

May 16, 2019
No. 23

STATE OF NEW HAMPSHIRE

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

SENATE CALENDAR

**THE SENATE WILL MEET IN SESSION ON
THURSDAY, MAY 23, 2019 AT 10:00 A.M.**

LAID ON THE TABLE

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

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

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

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

SB 116-FN, relative to an assistance program for grandparents caring for minor children and making an appropriation therefor.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

SB 117, relative to certain procedures conducted in teaching hospitals.**03/28/2019, Pending Motion Rerefer to Committee, Health and Human Services, SJ 11**

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 143, relative to administrative costs of state aid for special education.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

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 213, relative to immunity for private campground owners.**03/28/2019, Pending Motion Rerefer to Committee, Judiciary, SJ 11**

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 234-FN, establishing the position of director of the office of outdoor recreation industry development in the department of business and economic affairs.**03/28/2019, Pending Motion Inexpedient to Legislate, Finance, SJ 11**

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.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

SB 243-FN, relative to the low and moderate income homeowners property tax relief program.**03/28/2019, Pending Motion OT3rdg, Finance, SJ 11**

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

SB 253-FN, relative to statewide deployment of a real-time threat notification system for schools.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

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 260-FN, establishing the New Hampshire pharmaceutical assistance pilot program for seniors and making an appropriation therefor.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

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 266-FN, relative to funding for kindergarten pupils, keno revenues, and school building aid.**03/28/2019, Pending Motion Ought to Pass with Amendment #2019-1168s, Finance, SJ 11**

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 281-FN-A-LOCAL, relative to mental health services for schools and making an appropriation therefor.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

SB 291-FN, relative to the construction of new mental health facilities.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

SB 294-FN-A-LOCAL, relative to juvenile diversion programs.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

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 306-FN, establishing the housing appeals board.**03/28/2019, Pending Motion OT3rdg, Finance, SJ 11**

SB 308-FN-A, relative to the health care workforce and making appropriations therefor.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

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

SB 313-FN, establishing a citizen's right-to-know appeals commission and a right-to-know law ombudsman and making an appropriation therefor.**03/27/2019, Pending Motion OT3rdg, Finance, SJ 10**

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

SB 318, relative to donations to the education tax credit program.**03/28/2019, Pending Motion Committee Amendment # 2019-1203s, Ways and Means, SJ 11**

HB 334-LOCAL, relative to disposition of certain municipal records.**05/02/2019, Pending Motion Committee Amendment # 2019-1632s, Judiciary, SJ 15**

HB 407-FN, clarifying the non taxability of certain telecommunications devices and equipment.**05/15/2019, No Pending Motion, Ways and Means, SJ 16**

HB 437, establishing a commission to study parental alienation.**05/02/2019, Pending Motion Committee Amendment # 2019-1542s, Judiciary, SJ 15**

HB 452, establishing a commission on the first-in-the-nation presidential primary.**05/15/2019, Pending Motion Inexpedient to Legislate, Election Law and Municipal Affairs, SJ 16**

HB 472-FN, relative to special number plates for certain veterans.**05/15/2019, Pending Motion Inexpedient to Legislate, Transportation, SJ 16**

HB 682-FN, establishing a water resources fund in the department of environmental services and charging certain application and permit fees.**05/15/2019, Pending Motion OT3rdg, Energy and Natural Resources, SJ 16**

HB 689-FN-A, establishing a student career and college investment program and making an appropriation therefor.**05/15/2019, Pending Motion Committee Amendment # 2019-1744s, Education and Workforce Development, SJ 16**

HB 719-FN-A, establishing the position of school nurse coordinator in the department of education and making an appropriation therefor.**05/02/2019, Pending Motion OT3rdg, Finance, SJ 15**

HB 726-FN, establishing a secure forensic psychiatric hospital advisory council and establishing a new forensic psychiatric hospital and making an appropriation therefor.**04/11/2019, Pending Motion OT3rdg, Health and Human Services, SJ 12**

CONSENT CALENDAR REPORTS

COMMERCE

HB 657, relative to prescription drugs under the managed care law.
Ought to Pass, Vote 5-0.
Senator Cavanaugh for the committee.

This bill clarifies the law regarding prescription drugs under the managed care law. The committee supports this bill because it will help in lowering prescription drug costs for patients by expanding the formulary exception process to include any drug that has been removed from a patient's formulary in the last 12 months even if it is not for a medically necessary reason.

HB 717-FN, prohibiting prescription drug manufacturers from offering coupons or discounts to cover insurance copayments or deductibles.
Re-refer to Committee, Vote 5-0.
Senator French for the committee.

This bill prohibits with limited exceptions, prescription drug manufacturers from offering coupons or discounts to cover insurance copayments, or deductibles. The committee agrees with the bill's intent to lower the costs of prescription drugs, however the committee feels that this bill should be incorporated into a study commission in order to prevent any potentially negative unintended consequences.

ELECTION LAW AND MUNICIPAL AFFAIRS

HB 479-FN, relative to eligibility for the low and moderate income homeowners property tax relief.
Re-refer to Committee, Vote 5-0.
Senator Sherman for the committee.

This bill will increase the income and property value criteria for claimants of the low- and moderate-income homeowners property tax relief against statewide education property taxes. The committee feels more time is needed to clarify the estimated numbers of claimants and the amount of the tax relief awarded.

HB 588, relative to presidential nominations.
Ought to Pass, Vote 5-0.
Senator Birdsell for the committee.

This bill will amend the declaration of candidacy form for presidential primary candidates. It will add one line that will make the New Hampshire form consistent with what the federal constitution requires.

HB 593, relative to updating official voter checklists.
Ought to Pass with Amendment, Vote 5-0.
Senator Birdsell for the committee.

This bill outlines procedures that supervisors of the checklist must follow when they receive informal reports that a voter has died or has changed address. It will add to statute what is currently standard operating procedure. The amendment was requested by the Secretary of State and will make domicile information collected by the Secretary of State's office exempt from the Right to Know law.

ENERGY AND NATURAL RESOURCES

HB 156, establishing a commission to study the establishment of a state department of energy.
Ought to Pass, Vote 5-0.
Senator Watters for the committee.

This bill establishes a commission to study the establishment of a state department of energy. New Hampshire's energy policy is addressed through a variety of state agencies like the NH Department of Environmental Services, the Public Utilities Commission, and the Office of Strategic Initiatives. This can sometimes lead to duplicative efforts by state agencies and leave the public confused as to where to access information regarding energy policy and programs. The commission will review the possibility of creating a single state agency to better provide information and support to an area of policy that is both intricate and complex.

HB 162, repealing the requirement for the inspection of timber.

Ought to Pass, Vote 5-0.

Senator Giuda for the committee.

This bill is a housekeeping measure that removes the requirement for the inspection of timber. This section of statute is no longer enforced by the NH Division of Forest and Lands within the NH Department of Natural and Cultural Resources because the statute is no longer relevant to the timber industry.

HB 166, relative to funding energy efficiency programs.

Inexpedient to Legislate, Vote 5-0.

Senator Bradley for the committee.

This bill provides for funding of energy efficiency programs through the system benefits charge. The committee worked on a bipartisan basis in SB 205 to find language that preserved the requirement for legislative approval for any increases in the systems benefits charge while allowing for the full implementation of the Energy Efficiency Resource Standard. The committee did not feel that it was appropriate to move this bill forward given the compromise that was found in SB 205.

HB 413, relative to membership of the energy efficiency and sustainable energy board.

Inexpedient to Legislate, Vote 5-0.

Senator Watters for the committee.

This bill increases the number of members of the Energy Efficiency and Sustainable Energy Board, or EESE Board. Currently, the EESE Board has three representatives from not-for-profit groups representing energy, environmental, consumer, or public health issues and knowledgeable in energy conservation policies and programs. HB 413 would increase those three members to five members to give other organizations the opportunity to take part in EESE Board proceedings as board members. However, HB 413 is unnecessary as the bill's language was added to SB 205.

HB 464, relative to the definitions of solar energy systems and wind-powered energy systems for assessed value of real estate exemptions.

Ought to Pass with Amendment, Vote 5-0.

Senator Watters for the committee.

This bill changes the definitions of solar energy systems and wind-powered energy systems for purposes of determining assessed value for real estate exemptions. The bill also allows cities and towns to adopt a property tax exemption for electric energy storage systems. The amended language carries over language from SB 204 that creates a local option for property tax exemption of electric energy storage systems. Creating this option allows for the use of technology that could be used to lower peak demand, compensate for the intermittence of renewable energy generation sources, and provide other important grid services.

HB 496, establishing a committee to identify the requirements needed to commit New Hampshire to a goal of at least 50 percent renewable energy for electricity by 2040.

Re-refer to Committee, Vote 5-0.

Senator Bradley for the committee.

This bill establishes a committee to undertake an analysis of the requirements that would have to be considered if New Hampshire were to commit to the goal of providing at least 50 percent renewable energy for electricity only to residents and businesses by the year 2040. Legislation is currently moving forward to increase the percentage obligations under the Renewable Portfolio Standard, or RPS. The committee felt this bill was not required at this time.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 113, relative to qualifications for and exceptions from licensure for mental health practice.

Ought to Pass, Vote 5-0.

Senator Cavanaugh for the committee.

This bill allows experience as a master licensed alcohol and drug counselor to qualify as experience for licensure as a clinical social worker, clinical mental health counselor, or marriage and family therapist. The bill also clarifies the mental health license exemption for psychotherapy activities and services of psychologists and master licensed alcohol and drug counselors. Implementing this change will make it easier for individuals to qualify for licensure with relevant experience, while maintaining appropriate safeguards for the industry.

HB 239, relative to requirements for supervision for licensure of certain mental health and drug counselors. Ought to Pass with Amendment, Vote 5-0.

Senator Rosenwald for the committee.

This bill provides that supervision of candidates for licensure as mental health counselors or licensed alcohol and drug counselors shall be at locations mutually convenient to both the supervisor and the candidate. This change will make the supervisor and candidate relationship easier to engage in, lessening the barriers to licensure while keeping current confidentiality safeguards in place.

JUDICIARY

HB 153, relative to circumstances under which police officer disciplinary records shall be public documents. Re-refer to Committee, Vote 5-0.

Senator Carson for the committee.

This bill would make certain records concerning law enforcement officers subject to the right-to-know law. Due to the ongoing court case regarding this matter and the need for further examination of the consequences of the language the Committee asks for support in the motion of Re-Refer.

HB 155, relative to procedures for determining and disclosing exculpatory evidence in a police officer's personnel file.

Re-refer to Committee, Vote 5-0.

Senator Carson for the committee.

This bill would require a determination of whether information in a police officer's personnel file constitutes exculpatory evidence and would allow a police officer who has information determined to be exculpatory evidence in his or her personnel file to have an opportunity to challenge the disciplinary finding. The Committee asks for support of a Re-Refer motion in order to allow for the completion of the relevant ongoing court case prior to making a determination about this language.

HB 189-FN, establishing an exemption from criminal penalties for child sex trafficking victims.

Ought to Pass, Vote 5-0.

Senator Chandley for the committee.

This bill exempts juvenile victims of human trafficking from prosecution for certain conduct chargeable as a criminal offense which was committed as a result of being trafficked. The bill also allows juvenile victims of human trafficking to petition to vacate a delinquency adjudication resulting from participating in conduct that was the direct result of being trafficked. Implementing this change will help these children feel safe coming forward, giving them more support and opportunity to escape from their captors without fear of prosecution.

HB 637-FN, relative to criminal history background checks by employers and public agencies.

Ought to Pass with Amendment, Vote 5-0.

Senator Carson for the committee.

This bill requires the division of State Police to maintain an electronic database containing public criminal history record information which would be accessible to an individual, and to a state agency to obtain public criminal history record information about applicants for positions or as a condition for occupational licensure. The bill also removes the notarization requirement for requesting a criminal history records check for purposes of employment and occupational licensing. The Committee amended the bill to clarify what is to be included in 'public criminal history record information'. The passage of this bill will assist healthcare facilities in hiring individuals, assist in drug court processing, and will remove the need for the Department of Safety to process over 157,000 pieces of paper each year.

REGULAR CALENDAR REPORTS

COMMERCE

HB 186, establishing a state minimum wage and providing for adjustments to the minimum wage.

Re-refer to Committee, Vote 3-2.

Senator Morgan for the committee.

HB 272, relative to temporary workers.

Re-refer to Committee, Vote 5-0.

Senator Cavanaugh for the committee.

HB 664-FN, relative to vehicle repair standards.

Re-refer to Committee, Vote 5-0.

Senator Cavanaugh for the committee.

EDUCATION AND WORKFORCE DEVELOPMENT

HB 131, establishing a commission on mental health education and behavioral health and wellness programs.
Ought to Pass with Amendment, Vote 5-0.

Senator Morgan for the committee.

HB 175, relative to the requirements for school building aid grants.

Ought to Pass, Vote 4-1.

Senator Kahn for the committee.

HB 226, relative to the renomination of teachers.

Ought to Pass with Amendment, Vote 5-0.

Senator Kahn for the committee.

HB 631, establishing a deaf child's bill of rights and an advisory council on the education of deaf children.

Ought to Pass with Amendment, Vote 4-0.

Senator Ward for the committee.

ELECTION LAW AND MUNICIPAL AFFAIRS

HB 105-FN, relative to domicile residency, voter registration, and investigation of voter verification letters.

Ought to Pass, Vote 3-2.

Senator Morgan for the committee.

HB 611-FN, allowing voters to vote by absentee ballot.

Ought to Pass, Vote 3-2.

Senator Morgan for the committee.

HB 651, allowing the use of campaign funds for child care expenses.

Ought to Pass with Amendment, Vote 3-2.

Senator Morgan for the committee.

HB 706-FN-A, establishing an independent redistricting commission.

Ought to Pass with Amendment, Vote 5-0.

Senator Levesque for the committee.

ENERGY AND NATURAL RESOURCES

HB 183, establishing a committee to study the applications of microgrids in New Hampshire and changes in law necessary to allow for microgrids in electrical supply.

Ought to Pass with Amendment, Vote 5-0.

Senator Feltes for the committee.

HB 261, requiring the commissioner of the department of environmental services to revise rules relative to arsenic contamination in drinking water.

Ought to Pass with Amendment, Vote 5-0.

Senator Feltes for the committee.

HB 459-FN, defining industrial hemp, relative to its growth in New Hampshire, its use in food, and establishing a committee to study the federal guidelines on growing industrial hemp.

Ought to Pass with Amendment, Vote 5-0.

Senator Bradley for the committee.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 468-FN-L, relative to the inclusion of attendance stipends as earnable compensation in the retirement system.

Ought to Pass with Amendment, Vote 3-2.

Senator Cavanaugh for the committee.

HB 616-FN, relative to a cost of living adjustment for retirees in the state retirement system.

Ought to Pass, Vote 3-2.

Senator Cavanaugh for the committee.

HB 628-FN, relative to universal changing stations in certain places of public accommodation.

Ought to Pass with Amendment, Vote 4-1.

Senator Chandley for the committee.

FINANCE

HB 116-FN, relative to the job classification of positions in the retirement system.

Ought to Pass, Vote 6-0.

Senator Reagan for the committee.

HB 224-FN, making emergency medical technicians and rescue squad members eligible for a death benefit if killed in the line of duty.

Ought to Pass, Vote 6-0.

Senator D'Allesandro for the committee.

HB 368-FN, relative to medically recognized disorders identified on drivers' licenses.

Re-refer to Committee, Vote 6-0.

Senator Rosenwald for the committee.

HB 550-FN, extending foster care beyond age 18.

Ought to Pass, Vote 6-0.

Senator Kahn for the committee.

HB 620-FN, relative to the penalty fee structure for late premium tax payments.

Ought to Pass, Vote 6-0.

Senator Giuda for the committee.

HB 621-FN, establishing the state commission on aging.

Ought to Pass, Vote 4-2.

Senator Giuda for the committee.

HEALTH AND HUMAN SERVICES

HB 359, relative to warning labels on prescription drugs containing opiates.

Ought to Pass with Amendment, Vote 4-1.

Senator Sherman for the committee.

JUDICIARY

HB 109-FN, requiring background checks for commercial firearms sales.

Ought to Pass, Vote 3-2.

Senator Hennessey for the committee.

HB 295-FN-A, establishing a special marriage officiant license.

Ought to Pass with Amendment, Vote 3-2.

Senator Levesque for the committee.

HB 394-FN, relative to crop theft.

Ought to Pass, Vote 5-0.

Senator Carson for the committee.

HB 399-FN, relative to annulment of arrests or convictions for possession of a certain quantity of marijuana.

Ought to Pass with Amendment, Vote 3-2.

Senator French for the committee.

HB 481-FN-A-L, relative to the legalization and regulation of cannabis and making appropriations therefor.

Re-refer to Committee, Vote 5-0.

Senator Hennessey for the committee.

HB 514-FN, imposing a waiting period between the purchase and delivery of a firearm.

Ought to Pass with Amendment, Vote 3-2.

Senator Levesque for the committee.

HB 564, relative to possession of firearms on school property.

Ought to Pass with Amendment, Vote 3-2.

Senator Levesque for the committee.

HB 605-FN, relative to criminal penalties for possession, transfer, or manufacture of animal fighting paraphernalia with the intent to be present at, aiding in, or contributing to such fighting.

Ought to Pass with Amendment, Vote 4-1.

Senator Levesque for the committee.

HB 696-FN, establishing a protective order for vulnerable adults.

Ought to Pass with Amendment, Vote 3-2.

Senator Chandley for the committee.

AMENDMENTS

Education and Workforce Development

May 14, 2019

2019-1961s

06/04

Amendment to HB 131

Amend RSA 193-E:6, II as inserted by section 1 of the bill by inserting after subparagraph (v) the following new subparagraph:

(w) One staff member of the department of education with expertise in health care, health education, or curriculum development, appointed by the commissioner of the department of education.

Amend RSA 193-E:6, V and VI as inserted by section 1 of the bill by replacing them with the following:

V. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission. 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. Fourteen members of the commission shall constitute a quorum.

VI. The commission shall submit interim reports of its findings on January 30, 2020, and June 30, 2020 and a final report of its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 30, 2020.

Amend the bill by replacing section 3 with the following:

3 Effective Date.

I. Section 2 of this act shall take effect November 30, 2020.

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

Energy and Natural Resources

May 14, 2019

2019-1981s

10/04

Amendment to HB 183

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

AN ACT establishing a committee to study the applications of microgrids in New Hampshire and changes in law necessary to allow for microgrids in electrical supply, and relative to baseload renewable generation credits for biomass energy facilities.

Amend the bill by replacing all after section 5 with the following:

6 New Paragraph; Preservation and Use of Renewable Generation to Provide Fuel Diversity; Definitions. Amend RSA 362-H:1 by inserting after paragraph VI the following new paragraph:

VII. “Real-time market price” means the average real-time locational marginal price at the pricing node applicable to the eligible facility in the independent system operator of New England (ISO-NE) real-time energy market for the applicable period used in the invoice submitted under RSA 362-H:3, IV.

7 New Sections; Baseload Renewable Generation Credits; Commission Authority. Amend RSA 362-H by inserting after section 2 the following new sections:

362-H:3 Baseload Renewable Generation Credits.

I. In addition to the requirements in RSA 362-F and notwithstanding any other law to the contrary, to promote retention of baseload or non-intermittent renewable generation, all net energy output generated by an eligible facility shall also produce baseload renewable generation credits for the eligible facility at the rate of one credit per net megawatt-hour generated by the eligible facility, provided that credits shall be produced only during the period commencing with the date the first credit is produced for purchase as stated in the invoice submitted under paragraph IV and ending 3 years thereafter. No baseload generation credits will be produced by any megawatt-hours purchased under RSA 362-H:2 or generated prior to the effective date of this section.

II. In this section, an “eligible facility” shall not include any facility combusting municipal solid waste.

III. Each electric distribution company subject to the commission’s approval regarding procurement of default service shall directly purchase all baseload generation credits offered for sale to it from eligible facilities located in its service territory based on the invoice submitted to it by the eligible facility. Each credit shall be purchased at a rate, expressed in dollars, equal to the positive difference between: (a) the adjusted energy rate applicable to the invoice period, and (b) the greater of the average energy rate, expressed in dollars per megawatt-hour, received in the month or applicable invoice period by the eligible facility for the sale of its energy, or the real-time market price. If the adjusted energy rate is no longer calculable due to a change in law or default service procurement, then the adjusted energy rate in (a) shall be the average of the last 2 adjusted energy rates. The purchase of credits shall not convey title to, or be deemed to be a purchase of, any electrical energy or capacity.

IV. The eligible facility shall invoice the purchasing electric distribution company monthly for the purchase of the credits produced in the prior month or other applicable period. Each invoice shall contain the net energy output generated (in megawatt-hours), the number of credits to be sold under the invoice, the average energy rate received by the eligible facility for the sale of energy in that month, or applicable invoice period, and the real-time market price. The invoice shall provide reasonable supporting detail to verify the invoice information. The invoice information and supporting detail shall be confidential information under all applicable laws. The electric distribution company shall calculate the amount due under the invoice, provide the calculation details to the eligible facility monthly, and pay the invoice within 15 days of receipt of the invoice.

V. Notwithstanding any law to the contrary, each electric distribution company shall recover, and the commission shall order the recovery of, the cost of purchasing credits and any reasonable costs incurred by the distribution company under this section through a nonbypassable delivery services charge applicable to all customers in the distribution company's service territory. The costs to be recovered under the charge shall be allocated among the electric distribution company's customer classes using the allocation percentages and process applicable to the particular distribution company as stated in RSA 362-H:2, V.

362-H:4 Commission Authority, Tolling, and Severability.

I. Any dispute arising under this chapter may be referred to the commission by the applicable electric distribution company or eligible facility for adjudication, and the commission is authorized to resolve any such dispute. Notwithstanding any law to the contrary, the commission shall order rate recovery under RSA 362-H:2, V.

II. If for any reason, the rights and obligations under any section of this chapter do not commence on the applicable effective date or are otherwise interrupted at any time, then any affected time period stated in the chapter shall be deemed tolled and automatically extended for the tolled period.

III. If any provision of this chapter shall be determined to be invalid or unenforceable by a court of competent jurisdiction, such determination shall not affect the validity or enforceability of any other provision, including, without limitation, the allocation percentages and processes stated in RSA 362-H:2, V and any definitions applicable to the remaining provisions.

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

2019-1981s

AMENDED ANALYSIS

This bill establishes a committee to study the applications of microgrids in New Hampshire and changes in law necessary to allow for microgrids in electricity supply. The bill also requires electric distribution companies to purchase baseload renewable generation credits from eligible biomass facilities.

Education and Workforce Development

May 14, 2019

2019-1962s

06/04

Amendment to HB 226

Amend the bill by replacing section 1 with the following:

1 Failure to be Renominated or Reelected. RSA 189:14-a is repealed and reenacted to read as follows:

I.(a) Any teacher who has a professional standards certificate from the state board of education and who has taught for one or more years in the same school district shall be notified in writing on or before April 15 or within 15 days of the adoption of the district budget by the legislative body, whichever is later, if that teacher is not to be renominated or reelected, provided that no notification shall occur later than the Friday following the second Tuesday in May.

(b) School boards shall have a teacher performance evaluation policy.

(c) Any such teacher who has at one time obtained an experienced educator certificate from the state board of education and who has also taught for 2 consecutive years or more in his or her current school district, may request in writing within 10 days of receipt of said notice a hearing before the school board and may in said request ask for reasons for failure to be renominated or reelected. For those teachers who obtain for the first time an experienced educator certificate after July 1, 2019, experienced educator certificate shall be as defined in RSA 186:11, XXXVIII. The notice shall advise the teacher of all of the teacher's rights under this

section. The school board, upon receipt of said request, shall provide for a hearing on the request to be held within 15 days. The school board shall issue its decision in writing within 15 days of the close of the hearing. For purposes of this section only, a leave of absence shall not interrupt the consecutive nature of a teacher's service, but neither shall such a leave be included in the computation of a teacher's service. Computation of a teacher's service for any other purposes shall not be affected by this section.

II. In cases of nonrenomination or nonreelection because of reduction in force, the reduction in force shall not be based solely on seniority.

III. In all proceedings before the school board under this section, the burden of proof for nonrenewal of a teacher shall be on the superintendent of the local school district by a preponderance of the evidence. Except as provided in paragraph II, the grounds for nonrenomination and nonreelection shall be determined at the sole discretion of the school board.

IV. "Teacher" means any professional employee of any school district whose position requires certification as a professional engaged in teaching. The term "teacher" shall also include principals, assistant principals, librarians, and guidance counselors.

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

3 New Paragraph; Duties of State Board of Education. Amend RSA 186:11 by inserting after paragraph XXXVII the following new paragraph:

XXXVIII. Experienced Educator Certificate. The state board of education shall issue an experienced educator certificate to an individual who has at least 3 years of full-time experience as an educator at the elementary through secondary levels of education, has been deemed effective or above according to a local evaluation system for 2 consecutive years, and has completed successfully a 3 year renewal cycle pursuant to rules of the department as of July 1, 2019 and according to the state master plan as of July 1, 2019 or a local professional development master plan as determined by the local superintendent or district administrator or nonpublic school administrator. An experienced educator credential shall be valid for 3 years.

4 Effective Date. This act shall take effect July 1, 2020.

2019-1962s

AMENDED ANALYSIS

This bill changes the requirements for a teacher to be entitled to notification and a hearing where the teacher is not reappointed.

This bill also requires the state board of education to issue an experienced educator certificate to certain teachers.

Senate Executive Departments and Administration

May 16, 2019

2019-2041s

10/06

Amendment to HB 239

Amend the bill by replacing sections 1-3 with the following:

1 Mental Health Practice; Rulemaking; Supervision. Amend RSA 330-A:10, XII to read as follows:

XII. Procedures, standards, and supervision requirements for candidates for licensure as a member of one of the licensed mental health disciplines, consistent with the standards established by the advisory committee for each of the licensed mental health disciplines. All candidates for licensure shall be documented with the board. ***The supervision shall be at a location mutually convenient to both the supervisor and the candidate for licensure.***

2 Mental Health Practice; Candidates for Licensure. Amend RSA 330-A:22, II(a) to read as follows:

(a) Regular meetings shall be held between the supervisor and the candidate ***at locations mutually convenient to both the supervisor and the candidate.***

3 Alcohol and Other Drug Use Professionals; Definition; Supervised Practical Training. Amend RSA 330-C:2, XX to read as follows:

XX. "Supervised practical training" means experiential activities monitored by one or more clinical supervisors who provide timely feedback to assist the counselor in the learning process, and which are designed to provide training of specific knowledge and skills necessary to competently perform the tasks inherent in the performance domains of substance use counseling. ***The supervision shall be at a location mutually convenient to both the supervisor and the candidate for licensure.***

Energy and Natural Resources
May 14, 2019
2019-1983s
08/06

Amendment to HB 261

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

1 Ambient Groundwater Quality Standards; Contaminants in Drinking Water.

I. The commissioner shall initiate rulemaking pursuant to RSA 485-C:4, III within 120 days of the effective date of this paragraph to revise the ambient groundwater quality standard for arsenic to a value not to exceed 5 micrograms per liter. Such standard shall take effect no sooner than July 1, 2021.

II. The commissioner shall initiate rulemaking pursuant to RSA 485:3, I within 120 days of the effective date of this paragraph to adopt a maximum contaminant limit for arsenic to a value not to exceed 5 micrograms per liter for public water systems regulated by RSA 485-C. Such standards shall take effect no sooner than July 1, 2021.

2 Ambient Groundwater Quality Standards. Amend 2018, 190:1 to read as follows:

190:1 Department of Environmental Services; Ambient Groundwater Quality Standards. By January 1, 2019, the commissioner of the department of environmental services shall review the ambient groundwater standard for arsenic to determine whether it should be lowered, taking into consideration the extent to which the contaminant is found in New Hampshire, the ability to detect the contaminant in public water systems, the ability to remove the contaminant from drinking water, the impact on public health, and the costs and benefits to affected entities that will result from establishing the standard. ~~[Any proposed change to the ambient groundwater standard for arsenic shall require the approval of the general court.]~~ On or before January 1, 2019, the commissioner shall submit a report of the findings to the chairpersons of the house and senate committees with jurisdiction over natural resources.

3 Drinking Water and Groundwater Advisory Commission. Amend RSA 485-F:4, VII(a)(1) to read as follows:

(1) Emergency remediation is necessary, where contamination to drinking water or groundwater is prevalent, ***or to assist with the capital costs of compliance with new or revised maximum contaminant levels or ambient groundwater quality standards.***

4 Effective Date. This act shall take effect 90 days after its passage.

Senate Judiciary
May 14, 2019
2019-1966s
05/04

Amendment to HB 295-FN-A

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

AN ACT establishing a special marriage officiant license and relative to the assignment of temporary justices to the supreme court.

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

2 Disqualification; Temporary Justices. Amend RSA 490:3, II to read as follows:

II. Upon the retirement, disqualification, or inability to sit of any justice of the supreme court, the chief justice, ***or if necessary, the*** senior associate justice of the supreme court may assign a ***retired*** justice of the supreme court who ~~[has retired from regular active service]~~ ***is under the age of 75*** or, if a retired supreme court justice is ~~[unavailable]~~ ***unable or willing***, shall assign a justice of the superior court who has retired from regular active service to sit during supreme court sessions while the vacancy continues. The selection of a retired supreme or superior court justice shall be on a random basis. However if no retired supreme or

superior court justice is available, then the selection of a replacement justice shall be made on a random basis from a pool of full-time justices of the superior court. In the event that no superior court justices are available, then the selection of a replacement justice shall be made on a random basis from a pool of full-time justices of the district and probate courts. The clerk of the supreme court shall maintain a list of superior, probate, and district court judges who are willing to serve as temporary supreme court judges.

3 Effective Date.

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

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

2019-1966s

AMENDED ANALYSIS

This bill establishes a special marriage officiant license which temporarily authorizes an individual to solemnize a marriage. A portion of the license fee shall be deposited in the fund for domestic violence programs. The bill also permits a retired supreme court justice who is under the age of 75 to serve as a temporary justice on the court.

Health and Human Services

May 7, 2019

2019-1855s

01/04

Amendment to HB 359

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

1 New Section; Controlled Drugs Containing Opiates; Warning Label. Amend RSA 318-B by inserting after section 16 the following new section:

318-B:16-a Controlled Drugs Containing Opiates; Warning Label. Any controlled drug containing opiates dispensed by a health care provider or pharmacy may have an orange sticker with the word “opioid” in easily legible font placed on the cap or dispenser and may have a warning label stating “Risk of addiction and overdose.” The health care provider or pharmacist shall also provide each person with a handout which shall be developed and approved by the governor’s commission on alcohol and drug abuse, prevention, treatment, and recovery which shall include guidance on associated risks of opioid use and how to mitigate them. This section shall not apply to pharmacists or a pharmacy that dispenses a drug containing an opioid that is administered to a patient treated in a health care facility required to be licensed under RSA 151. A patient may remove the cap sticker or warning label.

2 New Paragraph; Governor’s Commission on Alcohol and Drug Abuse, Prevention, Treatment, and Recovery; Duties. Amend RSA 12-J:3 by inserting after paragraph VI the following new paragraph:

VII. Develop a handout which shall describe the risks of opioid use and how to mitigate them for the purposes of RSA 318-B:16-a.

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

2019-1855s

AMENDED ANALYSIS

This bill authorizes any drug which contains an opiate dispensed by a health care provider or pharmacy to have an orange sticker on the cap or dispenser and a warning label regarding the risks of the drug.

This bill also requires the governor’s commission on alcohol and drug abuse prevention, treatment, and recovery to develop a handout on the risks of opioids and how to mitigate them for persons who are receiving prescriptions for opioids.

Senate Judiciary

May 14, 2019

2019-1948s

04/06

Amendment to HB 399-FN

Amend the bill by replacing section 1 with the following:

1 New Section; Annulment of Arrests and Convictions for Marijuana Possession. Amend RSA 651 by inserting after section 5-a the following new section:

651:5-b Annulment of Arrests and Convictions for Marijuana Possession. Any person who was arrested or convicted for knowingly or purposely obtaining, purchasing, transporting, or possessing, actually or constructively, or having under his or her control, 3/4 of an ounce of marijuana or less where the offense occurred before September 16, 2017 may, at any time, petition the court in which the person was convicted or arrested to annul the arrest record, court record, or both. The petition shall state that the amount of marijuana was 3/4 of an ounce or less. The petitioner shall furnish a copy of the petition to the office of the prosecutor of the underlying offense. The prosecutor may object within 10 days of receiving a copy of the petition and request a hearing. If the prosecutor does not object within 10 days, the court shall grant the petition for annulment. If the prosecutor timely objects, the court shall hold a hearing. In a hearing on the petition for annulment, the prosecutor shall be required to prove beyond a reasonable doubt that the petitioner knowingly or purposely obtained, purchased, transported, or possessed, actually or constructively, or had under his or her control, marijuana in an amount exceeding 3/4 of an ounce. At the close of the hearing, the court shall grant the petition unless the prosecutor has proven that the amount of marijuana exceeded 3/4 of an ounce. If the petition is granted, and an order of annulment is entered, the provisions of RSA 651:5, X-XI shall apply to the petitioner.

Energy and Natural Resources

May 14, 2019

2019-1976s

08/10

Amendment to HB 459-FN

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

AN ACT defining hemp, relative to its growth and use in New Hampshire, establishing a committee to study the federal guidelines on growing hemp, and relative to costs of care for animals seized in animal cruelty cases and prohibiting the future ownership of animals in certain animal cruelty cases.

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

1 Findings. The general court finds:

I. Hemp has been continuously cultivated for millennia, is accepted and available in the global marketplace, and has numerous beneficial, practical, and economic uses, including: high-strength fiber, textiles, clothing, bio-fuel, paper products, protein-rich food containing essential fatty acids and amino acids, biodegradable plastics, resins, nontoxic medicinal and cosmetic products, construction materials, rope, and value-added crafts.

II. The many agriculturally and environmentally beneficial uses of hemp include: livestock feed and bedding, stream buffering, erosion control, water and soil purification, and weed control.

III. The hemp plant, an annual herbaceous plant with a long slender stem ranging in height from 4 to 15 feet and a stem diameter of 1/4 to 3/4 of an inch is morphologically distinctive and readily identifiable as an agricultural crop grown for the cultivation and harvesting of its fiber and seed.

IV. Hemp cultivation will enable the state of New Hampshire to accelerate economic growth and job creation and promote environmental stewardship.

2 New Chapter; Hemp. Amend RSA by inserting after chapter 439 the following new chapter:

CHAPTER 439-A HEMP

439-A:1 Purpose. The intent of this chapter is to define hemp so that farmers and other businesses in the New Hampshire agricultural industry can take advantage of this market opportunity afforded by the passage of the Agricultural Improvement Act of 2018.

439-A:2 Definitions. In this chapter:

I. "Cannabidiol" or "CBD" is a phytocannabinoid extracted from hemp plants.

II. "Commissioner" means the commissioner of the department of agriculture, markets, and food.

III. “Department” means the department of agriculture, markets, and food.

IV. “Hemp products” means all products made from hemp, including cloth, cordage, fiber, food, fuel, paint, paper, construction materials, plastics, seed, seed meal, seed oil, and certified seed for cultivation.

V. “Hemp” means the plant *Cannabis sativa* L. and any part of the plant, whether growing or not, with a delta-9 tetrahydrocannabinol concentration (THC) of not more than 0.3 percent on a dry weight basis.

439-A:3 Hemp Permitted. Hemp is an agricultural product which may be grown as a crop, processed, possessed, and commercially traded in New Hampshire. Any grower, processor, or commercial trader of hemp shall be licensed by the United States Department of Agriculture.

3 Controlled Drug Act; Marijuana; Hemp Exception. Amend RSA 318-B:2-c, I(a) to read as follows:

(a) “Marijuana” includes the leaves, stems, flowers, and seeds of all species of the plant genus *cannabis*, but shall not include the resin extracted from any part of such plant and every compound, manufacture, salt, derivative, mixture, or preparation from such resin including hashish, and further, shall not include the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks, fiber, oil or cake, or the sterilized seed of such plant which is incapable of germination. ***Marijuana shall not include hemp grown, processed, marketed, or sold under RSA 439-A.***

4 Therapeutic Cannabis; Industrial Hemp Excepted. Amend 126-X:1, III to read as follows:

III. “Cannabis” means all parts of any plant of the *Cannabis* genus of plants, whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, salt, derivative, mixture, or preparation of such plant, its seeds, or resin. Such term shall not include the mature stalks of such plants, fiber produced from such stalks, oil, or cake made from the seeds of such plants, any other compound, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil or cake, or the sterilized seeds of such plants which are incapable of germination. ***In this chapter, cannabis shall not include hemp grown, processed, marketed, or sold under RSA 439-A.***

5 Committee Established. There is established a committee to study the administrative mechanisms for permitting growing hemp in New Hampshire consistent with the federal Agricultural Improvement Act of 2018 and determining labeling requirements for hemp products sold in New Hampshire.

6 Membership and Compensation.

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

(a) Three members of the house of representatives, appointed by the speaker of the house of representatives.

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

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

7 Duties. The committee shall:

I. Review the statutes relating to hemp in the Agricultural Improvement Act of 2018 and the United States Department of Agriculture rules and guidelines for states choosing to license the growing, processing, marketing, and sale of hemp and hemp products.

II. Determine whether it is preferable for the state of New Hampshire to establish a state level oversight program for hemp within the department of agriculture, markets, and food or to request the federal government to oversee hemp production in New Hampshire.

III. Determine labeling requirements for hemp products in New Hampshire, and in particular, those products that may be intended for human consumption or for application to human skin and further, determine what department would be charged with oversight of labeling, and determine enforcement policies.

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

9 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2019.

10 Animal Cruelty. RSA 644:8, IV is repealed and reenacted to read as follows:

IV.(a)(1) Any person charged with animal cruelty under paragraphs III or III-a may have his or her animals confiscated by the arresting officer.

(2) Courts shall give cases in which animals have been confiscated by an arresting officer priority on the court calendar. In cases in which animals have been confiscated by an arresting officer or his or her agency, a preliminary hearing shall be held by the court within 14 days of the confiscation of the animals.

(3) Any person with proof of sole ownership or co-ownership of an animal confiscated by an arresting officer in an animal cruelty case and who is not a defendant or party of interest in the criminal case may petition the court for temporary custody of the animal. The court shall give such person priority for temporary custody of the animal if the court determines it is in the best interest of the animal's health, safety, and wellbeing.

(4) No custodian of an animal confiscated under this section shall spay or neuter or otherwise permanently alter the confiscated animal in his or her custody pending final disposition of the court case unless a treating veterinarian deems such procedure necessary to save the life of the animal.

(5) Upon a person's conviction of cruelty to animals, the court shall dispose of the confiscated animal in any manner it decides except in a case in which the confiscated animal is owned or co-owned by persons other than the defendant. If the defendant does not have an ownership interest in the confiscated animal, the court shall give priority to restoring full ownership rights to any person with proof of ownership if the court determines that such is in the best interest of the animal's health, safety, and wellbeing. If the confiscated animal is co-owned by the defendant, the court shall give priority to transferring the defendant's interest in the property to the remaining owner or co-owners equitably if the court determines that such is in the best interest of the animal's health, safety, and wellbeing.

(6) The costs to provide the confiscated animals with humane care and adequate and necessary veterinary services, if any, incurred in boarding and treating the animal, pending disposition of the case, and in disposing of the animal upon a conviction of said person for cruelty to animals, shall be borne by the person so convicted in accordance with rules adopted by the department of agriculture, markets, and food.

(b) In addition, the court may prohibit any person convicted of a misdemeanor offense of animal cruelty under RSA 644:8, RSA 644:8-aa, RSA 644:8-b, RSA 644:8-c, or RSA 644:8-d, or violation of RSA 644:8-f from having future ownership or custody of, or residing with other animals for any period of time the court deems reasonable or impose any other reasonable restrictions on the person's future ownership or custody of animals as necessary for the protection of the animals. The court shall prohibit or limit any person convicted of a felony offense of animal cruelty under RSA 644:8 or a misdemeanor or felony offense of bestiality under RSA 644:8-g from having future ownership or custody of other animals for a minimum of 5 years, and may impose any other reasonable restrictions on the person's future ownership or custody of, or residing or having contact with animals as necessary for the protection of the animals. For the purposes of this paragraph, a reasonable restriction on future contact may include limiting a person from engaging in any employment in the care of animals or other similar contact as the court sees fit. Any animal involved in a violation of a court order prohibiting or limiting ownership or custody of animals shall be subject to immediate forfeiture. Any person violating such order may, in addition to being held in criminal contempt of court or subject to a probation violation, be fined in the amount of \$1,000 in any court of competent jurisdiction for each animal held in unlawful ownership or custody.

(c) If a person convicted of any offense of cruelty to animals appeals any part of the conviction to the superior court or a higher court and any and any confiscated animal remains in the custody of the arresting officer, the arresting officer's agency, or the arresting officer's agency's designee pending disposition of the appeal, in order for the appellant to maintain a future interest in the animal, the trial or appellate court may require the appellant to post a bond or other security in an amount not exceeding \$2,000 for each animal in custody for costs expected to be incurred for the board and care of the animal during the appeal. Such bond or security shall be posted to the court within 30 days. If such bond or security is not paid within 30 days after the court orders the bond or security to be posted, the animals shall be forfeited to the arresting officer, the arresting officer's agency, or the arresting officer's agency's designee. The court may, for good cause, extend the deadline by no more than 15 days. If the conviction is affirmed on appeal, the costs incurred for the board

and care of the animal, from the date the animal or animals were originally confiscated, shall be paid to the custodian from the posted security and the balance, if any, shall be returned to the person who posted it. A court shall order the return of any bond or security upon a court approved agreement of the parties, a finding of not guilty, or the reversal of a conviction, unless it is a reversal with remand for further proceeding.

11 New Paragraph; Health Certificates for Dogs, Cats, and Ferrets. Amend RSA 437:8 by inserting after paragraph V the following new paragraph:

VI. No dog, cat, or ferret shall be offered for transfer by a licensee or by any individual without first being protected against infectious diseases using a vaccine approved by the state veterinarian. No dog, cat, or ferret shall be offered for transfer by a licensee or by any individual unless accompanied by an official health certificate issued by a licensed veterinarian. No transfer shall occur unless the transferred animal is accompanied by a health certificate issued within the prior 14 days. The certificate shall be in triplicate, one copy of which shall be retained by the signing veterinarian, one copy of which shall be for the licensee's records, and one copy of which shall be given to the transferee upon transfer as provided in paragraph III. If an official health certificate is produced, it shall be prima facie evidence of transfer. The signing veterinarian shall provide a copy of the health certificate to the department of agriculture, markets, and food upon request.

12 Rulemaking; Authority; Care of Animals in Custody. Amend RSA 437:9, IV and V to read as follows:

IV. Notice and hearing on the refusal to issue or the revocation of a license; ~~and~~

V. Setting limits for reasonable daily boarding and care costs for animals confiscated under RSA 644; and

~~[V.]~~ VI. Any other matter the commissioner may deem necessary to carry out the provisions of this subdivision.

13 Effective Date.

I. Sections 10-12 of this act shall take effect January 1, 2020.

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

2019-1976s

AMENDED ANALYSIS

This bill:

I. Defines "hemp."

II. Allows for the growth of hemp in New Hampshire.

III. Establishes a study committee to study the federal guidelines on growing hemp.

IV. Establishes a study committee to study the federal guidelines on growing industrial hemp.

V. Further defines the meaning of priority on the calendar for animal cruelty cases in which animals must be held for the duration of a criminal prosecution.

VI. Clarifies the process for a defendant to post bond after conviction in order to retain a legal interest in the animals through the appeals process.

VII. Further defines the court's ability to ban a person convicted of animal cruelty from owning animals.

VIII. Requires dogs, cats, and ferrets to be transferred with a health certificate.

Energy and Natural Resources

May 14, 2019

2019-1967s

06/10

Amendment to HB 464

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

AN ACT relative to the definitions of solar energy systems and wind-powered energy systems for assessed value of real estate exemptions and enabling municipalities to adopt a property tax exemption for electric energy storage systems.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 7:

3 Procedure for Adoption of Property Tax Exemption. Amend the introductory paragraph of RSA 72:27-a, I to read as follows:

I. Any town or city may adopt the provisions of RSA 72:28, RSA 72:28-b, RSA 72:29-a, RSA 72:35, RSA 72:37, RSA 72:37-b, RSA 72:38-b, RSA 72:39-a, RSA 72:62, RSA 72:66, RSA 72:70, RSA 72:76, [or] RSA 72:82, **or RSA 72:85** in the following manner:

4 New Subdivision; Electric Energy Storage Systems Exemption. Amend RSA 72 by inserting after section 83 the following new subdivision:

Electric Energy Storage Systems Exemption

72:84 Electric Energy Storage System; Definition. In this subdivision “electric energy storage system” means a facility located behind a retail meter that stores electrical energy that is otherwise produced by an electricity generator or uses electricity to concentrate and store thermal energy, by electrical, chemical, mechanical, or thermal means, for discharge or use at a later time, whether in the form of thermal energy to meet space or process heating or cooling loads or electricity, which can be used to reduce peak loads, compensate for variability in renewable energy production, or provide other grid services, and which does not participate in any wholesale energy markets administered by ISO New England as a registered asset or otherwise. An electric energy storage system shall not include conventional electric resistance or gas domestic hot water heaters.

72:85 Exemption for Electric Energy Storage Systems. A city or town may adopt an exemption under RSA 72:27-a from the assessed value for property tax purposes, for persons owning real property which is equipped with an electrical energy storage system.

72:86 Application for Exemption. Applications for exemptions under RSA 72:85 shall be governed by the provisions of RSA 72:33, RSA 72:34, and RSA 72:34-a.

5 Department of Revenue Administration; Equalization; Reference Added. Amend RSA 21-J:3, XIII to read as follows:

XIII. Equalize annually by May 1 the valuation of the property as assessed in the several towns, cities, and unincorporated places in the state including the value of property exempt pursuant to RSA 72:37, **RSA 72:37-b, RSA 72:39-a, RSA 72:62, RSA 72:66, [and] RSA 72:70, and RSA 72:85**, property which is subject to tax relief under RSA 79-E:4, and property which is subject to tax relief under RSA 79-E:4-a, by adding to or deducting from the aggregate valuation of the property in towns, cities, and unincorporated places such sums as will bring such valuations to the true and market value of the property, and by making such adjustments in the value of other property from which the towns, cities, and unincorporated places receive taxes or payments in lieu of taxes, including renewable generation facility property subject to a payment in lieu of taxes agreement under RSA 72:74, as may be equitable and just, so that any public taxes that may be apportioned among them shall be equal and just. In carrying out the duty to equalize the valuation of property, the commissioner shall follow the procedures set forth in RSA 21-J:9-a.

6 Department of Revenue Administration; Rules; Reference Added.. Amend RSA 72:36, I to read as follows:

I. The commissioner’s interpretation of RSA 72:28, 72:28-b, 72:28-c, 72:29, 72:29-a, 72:30, 72:31, 72:32, 72:33, 72:34, 72:34-a, 72:35, 72:36-a, 72:37, 72:37-a, 72:37-b, 72:38-a, 72:38-b, 72:39-a, 72:39-b, 72:41, 72:62, 72:66, [and] 72:70; and **72:85; and**

2019-1967s

AMENDED ANALYSIS

This bill changes the definitions of solar energy systems and wind-powered energy systems for purposes of determining assessed value for real estate exemptions. The bill also allows cities and towns to adopt a property tax exemption for electric energy storage systems.

Senate Executive Departments and Administration

May 16, 2019

2019-2040s

10/06

Amendment to HB 468-FN-LOCAL

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

AN ACT relative to the inclusion of attendance stipends and certain additional pay for instructional activities as earnable compensation in the retirement system.

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

1 Intent. The general court intends that this act revise the definition of earnable compensation for the New Hampshire retirement system to include annual cash payments in the form of an attendance stipend or bonus paid pursuant to a collective bargaining agreement, personnel policy, or other agreement applicable to substantially all employees, the amount of which is determined by reference to the amount of sick days an employee used in the calendar or fiscal year, and to include certain additional pay for instructional activities of full-time community college system faculty.

2 Retirement System; Earnable Compensation; Annual Attendance Stipend or Bonus; Community College System Faculty. Amend RSA 100-A:1, XVII(a) and (b)(1) to read as follows:

(a) For members who have attained vested status prior to January 1, 2012 the full base rate of compensation paid, as determined by the employer, plus any overtime pay, holiday and vacation pay, sick pay, longevity or severance pay, cost of living bonus, **annual attendance stipend or bonus**, additional pay for extracurricular and instructional activities for full-time teachers and full-time employees who are employed in paraprofessional or support position, **additional pay for instructional activities of full-time faculty of the community college system**, and any military differential pay, plus the fair market value of non-cash compensation paid to, or on behalf of, the member for meals or living quarters if subject to federal income tax, but excluding other compensation except cash incentives paid by an employer to encourage members to retire, supplemental pay paid by the employer while the member is receiving workers' compensation, and teacher development pay that is not part of the contracted annual salary. Compensation for extra and special duty, as reported by the employer, shall be included but limited during the highest 3 years of creditable service as provided in paragraph XVIII. However, earnable compensation in the final 12 months of creditable service prior to termination of employment shall be limited to 1-1/2 times the higher of the earnable compensation in the 12-month period preceding the final 12 months or the highest compensation year as determined for the purpose of calculating average final compensation, but excluding the final 12 months. Any compensation received in the final 12 months of employment in excess of such limit shall not be subject to member or employer contributions to the retirement system and shall not be considered in the computation of average final compensation. Provided that, the annual compensation limit for members of governmental defined benefit pension plans under section 401(a)(17) of the United States Internal Revenue Code of 1986, as amended, shall apply to earnable compensation for all employees, teachers, permanent firemen, and permanent policemen who first become eligible for membership in the system on or after July 1, 1996. Earnable compensation shall not include compensation in any form paid later than 120 days after the member's termination of employment from a retirement eligible position, with the limited exceptions of disability related severance pay paid to a member or retiree no later than 120 days after a decision by the board of trustees granting the member or retiree disability retirement benefits pursuant to RSA 100-A:6 and of severance pay which a member was entitled to be paid within 120 days after termination but which, without the consent of the member and not through any fault of the member, was paid more than 120 days after the member's termination. The member shall have the burden of proving to the board of trustees that any severance payment paid later than 120 days after the member's termination of employment is earnable compensation and meets the requirements of an asserted exception to the 120-day post-termination payment requirement.

(b)(1) For members who have not attained vested status prior to January 1, 2012, the full base rate of compensation paid, as determined by the employer, plus compensation over base pay. Compensation over base pay shall include as applicable, subject to subparagraphs (2), (3), and (4), any overtime pay, cost of living bonus, **annual attendance stipend or bonus**, annual longevity pay, additional pay for extracurricular and instructional activities for full-time teachers and full-time employees who are employed in paraprofessional or support position, **additional pay for instructional activities of full-time faculty of the community college system**, compensation for extra and special duty, and any military differential pay, plus the fair market value of non-cash compensation paid to, or on behalf of, the member for meals or living quarters if subject to federal income tax, but excluding other compensation except supplemental pay paid by the employer while the member is receiving workers' compensation and teacher development pay that is not part of the contracted annual salary.

2019-2040s

AMENDED ANALYSIS

This bill includes attendance stipends or bonuses paid as earnable compensation in the New Hampshire retirement system. The bill also provides that certain additional pay for full-time faculty of the community college system shall be included as earnable compensation in the retirement system.

Senate Judiciary
 May 14, 2019
 2019-1959s
 04/08

Amendment to HB 514-FN

Amend RSA 159-E:1, I as inserted by section 1 of the bill by replacing it with the following:

I. No licensed importer, licensed manufacturer, licensed dealer, or licensed collector shall transfer, sell, trade, give, transport, or deliver a firearm to any person, other than a licensed importer, licensed manufacturer, licensed dealer, or licensed collector until a waiting period of 3 days, excluding weekends and legal holidays, has expired. "Licensed importer," "licensed manufacturer," "licensed dealer," "licensed collector," and "firearm" shall have the same meaning as in 18 U.S.C. section 921.

Amend RSA 159-E:1, III(b) as inserted by section 1 of the bill by replacing it with the following:

(b) To the purchase of a rifle or shotgun, upon a person's successfully completing a minimum of a 16-hour hunter education course offered by the department of fish and game. A person who is exempt from the hunter education course offered by the fish and game department and holds a valid New Hampshire hunting license shall be exempt from the waiting period under this section for the purchase of a rifle or shotgun.

Senate Judiciary
 May 14, 2019
 2019-1964s
 06/04

Amendment to HB 564

Amend RSA 159:19-b, II(a) as inserted by section 1 of the bill by replacing it with the following:

(a) Any person picking up or dropping off a student, provided the firearm remains in a locked motor vehicle.

Election Law and Municipal Affairs
 May 16, 2019
 2019-2038s
 11/05

Amendment to HB 593

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

AN ACT relative to updating official voter checklists and expanding the voter information exemption under the right to know law.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 Voters and Checklists; Right to Know Exemption. Amend RSA 654:31-a to read as follows:

654:31-a Right to Know Exemption. The information contained on the checklist of a town or city, specifically, the name, domicile address, mailing address, town or city, and party affiliation, if any, of registered voters, except as otherwise provided by statute, is public information subject to RSA 91-A. All other information on the voter registration form, absentee registration affidavit, qualified voter affidavits, **domicile affidavits**, affidavit of religious exemption, [and] application for absentee ballot, **and contact information, including but not limited to a phone number and email address, provided to the secretary of state or other election officials for the purpose of receiving information about elections** shall be treated as confidential information and the records containing this information shall be exempt from the public disclosure provisions of RSA 91-A, except as provided by statutes other than RSA 91-A. Notwithstanding the foregoing, qualified voter affidavits are public records subject to RSA 91-A for the sole purpose of challenging an individual registering to vote or voting, challenging ballots to be recounted, to the extent that such ballot challenges are specifically authorized by law, or determining the accuracy of any qualified voter affidavit. Election officials and law enforcement personnel in furtherance of their official duties may access and may disclose information from the voter registration form, qualified voter affidavits, affidavits of religious exemption, absentee registration affidavits, and applications for absentee ballots, if necessary to resolve a challenge to an individual registering to vote or voting, or if necessary to investigate or prosecute election law violations or any crime. Law enforcement access and use of such records for the investigation or prosecution of crimes unrelated to election law violations shall be limited to the records of the specific individuals who are the subject of the investigation or prosecution.

2019-2038s

AMENDED ANALYSIS

This bill outlines procedures that supervisors of the checklist must follow when they receive informal reports that a voter has died or has changed address. The bill also expands the exemption for certain voter information under the New Hampshire right to know law.

Senate Judiciary
May 14, 2019
2019-1953s
08/04

Amendment to HB 605-FN

Amend RSA 644:8-a, III(b) as inserted by section 2 of the bill by replacing it with the following:

(b) For purposes of this section, “animal fighting paraphernalia” means equipment, products, implements, and materials of any kind that are used, intended for use, or designed for use in the training, preparation, conditioning, or furtherance of animal fighting, and includes, but is not limited to, the following: breaking sticks, cat mills, fighting pits, springpoles, unprescribed anabolic steroids, unprescribed anti-inflammatory steroids, unprescribed antibiotics, treatment supplies or gaffs, slashers, heels, or any other sharp implement designed to be attached in place of the natural spur of a cock or game fowl.

Senate Executive Departments and Administration
May 16, 2019
2019-2034s
01/06

Amendment to HB 628-FN

Amend paragraph II as inserted by section 4 of the bill by replacing it with the following:

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

Education and Workforce Development
April 30, 2019
2019-1745s
05/04

Amendment to HB 631

Amend RSA 186-C:32, IX as inserted by section 1 of the bill by replacing it with the following:

IX. Children who are deaf or hard of hearing have the right to contact with and to be exposed to adult role models who are deaf or hard of hearing.

Amend RSA 186-C:35, I(h) as inserted by section 1 of the bill by replacing it with the following:

(h) One member of the New Hampshire Speech-Language-Hearing Association, appointed by the association.

Amend RSA 186-C:35, II as inserted by section 1 of the bill by replacing it with the following:

II. The commissioner of the department of education shall appoint the members under subparagraphs I(a)-I(c) and the commissioner of the department of health and human services shall appoint the members under subparagraphs I(d)- I(g). Each member shall serve a 2-year term.

Amend RSA 186-C:35, V as inserted by section 1 of the bill by replacing it with the following:

V. On or before November 1, the council shall submit an annual report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the education committees in the house and senate, the New Hampshire commission on deafness and hearing loss established in RSA 125-Q, the house clerk, the senate clerk, the governor, and the state library.

Senate Judiciary
May 14, 2019
2019-1965s
04/05

Amendment to HB 637-FN

Amend RSA 106-B:1, XI as inserted by section 1 of the bill by replacing it with the following:

XI. "Public criminal history record information" means New Hampshire state criminal history record information that is not confidential criminal history record information. "Public criminal history record information" shall not include violations of RSA 638:13, relating to the use and possession of slugs; RSA 644:8-f, relating to transporting dogs in pickup trucks; RSA 644:16-a, relating to the sale or use of stink bombs; RSA 644:16-b, relating to the sale or use of smoke bombs; or RSA 635:3, relating to trespassing stock or domestic fowl.

Election Law and Municipal Affairs
May 16, 2019
2019-2042s
11/01

Amendment to HB 651

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

2 Political Expenditures and Contributions; Definitions. Amend RSA 664:2, VIII to read as follows:

VIII. "Contribution" shall mean a payment, gift, subscription, assessment, contract, payment for services, dues advance, forbearance or loan to a candidate or political committee made for the purpose of influencing the nomination or election of any candidate. "Contributions" shall include the use of any thing of value but shall not include the services of volunteers who receive no pay therefor or the use of personal resources by a candidate on behalf of his candidacy. ***Contributions may be used by candidates for expenses incurred by a candidate for childcare.***

Senate Judiciary
May 14, 2019
2019-1968s
01/04

Amendment to HB 696-FN

Amend the introductory paragraph of RSA 173-D:5, I as inserted by section 1 of the bill by replacing it with the following:

I. Upon a showing of an immediate and present danger of abuse, exploitation, or neglect, the court may enter temporary orders to protect the plaintiff with or without actual notice to defendant. The court may issue such temporary orders by telephone, facsimile or any other methods approved by court rules. Such telephonically issued orders shall be made by a circuit court judge to a law enforcement officer, shall be valid in any jurisdiction in the state, and shall be effective until the close of the next regular court business day. Such orders shall be returnable to the circuit court where the plaintiff resides or to which the plaintiff has fled, unless otherwise ordered by the issuing judge. If non-telephonic temporary orders are made ex parte, the party against whom such relief is issued may file a written request with the clerk of the court and request a hearing on such orders. Such hearing shall be held no less than 2 business days and no more than 3 business days after the request is received by the clerk. Such hearings may constitute the final hearing described in RSA 173-D:4, V. Such temporary relief may include:

Amend RSA 173-D:5, I(a)(6) as inserted by section 1 of the bill by replacing it with the following:

(6) Restraining the defendant from taking, converting, or damaging property in which the plaintiff has a legal or equitable interest.

Amend RSA 175-D:5, I(b)(1) as inserted by section 1 of the bill by replacing it with the following:

(1) In the case of financial exploitation, prohibiting the defendant from transferring or otherwise encumbering any of his or her assets which equal or exceed the amount of assets claimed to be exploited, provided, however, that such prohibition shall not extend to, encumber, or otherwise limit the rights of creditors, mortgagees, or secured parties in such property.

Amend RSA 173-D:6, I(a)(5) as inserted by section 1 of the bill by replacing it with the following:

(5) Restraining the defendant from taking, converting, or damaging property in which the plaintiff has a legal or equitable interest.

Amend RSA 173-D:14, VI as inserted by section 1 of the bill by replacing it with the following:

VI. Law enforcement personnel may rely on the statement of the person protected by the order that the order remains in effect as written, provided such person reasonably appears to be of sound mind when making such statement.

Election Law and Municipal Affairs
 May 16, 2019
 2019-2026s
 11/04

Amendment to HB 706-FN-A

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

1 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 Established. There is hereby established a New Hampshire independent redistricting commission ("commission"), that shall convene no later than July 1, 2021, and every 10 years thereafter, in order to:

I. Conduct an open and transparent process enabling full public consideration of and comment on the drawing of district lines.

II. Draw district lines according to the redistricting criteria specified in this chapter.

III. Conduct its business with integrity and fairness.

662-B:2 Eligibility to Serve on the Commission. A person shall be eligible for appointment to the commission if the person is eligible to register to vote in New Hampshire and if the person does not currently hold office in the United States House of Representatives, New Hampshire senate, New Hampshire house of representatives, executive council, or a county commission.

662-B:3 Appointment of Commissioners.

I. The secretary of state shall identify the pool of eligible commissioners. He or she shall, to the extent practicable, notify all eligible persons and invite them to apply. These efforts may include:

- (a) Advertising the application period and criteria in daily newspapers in the state.
- (b) Advertising the application period and criteria on the home page of state agency websites.
- (c) Requesting media to publicize the commission's search for eligible members.
- (d) Publicizing the application period and criteria in the New Hampshire house and senate calendars.

II.(a) A person who is eligible to serve as a member of the commission may submit an application to the secretary of state no later than February 1 of each year ending in the number one. Such application shall include the following information:

- (1) Whether the applicant has registered as a lobbyist in the preceding 10 years.
- (2) What elective offices, if any, the applicant has held in New Hampshire in the preceding 10 years.
- (3) If the applicant has voted in a state primary election or presidential primary election in New Hampshire in the preceding 6 years, which political party's ballots the applicant has taken.

(b) From all eligible applications received, the senate and house leaders from the majority party in the house shall nominate 10 applicants from the majority party in the house, and the senate and house leaders from the largest minority party in the house shall nominate 10 applicants from the largest minority party in the house. The senate and house leaders from the majority party in the house shall chose 5 members from the 10 applicants so selected from largest minority party in the house to serve on the commission. The senate and house leaders from the largest minority party in the house shall chose 5 members from the 10 applicants so selected from the majority party in the house to serve on the commission.

(c) The 10 commissioners so selected shall together select 5 commissioners from the applicants who are not members of the majority party in the house or the largest minority party in the house. The 10 commissioners may not initiate communications or reply to communications about the selection process of the remaining 5 commissioners with outside persons attempting to influence commissioners or commission action. The process of selecting the 5 commission members not affiliated with the majority party in the house or the largest minority party in the house is not subject to the right-to-know law in RSA 91-A.

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 when they occur by the commission selecting, by a vote of 11 members, a new member from among the original pool of applicants of the same political party as the vacated commissioner seat still willing to serve or by seeking a replacement in the same manner as initial appointments.

V. The term of office of commission members expires 2 years after the final enactment of the redistricting plan into law.

662-B:4 Commission Meetings.

I. The commission shall act in public meetings by the affirmative vote of at least 9 members.

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, reports, minutes, and such other information that will support an open and transparent process.

V. The commission shall provide a meaningful opportunity for all persons to participate in the public meetings. 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.

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 initiate communications or reply to communications about commission business 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:5 Developing Redistricting Maps.

I. During the map drawing process, any member of the public may submit maps or portion of maps for consideration by the commission in a portable document format suitable for archiving (PDF/A) format, or other format approved by the secretary of state. These submissions shall be made publicly available and shall include the name of the person making the submission. Electronically submitted maps may be posted on the commission website.

II.(a) The commission shall post proposed maps in a manner determined by the commission, provided that such display shall include posting on the commission website for a minimum of 7 days for public comment and by distribution to the news media in a manner designed to achieve the widest public access reasonably possible before establishing a final plan. Additionally, the efforts to achieve access may include but not be limited to:

- (1) Advertising the availability of the proposed maps in daily newspapers in the state.
- (2) Advertising the availability of the proposed maps on the home page of state agency websites.
- (3) Requesting media to publicize the availability of the proposed maps.

(b) When releasing a proposed map, the commission shall also release the data used to create the plan, such as population data, geographic data, and election data.

III. The commission shall issue with the proposed and final maps written evaluations that measure the maps against external metrics, and may include efficiency gap and compactness. These metrics shall cover all criteria set forth in RSA 662-B:6.

IV.(a) No later than December 20 of any year ending in one, the commission shall submit final plans for New Hampshire county commission, house, senate, executive council, and congressional districts to the senate president, speaker of the house of representatives, and senate and house minority leaders.

(b) If a chamber of the legislature fails to pass the final plans for any of the districts, the commission shall review the legislative record. The commission shall then amend the final plans after reviewing the legislative record, and resubmit the plans to the legislature.

(c) When the legislature passes final redistricting plans the plans shall be filed with the secretary of state.

662-B:6 Redistricting Criteria.

I. The commission shall establish single or multi-member districts for the New Hampshire county commissions, house of representatives, and single member districts for the New Hampshire senate, executive council, and United States representative, using the following criteria as set forth in the following order of priority:

(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 comply with the New Hampshire constitution and all applicable state laws.

(c) Districts shall form single boundaries and shall not be bisected or otherwise divided by other districts, and shall respect the geographic integrity of political boundaries to the extent practicable without violating the requirements of state law or any preceding subdivisions.

(d) Districts shall be drawn in compact shapes and shall avoid jagged edges and extensions.

(e) Commissioners shall consider the integrity of communities of interest to the extent practicable. For purposes of this section a community of interest is defined as an area with recognized similarities of interests, including but not limited to racial, ethnic, economic, social, cultural, geographic or historic identities. Communities of interest shall not include common relationships with political parties or political candidates.

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

(b) Districts shall not have the intent or the effect of unduly favoring or disfavoring any racial or language group.

662-B:7 Failure of Legislature to Reach Consensus. If a redistricting plan is not enacted, any registered voter may file a petition with the New Hampshire supreme court. The supreme court may appoint a special master to create the relevant plans, upon its determination that no redistricting plan will be validly enacted in time for the upcoming election. If the court creates a redistricting plan, nothing in this section shall prevent a subsequent legislature from enacting an otherwise lawful redistricting plan.

662-B:8 Judicial Review. Any registered voter in this state may file a petition, within 45 days after adoption of a final map on the grounds that the plan violates any federal or state law.

662-B:9 Compensation. Members of the commission shall receive mileage reimbursement at the federal rate for expenses incurred in connection with the duties performed pursuant to this chapter.

662-B:10 Financial Independence.

I. For the fiscal year ending June 30, 2021, the governor may draw a warrant out of sums not otherwise appropriated to fund expenses of the commission established pursuant to this chapter.

II. For each subsequent biennium preceding the decennial census, the governor shall include in his or her budget recommendation appropriations sufficient to meet the estimated expenses of the commission, including but not limited to adequate funding for a statewide outreach program to solicit broad public participation in the redistricting process and adequate office space available for the operation of the commission.

662-B:11 Secretary of State to Provide Support. The secretary of state shall provide such administrative and staff support as is necessary for the commission to perform its duties.

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

HEARINGS

MONDAY, MAY 20, 2019

FINANCE, Room 103, SH

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

9:30 a.m. Executive Session - Budget Deliberations

BUDGET WORK SESSION

11:00 a.m. Department of Administrative Services and Department of Health and Human Services - New Hampshire Hospital

12:00 p.m. Break

1:00 p.m. Department of Education

2:00 p.m. Executive Session - Budget Deliberations

TUESDAY, MAY 21, 2019

COMMERCE, Room 100, SH

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

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

FINANCE, Room 103, SH

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

1:00 p.m. Hearing on proposed Amendment #2019-2031s, relative to establishing payroll deductions on wages in excess of the Social Security tax cap with revenues to be dedicated primarily for education purposes, to HB 198-FN, clarifying the prohibition against the use of mobile electronic devices while driving.

1:15 p.m. **Executive Session**

BUDGET WORK SESSION

1:30 p.m. Department of Environmental Services

2:30 p.m. Department of Transportation

3:00 p.m. Executive Session - Budget Deliberations

JUDICIARY, Room 100, SH

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

9:00 a.m. **HB 263**, relative to department of health and human services family reunification practices involving convicted sex offenders.

9:40 a.m. **HB 552-FN**, relative to transparency and standards for acquisition transactions in health care.

10:40 a.m. **HB 608**, expanding the law against discrimination based on gender identity to other areas of the law prohibiting discrimination.

EXECUTIVE SESSION MAY FOLLOW

WEDNESDAY, MAY 22, 2019

CAPITAL BUDGET, Room 100, SH

Sen. Watters (C), Sen. D'Allesandro (VC), Sen. Rosenwald, Sen. Morse, Sen. Bradley

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

ELECTION LAW AND MUNICIPAL AFFAIRS, Room 102, LOB

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

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

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 101, LOB

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

9:00 a.m.

EXECUTIVE SESSION ON PENDING LEGISLATION***FRIDAY, MAY 24, 2019*****FINANCE**, Room 103, SH

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

9:30 a.m.

Executive Session - Budget Deliberations**MEETINGS*****FRIDAY, MAY 17, 2019*****ADMINISTRATIVE RULES** (RSA 541-A:2)

9:00 a.m.

Rooms 306-308, LOB

Regular Meeting

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

9:00 a.m.

NH Public Utilities Commission
21 South Fruit Street
Hearing Room A
Concord, NH

Regular Meeting

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

9:00 a.m.

Room 203, LOB

Regular Meeting

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

10:00 a.m.

Room 205, LOB

Regular Meeting

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

1:00 p.m.

Room 202, LOB

Organizational Meeting

MONDAY, MAY 20, 2019**NEW HAMPSHIRE VETERANS HOME BOARD OF MANAGERS** (RSA 119:3-a)

9:00 a.m.

NH Veterans Home
Tarr South Conference Room
139 Winter Street
Tilton, NH

Regular Meeting

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

9:00 a.m.

Room 305, LOB

Regular Meeting

PUBLIC SCHOOL INFRASTRUCTURE COMMISSION (RSA 198:15-z)

9:30 a.m.

Room 209, LOB

Regular Meeting

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

10:00 a.m.

NH Higher Education
Assistance Foundation
4 Barrell Court
Concord, NH

Regular Meeting

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

11:00 a.m.

Room 303, LOB

Subcommittee Meeting - View

12:00 p.m.

Room 303, LOB

Subcommittee Meeting - Recertification

1:00 p.m.

Room 303, LOB

Subcommittee Meeting - Exemptions

**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

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

2:00 p.m. Dolloff Building Regular Meeting
117 Pleasant Street
Concord, NH

THURSDAY, MAY 23, 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, MAY 24, 2019

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

11:00 a.m. Room 203, LOB Regular Meeting

NEW HAMPSHIRE STATE HOUSE BICENTENNIAL COMMISSION (RSA 17-R:1)

2:00 p.m. Room 204, LOB Regular Meeting

TUESDAY, MAY 28, 2019

WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3)

9:00 a.m. New Futures Conference Room Regular Meeting
1 Eagle Square
Concord, NH

FRIDAY, MAY 31, 2019

JOINT COMMITTEE ON EMPLOYEE CLASSIFICATION (RSA 14:14-C)

11:30 a.m. Room 104, LOB Regular Meeting

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

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

MONDAY, JUNE 3, 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

LEGISLATIVE ETHICS COMMITTEE (RSA 14-B:2)

10:30 a.m. Room 104, LOB Regular Meeting

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

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

TUESDAY, JUNE 4, 2019

STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2)

5:00 p.m.	NH National Guard Regional Training Institute 722 Riverwood Drive Pembroke, NH	Regular Meeting
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FRIDAY, JUNE 7, 2019

ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m.	Rooms 306-308, LOB	Continued Meeting
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COMMISSION ON DEMOGRAPHIC TRENDS (RSA 4-C:37)

9:00 a.m.	Room 307, LOB	Regular Meeting
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SUNDAY, JUNE 9, 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, JUNE 10, 2019

CURRENT USE BOARD (RSA 79-A:3)

9:00 a.m.	NH Dept. of Revenue Administration Conference Room 334 109 Pleasant Street Concord, NH	Public Hearing Meeting - Administrative Rules Cub 100, Cub 200 and Cub 300
9:30 a.m.	NH Dept. of Revenue Administration Conference Room 334 109 Pleasant Street Concord, NH	Regular Meeting

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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NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2)

2:00 p.m.	Brain Injury Association of NH 52 Pleasant Street Concord, NH	Regular Meeting
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FRIDAY, JUNE 14, 2019

FISCAL COMMITTEE (RSA 14:30-a)

10:00 a.m.	Rooms 210-211, LOB	Regular Meeting
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THURSDAY, JUNE 20, 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 Street Concord, NH	Regular Meeting
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FRIDAY, JUNE 21, 2019

ADMINISTRATIVE RULES (RSA 541-A:2)

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

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

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

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

9:30 a.m. Governor and Council Chambers, SH Regular Meeting

MONDAY, JUNE 24, 2019

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

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

TUESDAY, JUNE 25, 2019

WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3)

9:00 a.m. New Futures Conference Room Regular Meeting
 1 Eagle Square
 Concord, NH

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

10:00 a.m. Room 201, LOB Regular Meeting

THURSDAY, JUNE 27, 2019

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

2:00 p.m. NH Hospital Association Regular Meeting
 125 Airport Road
 Concord, NH

FRIDAY, JUNE 28, 2019

ADMINISTRATIVE RULES (RSA 541-A:2)

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

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SENATE BILLS AMENDED BY THE HOUSE

SENATE BILLS: 12, 18, 22, 27, 30, 43, 49, 51, 59, 99, 128, 142, 148, 167, 169, 193, 197, 205, 207, 208, 210, 216, 224, 233, 240, 245, 257, 267, 273, 274, 276, 284

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HOUSE BILLS AMENDED BY THE SENATE

HOUSE BILLS: 112, 127, 137, 146, 228, 258, 280, 326, 364, 429, 435, 443, 446, 476, 508, 511, 518, 534, 539, 549, 560, 562, 582, 591, 592, 614, 645, 660, 669, 692, 736

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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, 7, 11, 14, 41, 52, 54, 59, 63, 74, 77, 84, 88, 93, 99, 105, 107, 111, 122, 130, 133, 134, 135, 142, 167, 171, 173, 185, 186, 187, 190, 193, 194, 202, 205, 216, 224, 226, 228, 234, 235, 236, 238, 240, 241, 245, 246, 247, 252, 255, 257, 262, 265, 267, 271, 272, 273, 275, 276, 279, 280, 281, 282, 284, 285, 286, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 300, 301, 302, 303, 304, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 319

HOUSE BILLS: 120, 150, 175, 186, 198, 224, 253, 256, 261, 301, 320, 365, 368, 394, 396, 397, 418, 457, 458, 459, 463, 468, 472, 476, 480, 481, 487, 511, 514, 528, 534, 539, 549, 550, 552, 558, 560, 568, 582, 597, 600, 614, 616, 621, 628, 637, 645, 648, 657, 660, 664, 669, 670, 682, 684, 689, 692, 701, 703, 710, 715, 717, 719, 726, 730

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ENROLLED BILL AMENDMENTS ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR 2019 BILLS:

SENATE BILLS: 1, 29, 55, 62,

HOUSE BILLS: 119, 123, 140, 148, 312, 354, 357, 365, 448, 458, 475, 488, 634, 648, 649, 654, 700, 701

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NOTICES

The Legislative Youth Advisory Council is looking for recommendations of young people, age 15-22, who would be interested in serving on the council. Created in 2006, LYAC is a statutory committee which serves as a link between young people and New Hampshire government, and advises the legislature on issues of concern to youth. Please forward any recommendations to NHLegislativeYouth@gmail.com Applications will be accepted until July 12, 2019.

Senator Jay Kahn

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New Hampshire Employment Security is holding multiple job and resource fairs in the coming weeks. The first of three will be on Tuesday, April 23rd from 2:00 p.m. until 6:00 p.m. at Manchester Community College. On Thursday, May 9th there will be another job and resource fair at the Seabrook Community Center from 10:00 a.m. until 2:00 p.m. The last fair will be on Thursday, June 20th in Manchester at the St. George Greek Orthodox Cathedral from 10:00 a.m. until 2:00 p.m. Great opportunities are available!

Senator Jay Kahn

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In recognition of the 200th anniversary of the New Hampshire State House, the New Hampshire Historical Society has recently published a richly illustrated, 80-page publication entitled The Granite State House. Produced as a special issue of the Society's journal Historical New Hampshire, the new publication documents the design, construction, furnishings, and remodeling of the state house from the 1810s to the present. Copies may be obtained for \$5.00 each at the New Hampshire Historical Society, diagonally behind the state house at 30 Park Street; or through the Society's online store at nhhistory.org; or by calling 603-228-6688. Copies are also for sale at the New Hampshire State House Visitors' Center.

Senator Martha Fuller Clark

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FRIDAY, MAY 17, 2019

In recognition of your support, the New Hampshire Law Enforcement Officers Memorial Association cordially invites you to attend the 27th Annual Fallen New Hampshire Law Enforcement Officers Memorial Ceremony, to honor the Law Enforcement Officers throughout the State of New Hampshire who have made the ultimate sacrifice and died in the line of duty while protecting the citizens of the State. The Ceremony will be held Friday, May 17, 2019, beginning promptly at 9:45 a.m., at the Memorial Site in front of the of the Legislative Office Building. The Ceremony will proceed rain or shine. A light luncheon will be served immediately following the Annual Ceremony. Please do not hesitate to contact Colonel Kevin Jordan at the New Hampshire Fish and Game Department at 603-271-3128 if you have any questions.

Senator Donna M. Soucy, Senate President

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MONDAY, MAY 20, 2019

The Honorable Christopher T. Sununu and the American Friends of Lafayette cordially invite you to attend the commemoration of New Hampshire Lafayette Day, the inauguration of the Lafayette Trail in New Hampshire, and the dedication of the Lafayette Elm outside the State House. The Event will be held in Representatives Hall and commence at 10:00 a.m. on Monday, May 20, 2019.

Senator Ruth Ward

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WEDNESDAY, MAY 29, 2019

The Children's Caucus will convene on Wednesday May 29 at 1 pm in New Futures' Conference Room 100 N. Main St. 4th floor to brainstorm on legislation for 2020 and beyond. All legislators are welcome.

Senator Martha Hennessey

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

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

Senator David H. Watters

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THURSDAY, JUNE 6, 2019

NHARPC-sponsored Legislative Breakfast – June 6, 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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SENATE SCHEDULE

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)