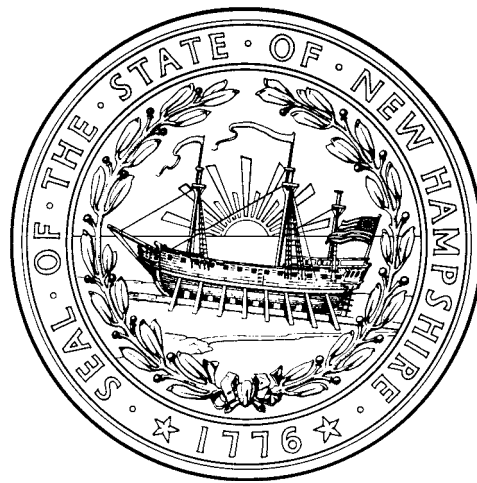


January 5, 2011
No. 1

STATE OF NEW HAMPSHIRE

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



162nd Session of the New Hampshire General Court
Legislative Proceedings

SENATE JOURNAL

CONVENING DAY – JANUARY 5, 2011 SESSION

SENATE JOURNAL 1

January 5, 2011

CONVENING DAY

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

The Reverend Canon Charles LaFond, chaplain to the Senate, offered the following meditation and prayer.

I'm going to replace the Bishop's Holy Water vial with a big hammer; that's what he's been missing all these days.

The great poet and mystic, Rilke, says this: "Once the realization is accepted that even between the closest human beings, infinite distances continue, a wonderful living side by side can grow. If they succeed in loving the distance between them, if they succeed in loving the distance between them, which makes it possible for each to see the other set against the whole sky."

To live and work side by side is one of your primary vocational callings as Senators and Senatorial staff. This sense of being community is both your best asset and, at times, going to be your hardest trial. So, I wanted to offer you a trick that I use in the church. When I come up against someone that really ticks me off, I imagine them as a five-year-old. I close my eyes, and I imagine them as a five-year-old, with all their assets and all their liabilities. And, my heart warms to them, and I love them. And, I don't confuse mutual love with mutual agreement. Let us pray.

God of all union, draw us together as one family, one Senate, one staff, one state, one nation, one world, in peace.
Amen.

Sen. Forrester led the Pledge of Allegiance.

Sen. Forsythe is excused from today's session.

AMENDMENTS TO SENATE RULES

Sen. Bradley moved to amend the Senate Rules.

Amendment to Senate Rule 3-3 (b)

Amend Senate Rule 3-3 (b) by replacing with the following:

3-3 Bills, drafting of.

(b) Notwithstanding the provisions of Senate Rule 3-2, a Senate bill, Senate joint resolution, or Senate concurrent resolution may be accepted by the Office of Legislative Services for drafting and introduced into the Senate at any time prior to the deadline established by Senate Rules for the transfer of bills out of the first body if approved by either a majority of the Internal Affairs Committee or a two-thirds vote on the floor.

Amendment to Senate Rule 4-4

Amend Senate Rule 4-4 by replacing with the following:

4-4 Committees, appointment of.

The membership of all committees of the Senate, including Senate conference committees, shall be divided between the political parties in a manner reasonably approximating each party's representation in the Senate as a whole, provided that on all committees both parties shall be represented. The President shall appoint the members of all committees after consultation with the minority leader.

Amendment to Senate Rule 4-5

Amend Senate Rule 4-5 by replacing with the following:

4-5 Standing Committees.

The standing committees of the Senate shall be as follows: the Committee on Capital Budget, the Committee on Commerce, the Committee on Education, the Committee on Energy and Natural Resources, the Committee on Executive Departments and Administration, the Committee on Finance, the Committee on Health and Human Services, the Committee on Internal Affairs, the Committee on Judiciary, the Committee on Public and Municipal Affairs, the Committee on Transportation, and the Committee on Ways and Means.

Amendment to Senate Rule 8-1

Amend Senate Rule 8-1 by inserting after (c) with the following:

8-1 Deadlines.

- (d) Monday, February 28, 2011 - Friday, March 04, 2011: SENATE BREAK.
- (e) Thursday, March 10, 2011 - Deadline for Policy Committees to ACT on all Senate bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-3 (b).
- (f) Thursday, March 31, 2011 - CROSSOVER – Last Day to ACT on all Senate bills.
- (g) Thursday, May 05, 2011 - Deadline for Policy Committees to ACT on all House bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-3 (b).
- (h) Thursday, June 02, 2011- Last Day to ACT on all House bills.
- (i) Wednesday, June 08, 2011 - Last Day to FORM Committees of Conference.
- (j) Thursday, June 16, 2011 at 12:00 p.m. - Last Day to SIGN Committee of Conference Reports.
- (k) Thursday, June 23, 2011- Last Day to ACT on Committee of Conference Reports.

Adopted.

INTRODUCTION OF SENATE BILLS

Sen. Bradley 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 therein listed titles and referred to the therein designated committees.

Adopted.

First and Second Reading and Referral

11-0515

SB 1-FN, eliminating the automatic continuation requirement for public employee collective bargaining agreements. (Odell, Dist 8; Barnes, Jr., Dist 17; Boutin, Dist 16; Bradley, Dist 3; Bragdon, Dist 11; Carson, Dist 14; De Blois, Dist 18; Forrester, Dist 2; Forsythe, Dist 4; Gallus, Dist 1; Groen, Dist 6; Lambert, Dist 13; Luther, Dist 12; Morse, Dist 22; Rausch, Dist 19; Sanborn, Dist 7; Stiles, Dist 24; White, Dist 9: Public and Municipal Affairs)

11-0765

SB 11-LOCAL, relative to the police commission in the town of Hooksett. (Boutin, Dist 16; Barnes, Jr., Dist 17; Hess, Merr 9; M. Smith, Merr 9; T. Smith, Merr 9; Kotowski, Merr 9: Public and Municipal Affairs)

11-0051

SB 15, relative to the duties of tax collectors and clerks. (Bragdon, Dist 11: Public and Municipal Affairs)

11-0200

SB 16, relative to amendments to warrant articles. (Barnes, Jr., Dist 17; Boutin, Dist 16; Carson, Dist 14; Forsythe, Dist 4; Gallus, Dist 1; Lambert, Dist 13; Merrill, Dist 21; Odell, Dist 8; Prescott, Dist 23; Stiles, Dist 24; White, Dist 9; Hoelzel, Rock 2; Major, Rock 8; Duarte, Rock 1; Jasper, Hills 27; Chandler, Carr 1: Public and Municipal Affairs)

11-0808

SB 17, relative to evidence of admissions in medical injury actions. (Bradley, Dist 3: Health and Human Services)

11-0942

SB 18, deleting a function of the central tax services unit. (Odell, Dist 8: Ways and Means)

11-0955

SB 19, relative to the definition of “prime wetlands.” (Odell, Dist 8; Rausch, Dist 19: Energy and Natural Resources)

11-0956

SB 20, relative to shoreland protection permits. (Odell, Dist 8: Energy and Natural Resources)

11-0957

SB 21, relative to the definition of “wetlands.” (Odell, Dist 8; Morse, Dist 22: Energy and Natural Resources)

11-0998

SB 22, relative to alternative regulation of small incumbent local exchange carriers. (Odell, Dist 8: Energy and Natural Resources)

Recess. Out of recess.

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 canvassing the votes for Governor and Executive Council.

RESOLUTION NO. 6

Sen. Bradley offered the following Resolution:

RESOLVED, that the Senate meet in Joint Convention for the purpose of canvassing votes for the Governor and Executive Council.

Adopted.

Recess. Out of recess.

MOTION TO ADJOURN FROM EARLY SESSION

Sen. Bradley moved that the Senate now adjourn from the Early Session, that the business of the Late Session be in order at the present time; and that when we adjourn, we adjourn to Thursday, January 6, 2011 at 11 a.m.

Adopted.

Adjournment from the Early Session.

LATE SESSION

ADJOURNMENT FROM LATE SESSION

Sen. Bradley moved that the Senate adjourn to Thursday, January 6, 2011 at 11 a.m.

Adopted.

The Senate adjourned to Thursday, January 6, 2011 at 11 a.m.