

March 21, 2019  
No. 15

# STATE OF NEW HAMPSHIRE

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**First Year of the 166<sup>th</sup> Session of the  
New Hampshire General Court**

## SENATE CALENDAR

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**THE SENATE WILL MEET IN SESSION ON WEDNESDAY,  
MARCH 27, 2019 AT 3:00 P.M. AND THE SENATE WILL MEET IN  
SESSION ON THURSDAY, MARCH 28, 2019 AT 9:00 A.M.**

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## **LAI D 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 130-FN**, establishing positions in the department of justice and the department of safety to work in the cold case homicide unit.**03/21/2019, Pending Motion OT3rdg, Finance, SJ 9**

**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 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.**03/21/2019, Pending Motion OT3rdg, Finance, SJ 9**

**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 230-FN**, requiring the attorney general to hire staff to supervise election law, campaign finance law, and lobbying matters.**03/21/2019, Pending Motion OT3rdg, Finance, SJ 9**

**SB 247-FN-A**, establishing a sunny day fund and grant program.**03/21/2019, Pending Motion OT3rdg, Finance, SJ 9**

**SB 259-FN**, expanding eligibility for Medicaid for employed adults with disabilities age 65 and over.**03/21/2019, Pending Motion OT3rdg, Finance, SJ 9**

**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 289-FN**, relative to health and human services.**03/21/2019, Pending Motion OT3rdg, Finance, SJ 9**

**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 309-FN-LOCAL**, relative to stabilization grants for education.**03/21/2019, Pending Motion OT3rdg, Finance, SJ 9**

**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 60**, relative to advance notice to hourly employees of work schedules.

Re-refer to Committee, Vote 5-0.

Senator Morgan for the committee.

This bill requires employers with 15 or more employees in this state to provide employees with advance notice of the work schedule. The committee heard many concerns about this legislation from various stake holders who worried about the potential application of this bill. The committee feels that this legislation needs more time so that interested parties can come to a solution.

**SB 148**, relative to notification to public employees regarding their right to join or not join a union.

Ought to Pass with Amendment, Vote 5-0.

Senator French for the committee.

This bill requires an employer to provide written notice to any person hired for employment with the state or any of its political subdivisions regarding the employee's constitutional right to decide whether to join or not to join a union and the estimated annual cost to the employee of joining a union. This bill increases transparency and educates new employees on their rights under collective bargaining in the public sector. The amendment clarifies how union representatives can meet with new employees in a timely manner.

**SB 192**, relative to self-service storage facility liens.

Ought to Pass, Vote 5-0.

Senator Cavanaugh for the committee.

This bill recodifies RSA 451-C, relative to self-service storage facility liens. This legislation offers updated definitions as well as ways to modernize common industry practices. The committee heard from multiple members in the self-service storage industry who expressed their support for this bill.

**SB 251**, relative to the life and health insurance guaranty association.

Ought to Pass with Amendment, Vote 5-0.

Senator Morgan for the committee.

This bill makes changes recommended by the National Association of Insurance Commissioners to their model law on the Life and Health Insurance Guaranty Association of 1996. The amendment 2019-1175s addresses both minor language changes to the bill and prevents a citizen that receives a prescription for Narcan for public health purposes from losing or obtaining life insurance coverage.

## **ELECTION LAW AND MUNICIPAL AFFAIRS**

**SB 45**, relative to electioneering at polling places.

Ought to Pass, Vote 5-0.

Senator Birdsell for the committee.

This bill was requested by the Secretary of State. It defines electioneering and clarifies restrictions on electioneering at the polling place. Additionally, it grants authority to the moderator to impose restrictions on parking and travel at the polling place to ensure parking is available for voters.

**SB 104-L**, relative to the postponement of city, town, village, and school district elections.

Ought to Pass with Amendment, Vote 5-0.

Senator Gray for the committee.

This bill provides the procedures for postponement of town, city, village, and school district elections in the event of a weather or other emergency. These procedures insure the integrity of the elections is not compromised. This legislation is a result of numerous conversations between the Secretary of State's office, town moderators and that New Hampshire Municipal Association who were able to reach consensus on the language of the bill.

**SB 152**, relative to third party inspections conducted pursuant to a planning board approval.

Re-refer to Committee, Vote 5-0.

Senator Sherman for the committee.

This bill will require that planning boards that mandate third party inspection during construction processes develop a scope for the inspection and solicit inspection proposals from multiple bidders before selecting an inspector. The committee felt that the legislation needs more research to insure project protections for both the municipality and the developer.

**SB 154**, allowing municipalities to adopt a credit against property taxes for certain workforce housing.

Ought to Pass with Amendment, Vote 5-0.

Senator Birdsell for the committee.

This bill enables municipalities to adopt a credit against property taxes assessed on certain workforce housing. It will help preserve and enhance the existing stock of workforce housing which is desperately needed in New Hampshire. The amendment authorizes the town of Milton to sell a piece of property in town through a real estate broker.

**SB 157**, making undeclared voters eligible to be inspectors.  
Ought to Pass with Amendment, Vote 5-0.  
Senator Levesque for the committee.

This bill as amended requires that any inspectors of election appointed by selectmen to fill unappointed inspector positions shall be made in equal numbers from both political parties and from undeclared voters. In addition, it allows moderators to temporarily appoint inspectors of elections if the parities, selectmen, or courts have not done so. The positions of temporary inspectors of election may be filled by members of political parties or undeclared voters. The moderator shall try to ensure that no one party is overrepresented among the inspectors of elections.

## **ENERGY AND NATURAL RESOURCES**

**SB 72**, relative to issuance of renewable energy certificates.  
Ought to Pass, Vote 5-0.  
Senator Fuller Clark for the committee.

This bill repeals the requirement that the Public Utilities Commission estimate and give credit for the total yearly production for customer-sited sources that are net metered and for which Class I or Class II renewable energy certificates (RECs) are not issued. This estimated REC production is credited against an electric supplier's RPS obligations in Class II. This credit has suppressed the value of Class II RECs in the RPS market, impacting the ability for developers and customers to invest in solar facilities. New Hampshire appears to be the only state that allows utilities to sweep such credits. Repealing this credit mechanism will require the purchase of more Class II RECs, increasing their price and stabilizing the Class II market.

**SB 73**, requiring the public utilities commission to quantify and consider environmental and socioeconomic costs in state energy plans of electric utilities.  
Re-refer to Committee, Vote 5-0.  
Senator Watters for the committee.

This bill would have required the Public Utilities Commission to quantify and establish a range of environmental costs and socioeconomic costs associated with each method of electricity generation when evaluating and selecting resource options of electric utilities. Senate Bill 73 as introduced contained broad language that would have impacted default service solicitations, possibly leading to failed auctions. Additionally, the lack of definitions for "environmental costs" and "socioeconomic costs" would have created confusion for the electric distribution utilities and the PUC. The committee believes further review of this bill is required.

**SB 75**, establishing a commission to study the economic impact of national carbon pricing in New Hampshire.  
Re-refer to Committee, Vote 5-0.  
Senator Fuller Clark for the committee.

This bill would establish a commission to study the economic impact of a national carbon pricing program on New Hampshire. The committee believes this bill requires further review and would like additional time to review the commission's structure and guidelines.

**SB 78**, relative to public utility customer data.  
Ought to Pass, Vote 5-0.  
Senator Bradley for the committee.

Current statute, when read narrowly, precludes the use of meter data for research and development of potentially new and beneficial demand energy response, energy management, and energy efficiency programs. Senate Bill 78 allows for the use of utility customer data for research, development, and implementation of new rate structures and tariffs. Such data would be helpful to inform whether there is a necessity for new programs and services that may be beneficial to customers, the electric grid, and the environment.

**SB 204**, relative to distributed energy resources and consumer energy storage.  
Ought to Pass with Amendment, Vote 5-0.  
Senator Watters for the committee.

Senate Bill 204 modifies the regulation of distributed energy resources of electric utilities, provides for electric consumer energy storage systems, and enables municipalities to adopt a property tax exemption for electric energy storage systems. The committee amendment ensures that any energy storage system funded by a public utility shall be consistent with the electric utility restructuring statute. The committee

amendment reclarifies the purpose statement of RSA 374-G to encourage the market-based development of energy storage and makes clear that New Hampshire's electric consumers have the right to install energy storage systems without the burden of unnecessary restrictions or regulations.

## **EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**SB 80**, relative to applicants to the board of mental health practice from other states.

Ought to Pass with Amendment, Vote 5-0.

Senator Reagan for the committee.

This bill as amended requires the Board of Mental Health Practice to issue an interim license to qualified applicants from other states while awaiting final approval or denial of their application within 15 days, if no complaints or other reasons for denial are found. The bill also adds two members to the Board and clarifies the procedure for insurance credentialing of out-of-state mental health practitioners and psychologists applying for state licensure.

**SB 111**, relative to the collection of health care data.

Ought to Pass with Amendment, Vote 5-0.

Senator Chandley for the committee.

This bill, a request of the Department of Health and Human Services, addresses the collection of health care data. The intent of this legislation is to protect privacy while using data to inform public health and clinical care. Enacting this bill will provide direction to entities requesting data, transparency to the public and security for any data released. The Committee, with cooperation from the stakeholders, amended the bill to clarify the language and terminology.

**SB 211**, exempting the department of transportation from certain reporting requirements.

Ought to Pass with Amendment, Vote 5-0.

Senator Cavanaugh for the committee.

As amended, this bill requires state agencies that own real property to include certain encumbrances in their biennial report to the commissioner of the Department of Administrative Services, who will compile and file a consolidated set of these agency reports. The Committee amended the bill to require the Department of Transportation to only report on properties that potentially would be for sale and not for properties such as, rights of way, highways, bridges, rest areas and the like.

## **HEALTH AND HUMAN SERVICES**

**SB 85**, reestablishing the commission to study environmentally-triggered chronic illness.

Ought to Pass with Amendment, Vote 5-0.

Senator Sherman for the committee.

In its work over the last 2 years, the commission has started the process of developing the capacity to evaluate and report possible relationships between environmental exposure and illness in New Hampshire. This bill allows the commission to continue this work as recommended in its final report. The committee amendment replaces the bill with the language from House Bill 736 as it was introduced.

**SB 177**, relative to the use of physical restraints on persons who are involuntarily committed.

Ought to Pass with Amendment, Vote 5-0.

Senator Sherman for the committee.

SB 177 adjusts the statute concerning the use of physical restraints on patients who are involuntary committed. Not everybody who is in the midst of a mental health crisis should be restrained. In many cases, the use of restraints can be traumatizing for these patients and ultimately hinder their treatment. SB 177 ensures that the use of restraints will only be used in cases where it is deemed that the patient poses a potential threat to themselves or others. The committee amendment clarifies that law enforcement officials have the right to use restraints during a secure transfer if they determine that the use of restraints is necessary for the safety of the patient and others.

**HB 284**, relative to biennial controlled substance inventories conducted under the Controlled Drug Act.

Ought to Pass, Vote 5-0.

Senator Sherman for the committee.

This bill adjusts the current statute requiring pharmacies to conduct an inventory of their controlled substances. Currently, pharmacies are required to conduct this inventory every odd-numbered year on May 1<sup>st</sup>. HB 284 will provide more flexibility to these pharmacies by specifying that they must conduct these inventories every odd numbered year and in accordance with federal law. The bill does not impose a specific date in which the inventory must be completed.



## **JUDICIARY**

**SB 36**, creating a cause of action for certain constitutional deprivations of right.

Ought to Pass, Vote 5-0.

Senator French for the committee.

This bill creates a cause of action for certain constitutional deprivations of right. If an individual's US Constitutional rights are violated, they have the right to sue in federal court, but it is not the same under the State Constitution. The enactment of this bill addresses that discrepancy by allowing people to recoup damages in state courts if their State Constitutional rights are violated.

**SB 182**, relative to a duty to report when another person has suffered grave physical harm.

Re-refer to Committee, Vote 5-0.

Senator Carson for the committee.

This bill establishes a duty to report when another person has suffered grave physical harm. This is a very complicated area of law, and therefore the Committee asks for support of the Re-Refer motion in order to allow more time to examine the issue.

**SB 212**, relative to limited driving privilege after revocation or suspension.

Ought to Pass, Vote 5-0.

Senator Hennessey for the committee.

This bill clarifies the requirements for issuance of a driver's license with limited driving privileges. By clarifying this statute, the bill eliminates confusion for individuals driving with limited driving privileges, requires that these individuals have a copy of the court order on their person while operating a vehicle, and makes clear that the limited driving license cannot be valid for longer than the suspension period ordered by the judge.

## **TRANSPORTATION**

**SB 187**, relative to OHRV dealer and rental agency registration fees and relative to snowmobile registration fees.

Ought to Pass with Amendment, Vote 5-0.

Senator Hennessey for the committee.

The committee amendment, which replaces the bill in its entirety, represents a compromise that was reached after collaboration by the NH Snowmobile Association, member clubs, the NH Department of Fish & Game and the Division of Parks and Recreation's Bureau of Trails to create a two-tiered increase in registration fees for snowmobiles, with the second increase not being implemented until 2023. Registration fees directly support the Bureau of Trails and the local not-for-profit snowmobile clubs trail maintenance activities, but these revenues have not been keeping pace with the rate of inflation for the purchase of trail maintenance equipment and construction materials. The changes proposed in this bill will make a variety of improvements to the overall snowmobile grant program, including a \$1.8 million appropriation in fiscal year 2020 to the OHRV and snowmobile fund, and will set up a commission to look at what other changes may be warranted in the future.

**SB 220**, relative to department of transportation access to crash data.

Ought to Pass with Amendment, Vote 5-0.

Senator Levesque for the committee.

This bill was requested by the Department of Transportation in order to clarify that the Department has the authority to access crash data from the Department of Safety to conduct real-time analysis. They need access to this data in a timely manner in order to improve safety and advance safety related initiatives. The committee amendment clarifies that no personally identifiable information may be used or disclosed by the Department.

**HB 267**, relative to the international registration plan.

Ought to Pass, Vote 5-0.

Senator Birdsell for the committee.

This bill will repeal the International Registration Plan (IRP) and incorporate it by reference. The bill was requested by the Department of Safety. The Director of the Division of Motor Vehicles explained that the IRP evolves and gets amended on a continual basis and NH has to file legislation each time this happens in order to keep up to date. This bill will give the commissioner the authority to make any changes necessary to enter into and carry out the provisions of the IRP without legislation being required.

**HB 320-FN**, authorizing Future In Sight to issue decals for multi-use decal number plates.  
Ought to Pass, Vote 5-0.  
Senator Ward for the committee.

This bill will allow the non-profit, Future in Sight, to be approved to take part in the multi-use decal number plate program. The organization provides education and rehabilitation for the blind and believes the decal would increase public awareness and referrals. Decal plates can be purchased for an additional fee and non-profit organizations approved by the legislature may sell decals for the multi-use decal plates.

## REGULAR CALENDAR REPORTS

### COMMERCE

**SB 61**, permitting private enforcement of the rights of construction and labor industry employees.  
Re-refer to Committee, Vote 3-2.  
Senator Cavanaugh for the committee.  
**SB 100**, relative to discrimination in employment based on criminal background checks.  
Ought to Pass with Amendment, Vote 4-1.  
Senator Morgan for the committee.

### EDUCATION AND WORKFORCE DEVELOPMENT

**SB 108**, relative to eligibility for the governor's scholarship program.  
Ought to Pass with Amendment, Vote 5-0.  
Senator Kahn for the committee.  
**SB 267**, relative to the release of student assessment information and data.  
Ought to Pass with Amendment, Vote 4-1.  
Senator Kahn for the committee.

### ELECTION LAW AND MUNICIPAL AFFAIRS

**SB 8**, establishing an independent redistricting commission.  
Ought to Pass with Amendment, Vote 3-2.  
Senator Morgan for the committee.  
**SB 46**, relative to qualifications of the inspectors of election.  
Ought to Pass with Amendment, Vote 3-2.  
Senator Morgan for the committee.  
**SB 67**, relative to the definitions of resident and residency.  
Ought to Pass with Amendment, Vote 3-2.  
Senator Levesque for the committee.  
**SB 70**, relative to vacancies among primary candidates and prohibiting a candidate from receiving the nomination of more than one party.  
Ought to Pass, Vote 4-1.  
Senator Morgan for the committee.  
**SB 103-L**, authorizing municipalities to engage in multi-town bonding projects.  
Ought to Pass, Vote 5-0.  
Senator Levesque for the committee.  
**SB 106**, relative to the definition of political advocacy organization and expenditure.  
Ought to Pass with Amendment, Vote 3-2.  
Senator Sherman for the committee.  
**SB 155**, relative to permissible campaign contributions by business organizations.  
Inexpedient to Legislate, Vote 4-1.  
Senator Levesque for the committee.  
**SB 156**, relative to political contributions made by limited liability companies.  
Ought to Pass, Vote 3-2.  
Senator Morgan for the committee.  
**SB 158**, relative to town and city membership in a nonprofit, nonpartisan organization and prohibiting recipients of municipal or county funds from using such funds for lobbying.  
Re-refer to Committee, Vote 3-2.  
Senator Gray for the committee.

## **ENERGY AND NATURAL RESOURCES**

**SB 13**, relative to limited electrical energy producers and net energy metering.

Re-refer to Committee, Vote 5-0.

Senator Fuller Clark for the committee.

**SB 79**, relative to required reporting on waste reduction.

Ought to Pass with Amendment, Vote 4-1.

Senator Feltes for the committee.

**SB 123**, relative to lost and unaccounted for gas, and relative to electric distribution companies investment in natural gas operations.

Ought to Pass with Amendment, Vote 4-1.

Senator Fuller Clark for the committee.

**SB 124**, relative to renewable portfolio standards after 2025.

Ought to Pass with Amendment, Vote 3-2.

Senator Fuller Clark for the committee.

**SB 159**, relative to net energy metering limits for customer-generators.

Ought to Pass with Amendment, Vote 5-0.

Senator Bradley for the committee.

**SB 162**, exempting commercial vessels from rafting rules.

Ought to Pass with Amendment, Vote 5-0.

Senator Bradley for the committee.

**SB 165**, relative to net energy metering by low-moderate income community solar projects.

Ought to Pass with Amendment, Vote 4-1.

Senator Feltes for the committee.

**SB 166**, relative to competitive electricity supplier requirements under net energy metering.

Ought to Pass with Amendment, Vote 3-2.

Senator Feltes for the committee.

**SB 168**, relative to class 2 obligations under the electric renewable portfolio standards.

Ought to Pass with Amendment, Vote 3-2.

Senator Feltes for the committee.

**SB 205**, relative to energy efficiency programs funded from the systems benefits charge and adding a member to the energy efficiency and sustainable energy board.

Ought to Pass with Amendment, Vote 3-2.

Senator Watters for the committee.

## **EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**SB 49**, relative to the state fire code.

Ought to Pass with Amendment, Vote 3-2.

Senator Carson for the committee.

**SB 97**, relative to licensure of health facilities near a critical access hospital.

Ought to Pass with Amendment, Vote 3-2.

Senator Rosenwald for the committee.

**SB 113**, relative to municipal authority regarding the state building code.

Re-refer to Committee, Vote 5-0.

Senator Carson for the committee.

## **FINANCE**

**SB 7-FN-L**, establishing the secure modern accurate registration act (SMART ACT).

Ought to Pass with Amendment, Vote 4-1.

Senator Feltes for the committee.

**SB 74-FN-A**, relative to register of deeds fees used to support the land and community heritage investment program (LCHIP), and establishing a committee to study the economic impact of land conservation.

Ought to Pass, Vote 4-1.

Senator Kahn for the committee.

**SB 116-FN**, relative to the New Hampshire employment program and family assistance program and making an appropriation therefor.

Ought to Pass with Amendment, Vote 5-0.

Senator Rosenwald for the committee.

**SB 143**, relative to administrative costs of state aid for special education.

Ought to Pass, Vote 5-0.

Senator Kahn for the committee.



**SB 216-FN**, requiring the New Hampshire transportation council to conduct a review of automated vehicle testing and deployment, establishing an automated vehicle testing pilot program, and providing requirements for automated vehicle deployment.

Ought to Pass, Vote 4-1.

Senator D'Allesandro for the committee.

**SB 234-FN**, establishing the position of director of the office of outdoor recreation industry development in the department of business and economic affairs.

Inexpedient to Legislate, Vote 4-1.

Senator Reagan for the committee.

**SB 236-FN-A**, making an appropriation to the department of health and human services for the purposes of upgrades to substance use disorder treatment facilities.

Ought to Pass with Amendment, Vote 4-1.

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 243-FN**, relative to the low and moderate income homeowners property tax relief program.

Ought to Pass, Vote 4-1.

Senator Kahn for the committee.

**SB 253-FN**, relative to statewide deployment of a real-time threat notification system for schools.

Ought to Pass, Vote 5-1.

Senator D'Allesandro for the committee.

**SB 260-FN**, establishing the New Hampshire pharmaceutical assistance pilot program for seniors and making an appropriation therefor.

Ought to Pass with Amendment, Vote 4-2.

Senator Feltes for the committee.

**SB 266-FN**, relative to funding for kindergarten pupils, keno revenues, and school building aid.

Ought to Pass with Amendment, Vote 4-2.

Senator D'Allesandro for the committee.

**SB 281-FN-A-L**, relative to mental health services for schools and making an appropriation therefor.

Ought to Pass, Vote 6-0.

Senator Reagan for the committee.

**SB 283-FN**, relative to post-election audits of electronic ballot counting devices.

No Recommendation, Vote 3-3.

Senator Feltes for the committee.

**SB 290-FN**, relative to the New Hampshire granite advantage health care program.

Ought to Pass, Vote 4-2.

Senator Rosenwald for the committee.

**SB 291-FN**, relative to the construction of new mental health facilities.

Ought to Pass, Vote 6-0.

Senator Giuda for the committee.

**SB 293-FN**, relative to federally qualified health care centers and rural health centers reimbursement.

Ought to Pass, Vote 5-1.

Senator Reagan for the committee.

**SB 294-FN-A-L**, relative to juvenile diversion programs.

Ought to Pass, Vote 6-0.

Senator Giuda for the committee.

**SB 306-FN**, establishing the housing appeals board.

Ought to Pass, Vote 6-0.

Senator Giuda for the committee.

**SB 308-FN-A**, relative to the health care workforce and making appropriations therefor.

Ought to Pass with Amendment, Vote 6-0.

Senator Rosenwald for the committee.

**SB 313-FN**, establishing a citizen's right-to-know appeals commission and a right-to-know law ombudsman and making an appropriation therefor.

Ought to Pass, Vote 6-0.

Senator Giuda for the committee.

**HEALTH AND HUMAN SERVICES**

**SB 4**, relative to the group and individual health insurance market.

Ought to Pass with Amendment, Vote 5-0.

Senator Bradley for the committee.

**SB 117**, relative to certain procedures conducted in teaching hospitals.

Re-refer to Committee, Vote 3-2.

Senator Fuller Clark for the committee.

**SB 120**, relative to the controlled drug prescription health and safety program.

Ought to Pass with Amendment, Vote 4-1.

Senator Chandley for the committee.

**SB 175**, relative to qualifying medical conditions for therapeutic cannabis.

Re-refer to Committee, Vote 4-1.

Senator Gray for the committee.

**JUDICIARY**

**SB 184**, relative to limitation of liability for prescribing an approved drug or device.

Inexpedient to Legislate, Vote 4-1.

Senator Chandley for the committee.

**SB 213**, relative to immunity for private campground owners.

Re-refer to Committee, Vote 3-2.

Senator French for the committee.

**SB 263**, relative to anti-discrimination protection for students in public schools.

Ought to Pass with Amendment, Vote 3-2.

Senator Hennessey for the committee.

**WAYS AND MEANS**

**SB 94**, relative to the number of days a charitable organization may operate bingo.

Re-refer to Committee, Vote 5-0.

Senator Morse for the committee.

**SB 318**, relative to donations to the education tax credit program.

Ought to Pass with Amendment, Vote 3-2.

Senator D'Allesandro for the committee.

**AMENDMENTS**

Health and Human Services

March 19, 2019

2019-1176s

01/06

**Amendment to SB 4**

Amend RSA 420-G:4-d, II(j) as inserted by section 4 of the bill by replacing it with the following:

(j) Pediatric services, including oral and vision care; provided, that health coverage that does not specifically include such pediatric services shall be deemed to have offered the essential health benefit under this subparagraph if the health carrier has obtained reasonable assurance that such pediatric services are provided to the purchaser of the health coverage.

Amend the bill by replacing section 5 with the following:

5 Health Coverage; Medical Underwriting. Amend RSA 420-G:5, I and II to read as follows:

I. Health carriers providing health coverage ~~[for individuals may]~~ **shall not** perform medical underwriting, including the use of health statements or screenings or the use of prior claims history~~[- to the extent necessary to establish or modify premium rates as provided in RSA 420-G:4].~~

II. ~~[Health carriers providing health coverage for individuals may refuse to write or issue coverage to an individual because of his or her health status.]~~ Regardless of claim experience, health status, or medical history, health carriers providing health coverage for **individual or** small employers shall not refuse to write or issue any of their available coverages or health benefit plans to any **individual or** small employer group that elects to be covered under that plan and agrees to make premium payments and meet the other requirements of the plan.

***II-a. Health carriers shall not establish any annual or lifetime limits on the dollar value of essential health benefits for any individual, except annual or lifetime limits may be imposed on specific covered benefits that are not essential health benefits to the extent permitted under federal law as of January 1, 2019.***

Amend the bill by replacing section 6 with the following:

6 Health Coverage; Guaranteed Issue. Amend RSA 420-G:6, III to read as follows:

***III. Health carriers shall actively market, issue, and renew all of the health coverages they sell in the individual and small employer market to all individuals and small employers in that market. Health carriers offering health coverage to small employers shall permit small employers to purchase health coverage at any point during the year, with the small employer's health coverage consisting of the 12-month period beginning with the small employer's effective date of coverage.***

***III-a. A health carrier shall not rescind health coverage issued to an individual or with respect to an individual covered under health coverage issued to a small or large employer, including a group to which the individual belongs or family coverage in which the individual is included, after the individual is covered under the plan, unless:***

***(a) The individual, or a person seeking coverage on behalf of the individual, performs an act, practice, or omission that constitutes fraud; or***

***(b) The individual makes an intentional misrepresentation of material fact, as prohibited by the terms of the plan or coverage.***

***III-b. For the purposes of subparagraph III-a(a), a person seeking coverage on behalf of an individual shall not include a producer, or an employee or authorized representative of the health carrier.***

***III-c. A health carrier in the individual, small group, or large group market shall provide individuals equal access to all health programs, coverage, or activities without discrimination on the basis of sex, sexual orientation, gender identity, race, creed, color, marital status, familial status, physical or mental disability, or national origin, as those terms are defined under RSA 354-A.***

Senate Finance  
March 19, 2019  
2019-1157s  
11/06

#### Amendment to SB 7-FN-LOCAL

Amend RSA 654:15-a, II-IV as inserted by section 1 of the bill by replacing it with the following:

***II. Any time a person applies for a driver's license, a nondriver's picture identification card, or a record change to a driver's license or nondriver's picture identification card with the division of motor vehicles, as specified below, during which he or she demonstrates that he or she is a United States citizen, 18 years of age or older, and a resident of New Hampshire, he or she shall, without taking any other action, automatically apply to register to vote unless he or she declines to submit such registration application under the procedures outlined in paragraph IV.***

***III. The division of motor vehicles shall electronically transmit to the secretary of state certain information as outlined in RSA 654:15-b about every eligible voter applying pursuant to this section. Such transmission shall be in a format that can be uploaded into the statewide centralized database and reviewed by election officials. The division of motor vehicles shall also transmit any updates to addresses or names to ensure that the voter checklists are kept up-to-date.***

***IV. The division of motor vehicles shall add a voter registration section to those online or paper forms used in connection with applying for a driver's license, a nondriver's picture identification card, or a record change related to a driver's license or nondriver's picture identification card, which shall collect information required for voter registration not already collected in such division of motor vehicles forms. The top of the voter registration section shall include a statement that reads: "If you are a victim of domestic violence or stalking, you may not wish to register to vote, as registration information is considered public information. NH Domestic Violence Hotline: 1-866-644-3574." The voter registration section shall also include the following preprinted statement: "Your application to register to vote shall be submitted unless you decline to apply to register below. By signing and submitting this application, you are authorizing the division of motor vehicles***

to transmit this application to the secretary of state for voter registration purposes. YOU MAY DECLINE TO APPLY TO REGISTER. Both the location of the office through which you submit this application and your decision of whether or not to apply to register to vote will remain confidential and will be used for voter registration purposes only.” A check box shall appear below such preprinted statement and next to the following statement: “Do not register me to vote or update my voter registration. I decline to register to vote or update my voter registration.”

Amend RSA 654:15-b, I as inserted by section 1 of the bill by replacing it with the following:

I. The division of motor vehicles shall transmit, via a secure electronic transmission, data collected relevant to voter registration, including data relating to age, residency, citizenship, and identity, as well as a signature image, for every citizen who applies to register to vote in accordance with RSA 654:15-a to the secretary of state. Such transmission shall be in a format that can be uploaded to the statewide centralized voter registration database, and that allows the city or town clerk or supervisor of the checklist to print the information on an 8.5 x 11 inch sheet of paper. Notwithstanding RSA 294-E and any other law to the contrary, the secretary of state, state agencies, and political subdivisions shall accept, use, and permit the use of the applicant’s signature image for purposes of this subdivision.

Election Law and Municipal Affairs  
March 20, 2019  
2019-1197s  
11/05

#### Amendment to SB 8

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

2 New Chapter; Independent Redistricting Commission. Amend RSA by inserting after chapter 662-A the following new chapter:

### CHAPTER 662-B INDEPENDENT REDISTRICTING COMMISSION

#### 662-B:1 Independent Redistricting Commission.

I. There is hereby established an independent redistricting commission which shall be charged with establishing all election district boundaries for all state and federal elections in New Hampshire. This commission is established so that henceforth elections shall reflect to the greatest extent possible the wishes of the voters of New Hampshire by eliminating partisan distortions of electoral districts.

II. The commission shall consist of 15 members of the public.

III. No person shall be eligible to serve as a member of the commission if, at any point during the 4 years prior to submitting an application for appointment to the commission, the person:

- (a) Has been a candidate for, or elected to, any federal, state, or county elective public office.
- (b) Served as an officer or employee of, or consultant to, a major political party or a campaign committee of a candidate for federal, state, county, or municipal elective public office.
- (c) Served as an elected or appointed member of the state committee of a political party.
- (d) Has been registered as a paid lobbyist in New Hampshire.
- (e) Has contributed 75 percent or more of the individual campaign contribution limit allowable under the Federal Election Campaign Act, or any successor law that replaces the Federal Election Campaign Act, to any one federal candidate.

IV. No person shall be eligible to serve as a commission member if he or she is a staff member, consultant to, under a contract with, or a person with an immediate family relationship with the governor, secretary of state, any member of the legislature, or any member of the United States Congress. As used in this section, a member of a person’s immediate family is one with whom the person has a bona fide relationship established through blood or legal relation, including parents, children, siblings, and in-laws.

V.(a) By joining the commission, a member waives his or her right to hold any state elective public office or to hold any appointed state or local public office for a period of 4 years from the date of appointment to the commission.

(b) A member of the commission shall not be eligible, for a period of 2 years from the appointment, to serve as an officer or employee of, or as a consultant to, the New Hampshire general court, or any individual legislator in the state or in the United States Congress, or to register as a governmental affairs agent in this state.

#### 662-B:2 Appointment of Commissioners.

I. The secretary of state shall create an application designed to determine the eligibility of potential commissioners and circulate the application to the public. These efforts shall include, but not be limited to:

- (a) Advertising the application period and criteria in all daily newspapers in the state for one month.
- (b) Advertising the application period and criteria on the home page of all state agency websites.
- (c) Requesting media to publicize the commission's search for eligible members.

II.(a) A person who is interested in serving as a member of the commission may submit an application to the secretary of state no later than September 1 of each year ending in the number zero. In addition to conflict of interest eligibility, the secretary of state shall screen applicants for persons who are compromise oriented, are able to be impartial, and have an appreciation for New Hampshire's diverse demographics and geography. From all timely and eligible applications received, the secretary of state shall choose 45 applicants who have demonstrated their eligibility no later than the first Wednesday after the first Tuesday of December of each year ending in the number zero.

(b) The 45 persons so selected shall proportionally represent the 5 current executive council districts. In addition to fair geographic representation, the secretary of state shall, to the extent practicable, achieve racial, ethnic, and gender diversity within the applicant pool, reflective of the state's diversity.

(c) The 45 persons so selected shall be divided into 3 pools: 15 members who are members of the largest political party in the state; 15 members who are members of the next largest political party in the state; and 15 persons who are not members of either the largest or next largest political party in the state.

(d) The majority and minority leaders in each house of the general court shall review the 45 potential members for a period of up to 3 weeks and may each strike 2 applicants, up to a maximum of 8 total strikes by the 4 legislative leaders in total.

(e) From the potential members remaining, and no later than January 31 of each year ending in one, the secretary of state shall appoint at random 3 members who are members of the largest political party in the state, 3 members who are members of the next largest political party in the state, and 3 persons who are not members of either the largest or next largest political party in the state. These 9 members shall then appoint the final 6 members from those persons remaining in the pool. Of the final 6 members, 2 members shall be members of the largest political party in the state, 2 members shall be members of the next largest political party in the state, and 2 persons shall not be members of either the largest or next largest political party in the state.

III. In the event of substantial neglect of duty, gross misconduct in office, or inability to discharge the duties of office, a member of the commission may, after being served written notice and given an opportunity for a response, be removed by a vote of 11 members of the commission. A finding of substantial neglect of duty or gross misconduct in office may result in referral to the New Hampshire attorney general for criminal prosecution.

IV. Vacancies on the commission shall be filled in the same manner as initial appointments.

V. The terms of all commissioners shall be 10 years. A member may be re-appointed upon the expiration of his or her term. The members shall elect annually a chairperson from among the members. In the event of substantial neglect of duty, gross misconduct in office, or inability to discharge the duties of office, a member of the commission may be removed by a 2/3 vote of the commission. The commission may look at previous applicants or re-open the application process in order to fill a vacancy.

VI. No redistricting commission member shall make a contribution, as defined in RSA 664:2, to any candidate for office or political committee for the time they serve on the commission.

VII. Each commissioner shall be paid \$200 a day, or \$100 per half-day, plus mileage at the state employee rate while engaged in her or his official duties. These rates shall be adjusted annually to account for inflation or deflation based on the consumer price index. The chairperson or his or her designee shall receive his or her reasonable expenses while traveling out of state in the performance of her or his duties.



### 662-B:3 Commission Meetings.

I. The commission shall act in public meetings by the affirmative vote of at least 9 members, including at least 2 members who are members of each of the 2 largest political parties in the state and 2 who are not members of either the largest or next largest political party in the state.

II. All meetings of the commission shall be open to the public. The commission shall publicly post notice of its meetings on the commission website and other appropriate outlets at least 7 days prior to such meetings. All records of the commission, including all communications to or from the commission regarding the work of the commission, shall be made available for public inspection.

III. The commission shall hold at least one public meeting in each county prior to drawing any maps and at least one public meeting in each county after releasing any proposed maps.

IV. The commission shall create a website that shall provide, at a minimum, a description of the role of the commission in the redistricting process, timely information to the public about the time, place, and purpose of each meeting of the commission, a portal for the submission of proposed maps, all preliminary maps, all data used to create maps, all reports analyzing the maps, and all other disclosures.

V. The commission shall provide a meaningful opportunity for all persons to participate in the public meetings, including, but not limited to, issuing notices in multiple languages and ensuring that translation and sign language services are available at all hearings at the commission's expense or through partnership with outside organizations. Meetings shall be held only in spaces that are accessible under the Americans with Disabilities Act of 1990, as amended.

VI. Commission meetings shall be adequately advertised and planned so as to encourage attendance and participation across the state. This includes scheduling meetings outside of regular work hours and using technology that allows for real-time, virtual participation and feedback.

VII. The commission shall be considered a public body subject to RSA 91-A. No documents created or received by the commissioners or staff as part of official duties, including emails and text messages, shall be exempt from disclosure for any privilege other than attorney-client privilege.

VIII. Commissioners and staff may not communicate with outside persons attempting to influence commissioners or commission action outside of public meetings. To the extent that commissioners and staff receive such communications, the identity of the person or group and the subject of the communication shall be publicly disclosed on the commission website.

### 662-B:4 Commission Duties.

I. The commission shall establish districts for state representatives, state senators, executive councilors, and United States senators and representatives using the following criteria:

(a) Districts shall comply with the United States Constitution and all applicable federal laws. Districts shall be drawn on the basis of total population.

(b) Districts shall form single boundaries and shall not be bisected or otherwise divided by other districts.

(c) Districts shall respect the integrity of communities of interest to the extent practicable. A community of interest is defined as an area with recognized similarities of interests, including but not limited to, economic, social, cultural, geographic, or historic identities. Communities of interest shall not include common relationships with political parties or political candidates.

(d) Districts shall respect the geographic integrity of political boundaries to the extent practicable without violating the requirements of any of the preceding subparagraphs.

(e) Districts shall provide racial minorities and language minorities with an equal opportunity to participate in the political process and shall not diminish their ability to elect candidates of choice whether alone or in coalition with others.

(f) The redistricting plan as a whole shall not have the intent or the effect of unduly favoring or disfavoring any political party or incumbent or candidate for political office.

II. The commission shall solicit redistricting plans and suggestions from the people of New Hampshire. The commission shall be authorized to purchase redistricting software that shall be made available to the public and legislators within 10 business days of the commission receiving it.

III. The commission shall create a commission website that shall provide, at a minimum, a description of the role of the commission in the redistricting process, timely information to the public about the time, place, and purpose of each commission meeting, a portal for the submission of proposed maps, all preliminary maps, all data used to create maps, all reports analyzing the maps, and all other disclosures.

IV. The commission shall provide a meaningful opportunity for all persons to participate in the public meetings, including, but not limited to, issuing notices in no fewer than 3 languages most prevalent in New Hampshire as determined by the census and ensuring that translation services are available at all hearings at the commission's expense or through partnership with outside organizations. The commission shall hold at least one meeting in each county.

V. Commission meetings shall be adequately advertised and planned so as to encourage attendance and participation across the state. This includes scheduling meetings outside of regular work hours and using technology that allows for real-time, virtual participation and feedback.

VI. The commission may hire up to 3 staff in the 2 years preceding the census and redistricting process for a term not to exceed 3 years and may, if it so chooses, share staff with either the attorney general's office or the office of the secretary of state. Staffing salaries shall be in accordance with salary levels set by the joint committee on legislative facilities.

VII. Commissioners and staff shall not communicate with any outside persons attempting to influence commissioners or commission action outside of public meetings. To the extent that commissioners and staff receive such communications, the identity of the person or group and the subject of the communication shall be publicly disclosed on the commission website.

#### 662-B:5 Adopting a Plan.

I. The commission shall act to release proposed maps and shall display the proposed maps for a minimum of 14 days for public comment in a manner designed to achieve the widest public access reasonably possible before establishing a final plan.

II. No later than December 31 of any year ending in one, the commission shall act to approve final plans for New Hampshire house, senate, executive council, and congressional districts. Upon approval, the commission shall submit the final plan to the senate president, speaker of the house of representatives, and senate and house minority leaders.

III. The commission shall issue with all proposed and final maps written evaluations that measure the maps against external metrics. These metrics shall cover all criteria set forth in RSA 662-B:4, including the impact of the maps on the ability of minority communities to elect candidates of choice, measures of partisan fairness using multiple accepted methodologies, and the degree to which the maps preserve or divide communities of interest.

IV.(a) It is the intent of this chapter that the general court shall conduct a roll-call vote on the plan in either the house of representatives or the senate expeditiously under a procedure or rule permitting no amendments except those of a purely corrective nature. It is further the intent of this chapter that if the bill is approved by the first house in which it is considered, it shall expeditiously be brought to a vote in the second house under a similar provision or rule.

(b) If a chamber of the legislature fails to pass the plan, it shall issue a written explanation specifying how the final plan fails the criteria listed in RSA 662-B:4 or any other binding federal or state law. The commission shall then amend the final plans to the extent necessary to satisfy the criteria in RSA 662-B:4 or other legal requirements and resubmit it to the legislature for a subsequent up or down floor vote.

(c) This process shall repeat until the legislature passes final plans for the New Hampshire house and senate.

662-B:6 Failure of Commission or Legislature to Reach Consensus. If the commission fails to approve and file redistricting plans by December 31 in the odd year following a decennial census, or the legislature fails to adopt and file the plan by February 15 of the even year following a federal decennial census, the New Hampshire supreme court shall appoint by March 1 in the even year following a decennial census a special master to create the relevant maps in accordance with the redistricting criteria and requirements set forth in RSA 662-B:6. The court shall make the special master's plans public and schedule a hearing where interested parties may present testimony and other evidence regarding the plans' compliance with redistricting criteria. The supreme court shall adopt the master's proposed plan no later than April 1 of the even year following the decennial census and certify the results to the secretary of state.

## 662-B:7 Judicial Review.

I. The New Hampshire supreme court has original and exclusive jurisdiction in all proceedings in which a final plan is challenged or is claimed not to have taken timely effect.

II. Any registered voter in this state may file a petition, within 45 days after adoption of the final plan on the grounds that the plan violates any federal or state law.

III. The New Hampshire supreme court shall give priority to ruling on any matter related to redistricting presented to the court. If the court determines that the final plan violates any federal or state law, the court shall fashion the relief that it deems appropriate, including, but not limited to, appointment of a special master to draw or modify a plan in accordance with RSA 662-B:6.

3 Severability. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

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

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.

Senate Executive Departments and Administration

March 20, 2019

2019-1201s

05/04

## Amendment to SB 49

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

2 State Fire Code; Ratification of Amendments by the State Board of Fire Control. Pursuant to RSA 153:5, I, the general court hereby ratifies the amendments to the state fire code, as defined in RSA 153:1, VI-a, adopted by the state board of fire control between January 1, 2018 and March 1, 2019 in administrative rules Saf-C 6000.

2019-1201s

## AMENDED ANALYSIS

This bill updates the state fire code to include the 2015 edition of the Uniform Fire Code NFPA 1. The bill also ratifies amendments to the state fire code adopted by the state board of fire control between January 1, 2018 and March 1, 2019.

Election Law and Municipal Affairs  
 March 20, 2019  
 2019-1185s  
 08/06

Amendment to SB 67

Amend the bill by replacing sections 1-2 with the following:

1 Resident; Inhabitant. Amend RSA 21:6 to read as follows:

21:6 Resident; Inhabitant. A resident or inhabitant or both of this state and of any city, town, or other political subdivision of this state shall be a person who is domiciled or has a place of abode or both in this state and in any city, town, or other political subdivision of this state, and who has, through all of his or her actions, demonstrated a current intent to designate that place of abode as his or her principal place of physical presence to the exclusion of all others. ***A person who satisfies the definition of resident or inhabitant in this section, but who does not have a current intent to maintain his or her domicile or place of abode within New Hampshire for the indefinite future, including military personnel, a student of any institution of learning, or a person employed for a fixed term, is not a resident for the purposes of Title XXI of New Hampshire's statutes governing motor vehicles.***

2 Residence. Amend RSA 21:6-a to read as follows:

21:6-a Residence. Residence or residency shall mean a person's place of abode or domicile. The place of abode or domicile is that designated by a person as his or her principal place of physical presence to the exclusion of all others. Such residence or residency shall not be interrupted or lost by a temporary absence from it, if there is an intent to return to such residence or residency as the principal place of physical presence. ***A person who satisfies the definition of residency in this section, but who does not have a current intent to maintain his or her domicile or place of abode within New Hampshire for the indefinite future, including military personnel, a student of any institution of learning, or a person employed for a fixed term, is not a resident for the purposes of Title XXI of New Hampshire's statutes governing motor vehicles.***

Energy and Natural Resources  
 March 19, 2019  
 2019-1162s  
 08/01

Amendment to SB 79

Amend RSA 149-M:23-a, I-II as inserted by section 1 of the bill by replacing them with the following:

I. In furtherance of the solid waste management planning requirements of RSA 149-M:23, all towns shall annually report to the department no later than March 31 whether and to what extent the town has met the state's goal of achieving a 40 percent minimum weight diversion of solid waste away from landfilling or incineration on a per capita basis, as set forth in RSA 149-M:2. Each annual report shall include:

- (a) The weight of all solid waste collected by the town during the calendar year prior to the report.
- (b) The weight of solid waste collected by the town that was diverted to recycling, composting, and reuse during the calendar year prior to the report.
- (c) The weight of solid waste collected by the town for recycling that was sent to a landfill or incinerator during the calendar year prior to the report.
- (d) A trend analysis comparing the data contained in subparagraphs (a) through (c) to the same data from every previous annual report.
- (e) A description of programs including Pay-As-You-Throw programs that the town has implemented or is in the process of developing to achieve source reduction, recycling, reuse, and composting. In describing recycling programs in particular, towns shall specify whether:

- (1) The town is implementing single-stream or multi-stream recycling;
- (2) The town is paying or being paid to have materials taken to be recycled; and
- (3) The town is sending materials collected for recycling to a landfill or incinerator.

II. The first annual report shall be filed no later than March 31, 2020. For the first annual report, if all data required in paragraph I is not available for any or some of the prior calendar year, towns shall provide any data that is available and make good faith estimates for the preceding calendar year.

Senate Executive Departments and Administration  
March 20, 2019  
2019-1194s  
10/05

#### Amendment to SB 80

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

AN ACT relative to applicants to the board of mental health practice from other states, membership on the board of mental health practice, and insurance credentialing of out-of-state mental health practitioners and psychologists.

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

1 New Paragraph; Mental Health Practice; Applicants From Other States. Amend RSA 330-A:26 by inserting after paragraph III the following new paragraph:

IV. If the board fails to grant a regular license under paragraph II within 15 days to an applicant who meets the requirements of paragraphs I and/or III, for which applicant there are no complaints or other reasons for denial, the applicant shall be issued an interim license which shall allow the applicant to practice in this state pending final approval or denial of the application by the board.

2 Board of Mental Health Practice; New Members. Amend RSA 330-A:3, I to read as follows:

I. There shall be a board of mental health practice composed of the following members: one licensed pastoral psychotherapist, one licensed clinical social worker, one licensed marriage and family therapist, one licensed clinical mental health counselor, ***one member from a community mental health center, one member from a community health center***, and 3 public members. The members shall be appointed to a term of 3 years by the governor with the approval of the council. The members of the board shall elect a chairperson on an annual basis. No discipline's representative and no individual public member shall serve as chairperson for more than 2 years consecutively.

3 Board of Mental Health Practice; Quorum. Amend RSA 330-A:9, I to read as follows:

I. The board shall hold regular annual meetings. Other meetings of the board shall be held at such times and upon such notice as the rules of the board provide. ~~[Four]~~ ***Five*** members shall constitute a quorum.

4 Managed Care Law; Credentialing Verification; Mental Practitioners and Psychologists. Amend RSA 420-J:8-c to read as follows:

420-J:8-c Reimbursement for Providers Waiting for Health Carrier Credentialing Verification.

***I.*** Pursuant to RSA 420-J:4, I, health carriers issuing health benefit plans subject to this chapter shall pay claims for covered services rendered to covered persons by a health care provider who, at the time of submission of a clean and complete credentialing application, has a valid license from the respective state licensing board and has been credentialed by the hospital, if appropriate. The claim for covered services rendered by the provider applicant shall be paid at the same contracted rate as the credentialed provider:

[I-] ***(a)*** When covering on-call for another health care provider who is credentialed by the carrier and billed using the name of the credentialed provider; or

[H-] ***(b)*** Who, at the time of application, is credentialed by the health carrier in another state or is in the health carrier's New Hampshire network based on employment with a particular health care entity.

***II. For purposes of RSA 420-J:4 and this section, a health care provider having a valid license shall include all:***

***(a) Mental health practitioners licensed under RSA 330-A and applicants for mental health practice licensure from other states who are able to practice in this state pursuant to RSA 330-A:26, II or IV.***



***(b) Psychologists licensed under RSA 329-B and psychologists licensed in another jurisdiction issued a temporary license to practice under RSA 329-B:20, III.***

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

2019-1194s

AMENDED ANALYSIS

This bill requires the board of mental health practice to issue an interim license to qualified applicants from other states while awaiting final approval or denial of the application. The bill also adds 2 members to the board of mental health practice. The bill also clarifies the procedure for insurance credentialing of out-of-state mental health practitioners and psychologists applying for state licensure.

Health and Human Services

March 20, 2019

2019-1204s

01/06

Amendment to SB 85

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

1 Statement of Intent. The general court recognizes that nearly half of adults in the United States have at least one chronic health condition and chronic diseases are responsible for increased health care costs. Seventy percent of health care costs in the United States are for chronic diseases. Some chronic diseases are known or thought to be associated with environmental causes. According to the Centers for Disease Control, the state of New Hampshire has the highest rates of people with bladder, breast, esophageal, and pediatric cancer in the country. In addition, a double pediatric cancer cluster was identified in the seacoast of New Hampshire in 2014. Therefore, the general court hereby establishes the commission to study environmentally-triggered chronic illness.

2 New Section; Commission to Study Environmentally-Triggered Chronic Illness Reestablished. Amend RSA 126-A by inserting after section 73 the following new section:

126-A:73-a Commission to Study Environmentally-Triggered Chronic Illness Reestablished.

I. There is established a commission to study environmentally-triggered chronic illness.

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

(1) Five members of the house of representatives, 3 of whom shall be appointed by the speaker of the house of representatives and 2 of whom shall be appointed by the house minority leader.

(2) Two members of the senate, one of whom shall be a member of the minority party, appointed by the president of the senate.

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

(4) The commissioner of the department of environmental services, or designee.

(5) The director of the university of New Hampshire institute for health policy and practice, or designee.

(6) The director of Boston University public health policy and practice, or designee.

(7) A representative from the New Hampshire Medical Society, appointed by the society.

(8) The chair of the board of trustees of the New Hampshire Hospital Association, or designee.

(9) An advanced practice registered nurse, appointed by the New Hampshire Nurse Practitioner Association.

(10) The program manager of the environmental public health tracking program, department of health and human services, or designee.

(11) Two community members with backgrounds in environmental science and/ or public health, nominated by the senators on the commission, one of whom shall be appointed by the president of the senate and one of whom shall be appointed by the speaker of the house of representatives.

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

III.(a) The commission's study shall include, but not be limited to:

(1) Determining which entities may report confirmed cases of chronic conditions or other health-related impacts to the public health oversight program.

(2) Recommending ways to alert public health officials regarding higher than expected rates of chronic disease or other health-related impacts which may be related to exposures of unrecognized environmental contaminants.

(3) Recommending a method to inform citizens regarding programs designed to manage chronic disease or other environmental exposure health-related impacts.

(4) Recommending data sources and a method to include data compiled by a public or private entity to the greatest extent possible in the development of the public health oversight program.

(5) Defining by codes, the health status indicators to be monitored, including chronic conditions, medical conditions, and poor health outcomes.

(6) Studying current health databases, including years available, potential for small area analysis, and privacy concerns.

(7) Researching currently existing health data reports by agency, bureau, or organization.

(8) Creating a model of desired data outputs and reports for chronic conditions and other health-related impacts.

(9) Identifying the gaps between what currently exists and the model output.

(10) Recommending the organizational structure responsible for the oversight function and mandatory reporting requirements.

(11) Reviewing results of stages 1, 2 and 3 of the pilot study recommended by the previous commission established by 2017, 166 and identifying changes to subparagraphs (8), and further identify items in (9) and (10).

(12) Identifying technology system changes necessary to carry out the charge of the commission.

(13) Collaborating with the National Institutes of Health, the United States Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop protocols for the department of health and human services to educate and provide guidelines for physicians and other advanced health care practitioners to identify and evaluate appropriate diagnostic screening tests to assess health effects from exposure to emerging contaminants.

(14) Collaborating with the National Institutes of Health, the United States Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop protocols for programs to streamline education and outreach to health care providers about how to implement the guidelines specified in subparagraph (13). The protocols shall include education relative to methods to reduce further exposures and to eliminate the contaminants, if effective methods are available.

(15) Recommending legislation, as necessary, to carry out the charge of the commission.

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

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 first-named house member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Seven members of the commission shall constitute a quorum.

V. The commission shall submit interim reports on November 1 of each year beginning November 1, 2020 containing its findings and any recommendations for proposed legislation and a final report on or before November 1, 2027 to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library.

3 Membership of Commission to Study Environmentally-Triggered Chronic Illness. To the extent possible, the initial membership of the commission to study environmentally-triggered chronic illness reestablished in section 2 of this act shall remain the same as the commission established in former RSA 126-A:73.

4 Data Sharing Between the Department of Environmental Services and the Department of Health and Human Services; Reference Deletion. Amend RSA 126-A:76, I(d) to read as follows:

(d) Make a presentation to the commission to study environmentally-triggered chronic illness[~~established in RSA 126-A:73;~~] regarding the departments' use of the standard operating procedure developed under subparagraph (b) to compare data, analyze community impacts, and communicate the results to the community.

5 Data Sharing Between the Department of Environmental Services and the Department of Health and Human Services; Reference Deletion. Amend RSA 126-A:76, III to read as follows:

III. On or before September 1, [2018] **2019, and at a minimum every 6 months thereafter**, the commissioners of the department of environmental services and the department of health and human services shall submit a report regarding the data sharing practices required under paragraph I to the speaker of the house of representatives, the senate president, the state library, and the commission to study environmentally-triggered chronic illness[~~established in RSA 126-A:73~~]. The report shall include [a description and estimate of the cost to perform a] **results of the** 2-way pilot project between the departments on arsenic in drinking water, where both health effects and environmental data exist.

6 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered chronic illness, is repealed.

7 Effective Date.

I. Section 6 of this act shall take effect November 1, 2027.

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

Senate Executive Departments and Administration  
March 20, 2019  
2019-1190s  
01/06

#### Amendment to SB 97

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

1 Residential Care and Health Facility Licensing; Special Health Care Services License. Amend RSA 151:2-e, III to read as follows:

III.(a) The commissioner shall adopt rules, pursuant to RSA 541-A, to specify:

[(a)] (1) The [minimum] requirements for equipment, personnel, training, operating, volume, and other criteria to assure the quality and safety for patients receiving each special health care service;

[(b)] (2) The procedure for applying for and maintaining a special health care service license including, but not limited to, the frequency of licensing inspections, submission of information and data to evaluate the performance and ongoing operation of services and enforcement under this section; and

[(c)] (3) The fees for applying for and maintaining a special health care service license in order to fully offset the cost to the department, including consultant fees and other related expenses necessary to process the application, and for any ongoing expenses to the department for maintaining a special health care service license.

[(d)] (b) **Any facility that provides a special health care service shall be in compliance with all applicable rules adopted pursuant to this chapter.**

2 Residential Care and Health Facility Licensing; Application for Licensure. Amend RSA 151:4, III(a)(3)-(7) to read as follows:

(3) Certification, where local licensing is required, that the facility conforms with applicable local rules, regulations and ordinances having to do with health and safety; **provided that this certification is not required for facilities licensed under RSA 151:2, I(b).**

(4) Name or location, or both, of community residences together with any certification required under subparagraph (a)(3) of this paragraph, when the application is submitted by an area agency as defined under RSA 171-A:2, I-b.

(5) Certification that the applicant has notified the public of the intent to file the application ***and the date the application will be filed*** with a description of the facility or special health care service to be licensed by publishing a notice in a newspaper of general circulation covering the area where the service is to be located in at least 2 separate issues of the newspaper no less than 10 business days prior to the filing of the application.

(6)(A) Certification, if the facility or special health care service is to be located within a radius of 15 miles of a ***New Hampshire*** hospital certified as a critical access hospital, pursuant to 42 C.F.R. section 485.610(b) and (c), that the applicant has given written notice of the intent to file the application ***and the date the application will be filed*** with a description of the facility or special health care service to be licensed to the chief executive officer of the ***New Hampshire critical access*** hospital by registered mail no less than 10 business days prior to the filing of the application.

***(B)(i) If, within 30 days of receipt of the applicant's notification under this subparagraph, the New Hampshire critical access hospital notifies the department that it objects to the applicant's licensure, the following additional requirements shall be met:***

***(ii) For any ambulatory surgical center, emergency medical care center, hospital, birthing center, drop-in or walk-in care center, dialysis center, or special health care service to be newly licensed under this chapter and located within a radius of 15 miles of a New Hampshire hospital certified as a critical access hospital pursuant to 42 C.F.R. 485.610(b) and (c), the department shall retain an independent contractor to study and report on whether or not the new facility will have a material adverse impact on the health care services provided in the New Hampshire critical access hospital's service area. The report shall be completed within 90 days from the date of the department's request and shall include how the proposed project will affect the health care services in the service area in terms of utilization, patient charges, market share, physician referral patterns, personnel resources, and referral sources. The applicant and critical access hospital shall provide any information requested by the independent contractor to complete its report. Notwithstanding any other provision of law, any information obtained at the request of the independent contractor shall remain confidential pursuant to RSA 151:13. If the report finds that the new facility will have a material adverse impact on the health care services provided in the service area of the New Hampshire critical access hospital, the department shall not grant the facility a license. If the applicant fails to provide the requested information to the independent contractor, for which the independent contractor is unable to complete its findings, the department shall not grant the facility a license. If the New Hampshire critical access hospital fails to provide the requested information to the independent contractor, for which the independent contractor is unable to complete its findings, no material adverse impact shall be found, and the facility may proceed with the licensure process. The cost of any fees associated with the retention and work completed by an independent contractor to comply with the provisions of this subparagraph shall be shared equally between the applicant and the hospital. These costs shall be paid in advance of any services performed. The department shall provide a copy of the report within 10 days of receipt to the applicant and critical access hospital.***

***(C) In this subparagraph:***

***(i) "Health care services" mean those patient services provided by the critical access hospital to the service area.***

***(ii) "Material adverse impact" means that granting the application would more likely than not significantly impede the ability of the critical access hospital to provide inpatient, outpatient surgery, or emergency services; coordination with emergency response systems; or staffing levels in its service area.***

~~[(7) For any new facility to be licensed under RSA 151:2, I(a) or (d) to be located within a radius of 15 miles of a hospital certified as a critical access hospital, pursuant to 42 C.F.R. section 485.610(b) and (c), a written determination by the commissioner of health and human services, after inquiry to the critical access hospital, that the proposed new facility will not have a material adverse impact on the essential health care services provided in the service area of the critical access hospital.]~~

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

2019-1190s

#### AMENDED ANALYSIS

This bill requires an applicant seeking to construct certain health care facilities for licensure under RSA 151 to submit a report showing how the proposed project will affect health care services offered by a critical access hospital.



Commerce  
 March 19, 2019  
 2019-1167s  
 08/10

#### Amendment to SB 100

Amend RSA 275:37-c, II and III as inserted by section 1 of the bill by replacing them with the following:

II. No public or private employer or employer's agent shall inquire about a prospective employee's prior arrests, criminal charges, or convictions on an employment application, unless the employer needs to screen applications for specific criminal convictions because it is prohibited from hiring those with such convictions under state or federal law, then the employer may inquire only about those prior arrests, criminal charges, or convictions directly implicated by applicable state or federal law.

III. No employer or employer's agent shall conduct a criminal record check of an applicant prior to the initial interview nor may an employer make any inquiry covered by paragraph II except in person or by telephone, if it is standard practice for that employer to conduct telephone interviews. In cases where there is only one applicant for an open position at the close of the application period, the employer may inquire about the applicant's criminal background in writing without the need to do an in person or telephone interview, provided that the applicant has the opportunity to provide a written response.

Election Law and Municipal Affairs  
 March 20, 2019  
 2019-1186s  
 11/04

#### Amendment to SB 104-LOCAL

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

1 Government of Town Meeting; Moderator; Duties. Amend RSA 40:4, II to read as follows:

II.(a) ~~[In the event a weather emergency occurs on or before]~~ ***If the National Weather Service issues a weather event warning applicable to a town on*** the date of a deliberative session or ~~[voting day]~~ ***business session*** of a ***town*** meeting ~~[in a town]~~, which the moderator reasonably believes may cause the roads to be hazardous or unsafe, the moderator may, up to 2 hours ***but not more than 48 hours*** prior to the scheduled session, postpone and reschedule the ~~[deliberative]~~ session ~~[or voting day]~~ of the meeting to another reasonable date, place, and time certain. ***If an accident, natural disaster, or other emergency occurs which the moderator reasonably believes may render use of the meeting location unsafe, the moderator may, at any time prior to the scheduled deliberative or business session, postpone and reschedule the session to a date, place, and time certain. To the extent practical, prior to making a decision to postpone, the moderator shall consult with the governing body, the clerk, and as appropriate for the circumstances the police chief, the fire chief, the road agent, and the local emergency management director. The moderator shall employ whatever means are available to inform citizens of the postponement and the rescheduled date or dates.***

***(b) In the event of a weather or other emergency as described in RSA 669:1 that occurs on or before the date of an official ballot voting day as defined in RSA 652:16-g, which the moderator reasonably believes may cause the roads to be hazardous or unsafe, the moderator may postpone the session in accordance with RSA 669:1 and RSA 669:1-a.***

***(c) The date originally scheduled shall continue to be deemed the deliberative session, business session, or [voting day] official ballot voting day of the meeting for purposes of satisfying statutory meeting date requirements; provided, that in towns or districts that have adopted RSA 40:13, the postponement shall not delay the deliberative session more than 72 hours. [The moderator shall employ whatever means are available to inform citizens of the postponement and the rescheduled deliberative session or voting day.]***

2 Government of Town Meeting; Optional Form of Meeting-Official Ballot Referenda; Use of Official Ballot. Amend RSA 40:13, VII to read as follows:

VII. The second session of the annual meeting, ***which is the official ballot voting day as defined in RSA 652:16-g***, to elect officers of the local political subdivision by official ballot, to vote on questions required by law to be inserted on said official ballot, and to vote on all warrant articles from the first session



on official ballot, shall be held on the second Tuesday in March, the second Tuesday in April, or the second Tuesday in May, as applicable ***unless it is postponed in accordance with RSA 40:4, II(b) and RSA 669:1***. Notwithstanding RSA 669:1, 670:1, or 671:2, the second session shall be deemed the annual election date for purposes of all applicable election statutes including, but not limited to, RSA 669:5, 669:19, 669:30, 670:3, 670:4, 670:11, 671:15, 671:19, and 671:30 through 32; and votes on zoning ordinances, historic district ordinances, and building codes under RSA 675.

3 Cities and Wards; Local Elections; Times. Amend RSA 44:11 to read as follows:

44:11 Times.

***I.*** The meeting of the voters of each ward for the election of city and ward officers shall be held on such day as may be fixed by law or by ordinance of the city council but in no event shall it be held in conjunction with a biennial election; and all ward and city officers who are chosen by the people shall hold their respective offices for the term and from the day fixed by law or ordinance, and until others are appointed in their stead. The prohibitions in this section shall not apply to a special election held to fill a vacancy for the office of a city or a ward officer.

***II. In the event of a weather or other emergency as described in RSA 669:1, the election may be postponed and rescheduled in the manner provided in that section, except that all references to the moderator shall be deemed to refer to the city clerk.***

4 New Sections; Elections; Terms and Definitions. Amend RSA 652 by inserting after section 16-d the following new sections:

652:16-e Business Session. “Business session” means, in a town that has not adopted the provisions of RSA 40:13, the session of a town meeting at which voters discuss, deliberate, and vote on matters other than the election of officers by official ballot and other questions that are placed on the official ballot.

652:16-f Deliberative Session. “Deliberative session” means the first session of a meeting in a town that has adopted the provisions of RSA 40:13.

652:16-g Official Ballot Voting Day. “Official ballot voting day” means the day on which voters in a town vote on the election of officers or other questions authorized by law to be voted on by official ballot, or both, in compliance with the procedures for elections for the partisan official ballot system as set forth in RSA 669:12 or the nonpartisan official ballot system as set forth in RSA 669:19 through RSA 669:22, RSA 670:5 through RSA 670:7, and RSA 671:20 through RSA 671:30, including all requirements pertaining to absentee voting, the polling place, and polling hours.

5 Elections; Absentee Voting; Eligibility; Absence, Religious Observance, and Disability Voting. Amend RSA 657:1, I to read as follows:

***I.*** Any person who [is] ***will be*** absent on the day of any state election from the city, town, or unincorporated place in which he or she is registered to vote or who cannot appear in public on any election day because of his or her observance of a religious commitment or who is unable to vote there in person by reason of physical disability may vote at such elections as provided in this chapter. A person who is unable to appear at any time during polling hours at his or her polling place because of an employment obligation shall be considered absent for purposes of this chapter. For the purposes of this section, the term “employment” shall include the care of children and infirm adults, with or without compensation.

6 Absentee Voting; Eligibility; Absence, Religious Observance, and Disability Absentee Voting. Amend RSA 657:1, II(a)-(c) to read as follows:

(a) A person [~~who is elderly or infirm or who has a physical disability,~~] who otherwise would have voted in person but has concerns for his or her safety traveling in the storm, shall be considered absent for purposes of this chapter and may vote absentee on the [Monday] ***day*** immediately prior to the election.

(b) A person who cares for children or infirm adults who reasonably anticipates that school, child care, or adult care will be canceled, who otherwise would have voted in person but will be deterred from voting by the need to care for children or infirm adults, shall be considered absent for purposes of this chapter and may vote absentee on the [Monday] ***day*** immediately prior to the election.

(c) As required by RSA 652:20, the clerk’s office shall be open to receive applications for absentee ballots, to provide voters the opportunity to complete absentee ballots, and to receive returned ballots on the [Monday]

**day** immediately prior to an election at a minimum from 3:00 p.m. to 5:00 p.m. The clerk may designate a deputy clerk or assistant to provide this service, provided the individual has taken the oath of office and has been trained in the requirements for using an absentee ballot and the procedures for issuing and receiving absentee ballots.

***(d) In the event an election is postponed pursuant to RSA 669:1, the provisions of subparagraph (c) shall apply to the day before the date of the originally scheduled election and the day before the date of the postponed election.***

7 New Paragraph; Town Elections; General Provisions; Election Dates. Amend RSA 669:1 by inserting after paragraph IV the following new paragraph:

V.(a) If the National Weather Service issues a weather event warning applicable to a town on a date when an election is scheduled, which the moderator reasonably believes may cause the roads to be hazardous or unsafe, or if an accident, fire, natural disaster, or other emergency occurs that the moderator reasonably believes may render use of the election location unsafe on the date of the election, then the moderator may, after consulting with town officials, postpone the election. To the extent practical, prior to making a decision to postpone, the moderator shall consult with the governing body, the clerk, and as appropriate for the circumstances the police chief, the fire chief, the road agent, and the local emergency management director. The moderator shall document any decision to postpone the election and notify the secretary of state by phone or electronic mail of the postponement within two hours of the decision to postpone.

(b) When a ballot to be used at an election which has been postponed contains questions that are to be voted on simultaneously by more than one town, such as those relating to village, school, or water districts, the postponement of an election shall apply to all towns voting on that issue at the election. The moderators of the towns involved, after consultation with respective town officials, shall communicate with each other to reach a consensus on the postponement. In such instances, one of the moderators shall be selected to document the communications and notify the secretary of state. If a consensus cannot be reached, the election shall be postponed if a majority of the moderators vote to postpone.

(c) The decision to postpone shall be made on the day immediately prior to the election at any time before 6:00 p.m.

(d) If the moderator postpones the town election as provided in this paragraph V, the moderator shall document the decision and notify the secretary of state by telephone or electronic mail of the postponement within 2 hours of the decision to postpone.

(e) If a special state election is scheduled for the date of the town election, this section shall not apply.

8 New Section; Town Elections; General Provisions; Postponed Town Elections. Amend RSA 669 by inserting after section 1 the following new section:

#### 669:1-a Postponed Town Elections.

I. Any election postponed pursuant to RSA 669:1, V shall be rescheduled to the Tuesday 2 weeks following the original date of the election, provided all other applicable statutory provisions associated with elections under this chapter shall also be extended the same 2 weeks.

II. The supervisors of the checklist shall not be required to meet again until the postponed town election day.

III. If the election is postponed to a date that follows the date of the business meeting, the end of the term of the moderator established in RSA 40:1 shall be extended through the completion of all election day duties or until the qualification of a successor, whichever is later.

IV. Any school district election coordinated with a town under RSA 671:26-a or otherwise held in conjunction with the town election shall also be subject to the provisions of this section.

V. The moderator and the governing body shall employ all reasonable means to provide voters with notice of the postponement, the date on which the postponed election shall be conducted, and information on obtaining absentee ballots for those voters who qualify to vote by absentee ballot at the postponed election. To the extent practical given the circumstances of the postponement, notice shall be posted at the location of the scheduled election, at the municipal offices, and on the website of each town, school district, and village district whose election is postponed.

VI. All ballots prepared for the original date of the election shall be used for the postponed election. A notice explaining the deadline for returning an absentee ballot shall be issued to voters who request and are sent an absentee ballot during the period between the original date and the postponed date of the election.

VII. All absentee ballots submitted to be counted on the date of the original election, all absentee ballots submitted for the original date of the election which arrive after that date but before 5:00 p.m. on the date of the postponed election, and all absentee ballots submitted to be counted at the postponed election shall be submitted to the moderator for processing in accordance with RSA 659.

VIII. To the extent practicable, the town clerk may decide to be at the location of the originally scheduled election to receive applications for absentee ballots, to provide voters the opportunity to complete absentee ballots, and to receive returned ballots during what would have been normal polling hours. The town clerk may designate a deputy clerk or assistant to provide this service, provided the individual has taken an oath of office and has been trained in the requirements for using an absentee ballot and the procedures for issuing and receiving absentee ballots.

IX. The absentee ballot of a voter who qualified to vote by absentee ballot because he or she expected to be absent or unable to appear at the polls on the original date of the election and who submitted an absentee ballot which otherwise satisfies the requirements for voting by absentee ballot, shall be counted even if the voter is present in the town or able to appear at the polls on the date of the rescheduled election.

X. All absentee ballots shall be processed as provided for by RSA 659.

9 New Section; Elections; Village District Elections; General Provisions; Rescheduling of Village District Elections. Amend RSA 670 by inserting after section 1 the following new section:

670:1-a Rescheduling of Village District Elections. In the case of a village district that includes voters from 2 or more towns and holds its elections in conjunction with town elections, in the event of a weather or other emergency as described in RSA 669:1, V, the town moderators in each town shall, as described in RSA 669:1, coordinate to reschedule the town and village district elections as provided in that section.

10 New Section; School District Elections; Conduct of Election: Coordination with Town Election; Rescheduling Elections. Amend RSA 671 by inserting after section 22 the following new section:

671:22-a Rescheduling Elections. In the case of a school district that comprises one or more preexisting districts and holds its elections in conjunction with the town elections in the component towns as provided in this subdivision, in the event of a weather or other emergency as described in RSA 669:1, V, the town moderators in each town shall, as described in RSA 669:1, coordinate to reschedule the town and school district elections.

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

Election Law and Municipal Affairs  
March 20, 2019  
2019-1200s  
05/10

#### Amendment to SB 106

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

AN ACT relative to the definition of political advocacy organization.

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

1 Political Expenditures and Contributions; Definition of Political Advocacy Organization. Amend RSA 664:2, XXII to read as follows:

XXII. "Political advocacy organization" means any entity, ***including, but not limited to, an organization described in RSA 664:2, III,*** that ~~[spends \$5,000]~~ ***makes expenditures of \$2,500*** or more in a calendar year to pay for ~~[a communication that is functionally equivalent to express advocacy because, when taken as a whole, such communication is likely to be interpreted by a reasonable person only as advocating the election or defeat of]~~ ***communications that refer to*** a clearly identified candidate or candidates or the success or defeat of a measure or measures, ~~[taking into account whether the communication involved mentions a candidacy or a political party, or takes a position on a candidate's character, qualifications, or fitness for office]~~ ***and are publicly distributed within 60 days before a primary or general election to an audience that includes members of the electorate for the office sought by the candidate or one or more of the candidates, regardless of whether the communication or communications expressly advocate a vote***

***for or against the candidate or candidates or for the success or defeat of a measure or measures. In this paragraph, expenditures do not include expenses for candidate forums, including, but not limited to, spending for advertisements, marketing, or event expenses.***

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

2019-1200s

#### AMENDED ANALYSIS

This bill modifies the definition of political advocacy organization for purposes of the political expenditures and contribution laws.

Education and Workforce Development

March 19, 2019

2019-1132s

04/06

#### Amendment to SB 108

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

1 Governor's Scholarship Program and Fund. RSA 4-C:31 through 4-C:35 are repealed and reenacted to read as follows:

4-C:31 Definitions. In this subdivision:

I. "Eligible institution or program" means:

(a) A postsecondary educational institution or training program within the university system of New Hampshire as defined in RSA 187-A, a postsecondary educational institution or training program within the community college system of New Hampshire as defined in RSA 188-F, or a private postsecondary institution approved to operate in this state; and

(b) Is approved by the higher education commission pursuant to RSA 21-N:8-a or accredited by the New England Commission of Higher Education; and

(c) Is a not-for-profit organization eligible to receive federal Title IV funds.

II. "Eligible student" means a first-year, full-time, or Pell Grant-eligible student who meets the eligibility and residency requirements of RSA 4-C:33. "First-year" means a student who has never enrolled in an eligible institution or program.

III. "Full-time" means an enrolled student who is carrying an academic course load that is determined to be full-time by the eligible institution or program based on a standard applicable to all students enrolled in a particular educational program. The student's course load may include any combination of courses, work, research, or special studies that the eligible institution or program consider sufficient to classify the student as full-time.

IV. "Office" means the governor's office of strategic initiatives.

4-C:32 Governor's Scholarship Program and Fund Established.

I. There is hereby established the governor's scholarship program and the governor's scholarship fund in the office of strategic initiatives. The program and fund shall be administered by the office. The fund shall be kept distinct and separate from all other funds and shall be used to provide scholarships which a recipient shall apply to the costs of an education at an eligible institution or program. The funds shall be distributed to an eligible institution based on the number of eligible students awarded a scholarship and upon receipt of a request for reimbursement for such scholarship funds accompanied by appropriate documentation.

II. The state treasurer shall credit to the fund any appropriation relating to the governor's scholarship fund made to the department of education, division of educator support and higher education for each fiscal year. The state treasurer shall invest the fund in accordance with RSA 6:8. Any earnings on trust fund moneys shall be added to the fund.

III. All moneys in the fund shall be nonlapsing and continually appropriated to the office for the purposes of this subdivision.

IV. The office may institute promotional programs and solicit and receive gifts or donations of any kind for the purpose of supporting educational scholarships from the fund. The office may accept cash gifts to the fund.

V. All gifts, grants, and donations of any kind shall be credited to the fund.

#### 4-C:33 Eligibility.

I. Any person who meets the following requirements shall be an eligible student:

(a) A person shall meet the residency requirements of RSA 193:12, and be a graduate of a New Hampshire high school, public academy, chartered public school, New Hampshire private preparatory high school, or a high school-level home education program as defined in RSA 193-A, have completed at least 3 years of high school in this state, be pursuing a certificate, associate, or bachelor degree at an eligible institution or program in this state, and be eligible to receive a Pell grant; or

(b) A person shall be a graduate of a preparatory high school outside of this state while a dependent of a parent or legal guardian who is a legal resident of this state and who has custody of the dependent; or

(c) A person shall have a parent or guardian who has served in or has retired from the United States Army, Navy, Air Force, Marine Corps, or Coast Guard within the last 4 years and is a resident of this state; or

(d) A person shall be a graduate of a high school, public academy, chartered public high school, or a high school-level home education program outside of this state but have maintained his or her primary residence in this state for not less than 5 years preceding the date of application for a scholarship.

II. A person shall meet the qualifications for academic performance or work experience as established by the office.

III. A person shall not have been adjudicated delinquent or convicted or pled guilty or nolo contendere to any felonies or any second or subsequent alcohol or drug-related offenses under the laws of this or any other state, or under the laws of the United States, except that an otherwise eligible person who has been adjudicated delinquent or has been convicted or pled guilty or nolo contendere to a second or subsequent alcohol or drug-related misdemeanor offense shall be eligible or continue to be eligible for a scholarship after the expiration of one academic year from the date of adjudication, conviction, or plea.

#### 4-C:34 Procedures.

I. All scholarship funds shall be distributed to the eligible student by the eligible institution or program. The institution or program shall include the scholarship in the student's financial aid package and may seek subsequent reimbursement. The state shall provide the reimbursements twice per year to each eligible institution or program for the number of eligible students enrolled in the current semester or term who are receiving a scholarship. The institution or program shall submit the list of scholarship recipients to the office or its designee no later than November 30 and April 30 of each academic year, and shall be reimbursed within 30 days of submission.

II. An eligible student may receive a scholarship in the amount of \$1,000 per year provided he or she maintains at least a 2.0 grade point average. An eligible student who earned the New Hampshire scholar designation at the time of high school graduation may receive a scholarship in the amount of \$2,000 per year provided he or she maintains at least a 2.5 grade point average. The eligible institution or program shall not reduce any merit or need-based grant aid that would have otherwise been provided to the eligible student. An eligible student may receive an annual scholarship for a maximum of 4 years.

III. In the event the state does not reimburse the eligible institution or program for scholarship amounts paid to an eligible student receiving an award, the eligible institution or program shall agree not to seek additional payments from the eligible student and to absorb the loss of funds without any consequence to the eligible student.

IV. The office shall develop additional procedures that may be necessary for distributing scholarship funds to an eligible student enrolled in an eligible institution or program.

2 Application of Receipts; Governor's Scholarship Fund. Amend RSA 6:12, I(b)(336) to read as follows:

(336) Moneys deposited into the governor's scholarship fund established in [RSA 4-C:34] **RSA 4-C:32**.

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

2019-1132s

#### AMENDED ANALYSIS

This bill amends the governor's scholarship program and inserts new definitions for eligible students and eligible institutions.



Senate Executive Departments and Administration  
 March 20, 2019  
 2019-1188s  
 01/05

#### Amendment to SB 111

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

1 Vital Records and Health Statistics. Amend the chapter heading of RSA 126 to read as follows:

~~[VITAL RECORDS AND]~~ HEALTH STATISTICS

2 Health Care Data; Data Collection. RSA 126:25 is repealed and reenacted to read as follows:

126:25 Data Collection.

I. This subdivision establishes a system for the collection of health care data and for the disclosure of data consistent with the Health Insurance Portability Accountability Act of (1996), 45 C.F.R. sections 160, 162, and 164 (HIPAA), limited to, public health activities, health care oversight, research, health care operations, the administration of anti-fraud, waste, and abuse activities, and the prevention of anti-competition practices in the health care system. For the purposes of this section, health care operations shall not include marketing or fundraising except such use or disclosure shall be permissible for market analysis.

II. All health care facilities under RSA 151:2 shall file health care data as required by the commissioner of health and human services, pursuant to RSA 126:27. This data shall include, but not be limited to:

(a) For hospitals, the data now collected through the uniform health care facility discharge data set as amended by rule pursuant to RSA 541-A; and

(b) For all facilities, disposition destination of each patient or resident admitted, payer information, charge by discharge, and any demographic or diagnostic information necessary for the administration of this subdivision.

3 Health Care Data; Rulemaking. Amend RSA 126:27 to read as follows:

126:27 Rulemaking. The commissioner of health and human services shall adopt rules, pursuant to RSA 541-A, relative to:

I. The types of data which each facility ~~[and provider]~~ shall be required to file under RSA 126:25 ~~[and the types of data required under RSA 420-G:11, II].~~

II. The form in which data shall be filed under RSA 126:25.

III. The times at which data shall be filed under RSA 126:25.

IV. User fees which shall be assessed persons requesting data under RSA 126:28, 126:30, and 141-B:9.

V. Confidentiality of data collected **and disclosed** under this subdivision subject to the provisions of RSA 126:28.

VI. Procedures ~~[for obtaining data from]~~ **and written requirements for obtaining, using, and protecting data provided by** the department of health and human services under RSA 126:28.

~~[VII. The types of data which shall be reported under RSA 420-G:4, V.]~~

4 Health Care Data; Availability of Data. RSA 126:28 and RSA 126:29 are repealed and reenacted to read as follows:

126:28 Availability of Data. Notwithstanding any other provision of law, data collected under RSA 126:25 shall be made available:

I. To the public upon request, provided that individual patients or health care practitioners shall not be directly or indirectly identifiable.

II. To individuals or entities for research, public health, or health care operations as defined by HIPAA, or any other individual or entity as allowable by law, demonstrating a legitimate need for such information, if such disclosure is consistent with all applicable HIPAA standards and approved by the commissioner, or designee, in accordance with rules adopted under RSA 126:27. Use of data disclosed shall not be for marketing or fundraising targeted to individuals except such use or disclosure shall be permissible for market analysis.

III. To the insurance department, the department of justice, or any other state or federal agency, and any agency's contractors, for review of health care matters within the agency's respective jurisdictional authority. An agency or contractor receiving health care data under this section shall comply with all state and federal confidentiality, privacy, and security protections. 126:29 Penalties. In addition to any other penalties provided by law, any health care facility which willfully fails to comply with the provisions of this subdivision shall be subject to a civil penalty of \$100 for each day of noncompliance, which shall not be reimbursable by a commercial insurer, nonprofit health services corporation, health maintenance organization, or multiple employer welfare arrangement as provided in RSA 415, 420-A, 420-B, and 415-E.

5 Public Health; Critical Health Problems Reporting Act; Form. Amend RSA 141-A:5, III to read as follows:

III. A report or other data relating to a critical health problem which discloses the identity of an individual who was reported as having a critical health problem shall be made available only to persons who demonstrate a need for the report or other data which is essential to health related research, ***including but not limited to, for purposes of administering the lead paint poisoning prevention control program under RSA 130-A.*** A report or data which does not disclose the identity of the individual shall be made available to the public in compliance with RSA 91-A.

6 Health Coverage; Development of a Comprehensive Health Care Information System. Amend RSA 420-G:11-a, I to read as follows:

I. The department, ***the department of justice,*** and the department of health and human services shall enter into a memorandum of understanding for collaboration in the development of a comprehensive health care information system, ***the sharing of submitted data fields, and the role of each in the security of transferred health care data.*** The memorandum of understanding shall include a description of the data sets that will be included in the comprehensive health care information system, the criteria and procedures for the development of limited use data sets, the criteria and procedures to ensure that Health Insurance Portability and Accountability Act of 1996 (HIPAA) compliant limited use data sets are accessible, and a proposed time frame for the creation of a comprehensive health care information system. To the extent allowed by HIPAA, the data shall be available as a resource for insurers, employers, providers, purchasers of health care, and state agencies to continuously review health care utilization, expenditures, and performance in New Hampshire and to enhance the ability of New Hampshire consumers and employers to make informed and cost-effective health care choices. In presenting data for public access, comparative considerations shall be made regarding geography, demographics, general economic factors, and institutional size. Notwithstanding HIPAA or any other provision of law, the comprehensive health care information system shall not include or disclose any data that contains direct personal identifiers. For the purposes of this section, "direct personal identifiers" include information relating to an individual that contains primary or obvious identifiers[, ~~such as the individual's name, street address, e-mail address, telephone number, and social security number.~~].

7 Repeal. The following are repealed:

I. RSA 126:26, relative to data review.

II. RSA 126:33 and 126:34, relative to certain reports.

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

Senate Finance  
March 19, 2019  
2019-1145s  
05/08

#### Amendment to SB 116-FN

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

AN ACT relative to an assistance program for grandparents caring for minor children and making an appropriation therefor.

Amend the bill by replacing sections 1 and 2 with the following:

1 Assistance Program for ~~[2-Parent Families With Dependent]~~ ***Grandparents Caring for Minor*** Children.  
Amend RSA 167:77-e to read as follows:

167:77-e Assistance Program for ~~[2-Parent Families With Dependent]~~ ***Grandparents Caring for Minor*** Children. ~~[Subject to available public and/or private funds,]~~ The department may establish a non-TANF, ***state-funded*** financial assistance program for ~~[2-parent needy families with dependent]~~ ***grandparents caring for minor*** children ~~[in which one parent is underemployed or unemployed. With the exception of parental underemployment or unemployment, client eligibility and program requirements and administration shall be in accordance with this chapter and the rules adopted under this chapter].~~

2 Appropriation. The sum of \$1,000,000 for the fiscal year ending June 30, 2020 and the sum of \$1,000,000 for the fiscal year ending June 30, 2021 are hereby appropriated to the department of health and human services for the purposes of the assistance program established in RSA 167:77-e as amended in section 1 of this act. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

2019-1145s

#### AMENDED ANALYSIS

This bill changes the assistance program for 2-parent families with dependent children to an assistance program for grandparents caring for minor children. This bill makes an appropriation for the purposes of the bill.

Health and Human Services

March 19, 2019

2019-1170s

01/06

#### Amendment to SB 120

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

3 Controlled Drug Prescription Health and Safety Program Established. RSA 318-B:32 is repealed and reenacted to read as follows:

318-B:32 Controlled Drug Prescription Health and Safety Program Established.

I. The office shall design, establish, and contract with a third party for the implementation and operation of an electronic system to facilitate the confidential sharing of information relating to the prescribing and dispensing of schedule II-IV controlled substances, by prescribers and dispensers within the state.

II. The office may establish fees for the establishment, administration, operations and maintenance of the program. The program may also be supported through grants and gifts. The fee charged to individuals requesting their own prescription information shall not exceed the actual cost of providing that information.

III. Prescription information relating to any individual shall be deleted 3 years after the initial prescription was dispensed. All de-identified data may be kept for statistical and analytical purposes for perpetuity.

IV. The executive director shall establish and appoint an advisory council, as provided RSA 318-B:38.

4 Controlled Drug Prescription Health and Safety Program Operation. Amend RSA 318-B:33, I to read as follows:

I. The ~~[board]~~ ***office*** shall develop a system of registration for all prescribers and dispensers of schedule II-IV controlled substances within the state. The system of registration shall be established by rules adopted by the ~~[board]~~ ***office***, pursuant to RSA 541-A.

5 Controlled Drug Prescription Health and Safety Program; Confidentiality. Amend RSA 318-B:34, II and III to read as follows:

II. The ~~[board]~~ ***office*** shall establish and maintain procedures to ensure the privacy and confidentiality of patients and patient information.

III. The ~~[board]~~ ***office*** may use and release information and reports from the program for program analysis and evaluation, statistical analysis, public research, public policy, and educational purposes, provided that the data are aggregated or otherwise de-identified.

6 New Subparagraph; Controlled Drug Prescription Health and Safety Program; Providing Controlled Drug Prescription Health and Safety Information. Amend RSA 318-B:35, I(b) by inserting after subparagraph (4) the following new subparagraph:

(5) A practitioner or consultant retained by the office to review the system information of an impaired practitioner program participant or a referral who has agreed to be evaluated or monitored through the program and who has separately agreed in writing to the consultant's access to and review of such information.

7 Controlled Drug Prescription Health and Safety Program; Information. Amend RSA 318-B:35, I(b)(3) to read as follows:

(3) Authorized law enforcement officials on a case-by-case basis for the purpose of investigation and prosecution of a criminal offense when presented with a court order based on probable cause. No law enforcement agency or official shall have direct access to ~~[the]~~ **query** program **information**.

8 Controlled Drug Prescription Health and Safety Program; Providing Controlled Drug Prescription Health and Safety Information. Amend RSA 318-B:35, II to read as follows:

II. The program shall notify the appropriate regulatory board listed in subparagraph I(b)(2) and the prescriber or dispenser at such regular intervals as may be established by the ~~[board]~~ **office** if there is reasonable cause to believe a violation of law or breach of professional standards may have occurred. The program shall provide prescription information required or necessary for an investigation.

9 Controlled Drug Prescription Health and Safety Program; Unlawful Act and Penalties. Amend RSA 318-B:36, I and II to read as follows:

I. Any ~~[person]~~ **dispenser or prescriber** who fails to submit the information required in RSA 318-B:33 or knowingly submits incorrect information shall be subject to a warning letter and provided with an opportunity to correct the failure. Any ~~[person]~~ **dispenser or prescriber** who subsequently fails to correct or fails to resubmit the information may be subject to discipline by the ~~[board]~~ **appropriate regulatory board**.

II. Any ~~[person]~~ **dispenser or prescriber** whose failure to report the dispensing of a schedule II-IV controlled substance that conceals a pattern of diversion of controlled substances into illegal use shall be guilty of a violation and subject to the penalties established under RSA 318-B:26 and the ~~[board's]~~ **office's and appropriate regulatory board's** rules as applicable. In addition, such ~~[person]~~ **dispenser or prescriber** may be subject to appropriate criminal charges if the failure to report is determined to have been done knowingly to conceal criminal activity.

10 Controlled Drug Prescription Health and Safety Program; Rulemaking. Amend the introductory paragraph of RSA 318-B:37 to read as follows:

318-B:37 Rulemaking. ~~[By June 30, 2013, the board]~~ **The office** shall adopt rules, pursuant to RSA 541-A, necessary to implement **and maintain** the program including:

11 Controlled Drug Prescription Health and Safety Program; Advisory Council. RSA 318-B:38 is repealed and reenacted to read as follows:

318-B:38 Advisory Council Established.

I. There is hereby established an advisory council to carry out the duties under this subdivision. Members of the council shall not be compensated for serving on the council, or serve on the council for more than 5 consecutive years except for the attorney general, or designee, or the commissioner of the department of health and human services, or designee. The members of the council shall be as follows:

- (a) A member of the board of medicine, appointed by such board.
- (b) A member of the pharmacy board, appointed by such board.
- (c) A member of the board of dental examiners, appointed by such board.
- (d) A member of the New Hampshire board of nursing, appointed by such board.
- (e) A member of the board of veterinary medicine, appointed by such board.
- (f) A physician appointed by the New Hampshire Medical Society.
- (g) A dentist appointed by the New Hampshire Dental Society.
- (h) A chief of police appointed by the New Hampshire Association of Chiefs of Police.

(i) A community pharmacist appointed jointly by the New Hampshire Pharmacists Association, the New Hampshire Independent Pharmacy Association, and the New Hampshire Association of Chain Drug Stores.

(j) Two public members appointed by the governor's commission on alcohol and drug abuse prevention, treatment, and recovery, one of whom may be a member of the commission.

(k) A hospital administrator appointed by the New Hampshire Hospital Association.

(l) A nurse practitioner appointed by the New Hampshire Nurse Practitioner Association.

(m) The attorney general, or designee.

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

II. The council shall:

(a) Make recommendations to the office relating to the design, implementation and maintenance of the program, including recommendations relating to:

(1) Rules.

(2) Legislation.

(3) Sources of funding, including grant funds and other sources of federal, private, or state funds;

(b) Review the program's annual report and make recommendations to the office regarding the operation of the program.

(c) Provide ongoing advice and consultation on the implementation and operation of the program, including recommendations relating to:

(1) Changes in the program to reflect advances in technology and best practices.

(2) Changes to statutory requirements.

(3) The design and implementation of an ongoing evaluation component of the program.

(d) Advise the executive director regarding the implementation of this subdivision.

(e) Adopt rules necessary for the operation of the council.

III. The council shall meet at least quarterly to effectuate its goals. A chairperson shall be elected by the members. A majority of the members of the council constitutes a quorum for the transaction of business. Action by the council shall require the approval of a majority of the members of the council.

12 Repeal. RSA 318-B:31, I, relative to the definition of "board", is repealed.

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

Energy and Natural Resources

March 20, 2019

2019-1196s

10/01

Amendment to SB 123

Amend RSA 365:8-a, II as inserted by section 1 of the bill by replacing it with the following:

***II. The commission shall adopt rules under RSA 541-A which require all natural gas companies to report to the commission, the senate president, and the speaker of the house of representatives, in a uniform manner, lost and unaccounted for gas for each year.***

***(a) Such rules shall include a method using operational and billing data to determine the total amount of lost and unaccounted for gas and to identify and measure each of its components.***

***(b) The commission may grant waivers from the rules as necessary for the development of innovative projects to reduce lost and unaccounted for gas. Such innovative projects shall be intended to reduce costs to ratepayers and to reduce greenhouse gas emissions. An application for a waiver shall include the goals of the innovative project, the expected cost, the expected benefit to ratepayers and the expected reduction in greenhouse gas emissions.***

***(c) For the purposes of this paragraph, "lost and unaccounted for gas" shall mean an amount of gas that is the difference between the total gas purchased by a gas company and the sum of: (1) total gas delivered to customers; and (2) total gas used by a gas company in the conduct of its operations.***



Energy and Natural Resources  
 March 20, 2019  
 2019-1181s  
 10/06

#### Amendment to SB 124

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

2 New Section; Minimum Electric Renewable Portfolio Standards; Exemption Period for Certain Electrical Supply Contracts. Amend RSA 362-F by inserting after section 3 the following new section:

#### 362-F:3-a Exemption Period for Certain Electrical Supply Contracts.

I. The increases in the annual purchase percentages under RSA 362-F:3 applicable to class II for 2019 and thereafter as compared to the class II annual purchase percentages in effect as of January 1, 2019, shall not apply to the megawatt-hours delivered during the contract term under any electrical power supply contract entered into before the effective date of this section, provided that the contract term in effect before such effective date has not been extended or otherwise increased after that date.

II. Providers shall inform the commission by July 1 of each year, through July 1, 2022, of all such exempted contracts, including but not limited to, the execution date and expiration date of the contract, the basis for exemption under this section, and if applicable, the annual megawatt-hours supplied and exempted, or the annual amount of exempted methane gas certificates and the basis for exemption. All such information filed with the commission shall be exempt from the provisions of RSA 91-A:5, IV.

2019-1181s

#### AMENDED ANALYSIS

This bill revises the required minimum percentages of classes I to IV renewable energy in the electric renewable portfolio standards through the year 2040. The bill also provides an exemption from increases in the annual purchase percentages for certain electrical supply contracts.

Commerce  
 March 19, 2019  
 2019-1165s  
 04/06

#### Amendment to SB 148

Amend the bill by replacing section 1 with the following:

1 New Section; Public Employee Labor Relations; Notification of Rights Regarding Union Membership. Amend RSA 273-A by inserting after section 11 the following new section:

#### 273-A:11-a Notification of Rights Regarding Union Membership.

I. A public employer as defined in RSA 273-A:1, X shall, at the time of hiring, provide written notice to any person hired for employment with the state or any of its political subdivisions regarding the employee's constitutional right to decide whether to join or not to join a union and the estimated cost to the employee of joining a union. The written notice shall state: "You have the constitutional right to join or decline membership in a union or authorized collective bargaining unit. Union dues for the position for which you have been hired are estimated to be \$\_\_\_\_\_ per pay period."

II.(a) A public employer shall provide to an employee organization access to members of the bargaining unit that the employee organization exclusively represents. Access shall include the following:

(1) The right to meet with affected employees on the premises of the public employer during the work day to investigate and discuss grievances and workplace-related complaints,

(2) The right to conduct worksite meetings during lunch and other non-work breaks, and before and after the workday, on the employer's premises to discuss workplace issues, collective bargaining negotiations, the administration of collective bargaining agreements, other matters related to the duties of an exclusive representative and internal union matters involving the governance or business of the employee organization.

(3) The right to meet with newly-hired employees, without charge to the pay or leave time of the employees, for 60 minutes, not later than 10 calendar days after the employee's first day of employment, during new employee orientations or, if the employer does not conduct new employee orientations, at individual or group meetings.

(4) Meetings for any other purpose shall be by mutual agreement between the employee organization and the employer.

(b) Personal information, including but not limited to home address, phone numbers, email addresses, date of birth, bargaining units and groupings of employees, shall not be public and shall be prohibited from disclosure.

(c) Notwithstanding any law to the contrary, emails and other communications between employee organizations and their members shall be private records and shall be prohibited from disclosure.

(d) The exclusive representative shall be allowed to use government buildings and other facilities that are owned or leased by government entities to conduct meetings consistent with the purposes established in this section; provided, that the use does not interfere with governmental operations. An exclusive representative conducting a meeting in a government building or other government facility pursuant to this paragraph may be charged for maintenance, security and other costs related to the use of the government building or facility that would not otherwise be incurred by the government entity.

(e) Nothing in this paragraph shall be construed to diminish the obligations of an employer to comply with a collective bargaining agreement that provides greater access and orientation rights than the rights established by law.

(f) In this paragraph, "exclusive representative" means an employee organization which has been designated as the exclusive representative of employees in a collective bargaining unit.

2019-1165s

#### AMENDED ANALYSIS

This bill requires an employer to provide written notice to any person hired for employment with the state or any of its political subdivisions regarding the employee's constitutional right to decide whether to join or not to join a union and the estimated annual cost to the employee of joining a union. The bill also requires a public employer to provide to an employee organization access to certain personal information of employees which the organization represents.

Election Law and Municipal Affairs  
March 20, 2019  
2019-1198s  
10/06

#### Amendment to SB 154

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

AN ACT allowing municipalities to adopt a credit against property taxes for certain workforce housing, and authorizing the sale of certain property by the town of Milton.

Amend the bill by replacing all after section 3 with the following:

4 Town of Milton; Authorization to Sell Property. Notwithstanding RSA 41:14-a, II(c), the town of Milton is hereby authorized to sell property located at 460 White Mountain Highway, known as "the old fire station," which has been listed for sale with a real estate broker in order to satisfy the requirements of the division of charitable trusts, department of justice.

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

2019-1198s

#### AMENDED ANALYSIS

This bill enables municipalities to adopt a credit against property taxes assessed on certain workforce housing. This bill also authorizes the town of Milton to sell certain property through a real estate broker.

Election Law and Municipal Affairs  
 March 20, 2019  
 2019-1191s  
 11/05

#### Amendment to SB 157

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

AN ACT relative to inspectors of election.

Amend the bill by replacing section 1 with the following:

1 New Section; Inspectors of Election; Appointment by Moderator. Amend RSA 658 by inserting after section 6 the following new section:

658:6-a Appointment by Moderator. If the political parties, selectmen, or court have not appointed a sufficient number of inspectors of election pursuant to RSA 658:2 through RSA 658:6, the moderator shall temporarily appoint inspectors of election as needed. Such temporary inspectors of election shall meet the qualifications of RSA 658:3, and shall serve until such time that replacement inspectors of election are appointed pursuant to RSA 658:2, RSA 658:5, or RSA 658:6. Any temporary inspector of election appointed pursuant to this section may be either a member of a political party or an undeclared voter, provided that the moderator shall, to the greatest extent possible, ensure that no one party is overrepresented among the inspectors of election.

2019-1191s

#### AMENDED ANALYSIS

This bill allows a moderator to appoint temporary inspectors of election when sufficient numbers of inspectors of election are not appointed by political parties, selectmen, or courts.

Energy and Natural Resources  
 March 19, 2019  
 2019-1174s  
 10/05

#### Amendment to SB 159

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

1 Findings. The general court finds that:

I. New Hampshire's electricity consumers, including municipalities, manufacturers, commercial businesses, and other large users, strongly support more competitive retail options to lower their energy costs.

II. These same consumers deserve the freedom to invest their own capital to become more self-sufficient and energy independent and less reliant on out-of-state electricity companies that control our high electricity rates.

III. ISO-New England, Inc., the independent, nonprofit regional transmission organization that oversees the operation of New England's bulk electric power system and transmission lines, has stated that infrastructure constraints could pose a challenge to the reliable operation of the regional power grid, create price increases and volatility, and contribute to increased air emissions, all of which would adversely impact New Hampshire's citizens, businesses, and economy.

IV. The current size limit of one megawatt on customer-generators that may participate in net energy metering is an unnecessary barrier that denies larger electricity users the same rights that smaller users already have to produce and use local renewable power that reduces their energy costs, increases supply, and insulates all New Hampshire ratepayers from electric price volatility and higher transmission costs.

V. The current size limit is also a barrier to significant investment in existing and new small renewable energy projects, which would help keep our energy dollars in-state, drive economic activity, support good-paying jobs, and increase state and local business and property tax revenues.

VI. The federal Public Utility Regulatory Policies Act (PURPA) as amended by the Energy Policy Act of 2005 calls upon states to consider the adoption and implementation of net metering policies. PURPA as amended states that electricity generated by an eligible on-site generating facility may be used to offset electric energy provided by the electric utility and allows states to define an eligible facility. Furthermore, under

ISO New England's rules, a generating facility of less than 5 megawatts that is connected to the distribution grid is not required to register with ISO New England as a generator or participate in the wholesale energy markets; rather, if the generating facility elects not to register as a wholesale market participant or retires from such status, the customer generator is to be treated by ISO New England as a retail load reducer.

VII. It is therefore also in the best interests of all citizens of New Hampshire that the size limit on customer-generators that may participate in net energy metering and serve as retail load reducers be increased from one megawatt to up to but not including 5 megawatts to increase customer supply choice, foster a more robust retail market for local renewable energy, help mitigate the cost of electric service in the state, reduce the price volatility of that service, and reduce the potential for disruptions in electricity supply due to inadequate wholesale generating capacity in the New England marketplace.

2 Definition; Customer-generator. Amend RSA 362-A:1-a, II-b to read as follows:

II-b. "Eligible customer-generator" or "customer-generator" means an electric utility customer who owns, operates, or purchases power from an electrical generating facility either powered by renewable energy or which employs a heat led combined heat and power system, with a ~~[total peak generating]~~ **nameplate or maximum rated** capacity of ~~[up to and including one megawatt,]~~ **less than 5 megawatts and** that is located behind a retail meter on the customer's premises, is interconnected and operates in parallel with the electric grid, and is used to offset the customer's own electricity requirements **in the first instance**. Incremental generation added to an existing generation facility, that does not itself qualify for net metering, shall qualify if such incremental generation meets the qualifications of this paragraph and is metered separately from the nonqualifying facility.

3 Net Energy Metering; Net Effects. Amend RSA 362-A:9, VII to read as follows:

VII.(a) A distribution utility may perform an annual calculation to determine the net effect this section had on its default service and distribution revenues and expenses in the prior calendar year. The method of performing the calculation and applying the results, as well as a reconciliation mechanism to collect or credit any such net effects with appropriate carrying charges and credits applied, shall be determined by the commission.

**(b) For the purposes of accounting for any exports to the distribution grid by customer-generators, such exports shall be treated as reductions to the customer-generator's electricity supplier's wholesale load obligation for energy supply as a load serving entity, net of any applicable line loss adjustments as approved by the commission.**

**(c) A generator that first becomes operational on or after July 1, 2019 shall only be eligible to participate in net metering as a customer-generator if it does not register as a generator with ISO England, is not considered a "Network Resource" or "Asset" by ISO New England, and does not participate in any other sale of electricity in interstate commerce.**

**(d) A generator that first became operational before July 1, 2019 and that has outstanding capacity commitments in the forward capacity market administered by ISO New England, is registered as a generator with ISO New England, or is considered a "Network Resource" or "Asset" by ISO New England, may elect to become a customer-generator and participate in net metering upon retirement from all wholesale electric markets administered by ISO New England. A generator in the process of retiring from FERC regulated electric markets may prospectively register as a group host pursuant to paragraph XIV provided that net metering tariffs under this section shall not be effective until such retirement is effective.**

**(e) Any provisions of settlement agreements or orders that have been approved or issued by the commission that relate to a distribution utility's treatment of the output from qualifying facilities or independent power producers shall not apply to the output from an eligible customer-generator participating in net metering.**

4 Net Energy Metering; Transition of Tariffs. Amend RSA 362-A:9, XV to read as follows:

XV. Standard tariffs that are available to eligible customer-generators under this section shall terminate on December 31, 2040 and such customer-generators shall transition to tariffs that are in effect at that time. **Alternative tariffs shall be applicable and have such grandfathering provisions as may be approved or adopted by the commission under this section. Customer-generators with a nameplate or maximum rated capacity of more than one megawatt and less than 5 megawatts that are eligible for net metering before the commission adopts tariffs specifically for customer-generators with a generating capacity of more than one megawatt shall:**

*(a) Be eligible to receive the export credit rate approved by the commission in Order No. 26,029 (DE 16-576) for one megawatt sized customer-generators on default service, namely, the applicable default energy service rate.*

*(b) Be grandfathered by the terms of currently applicable tariffs for customer-generators with a total peak generating capacity of one megawatt if the customer-generator's electrical generating facility or qualified storage system first becomes operational on or after July 1, 2019.*

*(c) Transition to such new tariffs as are specifically approved by the commission for customer-generators with a nameplate or maximum rated capacity of more than one megawatt if the customer-generator's electrical generating facility or qualified storage system first became operational before July 1, 2019.*

5 Utility Property Tax; Exclusion From Definition of Utility Property. Amend RSA 83-F:1, V(d) to read as follows:

(d) The electrical generation, production, storage, and supply equipment of an "eligible customer-generator" as defined in RSA 362-A:1-a, II-b, **and of a "limited producer" as defined in RSA 362-A:1-a, III if selling at retail under RSA 362-A:2-a, for facilities with a nameplate or maximum rated electricity production capacity of up to and including one megawatt;**

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

Energy and Natural Resources  
March 19, 2019  
2019-1163s  
08/06

#### Amendment to SB 162

Amend RSA 270:45, IX as inserted by section 1 of the bill by replacing it with the following:

***IX. Any commercial vessel on inland waters which is anchored by way of spudding or spuds.***

Energy and Natural Resources  
March 19, 2019  
2019-1169s  
10/04

#### Amendment to SB 165

Amend the bill by replacing section 2 with the following:

2 Net Energy Metering; Group Host; Community Solar. Amend RSA 362-A:9, XIV(c) to read as follows:

(c) Notwithstanding paragraph V, a group host shall be paid for its surplus generation at the end of each billing cycle at rates consistent with the credit the group host receives relative to its own net metering under either subparagraph IV(a) or (b) or alternative tariffs that may be applicable pursuant to paragraph XVI. ~~[Each group member of]~~ ***Alternatively***, a group host ~~[for a low-moderate income community solar project, as defined in RSA 362-F:2, X-a,]~~ may ***elect to*** receive credits on the customer electric bill for each member and the host~~[-, provided that there shall be only one new project under this paragraph in each utility's service territory by December 31, 2019 with such projects available on a first-come, first-served basis],~~ ***with the utility being allowed the most cost-effective method of doing so according to an amount or percentage specified for each member on PUC form 909.09 (Application to Register or Re-register as a Host), along with a 3 cent per kwh addition for low-moderate income community solar projects, as defined in RSA 362-F:2, X-a.*** The commission shall report on the costs and benefits of ~~[such projects]~~ ***low-moderate income community solar projects, as defined in RSA 362-F:2, X-a*** on or before ~~[December 31, 2019]~~ ***June 1, 2020. The commission shall authorize at least 2 new low-moderate income community solar projects, as defined in RSA 362-F:2, X-a, each year in each utility's service territory beginning January 1, 2020.*** On an annual basis, for all group host systems except for residential systems with an interconnected capacity under 15 kilowatts, the electric distribution utility shall calculate a payment adjustment if the host's surplus generation for which it was paid is greater than the group's total electricity usage during the same time period. The adjustment shall be such that the resulting compensation to the host for the amount that exceeded the group's total usage shall be at the utility's avoided cost or its default service rate in accordance with subparagraph V(b) or paragraph VI or alternative tariffs that may be applicable pursuant to paragraph XVI. The utility shall pay or bill the host accordingly.



Energy and Natural Resources  
 March 19, 2019  
 2019-1173s  
 10/08

#### Amendment to SB 166

Amend the bill by replacing section 1 with the following:

1 Net Energy Metering; Competitive Electricity Suppliers. Amend RSA 362-A:9, II to read as follows:

II. Competitive electricity suppliers registered under RSA 374-F:7 may determine the terms, conditions, and prices under which they agree to provide generation supply to ~~[and purchase net generation output from]~~ eligible customer-generators, ***but shall be required to purchase net generation output from eligible customer-generators according the same rules and tariffs as electric utilities regulated by the commission. Nothing in this paragraph shall be construed as limiting or otherwise interfering with the provisions or authority for municipal or county aggregators under RSA 53-E, including, but not limited to, the terms and conditions for net metering.***

Energy and Natural Resources  
 March 20, 2019  
 2019-1180s  
 06/10

#### Amendment to SB 168

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

2 New Section; Minimum Electric Renewable Portfolio Standards; Exemption Period for Certain Electrical Supply Contracts. Amend RSA 362-F by inserting after section 3 the following new section:

362-F:3-a Exemption Period for Certain Electrical Supply Contracts.

I. The increases in the annual purchase percentages under RSA 362-F:3 applicable to class II for 2019 and thereafter as compared to the class II annual purchase percentages in effect as of January 1, 2019, shall not apply to the megawatt-hours delivered during the contract term under any electrical power supply contract entered into before the effective date of this section, provided that the contract term in effect before such effective date has not been extended or otherwise increased after that date.

II. Providers shall inform the commission by July 1 of each year, through July 1, 2022, of all such exempted contracts, including but not limited to, the execution date and expiration date of the contract, the basis for exemption under this section, and if applicable, the annual megawatt-hours supplied and exempted, or the annual amount of exempted methane gas certificates and the basis for exemption. All such information filed with the commission shall be exempt from the provisions of RSA 91-A:5, IV.

2019-1180s

#### AMENDED ANALYSIS

This bill increases the renewable portfolio standard requirements for new solar energy from 2019 through 2025. The bill also provides an exemption from increases in the annual purchase percentages for certain electrical supply contracts.

Health and Human Services  
 March 19, 2019  
 2019-1172s  
 01/06

#### Amendment to SB 177

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

1 Mental Health Services System; Delivery to a Receiving Facility. RSA 135-C:29 is repealed and reenacted to read as follows:

135-C:29 Delivery to Receiving Facility.

I. Upon completion of an involuntary emergency admission certificate under RSA 135-C:28, a law enforcement officer shall, except as provided in paragraph II, take custody of the person to be admitted and shall immediately deliver such person to the receiving facility identified in the certificate. The mode and circumstances of transport to the receiving facility shall be determined in accordance with paragraph II.

II. The physician or APRN who is authorized to order involuntary emergency admission under RSA 135-C:28, I shall determine which transport option should be used to transport the person to New Hampshire hospital or the designated receiving facility. The transport options shall be by ambulance or by law enforcement. The transporting agency shall deliver the person to the designated receiving facility or New Hampshire hospital and shall determine whether restraint is necessary to protect the safety of the person, personnel conducting the transport, or the public. In the case of ambulance transport, such determination shall be in writing and shall state the factual basis for the conclusion that physical restraints are necessary. Physical restraints shall be used only to transport a person being admitted to New Hampshire hospital or a designated receiving facility, if necessary, to protect the safety of the person, personnel conducting the transport, property, or the public. For the purpose of this paragraph, "physical restraints" means the use of mechanical devices or other means to restrict the movement of a person or the movement or normal function of a portion of his or her body.

III. When the person being admitted to New Hampshire hospital or a designated receiving facility is a child under age 18, the physician or APRN shall consult with the parent, guardian, or legal custodian of the child prior to making the determination required under paragraph II.

IV. Each designated receiving facility and the chief executive officer of New Hampshire hospital shall submit an annual report regarding the use of restraint and the use of different modes of transportation to their facility. The report shall be submitted on or before November 1 of each year to the oversight committee on health and human services, established in RSA 126-A:13, and shall document the 12 months ending on September 30 of each year. The first report shall be for the 9 months ending on September 30, 2020. The report shall detail the number of admissions of children and adults, broken down by mode of transport, how often restraints were used in each mode of transport, and if the restraint was applied before or during transport.

2 Effective Date. This act shall take effect January 1, 2020.

Senate Transportation  
March 19, 2019  
2019-1164s  
04/10

#### Amendment to SB 187

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

AN ACT relative to OHRV dealer and rental agency registration fees, snowmobile registration fees, and making an appropriation for the snowmobile grant-in-aid program.

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

1 Fish and Game Agents; Agent's Accounting. Amend RSA 214-A:4, II to read as follows:

II. The agent shall collect from the applicant a fee of [~~\$3~~] **\$4** for each OHRV and snowmobile registration issued and shall account to the executive director for the full face value of the registration decals. He or she shall pay to the executive director no later than the fourteenth of each month the full face value of all registrations sold up to the first of the same month and shall report the names and addresses of all persons to whom registration decals have been sold and such other information as may be requested on blanks to be furnished by the executive director. All registrations sold at the department headquarters or any subagency thereof shall charge the same fee as outlined in this paragraph, and shall be credited to the fish and game fund.

2 Fish and Game Agents; Agent's Accounting; Effective May 1, 2023. Amend RSA 214-A:4, II to read as follows:

II. The agent shall collect from the applicant a fee of [~~\$4~~] **\$5** for each OHRV and snowmobile registration issued and shall account to the executive director for the full face value of the registration decals. He or she shall pay to the executive director no later than the fourteenth of each month the full face value of all registrations sold up to the first of the same month and shall report the names and addresses of all persons to whom registration decals have been sold and such other information as may be requested on blanks to be furnished by the executive director. All registrations sold at the department headquarters or any subagency thereof shall charge the same fee as outlined in this paragraph, and shall be credited to the fish and game fund.

3 Off Highway Recreational Vehicle; Registration. Amend RSA 215-A:21, II to read as follows:

II. Except as otherwise provided, no OHRV shall be operated in this state unless registered as provided in this chapter. No registration shall be required for an OHRV operated solely on land owned or leased by the owner of the OHRV. Except for temporary registrations under paragraph V, all OHRV registrations shall expire on ~~[July 1]~~ **May 1** in each year. The executive director shall collect a fee for each registration as provided in RSA 215-A:23.

4 Off Highway Recreational Vehicles and Trails; Registration Fees. Amend RSA 215-A:23, IV and IV-a to read as follows:

IV. Dealer registration- ~~[\$45.50]~~ **\$75** for each plate.

(a) The first ~~[\$20.80]~~ **\$35** shall be appropriated to the department of natural and cultural resources for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, ~~[\$12.09]~~ **\$20** shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VII, and ~~[\$12.61]~~ **\$20** shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

IV-a. Rental agency registration- ~~[\$75.40]~~ **\$243** for each set of decals.

(a) The first ~~[\$45.50]~~ **\$143** shall be appropriated to the department of natural and cultural resources for administration of the bureau's grant-in-aid program pursuant to paragraph VI.

(b) From the balance, ~~[\$14.43]~~ **\$50** shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VII, and ~~[\$15.47]~~ **\$50** shall be appropriated to the department of fish and game for the purposes listed in paragraph VIII.

5 Off Highway Recreational Vehicle; Registration Fees. Amend RSA 215-A:23, VI(b) to read as follows:

(b)(1) Grants-in-aid shall be granted to OHRV clubs and political subdivisions for the construction and maintenance of public use OHRV trails and facilities. The bureau shall make grants on such terms as it deems necessary and shall determine what trails and facilities shall be eligible. Notwithstanding the provisions of this subparagraph, a landowner who grants permission for a grant-in-aid trail to be located on his or her property shall retain the right to establish the inclusive dates during which OHRV operation shall be permitted. Use of trails on private land shall extend only to the specific type of OHRV and snowmobile permitted by the landowner.

***(2) Structures, including but not limited to bridges and culverts built or installed using grant-in-aid funds, shall remain the property of the grant-in-aid program, through the bureau of trails, for a period of not less than 7 years. In the event a trail on private lands is closed to public OHRV use, the state, through the bureau of trails, may remove the structure from private lands within 180 days of notification of trail closure.***

6 Snowmobiles; Definitions. Amend RSA 215-C:1, II to read as follows:

II. "Antique snowmobile" means a snowmobile owned by a resident of this state which is any of the following:

(a) A snowmobile manufactured prior to the year ~~[1969]~~ **1995**; or

(b) ~~[A snowmobile 25 or more years old; or~~

(c) An antique motor vehicle converted to travel over snow, manufactured prior to 1940.

7 Snowmobiles; Registration. Amend RSA 215-C:36, II to read as follows:

II. Except as otherwise provided, no snowmobile shall be operated in this state unless registered as provided in this chapter. No registration shall be required for a snowmobile operated solely on land owned or leased by the owner of the snowmobile. All snowmobile registrations shall expire on ~~[July 1]~~ **May 1** in each year. The executive director shall collect a fee for each registration as provided in RSA 215-C:39.

8 Snowmobiles; Registration Fees. Amend RSA 215-C:39, I-VIII to read as follows:

I. Individual resident registration-~~[\$90]~~ **\$122** for each snowmobile registration upon presentation of a valid driver's license issued to a New Hampshire resident 18 years of age or older. An individual resident registering a snowmobile who provides proof, at the time of registration, that the individual is a member of an organized New Hampshire nonprofit snowmobile club which is a member of the New Hampshire Snowmobile Association shall pay ~~[\$60]~~ **\$92** for each snowmobile.

(a) The first ~~[\$63.30]~~ **\$82.30** for each snowmobile registration registered by an individual who does not, at the time of registration, provide proof of membership in an organized New Hampshire nonprofit snowmobile club, or ~~[\$33.30]~~ **\$52.30** of each snowmobile registration registered by an individual who provides proof of membership in a snowmobile club as provided for in paragraph I of this section, shall be appropriated to the department of natural and cultural resources for the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, ~~[\$13.70]~~ **\$21.70** from each snowmobile registration shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and ~~[\$13]~~ **\$18** from each snowmobile registration shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.

II. ~~[Resident]~~ Antique snowmobile permanent registration-~~[\$46.50]~~ **\$122** for each registration upon presentation of a valid ~~[New Hampshire]~~ driver's license issued to a person 18 years of age or older. From each fee collected pursuant to this paragraph:

(a) The first ~~[\$26.50]~~ **\$82.30** shall be appropriated to the department of natural and cultural resources for administration of the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, ~~[\$10]~~ **\$21.70** shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and ~~[\$10]~~ **\$18** shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.

*(c) Individuals registering an antique snowmobile, regardless of residency, shall pay a one-time registration fee pursuant to this paragraph.*

III. Individual nonresident registration-~~[\$110]~~ **\$142** for each snowmobile registration. An individual nonresident registering a snowmobile who provides proof, at the time of registration, that the individual is a member of an organized New Hampshire nonprofit snowmobile club which is a member of the New Hampshire Snowmobile Association, shall pay ~~[\$80]~~ **\$112** for each snowmobile.

(a) The first ~~[\$78.20]~~ **\$99** of each snowmobile registration registered by an individual who does not, at the time of registration, provide proof of membership in an organized New Hampshire nonprofit snowmobile club, or ~~[\$48.20]~~ **\$69** of each snowmobile registration registered by an individual who provides proof, at the time of registration, of membership as provided for in paragraph III of this section shall be appropriated to the department of natural and cultural resources for the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, ~~[\$16]~~ **\$23** from each snowmobile registration shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and ~~[\$15.80]~~ **\$20** from each snowmobile registration shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.

IV. Dealer registration-~~[\$45.50]~~ **\$75** for each plate.

(a) The first ~~[\$20.80]~~ **\$35** shall be appropriated to the department of natural and cultural resources for administration of the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, ~~[\$12.09]~~ **\$20** shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and ~~[\$12.61]~~ **\$20** shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.

V. Rental agency registration-~~[\$75.40]~~ **\$243** for each set of decals.

(a) The first ~~[\$45.50]~~ **\$143** shall be appropriated to the department of natural and cultural resources for administration of the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, ~~[\$14.43]~~ **\$50** shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and ~~[\$15.47]~~ **\$50** shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.

VI. Registration after transfer as provided in RSA 215-C:37-\$17.50.

(a) The first \$10.50 shall be appropriated to the department of natural and cultural resources for administration of the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, \$3.50 shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and \$3.50 shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.



VII.(a) Any funds appropriated to the department of natural and cultural resources for the bureau's grant-in-aid program shall be kept in a separate account and shall not be used for any other purpose. The corresponding registration fee moneys allocated to the bureau's grant-in-aid program under paragraphs I and III shall be deposited in the account. Moneys in the account may only be used for grant-in-aid projects that benefit the ridership of snowmobiles. Any unexpended balance in said account shall not lapse, but shall be carried forward to the next fiscal year. ~~[From each registration fee collected under this section, \$6.70 shall be used for the sole purpose of purchasing trail grooming equipment.]~~ All ~~[remaining]~~ funds shall be used for trail maintenance, construction, and the purchase of grant-in-aid equipment.

(b)(1) Grants-in-aid shall be granted to snowmobile clubs and political subdivisions for the purchase of equipment and the construction and maintenance of public use snowmobile trails and facilities. The bureau shall make grants on such terms as it deems necessary and shall determine what trails and facilities shall be eligible. Notwithstanding the provisions of this subparagraph, a landowner who grants permission for a grant-in-aid trail to be located on his or her property shall retain the right to establish the inclusive dates during which snowmobile operation shall be permitted. Use of trails on private land shall extend only to the specific type of snowmobile and OHRV permitted by the landowner.

***(2) Structures, including but not limited to bridges and culverts built or installed using grant-in-aid funds, shall remain the property of the grant-in-aid program, through the bureau of trails, for a period of not less than 7 years. In the event a trail on private lands is closed to public snowmobile use, the state, through the bureau of trails, may remove the structure from private lands within 180 days of notification of trail closure.***

(c) All revenue appropriated in this paragraph shall be in addition to any other funds appropriated to the grant-in-aid program of the bureau of trails. Such revenue is hereby continually appropriated to the department of natural and cultural resources for the purposes of this paragraph.

VIII. Funds appropriated to the department of natural and cultural resources for administration of the bureau shall be used for the following purposes:

(a) Publications.

(b) Trail maintenance and acquisition.

(c) Land purchases, easements, rights-of-way, and new construction of trails.

(d) Snowmobile facilities.

(e) ~~[From the amount collected from each individual registration fee, \$4 shall be used by the bureau for the purposes of purchasing trail maintenance equipment or paying trail maintenance expenses. These funds shall be kept in a separate account and shall be used and appropriated solely for these purposes.]~~

(f) Such other purposes as may be budgeted within the limits of the funds available. Any unexpended balance in said accounts shall not lapse, but shall be carried forward to the next fiscal year.

9 Snowmobiles; Registration Fees; Effective May 1, 2023. RSA 215-C:39, I-III are repealed and reenacted to read as follows:

I. Individual resident registration- \$143 for each snowmobile registration upon presentation of a valid driver's license issued to a New Hampshire resident 18 years of age or older. An individual resident registering a snowmobile who provides proof, at the time of registration, that the individual is a member of an organized New Hampshire nonprofit snowmobile club which is a member of the New Hampshire Snowmobile Association shall pay \$113 for each snowmobile.

(a) The first \$103.30 for each snowmobile registration registered by an individual who does not, at the time of registration, provide proof of membership in an organized New Hampshire nonprofit snowmobile club, or \$73.30 of each snowmobile registration registered by an individual who provides proof of membership in a snowmobile club as provided for in paragraph I of this section, shall be appropriated to the department of natural and cultural resources for the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, \$21.70 from each snowmobile registration shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and \$18 from each snowmobile registration shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.



II. Antique snowmobile permanent registration- \$143 for each registration upon presentation of a valid driver's license issued to a person 18 years of age or older. From each fee collected pursuant to this paragraph:

(a) The first \$93 shall be appropriated to the department of natural and cultural resources for administration of the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, \$25 shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and \$25 shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.

(c) Individuals registering an antique snowmobile, regardless of residency, shall pay a one-time registration fee pursuant to this paragraph.

III. Individual nonresident registration- \$153 for each snowmobile registration. An individual nonresident registering a snowmobile who provides proof, at the time of registration, that the individual is a member of an organized New Hampshire nonprofit snowmobile club which is a member of the New Hampshire Snowmobile Association, shall pay \$123 for each snowmobile.

(a) The first \$108.20 of each snowmobile registration registered by an individual who does not, at the time of registration, provide proof of membership in an organized New Hampshire nonprofit snowmobile club, or \$78.20 of each snowmobile registration registered by an individual who provides proof, at the time of registration, of membership as provided for in paragraph III of this section shall be appropriated to the department of natural and cultural resources for the bureau's grant-in-aid program pursuant to paragraph VII.

(b) From the balance, \$24 from each snowmobile registration shall be appropriated to the department of natural and cultural resources for administration of the bureau for the purposes listed in paragraph VIII, and \$22.80 from each snowmobile registration shall be appropriated to the department of fish and game for the purposes listed in paragraph IX.

10 Snowmobiles; Reciprocity. Amend RSA 215-C:47, I to read as follows:

~~I. [A snowmobile which is registered in Vermont, Maine, or Quebec shall be deemed to be properly registered for the purposes of this chapter if it is registered in accordance with the laws of the state or province in which it is registered, but only to the extent that a reciprocal exemption or privilege is granted under the laws of that state or province for snowmobiles registered in this state. For the purpose of this section, the executive director shall determine the extent of the privilege of operation granted by Vermont, Maine, and Quebec and, when necessary, adopt rules and charge fees to achieve a true reciprocity.]~~ ***The executive director may allow snowmobiles registered in another state or a Canadian province to operate in this state for up to 3 consecutive days during the winter. A snowmobile which is legally registered to operate in another state or province shall be deemed legally registered in this state for such period of time. The executive director shall coordinate the dates of this open weekend with the bureau of trails.*** The executive director's determination shall be final.

11 New Section; Snowmobiles; Snowmobile Program Advisory Commission Established. Amend RSA 215-C by inserting after section 57 the following new section:

215-C:58 Snowmobile Program Advisory Commission.

I. The state of New Hampshire contains approximately 7,000 miles of publicly available snowmobile trails. The development and maintenance of this trail network is predominantly done by volunteer not-for-profit snowmobile clubs, utilizing a combination of public and private lands. Funding for trail development, maintenance and purchasing of trail grooming equipment is provided by registration fees of snowmobiles. The rising costs of trail maintenance equipment and materials for trail development continue to rise and concerns for future management and existence of the trail system increase each year. The financial viability of these trails, and the local clubs, is vital to the positive economic impacts this sport has to the state.

II. There is hereby established the snowmobile program advisory commission. The advisory commission shall be comprised of the following members:

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

(b) Two members of the house of representatives, one of whom shall be from the transportation committee and one of whom shall be from the resources, recreation and development committee, appointed by the speaker of the house of representatives.

(c) The commissioner of the department of business and economic affairs, or designee.

- (d) The executive director of the fish and game department, or designee.
- (e) The chief supervisor of the bureau of trails, department of natural and cultural resources.
- (f) One member of the New Hampshire Snowmobile Association, appointed by the association.
- (g) One member of the New Hampshire Auto Dealers Association, appointed by the association.
- (h) One member from the New Hampshire Hotel, Lodging and Restaurant Association, appointed by the association.

III. The advisory commission shall:

- (a) Study the impacts of the snowmobile registration fee increase, which takes effect on May 1, 2020, on resident and non-resident registrations in New Hampshire, Vermont, and Maine, independent of the correlation of snowfall on the registrations.
- (b) Study all existing and projected costs associated with the operation and maintenance of the New Hampshire snowmobile trail system and determine whether further registration fee adjustments, which were approved in SB 187 in the 2019 legislative session, continue to be warranted, and if not, to recommend new legislation to address such issues identified.
- (c) Study whether partial state funding of the snowmobile trail system is necessary or prudent to maintain a registration fee advantage over surrounding states, and to mitigate, to the maximum extent possible, potential loss of participation by resident snowmobile registrants due to possible higher registration fees.
- (d) Determine if partial state funding is necessary or prudent, recommend whether additional sources funding are necessary, and determine for how long such additional sources of funding would be necessary.
- (e) Review and make recommendations about the existing snowmobile grants in aid program.
- (f) Study any other issues the commission deems relevant to the long-term sustainability of the snowmobile industry and trails in New Hampshire.
- (g) Solicit input from, but not limited to, registration agents, snowmobile clubs, snowmobile dealers, landowners that permit public trails on their lands, general snowmobile riding public and public agencies.

IV. The commissioner of the department of business and economic affairs shall be the chairperson of the advisory commission. The vice chairperson shall be one of the legislative members of the advisory commission. Five members of the advisory commission shall constitute a quorum.

V. The chairperson of the advisory commission shall call the first meeting within 90 days of the effective date of this section.

VI. The advisory commission shall issue an interim report on or before November 1, 2021 and a final report on or before November 1, 2022 to the president of the senate and the speaker of the house or representatives, and the governor.

12 Appropriation; Snowmobile Grant-in-Aid Program. The sum of \$1,800,000 for the fiscal year ending June 30, 2020 is hereby appropriated to the OHRV and snowmobile fund established in the department of natural and cultural resources for the purpose of the snowmobile grant-in-aid program. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

13 Repeal. The following are repealed:

- I. RSA 215-A:21, X, relative to 14-month registration for OHRVs.
- II. RSA 215-A:23, VII(e), relative to a portion of OHRV registration fees used for the purchase of trail maintenance equipment or paying trail maintenance expenses.
- III. RSA 215-C:58, relative to the snowmobile program advisory commission.

14 Effective Date.

- I. Sections 1, 3, 4, 6-8, and paragraph I of section 13 of this act shall take effect May 1, 2020.
- II. Sections 5, 10, 12, and paragraph II of section 13 of this act shall take effect July 1, 2019.
- III. Paragraph III of section 13 of this act shall take effect November 1, 2022.
- IV. Sections 2 and 9 of this act shall take effect May 1, 2023.
- V. The remainder of this act shall take effect upon its passage.

2019-1164s

## AMENDED ANALYSIS

This bill:

- I. Changes the registration fees for OHRV dealers and rental agencies, and for snowmobiles.
- II. Provides that snowmobile trail grooming equipment shall be purchased through the grant-in-aid program.
- III. Amends the definition of antique snowmobile and provides that individuals registering an antique snowmobile shall pay a one-time registration fee.
- IV. Authorizes an open weekend for the operation of snowmobiles from other states or Canadian provinces.
- V. Repeals the 14-month registration for OHRVs.
- VI. Establishes a snowmobile program advisory commission.
- VII. Makes an appropriation to the snowmobile grant-in-aid program.

Energy and Natural Resources

March 20, 2019

2019-1178s

10/04

## Amendment to SB 204

Amend the bill by replacing section 2 with the following:

2 Distributed Energy Resources; Purpose. Amend RSA 374-G:1 to read as follows:

374-G:1 Purpose. ~~[Distributed energy resources can increase overall energy efficiency and provide energy security and diversity by eliminating, displacing, or better managing traditional fossil fuel energy deliveries from the centralized bulk power grid, in keeping with the objectives of RSA 362-F:1.]~~ It is [therefore] in the public interest to stimulate investment in distributed energy resources in New Hampshire in diverse ways, including by encouraging New Hampshire electric public utilities to invest in renewable and clean distributed energy resources at the lowest reasonable cost to taxpayers benefiting the transmission and distribution system under state regulatory oversight. ***This section shall not be interpreted to hinder or discourage market-based development of energy storage.***

Amend RSA 374-G:2, I(c) as inserted by section 3 of the bill by replacing it with the following:

***(c) "Energy storage" means any system, including batteries and the batteries paired with on-site generation, that is capable of retaining, storing, and delivering energy by chemical, thermal, mechanical, or other means.***

Amend RSA 374-G:2, III as inserted by section 3 of the bill by replacing it with the following:

***III. Energy storage funded by a public utility shall be consistent with, as determined by the commission, the provisions of RSA 374-F.***

Amend the bill by deleting section 5 and renumbering the original sections 6-13 to read as 5-12, respectively.

Amend RSA 374-G:8, I(b) as inserted by section 6 of the bill by replacing it with the following:

***(b)*** New Hampshire's consumers of electricity have a right to install, interconnect, and use energy storage systems on their property without the burden of unnecessary restrictions or regulations and without unduly discriminatory rates or fees;

Energy and Natural Resources

March 20, 2019

2019-1179s

10/04

## Amendment to SB 205

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

AN ACT relative to energy efficiency programs funded from the systems benefits charge and the duties and members of the energy efficiency and sustainable energy board.

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

1 Electric Utility Restructuring; Policy Principles; System Benefits Charge. Amend RSA 374-F:3, VI to read as follows:

VI. Benefits for All Consumers. Restructuring of the electric utility industry should be implemented in a manner that benefits all consumers equitably and does not benefit one customer class to the detriment of another. Costs should not be shifted unfairly among customers. A nonbypassable and competitively neutral system benefits charge applied to the use of the distribution system may be used to fund public benefits related to the provision of electricity. Such benefits, as approved by regulators, may include, but not necessarily be limited to, programs for low-income customers, energy efficiency programs, funding for the electric utility industry's share of commission expenses pursuant to RSA 363-A, support for research and development, and investments in commercialization strategies for new and beneficial technologies~~[- Legislative approval of the New Hampshire general court shall be required to increase the system benefits charge. This requirement of prior approval of the New Hampshire general court shall not apply to the energy efficiency portion of the system benefits charge consistent with or authorized only by Order No. 25,932 issued by the commission, dated August 2, 2016.];~~ **provided, however, that no less than 20 percent of the portion of the funds collected for energy efficiency shall be expended on low-income energy efficiency programs. Energy efficiency programs should include the development of relationships with third-party lending institutions to provide opportunities for low-cost financing of energy efficiency measures to leverage available funds to the maximum extent, and shall also include funding for workforce development to minimize waiting periods for low-income energy audits and weatherization.**

2 Energy Efficiency and Sustainable Energy Board. Amend RSA 125-O:5-a to read as follows:

125-O:5-a Energy Efficiency and Sustainable Energy Board.

I. An energy efficiency and sustainable energy board is hereby created to promote and coordinate energy efficiency, demand response, and sustainable energy programs in the state. The board's duties shall include but not be limited to:

(a) Review available energy efficiency, conservation, demand response, and sustainable energy programs and incentives and compile ~~[a report]~~ **reports as necessary** of such resources in New Hampshire.

(b) Develop ~~[a plan]~~ **plans as necessary** to achieve the state's energy efficiency potential for all fuels, including setting goals and targets for energy efficiency that are meaningful and achievable.

(c) Develop ~~[a plan]~~ **plans as necessary** for economic and environmental sustainability of the state's energy system including the development of high efficiency clean energy resources that are either renewable or have low net greenhouse gas emissions.

(d) ~~[Repealed.]~~

(e) Explore opportunities to coordinate programs targeted at saving more than one fuel resource, including conversion to renewable resources and coordination between natural gas and other programs which seek to reduce the overall use of nonrenewable fuels.

(f) Develop tools to enhance outreach and education programs to increase knowledge about energy efficiency and sustainable energy among New Hampshire residents and businesses.

(g) Expand upon the state government's efficiency programs to ensure that the state is providing leadership on energy efficiency and sustainable energy including reduction of its energy use and fuel costs.

(h) Encourage municipalities and counties to increase investments in energy efficiency and sustainable energy through financing tools, and to create local energy committees.

(i) Work with community action agencies and the office of strategic initiatives to explore ways to ensure that all customers participating in programs for low-income customers and the Low Income Home Energy Assistance Program (LIHEAP) have access to energy efficiency improvements, and where appropriate, renewable energy resources, in order to reduce their energy bills.

(j) Investigate potential sources of funding for energy efficiency and sustainable energy development and delivery mechanisms for such programs, coordinate efforts between funding sources to reduce duplication and enhance collaboration, and review investment strategies to increase access to energy efficiency and renewable energy resources.

***(k) Serve as a stakeholder forum that makes recommendations to program administrators and the public utilities commission with respect to the development and implementation of program plans under the energy efficiency resource standard, providing assistance interpreting and applying state policies with respect to energy efficiency, demand response, and strategic electrification.***

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

- (a) The chairman of the public utilities commission, or designee.
- (b) The director of the office of strategic initiatives, or designee.
- (c) The consumer advocate, or designee.
- (d) The commissioner of the department of environmental services, or designee.
- (e) The commissioner of the department of business and economic affairs, or designee.
- (f) The president of the Business and Industry Association of New Hampshire, or designee.
- (g) The executive director of the New Hampshire Municipal Association, or designee.
- (h) The executive director of New Hampshire Legal Assistance, or designee.
- (i) The president of the Homebuilders & Remodelers Association of New Hampshire, or designee.
- (j) Two members of the house ***of representatives, at least one of whom shall be from the*** science, technology and energy committee, appointed by the speaker of the house of representatives.
- (k) One member of the senate energy~~[-environment and economic development]~~ ***and natural resources*** committee, appointed by the president of the senate.
- (l) ~~[Three]~~ ***Five*** representatives from not-for-profit groups representing energy, environmental, consumer, or public health issues and knowledgeable in energy conservation policies and programs, appointed by the chairman of the public utilities commission.
- (m) The commissioner of the department of administrative services, or designee.
- (n) The state fire marshal, or designee.
- (o) The executive director of the New Hampshire housing finance authority, or designee.
- (p) The executive director of the community development finance authority, or designee.***

III. The board shall include, as nonvoting participants, the following:

- (a) One representative from each utility-administered electric and natural gas energy efficiency program appointed by the chairman of the public utilities commission.
- (b) A representative of energy services companies delivering energy efficiency services to residential and business customers, appointed by the chairman of the public utilities commission.
- (c) A representative of a business or association of businesses selling or installing sustainable or renewable energy systems, appointed by the chairman of the public utilities commission.
- (d) A representative from the investment, ***financial services, or lending*** community with expertise in efficiency ***and/or renewable energy*** investments and financing, appointed by the chairman of the public utilities commission.
- (e) A representative of the New Hampshire Bankers Association or the New Hampshire chapter of the Cooperative Credit Union Association, appointed by the chairman of the public utilities commission.***

IV. The chairman of the public utilities commission shall call the first meeting of the board. The board shall elect a chairperson from among its members. ~~[Seven]~~ ***A majority of voting*** members of the board shall constitute a quorum. The board shall make an annual report on ~~[December 1]~~ ***January 31*** to the governor, the speaker of the house of representatives, the president of the senate, the house science, technology and energy committee, the senate energy~~[-environment and economic development]~~ ***and natural resources*** committee, and the public utilities commission, to provide an update on ~~[its]~~ activities ***during the preceding calendar year*** and recommendations for action including possible legislation.



V. The board shall be administratively attached to the public utilities commission under RSA 21-G:10.

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

VII. No member of the board shall vote on a matter in which the member, his or her spouse or dependent, or the organization or entity represented by or employing the member, has a private interest which may directly or indirectly affect or influence the performance of his or her duties.

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

2019-1179s

#### AMENDED ANALYSIS

This bill adds requirements for uses of system benefits charges for energy efficiency programs and removes the requirement for legislative approval of system benefits charge changes. The bill also adds voting members and a nonvoting member to the energy efficiency and sustainable energy board and clarifies procedures of the board.

Senate Executive Departments and Administration

March 20, 2019

2019-1192s

06/10

#### Amendment to SB 211

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

AN ACT relative to reporting requirements for state agencies owning real property.

Amend the bill by replacing section 1 with the following:

1 Disposition of Property; Real Property Owned by State Agencies; Reporting Requirement. RSA 4:39-e is repealed and reenacted to read as follows:

4:39-e Real Property Owned by State Agencies; Reporting Requirement.

I. On or before July 1, 2013, and biennially thereafter, each state agency, as defined in RSA 21-G:5, III, shall make a report identifying all real property owned by the agency. For each parcel of land owned by the agency, the report shall include any reversionary provisions or other deed restrictions, conservation or other easements, lease arrangements with third-party tenants, and any other agreement or encumbrance that may affect the future sale of the property, but only to the extent known by the agency or as may be determined through reasonable efforts. For each building or parcel of land leased to a third party by the agency, the report shall include the lease term. This section shall not apply to infrastructure properties used as the public rights of way for roads, highways, bridges, railroads, rail trails, rest areas, park and rides, or turnpike toll operations.

II. Each state agency shall file the report with the commissioner of the department of administrative services. The commissioner of the department of administrative services shall compile the reports from each agency and file a consolidated set of agency reports with the governor, the senate president, the speaker of the house of representatives, the chairperson of the senate capital budget committee, the chairperson of the house public works and highways committee, and the chairperson of the long range capital planning and utilization committee established in RSA 17-M:1.

III. The commissioner of the department of administrative services shall develop a standard format for agencies to use in submitting the report required under this section. The form of the report shall not be considered a rule subject to the provisions of RSA 541-A.

2019-1192s

#### AMENDED ANALYSIS

This bill requires state agencies that own real property to include certain encumbrances in their biennial report to the commissioner of the department of administrative services.

The bill also requires the commissioner of the department of administrative services to compile and file a consolidated set of agency reports.

Senate Transportation  
 March 19, 2019  
 2019-1171s  
 05/10

#### Amendment to SB 220

Amend RSA 21-L:12-c as inserted by section 1 of the bill by replacing it with the following:

21-L:12-c Access to Crash Data. Notwithstanding any provision of law to the contrary, the commissioner of the department of transportation and designated department of transportation safety representatives are authorized to access or be provided with crash data held by the department of safety, local law enforcement, or other government agencies or entities. The purpose of this authorization is to enable the department of transportation and its agents to access information for the sole purpose of timely crash analysis for improved safety and to advance safety related initiatives. For the stated purpose, the department of transportation is authorized to share the data with governmental transportation planning agencies and their contracted agents for transportation planning purposes, provided the information shall not be further disseminated or used for any other purpose. In the event that the department obtains personally identifiable information, the department shall not include such information in its analysis nor disclose the personally identifiable information. Any information received under this section by the department of transportation shall not be available under RSA 91-A.

Senate Finance  
 March 19, 2019  
 2019-1158s  
 01/04

#### Amendment to SB 236-FN-A

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

1 Appropriation. The sum of \$5,000,000 for the fiscal year ending June 30, 2019 is hereby appropriated to the department of health and human services for the purposes of upgrading existing substance use disorder treatment and recovery housing facilities and creating new substance use disorder treatment and recovery housing facilities. Funds appropriated under this section shall be used for upgrading or renovating existing facilities to ensure compliance with fire code and safety standards; expanding existing facilities to increase service capacity; and developing new substance use disorder treatment and recovery housing facilities. Facilities receiving funds under this section shall be in compliance with any state rules associated with the operation of such programs. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated. Funds appropriated in this section shall be nonlapsing.

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

Commerce  
 March 19, 2019  
 2019-1175s  
 01/06

#### Amendment to SB 251

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

AN ACT relative to the life and health insurance guaranty association and relative to an unfair insurance practice regarding certain prescriptions.

Amend RSA 408-B:2, II as inserted by section 1 of the bill by replacing it with the following:

II. To provide this protection, an association of *member* insurers is created to pay benefits and to continue coverages as limited herein, and members of the association are subject to assessment to provide funds to carry out the purpose of this chapter.

Amend RSA 408-B:5, II(b)(11) as inserted by section 7 of the bill by replacing it with the following:

(11) A policy or contract providing any hospital, medical, prescription drug or other health care benefits pursuant to Part C or Part D of subchapter XVIII, chapter 7 of Title 42 of the United States Code, commonly known as Medicare Part C and D, *or subchapter XIX, chapter 7 of Title 42 of the United States Code (commonly known as Medicaid)*, or any regulations issued pursuant thereto.

Amend RSA 408-B:5, III(b)(1)(B)(i) as inserted by section 8 of the bill by replacing it with the following:

(i) \$100,000 for coverages not defined as disability *income* insurance or ~~[basic hospital, medical and surgical insurance]~~ *health benefit plans* or long-term care insurance, as defined in RSA 415-D, including any net cash surrender and net cash withdrawal values;

Amend RSA 408-B:8, IV(c) as inserted by section 15 of the bill by replacing it with the following:

(c) With respect to individual policies *and contracts covered by the association*, make available to each known insured, *enrollee, or annuitant* or owner if other than the insured, and with respect to an individual formerly *an* insured, *enrollee, or annuitant* under a group policy *or contract* who is not eligible for replacement group coverage, make available substitute coverage on an individual basis in accordance with the provisions of subparagraph (d), if the insureds, *enrollees, or annuitants* had a right under law or the terminated policy, *contract or annuity* to convert coverage to individual coverage or to continue an individual policy, *contract, or annuity* in force until a specified age or for a specified time, during which the insurer *or health maintenance organization* had no right unilaterally to make changes in any provision of the policy, *contract, or annuity* or had a right only to make changes in premium by class.

Amend RSA 408-B:8, XIV(g) as inserted by section 15 of the bill by replacing it with the following:

*(g) Unless prohibited by law, in accordance with the terms and conditions of the policy or contract, file for actuarially justified rate or premium increases for any policy or contract for which it provided coverage under this chapter.*

Amend the bill by replacing section 19 with the following:

19 Life and Health Insurance Guaranty Association of 1996; Prevention of Insolvencies. Amend RSA 408-B:12 to read as follows:

408-B:12 Prevention of Insolvencies. To aid in the detection and prevention of *member* insurer insolvencies or impairments:

I. It shall be the duty of the commissioner:

(a) To notify the commissioners of all the other states, territories of the United States, and the District of Columbia when the commissioner takes any of the following actions against a member insurer:

(1) Revocation of license;

(2) Suspension of license; or

(3) Makes any formal order that such ~~[company]~~ *member insurer* restrict its premium writing, obtain additional contributions to surplus, withdraw from the state, reinsure all or any part of its business, or increase capital, surplus, or any other account for the security of ~~[policyholders]~~ *policy owners, contract owners, certificate holders*, or creditors.

The notice shall be mailed to all commissioners within 30 days following the action taken or the date on which such action occurs.

(b) To report to the board of directors when the commissioner has taken any of the actions set forth in subparagraph (a) or has received a report from any other commissioner indicating that any such action has been taken in another state. The report to the board of directors shall contain all significant details of the action taken or the report received from another commissioner.

(c) To report to the board of directors when the commissioner has reasonable cause to believe from any examination, whether completed or in process, of any member company that the company may be an impaired or insolvent insurer.

(d) To furnish to the board of directors the NAIC Insurance Regulatory Information System (IRIS) ratios and listings of companies not included in the ratios developed by the National Association of Insurance Commissioners, and the board may use the information contained therein in carrying out its duties and responsibilities under this section. The report and the information contained therein shall be kept confidential by the board of directors until such time as made public by the commissioner or other lawful authority.

II. The commissioner may seek the advice and recommendations of the board of directors concerning any matter affecting the duties and responsibilities of the commissioner regarding the financial condition of member insurers and ~~[companies]~~ *insurers and health maintenance organizations* seeking admission to transact ~~[insurance]~~ business in this state.

III. The board of directors may, upon majority vote, make reports and recommendations to the commissioner upon any matter germane to the solvency, liquidation, rehabilitation, or conservation of any member insurer or germane to the solvency of any [company] **insurer or health maintenance organization** seeking to do [insurance] business in this state. Such reports and recommendations shall not be considered public documents.

IV. It shall be the duty of the board of directors, upon majority vote, to notify the commissioner of any information indicating any member insurer may be an impaired or insolvent insurer.

V. The board of directors may, upon majority vote, request that the commissioner order an examination of any member insurer which the board in good faith believes may be an impaired or insolvent insurer. Within 30 days of the receipt of such request, the commissioner shall begin an examination. The examination may be conducted as a National Association of Insurance Commissioners examination or may be conducted by such persons as the commissioner designates. The cost of the examination shall be paid by the association and the examination report shall be treated as are other examination reports. In no event shall the examination report be released to the board of directors prior to its release to the public, but this shall not preclude the commissioner from complying with paragraph I. The commissioner shall notify the board of directors when the examination is completed. The request for an examination shall be kept on file by the commissioner, but it shall not be open to public inspection prior to the release of the examination report to the public.

VI. The board of directors may, upon majority vote, make recommendations to the commissioner for the detection and prevention of **member** insurer insolvencies.

VII. The board of directors shall, at the conclusion of any insurer insolvency in which the association was obligated to pay covered claims, prepare a report to the commissioner containing such information as it may have in its possession bearing on the history and causes of the insolvency. The board shall cooperate with the boards of directors of guaranty associations in other states in preparing a report on the history and causes of insolvency of a particular insurer, and may adopt by reference any report prepared by such other associations.

Amend RSA 408-B:14, IV(a) as inserted by section 21 of the bill by replacing it with the following:

IV.(a) Prior to the termination of any liquidation, rehabilitation or conservation proceeding, the court may take into consideration the contributions of the respective parties, including the association, the shareholders, **contract owners, certificate holders, enrollees** and [policyowners] **policy owners** of the insolvent insurer, and any other party with a bona fide interest, in making an equitable distribution of the ownership rights of the insolvent insurer. In such a determination, consideration shall be given to the welfare of the [policyholders] **policy owners, contract owners, certificate holders, and enrollees** of the continuing or successor **member** insurer.

Amend RSA 408-B:19, II as inserted by section 22 of the bill by replacing it with the following:

II. Within 180 days after January 1, 1996, the association shall prepare a summary document describing the general purposes and current limitations of the chapter and complying with paragraph III. This document shall be submitted to the commissioner for approval. Unless paragraph IV applies, at the expiration of the 60th day after the date on which the commissioner approves the document, [an] **a member** insurer may not deliver a policy or contract covered by a guaranty fund to a policy [or] **owner, contract [holder] owner, certificate holder, or enrollee** unless the summary document is delivered to the policy [or] **owner, contract [holder] owner, certificate holder, or enrollee** prior to or at the time of delivery of the policy or contract. The document shall also be available upon request by a [policyholder] **policy owner, contract owner, certificate holder, or enrollee**. The distribution, delivery or contents or interpretation of this document does not guarantee that either the policy or the contract or the [holder of the policy or contract] **policy owner, contract owner, certificate holder, or enrollee** is covered in the event of the impairment or insolvency of a member insurer. The description document shall be revised by the association as amendments to the chapter may require. Failure to receive this document does not give the [policyholder] **policy owner, contract [holder] owner, certificate holder, enrollee, or insured** any greater rights than those stated in this chapter.

Amend the bill by inserting after section 22 the following and renumbering the original section 23 to read as 24:

23 New Subparagraph; Unfair Insurance Practices; Certain Prescriptions. Amend RSA 417:4, VIII by inserting after subparagraph (g) the following new subparagraph:

Amend RSA 417:4, VIII by inserting after subparagraph (g) the following new subparagraph:

(h) For life, life annuity, or disability coverage, refusing to insure or to continue to insure, or limiting the amount, extent, or kind of coverage based on the applicant who is also the proposed insured having filled a prescription for a medication, including, but not limited to, naloxone, when that prescription is not relevant to the applicant's health, but rather is designed to promote public health or to prevent disease. For any such prescription, the carrier shall inquire with the applicant as to the reason for the prescription prior to issuing an underwriting decision.

2019-1175s

#### AMENDED ANALYSIS

This bill makes changes recommended by the National Association of Insurance Commissioners to their model law on the Life and Health Insurance Guaranty Association of 1996.

This bill also makes it an unfair insurance practice to refuse to insure an applicant who has filled a prescription for certain medications.

Senate Finance  
March 19, 2019  
2019-1144s  
05/08

#### Amendment to SB 260-FN

Amend the bill by replacing section 3 with the following:

3 Appropriation; Department of Health and Human Services. For the purpose of funding the prescription drug assistance pilot program for seniors established in section 2 of this act, the sum of \$1,250,000 for fiscal year ending June 30, 2019, is hereby appropriated to the department of health and human services. Such appropriation shall not lapse. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

Senate Judiciary  
March 19, 2019  
2019-1141s  
08/04

#### Amendment to SB 263

Amend the bill by replacing section 1 with the following:

1 New Subdivision; Discrimination in Public Schools. Amend RSA 193 by inserting after section 37 the following new subdivision:

#### Discrimination in Public Schools

193:38 Discrimination in Public Schools. No person shall be excluded from participation in, denied the benefits of, or be subjected to discrimination in public schools because of their age, sex, gender identity, sexual orientation, race, color, marital status, familial status, physical or mental disability, religion, or national origin, all as defined in RSA 354-A. Any person claiming to be aggrieved by a discriminatory practice prohibited under this section may initiate a civil action against a school or school district in superior court for relief at law or at equity. The attorney general may also initiate a civil action against a school or school district pursuant to this section for relief at law or at equity.

2019-1141s

#### AMENDED ANALYSIS

This bill creates a cause of action for persons injured by discrimination in public schools.

This bill also creates a cause of action for the attorney general in cases of discrimination in public schools.

Senate Finance  
March 19, 2019  
2019-1168s  
06/04

#### Amendment to SB 266-FN

Amend RSA 198:15-a, V as inserted by section 3 of the bill by replacing it with the following:



V. There is hereby established the school building aid fund to be used for the purpose of funding school building aid grants under paragraph IV. This fund shall consist of a one-time transfer of funds identified as surplus funds in the educational trust fund or general fund, of \$15,600,000 allocated to projects currently identified on the department of education's list of ranked projects for 2020 which are approved by the state board of education. Any additional surplus funds may be allocated to this account for additional projects as ranked by the department of education for 2021 and subsequent years.

Amend the bill by deleting sections 4-7 and renumbering the original sections 8-10 to read as 4-6, respectively.

Amend RSA 6:12, I(b)(344) as inserted by section 4 of the bill by replacing it with the following:

(344) Moneys credited to the school building aid fund under RSA 198:15-a, V.

2019-1168s

#### AMENDED ANALYSIS

This bill establishes the school building aid fund.

Education and Workforce Development

March 19, 2019

2019-1135s

06/08

#### Amendment to SB 267

Amend RSA 193-C:12 as inserted by section 1 of the bill by replacing it with the following:

193-C:12 Pupil Assessment Information. The department shall provide the testing entity as defined in RSA 189:65, VIII, with individual pupil names and unique pupil identifiers. The testing entity shall maintain the results, scores, or other evaluative materials for the purpose of measuring and reporting individual student growth. The department may provide the assessment results and comparative data to a parent, a legal guardian, or the pupil's school as provided in RSA 193-C:11. The department may collect student address information from the individual school districts solely for the purpose of effectuating the distribution of assessment results and comparative data as provided in this section. The testing entity shall destroy all student data after reporting on students through grade 8 or when a student is no longer enrolled.

Amend the bill by replacing section 2 with the following:

2 Statewide Assessment Program; Disclosure of Information. Amend RSA 189:67 to read as follows:

II.(a) A school or the department may disclose to a testing entity the student's name [or], unique pupil identifier, [but not both,] and birth date for the sole purpose of identifying the test taker. Except when collected in conjunction with the SAT or ACT[;]:

(1) When such tests are used for the purpose of the state assessment as defined in RSA 193-C:6, the data shall be [destroyed] ***maintained*** by the testing entity [as soon as the testing entity has completed the verification of test takers,] ***in accordance with RSA 193-C:12.***

(2) ***The data*** shall not be disclosed by the testing entity to any other person, organization, entity, or government or any component thereof, other than the [district,] ***parent or guardian, the department,*** school or school district, and shall not be used by the testing entity for any other purpose [whatsoever, including but not limited to test-data analysis] ***except as provided in RSA 193-C:12.***

***(b) Any person who knowingly violates the provisions of subparagraph (a) shall be guilty of a class B felony.***

Amend the bill by inserting after section 6 the following and renumbering the original section 7 to read as 8:

7 New Paragraph; Statewide Assessment Program; Definitions; Testing Entity. Amend RSA 193-C:2 by inserting after paragraph IV the following new paragraph:

V. "Testing entity" means any vendor contracted to provide the statewide assessment under RSA 193-C:6.

Senate Finance

March 19, 2019

2019-1156s

04/06

#### Amendment to SB 308-FN-A

Amend the bill by replacing section 2 with the following:

2 Department of Health and Human Services; Medicaid Rate Increases. The commissioner of the department of health and human services shall increase all Medicaid provider rates, including all state plan services and waiver programs, by 5 percent in the fiscal year ending June 30, 2020 and an additional 7 percent in the fiscal year ending June 30, 2021. The commissioner shall make the necessary adjustments to the medical rate setting data book and direct the actuary and managed care organizations to pass through the increased funding to rates. Nothing in this section shall be construed to alter the traditional method of establishing the county contribution for the Medicaid federal medical assistance percentage.

Amend the bill by replacing section 21 with the following:

21 Governor's Scholarship Program; Health Care Scholarships. The office of strategic initiatives shall conduct a survey of the health care programs of study offered at postsecondary educational institutions or training programs in the state to determine how the funds provided in section 23 of this act should be distributed to ensure the development and enhancement of health care programs of study at postsecondary educational institutions and training programs and the financial solvency of the governor's scholarship program.

Amend the bill by replacing section 23 with the following:

23 Governor's Scholarship Program; Funds Distributed. From any sums appropriated to the governor's scholarship fund established in RSA 4-C:34, the office of strategic initiatives shall disburse up to \$1,250,000 for the fiscal year ending June 30, 2020 and up to \$1,250,000 for the fiscal year ending June 30, 2021 as scholarships for the educational costs of eligible students majoring in an approved health care course of study at a postsecondary institution. In order to be eligible to receive the governor's scholarship money for an approved health care course of study, a scholarship applicant shall agree to remain employed in this state in a health care-related field for a minimum of 36 months after graduation from the postsecondary educational institution or training program.

2019-1156s

#### AMENDED ANALYSIS

This bill:

- I. Increases the Medicaid provider rates.
- II. Requires certain health care professionals to complete a survey or an opt-out form for collecting data on the primary care workforce.
- III. Requires the department of health and human services to amend the income standard used for eligibility for the "in and out" medical assistance policy.
- IV. Permits the department of safety to contract with a private agency to process background check applications, and requires the department to accept and process background check applications online.
- V. Amends the definitions and services covered through telemedicine.
- VI. Makes appropriations to the department of health and human services, rural health and primary care section to establish new positions and programs to develop and enhance the state's healthcare workforce.
- VII. Provides funding for scholarships to students majoring in a health care field and to postsecondary educational institutions to develop and enhance programs of study offered in health care.

Senate Ways and Means

March 20, 2019

2019-1203s

10/05

#### Amendment to SB 318

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

AN ACT relative to extending the education tax credit program to include donations to public school programs.

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

1 Education TaxCredit; Definition; Receipt; Public School Grant Program Added. Amend RSA 77-G:1, XIII to read as follows:

XIII. “Receipt” means proof of payment received by:

(a) A school from a scholarship organization or, in the case of a home educated student, a document that is issued by the parent of a home educated student, to the scholarship organization which makes payment for educational expenses on behalf of an eligible student and that contains, at a minimum and where applicable:

[(a)] (1) The name and address of a parent of a home educated student.

[(b)] (2) The name and address of the eligible student for whom the expense has been paid.

[(c)] (3) The name of the payee and the date and amount of the expense paid.

(b) *The program administrator, which makes payment for public school organization expenses for an approved program, that includes as a minimum and where applicable:*

(1) *The name of the public school organization.*

(2) *The name of the funded program.*

(3) *The name, address, telephone number, and email address of the program contact.*

2 New Paragraphs; Definitions; Public School Grant Program. Amend RSA 77-G:1 by inserting after paragraph XX the following new paragraphs:

XXI. “Management commission” means the education tax credit management commission established in RSA 77-G:13.

XXII. “Public school program administrator” or “program administrator” means a charitable organization incorporated or qualified to do business in this state that:

(a) Is exempt from federal income taxation pursuant to section 501(c)(3) of the Internal Revenue Code;

(b) Complies with applicable state and federal anti-discrimination and privacy laws;

(c) Is registered with the director of charitable trusts; and

(d) Has the following qualifications:

(1) Experience with New Hampshire public education, including public school organizations and current policies and practices.

(2) Demonstrated grant, donation, and financial management capacity.

(3) Demonstrated capacity to support public school organizations in implementing new education initiatives.

(4) Ability to support workforce development projects.

(5) Ability to raise and administer administrative funds and public school donations in support of the public school donation program established by this chapter.

(6) Can demonstrate an understanding of the requirements of successfully administering the public school donation program.

(e) Has been approved by the management commission for the purpose of issuing donations to public school organizations as provided in this chapter.

XXIII. “Public school organization” means a New Hampshire public school or charter school, public school district, or school administrative unit.

XXIV. “Public school program donation” means a donation made under this chapter and received by the program administrator for use by a public school organization to implement or support an approved workforce development program.

XXV. “Workforce development program” means a program that meets the purposes of this chapter and is approved by the management commission. A workforce development program includes programs in career and technical education, the New Hampshire Career Pathways program, Dual Pathways, and Running Start programs, including tuition payments for public school students.

XXVI. “Workforce development program grant” or “grant” means a grant to a public school organization approved by the management commission to carry out a workforce development program administered by the program administrator.

3 Subdivision Heading Added; Nonpublic School Scholarships. Amend RSA 77-G by inserting after section 77-G:1 the following subdivision heading:

Nonpublic School Scholarships

4 References Changed. Amend the following RSA provisions by replacing “chapter” with “subdivision”: 77-G:5, I(f); 77-G:5, II(i); 77-G:6, I(c) and (f); and 77-G:9.

5 Nonpublic School Donations; Tax Credits. Amend RSA 77-G:4, I to read as follows:

I. The aggregate of tax credits issued by the commissioner of the department of revenue administration to all taxpayers claiming the credit ***under this subdivision*** shall not exceed **60 percent of the** \$5,100,000 **maximum for this chapter, plus any unclaimed amount of credit under RSA 77-G:12** , for a program year.

6 New Subdivision; Public School Grant Program. Amend RSA 77-G by inserting after section 10 the following new subdivision:

Public School Grant Program

77-G:11 Contributions to Public School Program. For each contribution made to a program administrator for the public school grant program, a business organization, business enterprise, or individual may claim a credit equal to 85 percent of the contribution against the business profits tax due pursuant to RSA 77-A, against the business enterprise tax due pursuant to RSA 77-E, against the tax on interest and dividends under RSA 77, or apportioned against each, provided the total credit granted shall not exceed the maximum education tax credit allowed. Credits provided under this subdivision shall not be deemed taxes paid for the purposes of RSA 77-A:5, X. The department of revenue administration shall not grant the credit without a receipt from the program administrator. No business organization, business enterprise, or individual shall direct, assign, or restrict any contribution to a public school program for the use of a public school organization. No business organization, business enterprise, or individual shall receive more than 10 percent of the aggregate amount of tax credits permitted in RSA 77-G:4 and RSA 77-G:12.

77-G:12 Tax Credits.

I. The aggregate of tax credits issued by the commissioner of the department of revenue administration to all taxpayers claiming the credit under this subdivision shall not exceed 40 percent of the \$5,100,000 maximum for this chapter, plus any unclaimed amount of credit under RSA 77-G:4, for a program year.

II. The credit issued to a business organization or business enterprise, or any unused portion thereof, may be carried forward for no more than 5 succeeding years, but shall not exceed \$1,000,000 in any given tax year.

77-G:13 Education Tax Credit Management Commission. There shall be a commission known as the education tax credit management commission.

I. The education tax credit management commission shall include the following members:

- (a) One member of the senate appointed by the president of the senate.
- (b) Two members of the house of representatives appointed by the speaker of the house of representatives.
- (c) The commissioner of the department of education, or designee.
- (d) One member appointed by the Business and Industry Association of New Hampshire.
- (e) One member appointed by the New Hampshire School Administrators Association.
- (f) One member appointed by the New Hampshire School Boards Association.
- (g) One member appointed by the Parent Information Center.
- (h) One member appointed by the New Hampshire Association of CTE directors.
- (i) One member appointed by the New Hampshire Alliance for Public Charter Schools.
- (j) One member appointed by New Hampshire Charitable Foundation.

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

(b) At the first meeting, the members of the commission shall elect a chairperson from among the members.

III. The commission’s duties shall be to:

(a) Administer the public school grant program in accordance with the purposes and requirements established in this subdivision.

(b) Develop and issue a request for proposals from organizations wishing to serve as program administrator.

(c) Select the program administrator.

(d) Provide overall management and policy direction to the program administrator in administering the public school grant program.

(e) Set policies, qualifications, and priorities for the public school grant program.

#### 77-G:14 Public School Grant Program.

I. The purposes of the public school grant program shall be:

(a) Supporting and enhancing schools or districts in educational efforts to meet the workforce needs of New Hampshire businesses; and

(b) Improving the opportunity of low-income and underachieving students to enter successfully the workforce.

II. All New Hampshire public school organizations are eligible to receive donations. The highest priority of the management commission shall be to fund projects sponsored by public school organizations serving municipalities with property values lower than the state average in the most recently available reports available from the department of revenue administration.

III. By May 1 of each year, the management commission shall issue a request for proposals (RFP) soliciting projects that meet the objectives in this section. By September 15 of each year, schools and districts may respond with proposals describing projects and programs to be implemented starting in the following school year. By December 31 of each year, the management commission shall identify those projects eligible to receive grants under this subdivision.

IV. The program administrator shall:

(a) Administer eligible donations designated for workforce development programs designated by donors and approved by the management commission.

(b) Not use more than 10 percent of eligible donations used during the program year in which the donations are collected, and for which grant receipts were issued for tax credit purposes, for administrative expenses. Administrative expenses shall be reasonable and necessary for the organization's management and distribution of eligible contributions pursuant to this subdivision.

(c) In each program year, contributions may be carried forward to the following program year.

(d) Maintain separate accounts for tax-credit funded contributions, non-tax credit donations, and operating funds.

(e) A business organization, business enterprise, or individual shall submit an education tax credit application to the department of revenue administration no later than May 31 of each program year. Applications received after May 31 shall be processed for the following program year and approved within 30 days of receipt. Applications shall be processed on a first-come, first-served basis, up to the aggregate tax credit amount allowed under RSA 77-G:4. If multiple education tax credit applications are received on the same day, they shall be processed at random. No business organization, business enterprise, or individual shall be granted an education tax credit for more than 10 percent of the aggregate tax credit amount permitted in RSA 77-G:4. The department of revenue administration may approve only a portion of a request if required to prevent exceeding the aggregate tax credit amount allowed under RSA 77-G:12. The approval shall include the amount allowed and the date of approval.

(f) Once an education tax credit application is approved, the business organization, business enterprise, or individual shall donate no later than 60 days after the date of approval, and no later than June 30 of the program year during which its application was approved or the request shall expire. Donations may be made to multiple scholarship organizations provided the total amount donated by the business organization, business enterprise, or individual does not exceed the amount approved.

(g) Upon receiving a donation, the program administrator shall send a receipt to the department of revenue administration and to the business organization, business enterprise, or individual within 15 days. The department of revenue administration shall notify the program administrator and the business organization, business enterprise, or individual within 15 days if the donations made exceeds the amount approved. If a business organization, business enterprise, or individual fails to donate the total amount approved within the time permitted the department of revenue administration may grant credit requests in the order specified in subparagraph (e).



(h) A business organization, business enterprise, or individual may file for the tax credit after receiving the scholarship receipt, and may file a tax credit request for the subsequent program year up to the amount donated in the current program year.

**77-G:15 Department of Revenue Administration; Requirements.**

**I. The department of revenue administration shall:**

(a) Post contact and application information for the program administrator on the department's Internet website and forward such information to the commissioner of the department of education who shall post the information on the department of education's Internet website.

(b) Conduct or require audits in response to any reasonable complaints made. The cost of an independent audit shall be paid by the program administrator, but this cost shall be excluded from the administrative expenses requirement set forth in RSA 77-G:14, IV(b).

(c) Establish a process by which individuals may notify the department of revenue administration of any violation by a parent, business organization, business enterprise, scholarship organization, or public school organization of state laws relating to program participation. The department of revenue administration shall conduct an inquiry of any written complaint of a violation of this subdivision, or make a referral to the appropriate agency for an investigation, if the complaint is signed by the complainant and is legally sufficient. A complaint is legally sufficient if it contains facts demonstrating a violation of this subdivision or any rule adopted pursuant to this subdivision. In order to determine legal sufficiency, the department of revenue administration may require supporting information or documentation from the complainant.

(d) Create, maintain, and post online the relevant forms and all reports under this subdivision.

(e) Adopt rules pursuant to RSA 541-A, relative to:

(1) The application procedure for a business organization, business enterprise, or individual applying to the program administrator for a tax credit under this subdivision.

(2) Complaint procedures, including the filing of a complaint and investigations of complaints.

(3) The design and content of the forms and applications required to be filed with, or issued by, the department of revenue administration under this subdivision.

**77-G:16 Exceptions.** Donations made by a business organization, business enterprise, or individual to the program administrator that are not for the purpose of obtaining a tax credit under this chapter shall not be subject to the requirements in this chapter.

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

2019-1203s

**AMENDED ANALYSIS**

This bill extends the education tax credit program to donations to public school programs including workforce development programs.

## **HEARINGS**

***TUESDAY, MARCH 26, 2019***

**COMMERCE**, Room 100, SH

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

1:00 p.m. **HB 278**, relative to the New Hampshire insurance department's annual hearing requirement.

1:15 p.m. **HB 433**, relative to foreign insurance companies.

1:30 p.m. **HB 339**, relative to commercial modernization.

1:45 p.m. **HB 342**, relative to insurance examinations.

2:00 p.m. **HB 528-FN**, relative to insurance reimbursement for emergency medical services.

**EXECUTIVE SESSION MAY FOLLOW**

**EDUCATION AND WORKFORCE DEVELOPMENT**, Room 103, LOB

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

- 9:30 a.m. **HB 181**, relative to the house and senate members of the university system board of trustees.
- 9:50 a.m. **HB 123**, relative to emergency response plans in schools.
- 10:10 a.m. **HB 329**, relative to review and adoption of school data security plans.
- 10:30 a.m. **HB 226**, relative to the renomination of teachers.
- 11:00 a.m. **HB 149**, relative to the apportionment of costs in cooperative school districts.
- EXECUTIVE SESSION MAY FOLLOW**

**ENERGY AND NATURAL RESOURCES**, Room 103, SH

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

- 9:00 a.m. **HB 228**, extending the commission to study the current statutes related to management of non-tidal public waterways and the construction or placement of structures within them.
- 9:15 a.m. **HB 617**, establishing a committee to study recycling streams in New Hampshire.
- 9:30 a.m. **HB 283**, relative to the age rabbits can be transferred.
- 9:45 a.m. **HB 162**, repealing the requirement for the inspection of timber.
- 10:00 a.m. **HB 281**, relative to flow devices designed to control beaver damming and minimize the risk of flooding behind an existing beaver dam.
- 10:15 a.m. **HB 476-FN**, replacing the milk producers emergency relief fund with the dairy premium fund.
- EXECUTIVE SESSION MAY FOLLOW**

**FINANCE**, Room 103, SH

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

- 1:00 p.m. **BUDGET BRIEFING - LEGISLATIVE BUDGET ASSISTANT**

**HEALTH AND HUMAN SERVICES**, Room 101, LOB

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

- 1:00 p.m. **HB 310**, relative to the membership of the wellness and primary prevention council.
- 1:15 p.m. **HB 350**, relative to licensed prescribers of medical marijuana.
- 1:30 p.m. **HB 369-FN**, relative to the controlled drug prescription health and safety program.
- 1:45 p.m. **HB 726-FN**, establishing a secure forensic psychiatric hospital advisory council.
- 2:00 p.m. **HB 359**, relative to warning labels on prescription drugs containing opiates.
- 2:15 p.m. **HB 364**, permitting qualifying patients and designated caregivers to cultivate cannabis for therapeutic use and permitting qualifying patients and designated caregivers to donate excess cannabis to other qualifying patients.
- EXECUTIVE SESSION MAY FOLLOW**

**JUDICIARY**, Room 100, SH

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

- 9:00 a.m. **HB 455-FN**, relative to the penalty for capital murder.
- EXECUTIVE SESSION MAY FOLLOW**

**TRANSPORTATION**, Room 103, LOB

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

- 1:00 p.m. **HB 148**, relative to electric bicycles.
- 1:15 p.m. **HB 188**, amending the definition of headway speed.
- 1:30 p.m. **HB 372-FN**, relative to motorist duties when approaching highway emergencies.
- 1:45 p.m. **HB 420**, relative to naming buildings and other construction built using public funds.
- 2:00 p.m. **HB 500**, naming the Warner roundabout in memory of Barbara Annis.
- 2:15 p.m. **HB 534-FN**, relative to certain major state projects.
- EXECUTIVE SESSION MAY FOLLOW**

## **WEDNESDAY, MARCH 27, 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. **HB 130-L**, relative to property tax relief for totally and permanently disabled veterans.

9:30 a.m. **HB 136**, increasing the maximum period for the zoning board of adjustment to hold a public hearing.

**EXECUTIVE SESSION MAY FOLLOW**

## **WEDNESDAY, APRIL 3, 2019**

### **EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 101, LOB**

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

9:00 a.m. **HB 487-FN**, establishing a registry for the deaf, hard of hearing, and deaf/blind in the department of health and human services.

9:20 a.m. **HB 488-FN**, requiring interpreters for the deaf and hard of hearing at the state house campus.

9:40 a.m. **HB 675-FN**, relative to the purchase of service credit in the state retirement system.

10:00 a.m. **HB 418-FN**, relative to the limitations on part-time employment under the New Hampshire retirement system.

10:20 a.m. **HB 463-FN**, relative to licensure of pharmacist assistants.

**EXECUTIVE SESSION MAY FOLLOW**

## **MEETINGS**

### ***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

**JOINT COMMITTEE ON EMPLOYEE CLASSIFICATION (RSA 14:14-C)**

2:30 p.m. Room 104, LOB Regular Meeting

***THURSDAY, MARCH 28, 2019***

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

2:00 p.m. NH Hospital Association Regular Meeting  
Airport Road  
Concord, NH

**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

**COMMISSION TO REVIEW CHILD ABUSE FATALITIES (RSA 169-C:39-k)**

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

***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

## ***SUNDAY, APRIL 7, 2019***

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

1:00 p.m.	NH Technical Institute Sweeney Crocker Building Room 225 Concord, NH	Regular Meeting
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## ***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
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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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### **NEW HAMPSHIRE COMMISSION ON DEAFNESS AND HEARING LOSS (RSA 125-Q)**

1:30 p.m.	Room 205, LOB	Regular Meeting
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## ***FRIDAY, APRIL 12, 2019***

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

9:30 a.m.	Room 303, LOB	Regular Meeting
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### **FISCAL COMMITTEE (RSA 14:30-a)**

10:00 a.m.	Rooms 210-211, LOB	Regular Meeting
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## ***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
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## ***WEDNESDAY, APRIL 17, 2019***

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

10:00 a.m.	Room 205, LOB	Regular Meeting
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## ***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 21 South Fruit St. Concord, NH	Regular Meeting
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## ***FRIDAY, APRIL 19, 2019***

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

8:30 a.m.	Room 303, LOB	Regular Meeting
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### **ENERGY EFFICIENCY AND SUSTAINABLE ENERGY BOARD (RSA 125-O:5-a)**

9:00 a.m.	NH Public Utilities Commission 21 South Fruit Street Hearing Room A Concord, NH	Regular Meeting
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## ***MONDAY, APRIL 22, 2019***

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

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

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

11:30 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, 41, 52, 54, 59, 74, 77, 84, 88, 105, 107, 130, 133, 135, 142, 167, 171, 173, 185, 186, 190, 193, 194, 202, 216, 224, 234, 236, 238, 240, 241, 246, 252, 262, 265, 271, 272, 273, 276, 279, 280, 281, 282, 285, 286, 288, 290, 291, 293, 294, 295, 296, 297, 301, 302, 303, 304, 306, 307, 308, 309, 310, 312, 313, 315, 319**

**HOUSE BILLS: 175, 253, 256, 301, 418, 463, 476, 487, 511, 528, 550, 552, 621, 637, 689, 692, 701, 719, 726**

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## **NOTICES**

### **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 27<sup>th</sup>, from 8:00 a.m. to 9:30 a.m. in the State House Cafeteria. Legislators and staff are invited to stop by anytime to enjoy a hot buffet breakfast and meet with New Hampshire Podiatrists to learn about Podiatric Medicine, our education, scope of practice, and the many important necessities of maintaining good Foot Health.

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 28<sup>th</sup> 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 25<sup>th</sup> – March 28<sup>th</sup>. 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](mailto:bruce.clendenning@tnc.org) or go to: [www.nhenergyfuture.org](http://www.nhenergyfuture.org).

Senator Dan Feltes, Senate Majority Leader

Senator Jeb Bradley

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**TUESDAY, APRIL 2, 2019**

The New Hampshire Alliance for Healthy Aging (NH AHA) cordially invites all legislators to our Legislative Breakfast on Tuesday, April 2<sup>nd</sup> from 7:30 a.m. – 9:00 a.m. in the State House Cafeteria. NH AHA is a coalition of 265 stakeholders, representing over 170 organizations, united in advocating for older adults and their families. We are focused on improving the services and policies that affect all of us as we age. By 2030, 1/3 of New Hampshire's population will be over the age of 60. That represents a large change in the Granite State's demographics and presents numerous challenges and opportunities for New Hampshire in the coming years. Come and enjoy a full hot breakfast and have the opportunity to not only hear from service professionals and healthy-aging advocates from across the state, but also participate in the unveiling of the New Hampshire Healthy Aging Data Report produced by The University of Massachusetts-Boston. This web-based and easy-to-use report, complete with interactive maps and community profiles, details individual and community health indicators all the way down to the town-level. Come sit down with one of our advocates and take a look at the unique characteristics of the communities you represent.

Senator Martha S. Hennessey  
Senator David Starr

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**TUESDAY, APRIL 9, 2019**

The New Hampshire Women's Foundation cordially invites all legislators to join us for lunch on Tuesday, April 9<sup>th</sup> at 12:00 p.m. at St. Paul's Episcopal Church, 21 Centre Street, Concord. The Women's Foundation works to advance equality and opportunity for women and girls and provides grants to nonprofit organizations in all regions of New Hampshire. This lunch is an opportunity to meet some of the recent grantees and learn more about the important work they do in your community. RSVP is not required, but your response to Jennifer Frizzell at [jennifer@nhwomensfoundation.org](mailto:jennifer@nhwomensfoundation.org) is appreciated. We look forward to seeing you there.

Senator Donna M. Soucy, Senate President  
Senator Sharon M. Carson

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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 11<sup>th</sup> 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 16<sup>th</sup> 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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### THURSDAY, APRIL 18, 2019

NHARPC-sponsored Legislative Breakfast - April 18, 2019 from 8:00 a.m. - 10:00 a.m. in the State House Cafeteria. The New Hampshire Association of Regional Planning Commissions (NHARPC) is the affiliation of the nine regional planning commissions in the state of New Hampshire. This breakfast gives NHARPC a chance to stay connected with NH legislators on the work of regional planning commissions and to show our appreciation for what our legislators do. We hope you can join us!

Senator Jay Kahn

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

The State House will be celebrating its 200<sup>th</sup> anniversary from June 2 - 8, including a “Legislative Old Home Day” on Thursday, June 6<sup>th</sup>. 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)