

**June 26, 2013
Nos. 15-16**

STATE OF NEW HAMPSHIRE

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**163rd Session of the New Hampshire General Court
Legislative Proceedings**

SENATE JOURNAL

**ADJOURNMENT – JUNE 12, 2013 SESSION
COMMENCEMENT – JUNE 26, 2013 SESSION**

SENATE JOURNAL 15 *(continued)*

June 12, 2013

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 19-FN, repealing provisions relative to the sale of the former Laconia state school property and eliminating a ramp toll on the Everett turnpike in the town of Merrimack.

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

REPRESENTATIVES: Campbell, Cloutier, M. Mann, Waterhouse

SB 48, relative to school performance and accountability.

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

REPRESENTATIVES: Ladd, Frazer, Shaw, Gile

SB 75, relative to games of chance.

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

REPRESENTATIVES: Lovejoy, Kelley, Butynski, Sapareto

SB 119-FN-A, directing the joint legislative historical committee to conduct a study of state house flag restoration and preservation.

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

REPRESENTATIVES: G. Richardson, Shurtleff, Lockwood, Grace

SB 135, relative to the regulation of the practice of genetic counseling.

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

REPRESENTATIVES: Weber, Gagnon, P. Schmidt, Nelson

SB 148-FN, relative to electric renewable portfolio standards.

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

REPRESENTATIVES: Borden, Butler, Schlachman, D. Flanders

SB 188, relative to municipally-owned utilities.

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

REPRESENTATIVES: Campbell, Mann, Ebel, Graham

SB 189-FN, relative to the licensure of fuel gas fitters and plumbers by a mechanical licensing board established within the department of safety and transferring regulation of plumbers to the mechanical licensing board.

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

REPRESENTATIVES: Schuett, Weber, Sytek, Moffett

CONFeree CHANGES

SB 148-FN, relative to electric renewable portfolio standards.

Conferee Change: Sen. Odell replaced Sen. Sanborn

Conferee Change: Sen. Bragdon replaced Sen. Bradley

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2014 and June 30, 2015.

Conferee Change: Sen. Bragdon replaced Sen. Odell

Conferee Change: Sen. Odell replaced Sen. Bragdon

Conferee Change: Sen. Bragdon replaced Sen. Forrester

Conferee Change: Sen. Forrester replaced Sen. Bragdon

HB 2-FN-A-L, relative to state fees, funds, revenues, and expenditures.

Conferee Change: Sen. Bragdon replaced Sen. Odell

Conferee Change: Sen. Odell replaced Sen. Bragdon

Conferee Change: Sen. Bragdon replaced Sen. Forrester

Conferee Change: Sen. Forrester replaced Sen. Bragdon

HB 524, relative to national guard facilities, the national guard scholarship fund, and the state active duty death benefit.

Conferee Change: Sen. Larsen replaced Sen. Pierce

HB 595-FN, relative to photo identification of voters.

Conferee Change: Sen. Lasky replaced Sen. Pierce

Conferee Change: Sen. Stiles replaced Sen. Forrester

June 12, 2013

2013-2039-EBA

05/01

Enrolled Bill Amendment to SB 11

The Committee on Enrolled Bills to which was referred SB 11

AN ACT relative to water and sewer utility districts and water or sewer utility districts.

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 11

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 11

Amend RSA 31:148 as inserted by section 1 of the bill by replacing line 1 with the following:

31:148 Reports. In municipalities adopting this subdivision, the governing body of the district shall

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

June 18, 2013

2013-2102-EBA

06/10

Enrolled Bill Amendment to SB 17

The Committee on Enrolled Bills to which was referred SB 17

AN ACT establishing a commission to study palliative care and associated quality of life initiatives.

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 17

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 17

Amend RSA 126-W:1, II as inserted by section 1 of the bill by replacing line 2 with the following:
attending to the duties of the commission.

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

June 12, 2013
2013-2042-EBA
06/04

Enrolled Bill Amendment to SB 20

The Committee on Enrolled Bills to which was referred SB 20

AN ACT making modifications to the DWI ignition interlock program.

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 20

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to SB 20

Amend RSA 265-A:37, II as inserted by section 4 of the bill by replacing line 3 with the following:

subject to such an interlock order to circumvent the order shall [not] tamper with, or in any way

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

June 24, 2013
2013-2181-EBA
08/01

Enrolled Bill Amendment to SB 41

The Committee on Enrolled Bills to which was referred SB 41

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

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 41

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 41

Amend RSA 293-A:1.21(a)(4) as inserted by section 1 of the bill by replacing it with the following:

(4) the annual report.

Amend RSA 293-A:1.40 as inserted by section 1 of the bill by replacing lines 1 and 2 with the following:

293-A:1.40 Act Definitions. In this chapter:

Amend RSA 293-A:6.30(b)(3)(i) as inserted by section 1 of the bill by replacing line 2 with the following:
the corporation, its subsidiaries or affiliates;

Amend RSA 293-A:7.40 as inserted by section 1 of the bill by replacing lines 1 and 2 with the following:

293-A:7.40 Definitions. In this subdivision:

Amend RSA 293-A:7.41 as inserted by section 1 of the bill by replacing lines 1 and 2 with the following:

293-A:7.41 Standing. A shareholder may not commence or maintain a derivative proceeding unless the

Amend RSA 293-A:7.42 as inserted by section 1 of the bill by replacing lines 1 and 2 with the following:

293-A:7.42 Demand. No shareholder may commence a derivative proceeding until:

Amend RSA 293-A:7.46 as inserted by section 1 of the bill by replacing lines 1 and 2 with the following:

293-A:7.46 Payment of Expenses. On termination of the derivative proceeding the court may:

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

June 11, 2013
2013-2033-EBA
10/05

Enrolled Bill Amendment to SB 54

The Committee on Enrolled Bills to which was referred SB 54

AN ACT relative to appeals from the department of administrative services bureau of public works design and construction.

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 54

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to SB 54

Amend RSA 21-I:86, II as inserted by section 2 of the bill by replacing line 1 with the following:

II. Any person aggrieved by the determination of the director of the division of plant and

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

June 19, 2013
2013-2133-EBA
03/04

Enrolled Bill Amendment to SB 90

The Committee on Enrolled Bills to which was referred SB 90

AN ACT establishing a committee to study developing a policy for veteran preference for government hiring and extending the commission on the effects of service-connected post-traumatic stress disorder and traumatic brain injury.

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 90

This enrolled bill amendment corrects a reference in the bill.

Enrolled Bill Amendment to SB 90

Amend section 7 of the bill by replacing line 1 with the following:

7 Effective Date of Repeal of Commission. Amend 2011, 84:3, I, as amended by 2012, 81:4 to

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

June 7, 2013
2013-2028-EBA
04/05

Enrolled Bill Amendment to SB 97

The Committee on Enrolled Bills to which was referred SB 97

AN ACT relative to high school equivalency and relative to illiteracy.

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 97

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to SB 97

Amend section 3 of the bill by replacing line 1 with the following:

3 Repeal. RSA 193:9, relative to requiring illiterate persons between 16 and 18 years of age

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

June 7, 2013
2013-2027-EBA
06/03

Enrolled Bill Amendment to SB 126-FN

The Committee on Enrolled Bills to which was referred SB 126-FN

AN ACT relative to business practices between motor vehicle manufacturers, distributors, and dealers.

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 126-FN

This enrolled bill amendment makes technical and grammatical corrections.

Enrolled Bill Amendment to SB 126-FN

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

1 Section Heading and Definition of Motor Vehicle. Amend the section heading of RSA 357-C:1, the introductory paragraph of RSA 357-C:1, and RSA 357-

Amend RSA 357-C:1, I as inserted by section 1 of the bill by replacing line 8 with the following:

snowmobiles. ***“Equipment” means farm and utility tractors, forestry equipment, industrial***

Amend RSA 357-C:1, VIII(a) as inserted by section 2 of the bill by replacing lines 3 and 4 with the following:

for the purpose of resale either on his ***or her*** own account or on behalf of another, either as his ***or her*** primary business or incidental thereto. ***“Motor vehicle dealer” also means a person granted the right to***

Amend RSA 357-C:1, VIII(c) as inserted by section 2 of the bill by replacing line 2 with the following:

dealer. “Single line equipment dealer” means a person, partnership, or corporation who is primarily

Amend RSA 357-C:3, III(v) as inserted by section 9 of the bill by replacing line 2 with the following:

uniformly to other similarly situated dealers. In addition to any other requirements of law, the

Amend RSA 357-C:3, III(z) as inserted by section 9 of the bill by replacing line 2 with the following:

require any motor vehicle dealer to floor plan any of the dealer’s inventory or finance the

Amend RSA 357-C:3, V(b) as inserted by section 10 of the bill by replacing line 4 with the following:

and motor vehicle dealer’s market for the sale and service of vehicles, or the alteration is

Amend RSA 357-C:5, II(a) as inserted by section 12 of the bill by replacing line 2 with the following:

[licensed] in this state, the dealers’ obligations for warranty service on its products, shall compensate the

Amend RSA 357-C:5, III(b)(1)(B)(ii) as inserted by section 12 of the bill by replacing line 18 with the following:

rebut the declared retail rate it must so inform the dealer not later than 30 days after

Amend RSA 357-C:5, III(b)(1)(B)(iv) as inserted by section 12 of the bill by replacing line 8 with the following:

decreased and if they have may reduce the warranty reimbursement rate prospectively. Such

Amend RSA 357-C:5, III(b)(1)(B)(iv) as inserted by section 12 of the bill by replacing line 24 with the following:

in accordance with this subparagraph shall not be adjusted again until a period of 6 months

Amend RSA 357-C:5, III(b)(1)(B)(v) as inserted by section 12 of the bill by replacing line 6 with the following:

the motor vehicle franchisor.

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

June 13, 2013
2013-2050-EBA
06/03

Enrolled Bill Amendment to SB 126-FN

The Committee on Enrolled Bills to which was referred SB 126-FN

AN ACT relative to business practices between motor vehicle manufacturers, distributors, and dealers.

Having considered the same, report the same with the following amendment to supercede amendment 2013-2027-EBA, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 126-FN

This enrolled bill amendment makes technical and grammatical corrections.

Enrolled Bill Amendment to SB 126-FN

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

1 Section Heading and Definition of Motor Vehicle. Amend the section heading of RSA 357-C:1, the introductory paragraph of RSA 357-C:1, and RSA 357-

Amend RSA 357-C:1, I as inserted by section 1 of the bill by replacing line 8 with the following:

snowmobiles. ***“Equipment” means farm and utility tractors, forestry equipment, industrial***

Amend RSA 357-C:1, VIII(a) as inserted by section 2 of the bill by replacing lines 3 and 4 with the following:

for the purpose of resale either on his ***or her*** own account or on behalf of another, either as his ***or her*** primary business or incidental thereto. ***“Motor vehicle dealer” also means a person granted the right to***

Amend RSA 357-C:1, VIII(c) as inserted by section 2 of the bill by replacing line 2 with the following:

dealer. “Single line equipment dealer” means a person, partnership, or corporation who is primarily

Amend RSA 357-C:3, III(v) as inserted by section 9 of the bill by replacing line 2 with the following:

uniformly to other similarly situated dealers. In addition to any other requirements of law, the

Amend RSA 357-C:3, III(z) as inserted by section 9 of the bill by replacing line 2 with the following:

require any motor vehicle dealer to floor plan any of the dealer’s inventory or finance the

Amend RSA 357-C:3, V(b) as inserted by section 10 of the bill by replacing line 4 with the following:

and motor vehicle dealer’s market for the sale and service of vehicles, or the alteration is

Amend RSA 357-C:5, II(a) as inserted by section 12 of the bill by replacing line 2 with the following:

[licensed] in this state, the dealers’ obligations for warranty service on its products, shall compensate the

Amend RSA 357-C:5, II(b)(1)(B)(ii) as inserted by section 12 of the bill by replacing line 18 with the following:

rebut the declared retail rate it must so inform the dealer not later than 30 days after

Amend RSA 357-C:5, II(b)(1)(B)(iv) as inserted by section 12 of the bill by replacing line 8 with the following:

decreased and if they have may reduce the warranty reimbursement rate prospectively. Such

Amend RSA 357-C:5, II(b)(1)(B)(iv) as inserted by section 12 of the bill by replacing line 24 with the following:

in accordance with this subparagraph shall not be adjusted again until a period of 6 months

Amend RSA 357-C:5, II(b)(1)(B)(v) as inserted by section 12 of the bill by replacing line 6 with the following:

the motor vehicle franchisor.

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

June 17, 2013
2013-2083-EBA
08/01

Enrolled Bill Amendment to SB 170

The Committee on Enrolled Bills to which was referred SB 170

AN ACT relative to advance directives pertaining to life-sustaining treatment.

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 170

This enrolled bill amendment identifies the correct version of current RSA text in 2 places.

Enrolled Bill Amendment to SB 170

Amend RSA 137-J:20(A)(2) as inserted by section 2 of the bill by replacing lines 8-9 with the following:

2. Whether near death or not, if I become permanently unconscious ***and life-sustaining treatment has no reasonable hope of benefit***, I authorize my agent to direct that:

Amend RSA 137-J:20(B), ADDITIONAL INSTRUCTIONS as inserted by section 2 of the bill by replacing lines 2-6 with the following:

Here you may include any specific desires or limitations you deem appropriate, such ***as your preferences concerning medically administered nutrition and hydration***, when or what life-sustaining treatment you would want used or withheld, or instructions about refusing any specific types of treatment that are inconsistent with your religious beliefs or are unacceptable to you for any other reason. You may leave this question blank if you desire.

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

June 21, 2013
2013-2180-EBA
10/01

Enrolled Bill Amendment to SB 170

The Committee on Enrolled Bills to which was referred SB 170

AN ACT relative to advance directives pertaining to life-sustaining treatment.

Having considered the same, report the same with the following amendment to supersede amendment 2013-2083-EBA, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 170

This enrolled bill amendment identifies the correct version of current RSA text in 2 places.

Enrolled Bill Amendment to SB 170

Amend RSA 137-J:20(A)(2) as inserted by section 2 of the bill by replacing lines 1-2 with the following:

2. Whether near death or not, if I become permanently unconscious ***and life-sustaining treatment has no reasonable hope of benefit***, I authorize my agent to direct that:

Amend RSA 137-J:20(B), ADDITIONAL INSTRUCTIONS as inserted by section 2 of the bill by replacing lines 2-6 with the following:

Here you may include any specific desires or limitations you deem appropriate, such *as your preferences concerning medically administered nutrition and hydration*, when or what life-sustaining treatment you would want used or withheld, or instructions about refusing any specific types of treatment that are inconsistent with your religious beliefs or are unacceptable to you for any other reason. You may leave this question blank if you desire.

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

June 21, 2013
2013-2179-EBA
03/01

Enrolled Bill Amendment to SB 185

The Committee on Enrolled Bills to which was referred SB 185

AN ACT establishing a commission on housing policy and regulation.

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 185

This enrolled bill amendment corrects certain references in the bill and contingently rennumbers an RSA chapter inserted by the bill.

Enrolled Bill Amendment to SB 185

Amend RSA 19-M:1, I(l)-(m) as inserted by section 2 of the bill by replacing them with the following:

- (l) The president of the Home Builders and Remodelers Association of New Hampshire, or designee.
- (m) The president of the New Hampshire Association of Realtors, or designee.

Amend RSA 19-M:1, I(o) as inserted by section 2 of the bill by replacing it with the following:

- (o) The chair of the New Hampshire Association of Regional Planning Commissions, or designee.

Amend RSA 19-M:1, I(r)-(s) as inserted by section 2 of the bill by replacing them with the following:

- (r) The executive director of Granite State Independent Living, or designee.
- (s) The director of Housing Action NH, or designee.

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Contingent Renumbering. If HB 602 of the 2013 regular legislative session becomes law, RSA 19-M as inserted by section 2 of this act and repealed by section 3 of this act shall be renumbered as RSA 19-N.

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

June 17, 2013
2013-2078-EBA
04/10

Enrolled Bill Amendment to HB 231

The Committee on Enrolled Bills to which was referred HB 231

AN ACT relative to reinsurance.

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 231

This enrolled bill amendment makes grammatical and technical corrections to the bill.

Enrolled Bill Amendment to HB 231

Amend RSA 405:46, II(a) as inserted by section 2 of the bill by replacing line 1 with the following:

(a) Is organized or, in the case of a U.S. office of a foreign banking organization, licensed,

Amend the introductory paragraph of RSA 405:47, III(a) as inserted by section 3 of the bill by replacing line 2 with the following:

insurer that is domiciled in, or, in the case of a U.S. branch of an alien assuming insurer, is

Amend RSA 405:47, IV(d)(5) as inserted by section 3 of the bill by replacing line 1 with the following:

(5) Within 90 days after ***its*** financial statements are due to be filed with the group's

Amend RSA 405:47, IV-a(e)(3) as inserted by section 3 of the bill by replacing line 3 with the following:

reinsurer for the purpose of securing obligations incurred under this paragraph, except

Amend RSA 405:47, IV-a(g) as inserted by section 3 of the bill by replacing line 4 with the following:

continue to comply with all applicable requirements of this paragraph, and the

Amend RSA 405:47, VI as inserted by section 3 of the bill by replacing line 1 with the following:

VI. If the assuming insurer is not licensed [or], accredited, ***or certified*** to transact insurance

Amend RSA 405:49, I(a)(1) as inserted by section 6 of the bill by replacing line 1 with the following:

(1) The reinsurer waives its right to a hearing;

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

June 18, 2013
2013-2101-EBA
06/10

Enrolled Bill Amendment to HB 413

The Committee on Enrolled Bills to which was referred HB 413

AN ACT relative to property abandoned by tenants.

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 413

This enrolled bill amendment renumbers an RSA section to avoid duplicating the numbering inserted by HB 482 (2013, 48).

Enrolled Bill Amendment to HB 413

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

RSA 540-A:4, IX by inserting after subparagraph (d) the following new subparagraph:

(e) Landlord damages for any unlawful dispossession or lock-out of a tenant from the

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

June 17, 2013
2013-2082-EBA
06/03

Enrolled Bill Amendment to HB 559

The Committee on Enrolled Bills to which was referred HB 559

AN ACT relative to the general banking laws of the state and relative to electronic funds transfers.

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 559

This enrolled bill amendment corrects a reference and corrects the text of an existing statute.

Enrolled Bill Amendment to HB 559

Amend RSA 383:9-d, I as inserted by section 9 of the bill by replacing line 6 with the following:
examinations are required under RSA 383:9, the commissioner may for [highly-rated] institutions

Amend RSA 384:36 as inserted by section 11 of the bill by replacing line 6 with the following:

Treasury, Financial Crimes Enforcement Network Regulations, (31 C.F.R. chapter X) as

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

June 12, 2013
2013-2038-EBA
08/01

Enrolled Bill Amendment to HB 588

The Committee on Enrolled Bills to which was referred HB 588

AN ACT extending the instream flow pilot program for 2 years and establishing a commission to study opportunities and options to improve the sustainability of the fish and game department.

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 588

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 588

Amend lines 2 through 4 of section 7 of the bill by replacing them with the following:

the Fish and Game Department. Amend RSA 206 by inserting after section 1 the following new section:

206:1-a Commission to Study Opportunities and Options to Improve the Sustainability of the

Amend line 1 of section 8 of the bill by replacing it with the following:

8 Repeal. RSA 206:1-a, relative to the commission to study opportunities to improve the

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

June 18, 2013
2013-2096-EBA
06/04

Enrolled Bill Amendment to HB 640

The Committee on Enrolled Bills to which was referred HB 640

AN ACT relative to the standard valuation law.

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 640

This enrolled bill amendment makes grammatical and technical corrections.

Enrolled Bill Amendment to HB 640

Amend RSA 410:3, II(a) as inserted by section 1 of the bill by replacing line 5 with the following:

required of a foreign or alien company, the commissioner may accept a valuation made, or caused to

Amend the introductory paragraph of RSA 410:5 as inserted by section 1 of the bill by replacing line 9 with the following:

policies and contracts issued on or after April 7, 1943, shall be the commissioner's reserve valuation

Amend RSA 410:6, I(b) as inserted by section 1 of the bill by replacing line 6 with the following:

these contracts, or any modification of these tables approved by the commissioner, and 7 1/2 percent

Amend RSA 410:6, I(c) as inserted by section 1 of the bill by replacing lines 7 and 8 with the following:

these tables approved by the commissioner, and 5 1/2 percent interest for single premium deferred annuity and pure endowment contracts and 4 1/2 percent interest for all other individual annuity

Amend RSA 410:6, I(e) as inserted by section 1 of the bill by replacing line 7 with the following:

tables approved by the commissioner, and 7 1/2 percent interest.

Amend RSA 410:7, II(b) as inserted by section 1 of the bill by replacing line 1 with the following:

(b) However, if the calendar year statutory valuation interest rate for life insurance

Amend RSA 410:7, II(b) as inserted by section 1 of the bill by replacing line 6 with the following:

calendar year. For purposes of applying this subparagraph, the calendar year statutory valuation

Amend RSA 410:7, III(c) as inserted by section 1 of the bill by replacing line 2 with the following:

stated in subparagraph (b), shall be as specified in subparagraphs (c)(1), (2), and (3), according to the

Amend the introductory paragraph of RSA 410:13 as inserted by section 1 of the bill by replacing line 3 with the following:

determined by the insurance company based on its estimates of future experience, or in the case of

Amend RSA 410:15, III as inserted by section 1 of the bill by replacing it with the following:

III. Unless a change in the valuation manual specifies a later effective date, changes to the valuation manual shall be effective on January 1 following the date when the change to the valuation manual has been adopted by the NAIC by an affirmative vote representing:

(a) At least 3/4 of the members of the NAIC voting, but not less than a majority of the total membership; and

(b) Members of the NAIC representing jurisdictions totaling greater than 75 percent of the direct premiums written as reported in the following annual statements most recently available prior to the vote in subparagraph III(a): life, accident and health annual statements, health annual statements, or fraternal annual statements.

Amend RSA 410:15, IV(a)(2) as inserted by section 1 of the bill by replacing line 1 with the following:

(2) The commissioner's annuity reserve valuation method for annuity contracts

Amend RSA 410:15, IV(b) as inserted by section 1 of the bill by replacing line 1 with the following:

(b) Which policies or contracts or types of policies or contracts are subject to the

Amend RSA 410:15, IV(c)(2) as inserted by section 1 of the bill by replacing line 1 with the following:

(2) Assumptions which shall be prescribed for risks over which the company does not have

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

2 New Section; Standard Nonforfeiture Law for Life Insurance; Definition. Amend RSA 409 by inserting after section 1 the following new section:

Amend section 3 of the bill by replacing line 1 with the following:

3 Standard Nonforfeiture Law for Life Insurance; Adjusted Premium After Later Dates. Amend RSA 409:5-b, VIII (f) and (g) to read as follows:

Amend RSA 409:5-b, VIII(f)(1) as inserted by section 3 of the bill by replacing line 2 with the following:

Commissioner's Standard Ordinary Mortality Tables, adopted after 1980 by the National

Amend RSA 409:5-b, VIII(f)(2) as inserted by section 3 of the bill by replacing lines 4 and 5 with the following:

Commissioner's 1980 Standard Ordinary Mortality Table with or without Ten-Year Select Mortality Factors or for the Commissioner's 1980 Extended Term Insurance Table. If the

Amend RSA 409:5-b, VIII(g)(2) as inserted by section 3 of the bill by replacing line 4 with the following:

Commissioner's 1961 Standard Industrial Mortality Table or the Commissioner's 1961

Amend section 4 of the bill by replacing line 1 with the following:

4 Standard Nonforfeiture Law for Life Insurance; Adjusted Premium After Later Dates. Amend RSA 409:5-b, IX to read as follows:

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

June 12, 2013

2013-2046-EBA

03/10

Enrolled Bill Amendment to HB 686

The Committee on Enrolled Bills to which was referred HB 686

AN ACT relative to approval of liquor commission contracts.

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 686

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 686

Amend RSA 176:18 as inserted by section 2 of the bill by replacing lines 1-2 with the following:

176:18 Contracts Entered into by the Liquor Commission. Contracts in excess of \$10,000 made or entered into by the liquor commission, including but not limited to contracts for warehousing,

Sen. Bradley 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

SB 99, requiring a study of the site evaluation committee and process, and developing regulatory criteria for the siting of energy facilities.

Sen. Bradley moved adoption of the Report of Committee on Enrolled Bills. 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 123, relative to the limitation of liability for negligence regarding public safety officers.

HB 137, relative to special number plates for members of the national guard.

HB 140, relative to the committee on legislator orientation.

HB 225, relative to the rulemaking authority of the liquor commission.

HB 229, relative to a financial examination supervisor.

HB 246, relative to falsity of reports by employers and unemployment benefits recipients.

HB 261, relative to the assistance program for 2-parent families with dependent children and making a technical correction.

HB 269, authorizing a school district to conduct a special meeting necessitated by changes in adequate education funding.

HB 278, relative to voluntary installation of fire suppression sprinklers.

HB 308, relative to technical changes to election laws.

HB 342, relative to reporting of compensation paid to retired members of the retirement system, relative to notice to retired members of the limitations on part-time employment, and relative to retirement system membership for a person holding positions of town clerk and tax collector.

HB 361, relative to worksharing.

HB 410, establishing a commission to study and update the rules and procedures of the legislative ethics committee under RSA 14-B and the laws governing legislative ethics under RSA 15-B.

HB 433, relative to procedures for juvenile delinquency petitions filed by a school district or school official.

HB 477, relative to differential pay for certain state employees providing direct care to inmates and patients.

HB 481, limiting the state's authority to seek reimbursement for public assistance.

HB 526, relative to termination of activities and dissolution of the association created under RSA 404-G.

HB 528, relative to support and care costs for children with disabilities.

HB 575, relative to hours of sales of on-premises liquor licensees.

HB 602, establishing a commission to study general court policies and procedures relative to persons with disabilities.

HB 630, relative to the use of proceeds from the regional greenhouse gas initiative program.

HB 634, relative to water resource management and protection plans in municipal master plans.

SB 14, relative to the rulemaking authority of and administrative fine authority for the department of resources and economic development.

SB 33, making technical changes to the judicial retirement plan.

SB 42, relative to applications for licensure by the real estate appraisers board.

SB 47, relative to surviving spouse's right to retain a Purple Heart plate.

SB 49, relative to appeals of planning board decisions.

SB 85, relative to commercial motor vehicle operation.

SB 89, relative to the definition of lead fishing sinkers and jigs and the penalties for prohibited sales of lead fishing sinkers and jigs.

SB 96, relative to vexatious litigants.

SB 146, relative to aid to the permanently and totally disabled and old age assistance.

SB 155, requiring revenue from commemorative liquor bottles to be used for the preservation of state house Civil War battle flags.

SB 159, exempting drivers of eligible agricultural and farm vehicles from certain federal motor carrier regulations and relative to drivers' license renewals of members of the armed forces and federal employees and their spouses.

SB 160, relative to turnpikes and electronic toll collection.

SB 163, establishing a commission to recommend legislation to prepare for projected sea level rise and other coastal and coastal watershed hazards.

SB 164, authorizing coastal management provisions in master plans.

SB 184, excluding conservation officers of the fish and game department from requirements for emergency medical and trauma services.

SB 197, relative to the inclusion of a default budget in separate warrant articles submitted by sewer and water commissions.

Sen. Bradley moved adoption of the Report of Committee on Enrolled Bills. 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 155, relative to the use of open source software by state agencies; including the department of information technology in the uniform electronic transactions act; and repealing the information practices act.

HB 163, relative to special number plates for disabled veterans.

HB 511, relative to insurance holding companies.

SB 31, relative to a ban on the incidental combustion of untreated wood at municipal transfer stations.

SB 43, relative to the property taxation of qualifying historic buildings.

SB 68, relative to the escrow fund for court facility improvements.

SB 71, establishing a committee to study the use and misuse of prescription drugs in workers' compensation cases.

SB 108, relative to the liability of landowners who permit use of their land for recreational activities.

SB 143, relative to benefits for unemployed persons who are attempting to establish a business.

SB 187, posthumously emancipating enslaved Africans in New Hampshire.

SB 192, establishing a committee to study the establishment of a state infrastructure bank.

Sen. Prescott moved adoption of the Report of Committee on Enrolled Bills. 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 283, establishing a study committee to review the hearings officer's report with regard to the New Hampshire Local Government Center and to study potential changes to RSA 5-B.

HB 403, establishing a committee to study end of life decisions.

HB 521, establishing a committee to study New Hampshire election laws and procedures.

SB 117, establishing a committee to study the regulation of pharmacy benefits managers.

Sen. Prescott moved adoption of the Report of Committee on Enrolled Bills. 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 686, relative to approval of liquor commission contracts.

SB 11, relative to water and sewer utility districts and water or sewer utility districts.

SB 20, making modifications to the DWI ignition interlock program.

SB 97, relative to high school equivalency and relative to illiteracy.

SB 126, relative to business practices between motor vehicle manufacturers, distributors, and dealers.

SB 173, relative to criminal background checks for individuals volunteering or applying for employment at licensed child care facilities.

Sen. Bradley 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 16

June 26, 2013

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

The Reverend Kate Atkinson, guest chaplain to the Senate, offered the following meditative thoughts and prayer.

Good morning. Well, I want to tell you that one thing I have never heard anyone say on their deathbed is: “I wish I’d spent more time at the office.” And it’s true; the things that we regret are the times that we failed to spend time with friends and loved ones, the time that we didn’t take a vacation we needed because of some important deadline, or maybe because we thought we’d be seen as dispensable. The engagements, the parties, the things that we said no to because we just had too much to do. And those are the things that we regret; those things are the things that we regret. And so many times I have heard people say in the end of their life: “I wish I’d spent more time on the really important things.

So, we’re at the beginning of a new season, and the summer is opening out in front of us with all of its opportunities for relaxation and play and time with our loved ones. So, I urge us all, all of us—including me—to make the choices that really matter and then to get those onto our calendars; and I’m talking about date nights with friends and partners and spouses, I’m talking about outings with our children and our grandchildren, I’m talking about phone calls to aging parents and old friends, and down time with favorite books and hobbies. Because God gives us a life that we are meant to live abundantly, and it’s important to recognize that that abundance is all around us, and we must make the most of it. So, a prayer:

Lord, God, You have given us untold riches: friends to love, beauty to enjoy, quiet spaces. We praise You for life on this planet, for trust between people, for the unimaginable gift of Your love. Keep us thankful all our days, that, against all odds, we may never lose sight of hope and delight. Amen.

Sen. Larsen led the Pledge of Allegiance.

INTRODUCTION OF GUESTS AND PRESENTATIONS

Sen. Larsen introduced Isabella Hayward and Grace Milliken, students from Rundlett Middle School, serving as Senate Pages for the day.

Sen. D’Allesandro introduced Norm Dallaire and his wife, constituents from Goffstown and guests in the Senate Gallery today.

SUSPENSION OF SENATE RULES

Sens. Bradley and Larsen moved that the Senate Rules be suspended in order to allow HB 1-A and HB 2-FN-A-L to be acted on as the committee of conference reports were signed after the Senate deadline.

The question is on the motion to suspend the rules. Adopted by necessary 2/3 vote.

COMMITTEE OF CONFERENCE REPORTS

Without objection, the Clerk shall read the first recommendation in its entirety and thereafter read the title of each bill only.

June 20, 2013
2013-2175-CofC
01/03

Committee of Conference Report on HB 1-A, an act making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2014 and June 30, 2015.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after section 1.07 with the following:

1.08 Budget Footnotes; General. For any state department, as defined in RSA 9:1, the following general budget footnotes that contain class codes shall apply to all specified class codes in section 1.01 through 1.07 unless specifically exempted.

A. The appropriation budgeted in class 023-heat-electricity - water, class 027-transfers to oit, class 028-transfers to general services, class 035-shared services support, class 041-audit fund set aside, class 042-additional fringe benefits, class 049-transfer to other state agency, class 061-unemployment compensation, class 062-workers compensation, class 064-ret-pension bene-health ins, shall not be transferred or expended for any other purpose. For the biennium ending June 30, 2015, the following account numbers within the department of resources and economic development: 03-35-35-351510-3701, 03-35-35-351510-3745, 03-35-35-351510-3720, 03-35-35-351510-7300, 03-35-35-351510-3414, 03-35-35-351510-3556, 03-35-35-351510-3558, 03-35-35-351510-3484, 03-35-35-351510-3486, 03-35-35-351510-3488, 03-35-35-351510-3562, 03-35-35-351510-3415, 03-35-35-351510-3746, 03-35-35-351510-3777, 03-35-35-351510-8146, 03-35-35-351510-6161, 03-35-35-351510-3717 and 03-35-35-351510-3703 shall be exempt from these provisions.

B. The appropriation budgeted in class 047-own forces maint.-build.-grnds, class 048-contractual maint.-build.-grnds, shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2015. For the biennium ending June 30, 2015, the following account numbers within the department of resources and economic development: 03-35-35-351510-3701, 03-35-35-351510-3745, 03-35-35-351510-3720, 03-35-35-351510-7300, 03-35-35-351510-3414, 03-35-35-351510-3556, 03-35-35-351510-3558, 03-35-35-351510-3484, 03-35-35-351510-3486, 03-35-35-351510-3488, 03-35-35-351510-3562, 03-35-35-351510-3415, 03-35-35-351510-3746, 03-35-35-351510-3777, 03-35-35-351510-8146, 03-35-35-351510-6161, 03-35-35-351510-3717 and 03-35-35-351510-3703 shall be exempt from the shall not be transferred or expended for any other purpose portion of this provision.

C. Revenue in excess of the estimate may be expended with prior approval of the fiscal committee and the approval of the governor and council.

D. The funds in this appropriation shall not be transferred or expended for any other purpose.

E. The appropriation budgeted in class 040-indirect costs are for general overhead state charges and such sums shall be transferred by the agency to the general fund of the state consistent with federal requirements.

F. This appropriation shall not lapse until June 30, 2015.

G. The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2015.

H. The appropriations budgeted in class 025-state owned equipment usage, are for the lease of equipment from the department of transportation operations division, mechanical services bureau, and shall not be transferred or expended for any other purpose. Transfers may be made between funds appropriated in class 25 in other accounting units with prior approval of the capital budget overview committee and thereafter the fiscal committee and governor and council.

I. In the event that estimated revenue in revenue class 001-transfers from other agencies, 002-transfers from department of transportation, 003-revolving funds, 004-agency income, 005-private local funds, 006-agency income, 007-agency income, 008-agency income, 009-agency income is less than budgeted, the total appropriation shall be reduced by the amount of the shortfall in either actual or projected budgeted revenue. The agency head shall notify the bureau of accounting services forthwith, in writing, as to precisely which line item appropriation and in what specific amounts reductions are to be made in order to fully compensate for the total revenue deficits. For the biennium ending June 30, 2015, account number 02-46-46-4620-5731 within the department of corrections shall be exempt from these provisions. The department of corrections shall provide a draft business plan for correctional industries to the chairpersons of the house finance committee and the house executive departments and administration committee by January 1, 2014 in order for accounting number 02-46-46-4620-5731 to be exempt from lapse provisions in the fiscal year ending June 30, 2015. The provisions of this footnote shall not apply to federal funds covered by RSA 124:14.

J. This appropriation, to be administered by the commissioner, is for the necessary equipment needs of the department and shall be expended at the commissioner's discretion.

2 General Fund and Total Appropriation Limits. The amounts included in section 1 for all university system accounts and community college system accounts, under estimated source of funds from general funds shall be the total appropriation from general funds for such accounting units that may be expended for the purpose of section 1 of this act. Any funds received by said systems from other than general funds are hereby appropriated for the use of the systems and may be expended by said systems whether or not this will result in an appropriation and expenditure by the system in excess of the total appropriation therefore.

3 Assignment of Office Space. If, during the biennium ending June 30, 2015, because of program reductions, consolidations, or any other reason, office space becomes available in the health and human services complex, the Hayes building, or any other state building, except office space under the control of the legislature pursuant to RSA 14:14-b, the commissioner of administrative services shall, with the prior approval of the fiscal committee of the general court, and with the approval of the governor and council, require that any agency renting private space be required to occupy such available space in said building or buildings forthwith. Such funds as have been allocated or committed by any agency affected by this section for outside rental shall be transferred by the director of the division of accounting services to the bureau of general services, account 01-14-14-141510-2950 for maintenance of state buildings.

4 Lottery Commission; Authority Granted. For the biennium ending June 30, 2015, in order to provide sufficient funding to the lottery commission to carry out lottery programs that will provide funds for distribution in accordance with RSA 284:21-j, the commission shall apply to the fiscal committee of the general court for approval of any new lottery programs, the expansion of any existing lottery programs, or for the purchase of any tickets for new or continuing games. Additionally, no expenditures for consultants shall be made without prior approval by the fiscal committee. If approved, the commission may then apply to the governor and council to transfer funds from the sweepstakes revenue special account. The total of such transfers shall not exceed \$6,000,000 for the biennium ending June 30, 2015.

5 Positions Abolished. The following positions are hereby abolished effective at the close of business on June 30, 2013:

Department of Administrative Services

| | | | | | |
|----------------------|-------|-------|-------|-------|-------|
| 01-14-14-140510-2980 | 10371 | 12342 | 13058 | 13150 | 13295 |
| | 15768 | 16953 | 18366 | 19751 | 20023 |
| | 21286 | 21638 | 30304 | 41519 | 42586 |
| | 42720 | 43363 | | | |
| 01-14-14-141510-2045 | 41875 | | | | |
| 01-14-14-141510-3403 | 10175 | 18026 | 19417 | 30017 | |
| 01-14-14-141510-8000 | 19699 | | | | |

Real Estate Commission

| | | | | | |
|----------------------|-------|--|--|--|--|
| 01-28-28-280010-2054 | 11342 | | | | |
|----------------------|-------|--|--|--|--|

Department of Cultural Resources

| | | | | | |
|----------------------|-------|-------|-------|-------|--|
| 01-34-34-340010-6999 | 11426 | | | | |
| 01-34-34-340510-7000 | 11410 | 11423 | 11436 | 30175 | |

Department of Revenue Administration

| | | | | | |
|----------------------|-------|-------|-------|-------|-------|
| 01-84-84-840510-1301 | 43318 | 43564 | 9U154 | 9U328 | 9U564 |
| 01-84-84-840510-1501 | 41797 | | | | |

Board of Tax & Land Appeals

| | | | | | |
|----------------------|-------|--|--|--|--|
| 01-89-89-890010-1241 | 19846 | | | | |
|----------------------|-------|--|--|--|--|

Department of Justice

| | | | | | |
|----------------------|-------|--|--|--|--|
| 02-20-20-200510-2610 | 9U502 | | | | |
| 02-20-20-200510-2611 | 9U534 | | | | |
| 02-20-20-201010-2620 | 9U542 | | | | |

NH Employment Security

| | | | | | |
|----------------------|-------|-------|-------|-------|-------|
| 02-27-27-270010-8040 | 11067 | 11105 | 11120 | 11128 | 11132 |
| | 11181 | 11203 | 11277 | 11285 | 11292 |

| | | | | | | |
|---------------------------------------|-------|-------|-------|-------|-------|-------|
| | 11305 | 11306 | 11328 | 11340 | 19118 | |
| | 30099 | 30121 | 30131 | 30140 | 40992 | |
| | 41595 | 42026 | 43222 | 43224 | 43429 | 43435 |
| Department of Corrections | | | | | | |
| 02-46-46-462010-5731 | 43502 | 43510 | | | | |
| NH Liquor Commission | | | | | | |
| 02-77-77-770012-1010 | 9U135 | | | | | |
| 02-77-77-770512-7878 | 14262 | | | | | |
| 02-77-77-771012-1023 | 14285 | | | | | |
| 02-77-77-771512-1024 | 14237 | | | | | |
| Department of Environment Services | | | | | | |
| 03-44-44-440010-3851 | 18334 | | | | | |
| Department of Transportation | | | | | | |
| 04-96-96-960315-5031 | 17183 | 17324 | 20746 | 21171 | | |
| 04-96-96-960515-3007 | 17275 | 17302 | 17329 | 17334 | 17355 | |
| | 20303 | 20455 | 20461 | 20464 | 20469 | |
| | 20504 | 20506 | 20558 | 20559 | 20569 | |
| | 20621 | 20625 | 20660 | 20671 | 20702 | |
| | 20745 | 20540 | 20752 | 20794 | 20837 | |
| | 20858 | 20863 | 20896 | 20950 | 20986 | 20987 |
| | 21332 | 21337 | 21364 | 21382 | 21389 | 21399 |
| | 21411 | 21568 | 21577 | 21581 | 21688 | |
| 04-96-96-960515-3008 | 20375 | 20379 | 21426 | 21610 | 21613 | |
| | 21677 | 21873 | | | | |
| 04-96-96-960515-3009 | 20329 | 20330 | 21255 | 21261 | 21268 | |
| 04-96-96-960515-3052 | 21470 | 21827 | | | | |
| 04-96-96-960515-6034 | 17399 | | | | | |
| 04-96-96-962015-3025 | 20177 | 20196 | 20588 | 20220 | | |
| 04-96-96-962015-3033 | 21729 | | | | | |
| 04-96-96-962015-3034 | 21455 | | | | | |
| 04-96-96-964015-3030 | 18279 | | | | | |
| Police Standards and Training Council | | | | | | |
| 06-87-87-870510-8980 | 14561 | 14552 | | | | |
| 06-87-87-871010-8999 | | 18981 | | | | |

6 Department of Health and Human Services; Reduction in Appropriation. In the event that estimated restricted revenues collected by the department of health and human services in the aggregate are less than budgeted, during the biennium ending June 30, 2015, the total appropriations to the department of health and human services shall be reduced by the amount of the shortfall in either actual or projected revenue. The commissioner of the department of health and human services shall notify the bureau of accounting, in writing, no later than April 1st of each year as to precisely which line item appropriation and in what specific amount reductions are to be made in order to fully compensate for the total revenue deficits.

7 Department of Health and Human Services; Division of Child Support Services; Payments to the Administrative Office of the Courts. The appropriation in account 05-95-42-427010-7929, class 049- transfer to other state agency includes funds for payment to the administrative office of the courts in accordance with the cooperative agreement between the division of child support services and the administrative office of the courts. The division of child support services and the administrative office of the courts shall, prior to payment of such funds, enter into a cooperative agreement specifying in detail the services to be performed by the administrative office of the courts and the estimated costs of such services. Any change or modification in the services to be performed shall likewise be agreed to in writing and specify the change and the adjustment to the costs. Funds appropriated for these purposes shall be paid only after demonstration by the administrative office of the courts that it consistently transmits court orders to the division of child support services in accordance with the cooperative agreement.

8 Department of Transportation; Highway Fund Reporting. For the biennium ending June 30, 2015, the commissioner of the department of transportation shall submit a report detailing the status of the highway fund balance to the house and senate ways and means committees, the fiscal committee of the general court, and the governor and council on a quarterly basis.

9 Judicial Branch; General Fund Appropriation Reductions. The judicial branch shall reduce state general fund appropriations by \$5,000,000 for the fiscal year ending June 30, 2014 and by \$5,000,000 for the fiscal year ending June 30, 2015. The branch shall not reduce the transfers to the department of administrative services for court facilities unless the reduction is agreed to by the commissioner of administrative services and the chief justice of the supreme court.

10 Department of Health and Human Services; Reduction in Appropriation. The department of health and human services is hereby directed to reduce state general fund appropriations by \$7,000,000 for the biennium ending June 30, 2015. The department shall provide a quarterly report of reductions made under this section to the fiscal committee of the general court and the governor and council.

11 Department of Information Technology; Appropriation Reductions. The department of administrative services, in consultation with the department of information technology and agencies which may be impacted by the deductions, shall reduce appropriations in class 27 for any agency where the appropriation exceeds the amount necessary for the provision of information technology services to that agency. Said reductions shall total \$51,631 for the fiscal year ending June 30, 2014 and shall total \$53,555 for the fiscal year ending June 30, 2015. By July 30 of each fiscal year, the department shall provide a report to the fiscal committee of the general court detailing the reductions required by this section.

12 Legislative Branch; General Fund Appropriation Reductions. The legislative branch shall reduce state general fund appropriations by \$1,000,000 for the fiscal year ending June 30, 2014 and by \$1,000,000 for the fiscal year ending June 30, 2015.

13 New Hampshire Veterans Home; Reduction in Appropriation. The New Hampshire Veterans Home is hereby directed to reduce state general fund appropriations by \$250,000 for each year of the biennium ending June 30, 2015.

14 Department of Health and Human Services, Sununu Youth Services Center; Reduction in Appropriation. The department of health and human services is hereby directed to reduce state general fund appropriations to the Sununu Youth Services Center by \$500,000 for the fiscal year ending June 30, 2014 and by \$750,000 for the fiscal year ending June 30, 2015. The department shall develop a reduction plan for the reductions required under this section and present the plan to the fiscal committee of the general court no later than September 30, 2013.

15 Department of Revenue Administration; Reduction in Appropriation. The department of revenue administration shall reduce state general fund appropriations by \$750,000 for the fiscal year ending June 30, 2014 and by \$500,000 for the fiscal year ending June 30, 2015. The department shall provide a quarterly report of reductions made under this section to the fiscal committee of the general court.

16 Police Standards and Training Council; Police Standards and Training Council Training Fund; Appropriations Reduction. The police standards and training council shall reduce appropriations from the police standards and training council training fund by \$250,000 for the fiscal year ending June 30, 2014 and \$250,000 for the fiscal year ending June 30, 2015. The council shall provide a report of reductions made under this section to the fiscal committee of the general court.

17 Estimates of Unrestricted Revenue.

| GENERAL FUND | <u>FY 2014</u> | <u>FY 2015</u> |
|----------------------------|-------------------|-------------------|
| BUSINESS PROFITS TAX | \$276,010,000 | \$281,700,000 |
| BUSINESS ENTERPRISE TAX | <u>73,600,000</u> | <u>75,100,000</u> |
| SUBTOTAL BUSINESS TAXES | 349,610,000 | 356,800,000 |
| MEALS AND ROOMS TAX | 242,400,000 | 247,360,000 |
| TOBACCO TAX | 127,000,000 | 121,900,000 |
| TRANSFER FROM LIQUOR | 133,400,000 | 136,800,000 |
| INTEREST AND DIVIDENDS TAX | 96,100,000 | 98,000,000 |
| INSURANCE | 86,900,000 | 109,500,000 |
| COMMUNICATIONS TAX | 62,500,000 | 62,500,000 |

| | | |
|---|----------------------|----------------------|
| REAL ESTATE TRANSFER TAX | 63,575,000 | 64,835,000 |
| COURT FINES & FEES | 13,000,000 | 13,000,000 |
| SECURITIES REVENUE | 37,600,000 | 37,600,000 |
| UTILITY CONSUMPTION TAX | 6,000,000 | 6,000,000 |
| BOARD AND CARE | 27,500,000 | 28,200,000 |
| BEER TAX | 13,200,000 | 13,200,000 |
| OTHER REVENUES | 77,200,000 | 77,500,000 |
| TOBACCO SETTLEMENT | <u>2,400,000</u> | <u>1,900,000</u> |
| SUBTOTAL | 1,338,385,000 | 1,375,095,000 |
| MEDICAID ENHANCEMENT TAX | 72,200,000 | 73,700,000 |
| MEDICAID RECOVERIES | <u>5,400,000</u> | <u>5,400,000</u> |
| TOTAL GENERAL FUND | <u>1,415,985,000</u> | <u>1,454,195,000</u> |
| EDUCATION FUND | <u>FY 2014</u> | <u>FY 2015</u> |
| BUSINESS PROFITS TAX | 58,550,000 | 59,800,000 |
| BUSINESS ENTERPRISE TAX | <u>149,440,000</u> | <u>152,600,000</u> |
| SUBTOTAL BUSINESS TAXES | 207,990,000 | 212,400,000 |
| MEALS AND ROOMS TAX | 7,800,000 | 7,840,000 |
| TOBACCO TAX | 74,600,000 | 71,600,000 |
| REAL ESTATE TRANSFER TAX | 31,325,000 | 31,925,000 |
| TRANSFER FROM LOTTERY | 73,100,000 | 75,000,000 |
| TRANSFER FROM RACING & CHARITABLE GAMING | 3,400,000 | 3,400,000 |
| TOBACCO SETTLEMENT | 40,000,000 | 40,000,000 |
| UTILITY PROPERTY TAX | 34,500,000 | 35,400,000 |
| STATEWIDE PROPERTY TAX | <u>363,600,000</u> | <u>363,600,000</u> |
| TOTAL EDUCATION FUND | <u>836,315,000</u> | <u>841,165,000</u> |
| HIGHWAY FUND | <u>FY 2014</u> | <u>FY 2015</u> |
| GASOLINE ROAD TOLL | 122,750,000 | 122,050,000 |
| MOTOR VEHICLE FEES | 109,473,000 | 109,873,000 |
| MISCELLANEOUS | <u>15,800,000</u> | <u>15,000,000</u> |
| TOTAL HIGHWAY FUND | <u>248,023,000</u> | <u>246,923,000</u> |
| FISH AND GAME FUND | <u>FY 2014</u> | <u>FY 2015</u> |
| FISH AND GAME LICENSES | 8,500,000 | 8,500,000 |
| FINES AND MISCELLANEOUS | <u>1,644,000</u> | <u>1,644,000</u> |
| TOTAL FISH AND GAME FUND | <u>10,144,000</u> | <u>10,144,000</u> |

18 Effective Date. This act shall take effect July 1, 2013.

The signatures below attest to the authenticity of this Report on HB 1-A, an act making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2014 and June 30, 2015.

Conferees on the Part of the Senate
 Sen. Morse, Dist. 22
 Sen. Odell, Dist. 8
 Sen. Forrester, Dist. 2
 Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
 Rep. Wallner, Merr. 10
 Rep. Rosenwald, Hills. 30
 Rep. D. Eaton, Ches. 3
 Rep. Almy, Graf. 13
 Rep. Kurk, Hills. 2

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Sen. Forrester, seconded by Sen. Bradley.

The following Senators voted Yes: Woodburn, Forrester, Bradley, Watters, Pierce, Cataldo, Hosmer, Odell, Sanborn, Kelly, Gilmour, Lasky, Carson, Larsen, Boutin, Reagan, Soucy, Rausch, D'Allesandro, Fuller Clark, Morse, Prescott, Stiles, Bragdon.

The following Senators voted No: (None).

Yeas: 24 - Nays: 0

Adopted.

June 20, 2013
2013-2174-CofC
04/03

Committee of Conference Report on HB 2-FN-A-LOCAL, an act relative to state fees, funds, revenues, and expenditures.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 Meals and Rooms Tax; Distribution to Cities and Towns. Notwithstanding any other provision of law, for the fiscal year ending June 30, 2014, the state treasurer shall fund the distribution of revenue to cities and towns pursuant to the formula for determining the amount of revenue returnable to cities and towns under RSA 78-A:26, I and II at no more than the fiscal year 2013 distribution.

2 Suspension; Revenue Sharing. Notwithstanding any provision of law to the contrary, RSA 31-A, relative to revenue sharing with cities and towns shall be suspended for the biennium ending June 30, 2015.

3 School Building Aid; Alternative School Building Aid.

I. Notwithstanding RSA 198:15-a through RSA 198:15-hh and RSA 198:15-u through RSA 198:15-w, the commissioner of the department of education shall issue no school building aid or alternative school building aid for any project approved on or after June 30, 2013 through June 30, 2015.

II.(a) The commissioner of the department of education, upon recommendation of the state fire marshal, may grant a waiver to the suspension of school building aid under paragraph I if the state fire marshal or designee determines, based on reasonable information and belief, that:

(1) The condition of such school building or portion thereof constitutes a clear and imminent danger to the life or safety of occupants or other persons, and requires remediation prior to July 1, 2015; or

(2) A structural deficiency in the function or operation of a school building or portion thereof presents a substantial risk to the life or safety of the occupants or other persons, and is more than a technical violation of the fire code, and requires remediation prior to July 1, 2015.

(b) Any school building aid provided under a waiver granted pursuant to this paragraph shall be limited to the costs associated with the remediation of the conditions or structural deficiencies set forth in this paragraph.

4 Department of Health and Human Services; Suspension of Direct Graduate Medical Education. The commissioner of the department of health and human services shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend the provision of direct graduate medical education payments to hospitals as provided in 42 U.S.C. section 1396a(a)(30)(A) effective July 1, 2013. Upon approval of the state plan amendment, and as of the effective date of the state plan amendment, any obligations for payment of direct graduate medical education shall be suspended for the biennium ending June 30, 2015.

5 Department of Health and Human Services; Suspension of Indirect Graduate Medical Education. The commissioner of the department of health and human services shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend the provision of indirect graduate medical education payments to hospitals effective July 1, 2013. Upon approval of the state plan amendment, and as of the effective date of the state plan amendment, any obligations for payment of indirect graduate medical education shall be suspended for the biennium ending June 30, 2015.

6 Department of Health and Human Services; Authority to Fill Unfunded Positions. Notwithstanding any provision of law, the commissioner of the department of health and human services may fill unfunded positions during the biennium ending June 30, 2015, provided that the total expenditure for such positions shall not exceed the amount appropriated for personal services, permanent, and personal services, unclassified.

7 Health and Human Services; Suspension of Catastrophic Aid Payment to Hospitals. The commissioner of the department of health and human services shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend all catastrophic aid payments to hospitals effective for the biennium ending June 30, 2015.

8 Department of Health and Human Services; Bureau of Adult and Elderly Services; County Payment of Funds for Persons Eligible to Receive Nursing Home Services; Limitation on County Payments; Credit. RSA 167:18-a, II-III are repealed and reenacted to read as follows:

II.(a) The total billings to all counties made pursuant to this section shall not exceed the amounts set forth below for state fiscal years 2014-2015:

(1) State fiscal year 2014, \$109,000,000.

(2) State fiscal year 2015, \$112,500,000.

(b) The caps on total billings for fiscal years after fiscal year 2015 shall be established by the legislature at least on a biennial basis.

III.(a) The counties shall have an aggregate credit of \$5,000,000 against amounts due under this section for each fiscal year beginning July 1, 2008. The credit shall be allocated as follows:

(1) For fiscal year 2009, \$4,000,000 shall be allocated among the counties based upon the proportion each paid for such expenditures in the prior fiscal year, and \$1,000,000 shall be allocated among the counties based upon their relative proportions of residents age 65 or older who are Medicaid recipients.

(2) For fiscal year 2010, \$2,000,000 shall be allocated among the counties based upon the proportion each paid for such expenditures in the prior fiscal year, and \$3,000,000 shall be allocated among the counties based upon their relative proportions of residents age 65 or older who are Medicaid recipients.

(3) For fiscal year 2011 and for each fiscal year thereafter, \$5,000,000 shall be allocated among the counties based upon their relative proportions of residents age 65 or older who are Medicaid recipients.

(b) The credit shall be made available as soon as possible after the start of the fiscal year. The department shall adopt county credit criteria in consultation with the county-state finance commission and in accordance with the provisions of RSA 541-A. The total aggregate obligation of the counties shall be reduced by the amount of the credit in each fiscal year.

9 Health and Human Services; Social Services Block Grant Cost of Living Adjustment to Income Levels. Notwithstanding any other provision of law, for the biennium ending June 30, 2015 the department of health and human services shall raise the income eligibility for elderly and adult clients under the Social Services Block Grant program each January, by the percentage amount of the cost of living increase in social security benefits on a yearly basis.

10 Foster Grandparent Program. The reimbursements to the foster grandparent program through the senior volunteer grant program established in RSA 161-F:40 are hereby suspended for the biennium ending June 30, 2015.

11 Department of Health and Human Services; Adoption Assistance Program. The department of health and human services shall administer its adoption assistance program consistent with federal law and regulations and the state's Title IV-E plan for foster care and adoption assistance.

12 Agreements to Lease-Purchase Vehicles and Equipment Authorized. For the biennium ending June 30, 2015, any state agency or department is authorized, with the prior approval of the department of administrative services, to enter into agreements to rent, lease, or lease-purchase vehicles and equipment from any outside vendor or to rent or lease vehicles and equipment from any other state agency or department.

13 Department of Transportation; Federal Assistance Grant; Appropriation. Any sum received in the fiscal years ending June 30, 2014 or June 30, 2015 from the Federal Emergency Management Agency or Federal Highway Administration's Emergency Relief Program or any other federal program providing emergency assistance to the department of transportation to reimburse costs incurred for emergency response, including but not limited to, equipment rental, snow plowing, sanding, salting, flood damage response, and personnel overtime during any emergency declared shall be collected by the appropriate agency and appropriated to the department of transportation.

14 Department of Administrative Services; Suspension of Bumping Rights. The displacement of classified state employees by more senior classified state employees, or so-called bumping, pursuant to administrative rule Per 1101.02(i) through (l) under the authority of RSA 21-I:43 by the director of the division of personnel is hereby suspended from the effective date of this section through June 30, 2015.

15 Lottery Commission; Incentive Program. For the biennium ending June 30, 2015, the lottery commission may develop and implement an employee recognition program for monetary incentives to promote increased sales and compensate lottery sales representatives based upon performance and funded from an existing lottery budget line item. The incentive program shall be implemented through rules adopted by the lottery commission in accordance with RSA 541-A. The lottery commission shall report quarterly to the fiscal committee of the general court on the status of the incentive program.

16 Liquor Commission; Liquor Revenues to Alcohol Abuse Prevention and Treatment Fund Suspended. Notwithstanding RSA 176:16, III, for the biennium ending June 30, 2015, all gross revenue derived by the liquor commission from the sale of liquor and related products, or from license fees, shall be deposited into the liquor commission fund.

17 State Budget; Allocation of Gross Appropriations from Highway Fund; Suspended. For the biennium ending June 30, 2015, RSA 9:9-b, relative to allocation of gross appropriations from the highway fund, shall be suspended.

18 Governor's Commission on Disability; Client Assistance Program; Contingent Transfer of Appropriation. The appropriation for the administration of the client assistance program that is received by the governor's commission on disability pursuant to 29 U.S.C. section 732 for fiscal years 2014 and 2015 may be transferred to another qualified agency (or agencies) upon certification by the governor to the commissioner of administrative services that the program has been redesignated. If the redesignation occurs and the governor's certification is made after July 1, 2013, the unexpended portion of the appropriation shall be transferred.

19 Rehiring of Laid Off Classified State Employees.

I. For purposes of this section, "laid off" means any person in a classified position as described in RSA 21-I:49 who receives written notice of the state's intent to lay him or her off or who is laid off between July 1, 2013 and June 30, 2015, as a result of reorganization or downsizing of state government.

II. It is the intent of the general court that any classified position which becomes available in a department or establishment, as defined in RSA 9:1, shall be filled, if possible, by a state employee laid off, as defined in paragraph I, if such person is not currently employed by the state of New Hampshire, if he or she meets the minimum qualifications for the position, and if he or she does not receive a promotion as a result of the rehire.

III. The head of each department or agency shall submit the name and classification of any individual laid off between July 1, 2013 and June 30, 2015, to the director of the division of personnel within 10 days of the layoff.

20 Judicial Appointments; Number Limited; Vacancies.

I. Except as provided in paragraph II, for the biennium ending June 30, 2015 the number of judges serving on the superior court shall not exceed 20 and the number of full-time judges serving on the circuit court shall not exceed 31.

II. For the biennium ending June 30, 2015, the filling of a marital master position by a judge shall increase the authorized number of circuit court judges allowed under paragraph I for each position so filled.

21 Suspension. The following are suspended for each fiscal year of the biennium ending June 30, 2015:

I. RSA 167:3-c, III, relative to rulemaking for funeral expenses.

II. RSA 167:11, relative to funeral expenses to recipients of public assistance.

22 Department of Resources and Economic Development; Transfer of Funds Authorized. The commissioner of the department of resources and economic development may transfer funds between and among the class line appropriations in the highway welcome centers (accounting unit 03-35-35-3520-5919) and may transfer funds between and among the class line appropriations in the turnpike welcome centers (accounting unit 03-35-35-3520-1872) for the biennium ending June 30, 2015. The commissioner shall submit a report on a quarterly basis to the fiscal committee of the general court of all transfers made under this section. RSA 9:17-a and RSA 9:17-c shall not apply to transfers made under this section.

23 Medicaid Management Information System; Reports. Amend 2011, 224:365 to read as follows:

224:365 Medicaid Management Information System; Reports.

I. ~~[The commissioner of the department of information technology shall, in consultation with the commissioner of the department of health and human services, engage the services of an information systems consultant experienced with implementation of large healthcare and/or governmental information systems. The consultant shall review and evaluate the state's Medicaid management information system (MMIS) implementation project and provide a report on the progress of the implementation and the projected go-live date. The consultant shall report on the readiness of the MMIS upon start-up to meet all current federal MMIS requirements and all New Hampshire specific contract requirements. The consultant shall provide a detailed list of any system features that will not be available upon start-up of operations and report specifically on the readiness of the system to meet New Hampshire's Medicaid managed care requirements. The consultant shall report on the MMIS readiness to comply with the current CMS certification Toolkit required to attain federal certification. The commissioner of the department of information technology shall present the consultant's report to the fiscal committee of the general court no later than October 1, 2011. The cost of the evaluation and report shall be borne by ACS State Healthcare, LLC.~~

H.] *For the biennium ending June 30, 2015*, the commissioner of the department of health and human services shall provide the fiscal committee of the general court with monthly reports on the status of the new MMIS system implementation and shall report on the department's efforts to seek cost recovery under section 10.1 (Failure to Meet Start Date for Operations Phase) of the MMIS contract dated October 18, 2005 and approved by governor and council on December 17, 2005.

24 Department of Administrative Services; Manager of Risks and Benefits; Position Established.

I. There is established within the department of administrative services the unclassified position of manager of risks and benefits. The manager of risks and benefits shall be qualified to hold that position by reason of education and experience, shall be nominated by the commissioner of administrative services for appointment by the governor, with the consent of the executive council, and shall serve for a term of 4 years. The manager of risks and benefits shall supervise the department of administrative services' risk management unit and shall perform such duties as the commissioner from time to time may authorize.

II. The salary of the manager of risks and benefits shall be determined after assessment and review of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for the position which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Upon completion of this action and appointment of the manager of risks and benefits, position 41835 shall be abolished to allow for the transition of this classified position with its available appropriations into the unclassified position of manager of risks and benefits. Funding shall be transferred into a new expenditure class 011, within accounting unit 01-14-14-143510-2901. The incumbent in the abolished classified position shall be offered the opportunity to seek the commissioner's nomination for the unclassified position of manager of risks and benefits.

25 Department of Administrative Services; Risk Management. Amend the introductory paragraph of RSA 21-I:7-c to read as follows:

21-I:7-c Risk Management. There is established within the office of the commissioner of administrative services a risk management unit, ~~[which shall be under the supervision of such staff as may be employed by the commissioner of administrative services]~~ ***under the supervision of an unclassified manager of risks and benefits, who shall be qualified to hold that position by reason of education and experience and who shall perform such duties as the commissioner from time to time may authorize.*** The risk management unit shall be responsible for the following functions, in accordance with applicable laws:

26 Department of Administrative Services; Manager of Risks and Benefits; Nomination by Commissioner. Amend RSA 21-I:2, II, to read as follows:

II. The commissioner shall nominate for appointment by the governor, with the consent of the council, each division director, the assistant commissioner, the deputy commissioner, the internal auditor, the financial data manager, ***the manager of risks and benefits***, and the senior operational analyst. The division directors, the assistant commissioner, the deputy commissioner, the internal auditor, the financial data manager, ***the manager of risks and benefits***, and the senior operational analyst shall each serve for a term of 4 years.

27 Applicability. RSA 21-I:7-c and RSA 21-I:2, II as amended by sections 25 and 26 of this act shall take effect upon the abolition of position 41835, the transfer of funding and appropriations to the unclassified position, and the initial appointment of the manager of risks and benefits, as certified by the commissioner of administrative services to the director of legislative services.

28 Department of Administrative Services; Consolidation of Human Resources and Payroll Functions.

I. Notwithstanding any law or administrative rule to the contrary, the commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, is authorized to make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services, from any other agency, as may be necessary or desirable to effectuate the efficient consolidation of human resource and payroll functions within state government.

II. The commissioner of administrative services is authorized to establish the number and classification of personnel required for human resource and payroll management in state government and, with the prior approval of the governor and council, is authorized to eliminate unnecessary positions and to transfer to the department of administrative services any position in another agency identified by the commissioner of administrative services as necessary to effectuate the efficient consolidation of human resource and payroll functions within state government. Such transfers shall include the transfer of all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel. All commissioners and department heads shall cooperate with the commissioner of administrative services to accomplish the intent of this section.

III. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of human resource and payroll functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may be saved by the state as the result of the consolidation of human resources and payroll functions.

IV. The consolidation of human resources and payroll functions shall achieve a savings in the biennium ending June 30, 2015 of no less than \$1,428,000 in total funds and \$571,200 in general funds.

V. For the biennium ending June 30, 2015, the department of state shall be exempt from the provisions of this section as they relate to the execution of the constitutional duties of the office of the secretary of state.

29 Department of Administrative Services; Consolidation of Business Processing Functions.

I. The commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, is authorized to make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services, from any other agency, as may be necessary or desirable to effectuate the efficient consolidation of business processing functions within state government. Such business processing functions shall include:

(a) Accounts receivable;

(b) Accounts payable;

(c) Collection of fines, penalties, fees, restitution, remittances, and other moneys due to the state; and

(d) Such other finance and accounting functions and transactions the commissioner of administrative services determines would achieve substantial efficiencies from consolidation.

II. The commissioner of administrative services is authorized to issue a request for proposals or purchases in accordance with RSA 21-I:22 and RSA 21-I:22-a for the services and assistance of a qualified consultant to evaluate and identify opportunities for business processing consolidation in state government and to make recommendations, including for a proposed implementation plan, for consolidation of such functions.

III. The commissioner of administrative services is authorized to establish the number of total personnel required for business processing functions in the executive branch of state government and, with the prior approval of the governor and council, is authorized to eliminate unnecessary positions and to transfer to the department of administrative services any position in another agency identified by the commissioner of administrative services as necessary or desirable to effectuate the efficient consolidation of business processing functions within state government. Such transfers shall include the transfer of all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.

IV. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of business functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may be saved by the state as the result of the consolidation of human resources and payroll functions.

V. For the biennium ending June 30, 2015, the department of state shall be exempt from the provisions of this section as they relate to the execution of the constitutional duties of the office of the secretary of state.

30 Continuation of Appropriation. Department of Administrative Services. Any unspent balance remaining on the \$250,000 appropriation made by 2011, 224:86 to the department of administrative services for the biennium ending June 30, 2013, for the purpose of selecting and retaining an independent business processing consultant to evaluate and make recommendations relative to the consolidation of business processing functions within state government, shall not lapse until June 30, 2015. The department of administrative services may use this balance to fund such projects, functions or activities as the commissioner of administrative services may direct relating to the efficiency of state government, including but not limited to the selection and retention of an independent business processing consultant and/or other projects, functions, or activities relating to the consolidation of human resource, payroll, finance, business processing and accounting functions.

31 Department of Administrative Services; Transfer Among Accounts and Classes. Notwithstanding any provision of law to the contrary, except RSA 9:17-c, and subject to the approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2015, the commissioner of the department of administrative services is hereby authorized to transfer funds within and among all accounting units and/or class codes within the department, with the exception of class 60 transfers, and is further authorized to create new class codes within the department into which funds may be transferred or placed, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department.

32 Cost Containment Plan for Retiree Health Care Program. The commissioner of the department of administrative services shall develop a comprehensive and cohesive plan outlining cost containment options and managed care techniques available through the underlying insurer and other managed care vendors to generate additional savings for the state of New Hampshire retiree health care program. The cost containment plan shall be developed no later than September 15, 2013 and the commissioner of the department of administrative services shall make a report to the fiscal committee of the general court.

33 New Section; State Employees Group Insurance; Commission Established; Cost Containment Options; Retiree Health Plan for New Employees. Amend RSA 21-I by inserting after section 36-a the following new section:

21-I:36-b Commission Established; Cost Containment Options; Retiree Health Plan for New Employees. There is established a commission to review retiree health care benefits for employees hired after July 1, 2013 in light of the implementation of the Patient Protection and Affordable Care Act and recommend a cohesive plan outlining cost effective health plan models effective for such new employees.

I. The members of the commission shall be:

- (a) The commissioner of administrative services, or designee.
- (b) The president of the State Employees' Association, or designee.
- (c) The president of the New Hampshire Troopers Association, or designee.
- (d) The president of the New England Police Benevolent Association, or designee.
- (e) The president of Teamsters Local 633, or designee.

(f) Four members of the public, each of whom shall be a person who in the last 10 years was not a member of a labor union, appointed by the governor.

II. The commissioner of the department of administrative services shall be the chairperson and shall call the first meeting as soon as practicable after the effective date of this section. Five members shall constitute a quorum.

III. The commission shall report its findings and recommendations to the governor and the fiscal committee of the general court by November 15, 2013.

34 Repeal. RSA 21-I:36-b, relative to the commission on cost containment options, is repealed.

35 Impaired Driver Education Programs; Fees. Amend RSA 265-A:39, I to read as follows:

I. Except as provided in paragraph III, the commissioner of the department of health and human services shall be responsible for approving the impaired driver education programs which persons convicted under RSA 265-A:2 or RSA 265-A:3 shall attend in order to regain their driver's licenses or driving privileges; but the commissioner of the department of health and human services shall not approve any impaired driver education program unless such program is conducted without cost to the state. ~~[Notwithstanding RSA 6:12, any fees collected under subparagraph III(g) of this section shall be placed in a nonlapsing revolving account and shall be used by the commissioner for the purposes of this subdivision only.]~~

36 Department of Health and Human Services; Bureau of Drug and Alcohol Services; Utilization of Funds. Amend RSA 265-A:41 to read as follows:

265-A:41 Utilization of Funds. All funds derived from the fees collected by the commissioner of the department of health and human services under RSA 265-A:18, **RSA 265-A:39**, and RSA 265-A:40 shall be ~~[paid over to the state treasurer within 10 days of the subsequent month, or at an earlier date, for deposit into a separate account in the treasury known as the impaired driver education program (IDEP) and impaired driver care management program (IDCMP) account. These funds are appropriated as indicated in the operating budget as a source of funds for the department of health and human services' responsibilities under this subdivision. Any funds remaining in the account over the appropriation indicated in the operating budget shall lapse into the general fund at the end of each fiscal year]~~ **deposited into the general fund.**

37 Repeal. The following are repealed:

I. RSA 6:12, I(b)(147), relative to the impaired driver education program (IDEP) and impaired driver care management program (IDCMP) account.

II. RSA 6:12, I(b)(175), relative to the alcoholism and alcohol abuse account.

38 Probate Courts and Decedents' Estates; Priority of Claims. Amend RSA 554:19, I(d) to read as follows:

(d) Claims made for financial and/or medical assistance provided to the deceased by the department of health and human services, ~~[as well as under certain circumstances, changes]~~ **debts collected by the state pursuant to RSA 126-A:34, and charges** pursuant to RSA 166:19. **The department of health and human services may distribute claims made in the following order: first, that assistance funded entirely by moneys from the general fund; and second, that assistance funded by a combination of state and federal funds.**

39 Department of Health and Human Services; Office of Reimbursements; Duties. Amend RSA 126-A:34, I(b) to read as follows:

(b) Investigate the ability of patients, residents, or clients of such institutions and of the persons receiving care, treatment, ~~[or]~~ maintenance, **or services** either in public or private institutions or otherwise at the direction of the commissioner and those legally chargeable for their support and maintenance to pay for such care, treatment, ~~[and]~~ maintenance, **and/or services** and recommend to the commissioner the charge to be rendered.

40 Department of Health and Human Services; Office of Reimbursements; Financial Statements. Amend RSA 126-A:38 to read as follows:

126-A:38 Financial Statements.

I.(a) Within 60 days after admittance, except as provided in paragraph II, and annually thereafter if requested by the commissioner, a financial statement shall be filed under penalty of perjury by a person legally chargeable for expenses pursuant to RSA 126-A:36 on forms provided for this purpose by the office of reimbursements.

(b) **The commissioner is hereby authorized to request and receive from any and all former or current employers, including, but not limited to, personal information with respect to dates of employment, number of hours worked, rate of pay, date of birth, available health insurance, current address, payroll deductions, and social security number of any person with respect to whom the department is investigating the ability to pay; provided, however, the commissioner shall limit the request to the minimum information necessary for the review of the individual's ability to pay.**

The employer shall furnish the information within 15 days of the department's request unless the time period is extended for good cause shown. If the request for the information is burdensome to the employer, it shall give written notice to the commissioner within the 15-day period, and the commissioner shall review the request of the employer and modify the request if reasonably possible to alleviate the burden on the employer.

(c) The department or employer who discloses financial or employment records under this section shall not be subject to civil liability or criminal prosecution which is based upon its disclosure under this section, or for any other action taken in good faith to comply with the requirements of this section.

(d) Any records established or information collected pursuant to the provisions of this section shall be made available only to the commissioner and the attorney general and their authorized designees, attorneys employed by the department of health and human services, and the client or the client's authorized representative. Such records and information shall be available and used only for purposes directly connected with the investigation of a person's ability to pay under this chapter. The records and information made available to the client or the client's authorized representative shall not include information provided to the department that is prohibited from release by federal law, state statute, state case law, or by contract or agreement between the department and another entity if such contract or agreement prohibits release of such information.

II. Persons admitted to the multiple DWI offender intervention program (M.O.P.) **prior to January 1, 2013** who do not pay program fees in full at the time of admission shall file a financial statement under penalty of perjury on forms provided for this purpose by the office of reimbursements and shall enter a payment contract for balance of fees due. The office of reimbursements shall be entitled to recover reasonable attorneys' fees and costs of collection for program fees not paid in accordance with a payment contract.

III. Persons admitted to the multiple DWI offender intervention program (M.O.P.) **prior to January 1, 2013** shall notify the office of reimbursements of each change of mail address and actual street address until that person has made payment in full of fees due in accordance with an M.O.P. payment contract. Whenever notice to a person subject to a payment contract is required, notice to the last mail address on file with the office of reimbursements shall be deemed notice to and binding on the payer.

41 Department of Health and Human Services; Office of Reimbursements; Recovery of Expenses. Amend RSA 359-C:11, IV to read as follows:

IV. Subject to the limitations of RSA 359-C:6, the examination by or disclosure to the commissioner of the department of health and human services of the financial records of a person upon a request by the commissioner **pursuant to RSA 126-A:38, I(b) for the purpose of reviewing a person's ability to pay for care, treatment, maintenance, and services provided by institutions;** pursuant to RSA 161-C:3-a, I for the purpose of establishing, modifying, or enforcing an obligation to pay child support against such person; or pursuant to RSA 167:4-a for purposes directly connected with the determination and verification of eligibility for medical assistance for applicants and recipients whose eligibility for medical assistance is based upon the applicant's or recipient's age, blindness, or disability.

42 New Subparagraph; Department of Health and Human Services; Office of Reimbursements; Recovery of Expenses. Amend RSA 126-A:42, II by inserting after subparagraph (e) the following new subparagraph:

(f) If an agreement was made under RSA 126-A:43, III, recovery shall be limited to any payment obligation resulting from such agreement.

43 Department of Health and Human Services; Office of Reimbursements Regular Rate. Amend RSA 126-A:43, III to read as follows:

III. **The commissioner may compromise or reduce any debt or obligation owed to the state pursuant to an agreement with a group health plan carrier, as defined in RSA 420-G:2, or any health insurer as defined in 607(1) of the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. section 1167(1), federal and or state funded assistance, or any other legally liable third party or persons chargeable for support.**

IV. The office of reimbursements shall, upon request, furnish to each estate from which, or to each person chargeable from whom, a recovery of expenses is sought pursuant to RSA 126-A:42, a record of the accumulated charges against said estate or said person.

44 Department of Health and Human Services; Office of Reimbursements; Administrators; Bond. Amend RSA 553:13, II to read as follows:

II. Notwithstanding the provisions of paragraph I, when the estate has a gross value of \$25,000 or less, only a personal bond without sureties will be required. ***In addition, in cases in which the department of health and human services is administering an estate pursuant to RSA 126-A:34, I(e), no bond shall be required.***

45 Department of Health and Human Services, Division of Community-Based Care Services, Bureau of Behavioral Health; Mental Health Low Utilizers and Prior Authorization. For the biennium ending June 30, 2015, the department of health and human services shall maintain a limit on benefits of \$4,000 per person per year for adults with low service utilization of community mental health services, as identified in He-M 401.07; provided, that the department shall also establish, by rule under RSA 541-A, a procedure for such persons or community health providers to request a waiver of the \$4,000 limit based on legitimate treatment considerations. Upon request by the commissioner of the department of health and human services, the fiscal committee of the general court may authorize a higher per person per year limit.

46 Department of Health and Human Services; Division for Children, Youth, and Families.

I. Notwithstanding any provision of law or administrative rule to the contrary, for the biennium ending June 30, 2015, the rates for all services, placements, and programs that are paid for by the department of health and human services pursuant to RSA 169-B:40, 169-C:27, 169-D:29, with the exception of rates for contracted services that are approved by the governor and council and rates for out-of-state placements, shall be no greater than the rates in effect for the particular service, placement, or program as of June 30, 2013.

II. Notwithstanding paragraph I, upon the department's implementation of managed care, the rate of reimbursement for services and programs for a Medicaid eligible child shall be the rate agreed to by the provider and the managed care organization. The total rate of reimbursement for residential placement (board and care) for a Medicaid eligible child shall consist of the "room and board rate" and the "educational rate" as established by the department on July 1, 2013, and the treatment or the private non-medical institution rate as agreed to by the provider and the managed care organization.

47 Uncompensated Care Fund. Amend RSA 167:64, I(a) and (b) to read as follows:

(a)(1) The commissioner may provide reimbursement for uncompensated care costs in accordance with the approved schedule of payments through either Medicaid rate adjustments or disproportionate share hospital payment adjustments, or a combination thereof, ***provided however that no hospital shall receive any such reimbursement for uncompensated care costs unless it is a qualified hospital as defined in subparagraph (b)(1).*** Funds available under this section shall also be used to make medical provider payments and to support the state's Medicaid enhancement tax unrestricted revenue account, in amounts directed by the budget in each year of the biennium. Expenditure of revenues deposited to the uncompensated care fund shall be made ***for the following purposes*** in the following order of priority:

~~[(1)]~~ (A) To support medical provider payments as budgeted in each year of the biennium;

~~[(2)] To ensure that critical access hospitals receive reimbursement for reported uncompensated care costs at the rate of 100 percent of the individual hospital limit or at the highest uniform percentage that available funding would permit should funds be inadequate to cover 100 percent of the hospital limit for disproportionate share payments as determined by the commissioner consistent with the provisions of 42 U.S.C. section 1396r-4(g) and any relevant federal regulations promulgated thereunder;~~

~~[(3)]~~ (B) To support the state's Medicaid enhancement tax unrestricted revenue account as budgeted in each year of the biennium; ~~[and]~~

(C) To make disproportionate share hospital payments to support up to 75 percent of the uncompensated care costs of New Hampshire's hospitals with critical access designation as available funding allows, to be shared among such hospitals in proportion to the amount of uncompensated care provided;

(D) To make a disproportionate share hospital payment to each hospital that meets the criteria set forth for "deemed disproportionate share hospitals" as that term is defined under 42 U.S.C. section 1396r-4 in an amount as budgeted in each year of the biennium;

~~[(4)] If authorized, to reimburse non-critical access hospitals at the highest uniform percentage of each hospital's disproportionate share hospital payment limit as the funds made available under this section permit and are]~~

(E) To support the uncompensated care costs of New Hampshire's hospitals without critical access designation in proportion to the amount of uncompensated care provided by each hospital consistent with the requirements of 42 U.S.C. section 1396r-4(g) and any relevant federal regulations promulgated thereunder[-]; ***and***

(F) Any remaining funds produced from the Medicaid enhancement tax shall be used to reduce hospital losses associated with providing services to Medicaid recipients through an increase in provider reimbursement rates.

(2) Should funds be inadequate to make a disproportionate share hospital payment to hospitals within either of the groups identified in subparagraph (1)(C) or (1)(E), an amount of \$1,000,000 shall be designated to make payments in accordance with 42 U.S.C. section 1396r-4(b) and distributed as follows:

(A) Equally to each group of hospitals should both groups be impacted, and distributed among each of the hospitals within each group in proportion to the amount of uncompensated care provided; or

(B) If only hospitals in subparagraph (1)(E) are impacted, distributed to those hospitals in proportion to the amount of uncompensated care provided.

(b)(1) The commissioner is hereby authorized and directed to develop and implement[-in connection with the payment by the state to hospitals for reimbursement of uncompensated care costs;] a schedule of payments for reimbursement of the uncompensated care costs [of those hospitals that are subject to the tax liability imposed under RSA 84-A and that participate in] consistent with the level of funding made available for such payments in each year of the biennium, incurred by those hospitals that are qualified as follows:

(A) The hospital is a "deemed disproportionate share hospital" as defined by criteria set forth under 42 U.S.C. section 1396r-4 and is not otherwise receiving a disproportionate share hospital payment, or

(B) The hospital participates in the provider network of the state Medicaid Care Management program which shall be evidenced by written proof of an agreement in principle by July 1, 2013 with a final agreement by August 1, 2013.

(2) The reimbursement of uncompensated care costs paid in state fiscal year [2012] 2014 and state fiscal year [2013] 2015 shall be in accordance with the schedule of payments to hospitals that takes effect on or after July 1, [2011] 2013, subject to the prior review and approval of the federal Centers for Medicare and Medicaid Services, and shall be structured in a manner that is consistent with all federal laws and regulations governing (i) Title XIX disproportionate share hospital payment adjustments and other rate payments, (ii) conditions for receiving federal financial participation, and (iii) permissible sources of state financial participation as provided for under 42 C.F.R. part 433 and all other applicable federal regulations.

48 Health and Human Services; Uncompensated Care Fund Payments; Fiscal Year 2015. For the fiscal year ending June 30, 2015 only, after the disproportionate share payments are made pursuant to RSA 167:64, I(a)(1)(C) as amended by this act, any remaining uncompensated care funds shall be used to make payments for "deemed disproportionate share hospitals" under RSA 167:64, I(a)(1)(D).

49 Repeal. RSA 167:65, II, relative to reporting methodology of payment to the oversight committee on health and human services, is repealed.

50 Department of Health and Human Services; Bureau of Adult and Elderly Services; Congregate Housing and Services. Congregate housing provided for under the Medicaid waiver pursuant to RSA 151-E and congregate services provided for in RSA 161-F:37 are suspended for the biennium ending June 30, 2015.

51 Repeal. 1988, 192:12 as amended by 1990, 201:16, relative to certification of shelter care/detention beds, is repealed.

52 Residential Care and Health Facility Licensing; Licenses. Amend RSA 151:5 to read as follows:

151:5 Licenses. Licenses issued hereunder shall expire one year after the date of issuance. Licenses shall be issued only for the premises and persons named in the application, and shall not be transferable or assignable; ***provided that home health care providers, personal care providers, home health hospice providers,***

and case management agencies shall not be required to apply for and receive a new license if they change the physical location of their office within the one year licensing period. Licenses shall be posted in a conspicuous place on the licensed premises. Fees for an annual license shall be as follows:

- I. Hospitals; \$25 per licensed bed.
- II. Specialty hospital-psychiatric; \$25 per licensed bed.
- III. Specialty hospital-rehabilitation; \$25 per licensed bed.
- IV. Nursing homes; \$25 per licensed bed.
- V. Acute psychiatric residential treatment programs; \$25 per licensed bed.
- VI. Residential treatment and rehabilitation facilities; \$25 per licensed bed.
- VII. Hospice houses; \$25 per licensed bed.
- VIII. Adult family care homes; \$25 per licensed bed.
- IX. Residential and supported residential care; \$15 per licensed bed.
- X. Home health hospice providers; \$250.
- XI. Home health care providers; \$250.
- XII. Personal care providers:
 - (a) [~~Less~~] **Fewer** than 10 clients; [~~\$100~~] **\$25**.
 - (b) Ten (10) or more clients; \$250.
- XIII. Outpatient clinics; \$500.
- XIV. End stage renal dialysis centers; \$500.
- XV. Ambulatory surgical centers; \$500.
- XVI. Educational health centers; \$500.
- XVII. Freestanding emergency rooms; \$500.
- XVIII. Health promotion clinics; \$500.
- XIX. Collecting stations; \$250.
- XX. Adult day care centers; \$200.
- XXI. Birthing centers; \$150.
- XXII. Case management agencies; \$150.
- XXIII. Laboratories; \$150 per year for each category of testing licensed.

53 New Section; Medicaid Enhancement Tax Study Commission. Amend RSA 84-A by inserting after section 12 the following new section:

84-A:13 Medicaid Enhancement Tax Study Commission.

I. There is hereby established a commission to study the New Hampshire Medicaid enhancement tax. The members of the commission shall be as follows:

(a) Three members of the house of representatives, one of whom shall be a member of the house finance committee and one of whom shall be a member of the house ways and means committee, appointed by the speaker of the house of representatives.

(b) Three members of the senate, one of whom shall be a member of the senate finance committee and one of whom shall be a member of the senate ways and means committee, appointed by the senate president.

(c) The commissioner of the department of health and human services, or designee.

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

(e) A representative of a licensed acute care hospital which has been designated as a critical access hospital, appointed by the governor.

(f) A representative of a licensed acute care hospital which has not been designated as a critical access hospital, appointed by the governor.

(g) A representative of a licensed acute care hospital which has been designated as a specialty hospital, appointed by the governor

II. The commission shall solicit advice and testimony from the department of health and human services, the department of revenue administration, and New Hampshire hospitals which are subject to the Medicaid enhancement tax.

III. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

IV. The commission shall study the following issues:

(a) Reviewing the current state and federal law relative to provider assessments and determining whether state law should be amended to ensure compliance with federal law on provider assessments.

(b) Evaluating state provider assessment programs in other states to obtain knowledge of various approaches utilized in other states.

(c) Increasing the predictability of future annual Medicaid enhancement tax revenues, taking into consideration the Medicaid enhancement tax revenue trends of recent years.

(d) Simplifying the Medicaid enhancement tax liability calculation.

(e) Obtaining input on how the Medicaid enhancement tax statute should be amended to ensure accurate and consistent application of state and federal requirements.

V. The members of the commission shall elect a chairperson from among the legislative members. The first meeting of the commission shall be called by the first-named house member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Six members of the commission shall constitute a quorum.

VI. The commission shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2013.

54 Repeal. RSA 84-A:13, relative to the Medicaid enhancement tax study commission, is repealed.

55 Department of Corrections; Authority to Fill Unfunded Positions. Notwithstanding any provision of law to the contrary, the commissioner of corrections may fill unfunded positions during the biennium ending June 30, 2015, provided that the total expenditure for such positions shall not exceed the amount appropriated for personal services, permanent, and personal services, unclassified.

56 Department of Corrections; Transfers. Notwithstanding any provision of law to the contrary, and subject to approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2015, the commissioner of the department of corrections is authorized to transfer funds within and among all accounting units within the department and to create accounting units and expenditure classes as required and as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as necessary for the efficient management of the department.

57 Child Protection Act; Liability of Expenses. Amend RSA 169-C:27, I(f) to read as follows:

(f) ~~[Neither]~~ **Notwithstanding any provision of law to the contrary**, the department ~~[nor the judicial council]~~ shall have ~~[authority]~~ **no responsibility** for the payment of the cost of assigned counsel for any party under this chapter.

58 Adequate Representation Costs. Amend RSA 604-A:1-a to read as follows:

604-A:1-a Neglected or Abused Children. In cases involving a neglected or abused child, when a guardian ad litem is appointed for the child as provided in RSA 169-C:10, the cost of such appointment shall be paid from funds appropriated for indigent defense pursuant to this chapter. ***In cases involving a neglected or abused child, when an attorney is appointed to represent a parent determined to be indigent pursuant to RSA 169-C:10, II, at the preliminary hearing or a hearing pursuant to RSA 169-C:6-a, III, whichever occurs earlier, the cost of such appointment shall be paid from funds appropriated for indigent defense pursuant to this chapter.***

59 Child Protection Act; Preliminary Hearing. Amend RSA 169-C:15, III(a) to read as follows:

(a) Appoint a CASA or other approved program guardian ad litem or an attorney ~~for other qualified guardian ad litem~~ to represent the child pursuant to RSA 169-C:10.

60 Child Protection Act; Appointment of Counsel. Amend RSA 169-C:10, II(a) to read as follows:

(a) In cases involving a neglected or abused child under this chapter, where the child's expressed interests conflict with the recommendation for dispositional orders of the guardian ad litem, the court may appoint an attorney to represent the interests of the child. ***In any case of neglect or abuse brought pursuant to this chapter, the court shall appoint an attorney to represent an indigent parent alleged to have neglected or abused his or her child. In addition, the court may appoint an attorney to represent an indigent parent not alleged to have neglected or abused his or her child if the parent is a household member and such independent legal representation is necessary to protect the parent's interest. The court shall not appoint an attorney to represent any other persons involved in a case brought under this chapter.***

61 School Money; Distribution Schedule of Adequate Education Grants. RSA 198:42, IV is repealed and reenacted to read as follows:

IV. For chartered public schools approved by the state board of education, the department of education may expend budgeted amounts to fund chartered public school tuition payments under RSA 194-B:11, I. Said amounts are hereby appropriated to the department from the education trust fund established under RSA 198:39. The education trust fund shall be used to satisfy the state's obligation under this paragraph. The payment shall be issued regardless of the balance of funds available in the education trust fund. The department of education may request additional funds from the fiscal committee of the general court, with the approval of governor and council, for a new chartered public school approved for initial operation by the state board of education pursuant to RSA 194-B:3-a.

62 Chartered Public School Approval by State Board of Education. Amend RSA 194-B:3-a, IV to read as follows:

IV. The state board of education shall either approve or deny an application using reasonable discretion in the assessment of the elements set forth in RSA 194-B:3, II, (a)-(bb) and (dd). ***Lack of state funding alone shall not constitute grounds for the denial of an application.*** Approval of an application constitutes the granting of charter status and the right to operate as a [public] chartered public school. The state board of education shall notify all applicants of its decision in writing, and shall include in any notice of denial a written statement specifying any areas deemed deficient, the reasons for the denial, and explaining that the applicant may reapply under RSA 194-B:3 or under this section in a subsequent year.

63 Chartered Public School; Funding. Amend RSA 194-B:11, I(b) to read as follows:

(b)(1) ***Except as provided in subparagraph (2),*** for [any] a chartered public school authorized by the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to RSA 198:40-a plus an additional grant of \$2,000 directly to the chartered public school for each pupil who is a resident of this state in attendance at such chartered public school.

(2) ***For an online chartered public school which receives its initial authorization to operate from the state board of education pursuant to RSA 194-B:3-a on or after July 1, 2013, the state shall pay tuition pursuant to RSA 198:40-a directly to the online chartered public school for each pupil who is a resident of this state in attendance at such chartered public school. In this subparagraph, "online chartered public school" means a chartered public school which provides the majority of its classes and instruction on the Internet.***

64 Chartered Public Schools; Reporting Requirements. Amend RSA 194-B:10, III to read as follows:

III. To ensure compliance with its application and contract and applicable law, a chartered public school shall be subject to a first year [and periodic subsequent] program [audits] ***audit*** by the department of education or its agent, ***and shall be subject to a program audit by the department of education at least once every 3 years thereafter.***

65 Community College System; Retiree Health Care Payments; Task Force.

I. The community college system of New Hampshire shall remit to the state the sum of \$957,295 for the fiscal year ending June 30, 2014 and the sum of \$1,048,862 for the fiscal year ending June 30, 2015 for retiree health care benefits.

II. The commissioner of the department of administrative services and the chancellor of the community college system of New Hampshire shall jointly establish a task force consisting of representatives from each entity to evaluate and make recommendations for future cost allocation of retiree health care benefits for community college system employees and retirees. The task force shall submit its recommendations to the governor, the senate president, the speaker of the house of representatives, and the chairpersons of the senate and house finance committees by December 1, 2013.

66 Repeal. 2011, 224:221, relative to fines paid by mail, is repealed.

67 Police Standards and Training Council Training Fund. Amend RSA 188-F:30 to read as follows:

188-F:30 Police Standards and Training Council Training Fund. There is established in the state treasury a separate ***nonlapsing*** fund to be known as the police standards and training council training fund from which the state treasurer shall pay expenses incurred in the administration of this subdivision. ***In case the expenditure of additional funds in excess of appropriated amounts is necessary to meet the statutory obligations of the police standards and training council for the training of police and corrections officers on a timely basis because of unanticipated circumstances beyond the control of the police standards and training council, the governor and council, with approval of the fiscal committee of the general court, upon request of the police standards and training council, may authorize the transfer of unappropriated amounts from the police standards and training council training fund for such purposes.***

68 Repeal. RSA 188-F:32-b, relative to transfers of unappropriated funds, is repealed.

69 Fire Standards and Training and Emergency Medical Services Fund. Amend RSA 21-P:12-d to read as follows:

21-P:12-d Fire Standards and Training and Emergency Medical Services Fund. There is established in the office of the state treasurer a separate, nonlapsing fund to be known as the fire standards and training and emergency medical services fund from which the state treasurer shall pay expenses incurred in the administration of the division of fire standards and training and emergency medical services, under RSA 21-P:12-a, the division of fire safety, under RSA 21-P:12, the division of homeland security and emergency management, and the position of fireworks inspector, under RSA 160-C:17. ***If the expenditure of additional funds over budget estimates was unanticipated and is necessary for the proper functioning of the division of fire standards and training and emergency medical services, the division of fire safety, or the division of homeland security and emergency management, the commissioner of the department of safety may transfer funds, with the prior approval of the fiscal committee of the general court, from this fund to the department of safety for such purposes.***

70 Tax on Meals and Rooms; Disposition of Revenue. RSA 78-A:26, I is repealed and reenacted to read as follows:

I. Beginning on July 1, 1995, and for each fiscal year thereafter, the department shall pay over all revenue, except revenues identified in paragraph III of this section, collected under this chapter to the state treasurer. On or before October 1 of each year, the department shall determine the cost of administration of this chapter for the fiscal year ending on the preceding June 30, and it shall notify the state treasurer of these costs by a report certified by them as to correctness. After deducting the cost of administration of the chapter from the total income, the state treasurer shall distribute the net income as follows:

(a) The amount necessary to provide payments of principal and interest on the bonds and notes authorized under RSA 198:15-a, II for the fiscal years ending June 30, 2009 through June 30, 2030;

(b) An amount equal to 3.15 percent of the net income distributed under the introductory paragraph of paragraph I and subparagraph I(a) in the first year of the preceding fiscal biennium, which shall be credited to the department of resources and development, division of travel and tourism development;

(c) Forty percent of the net income under the introductory paragraph of paragraph I of the most recent fiscal year to the unincorporated towns, unorganized places, towns, and cities. The amount to be distributed to each such town, place, or city shall be determined by multiplying the amount to be distributed by a fraction, the numerator of which shall be the population of the unincorporated town, unorganized place, town or city and the denominator of which shall be the population of the state. The population figures shall be based on the latest resident population figures furnished by the office of energy and planning; and

(d) The remainder to the general fund.

71 Reference Change. Amend RSA 6:12, I(b)(21) to read as follows:

(21) The money received under RSA 78-A:26, [I(a)] **I(b)** and RSA 230:52, II, which shall be credited to the division of travel and tourism development, department of resources and economic development.

72 Fish and Game Department; Publications, Specialty Items and Fund Raising Revolving Fund. Amend RSA 206:22-a, III to read as follows:

III. The amount in the publications, specialty items and fund raising revolving fund shall not exceed [\$200,000] **\$100,000** and any amounts in excess of [\$200,000] **\$100,000** shall be deposited in the fish and game fund. Any moneys in the fund not in excess of [\$200,000] **\$100,000** shall not lapse.

73 Fish and Game Department; Utilization of Funds to Support Staff Costs. Notwithstanding any other provision of law, for the biennium ending June 30, 2015, the executive director of the fish and game department, with the approval of the fish and game commission, may utilize funds in the wildlife habitat account established in RSA 214:1-f and fisheries habitat account established in RSA 214:1-g for the wages, salaries, benefits, and other expenses of the department employees.

74 Fish and Game Department; Utilization of Funds to Support Staff Costs. Notwithstanding any other provision of law, for the biennium ending June 30, 2015, the executive director of the fish and game department may utilize funds in the statewide public boat access fund established in RSA 233-A:13 for the wages, salaries, benefits, and other expenses of the department employees.

75 New Section; Fish and Game Department; Divisions Within the Department. Amend RSA 206 by inserting after section 1 the following new section:

206:1-a Divisions Within the Department. There are established the following divisions, as defined in RSA 21-G:5, within the fish and game department:

I. The division of marine fisheries, under RSA 211:65.

II. The fisheries division.

III. The wildlife division.

IV. The business division.

V. The facilities and lands division.

VI. The law enforcement division.

VII. The public affairs division.

VIII. The office of the executive director.

76 Fish and Game Department; Fish Food Sales Revenue. Amend RSA 206:35-c to read as follows:

206:35-c Fish Food Sales Revenues. The state treasurer shall establish a separate account to which shall be credited all monies collected by the fish and game department from the sale of fish food at hatchery vending machines. The [monies] **moneys** in said account shall be used for the acquisition and maintenance of fish hatchery equipment **and/or emergency trout or salmon egg purchase** and are hereby appropriated for said purposes. Said funds shall be nonlapsing and are to be expended for the purposes of this section as determined by the executive director with the approval of the commission.

77 Certificate of Need; Nursing Home Beds; Rehabilitation Beds; Moratorium Extended. Amend RSA 151-C:4, III(a) to read as follows:

III.(a) No new certificate of need shall be granted by the board for any nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility from the effective date of chapter 310, laws of 1995, department of health and human services reorganization act, through the period ending June 30, [2014] **2016**. This moratorium shall also apply to new certificates of need regarding any rehabilitation bed in any type of facility, including rehabilitation hospitals and facilities offering comprehensive rehabilitation services. However, a certificate of need shall be issued for replacement or renovation of existing beds as necessary to meet life safety code requirements or to remedy deficiencies noted in a licensing inspection pursuant to RSA 151 or state survey and certification process pursuant to titles XVIII and XIX of the Social Security Act. In addition, a certificate of need may be issued for construction or renovation as necessary to repair or refurbish an existing facility, or to accommodate additional beds obtained by transfer to an existing facility.

In the case of repair, refurbishment, or transferred beds, the resulting costs in excess of the current capital expenditure threshold as adjusted for inflation pursuant to RSA 151-C:5, II(f)(1) shall not be reflected in any state Medicaid rate. Any application for a certificate of need under this subparagraph shall indicate whether it is for a life safety code requirement or to remedy deficiencies noted in a licensing inspection or whether it is for repair or refurbishment of an existing facility or for transferred beds. If the application is approved, it shall be deemed that the board has agreed with the indicated reason for such application.

78 Health Services Planning and Review Board. RSA 151-C:3 is repealed and reenacted to read as follows:

151-C:3 Health Services Planning and Review Board.

I.(a) There is hereby established a health services planning and review board composed of the following members:

(1) The commissioner of the department of health and human services, or designee.

(2) The insurance commissioner, or designee.

(3) Three persons, each from a different region of the state and qualified by reason of education and experience, whose occupation is not in the delivery of health care services, who has no fiduciary obligation or financial interest in any health care facility or health care insurer licensed or regulated by this state, and who is not related in his or her immediate family to anyone who is involved in the delivery of health care services or health insurance, appointed by governor and council.

(b) The commissioner of the department of health and human services, or designee, and the insurance commissioner, or designee, shall serve as the only permanent members of the board. All other members of the board shall serve 3-year terms, provided that of the initial members, one person appointed pursuant to subparagraph I(a)(3) shall serve for one year, one person appointed pursuant to subparagraph I(a)(3) shall serve for 2 years, and one person appointed pursuant to subparagraph I(a)(3) shall serve for 3 years. Members of the board shall not serve more than 2 full consecutive terms.

II. The governor shall appoint a chairman of the board, who shall serve at the pleasure of the governor, from among its members.

III. Members of the board shall be reimbursed for reasonable expenses incurred in carrying out their duties under this chapter.

IV. The board shall be administratively attached, pursuant to RSA 21-G:10, to the department of health and human services and shall exercise its powers, duties, functions, and responsibilities independently of the department, except as specifically provided by law. The board shall submit its budget requests and such reports required of it by law through the department of health and human services.

V. The commissioner of the department of health and human services shall provide staff as the board directs. The board may also hire consultants and other staff; provided that such expenses shall not exceed \$500,000 annually. The commissioner shall also provide space for the board and staff and other assistance and materials as necessary.

79 Certificate of Need; Standard Development. Amend RSA 151-C:5, II(a) to read as follows:

(a) The construction, development, expansion, or alteration of any acute care facility requiring a capital expenditure of more than [~~\$1,759,512~~] **\$2,974,891**. The board shall, by rule, adjust the capital expenditure threshold annually using an appropriate inflation index.

80 Certificate of Need; Standard Development. Amend RSA 151-C:5, II(d)-(f) to read as follows:

(d)(1) The purchase, lease, **by either capital, operating or any other kind of lease**, donation, transfer, or other [~~comparable~~] arrangement by or on behalf of a health care provider **to obtain the use** of diagnostic or therapeutic equipment for which [~~the cost or, in the case of donation,~~] the value is in excess of \$400,000, including standards for one or more articles of diagnostic or therapeutic equipment which are necessarily interdependent in the performance of their ordinary functions as determined by the board.

(2) The board shall not develop standards for the purchase of **replacement** equipment which is substantially similar to equipment owned by the provider within the preceding 12 months, provided the **re-placement** equipment will **be used in the same facility as the replaced equipment**, will not result in a substantial increase in **total annual** operating costs **to the health care provider** above that of the [~~existing or~~] replaced equipment, **and the replaced equipment will be removed from service by the health care**

provider or any of its affiliates. Regardless of any other criteria for determining if equipment is substantially similar, replacement equipment shall not be substantially similar if its value exceeds the original value of the replaced equipment by more than 15 percent plus inflation since the acquisition of the replaced equipment;

(e) The increase or conversion of inpatient beds;

(f)(1) Except as provided in subparagraph (2) ***and RSA 151-C:13, I(a)***, the construction, development, expansion, renovation, or alteration of any nursing home, ambulatory surgical facility, rehabilitation hospital, psychiatric hospital, specialty hospital, or other health care facility requiring a capital expenditure of more than ~~[\$1,173,000]~~ **\$1,983,260**. The board shall, by rule, adjust the capital expenditure threshold annually using an appropriate inflation index.

(2) The threshold amount for construction of ambulatory surgical centers within the service area of a hospital with fewer than 70 general hospital beds licensed by the department of health and human services shall be ~~[\$500,000]~~ **\$845,374**, which threshold shall be adjusted annually using an appropriate inflation index, unless there is an objection by such hospital, in which case the application shall be subject to review regardless of value. The board shall determine by rule the service areas of such hospitals.

81 New Paragraph; Certificate of Need; Standard Development. Amend RSA 151-C:7 by inserting after paragraph IV the following new paragraph:

V. The utilization and the financial impact of increased utilization, the effect on the average cost of a procedure, whether total health care costs of the state will be increased, not just whether unit costs will be decreased, and health outcomes.

82 New Section; Additional Reports Required. Amend RSA 151-C by inserting after section 12 the following new section:

151-C:12-a Additional Reports Required.

I. In addition to the reports required under RSA 151-C:12, an applicant receiving a certificate of need shall make periodic reports to the board relative to capital costs as compared to approved amounts.

II. The department of health and human services shall make periodic reports to the board relative to the operating costs of a particular project and the overall costs to the state using the all-payer claims data base.

III. The board shall submit an annual report, beginning November 1, 2013, for the entire state and for each hospital services area containing the following information to the speaker of the house of representatives, the president of the senate, and the governor:

(a) Per-capita supply of health care resources, including, at least, acute care hospitals, rehabilitation and post-acute beds, and licensed physicians; and

(b) Per-capita rates of utilization, spending, and relative prices for major categories of care for at least commercial payers and the Medicare program.

83 Certificate of Need; Definitions. Amend RSA 151-C:2, VI to read as follows:

VI. "Capital expenditure" means an expenditure which, under generally accepted accounting principles consistently applied, is not properly chargeable as an expense of operation or maintenance, and includes acquisition by purchase, by transfer, or by ***capital, operating or any other type of*** lease or comparable arrangement, or through donation, if the expenditure would have been considered a capital expenditure if acquisition had been by purchase.

84 Repeal. RSA 151-C, relative to the certificate of need law, is repealed.

85 Exemption Added. Amend RSA 151-C:13, I(h) and (i) to read as follows:

(h) Notwithstanding any other provision of this chapter, a skilled nursing facility distinct part unit established by Androscoggin Valley Hospital or Franklin Regional Hospital in order to qualify as a critical access hospital under 42 U.S.C. section 1395i-4 and 42 CFR Part 485, Subpart F; provided, that the number of beds in the skilled nursing facility distinct part unit shall not exceed the hospital's existing skilled nursing patient capacity. For purposes of this subparagraph, the term "existing skilled nursing patient capacity" means with respect to each month, the number of skilled nursing patient days for such month divided by the

number of days in such month, and shall be the highest such number from the 12-month period ending immediately prior to the filing of the federal request for approval of the distinct part unit; provided, however, that the number determined under this subparagraph shall not exceed 10 beds; [and]

(i) Acute care centers established, operated, or designated by the department pursuant to RSA 141-C:26; **and**

(j) Federally qualified health centers as defined in section 330 of the Public Health Service Act (42 U.S.C. section 2546).

86 Repeal. 2012, 282:17, II, relative to a prospective repeal of RSA 151-C, is repealed.

87 Certificate of Need; Issuance. Amend RSA 151-C:9, I to read as follows:

I. Upon completion of the review, the board, by majority vote of eligible board members, shall render a decision on the applicant or applicants which filed in response to a request for application. Any board member who has a personal or business conflict with any application shall not vote on such application. The decision shall be in the form of an approval, denial, or an approval with conditions. An approval of a certificate of need shall be in conformance with the standard used as the basis for the request for application. ***The board shall not deny any application which satisfies the applicable standard developed under RSA 151-C:5 solely because the new institutional health service proposed by the applicant is likely to cause economic harm to an existing provider of health care services other than a hospital which qualifies as a critical access hospital under federal law. The board may deny an application based on finding a new institutional health service is likely to have a material adverse impact on quality of care or access to services.***

88 New Section; Certificate of Need; State Health Plan. Amend RSA 151-C by inserting after section 4 the following new section:

151-C:4-a State Health Plan.

I. The board shall develop and issue a state health plan every 2 years. The state health plan shall provide guidance relative to the certificate of need process under this chapter to support priority goals. Specifically, the state health plan shall provide goals and key strategies for improving the health of New Hampshire citizens that ensure:

(a) Quality of health care based on evidence-based practices to improve health outcomes.

(b) Access to necessary health care services.

(c) Efficient spending of limited health care resources to produce reasonable savings and more affordable health care.

II. The board shall submit an annual report beginning December 1, 2013 to the governor, president of the senate, speaker of the house of representatives, commissioner of the department of health and human services, commissioner of the insurance department, and commissioner of the department of administrative services. The annual report shall assess progress toward meeting the state health plan goals.

89 Applicability. The current health services planning and review board shall continue to function until the new board established in section 78 of this act is in place.

90 Cannon Mountain. Amend RSA 2011, 224:350 to read as follows:

224:350 Department of Resources and Economic Development; Cannon Mountain. The department of resources and economic development shall deposit \$650,000 in the fiscal year ending June 30, 2012, and \$650,000 in the fiscal year ending June 30, 2013 in ***net*** revenue derived by the department of resources and economic development from fees, services, accommodations, rentals, lift and tramway operations, retail sales, and concession operations for Cannon Mountain into the ~~[state general fund which shall be applied to the negative balance contained in the]~~ state park fund established in RSA 216-A:3-i. The department of resources and economic development shall also deposit \$50,000 in each fiscal year of the biennium ending June 30, 2013 into the fish and game search and rescue fund established in RSA 206:42. ***For the fiscal year ending June 30, 2013, the net revenue in excess of \$700,000 shall be credited to the Cannon Mountain capital improvement fund established in RSA 12-A:29-c for use in paying debt service related to capital improvements for the ski area and related state park facilities at Cannon Mountain.***

91 Department of Resources and Economic Development; Cannon Mountain. For each year of the biennium ending June 30, 2015, \$500,000 in net revenue derived by the department of resources and economic development from fees, services, accommodations, rentals, revenue from lift and tramway operations, retail sales, and concession operations for Cannon Mountain shall be deposited in the state park fund established in RSA 216-A:3-i. Net revenue in excess of \$500,000 shall be credited to the Cannon Mountain capital improvement fund established in RSA 12-A:29-c for use in paying debt service related to capital improvements for the ski area and related state park facilities at Cannon Mountain.

92 Repeal. RSA 195-H:4, V, relative to allocation of administrative fees, is repealed.

93 Department of Employment Security; Deputy Commissioner. RSA 282-A:109 is repealed and reenacted to read as follows:

282-A:109 Deputy Commissioner.

I. The commissioner of employment security shall nominate for appointment by the governor, with the consent of council, a deputy commissioner of the department of employment security, who shall serve for a term of 4 years and shall be qualified to hold that position by reason of education and experience. The deputy commissioner shall act as commissioner whenever the commissioner of the department of employment security is incapacitated, absent, or unable to act for any cause. The deputy commissioner shall also act as commissioner of the department of employment security until a new commissioner is duly appointed whenever there is no commissioner.

II. The salary of the deputy commissioner shall be specified in RSA 94:1-a, I.

94 Department of Employment Security Deputy Commissioner.

I. There is established within the department of employment security the unclassified position of deputy commissioner. The deputy commissioner shall be qualified to hold that position by reason of education and experience, and shall be nominated by the commissioner of employment security for appointment by the governor, with the consent of the executive council, and shall serve for a term of 4 years.

II. The salary of the deputy commissioner shall be determined after assessment and review of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for the position which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Upon completion of this action and appointment of the deputy commissioner, position 11303 shall be abolished to allow for the transition of this classified position with its available appropriations into the unclassified position of deputy commissioner. Funding shall be transferred into expenditure class 011, within accounting unit 02-27-27-270010-8040. The incumbent in the abolished classified position shall be offered the opportunity to seek the commissioner's nomination for the unclassified position of deputy commissioner.

III. Paragraphs I and II shall take effect upon the abolition of position 11303, the transfer of funding and appropriations into the unclassified position and the initial appointment of the deputy commissioner, as certified by the commissioner of employment security to the director of legislative services.

95 Department of Transportation; Transfer of Funds. Notwithstanding any provision of law to the contrary and subject to approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2015, the commissioner of transportation is authorized to transfer funds within and among all accounting units within the department and to create accounting units and expenditure classes as required and as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as necessary for the efficient management of the department.

96 Banks and Banking; Bank Commissioner; Payment of Cost of Examination. Amend RSA 383:11 to read as follows:

383:11 Payment of Cost of Examination.

I. The bank commissioner shall~~[-each fiscal year,]~~ charge and collect from ~~[the institutions]~~ **each institution**, the condition and management of which he or she is required to examine under the provisions of RSA 383:9, and which he or she supervises under the provisions of RSA 361-A, RSA 397-A, RSA 397-B, RSA 399-A, RSA 399-D, and RSA 399-G, ~~[the total amount appropriated for the bank commissioner's department. Said sum shall be collected as follows:-]~~

I. ~~From each such institution examined]~~ ***an examination fee, which shall be calculated as*** a sum equal to the product of the average daily rate of overall salary costs, including the benefits portion thereof, and expenses of all examining personnel employed in making examinations pursuant to the provisions of RSA 383:9, multiplied by the number of personnel days devoted to the examination of the particular institution, provided, however, that no such institution shall be charged or pay for less than one full day. Sums collected under this section shall be payable to the state treasurer as restricted revenue and credited, in accordance with the banking department's accounting unit designation, to the appropriation for the bank commissioner or the consumer credit administration division.

II. ~~[The balance of said sum remaining after the charges provided for in paragraph I have been deducted from the total sum shall be charged and collected]~~ ***If, after the close of each fiscal year, there remains any deficiency between the sums collected under paragraph I, combined with the other fees, fines, and penalties collected by the department during the fiscal year just closed, and actual department expenditures for the fiscal year just closed, the commissioner shall make an assessment of the institutions as follows:***

(a) From banks and credit unions. Each state-chartered savings bank, commercial bank, trust company, cooperative bank, building and loan association, credit union, Morris Plan bank, or similar institution required to be examined under the provisions of RSA 383:9 shall be charged and pay such proportion of said balance applicable to such institutions under the banking department's accounting unit designation, as its total assets bear to the total assets of all such institutions as shown by their reports to the commissioner as of June 30 preceding such charges, except that the percent of the fiduciary assets used in the calculation of the total assets of each institution and all such institutions shall be determined as follows:

- (1) Fiduciary assets up to \$5,000,000,000 shall be calculated at 25 percent;
- (2) Fiduciary assets that are between \$5,000,000,000 and \$10,000,000,000, shall be calculated at 20 percent;
- (3) Fiduciary assets that are between \$10,000,000,000 and \$15,000,000,000, shall be calculated at 15 percent;
- (4) Fiduciary assets that are between \$15,000,000,000 and \$20,000,000,000, shall be calculated at 10 percent;
- (5) Fiduciary assets that are between \$20,000,000,000 and \$25,000,000,000, shall be calculated at 5 percent;
- (6) Fiduciary assets that are between \$25,000,000,000 and \$50,000,000,000, shall be calculated at 2.5 percent;
- (7) Fiduciary assets that are \$50,000,000,000 or more, shall be calculated at one percent.

(b) From non-depository lenders, debt adjusters, money transmitters, and brokers. Each licensee and registrant subject to the supervision of the bank commissioner under the provisions of RSA 397-A, RSA 397-B, RSA 399-A, RSA 399-D, RSA 399-G, and sales finance companies under RSA 361-A, shall be charged and shall pay such proportion of said balance applicable to the consumer credit administration division under the banking department's accounting unit designation as the gross revenue received from the total dollar volume of loans made, originated, funded, or brokered, or debt adjustment contracts entered into, or mortgage servicing fees received or money transmitted from each licensee's New Hampshire business bears to the total gross revenue received from the total dollar volume of all such loans made, originated, funded, or brokered, or debt adjustment contracts entered into, or mortgage servicing fees received, or money transmitted, from New Hampshire business by such licensees during the preceding calendar year ending December 31, as shown by their annual reports to the commissioner.

III. ***Except for institutions supervised under RSA 361-A, 397-A, 397-B, 399-A, 399-D and 399-G where the individual regulatory chapter specifies a shorter time, payments of the charges provided for by paragraphs I and II shall be made within 60 days of receipt of the notice thereof.***

IV. Any excess collected in any fiscal year under the provisions of this section shall be used to reduce the sum required to be collected in the next succeeding fiscal year.

97 Judicial Branch; Transfers. Notwithstanding any provision of law to the contrary, and subject to approval of the fiscal committee of the general court, for the biennium ending June 30, 2015, the supreme court is hereby

authorized to transfer funds within and among all accounting units within the judicial branch as the supreme court deems necessary and appropriate to address budget reductions or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the judicial branch. If the supreme court intends to transfer funds which would otherwise meet the transfer requirements as set forth in RSA 9:17-d, prior approval of the fiscal committee shall be required for transfers of \$75,000 or more.

98 Report; Mosaic Parcel GIS System. The department of revenue administration shall compile data on the sharing of the Mosaic Parcel GIS system with other state agencies that includes but is not limited to a listing of the agencies accessing the system, the amount of system time used by each agency, examples of cost allocation plans that could be applied to the use of the system, and any other information that would be necessary in determining the best approach to share costs associated with the system. The department shall provide a report to the house finance committee no later than November 1, 2013.

99 Liquor Commission; Reimbursement of Cost of Legal Services. Notwithstanding any other law to the contrary, for the biennium ending June 30, 2015, the liquor commission shall reimburse the cost for any legal services provided by the department of justice to the commission that would not normally be included as part of the statewide cost allocation paid by the commission.

100 State Aid Grants; Department of Environmental Services. Notwithstanding RSA 486, RSA 486-A, RSA 149-M, or any other law to the contrary, for the biennium ending June 30, 2015, the department of environmental services shall discontinue the first in, first out delayed and deferred infrastructure project list or any other infrastructure list as it relates to state aid grants under RSA 486, RSA 486-A, or RSA 149-M. Infrastructure projects that were approved by vote of the executive council prior to November 30, 2008 shall continue to be funded. Infrastructure projects on the first in, first out delayed and deferred infrastructure project list prior to December 31, 2012, as listed in section 101 of this act, shall be eligible for state aid grant payments. Infrastructure projects that had local authorization by December 31, 2008 to construct but are not listed in section 101 are eligible for state aid grants subject to availability of funding. A moratorium shall be in place for any infrastructure projects not listed in section 101 or that did not have local authorization by December 31, 2008 that would have otherwise been eligible for state aid grants under RSA 486, RSA 486-A, or RSA 149-M. Nothing in this section shall affect the provision of the future water supply land protection grants under RSA 486-A if funding is available for such purpose.

101 State Aid Grants; First in, First out Delayed and Deferred Project List. The following infrastructure projects from the department of environmental services first in, first out delayed and deferred infrastructure project list for state aid grants under RSA 486, RSA 486-A, or RSA 149-M prior to December 31, 2012 shall be eligible for state aid grant payments:

Wastewater Projects (RSA 486)

| FIFO | Pending Grant Number | Applicant (Location) |
|------|----------------------|-----------------------------------|
| 1 | P-001 | Winnepesaukee River Basin Program |
| 2 | C-777 | Manchester |
| 3 | C-778 | Manchester |
| 4 | C-779 | Manchester |
| 5 | C-780 | Manchester |
| 6 | C-782 | Manchester |
| 7 | C-783 | Hillsborough |
| 8 | C-784 | Hillsborough |
| 9 | C-781 | Manchester |
| 10 | C-731 | Swanzey |
| 11 | C-789 | Bristol |
| 12 | C-787 | Manchester |
| 13 | C-785 | Portsmouth |
| 14 | C-788 | Manchester |
| 15 | C-786 | Manchester |
| 16 | P-002 | Manchester |
| 17 | P-003 | Concord |

| | | |
|----|-------|------------|
| 18 | P-004 | Manchester |
| 19 | P-005 | Manchester |
| 20 | P-006 | Hanover |
| 21 | P-007 | Concord |
| 22 | P-010 | Lebanon |
| 23 | P-009 | Lebanon |
| 24 | P-008 | Lebanon |
| 25 | P-011 | Hinsdale |
| 26 | P-012 | Newmarket |
| 27 | P-013 | Manchester |
| 28 | P-014 | Newmarket |
| 29 | P-015 | Allenstown |
| 30 | P-016 | Allenstown |
| 31 | P-017 | Allenstown |
| 32 | P-018 | Allenstown |
| 33 | P-019 | Amherst |
| 34 | P-020 | Exeter |
| 35 | P-021 | Piermont |
| 36 | P-022 | Derry |
| 37 | P-023 | Derry |
| 38 | P-024 | Salem |
| 39 | P-025 | Epping |
| 40 | P-026 | Littleton |
| 41 | P-027 | Nashua |
| 42 | P-028 | Nashua |
| 43 | P-029 | Nashua |
| 44 | P-030 | Newport |
| 45 | P-031 | Claremont |
| 46 | P-032 | Nashua |
| 47 | P-033 | Nashua |
| 48 | P-034 | Nashua |
| 49 | P-035 | Manchester |
| 50 | P-036 | Manchester |
| 51 | P-037 | Manchester |
| 52 | P-038 | Manchester |
| 53 | P-039 | Hanover |
| 54 | P-040 | Hudson |
| 55 | P-041 | Merrimack |
| 56 | P-042 | Jaffrey |
| 57 | P-043 | Hanover |
| 58 | P-044 | Manchester |
| 59 | P-045 | Keene |
| 60 | P-046 | Tilton |
| 61 | P-047 | Hampton |
| 62 | P-048 | Hampton |
| 63 | P-049 | Manchester |
| 64 | P-050 | Manchester |
| 65 | P-051 | Manchester |
| 66 | P-052 | Keene |

| | | |
|-----|-------|------------------------------|
| 67 | P-053 | Keene |
| 68 | P-054 | Wolfeboro |
| 69 | P-055 | Newbury |
| 70 | P-056 | North Conway Water Precinct |
| 71 | P-057 | North Conway Water Precinct |
| 72 | P-058 | North Conway Water Precinct |
| 73 | P-059 | North Conway Water Precinct |
| 74 | P-060 | Concord |
| 75 | P-061 | Manchester |
| 76 | P-062 | Amherst |
| 77 | P-063 | Manchester |
| 78 | P-064 | Marlborough |
| 79 | P-065 | Hampton |
| 80 | P-066 | North Conway Water Precinct |
| 81 | P-067 | Wakefield |
| 82 | P-068 | Merrimack |
| 83 | P-069 | Conway Village Fire District |
| 84 | P-070 | Keene |
| 85 | P-071 | Manchester |
| 86 | P-072 | Manchester |
| 87 | P-073 | Newmarket |
| 88 | P-074 | Manchester |
| 89 | P-075 | Manchester |
| 90 | P-076 | Manchester |
| 91 | P-077 | Manchester |
| 92 | P-078 | Manchester |
| 93 | P-079 | Manchester |
| 94 | P-080 | Concord |
| 95 | P-081 | Concord |
| 96 | P-082 | Rochester |
| 97 | P-083 | Rochester |
| 98 | P-084 | Rochester |
| 99 | P-085 | Bristol |
| 100 | P-086 | Peterborough |
| 101 | P-087 | Manchester |
| 102 | P-088 | Berlin |
| 103 | P-089 | Berlin |

Public Water System Projects (RSA 486-A)

| FIFO | Pending Grant Number | Applicant (Location) |
|------|----------------------|--|
| 1 | 612010 | Lower Bartlett Water Precinct (Bartlett) |
| 2 | 512020 | Birch Hill (Pennichuck, Conway) |
| 3 | 1471010 | Manchester Water Works |
| 4 | 1531010 | Merrimack Village District |
| 5 | 2353060 | White Rock Estates (Tilton) |
| 6 | 882050 | Brake Hill (Gilford) |
| 7 | 1831010 | Orford Village Water District |
| 8 | 2272010 | Granliden Community (Sunapee) |
| 9 | 511030 | North Conway Water Precinct |
| 10 | 511030 | North Conway Water Precinct |

| | | |
|----|---------|--|
| 11 | 2041010 | Rye Water District |
| 12 | 511010 | Conway Village Fire District |
| 13 | 1036020 | Village Square Condo Assoc (Hampstead) |
| 14 | 2041010 | Rye Water District |
| 15 | 1051010 | Aquarion Water Company (Hampton) |
| 16 | 1431010 | Lyme Water Association |

Landfill Projects (RSA 149-M)

| FIFO | Pending Grant Number | Applicant (Location) |
|------|----------------------|----------------------|
| 1 | L-144 | Nashua |
| 2 | L-145 | Lebanon |
| 3 | L-125 | Auburn |
| 4 | L-146 | Tilton |
| 5 | L-148 | Whitefield |
| 6 | L-147 | Unity |
| 7 | L-149 | Marlow |
| 8 | L-150 | Farmington |

102 Legislative Branch; Special Account; Transfer to the General Fund. Amend 2011; 224:217, II to read as follows:

II. The legislative accountant shall allocate the original \$3,000,000 special legislative account into 4 separate and equal subaccounts. Individual subaccounts shall be established for the senate, the house of representatives, the joint offices, and the office of legislative budget assistant. Beginning in fiscal year [2012] **2013** and each year thereafter [at], **any** unexpended and unencumbered appropriations shall be transferred to the appropriate subaccount, **provided that no subaccount balance shall exceed \$750,000.** [Any subaccount with a balance in excess of \$750,000 at the end] **All unexpended and unencumbered appropriations remaining at the close** of the fiscal year shall [transfer the excess] **lapse** to the general fund.

103 Repeal. RSA 12-L:14, II, relative to the McAuliffe-Shepard discovery center commission business plan, is repealed.

104 Appropriation; North Country Fire Training Facility. Amend 2012, 106:3 to read as follows:

106:3 Appropriation. The sum of \$550,000 is hereby appropriated to the department of safety, division of fire standards and training and emergency medical services, for the biennium ending June 30, 2013 for the purpose of establishing a North Country fire training facility. Said sum shall be a charge against the fire standards and training and emergency medical services fund established in RSA 21-P:12-d. **This appropriation shall not lapse until June 30, 2014.**

105 Waiver in Lieu of Court Appearance. Amend RSA 262:44, I to read as follows:

I. Such defendant shall receive, in addition to the summons, a uniform fine schedule entitled "Notice of Fine, Division of Motor Vehicles" which shall contain the normal fines for violations of the provisions of title XXI on vehicles for which a plea may be entered by mail. The defendant shall be given a notice of fine indicating the amount of the fine plus penalty assessment at the time the summons is issued; except if, for cause, the summoning authority wishes the defendant to appear personally. Defendants summoned to appear personally shall do so on the arraignment date specified in the summons, unless otherwise ordered by the court. Defendants who are issued a summons and notice of fine and who wish to plead guilty or nolo contendere shall enter their plea on the summons and return it with payment of the fine plus penalty assessment to the director of the division of motor vehicles within 30 days of the date of the summons. The director of the division of motor vehicles may accept payment of the fine by credit card in lieu of cash payment. Any transaction costs assessed by the issuer of the credit card shall be paid out of the portion of the fine amount which is credited as agency income and not out of the penalty assessment charged by the district court. The director of the division of motor vehicles shall remit the penalty assessments collected to the police standards and training council for deposit in the police standards and training council training fund and to the state treasurer to be credited and continually appropriated to the victims' assistance fund and the judicial branch information technology fund in the percentages and manner prescribed in RSA 188-F:31. Fines shall be paid over to the state treasurer, and shall be credited as agency income by the department of safety within 14 days of their receipt **and shall not lapse to the general fund until the second year of each biennium.**

106 Pharmacy Board; Inspectional Services. Amend RSA 318:9-a to read as follows:

318:9-a ~~[Payment for]~~ Inspectional Services. ~~[For the purpose of providing inspectional services under this chapter and RSA 318-B:25,]~~ The pharmacy board shall ~~[enter into separate agreements with]~~ **provide inspectional services under this chapter and RSA 318-B:25** to the board of medicine, the board of veterinary medicine, the board of podiatry, the board of registration in optometry, the board of dental examiners, and the board of nursing ~~[providing for each such board to compensate the pharmacy board for such inspectional services. The agreements shall provide for payment based upon a per capita charge for each person registered with each such board as a percentage of the total number of persons subject to inspection under this chapter and RSA 318-B:25. The fees received from agreements under this section shall be deposited with the treasurer as restricted revenue by the pharmacy board, and shall be included in the computation of fees to be established for the following fiscal year].~~

107 New Paragraph; Approved Alcohol Treatment Programs. Amend RSA 172-B:2 by inserting after paragraph III the following new paragraph:

IV. The commissioner shall establish, by rules adopted under RSA 541-A, a uniform, sliding-fee scale, based on the client's income, for voluntary services provided by approved alcohol treatment programs.

108 New Section; Access to Budget and Expenditures for Persons Receiving State Services. Amend RSA 126-A by inserting after section 5 the following new section:

126-A:5-a Access to Budget and Expenditures for Persons Receiving State Services. The commissioner of the department of health and human services and the area agencies shall provide to any person, or that person's guardian, who is receiving state services pursuant to a plan with an individualized budget, a copy of such budget and the expenditures made under such budget.

109 Fees for Copies, Verifications, and Amendments to Vital Records. Amend RSA 5-C:10, II to read as follows:

II. The town clerk shall forward \$8 of each search fee collected by the clerk under this section to the department of state for deposit in the vital records improvement fund established under RSA 5-C:15 ~~[and \$3 to the state treasurer for deposit in the general fund,]~~ and shall retain the remaining ~~[\$4]~~ **\$7** as the clerk's fee for issuing such a copy. For subsequent copies issued at the same time, the town clerk shall forward \$5 of the fee collected for each subsequent copy under this section to the department for deposit in the vital records improvement fund established under RSA 5-C:15 ~~[and \$2 to the state treasurer for deposit in the general fund,]~~ and shall retain the remaining ~~[\$3]~~ **\$5** as the clerk's fee for issuing such a copy. The town clerk shall retain the \$25 fee for a delayed birth certificate as the clerk's fee for examining documents and issuing the delayed birth certificate. Fees collected by the registrar shall be forwarded to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:15.

110 Certified Public Accountants; Board Fees; Receipts. Amend RSA 309-B:4, IV to read as follows:

IV. The board shall establish fees for examination of applicants, for licenses, for certificates of authorization, for reissuance of licenses, for renewal and reinstatement of licenses and certificates to practice under this chapter, for late renewals, for verification of licensure or examination, and for transcribing and transferring records and other services. All moneys collected by the board from fees authorized under this chapter shall be received and accounted for by the board, shall be deposited in the state treasury ~~[to the credit of the board, and shall not lapse]~~. Administration expenses shall be limited to the funds collected and may include, but shall not be limited to, the costs of conducting investigations and of taking testimony and procuring the attendance of witnesses before the board or its committees; all legal proceedings taken under this chapter for the enforcement of this chapter; and educational programs for the benefit of the public or licensees and their employees. All fees prescribed by the board under prior law shall remain in effect until the board shall prescribe a new schedule of fees pursuant to RSA 541-A.

111 Professional Engineers; Receipts and Disbursements. Amend RSA 310-A:8 to read as follows:

310-A:8 Receipts and Disbursements. ~~[There shall be a board secretary who shall receive and account for all moneys derived under the provisions of this subdivision and shall pay the same to the state treasurer. The secretary of the board shall receive such salary as the board shall determine.]~~ The board may employ such investigators, clerical, and other assistants as are necessary for the proper performance of its work and may make expenditures for any purpose which is reasonably necessary for the proper performance of its duties under this subdivision, including the reasonable expenses of the board's delegate to meetings of, and member-

ship dues to, the National Council of Examiners for Engineering and Surveying (NCEES). The board may, with the approval of the attorney general, hire counsel and investigators and pay the reasonable expenses of such counsel and investigators for the investigation and prosecution of any violation of this subdivision. ~~[Such compensation and reasonable expenses shall be paid from the funds of the board.]~~

112 Professional Engineers; Reference Removed. Amend RSA 310-A:3, IV to read as follows:

IV. ~~[In addition to any moneys received under RSA 310-A:8,]~~ Members of the board shall receive \$25 for each day actually engaged in the duties of their office and shall be reimbursed for all actual travel, incidental, and clerical expenses necessarily incurred in carrying out the provisions of this chapter.

113 Land Surveyors; Receipts and Disbursements. Amend RSA 310-A:61 to read as follows:

310-A:61 Receipts and Disbursements. ~~[The secretary of the board shall receive and account for all moneys derived under this subdivision, and shall pay the same to the state treasurer. The secretary of the board shall receive such salary as the board shall determine in addition to the expenses provided herein.]~~ The board may employ such clerical or other assistants as are necessary for the proper performance of its work, and may make expenditures for any purpose which, in the opinion of the board, are reasonably necessary for the proper performance of its duties under this subdivision.

114 Professional Geologists; Receipts and Disbursements. Amend RSA 310-A:123 to read as follows:

310-A:123 Receipts and Disbursements. ~~[There shall be a board secretary who shall receive and account for all moneys derived under the provisions of this subdivision and shall pay the same to the state treasurer.]~~ The board may employ such investigators, clerical assistants, and other assistants as are necessary for the proper performance of its work and may make expenditures for any purpose which is reasonably necessary for the proper performance of its duties under this subdivision, including the reasonable expenses of the board's delegate to meetings and membership dues. The board may, with the approval of the attorney general, hire counsel and investigators and pay the reasonable expenses of such counsel and investigators for the investigation and prosecution of any violation of this subdivision. ~~[Such compensation and reasonable expenses shall be paid from the funds of the board.]~~

115 Real Estate Appraisers; Receipts and Disbursements. Amend RSA 310-B:21, I to read as follows:

I. The board shall receive and account for all moneys derived under the provisions of this chapter. ~~[At least monthly, the receipts shall be turned over to the state treasurer, who shall keep such moneys in a separate fund to be known as the real estate appraisers fund. Such fund shall be kept separate and apart from all moneys in the treasury, and shall be disbursed only for purposes of this chapter.]~~ Under no circumstances shall the total amount of payments exceed the fees collected under this chapter.

116 Appropriation; Reimbursement for Payment of Erroneously Charged Medical Benefits. The sum of \$19,164.34 is hereby appropriated to the department of administrative services for the purpose of reimbursing Mrs. Patricia Kelly, the spouse of a law enforcement officer who died in the line of duty, who through no fault of her own was charged erroneously for medical benefits promised to her by the state of New Hampshire. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

117 Department of Information Technology; Transfers Among Accounts. Notwithstanding the provisions of RSA 9:17-a or any other provision of law to the contrary, for the biennium ending June 30, 2015 the department of information technology may transfer funds within and among all accounting units and class lines within said department as necessary for the efficient management of the department provided that any transfer of \$75,000 or more shall require prior approval of the fiscal committee of the general court and the governor and council.

118 Continuation of Appropriation Regarding Emergency Management. The sums appropriated pursuant to 2011, 223:1 in accounting unit 02-23-23-236010-2740, class 244, state match public assistance, shall not lapse until June 30, 2015.

119 General Fund; Transfer to Fish and Game Fund. The state treasurer shall transfer unrestricted general fund revenue to the fish and game fund in the amounts of \$699,000 for the fiscal year ending June 30, 2014 and \$893,000 for the fiscal year ending June 30, 2015. Said transfers shall occur no later than August 1st of each fiscal year.

120 School Money; Determination of Adequate Education Grants. Amend RSA 198:41, III(b) to read as follows:

(b) Beginning July 1, 2013, and each fiscal year thereafter, the department of education shall not distribute a total education grant on behalf of all pupils who reside in a municipality that exceeds ~~[105.5]~~ **108** percent of the total education grant distributed to such municipality in the previous fiscal year.

121 Purpose. RSA 489-C establishes a voluntary program for the certification of commercial road salt applicators in order to encourage more efficient winter maintenance of roadways, parking lots, and sidewalks and to provide certain liability protections for certified commercial applicators and landowners whose premises are maintained by certified commercial applicators.

122 New Chapter; Salt Application Controls. Amend RSA by inserting after chapter 489-B the following new chapter:

CHAPTER 489-C SALT APPLICATOR CERTIFICATION OPTION

489-C:1 Definitions. In this chapter:

I. "Apply salt" means to apply salt or a salt alternative to roadways, parking lots, or sidewalks for the purpose of winter maintenance.

II. "Commercial applicator" means any individual who applies or supervises others who apply salt, but shall not include municipal or state employees.

III. "Commissioner" means the commissioner of the department of environmental services.

IV. "Department" means the department of environmental services.

V. "Salt" means sodium chloride, calcium chloride, magnesium chloride, or any other substance containing chloride.

VI. "Salt alternative" means any substance not containing chloride used for the purpose of de-icing or anti-icing.

489-C:2 Certification Option. Commercial applicators may elect to be annually certified by the department. Applicator certificates shall be issued by the department. Any business that employs multiple commercial applicators may obtain a master certificate for the owner or chief supervisor, and commercial applicators employed by the business may obtain certificates to qualify under the master certificate. Any business holding a master certificate shall ensure that all commercial applicators operating under its master certificate receive the required training and shall provide the required recordkeeping on behalf of all commercial applicators. Annual fees for certificates obtained under a master certificate shall be significantly less than the fees for a master certificate.

489-C:3 Rulemaking Authority. The commissioner shall adopt rules pursuant to RSA 541-A, relative to:

I. Policies and goals for applying salt.

II. Receiving and allocating federal grants and other funds or gifts for the purpose of carrying out any of the provisions of this chapter.

III. The types and frequency of training programs required for certification.

IV. Procedures for commercial applicators to obtain certification.

V. Recordkeeping required for commercial applicators to maintain certification.

489-C:4 Application for Certification. Applications for certification shall be on a form prescribed by the department and shall include the following:

I. The full name and address of the person applying for the certification.

II. The name and address of a person whose domicile is in the state, and who is authorized to receive and accept service of summons and legal notices of all kinds for the applicant.

III. The type of apparatus used to apply salt or salt alternative whether liquid or dry.

IV. Any other information deemed necessary by the department.

489-C:5 Administration and Enforcement.

I. The commissioner shall administer and enforce the provisions of this chapter.

II. The department may issue an order to any person who is in violation of any provision of this chapter, an applicator certificate issued under this chapter, or a rule adopted under this chapter, to cease and desist from any act in violation of such provision, certification, or rule. Orders of the department under this section shall be effective immediately.

III. The commissioner, after notice and hearing pursuant to RSA 541-A, may revoke the certification of any person who violates this chapter. Rehearings and appeals relating to revocation shall be governed by RSA 541.

123 New Section; Limited Liability for Winter Maintenance by Private Parking Lot Owners.

Amend RSA 508 by inserting after section 21 the following new section:

508:22 New Section; Liability Limited for Winter Maintenance.

I. No commercial applicator as defined in RSA 489-C:1, II and certified under RSA 489-C:2, or owner, occupant, or lessee of land whose premises is maintained by a commercial applicator certified under RSA 489-C:2, shall be liable for damages arising from insufficiencies or hazards on any premises owned, occupied, maintained, or operated by them, even with actual notice thereof, when such hazards are caused solely by snow or ice, and the commercial applicator's, owner's, occupant's, or lessee's failure or delay in removing or mitigating such hazards is the result of its implementation, absent gross negligence or reckless disregard of the hazard, of best management practices for winter road, parking lot, and sidewalk maintenance adopted and published by the department of transportation and the department of environmental services. All commercial applicators, owners, occupants, or lessees who adopt such best management practices shall be presumed to be acting pursuant to the best management practices in the absence of proof to the contrary.

II. In order to receive the liability protection provided in paragraph I, a commercial applicator as defined in RSA 489-C:1, II, or an owner, occupant, or lessee of land shall keep a written record describing its winter road, parking lot and property maintenance practices. The written record shall include the type and rate of application of de-icing materials used, the dates of treatment, and the weather conditions for each event requiring de-icing. Such records shall be kept for a period of 3 years.

124 Compensation; Definition. Amend RSA 77-E:1, V to read as follows:

V. For taxable periods beginning on or after January 1, 2013, "compensation" means:

(a) All wages, salaries, fees, bonuses, commissions, or other payments paid **directly** or accrued **by the business enterprise** in the taxable period on behalf of or for the benefit of employees, officers, or directors of the business enterprise and subject to or specifically exempt from withholding under section 3401 of the United States Internal Revenue Code except such payments as are made expressly exempt from withholding under sections 3401(a)(1), (9), (10), (13), (14), (15), (16), (18), (19), and (20); **and except any tips required to be reported by the employee to the employer under section 6053(a) of the United States Internal Revenue Code; and**

(b) The amount of any deduction taken under RSA 77-A:4, III in the taxable period; and

(c) Any net earnings from self-employment subject to tax under section 1401 of the United States Internal Revenue Code to the extent not included in the amount of any deduction taken under RSA 77-A:4, III in the taxable period.

125 Legislative Budget Assistant; Charge for Cost of Financial Audits. Amend RSA 14:31-c to read as follows:

14:31-c Charge Back of **Financial** Audits of Special Funds Agencies. The cost of any **financial** audit done by the legislative budget assistant or by any other auditor under his **or her** direction or authority of any department, division, or agency funded by highway, fish and game, any self-sustaining, or special fund shall be a charge against the appropriate fund and said cost shall be transferred from said fund to the general fund.

126 Flood Control Payments. Notwithstanding any provision of law to the contrary, \$250,000 in fiscal year 2015 shall be transferred from existing budgetary allocations of the department of justice to the department of revenue administration for the purpose of funding the flood control payments under the Connecticut River Flood Control Compact as contained in RSA 484:1 and the Merrimack River Flood Control Compact as contained in RSA 484:7.

127 Compensation and Benefit Cost Reductions. For the biennium ending June 30, 2015, the governor shall reduce total appropriations for compensation and benefits for classified employees in any department, as defined in RSA 9:1, by not less than \$10,000,000 in fiscal year 2014 and not less than \$25,000,000 for the biennium, of which the general fund component shall be not less than \$10,000,000.

128 New Section; Public Assistance to Blind, Aged, or Disabled Persons and to Dependent Children; Prohibited Use of Electronic Benefit Transfer Cards. Amend RSA 167 by inserting after section 7-a the following new section:

167:7-b Prohibited Use of Electronic Benefit Transfer Cards.

I. Any person receiving public assistance is prohibited from using electronic benefit transfer (EBT) cards or cash obtained with EBT cards for the purpose of purchasing or participating in any activities in any location listed in paragraph II. Any person receiving public assistance who uses an EBT card in violation of paragraph II shall be subject to the following penalties:

- (a) Suspension of cash assistance benefits for that person for 2 pay periods for the first offense.
- (b) Suspension of cash assistance benefits for that person for 4 pay periods for the second offense.
- (c) Suspension of cash assistance benefits for that person for 6 pay periods for the third and subsequent offense.

II. After January 1, 2014, the businesses listed in this paragraph shall not knowingly accept direct cash assistance funds held on electronic benefit transfer cards or cash obtained with electronic benefit transfer cards through any electronic fund transaction using an automated teller machine or point-of-sale device on the business premises. The following businesses are required to comply with this paragraph:

- (a) State liquor stores and agency liquor stores established by or under the authority of the New Hampshire liquor commission.
- (b) Off-premises retail licensees that exclusively or primarily sell beer, wine, or other alcoholic beverages.
- (c) Gaming establishments licensed under the authority of New Hampshire racing and charitable gaming commission that also meet the definition of casino, gambling casino, or gaming establishment under the Social Security Act, 42 U.S.C. section 608(a)(12).
- (d) Retail establishments which provide adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment.

III. The department may notify the licensing authority of any business listed in paragraph II in the event that such business has continued to allow the use of the EBT card in violation of this section. The licensing authority may take reasonable action as deemed appropriate under existing licensing provisions. Notwithstanding any provision of law to the contrary, the department is authorized to provide information and cooperate with the licensing authority regarding any investigation commenced under this section.

IV. Any business listed in paragraph II that knowingly accepts direct cash assistance funds held on electronic benefit transfer cards or cash obtained with electronic benefit transfer cards in violation of this section shall be guilty of a violation.

129 New Subdivision; Commission to Study Expansion of Medicaid Eligibility. Amend RSA 126-A by inserting after section 65 the following new subdivision:

Commission to Study Expansion of Medicaid Eligibility

126-A:66 Commission Established; Membership; Duties.

I.(a) There is established a commission to study the potential costs and benefits of expanding Medicaid eligibility in New Hampshire. The members of the commission shall be as follows:

- (1) Three members of the senate, two of whom shall be appointed by the president of the senate and one of whom shall be appointed by the minority leader.
- (2) Three members of the house of representatives, two of whom shall be appointed by the speaker of the house of representatives and one of whom shall be appointed by the minority leader.
- (3) The commissioner of the department of health and human services, or designee, who shall serve as a non-voting member.
- (4) The commissioner of insurance, or designee, who shall serve as a non-voting member.
- (5) Three public members, one member appointed by the governor, one member appointed by the speaker of the house of representatives, and one member appointed by the president of the senate.

(b) Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

II.(a) The commission's study shall include, but not be limited to:

(1) The potential costs and benefits of expanding Medicaid eligibility in New Hampshire as authorized by section 1902(a)(10)(A)(i)(VIII) and section 1902(e)(14) of the Social Security Act as amended by the Patient Protection and Affordable Act, Public Law 111-148, as amended by the Health Care and Education Reconciliation Act of 2010, Public Law 111-152.

(2) The feasibility of tailoring expansion of New Hampshire's Medicaid eligibility based on:

(A) Maximizing use of federal dollars.

(B) The purchase of private health insurance for newly-eligible individuals.

(C) Utilizing insurance exchanges for those between 100 percent and 138 percent of the federal poverty level, thus ensuring that limited resources are focused on those most in need.

(D) Use of authorized co-payments, other quality of care incentives, or changes in benefits levels.

(E) Other innovative approaches, including those used by other states, to tailor Medicaid expansion appropriately for New Hampshire.

(F) Receiving a federal block grant for Medicaid.

(G) Other related subjects that may serve to inform the legislature as determined by the commissioner.

(3) The availability of providers to care for New Hampshire's covered population, including those newly eligible for Medicaid.

(4) The impact New Hampshire's Medicaid expansion plan could have on cost-shifting and Medicaid reimbursement.

(5) Methods to provide legal and financial protection to New Hampshire in the event the federal government does not live up to its funding obligations.

(6) Reviewing language prepared by the department of health and human services for Medicaid expansion proposals.

(b) The commission may solicit information from any person or entity the commission deems relevant to its study.

(c) The commission shall make a report of its findings and recommendations under this paragraph for proposed legislation to the president of the senate, the speaker of the house of representatives, and the governor on or before October 15, 2013.

III.(a) The commission shall provide ongoing monitoring and evaluation of progress of any Medicaid expansion program implemented and stated goals, which shall include:

(1) Improved health outcomes for low income New Hampshire residents.

(2) Reduced uncompensated care costs for New Hampshire providers.

(3) A reduction in the percentage of New Hampshire residents without health insurance.

(4) Reduced use of emergency rooms.

(b) The commission shall make an annual report, commencing on October 15, 2014, relative to the monitoring and evaluation required under this paragraph to the governor, the speaker of the house of representatives, and the senate president.

IV. The members of the commission shall elect a chairperson from among the voting members. The first meeting of the commission shall be held within 7 days of the effective date of the 2014-2015 state operating budget. Five voting members of the commission shall constitute a quorum.

V. The department of health and human services shall provide administrative support to the commission.

130 Appropriation. The sum of \$200,000 is hereby appropriated to the department of health and human services for the fiscal year ending June 30, 2014, for the purpose of providing administrative support to the

commission established in RSA 126-A:66 as inserted by section 129 of this act. Contracts for administrative support or consulting services shall not require governor and council approval. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

131 Repeal. RSA 126-A:66, relative to the commission to study the potential costs and benefits of expanding Medicaid eligibility in New Hampshire, is repealed.

132 New Subdivision; Commission on Medicaid Long-Term Care Financing and Cost. Amend RSA 151-E by inserting after section 18 the following new subdivision:

Commission on Medicaid Long-Term Care Financing and Costs

151-E:19 Commission on Medicaid Long-Term Care Financing and Cost.

I. There is established a commission to review and analyze the costs and future funding of Medicaid long-term care services for the elderly, either in licensed facilities or under the Medicaid waiver in New Hampshire.

(a) The members of the commission shall be as follows:

(1) One member of the senate who shall be a member of the finance committee, appointed by the president of the senate.

(2) Three members of the house of representatives, one of whom shall be a member of the health, human services and elderly affairs committee and one of whom shall be a member of the finance committee, appointed by the speaker of the house of representatives.

(3) The commissioner of the department of health and human services, or designee.

(4) A representative of the New Hampshire Association of Counties, appointed by the association.

(b) Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

II.(a) The commission shall review and analyze the costs and future funding of Medicaid long-term care services for the elderly, either in licensed facilities or under the Medicaid waiver in New Hampshire. The commission's study shall include, but not be limited to, a review and analysis of funding sources, reimbursement rates, and overall costs.

(b) The commission may solicit information from any other entity or resource the commission deems relevant to its study.

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

IV. The commission shall report its findings and any recommendations for proposed legislation to the oversight committee on health and human services, established in RSA 126-A:13, on or before November 1, 2013.

133 Repeal. RSA 151-E:19, relative to a commission to review and analyze the costs and future funding of Medicaid long-term care services for the elderly, either in licensed facilities or under the Medicaid waiver in New Hampshire, is repealed.

134 Transfer of Dedicated Funds; Renewable Energy Fund. Notwithstanding the provisions of RSA 362-F:10 and any other law to the contrary, for the fiscal year ending June 30, 2014, the department of administrative services shall transfer funds from the renewable energy fund to the general fund in the amount of \$16,100,000.

135 General Fund Balance. Notwithstanding RSA 9:13-e, II, any budget surplus for the close of the fiscal biennium ending June 30, 2013 shall not be deposited in the revenue stabilization reserve account but shall remain in the general fund.

136 Transfer of Funds to the Tri-County Community Action Program.

I. Notwithstanding any provision of law to the contrary, the chairman of the public utilities commission is authorized to transfer funds from the account created by RSA 362-F:10 to the office of energy and planning to repay funds for low income home energy assistance, and to provide other necessary funds to Tri-County Community Action Program, Inc., acting through its court-appointed special trustee, for the stabilization of

that agency, in an amount not to exceed \$533,000 upon request of the special trustee, until June 30, 2014. Such funds shall be used to pay and manage priority unsecured debt and such other obligations as the special trustee shall determine. The special trustee shall provide monthly reports on the use of such funds, as well as the efforts to stabilize and restore accountability to the agency, to the office of energy and planning, the department of justice charitable trusts unit, and to the probate court as it requires.

II. Funds transferred under this section shall be repaid by the Tri-County Community Action Program from litigation or settlement funds or from insurance proceeds received or recovered by the Tri-County Community Action Program from claims or litigation related to the circumstances that resulted in the special trusteeship. The state shall have a priority claim to reimbursement from such proceeds. The final amount utilized by the agency and the use of the funds shall be reported to the fiscal committee of the general court, the office of energy and planning, and the department of justice charitable trusts unit no later than July 31, 2014.

137 Transfer of Funds to the Tri-County Community Action Program.

I. Notwithstanding any provision of law to the contrary, the chairman of the public utilities commission may transfer funds from the account created by RSA 362-F:10 to provide other necessary funds to Tri-County Community Action Program, Inc., acting through its court-appointed special trustee, for the stabilization of that agency, in an amount not to exceed \$500,000 upon request of the special trustee, until June 30, 2014. Such funds shall be used to pay and manage priority unsecured debt and such other obligations as the special trustee shall determine, with the prior approval of the fiscal committee of the general court. The special trustee shall provide monthly reports on the use of such funds, as well as the efforts to stabilize and restore accountability to the agency, to the office of energy and planning, the department of justice charitable trusts unit, the fiscal committee of the general court, and to the probate court as it requires.

II. Funds transferred under this section shall be repaid, if sufficient funds are received by the Tri-County Community Action Program, from litigation or settlement funds or from insurance proceeds received or recovered relating to circumstances that resulted in the special trusteeship. The final amount utilized by the agency and the use of the funds shall be reported to the fiscal committee of the general court, the office of energy and planning, and the department of justice charitable trusts unit no later than July 31, 2014.

138 Revolving Loan Fund; Tri-County Community Action Program.

I. There is hereby established a non-lapsing and continually appropriated Tri-County Community Action Program revolving loan fund. The fund shall be administered by the department of administrative services and shall be used for the purpose of providing loans for the continued stabilization of the Tri-County Community Action Program, Inc. At no time shall the total outstanding amount loaned exceed \$250,000.

II. The sum of \$250,000 is hereby transferred from the renewable energy fund in RSA 362-F:10 and appropriated to the Tri-County Community Action Program revolving loan fund.

III. Repayment terms of the loans shall be determined by the department in consultation with the Tri-County Community Action Program, Inc., acting through its court-appointed special trustee, which shall continue to be in effect after the repeal of the revolving loan fund in paragraph I.

IV. All funds in the Tri-County Community Action Program revolving loan fund upon the repeal of the authority under paragraph I and any remaining repayment collected after such repeal, shall be deposited in the renewable energy fund under RSA 362-F:10.

139 New Subparagraph; State Treasurer Accounts; Tri-County Community Action Program revolving loan fund. Amend RSA 6:12, I(b) by inserting after subparagraph (310) the following new subparagraph:

(311) Moneys deposited in the Tri-County Community Action Program revolving loan fund.

140 Repeal; 2016. The following are repealed:

I. The Tri-County Community Action Program revolving loan fund established in paragraph I of section 138 of this act.

II. RSA 6:12, I(b)(311), relative to Tri-County Community Action Program revolving loan fund.

141 Trusts and Agency Funds; Other Post-Employment Benefits (OPEB) Trusts. Amend RSA 6:12-c by inserting after paragraph II the following new paragraph:

III.(a) The state treasurer may establish one or more other post-employment benefits (OPEB) trusts for the payment of other post-employment benefits for employees or officers of the state after their termination

of service. In this paragraph, the term “other post-employment benefits” means employee benefits other than pensions that are received after employment ends, and may include such medical, disability, or other health benefits, as are covered by Statement No. 45 of the Governmental Accounting Standards Board (GASB). The term “trust” means a trust qualified under GASB Statement No. 43.

(b) Deposits to any fund under such a trust and any earnings on those deposits shall be irrevocable and shall be held in trust for the exclusive benefit of retirees and their beneficiaries in accordance with the terms of the plans or programs providing other post-employment benefits, except that funds governed by the trust may be withdrawn for other purposes only when the state’s liability owed to former officers or employees for other post-employment benefits has been satisfied or otherwise eliminated pursuant to subparagraph (d) (2). The assets of any trust created pursuant to this paragraph shall be exempt from taxation and execution, attachment, garnishment, or any other process. No public officer, employee, or agency shall divert, use, or authorize the use of such funds for any purpose other than as provided in law for other post-employment benefits covered by the trust and administrative expenses.

(c) The state treasurer shall have the full power to invest, reinvest, and manage the assets of the trust. The state treasurer shall invest the assets of the trust with the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of a like character and with like aims. The state treasurer shall also diversify such investments so as to minimize the risk of large losses unless under the circumstances it is clearly prudent not to do so. The state treasurer may engage a trust administrator, investment consultants, or other qualified professionals to assist with management and investment of the funds of the trust and may pay for these services out of the funds of the trust.

(d) The state treasurer may withdraw money from the funds of a trust created pursuant to this paragraph only:

(1) As needed to pay other post-employment benefits owed to former state officers and employees;
or

(2) When all other post-employment benefits liability owed to former state officers or employees has been satisfied or otherwise deceased.

(e) The state treasurer shall complete and make available, not later than 120 days after the close of each fiscal year, an annual comprehensive financial report of the OPEB trust for the preceding fiscal year. The comprehensive financial report shall be prepared in a manner consistent with generally accepted accounting principals and shall be audited annually by a qualified independent auditor selected by the state treasurer.

(f) When the balance of any trust established under this paragraph reaches \$10,000,000, the state treasurer shall transfer responsibility for administration of the trust to a board of trustees comprised of the state treasurer and 3 members of the public. The governor, the speaker of the house of representatives, and the senate president shall each appoint one trustee, who shall be a qualified person with substantial investment or financial experience, taking into account factors such as educational background, business experience, and professional licensure and designations. The trustees shall serve 3-year terms and until a successor is appointed and qualified, except that the initial appointment by the governor shall be for a term of one year, the initial appointment by the speaker of the house of representatives shall be for a term of 2 years, and the initial appointment by the senate president shall be for a term of 3 years. No trustee, other than the state treasurer, may serve more than 3 full terms.

142 Navigation Safety Fund. Amend RSA 270-E:6-a to read as follows:

270-E:6-a Navigation Safety Fund. There is established the navigation safety fund which shall be ***nonlapsing and*** continually appropriated to the department of safety, division of state police. The state treasurer may invest moneys in the fund as provided by law and all interest received on such investment shall be credited to the fund. The fund shall only be used to promote the safety of navigation and the administration and enforcement of RSA 270, RSA 270-B, RSA 270-D, and RSA 270-E. ~~[Any balance remaining in the navigation safety fund at the close of each fiscal year shall lapse to the general fund.]~~

143 New Hampshire Veterans Home; Appropriation. The sum of \$333,250 is hereby appropriated for the fiscal year ending June 30, 2013 to the New Hampshire veterans home for class 023 (heat-electricity-water) within accounting unit 05-43-43-430010-5358, for the purpose of paying utility costs. The governor is authorized to draw a warrant for such amount out of any money in the treasury not otherwise appropriated.

144 New Hampshire Veterans' Home; Report. Amend RSA 119:13 to read as follows:

119:13 Reports. The board shall file with the secretary of state, *the fiscal committee of the general court, and the commissioner of administrative services*, on or before October 1 ~~[next preceding each annual session of the legislature]~~ *and every 6 months thereafter*, a report to the legislature, setting forth the operations and condition of the home, a detailed account of all moneys received and expended on its behalf since the last report, an estimate of the amount of money required for its uses before the meeting of the next legislature, and such other matters and recommendations as they shall think its interests require.

145 Gaming Regulatory Oversight Authority. Amend RSA 284-A:1-2 to read as follows:

284-A:1 Gaming Regulatory Oversight Authority Established. There is hereby established a gaming regulatory oversight authority to insure integrity and public confidence in gaming regulation and to oversee and assess the *current* regulation of gaming activities authorized pursuant to New Hampshire law *and recommend the appropriate regulation of casino gambling in New Hampshire*. The authority shall consist of the following members:

I. The attorney general ~~[or designee]~~.

II. The commissioner of the department of safety, or designee.

III. The executive director of the lottery commission, or designee.

IV. The director of the racing and charitable gaming commission, or designee.

V. ~~[One public member who has relevant experience, appointed jointly by the speaker of the house of representatives and the senate president.]~~

~~VI.]~~ *One member of the senate, appointed by the president of the senate.*

VI. One member of the house of representatives, appointed by the speaker of the house of representatives.

VII. One member who has relevant experience, appointed by the governor.

~~[VII. One public member]~~

VIII. Two public members appointed by the governor ~~[who]~~ *one of whom* shall *be appointed to* serve as the chair of the authority.

284-A:2 Functions and Duties of the Authority.

I. The functions and duties of the authority shall include the following:

(a) Evaluate whether the current regulations and regulatory bodies for legal gaming in the state are adequate to operate in a manner that protects the public interest and allows the regulation of gaming to be conducted in an effective and efficient manner.

(b) Design the structure of the oversight agency necessary to regulate all lawful gaming and betting activity in the state, considering whether the state should continue the current divided structure or whether the state should adopt a unified and centralized gaming control authority.

(c) *Review legislative proposals and* recommend ~~[those regulatory functions and powers that would be necessary to enable expanded]~~ *comprehensive statutory and regulatory provisions to enable and oversee casino* gaming ~~[at one or more locations, including all types of expanded gaming referenced in the New Hampshire Gaming Study Commission's Final Report issued on May 20, 2010].~~

(d) Identify and draft appropriate laws and regulations for ensuring ongoing and stringent review and enforcement of *current and proposed* gaming operations, including:

- (1) Appropriate provisions for investigating the qualifications of gaming license applicants;
- (2) Procedures and criteria for issuing gaming licenses or gaming permits, including appropriate fees;
- (3) Procedures and criteria for selection of ~~[locations]~~ *licensees*;
- (4) Control of gaming technology and gaming devices; and
- (5) Procedures for investigating and enforcing violations of any gaming laws or regulations.

(6) Process for sustaining ongoing charitable gaming resources to charities in New Hampshire.

(e) Identify, review, and propose necessary changes in the policies and practices of the lottery commission and the racing and charitable gaming commission to ensure the independence, integrity, and public accountability of the regulation of gaming in New Hampshire, including insulating the regulators from conflicts of interest.

II. In making its recommendations, the authority shall conduct a thorough review of gaming regulatory structure and regulation in other states, including but not limited to Maine, Connecticut, Delaware, New Jersey, and Nevada.

III. The ~~[authority shall meet monthly beginning July 2010 and may meet more frequently as determined by the]~~ **first meeting and all meetings thereafter shall be called by the** chair. All meetings of the authority shall be open to the public and subject to RSA 91-A.

IV. With regard to meetings, minutes, and records of the authority:

(a) The authority shall notice all proceedings and shall make and keep a record of all proceedings held at public meetings of the authority. A verbatim record of those proceedings shall be prepared by the authority. A copy of the record shall be made available to any person upon request and payment of the costs of preparing the copy.

(b) The authority shall maintain such other files and records as the authority determines is necessary.

(c) All records, information, or data maintained or kept by the authority shall be maintained or kept at the office of the lottery commission.

V. The lottery commission shall allocate \$250,000 as initial start up funds to the authority in funds not otherwise appropriated. Notwithstanding any provision of law to the contrary, for fiscal year ~~[2011]~~ **2014**, the authority may expend the initial allocation as needed to support its activities including, but not limited to, the hiring of staff and the retention of experts in the area of the authority's oversight activities. ~~[Beginning]~~ In fiscal year ~~[2012 and each fiscal year thereafter,]~~ **2014**, the lottery commission ~~[shall allocate]~~ **may expend up to** \$250,000 ~~[to the authority]~~ in funds not otherwise appropriated to support the authority's activities. **The authority may expend such funds without the approval of the governor and executive council.**

VI. The lottery commission, the racing and charitable gaming commission, the liquor commission and other state agencies shall cooperate with the authority and shall provide data and information to the authority upon request. The authority shall be administratively attached to the department of safety pursuant to RSA 21-G:10.

VII. The authority shall submit **draft legislation with supporting regulations and** a report to the general court by December 15, ~~[2010]~~ **2013** containing recommendations regarding gaming policy, oversight, and regulation in accordance with the authority's functions and duties as set forth in RSA 284-A:2. Such report shall contain recommendations to the general court for ~~[2011]~~ **2014** legislation that would establish ~~[an entity]~~ **one or more entities** sufficient to regulate **existing or** expanded gaming~~[- including all types of expanded gaming referenced in the New Hampshire Gaming Study Commission's Final Report, issued on May 20, 2010,]~~ so that, in the event that the legislature acts to enable the issuance of one or more licenses for expanded gaming facilities, the state will be prepared to regulate these activities in an effective and efficient manner.

146 Repeal. The following are repealed:

I. SS 2010, 1:114, relative to the repeal of the gaming regulatory oversight authority.

II. SS 2010, 1:123, VI, relative to the effective date of the repeal of the gaming regulatory oversight authority.

147 Classified Salaries; July 12, 2013. RSA 99:1-a is repealed and reenacted to read as follows:

99:1-a Salaries Established. The salary ranges for all unrepresented classified employees and all classified employees represented by an employee organization having an agreement with the state for the biennium ending June 30, 2015 shall be established as follows commencing July 12, 2013:

| | STEP 01 | STEP 02 | STEP 03 | STEP 04 | STEP 05 | STEP 06 | STEP 07 | STEP 08 |
|----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 01 | 18,921.63 | 19,416.44 | 19,950.84 | 20,524.82 | 21,118.60 | 21,751.96 | 22,345.73 | 22,939.51 |

| | | | | | | | | |
|----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 02 | 19,416.44 | 19,950.84 | 20,524.82 | 21,118.60 | 21,751.96 | 22,345.73 | 22,939.51 | 23,592.66 |
| 03 | 19,950.84 | 20,524.82 | 21,118.60 | 21,751.96 | 22,345.73 | 22,939.51 | 23,592.66 | 24,305.19 |
| 04 | 20,524.82 | 21,118.60 | 21,751.96 | 22,345.73 | 22,939.51 | 23,592.66 | 24,305.19 | 25,967.76 |
| 05 | 21,118.60 | 21,751.96 | 22,345.73 | 22,939.51 | 23,592.66 | 24,305.19 | 25,967.76 | 26,937.59 |
| 06 | 21,751.96 | 22,345.73 | 22,939.51 | 23,592.66 | 24,305.19 | 25,967.76 | 26,937.59 | 27,927.22 |
| 07 | 22,345.73 | 23,137.43 | 24,067.68 | 24,997.93 | 25,967.76 | 26,937.59 | 27,927.22 | 29,075.18 |
| 08 | 23,137.43 | 24,067.68 | 24,997.93 | 25,967.76 | 26,937.59 | 27,927.22 | 29,075.18 | 30,163.77 |
| 09 | 24,067.68 | 24,997.93 | 25,967.76 | 26,937.59 | 27,927.22 | 29,075.18 | 30,163.77 | 31,351.32 |
| 10 | 24,997.93 | 25,967.76 | 26,937.59 | 27,927.22 | 29,075.18 | 30,163.77 | 31,351.32 | 32,578.46 |
| 11 | 25,967.76 | 26,937.59 | 27,927.22 | 29,075.18 | 30,163.77 | 31,351.32 | 32,578.46 | 33,884.76 |
| 12 | 26,937.59 | 27,927.22 | 29,075.18 | 30,163.77 | 31,351.32 | 32,578.46 | 33,884.76 | 35,388.99 |
| 13 | 27,927.22 | 29,075.18 | 30,163.77 | 31,351.32 | 32,578.46 | 33,884.76 | 35,388.99 | 36,833.84 |
| 14 | 29,075.18 | 30,163.77 | 31,351.32 | 32,578.46 | 33,884.76 | 35,388.99 | 36,833.84 | 38,417.24 |
| 15 | 30,163.77 | 31,450.28 | 32,717.00 | 34,043.10 | 35,388.99 | 36,833.84 | 38,417.24 | 39,980.85 |
| 16 | 31,450.28 | 32,717.00 | 34,043.10 | 35,388.99 | 36,833.84 | 38,417.24 | 39,980.85 | 41,702.80 |
| 17 | 32,717.00 | 34,043.10 | 35,388.99 | 36,833.84 | 38,417.24 | 39,980.85 | 41,702.80 | 43,385.16 |
| 18 | 34,043.10 | 35,388.99 | 36,833.84 | 38,417.24 | 39,980.85 | 41,702.80 | 43,385.16 | 45,206.07 |
| 19 | 35,388.99 | 36,833.84 | 38,417.24 | 39,980.85 | 41,702.80 | 43,385.16 | 45,206.07 | 47,106.15 |
| 20 | 36,833.84 | 38,417.24 | 39,980.85 | 41,702.80 | 43,385.16 | 45,206.07 | 47,106.15 | 49,501.04 |
| 21 | 38,417.24 | 39,980.85 | 41,702.80 | 43,385.16 | 45,206.07 | 47,106.15 | 49,501.04 | 51,678.22 |
| 22 | 39,980.85 | 41,702.80 | 43,385.16 | 45,206.07 | 47,106.15 | 49,501.04 | 51,678.22 | 53,934.56 |
| 23 | 41,702.80 | 43,484.12 | 45,423.79 | 47,422.83 | 49,501.04 | 51,678.22 | 53,934.56 | 56,329.46 |
| 24 | 43,484.12 | 45,423.79 | 47,422.83 | 49,501.04 | 51,678.22 | 53,934.56 | 56,329.46 | 58,803.52 |
| 25 | 45,423.79 | 47,422.83 | 49,501.04 | 51,678.22 | 53,934.56 | 56,329.46 | 58,803.52 | 61,475.51 |
| 26 | 47,422.83 | 49,501.04 | 51,678.22 | 53,934.56 | 56,329.46 | 58,803.52 | 61,475.51 | 64,127.70 |
| 27 | 49,501.04 | 51,678.22 | 53,934.56 | 56,329.46 | 58,803.52 | 61,475.51 | 64,127.70 | 66,997.61 |
| 28 | 51,678.22 | 53,934.56 | 56,329.46 | 58,803.52 | 61,475.51 | 64,127.70 | 66,997.61 | 70,599.85 |
| 29 | 53,934.56 | 56,329.46 | 58,803.52 | 61,475.51 | 64,127.70 | 66,997.61 | 70,599.85 | 73,944.78 |
| 30 | 56,329.46 | 58,803.52 | 61,475.51 | 64,127.70 | 66,997.61 | 70,599.85 | 73,944.78 | 77,329.30 |
| 31 | 58,803.52 | 61,594.26 | 64,483.97 | 67,413.26 | 70,599.85 | 73,944.78 | 77,329.30 | 80,971.12 |
| 32 | 61,594.26 | 64,483.97 | 67,413.26 | 70,599.85 | 73,944.78 | 77,329.30 | 80,971.12 | 84,632.73 |
| 33 | 64,483.97 | 67,413.26 | 70,599.85 | 73,944.78 | 77,329.30 | 80,971.12 | 84,632.73 | 88,294.34 |
| 34 | 67,413.26 | 70,599.85 | 73,944.78 | 77,329.30 | 80,971.12 | 84,632.73 | 88,294.34 | 91,916.37 |
| 35 | 70,599.85 | 73,944.78 | 77,329.30 | 80,971.12 | 84,632.73 | 88,294.34 | 91,916.37 | 95,577.98 |

The salary ranges provided herein for academic positions shall apply to those state employees in academic positions who work for an academic year which does not exceed 180 working days. Those academic employees working more than an academic year shall receive a pro rata increase in their salary based upon the number of additional working days per year. The intent of this section is to adjust the salaries of employees in academic positions. It is not intended to cause changes in academic work schedules.

148 Classified Salaries; July 11, 2014. RSA 99:1-a is repealed and reenacted to read as follows:

99:1-a Salaries Established. The salary ranges for all unrepresented classified employees and all classified employees represented by an employee organization having an agreement with the state for the biennium ending June 30, 2015 shall be established as follows commencing July 11, 2014:

| | STEP 01 | STEP 02 | STEP 03 | STEP 04 | STEP 05 | STEP 06 | STEP 07 | STEP 08 |
|----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 01 | 19,347.37 | 19,853.31 | 20,399.73 | 20,986.63 | 21,593.77 | 22,241.38 | 22,848.51 | 23,455.65 |
| 02 | 19,853.31 | 20,399.73 | 20,986.63 | 21,593.77 | 22,241.38 | 22,848.51 | 23,455.65 | 24,123.49 |
| 03 | 20,399.73 | 20,986.63 | 21,593.77 | 22,241.38 | 22,848.51 | 23,455.65 | 24,123.49 | 24,852.06 |

| | | | | | | | | |
|----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 04 | 20,986.63 | 21,593.77 | 22,241.38 | 22,848.51 | 23,455.65 | 24,123.49 | 24,852.06 | 26,552.03 |
| 05 | 21,593.77 | 22,241.38 | 22,848.51 | 23,455.65 | 24,123.49 | 24,852.06 | 26,552.03 | 27,543.69 |
| 06 | 22,241.38 | 22,848.51 | 23,455.65 | 24,123.49 | 24,852.06 | 26,552.03 | 27,543.69 | 28,555.58 |
| 07 | 22,848.51 | 23,658.02 | 24,609.20 | 25,560.38 | 26,552.03 | 27,543.69 | 28,555.58 | 29,729.37 |
| 08 | 23,658.02 | 24,609.20 | 25,560.38 | 26,552.03 | 27,543.69 | 28,555.58 | 29,729.37 | 30,842.45 |
| 09 | 24,609.20 | 25,560.38 | 26,552.03 | 27,543.69 | 28,555.58 | 29,729.37 | 30,842.45 | 32,056.72 |
| 10 | 25,560.38 | 26,552.03 | 27,543.69 | 28,555.58 | 29,729.37 | 30,842.45 | 32,056.72 | 33,311.47 |
| 11 | 26,552.03 | 27,543.69 | 28,555.58 | 29,729.37 | 30,842.45 | 32,056.72 | 33,311.47 | 34,647.17 |
| 12 | 27,543.69 | 28,555.58 | 29,729.37 | 30,842.45 | 32,056.72 | 33,311.47 | 34,647.17 | 36,185.24 |
| 13 | 28,555.58 | 29,729.37 | 30,842.45 | 32,056.72 | 33,311.47 | 34,647.17 | 36,185.24 | 37,662.60 |
| 14 | 29,729.37 | 30,842.45 | 32,056.72 | 33,311.47 | 34,647.17 | 36,185.24 | 37,662.60 | 39,281.63 |
| 15 | 30,842.45 | 32,157.91 | 33,453.14 | 34,809.07 | 36,185.24 | 37,662.60 | 39,281.63 | 40,880.42 |
| 16 | 32,157.91 | 33,453.14 | 34,809.07 | 36,185.24 | 37,662.60 | 39,281.63 | 40,880.42 | 42,641.11 |
| 17 | 33,453.14 | 34,809.07 | 36,185.24 | 37,662.60 | 39,281.63 | 40,880.42 | 42,641.11 | 44,361.33 |
| 18 | 34,809.07 | 36,185.24 | 37,662.60 | 39,281.63 | 40,880.42 | 42,641.11 | 44,361.33 | 46,223.21 |
| 19 | 36,185.24 | 37,662.60 | 39,281.63 | 40,880.42 | 42,641.11 | 44,361.33 | 46,223.21 | 48,166.04 |
| 20 | 37,662.60 | 39,281.63 | 40,880.42 | 42,641.11 | 44,361.33 | 46,223.21 | 48,166.04 | 50,614.82 |
| 21 | 39,281.63 | 40,880.42 | 42,641.11 | 44,361.33 | 46,223.21 | 48,166.04 | 50,614.82 | 52,840.98 |
| 22 | 40,880.42 | 42,641.11 | 44,361.33 | 46,223.21 | 48,166.04 | 50,614.82 | 52,840.98 | 55,148.09 |
| 23 | 42,641.11 | 44,462.52 | 46,445.82 | 48,489.84 | 50,614.82 | 52,840.98 | 55,148.09 | 57,596.87 |
| 24 | 44,462.52 | 46,445.82 | 48,489.84 | 50,614.82 | 52,840.98 | 55,148.09 | 57,596.87 | 60,126.60 |
| 25 | 46,445.82 | 48,489.84 | 50,614.82 | 52,840.98 | 55,148.09 | 57,596.87 | 60,126.60 | 62,858.70 |
| 26 | 48,489.84 | 50,614.82 | 52,840.98 | 55,148.09 | 57,596.87 | 60,126.60 | 62,858.70 | 65,570.57 |
| 27 | 50,614.82 | 52,840.98 | 55,148.09 | 57,596.87 | 60,126.60 | 62,858.70 | 65,570.57 | 68,505.06 |
| 28 | 52,840.98 | 55,148.09 | 57,596.87 | 60,126.60 | 62,858.70 | 65,570.57 | 68,505.06 | 72,188.34 |
| 29 | 55,148.09 | 57,596.87 | 60,126.60 | 62,858.70 | 65,570.57 | 68,505.06 | 72,188.34 | 75,608.54 |
| 30 | 57,596.87 | 60,126.60 | 62,858.70 | 65,570.57 | 68,505.06 | 72,188.34 | 75,608.54 | 79,069.21 |
| 31 | 60,126.60 | 62,980.13 | 65,934.85 | 68,930.05 | 72,188.34 | 75,608.54 | 79,069.21 | 82,792.97 |
| 32 | 62,980.13 | 65,934.85 | 68,930.05 | 72,188.34 | 75,608.54 | 79,069.21 | 82,792.97 | 86,536.97 |
| 33 | 65,934.85 | 68,930.05 | 72,188.34 | 75,608.54 | 79,069.21 | 82,792.97 | 86,536.97 | 90,280.97 |
| 34 | 68,930.05 | 72,188.34 | 75,608.54 | 79,069.21 | 82,792.97 | 86,536.97 | 90,280.97 | 93,984.49 |
| 35 | 72,188.34 | 75,608.54 | 79,069.21 | 82,792.97 | 86,536.97 | 90,280.97 | 93,984.49 | 97,728.49 |

The salary ranges provided herein for academic positions shall apply to those state employees in academic positions who work for an academic year which does not exceed 180 working days. Those academic employees working more than an academic year shall receive a pro rata increase in their salary based upon the number of additional working days per year. The intent of this section is to adjust the salaries of employees in academic positions. It is not intended to cause changes in academic work schedules.

149 Classified Salaries; January 9, 2015. RSA 99:1-a is repealed and reenacted to read as follows:

99:1-a Salaries Established. The salary ranges for all unrepresented classified employees and all classified employees represented by an employee organization having an agreement with the state for the biennium ending June 30, 2015 shall be established as follows commencing January 9, 2015:

| | STEP 01 | STEP 02 | STEP 03 | STEP 04 | STEP 05 | STEP 06 | STEP 07 | STEP 08 |
|----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 01 | 19,782.68 | 20,300.01 | 20,858.73 | 21,458.83 | 22,079.63 | 22,741.81 | 23,362.60 | 23,983.40 |
| 02 | 20,300.01 | 20,858.73 | 21,458.83 | 22,079.63 | 22,741.81 | 23,362.60 | 23,983.40 | 24,666.27 |
| 03 | 20,858.73 | 21,458.83 | 22,079.63 | 22,741.81 | 23,362.60 | 23,983.40 | 24,666.27 | 25,411.23 |
| 04 | 21,458.83 | 22,079.63 | 22,741.81 | 23,362.60 | 23,983.40 | 24,666.27 | 25,411.23 | 27,149.46 |
| 05 | 22,079.63 | 22,741.81 | 23,362.60 | 23,983.40 | 24,666.27 | 25,411.23 | 27,149.46 | 28,163.42 |

| | | | | | | | | |
|----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 06 | 22,741.81 | 23,362.60 | 23,983.40 | 24,666.27 | 25,411.23 | 27,149.46 | 28,163.42 | 29,198.08 |
| 07 | 23,362.60 | 24,190.33 | 25,162.91 | 26,135.49 | 27,149.46 | 28,163.42 | 29,198.08 | 30,398.29 |
| 08 | 24,190.33 | 25,162.91 | 26,135.49 | 27,149.46 | 28,163.42 | 29,198.08 | 30,398.29 | 31,536.41 |
| 09 | 25,162.91 | 26,135.49 | 27,149.46 | 28,163.42 | 29,198.08 | 30,398.29 | 31,536.41 | 32,778.00 |
| 10 | 26,135.49 | 27,149.46 | 28,163.42 | 29,198.08 | 30,398.29 | 31,536.41 | 32,778.00 | 34,060.98 |
| 11 | 27,149.46 | 28,163.42 | 29,198.08 | 30,398.29 | 31,536.41 | 32,778.00 | 34,060.98 | 35,426.73 |
| 12 | 28,163.42 | 29,198.08 | 30,398.29 | 31,536.41 | 32,778.00 | 34,060.98 | 35,426.73 | 36,999.41 |
| 13 | 29,198.08 | 30,398.29 | 31,536.41 | 32,778.00 | 34,060.98 | 35,426.73 | 36,999.41 | 38,510.01 |
| 14 | 30,398.29 | 31,536.41 | 32,778.00 | 34,060.98 | 35,426.73 | 36,999.41 | 38,510.01 | 40,165.47 |
| 15 | 31,536.41 | 32,881.47 | 34,205.83 | 35,592.27 | 36,999.41 | 38,510.01 | 40,165.47 | 41,800.23 |
| 16 | 32,881.47 | 34,205.83 | 35,592.27 | 36,999.41 | 38,510.01 | 40,165.47 | 41,800.23 | 43,600.54 |
| 17 | 34,205.83 | 35,592.27 | 36,999.41 | 38,510.01 | 40,165.47 | 41,800.23 | 43,600.54 | 45,359.46 |
| 18 | 35,592.27 | 36,999.41 | 38,510.01 | 40,165.47 | 41,800.23 | 43,600.54 | 45,359.46 | 47,263.23 |
| 19 | 36,999.41 | 38,510.01 | 40,165.47 | 41,800.23 | 43,600.54 | 45,359.46 | 47,263.23 | 49,249.77 |
| 20 | 38,510.01 | 40,165.47 | 41,800.23 | 43,600.54 | 45,359.46 | 47,263.23 | 49,249.77 | 51,753.65 |
| 21 | 40,165.47 | 41,800.23 | 43,600.54 | 45,359.46 | 47,263.23 | 49,249.77 | 51,753.65 | 54,029.90 |
| 22 | 41,800.23 | 43,600.54 | 45,359.46 | 47,263.23 | 49,249.77 | 51,753.65 | 54,029.90 | 56,388.92 |
| 23 | 43,600.54 | 45,462.92 | 47,490.85 | 49,580.87 | 51,753.65 | 54,029.90 | 56,388.92 | 58,892.80 |
| 24 | 45,462.92 | 47,490.85 | 49,580.87 | 51,753.65 | 54,029.90 | 56,388.92 | 58,892.80 | 61,479.45 |
| 25 | 47,490.85 | 49,580.87 | 51,753.65 | 54,029.90 | 56,388.92 | 58,892.80 | 61,479.45 | 64,273.02 |
| 26 | 49,580.87 | 51,753.65 | 54,029.90 | 56,388.92 | 58,892.80 | 61,479.45 | 64,273.02 | 67,045.91 |
| 27 | 51,753.65 | 54,029.90 | 56,388.92 | 58,892.80 | 61,479.45 | 64,273.02 | 67,045.91 | 70,046.42 |
| 28 | 54,029.90 | 56,388.92 | 58,892.80 | 61,479.45 | 64,273.02 | 67,045.91 | 70,046.42 | 73,812.58 |
| 29 | 56,388.92 | 58,892.80 | 61,479.45 | 64,273.02 | 67,045.91 | 70,046.42 | 73,812.58 | 77,309.73 |
| 30 | 58,892.80 | 61,479.45 | 64,273.02 | 67,045.91 | 70,046.42 | 73,812.58 | 77,309.73 | 80,848.26 |
| 31 | 61,479.45 | 64,397.18 | 67,418.39 | 70,480.98 | 73,812.58 | 77,309.73 | 80,848.26 | 84,655.81 |
| 32 | 64,397.18 | 67,418.39 | 70,480.98 | 73,812.58 | 77,309.73 | 80,848.26 | 84,655.81 | 88,484.05 |
| 33 | 67,418.39 | 70,480.98 | 73,812.58 | 77,309.73 | 80,848.26 | 84,655.81 | 88,484.05 | 92,312.29 |
| 34 | 70,480.98 | 73,812.58 | 77,309.73 | 80,848.26 | 84,655.81 | 88,484.05 | 92,312.29 | 96,099.14 |
| 35 | 73,812.58 | 77,309.73 | 80,848.26 | 84,655.81 | 88,484.05 | 92,312.29 | 96,099.14 | 99,927.38 |

The salary ranges provided herein for academic positions shall apply to those state employees in academic positions who work for an academic year which does not exceed 180 working days. Those academic employees working more than an academic year shall receive a pro rata increase in their salary based upon the number of additional working days per year. The intent of this section is to adjust the salaries of employees in academic positions. It is not intended to cause changes in academic work schedules.

150 Classified Increases; July 12, 2013. RSA 99:3 is repealed and reenacted to read as follows:

99:3 Increase in Salary. Notwithstanding the provisions of RSA 273-A or any other provision of law to the contrary, classified employees of the state as of July 12, 2013, shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and their salaries shall be in accordance with the salary scales set forth in RSA 99:1-a. The provisions hereof shall not be construed as affecting so-called longevity payments which shall be in addition to the regular salary scale.

151 Classified Increases; July 11, 2014. RSA 99:3 is repealed and reenacted to read as follows:

99:3 Increase in Salary. Notwithstanding the provisions of RSA 273-A or any other provision of law to the contrary, classified employees of the state as of July 11, 2014, shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and their salaries shall be in accordance with the salary scales set forth in RSA 99:1-a. The provisions hereof shall not be construed as affecting so-called longevity payments which shall be in addition to the regular salary scale.

152 Classified Increases; January 9, 2015. RSA 99:3 is repealed and reenacted to read as follows:

99:3 Increase in Salary. Notwithstanding the provisions of RSA 273-A or any other provision of law to the contrary, classified employees of the state as of January 9, 2015, shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and their salaries shall be in accordance with the salary scales set forth in RSA 99:1-a. The provisions hereof shall not be construed as affecting so-called longevity payments which shall be in addition to the regular salary scale.

153 State Trooper Salaries; July 11, 2014. RSA 99:1-b is repealed and reenacted to read as follows:

99:1-b Salaries Established; New Hampshire State Troopers. Commencing July 11, 2014, the salary ranges for individuals covered by the collective bargaining agreement between the state of New Hampshire and the New Hampshire Troopers Association shall be as follows:

| | STEP 01 | STEP 02 | STEP 03 | STEP 04 | STEP 05 | STEP 06 | STEP 07 | STEP 08 |
|----|-----------|-----------|-----------|------------|------------|------------|------------|------------|
| 01 | 24,150.80 | 24,839.86 | 25,526.82 | 26,266.30 | 27,041.50 | 27,867.11 | 28,583.48 | 29,381.79 |
| 02 | 24,839.86 | 25,526.82 | 26,266.30 | 27,041.50 | 27,867.11 | 28,583.48 | 29,381.79 | 30,234.71 |
| 03 | 25,526.82 | 26,266.30 | 27,041.50 | 27,867.11 | 28,583.48 | 29,381.79 | 30,234.71 | 31,142.26 |
| 04 | 26,266.30 | 27,041.50 | 27,867.11 | 28,583.48 | 29,381.79 | 30,234.71 | 31,142.26 | 33,289.28 |
| 05 | 27,041.50 | 27,867.11 | 28,583.48 | 29,381.79 | 30,234.71 | 31,142.26 | 33,289.28 | 34,526.65 |
| 06 | 27,867.11 | 28,583.48 | 29,381.79 | 30,234.71 | 31,142.26 | 33,289.28 | 34,526.65 | 35,820.74 |
| 07 | 28,583.48 | 29,659.09 | 30,839.74 | 32,022.49 | 33,289.28 | 34,526.65 | 35,820.74 | 37,335.42 |
| 08 | 29,659.09 | 30,839.74 | 32,022.49 | 33,289.28 | 34,526.65 | 35,820.74 | 37,335.42 | 38,711.44 |
| 09 | 30,839.74 | 32,022.49 | 33,289.28 | 34,526.65 | 35,820.74 | 37,335.42 | 38,711.44 | 40,253.43 |
| 10 | 32,022.49 | 33,289.28 | 34,526.65 | 35,820.74 | 37,335.42 | 38,711.44 | 40,253.43 | 41,822.73 |
| 11 | 33,289.28 | 34,526.65 | 35,820.74 | 37,335.42 | 38,711.44 | 40,253.43 | 41,822.73 | 43,501.27 |
| 12 | 34,526.65 | 35,820.74 | 37,335.42 | 38,711.44 | 40,253.43 | 41,822.73 | 43,501.27 | 45,457.11 |
| 13 | 35,820.74 | 37,335.42 | 38,711.44 | 40,253.43 | 41,822.73 | 43,501.27 | 45,457.11 | 47,356.23 |
| 14 | 37,335.42 | 38,711.44 | 40,253.43 | 41,822.73 | 43,501.27 | 45,457.11 | 47,356.23 | 49,366.70 |
| 15 | 38,711.44 | 40,362.67 | 41,986.59 | 43,694.54 | 45,457.11 | 47,356.23 | 49,366.70 | 51,370.86 |
| 16 | 40,362.67 | 41,986.59 | 43,694.54 | 45,457.11 | 47,356.23 | 49,366.70 | 51,370.86 | 53,604.01 |
| 17 | 41,986.59 | 43,694.54 | 45,457.11 | 47,356.23 | 49,366.70 | 51,370.86 | 53,604.01 | 55,805.65 |
| 18 | 43,694.54 | 45,457.11 | 47,356.23 | 49,366.70 | 51,370.86 | 53,604.01 | 55,805.65 | 58,173.25 |
| 19 | 45,457.11 | 47,356.23 | 49,366.70 | 51,370.86 | 53,604.01 | 55,805.65 | 58,173.25 | 60,595.48 |
| 20 | 47,356.23 | 49,366.70 | 51,370.86 | 53,604.01 | 55,805.65 | 58,173.25 | 60,595.48 | 63,706.76 |
| 21 | 49,366.70 | 51,370.86 | 53,604.01 | 55,805.65 | 58,173.25 | 60,595.48 | 63,706.76 | 66,486.12 |
| 22 | 51,370.86 | 53,604.01 | 55,805.65 | 58,173.25 | 60,595.48 | 63,706.76 | 66,486.12 | 69,433.54 |
| 23 | 53,604.01 | 55,944.30 | 58,421.15 | 61,038.74 | 63,706.76 | 66,486.12 | 69,433.54 | 72,542.72 |
| 24 | 55,944.30 | 58,421.15 | 61,038.74 | 63,706.76 | 66,486.12 | 69,433.54 | 72,542.72 | 75,735.94 |
| 25 | 58,421.15 | 61,038.74 | 63,706.76 | 66,486.12 | 69,433.54 | 72,542.72 | 75,735.94 | 79,122.43 |
| 26 | 61,038.74 | 63,706.76 | 66,486.12 | 69,433.54 | 72,542.72 | 75,735.94 | 79,122.43 | 82,590.85 |
| 27 | 63,706.76 | 66,486.12 | 69,433.54 | 72,542.72 | 75,735.94 | 79,122.43 | 82,590.85 | 86,305.07 |
| 28 | 66,486.12 | 69,433.54 | 72,542.72 | 75,735.94 | 79,122.43 | 82,590.85 | 86,305.07 | 90,931.03 |
| 29 | 69,433.54 | 72,542.72 | 75,735.94 | 79,122.43 | 82,590.85 | 86,305.07 | 90,931.03 | 95,225.06 |
| 30 | 72,542.72 | 75,735.94 | 79,122.43 | 82,590.85 | 86,305.07 | 90,931.03 | 95,225.06 | 99,659.85 |
| 31 | 75,735.94 | 79,286.29 | 83,059.33 | 86,828.16 | 90,931.03 | 95,225.06 | 99,659.85 | 104,365.64 |
| 32 | 79,286.29 | 83,059.33 | 86,828.16 | 90,931.03 | 95,225.06 | 99,659.85 | 104,365.64 | 109,073.54 |
| 33 | 83,059.33 | 86,828.16 | 90,931.03 | 95,225.06 | 99,659.85 | 104,365.64 | 109,073.54 | 113,781.43 |
| 34 | 86,828.16 | 90,931.03 | 95,225.06 | 99,659.85 | 104,365.64 | 109,073.54 | 113,781.43 | 118,514.53 |
| 35 | 90,931.03 | 95,225.06 | 99,659.85 | 104,365.64 | 109,073.54 | 113,781.43 | 118,514.53 | 123,220.32 |

154 State Trooper Salaries; January 9, 2015. RSA 99:1-b is repealed and reenacted to read as follows:

99:1-b Salaries Established; New Hampshire State Troopers. Commencing January 9, 2015, the salary ranges for individuals covered by the collective bargaining agreement between the state of New Hampshire and the New Hampshire Troopers Association, and state trooper command staff shall be as follows:

| | STEP 01 | STEP 02 | STEP 03 | STEP 04 | STEP 05 | STEP 06 | STEP 07 | STEP 08 |
|----|-----------|-----------|------------|------------|------------|------------|------------|------------|
| 01 | 24,392.30 | 25,088.26 | 25,782.09 | 26,528.97 | 27,311.91 | 28,145.78 | 28,869.32 | 29,675.61 |
| 02 | 25,088.26 | 25,782.09 | 26,528.97 | 27,311.91 | 28,145.78 | 28,869.32 | 29,675.61 | 30,537.06 |
| 03 | 25,782.09 | 26,528.97 | 27,311.91 | 28,145.78 | 28,869.32 | 29,675.61 | 30,537.06 | 31,453.68 |
| 04 | 26,528.97 | 27,311.91 | 28,145.78 | 28,869.32 | 29,675.61 | 30,537.06 | 31,453.68 | 33,622.17 |
| 05 | 27,311.91 | 28,145.78 | 28,869.32 | 29,675.61 | 30,537.06 | 31,453.68 | 33,622.17 | 34,871.91 |
| 06 | 28,145.78 | 28,869.32 | 29,675.61 | 30,537.06 | 31,453.68 | 33,622.17 | 34,871.91 | 36,178.95 |
| 07 | 28,869.32 | 29,955.69 | 31,148.14 | 32,342.72 | 33,622.17 | 34,871.91 | 36,178.95 | 37,708.77 |
| 08 | 29,955.69 | 31,148.14 | 32,342.72 | 33,622.17 | 34,871.91 | 36,178.95 | 37,708.77 | 39,098.56 |
| 09 | 31,148.14 | 32,342.72 | 33,622.17 | 34,871.91 | 36,178.95 | 37,708.77 | 39,098.56 | 40,655.96 |
| 10 | 32,342.72 | 33,622.17 | 34,871.91 | 36,178.95 | 37,708.77 | 39,098.56 | 40,655.96 | 42,240.95 |
| 11 | 33,622.17 | 34,871.91 | 36,178.95 | 37,708.77 | 39,098.56 | 40,655.96 | 42,240.95 | 43,936.28 |
| 12 | 34,871.91 | 36,178.95 | 37,708.77 | 39,098.56 | 40,655.96 | 42,240.95 | 43,936.28 | 45,911.68 |
| 13 | 36,178.95 | 37,708.77 | 39,098.56 | 40,655.96 | 42,240.95 | 43,936.28 | 45,911.68 | 47,829.80 |
| 14 | 37,708.77 | 39,098.56 | 40,655.96 | 42,240.95 | 43,936.28 | 45,911.68 | 47,829.80 | 49,860.37 |
| 15 | 39,098.56 | 40,766.30 | 42,406.45 | 44,131.48 | 45,911.68 | 47,829.80 | 49,860.37 | 51,884.57 |
| 16 | 40,766.30 | 42,406.45 | 44,131.48 | 45,911.68 | 47,829.80 | 49,860.37 | 51,884.57 | 54,140.05 |
| 17 | 42,406.45 | 44,131.48 | 45,911.68 | 47,829.80 | 49,860.37 | 51,884.57 | 54,140.05 | 56,363.71 |
| 18 | 44,131.48 | 45,911.68 | 47,829.80 | 49,860.37 | 51,884.57 | 54,140.05 | 56,363.71 | 58,754.99 |
| 19 | 45,911.68 | 47,829.80 | 49,860.37 | 51,884.57 | 54,140.05 | 56,363.71 | 58,754.99 | 61,201.43 |
| 20 | 47,829.80 | 49,860.37 | 51,884.57 | 54,140.05 | 56,363.71 | 58,754.99 | 61,201.43 | 64,343.83 |
| 21 | 49,860.37 | 51,884.57 | 54,140.05 | 56,363.71 | 58,754.99 | 61,201.43 | 64,343.83 | 67,150.98 |
| 22 | 51,884.57 | 54,140.05 | 56,363.71 | 58,754.99 | 61,201.43 | 64,343.83 | 67,150.98 | 70,127.88 |
| 23 | 54,140.05 | 56,503.75 | 59,005.36 | 61,649.13 | 64,343.83 | 67,150.98 | 70,127.88 | 73,268.15 |
| 24 | 56,503.75 | 59,005.36 | 61,649.13 | 64,343.83 | 67,150.98 | 70,127.88 | 73,268.15 | 76,493.30 |
| 25 | 59,005.36 | 61,649.13 | 64,343.83 | 67,150.98 | 70,127.88 | 73,268.15 | 76,493.30 | 79,913.65 |
| 26 | 61,649.13 | 64,343.83 | 67,150.98 | 70,127.88 | 73,268.15 | 76,493.30 | 79,913.65 | 83,416.76 |
| 27 | 64,343.83 | 67,150.98 | 70,127.88 | 73,268.15 | 76,493.30 | 79,913.65 | 83,416.76 | 87,168.12 |
| 28 | 67,150.98 | 70,127.88 | 73,268.15 | 76,493.30 | 79,913.65 | 83,416.76 | 87,168.12 | 91,840.34 |
| 29 | 70,127.88 | 73,268.15 | 76,493.30 | 79,913.65 | 83,416.76 | 87,168.12 | 91,840.34 | 96,177.31 |
| 30 | 73,268.15 | 76,493.30 | 79,913.65 | 83,416.76 | 87,168.12 | 91,840.34 | 96,177.31 | 100,656.45 |
| 31 | 76,493.30 | 80,079.16 | 83,889.92 | 87,696.45 | 91,840.34 | 96,177.31 | 100,656.45 | 105,409.30 |
| 32 | 80,079.16 | 83,889.92 | 87,696.45 | 91,840.34 | 96,177.31 | 100,656.45 | 105,409.30 | 110,164.27 |
| 33 | 83,889.92 | 87,696.45 | 91,840.34 | 96,177.31 | 100,656.45 | 105,409.30 | 110,164.27 | 114,919.24 |
| 34 | 87,696.45 | 91,840.34 | 96,177.31 | 100,656.45 | 105,409.30 | 110,164.27 | 114,919.24 | 119,699.68 |
| 35 | 91,840.34 | 96,177.31 | 100,656.45 | 105,409.30 | 110,164.27 | 114,919.24 | 119,699.68 | 124,452.53 |

155 Compensation for Certain State Officers; Unclassified State Employees; July 12, 2013. RSA 94:1-a, I (a) is repealed and reenacted to read as follows:

I.(a) The following salary ranges shall apply to the following grades:

| GRADE | MINIMUM | 1 | 2 | 3 | 4 | MAXIMUM |
|-------|-----------|-----------|-----------|-----------|-----------|-----------|
| AA | 49,460.33 | 52,685.61 | 55,910.26 | 59,134.92 | 62,359.57 | 65,584.21 |
| BB | 51,428.48 | 54,782.60 | 58,137.17 | 61,491.75 | 64,846.32 | 68,200.12 |

| | | | | | | |
|----|-----------|-----------|-----------|------------|------------|------------|
| CC | 53,814.89 | 57,330.25 | 60,845.19 | 64,360.14 | 67,875.08 | 71,390.31 |
| DD | 56,659.16 | 60,361.04 | 64,063.76 | 67,766.48 | 71,469.20 | 75,170.61 |
| EE | 60,006.49 | 63,933.84 | 67,860.87 | 71,787.91 | 75,714.94 | 79,643.87 |
| FF | 64,156.43 | 68,360.25 | 72,564.38 | 76,768.51 | 80,972.64 | 85,175.27 |
| GG | 69,254.85 | 73,796.59 | 78,338.72 | 82,880.84 | 87,422.97 | 91,964.87 |
| HH | 75,410.27 | 80,362.63 | 85,314.81 | 90,267.00 | 95,219.18 | 100,170.95 |
| II | 79,728.66 | 84,968.70 | 90,209.14 | 95,449.59 | 100,690.03 | 105,929.56 |
| JJ | 84,047.05 | 89,574.77 | 95,102.46 | 100,630.15 | 106,157.84 | 111,687.05 |
| KK | 86,194.95 | 91,866.64 | 97,538.46 | 103,210.28 | 108,882.10 | 114,553.92 |
| LL | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 117,912.55 |
| MM | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 121,896.43 |
| NN | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 126,575.58 |
| OO | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 132,045.41 |
| PP | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 138,584.04 |
| QQ | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 146,453.34 |

156 Compensation for Certain State Officers; Unclassified State Employees; July 11, 2014. RSA 94:1-a, I (a) is repealed and reenacted to read as follows:

I.(a) The following salary ranges shall apply to the following grades:

| GRADE | MINIMUM | 1 | 2 | 3 | 4 | MAXIMUM |
|-------|-----------|-----------|-----------|------------|------------|------------|
| AA | 50,573.19 | 53,871.03 | 57,168.24 | 60,465.45 | 63,762.66 | 67,059.86 |
| BB | 52,585.62 | 56,015.20 | 59,445.26 | 62,875.31 | 66,305.36 | 69,734.63 |
| CC | 55,025.73 | 58,620.18 | 62,214.21 | 65,808.24 | 69,402.27 | 72,996.59 |
| DD | 57,933.99 | 61,719.16 | 65,505.19 | 69,291.22 | 73,077.25 | 76,861.94 |
| EE | 61,356.63 | 65,372.35 | 69,387.74 | 73,403.13 | 77,418.53 | 81,435.86 |
| FF | 65,599.95 | 69,898.36 | 74,197.08 | 78,495.80 | 82,794.52 | 87,091.71 |
| GG | 70,813.08 | 75,457.01 | 80,101.34 | 84,745.66 | 89,389.98 | 94,034.08 |
| HH | 77,107.00 | 82,170.78 | 87,234.39 | 92,298.00 | 97,361.61 | 102,424.80 |
| II | 81,522.55 | 86,880.49 | 92,238.85 | 97,597.20 | 102,955.56 | 108,312.98 |
| JJ | 85,938.11 | 91,590.20 | 97,242.26 | 102,894.32 | 108,546.39 | 114,200.01 |
| KK | 88,134.33 | 93,933.63 | 99,733.07 | 105,532.51 | 111,331.94 | 117,131.38 |
| LL | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 120,565.58 |
| MM | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 124,639.09 |
| NN | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 129,423.53 |
| OO | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 135,016.43 |
| PP | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 141,702.18 |
| QQ | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 149,748.54 |

157 Compensation of State Officers; Unclassified State Employees; January 9, 2015; RSA 94:1-a, I(a) is repealed and reenacted to read as follows:

I.(a) The following salary ranges shall apply to the following grades:

| GRADE | MINIMUM | 1 | 2 | 3 | 4 | MAXIMUM |
|-------|-----------|-----------|------------|------------|------------|------------|
| AA | 51,711.09 | 55,083.13 | 58,454.53 | 61,825.92 | 65,197.32 | 68,568.71 |
| BB | 53,768.79 | 57,275.55 | 60,782.77 | 64,290.00 | 67,797.23 | 71,303.66 |
| CC | 56,263.81 | 59,939.13 | 63,614.03 | 67,288.92 | 70,963.82 | 74,639.01 |
| DD | 59,237.50 | 63,107.84 | 66,979.06 | 70,850.27 | 74,721.49 | 78,591.34 |
| EE | 62,737.16 | 66,843.22 | 70,948.96 | 75,054.70 | 79,160.44 | 83,268.17 |
| FF | 67,075.95 | 71,471.07 | 75,866.51 | 80,261.96 | 84,657.40 | 89,051.27 |
| GG | 72,406.38 | 77,154.80 | 81,903.62 | 86,652.44 | 91,401.26 | 96,149.84 |
| HH | 78,841.91 | 84,019.63 | 89,197.17 | 94,374.71 | 99,552.25 | 104,729.35 |
| II | 83,356.81 | 88,835.30 | 94,314.22 | 99,793.14 | 105,272.06 | 110,750.02 |
| JJ | 87,871.72 | 93,650.98 | 99,430.21 | 105,209.45 | 110,988.68 | 116,769.51 |
| KK | 90,117.36 | 96,047.14 | 101,977.06 | 107,906.99 | 113,836.91 | 119,766.83 |
| LL | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 123,278.31 |
| MM | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 127,443.47 |
| NN | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 132,335.55 |
| OO | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 138,054.30 |
| PP | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 144,890.48 |
| QQ | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 153,117.88 |

158 Salary Wages for Councilors and Commissioners; July 12, 2013. RSA 94:1-a, II is repealed and reenacted to read as follows:

II. The salary wages for the positions set forth below shall be as follows commencing July 12, 2013:

| | Minimum | Maximum |
|----------------------------------|---------|----------|
| Governor's councilors | | \$15,397 |
| Pari-mutuel commissioners | | \$11,941 |
| Sweepstakes commission, chairman | | \$17,368 |
| Sweepstakes commission, members | | \$9,776 |

159 Salary Wages for Councilors and Commissioners; July 11, 2014. RSA 94:1-a, II is repealed and reenacted to read as follows:

II. The salary wages for the positions set forth below shall be as follows commencing July 11, 2014:

| | Minimum | Maximum |
|----------------------------------|---------|----------|
| Governor's councilors | | \$15,743 |
| Pari-mutuel commissioners | | \$12,210 |
| Sweepstakes commission, chairman | | \$17,758 |
| Sweepstakes commission, members | | \$9,996 |

160 Salary Wages for Councilors and Commissioners; January 9, 2015. RSA 94:1-a, II is repealed and reenacted to read as follows:

II. The salary wages for the positions set forth below shall be as follows commencing January 9, 2015:

| | Minimum | Maximum |
|-----------------------|---------|----------|
| Governor's councilors | | \$16,097 |

| | |
|----------------------------------|----------|
| Pari-mutuel commissioners | \$12,485 |
| Sweepstakes commission, chairman | \$18,158 |
| Sweepstakes commission, members | \$10,221 |

161 Department of Justice; Attorney Salaries; July 12, 2013. RSA 94:1-a, I(c) is repealed and reenacted to read as follows:

I.(c) For attorney positions in the department of justice, except for the attorney general and deputy attorney general, the following shall apply commencing on July 12, 2013:

| | Minimum | Market anchor | Maximum |
|-----------------------------------|----------|---------------|-----------|
| | \$45,796 | | \$109,306 |
| Attorney | | \$55,205 | |
| Assistant attorney general | | \$75,199 | |
| Senior assistant attorney general | | \$92,841 | |
| Associate attorney general | | \$102,250 | |

162 Department of Justice; Attorney Salaries; July 11, 2014. RSA 94:1-a, I(c) is repealed and reenacted to read as follows:

I.(c) For attorney positions in the department of justice, except for the attorney general and deputy attorney general, the following shall apply commencing on July 11, 2014:

| | Minimum | Market anchor | Maximum |
|-----------------------------------|----------|---------------|-----------|
| | \$46,826 | | \$111,766 |
| Attorney | | \$56,447 | |
| Assistant attorney general | | \$76,891 | |
| Senior assistant attorney general | | \$94,930 | |
| Associate attorney general | | \$104,551 | |

163 Department of Justice; Attorney Salaries; January 9, 2015. RSA 94:1-a, I(c) is repealed and reenacted to read as follows:

I.(c) For attorney positions in the department of justice, except for the attorney general and deputy attorney general, the following shall apply commencing on January 9, 2015:

| | Minimum | Market anchor | Maximum |
|-----------------------------------|----------|---------------|-----------|
| | \$47,880 | | \$114,280 |
| Attorney | | \$57,717 | |
| Assistant attorney general | | \$78,621 | |
| Senior assistant attorney general | | \$97,066 | |
| Associate attorney general | | \$106,903 | |

164 Legislative Employees; July 12, 2013. Legislative employees shall receive 1.5 percent salary increases effective July 12, 2013, if such increases are approved by the appointing authority.

165 Legislative Employees; July 11, 2014. Legislative employees shall receive 2.25 percent salary increases effective July 11, 2014, if such increases are approved by the appointing authority.

166 Legislative Employees; January 9, 2015. Legislative employees shall receive 2.25 percent salary increases effective January 9, 2015, if such increases are approved by the appointing authority.

167 Increases in Salary; Other Non-Classified or Unclassified Employees. All other nonclassified or unclassified employees not covered by the provisions for salary increases in this act shall be granted a salary increase of 1.5 percent effective July 12, 2013, an additional salary increase of 2.25 percent effective July 11, 2014, and an additional salary increase of 2.25 percent effective January 9, 2015.

168 Judicial Salaries; July 12, 2013. RSA 491-A:1 is repealed and reenacted to read as follows:

491-A:1 Salaries Established. The salaries for the positions set forth below shall be as follows:

| | |
|---|-----------|
| Chief justice, supreme court | \$153,749 |
| Associate justices, supreme court | \$149,121 |
| Chief justice, superior court and administrative judges appointed pursuant to supreme court rule 54 | \$149,121 |
| Associate justices, superior court | \$139,871 |
| District court justices prohibited from practice pursuant to RSA 502-A:21-a | \$139,871 |
| Probate judges prohibited from practice pursuant to RSA 547:2-a | \$139,871 |

169 Judicial Salaries; July 11, 2014. RSA 491-A:1 is repealed and reenacted to read as follows:

491-A:1 Salaries Established. The salaries for the positions set forth below shall be as follows:

| | |
|---|-----------|
| Chief justice, supreme court | \$157,209 |
| Associate justices, supreme court | \$152,476 |
| Chief justice, superior court and administrative judges appointed pursuant to supreme court rule 54 | \$152,476 |
| Associate justices, superior court | \$143,018 |
| District court justices prohibited from practice pursuant to RSA 502-A:21-a | \$143,018 |
| Probate judges prohibited from practice pursuant to RSA 547:2-a | \$143,018 |

170 Judicial Salaries; January 9, 2015. RSA 491-A:1 is repealed and reenacted to read as follows:

491-A:1 Salaries Established. The salaries for the positions set forth below shall be as follows:

| | |
|---|-----------|
| Chief justice, supreme court | \$160,746 |
| Associate justices, supreme court | \$155,907 |
| Chief justice, superior court and administrative judges appointed pursuant to supreme court rule 54 | \$155,907 |
| Associate justices, superior court | \$146,236 |
| District court justices prohibited from practice pursuant to RSA 502-A:21-a | \$146,236 |
| Probate judges prohibited from practice pursuant to RSA 547:2-a | \$146,236 |

171 Judges; State Employee Health Plan; Application. The cost sharing and plan design for judges who participate in the health plans offered by the state shall be the same as those for individuals covered by the collective bargaining agreement between the state of New Hampshire and the State Employees' Association of New Hampshire, Inc.

172 Judicial Employees; July 12, 2013. All unrepresented judicial employees shall receive 1.5 percent salary increases on July 12, 2013.

173 Judicial Employees; July 11, 2014. All unrepresented judicial employees shall receive 2.25 percent salary increases on July 11, 2014.

174 Judicial Employees; January 9, 2015. All unrepresented judicial employees shall receive 2.25 percent salary increases on January 9, 2015.

175 Appropriation. The following sums are appropriated from the following sources for the purposes of sections 147-174 of this act for the fiscal years ending June 30, 2014 and June 30, 2015:

FY 2014

| All | Liquor | General | Federal | Highway | Turnpike | Fish & Game | Other |
|--------------|-----------|-------------|-------------|-------------|-----------|-------------|-------------|
| \$10,564,795 | \$310,637 | \$5,173,013 | \$1,737,572 | \$1,462,421 | \$234,660 | \$89,669 | \$1,556,823 |

FY 2015

| All | Liquor | General | Federal | Highway | Turnpike | Fish & Game | Other |
|--------------|-------------|--------------|-------------|-------------|-----------|-------------|-------------|
| \$33,099,647 | \$1,039,860 | \$15,255,893 | \$5,735,312 | \$4,831,714 | \$786,429 | \$300,595 | \$5,149,844 |

176 Health Risk Appraisal; Protected Health Information. All information contained in a state employee's health risk appraisal as referenced in any collective bargaining agreement shall be considered protected health information and entitled to all of the non-disclosure and other restrictions set forth in the HIPAA Standards for Privacy of Individually Identifiable Health Information at 45 C.F.R. Part 160 and Subparts A and E of Part 164 ("Privacy Rule").

177 State Employee Health Plan; Application. The cost sharing and plan design for unrepresented active state employees who participate in the health plans offered by the state shall be the same as those for individuals covered by the collective bargaining agreement between the state of New Hampshire and the State Employees' Association of New Hampshire, Inc. The fiscal committee of the general court may approve changes to the above plan design cost sharing provisions consistent with RSA 21-I:30, I. The cost sharing and plan designs for represented active state employees who participate in the health plans offered by the state shall be in accordance with the provisions of the collective bargaining agreements between the state and the employee organizations representing those employees.

178 Department of Administrative Services; Appropriation; Parking Benefit. There is hereby appropriated to the department of administrative services the sum of \$50,000 for the fiscal year ending June 30, 2014 and the sum of \$50,000 for the fiscal year ending June 30, 2015, for the purpose of implementing the state employee parking benefit agreed to in the collective bargaining agreement between the state of New Hampshire and the New Hampshire state employees' association. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

179 Effective Date.

I. Sections 27, 32, 103, 124, 129-130, and 132 shall take effect upon its passage.

II. Sections 121-123 of this act shall take effect 90 days after its passage.

III. Sections 30, 33, 67, 68, 90, 102, 104, 118, 143, and 146 of this act shall take effect June 30, 2013.

IV. Sections 78 and 89 of this act shall take effect August 1, 2013.

V. Section 54 of this act shall take effect November 2, 2013.

VI. Section 128 of this act shall take effect January 1, 2014.

VII. Sections 79-83, 85, 87, and 88 of this act shall take effect February 1, 2014.

VIII. Sections 84 and 140 of this act shall take effect June 30, 2016.

IX. Section 133 of this act shall take effect November 1, 2013.

X. Section 131 shall take effect December 1, 2016.

XI. Sections 147, 150, 155, 158, 161, 164, 168, and 172 of this act shall take effect July 12, 2013.

XII. Sections 148, 151, 153, 156, 159, 162, 165, 169, and 173 of this act shall take effect July 11, 2014.

XIII. Sections 149, 152, 154, 157, 160, 163, 166, 170, and 174 of this act shall take effect January 9, 2015.

XIV. Sections 25 and 26 of this act shall take effect as provided in section 27 of this act.

XV. The remainder of this act shall take effect July 1, 2013.

The signatures below attest to the authenticity of this Report on HB 2-FN-A-LOCAL, an act relative to state fees, funds, revenues, and expenditures.

Conferees on the Part of the Senate
 Sen. Morse, Dist. 22
 Sen. Odell, Dist. 8
 Sen. Forrester, Dist. 2
 Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
 Rep. Wallner, Merr. 10
 Rep. Rosenwald, Hills. 30
 Rep. D. Eaton, Ches. 3
 Rep. Almy, Graf. 13
 Rep. Kurk, Hills. 2

2013-2174-CofC

AMENDED ANALYSIS

This bill:

1. Funds meals and rooms distributions to cities and towns for the fiscal ending June 30, 2014 at no more than the fiscal year 2013 level of distribution.
2. Suspends RSA 31-A, relating to revenue sharing with cities and towns for the biennium ending June 30, 2015.
3. Provides that no school building aid or alternative school building aid grants shall be made to school districts for projects approved on or after June 30, 2013 through June 30, 2015, and provides a waiver of the suspension of school building aid.
4. Requires the commissioner of the department of health and human services to submit a Medicaid state plan amendment to suspend direct and indirect graduate medical education payments to hospitals for the biennium ending June 30, 2015.
5. Authorizes the commissioner of the department of health and human services to fill unfunded positions during the biennium ending June 30, 2015 under certain circumstances.
6. Authorizes the commissioner of the department of health and human services to submit a Medicaid plan amendment for suspension of catastrophic aid payment to hospitals.
7. Modifies the provisions for county reimbursements for nursing home services through state fiscal year 2015.
8. Requires the department of health and human services to raise the income eligibility for elderly and adult clients under the Social Services Block Grant program each January of the biennium, by the percentage amount of the cost of living increase in social security benefits on a yearly basis.
9. Suspends reimbursements to the foster grandparent program through the senior volunteer grant program.
10. Directs the department of health and human services to administer its adoption assistance program consistent with federal law and the state's Title IV-E plan.
11. Authorizes any state agency or department to enter into agreements to lease-purchase vehicles and equipment from outside vendors and to lease vehicles and equipment from other state agencies or departments.
12. Appropriates federal emergency assistance grants to the department of transportation.
13. Suspends bumping rights.
14. Authorizes the lottery commission to use monetary incentives to promote increased sales and compensate lottery sales representatives based upon performance.
15. Suspends the deposit of liquor revenues in the alcohol abuse prevention and treatment fund for the biennium ending June 30, 2015.
16. Suspends the allocation of gross appropriations from the highway fund.
17. Transfers an appropriation received by the governor's commission on disability.
18. Establishes hiring priority for laid off classified state employees.
19. Limits the number of judicial appointments, but provides for an increase in the number of appointments where a marital master position is filled by a judge.
20. Suspends certain provisions regarding funeral expenses for recipients of public assistance.

21. Authorizes transfers of funds by the department of resources and economic development for welcome centers.

22. Revises requirements for MMIS reports.

23. Establishes the position of manager of risks and benefits in the department of administrative services.

24. Authorizes the department of administrative services to consolidate human resource, payroll, and business processing functions across state agencies as a means of achieving greater efficiencies and cost-savings.

25. Prevents the anticipated lapse of a prior appropriation to the department of administrative services to hire an independent business processing consultant.

26. Authorizes the department of administrative services to transfer funds within accounting units of the department.

27. Directs the department of administrative services to develop a cost containment plan for the New Hampshire retiree health care program.

28. Establishes a commission to study cost containment options relative to the retiree health plan for new employees.

29. Eliminates the impaired driver education program (IDEP) and impaired driver care management program (IDCMP) account and the alcoholism and alcohol abuse account.

30. Establishes priority for reimbursement from a decedent's estate to the department of health and human services for financial and/or medical assistance provided to the decedent.

31. Clarifies the duties of the office of reimbursements and allows the department of health and human services to collect certain information relative to persons filing financial statements.

32. Exempts the department of health and human services from the bond requirement when administering an estate.

33. Requires that for the biennium ending June 30, 2015, the department of health and human services shall maintain a limit on benefits for adults with low service utilization of community mental health services, as identified in He-M 401.07.

34. Provides that the rate for services, placements, and programs paid for by the department of health and human services for delinquent children, child protection act, and children in need of services shall be not greater than the rates in effect on June 30, 2013; provided that upon the implementation of managed care, the rate of reimbursement shall be agreed upon by the provider and the managed care organization.

35. Clarifies the purposes for which the uncompensated care fund may be used.

36. Repeals the requirement that the commissioner of the department of health and human services make a report relative to payment methodology under the uncompensated care program.

37. Suspends congregate housing and congregate services.

38. Repeals a law relative to certification of shelter beds.

39. Provides that certain home care providers do not have to get a new license if they change the physical location of their office within the licensure period, and decreases the personal care provider license fee under RSA 151.

40. Establishes a commission to study the New Hampshire Medicaid enhancement tax.

41. Authorizes the department of corrections to fill unfunded positions within a total expenditure cap and transfer funds within and among all accounting units within the department.

42. Restores state payment of fees for attorneys in child abuse and neglect cases where the parents are indigent.

43. Limits department of education expenditures for chartered public schools to 100 percent of budgeted amounts and clarifies program audits of chartered public schools.

44. Requires the community college system to remit funds to the state for retiree health care benefits, and requires the community college system and the department of administrative services to establish a task force on the future cost allocation of retiree health care benefits for community college system employees and retirees.

45. Repeals a provision relative to fines paid by mail.
46. Makes the police standards and training fund nonlapsing.
47. Authorizes the commissioner of the department of safety, with prior approval of the fiscal committee of the general court, to transfer additional funds over budget estimates from the fire standards and training and emergency medical services fund, if necessary for the proper functioning of the division of fire standards and training and emergency medical services, the division of fire safety, or the division of homeland security and emergency management.
48. Clarifies the calculation of meals and rooms tax revenue credited to the division of travel and tourism development.
49. Permits utilization of certain funds to support fish and game staff costs.
50. Establishes divisions within the fish and game department.
51. Permits moneys collected from hatchery vending machines to be used for additional purchases.
52. Changes the membership of the health services planning and review board and requires the board to establish a state health plan; clarifies standard development under the certificate of need law; requires certain periodic reports; and extends the moratorium on nursing home beds and rehabilitation beds until June 30, 2016.
53. Transfers revenue from Cannon Mountain operations to the Cannon Mountain capital improvement fund.
54. Requires the department of resources and economic development to deposit revenue derived from Cannon Mountain in the state park fund until June 30, 2015.
55. Repeals the provision relating to funds to be distributed to colleges and universities under the UNIQUE endowment allocation program.
56. Establishes the position of deputy commissioner of employment security as an unclassified position requiring appointment by the governor and council.
57. Allows the commissioner of the department of transportation to transfer funds within accounting units of the department.
58. Requires the bank commissioner to assess institutions for any deficiency between fees collected and department expenditures for the fiscal year.
59. Exempts the judicial branch of certain requirements for transferring funds within the judicial branch appropriations.
60. Requires the department of revenue administration to compile data and issue a report to the house finance committee on the use and cost allocation of the Mosaic Parcel GIS system.
61. Requires the liquor commission to reimburse the department of justice for certain legal costs.
62. Requires the department of environmental services to discontinue the first in, first out delayed and deferred infrastructure project list for state aid grants for the biennium ending June 30, 2015 and identifies those infrastructure projects that are on the list and eligible for payments.
63. Amends the procedure for the transfer of unexpended and unencumbered appropriations from the special legislative subaccounts.
64. Repeals a provision relative to the submission of the McAuliffe-Shepard discovery center commission business plan to the fiscal committee of the general court.
65. Extends an appropriation to establish a North Country fire training facility.
66. Provides that the department of safety credit as agency income of motor vehicle fines shall not lapse until the second year of each biennium.
67. Requires the pharmacy board to provide inspectional services to certain boards without assessing a fee.
68. Requires the department of health and human services to establish a uniform, sliding-fee scale for voluntary services provided by approved alcohol treatment programs.

69. Requires the commissioner of the department of health and human services and area agencies to provide to any person, or that person's guardian, who is receiving state services pursuant to a plan with an individualized budget, a copy of such budget and the expenditures made under such budget.

70. Increases the portion of vital record fees retained by the town clerk and removes the requirement that a portion of the fees be deposited in the general fund.

71. Clarifies procedures for the boards regulating engineers, land surveyors, accountants, real estate appraisers, and geologists relative to receipts and disbursements of moneys received.

72. Makes an appropriation to the department of administrative services, for the purpose of reimbursing the spouse of a law enforcement officer who died in the line of duty, for erroneously charged medical benefits.

73. Authorizes the department of information technology to transfer funds within and among its accounting units.

74. Prevents the anticipated lapse of a prior appropriation to the department of safety for emergency management administration.

75. Requires the transfer of unrestricted general fund revenues to the fish and game fund.

76. Increases the maximum total education grant amount available to a municipality.

77. Limits the liability of landowners and salt applicators who opt for certification and employ winter maintenance best practices.

78. Redefines the term compensation for the purposes of the business enterprise tax for taxable periods beginning on or after January 1, 2013.

79. Clarifies a provision for the charge for costs of financial audits done by the legislative budget assistant.

80. Requires the transfer of funds from the department of justice to the department of revenue administration for the purpose of funding flood control payments under the Connecticut and Merrimack River flood control compacts.

81. Requires the governor to reduce total appropriations for compensation and benefits by a specified amount for the biennium ending June 30, 2015.

82. Prohibits use of electronic benefit transfer (EBT) cards at liquor stores and similar establishments.

83. Establishes a commission to study the expansion of Medicaid eligibility in New Hampshire.

84. Establishes a commission to review and analyze the costs and future funding of Medicaid long-term care services for the elderly, either in licensed facilities or under the Medicaid waiver in New Hampshire.

85. Transfers \$16,100,000 from the renewable energy fund to the general fund.

86. Requires that any budget surplus at the close of the fiscal year ending June 30, 2013 remain in the general fund.

87. Requires the public utilities commission to transfer funds to provide other necessary funds to the court-appointed trustee of the Tri-County Community Action Program, and establishes a revolving loan fund for the continue stabilization of the program.

88. Authorizes the treasurer to establish other post-employment benefits (OPEB) trusts.

89. Makes the navigation safety fund nonlapsing.

90. Makes an appropriation for the fiscal year ending June 30, 2013 to the New Hampshire Veterans Home for the purpose of paying utility costs.

91. Requires the New Hampshire veterans' home to file a biannual report to the legislature with the secretary of state, the fiscal committee, and the commissioner of administrative services.

92. Requires the gaming regulatory oversight authority to recommend a comprehensive regulatory scheme for casino gaming in New Hampshire by December 15, 2013. Also repeals the repeal of the gaming regulatory oversight authority.

93. Makes appropriations for salary increases for state employees.

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Sen. Forrester, seconded by Sen. Bradley.

The following Senators voted Yes: Woodburn, Forrester, Bradley, Watters, Pierce, Cataldo, Hosmer, Odell, Sanborn, Kelly, Gilmour, Lasky, Carson, Larsen, Boutin, Reagan, Soucy, Rausch, D'Allesandro, Fuller Clark, Morse, Prescott, Stiles, Bragdon.

The following Senators voted No: (None).

Yeas: 24 - Nays: 0

Adopted.

June 19, 2013
2013-2131-CofC
10/04

Committee of Conference Report on HB 25-FN-A, an act making appropriations for capital improvements.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Capital Appropriations. The sums hereinafter detailed are hereby appropriated for the projects specified to the departments, agencies, and branches named:

I. Adjutant General

| | |
|---|-------------------|
| A. Unspecified Minor Military Construction | \$5,500,000 |
| Less Federal | <u>-5,500,000</u> |
| Net state appropriation subparagraph A | 0 |
| B. Land Acquisition | 1,000,000 |
| C. Statewide Readiness Center Restoration and Modernization | 1,750,000 |
| Less Federal | <u>-875,000</u> |
| Net state appropriation subparagraph C | 875,000 |
| D. Federal Property Conv to Readiness Cntr and Maint. Shop | 1,000,000 |
| Less Federal | <u>-750,000</u> |
| Net state appropriation subparagraph D | 250,000 |
| E. Manchester Field Maintenance Shop Design | 2,500,000 |
| Less Federal | <u>-2,500,000</u> |
| Net state appropriation subparagraph E | 0 |
| F. Columbarium Expansion | 675,000 |
| Less Federal | <u>-675,000</u> |
| Net state appropriation subparagraph F | 0 |
| G. Manchester RC Restoration and Modernization | 750,000 |
| Less Federal | <u>-375,000</u> |
| Net state appropriation subparagraph G | 375,000 |
| H. Veterans' Cemetery Archeological Study | 30,000 |

| | |
|--|------------------|
| I. Underground Storage Tank (UST) Removal | <u>25,000</u> |
| Total state appropriation paragraph I | \$2,555,000 |
| II. Department of Administrative Services | |
| A. Statewide Projects | |
| 1. Emergency Repairs-All State Owned Facilities | \$500,000 |
| 2. Statewide Energy Efficiency Improvements | 500,000 |
| B. General Services | |
| 1. Records and Archives-New Roof | 480,000 |
| 2. DHHS HVAC Repairs | 530,000 |
| 3. Morton Building Cooling Tower | 217,000 |
| 4. State House Dome Repair | 472,445 |
| 5. State House Annex – Replace Roof | 450,000 |
| 6. State House Life/Safety Facilities Upgrade | 101,000 |
| 7 Legislative Office Building Elevator Upgrade | 300,000 |
| C. Facilities and Asset Management | |
| 1. Dolloff Domestic Water Main Replacement | 260,000 |
| 2. Driveway/Parking and Walkway Paving Phase 3 | 790,000 |
| 3. Main Building Asbestos Abatement/Lead Paint Control | 630,000 |
| 4. Main Building Window Replacement Phase 1 | 450,000 |
| D. Court Facilities | |
| 1. Coos County Courthouse-Bullnose Repairs | 240,000 |
| 2. Concord District Courthouse-New Roof | 245,000 |
| 3. Rockingham County Superior Court – Replace Roof | 551,250 |
| 4. Rockingham County Superior Court – Replace Cooling Tower | 217,000 |
| 5. Manchester Circuit Courthouse – Install Generator | 438,000 |
| 6. Lebanon District Court – Replace Roof | <u>142,000</u> |
| Total state appropriation paragraph II | \$7,513,695 |
| III. Department of Agriculture, Markets and Food | |
| A. New Hampshire Building-Eastern States Expo-Roof Replacement | <u>\$235,000</u> |
| Total state appropriation paragraph III | \$235,000 |
| IV. Department of Corrections | |
| A. 224 Bed Women's Prison and Transitional Housing Facility * | \$38,000,000 |
| B. Remove and Replace 2, 20,000 Gallon Oil Tanks and one 5,000 Gallon Diesel Tank | 130,000 |
| C. Electronic Medical Records System | <u>500,000</u> |
| Total state appropriation paragraph IV | \$38,630,000 |

* The project in subparagraph A shall utilize the construction management method of contracting. The design for the project shall be submitted no later than April 1, 2014 to the capital budget overview committee for approval and shall include sufficient acreage for possible expansion to 350 beds for future needs. The

primary location for the siting of the facility shall be in Concord on state lands adjacent to the men's prison. If an alternative location is deemed necessary, the siting for the facility shall be subject to prior approval of the capital budget overview committee. The department shall report quarterly to the capital budget overview committee on the status of the project.

V. Department of Education

| | |
|---|-------------------|
| A. Renovation of CTE Center-Whitefield- State Share * | \$13,500,000 |
| B. Renovation of CTE Center-Salem- State Share * | <u>10,775,000</u> |
| Total state appropriation paragraph V | \$24,275,000 |

* The funds appropriated to the department of education in subparagraphs A and B for CTE centers in Whitefield and Salem shall not be spent, obligated, or encumbered until such time as an action plan has received approval from the capital budget overview committee.

VI. Department of Environmental Services

| | |
|--|-------------------|
| A. Dam Repairs and Reconstruction * | \$2,715,000 |
| B. Drinking Water SRF Matching Funds | 3,425,988 |
| C. Clean Water SRF Matching Funds | 1,970,352 |
| Less Other Funds ** | <u>-1,970,352</u> |
| Net state appropriation subparagraph C | 0 |
| D. Flood Warning and Operations Improvements | <u>225,000</u> |
| Total state appropriation paragraph VI | \$6,365,988 |

* For the appropriation made in subparagraph VI, A, the department is authorized to reallocate funds as necessary to address emergencies or alternate repairs or reconstruction needs at other dams if delays in other projects occur.

** To provide funds for the appropriation made in subparagraph VI, C, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$1,970,352 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes pursuant to subparagraph VI, C shall be made from the state water pollution control and drinking water revolving loan funds established in RSA 486:14.

VII. Department of Health and Human Services

| | |
|--|--------------------|
| A. Glencliff Fire and ADA Code Compliance | 470,000 |
| B. APS Security and Safety Upgrades | 500,000 |
| C. Glencliff Residential Building Security | 225,000 |
| D. Glencliff Hydro Dam Repair | 655,000 |
| E. New Heights Incremental Modernization | 16,843,842 |
| Less Federal | <u>-11,959,128</u> |
| Net state appropriation subparagraph E | 4,884,714 |
| F. Child Support Systems Maintenance and Enhancement | 5,550,000 |
| Less Federal | <u>-3,663,000</u> |
| Net state appropriation subparagraph F | 1,887,000 |
| G. Food Protection Data System | 280,000 |
| Less Other Funds * | <u>-210,000</u> |
| Net state appropriation subparagraph G | 70,000 |
| H. Psychiatric Crisis Beds | 2,150,000 |

| | |
|---|-----------------|
| I. Bridges Modernization Project | 1,000,000 |
| Less Federal | <u>-500,000</u> |
| Net state appropriation subparagraph I | <u>500,000</u> |
| Total state appropriation paragraph VII | \$11,341,714 |

* To provide funds for the appropriation made in subparagraph VII, G, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$210,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes pursuant to subparagraph VII, G shall be made from the public health services special fund under RSA 143:11.

VIII. Department of Information Technology

| | |
|--|----------------|
| A. Enterprise Licensing Solution | \$2,295,000 |
| B. Network Access Control | <u>560,000</u> |
| Total state appropriation paragraph VIII | \$2,855,000 |

IX. Judicial Branch

| | |
|---|----------------|
| A. E-Court Initiative | \$3,219,604 |
| B. Furnishings and Security Equipment-Cheshire County Courthouse | <u>200,000</u> |
| Total state appropriation paragraph IX | \$3,419,604 |

X. Department of Justice

| | |
|--|----------------|
| A. Installation of Video Conferencing Hardware | \$62,000 |
| B. ProLaw Upgrade | 497,010 |
| Less Other Funds * | <u>-27,187</u> |
| Net state appropriation subparagraph B | <u>469,823</u> |
| Total state appropriation paragraph X | \$531,823 |

* To provide funds for the appropriation made in subparagraph X, B, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$27,187 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes pursuant to subparagraph X, B shall be made from agency income.

XI. Legislative Branch

| | |
|---|--------------------|
| A. House of Representatives Voting System Software- LED Summary Displays, and Legislative Integrated Software Package | <u>\$1,000,000</u> |
| Total state appropriation paragraph XI | \$1,000,000 |

XII. Liquor Commission

| | |
|--|-------------------|
| A. New Salem Retail Store | \$5,400,000 |
| Less Other Funds * | <u>-5,400,000</u> |
| Net state appropriation subparagraph A | 0 |
| B. Hampton North and South Renovations | 6,380,000 |
| Less Other Funds * | <u>-6,380,000</u> |
| Net state appropriation subparagraph B | 0 |

| | |
|---|--------------------|
| C. New Epping Retail Store | 3,850,000 |
| Less Other Funds * | <u>-3,850,000</u> |
| Net state appropriation subparagraph C | 0 |
| D. New Warner Retail Store | 3,500,000 |
| Less Other Funds * | <u>-3,500,000</u> |
| Net state appropriation subparagraph D | 0 |
| E. Renovate Space from Retail to Office | 780,000 |
| Less Other Funds * | <u>-780,000</u> |
| Net state appropriation subparagraph E | 0 |
| F. Nashua Retail Store – Parking Lot | 80,000 |
| Less Other Funds * | <u>-80,000</u> |
| Net state appropriation subparagraph F | 0 |
| G. Computer Software – Credit Card | 10,000,000 |
| Less Other Funds * | <u>-10,000,000</u> |
| Net state appropriation subparagraph G | <u>0</u> |
| Total state appropriation paragraph XII | \$0 |

* To provide funds for the appropriations made in paragraph XII, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$29,990,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the liquor commission fund established in RSA 176:16.

XIII. Department of Resources and Economic Development

| | |
|---|-------------------|
| A. State Parks Improvements | \$1,300,000 |
| B. Roofing and Repair-State Parks | 1,200,000 |
| C. Sherman Adams Building Entrance Replacement | 375,000 |
| D. Hampton North Beach Seawall Repair | 4,700,000 |
| Less Other Funds * | <u>-2,350,000</u> |
| Net state appropriation subparagraph D | 2,350,000 |
| E. Radio Systems | 233,000 |
| F. Fire Tower Repairs | 360,000 |
| G. Memorial, 400th Anniversary- Rye Harbor State Park** | <u>40,000</u> |
| Total state appropriation paragraph XIII | \$5,858,000 |

* To provide funds for the appropriations made in subparagraph XIII, D, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$2,350,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the Hampton Beach parking meter fund under RSA 216:3, II.

** The state appropriation in subparagraph XIII, G shall be a state match against private funds raised, up to \$40,000, for the purpose of constructing the memorial commemorating the 400th anniversary of the discovery of the Isles of Shoals by John Smith at Ragged Neck in Rye Harbor State Park.

XIV. Department of Safety

| | |
|--|--|
| A. Radio Interoperability Infrastructure | |
|--|--|

| | |
|--|--------------------|
| Upgrade – General Fund Portion | <u>\$300,000</u> |
| Total state appropriation paragraph XIV | \$300,000 |
| XV. Secretary of State | |
| A. Shelving Replacement and Fire Suppression | <u>\$675,000</u> |
| Total state appropriation paragraph XV | \$675,000 |
| XVI. Department of Transportation | |
| A. Aeronautics, Rail and Transit | |
| 1. 5 percent Match for Federal Aviation Admin Projects | \$24,972,073 |
| Less Federal | <u>-23,307,397</u> |
| Net state appropriation subparagraph 1 | 1,664,676 |
| 2. Public Transit Bus and Facility Matching Funds | 545,000 |
| 3. Freight Rail – State Matching Funds | <u>600,000</u> |
| Total state appropriation paragraph XVI | \$2,809,676 |
| XVII. Veterans Home | |
| A. Equipment Upgrades | \$1,650,000 |
| Less Federal | <u>-1,072,500</u> |
| Net state appropriation subparagraph A | <u>577,500</u> |
| Total state appropriation paragraph XVII | \$577,500 |
| XVIII. Community College System of New Hampshire | |
| A. Lump Sum for Capital Projects | \$13,000,000 |
| Less Other Funds * | <u>-5,000,000</u> |
| Net state appropriation subparagraph A | <u>8,000,000</u> |
| Totals for paragraph XVIII | <u>\$8,000,000</u> |

* To provide funds for the appropriations made in subparagraph XVIII, A the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$5,000,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from student fees.

| | |
|-------------------------------------|---------------|
| Total state appropriation section 1 | \$116,943,000 |
|-------------------------------------|---------------|

Amend the bill by replacing section 3 with the following:

3 Capital Appropriation; University System of New Hampshire. The sums hereinafter detailed are appropriated for the projects specified:

| | |
|-------------------------------------|--------------------|
| A. Lump Sum for Capital Projects | <u>\$8,000,000</u> |
| Total state appropriation section 3 | \$8,000,000 |

Amend the bill by replacing section 7 with the following:

7 Bond Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, and 3 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$193,522,352 and for said purposes may issue bonds and notes in the names and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A. The source of funds shall be as follows: general fund \$124,943,000, highway funds \$18,277,500, and other funds \$50,301,852.

Amend the bill by replacing section 42 with the following:

42 Unencumbered Balances Transferred; Department of Information Technology; Business One Stop Project Funding Authorized.

I. An amount not to exceed \$3,000,000 from the unencumbered balances of the projects amended by sections 25 through 41 of this act are hereby transferred to the department of information technology for the purpose of funding the capital project of Business One Stop.

II. All contracts and projects and plans and specifications therefor for the project authorized in this section shall be awarded in accordance with the provisions of RSA 21-I.

III. The appropriations in sections 25 through 41 of this act as amended and transferred in this section are hereby extended and shall not lapse until June 30, 2015.

IV. The department of information technology shall report quarterly beginning October 1, 2013 to the capital budget overview committee on the status of the Business One Stop project.

Amend the bill by inserting after section 45 the following and renumbering the original sections 46 and 47 to read as 47 and 48, respectively:

46 Memorial Bridge; Appropriate Signage. The commissioner of the department of transportation, along with the commissioner of transportation from the state of Maine, using funds previously authorized for the reconstruction of the Memorial Bridge by 2010, 231:13 and 14, shall develop and erect appropriate signage dedicating the Memorial Bridge as follows: "Memorial to the Men and Women of New Hampshire and Maine who have served in the Military of the United States of America – July 2013".

Amend paragraph I of section 48 by replacing it with the following:

I. Section 47 of this act shall take effect June 30, 2013.

The signatures below attest to the authenticity of this Report on HB 25-FN-A, an act making appropriations for capital improvements.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Rausch, Dist. 19
Sen. Larsen, Dist. 15

Conferees on the Part of the House
Rep. Campbell, Hills. 33
Rep. Cloutier, Sull. 10
Rep. Irwin, Sull. 6
Rep. Chandler, Carr. 1
Rep. Graham, Hills. 7

Recess. Out of recess.

The question is on the adoption of the Committee of Conference Report. Adopted.

June 14, 2013
2013-2070-CofC
10/03

Committee of Conference Report on HB 124-FN, an act relative to the determination of gainful occupation for a group II member receiving an accidental disability retirement allowance from the retirement system.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 124-FN, an act relative to the determination of gainful occupation for a group II member receiving an accidental disability retirement allowance from the retirement system.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Carson, Dist. 14
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Weber, Ches. 1
Rep. Shurtleff, Merr. 11
Rep. D. Sullivan, Hills. 42
Rep. Schuett, Merr. 20

The question is on the adoption of the Committee of Conference Report. Adopted.

Sen. Forrester is in opposition to the adoption of the Committee of Conference Report on HB 124-FN.

June 11, 2013
2013-2032-CofC
04/10

Committee of Conference Report on HB 142, an act relative to teacher evaluation systems.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 189:1-a, III as inserted by section 1 of the bill by replacing it with the following:

III. School boards shall adopt a teacher performance evaluation system, with the involvement of teachers and principals, for use in the school district. A school board may consider any resources it deems reasonable and appropriate, including any resources that may be provided by the state department of education. In this paragraph, "teacher" shall have the same meaning as in RSA 189:14-a, V.

The signatures below attest to the authenticity of this Report on HB 142, an act relative to teacher evaluation systems.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Reagan, Dist. 17
Sen. Kelly, Dist. 10

Conferees on the Part of the House
Rep. Grassie, Straf. 11
Rep. Gile, Merr. 27
Rep. Gorman, Hills. 31
Rep. Ladd, Graf. 4

2013-2032-CofC

AMENDED ANALYSIS

This bill provides that a school board shall adopt a teacher performance evaluation system, with the involvement of teachers and principals.

The question is on the adoption of the Committee of Conference Report. Adopted.

June 17, 2013
2013-2079-CofC
03/05

Committee of Conference Report on HB 183, an act relative to processing absentee ballots.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 183, an act relative to processing absentee ballots.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Stiles, Dist. 24
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. G. Richardson, Merr. 10
Rep. Connor, Hills. 2
Rep. Gage, Hills. 6
Rep. Jasper, Hills. 37

Recess. Out of recess.

The question is on the adoption of the Committee of Conference Report. Adopted.

Sens. Kelly and Soucy are in opposition to the adoption of the Committee of Conference Report on HB 183.

June 18, 2013
2013-2111-CofC
01/10

Committee of Conference Report on HB 220, an act relative to the New Hampshire medal of honor.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 220, an act relative to the New Hampshire medal of honor.

Conferees on the Part of the Senate
Sen. Forrester, Dist. 2
Sen. Bragdon, Dist. 11
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Theberge, Coos 2
Rep. Massimilla, Graf. 1
Rep. McCloskey, Hills. 16
Rep. Notter, Hills. 21

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
2013-2139-CofC
10/01

Committee of Conference Report on HB 224, an act relative to the authority of the superintendent of a county correctional facility

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 224, an act relative to the authority of the superintendent of a county correctional facility

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Carson, Dist. 14
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Cushing, Rock. 2
Rep. Shurtleff, Merr. 11
Rep. Grady, Hills. 21
Rep. Gagne, Hills. 13

The question is on the adoption of the Committee of Conference Report. Adopted.

June 12, 2013
2013-2045-CofC
03/10

Committee of Conference Report on HB 242, an act relative to child passenger restraint requirements.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Rules of the Road; Child Restraint System. Amend RSA 265:107-a, I-b to read as follows:

I-b. No person shall drive a motor vehicle on any way while carrying as a passenger a person less than [6] 7 years of age unless such passenger is properly fastened and secured by a child restraint system which is in accordance with the safety standards approved by the United States Department of Transportation in 49 C.F.R. section 571.213. If the passenger is [55] 57 inches or more in height, the provisions of this paragraph shall not apply.

The signatures below attest to the authenticity of this Report on HB 242, an act relative to child passenger restraint requirements.

Conferees on the Part of the Senate
 Sen. Rausch, Dist. 19
 Sen. Boutin, Dist. 16
 Sen. Gilmour, Dist. 12

Conferees on the Part of the House
 Rep. M. O'Brien, Hills. 36
 Rep. Rhodes, Hills. 30
 Rep. Burtis, Rock. 6
 Rep. Packard, Rock. 5

2013-2045-CofC

AMENDED ANALYSIS

This bill increases the height exception to the child restraint system requirement for motor vehicle operation and adds 6-year-old children to the requirement.

The question is on the adoption of the Committee of Conference Report. Adopted.

June 14, 2013
 2013-2072-CofC
 04/01

Committee of Conference Report on HB 252, an act consolidating the property appraisal division and the municipal services division of the department of revenue administration.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 9 with the following:

9 Directors; Compensation. Amend RSA 21-J:2, II and III to read as follows:

II. The commissioner shall nominate a director, division of audits, [~~and~~] a director, division of document processing, ***a director, division of collections, and a director, division of municipal and property***, for appointment by the governor, with the consent of the council. These division directors shall serve at the pleasure of the commissioner. The directors of the divisions shall be qualified by reason of professional competence, education, and experience.

III. The salaries of the commissioner and the director, division of audits, [~~and~~] the director, division of document processing, ***the director, division of collections, and the director, division of municipal and property***, shall be as specified in RSA 94:1-a.

Amend the bill by replacing all after section 10 with the following:

11 Compensation of Certain State Officers; Director of Document Processing. Amend RSA 94:1-a, I(b) by inserting the following:

FF Department of revenue administration director of document processing

12 Department of Revenue Administration; Document Processing Division. Amend RSA 21-J:12 to read as follows:

21-J:12 Document Processing Division. There is established within the department the division of document processing, ***under the supervision of an unclassified director of document processing who shall be responsible*** for processing all tax returns ***and payments*** filed with the department.

13 Director of the Division of Document Processing; Position Established.

I. There is established within the department of revenue administration the unclassified position of director of the division of document processing. The salary for the position shall be as set forth in RSA 94:1-a.

II. Funding for the salary and benefits of the director of the division of document processing shall be from within the department of revenue administration's existing appropriations for the fiscal years ending

June 30, 2014 and June 30, 2015. The department may establish a new expenditure class 014, within accounting unit 01-84-84-840510-1501, and may transfer salary and benefit appropriations from other accounting units in the department to fund this position.

14 Central Tax Services Unit. Amend RSA 21-J:6-c to read as follows:

21-J:6-c Central Tax Services Unit. There is hereby established within the department of revenue administration a central tax services unit, ~~[under the supervision of an unclassified taxpayer advocate who]~~ **which** shall be responsible for ~~[the following functions, in accordance with applicable laws:-~~

~~I.]~~ providing general assistance to the public for all taxes administered by the department.

~~[H. Taxpayer advocacy.]~~

15 Contingency. Sections 1-8 of this act shall take effect upon the date when the abolition of position 14455, the transfer of funding and appropriations to the unclassified position established in section 10 of this act, and the initial appointment of the director of the municipal and property division have occurred, as certified by the commissioner of the department of revenue administration to the director of legislative services and the secretary of state.

16 Effective Date.

I. Sections 1-8 of this act shall take effect as provided in section 15 of this act.

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

The signatures below attest to the authenticity of this Report on HB 252, an act consolidating the property appraisal division and the municipal services division of the department of revenue administration.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Carson, Dist. 14
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Goley, Hills. 8
Rep. Benn, Graf. 12
Rep. Hansberry, Hills. 35
Rep. Hansen, Hills. 22

2013-2072-CofC

AMENDED ANALYSIS

This bill consolidates the property appraisal division and the municipal services division of the department of revenue administration, and establishes the position of director of the division of document processing in the department of revenue administration.

This bill is a request of the department of revenue administration.

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
2013-2152-CofC
08/01

Committee of Conference Report on HB 253, an act relative to limitations on sales by nano breweries for consumption on the premises.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Nano Brewery License. Amend RSA 178:12-a to read as follows:

178:12-a Nano Brewery License.

I. The commission may issue a nano brewery license to a business that manufactures beer or specialty beer, not exceeding, 2,000 barrels annually for sale in any quantity to the general public or licensees. The

license shall entitle the licensee to sell at retail or wholesale only beverages manufactured by the licensee in a public building as defined in RSA 175:1, LV-a. In addition to the annual license fees provided in this section, a fee of \$.30 for each gallon of beverage sold or transferred for retail sale or to the public shall be required. ***On or before the tenth day of each month, a nano brewery licensee shall pay the license fees under this paragraph covering sales or transfers made during the preceding calendar month.***

II.~~(a)~~ The annual fee for each license issued under this section shall be \$240. ***Except for licensees under paragraph VII, licensees shall comply with the following:***

~~[(b) On or before the tenth day of each month a nano brewery licensee shall pay the license fees as provided by paragraph I covering sales or transfers made during the preceding calendar month.]~~

~~[(H)](a)~~ No beverage or liquor shall be served or consumed on the premises except that which is manufactured by the ***licensee on the premises.***

(b) The licensee may serve beverages to any visitor of legal drinking age by the glass or other suitable container.

(c) For the purpose of this section, food and non-alcoholic beverages may be provided by a properly licensed third party food vendor, ***prepared*** on or off the premises.

(d) The licensee shall not allow any beverage or liquor to be served or sold to any person under the age of 21 on the premises.

(e) Sales for consumption on the premises shall be limited to one 4-ounce glass per label per person.

IV. A nano brewery licensee shall have the right to transport beverages it manufactures in barrels, kegs, bottles, or other closed containers within the state for sale to licensees and to the state border for transportation and sale outside the state.

V. A nano brewery licensee may transport its products to a farmers' market, and may sell such products at retail in the original container.

VI. No unopened container sold by the licensee shall be opened or consumed on the premises.

VII. Any nano brewery licensee meeting and maintaining the requirements of a restaurant under RSA 178:20, except RSA 178:20, IV and paying an additional fee of \$240, shall comply with the following:

(a) No beverage or liquor shall be served or consumed on the premises except that which is manufactured by the licensee on the premises.

(b) The licensee may serve beverages to any visitor of legal drinking age by the glass or other suitable container.

(c) The licensee shall not allow any beverage or liquor to be served or sold to any person under the age of 21 on the premises.

The signatures below attest to the authenticity of this Report on HB 253, an act relative to limitations on sales by nano breweries for consumption on the premises.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Bradley, Dist. 3
Sen. Hosmer, Dist. 7

Conferees on the Part of the House
Rep. Schlachman, Rock. 18
Rep. Shurtleff, Merr. 11
Rep. John Hunt, Ches. 11
Rep. K. Williams, Hills. 4

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
2013-2135-CofC
05/10

Committee of Conference Report on HB 260-FN, an act relative to the children in need of services (CHINS) program.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by inserting after section 23 the following and renumbering the original section 24 to read as 25:

24 Sununu Youth Services Center Report.

I. On or before January 1, 2014, the department of health and human services shall report its recommendations to the fiscal committee of the general court as to the most appropriate, cost effective, long and short-term uses of the Sununu Youth Services Center. The department's assessment shall include an analysis of:

- (a) The advantages and disadvantages of the current use of the facility;
- (b) Potential alternative uses for the facility;
- (c) The viability of using another facility to provide secure detention/committed services given the declining census at the center; and
- (d) Ways that the current costs to run the facility could be reduced.

II. In conducting its assessment, the department shall consult with the community, child welfare, court, and juvenile justice stakeholders to solicit their input as to the most appropriate and fiscally responsible options for addressing the needs of committed and detained youth.

The signatures below attest to the authenticity of this Report on HB 260-FN , an act relative to the children in need of services (CHINS) program.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Odell, Dist. 8
Sen. Kelly, Dist. 10

Conferees on the Part of the House
Rep. Walz, Merr. 23
Rep. Long, Hills. 42
Rep. Gargas, Hills. 27
Rep. K. Rogers, Merr. 28

2013-2135-CofC

AMENDED ANALYSIS

This bill:

I. Expands the definition of a child in need of services under RSA 169-D, revises circumstances under which the court may order various services or placements, and gives the department discretion to offer voluntary services.

II. Directs the department of health and human services to collect certain data regarding the CHINS program.

III. Provides for the suspension of voluntary services if appropriated funds will be insufficient to support voluntary services.

IV. Requires school board truancy policies to include certain information relative to student attendance.

V. Limits the commitment of children to the youth development center to cases where a court is presented with evidence that a juvenile is dangerous.

VI. Provides a definition for shelter care facility in cases involving juvenile delinquency and children in need of services.

VII. Requires that the department make treatment available in both non-secure and secure settings.

VIII. Creates a presumption of parole after 6 months for children at the youth development center for non-violent offenses.

IX. Provides for a right to counsel for children facing revocation of their parole from the youth development center, which cannot be waived if the child has a disability.

X. Provides for periodic court review of cases where a juvenile is held at the youth development center for more than 6 months.

XI. Requires the department of health and human services to report to the legislature on the uses of the Sununu Youth Services Center.

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Sen. Soucy, seconded by Sen. Larsen.

The following Senators voted Yes: Woodburn, Forrester, Bradley, Watters, Pierce, Cataldo, Hosmer, Odell, Sanborn, Kelly, Gilmour, Lasky, Carson, Larsen, Boutin, Reagan, Soucy, Rausch, D'Allesandro, Fuller Clark, Morse, Prescott, Stiles, Bragdon.

The following Senators voted No: (None).

Yeas: 24 - Nays: 0

Adopted.

June 18, 2013
2013-2107-CofC
05/03

Committee of Conference Report on HB 295, an act requiring criminal background checks for volunteers and employees at youth skills camps.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 485-A:24, II(a) as inserted by section 3 of the bill by replacing it with the following:

II.(a) No person or entity shall for profit or for charitable purposes operate any youth skill camp, as defined in RSA 485-A:23, II, without maintaining an appropriate policy regarding background checks for camp owners, employees and volunteers who may be left alone with any child or children. Certification of background checks shall be made to the department demonstrating that no individual has a criminal conviction for any offense involving:

(1) Causing or threatening direct physical injury to any individual; or

(2) Causing or threatening harm of any nature to any child or children.

Amend RSA 485-A:24, II as inserted by section 3 of the bill by inserting after subparagraph (e) the following new subparagraph:

(f) If an employee or volunteer has been the subject of a background check performed by another person or entity within 12 months, the previous background check may, with the signed and written consent of the employee or volunteer, be shared with the operator of the youth skill camp and may be used to satisfy the requirements of this paragraph, notwithstanding any other law providing for the confidentiality of such information.

Amend the bill by inserting after section 6 the following and renumbering the original section 7 to read as 8:

7 School Employee and Volunteer Criminal Background Check; Sharing Information with Municipality.
Amend RSA 189:13-a, III to read as follows:

III. The school administrative unit, school district, chartered public school, or public academy shall submit the criminal history records release form to the New Hampshire state police which shall conduct a criminal history records check through its records and through the Federal Bureau of Investigation. The state police shall examine the list of crimes constituting grounds for non-approval of employment, or non-acceptance of volunteer services in that school administrative unit, school district, chartered public school, or public academy, and shall report the presence or absence of any such crime to the school administrative unit, school district, chartered public school, or public academy. Under no circumstances shall the criminal records be released to the school administrative unit, school district, chartered public school, or public academy. The school administrative unit, school district, chartered public school, or public academy shall maintain the confidentiality of

all criminal history records information received pursuant to this paragraph, *except as provided in RSA 485-A:24, II(f)*. If the criminal history records information indicates no criminal record, the school administrative unit, school district, chartered public school, or public academy shall destroy the information received immediately following its review of the information. If the criminal history records information indicates that the applicant has been convicted of a felony or has been charged pending disposition for or convicted of a crime listed in paragraph V, the school administrative unit, school district, chartered public school, or public academy shall review the information for a hiring decision, and the division of state police shall notify the department of education of any such charges pending disposition or convictions. The school administrative unit, school district, chartered public school, or public academy shall destroy any criminal history record information that indicates a criminal record within 30 days of receiving such information.

The signatures below attest to the authenticity of this Report on HB 295, an act requiring criminal background checks for volunteers and employees at youth skills camps.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Reagan, Dist. 17
Sen. Kelly, Dist. 10

Conferees on the Part of the House
Rep. Suzanne Smith, Graf. 8
Rep. Aguiar, Graf. 7
Rep. Ahlgren, Carr. 6
Rep. Gottling, Sull. 2

The question is on the adoption of the Committee of Conference Report. Adopted.

June 17, 2013
2013-2087-CofC
10/05

Committee of Conference Report on HB 385, an act relative to licensure of, and the performance of electrical work by, elevator and accessibility lift mechanics.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Elevator and Accessibility Lifts; License Requirements. Amend RSA 157-B:8-a to read as follows:

157-B:8-a Mechanics. An elevator or accessibility lift mechanic shall pass an examination given by the commissioner~~], except in cases in which an elevator or accessibility lift mechanic]~~ ***provided the person either (a) has at least 2 years of documented experience, with an average of 1,800 hours in each year over the 2-year period, working in this state directly under a licensed New Hampshire elevator or accessibility lift mechanic; or (b) holds a certificate or license of competency as an elevator or accessibility lift mechanic issued by another state and*** has proven to the satisfaction of the commissioner ***that the person has*** experience ~~[in excess of 5]~~ ***as an elevator or accessibility lift mechanic for at least 3 consecutive years [within the state], with an average of 1,800 hours in each year over the 3-year period.*** A license shall be issued to the mechanic for a 2-year period. A fee of \$50 shall be charged for the initial examination and license. A license may be renewed every 2 years upon payment of a fee of \$35. Employees of the department of labor shall not be charged for the issuance or renewal of a license. A person who holds a certificate or license of competency as a mechanic ~~[equal to that of this]~~ ***issued by another state*** may be issued a license without examination upon payment of a fee of \$35, ***provided that licensees of New Hampshire are not subject to greater requirements for certification or licensure in the other state than those required by New Hampshire.*** The commissioner may revoke any license for cause shown, after a hearing. The holder of a license under question shall receive 7 days' written notice informing the licensee of the charges and of the time and place of the hearing.

The signatures below attest to the authenticity of this Report on HB 385, an act relative to licensure of, and the performance of electrical work by, elevator and accessibility lift mechanics.

Conferees on the Part of the Senate
Sen. Cataldo, Dist. 6

Conferees on the Part of the House
Rep. Goley, Hills. 8

Sen. Reagan, Dist. 17
Sen. Watters, Dist. 4

Rep. Schuett, Merr. 20
Rep. D. Sullivan, Hills. 42
Rep. L. Weber, Ches. 01

The question is on the adoption of the Committee of Conference Report. Adopted.

June 18, 2013
2013-2110-CofC
05/10

Committee of Conference Report on HB 472, an act relative to residential units in rooming houses.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Actions Against Tenants; Rooming House Exemption from Definition of Tenancy. Amend RSA 540:1-a, IV(a) to read as follows:

(a) Rooms in rooming or boarding houses which are rented to transient guests for fewer than 90 consecutive days. *For purposes of this subparagraph, if the owner of the facility directs the occupant to move from one room to another in the same rooming or boarding house, or directs the occupant to move from one of the owner's rooming or boarding houses to another, the 90-day period for computing consecutive days of occupancy shall not be broken. Consecutive days of occupancy shall not include a voluntary move from one room to another if the move was made at the request of the occupant after the occupant has been notified of the exemption from tenancy under this subparagraph. Such request shall be in writing and shall include the following statement:*

"I request a move from _____ to _____. I have received a copy of RSA 540:1-a, IV(a) and understand that any time I spent in the first room shall not apply toward the 90 consecutive days of occupancy required for tenancy under RSA 540."

The signatures below attest to the authenticity of this Report on HB 472, an act relative to residential units in rooming houses.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Cataldo, Dist. 6
Sen. Hosmer, Dist. 7

Conferees on the Part of the House
Rep. Butler, Carr. 7
Rep. Schlachman, Rock. 18
Rep. Muns, Rock. 21
Rep. Hammond, Hills. 24

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
2013-2145-CofC
01/04

Committee of Conference Report on HB 518, an act relative to establishing an individual's status as a veteran and specifying that training for active duty is service for purposes of the veterans' tax credit.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 518, an act relative to establishing an individual's status as a veteran and specifying that training for active duty is service for purposes of the veterans' tax credit.

Conferees on the Part of the Senate
 Sen. Forrester, Dist. 2
 Sen. Bragdon, Dist. 11
 Sen. Lasky, Dist. 13

Conferees on the Part of the House
 Rep. Theberge, Coos 3
 Rep. C. Sweeney, Sull. 8
 Rep. Carey, Merr. 26
 Rep. Priestley, Rock. 8

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
 2013-2146-CofC
 08/10

Committee of Conference Report on HB 524, an act relative to national guard facilities, the national guard scholarship fund, and the state active duty death benefit.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 110-B:28, IV as inserted by section 1 of the bill by replacing it with the following:

IV.(a) The adjutant general may cooperate with and enter into ***contracts or*** agreements with the federal government, or any agency thereof, as he or she deems desirable to secure the participation of the United States government, through the allotment of federal funds, in the costs of constructing, enlarging, or altering armories, ***the state veterans cemetery***, or other military facilities. ***The adjutant general may contract with the federal government to perform construction for building renovations or site improvements to existing state owned facilities or land, subject to the approval of the capital budget overview committee established in RSA 17-J. Any affected municipalities shall receive notice at least 14 days prior to the capital budget overview committee meeting at which such projects are slated to be approved. Such federally contracted and completely federally funded projects shall either:***

(1) Within 90 days prior to the end of the federal fiscal year, be designed and ready for bidding; or

(2) Where such project design is incomplete and not ready for bid, a contract may be entered into within 210 days prior to the end of the federal fiscal year.

(b) The adjutant general may adopt procedures relative to this section to ensure the best interest of the federal and state of New Hampshire governments and the national guard, including notice procedures that simultaneously provide project details to all interested parties.

The signatures below attest to the authenticity of this Report on HB 524, an act relative to national guard facilities, the national guard scholarship fund, and the state active duty death benefit.

Conferees on the Part of the Senate
 Sen. Rausch, Dist. 19
 Sen. Boutin, Dist. 16
 Sen. Larsen, Dist. 15

Conferees on the Part of the House
 Rep. Campbell, Hills. 33
 Rep. Theberge, Coos 3
 Rep. Massimilla, Graf. 1
 Rep. Graham, Hills. 7

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
 2013-2149-CofC
 06/01

Committee of Conference Report on HB 542, an act relative to electric renewable portfolio standards.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate,
and pass the bill as so amended:

Amend the bill by replacing section 4 with the following:

4 Providers of VoIP and IP-enabled Service. Amend RSA 362:7, II to read as follows:

II. Except as set forth in paragraph III, notwithstanding any other provision of law to the contrary, no department, agency, commission, or political subdivision of the state, shall enact, adopt, or enforce, either directly or indirectly, any law, rule, regulation, ordinance, standard, order, or other provision having the force or effect of law that regulates or has the effect of regulating the market entry, market exit, transfer of control, rates, terms, or conditions of any VoIP service or IP enabled service or any provider of VoIP service or IP-enabled service. ***VoIP services and IP enabled services are not public utility services and a provider of VoIP service or IP enabled service is not a public utility under RSA 362:2, or an excepted local exchange carrier under RSA 362:7, I(c) and shall not be regulated as a public utility in any manner other than as set forth in paragraph III.***

The signatures below attest to the authenticity of this Report on HB 542, an act relative to electric renewable portfolio standards.

Conferees on the Part of the Senate
Sen. Odell, Dist. 8
Sen. Bradley, Dist. 3
Sen. Fuller Clark, Dist. 21

Conferees on the Part of the House
Rep. Kaen, Straf. 5
Rep. N. Levasseur, Hills. 11
Rep. Cali-Pitts, Rock. 30
Rep. Introne, Rock. 5

The question is on the adoption of the Committee of Conference Report. Adopted.

Sen. Forrester is in opposition to the adoption of the Committee of Conference Report on HB 542.

June 18, 2013
2013-2103-CofC
01/03

Committee of Conference Report on HB 546, an act relative to medical examinations under workers' compensation.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 546, an act relative to medical examinations under workers' compensation.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Cataldo, Dist. 6
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. A. White, Graf. 13
Rep. Flanagan, Hills. 26
Rep. Weed, Ches. 16
Rep. St. James, Rock. 13

The question is on the adoption of the Committee of Conference Report. Adopted.

June 18, 2013
2013-2098-CofC
04/10

Committee of Conference Report on HB 573-FN, an act relative to the use of cannabis for therapeutic purposes.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 New Chapter; Use of Cannabis for Therapeutic Purposes. Amend RSA by inserting after chapter 126-V the following new chapter:

CHAPTER 126-W
USE OF CANNABIS FOR THERAPEUTIC PURPOSES

126-W:1 Definitions. In this chapter:

I. "Alternative treatment center" means a not-for-profit entity registered under RSA 126-W:7 that acquires, possesses, cultivates, manufactures, delivers, transfers, transports, sells, supplies, and dispenses cannabis, and related supplies and educational materials, to qualifying patients and alternative treatment centers.

II. "Alternative treatment center agent" means a principal officer, board member, employee, manager, or volunteer of an alternative treatment center who is 21 years of age or older and has not been convicted of a felony or any felony drug-related offense.

III. "Cannabis" means all parts of any plant of the Cannabis genus of plants, whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, salt, derivative, mixture, or preparation of such plant, its seeds, or resin. Such term shall not include the mature stalks of such plants, fiber produced from such stalks, oil, or cake made from the seeds of such plants, any other compound, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil or cake, or the sterilized seeds of such plants which are incapable of germination.

IV. "Cultivation location" means a locked and enclosed site, under the control of an alternative treatment center where cannabis is cultivated, secured with one or more locks or other security devices in accordance with the provisions of this chapter.

V. "Department" means the department of health and human services.

VI. "Designated caregiver" means an individual who:

(a) Is at least 21 years of age;

(b) Has agreed to assist with one or more (not to exceed 5) qualifying patient's therapeutic use of cannabis, except if the qualifying patient and designated caregiver each live greater than 50 miles from the nearest alternative treatment center, in which case the designated caregiver may assist with the therapeutic use of cannabis for up to 9 qualifying patients;

(c) Has never been convicted of a felony or any felony drug-related offense; and

(d) Possesses a valid registry identification card issued pursuant to RSA 126-W:4.

VII.(a) "Provider" means a physician licensed to prescribe drugs to humans under RSA 329 and who possesses certification from the United States Drug Enforcement Administration to prescribe controlled substances. "Provider" shall also mean an advanced practice registered nurse licensed pursuant to RSA 326-B:18.

(b) For a visiting qualifying patient, "provider" means an individual licensed to prescribe drugs to humans in the state of the patient's residence and who possesses certification from the United States Drug Enforcement Administration to prescribe controlled substances. Such visiting patient shall not be eligible to purchase or transfer cannabis from an eligible New Hampshire patient.

VIII. "Provider-patient relationship" means at least a 3-month medical relationship between a licensed provider and a patient that includes an in-person exam, a history, a diagnosis, and a treatment plan appropriate for the licensee's medical specialty.

IX.(a) "Qualifying medical condition" means the presence of:

(1) Cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, hepatitis C currently receiving antiviral treatment, amyotrophic lateral sclerosis, muscular dystrophy, Crohn's disease, agitation of Alzheimer's disease, multiple sclerosis, chronic pancreatitis, spinal cord injury or disease, traumatic brain injury, or one or more injuries that significantly interferes with daily activities as documented by the patient's provider; and

(2) A severely debilitating or terminal medical condition or its treatment that has produced at least one of the following: elevated intraocular pressure, cachexia, chemotherapy-induced anorexia, wasting syndrome, severe pain that has not responded to previously prescribed medication or surgical measures or for which other treatment options produced serious side effects, constant or severe nausea, moderate to severe vomiting, seizures, or severe, persistent muscle spasms.

(b) The department may include a medical condition that is not listed in subparagraph (a) that the department determines, on a case by case basis, is severely debilitating or terminal, based upon the written request of a provider who furnishes written certification to the department.

X. "Qualifying patient" means a resident of New Hampshire who has been diagnosed by a provider as having a qualifying medical condition and who possesses a valid registry identification card issued pursuant to RSA 126-W:4.

XI. "Registry identification card" means a document indicating the date issued and expiration date by the department pursuant to RSA 126-W:4 that identifies an individual as a qualifying patient or a designated caregiver.

XII. "Seedling" means a cannabis plant that has no flowers and is less than 12 inches in height and less than 12 inches in diameter.

XIII. "Therapeutic use" means the acquisition, possession, cultivation, preparation, use, delivery, transfer, or transportation of cannabis or paraphernalia relating to the administration of cannabis to treat or alleviate a qualifying patient's qualifying medical condition or symptoms or results of treatment associated with the qualifying patient's qualifying medical condition. It shall not include:

- (a) The use of cannabis by a designated caregiver who is not a qualifying patient; or
- (b) Cultivation or purchase by a visiting qualifying patient; or
- (c) Cultivation by a designated caregiver or qualifying patient.

XIV. "Unusable cannabis" means any cannabis, other than usable cannabis, including the seeds, stalks, and roots of the plant.

XV. "Usable cannabis" means the dried leaves and flowers of the cannabis plant and any mixture or preparation thereof, but does not include the seeds, stalks, and roots of the plant and does not include the weight of any non-cannabis ingredients combined with cannabis and prepared for consumption as food or drink.

XVI. "Visiting qualifying patient" means a patient with a qualifying medical condition who is not a resident of New Hampshire or who has been a resident of New Hampshire for fewer than 30 days and is not eligible to purchase therapeutic cannabis in New Hampshire or receive cannabis from a qualifying New Hampshire patient.

XVII. "Written certification" means documentation of a qualifying medical condition by a provider pursuant to rules adopted by the department pursuant to RSA 541-A for the purpose of issuing registry identification cards, after having completed a full assessment of the patient's medical history and current medical condition made in the course of a provider-patient relationship of at least 3 months in duration. The 3-month requirement for the provider-patient relationship required in this paragraph shall not apply if the provider issuing the written certification certifies that the onset of the patient's qualifying medical condition occurred within the past 3 months, and the certifying provider is primarily responsible for the patient's care related to his or her qualifying medical condition. The date of issuance and the patient's qualifying medical condition, symptoms or side effects, the certifying provider's name, medical specialty, and signature shall be specified on the written certification.

126-W:2 Therapeutic Use of Cannabis Protections.

I. A qualifying patient shall not be subject to arrest by state or local law enforcement, prosecution or penalty under state or municipal law, or be denied any right or privilege for the therapeutic use of cannabis in accordance with this chapter, if the qualifying patient possesses an amount of cannabis that does not exceed the following:

- (1) Two ounces of usable cannabis; and
- (2) Any amount of unusable cannabis.

II. A designated caregiver shall not be subject to arrest by state or local law enforcement, prosecution or penalty under state or municipal law, or denied any right or privilege for the therapeutic use of cannabis in accordance with this chapter on behalf of a qualifying patient if the designated caregiver possesses an amount of cannabis that does not exceed the following:

- (1) Two ounces of usable cannabis, or the total amount allowable for the number of qualifying patients for which he or she is a designated caregiver; and
- (2) Any amount of unusable cannabis.

III. A designated caregiver may receive compensation for costs, not including labor, associated with assisting a qualifying patient who has designated the designated caregiver to assist him or her with the therapeutic use of cannabis. Such compensation shall not constitute the sale of controlled substances.

IV.(a) A qualifying patient is presumed to be lawfully engaged in the therapeutic use of cannabis in accordance with this chapter if the qualifying patient possesses a valid registry identification card and possesses an amount of cannabis that does not exceed the amount allowed under this chapter.

(b) A designated caregiver is presumed to be lawfully engaged in assisting with the therapeutic use of cannabis in accordance with this chapter if the designated caregiver possesses a valid registry identification card and possesses an amount of cannabis that does not exceed the amount allowed under this chapter.

(c) The presumptions made in subparagraphs (a) and (b) may be rebutted by evidence that conduct related to cannabis was not for the purpose of treating or alleviating the qualifying patient's qualifying medical condition or symptoms or effects of the treatment associated with the qualifying medical condition, in accordance with this chapter.

V. A valid registry identification card, or its equivalent, that is issued under the laws of another state, district, territory, commonwealth, or insular possession of the United States that allows, in the jurisdiction of issuance, a visiting qualifying patient to possess cannabis for therapeutic purposes, shall have the same force and effect as a valid registry identification card issued by the department in this state, provided that:

(a) The visiting qualifying patient shall also produce a statement from his or her provider stating that the visiting qualifying patient has a qualifying medical condition as defined in RSA 126-W:1; and

(b) A visiting qualifying patient shall not cultivate or purchase cannabis in New Hampshire or obtain cannabis from alternative treatment centers or from a qualifying New Hampshire patient.

VI. A person otherwise entitled to custody of, or visitation or parenting time with, a minor shall not be denied such a right solely for conduct allowed under this chapter, and there shall be no presumption of neglect or child endangerment.

VII. For the purposes of medical care, including organ transplants, a qualifying patient's authorized use of cannabis in accordance with this chapter shall be considered the equivalent of the authorized use of any other medication used at the direction of a provider, and shall not constitute the use of an illicit substance.

VIII. A provider shall not be subject to arrest by state or local law enforcement, prosecution or penalty under state or municipal law, or be denied any right or privilege, including but not limited to a civil penalty or disciplinary action by the New Hampshire board of medicine or any other occupational or professional licensing entity, solely for providing written certifications, provided that nothing shall prevent a professional licensing entity from sanctioning a provider for failing to properly evaluate a patient's medical condition.

IX. An alternative treatment center shall not be subject to prosecution under state or municipal law, search, or inspection, except by the department pursuant to RSA 126-W:7, IX; seizure; or penalty in any manner under state or municipal law for acting pursuant to this chapter and department rules to:

- (a) Acquire or purchase cannabis seeds or seedlings;
- (b) Possess, cultivate, manufacture, or transport cannabis and seedlings; or
- (c) Deliver, transfer, supply, sell, or dispense cannabis and related supplies and educational materials to qualifying patients who have designated the alternative treatment center to provide for them, to designated caregivers on behalf of the qualifying patients who have designated the alternative treatment center, or to other alternative treatment centers.

X. An alternative treatment center agent shall not be subject to arrest by state or local law enforcement, prosecution or penalty in any manner under state or municipal law, search, or be denied any right or privilege

for working for an alternative treatment center pursuant to this chapter and department rules to engage in any of the actions listed in paragraph IX.

XI. Any cannabis, cannabis paraphernalia, licit property, or interest in licit property that is possessed, owned, or used in connection with the therapeutic use of cannabis as allowed under this chapter, or acts incidental to such use, shall not be seized or forfeited if the basis for the seizure or forfeiture is activity related to cannabis that is exempt from state criminal penalties under this chapter.

XII. An individual shall not be subject to arrest by state or local law enforcement, prosecution or penalty under state or municipal law, or be denied any right or privilege, including but not limited to a civil penalty or disciplinary action by a court or occupational or professional licensing entity, simply for being in the presence or vicinity of the therapeutic use of cannabis as allowed under this chapter.

XIII. If a state or local law enforcement officer encounters an alternative treatment center or an individual who the officer knows is an alternative treatment center agent, a designated caregiver, or a qualifying patient, or who credibly asserts he or she is an alternative treatment center agent, a designated caregiver, or a qualifying patient, the law enforcement officer shall not provide any information concerning any cannabis-related activity involving the individual or entity, except pursuant to a lawfully-issued subpoena, to any law enforcement agency that does not recognize the protection of this chapter, and any prosecution of the individual or entity for a violation of this chapter shall be conducted pursuant to the laws of this state. This paragraph shall not apply in cases where the state or local law enforcement agency has probable cause to believe the person is distributing cannabis to a person who is not allowed to possess it under this chapter. Any seizure of cannabis by law enforcement officers for a violation of this chapter shall be limited to the amount of cannabis in excess of the quantities permitted under this chapter and any such cannabis seized shall not be returned.

XIV. A person who ceases to be a qualifying patient or designated caregiver shall have 10 days after notification by the department to dispose of cannabis in one of the following ways:

(a) If the person was a designated caregiver and the qualifying patient who designated the caregiver is still a qualifying patient, but has designated a new caregiver, the designated caregiver may transfer cannabis to the new designated caregiver;

(b) The person may notify local law enforcement and request that they dispose of the cannabis; or

(c) The person may dispose of the cannabis, after mixing the cannabis with other ingredients such as soil to render it unusable.

126-W:3 Prohibitions and Limitations on the Therapeutic Use of Cannabis.

I. A qualifying patient may use cannabis on privately-owned real property only with written permission of the property owner or, in the case of leased property, with the permission of the tenant in possession of the property, except that a tenant shall not allow a qualifying patient to smoke cannabis on rented property if smoking on the property violates the lease or the lessor's rental policies that apply to all tenants at the property. However, a tenant may permit a qualifying patient to use cannabis on leased property by ingestion or inhalation through vaporization even if smoking is prohibited by the lease or rental policies. For purposes of this chapter, vaporization shall mean the inhalation of cannabis without the combustion of the cannabis.

II. Nothing in this chapter shall exempt any person from arrest or prosecution for:

(a) Being under the influence of cannabis while:

(1) Operating a motor vehicle, commercial vehicle, boat, vessel, or any other vehicle propelled or drawn by power other than muscular power; or

(2) In his or her place of employment, without the written permission of the employer; or

(3) Operating heavy machinery or handling a dangerous instrumentality.

(b) The use or possession of cannabis by a qualifying patient or designated caregiver for purposes other than for therapeutic use as permitted by this chapter;

(c) The smoking or vaporization of cannabis in any public place, including:

(1) A public bus or other public vehicle; or

(2) Any public park, public beach, or public field.

(d) The possession of cannabis in any of the following:

- (1) The building and grounds of any preschool, elementary, or secondary school, which are located in an area designated as a drug free zone; or
- (2) A place of employment, without the written permission of the employer; or
- (3) Any correctional facility; or
- (4) Any public recreation center or youth center; or
- (5) Any law enforcement facility.

III. Nothing in this chapter shall be construed to require:

- (a) Any health insurance provider, health care plan, or medical assistance program to be liable for any claim for reimbursement for the therapeutic use of cannabis; or
- (b) Any individual or entity in lawful possession of property to allow a guest, client, customer, or other visitor to use cannabis on or in that property; or
- (c) Any accommodation of the therapeutic use of cannabis on the property or premises of any place of employment or on the property or premises of any jail, correctional facility, or other type of penal institution where prisoners reside or persons under arrest are detained. This chapter shall in no way limit an employer's ability to discipline an employee for ingesting cannabis in the workplace or for working while under the influence of cannabis.

IV. Any person who makes a fraudulent representation to a law enforcement official of any fact or circumstance relating to the therapeutic use of cannabis to avoid arrest or prosecution shall be guilty of a violation and may be fined \$500, which shall be in addition to any other penalties that may apply for making a false statement to a law enforcement officer or for the use of cannabis other than use undertaken pursuant to this chapter.

V. A qualifying patient or designated caregiver who is found to be in possession of cannabis outside of his or her home and is not in possession of his or her registry identification card may be subject to a fine of up to \$100.

VI. Any qualifying patient or designated caregiver who sells cannabis to another person who is not a qualifying patient or designated caregiver under this chapter shall be subject to the penalties specified in RSA 318-B:26, IX-a, shall have his or her registry identification card revoked, and shall be subject to other penalties as provided in RSA 318-B:26.

VII. The department may revoke the registry identification card of a qualifying patient or designated caregiver for violation of rules adopted by the department or for violation of any other provision of this chapter, and the qualifying patient or designated caregiver shall be subject to any other penalties established in law for the violation.

126-W:4 Departmental Administration; Registry Identification Cards.

I. Except as provided in paragraph V, the department shall create and issue a registry identification card to a person applying as a qualifying patient who submits all of the following information:

- (a) Written certification as defined in RSA 126-W:1.
- (b) An application or a renewal application accompanied by the application or renewal fee.
- (c) A recent passport-sized photograph of the applicant's face.
- (d) Name, residential and mailing address, and date of birth of the applicant, except that if the applicant is homeless, no residential address is required.
- (e) Name, address, and telephone number of the applicant's provider.
- (f) Name, address, and date of birth of the applicant's designated caregiver, if any. A qualifying patient shall have only one designated caregiver.
- (g) Name of the alternative treatment center that the qualifying patient designates. A qualifying patient may designate no more than one alternative treatment center at any time.

(h) A statement signed by the applicant, pledging not to divert cannabis to anyone who is not allowed to possess cannabis pursuant to this chapter and acknowledging that his or her diversion of cannabis is punishable as a class B felony and revocation of his or her registry identification card, in addition to other penalties for the illegal sale of cannabis.

II. Except as provided in paragraph V, the department shall create and issue a registry identification card to a person applying as a designated caregiver who submits all of the following information:

(a) An application or a renewal application.

(b) A recent passport-sized photograph of the applicant's face.

(c) Name, residential and mailing address, and date of birth of the applicant.

(d) Name, residential and mailing address, and date of birth of each qualifying patient for whom the applicant will act as designated caregiver, except that if the qualifying patient is homeless, no residential address is required. An applicant shall not act as a designated caregiver for more than 5 qualifying patients.

(e) Street address of the alternative treatment center.

(f) A signed statement from the applicant agreeing to act as the designated caregiver for the qualifying patient named in the application and pledging not to divert cannabis to anyone who is not allowed to possess cannabis pursuant to this chapter and acknowledging that the diversion of cannabis is punishable as a class B felony and revocation of one's registry identification card, in addition to other penalties for the illegal sale of cannabis.

(g) A notarized criminal history record release form, as provided by the New Hampshire division of state police, department of safety, which authorizes the release of his or her criminal history record, if any, to the department. The applicant shall submit with the release from a complete set of fingerprints taken by a qualified law enforcement agency or an authorized employee of the department of safety. In the event that the first set of fingerprints is invalid due to insufficient pattern, a second set of fingerprints shall be necessary in order to complete the criminal history records check. If, after 2 attempts, a set of fingerprints is invalid due to insufficient pattern, the department may, in lieu of the criminal history records check, accept police clearances from every city, town, or county where the person has lived during the past 5 years. The department shall submit the criminal history records release form and fingerprint form to the division of state police which shall conduct a criminal history records check through its records and through the Federal Bureau of Investigation. Upon completion of the records check, the division of state police shall release copies of the criminal history records to the department. The department shall maintain the confidentiality of all criminal history records information received pursuant to this section. The applicant shall bear the cost of a criminal history record check.

III. The department shall verify the information contained in an application or renewal submitted pursuant to this section. The department shall approve or deny an application or renewal for a qualifying patient within 15 days of receipt of the application. The department shall approve or deny an application or renewal to serve as a designated caregiver within 15 days of receipt of the application. The department may deny an application or renewal only if the applicant did not provide the information required pursuant to this section, or if the applicant previously had a registry identification card revoked for violating the provisions of this chapter or rules adopted by the department, or if the department determines that the information provided was falsified or did not meet the requirements of this chapter or rules adopted by the department. The department shall notify an applicant of the denial of an application. An applicant who is aggrieved by a department decision may request an administrative hearing at the department.

IV. The department shall create and issue a registry identification card to a person applying as a qualifying patient or designated caregiver within 5 days of approving an application or renewal. Each registry identification card shall expire one year after the date of issuance, unless the provider states in the written certification that the certification should expire at an earlier specified date, then the registry identification card shall expire on that date. Registry identification cards shall contain all of the following:

(a) Name, mailing address, and date of birth of the qualifying patient or designated caregiver.

(b) The date of issuance and expiration date of the registry identification card.

(c) A random 10-digit identification number, containing at least

4 numbers and at least 4 letters, that is unique to the qualifying patient or the designated caregiver.

(d) A designation that the person is either a “qualifying patient” or a “designated caregiver.” If the person is a designated caregiver, the identification card shall include the random 10-digit identification number for each qualifying patient for whom he or she is providing care.

(e) The registry identification number corresponding with the alternative treatment center the qualifying patient designated, if any.

(f) A passport-sized photograph of the qualifying patient’s or designated caregiver’s face.

(g) A statement that the qualifying patient or designated caregiver is permitted under state law to possess cannabis pursuant to this chapter for the therapeutic use of the qualifying patient.

V. The department shall not issue a registry identification card to an applicant under 18 years of age who is applying as a qualifying patient unless:

(a) A custodial parent or legal guardian responsible for health care decisions for the qualifying patient submits a written certification from 2 providers, one of whom shall be a pediatrician.

(b) The applicant’s provider has explained the potential risks and benefits of the therapeutic use of cannabis to the custodial parent or legal guardian with responsibility for health care decisions for the applicant.

(c) The custodial parent or legal guardian with responsibility for health care decisions for the applicant consents in writing to:

(1) Allow the applicant’s therapeutic use of cannabis; and

(2) Serve as the applicant’s designated caregiver and control the acquisition of the cannabis and the frequency of the therapeutic use of cannabis by the applicant.

(d) The custodial parent or legal guardian completes an application in accordance with the requirements of paragraph I on behalf of the applicant.

VI. The department shall provide each approved qualifying patient and designated caregiver a statement with the registry identification card explaining federal law on the possession of cannabis and that possession of a state registry identification card does not protect a person from federal criminal penalties.

VII.(a) The department shall track the number of qualifying patients who have designated each alternative treatment center and issue a monthly written statement to the alternative treatment center identifying the number of qualifying patients who have designated that alternative treatment center along with the registry identification numbers of each qualifying patient and each qualifying patient’s designated caregiver.

(b) The department shall track the number of qualifying patients certified by each provider and registered with the department. Any concerns regarding provider conduct shall be referred to the New Hampshire board of medicine or the New Hampshire board of nursing.

VIII. In addition to the monthly reports, the department shall also provide written notice to an alternative treatment center which identifies the names and registration identification numbers of a qualifying patient and his or her designated caregiver whenever any of the following events occur:

(a) A qualifying patient designates the alternative treatment center to serve his or her needs under this chapter;

(b) A qualifying patient revokes the designation of the alternative treatment center; or

(c) A qualifying patient who has designated the alternative treatment center loses his or her status as a qualifying patient under this chapter.

IX.(a) A qualifying patient shall notify the department before changing his or her designated caregiver or alternative treatment center.

(b) A qualifying patient shall notify the department of any change in his or her name or address within 10 days of such change. If the qualifying patient’s certifying provider notifies the department in writing that the qualifying patient no longer suffers from a qualifying medical condition or should discontinue using cannabis for another compelling reason, the registry identification card shall become void upon notification by the department to the qualifying patient.

(c) When a qualifying patient or a designated caregiver notifies the department of any change to a name, address, or alternative treatment center, the department shall issue the qualifying patient or design-

nated caregiver a new registry identification card with a new random 10-digit identification number within 20 days of receiving the updated information.

(d) If a qualifying patient notifies the department of a change in his or her designated caregiver and the prospective designated caregiver meets the requirements of this chapter, the department shall issue the designated caregiver a registry identification card with a new random 10-digit identification number within 50 days of receiving the designated caregiver's application.

(e) A qualifying patient or designated caregiver who fails to notify the department of any changes to his or her name, address, or designated caregiver shall be guilty of a violation and may be subject to a fine not to exceed \$150 under rules adopted by the department.

(f) If a qualifying patient or designated caregiver loses his or her registry identification card, he or she shall notify the department within 10 days of losing the card. Within 5 days after such notification, the department shall issue a new registry identification card with a new random 10-digit identification number. The fee for new registry cards shall be established in rules set by the department pursuant to RSA 541-A.

X. Mere possession of, or application for, a registry identification card shall not constitute probable cause or reasonable suspicion, nor shall it be used to support the search of the individual or property of the individual possessing or applying for the registry identification card. The possession of, or application for, a registry identification card shall not preclude the existence of probable cause if probable cause exists on other grounds.

XI.(a) The department shall create and maintain a confidential registry of each individual who has applied for and received a registry identification card as a qualifying patient or a designated caregiver in accordance with the provisions of this chapter. Each entry in the registry shall contain the qualifying patient's or designated caregiver's name, mailing address, date of birth, date of registry identification card issuance, date of registry identification card expiration, random 10-digit identification number, and registry identification number of the qualifying patient's designated alternative treatment center, if any. The confidential registry and the information contained in it shall be exempt from disclosure under RSA 91-A.

(b)(1) Except as specifically provided in this chapter, no person shall have access to any information about qualifying patients or designated caregivers in the department's confidential registry, or any information otherwise maintained by the department about providers and alternative treatment centers, except for authorized employees of the department in the course of their official duties and local and state law enforcement personnel who have detained or arrested an individual who claims to be engaged in the therapeutic use of cannabis.

(2) If a local or state law enforcement officer submits a sworn affidavit to the department affirming that he or she has probable cause to believe cannabis is possessed at a specific address, an authorized employee for the department may disclose whether the location is associated with a qualifying patient, designated caregiver, or cultivation location of an alternative treatment center.

(3) If a local or state law enforcement officer submits a sworn affidavit to the department affirming that he or she has probable cause to believe a specific individual possesses cannabis, an authorized employee for the department may disclose whether the person is a qualifying patient or a designated caregiver, provided that the law enforcement officer provides the person's name and address or name and date of birth.

(4) Counsel for the department may notify law enforcement officials about falsified or fraudulent information submitted to the department where counsel has made a legal determination that there is probable cause to believe the information is false or falsified.

XII. Within 5 days of learning of the death of a qualifying patient, a surviving family member, caretaker, executor, or the patient's designated caregiver shall notify the department that the qualifying patient has died. Within 5 days of learning of the death of a qualifying patient, the surviving family member, caretaker, executor, or the patient's designated caregiver shall either request that the local law enforcement agency remove any remaining cannabis or shall dispose of the cannabis in a manner that is specified in 126-W:2, XIV.

126-W:5 Affirmative Defense.

I. It shall be an affirmative defense for any person charged with manufacturing, possessing, having under his or her control, selling, purchasing, prescribing, administering, transporting, or possessing with intent to sell, dispense, or compound cannabis, cannabis analog, or any preparation containing cannabis, if:

(a) The actor is a qualifying patient who has been issued a valid registry identification card, was in possession of cannabis in a quantity and location permitted pursuant to this chapter, and was engaged in the therapeutic use of cannabis; or

(b) The actor is a designated caregiver who has been issued a valid registry identification card was in possession of a cannabis in a quantity and location permitted pursuant to this chapter, and was engaged in the therapeutic use of cannabis on behalf of a qualifying patient.

II. This section shall not be construed as an affirmative defense for any offense other than those acts as set forth in paragraph I.

126-W:6 Departmental Rules.

I. Not later than one year after the effective date of this chapter, the department shall adopt rules, pursuant to RSA 541-A, governing:

(a) The form and content of applications for issuance and renewals of registry identification cards for qualifying patients and designated caregivers.

(b) The form and content of providers' written certifications.

(c) Procedures for considering, approving, and denying applications for issuance and renewals of registry identification cards, and for revoking registry identification cards.

(d) Fees pursuant to RSA 126-W:4, I(b) and paragraph II of this section for applications for registry identification cards, and pursuant to RSA 126-W:4, IX(f) for re-issuance of replacement registry identification cards.

(e) Fines pursuant to RSA 126-W:4, IX(e) for failure of the qualifying patient or designated caregiver to notify the department of any changes to his or her name, address, designated caregiver in the case of a qualifying patient, or alternative treatment center.

II. The department's rules shall establish application and renewal fees for registry identification cards in accordance with the following:

(a) The fee structure by the department for alternative treatment centers and registry identification cards shall generate revenues sufficient to offset all department expenses of implementing and administering this chapter; however,

(b) The department may accept donations from private sources without the approval of the governor and council in order to reduce the application and renewal fees for qualifying patients.

III.(a) Not later than 18 months after the effective date of this section, the department shall adopt rules, pursuant to RSA 541-A, governing alternative treatment centers and the manner in which it shall consider applications for registration certificates for alternative treatment centers, including, but not limited to:

(1) The form and content of registration and renewal applications.

(2) Administrative requirements.

(3) Security requirements, which shall include at a minimum, lighting, physical security, video security, alarm requirements, measures to prevent loitering, and on-site parking.

(4) Liability insurance.

(5) Sanitary requirements.

(6) Electrical safety requirements.

(7) The specification of acceptable forms of picture identification that an alternative treatment center may accept when verifying a sale.

(8) Personnel requirements including how many volunteers an alternative treatment center is permitted to have and requirements for supervision.

(9) Labeling standards.

(10) Procedures for suspending or terminating the registration of alternative treatment centers that violate the provisions of this chapter or the rules adopted pursuant to this chapter, a schedule of fines for such violations, and procedures for appealing any enforcement actions.

(11) Procedures for inspections and investigations.

(12) Advertising restrictions, including a prohibition of misrepresentation and unfair practices.

(13) Permissible hours of operation.

(14) The fees for the processing and review of applications for registration as an alternative treatment center and regulation of an alternative treatment center after it has been approved by the department. Such fees shall be established in an amount that covers all costs of the department for the review, registration, and regulation of alternative treatment centers.

(15) Procedures for determining and enforcing the daily maximum amount of therapeutic cannabis which an alternative treatment center may cultivate or possess pursuant to RSA 126-W:8, XV(a).

(b) The department shall adopt rules with the goal of protecting against diversion and theft, without imposing an undue burden on the alternative treatment centers or compromising the confidentiality of qualifying patients and their designated caregivers.

126-W:7 Departmental Administration; Alternative Treatment Centers.

I. Within 18 months of the effective date of this section, provided that at least 2 applications have been submitted that score sufficiently high to receive a certificate, the department shall issue alternative treatment center registration certificates to the 2 highest-scoring applicants. Each registration certificate shall include a registry number that is unique to the alternative treatment center.

II. Any time an alternative treatment center registration certificate is revoked, relinquished, or expires without a renewal application being submitted, the department shall accept applications for a new alternative treatment center and issue a registration certificate to the applicant who scores the highest.

III. If at any time after 2 years after the effective date of this section, fewer than 4 alternative treatment centers hold valid registration certificates in New Hampshire, the department shall accept applications for a new alternative treatment center. No more than 4 alternative treatment centers shall hold valid registration certificates at one time.

IV.(a) An alternative treatment center applicant shall submit a completed department-approved application form with all required documentation and a non-refundable fee in an amount set by department rule. The alternative treatment center application and supporting materials shall include, at a minimum:

(1) The legal name, articles of incorporation, and bylaws of the alternative treatment center.

(2) The proposed physical address of the alternative treatment center, if a precise address has been determined, or, if not, the general location where it would be located. This may include a second location for the cultivation of cannabis.

(3) A description of the enclosed, locked facility that would be used in the cultivation of cannabis by the alternative treatment center.

(4) The name, address, and date of birth of each principal officer and board member of the alternative treatment center. The board of directors for the non-profit shall include at least one physician, advance practice registered nurse, or pharmacist licensed to practice in New Hampshire and at least one patient qualified to register as a qualifying patient. The majority of board members shall be New Hampshire residents. A medical professional listed in this subparagraph may be a member of the alternative treatment center board but shall not maintain an ownership interest in the center.

(5) Proposed security and safety measures that comply with the rules adopted pursuant to RSA 126-W:6, including a description of interior and exterior lighting and security systems.

(6) The distance from any pre-existing private or public school.

(7) A copy of the proposed policy regarding services to qualifying patients who cannot afford to purchase cannabis for therapeutic use.

(8) Information demonstrating the applicant's knowledge of organic growing methods to be used in the growing and cultivation of cannabis.

(9) Steps that will be taken to ensure the quality of the cannabis, including purity and consistency of dose.

(10) A start-up timetable that provides an estimated time from registration of the alternative treatment center to full operation and the assumptions used for the basis of those estimates.

- (11) Information showing the applicant's experience running a non-profit or other business.
- (12) A description of any additional services that will be available to patients.
- (13) The applicant's plans for record keeping and inventory control.

(b) Any time one or more alternative treatment center registration applications are being considered, the department shall, in partnership with the local governing body of the town or city where the alternative treatment center would be located, solicit input from qualifying patients, designated caregivers, and the residents of the towns or cities in which the alternative treatment center would be located.

(c) Each time an alternative treatment center certificate is granted, the decision shall be based on the overall health needs of qualifying patients and the safety of the public. The department shall evaluate applications for alternative treatment center registration certificates using an impartial and numerically-scored competitive bidding process developed by the department in accordance with this chapter. The department shall require applicants to meet a minimum score to be considered. The registration considerations shall include the following criteria:

(1) The suitability of the proposed location, including compliance with any local zoning laws, and geographic convenience for qualifying patients from throughout the state of New Hampshire to alternative treatment centers if the application is approved. The department shall, to the greatest extent practicable, ensure that alternative treatment centers are geographically located so as to best serve the needs of qualifying patients.

(2) The proposed alternative treatment center's plan for operations and services, whether it has sufficient capital to operate, and its ability to provide a steady supply of cannabis to the qualifying patients in the state.

(3) The principal officer and board members' character and relevant experience, including any training or professional licensing related to medicine, pharmaceuticals, natural treatments, botany, or cannabis cultivation and preparation, and their experience operating a non-profit organization or business.

(4) The applicant's plan for making cannabis available on an affordable basis to qualifying patients enrolled in Medicaid or receiving Supplemental Security Income or Social Security Disability Insurance.

(5) The applicant's plan for safe and accurate packaging and labeling of cannabis, including the applicant's plan for ensuring that all cannabis is free of contaminants.

(6) The sufficiency of the applicant's plans for recordkeeping and inventory control. Records shall be considered confidential health care information under New Hampshire law and shall be deemed protected health care information for purposes of the federal Health Insurance Portability and Accountability Act of 1996, as amended. Any dispensing records that an alternative treatment center is required to keep shall document transactions according to qualifying patients' and designated caregivers' registry identification numbers, rather than their names, to protect their confidentiality.

(7) The sufficiency of the applicant's plans for safety and security, including proposed location and security devices employed.

(8) Whether the entity possesses or has the right to use sufficient land, buildings, and equipment to properly carry out its duties as an alternative treatment center.

V. After an alternative treatment center is approved, but before it begins operations, it shall submit the registration fee paid to the department in accordance with the rules adopted by the department. Annual fees thereafter shall be paid in accordance with the rules adopted by the department.

VI. Information required to be submitted to the department on an application for an alternative treatment center identifying the locations where cannabis is proposed to be grown, cultivated, harvested, and otherwise prepared for distribution to qualifying patients, designated caregivers, and alternative treatment centers, and any other department records identifying such location, shall be considered to be confidential information and not subject to disclosure pursuant to RSA 91-A, except that:

(a) Such information may be disclosed to a state or local law enforcement agency upon request for purposes of enforcement under this chapter;

(b) The location may be disclosed to towns and cities when seeking input on locations, provided that town and city representatives keep the information confidential; and

(c) The name, address, and phone number of alternative treatment centers may be disclosed to qualifying patients.

VII. The alternative treatment center's certificate may be revoked at any time it commits a violation of this chapter or rules adopted by the department, including if it negligently or knowingly allows cannabis to be distributed to someone who is not exempt from penalties pursuant to this chapter.

VIII. Not more than one year after an alternative treatment center receives its first registry certificate, the department shall evaluate an alternative treatment center's operations. A registration certificate may be revoked if the alternative treatment center:

- (a) Committed violations of this act or department rules; or
- (b) Is not operational.

IX. Alternative treatment centers shall be subject to inspection by the department. During an inspection, the department may review the alternative treatment center's records, including its confidential dispensing and data collection records, which shall track transactions and product effectiveness according to qualifying patients' registry identification numbers to protect their confidentiality.

126-W:8 Alternative Treatment Centers; Requirements.

I. An alternative treatment center shall be operated on a not-for-profit basis for the benefit of its patients. An alternative treatment center need not be recognized as a tax-exempt organization by the Internal Revenue Service.

II. An alternative treatment center shall not be located in a residential district or within 1,000 feet of the property line of a pre-existing public or private elementary or secondary school or designated drug free school zones.

III. An alternative treatment center shall implement appropriate security measures to deter and prevent the unauthorized entrance into areas containing cannabis and the theft of cannabis and shall ensure that each location has an operational security alarm system.

IV.(a) An alternative treatment center shall conduct a state and federal criminal records check for every person seeking to become a principal officer, board member, agent, volunteer, or employee before the person begins working at the alternative treatment center pursuant to RSA 126-W:4, II(g). An alternative treatment center shall not allow any person to be an alternative treatment center agent who:

- (1) Was convicted of a felony or felony drug-related offense; or
- (2) Is under 21 years of age.

(b) An alternative treatment center shall create an identification badge for each alternative treatment center agent before the alternative treatment center agent possesses, cultivates, or transports cannabis on behalf of the alternative treatment center. The badges may include the alternative treatment center's registration certificate number and either a unique number for each agent or his or her name.

(c) An alternative treatment center agent shall wear his or her badge at all times when working at an alternative treatment center, including at any cultivation location.

V. No person who has been convicted of a felony or felony drug-related offense shall be an alternative treatment center agent. A person who is employed by or is an agent, volunteer, principal officer, or board member of an alternative treatment center who violates this paragraph shall be guilty of a violation punishable by a fine of up to \$1,000. A subsequent violation of this paragraph shall be a misdemeanor.

VI. The operating documents of an alternative treatment center shall include procedures for the oversight of the alternative treatment center and procedures to ensure accurate recordkeeping.

VII. Each alternative treatment center shall keep the following records, in accordance with a records retention schedule established by the department:

(a) Records of the disposal of cannabis that is not distributed by the alternative treatment center to qualifying patients who have designated the alternative treatment center to cultivate for them.

(b) A record of each transaction, including the amount of cannabis dispensed, the amount of consideration, and the registry identification number of the qualifying patient, designated caregiver, or alternative treatment center, and the qualifying patient's provider.

VIII. Each alternative treatment center shall:

(a) Conduct an initial comprehensive inventory of all cannabis, including usable cannabis available for dispensing and mature cannabis plants at each authorized location on the date the alternative treatment center first dispenses cannabis.

(b) Conduct a monthly comprehensive inventory of all cannabis, including usable cannabis available for dispensing, mature cannabis plants, and seedlings at each authorized location.

IX. An alternative treatment center shall submit a department-approved incident report form on the next business day after it discovers a reportable incident. The report shall indicate the nature of the breach and the corrective actions taken by the alternative treatment center. Reportable incident shall mean:

(a) Confidential information accessed or disclosed in violation of department rules;

(b) Loss of inventory by theft or diversion;

(c) Unauthorized intrusion into the alternative treatment center or the additional location, if any;

(d) Any known violation of this chapter or department rules by an alternative treatment center agent;

or

(e) Any other incident that the department by rule requires to be reported.

X. Alternative treatment centers shall only use organic pesticides in cannabis.

XI. No cannabis or paraphernalia at an alternative treatment center shall be visible from outside the property of the alternative treatment center.

XII. An alternative treatment center shall submit an annual report to the department that shall provide information required by the department in order to allow the department to evaluate the effectiveness and operations of the alternative treatment center.

XIII.(a) Each time an alternative treatment center agent dispenses cannabis to a qualifying patient directly or through the qualifying patient's designated caregiver, he or she shall consult the alternative treatment center's records to verify that the records do not indicate that the dispensing of the cannabis would cause the qualifying patient to receive more cannabis than is permitted in a 10-day period. Each time cannabis is dispensed, the alternative treatment center agent shall record the date the cannabis was dispensed and the amount dispensed. All records shall be kept according to the registry identification number of the qualifying patient and designated caregiver, if any.

(b) Except as provided in subparagraph (c), a qualifying patient shall not obtain more than 2 ounces of usable cannabis directly or through the qualifying patient's designated caregiver during a 10-day period.

(c) After providing an opportunity for patients, experts, researchers, and physicians to be heard, the department may issue a rule adjusting the limit specified in subparagraph (a) to an amount that is reasonably necessary for a 10-day supply.

XIV.(a) Except when transporting cannabis in accordance with subparagraphs (b) or (c), an alternative treatment center agent shall only possess and manufacture cannabis at an alternative treatment center location at which alternative treatment center agents are employed. Volunteers shall only possess and manufacture cannabis at an alternative treatment center location. Volunteers shall not dispense cannabis.

(b) Distributions of cannabis to a qualifying patient or a designated caregiver for use by a qualifying patient shall be labeled with a document to identify the alternative treatment center, the patient's registry number, or the caregiver's number, the amount and form, the time and date of origin, and destination of the product.

(c) An alternative treatment center with an additional growing location shall label the cannabis that is being moved between the additional growing location and the alternative treatment center with a document that identifies the alternative treatment center by registry number, the time, date, origin, and destination of the material being transported, and the amount and form of cannabis and cannabis material that is being transported. Cannabis shall be transported only by an alternative treatment center agent who is not a volunteer.

XV.(a) An alternative treatment center shall not possess or cultivate cannabis in excess of the following quantities:

(1) Eighty cannabis plants, 160 seedlings, and 80 ounces of usable cannabis, or 6 ounces of usable cannabis per qualifying patient; and

(2) Three mature cannabis plants, 12 seedlings, and 6 ounces for each qualifying patient who has designated the alternative treatment center to provide him or her with cannabis for therapeutic use.

(b) An alternative treatment center or alternative treatment center agent shall not dispense, deliver, or otherwise transfer cannabis to any person or entity other than:

(1) A qualifying patient who has designated the relevant alternative treatment center; or

(2) Such patient's designated caregiver; or

(3) Another alternative treatment center.

(c) All cultivation of cannabis shall take place in an enclosed, locked facility registered with the department and which can only be accessed by alternative treatment center agents.

XVI.(a) All cannabis dispensed by an alternative treatment center shall include a label specifying the weight of the cannabis and any other information the department requires to appear on the label. The label shall also specify that the cannabis is for therapeutic use and that diversion is a class B felony requiring revocation of one's registry identification card.

(b) Alternative treatment centers shall collect data on strains used and methods of delivery for qualifying conditions and symptoms, any side effects experienced, and therapeutic effectiveness for each patient who is willing to provide the information. Such data collection shall be done under the qualifying patient's registry identification number to protect the patient's confidentiality.

(c) An alternative treatment center shall provide educational materials about cannabis to qualifying patients and their registered primary caregivers. Each alternative treatment center shall have an adequate supply of up-to-date educational material available for distribution. Educational materials shall be available for inspection by the department upon request. The educational material shall at least include information about the following:

(1) Strains of cannabis, routes of administration, and their different effects. Alternative treatment centers shall have educational materials available to assist in the selection of prepared cannabis. Alternative treatment centers shall provide tracking sheets to qualifying patients and their providers who request them to keep track of the strains used and their effects.

(2) How to achieve proper dosage for different modes of administration. Emphasis shall be on using the smallest amount possible to achieve the desired effect. The impact of potency shall also be explained.

(3) Information on tolerance, dependence, and withdrawal shall be provided.

(4) Information regarding substance abuse signs and symptoms shall be available, as well as referral information.

(5) Information on whether the alternative treatment center's cannabis and associated products meet organic certification standards.

(6) Information about possible side effects from the use of cannabis for therapeutic purposes.

XVII.(a) Each alternative treatment center shall develop, implement, and maintain on the premises employee and agent policies and procedures to address the following requirements:

(1) A job description or employment contract developed for all employees and a volunteer agreement for all volunteers, which includes duties, authority, responsibilities, qualifications, and supervision.

(2) Training in and adherence to confidentiality laws.

(3) The proper use of security measures and controls that have been adopted.

(4) Specific procedural instructions on how to respond to an emergency.

(b) All alternative treatment centers shall prepare training documentation for each employee and have employees sign a statement indicating the date, time, and place the employee received said training and topics discussed, to include name and title of presenters. The alternative treatment center shall maintain documentation of an employee's and a volunteer's training for a period of at least 6 months after termination of an employee's period of employment or the volunteer's period of voluntary service.

(c) Each alternative treatment center shall maintain a personnel record for each alternative treatment center agent that includes an application for employment or to volunteer and a record of any disciplinary action taken.

XVIII. A provider shall not:

(a) Accept, solicit, or offer any form of pecuniary remuneration from or to an alternative treatment center, except if the provider is employed by an alternative treatment center.

(b) Offer a discount or other thing of value to a patient who uses or agrees to use a particular alternative treatment center.

(c) Examine a patient in relation to issuing a written certification at a location where cannabis is sold or distributed.

(d) Hold an economic interest in an alternative treatment center if the provider issues written certifications to patients.

126-W:9 Therapeutic Use of Cannabis Advisory Council.

I. There is hereby established a therapeutic use of cannabis advisory council comprised of:

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

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

(c) The commissioner of the department of health and human services, or designee.

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

(e) The attorney general, or designee.

(f) One physician with experience in therapeutic use of cannabis issues, appointed by the New Hampshire Medical Society.

(g) One advanced practice registered nurse, appointed by the New Hampshire Nurse Practitioner Association.

(h) One representative of a community hospital, appointed by the governor.

(i) One representative of the New Hampshire Civil Liberties Union.

(j) One qualifying patient, appointed by the governor.

(k) One member of the public, appointed by the governor.

(l) One member from a hospital in New Hampshire, appointed by the governor.

(m) One member from the board of medicine, appointed by the executive director of the board of medicine.

(n) One member from the board of nursing, appointed by the executive director of the board of nursing.

II. The advisory council shall:

(a) Assist the department in adopting and revising rules to implement this chapter.

(b) Collect information, including:

(1) Satisfaction of qualifying patients with the therapeutic use of cannabis program.

(2) Any effect the therapeutic use of cannabis law has had on referrals to regulatory boards.

(3) Best practices in other states that allow the therapeutic use of cannabis.

(4) The ability of qualifying patients in all areas of the state to obtain timely access to high-quality cannabis.

(5) Any research studies regarding health effects of cannabis for patients.

(6) The effectiveness of New Hampshire's therapeutic use of cannabis program.

(7) Efforts to educate New Hampshire physicians and advanced practice registered nurses about research relating to the therapeutic use of cannabis.

(8) The effectiveness of alternative treatment centers, individually and collectively, in serving the needs of qualifying patients, including the therapeutic effectiveness of available products, the provision of educational and support services, the reasonableness of their fees, whether they are generating any complaints or security problems, and the sufficiency of the number operating to serve the registered qualifying patients of New Hampshire.

(9) The sufficiency of the regulatory and security safeguards contained in this chapter and adopted by the department to ensure that access to and use of cannabis cultivated is provided only to persons authorized for such purposes.

(10) Any illegal distribution or diversion of cannabis cultivated pursuant to this chapter to individuals who are not alternative treatment center agents, qualifying patients, or designated caregivers.

(11) Any statutory issues related to the certification of qualifying patients including, but not limited to, the definition of qualifying medical conditions, the certification process, and the number and location of providers willing and able to certify qualifying patients.

(c) Make recommendations to the legislature and the department for any additions or revisions to the department rules or this chapter.

(d) Five years after the effective date of this chapter, issue a formal opinion on whether the program should be continued or repealed.

III. The advisory council may meet as often as is necessary to effectuate its goals. The first meeting shall be called by the commissioner of the department of health and human services, or designee within 45 days of the effective date of this chapter. At the first meeting, a chairman shall be elected by the members.

IV. On or before January 1 of each year, the advisory council shall provide a report to the department of health and human services and the health and human services oversight committee established under RSA 126-A:13, the board of medicine and the board of nursing on its findings.

126-W:10 Annual Data Report.

I. The commissioner of the department of health and human services shall report annually on the therapeutic use of cannabis program established under this chapter to the health and human services oversight committee established under RSA 126-A:13, to the board of medicine, and to the board of nursing.

II. The report shall be in electronic format to allow for identification of patterns of certification by patient and caregiver, location, age, medical condition, symptom, or side-effect, and provider, and for analysis and research to inform future policy, educational, and clinical decisions.

III. The initial report shall be filed no later than December 1, 2014.

IV. The commissioner's data report shall include but not be limited to the following information:

(a) The number of designated caregivers and the number of qualifying patients, by town or city and county.

(b) The ages of the qualifying patients and the ages of the designated caregivers.

(c) The qualifying medical conditions and the number of each qualifying medical condition.

(d) The symptoms or side effects and the number of each symptom or side effect.

(e) The number of physicians and the number of advanced practice registered nurses issuing written certifications.

(f) The number of providers in each medical specialty issuing written certifications.

(g) Any other issues related to the therapeutic use of cannabis permitted under this chapter that the health and human services oversight committee shall request.

V. A summary of the report submitted by alternative treatment centers as required under RSA 126-W:8, XII.

126-W:11 Registry Identification Card and Certificate Fund. There is hereby established in the office of the state treasurer a fund to be known as the registry identification card and certificate fund which shall be kept separate and distinct from all other funds. The fund is established to pay for the operational expenses of permitting the therapeutic use of cannabis as established in this chapter. The moneys in this fund shall be nonlapsing and continually appropriated to the department. Interest on fund balances shall accrue to the fund. All fines and other income received by the department and all monetary fees, gifts, grants, and donations received by the department pursuant to this chapter shall be deposited in the fund.

2 New Subparagraph; Application of Receipts; Registry Identification Card and Certificate Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (310) the following new subparagraph:

(311) Moneys deposited in the registry identification card and certificate fund established in RSA 126-W:11.

3 New Paragraph; Controlled Drug Act; Acts Prohibited. Amend RSA 318-B:2 by inserting after paragraph I-a the following new paragraph:

I-b. It shall be unlawful for a qualifying patient or designated caregiver as defined under RSA 126-W:1 to sell cannabis to another person who is not a qualifying patient or designated caregiver. A conviction for the sale of cannabis to a person who is not a qualifying patient or designated caregiver shall not preclude or limit a prosecution or conviction of any person for sale of cannabis or any other offense defined in this chapter.

4 New Paragraph; Controlled Drug Act; Penalties. Amend RSA 318-B:26 by inserting after paragraph IX the following new paragraph:

IX-a. A qualifying patient or designated caregiver as defined in RSA 126-W:1 who sells cannabis to a person who is not a qualifying patient or a designated caregiver shall be guilty of a class B felony and shall be sentenced to a maximum term of imprisonment of not more than 7 years, a fine of not more than \$300,000, or both.

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

The signatures below attest to the authenticity of this Report on HB 573-FN , an act relative to the use of cannabis for therapeutic purposes.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Reagan, Dist. 17
Sen. Gilmour, Dist. 12

Conferees on the Part of the House
Rep. J. MacKay, Merr. 14
Rep. S. Schmidt, Carr. 6
Rep. Sherman, Rock. 24
Rep. Andrews-Ahearn, Rock. 37

The question is on the adoption of the Committee of Conference Report. Adopted.

Sen. Forrester is in opposition to the adoption of the Committee of Conference Report on HB 573-FN.

June 18, 2013
2013-2120-CofC
08/10

Committee of Conference Report on HB 594-FN, an act relative to the general consumer credit laws of the state.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 594-FN, an act relative to the general consumer credit laws of the state.

Conferees on the Part of the Senate
Sen. Cataldo, Dist. 6
Sen. Stiles, Dist. 24
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Butler, Carr. 7
Rep. John Hunt, Ches. 11
Rep. Goley, Hills. 8
Rep. Muns, Rock. 21

The question is on the adoption of the Committee of Conference Report. Adopted.

June 20, 2013
2013-2170-CofC
03/04

Committee of Conference Report on HB 595-FN, an act relative to photo identification of voters.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 New Paragraph; Department of Education; Duties of Commissioner. Amend RSA 21-N:4 by inserting after paragraph X the following new paragraph:

XI. Provide to the secretary of state in August of each year a list or lists of all colleges, universities, and career schools approved or licensed to operate in New Hampshire, all public high schools, and all nonpublic high schools in New Hampshire accredited by a private school accrediting agency recognized by the department of education.

2 New Section; University System; Identification Cards. Amend RSA 187-A by inserting after section 2-b the following new section:

187-A:2-c Identification Cards. If a college or university of the university system issues identification cards to students, all cards issued after January 1, 2014 shall bear a date of issuance.

3 New Section; Community College System; Identification Cards. Amend RSA 188-F by inserting after section 3-a the following new section:

188-F:3-b Identification Cards. If a college of the community college system issues identification cards to students, all cards issued after January 1, 2014 shall bear a date of issuance.

4 Obtaining a Ballot. RSA 659:13, II is repealed and reenacted to read as follows:

II.(a) A valid photo identification shall show the name of the individual to whom the identification was issued, and the name shall substantially conform to the name in the individual's voter registration record; it also shall show a photograph of the individual to whom the identification was issued. The photo identification shall also have an expiration date that has not been exceeded by a period of more than 5 years, except that a voter 65 years of age or older may use an otherwise qualified form of identification without regard to expiration date, and except that student identification cards shall comply with the date requirements in subparagraph (5). The following forms of identification bearing a photograph of the voter shall satisfy the identification requirements of paragraph I:

(1) A driver's license issued by any state or the federal government.

(2) An identification card issued under RSA 260:21 or a nondriver's identification card issued by the motor vehicles division, department, agency, or office of any state.

(3) A United States armed services identification card.

(4) A United States passport or passcard.

(5) A valid student identification card if:

(A) The card is issued by:

(i) A college, university, or career school in New Hampshire and approved to operate or licensed to operate in New Hampshire.

(ii) A public high school in New Hampshire.

(iii) A nonpublic high school in New Hampshire accredited by a private school accrediting agency that is recognized by the department of education.

(iv) Dartmouth College.

(v) A college or university operated by the university system of New Hampshire or the community college system of New Hampshire.

(B) The card has either an expiration date or an issuance date that has not been exceeded by a period of more than 5 years, except that, at all elections prior to September 1, 2018, student identification cards without a date of expiration or issuance shall be accepted.

(b) In addition to the forms of photo identification authorized in subparagraph (a), the following shall satisfy the identification requirements of paragraph I:

(1) A photo identification not authorized by subparagraph (a) but determined to be legitimate by the supervisors of the checklist, the moderator, or the town or city clerk, provided that if any person authorized to challenge a voter under RSA 659:27 objects to the use of such photo identification, the voter shall be required to execute a challenged voter affidavit as if no identification was presented.

(2) Verification of the person's identity by a moderator or supervisor of the checklist or the town or city clerk, provided that if any person authorized to challenge a voter under RSA 659:27 objects to such verification, the voter shall be required to execute a challenged voter affidavit.

(c) The secretary of state shall post the lists of educational institutions provided by the commissioner of the department of education under RSA 21-N:4, XI on the department of state's website, and otherwise shall make such lists available to local election officials.

5 Voter Identification; Effective Date Extended. Amend 2012, 284:15, I to read as follows:

I. Sections 7-13 of this act shall take effect September 1, ~~2013~~ **2015**.

6 Voter Identification; Effective Date Extended. Amend 2012, 289:6, I to read as follows:

I. Section 4 of this act shall take effect September 1, ~~2013~~ **2015**, at 12:01 a.m.

7 Obtaining a Ballot. Amend RSA 659:13, II to read as follows:

II.(a) A valid photo identification shall show the name of the individual to whom the identification was issued, and the name shall substantially conform to the name in the individual's voter registration record; it also shall show a photograph of the individual to whom the identification was issued~~[-and it].~~ **The photo identification** shall also have an expiration date that has not been exceeded by a period of more than 5 years ~~[from the current date]~~, **except that a voter 65 years of age or older may use an otherwise qualified form of identification without regard to expiration date, and except that student identification cards shall comply with the date requirements in subparagraph (5).** The following forms of identification bearing a photograph of the voter shall satisfy the identification requirements of paragraph I:

~~[(a)]~~(1) A driver's license issued by any state or the federal government.

~~[(b)]~~(2) **An identification card issued under RSA 260:21 or** a nondriver's identification card issued by the motor vehicles division, department, agency, or office of any **other** state.

~~[(c)]~~(3) A United States armed services identification card.

~~[(d)]~~(4) A United States passport **or passcard**.

(5) A valid student identification card if:

(A) The card is issued by:

(i) A college, university, or career school in New Hampshire and approved to operate or licensed to operate in New Hampshire.

(ii) A public high school in New Hampshire.

(iii) A nonpublic high school in New Hampshire accredited by a private school accrediting agency that is recognized by the department of education.

(iv) Dartmouth College.

(v) A college or university operated by the university system of New Hampshire or the community college system of New Hampshire.

(B) The card has either an expiration date or an issuance date that has not been exceeded by a period of more than 5 years, except that, at all elections prior to September 1, 2018, student identification cards without a date of expiration or issuance shall be accepted.

[(e)](6) A challenged voter affidavit in accordance with subparagraph I(c).

(b) In addition to the forms of photo identification authorized in subparagraph (a), the identification requirements of paragraph I may be satisfied by verification of the person's identity by a moderator or supervisor of the checklist or the town or city clerk, provided that if any person authorized to challenge a voter under RSA 659:27 objects to such verification, the voter shall be required to execute a challenged voter affidavit.

(c) The secretary of state shall post the lists of educational institutions provided by the commissioner of the department of education under RSA 21-N:4, XI on the department of state's website, and otherwise shall make such lists available to local election officials.

8 Effective Date.

I. Section 7 of this act shall take effect September 1, 2015, at 12:02 a.m.

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

The signatures below attest to the authenticity of this Report on HB 595-FN, an act relative to photo identification of voters.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Stiles, Dist. 24
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. G. Richardson, Merr. 10
Rep. Knowles, Hills. 37
Rep. Perry, Straf. 3
Rep. Hoelzel, Rock. 3

The question is on the adoption of the Committee of Conference Report.

A roll call was requested by Sen. Sanborn, seconded by Sen. Prescott.

The following Senators voted Yes: Woodburn, Watters, Pierce, Hosmer, Odell, Kelly, Gilmour, Lasky, Larsen, Soucy, D'Allesandro, Fuller Clark, Stiles, Bragdon.

The following Senators voted No: Forrester, Bradley, Cataldo, Sanborn, Carson, Boutin, Reagan, Rausch, Morse, Prescott.

Yeas: 14 - Nays: 10

Adopted.

June 17, 2013
2013-2084-CofC
03/05

Committee of Conference Report on HB 599-FN, an act relative to establishing a single liquor commissioner.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Liquor Commission. Amend RSA 176:1 to read as follows:

176:1 Commission. There shall be a state liquor commission ~~[consisting of 3 members]~~ **under the executive direction of a liquor commissioner, who shall also be known as the chairman of the liquor commission**, appointed by the governor with the consent of the council. ~~[Not more than 2 members shall belong to the same political party. Each member]~~ **The commissioner shall have significant business management experience and shall complete a criminal history records check prior to confirmation by the**

council. The liquor commissioner shall hold office for a term of [6] **4** years. If a vacancy shall occur [~~in the commission~~], it shall be filled for the remainder of the term. [~~Any or all of the commissioners~~] **The commissioner** may be removed by the governor and council for cause.

The signatures below attest to the authenticity of this Report on HB 599-FN, an act relative to establishing a single liquor commissioner.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Reagan, Dist. 17
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Schuett, Merr. 20
Rep. Weber, Ches. 1
Rep. Goley, Hills. 8
Rep. C. McGuire, Merr. 29

The question is on the adoption of the Committee of Conference Report. Adopted.

June 14, 2013
2013-2068-CofC
06/10

Committee of Conference Report on HB 635, an act establishing a committee to study state rest areas and relative to the solicitation of requests for proposals for the naming rights to rest areas.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

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

1 Department of Transportation; Rest Areas; Procedure for Soliciting Requests for Proposals. The department of transportation, in consultation with the department of resources and economic development, shall develop a procedure for soliciting requests for proposals for the sponsorship or naming rights, or both, for any New Hampshire rest area and shall submit such procedure to the long range capital planning and utilization committee established in RSA 17-M:1 within 90 days of the effective date of this section for its review and approval. Any proceeds from this section shall be used to operate existing rest areas.

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

The signatures below attest to the authenticity of this Report on HB 635, an act establishing a committee to study state rest areas.

Conferees on the Part of the Senate
Sen. Rausch, Dist. 19
Sen. Boutin, Dist. 16
Sen. Gilmour, Dist. 12

Conferees on the Part of the House
Rep. Campbell, Hills. 33
Rep. Chandler, Carr. 1
Rep. Ramsey, Hills. 8
Rep. Piper, Graf. 10

2013-2068-CofC

AMENDED ANALYSIS

This bill requires the department of transportation to develop a procedure for soliciting requests for proposals for the sponsorship or naming rights of New Hampshire rest areas.

The question is on the adoption of the Committee of Conference Report. Adopted.

June 20, 2013
2013-2172-CofC
05/01

Committee of Conference Report on HB 664-FN, an act relative to the New Hampshire vaccine association.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 664-FN, an act relative to the New Hampshire vaccine association.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Forrester, Dist. 2
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Butler, Carr. 7
Rep. K. Williams, Hills. 4
Rep. Harding, Graf. 13
Rep. Cote, Hills. 31

The question is on the adoption of the Committee of Conference Report. Adopted.

Sen. Cataldo is in opposition to the adoption of the Committee of Conference Report on HB 664-FN.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Bill:

SB 35, relative to the master jury list.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Bill:

SB 48, relative to school performance and accountability.

SB 75, relative to games of chance.

SB 119-FN-A, directing the joint legislative historical committee to conduct a study of state house flag restoration and preservation.

SB135-FN, relative to the regulation of the practice of genetic counseling.

SB 148-FN, relative to electric renewable portfolio standards.

SB 157-FN, establishing a New Hampshire disaster relief fund.

SB 188-FN, relative to municipally-owned utilities.

SB 189-FN, relative to the licensure of fuel gas fitters and plumbers by a mechanical licensing board established within the department of safety and transferring regulation of plumbers to the mechanical licensing board.

Without objection, the Clerk shall read the first recommendation in its entirety and thereafter read the title of each bill only.

June 12, 2013
2013-2040-CofC
06/04

Committee of Conference Report on SB 35, an act relative to the master jury list.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 35, an act relative to the master jury list.

Conferees on the Part of the Senate
Sen. Cataldo, Dist. 6

Conferees on the Part of the House
Rep. Berch, Ches. 1

Sen. Carson, Dist. 14
Sen. Lasky, Dist. 13

Rep. Woodbury, Hills. 5
Rep. Heffron, Rock. 18
Rep. Rowe, Hills. 22

The question is on the adoption of the Committee of Conference Report. Adopted.

June 17, 2013
2013-2077-CofC
04/10

Committee of Conference Report on SB 48, an act relative to school performance and accountability.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 193-H:1, IV as inserted by section 2 of the bill by replacing it with the following:

IV. "Focus school" means a low performing school that accepts federal funds from Title I, Part A of the Elementary and Secondary Education Act, and that has the largest within-school gaps between the highest achieving subgroup or subgroups of students and the lowest-achieving subgroup or subgroups of students or, for a high school, has the largest within-school gaps in graduation rates.

Amend RSA 193-H:1, V(a) as inserted by section 2 of the bill by replacing it with the following:

(a) A school that accepts federal funds from Title I, Part A of the Elementary and Secondary Education Act, and that is among the lowest performing 5 percent of schools in the state based on the achievement of all students on the statewide assessment pursuant to RSA 193-C and which, when measuring the achievement of all students, has demonstrated a lack of progress on the statewide assessment over 3 years; or

Amend RSA 193-H:1, VII as inserted by section 2 of the bill by replacing it with the following:

VII. "Work-study practices" means those behaviors that enhance learning achievement and promote a positive work ethic such as, but not limited to, listening and following directions, accepting responsibility, staying on task, completing work accurately, managing time wisely, showing initiative, and being cooperative.

The signatures below attest to the authenticity of this Report on SB 48, an act relative to school performance and accountability.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Reagan, Dist. 17
Sen. Kelly, Dist. 10

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Frazer, Merr. 13
Rep. Shaw, Hills. 16
Rep. Gile, Merr. 27

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
2013-2150-CofC
08/04

Committee of Conference Report on SB 75, an act relative to games of chance.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

2 New Subparagraph; Application; Game of Chance Facility. Amend RSA 287-D:2-c by inserting after subparagraph (g) the following new subparagraph:

(h) The application shall include a description of the licensed premises.

3 Pari-Mutuel Commission; Reference Changed. Amend RSA 287-D:3, II to read as follows:

II. All devices and equipment used to conduct said games of chance shall be subject to inspection by duly authorized law enforcement or ~~[pari-mutuel]~~ **racing and charitable gaming** officials.

4 Financial Report and Audit. Amend RSA 287-D:5, VI to read as follows:

VI. All financial records pertaining to the games of chance shall be maintained by the treasurer of the charitable organization or other duly authorized director, officer, or official of the charitable organization and shall be made available to the racing and charitable gaming commission, the attorney general or the chief of police of any city or town where games of chance are held upon request. The racing and charitable gaming commission may audit ~~[such financial records]~~ **review or inspect any and all financial records, books, documentation, and bank accounts in the name of the charitable organization that pertain to games of chance.**

5 Transfer to Special Fund. Amend RSA 287-D:3, IX-X to read as follows:

IX. In games where chips have no monetary value, 3 percent of all funds collected from players, less moneys used by the racing and charitable gaming commission to fund authorized personnel expenses and related costs, shall be paid to the state treasurer to be deposited into the ~~[general]~~ **special fund established in RSA 284:21-j**. Such payments shall be made ~~[within 5 business days of the game date on which the funds were collected.]~~ **once per month not later than the 5th day of the month for the funds collected in the previous month.**

X. In games where chips have monetary value, 10 percent of the rake or house winnings and other moneys collected by the game operator that are not paid out as prizes to players, less moneys used by the racing and charitable gaming commission to fund authorized personnel expenses and related costs, shall be paid to the state treasurer for deposit into the ~~[general fund]~~ **special fund established in RSA 284:21-j**. Such payments shall be made ~~[within 5 business days of the game date on which the funds were collected.]~~ **once per month not later than the 5th day of the month for the funds collected in the previous month.**

6 Transfer to Special Fund. Amend RSA 284:12-a, II to read as follows:

II. Investigation fees shall be collected by the commission and shall be continually appropriated to the commission and used by the commission to offset the costs of conducting background checks and monitoring of license applicants and licensees as required under this section, RSA 284:16, RSA 284:16-a, RSA 284:18-a, RSA 284:19, RSA 284:20, RSA 284:20-b, RSA 284:22, and RSA 284:22-a. Funds received hereunder and not expended for such investigations shall lapse to the ~~[general]~~ **special fund established in RSA 284:21-j** 2 years after receipt of such funds.

7 Transfer to Special Fund. Amend RSA 284:31 to read as follows:

284:31 Unclaimed Ticket Money. On or before January 31 of each year every person, association, or corporation conducting a race or race meet, whether live racing or simulcast racing, hereunder shall pay to the state treasurer all moneys collected during the previous year of pari-mutuel pool tickets and vouchers which have not been redeemed. The books or records of said person, association, or corporation, which clearly show the tickets entitled to reimbursement in any given race, live or simulcast, shall be forwarded to the commission. Such moneys shall become a part of the ~~[general funds of the state]~~ **special fund established in RSA 284:21-j**. The state treasurer shall pay the amount due on any ticket or voucher to the holder thereof from funds not otherwise appropriated upon an order from the commission. Pari-mutuel tickets and vouchers which remain unclaimed after 11 months shall not be paid. Vouchers shall be remitted to the state treasurer on January 31 of the calendar year, 24 months after the year of the unclaimed voucher.

8 Transfer to Special Fund. Amend RSA 284:32-b, I to read as follows:

I. Every person, association or corporation required to submit an annual statement pursuant to RSA 284:15-b or an annual financial report pursuant to RSA 284:32-a who fails to submit such statement or report within the required time period shall be subject to a civil forfeiture of up to \$500 for each day of a continuing

violation. Civil forfeitures shall be levied under this section by the state racing and charitable gaming commission, shall be collected by the attorney general, and shall be deposited in the ~~[general fund as unrestricted revenue]~~ **special fund established in RSA 284:21-j**. Such civil penalty shall be in addition to and not a substitute for any other civil or criminal penalty provided by law, including RSA 284:21.

9 New Paragraph; Criminal Records Check. Amend RSA 287-D:8 by inserting after paragraph VI the following new paragraph:

VII. For purposes of a games of chance facility license, under RSA 287-D:2-d, each owner, partner, trustee or otherwise of the underlying property, or in the case of a corporation, each officer, director, or shareholder, or in the case of a limited liability company, each manager or member, shall comply with all of the requirements of RSA 287-D:8. This section shall not apply to publicly traded companies.

10 Repeal. RSA 287-D:2-b, II-a, relative to reimbursement of game operator's out-of-pocket expenses, is repealed.

11 Effective Date. This act shall take effect 120 days after its passage.

The signatures below attest to the authenticity of this Report on SB 75, an act relative to games of chance.

Conferees on the Part of the Senate
Sen. Odell, Dist. 8
Sen. Rausch, Dist. 19
Sen. Hosmer, Dist. 7

Conferees on the Part of the House
Rep. Lovejoy, Rock. 36
Rep. Kelley, Hills. 32
Rep. Butynski, Ches. 1
Rep. Sapareto, Rock. 6

The question is on the adoption of the Committee of Conference Report. Adopted.

June 19, 2013
2013-2141-CofC
05/04

Committee of Conference Report on SB 119-FN-A, an act directing the joint legislative historical committee to conduct a study of state house flag restoration and preservation.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 Portrait of Suffragist Marilla Marks Ricker. In recognition of Marilla Marks Ricker's accomplishments as an early suffragist and the first woman in New Hampshire history to file for the office of governor, the joint legislative historical committee may acquire a portrait of Marilla Marks Ricker upon the approval of the joint committee on legislative facilities to hang a portrait in a place of honor in the state house complex.

The signatures below attest to the authenticity of this Report on SB 119-FN-A, an act directing the joint legislative historical committee to conduct a study of state house flag restoration and preservation.

Conferees on the Part of the Senate
Sen. Bragdon, Dist. 11
Sen. Odell, Dist. 8
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. G. Richardson, Merr. 10
Rep. Shurtleff, Merr. 11
Rep. Lockwood, Merr. 9
Rep. Grace, Rock. 11

2013-2141-CofC

AMENDED ANALYSIS

This bill directs the joint legislative historical committee to conduct a study relative to the restoration and preservation of the flags displayed in the hall of flags of the state house. The bill also provides for the acquisition and display a portrait of suffragist Marilla Marks Ricker in the state house complex.

The question is on the adoption of the Committee of Conference Report. Adopted.

June 17, 2013
2013-2089-CofC
10/08

Committee of Conference Report on SB 135-FN, an act relative to the regulation of the practice of genetic counseling.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 7 with the following:

7 Genetic Testing; Disclosure; Medical Practice or Hospital. Amend RSA 141-H:2, III to read as follows:

III. Except as provided in paragraph II, or authorized by RSA 141-J, no person shall disclose to any other person that an individual has undergone genetic testing, and no person shall disclose the results of such testing to any other person, without the prior written and informed consent of the individual, the parent, guardian, or custodian if the individual is a minor under the age of 18, or the legal guardian or conservator if the individual is an incompetent person. ~~[Discussion and disclosure of genetic testing for a patient, requested of a physician by a patient, by appropriate professionals within a physician's medical practice or hospital shall not be a violation of this chapter.]~~

IV. Nothing in this section shall be construed to regulate or apply to genetic testing or genetic analysis used for diagnosis and treatment of a patient by a clinical laboratory that has received a specimen referral from the individual patient's treating physician, genetic counselor, or another clinical laboratory. Nothing in this section shall be construed so as to waive the requirement that the treating physician obtain specific informed consent in accordance with the provisions of this section.

The signatures below attest to the authenticity of this Report on SB 135-FN, an act relative to the regulation of the practice of genetic counseling.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Cataldo, Dist. 6
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Weber, Ches. 1
Rep. Gagnon, Sull. 5
Rep. P. Schmidt, Straf. 19
Rep. M. Nelson, Hills. 35

The question is on the adoption of the Committee of Conference Report. Adopted.

June 20, 2013
2013-2177-CofC
03/01

Committee of Conference Report on SB 148-FN, an act relative to electric renewable portfolio standards.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after section 4 with the following:

5 Premium Rates. RSA 420-G:4, I(d) is repealed and reenacted to read as follows:

(d) In establishing the premium charged, health carriers providing coverage to individuals and small employers shall calculate a rate that is derived from the health coverage plan rate through the application

of rating factors that the carrier chooses to utilize consistent with 42 U.S.C. section 300gg and any regulations adopted thereunder, except that the state shall constitute a single geographic rating area. Nothing in this subparagraph shall be construed to expand the authority of the commissioner to adopt rules pursuant to RSA 541-A.

6 Repeal. RSA 420-G:4, I(e), relative to plan rate adjustments, is repealed.

7 Effective Date.

I. Sections 5 and 6 of this act shall take effect January 1, 2014.

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

The signatures below attest to the authenticity of this Report on SB 148-FN, an act relative to electric renewable portfolio standards.

Conferees on the Part of the Senate
Sen. Odell, Dist. 8
Sen. Bragdon, Dist. 11
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Borden, Rock. 24
Rep. Butler, Carr. 7
Rep. Schlachman, Rock. 18
Rep. Flanders, Belk. 3

2013-2177-CofC

AMENDED ANALYSIS

This bill makes adjustments in the purchase percentage requirements and the alternative compliance payment amount and mechanism under the electric renewable portfolio standards law. This bill establishes a renewable portfolio standards study committee.

This bill also modifies the authority to apply rating factors to premiums charged for health coverage.

The question is on the adoption of the Committee of Conference Report. Adopted.

Sen. Bradley is in opposition to the adoption of the Committee of Conference Report on SB 148-FN.

June 20, 2013
2013-2176-CofC
05/01

Committee of Conference Report on SB 157-FN, an act establishing a New Hampshire disaster relief fund.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on SB 157-FN, an act establishing a New Hampshire disaster relief fund.

Conferees on the Part of the Senate
Sen. Bragdon, Dist. 11
Sen. Forrester, Dist. 2
Sen. Larsen, Dist. 15

Conferees on the Part of the House
Rep. Ford, Graf. 3
Rep. Bucu, Carr. 2
Rep. D. Eaton, Ches. 3
Rep. Weyler, Rock. 13

The question is on the adoption of the Committee of Conference Report. Adopted.

June 13, 2013
2013-2061-CofC
06/10

Committee of Conference Report on SB 188-FN, an act relative to municipally owned utilities.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

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

The signatures below attest to the authenticity of this Report on SB 188-FN , an act relative to municipally owned utilities.

Conferees on the Part of the Senate
Sen. Rausch, Dist. 19
Sen. Boutin, Dist. 16
Sen. Gilmour, Dist. 12

Conferees on the Part of the House
Rep. Campbell, Hills. 33
Rep. M. Mann, Rock. 32
Rep. Ratzki, Merr. 1
Rep. Graham, Hills. 7

The question is on the adoption of the Committee of Conference Report. Adopted.

June 17, 2013
2013-2088-CofC
10/04

Committee of Conference Report on SB 189-FN, an act relative to the licensure of fuel gas fitters and plumbers by a mechanical licensing board established within the department of safety and transferring regulation of plumbers to the mechanical licensing board.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 189-FN, an act relative to the licensure of fuel gas fitters and plumbers by a mechanical licensing board established within the department of safety and transferring regulation of plumbers to the mechanical licensing board.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Cataldo, Dist. 6
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Schuett, Merr. 20
Rep. Weber, Ches. 1
Rep. Sytek, Rock. 8
Rep. Moffett, Merr. 9

The question is on the adoption of the Committee of Conference Report. Adopted.

AMENDMENT TO SENATE RULES

Without objection, the Senate Rules are suspended to allow an amendment to Rule 7-1 which is provided here today. Adopted by necessary 2/3 vote.

Sens. Bradley and Larsen moved to amend Senate Rules with the amendment provided here today.

Amendment to Senate Rule 7-1

Amend Senate Rule 7-1 by replacing with the following:

7-1 Deadlines.

a) Monday, September 30, 2013 – First day to file legislation for 2014 Senate session.

b) Friday, October 25, 2013, 4:00 p.m. - Deadline for the Office of Legislative Services to accept drafting of a Senate Bill, Senate Concurrent Resolution, or Senate Joint Resolution with complete information for the 2014 Session.

c) Friday, November 15, 2013, 4:00 p.m. - Deadline for prime sponsors to sign off on legislation.

d) Friday, November 22, 2013, 4:00 p.m. - Deadline for co-sponsors to sign off on legislation.

The question is on the motion to amend the Senate Rules. Adopted.

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 6-25'S FOR THE DAY

ANNOUNCEMENTS

Without objection all Rule 2-16's shall be entered into the permanent *Journal of the Senate*. Adopted.

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 when we recess, we recess to the call of the Chair.

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

OUTSTANDING BILLS

On June 20, 2013, the following Senate Bill was not signed off in Committee of Conference:

SB 19-FN, repealing provisions relative to the sale of the former Laconia state school property and eliminating a ramp toll on the Everett turnpike in the town of Merrimack.

OUTSTANDING BILLS

On June 20, 2013, the following House Bills were not signed off in Committee of Conference:

HB 233, relative to the care of the war memorial in Franconia Notch state park.

HB 265, relative to procedures by absentee voters.

HB 314, raising limits on single wagers in games of chance and relative to gross revenues received by charitable organizations participating in games of chance.

HB 353, relative to the regulation of private investigators and security guards.

HB 357, prohibiting an employer from using credit history in employment decisions.

HB 414, relative to privacy in the workplace.

HB 442, prohibiting residency restrictions for registered sex offenders and offenders against children.

HOUSE MESSAGE

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

SCR 1, relative to special use permits in the White Mountain National Forest.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Bills:

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2014 and June 30, 2015.

HB 2-FN-A-L, relative to state fees, funds, revenues, and expenditures.

HB 25-FN-A, making appropriations for capital improvements.

HB 124-FN, relative to the determination of gainful occupation for a group II member receiving an accidental disability retirement allowance from the retirement system, and relative to the director and assistant director of the division of homeland security and emergency management in the department of safety.

HB 142, relative to teacher evaluation systems.

HB 183, relative to processing absentee ballots.

HB 220, relative to the New Hampshire medal of honor.

HB 224, relative to the authority of the superintendent of a county correctional facility.

HB 242, relative to child passenger restraint requirements.

HB 252-FN, consolidating the property appraisal division and the municipal services division of the department of revenue administration.

HB 253, relative to limitations on sales by nano breweries for consumption on the premises.

HB 260-FN, relative to the children in need of services (CHINS) program and relative to court-ordered placements in shelter care facilities and at the youth development center.

HB 295, requiring criminal background checks for volunteers and employees at youth skill camps.

HB 385, relative to licensure of, and the performance of electrical work by, elevator and accessibility lift mechanics.

HB 472, relative to residential units in rooming houses.

HB 518, relative to establishing an individual's status as a veteran and specifying that training for active duty is service for purposes of the veterans' tax credit.

HB 524, relative to national guard facilities, the national guard scholarship fund, and the state active duty death benefit.

HB 542, relative to the renewable energy fund and regulation of telephone, Voice Over Internet Protocol, and IP-enabled service providers and relative to electric renewable portfolio standards.

HB 546, relative to medical examinations under workers' compensation.

HB 573-FN, relative to the use of cannabis for therapeutic purposes.

HB 594-FN, relative to the general consumer credit laws of the state making a technical correction, and relative to a town clerk and tax collector electing to be a member in the retirement system.

HB 595-FN, relative to photo identification of voters.

HB 599-FN, relative to establishing a single liquor commissioner.

HB 635, establishing a committee to study state rest areas and relative to the solicitation of requests for proposals for the naming rights to rest areas.

HB 664-FN, relative to the New Hampshire vaccine association.

July 2, 2013

2013-2198-EBA

04/03

Enrolled Bill Amendment to SB 75

The Committee on Enrolled Bills to which was referred SB 75

AN ACT relative to games of chance.

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 75

This enrolled bill amendment corrects a reference in section 2 of the bill and deletes references to 2 RSA sections which were repealed in 2010.

Enrolled Bill Amendment to SB 75

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

2 New Subparagraph; Application; Game of Chance Facility. Amend RSA 287-D:2-c, II by inserting Amend RSA 284:12-a, II as inserted by section 6 of the bill by replacing line 4 with the following: RSA 284:16, RSA 284:16-a, ~~[RSA 284:18-a,]~~ RSA 284:19, RSA 284:20, ~~[RSA 284:20-b,]~~ RSA 284:22, and Sen. Stiles moved adoption of the Enrolled Bill Amendment. Adopted.

June 26, 2013
2013-2186-EBA
05/10

Enrolled Bill Amendment to SB 87

The Committee on Enrolled Bills to which was referred SB 87

AN ACT relative to the patients' bill of rights.

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 87

This enrolled bill amendment makes a technical correction to the RSA citation.

Enrolled Bill Amendment to SB 87

Amend section 5 of the bill by replacing line 1 with the following:

5 Home Care Clients' Bill of Rights. Amend RSA 151:21-b, II(c) to read as follows:

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

June 26, 2013
2013-2187-EBA
05/03

Enrolled Bill Amendment to SB 98

The Committee on Enrolled Bills to which was referred SB 98

AN ACT authorizing group net metering for limited electrical energy procedures.

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 98

This enrolled bill amendment corrects the term "procedures" to read "producers."

Enrolled Bill Amendment to SB 98

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

AN ACT authorizing group net metering for limited electrical energy producers.

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

June 26, 2013
2013-2185-EBA
03/10

Enrolled Bill Amendment to SB 101

The Committee on Enrolled Bills to which was referred SB 101

AN ACT relative to collocation and modification of personal wireless services facilities.

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 101

This enrolled bill amendment inserts a contingency to renumber an RSA paragraph inserted by the bill if SB 124-FN becomes law and makes technical corrections.

Enrolled Bill Amendment to SB 101

Amend RSA 12-K:7, I(a) as inserted by section 7 of the bill by replacing line 2 with the following:
application to construct a [PWSF] ***new tower or to complete a substantial modification to an***

Amend RSA 12-K:11, I(e) as inserted by section 8 of the bill by replacing line 3 with the following:
the FCC's rules for radio frequency emissions pursuant to 47 C.F.R. section 1.1307(b)(1).

Amend the bill by inserting after section 12 the following and renumbering the original section 13 to read as 14:

13 Contingency. If SB 124-FN of the 2013 regular legislative session becomes law, RSA 674:33, VI, as inserted by section 9 of this act, shall be renumbered as RSA 674:33, VII.

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

June 27, 2013
2013-2188-EBA
06/03

Enrolled Bill Amendment to SB 123-FN-LOCAL

The Committee on Enrolled Bills to which was referred SB 123-FN-LOCAL

AN ACT relative to the use of proceeds from the regional greenhouse gas initiative program.

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 123-FN-LOCAL

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 123-FN-LOCAL

Amend RSA 125-O:23, III as inserted by section 1 of the bill by replacing line 19 with the following:
who fund the system benefits charge.

Amend RSA 125-O:23, III as inserted by section 2 of the bill by replacing line 20 with the following:
first-serve basis to business and municipal customers who fund the system benefits charge.

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

June 20, 2013
2013-2178-EBA
04/01

Enrolled Bill Amendment to SB 124-FN

The Committee on Enrolled Bills to which was referred SB 124-FN

AN ACT establishing an integrated land development permit.

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 124-FN

This enrolled bill amendment corrects the term "subparagraph" to read "paragraph."

Enrolled Bill Amendment to SB 124-FN

Amend RSA 489:9, V as inserted by section 1 of the bill by replacing line 4 with the following:
planning board makes a finding that such a project meets the criteria of paragraph I.

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

July 1, 2013
2013-2190-EBA
06/04

Enrolled Bill Amendment to SB 135-FN

The Committee on Enrolled Bills to which was referred SB 135-FN

AN ACT relative to the regulation of the practice of genetic counseling.

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 135-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 135-FN

Amend RSA 326-K:9 as inserted by section 1 of the bill by replacing it with the following:

326-K:9 Rulemaking. In addition to rules adopted pursuant to RSA 328-F:11, the board shall adopt rules pursuant to RSA 541-A relative to:

- I. Eligibility requirements for provisional licenses.
- II. Application procedures for provisional licenses.
- III. The requirements for direction and supervision of those practicing under provisional licenses.
- IV. The limitations on practice imposed on those practicing under provisional licenses.

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

June 26, 2013
2013-2183-EBA
04/10

Enrolled Bill Amendment to SB 191-FN-A

The Committee on Enrolled Bills to which was referred SB 191-FN-A

AN ACT establishing a state energy strategy.

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 191-FN-A

This enrolled bill amendment makes a technical correction in the effective date section.

Enrolled Bill Amendment to SB 191-FN-A

Amend section 6 of the bill by replacing paragraph II with the following:

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

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

June 26, 2013
2013-2184-EBA
08/05

Enrolled Bill Amendment to HB 1-A

The Committee on Enrolled Bills to which was referred HB 1-A

AN ACT an act making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2014 and June 30, 2015.

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 1-A

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 1-A

Amend paragraph I of section 1.08 of the bill by replacing line 3 with the following:

local funds, 006-agency income, 007-agency income, 008-agency income, and 009-agency income is less

Amend section 13 of the bill by replacing lines 1 and 2 with the following:

13 New Hampshire Veterans' Home; Reduction in Appropriation. The New Hampshire veterans' home is hereby directed to reduce state general fund appropriations by \$250,000 for each year of the

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

June 26, 2013

2013-2182-EBA

04/10

Enrolled Bill Amendment to HB 2-FN-A-LOCAL

The Committee on Enrolled Bills to which was referred HB 2-FN-A-LOCAL

AN ACT relative to state fees, funds, revenues, and expenditures.

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 2-FN-A-LOCAL

This enrolled bill amendment:

- I. Corrects certain references in the bill.
- II. Makes grammatical and technical corrections.
- III. Inserts a provision for the contingent renumbering of 2 RSA sections.
- IV. Corrects the titles of certain positions.
- V. Corrects the effective date of the prospective repeal of section 33.

Enrolled Bill Amendment to HB 2-FN-A-LOCAL

Amend the bill by replacing section 23 with the following:

23 Medicaid Management Information System; Reports. Amend 2011, 224:365, II to read as follows:

II. ***For the biennium ending June 30, 2015***, the commissioner of the department of health and human services shall provide the fiscal committee of the general court with monthly reports on the status of the new MMIS system implementation and shall report on the department's efforts to seek cost recovery under section 10.1 (Failure to Meet Start Date for Operations Phase) of the MMIS contract dated October 18, 2005 and approved by governor and council on December 17, 2005.

Amend section 30 of the bill by replacing line 1 with the following:

30 Continuation of Appropriation; Department of Administrative Services. Any unspent

Amend RSA 21-I:36-b, I(b) as inserted by section 33 of the bill by replacing it with the following:

(b) The president of the State Employees' Association of New Hampshire, or designee.

Amend paragraph I of section 46 of the bill by replacing line 3 with the following:

for by the department of health and human services pursuant to RSA 169-B:40, 169-C:27, and 169-D:29,

Amend section 51 of the bill by replacing line 1 with the following:

51 Repeal. 1988, 197:12 as amended by 1990, 201:16, relative to certification of shelter

Amend RSA 151-C:13, I(j) as inserted by section 85 of the bill by replacing line 2 with the following:

Health Service Act, 42 U.S.C. section 254b.

Amend section 102 of the bill by replacing line 1 with the following:

102 Legislative Branch; Special Account; Transfer to the General Fund. Amend 2011, 224:217,

Amend RSA 94:1-a, II as inserted by section 158 of the bill by replacing it with the following:

II. The salary wages for the positions set forth below shall be as follows commencing July 12, 2013:

| | Minimum | Maximum |
|--|---------|----------|
| Governor's councilors | | \$15,397 |
| Racing and charitable gaming commissioners | | \$11,941 |
| Lottery commission, chairman | | \$17,368 |
| Lottery commission, members | | \$9,776 |

Amend RSA 94:1-a, II as inserted by section 159 of the bill by replacing it with the following:

II. The salary wages for the positions set forth below shall be as follows commencing July 11, 2014:

| | Minimum | Maximum |
|--|---------|----------|
| Governor's councilors | | \$15,743 |
| Racing and charitable gaming commissioners | | \$12,210 |
| Lottery commission, chairman | | \$17,758 |
| Lottery commission, members | | \$9,996 |

Amend RSA 94:1-a, II as inserted by section 160 of the bill by replacing it with the following:

II. The salary wages for the positions set forth below shall be as follows commencing January 9, 2015:

| | Minimum | Maximum |
|--|---------|----------|
| Governor's councilors | | \$16,097 |
| Racing and charitable gaming commissioners | | \$12,485 |
| Lottery commission, chairman | | \$18,158 |
| Lottery commission, members | | \$10,221 |

Amend the bill by inserting after section 178 the following and renumbering the original section 179 to read as 180:

179 Contingency.

I. If HB 588 of the 2013 regular legislative session becomes law, RSA 206:1-a, as inserted by section 75 of this act, shall be renumbered as RSA 206:1-b.

II. If SB 138-FN of the 2013 regular legislative session becomes law, RSA 151-E:19 as inserted by section 132 of this act, and as repealed by section 133 of this act, shall be renumbered as RSA 151-E:20.

Amend section 180 of the bill by inserting after paragraph XIV the following new paragraph and renumbering the original paragraph XV to read as XVI.

XV. Section 34 of this act shall take effect November 15, 2013.

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

June 28, 2013
2013-2189-EBA
06/01

Enrolled Bill Amendment to HB 25-FN-A

The Committee on Enrolled Bills to which was referred HB 25-FN-A

AN ACT making appropriations for capital improvements.

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 25-FN-A

This enrolled bill amendment makes technical corrections and inserts text from current law.

Enrolled Bill Amendment to HB 25-FN-A

Amend the footnote following paragraph IV as inserted by section 1 of the bill by replacing line 1 with the following:

* The project in subparagraph IV, A shall utilize the construction management method of

Amend Paragraph XI, A as inserted by section 1 of the bill by replacing line 2 with the following:

LED Summary Displays and Legislative Integrated

Amend section 39 of the bill by replacing line 4 with the following:

D. Construction of Community Residence and/or

additional Supported Housing Beds* **and Business One Stop** 976,000

* For the project authorized in subparagraph D, funds shall be utilized to acquire, rehabilitate, and/or build apartments in the community as additional community residence beds for adults requiring 24-hour in-home supports or services, or alternatively, for supported housing for adults and/or transitional aged youth with a severe mental illness who do not require 24-hour monitoring but are in need of stable and affordable housing, with community supports provided to maintain placement in the community. If a community location is not available, then the new supported housing beds may be constructed on the Hugh Gallen state office park south campus. The department may seek matching federal, local, or private funds to supplement these funds. Before any funds are expended, the department of health and human services shall submit a plan to the capital budget overview committee for its approval.

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

July 2, 2013
2013-2196-EBA
03/10

Enrolled Bill Amendment to HB 252

The Committee on Enrolled Bills to which was referred HB 252

AN ACT consolidating the property appraisal division and the municipal services division of the department of revenue administration.

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 252

This enrolled bill amendment makes a technical correction to RSA text amended by the bill.

Enrolled Bill Amendment to HB 252

Amend the bill by replacing section 3 with the following:

3 Reference Changed. Amend RSA 21-J:14, IV(a) to read as follows:

(a) Municipal service and regulatory responsibilities including, but not limited to, responsibilities under RSA ~~[21-J:9, except RSA 21-J:9, I(e) and H, and]~~ 21-J:15-24.

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

July 2, 2013
2013-2194-EBA
06/01

Enrolled Bill Amendment to HB 253

The Committee on Enrolled Bills to which was referred HB 253

AN ACT relative to limitations on sales by nano breweries for consumption on the premises.

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 253

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 253

Amend RSA 178:12-a as inserted by section 1 of the bill by replacing lines 25 through 32 with the following:

[IV:] **III.** A nano brewery licensee shall have the right to transport beverages it manufactures in barrels, kegs, bottles, or other closed containers within the state for sale to licensees and to the state border for transportation and sale outside the state.

[V:] **IV.** A nano brewery licensee may transport its products to a farmers' market, and may sell such products at retail in the original container.

V. No unopened container sold by the licensee shall be opened or consumed on the premises.

VI. Any nano brewery licensee meeting and maintaining the requirements of a

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

July 2, 2013
2013-2193-EBA
04/01

Enrolled Bill Amendment to HB 260-FN

The Committee on Enrolled Bills to which was referred HB 260-FN

AN ACT relative to the children in need of services (CHINS) program and relative to court-ordered placements in shelter care facilities and at the youth development center.

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 260-FN

This enrolled bill amendment makes a grammatical correction, corrects an RSA reference, inserts a contingency in paragraph numbering with HB 433 of the 2013 regular legislative session and amends the title to reflect the contents of the bill.

Enrolled Bill Amendment to HB 260-FN

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

AN ACT relative to the children in need of services (CHINS) program, relative to court-ordered placements in shelter care facilities and at the youth development center and requiring a report on the uses of the Sununu Youth Services Center.

Amend section 10 of the bill by replacing line 8 with the following:

or another disorder that may impede the child's decision-making abilities.

Amend RSA 621:19, I-a as inserted by section 20 of the bill by replacing line 3 with the following:

a no later than 6 months following the child's commitment pursuant to RSA 169-B:19, I(j). Release is

Amend the bill by inserting after section 24 the following and renumbering the original section 25 to read as 26:

25 Contingency. If HB 433 of the 2013 regular legislative session becomes law, then RSA 169-B:2, XIV as inserted by section 17 of this act shall be renumbered as RSA 169-B:19, XV.

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

July 2, 2013

2013-2199-EBA

03/10

Enrolled Bill Amendment to HB 524

The Committee on Enrolled Bills to which was referred HB 524

AN ACT relative to national guard facilities, the national guard scholarship fund, and the state active duty death benefit.

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 524

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 524

Amend RSA 110-B:28, IV as inserted by section 1 of the bill by replacing line 6 with the following:

construction for building renovations or site improvements to existing state-owned

Amend RSA 110-B:62 as inserted by section 4 of the bill by replacing lines 3-5 with the following:

scholarship committee consisting of the adjutant general or his ***or her*** designee, the commissioner of education or his ***or her*** designee, one person appointed by the governor, one member of the house of representatives committee on ~~[public protection and veterans]~~ ***state-federal relations and veterans*** affairs appointed by the speaker of the

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

July 1, 2013

2013-2191-EBA

04/05

Enrolled Bill Amendment to HB 542

The Committee on Enrolled Bills to which was referred HB 542

AN ACT relative to the renewable energy fund and regulation of telephone, Voice Over Internet Protocol, and IP-enabled service providers and relative to electric renewable portfolio standards.

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 542

This enrolled bill amendment corrects an RSA reference and makes grammatical changes.

Enrolled Bill Amendment to HB 542

Amend section 3 of the bill by replacing line 1 with the following:

3 IP-enabled Service; Definition. Amend RSA 362:7, I(e) to read as follows:

Amend RSA 362:7, II as inserted by section 4 of the bill by replacing lines 6-7 with the following:

service or any provider of VoIP service or IP-enabled service. ***VoIP services and IP-enabled services are not public utility services and a provider of VoIP service or IP-enabled service***

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

July 3, 2013

2013-2200-EBA

03/01

Enrolled Bill Amendment to HB 573-FN

The Committee on Enrolled Bills to which was referred HB 573-FN

AN ACT relative to the use of cannabis for therapeutic purposes.

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 573-FN

This enrolled bill amendment inserts a contingency to renumber RSA 126-W, as inserted by this act, if SB 17 becomes law, and makes grammatical and technical corrections.

Enrolled Bill Amendment to HB 573-FN

Amend RSA 126-W:2, I as inserted by section 1 of the bill by replacing line 2 with the following:

prosecution or penalty under state or municipal law, or denied any right or privilege for the

Amend RSA 126-W:2, I as inserted by section 1 of the bill by replacing lines 5-6 with the following:

- (a) Two ounces of usable cannabis; and
- (b) Any amount of unusable cannabis.

Amend RSA 126-W:2, II as inserted by section 1 of the bill by replacing lines 5-7 with the following:

(a) Two ounces of usable cannabis, or the total amount allowable for the number of qualifying patients for which he or she is a designated caregiver; and

- (b) Any amount of unusable cannabis.

Amend RSA 126-W:2, VIII as inserted by section 1 of the bill by replacing line 2 with the following:

or penalty under state or municipal law, or denied any right or privilege, including but not limited

Amend RSA 126-W:2, X as inserted by section 1 of the bill by replacing line 2 with the following:

enforcement, prosecution or penalty in any manner under state or municipal law, search, or

Amend RSA 126-W:2, XII as inserted by section 1 of the bill by replacing line 2 with the following:

prosecution or penalty under state or municipal law, or denied any right or privilege, including

Amend RSA 126-W:7, IV(a) as inserted by section 1 of the bill by replacing line 2 with the following:

approved application form with all required documentation and a nonrefundable fee in an amount

Amend RSA 126-W:7, IV(a)(4) as inserted by section 1 of the bill by replacing line 2 with the following:

of the alternative treatment center. The board of directors for the nonprofit shall include at least

Amend RSA 126-W:7, IV(a)(11) as inserted by section 1 of the bill by replacing line 1 with the following:

- (11) Information showing the applicant's experience running a nonprofit or other

Amend RSA 126-W:7, IV(a)(13) as inserted by section 1 of the bill by replacing it with the following:

(13) The applicant's plans for recordkeeping and inventory control.

Amend RSA 126-W:7, IV(c)(3) as inserted by section 1 of the bill by replacing lines 3-4 with the following:

treatments, botany, or cannabis cultivation and preparation, and their experience operating a nonprofit organization or business.

Amend RSA 126-W:7, VIII(a) as inserted by section 1 of the bill by replacing it with the following:

(a) Committed violations of this chapter or department rules; or

Amend RSA 126-W:10, II as inserted by section 1 of the bill by replacing line 2 with the following:

certification by patient and caregiver, location, age, medical condition, symptom, or side effect, and

Amend the bill by inserting after section 4 the following and renumbering the original section 5 to read as 6:

5 Contingency. If SB 17 of the 2013 regular legislative session becomes law, RSA 126-W, as inserted by section 1 of this act and referenced in sections 2-4 of this act, shall be renumbered as RSA 126-X.

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

July 2, 2013

2013-2195-EBA

05/04

Enrolled Bill Amendment to HB 594-FN

The Committee on Enrolled Bills to which was referred HB 594-FN

AN ACT relative to the general consumer credit laws of the state, making a technical correction, and relative to a town clerk and tax collector electing to be a member in the retirement system.

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 594-FN

This enrolled bill amendment inserts a comma in the title of the bill, makes 2 grammatical changes to the bill, and corrects 2 statutory references in the amending language of the bill.

Enrolled Bill Amendment to HB 594-FN

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

AN ACT relative to the general consumer credit laws of the state, making a technical

Amend RSA 397-A:1, I-a as inserted by section 2 of the bill by replacing line 3 with the following:

such persons. Affiliates shall include but not ***be*** limited to:

Amend section 5 of the bill by replacing line 1 with the following:

5 Definition; Originator. Amend the introductory paragraph of RSA 397-A:1, XVII(a) to read as

Amend section 7 of the bill by replacing line 1 with the following:

7 License Required. Amend RSA 397-A:3, V and VI to read as follows:

Amend section 29 of the bill by replacing it with the following:

29 Repeal. RSA 397-A:1, XXVI, relative to yield spread premium, is repealed.

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

July 2, 2013

2013-2192-EBA

03/04

Enrolled Bill Amendment to HB 635

The Committee on Enrolled Bills to which was referred HB 635

AN ACT establishing a committee to study the staffing of currently closed rest areas and to develop a process for soliciting requests for proposals to sponsor or purchase naming rights to New Hampshire rest areas.

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 635

This enrolled bill amendment corrects the title of the bill to reflect the contents of the bill.

Enrolled Bill Amendment to HB 635

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

AN ACT requiring the department of transportation to develop a procedure for soliciting requests for proposals for the sponsorship or naming rights of New Hampshire rest areas.

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

July 2, 2013
2013-2197-EBA
06/10

Enrolled Bill Amendment to HB 664-FN

The Committee on Enrolled Bills to which was referred HB 664-FN

AN ACT relative to the New Hampshire vaccine association.

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 664-FN

This enrolled bill amendment corrects RSA text to be deleted.

Enrolled Bill Amendment to HB 664-FN

Amend RSA 126-Q:3, III(a) as inserted by section 4 of the bill by replacing line 2 with the following:
writing [or], maintaining [~~health insurance in New Hampshire and having the most covered~~

Sen. Stiles 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

SB 41, revising the New Hampshire business corporations act, RSA 293-A.

Sen. Prescott moved adoption of the Report of Committee on Enrolled Bills. 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 1, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2014 and June 30, 2015.

HB 413, relative to property abandoned by tenants.

SB 17, establishing a commission to study palliative care and associated quality of life initiatives.

SB 170, relative to advance directives pertaining to life-sustaining treatment.

Sen. Bradley moved adoption of the Report of Committee on Enrolled Bills. 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 2, relative to state fees, funds, revenues, and expenditures.

HB 306, relative to New Hampshire's regional greenhouse gas initiative.

SB 90, establishing a committee to study developing a policy for veteran preference for government hiring and extending the commission on the effects of service-connected post-traumatic stress disorder and traumatic brain injury.

SB 185, establishing a commission on housing policy and regulation.

Sen. Morse moved adoption of the Report of Committee on Enrolled Bills. 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 25, making appropriations for capital improvements.

SB 87, relative to patients' bill of rights.

SB 98, authorizing group net metering for limited electrical energy producers.

SB 101, relative to collocation and modification of personal wireless services facilities.

SB 191, establishing a state energy strategy.

Sen. Stiles moved adoption of the Report of Committee on Enrolled Bills. 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 124, relative to the determination of gainful occupation for a group II member receiving an accidental disability retirement allowance from the retirement system, and relative to the director and assistant director of the division of homeland security and emergency management in the department of safety.

HB 142, relative to teacher evaluation systems.

HB 183, relative to processing absentee ballots.

HB 220, relative to the New Hampshire medal of honor.

HB 224, relative to the authority of the superintendent of a county correctional facility.

HB 242, relative to child passenger restraint requirements.

HB 295, requiring criminal background checks for volunteers and employees at youth skill camps.

HB 385, relative to licensure of, and the performance of electrical work by, elevator and accessibility lift mechanics.

HB 472, relative to residential units in rooming houses.

HB 518, relative to establishing an individual's status as a veteran and specifying that training for active duty is service for purposes of the veterans' tax credit.

HB 546, relative to medical examinations under workers' compensation.

HB 595, relative to photo identification of voters.

HB 599, relative to establishing a single liquor commissioner.

SB 35, relative to the master jury list.

SB 48, relative to school performance and accountability.

SB 119, directing the joint legislative historical committee to conduct a study of state house flag restoration and to acquire a portrait of suffragist Marilla Marks Ricker.

SB 123, relative to the use of proceeds from the regional greenhouse gas initiative program.

SB 124, establishing an integrated land development permit.

SB 148, relative to electric renewable portfolio standards and relative to group and individual health insurance market rules.

SB 157, establishing a New Hampshire disaster relief fund.

SB 188, relative to municipally-owned utilities.

SB 189, relative to the licensure of fuel gas fitters and plumbers by a mechanical licensing board established within the department of safety and transferring regulation of plumbers to the mechanical licensing board.

Sen. Stiles moved adoption of the Report of Committee on Enrolled Bills. 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 228, relative to insurance fraud.

HB 640, relative to the standard valuation law.

SB 27, relative to monitoring by the department of education of programs for children with disabilities and relative to the calculation of school building aid grants.

SB 44, relative to the disposal of controlled drugs by law enforcement officers.

SB 54, relative to appeals from the department of administrative services bureau of public works design and construction.

SB 76, relative to disqualification of candidates.

SB 94, relative to portable electronics insurance.

SB 112, relative to voters' guides for proposed constitutional amendments.

SB 138, relative to support for certain residents of nursing and assisted living facilities.

SB 162, repealing the student tuition guaranty fund and making provisions for the disbursement of remaining funds.

SB 179, clarifying the definition of "renewable generation facility" for purposes of payments in lieu of property tax payments and allowing certain facilities that combust municipal waste for energy to make payments in lieu of property tax payments.

SB 198, relative to the authority of county correctional officers.

Sen. Prescott moved adoption of the Report of Committee on Enrolled Bills. 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 231, relative to reinsurance.

HB 559, relative to the general banking laws of the state and relative to electronic funds transfers.

HB 588, extending the instream flow pilot program for 2 years and establishing a commission to study opportunities and options to improve the sustainability of the fish and game department.

SB 134, relative to the division of higher education and the higher education commission.

Sen. Prescott moved adoption of the Report of Committee on Enrolled Bills. 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 252, consolidating the property appraisal division and the municipal services division of the department of revenue administration.

HB 253, relative to limitations on sales by nano breweries for consumption on the premises.

HB 260, relative to the children in need of services (CHINS) program, relative to court-ordered placements in shelter care facilities and at the youth development center and requiring a report on the uses of the Sununu Youth Services Center.

HB 524, relative to national guard facilities, the national guard scholarship fund, and the state active duty death benefit.

HB 542, relative to the renewable energy fund and regulation of telephone, Voice Over Internet Protocol, and IP-enabled service providers and relative to electric renewable portfolio standards.

HB 573, relative to the use of cannabis for therapeutic purposes.

HB 594, relative to the general consumer credit laws of the state, making a technical correction, and relative to a town clerk and tax collector electing to be a member in the retirement system.

HB 635, requiring the department of transportation to develop a procedure for soliciting requests for proposals for the sponsorship or naming rights of New Hampshire rest areas.

HB 664, relative to the New Hampshire vaccine association.

SB 75, relative to games of chance.

SB 135, relative to the regulation of the practice of genetic counseling.

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

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