

January 21, 2010  
Nos. 2-3

# STATE OF NEW HAMPSHIRE

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**Second Year of the 161<sup>st</sup> Session of the  
New Hampshire General Court**

**Legislative Proceedings**

## SENATE JOURNAL

**ADJOURNMENT – JANUARY 13, 2010 SESSION  
COMMENCEMENT – JANUARY 21, 2010 SESSION**

# SENATE JOURNAL 2 *(continued)*

*January 13, 2010*

## INTRODUCTION OF SENATE BILLS

Sen. Hassan offered the following Resolution:

*RESOLVED*, That in accordance with the list in the possession of the Senate Clerk, the following Senate legislation shall be by this Resolution read a first and second time by the herein listed titles and referred to the therein designated committees.

### Resolution adopted.

### First and Second Reading and Referral

10-2742

**SB 344-FN**, relative to employment and retirement benefits of certain non-judicial court employees. (DeVries, Dist 18; D'Allesandro, Dist 20; Nixon, Hills 17: Executive Departments and Administration)

10-2817

**SB 348**, establishing the opticians governing board in the office of licensed allied health professionals. (Cilley, Dist 6; Fuller Clark, Dist 24; DeVries, Dist 18; Downing, Dist 22; Carson, Dist 14; Hodges, Hills 7; D. Sullivan, Hills 8; Pilotte, Hills 16: Executive Departments and Administration)

10-2854

**SB 352**, relative to student insurance. (Reynolds, Dist 2: Commerce, Labor and Consumer Protection)

10-2873

**SB 358-FN**, relative to whistleblower protection and waste prevention in state government. (Carson, Dist 14; Downing, Dist 22; Odell, Dist 8; Gallus, Dist 1; Quandt, Rock 13: Commerce, Labor and Consumer Protection)

10-2776

**SB 392-FN**, requiring public hearings when insurance companies set base rate increases. (Fuller Clark, Dist 24; Hassan, Dist 23; Rosenwald, Hills 22: Commerce, Labor and Consumer Protection)

10-2777

**SB 393-FN-A**, establishing a New Hampshire sustainable energy loan fund (SELF) financing program. (Fuller Clark, Dist 24; Odell, Dist 8; S. Harvey, Hills 21; Pastor, Graf 9: Energy, Environment and Economic Development)

10-2859

**SB 400-FN**, relative to assessment of the land use change tax. (DeVries, Dist 18; Theberge, Coos 4; Cooney, Graf 7; Patten, Carr 4: Public and Municipal Affairs)

10-2813

**SB 425-FN**, relative to telephone utilities exemptions to the right-to-know law. (Cilley, Dist 6; Letourneau, Dist 19; DeVries, Dist 18; Fuller Clark, Dist 24; Cali-Pitts, Rock 16; Remick, Coos 2; P. Preston, Graf 8; Keans, Straf 1: Judiciary)

10-2918

**SB 449-FN**, relative to ex parte communications of staff advocates and decisional employees in public utilities commission adjudicatory proceedings. (Cilley, Dist 6; R. Read, Rock 16: Executive Departments and Administration)

10-2705

**SB 450-FN**, relative to costs and expenditures at the department of health and human services. (Sgambati, Dist 4; D'Allesandro, Dist 20; Gallus, Dist 1; Janeway, Dist 7: Finance)

10-2823

**SB 455-FN**, relative to New Hampshire HealthFirst. (Sgambati, Dist 4; Cilley, Dist 6; D'Allesandro, Dist 20; DeVries, Dist 18; Fuller Clark, Dist 24; Gallus, Dist 1; Gilmour, Dist 12; Hassan, Dist 23; Houde, Dist 5; Janeway, Dist 7; Kelly, Dist 10; Lasky, Dist 13; Merrill, Dist 21; Odell, Dist 8; Reynolds, Dist 2; Schlachman, Rock 13: Commerce, Labor and Consumer Protection)

10-2843

**SB 456-FN**, relative to energy conservation in new building construction. (Merrill, Dist 21; Fuller Clark, Dist 24; Harding, Graf 11; Borden, Rock 18; R. Read, Rock 16; S. Harvey, Hills 21: Public and Municipal Affairs)

10-2909

**SB 461**, requiring a 2/3 vote for the general court to adopt legislation incurring indebtedness. (Bragdon, Dist 11; Barnes, Jr., Dist 17; Bradley, Dist 3; Carson, Dist 14; Gallus, Dist 1; Letourneau, Dist 19; Roberge, Dist 9: Finance)

10-2690

**SB 462-FN-LOCAL**, relative to distribution of funds for education. (Letourneau, Dist 19; Bradley, Dist 3; Carson, Dist 14; Packard, Rock 3; Rausch, Rock 5; K. Gould, Rock 5; P. Katsakiores, Rock 5: Finance)

10-2825

**SB 463-FN**, relative to regulation of mental health practitioners by the board of mental health practice. (Sgambati, Dist 4; Merry, Belk 2: Health and Human Services)

10-2782

**SB 464**, relative to speed limits on Lake Winnepesaukee and reporting vessel operation violations. (Fuller Clark, Dist 24; Cilley, Dist 6; Bradley, Dist 3; Sgambati, Dist 4; Reynolds, Dist 2; Pilliod, Belk 5; Millham, Belk 5; Reeve, Belk 4; Nedeau, Belk 3; Abbott, Rock 12: Transportation and Interstate Cooperation)

10-2809

**SB 465-FN-LOCAL**, relative to the transition period for implementing the adequacy aid formula. (Kelly, Dist 10; DeVries, Dist 18; Hassan, Dist 23; Fuller Clark, Dist 24: Finance)

10-2793

**SB 466**, relative to automatic fire warning devices and carbon monoxide detection devices in dwellings. (D'Allesandro, Dist 20; Gallus, Dist 1; Weare, Rock 14; DeJoie, Merr 11; Goley, Hills 8; D. Sullivan, Hills 8: Executive Departments and Administration)

10-2684

**SB 467-FN-A**, establishing job creation incentives under the business profits tax and the business enterprise tax. (Bradley, Dist 3; Barnes, Jr., Dist 17; Bragdon, Dist 11; Carson, Dist 14; Cilley, Dist 6; Gallus, Dist 1; Letourneau, Dist 19; Roberge, Dist 9; Downing, Dist 22; Boutin, Merr 9; Wendelboe, Belk 1; Major, Rock 8: Ways and Means)

10-2735

**SB 468**, relative to tort reform. (Bradley, Dist 3; Downing, Dist 22; Gallus, Dist 1; Packard, Rock 3; Boutin, Merr 9; Wendelboe, Belk 1; Chandler, Carr 1: Commerce, Labor and Consumer Protection)

10-2803

**SB 469**, requiring the department of labor to warn employers of certain violations prior to imposing a fine. (Bradley, Dist 3; Cilley, Dist 6: Commerce, Labor and Consumer Protection)

10-2814

**SB 470-FN**, relative to retirement system service credit for employment as a full-time police officer with the university system of New Hampshire. (D'Allesandro, Dist 20; Downing, Dist 22; Houde, Dist 5; Merrill, Dist 21; Shurtleff, Merr 10; D. Sullivan, Hills 8; R. Holden, Hills 7; Kaen, Straf 7: Executive Departments and Administration)

10-2838

**SB 471-FN**, relative to felonious sexual assault and sexual assault. (DeVries, Dist 18: Judiciary)

10-2716

**SB 472-FN**, making the commission of certain murders eligible for the death penalty. (Roberge, Dist 9; Letourneau, Dist 19; Barnes, Jr., Dist 17; Downing, Dist 22; Bradley, Dist 3; Bragdon, Dist 11; W. O'Brien, Hills 4; Mead, Hills 4; L'Heureux, Hills 19; Welch, Rock 8; F. Holden, Hills 4: Judiciary)

10-2685

**SB 473-FN**, making distributions from limited liability companies, partnerships, and associations subject to the interest and dividends tax only if they have transferable shares, and requiring a reduction in general fund appropriations for the biennium ending June 30, 2011. (Bradley, Dist 3; Gallus, Dist 1; Roberge, Dist 9; Bragdon, Dist 11; Carson, Dist 14; Barnes, Jr., Dist 17; Letourneau, Dist 19; Downing, Dist 22; Wendelboe, Belk 1; Boutin, Merr 9; Hess, Merr 9; Chandler, Carr 1; Major, Rock 8: Ways and Means)

10-2801

**SB 474-FN-A-LOCAL**, changing the rate of the meals and rooms tax, repealing the meals and rooms tax on campsites, and requiring a reduction in general fund appropriations for the biennium ending June 30, 2011. (Bradley, Dist 3; Barnes, Jr., Dist 17; Bragdon, Dist 11; Carson, Dist 14; Downing, Dist 22; Gallus, Dist 1; Letourneau, Dist 19; Roberge, Dist 9; Chandler, Carr 1; Umberger, Carr 1; Boutin, Merr 9; Wendelboe, Belk 1: Ways and Means)

10-2903

**SB 475-FN**, relative to alcoholic beverage advertising restrictions. (Bragdon, Dist 11; Reynolds, Dist 2: Commerce, Labor and Consumer Protection)

10-2686

**SB 476-FN**, clarifying the business profits tax deduction for reasonable compensation. (Bradley, Dist 3; Barnes, Jr., Dist 17; Bragdon, Dist 11; Carson, Dist 14; Downing, Dist 22; Gallus, Dist 1; Letourneau, Dist 19; Roberge, Dist 9; Boutin, Merr 9; Wendelboe, Belk 1; Hess, Merr 9; Chandler, Carr 1; Major, Rock 8: Ways and Means)

10-2730

**SB 478**, relative to the appointments to the board of home inspectors. (Cilley, Dist 6; Downing, Dist 22; Carson, Dist 14; Reynolds, Dist 2; Pilotte, Hills 16: Executive Departments and Administration)

10-2704

**CACR 32**, Relating to: clarification of certain language. Providing that: all references to people in the constitution shall refer to both male and female. (Sgambati, Dist 4; D'Allesandro, Dist 20; DeVries, Dist 18; Fuller Clark, Dist 24; Gallus, Dist 1; Gilmour, Dist 12; Hassan, Dist 23; Houde, Dist 5; Janeway, Dist 7; Kelly, Dist 10; Larsen, Dist 15; Lasky, Dist 13; Merrill, Dist 21; Reynolds, Dist 2; Butler, Carr 1; Arsenault, Belk 4; Bouchard, Merr 11; M. Rollo, Straf 2; White, Graf 11: Judiciary)

10-2893

**CACR 33**, Relating to: the governor's power to reduce appropriations. Providing that: the governor shall have line item reduction power of items in any bill making appropriations of money. (Bragdon, Dist 11: Judiciary)

10-2906

**CACR 34**, Relating to: funding of public education. Providing that: the general court shall define an adequate education and distribute state funds for public education in a manner that alleviates local disparities. (Bragdon, Dist 11; Barnes, Jr., Dist 17; Bradley, Dist 3; Downing, Dist 22; Gallus, Dist 1; Letourneau, Dist 19; Odell, Dist 8; Roberge, Dist 9: Judiciary)

#### 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 50**, relative to proceedings of medical injury claims screening panels.

**HB 160**, relative to physical force in defense of a person.

**HB 191**, relative to liability of a landowner giving permission to ride bicycles on his or her property.

**HB 219**, relative to hearings for incapacitated persons admitted to state institutions by their guardians.

**HB 232**, increasing manufacturers' pesticide registration fees.

**HB 341**, relative to the date selected for the presidential primary election.

**HB 379**, exempting certain meetings concerning collective bargaining from the right-to-know law.

#### HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

**SB 59**, relative to the renovation and replacement of school buildings.

#### HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bills sent down from the Senate:

**SB 300**, relative to the system benefits charge.

**HOUSE MESSAGE**

The House of Representatives refuses to concur with the Senate in the passage of the following entitled Bills sent down from the Senate:

**SB 44**, establishing a commission to review all fees charged by the department of environmental services.

**REPORT OF COMMITTEE ON ENROLLED BILLS**

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill:

**SB 300**, relative to the system benefits charge.

**Sen. D'Allesandro moved adoption of the Report of Committee on Enrolled Bills.**

**Report of Committee on Enrolled Bills adopted.**

**Out of Recess.**

**MOTION TO ADJOURN FROM LATE SESSION**

Sen. Hassan moved that the Senate adjourn from the Late Session.

**Motion adopted.**

**Adjournment from the Late Session.**

# SENATE JOURNAL 3

*January 21, 2010*

The Senate reconvened at 10 a.m., a quorum being present.

The Reverend Canon Charles LaFond, chaplain to the Senate, offered the following meditative thoughts and prayer:

This morning I'm going to do something different, I'm going to combine the prayer and the meditation into a blessing. It's a blessing from the Third Century, from the Abbess of Whitby, a very powerful woman who managed a monastery of 2,000 nuns and monks in the Seventh Century. I invite you to close your eyes so that this blessing is not from me, but from whatever center point your religious experience brings you.

*I weave the belt of protection from the nine threads of life: peace of mind, truth of speech, timeliness of action, success of deed, prosperity of work, health of body, courage of spirit, compassion of heart, wisdom of soul. These nine threads be my belt wherever I walk. And may the blessing of light be on you, light without and light within, and light inside your darkness within. And may the blessed sunlight shine upon you and warm your heart till it glows, like a great peat fire, so that strangers may come and warm themselves, and that friends may come. And may the light shine out of the eyes of you, like a candle set in the windows of a house, bidding the wanderer to come in out of the storm. And may you not be the storm itself to others. And may rain fall upon your spirit so that the seedlings of life in your shadow may spring up, and shed their sweetness on the air. And may the blessing of the great rains be on you, that they beat upon your spirit and wash it fair and clean, and leave there many a shining pool and sometimes a star. And may the blessings of the earth be on you, the great round earth who carries all, the great round earth whose suffering has already become radiant. May you ever have a kindly greeting for people you pass as you're going along the roads and halls. And now may the Lord bless you, and bless you kindly, your family, and all creatures.* Amen

Sen. Bradley led the Pledge of Allegiance.

President Larsen invited mezzo-soprano Eva Nagorka, Ph.D. student at Franklin Pierce University interning with Sen. Reynolds, to the podium to sing "God Bless America."

**INTRODUCTION OF GUESTS**

President Larsen introduced Michael Rollo, new Legislative Aide, who will be serving the Energy, Environment and Economic Development Committee.

Sen. DeVries introduced Cadence and Aaron Pentheny, homeschooled students from Litchfield, serving as Senate Pages for today's session.

Sen. Bradley introduced Sandwich Elementary School students from Sandwich, New Hampshire, visitors in the gallery.

### COMMITTEE REPORTS

**SB 61**, relative to consumer credit report of satisfied debts. Commerce, Labor and Consumer Protection Committee. Interim Study, Vote 6-0. Senator Reynolds for the committee.

**The question is on the adoption of committee recommendation of Refer to Interim Study on SB 61.**

**Motion of Refer to Interim Study adopted.**

**SB 94**, relative to the creation of express trusts for payment of claims for materials and services rendered in building projects. Commerce, Labor and Consumer Protection Committee. Interim Study, Vote 6-0. Senator Bragdon for the committee.

### MOTION TO TABLE

**Sen. Bragdon moved SB 94 be laid on the table.**

**The question is on the motion to table SB 94.**

**Motion adopted.**

### LAIID ON THE TABLE

**SB 94**, relative to the creation of express trusts for payment of claims for materials and services rendered in building projects.

**SB 445**, relative to funds chargeable for unemployment compensation. Commerce, Labor and Consumer Protection Committee. Ought to Pass, Vote 6-0. Senator Hassan for the committee.

**The question is on the adoption of committee recommendation of Ought to Pass on SB 445.**

**Motion of Ought to Pass adopted, bill ordered to Third Reading.**

**HB 216-FN**, relative to fees for legal services rendered to workers' compensation claimants. Commerce, Labor and Consumer Protection Committee. Ought to Pass with Amendment, Vote 6-0. Senator Hassan for the committee.

**Commerce, Labor and Consumer Protection**

**January 19, 2010**

**2010-0178s**

**01/05**

### Amendment to HB 216-FN

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

1 Workers' Compensation; Awards of Fees and Interest. Amend RSA 281-A:44, VI to read as follows:

VI. No attorney representing a claimant shall contract for, charge for, or collect a fee for legal service rendered to the claimant at the department level unless the fee has been approved by the commissioner. In determining the amount of the allowable fee, the commissioner shall consider, among other things, the nature, length and complexity of the service performed, the usual and customary charge for work of the like kind and the benefit accruing to the claimant as a result of the legal service performed; provided, however, that when an insurance carrier, self insurer, or payor acting on behalf of such carrier or self insurer disputes the causal relationship of a medical bill to the claimant's injury, or whether a medical bill was required by the nature of the injury, and denies payment of such bill, is after a hearing, ordered to pay or reimburse the bill by the commissioner, the claimant shall be entitled to reimbursement of reasonable counsel fees and costs as approved by the commissioner. The claimant shall be entitled to reasonable fees and costs pending appeal. *In the event that the medical bill is voluntarily accepted less than 7 business days prior to the date of the scheduled hearing, the claimant shall be entitled to reasonable counsel fees and costs as approved by the commissioner unless the carrier can prove a justifiable reason for the delay in accepting the bill.*

2 Effective Date. This act shall take effect January 1, 2011.

**The question is on the adoption of Committee Amendment 0178s.**

**Committee Amendment 0178s adopted.**

**The question is on the motion of Ought to Pass as Amended on HB 216-FN.**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**

#### **FINANCE REPORT**

Sen. D'Allesandro reported that no bills from today's Calendar nor Calendar Addendum need go to Finance; SB 72, SB 181, HB 216, HB 276 and HB 651 are waived from Finance.

**SB 324**, relative to financial disclosures. Election Law and Veterans' Affairs Committee. Ought to Pass, Vote 5-0. Senator Lasky for the committee.

**The question is on the adoption of committee recommendation of Ought to Pass on SB 324.**

**Motion of Ought to Pass adopted, bill ordered to Third Reading.**

**HB 276-FN**, relative to challenges of voters. Election Law and Veterans' Affairs Committee. Ought to Pass, Vote 3-2. Senator Houde for the committee.

**The question is on the adoption of committee recommendation of Ought to Pass on HB 276-FN.**

**Sen. Carson offered a floor amendment.**

**Sen. Carson, Dist. 14**

**January 20, 2010**

**2010-0223s**

**03/09**

#### **Floor Amendment to HB 276-FN**

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

1 Challenge of Voter; Affidavit. Amend RSA 659:27 to read as follows:

659:27 Challenge of Voter; Affidavit.

***I.*** Any voter at any state election may challenge any other voter offering to vote at such election[~~and~~]. ***A voter who makes a challenge shall state the reason for the challenge.*** The moderator shall not receive the vote of the person so challenged until he or she shall sign and give to the moderator an affidavit in the following form: I, \_\_\_\_\_, do solemnly swear (or affirm) that I am the identical person whom I represent myself to be, that I am a duly qualified voter of this town (or ward) and have a legal domicile therein. In the alternative, a challenged voter may fill out and sign a qualified voter affidavit.

***II.*** ***No voter or appointed challenger shall challenge a persons qualifications to be a voter at the election day voter registration table.***

2 Absentee Ballots; Announcement by Moderator and Challenges. Amend RSA 659:50 and RSA 659:51 to read as follows:

659:50 Announcement by Moderator. The moderator shall begin processing absentee ballots by clearly announcing that he ***or she*** is about to open the envelopes which were delivered to him ***or her***. The moderator shall then remove the affidavit envelope containing the ballots of each absentee voter and shall compare the signature on the affidavit envelope with the signature on the application for the ballot. If:

I. The name of the voter is on the checklist, ***except for voters provided for in RSA 7:46***; and

II. The affidavit on the envelope appears to be properly executed; and

III. The signature on the affidavit appears to be executed by the same person who signed the application; and

IV. The signatures appear to be the signatures of a duly qualified voter who has not voted at the election; then the moderator shall publicly announce the name of the absentee voter, ***except for voters provided for in RSA 7:46***. If these conditions are not met, the moderator shall follow the procedure provided in RSA 659:53.

659:51 Challenges.

**I.** All absentee ballots are subject to challenge after the moderator publicly announces the name of the absentee voter, *except for voters provided for in RSA 7:46*, but not after the ballot is removed from the envelope. A person who makes a challenge shall state the reason for the challenge.

**II.** If the ballot is challenged, the moderator shall write on the affidavit envelope containing the ballot the word “challenged” and the name and address of the person who makes the challenge and the basis of the challenge. The moderator shall also number each challenged envelope consecutively by marking, for example, the first challenged ballot “Challenged Ballot No. 1”.

**III.** The moderator shall then determine if the challenge to the ballot is well grounded. If the moderator decides the challenge is well grounded, he *or she* shall not open the envelope but shall preserve it with the other ballots cast at the election as provided in RSA 659:101. If the moderator decides that the challenge is not well grounded, he *or she* shall open the affidavit envelope so the affidavit thereon is not destroyed and proceed first to mark on the reverse of the folded ballot the corresponding challenge number as previously marked on the envelope. [He] *The moderator* shall then proceed to deposit the ballot as provided in RSA 659:52.

3 Effective Date. This act shall take effect January 1, 2011.

**2010-0223s**

#### AMENDED ANALYSIS

This bill modifies certain procedures for challenging voters.

**Sen. Barnes moved the question.**

**Without objection President Larsen closed debate on the floor amendment with remaining speakers.**

**Sen. D’Allesandro moved to Special-Order further discussion on HB 276-FN to 2 p.m.**

**Without objection President Larsen Special-Ordered the continuation of HB 276-FN to the reconvening of the Senate at 2 p.m. of today’s session.**

#### HOUSE MESSAGE

**The Clerk read the following House Message:**

*The House of Representatives is ready to meet with the Honorable Senate in Joint Convention for the purpose of hearing the State of the State Address by his Excellency, the Governor, John H. Lynch.*

**Sen. Hassan moved that on this date, Thursday, January 21, 2010, the Honorable Senate is ready to meet in Joint Convention for the purpose of hearing the State of the State Address by his Excellency, Governor John H. Lynch.**

**Motion adopted.**

**Recess to meet in Joint Convention.**

**Out of Recess.**

#### AFTERNOON SESSION COMMITTEE REPORTS, RESUMED

#### SPECIAL ORDER

**HB 276-FN, relative to challenges of voters.**

**The pending question is on the adoption of Floor Amendment 0223s.**

**A roll call was requested by Sen. Carson, seconded by Sen. Bragdon.**

**The following Senators voted Yes: Gallus, Bradley, Odell, Roberge, Bragdon, Carson, Barnes, Letourneau, Downing.**

**The following Senators voted No: Reynolds, Sgambati, Houde, Cilley, Janeway, Kelly, Gilmour, Lasky, Larsen, DeVries, D’Allesandro, Merrill, Hassan, Fuller Clark**

**Yeas: 9 - Nays: 14**



**Floor Amendment 0223s failed.**

**The question is on the committee recommendation of Ought to Pass.**

**Sen. Sgambati moved the question.**

**Without objection President Larsen closed debate.**

**The question is on motion of Ought to Pass on HB 276.**

**A roll call was requested by Sen. Barnes, seconded by Sen. Bragdon.**

**The following Senators voted Yes: Reynolds, Sgambati, Houde, Cilley, Janeway, Kelly, Gilmour, Lasky, Larsen, DeVries, D'Allesandro, Merrill, Hassan, Fuller Clark.**

**The following Senators voted No: Gallus, Bradley, Odell, Roberge, Bragdon, Carson, Barnes, Le-tourneau, Downing.**

**Yeas: 14 - Nays: 9**

**Motion of Ought to Pass adopted, bill ordered to Third Reading.**

**SB 72-FN-L**, consolidating cemetery boards of trustees in Nashua. Executive Departments and Administration Committee. Ought to Pass with Amendment, Vote 4-0. Senator Carson for the committee.

**Senate Executive Departments and Administration**

**January 12, 2010**

**2010-0136s**

**06/10**

#### **Amendment to SB 72-FN-LOCAL**

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

1 Nashua; Cemeteries; Trustees; Meetings; Vacancies. 1893, 243 is repealed and reenacted to read as follows:

243:1 Boards of Trustees.

I. There is hereby constituted 2 boards of trustees, each made up of 10 members. One board to be known as the Edgewood Cemetery Board of Trustees shall have supervision of the cemetery located between Amherst, Cushing, and Forest streets in the city of Nashua, known as the Edgewood Cemetery, together with any and all additions thereto, and the cemetery situated on the west side of the Lowell road adjoining and northerly of the brick schoolhouse, and bounded on the west by land of Lund, on the north by land of Thompson, and commonly known as the "Old South Cemetery"; the cemetery situated on the west side of the Lowell road, bounded on the south by land of Hiland A. Holt, on the west by land of Marshall, on the north by land formerly owned by Aaron F. Stevens, and known as the "Pratt Cemetery" and also known as the "Evergreen Cemetery"; the cemetery near the Stillman Swallow place, and known as the "Gilson's Road Cemetery"; and the cemetery situated on the easterly side of Amherst Road, so called, bounded on the north by land of Roby, on the south by land of Roby and known as the "Roby Cemetery" and also known as the "Hillside Cemetery", which cemeteries are known as Suburban Cemeteries; and the other board to be known as the Woodlawn Cemetery Board of Trustees shall have supervision of the cemetery located between Hollis and Kinsley streets in the city of Nashua, known as the Woodlawn Cemetery, together with any and all additions thereto; and the cemetery known as the Lithuanian Cooperative Cemetery located on Pine Hill Road in the city of Nashua, together with any and all additions thereto. The initial members of the Edgewood Cemetery Board of Trustees and the Woodlawn Cemetery Board of Trustees shall be constituted by the mayor in convention with the board of trustees in office at the date of enactment of this act. Two members of each board shall retire from office each year, and 2 members of each board shall be elected by ballot, annually, in the month of March, by the board of mayor and aldermen of said city, in convention with said board of trustees, by majority vote, to hold their office for 5 years, retiring trustees having no vote therein, the first of which elections shall take place in March, 2011; and the term for which the members of each board herein appointed shall hold their office shall be determined by lot, 2 to hold their office for 5 years, 2 for 4 years, 2 for 3 years, 2 for 2 years, and 2 for one year. The mayor of said city shall be an ex-officio member of both boards and shall be entitled to vote. Said trustees shall receive no compensation for their services as such. Said boards shall meet annually on the first Monday in April for organization, and each shall elect a chairman, a vice-chairman, and secretary from their own number and 6 members of a board shall constitute a quorum for the exercise of the powers

and the performance of the duties of said boards. Any vacancy occurring in either board, by death, removal, resignation, or otherwise, shall be filled by said board of mayor and aldermen in convention with such board of trustees for the remainder of the term.

II. Each board shall appoint a chair, a vice chair, and a secretary. The secretary of each board shall keep the minutes of the board, post meetings, and prepare an annual report. The city treasurer shall keep the books and prepare the books for audit. The city treasurer and the trustees of the trust fund shall prepare an annual report for the mayor and the office of the attorney general.

#### 243:2 Powers and Duties.

I. The Edgewood Cemetery Board of Trustees and the Woodlawn Cemetery Board of Trustees shall:

(a) Adopt bylaws and regulations for their transaction of business and for the establishment and management of all municipal cemeteries within their responsibility.

(b) Prepare an annual budget indicating what support and maintenance shall be required out of public funds for submission to the appropriate agency of the city. A separate budget request shall be submitted for planning and establishment of a new public cemetery and for capital improvements or expansion of an existing public cemetery.

(c) Authorize the expenditure of all moneys raised and appropriated by the city for cemetery purposes. Such funds shall be maintained in the general fund and paid in the same manner that funds of other city departments are paid.

(d) Authorize the expenditure of income from all trust funds for cemetery purposes in accordance with the conditions of each donation or bequest accepted by the city. Such trust funds shall be held in the custody and under the management of the boards of cemetery trustees. The trust income shall be transferred to the city of Nashua by the boards of cemetery trustees and the city treasurer who shall disburse the same in response to vouchers executed by the Edgewood and Woodlawn boards of trustees, if the requested funds are available. Such trust fund income shall not be commingled with the moneys raised and appropriated by the city.

(e) Prepare deeds of cemetery lots for the mayor to sign.

(f) Set apart and lay out a portion of the Edgewood Cemetery and a portion of the Woodlawn Cemetery; not exceeding one tenth of their area, as a public burial-place for the use of the inhabitants of Nashua, free of any charge, and they shall lay out the balance of said cemeteries in suitable lots or other subdivisions for family or other burying-places with all the necessary paths, avenues, and drives, and may plant and embellish the same with trees, shrubs, flowers, and other ornaments, and may enclose the same with proper and suitable fences or hedges, and erect or annex thereto such suitable edifices, appendages, and conveniences from time to time as expedient.

(g) Have the same power and authority as cities and towns may have in such premises, to acquire, by purchase or otherwise, land adjoining said cemeteries, to be used for the same purposes.

(h) Hold such property and estate for the same uses and purposes, and charged with the same duties and liabilities for and subject to which the same are now held by the city of Nashua, and all rights of ownership of lots which any person or persons have acquired in such cemeteries shall remain to the same extent as if this chapter had not been passed.

II. The boards of trustees may appoint a cemetery custodian or sexton who shall not be a trustee and who shall be responsible to the boards of trustees for supervising work done in the cemeteries.

243:3 Authority to Convey Rights and Privileges. The boards of trustees shall have authority to grant and convey to any person or persons, by deeds duly executed, the sole and exclusive right of burial, and of erecting tombs, cenotaphs, tablets, and other monuments, in any of the designated lots or subdivisions of such cemeteries, upon such terms and conditions as they by their rules and regulations shall prescribe.

243:4 How Money is Disposed. The proceeds of sales of lots or rights of burial, appropriations by the city of Nashua, or other moneys, except as provided, received for such cemeteries, shall be paid into the city treasury to be kept separate from any other funds of the city and subject to the order of said boards of trustees, and shall be devoted to the care, improvement, embellishment, and enlargement of said cemetery under the direction of said boards of trustees.

243:5 Bequests. The boards of trustees are authorized to take and hold any grant, donation, or bequest of property; upon trust, to apply the same, or the income thereof, for the improvement or embellishment of such cemeteries, or for the erection, repair, preservation, or renewal of any monument or other erection, or for the planting and cultivation of trees, shrubs, or plants in or around any lot, or for improving the premises in any other manner or form consistent with the purposes for which such cemeteries are established, according to the terms of such grant, donation, or bequest; and whenever any such grant, donation, or bequest, or any deposit, shall be made by the owner of any lot in such cemetery, for the annual repair, preservation, or embellishment of such lot and the erection thereon, the boards of trustees may give to such owner, or his or her representative, an agreement or obligation, in such form and upon such terms and conditions as they may establish, binding themselves and their successors to preserve and keep in repair said lot forever, or for such period as may be agreed on; and any legacy, bequest, donation, grant, or deposit heretofore made to said city for like purposes in such cemetery, and now in force, shall be placed under the control of the boards of cemetery trustees. Each board of trustees, as constituted under this chapter, is hereby authorized and empowered to establish and create a perpetual care fund, additional to that authorized by the original act, by setting aside such sum or sums as the board may deem best and to take, receive, and place therein any donation, legacy or bequest specifically made therefore and which shall be known as the fund for the perpetual care of the paths, walks, drives, and avenues of such cemetery, as well as for the fences enclosing the grounds; that such fund shall be invested, treated, considered, and held, and the liability of the city of Nashua shall be the same as, other perpetual care funds, as set forth in the original act; that the interest or income only of such fund shall be used and applied by said board of trustees for the construction, care, and maintenance of such paths, walks, drives, avenues, and fences of such cemetery.

243:6 Disposal of Gifts. Any sums of money so received by the boards of trustees shall be invested under the direction of said boards of trustees; said boards of trustees may manage and invest such funds in accordance with the prudent investor rule under RSA 564-B:9-901 – RSA 564-B:9-906 and all such property received under the provisions of the foregoing section, unless other provision is made by the terms of any such grant, donation, or bequest, shall be invested under the charge of said boards of cemetery trustees and shall always remain separate from and independent of any other moneys or property belonging to said city of Nashua and free from all control of the city council; and the income of such fund or funds shall be received by said treasurer, subject to the order of said boards of trustees, and shall be appropriated by them in such manner as shall in their opinion best promote the purposes for which said grants, donations, bequests, or deposits are made.

243:7 City Responsible for Trustees. The city of Nashua shall be responsible and bond for the good faith of said boards of trustees, the trustees of trust funds, and the treasurer of said city in the execution of any trust which they may assume pursuant to the foregoing provisions; but said trustees shall not be liable to make any renewal or reconstruction of any monument or other erection, on any lot in such cemeteries, unless such liability shall be expressed in the agreement given them as aforesaid, or in the terms and conditions under which they accept any grant, donation, or bequest.

243:8 Reporting. The chairs of the Edgewood Cemetery Board of Trustees and the Woodlawn Cemetery Board of Trustees, the city treasurer, and the trustees of the trust funds shall make annual reports of their acts and proceedings, the condition of the cemeteries, and their receipts and expenditures, to the attorney general and the mayor and board of aldermen of the city of Nashua.

243:9 Open Meetings and Records. The boards of trustees shall be subject to all requirements of RSA 91-A.

2 Repeal. The following are repealed:

- I. 1895, 223 relative to Woodlawn Cemetery.
- II. 1897, 194 relative to Suburban Cemeteries.

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

## **2010-0136s**

### **AMENDED ANALYSIS**

This bill consolidates the boards of the Edgewood, Woodlawn, and Suburban Cemeteries in Nashua into 2 boards, one for the Edgewood and Suburban cemeteries and the other for the Woodlawn and Lithuanian Cooperative cemeteries.

**The question is on adoption of Committee Amendment 0136s.**

**Committee Amendment 0136s adopted.**

**The question is on the motion of Ought to Pass as Amended on SB 72-FN-L.**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**

**HB 360**, relative to members of the general court participating in the state group health insurance plan. Executive Departments and Administration Committee. Inexpedient to Legislate, Vote 5-0. Senator DeVries for the committee.

**The question is on the adoption of committee recommendation of Inexpedient to Legislate on HB 360.**

**Motion of Inexpedient to Legislate adopted.**

**HB 514**, establishing a New Hampshire other post-employment benefits (OPEB) trust and enabling political subdivisions to create or participate in OPEB trusts. Executive Departments and Administration Committee. Interim Study, Vote 5-0. Senator Cilley for the committee.

**The question is on the adoption of committee recommendation of Refer to Interim Study on HB 514.**

**Motion of Refer to Interim Study adopted.**

**HB 651-FN**, relative to regulation of private investigative agencies and security services. Executive Departments and Administration Committee. Ought to Pass with Amendment, Vote 5-0. Senator Carson for the committee.

**Senate Executive Departments and Administration**

**January 14, 2010**

**2010-0150s**

**08/10**

#### **Amendment to HB 651-FN**

Amend RSA 106-F:6, IV as inserted by section 8 of the bill by replacing it with the following:

IV. ***For an original or renewal license*** the applicant's record of felony convictions and misdemeanor convictions ***in this or any other state or nation that have not been pardoned or annulled, information as to whether any prior or similar licenses were ever revoked or suspended in this or any other state, Canadian province or nation, and disclosure of any claim or lawsuit regarding conduct as a licensee, or any domestic violence protective order.***

Amend RSA 106-F:7, I as inserted by section 9 of the bill by replacing it with the following:

I. Following review of the application, the applicant's references, and investigation into the character, competency and integrity of the applicant, the commissioner shall as soon as practicable issue a license or renewal license in the form prescribed by [him] ***the commissioner*** to the applicant, or notify the applicant of denial of the application. ***Notification of licensure shall be forwarded to local law enforcement in the community in which the licensee resides.*** Prior to approval of any armed [detective] ***private investigator, bail enforcement,*** or security license issued under this chapter, the applicant shall submit to a fingerprint examination conducted by the Federal Bureau of Investigation, and the department of safety shall be authorized to use the records of the Federal Bureau of Investigation in the screening of applicants. The applicant shall be responsible for the cost of any background investigation or criminal records check required under this section.

Amend RSA 106-F:8-a as inserted by section 11 of the bill by deleting paragraph III.

Amend RSA 106-F:12, III as inserted by section 13 of the bill by replacing it with the following:

III. Any license holder who is arrested and charged with any felony or misdemeanor or becomes subject to a domestic violence protective order shall immediately notify the commissioner of safety of the charge and the circumstances.

Amend RSA 106-F:13-a, I as inserted by section 15 of the bill by replacing it with the following:

I. All felonies observed or ~~[discovered by]~~ ***revealed by or to*** persons licensed under this chapter shall be immediately reported to the New Hampshire state police ~~[or to the local police department in the municipality in which the felony occurred],~~ ***the closest law enforcement agency having jurisdiction, or to the attorney general's office.***

Amend RSA 106-F:13-a as inserted by section 15 of the bill by deleting paragraph III.

Amend the bill by inserting after section 5 the following and renumbering the original sections 6-19 to read as 7-20, respectively:

6 New Section; Advisory Board. Amend RSA 106-F by inserting after section 3 the following new section:  
106-F:3-a Advisory Board.

I. There is hereby established an advisory board to review complaints and licensing issues relative to private investigative agencies and security services. Each member shall be appointed by the governor and approved by the council. A member shall continue to serve until a successor is appointed by the governor and council. Members of the board shall serve without compensation. Members shall each serve a term of 3 years. Initial appointments made by the governor shall be staggered for terms of one, 2, or 3 years.

II. The board shall consist of:

(a) Three members licensed in New Hampshire as investigators and have been so licensed for the last 5 years, one of whom shall be engaged in the practice of accident reconstruction or the practice of bail recovery.

(b) Two members of the general public who are not and have never been licensed in New Hampshire or another jurisdiction as investigators and who are not the spouse of any such person and who do not have and never have had a material interest in either provision of private investigation services or an activity directly related to private investigation, including representation of the board or profession for a fee at any time during the 5 years preceding their appointment.

(c) One member of the law enforcement community.

(d) The commissioner of the department of safety, or designee.

III. The board shall elect a chairperson from its members. The board shall hold its first meeting no later than 90 days after the effective date of this section.

Amend the bill by replacing section 20 with the following:

20 Effective Date. This act shall take effect January 1, 2011.

#### **2010-0150s**

#### **AMENDED ANALYSIS**

This bill:

I. Adds certain exclusion from regulation of private investigative agencies, security guard agencies, and bail enforcement agencies.

II. Replaces the term “detective agencies” with “private investigation agencies.”

III. Requires the commissioner of the department of safety to regulate private investigative agencies, security guard agencies, and bail enforcement agencies.

IV. Establishes an advisory board to review complaints and licensing issues relative to private investigative agencies and security services.

**The question is on the adoption of Committee Amendment 0150s.**

**Committee Amendment 0150s adopted.**

**The question is on the motion of Ought to Pass as Amended on HB 651-FN.**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**

**HB 174-FN**, establishing a performance measurement system for state agencies. Finance Committee. Inexpedient to Legislate, Vote 7-0. Senator Sgambati for the committee.

**The question is on the adoption of committee recommendation of Inexpedient to Legislate on HB 174-FN.**

**Motion of Inexpedient to Legislate adopted.**

**Sen. Bradley is in opposition to motion of Inexpedient to Legislate on HB 174-FN.**

**HB 587-FN**, establishing an information and analysis center within the department of safety. Finance Committee. Ought to Pass with Amendment, Vote 7-0. Senator D'Allesandro for the committee.

**The question is on the adoption of Committee Amendment 0153s.**

**Committee Amendment 0153s adopted.**

**The question is on the motion of Ought to Pass as Amended on HB 587-FN.**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**

**SB 318**, relative to the authority to dispense therapeutic contact lenses. Health and Human Services Committee. Ought to Pass, Vote 3-0. Senator Gilmour for the committee.

**The question is on the adoption of committee recommendation of Ought to Pass on SB 318.**

**Motion of Ought to Pass adopted, bill ordered to Third Reading.**

**SB 320**, relative to occupational exposure to the human immunodeficiency virus. Health and Human Services Committee. Ought to Pass, Vote 3-0. Senator Kelly for the committee.

**The question is on the adoption of committee recommendation of Ought to Pass on SB 320.**

**Motion of Ought to Pass adopted, bill ordered to Third Reading.**

**HB 658-FN**, relative to housing assistance for recipients of Temporary Assistance to Needy Families (TANF). Health and Human Services Committee. Interim Study, Vote 4-1. Senator Sgambati for the committee.

**The question is on the adoption of committee recommendation of Refer to Interim Study on HB 658-FN.**

**Motion of Refer to Interim Study adopted.**

**SB 302**, relative to notice of driver's license expiration. Transportation and Interstate Cooperation Committee. Ought to Pass, Vote 4-0. Senator Letourneau for the committee.

**The question is on the adoption of committee recommendation of Ought to Pass on SB 302.**

**Motion of Ought to Pass adopted, bill ordered to Third Reading.**

**SB 326**, relative to certain extensions for temporary plates. Transportation and Interstate Cooperation Committee. Ought to Pass with Amendment, Vote 4-0. Senator Fuller Clark for the committee.

**Transportation and Interstate Cooperation**

**January 14, 2010**

**2010-0154s**

**03/10**

**Amendment to SB 326**

Amend RSA 261:56, II as inserted by section 1 of the bill by replacing it with the following:

***II. If the owner has a walking disability as defined in RSA 261:88 and requires additional time to equip the vehicle to accommodate his or her disability, the owner shall submit a request on a form provided by the department setting forth the type of modification that is being made to the vehicle, the business or other person making the modification, and the estimated completion time for the modification, and the director shall issue a new set of temporary plates reflecting a reasonable extension of the expiration date to enable the modifications to be completed.***

**The question is on the adoption of Committee Amendment 0154s.**

**Committee Amendment 0154s adopted.**

**The question is on the motion of Ought to Pass as Amended on SB 326.**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**

**SB 364**, recognizing Canadian boating safety education certificates. Transportation and Interstate Cooperation Committee. Ought to Pass with Amendment, Vote 3-0. Senator Letourneau for the committee.

**Transportation and Interstate Cooperation**  
**January 14, 2010**  
**2010-0155s**  
**03/10**

**Amendment to SB 364**

Amend the bill by replacing section 2 with the following:

2 Certificate Not Required. Amend RSA 270-D:15 to read as follows:

270-D:15 Certificate Not Required. A person shall not be required to obtain a certificate of boating safety education if the person holds a certificate from any state indicating successful completion of boating safety education that meets or exceeds the requirements of this subdivision, a certificate from the United States Coast Guard Auxiliary, [or] a certificate from the United States Power Squadron, *or a Canadian certificate approved by Transport Canada and approved by the National Association of State Boating Law Administrators.*

**The question is on the adoption of Committee Amendment 0155s.**

**Committee Amendment 0155s adopted.**

**The question is on the motion of Ought to Pass as Amended on SB 364.**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**

**SB 376**, naming the Sagamore Bridge in Portsmouth in honor of Joseph Sawtelle. Transportation and Interstate Cooperation Committee. Ought to Pass with Amendment, Vote 4-0. Senator Fuller Clark for the committee.

**Transportation and Interstate Cooperation**  
**January 14, 2010**  
**2010-0156s**  
**04/05**

**Amendment to SB 376**

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

AN ACT naming a bridge in honor of Joseph Sawtelle.

Amend the bill by replacing section 1 with the following:

1 Bridge Named in Honor of Joseph Sawtelle. Pursuant to RSA 4:43, the bridge that connects Shapleigh Island in Portsmouth to Goat Island in New Castle shall hereby be named the Joseph Sawtelle Memorial Bridge in honor of Joseph Sawtelle. Appropriate signage or markers may be placed at the site.

Amend the bill by replacing section 3 with the following:

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

**2010-0156s**

**AMENDED ANALYSIS**

This bill names a bridge that connects Shapleigh Island in Portsmouth to Goat Island in New Castle in honor of Joseph Sawtelle.

**The question is on the adoption of Committee Amendment 0156s.**

**Committee Amendment 0156s adopted.**

**The question is on the motion of Ought to Pass as Amended on SB 376.**

**A roll call was requested by Sen. Barnes, seconded by Sen. Reynolds.**

**The following Senators voted Yes: Gallus, Reynolds, Bradley, Sgambati, Houde, Cilley, Janeway, Odell, Roberge, Kelly, Bragdon, Gilmour, Lasky, Carson, Larsen, Barnes, DeVries, Letourneau, D'Allesandro, Merrill, Downing, Hassan, Fuller Clark.**

**The following Senators voted No: (None)**

**Yeas: 23 - Nays: 0**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**

**Recess/Out of Recess.**

**SB 181-FN-A**, relative to the liquor commission and alcoholic beverages. Ways and Means Committee. Ought to Pass with Amendment, Vote 4-0. Senator Odell for the committee.

**Senate Ways and Means**

**January 19, 2010**

**2010-0181s**

**03/01**

**Amendment to SB 181-FN-A**

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

AN ACT repealing the transfer of liquor enforcement to the department of safety and establishing a committee to study the administrative structure and adjudicative process at the liquor commission.

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

1 Repeal. 2009, 144:163 through 144:175, relative to transferring liquor enforcement to the department of safety, are repealed.

2 Committee to Study the Administrative Structure and Adjudicative Process at the Liquor Commission.

I. There is established a committee to study the administrative structure and adjudicative process at the liquor commission.

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

(a) Three members of the senate, appointed by the president of the senate.

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

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

IV. The committee shall study:

(a) Whether the liquor commission should have an executive director rather than a full-time 3-member commission;

(b) How best to ensure impartial review of appeals of licensing and enforcement decisions; and

(c) How best to ensure that the enforcement division is properly supervised, contains its function to that of a regulatory authority, and guards against overly broad interpretation of its function.

V. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named senate member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Four members of the committee shall constitute a quorum.

VI. The committee shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2010.

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

**2010-0181s**

**AMENDED ANALYSIS**

This bill repeals the transfer of liquor enforcement to the department of safety scheduled to take effect July 1, 2010. This bill also establishes a committee to study the administrative structure and adjudicative process at the liquor commission.

**The question is on the adoption of Committee Amendment 0181s.**

**Committee Amendment 0181s adopted.**

**The question is on the motion of Ought to Pass as Amended on SB 181-FN-A.**

**Motion of Ought to Pass as Amended adopted, bill ordered to Third Reading.**



**MOTION TO ADJOURN FROM EARLY SESSION**

Sen. Hassan 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 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.

**Motion adopted.**

**Adjournment from the Early Session.**

**LATE SESSION****Third Reading and Final Passage**

**SB 72-FN-L**, consolidating cemetery boards of trustees in Nashua.

**SB 181-FN-A**, (New title) repealing the transfer of liquor enforcement to the department of safety and establishing a committee to study the administrative structure and adjudicative process at the liquor commission.

**SB 302**, relative to notice of driver's license expiration.

**SB 318**, relative to the authority to dispense therapeutic contact lenses.

**SB 320**, relative to occupational exposure to the human immunodeficiency virus.

**SB 324**, relative to financial disclosures.

**SB 326**, relative to certain extensions for temporary plates.

**SB 364**, recognizing Canadian boating safety education certificates.

**SB 376**, (New Title) naming a bridge in honor of Joseph Sawtelle.

**SB 445**, relative to funds chargeable for unemployment compensation.

**HB 216-FN**, relative to fees for legal services rendered to workers' compensation claimants.

**HB 276**, relative to challenges of voters.

**HB 587-FN**, establishing an information and analysis center within the department of safety.

**HB 651**, relative to regulation of private investigative agencies and security services.

**ANNOUNCEMENTS**

**Without objection President Larsen moved that all Rule 44's to follow shall be entered in the permanent *Journal of the Senate*.**

**OBSERVANCE OF THE RETIREMENT OF STAFF MEMBER DONNA MORIN**

The following special guests entered the chamber and stood on the podium for introductions:

Senator William Bartlett, Senator Edward Dupont, Senator-Councilor Beverly Hollingworth, Senator Arthur Klemm and Senator Thomas Eaton. The following special guests were unable to be present at this time: Senator Theodore Gatsas, Senator Ralph Hough and Senator Delahunty.

The guest of honor, Donna Morin, entered the Senate Chamber to a standing ovation by the Senate body, guests and family members, whereupon a **RESOLUTION** was presented by President Larsen to Donna Morin, retiring from 30 years of service to the State of New Hampshire, including 12 terms with the NH Senate. A water color painting of the State House dome (painted by Artist Bob Larsen) was also presented to Donna.

Special guests of Donna Morin included: Tricia Morin Gebbie, daughter; Jake Gebbie, son-in-law; Loretta Galuzska, sister; Gary Myler and David Myler, brothers; Charlene Dubois, sister-in-law; Jackie Provencher, family friend; and Steve Gilman, boyfriend.

**MOTION TO RECESS TO CALL OF THE CHAIR**

Sen. Hassan moved that the business of the day being completed, that the Senate recess to the Call of the Chair for the purposes of introducing legislation, referring bills to committee, scheduling hearings, sending and receiving messages, processing enrolled bill reports and amendments.

**Motion adopted.**

**The Senate is in recess to the Call of the Chair.**