverse childhood experiences (ACEs), and domestic violence as a cause of posttraumatic stress disorder syndrome (PTSD) and other mental health and behavioral problems in New Hampshire children and students.
- 2:15 p.m. **HB 550-FN**, extending foster care beyond age 18.
EXECUTIVE SESSION MAY FOLLOW

JUDICIARY, Room 100, SH

Sen. Hennessey (C), Sen. Chandley (VC), Sen. Levesque, Sen. Carson, Sen. French

- 9:00 a.m. **SB 212**, relative to limited driving privilege after revocation or suspension.
- 9:30 a.m. **SB 184**, relative to limitation of liability for prescribing an approved drug or device.
EXECUTIVE SESSION MAY FOLLOW

TRANSPORTATION, Room 103, LOB

Sen. Watters (C), Sen. Birdsell (VC), Sen. Hennessey, Sen. Levesque, Sen. Ward

- 1:00 p.m. **SB 187**, relative to OHRV dealer and rental agency registration fees and relative to snowmobile registration fees.
- 1:15 p.m. **HB 428**, relative to pedestrian control signals.
- 1:30 p.m. **HB 267**, relative to the international registration plan.
- 1:45 p.m. **HB 307**, relative to driver's license photographs.
- 2:00 p.m. **HB 320-FN**, authorizing Future In Sight to issue decals for multi-use decal number plates.
EXECUTIVE SESSION MAY FOLLOW

WEDNESDAY, MARCH 20, 2019

ELECTION LAW AND MUNICIPAL AFFAIRS, Room 102, LOB

Sen. Levesque (C), Sen. Sherman (VC), Sen. Morgan, Sen. Birdsell, Sen. Gray

- 9:00 a.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**
- 10:00 a.m. **SB 70**, relative to vacancies among primary candidates and prohibiting a candidate from receiving the nomination of more than one party.
- 10:30 a.m. **SB 103-L**, authorizing municipalities to engage in multi-town bonding projects.
EXECUTIVE SESSION MAY FOLLOW

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 101, LOB

Sen. Carson (C), Sen. Cavanaugh (VC), Sen. Rosenwald, Sen. Chandley, Sen. Reagan

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

WAYS AND MEANS, Room 100, SH

Sen. Feltes (C), Sen. D'Allesandro (VC), Sen. Dietsch, Sen. Morse, Sen. Giuda

- 10:00 a.m. **EXECUTIVE SESSION ON PENDING LEGISLATION**

MEETINGS

FRIDAY, MARCH 15, 2019

OVERSIGHT COMMISSION ON CHILDREN'S SERVICES (RSA 170-G:19)

8:30 a.m. Room 303, LOB Regular Meeting

ADMINISTRATIVE RULES (RSA 541-A:2)

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

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

9:00 a.m. NH Public Utilities Commission Regular Meeting
 21 South Fruit Street
 Hearing Room A
 Concord, NH

NEW HAMPSHIRE CANADIAN TRADE COUNCIL (RSA 12-O:22)

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

MONDAY, MARCH 18, 2019**COASTAL MARINE NATURAL RESOURCES AND ENVIRONMENT COMMISSION (RSA 485-G:1)**

9:00 a.m. NH DES Portsmouth Regional Office Regular Meeting
 Pease International Tradeport
 222 International Drive, Suite 175
 Portsmouth, NH

PUBLIC WATER ACCESS ADVISORY BOARD (RSA 233-A:2, I)

9:00 a.m. NH Fish & Game Headquarters Regular Meeting
 First Floor Conference Room
 11 Hazen Drive
 Concord, NH

THE DIVISION FOR CHILDREN, YOUTH AND FAMILIES ADVISORY BOARD (RSA 170-G:6-a)

2:00 p.m. Room 104, LOB Regular Meeting

THURSDAY, MARCH 21, 2019**COMMISSION ON POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY (RSA 115-D)**

2:30 p.m. Walker Building, Room 274 Regular Meeting
 21 South Fruit St.
 Concord, NH

FRIDAY, MARCH 22, 2019**HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)**

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

NEW HAMPSHIRE TRANSPORTATION COUNCIL (RSA 238-A:2)

10:00 a.m. Room 203, LOB Organizational Meeting

ELECTRIC VEHICLE CHARGING STATIONS INFRASTRUCTURE COMMISSION (RSA 4-G:1)

11:00 a.m. Room 201, LOB Regular Meeting

MONDAY, MARCH 25, 2019**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

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

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

NEW HAMPSHIRE DRINKING WATER AND GROUNDWATER ADVISORY COMMISSION (RSA 485-F:4)

10:00 a.m. Room 203, LOB Subcommittee Meeting

TASK FORCE ON WORK AND FAMILY (RSA 276-B:2, I)

10:00 a.m. Room 206, LOB Organizational Meeting

COMMITTEE TO STUDY EXOTIC AQUATIC WEEDS AND EXOTIC AQUATIC SPECIES OF WILDLIFE IN THE STATE OF NEW HAMPSHIRE (RSA 487:30)

11:00 a.m. Room 305, LOB Regular Meeting

COMMISSION TO STUDY THE EFFECTIVENESS OF THE CURRENT STATUTES RELATED TO MANAGEMENT OF NON-TIDAL PUBLIC WATERWAYS AND THE CONSTRUCTION OR PLACEMENT OF STRUCTURES WITHIN THEM (RSA 482-A:35)

1:00 p.m. Room 305, LOB Regular Meeting

NH LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4)

2:30 p.m. Pillsbury Free Library Regular Meeting
18 East Main Street
Warner, NH

TUESDAY, MARCH 26, 2019**WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3)**

9:30 a.m. New Futures Conference Room Regular Meeting
10 Ferry Street
Concord, NH

THURSDAY, MARCH 28, 2019**HOME EDUCATION ADVISORY COUNCIL (RSA 193-A:10)**

3:30 p.m. NH Department of Education Regular Meeting
Londergan Hall, Room 12
101 Pleasant Street
Concord, NH

FRIDAY, MARCH 29, 2019**PUBLIC-PRIVATE PARTNERSHIP TRANSPORTATION INFRASTRUCTURE OVERSIGHT COMMISSION (RSA 228:107)**

10:00 a.m. Rooms 206-208, LOB Regular Meeting

INFORMATION TECHNOLOGY COUNCIL (RSA 21-R:6)

1:00 p.m. NH Liquor Commission Regular Meeting
Division of Enforcement
50 Storrs Street
Concord, NH

MONDAY, APRIL 1, 2019**STATE COMMITTEE ON AGING (RSA 161-F:7, I)**

10:00 a.m. NH DHHS Regular Meeting
Brown Building, Room 232
129 Pleasant Street
Concord, NH

TUESDAY, APRIL 2, 2019**STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2)**

5:00 p.m. NH State Veterans Home Regular Meeting
139 Winter Street
Tilton, NH

FRIDAY, APRIL 5, 2019

ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m. Rooms 206-208, LOB Continued Meeting

SUNDAY, APRIL 7, 2019

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

1:00 p.m. NH Technical Institute Regular Meeting
Sweeney Crocker Building
Room 225
Concord, NH

MONDAY, APRIL 8, 2019

NEW HAMPSHIRE DRINKING WATER AND GROUNDWATER ADVISORY COMMISSION (RSA 485-F:4)

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

INTERBRANCH CRIMINAL AND JUVENILE JUSTICE COUNCIL (RSA 651-E:2)

1:30 p.m. Room 204, LOB Regular Meeting

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

1:30 p.m. Room 205, LOB Regular Meeting

FRIDAY, APRIL 12, 2019

FISCAL COMMITTEE (RSA 14:30-a)

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

MONDAY, APRIL 15, 2019

THE DIVISION FOR CHILDREN, YOUTH AND FAMILIES ADVISORY BOARD (RSA 170-G:6-a)

2:00 p.m. Room 104, LOB Regular Meeting

WEDNESDAY, APRIL 17, 2019

COMMISSION ON THE SEACOAST CANCER CLUSTER INVESTIGATION (RSA 126-A:74)

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

THURSDAY, APRIL 18, 2019

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

2:30 p.m. Walker Building, Room 274 Regular Meeting
21 South Fruit St.
Concord, NH

FRIDAY, APRIL 19, 2019

OVERSIGHT COMMISSION ON CHILDREN'S SERVICES (RSA 170-G:19)

8:30 a.m. Room 303, LOB Regular Meeting

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

9:00 a.m. NH Public Utilities Commission Regular Meeting
21 South Fruit Street
Hearing Room A
Concord, NH

MONDAY, APRIL 22, 2019

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

11:00 a.m. Room 201, LOB Regular Meeting

FRIDAY, APRIL 26, 2019

ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m.

Rooms 206-208, LOB

Regular Meeting

COMMISSION ON DEMOGRAPHIC TRENDS (RSA 4-C:37)

9:00 a.m.

Room 307, LOB

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 2019 BILLS:

SENATE BILLS: 1, 2, 5, 6, 11, 54, 59, 77, 84, 105, 107, 130, 133, 135, 142, 167, 171, 185, 190, 193, 202, 224, 238, 240, 241, 246, 252, 265, 272, 276, 279, 280, 281, 282, 285, 286, 288, 290, 291, 293, 295, 297, 301, 302, 303, 304, 307, 308, 309, 310, 312, 313, 315, 319

HOUSE BILLS: 175, 253, 301, 418, 463, 476, 487, 528, 550, 552, 637, 689, 701, 719, 726

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NOTICES

FRIDAY, MARCH 15, 2019

Bobby Stephen's 41st annual St. Patrick's Celebration will be held on Friday March 15, 2019 at 5:00 p.m. at the Double Tree by Hilton The Manchester Downtown Hotel to benefit The Bobby Stephen's Fund for Education. Same great entertainment, music, live auction, raffles, & more. Price at the door is \$75.00. For more information please contact Bobby Stephen directly (603) 860-2315 or bobby@stephenlaw.com.

Senator Lou D'Allesandro

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TUESDAY, MARCH 19, 2019

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 19th from 9:00 a.m. – 2:00 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 make a big difference in some stranger's life.

Appointments are strongly encouraged. To schedule an appointment please call the State House health Services, extension 2757. The Red Cross launched a fairly 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 Tom Sherman

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THURSDAY, MARCH 21, 2019

A Salute to our Legislators by the New AFL-CIO and the New Hampshire Building Trades! Please join us on Thursday March 21st from 4:30 p.m. - 7:00 p.m. at Tandy's Top Shelf Pub 1 Eagle Square, Concord, NH 03301. Please join us and speak to union members from across the state. Union members! Please don't miss this chance to thank our legislators for their service.

Senator Donna M. Soucy, Senate President

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THURSDAY, MARCH 21, 2019

Breathe New Hampshire invites all legislators and staff to attend a Breakfast Reception on Thursday, March 21, 2019 from 8:00 a.m. - 9:30 a.m. in the State House Cafeteria. Stop by for a light breakfast, take a free breathing test, enter a raffle and meet some of our 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, MARCH 27, 2019

The New Hampshire Podiatric Medical Association cordially invites all legislators and their staff to attend a breakfast reception on Wednesday March 27th in the State House Cafeteria from 8:00 a.m. to 9:30 a.m. Please drop by anytime to meet with New Hampshire Podiatrists to learn about Podiatric Medicine, our education, scope of practice, and the many important roles that Podiatrist play in the overall health of the public we serve.

Senator Lou D'Allesandro

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THURSDAY, MARCH 28, 2019

Senators are invited to attend the 2019 New Hampshire Energy Week breakfast on Thursday, March 28th at the Grappone Conference Center in Concord from 8:00 a.m. - 10:00 a.m. This breakfast is part of the 2019 Energy Week series which is March 25th – March 28th. NH Energy Week is the only series of events across the state that showcases local, innovative NH based solutions, spearheaded by businesses and towns, that aim to ensure clean, reliable and affordable energy for all Granite Staters. To sign up for the breakfast or another local event near you please reach out to Bruce Clendenning at bruce.clendenning@tnc.org or go to: www.nhenergyfuture.org.

Senator Dan Feltes, Senate Majority Leader
Senator Jeb Bradley

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THURSDAY, MARCH 28, 2019

All legislators and their staff are invited to join the NH Oral Health Coalition for our annual oral health hot breakfast. This year's event, "#Oral Health Matters: It's All Connected", will be held Thursday, March 28th from 7:30 a.m. to 9:00 a.m. in the State House cafeteria. Community oral health providers from communities throughout the state will be there with displays and the opportunity for you to learn about their programs.

Senator Dan Feltes, Senate Majority Leader
Senator Shannon E. Chandely

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THURSDAY, APRIL 11, 2019

The New Hampshire Snowmobile Association (NHSa) cordially invites Senators and staff to a legislative breakfast from 8:00 a.m. to 9:30 a.m. on Thursday, April 11th in the State House cafeteria. Please stop by to meet members of your local snowmobile clubs. These volunteer clubs groom and maintain the almost 7,000 miles of snowmobile trails throughout the State and help our tourism industry. We look forward to seeing you there.

Senator Donna M. Soucy, Senate President

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TUESDAY, APRIL 16, 2019

Senators are invited to attend the 2019 Kickoff Breakfast for the NH Campaign for Legal Services, presented by Northeast Delta Dental and Brady Sullivan Properties, to benefit civil legal aid. The Breakfast, to be held on Tuesday, April 16th at the Doubletree in downtown Manchester, will honor the Disability Rights Center – NH with the 4th Annual John E. Tobin, Jr., Justice Award, and will feature keynote remarks by 2018 MacArthur Genius Fellow Rebecca Sandefur. Doors open at 7:30 a.m. for a buffet breakfast. The program and remarks begin at 8:00 a.m. To reserve your seat, please contact Sarah Palermo at 369-6650.

Senator Dan Feltes, Senate Majority Leader
Senator Chuck W. Morse, Senate Minority Leader

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SUNDAY, JUNE 2, 2019 – SATURDAY, JUNE 8, 2019

The State House will be celebrating its 200th anniversary from June 2 - 8, including a “Legislative Old Home Day” on Thursday, June 6th. The State House Bicentennial Commission has produced several commemorative items which are on sale in the State House Visitors’ Center including shirts, cups, bottle openers, stickers, and a challenge coin, all featuring the logo for the anniversary. More items will be arriving over the next few months and all the proceeds go the State House Bicentennial Commemorative Fund. You can follow the Bicentennial Commission on Facebook (@NHStateHouse200) and Instagram (@nhstatehouse200th) for event and merchandising updates.

Senator David H. Watters

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SENATE SCHEDULE

Thursday, March 28, 2019	CROSSOVER – Deadline to ACT on all Senate bills.
Thursday, May 16, 2019	Deadline for Policy Committees to ACT on all House bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-5.
Monday, May 27, 2019	Memorial Day (State Holiday)
Thursday, June 6, 2019	Deadline to ACT on all House bills.
Thursday, June 13, 2019	Deadline to FORM Committees of Conference.
Thursday, June 20, 2019	Deadline to SIGN Committee of Conference Reports.
Thursday, June 27, 2019	Deadline to ACT on Committee of Conference Reports.
Thursday, July 4, 2019	Independence Day (State Holiday)
Monday, September 2, 2019	Labor Day (State Holiday)
Monday, November 11, 2019	Veterans’ Day (State Holiday)
Thursday, November 28, 2019	Thanksgiving Day (State Holiday)
Friday, November 29, 2019	Day after Thanksgiving (State Holiday)
Thursday, December 19, 2019	Deadline to REPORT rereferred bills out of committee.
Wednesday, December 25, 2019	Christmas Day (State Holiday)