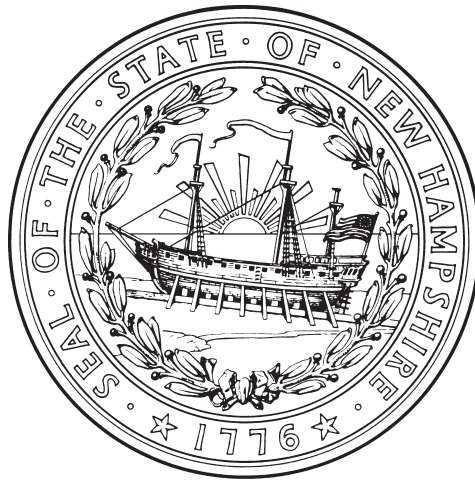


March 8, 2007
Nos. 6 - 7

STATE OF NEW HAMPSHIRE

Web Site Address: www.gencourt.state.nh.us



Legislative

SENATE JOURNAL

ADJOURNMENT – FEBRUARY 22, 2007 SESSION
COMMENCEMENT – MARCH 8, 2007 SESSION

SENATE JOURNAL 6 (*Cont.*)

February 22, 2007

HOUSE MESSAGE

The House of Representatives has passed Bills with the following titles, in the passage of which it asks the concurrence of the Senate:

HB 33, relative to the compensation of members of the county convention.

HB 39, repealing the penalty provision in discretionary preservation easements.

HB 41, relative to human immunodeficiency virus education, prevention, and control.

HB 42, relative to resource protection sections of local master plans.

HB 44, relative to the authority of authorized persons to take custody of nuisance dogs.

HB 53, relative to school health personnel.

HB 54, establishing a commission to study automobile recycling issues.

HB 63, relative to conflicts of interest involving county officers and employees.

HB 72, relative to the payment of municipal sewage assessments.

HB 86, establishing a committee to study educational and social services programs that serve families with children 6 years old and younger.

HB 87, relative to the exceptions to compulsory school attendance.

HB 101, relative to annual training for members of the workers' compensation appeals board.

HB 103, establishing a commission to study the state highway trust fund.

HB 104-FN, relative to renewal of drivers' licenses by certain national guard members.

HB 107-L, authorizing towns to charge property owners for solid waste removal.

HB 115, relative to the procedure for counties to apply for, accept, and expend federal, state, or other grants.

HB 122, naming a bridge in the town of Henniker after Sergeant Russell M. Durgin.

HB 126, relative to the definition of "school."

HB 148, establishing a commission to study pharmaceutical costs and the 340B Drug Pricing Program.

HB 167, relative to areas of assessment required under the statewide improvement and assessment program.

HB 198-FN, relative to collection of taxes on land with a discretionary easement and relative to the calculation of penalties applied to tax-deeded properties.

HCR 2, urging the federal government to establish a post office and a zip code in the town of Lee.

INTRODUCTION OF HOUSE BILL(S)

Senator Foster offered the following Resolution:

RESOLVED that, in accordance with the list in the possession of the Senate Clerk, House legislation numbered from **HB 33 to HCR 2** shall be by this resolution read a first and second time by the therein listed title(s) and referred to the therein designated committee(s).

Adopted.

First and Second Reading and Referral

HB 33, relative to the compensation of members of the county convention. (Public and Municipal Affairs)

HB 39, repealing the penalty provision in discretionary preservation easements. (Public and Municipal Affairs)

HB 41, relative to human immunodeficiency virus education, prevention, and control. (Health and Human Services)

HB 42, relative to resource protection sections of local master plans. (Public and Municipal Affairs)

HB 44, relative to the authority of authorized persons to take custody of nuisance dogs. (Public and Municipal Affairs)

HB 53, relative to school health personnel. (Education)

HB 54, establishing a commission to study automobile recycling issues. (Energy, Environment, and Economic Development)

HB 63, relative to conflicts of interest involving county officers and employees. (Public and Municipal Affairs)

HB 72, relative to the payment of municipal sewage assessments. (Public and Municipal Affairs)

HB 86, establishing a committee to study educational and social services programs that serve families with children 6 years old and younger. (Health and Human Services)

HB 87, relative to the exceptions to compulsory school attendance. (Education)

HB 101, relative to annual training for members of the workers' compensation appeals board. (Commerce, Labor, and Consumer Protection)

HB 103, establishing a commission to study the state highway trust fund. (Transportation and Interstate Cooperation)

HB 104-FN, relative to renewal of drivers' licenses by certain national guard members. (Transportation and Interstate Cooperation)

HB 107-L, authorizing towns to charge property owners for solid waste removal. (Public and Municipal Affairs)

HB 115, relative to the procedure for counties to apply for, accept, and expend federal, state, or other grants. (Public and Municipal Affairs)

HB 122, naming a bridge in the town of Henniker after Sergeant Russell M. Durgin. (Transportation and Interstate Cooperation)

HB 126, relative to the definition of "school." (Education)

HB 148, establishing a commission to study pharmaceutical costs and the 340B Drug Pricing Program. (Health and Human Services)

HB 167, relative to areas of assessment required under the statewide improvement and assessment program. (Education)

HB 198-FN, relative to collection of taxes on land with a discretionary easement and relative to the calculation of penalties applied to tax-deeded properties. (Public and Municipal Affairs)

HCR 2, urging the federal government to establish a post office and a zip code in the town of Lee. (Transportation and Interstate Cooperation)

INTRODUCTION OF SENATE BILL(S)

Senator Foster offered the following Resolution:

RESOLVED that, in accordance with the list in the possession of the Senate Clerk, Senate legislation numbered from **SB 213 to SB 253**, shall be by this resolution read a first and second time by the therein listed title(s) and referred to the therein designated committee(s).

Adopted.

First and Second Reading and Referral

07-1283

SB 213-FN-A, establishing a comprehensive cancer plan fund and making an appropriation therefor, and establishing a comprehensive cancer plan oversight board. (Fuller Clark, Dist 24; Burling, Dist 5; DeVries, Dist 18; Gottesman, Dist 12; Bridgham, Carr 2: Health and Human Services)

07-1310

SB 242-FN, establishing the intellectual property business loan development program. (Burling, Dist 5; Odell, Dist 8: Energy, Environment and Economic Development)

07-1303

SB 245, relative to the New Hampshire college tuition savings plan. (Estabrook, Dist 21; Janeway, Dist 7; Hassan, Dist 23; Bragdon, Dist 11; Odell, Dist 8; Ingram, Rock 4: Education)

07-1305

SB 246, relative to a temporary moratorium on the issuance of large groundwater withdrawal permits and on large groundwater withdrawals from bedrock aquifers if withdrawal has not commenced. (Barnes, Dist 17; Hassan, Dist 23; Fuller Clark, Dist 24: Energy, Environment and Economic Development)

07-1307

SB 247, establishing a committee to study the adjudication of land use issues and ordinance violations. (DeVries, Dist 18: Public and Municipal Affairs)

07-1311

SB 248, relative to ethical standards for volunteers in the executive branch. (Burling, Dist 5; Gottesman, Dist 12: Election Law and Internal Affairs)

07-1318

SB 249-FN, establishing a new position and relative to the realignment of functions in the department of corrections. (D'Allesandro, Dist 20: Executive Departments and Administration)

07-1320

SB 250-FN, relative to damages awarded to a prisoner resulting from prison conditions litigation. (D'Allesandro, Dist 20: Judiciary)

07-1322

SB 251, allowing the board of medicine to issue licenses for physicians to engage in a correctional institution medical practice. (D'Allesandro, Dist 20: Executive Departments and Administration)

07-1323

SB 252, relative to publication of supreme court reports. (Foster, Dist 13; Dokmo, Hills 6: Judiciary)

07-1325

SB 253, relative to appeals in child abuse and neglect cases. (Foster, Dist 13; Dokmo, Hills 6: Judiciary)

Out of Recess.

LATE SESSION

Senator Foster moved that the Senate adjourn from the late session.

Adopted.

Adjournment.

SENATE JOURNAL 7

March 8, 2007

The Senate met at 1:00 p.m.

A quorum was present.

The Reverend Canon Timothy Rich, guest chaplain to the Senate, offered the prayer.

Gracious God, guide the efforts of these men and women that they might judge the outcome of their day's work not just upon the content of their decisions but also upon the quality of their relations – to each other and to You, their source of life and love.
Amen

Senator Janeway led the Pledge of Allegiance.

Senator Odell is excused for the day.

**INTRODUCTION OF GUESTS
COMMITTEE REPORTS**

SB 83, naming the Epsom traffic circle in honor of Officer Jeremy Charron and Officer Michael Briggs and naming a portion of Route 4 in honor of Officer Michael Briggs. Transportation and Interstate Cooperation Committee. Ought to Pass, Vote 2-0. Senator DeVries for the committee.

A division vote was requested.

Yeas: 23 - Nays: 0

Adopted.

Ordered to third reading.

MOTION TO REMOVE FROM THE TABLE

Senator Estabrook moved to have SB 78 removed from the table.

Adopted.

SB 78, relative to the placement of twins or other multiples in the same classroom.

The question is on the adoption of the committee amendment (#0088).

Amendment failed.

Senator Estabrook offered a floor amendment.

Sen. Estabrook, Dist. 21

Sen. Kelly, Dist. 10

March 6, 2007

2007-0460s

04/05

Floor Amendment to SB 78

Amend the bill by replacing section 1 with the following:

1 New Section; Pupils; Classroom Placement of Twins or Other Multiples. Amend RSA 193 by inserting after section 3 the following new section:

193:3-a Classroom Placement of Twins or Other Multiples.

I. No school shall implement a policy of automatically separating or placing together twins or other multiples. In this section, "multiples" means triplets or more.

II. A parent or guardian of twins or other multiples in elementary school may, no later than 60 days before the first day of each school year or upon registration in the case of children enrolling in a new school, request that the twins or multiples be placed in the same classroom or in separate classrooms. This request shall be granted unless the principal, after meeting with the parents or guardians and after careful consideration of the reasons for their recommendation and of the best interests of their children and other children in the school affected by this decision, decides that a different placement is necessary.

III. This section is not intended to limit a parent's or guardian's right to appeal.

Floor amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

SB 60-FN, relative to compensations for injuries and illnesses suffered by national guard members on state active duty. Commerce, Labor and Consumer Protection Committee. Ought to Pass, Vote 6-0. Senator Barnes for the committee.

Adopted.

Referred to the Finance Committee (Rule #26).

SB 69, relative to exceptions to the confidentiality provisions for certain department of employment security records. Commerce, Labor and Consumer Protection Committee. Ought to Pass, Vote 4-0. Senator Reynolds for the committee.

Adopted.

Ordered to third reading.

SB 70-FN, relative to external review for disability insurance. Commerce, Labor and Consumer Protection Committee. Ought to pass with amendment, Vote 4-0. Senator Gottesman for the committee.

Commerce, Labor and Consumer Protection

February 21, 2007

2007-0329s

01/04

Amendment to SB 70-FN

Amend RSA 415-A:4-c as inserted by section 1 of the bill by replacing it with the following:

415-A:4-c Right to External Review for Individual and Group Disability Policies. A covered person shall have the right to independent external review in accordance with RSA 420-J:5-b through RSA 420-J:5-e of a determination by a health carrier or its designee utilization review entity under an individual or group disability policy when all of the following conditions apply:

I. The subject of the request for external review is a determination denying, in whole or in part, a claim for benefits based on a finding that the claimant's condition does not meet the carrier's definition of disability as set forth in the policy.

II. If the covered person has a right to internal review, the covered person has completed the internal review procedures provided by the carrier or other licensed entity pursuant to RSA 415-A:4-b, or rules adopted by the commissioner, or the carrier or other entity has agreed to submit the determination to independent external review prior to completion of internal review, or the covered person has requested first or second level, standard or expedited review and has not received a decision from the carrier or other licensed entity within the required time frames.

III.(a) The covered person or the covered person's authorized representative has submitted the request for external review in writing to the commissioner within 180 days of the date of the carrier or other licensed entity's denial decision provided pursuant to RSA 415-A:4-b, or if the carrier or other licensed entity has failed to make a first or second level, standard or expedited review decision that is past due, within 180 days of the date the decision was due.

(b) The covered person's or the covered person's authorized representative's participation in any voluntary level of appeal offered by a carrier or other licensed entity pursuant to RSA 415-A:4-b shall not affect a covered person's ability to submit a request for external review. In the event that a covered person or a covered person's authorized representative elects to proceed with a voluntary appeal, that person shall have 180 days from the date the decision is rendered on the voluntary appeal to submit a request for external review.

IV. The covered person's disputed claim is anticipated in a 12-month period to be equal to or in excess of \$400.

2007-0329s

AMENDED ANALYSIS

This bill establishes a right to external review for individual and group disability insurance policies.

Amendment adopted.

Senator Gottesman offered a floor amendment.

Sen. Gottesman, Dist. 12

February 26, 2007

2007-0391s

01/04

Floor Amendment to SB 70-FN

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

AN ACT relative to external review for disability income policies.

Amend the bill by replacing section 1 with the following:

1 New Section; Right to External Review for Individual and Group Disability Income Policies. Amend RSA 415-A by inserting after section 4-b the following new section:

415-A:4-c Right to External Review for Individual and Group Disability Income Policies. A covered person shall have the right to independent external review in accordance with RSA 420-J:5-b through RSA 420-J:5-e of a determination by a health carrier or its designee utilization review entity under an individual or group disability income policy when all of the following conditions apply:

I. The subject of the request for external review is a determination denying, in whole or in part, a claim for benefits based on a finding that the claimant's condition does not meet the carrier's definition of disability as set forth in the policy.

II. If the covered person has a right to internal review, the covered person has completed the internal review procedures provided by the carrier or other licensed entity pursuant to RSA 415-A:4-b, or rules adopted by the commissioner, or the carrier or other entity has agreed to submit the determination to independent external review prior to completion of internal review, or the covered person has requested first or second level, standard or expedited review and has not received a decision from the carrier or other licensed entity within the required time frames.

III.(a) The covered person or the covered person's authorized representative has submitted the request for external review in writing to the commissioner within 180 days of the date of the carrier or other licensed entity's denial decision provided pursuant to RSA 415-A:4-b, or if the carrier or other licensed entity has failed to make a first or second level, standard or expedited review decision that is past due, within 180 days of the date the decision was due.

(b) The covered person's or the covered person's authorized representative's participation in any voluntary level of appeal offered by a carrier or other licensed entity pursuant to RSA 415-A:4-b shall not affect a covered person's ability to submit a request for external review. In the event that a covered person or a covered person's authorized representative elects to proceed with a voluntary appeal, that person shall have 180 days from the date the decision is rendered on the voluntary appeal to submit a request for external review.

IV. The covered person's disputed claim is anticipated in a 12-month period to be equal to or in excess of \$400.

2007-0391s

AMENDED ANALYSIS

This bill establishes a right to external review for individual and group disability income insurance policies.

Floor amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

SB 93-FN, relative to insurance coverage for children's early intervention therapy services. Commerce, Labor and Consumer Protection Committee. Ought to Pass, Vote 4-0. Senator DeVries for the committee.

Senator Gottesman moved the question.

Adopted.

Referred to the Finance Committee (Rule #26).

SB 104, repealing the requirement that the director of charitable trusts prepare and sell a directory for charitable trusts. Commerce, Labor and Consumer Protection Committee. Ought to pass with amendment, Vote 5-0. Senator Cilley for the committee.

Commerce, Labor and Consumer Protection

February 20, 2007

2007-0306s

05/04

Amendment to SB 104

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

AN ACT relative to the directory of charitable trusts.

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

1 Director of Charitable Trusts; Directory. RSA 7:32-a is repealed and reenacted to read as follows:

7:32-a Directory. The director of charitable trusts shall prepare and make available on the state website a directory of information relative to charitable trusts. The electronic directory shall be accessible to the public at no cost.

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

2007-0306s

AMENDED ANALYSIS

The bill requires the director of charitable trusts to prepare and make available on the state website a directory of charitable trusts.

Amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

SB 125-FN, relative to certificates for architect business organizations. Commerce, Labor and Consumer Protection Committee. Ought to Pass, Vote 4-2. Senator Cilley for the committee.

Adopted.

Ordered to third reading.

Senator Barnes is in opposition to the motion of ought to pass on SB 125-FN.

SB 222-FN, relative to health insurance for national guard members. Commerce, Labor and Consumer Protection Committee. Ought to Pass, Vote 6-0. Senator Cilley for the committee.

Adopted.

Referred to the Finance Committee (Rule #26).

CACR 13, relating to the state senate. Providing that state senators shall be 25 years of age or older. Election Law and Internal Affairs. Inexpedient to Legislate, Vote 3-0. Senator Gallus for the committee.

Senator Gottesman moved the question.

The question is on the adoption of the committee report of inexpedient to legislate.

A roll call was requested by Senator Kenney.

Seconded by Senator Bragdon.

The following Senators voted Yes: Gallus, Reynolds, Sgambati, Burling, Cilley, Janeway, Roberge, Kelly, Bragdon, Gottesman, Foster, Clegg, Larsen, Gatsas, DeVries, Letourneau, D'Allesandro, Estabrook, Downing, Hassan, Fuller Clark.

The following Senators voted No: Kenney, Barnes.

Yeas: 21 - Nays: 2

Committee report of inexpedient to legislate is adopted.

SB 106, allowing lobbyists and those connected with lobbyists to sit on committees established by the judicial branch. Election Law and Internal Affairs. Ought to Pass, Vote 3-0. Senator Burling for the committee.

Adopted.

Ordered to third reading.

SB 159-FN-L, relative to polling place arrangement and accessibility. Election Law and Internal Affairs. Ought to pass with amendment, Vote 3-0. Senator Cilley for the committee.

Sen. Burling, Dist. 5

February 9, 2007

2007-0178s

03/09

Amendment to SB 159-FN-LOCAL

Amend RSA 658:9, V(b)(1) as inserted by section 1 of the bill by replacing it with the following:

(1) For a general election where votes will be cast for president, one for every 100 voters on the checklist. This requirement may be modified with the approval of the secretary of state and the

attorney general for specific polling places, if conditions within the polling place will not permit the required number of voting booths. Under no circumstances shall the required number of voting booths drop below one booth for every 125 voters for a general election where votes will be cast for president.

Amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

SB 111, permitting a dam to be constructed on Lake Ivanhoe in the town of Wakefield. Energy, Environment and Economic Development Committee. Ought to Pass, Vote 5-0. Senator Barnes for the committee.

Adopted.

Ordered to third reading.

SB 124, changing the membership of the economic development matching grants screening committee. Energy, Environment and Economic Development Committee. Ought to Pass, Vote 6-0. Senator Fuller Clark for the committee.

Adopted.

Ordered to third reading.

SB 160-FN-L, adding members to the Skyhaven airport operation commission and changing the required completion date for the Skyhaven airport transfer plan. Energy, Environment and Economic Development Committee. Ought to Pass, Vote 6-0. Senator Cilley for the committee.

Adopted.

Referred to the Finance Committee (Rule #26).

SB 141-FN, relative to differential pay of direct care employees at the Glencliff home for the elderly. Executive Departments and Administration Committee. Ought to pass with amendment. Vote 4-0. Senator Kelly for the committee.

Executive Departments and Administration

February 21, 2007

2007-0340s

06/09

Amendment to SB 141-FN

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

AN ACT relative to differential pay of certain direct care employees.

Amend the bill by replacing section 1 with the following:

1 Differentials; Direct Care Employees. Amend RSA 99:11, I to read as follows:

99:11 Differentials; Direct Care Employees.

I. The annual salaries of classified employees who are actively engaged in the care and treatment of patients or inmates at the New Hampshire hospital, Laconia developmental services, Glencliff home ~~[for the elderly]~~, New Hampshire veterans' home, and the youth development center, and the security employees, pharmacists, and dieticians employed at the New Hampshire hospital, shall be increased by a ~~[\$5]~~ **\$25** per week differential. This paragraph shall not apply to those employees who receive hazardous duty pay under RSA 99:10.

2007-0340s

AMENDED ANALYSIS

This bill increases the weekly salary differential of certain direct care employees.

Amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Referred to the Finance Committee (Rule #26).

SB 146-FN, relative to allowing service credit for certain court system employment. Executive Departments and Administration Committee. Ought to Pass, Vote 5-0. Senator Fuller Clark for the committee.

Adopted.

Referred to the Finance Committee (Rule #26).

SB 148-FN, relative to retirement system status for members of the university system police force. Executive Departments and Administration Committee. Ought to Pass, Vote 4-0. Senator Downing for the committee.

Adopted.

Referred to the Finance Committee (Rule #26).

Senator Reynolds is in opposition to the motion of ought to pass on SB 148-FN.

SB 164, relative to renewals and reinstatements of licenses issued by the board of dental examiners and procedures of the board. Executive Departments and Administration Committee. Ought to Pass, Vote 4-0. Senator Fuller Clark for the committee.

Adopted.

Ordered to third reading.

SB 200-FN, relative to the state directory of new hires. Executive Departments and Administration Committee. Ought to Pass, Vote 4-0. Senator Downing for the committee.

Adopted.

Ordered to third reading.

SB 209, establishing a commission to study inclusion of service as a part-time district court judge in the calculation of retirement benefits. Executive Departments and Administration Committee. Ought to pass with amendment, Vote 5-0. Senator Kelly for the committee.

Senate Executive Departments and Administration

February 22, 2007

2007-0363s

10/04

Amendment to SB 209

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

AN ACT requiring the board of trustees of the judicial retirement plan to study the inclusion of service of all judges who are not members of the judicial retirement plan.

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

1 Study Required. The board of trustees of the judicial retirement plan under RSA 100-C shall study the inclusion of service of all judges not covered by or not eligible to receive benefits under the judicial retirement plan.

2 Report. The board of trustees shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2007.

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

2007-0363s

AMENDED ANALYSIS

This bill requires the board of trustees of the judicial retirement plan to study and report on the inclusion of service of all judges who are not members of the judicial retirement plan.

Amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

Senator Burling (Rule #42) on SB 209.

SB 192-FN, establishing an outreach program in the children's health insurance program. Health and Human Services Committee. Ought to Pass, Vote 5-0. Senator Sgambati for the committee.

Senator Gottesman moved the question.

Adopted.

Referred to the Finance Committee (Rule #26).

SB 109, relative to emergency powers of the supreme court. Judiciary Committee. Ought to Pass, Vote 3-0. Senator Reynolds for the committee.

MOTION TO TABLE

Senator Reynolds moved to have SB 109 laid on the table.

Adopted.

LAIID ON THE TABLE

SB 109, relative to emergency powers of the supreme court.

SB 113-FN, relative to the position of special justice in the district court. Judiciary Committee. Ought to pass with amendment, Vote 4-0. Senator Reynolds for the committee.

Senate Judiciary
February 21, 2007
2007-0327s
09/01

Amendment to SB 113-FN

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

1 New Section; District Courts; Elimination of Special Justices Unless Need Certified. Amend RSA 502-A by inserting after section 3-b the following new section:

502-A:3-c Elimination of Special Justices Unless Need Certified. Upon the retirement, resignation, disability, or removal of a special justice, the position shall be eliminated unless within 30 days of such retirement, resignation, disability, or removal, the supreme court certifies in writing to the governor that due to population, caseload, and available judicial resources, the position needs to be continued in the specific court.

2 Applicability. This act shall apply to any special justice vacancies that exist on the effective date of this act, except that with respect to such existing vacancies the supreme court shall have 30 days from the effective date of this act to certify in writing the need for continuation of a special justice position to the governor.

2007-0327s

AMENDED ANALYSIS

This bill eliminates future positions of special justices in the district court, unless the need for the special justice is certified in writing by the supreme court to the governor.

This bill was requested by the supreme court.

Amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

SB 170-FN, establishing an office of mediation and arbitration within the judicial branch. Judiciary Committee. Ought to pass with amendment, Vote 3-0. Senator Gottesman for the committee.

Senate Judiciary
February 21, 2007
2007-0328s
09/01

Amendment to SB 170-FN

Amend RSA 490-E:3 as inserted by section 2 of the bill by replacing it with the following:

490-E:3 Administration. The office of mediation and arbitration shall be administered by the judicial branch administrative council.

Amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

SB 118, increasing fines for certain dog violations. Public and Municipal Affairs Committee. Ought to Pass, Vote 4-0. Senator Roberge for the committee.

Adopted.

Ordered to third reading.

SB 119, establishing a committee to study the oversight of municipal capital reserve funds. Public and Municipal Affairs Committee. Ought to Pass, Vote 6-0. Senator Hassan for the committee.

Adopted.

Ordered to third reading.

SB 26-FN, prohibiting the fish and game department from stocking fish in certain water bodies without public access and requiring public access for Big Island Pond. Wildlife, Fish and Game Committee. Inexpedient to Legislate, Vote 4-1. Senator D'Allesandro for the committee.

Senator Gottesman moved the question.

Committee report of inexpedient to legislate is adopted.

Senator Barnes is in opposition to the motion of inexpedient to legislate on SB 26-FN.

SB 127-FN, relative to search and rescue operations conducted by the fish and game department. Wildlife, Fish and Game Committee. Inexpedient to Legislate, Vote 4-1. Senator Gatsas for the committee.

Committee report of inexpedient to legislate is adopted.

Senator Barnes is in opposition to the motion of inexpedient to legislate on SB 127-FN.

SB 175-FN-A, establishing an apprentice hunting license. Wildlife, Fish and Game Committee. Ought to pass with amendment, Vote 5-0. Senator Janeway for the committee.

Wildlife, Fish and Game

February 22, 2007

2007-0355s

10/05

Amendment to SB 175-FN-A

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

1 New Section; Fish and Game; Apprentice Hunting License. Amend RSA 214 by inserting after section 6 the following new section:

214:6-a Apprentice Hunting License. Any person who wishes to hunt but who has not completed a hunter education program or provided proof of a previous hunting license as required in RSA 214:23-a, I, may purchase an apprentice hunting license. A person holding an apprentice hunting license shall be allowed to hunt only when accompanied by a properly licensed person who is 18 years of age or over. The fees for an apprentice hunting license shall be as provided in RSA 214:9, I for a resident apprentice hunting license, as provided in RSA 214:9, VI for a nonresident apprentice hunting license, or as provided in RSA 214:9, VII-a for a nonresident small game apprentice hunting license. The properly licensed person who is 18 years of age or over accompanying the apprentice shall be fully accountable for any damage incurred or for any violations which may be committed by the apprentice while hunting. Any other permits or licenses for hunting shall be purchased as required by the apprentice hunter. The apprentice hunting license shall not be valid to take moose and shall not apply to the 3-day small game license. An apprentice hunting license may be purchased only once in the lifetime of the hunter.

2 Effective Date. This act shall take effect January 1, 2008

Senator Gottesman moved the question.

Amendment adopted.

The question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

RESOLUTION

Senator Foster moved that the Senate adjourn from the early session, that the business of the late session be in order at the present time, that all bills and resolutions ordered to a third reading be, by this resolution, read a third time, all titles be the same as adopted, and that they be passed at the present time.

Adopted.

LATE SESSION**Third Reading and Final Passage**

SB 69, relative to exceptions to the confidentiality provisions for certain department of employment security records.

SB 70-FN, relative to external review for disability income policies.

SB 78, relative to the placement of twins or other multiples in the same classroom.

SB 83, naming the Epsom traffic circle in honor of Officer Jeremy Charron and Officer Michael Briggs and naming a portion of Route 4 in honor of Officer Michael Briggs.

SB 104, relative to the directory of charitable trusts.

SB 106, allowing lobbyists and those connected with lobbyists to sit on committees established by the judicial branch.

SB 111, permitting a dam to be constructed on Lake Ivanhoe in the town of Wakefield.

SB 113-FN, relative to the position of special justice in the district court.

SB 118, increasing fines for certain dog violations.

SB 119, establishing a committee to study the oversight of municipal capital reserve funds.

SB 124, changing the membership of the economic development matching grants screening committee.

SB 125-FN, relative to certificates for architect business organizations.

SB 159-FN-L, relative to polling place arrangement and accessibility.

SB 164, relative to renewals and reinstatements of licenses issued by the board of dental examiners and procedures of the board.

SB 170-FN, establishing an office of mediation and arbitration within the judicial branch.

SB 175-FN-A, establishing an apprentice hunting license.

SB 200-FN, relative to the state directory of new hires.

SB 209, requiring the board of trustees of the judicial retirement plan to study the inclusion of service of all judges who are not members of the judicial retirement plan.

ANNOUNCEMENTS**RESOLUTION**

Senator Foster moved that the Senate recess to the Call of the Chair for the sole purpose of introducing legislation, referring bills to committee, scheduling hearings and sending and receiving messages.

Adopted.

In recess to the Call of the Chair.