

January 31, 2013
No. 4

STATE OF NEW HAMPSHIRE

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163rd Session of the New Hampshire General Court
Legislative Proceedings

SENATE JOURNAL

ADJOURNMENT – JANUARY 3, 2013 SESSION
COMMENCEMENT – JANUARY 31, 2013 SESSION

SENATE JOURNAL 3 *(continued)*

January 3, 2013

INTRODUCTION OF SENATE BILLS

Sen. Bradley offered the following Resolution:

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

First and Second Reading and Referral

13-0263

SB 1-FN-A, increasing the research and development tax credit against the business profits tax. (Odell, Dist 8; Forrester, Dist 2; Rausch, Dist 19; Carson, Dist 14; Stiles, Dist 24; Reagan, Dist 17; Cataldo, Dist 6; Bradley, Dist 3; Boutin, Dist 16; Watters, Dist 4; Lasky, Dist 13; Fuller Clark, Dist 21; Gilmour, Dist 12; Soucy, Dist 18; Pierce, Dist 5; Kelly, Dist 10; Larsen, Dist 15; Woodburn, Dist 1; Morse, Dist 22; D'Allesandro, Dist 20; Hosmer, Dist 7; Cebrowski, Hills 7; Grenier, Sull 7; Chandler, Carr 1; Campbell, Hills 33; Wazlaw, Rock 29: Ways and Means)

13-0868

SB 2, relative to the calculation of the local tax cap. (Boutin, Dist 16; Stiles, Dist 24; Bradley, Dist 3; Rausch, Dist 19; Forrester, Dist 2; Suzanne Smith, Graf 8; Ladd, Graf 4; Chandler, Carr 1; Infantine, Hills 13: Public and Municipal Affairs)

13-0975

SB 3-FN, eliminating the ramp tolls on the Everett turnpike in the town of Merrimack. (Bragdon, Dist 11; Morse, Dist 22; Hinch, Hills 21; Barry, Hills 21; Stroud, Hills 21; Notter, Hills 21; Grady, Hills 21: Ways and Means)

13-0298

SB 11-LOCAL, relative to water resources utility districts. (Stiles, Dist 24; Prescott, Dist 23; Abrami, Rock 19; Copeland, Rock 19; Schlachman, Rock 18; Flockhart, Rock 18; Lovejoy, Rock 36: Public and Municipal Affairs)

13-0370

SB 12, relative to protection and preservation of significant archeological deposits. (Stiles, Dist 24; Fuller Clark, Dist 21; Norelli, Rock 26; Cali-Pitts, Rock 30; Pantelakos, Rock 25: Public and Municipal Affairs)

13-0371

SB 13, relative to hearings in the department of safety. (Rausch, Dist 19; Boutin, Dist 16; Bouchard, Merr 18: Transportation)

13-0392

SB 14, relative to the rulemaking authority of and administrative fine authority for the department of resources and economic development. (Stiles, Dist 24; Odell, Dist 8; Renzullo, Hills 37; Borden, Rock 24; Muns, Rock 21: Energy and Natural Resources)

13-0417

SB 15, naming a portion of route 101 after the 101st Airborne Division Screaming Eagles. (D'Allesandro, Dist 20; Carson, Dist 14; Stiles, Dist 24; Bradley, Dist 3; Boutin, Dist 16; F. Rice, Rock 21; Sapareto, Rock 6; Kappler, Rock 3; Notter, Hills 21; Baldasaro, Rock 5: Transportation)

13-0812

SB 16, relative to the taking of red deer or elk. (Cataldo, Dist 6; C. McGuire, Merr 29: Energy and Natural Resources)

13-0857

SB 17, establishing a commission to study palliative care and associated quality of life initiatives. (Gilmour, Dist 12; Odell, Dist 8; Watters, Dist 4; Boutin, Dist 16; Reagan, Dist 17; Carson, Dist 14; Fuller Clark, Dist 21; Stiles, Dist 24: Health, Education and Human Services)

13-0872

SB 18, conferring degree-granting authority to the American University of Madaba. (Stiles, Dist 24; D'Allesandro, Dist 20; Gile, Merr 27; Abrami, Rock 19; Ladd, Graf 4: Health, Education and Human Services)

13-0365

SB 19, repealing provisions relative to the sale of the former Laconia state school property. (Rausch, Dist 19; D'Allesandro, Dist 20; Boutin, Dist 16; Chandler, Carr 1; Graham, Hills 7; Campbell, Hills 33; Bouchard, Merr 18: Finance)

13-0372

SB 20, making modifications to the DWI ignition interlock program. (Rausch, Dist 19; Gilmour, Dist 12; Boutin, Dist 16; Bouchard, Merr 18: Transportation)

13-0374

SB 21, making technical corrections to the International Registration Plan. (Rausch, Dist 19: Transportation)

13-0375

SB 22, exempting small trailers from inspection requirements; allowing marine dealers to inspect boat trailers; and deleting a reference to highway enforcement officers. (Rausch, Dist 19; Gilmour, Dist 12; Graham, Hills 7; Campbell, Hills 33: Transportation)

13-0478

SB 23, directing the school administrative unit legislative oversight committee to study the consolidation of school administrative units. (Reagan, Dist 17: Health, Education and Human Services)

13-0479

SB 24, relative to Medicaid rates. (Reagan, Dist 17: Executive Departments and Administration)

13-0480

SB 25, relative to the treatment of medical support in child support cases. (Reagan, Dist 17: Judiciary)

13-0991

SB 26-FN, authorizing state agencies to enter into audit/cost recovery contracts or shared savings agreements for wireless telecommunications services. (Morse, Dist 22; Rausch, Dist 19: Executive Departments and Administration)

13-0748

SB 27, relative to monitoring by the department of education of programs for children with disabilities. (Stiles, Dist 24; Odell, Dist 8; Bradley, Dist 3; Fuller Clark, Dist 21; Rosenwald, Hills 30; DiMartino, Belk 2; Myler, Merr 10; Grenier, Sull 7; Shaw, Hills 16: Health, Education and Human Services)

13-0841

SB 28, relative to the department of transportation inventory fund. (Rausch, Dist 19; Gilmour, Dist 12; Graham, Hills 7; Campbell, Hills 33: Finance)

13-0844

SB 29, relative to the motorist service signing program. (Rausch, Dist 19: Transportation)

13-0846

SB 30, making technical corrections to tax laws. (Odell, Dist 8; D'Allesandro, Dist 20; Rausch, Dist 19; Hosmer, Dist 7; Hatch, Coos 6; Major, Rock 14; Campbell, Hills 33: Ways and Means)

13-0854

SB 31, relative to a ban on the incidental combustion of untreated wood at municipal transfer stations. (Odell, Dist 8; Forrester, Dist 2; Woodburn, Dist 1; Chandler, Carr 1; Grenier, Sull 7; Sad, Ches 1; Coffey, Hills 25; Suzanne Smith, Graf 8: Energy and Natural Resources)

13-0891

SB 32, relative to Selective Service registration upon driver's license application or renewal. (Carson, Dist 14; Cataldo, Dist 6; Reagan, Dist 17; Lundgren, Rock 5; Notter, Hills 21; Christiansen, Hills 37: Transportation)

13-0945

SB 33, making technical changes to the judicial retirement plan. (Cataldo, Dist 6: Executive Departments and Administration)

13-0949

SB 34, relative to the appointment of bail commissioners. (Cataldo, Dist 6: Judiciary)

13-0952

SB 35, relative to the master jury list. (Cataldo, Dist 6: Judiciary)

13-0971

SB 36-LOCAL, relative to the property tax exemption for veterans who are totally and permanently disabled from service connection. (Bragdon, Dist 11: Public and Municipal Affairs)

13-0977

SB 37, relative to management rights under collective bargaining. (Bragdon, Dist 11: Executive Departments and Administration)

13-0988

SB 38, relative to pharmacy rights during an audit. (Cataldo, Dist 6: Commerce)

13-0899

SB 39-FN-A, relative to funding of capital projects of the division of ports and harbors, Pease development authority. (Stiles, Dist 24; Morse, Dist 22; Fuller Clark, Dist 21; Boutin, Dist 16; Watters, Dist 4; F. Rice, Rock 21; Cushing, Rock 21; Khan, Rock 20; Andrews-Ahearn, Rock 37; Borden, Rock 24: Finance)

13-0918

SB 40-FN-LOCAL, relative to distribution of education funds for fiscal year 2013. (Kelly, Dist 10; Boutin, Dist 16; Bradley, Dist 3; Carson, Dist 14; D'Allesandro, Dist 20; Fuller Clark, Dist 21; Gilmour, Dist 12; Hosmer, Dist 7; Larsen, Dist 15; Lasky, Dist 13; Pierce, Dist 5; Rausch, Dist 19; Soucy, Dist 18; Watters, Dist 4; Woodburn, Dist 1; Wallner, Merr 10; Gile, Merr 27; Lerandeau, Ches 12; Almy, Graf 13; Whittemore, Rock 5: Finance)

13-0262

SB 41, revising the New Hampshire business corporations act, RSA 293-A. (Bradley, Dist 3; Boutin, Dist 16; Carson, Dist 14; Hosmer, Dist 7; Kelly, Dist 10; Larsen, Dist 15; Lasky, Dist 13; Odell, Dist 8; Rausch, Dist 19; Soucy, Dist 18; Stiles, Dist 24; Watters, Dist 4; Woodburn, Dist 1; John Hunt, Ches 11; Chandler, Carr 1; G. Richardson, Merr 10; Butler, Carr 7: Commerce)

13-0331

SB 42, relative to applications for licensure by the real estate appraisers board. (D'Allesandro, Dist 20; P. Schmidt, Straf 19; Sytek, Rock 8: Executive Departments and Administration)

13-0419

SB 43, relative to the property taxation of qualifying historic buildings. (Boutin, Dist 16; Carson, Dist 14; Cataldo, Dist 6; Fuller Clark, Dist 21; Gilmour, Dist 12; Larsen, Dist 15; Lasky, Dist 13; Morse, Dist 22; Odell, Dist 8; Rausch, Dist 19; Reagan, Dist 17; Stiles, Dist 24; Watters, Dist 4; Woodburn, Dist 1; Hess, Merr 24; Shurtleff, Merr 11; Kotowski, Merr 24; T. Walsh, Merr 24; Todd Smith, Merr 24: Ways and Means)

13-0434

SB 44, relative to the disposal of controlled drugs by law enforcement officers. (Boutin, Dist 16; Carson, Dist 14; Larsen, Dist 15; Morse, Dist 22; Odell, Dist 8; Rausch, Dist 19; Stiles, Dist 24; Watters, Dist 4; Cataldo, Dist 6; Gilmour, Dist 12; Lasky, Dist 13; Reagan, Dist 17; Soucy, Dist 18; Sanborn, Dist 9; Fuller Clark, Dist 21; Jasper, Hills 37; Walz, Merr 23; Kotowski, Merr 24: Judiciary)

13-0456

SB 45, relative to electronic prescriptions. (Stiles, Dist 24; Reagan, Dist 17; Boutin, Dist 16: Health, Education and Human Services)

13-0476

SB 46-FN, relative to air quality violations for outdoor fires. (Reagan, Dist 17; Duarte, Rock 2; Danais, Rock 2; M. Mann, Rock 32: Energy and Natural Resources)

13-0530

SB 47, relative to a surviving spouse's right to retain a Purple Heart plate. (D'Allesandro, Dist 20; Rausch, Dist 19; Boutin, Dist 16; Hosmer, Dist 7; Woodburn, Dist 1; Bradley, Dist 3: Transportation)

13-0747

SB 48, relative to school performance and accountability. (Stiles, Dist 24; Bradley, Dist 3; Ladd, Graf 4; Shaw, Hills 16; Pitre, Straf 2: Health, Education and Human Services)

13-0836

SB 49, relative to appeals of planning board decisions. (Boutin, Dist 16; Cataldo, Dist 6; Fuller Clark, Dist 21; Odell, Dist 8; Rausch, Dist 19; Reagan, Dist 17; Watters, Dist 4; Lockwood, Merr 9; Cooney, Graf 8; Ferrante, Rock 6: Public and Municipal Affairs)

13-0837

SB 50, relative to expiration of variances and special exceptions. (Boutin, Dist 16; Carson, Dist 14; Cataldo, Dist 6; Fuller Clark, Dist 21; Rausch, Dist 19; Reagan, Dist 17; Watters, Dist 4; T. Walsh, Merr 24; Duarte, Rock 2; Kotowski, Merr 24; Todd Smith, Merr 24: Public and Municipal Affairs)

13-0838

SB 51, relative to the definition of “professional service.” (Boutin, Dist 16; Rausch, Dist 19; L. Ober, Hills 37; Chandler, Carr 1; Bouchard, Merr 18: Commerce)

13-0839

SB 52, relative to names of limited partnerships. (Boutin, Dist 16; Carson, Dist 14; Cataldo, Dist 6; Fuller Clark, Dist 21; Gilmour, Dist 12; Larsen, Dist 15; Odell, Dist 8; Rausch, Dist 19; Reagan, Dist 17; Sanborn, Dist 9; Stiles, Dist 24; Watters, Dist 4; John Hunt, Ches 11; Infantine, Hills 13; Suzanne Smith, Graf 8; Duarte, Rock 2: Commerce)

13-0848

SB 53, relative to school district policies regarding a parent’s determination that certain course material is objectionable. (D’Allesandro, Dist 20; Watters, Dist 4; Soucy, Dist 18; Goley, Hills 8: Health, Education and Human Services)

13-0849

SB 54, relative to appeals from the department of administrative services bureau of public works design and construction. (D’Allesandro, Dist 20: Executive Departments and Administration)

13-0851

SB 55, allowing a waiver for certain transportable cooking devices. (Bradley, Dist 3: Health, Education and Human Services)

13-0862

SB 56-FN, prohibiting the taking of bear from baited areas. (Forrester, Dist 2; Kidder, Merr 5: Energy and Natural Resources)

13-0866

SB 57, relative to approval of the project proposed by the Town of Alstead for the lower Warren Brook Restoration project and reestablishes the commission established to determine the appropriate use of flood damaged property. (Kelly, Dist 10; Odell, Dist 8; J. Mann, Ches 2: Public and Municipal Affairs)

13-0877

SB 58, relative to the taxation of water works or flood control land held in another town or city. (Carson, Dist 14; Boutin, Dist 16; Hagan, Rock 4; Charron, Rock 4; Tremblay, Rock 4; Dumaine, Rock 4: Public and Municipal Affairs)

13-0885

SB 59-FN, prohibiting the cruel confinement of certain farm animals. (Carson, Dist 14; Reagan, Dist 17; Gilmour, Dist 12; Davis, Merr 20; Hubbard, Straf 12: Energy and Natural Resources)

13-0896

SB 60, relative to assisted living facilities and landlord tenant law. (Odell, Dist 8; Gilmour, Dist 12; Donovan, Sull 4; Rosenwald, Hills 30; Grenier, Sull 7: Commerce)

13-0898

SB 61-FN, relative to table stakes poker. (Boutin, Dist 16; D. Sullivan, Hills 42; Infantine, Hills 13; T. Katsiantonis, Hills 15: Ways and Means)

13-0904

SB 62, authorizing the placement of a certain sign in the town of Danbury. (Forrester, Dist 2; Ratzki, Merr 1; Chandler, Carr 1; Reilly, Graf 9; Schamberg, Merr 4; Mulholland, Graf 17: Public and Municipal Affairs)

13-0915

SB 63-FN, allowing historical racing. (Hosmer, Dist 7; Soucy, Dist 18: Ways and Means)

13-0919

SB 64, relative to public informational meetings on dams. (Woodburn, Dist 1: Energy and Natural Resources)

13-0924

SB 66-FN, relative to the regional greenhouse gas initiative cap and trade program. (Fuller Clark, Dist 21; Larsen, Dist 15; Kaen, Straf 5: Energy and Natural Resources)

13-0942

SB 67, establishing a committee to examine the issue of statutory authority for all terrain vehicles, off highway recreational vehicles, and low speed utility vehicles to access public highways for food, fuel, and lodging. (Woodburn, Dist 1; Watters, Dist 4: Transportation)

13-0946

SB 68, relative to the escrow fund for court facility improvements. (Boutin, Dist 16; Carson, Dist 14; Cataldo, Dist 6; Sanborn, Dist 9; Stiles, Dist 24; Reagan, Dist 17; Kotowski, Merr 24; Campbell, Hills 33; Bouchard, Merr 18: Judiciary)

13-0953

SB 69, relative to superior court jurisdiction over domestic violence petitions. (Boutin, Dist 16; Soucy, Dist 18; Cataldo, Dist 6; Lasky, Dist 13; Odell, Dist 8; Carson, Dist 14; Butler, Carr 7; Kappler, Rock 3; Wall, Straf 6: Judiciary)

13-0954

SB 70, relative to the appointment of insurance agents and repealing a fee for insurance producers. (Sanborn, Dist 9: Commerce)

13-0960

SB 71, establishing a committee to study the use and misuse of prescription drugs in workers' compensation cases. (D'Allesandro, Dist 20: Commerce)

13-0969

SB 72, including owls within the definition of raptor for the purposes of falconry. (Bragdon, Dist 11; Sanborn, Dist 9; Parison, Hills 25; Coffey, Hills 25; Leishman, Hills 24: Energy and Natural Resources)

13-0973

SB 73, prohibiting an immediate family member of a school board member from being employed by the school district. (Bragdon, Dist 11; Sanborn, Dist 9; Parison, Hills 25; Coffey, Hills 25: Public and Municipal Affairs)

13-0986

SB 74, relative to an exemption for entities that furnish hot water through a district energy system. (Odell, Dist 8; Pierce, Dist 5; Pastor, Graf 12: Energy and Natural Resources)

13-0987

SB 75, relative to games of chance. (Hosmer, Dist 7: Ways and Means)

13-0989

SB 76, relative to disqualification of candidates. (Boutin, Dist 16; Carson, Dist 14; Cataldo, Dist 6; Fuller Clark, Dist 21; Odell, Dist 8; Pierce, Dist 5; Rausch, Dist 19; Watters, Dist 4; Chandler, Carr 1; T. Walsh, Merr 24; Ladd, Graf 4; Theberge, Coos 3: Public and Municipal Affairs)

13-0990

SB 77, instituting a state minimum hourly rate. (Soucy, Dist 18; Woodburn, Dist 1; Watters, Dist 4; Pierce, Dist 5; Hosmer, Dist 7; Kelly, Dist 10; Gilmour, Dist 12; Lasky, Dist 13; Larsen, Dist 15; D'Allesandro, Dist 20; Fuller Clark, Dist 21; Rokas, Hills 12; Goley, Hills 8; H. Richardson, Coos 4; St. James, Rock 13; Kelly, Merr 20: Commerce)

13-0995

SB 78, relative to the New Hampshire Municipal Association. (Soucy, Dist 18; Lasky, Dist 13; Danielson, Hills 7; J. Belanger, Hills 27; Coffey, Hills 25; Bickford, Straf 3; Carson, Merr 7: Public and Municipal Affairs)

13-0997

SB 79, relative to an oath of city officers concerning appraisals of taxable property. (Sanborn, Dist 9: Public and Municipal Affairs)

13-0328

SB 80, relative to expanding the community revitalization tax relief program to provide incentives for rehabilitating historic structures. (Watters, Dist 4; Woodburn, Dist 1; Fuller Clark, Dist 21; Lasky, Dist 13; Odell, Dist 8; Wall, Straf 6; Hess, Merr 24: Ways and Means)

13-0373

SB 81, authorizing phlebotomists and emergency medical technicians to withdraw blood for alcohol concentration tests. (Rausch, Dist 19; Boutin, Dist 16; McMahon, Rock 7; Griffin, Rock 7: Judiciary)

13-0395

SB 82, establishing a commission to identify strategies needed for developing and implementing a competency-based public education system. (Stiles, Dist 24; Watters, Dist 4; Carson, Dist 14; Spang, Straf 6; Sapareto, Rock 6; Lovejoy, Rock 36; Gile, Merr 27; Grassie, Straf 11: Health, Education and Human Services)

13-0397

SB 83, relative to the controlled drug prescription health and safety program. (Bradley, Dist 3; Boutin, Dist 16; Carson, Dist 14; Cataldo, Dist 6; Fuller Clark, Dist 21; Gilmour, Dist 12; Kelly, Dist 10; Larsen, Dist 15; Lasky, Dist 13; Odell, Dist 8; Pierce, Dist 5; Rausch, Dist 19; Reagan, Dist 17; Stiles, Dist 24; Watters, Dist 4; Harding, Graf 13; Rosenwald, Hills 30; L. Ober, Hills 37; Hess, Merr 24; S. Schmidt, Carr 6: Health, Education and Human Services)

13-0414

SB 84, relative to road toll administration and relative to motor vehicles carrying property for hire. (Rausch, Dist 19; Gilmour, Dist 12; Boutin, Dist 16; Stiles, Dist 24; Campbell, Hills 33; Graham, Hills 7; Chandler, Carr 1: Transportation)

13-0415

SB 85, relative to commercial motor vehicle operation. (Rausch, Dist 19; Gilmour, Dist 12; Boutin, Dist 16: Transportation)

13-0840

SB 86, relative to unclassified state employees. (Watters, Dist 4; Carson, Dist 14; Goley, Hills 8: Executive Departments and Administration)

13-0858

SB 87, relative to the patients' bill of rights. (Gilmour, Dist 12; Reagan, Dist 17; Soucy, Dist 18; Odell, Dist 8; M. Nelson, Hills 35: Health, Education and Human Services)

13-0863

SB 88, relative to the Honor and Remember Flag as an official symbol to recognize and honor fallen members of the armed forces. (Forrester, Dist 2; Carson, Dist 14; Bradley, Dist 3; Woodburn, Dist 1; Boutin, Dist 16; Stiles, Dist 24; Greemore, Belk 2; Vadney, Belk 2; Fields, Belk 4; Lauer, Graf 15; Ladd, Graf 4: Public and Municipal Affairs)

13-0864

SB 89, relative to the definition of lead fishing sinkers and jigs. (Forrester, Dist 2; Watters, Dist 4; Fuller Clark, Dist 21; Odell, Dist 8; Pierce, Dist 5; Hosmer, Dist 7; Reagan, Dist 17; Gilmour, Dist 12; Lefebvre, Sull 1; L. Ober, Hills 37; Kurk, Hills 2; Kidder, Merr 5: Energy and Natural Resources)

13-0876

SB 90, establishing a committee to study developing a policy for veteran preference for government hiring. (Carson, Dist 14; Cataldo, Dist 6; D'Allesandro, Dist 20; Baldasaro, Rock 5; Lundgren, Rock 5; McCarthy, Hills 29; Theberge, Coos 3: Executive Departments and Administration)

13-0878

SB 91, relative to drug use not approved by the Food and Drug Administration. (Carson, Dist 14; Emerson, Ches 11: Commerce)

13-0879

SB 92, prohibiting multiple prescription drug failures. (Carson, Dist 14; Gilmour, Dist 12; Stiles, Dist 24; Sanborn, Dist 9: Commerce)

13-0882

SB 93, relative to plumbers and mechanical contractors on state boards. (Carson, Dist 14; Cataldo, Dist 6; Reagan, Dist 17; C. McGuire, Merr 29: Executive Departments and Administration)

13-0884

SB 94, relative to portable electronics insurance. (Carson, Dist 14; Sanborn, Dist 9; Renzullo, Hills 37; McCarthy, Hills 29; Walz, Merr 23; Goley, Hills 8: Commerce)

13-0887

SB 95, relative to choice of pharmacy under workers' compensation. (Carson, Dist 14; Goley, Hills 8; Theberge, Coos 3; D. Eaton, Ches 3: Commerce)

13-0889

SB 96, relative to vexatious litigants. (Carson, Dist 14; Cataldo, Dist 6; Rowe, Hills 22: Judiciary)

13-0892

SB 97, relative to high school equivalency and relative to illiteracy. (Kelly, Dist 10; Gilmour, Dist 12; Gile, Merr 27; Ladd, Graf 4: Health, Education and Human Services)

13-0893

SB 98, authorizing group net metering for limited electrical energy producers. (Kelly, Dist 10; Larsen, Dist 15; Watters, Dist 4; D'Allesandro, Dist 20; Fuller Clark, Dist 21; Shepardson, Ches 10; Borden, Rock 24; Bouchard, Merr 18: Energy and Natural Resources)

13-0905

SB 99, relative to the process for applying for a certificate for an energy facility. (Forrester, Dist 2; Sanborn, Dist 9; Reagan, Dist 17; Woodburn, Dist 1; Reilly, Graf 9; Rappaport, Coos 1; Suzanne Smith, Graf 8; Ford, Graf 3; Ladd, Graf 4: Energy and Natural Resources)

13-0906

SB 100, authorizing electronic payment of payroll. (Bradley, Dist 3; Chandler, Carr 1; Umberger, Carr 2; Butler, Carr 7: Commerce)

13-0907

SB 101, relative to collocation and modification of personal wireless services facilities. (Bradley, Dist 3; Odell, Dist 8; Fuller Clark, Dist 21; Woodburn, Dist 1; Boutin, Dist 16; Copeland, Rock 19; Cali-Pitts, Rock 30; Devine, Rock 4; Introne, Rock 5: Energy and Natural Resources)

13-0910

SB 102, relative to the selection of members of the conservation commission. (Bradley, Dist 3; McConkey, Carr 3; Butler, Carr 7: Public and Municipal Affairs)

13-0911

SB 103, establishing a committee to study the definition of houseboats and mooring and beaching regulation for houseboats. (Bradley, Dist 3; Odell, Dist 8; Cataldo, Dist 6; Fuller Clark, Dist 21; McConkey, Carr 3; Merrow, Carr 5; Ahlgren, Carr 6: Transportation)

13-0941

SB 104, establishing a commission to study the current community-based system of commodities reporting by junk or scrap metal dealers in New Hampshire. (Larsen, Dist 15; Pierce, Dist 5; Fuller Clark, Dist 21: Commerce)

13-0944

SB 105, relative to disclosure of expert testimony in civil cases. (Soucy, Dist 18; Carson, Dist 14; Lasky, Dist 13; Boutin, Dist 16; Wall, Straf 6: Judiciary)

13-0947

SB 106, relative to confidentiality in adult guardianship cases. (Lasky, Dist 13; Carson, Dist 14; Soucy, Dist 18; Hackel, Hills 29: Judiciary)

13-0950

SB 107, relative to probate administration. (Lasky, Dist 13; Carson, Dist 14; Soucy, Dist 18; Gale, Hills 28; Hackel, Hills 29: Judiciary)

13-0955

SB 108, relative to the liability of landowners who permit use of their land for recreational activities. (Sanborn, Dist 9; Woodburn, Dist 1; Bradley, Dist 3; Chandler, Carr 1: Judiciary)

13-0956

SB 109, relative to liability for the use of ethanol-enhanced motor fuel. (Sanborn, Dist 9; Boutin, Dist 16; Bradley, Dist 3; Carson, Dist 14; Cataldo, Dist 6; Fuller Clark, Dist 21; Odell, Dist 8; Reagan, Dist 17; Watters, Dist 4: Judiciary)

13-0958

SB 110, directing the department of environmental services to adopt rules relative to its 2009 numeric nutrient criteria for the Great Bay Estuary. (Watters, Dist 4; Fuller Clark, Dist 21; Cataldo, Dist 6; R. Rogers, Straf 22; Beaudoin, Straf 9; Hooper, Straf 16: Energy and Natural Resources)

13-0964

SB 111, permitting municipalities to establish a capital reserve plan for expenditure of capital reserve funds. (Bragdon, Dist 11; Chandley, Hills 22: Public and Municipal Affairs)

13-0966

SB 112, requiring constitutional amendment concurrent resolutions to contain the language for the voter's guide. (Bragdon, Dist 11: Rules, Enrolled Bills and Internal Affairs)

13-0972

SB 113-LOCAL, relative to a school district's transportation responsibility for pupils of divorced parents with joint decision making responsibility. (Bragdon, Dist 11; Sanborn, Dist 9; Parison, Hills 25; Coffey, Hills 25; Leishman, Hills 24; Hammond, Hills 24: Health, Education and Human Services)

13-0978

SB 114, regulating guaranteed price plans and prepaid contracts for heating oil, kerosene, or liquefied petroleum gas. (Kelly, Dist 10; Fuller Clark, Dist 21; Boutin, Dist 16; D'Allesandro, Dist 20; Schlachman, Rock 18: Commerce)

13-0980

SB 115, naming a bridge in the town of Whitefield. (Woodburn, Dist 1; Chandler, Carr 1; Rideout, Coos 7; Doolan, Graf 1; H. Richardson, Coos 4: Transportation)

13-0886

SB 116-FN, relative to the licensure of liquefied propane installation and service technicians. (Carson, Dist 14; C. McGuire, Merr 29: Executive Departments and Administration)

13-0957

SB 117-FN, relative to pharmacy benefits managers. (Soucy, Dist 18: Commerce)

13-0984

SB 118-FN-A, increasing the annual limit on the new investment tax credit. (Kelly, Dist 10; Larsen, Dist 15; D'Allesandro, Dist 20; Pierce, Dist 5; Woodburn, Dist 1; Soucy, Dist 18; Watters, Dist 4; Fuller Clark, Dist 21: Ways and Means)

13-0993

SB 119-FN-A, establishing a state house flag restoration commission and making an appropriation therefor. (Watters, Dist 4; Boutin, Dist 16; Fuller Clark, Dist 21; Hess, Merr 24: Finance)

13-0260

SB 120-FN, relative to political contributions and expenditures and relative to reporting by political committees. (Bradley, Dist 3; Carson, Dist 14; Odell, Dist 8; Jasper, Hills 37; G. Richardson, Merr 10: Public and Municipal Affairs)

13-0393

SB 121-FN-LOCAL, relative to the distribution formula for meals and rooms tax revenue. (Stiles, Dist 24; Bradley, Dist 3; Woodburn, Dist 1; Carson, Dist 14; Reagan, Dist 17; Fuller Clark, Dist 21; Khan, Rock 20; Shaw, Hills 16; F. Rice, Rock 21; Umberger, Carr 2; Wazlaw, Rock 29: Ways and Means)

13-0408

SB 122-FN, establishing a commercial shrimp license. (Watters, Dist 4; Stiles, Dist 24; Reed, Merr 2; Ketel, Straf 17: Energy and Natural Resources)

13-0496

SB 123-FN-LOCAL, relative to the use of proceeds from the regional greenhouse gas initiative program. (Stiles, Dist 24; Bradley, Dist 3; Odell, Dist 8; Fuller Clark, Dist 21; Kaen, Straf 5; Flanagan, Hills 26; Borden, Rock 24; John Hunt, Ches 11; Copeland, Rock 19: Energy and Natural Resources)

13-0509

SB 124-FN, establishing an integrated land development permit. (Odell, Dist 8; Hosmer, Dist 7; Watters, Dist 4; Carson, Dist 14; Reagan, Dist 17; Rausch, Dist 19; Stiles, Dist 24; Fuller Clark, Dist 21; Woodburn, Dist 1; Boutin, Dist 16; Bradley, Dist 3; Pierce, Dist 5; Grenier, Sull 7; Sad, Ches 1; Gottling, Sull 2; Renzullo, Hills 37: Energy and Natural Resources)

13-0729

SB 125-FN-A, restoring funding for the university system of New Hampshire and the community college system of New Hampshire. (Fuller Clark, Dist 21; Kelly, Dist 10; Watters, Dist 4; Pierce, Dist 5; Wall, Straf 6; Wazlaw, Rock 29; Gile, Merr 27; D. Eaton, Ches 3: Finance)

13-0766

SB 126-FN, relative to business practices between motor vehicle manufacturers, distributors, and dealers. (Sanborn, Dist 9; Gilmour, Dist 12; Woodburn, Dist 1; Bradley, Dist 3; Watters, Dist 4; Pierce, Dist 5; Cataldo, Dist 6; Odell, Dist 8; Kelly, Dist 10; Lasky, Dist 13; Carson, Dist 14; Larsen, Dist 15; Boutin, Dist 16; D'Allesandro, Dist 20; Soucy, Dist 18; Fuller Clark, Dist 21; Morse, Dist 22; Stiles, Dist 24; Rausch, Dist 19; Forrester, Dist 2; Packard, Rock 5; Schlachman, Rock 18; Goley, Hills 8; Bouchard, Merr 18; Chandler, Carr 1: Commerce)

13-0782

SB 127-FN, relative to registration of certain state contracts with the department of state and repealing the information practices act. (Boutin, Dist 16; Watters, Dist 4; Rausch, Dist 19; Stiles, Dist 24: Commerce)

13-0783

SB 128-FN-LOCAL, relative to fees for vital records. (Boutin, Dist 16; D'Allesandro, Dist 20; Soucy, Dist 18; Kelly, Dist 10; Watters, Dist 4; Stiles, Dist 24; Shaw, Hills 16; Infantine, Hills 13; D. Sullivan, Hills 42; Ramsey, Hills 8: Ways and Means)

13-0845

SB 129-FN, relative to court-ordered placements in shelter care facilities and at the Sununu Youth Services Center. (Odell, Dist 8; Kelly, Dist 10; Harding, Graf 13: Judiciary)

13-0847

SB 130-FN-A-LOCAL, exempting special hospitals for rehabilitation from the Medicaid enhancement tax. (Morse, Dist 22; Odell, Dist 8; Larsen, Dist 15: Ways and Means)

13-0850

SB 131-FN-LOCAL, relative to a permitting process for the removal of submerged logs from certain great ponds. (Bradley, Dist 3: Energy and Natural Resources)

13-0853

SB 132-FN, relative to part-time employment in the retirement system and establishing a committee to study police special details. (Bradley, Dist 3; Carson, Dist 14: Executive Departments and Administration)

13-0860

SB 133-FN, adopting the interstate wildlife violators compact. (Woodburn, Dist 1: Energy and Natural Resources)

13-0873

SB 134-FN, relative to the division of higher education and the higher education commission. (Stiles, Dist 24; D'Allesandro, Dist 20; Carson, Dist 14; Odell, Dist 8; Larsen, Dist 15; Gile, Merr 27; Lovejoy, Rock 36; Ladd, Graf 4; Abrami, Rock 19: Health, Education and Human Services)

13-0874

SB 135-FN, relative to the regulation of the practice of genetic counseling. (Carson, Dist 14; Lasky, Dist 13; Gilmour, Dist 12; Rosenwald, Hills 30; Harding, Graf 13: Executive Departments and Administration)

13-0880

SB 136, relative to the rights of the immediate family of crime victims. (Carson, Dist 14: Judiciary)

13-0881

SB 137-FN, relative to sibling visitation rights. (Carson, Dist 14; Gile, Merr 27: Judiciary)

13-0902

SB 138-FN, relative to support for certain residents of nursing and assisted living facilities. (Forrester, Dist 2; Reagan, Dist 17; Hosmer, Dist 7; Sanborn, Dist 9; Gilmour, Dist 12; Cebrowski, Hills 7; LeBrun, Hills 32: Health, Education and Human Services)

13-0903

SB 139-FN-LOCAL, relative to mileage fees for sheriffs and deputy sheriffs. (Forrester, Dist 2; Hosmer, Dist 7; Cataldo, Dist 6; Carson, Dist 14; Rausch, Dist 19; Bradley, Graf 6; Ladd, Graf 4; Lauer, Graf 15; Reilly, Graf 9; Fields, Belk 4: Finance)

13-0921

SB 140-FN, requiring a pharmacy to substitute generically equivalent drugs for any prescription paid for by state funds. (Woodburn, Dist 1: Commerce)

13-0927

SB 141-FN, establishing the Granite State farm to plate program. (Fuller Clark, Dist 21; Watters, Dist 4; Sad, Ches 1; Spang, Straf 6; Kaen, Straf 5; Bixby, Straf 17: Executive Departments and Administration)

13-0928

SB 142-FN-A, relative to campaign contributions and expenditures. (Fuller Clark, Dist 21; Pierce, Dist 5; Perry, Straf 3: Public and Municipal Affairs)

13-0939

SB 143-FN, relative to benefits for unemployed persons who are attempting to establish a business. (Larsen, Dist 15; Woodburn, Dist 1; Watters, Dist 4; Pierce, Dist 5; Hosmer, Dist 7; Kelly, Dist 10; Gilmour, Dist 12; Lasky, Dist 13; Fuller Clark, Dist 21; D'Allesandro, Dist 20; Odell, Dist 8; Soucy, Dist 18; Boutin, Dist 16; Butler, Carr 7; Goley, Hills 8: Commerce)

13-0948

SB 144-FN, relative to forfeiture of bail. (Lasky, Dist 13; Carson, Dist 14; Soucy, Dist 18; Hackel, Hills 29; Gale, Hills 28: Judiciary)

13-0951

SB 145-FN, allowing publication by electronic means by the probate division. (Boutin, Dist 16; Rausch, Dist 19; Larsen, Dist 15; Watters, Dist 4; Duarte, Rock 2; Campbell, Hills 33; Suzanne Smith, Graf 8: Judiciary)

13-0959

SB 146-FN-LOCAL, relative to aid to the permanently and totally disabled and old age assistance. (D'Allesandro, Dist 20: Public and Municipal Affairs)

13-0961

SB 147-FN, relative to prescription drugs in workers' compensation cases. (D'Allesandro, Dist 20: Commerce)

13-0979

SB 148-FN, relative to electric renewable portfolio standards. (Bradley, Dist 3; Boutin, Dist 16; Carson, Dist 14; Cataldo, Dist 6; Forrester, Dist 2; Fuller Clark, Dist 21; Odell, Dist 8; Woodburn, Dist 1; Chandler, Carr 1; Kaen, Straf 5; Pastor, Graf 12: Energy and Natural Resources)

13-0985

SB 149-FN, relative to liquor samples. (Stiles, Dist 24; Peckham, Rock 22: Commerce)

13-1006

SB 151-FN, relative to the payment of witness fees in criminal cases. (Soucy, Dist 18; Carson, Dist 14; Lasky, Dist 13; Boutin, Dist 16; Cataldo, Dist 6; Wall, Straf 6: Judiciary)

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 4

January 31, 2013

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

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

The other day, I was waiting for a friend in their waiting room and I amused myself with their snow globe. It was a big glass ball on a little pedestal—about the size of a grapefruit—and it had a castle inside. I had to hold it until the snow settled so that I could see this amazing castle with details of turrets and flags, and the pages in the livery told me that it was a Tudor castle because of the green and white that they were wearing. From time to time in my day, there is a nor'easter of stormy words that come at us—the emails, the comments, the newspaper articles, the documents, the conversations—and it's great to take a moment for stillness. You're not nuns or monks; you're not meant to be in a cave. But you can still have moments of

stillness: a bathroom stall, a park bench, a quiet corner somewhere, the end of the hall—just a place where you can let the snow fall and settle and see through the barrage of words to what's really true. Let us pray.

God of abundance, grant us an awareness of opportunities to become still, even in the crevice of a busy day, to see what needs to be seen, to know what needs to be known, and to feel what needs to be felt. Amen.

Sen. Watters led the Pledge of Allegiance.

Sen. Larsen is excused for the day.

Without objection, the Senate is authorized to use the official Senate electronic devices on the floor of the Senate. Adopted.

INTRODUCTION OF GUESTS AND PRESENTATIONS

Sen. Bragdon introduced Zack Colclasure and Emma Ayotte from Milford High School, serving as Senate Pages for the day.

FINANCE REPORT

Sen. Morse announces that the following bill will not come to Finance: SB 1-FN-A.

CONSENT CALENDAR REPORTS

Sen. Bradley moved that the Consent Calendar with the relevant amendments as printed in the day's Calendar be adopted and that all bills adopted be ordered to Third Reading.

HEALTH, EDUCATION AND HUMAN SERVICES

SB 18, conferring degree-granting authority to the American University of Madaba. Ought to Pass, Vote 5-0. Senator Stiles for the committee.

The American University of Madaba (AUM) in Jordan, having a physical presence in NH, has met the requirements of the NH Higher Education Commission. This legislation, therefore, provides degree granting authority in engineering, the hard sciences, health science, information technology, business and finance, and art and design.

TRANSPORTATION

SB 13, relative to hearings in the department of safety. Ought to Pass, Vote 5-0. Senator Stiles for the committee.

This bill clarifies the authority of the bureau of hearings to hold adjudicative hearings on behalf of the commissioner of safety and divisions of the department. It allows for the statutes to more clearly reflect the duties and responsibilities of the bureau and clarifies the process for filing an appeal with the bureau.

The question is on the adoption of the Consent Calendar. Adopted, bills ordered to Third Reading.

REGULAR CALENDAR REPORTS

FINANCE

SB 39-FN-A, relative to funding of capital projects of the division of ports and harbors, Pease development authority. Ought to Pass with Amendment, Vote 6-0. Senator Morse for the committee.

Senate Finance
January 22, 2013
2013-0040s
09/04

Amendment to SB 39-FN-A

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

1 Repeal. 2011, 253:1, XVIII, relative to the source of funding for the Pease development authority, division of ports and harbors, is repealed.

2 Capital Budget 2011; Bonds Authorized; Totals Adjusted. Amend 2011, 253:5 as amended by 2012, 187:4 to read as follows:

253:5 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1 and 2 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$97,278,481 and for said purposes may issue bonds and notes in the name 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 \$87,865,294 and highway funds \$9,423,187; with other funds [\$78,387,482] **\$73,008,172**.

3 Purpose Amended; 1991 Appropriation; Port Authority. Amend 1991, 351:5, as amended by 1992, 260:20, 1994, 204:1, 2000, 15:1, 2000, 292:10, 2003, 240:27, and 2004, 2:4 to read as follows:

351:5 Appropriation; Port Authority. The expansion of the Port of Portsmouth funded in this section shall include an expansion of the port, the construction of an up to 750-foot pier, dredging projects including associated mitigation to maintain channels and harbor, a hydrodynamic study of Hampton and Seabrook, renovation of any commercial fish piers that may be transferred to the port authority, and the rip-rap project on River Street in Seabrook. The sums hereinafter detailed are hereby appropriated for the project specified:

A. Port of Portsmouth Expansion	\$18,300,000
Total state appropriation section 5	\$18,300,000

(The funds appropriated in subparagraph A for the Port of Portsmouth expansion shall not be expended, encumbered, or obligated in any way unless an action plan, which shall include construction documents, prepared by the New Hampshire Port Authority shall be approved by the capital budget overview committee, the fiscal committee, and the governor and council. \$1,500,000 of the total amount appropriated herein is hereby released for the purpose of final design and bid documents. \$1,800,000 of the total amount appropriated is designated for wetland mitigation. \$400,000 of the total amount appropriated is designated for the Hampton-Seabrook hydrodynamic study. The remaining \$14,600,000 is designated for construction, renovation, and dredging projects including associated mitigation. This appropriation shall be nonlapsing until the project is completed. The New Hampshire Port Authority shall not encumber, obligate, or expend any funds from this appropriation for renovation or dredging projects without the prior approval of the capital budget overview committee. The total amount that may be expended for renovation and dredging projects including associated mitigation shall not exceed a total of \$1,000,000. In addition, for the biennium beginning July 1, 2003, the sum of \$1,000,000 shall be expended for the dredging of Hampton – Seabrook harbor. ***In addition, for the biennium ending June 30, 2013, \$1,379,310 of the total amount appropriated shall be expended for Hampton and Seabrook harbors dredging, and \$1,500,000 of the total amount appropriated shall be expended for the Hampton harbor marine facility.***)

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

The question is on the adoption of the Committee Amendment. Adopted.

The question is on the adoption of the Committee recommendation of Ought to Pass as Amended. Adopted, bill ordered to Third Reading.

SB 40-FN-L, relative to distribution of education funds for fiscal year 2013. Ought to Pass, Vote 6-0. Senator D'Allesandro for the committee.

The question is on the adoption of the Committee recommendation of Ought to Pass.

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

Sen. Larsen is excused for the day.

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

The following Senators voted No: (None.)

Yeas: 23 - Nays: 0

Adopted, bill ordered to Third Reading.

HEALTH, EDUCATION AND HUMAN SERVICES

SB 17, establishing a commission to study palliative care and associated quality of life initiatives. Ought to Pass, Vote 4-1. Senator Gilmour for the committee.

The question is on the adoption of the Committee recommendation of Ought to Pass. Adopted, bill ordered to Third Reading. SB 23, directing the school administrative unit legislative oversight committee to study the consolidation of school administrative units. Inexpedient to Legislate, Vote 4-0. Senator Sanborn for the committee.

The question is on the adoption of the Committee recommendation of Inexpedient to Legislate. Adopted.

JUDICIARY

SB 34, relative to the appointment of bail commissioners. Ought to Pass, Vote 4-0. Senator Cataldo for the committee.

The question is on the adoption of the Committee recommendation of Ought to Pass. Adopted, bill ordered to Third Reading.

PUBLIC AND MUNICIPAL AFFAIRS

SB 2, relative to the calculation of the local tax cap. Ought to Pass with Amendment, Vote 5-0. Senator Pierce for the committee.

Public and Municipal Affairs

January 23, 2013

2013-0045s

10/01

Amendment to SB 2

Amend the bill by deleting section 2 and renumbering the original section 3 to read as 2.

The question is on the adoption of the Committee Amendment. Adopted.

The question is on the adoption of the Committee recommendation of Ought to Pass as Amended. Adopted, bill ordered to Third Reading.

WAYS AND MEANS

SB 1-FN-A, increasing the research and development tax credit against the business profits tax. Ought to Pass, Vote 5-0. Senator Odell for the committee.

The question is on the adoption of the Committee recommendation of Ought to Pass.

A roll call was requested by Sen. Odell, seconded by Sen. Sanborn.

Sen. Larsen is excused for the day.

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

The following Senators voted No: (None.)

Yeas: 23 - Nays: 0

Adopted, bill ordered to Third Reading.

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, that all bills and resolutions ordered to Third Reading be, by this resolution, read a third time, all titles be the same as adopted, and that they be passed at the present time. Adopted. Adjournment from the Early Session.

LATE SESSION

Third Reading and Final Passage

SB 1-FN-A, increasing the research and development tax credit against the business profits tax.

SB 2, relative to the calculation of the local tax cap.

SB 13, relative to hearings in the department of safety.

SB 17, establishing a commission to study palliative care and associated quality of life initiatives.

SB 18, conferring degree-granting authority to the American University of Madaba.

SB 34, relative to the appointment of bail commissioners.

SB 39-FN-A, relative to funding of capital projects of the division of ports and harbors, Pease development authority.

SB 40-FN-L, relative to distribution of education funds for fiscal year 2013.

LIST OF RULE 2-15'S FOR THE DAY
ANNOUNCEMENTS

(The Chair recognized Sen. Soucy.)

SENATOR SOUCY: Mister President, I rise today to pay tribute to one of our former colleagues, that being John A. King from Manchester. John passed away on January 5th.

For those who don't know him, he was a very wonderful person in many respects. But, he grew up in Manchester; he was one of seven children. He served in the Navy during World War II with all three of his brothers. Upon his return, he went to college and became a teacher and devoted most of his life to education, serving as both a teacher and a principal in Manchester and Hooksett, and then spent 20 years as the Director of Probation here in our state. He served one term in the House following his retirement, but then served in the Senate—in this wonderful Senate—for four terms: one of his greatest accomplishments and one of the things that he loved the most. He always had a smile; he was always true to his word, and he absolutely loved politics and loved helping people.

One of his greatest legislative accomplishments was working on the distribution of the rooms and meals tax. When the rooms and meals tax was originally proposed it was thought that 40 percent of that revenue would return to cities and towns; that number had dwindled to a much smaller percentage. John spent many years of his legislative career to ensure that that percentage would increase so that funds would go back to our communities. He was very, very proud of that legislation.

I think his most lasting legacy, though, will be his wonderful family. John was the father of five amazing daughters. And he had an unfortunate tragedy that occurred: His wife died during childbirth with their sixth child. And, as a single person, although he had a great deal of family support and offers of others to help care for his children, John insisted on keeping his daughters together and keeping his family united. And his five amazing daughters have now had, collectively, nine grandchildren and two great-grandchildren.

John was truly a treasure and a remarkable person and the Senator from District 18, and I'm very humbled to be following in his footsteps and look to him as an example of how everyone should participate in this process and in this body. I thank you, Mister President.

(The Chair recognized Sen. Gilmour.)

SENATOR GILMOUR: Thank you, Mister President. I rise to ask the body to acknowledge the life and contributions of a lifelong New Hampshire and Hollis citizen, Elwin "Stub" Hardy. Stub died at home in Hollis at the age of 92 last week.

Stub has impacted each of us who has eaten a New Hampshire grown apple, a piece of New Hampshire corn, or a New Hampshire squash on our Thanksgiving table.

Born on the Hollis Farm in 1920, Stub became the fourth generation to work this New Hampshire farmland, now known as Brookdale Farm, first tilled well before the Civil War. Stub was a lifelong farmer who won awards for his agricultural knowledge, and was recognized in 2008 by the U.S. Department of Agriculture as one of the nation's longest-serving members. He influenced New Hampshire farming as a member of the New Hampshire Fruit Growers and the New Hampshire Farm Bureau. And many in this body may not know that in 2000, New Hampshire was recognized for progressive farming, cutting-edge growing technology, and exceptional land stewardship ideals. Then-President Bill Clinton bestowed this recognition on the state, and Stub was our representative to go to Washington to receive the award.

So, New Hampshire has lost a man of the land, and Hollis has lost an icon: one of the town's longtime leaders, and often known as one of our storytellers and true New Hampshire characters. But the family and his three sons and grandchildren will assure that the apples, the corn, and the squash continue, and we are grateful. Thank you.

(The Chair recognized Sen. D'Allesandro.)

SENATOR D'ALLESANDRO: Thank you, Mister President. Mister President, I rise to talk to my colleagues about a dear friend of mine who passed away: former United States Senator Warren Rudman. Warren passed away at the age of 83.

As an Executive Councilor, Warren was our Attorney General—my Attorney General. As President of Daniel Webster College, Warren was Chairman of the Board of Trustees. I worked closely with Warren for a number of years.

Warren was a great public servant, who proved that cooperation can happen. We can cooperate and make things better for America; the Gramm-Rudman-Hollings Bill is an example of that. Warren was a true conservative, but he was a true individual who cared for the country and who cared for the whole.

My life was changed by Warren Rudman. Warren Rudman appointed me President of Daniel Webster College. I went from a teacher and a basketball coach to the President of a small college in New Hampshire. That decision by Senator Rudman—then Attorney General Rudman—changed my course of life and allowed me to participate as I'm participating here today in the public venue. Both Warren and Walter Peterson had enormous effects on my life. But, more than that, they had an enormous effect on the people of the State of New Hampshire, and in Warren's case, on the people of the United States of America.

Warren was a true public servant; Warren loved New Hampshire. Warren gave his all for America, and we should all appreciate that. And to think that Warren came from the ground up: He became legal counsel to Walter Peterson, then became Attorney General, then a United States Senator—a distinguished United States Senator: a true record that we all can be proud of.

So, with the passing of Warren and the passing of Walter, we've lost two icons in New Hampshire history. But we should all strive to follow their example: to cooperate, to make things better, and to give, because in reality, it's much better to be a giver than a receiver. Thank you, Mister President.

Without objection all Rule 2-17's shall be entered into the permanent *Journal of the Senate*. Adopted.

MOTION TO RECESS TO CALL OF THE CHAIR

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