

May 23, 2012
Nos. 14-15

STATE OF NEW HAMPSHIRE

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**Second Year of the 162nd Session of the
New Hampshire General Court**

Legislative Proceedings

SENATE JOURNAL

**ADJOURNMENT – MAY 16, 2012 SESSION
COMMENCEMENT – MAY 23, 2012 SESSION**

SENATE JOURNAL 14 *(continued)*

May 16, 2012

HOUSE MESSAGE

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

SB 266-FN, prohibiting electric utilities from installing and maintaining smart meter gateway devices without the residential or business property owner's consent.

SB 315, requiring motorists to give wide berth to highway maintenance vehicles.

SB 317, relative to towable devices permitted to be towed by a motorboat.

SB 323, authorizing accounting transfers by the department of corrections.

SB 369-FN-L, relative to aid to assisted persons.

SB 375-FN, relative to a prepaid health plan for Medicaid services and relative to the Medicaid management information system.

SB 389-L, relative to sewer commission costs.

HOUSE MESSAGE

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

HB 222-FN, relative to the specificity of certain statutory provisions granting rulemaking authority.

HB 1241, relative to table wines.

HB 1635, relative to motor vehicle inspections.

HB 1636, relative to the extension of fill and dredge in wetlands permits.

HOUSE MESSAGE

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

SB 48, relative to state regulation of telephone service providers and clarifying the authority of the public utilities commission to regulate pole attachments.

SB 282, authorizing the commissioner of safety to require the installation of an ignition interlock device or enhanced technology ignition interlock device as a condition of restoring driving privileges in certain instances.

SB 350-FN, relative to the sale of portable electronics insurance.

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 215, establishing a study committee on updating and improving the procedures and criteria for review of projects by the site evaluation committee.

SB 258, authorizing group net metering for limited electrical energy producers.

HOUSE MESSAGE

The House of Representatives has referred for Interim Study the following entitled Bills sent down from the Senate:

SB 333, relative to a surviving spouse's right to retain a Purple Heart plate.

HOUSE MESSAGE

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

HB 1555, relative to the penalty for firearm use in a state area for propagation of game controlled by the fish and game department.

May 10, 2012
2012-2206-EBA
04/03

Enrolled Bill Amendment to SB 281

The Committee on Enrolled Bills to which was referred SB 281

AN ACT relative to exposure to infectious disease by emergency response and public safety workers and notification of public health authorities.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 281

This enrolled bill amendment makes a grammatical correction in section 2 of the bill.

Enrolled Bill Amendment to SB 281

Amend RSA 141-G:4, I as inserted by section 2 of the bill by replacing line 2 with the following:

unprotected exposure *to himself or herself or another individual protected under RSA 508:12*, or who

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

May 16, 2012
2012-2290-EBA
06/09

Enrolled Bill Amendment to HB 234-FN-A

The Committee on Enrolled Bills to which was referred HB 234-FN-A

AN ACT relative to food service licensure.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 234-FN-A

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 234-FN-A

Amend section 2 of the bill by replacing lines 2 and 3 with the following:

after paragraph IV-a the following new paragraph:

IV-b. "Imminent health hazard" means a significant threat or danger to health that is

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

May 15, 2012
2012-2274-EBA
03/04

Enrolled Bill Amendment to HB 325-FN

The Committee on Enrolled Bills to which was referred HB 325-FN

AN ACT relative to the transfer of animals from licensed animal vendors.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 325-FN

This enrolled bill amendment corrects a reference.

Enrolled Bill Amendment to HB 325-FN

Amend section 2 of the bill by replacing line 1 with the following:

2 Prohibition. Amend RSA 437:4 to read as follows:

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

May 9, 2012
2012-2175-EBA
04/09

Enrolled Bill Amendment to HB 582

The Committee on Enrolled Bills to which was referred HB 582

AN ACT relative to communication between employers and employees during bargaining negotiations.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 582

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 582

Amend section 1 of the bill by replacing line 1 with the following:

1 Public Employee Labor Relations; Resolution of Disputes. Amend RSA 273-A:12, I to read as

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

May 8, 2012
2012-2151-EBA
06/04

Enrolled Bill Amendment to HB 602-FN-A

The Committee on Enrolled Bills to which was referred HB 602-FN-A

AN ACT relative to funding the law requiring reporting of health care acquired infections.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 602-FN-A

This enrolled bill amendment makes a technical correction and a grammatical correction.

Enrolled Bill Amendment to HB 602-FN-A

Amend the subdivision heading preceding RSA 151:32 as inserted by section 1 of the bill by replacing line 1 with the following:

Reporting of [~~Hospital and Ambulatory Surgical Facility~~] **Health Care Associated** Infections

Amend RSA 151:36, I as inserted by section 3 of the bill by replacing line 1 with the following:

I. The department shall assess a fee to hospitals and ambulatory surgical centers that are

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

May 16, 2012
2012-2308-EBA
08/01

Enrolled Bill Amendment to HB 1172

The Committee on Enrolled Bills to which was referred HB 1172

AN ACT authorizing nano brewery, beverage manufacturer, and brew pub licensees to sell their products at farmers' markets and establishing an alcohol consultant license.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1172

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1172

Amend section 2 of the bill by replacing lines 1-3 with the following:

2 New Paragraph; Beverage Manufacturer; Farmers' Markets. Amend RSA 178:12 by inserting after paragraph IV the following new paragraph:

IV-a. A holder of a beverage manufacturer license may transport its products to a farmers'

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

May 1, 2012

2012-1946-EBA

06/04

Enrolled Bill Amendment to HB 1402

The Committee on Enrolled Bills to which was referred HB 1402

AN ACT relative to the sale of homemade food and licensing of certain milk producer-distributors.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1402

This enrolled bill amendment makes a technical correction and grammatical corrections.

Enrolled Bill Amendment to HB 1402

Amend RSA 143-A:5, VII as inserted by section 1 of the bill by replacing lines 2 and 3 with the following:

of food, excluding potentially hazardous food as defined in RSA 143-A:12, I(b), from the homestead residence, at the owner's farm stand, or at farmers' markets.

Amend RSA 143-A:12, II as inserted by section 2 of the bill by replacing line 2 with the following:

food, excluding potentially hazardous food, from the homestead residence, at the owner's own farm

Amend RSA 143-A:12, III as inserted by section 2 of the bill by replacing line 4 with the following:

brokers, or other food distributors who will resell the homestead product shall be licensed under

Amend RSA 143-A:12, IV as inserted by section 2 of the bill by replacing line 2 with the following:

homestead food operation or at farmers' markets shall have individual labels on each package

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

May 11, 2012

2012-2235-EBA

06/01

Enrolled Bill Amendment to HB 1521-FN

The Committee on Enrolled Bills to which was referred HB 1521-FN

AN ACT relative to retired state employees group insurance participation.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1521-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1521-FN

Amend RSA 21-I:30, III as inserted by section 1 of the bill by replacing line 3 with the following:

paragraph XIII, a portion of the premium shall be paid by each retiree. Retirees who

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

**May 11, 2012
2012-2234-EBA
06/03**

Enrolled Bill Amendment to HB 1721

The Committee on Enrolled Bills to which was referred HB 1721

AN ACT relative to permitting for the replacement of sewage disposal systems and relative to oil spillage prevention, control, and countermeasure plans.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1721

The enrolled bill amendment makes 3 technical corrections.

Enrolled Bill Amendment to HB 1721

Amend RSA 485-A:38 as inserted by section 3 of the bill by replacing line 1 with the following:

II-b.(a) For the purposes of subparagraph II-a(b), a sewage disposal system shall qualify for

Amend RSA 146-A:11-c, I-a as inserted by section 6 of the bill by replacing line 2 with the following:

control, and countermeasure (SPCC) plan prepared in accordance with 40 C.F.R. part 112,

Amend section 7 of the bill by replacing line 2 with the following:

take effect upon its passage and sections 2-4 of this act shall not take effect. If HB 1415 does not become law, section

Sen. Prescott moved adoption of the Enrolled Bill Amendment. Adopted.

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:

HB 408, clarifying the exemption for attorneys from licensing requirements for mortgage brokers or bankers.

HB 1144, establishing a commission to study the taxation of alternative fuel and electric-powered motor vehicles for the purpose of funding improvements to the state's highways and bridges.

HB 1165, naming a bridge in the town of Meredith the POW/MIA Vigil and Freedom Ride bridge.

HB 1357, relative to the membership of mosquito control districts.

HB 1387, requiring flags purchased with state funds or displayed in state facilities to be manufactured in the United States.

HB 1392, relative to oyster aquaculture licenses.

HB 1563, relative to Greenland's water rights.

HB 1567, establishing a committee to study the federal Youth Corrections Act.

HB 1622, relative to the adoption of forms under the administrative procedures act by the department of insurance.

HB 1664, establishing a committee to study transferring election law enforcement to the secretary of state.

HB 1673, relative to complaints of election law violations.

SB 214, relative to the applicability of the right-to-know law to public libraries.

SB 216, relative to notification of revocation of conditional discharge by the department of health and human services.

SB 220, relative to external review under managed care law.

SB 221, relative to life, accident, and health insurance.

SB 222, relative to property and casualty insurance, insurance investigations, and insurance certificates.

SB 233, relative to special elections of the charter commission.

SB 235, relative to registration of business organizations with the secretary of state.

SB 250, relative to operation of ATVs and trail bikes on state lands.

SB 253, relative to debt-related mortgage disability and mortgage accidental death insurance.

SB 255, relative to liens for land use change assessments.

SB 274, removing the phrase “mentally defective” from the aggravated felonious sexual assault statute.

SB 291, relative to the use of currently allowed impact fees by municipalities and making an appropriation to establish a North Country fire training facility.

SB 297, relative to the apprentice hunting license.

SB 340, relative to locations for junkyards.

SB 346, extending the committee to study the laws relating to electronic prescriptions.

SB 349, relative to the administration of juvenile justice services.

SB 368, relative to nondepository trust companies.

SB 380, relative to the study committee on juvenile delinquency and children in need of services.

Sen. Prescott moved adoption of the Report of Committee on Enrolled Bills. Adopted.

Out of Recess. Call Senate to Order.

MOTION TO ADJOURN FROM LATE SESSION

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

Adopted. Adjournment from the Late Session.

SENATE JOURNAL 15

May 23, 2012

The Senate reconvened at 11 a.m., a quorum being present.

The Reverend Doctor Terri Young, guest chaplain to the Senate, offered the following meditative thoughts and prayer.

Good morning. Please pray.

Loving God, who holds us in peace and knows our hearts better than we do, fill our minds and our consciences with what is best for the people of this state. And, let Your peace and Your promise fill this chamber. Where there is confusion, let it depart. Where there is animosity, let it be gone. And, may all of our deliberations be given in the name of the one creator who loves us. We offer this prayer for all people. Amen.

Sen. Boutin led the Pledge of Allegiance.

Sens. Forrester, Luther, Larsen, and Merrill are excused.

INTRODUCTION OF GUESTS AND PRESENTATIONS

Sen. Gallus introduced former Senator Harold Burns, a guest on the Senate floor today.

Without objection, President Bragdon authorized the Senate to use the official Senate electronic devices on the floor of the Senate.

SPECIAL ORDER

Without objection President Bragdon moved SB 356 and SB 406 be Special-Ordered to the end of the day's Calendar.

Without objection the Clerk was instructed to read the first complete House Message and thereafter only the title of each bill shall be read.

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 205, revising the New Hampshire business corporations act, RSA 293-A.

Sen. Prescott moves nonconcurrence. Adopted.

SB 188-FN, establishing a committee to study establishing an office of the inspector general.

Sen. Carson moves nonconcurrence. Adopted.

Sen. White asserts Rule 2-15 on SB 188-FN.

SB 228-FN-L, repealing the assessments for excess benefits paid by employers in the retirement system.

Sen. Carson moves nonconcurrence. Adopted.

SB 217-FN, relative to management of Cannon mountain by the department of resources and economic development.

Sen. Odell moves nonconcurrence. Adopted.

SB 399-FN, relative to the maximum permit application fee for certain municipal or state agency dredging projects.

Sen. Odell moves nonconcurrence. Adopted.

SB 314-FN, relative to state-owned vehicle fleet management.

Sen. Morse moves nonconcurrence. Adopted.

SB 376, extending the committee to develop a plan for privatizing the department of corrections.

Sen. Morse moves nonconcurrence. Adopted.

SB 17, relative to evidence of admissions in medical injury actions.

Sen. Houde moves nonconcurrence. Adopted.

SB 273, relative to vexatious litigants.

Sen. Houde moves nonconcurrence. Adopted.

Sen. Groen asserts Rule 2-15 on SB 273.

Sen. Groen is in opposition to the motion of nonconcurrence on SB 273.

SB 354, relative to the escrow fund for court facility improvements.

Sen. Houde moves nonconcurrence. Adopted.

SB 378, allowing municipalities to remove snow from private roads and driveways and class VI highways.

Sen. Barnes moves nonconcurrence. Adopted.

SB 332, repealing a prohibition relative to auxiliary state troopers and repealing the law governing motor vehicles carrying property for hire.

Sen. Rausch moves nonconcurrence. Adopted.

SB 155-FN-A, relative to section 179 expense deductions under the business profits tax.

Sen. Odell moves nonconcurrence. Adopted.

Sen. Boutin is in opposition to the motion of nonconcurrence on SB 155-FN-A.

SB 295-FN-A, increasing the research and development tax credit against the business profits tax.

Sen. Odell moves nonconcurrence. Adopted.

Sen. Groen is in opposition to the motion of nonconcurrence on SB 295-FN-A.

Without objection the Clerk was instructed to read the first complete House Message and thereafter only the title of each bill shall be read.

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 175, regulating the commercial use of a person's identity.

Sen. Prescott moves concurrence. Adopted.

SB 203-FN-A, relative to limited liability companies.

Sen. Prescott moves concurrence. Adopted.

SB 234-FN, relative to salary grades for certain executive branch positions and relative to the retirement classification of the director of the division of forests and lands.

Sen. Carson moves concurrence. Adopted.

SB 239, relative to the membership and duties of the installation standards board.

Sen. Carson moves concurrence. Adopted.

Sen. White asserts Rule 2-15 on SB 239.

SB 244-FN, relative to the administration of the New Hampshire retirement system.

Sen. Carson moves concurrence. Adopted.

SB 259, relative to the appointment of the director of ports and harbors and relative to transfer of land within the Pease development authority.

Sen. Carson moves concurrence. Adopted.

SB 311-FN-A, establishing a director of the division of weights and measures and relative to the setting of weights and measures fees.

Sen. Carson moves concurrence. Adopted.

SB 300, relative to special education services in chartered public schools.

Sen. Stiles moves concurrence. Adopted.

SB 372-FN-L, establishing an education tax credit.

Sen. Forsythe moves concurrence.

A roll call was requested by Sen. Houde, seconded by Sen. D'Allesandro.

Sens. Forrester, Luther, Larsen, and Merrill are excused.

The following Senators voted Yes: Gallus, Bradley, Forsythe, Groen, Sanborn, White, Lambert, Carson, Boutin, Barnes, De Blois, Rausch, Morse, Prescott, Bragdon.

The following Senators voted No: Houde, Odell, Kelly, D'Allesandro, Stiles.

Yeas: 15 - Nays: 5

Adopted.

SB 373-L, authorizing the retention of funds by a school district.

Sen. Stiles moves concurrence. Adopted.

SB 401, relative to reporting the average daily membership of pupils in the public schools and relative to adjustments to adequate education grants.

Sen. Stiles moves concurrence. Adopted.

SB 404-FN, relative to funding for pupils enrolled in vocational education programs.

Sen. Stiles moves concurrence. Adopted.

SB 324-FN, relative to the use of funds generated by the Hampton Beach parking facilities.

Sen. Morse moves concurrence. Adopted.

Sen. Stiles is in opposition to the motion of concurrence on SB 324-FN.

SB 358-FN, expanding eligibility for free admission to the state park system to certain members and their families and retired members of the armed forces.

Sen. Morse moves concurrence. Adopted.

SB 407-FN, relative to the purchasing policy of the department of information technology and relative to the transfer of federal grant funds.

Sen. Morse moves concurrence. Adopted.

SB 286, relative to a controlled drug prescription health and safety program.

Sen. Bradley moves concurrence. Adopted.

SB 288, relative to the exchange of public health information through a health information exchange.

Sen. Bradley moves concurrence. Adopted.

SB 343-FN, establishing an independent board of psychologists.

Sen. Bradley moves concurrence. Adopted.

Sen. Morse is in opposition to the motion of concurrence on SB 343-FN.

SB 348-FN, relative to the pulse oximetry test for newborns.

Sen. Bradley moves concurrence. Adopted.

Sen. Houde asserts Rule 2-15 on SB 348-FN.

Sen. Morse is in opposition to the motion of concurrence on SB 348-FN.

SB 402, relative to the adoption of policies for the management of concussion and head injury in youth sports.

Sen. Bradley moves concurrence. Adopted.

SB 83-FN, enabling municipalities to create other post-employment benefits (OPEB) trusts.

Sen. Barnes moves concurrence. Adopted.

SB 231, relative to municipal liens.

Sen. Barnes moves concurrence. Adopted.

SB 236, relative to nomination of candidates.

Sen. Barnes moves concurrence. Adopted.

SB 338-FN, relative to military discipline by the national guard.

Sen. Barnes moves concurrence. Adopted.

SB 351, relative to proclaiming Blue Star Mother's Day.

Sen. Barnes moves concurrence. Adopted.

SB 361, establishing a commission to study the feasibility of establishing energy infrastructure corridors within existing transportation rights of way and repealing a commission.

Sen. Rausch moves concurrence. Adopted.

Recess. Out of recess.

Without objection the Clerk was instructed to read the first complete House Message and thereafter only the title of each bill shall be read.

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 212-FN, relative to pooled risk management programs.

Sen. Prescott moves nonconcurrence and requests Committee of Conference.

A division vote was requested.

Yeas: 11 - Nays: 9

Adopted.

SB 219-FN, relative to guaranteed issue for health insurance.

Sen. Prescott moves nonconcurrence and requests Committee of Conference. Adopted.

Sen. White asserts Rule 2-15 on SB 219-FN.

SB 226, transferring the administration of the electricians' board to the joint board for licensure and certification.

Sen. Carson moves nonconcurrence and requests Committee of Conference. Adopted.

SB 229-FN, establishing a commission to make recommendations on whether the New Hampshire retirement system should be replaced with a defined contribution plan for all new hires and to study the impact such change would have on the retirement system.

Sen. Carson moves nonconcurrence and requests Committee of Conference. Adopted.

SB 370-FN, relative to the powers of law enforcement and animal control officers.

Sen. Carson moves nonconcurrence and requests Committee of Conference. Adopted.

SB 328, relative to the procedure for filling a vacancy on a cooperative school board.

Sen. Stiles moves nonconcurrence and requests Committee of Conference. Adopted.

SB 142-FN, relative to reorganizing the permitting process within the department of environmental services.

Sen. Odell moves nonconcurrence and requests Committee of Conference. Adopted.

SB 218-FN, relative to electric renewable portfolio standards.

Sen. Odell moves nonconcurrence and requests Committee of Conference. Adopted.

SB 326-FN-A-L, relative to state reimbursement of towns.

Sen. Morse moves nonconcurrence and requests Committee of Conference. Adopted.

SB 409-FN, relative to the use of marijuana for medicinal purposes.

Sen. Bradley moves nonconcurrence and requests Committee of Conference.

A division vote was requested.

Yeas: 14 - Nays: 6

Adopted.

Sens. Boutin, Barnes, and Morse are in opposition to the motion of nonconcurrence and request Committee of Conference on SB 409-FN.

SB 243, relative to the management of trust funds and capital reserve funds.

Sen. Barnes moves nonconcurrence and requests Committee of Conference. Adopted.

SB 247-L, relative to certifying municipal culvert installers.

Sen. Barnes moves nonconcurrence and requests Committee of Conference. Adopted.

SB 289-FN, relative to presenting photo identification to vote in person.

Sen. Barnes moves nonconcurrence and requests Committee of Conference. Adopted.

SB 318-FN, relative to voter registration.

Sen. Barnes moves nonconcurrence and requests Committee of Conference. Adopted.

SB 398, proclaiming March 30, 2013 as Welcome Home Vietnam Veterans Day.

Sen. Barnes moves nonconcurrence and requests Committee of Conference. Adopted.

SB 366-FN, relative to use of certain OHRVs on snowmobile trails, and relative to authorization for snowmobiles and OHRVs registered in Vermont and Maine to operate in this state.

Sen. Rausch moves nonconcurrence and requests Committee of Conference. Adopted.

Without objection the Clerk was instructed to read the first complete House Message and thereafter only the title of each bill shall be read.

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 508-FN, establishing a performance measurement system for state agencies.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Bowers, Moran, Cebrowski, Winter

Sen. Carson moves to refuse to accede to House Request. Adopted.

HB 1140, relative to the care of war memorials in Franconia Notch state park.

Sen. Odell moves to refuse to accede to House Request. Adopted.

HB 1692-FN, making changes to the administration of the university system of New Hampshire.

Sen. Morse moves to refuse to accede to House Request. Adopted.

Sens. Bradley and Groen are in opposition to the motion of refuse to accede to House Request on HB 1692-FN.

Without objection the Clerk was instructed to read the first complete House Message and thereafter only the title of each bill shall be read.

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 1593-FN, relative to the department of information technology.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hansen, Pilotte, Bowers, Winter

Sen. Carson moves to accede to House Request. Adopted.

HB 1383, relative to residency status for the purpose of receiving in-state tuition status within the university system of New Hampshire.

Sen. Stiles moves to accede to House Request. Adopted.

HB 1487, relative to low carbon fuel standards programs.

Sen. Odell moves to accede to House Request. Adopted.

HB 1490-FN, relative to New Hampshire's regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions.

Sen. Odell moves to accede to House Request. Adopted.

HB 256-FN, relative to the administrative appeals process of the department of environmental services and establishing a committee to study the appeal process of the department of environmental services.

Sen. Carson moves to accede to House Request. Adopted.

HB 388-FN, establishing the amount of the enhanced 911 services surcharge and requiring providers of Voice over Internet Protocol services to pay surcharges for deposit in the enhanced 911 system fund.

Sen. Odell moves to accede to House Request. Adopted.

HB 1687-FN, relative to state employee information available on the state transparency website.

Sen. Morse moves to accede to House Request. Adopted.

HB 350-FN, updating laws relative to the fiscal committee of the general court.

Sen. Morse moves to accede to House Request. Adopted.

HB 1367, relative to the issuance of administrative inspection warrants.

Sen. Houde moves to accede to House Request. Adopted.

HB 1353, relative to establishing an individual's status as a veteran.

Sen. Barnes moves to accede to House Request. Adopted.

HB 1701-FN, prohibiting New Hampshire from entering into or enforcing reciprocal agreements with other states to deny rights and privileges for nonpayment of taxes owed to another state.

Sen. Rausch moves to accede to House Request. Adopted.

Without objection the Clerk was instructed to read the first complete House Message and thereafter only the title of each bill shall be read.

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 331, clarifying the definition of surviving spouse for eligibility for line-of-duty death benefits for police officers or firefighters killed in the line of duty.

Sen. Carson moves concurrence. Adopted.

Sen. Morse is in opposition to the motion of concurrence on SB 331.

SB 359, relative to civil actions involving accessibility standards for public buildings.

Sen. Forsythe moves concurrence.

A division vote was requested.

Yeas: 11 - Nays: 8

Adopted.

Sen. Morse is in opposition to the motion of concurrence on SB 359.

Recess. Out of recess.

Without objection the Clerk was instructed to read the first complete House Message and thereafter only the title of each bill shall be read.

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 406, establishing an early offer alternative in medical injury claims.

Sen. Bradley moves nonconcurrence and requests Committee of Conference. Adopted.

Sen. Houde asserts Rule 2-15 on SB 406.

SB 356, limiting the authority of delegates to Article V amendment conventions.

Sen. Prescott moves nonconcurrence and requests Committee of Conference.

A roll call was requested by Sen. Houde, seconded by Sen. Barnes.

Sens. Forrester, Luther, Larsen, and Merrill are excused.

The following Senators voted Yes: Gallus, Forsythe, Groen, Sanborn, White, Lambert, Carson, Boutin, Barnes, De Blois, Rausch, Morse, Stiles, Bragdon.

The following Senators voted No: Bradley, Houde, Odell, Kelly, D'Allesandro, Prescott.

Yeas: 14 - Nays: 6

Adopted.

Recess. Out of recess.

MOTION TO ADJOURN FROM EARLY SESSION

Sen. Bradley moved that the Senate adjourn from the Early Session, that the business of the Late Session be in order at the present time.

Adopted. Adjournment from the Early Session.

LATE SESSION

LIST OF RULE 2-15'S FOR THE DAY

Sen. Houde: SB 348-FN, SB 406

Sen. Groen: SB 273

Sen. White: SB 188-FN, SB 219-FN, SB 239

ANNOUNCEMENTS

MOTION TO RECESS TO CALL OF THE CHAIR

Sen. Bradley moved that the business of the day being completed, that the Senate recess to the Call of the Chair for the purposes of sending and receiving messages, processing enrolled bill reports and amendments, and forming Committees of Conference, and when we recess, we recess to the call of the Chair.

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