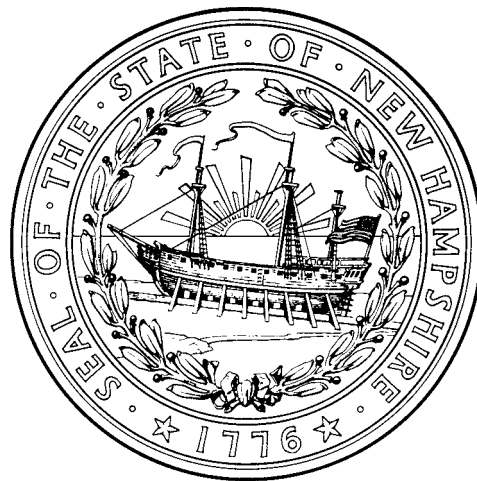


June 4, 2014
Nos. 14-15

STATE OF NEW HAMPSHIRE

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



**Second Year of the 163rd Session of the
New Hampshire General Court**

Legislative Proceedings

SENATE JOURNAL

**ADJOURNMENT – MAY 22, 2014 SESSION
COMMENCEMENT – JUNE 4, 2014 SESSION**

SENATE JOURNAL 14 *(continued)*

May 22, 2014

COMMITTEE OF CONFERENCE CONFEREES NAMED

SB 220-FN, relative to the regulation of electricians by the electricians' board.

The President appointed Senators Carson, Forrester, D'Allesandro.

SB 222, restructuring the department of administrative services, division of plant and property management and establishing the position of deputy commissioner in the department of information technology.

The President appointed Senators Reagan, Cataldo, Watters.

SB 235, relative to the patients' trust fund and relative to a 10-bed psychiatric crisis unit.

The President appointed Senators Boutin, Stiles, Kelly.

SB 268, relative to funding for certain energy efficiency programs.

The President appointed Senators Odell, Bradley, Fuller Clark.

SB 271, relative to retention of voter affidavits and identity verification.

The President appointed Senators Boutin, Forrester, Pierce.

SB 307, establishing a committee to review Citizens United amendments to the United States Constitution.

The President appointed Senators Prescott, Bradley, Fuller Clark.

SB 321, relative to motorist service signs.

The President appointed Senators Rausch, Bradley, Gilmour.

SB 355, relative to access to social media by educational institutions.

The President appointed Senators Boutin, Reagan, Kelly.

SB 369-FN-A, relative to the Medicaid enhancement tax.

The President appointed Senators Odell, Forrester, D'Allesandro.

SB 389, relative to the enforcement of motor vehicle laws by officers of the fish and game department.

The President appointed Senators Carson, Boutin, Woodburn.

SB 405-FN, requiring the registration of radon mitigation system installers with the board of home inspectors.

The President appointed Senators Reagan, Cataldo, Woodburn.

COMMITTEE OF CONFERENCE CONFEREES NAMED

HB 256-FN, relative to establishing a voluntary hike safe card for fish and game search and rescue operations, relative to deputy fish and game conservation officers, extending a commission on sustainability of the fish and game department, and establishing a committee to study funding of the fish and game search and rescue fund.

The President appointed Senators Reagan, Boutin, Soucy.

HB 312, restricting the collection of biometric data by state agencies, municipalities, and political subdivisions.

The President appointed Senators Carson, Cataldo, Soucy.

HB 421, relative to regulation of real estate brokerage and sales by the real estate commission.

The President appointed Senators Reagan, Boutin, Soucy.

HB 422, relative to the adoption, revision, and amendment of municipal charters.

The President appointed Senators Boutin, Stiles, Pierce.

HB 496-FN, relative to driving privileges for certain first-time DWI offenders.

The President appointed Senators Bradley, Boutin, Soucy.

HB 498, permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays.

The President appointed Senators Carson, Boutin, Lasky.

HB 532, relative to energy efficiency and clean energy districts.

The President appointed Senators Bradley, Odell, Fuller Clark.

HB 582, relative to early offers for medical injury claims.

The President appointed Senators Boutin, Bradley, Lasky.

HB 591, relative to an abusive work environment and the health and safety of public employees.

The President appointed Senators Carson, Boutin, Soucy.

HB 658-FN, relative to registration for medical technicians.

The President appointed Senators Reagan, Boutin, Soucy.

HB 685, relative to state agency communications.

The President appointed Senators Carson, Reagan, Watters.

HB 1128, establishing a committee to study issues related to students receiving special education services while attending a chartered public school.

The President appointed Senators Reagan, Stiles, Kelly.

HB 1129, requiring the development of an energy efficiency implementation plan.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1135, relative to penalties for driving without a license.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1167, relative to exemptions from boiler inspection requirements.

The President appointed Senators Reagan, Lasky, Watters.

HB 1182, relative to membership of the state transparency website oversight committee.

The President appointed Senators Cataldo, Soucy, Watters.

HB 1188, relative to paycheck equity.

The President appointed Senators Sanborn, Cataldo, Larsen.

HB 1203, repealing provisions relative to the sale of the former Laconia state school property.

The President appointed Senators Forrester, Bragdon, Hosmer.

HB 1210, correcting certain references to divisions of the department of revenue administration.

The President appointed Senators Carson, Bradley, Soucy.

HB 1227, making changes to parole and parole board procedures.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1282-FN, relative to prepaid contracts for home heating fuel.

The President appointed Senators Sanborn, Cataldo, Pierce.

HB 1331, relative to the membership and reporting date of the interbranch criminal and juvenile justice council.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1343, relative to guardian ad litem fees.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1350, relative to prior public hearings for acceptance of unanticipated funds.

The President appointed Senators Boutin, Stiles, Watters.

HB 1359-FN, establishing a committee to study the feasibility of placing medal decals on special number plates for veterans.

The President appointed Senators Boutin, Carson, Gilmour.

HB 1368, relative to consideration of criminal records for occupational and professional licensing.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1372, making an appropriation for the pediatric sexual assault nurse examiner training program.

The President appointed Senators Odell, Forrester, Gilmour.

HB 1376, establishing a committee to study pipeline safety and development in the state of New Hampshire.

The President appointed Senators Bradley, Prescott, Woodburn.

HB 1383, relative to municipal monitoring of large groundwater withdrawals.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1400, establishing the New Hampshire "First-in-the-Nation" presidential primary centennial anniversary commission.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1407, relative to privacy in the workplace.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1409, expanding the law against discrimination to prohibit housing discrimination against recipients of rental assistance and victims of domestic violence, sexual assault, or stalking.

The President appointed Senators Carson, Boutin, Lasky.

HB 1410, including household and domesticated animals under the domestic violence protection statute.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1415-FN, establishing a robotics education fund in the department of education.

The President appointed Senators Sanborn, Bradley, Larsen

HB 1434, relative to surrogate health care decision making by a family member or friend.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1465-FN, authorizing one-day permits for transportation of trailers for disposal or destruction.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1488, establishing the New Hampshire program on educational support for military children.

The President appointed Senators Sanborn, Stiles, Gilmour.

HB 1494, relative to administration of the New Hampshire retirement system and authority of the board of trustees.

The President appointed Senators Carson, Reagan, Soucy.

HB 1499-FN, increasing the maximum weekly benefit amount of unemployment benefits; amending the definitions of "full-time" and "part-time" work; and establishing a commission study the effect on the unemployment compensation trust fund of the contribution rate reduction trigger levels in RSA 282-A:82 and RSA 282-A:82-a and the elimination of some or all of the waiting periods required to be served pursuant to RSA 282-A:31, I(h).

The President appointed Senators Forrester, Odell, D'Allesandro.

HB 1534, establishing a commission to study fiscal disparities between public school districts.

The President appointed Senators Stiles, Reagan, Kelly.

HB 1602, relative to the divestiture of PSNH assets.

The President appointed Senators Bradley, Forrester, Fuller Clark.

HB 1615, relative to emergency prescriptions.

The President appointed Senators Sanborn, Cataldo, Hosmer.

HB 1630, relative to gaming in New Hampshire.

The President appointed Senators Reagan, Boutin, Soucy.

HB 1634-FN, relative to the salaries of certain unclassified positions.

The President appointed Senators Forrester, Odell, Larsen.

HB 1635-FN-A, relative to community mental health programs and making appropriations therefor.

The President appointed Senators Forrester, Odell, Larsen.

HB 2014, relative to the state 10-year transportation improvement program.

The President appointed Senators Reagan, Boutin, Soucy.

HOUSE MESSAGE

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

SB 220-FN, relative to the regulation of electricians by the electricians' board.

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

REPRESENTATIVES: Goley, Schuett, Beaudoin, Lovejoy

SB 222, restructuring the department of administrative services, division of plant and property management and establishing the position of deputy commissioner in the department of information technology.

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

REPRESENTATIVES: Schuett, Weber, Byron, Leishman

SB 235, relative to the patients' trust fund and relative to a 10-bed psychiatric crisis unit.

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

REPRESENTATIVES: J. MacKay, Rosenwald, Heath, B. Nelson

SB 268, relative to funding for certain energy efficiency programs.

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

REPRESENTATIVES: Borden, Raymond, Devine, Shepardson

SB 271, relative to retention of voter affidavits and identity verification.

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

REPRESENTATIVES: G. Richardson, Cote, Knowles, Hoelzel

SB 307, establishing a committee to review Citizens United amendments to the United States Constitution.

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

REPRESENTATIVES: Theberge, Massimilla, Carey, Priestley

SB 321, relative to motorist service signs.

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

REPRESENTATIVES: Cloutier, Ebel, Ratzki, Waterhouse

SB 355, relative to access to social media by educational institutions.

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

REPRESENTATIVES: Grassie, Boehm, K. Roger, Gorman

SB 369-FN-A, relative to the Medicaid enhancement tax.

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

REPRESENTATIVES: Wallner, Rosenwald, Almy, Hess

SB 389, relative to the enforcement of motor vehicle laws by officers of the fish and game department.

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

REPRESENTATIVES: RM Rogers, Manley, Kidder, Duarte

SB 405-FN, requiring the registration of radon mitigation system installers with the board of home inspectors.

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

REPRESENTATIVES: Weber, Goley, R. Ober, Lovejoy

CONFeree CHANGES

SB 307, establishing a committee to review Citizens United amendments to the United States Constitution.

Conferee Change: Sen. Carson replaced Sen. Prescott.

Conferee Change: Sen. Rausch replaced Sen. Carson.

SB 369-FN-A, relative to the Medicaid enhancement tax.

Conferee Change: Sen. Larsen replaced Sen. Forrester.

HB 422, relative to the adoption, revision, and amendment of municipal charters.

Conferee Change: Sen. Rausch replaced Sen. Pierce.

Conferee Change: Sen. Pierce replaced Sen. Rausch.

Conferee Change: Sen. Rausch replaced Sen. Pierce.

HB 1210, correcting certain references to divisions of the department of revenue administration.

Conferee Change: Sen. Lasky replaced Sen. Soucy.

HB 1359-FN, establishing a committee to study the feasibility of placing medal decals on special number plates for veterans.

Conferee Change: Sen. Watters replaced Sen. Gilmour.

HB 1532, relative to notification of radon and arsenic levels.

Conferee Change: Sen. Cataldo replaced Sen. Prescott.

May 21, 2014

2014-1888-EBA

03/10

Enrolled Bill Amendment to SB 207-FN

The Committee on Enrolled Bills to which was referred SB 207-FN

AN ACT relative to paycheck equity.

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 207-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 207-FN

Amend the bill by replacing section 7 with the following:

7 Notification, Posting, and Records. Amend RSA 275:49, V-VI to read as follows:

V. Keep posted in a place accessible to his or her employees an abstract of this subdivision furnished by the commissioner which shall include information about the criteria for classifying an employee as an employee or as an independent contractor; ~~and~~

VI. Make such records of the persons employed by him or her, including wage and hour records, preserve such records for such periods of time, and make such reports therefrom to the commissioner, as the commissioner shall prescribe by regulation as necessary or appropriate for the enforcement of the provisions of this subdivision[-]; **and**

VII. Keep posted in a place accessible to his or her employees the following: "It is illegal in New Hampshire under both state and federal law to pay employees different wages for the same work based solely on sex. If you think that your employer has violated this provision, please contact the New Hampshire Department of Labor." This notice shall also include the address, phone number, and email address of department personnel to be contacted with complaints under this subdivision, as well as an Internet link to RSA 275:37.

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

May 20, 2014
2014-1885-EBA
04/09

Enrolled Bill Amendment to SB 230

The Committee on Enrolled Bills to which was referred SB 230

AN ACT relative to the definition of utility terrain vehicles.

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 230

This enrolled bill amendment contingently renumbers a new paragraph to avoid a conflict with HB 1104-FN of the 2014 regular legislative session.

Enrolled Bill Amendment to SB 230

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 Contingency. If HB 1104-FN of the 2014 regular legislative session becomes law, then RSA 215-A:1, XXIII as inserted by section 2 of this act shall be renumbered as RSA 215-A:1, XXIV.

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

May 21, 2014
2014-1890-EBA
08/09

Enrolled Bill Amendment to SB 259-FN-A

The Committee on Enrolled Bills to which was referred SB 259-FN-A

AN ACT establishing a palliative care center for health care consumers and providers and continually appropriating a special fund.

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 259-FN-A

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 259-FN-A

Amend RSA 126-Y:3, III as inserted by section 1 of the bill by replacing line 1 with the following:

III. Accept gifts, grants, donations, bequests, or other moneys from any public or private

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

May 27, 2014
2014-1928-EBA
06/04

Enrolled Bill Amendment to SB 289

The Committee on Enrolled Bills to which was referred SB 289

AN ACT relative to revising the uniform trust act.

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 289

This enrolled bill amendment makes grammatical and technical corrections and corrects 2 references.

Enrolled Bill Amendment to SB 289

Amend RSA 564-B:1-111A(b) as inserted by section 11 of the bill by replacing lines 3 and 4 with the following:
an interested person from commencing a judicial proceeding under this subsection or penalize an interested person for commencing a judicial proceeding under this subsection, those terms of the

Amend RSA 564-B:4-406 (d)(3)(E) as inserted by section 15 of the bill by replacing line 1 with the following:

(E) if the trust is wholly or partially a charitable trust, the director of

Amend RSA 564-B:4-406 (d)(5) as inserted by section 15 of the bill by replacing line 2 with the following:
notice be given to other persons.

Amend RSA 564-B:4-418(i) as inserted by section 16 of the bill by replacing line 3 with the following:
those public benefits is dependent on the nature and scope of his or her rights, powers, and

Amend RSA 564-B:4-418(p) as inserted by section 16 of the bill by replacing line 1 with the following:

(p) A trustee may exercise the power to decant, without court approval, the consent of the

Amend RSA 564-B:4-419(e) as inserted by section 17 of the bill by replacing line 3 with the following:
benefits is dependent on the nature and scope of his or her rights, powers, and interests in the

Amend RSA 564-B:5-508(d) as inserted by section 21 of the bill by replacing lines 6 and 7 with the following:
the notice. The trustee and a claimant may agree to toll the limitation period under this subsection.

Amend RSA 564-B:8-816(b)(2) inserted by section 25 of the bill by replacing line 3 with the following:

Revenue Code or a charitable remainder unitrust within the meaning of section 664(d)(2) of

Amend RSA 564-D:2, I(d) inserted by section 35 of the bill by replacing line 2 with the following:
564-B:1-103(17).

Amend 564-B:10-1003(a) inserted by section 41 of the bill by replacing lines 1 and 2 with the following:

(a) A trustee, ***trust advisor, or trust protector*** is accountable to an affected beneficiary for any profit made by [the] ***that*** trustee, ***trust advisor, or trust protector*** arising

Amend 564-B:10-1003(b) inserted by section 41 of the bill by replacing line 1 with the following:

(b) Absent a breach of trust, a trustee, ***trust advisor, or trust protector*** is not liable

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

May 23, 2014
2014-1907-EBA
03/09

Enrolled Bill Amendment to HB 654-FN

The Committee on Enrolled Bills to which was referred HB 654-FN

AN ACT relative to licensure and renewal fees.

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 654-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 654-FN

Amend RSA 330-C:8, I as inserted by section 4 of the bill by replacing lines 1-5 with the following:

I. The board shall charge [~~fees for the application, issuance, renewal,~~] ***licensed alcohol and drug counselors, licensed clinical supervisors, and certified recovery support workers a \$110 fee for the issuance of an initial license or certificate, and \$110 for the renewal of a license or certificate under this chapter. The fee for a master licensed alcohol and drug counselor shall be \$300 and the renewal fee shall be \$300. All licenses and renewals***

Amend the bill by replacing section 10 with the following:

10 Dietitians; License Fee Established. Amend RSA 326-H:12, III-IV to read as follows:

III. Have successfully passed the examination administered by the Commission on Dietetic Registration; [~~and~~]

IV. Maintain continuing professional education requirements as determined by the board; ***and***

V. Pay the \$110 license fee.

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

May 22, 2014
2014-1900-EBA
04/01

Enrolled Bill Amendment to HB 1142-FN-A

The Committee on Enrolled Bills to which was referred HB 1142-FN-A

AN ACT relative to the road toll for alternative fuels.

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 1142-FN-A

This enrolled bill amendment renumbers an RSA section to avoid a conflict with a provision in SB 367-FN-A of the 2014 regular legislative session.

Enrolled Bill Amendment to HB 1142-FN-A

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

3 New Section; Levy of Road Toll on Alternative Fuels. Amend RSA 260 by inserting after section 32-b the following new section:

260:32-c Levy of Road Toll on Alternative Fuels. There is hereby imposed a road toll on

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

May 23, 2014
2014-1904-EBA
05/03

Enrolled Bill Amendment to HB 1157

The Committee on Enrolled Bills to which was referred HB 1157

AN ACT relative to establishment of fees by certain regulatory boards.

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 1157

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1157

Amend section 13 of the bill by replacing line 1 with the following:

13 Electricians; Fees. Amend RSA 319-C:6-b to read as follows:

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

May 21, 2014
2014-1889-EBA
08/09

Enrolled Bill Amendment to HB 1624-FN

The Committee on Enrolled Bills to which was referred HB 1624-FN

AN ACT modernizing the juvenile justice system to ensure rehabilitation of juveniles and preservation of juvenile 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 HB 1624-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 1624-FN

Amend RSA 169-B:20, I as inserted by section 19 of the bill by replacing line 1 with the following:

I. As used in this section, unless the context otherwise indicates, the following

Amend section 27 of the bill by replacing line 10 with the following:

committee, the senate health, education and human services committee, and the senate

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

REPORT OF COMMITTEE ON ENROLLED BILLS

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

HB 153, establishing a committee to study the growth and sale of industrial hemp in New Hampshire.

HB 234, relative to occupational and professional boards and commissions procedures concerning military service and occupational experience or training.

HB 319, relative to benefits for state employees serving in the armed forces.

HB 426, relative to payment of costs and fees in guardianship cases.

HB 1146, establishing a committee to study the feasibility of funding a kindergarten to college/career ready program and a universal college savings account.

HB 1250, relative to security at state-owned park-and-ride facilities.

HB 1444, recognizing the month of April as Genocide Awareness Month.

HB 1489, establishing a committee to study the establishment of a fund to reimburse costs associated with firefighters who have cancer.

HB 1559, establishing a New Hampshire state house bicentennial commission and fund.

SB 205, relative to the use of metal detection devices at supervised visitation centers and establishing a commission to study supervised visitation centers.

SB 206, relative to proof of identity by voters.

SB 266, relative to membership on the exotic aquatic weeds and species committee.

SB 303, relative to bad faith assertions of patent infringement.

SB 310, authorizing tenant brewing.

SB 324, relative to the assessment of public utilities and other entities to fund the expenses of the public utilities commission.

SB 348, establishing a commission to study sexual abuse prevention education in elementary and secondary schools.

SB 375, establishing a committee to study the creation of a flood mitigation fund for private and municipal property owners.

SB 388, establishing a committee to study the current status of land conservation in New Hampshire and the state's role in encouraging voluntary protection of land in the future.

SB 409, making an appropriation to the department of safety for disaster assistance grants.

SB 417, relative to information provided to electric utility customers.

Senator 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(s):

HB 572, establishing a commission to study public-private partnerships to fund medical care for abused and neglected children.

HB 1110, relative to the penalty for sales chasing by certified assessors.

HB 1138, relative to homestead food producers selling food products at farm stands, farmers' markets, or at the homestead residence where they are produced.

HB 1177, relative to the anti-rebating law.

HB 1198, relative to the procedure for filing a child in need of services (CHINS) petition and relative to the definition of sexual abuse under the child protection act.

HB 1229, relative to the oil discharge and gasoline ether cleanup fund.

HB 1238, relative to access to assessment materials.

HB 1312, establishing a committee to study offshore wind energy and the development of other ocean power technology.

HB 1317, relative to driver education.

HB 1329, prohibiting the use of facial recognition technology in connection with driver's license photographs.

HB 1549, relative to assessment of renewable generation facility property subject to a voluntary payment in lieu of taxes agreement.

HB 1636, relative to eligibility guidelines for participation in the reduced fee companion animal population control program.

SB 91, relative to drug use not approved by the Food and Drug Administration.

SB 193, establishing a commission to study pathways to oral health care in New Hampshire.

SB 204, relative to a benefit for certain medical conditions covered by workers' compensation and establishing a commission to study soft tissue injuries under workers' compensation and to study the feasibility of developing a first responder's critical injury fund.

SB 292, relative to signatures required for applications for certain insurance.

SB 306, establishing a commission to study New Hampshire mortgage foreclosure law, new federal regulations, and fair foreclosure practices.

SB 340, requiring the insurance department to hold public information sessions and provide a comment period before approval of products to be sold on the health exchange.

SB 350, relative to the transfer of adequacy aid estimates from the department of education to the department of revenue administration.

SB 353, recodifying RSA 168-B, relative to surrogacy.

SB 371, requiring the establishment of a senior citizens bill of rights.

SB 373, relative to procedure and jurisdiction of the superior court.

SB 387, relative to exemptions from the land sales full disclosure act and relative to local land use citations.

SB 414, relative to Medicaid-funded services provided as a part of a child's individualize education program.

SB 419, establishing a medical malpractice panel and insurance oversight committee.

Senator 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(s):

HB 649, relative to earned time credits for certain prisoners participating in educational and rehabilitative programming.

SB 239, relative to the statewide emergency notification system.

SB 421, establishing a committee to study the law requiring all exceptions to prescription drug benefits under the managed care law to be approved within 48 hours.

Senator 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(s):

HB 292, relative to registration fees for commercial, private, and pleasure vessels.

HB 608, relative to the sale of certain uninspected poultry and rabbits to licensed restaurants.

HB 1115, excluding condominium assessments from homestead rights.

HB 1186, relative to rulemaking authority of certain occupational boards concerning examinations.

HB 1321, relative to reporting of Armed Services Vocational Aptitude Battery scores.

HB 1442, relative to mental health courts.

HB 1487, relative to the uniform fine schedule for the division of forests and lands.

HB 1624, modernizing the juvenile justice system to ensure rehabilitation of juveniles and preservation of juvenile rights.

HB 1632, relative to child support orders for children with disabilities.

SB 229, relative to the use and disclosure of protected health information.

SB 236, relative to delivery of the final budget and recommendation of the municipal budget committee to the governing body and ratifying the approval of a bond by the town of Windham, requiring separate warrant articles for contingency funds, relative to the amendment of the operating budget warrant article in an official ballot referendum jurisdiction, and relative to the deadline for certain citizen petitions proposing bonds.

SB 242, relative to coverall bingo games.

SB 262, revising the form for "summons instead of arrest" and prohibiting prejudgment attachments in small claims actions.

SB 305, (New Title) relative to licensure of motor vehicle dealers dealer registrations, and vehicle inspections.

SB 317, relative to trafficking in persons.

SB 319, relative to access to reproductive health care facilities.

SB 372, relative to a state infrastructure bank.

SB 392, establishing a commission on rural affairs.

SB 400, relative to the penalty for violations of the taking of American eels.

Senator Kelly 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(s):

HB 533, relative to the mathematics requirement for high school graduation.

HB 565, relative to the authority of the bank commissioner to investigate certain unfair or deceptive acts or practices.

HB 624, waiving the residency requirement for in-state tuition rates for veterans attending institutions in the university system of New Hampshire and the community college system of New Hampshire and relative to funding for New Hampshire hospital psychiatric crisis beds.

HB 650, relative to instituting a bus service between Claremont, New Hampshire and Lebanon, New Hampshire.

HB 657, requiring state agencies to submit efficiency expenditure requests as part of the biennial budget process.

HB 1168, relative to employer documentation of worker eligibility to work in the United States.

HB 1183, relative to display of antique motor vehicle plates.

HB 1196, relative to applications for abatements and authority to abate prior years' property taxes.

HB 1258, relative to fill and dredge permitting applications.

HB 1283, relative to revival of a charter by a voluntary corporation or association.

HB 1353, relative to recovery under uninsured motorist coverage.

HB 1371, relative to grading and improving subdivision streets.

HB 1478, relative to oversight of child day care agencies.

HB 1540, relative to least cost integrated resource plans filed by an electric utility.

HB 1579, relative to penalties for violations of trapping laws and relative to education requirements for issuance of a trapping license.

HB 1590, relative to the valuation of the Granite Reliable Power project in Coos county.

SB 221, relative to private postsecondary career schools and relative to the authority of the board of barbering, cosmetology, and esthetics.

SB 233, relative to property tax exemption for the Southwestern New Hampshire District Fire Mutual Aid system.

SB 240, relative to authorizing temporary registrations of off-highway recreational vehicles for nonresidents.

SB 267, extending the effective date for integrated land development permits.

SB 337, relative to the recovery of submerged vehicles by the department of environmental services.

SB 368, increasing the maximum fine for lead remediation.

SB 390, prohibiting discrimination against employees who are victims of domestic violence and establishing a committee to study the protection of employees from domestic violence.

Senator Kelly moved adoption of the Report of Committee on Enrolled Bills. Adopted.

Out of Recess. Call the Senate to Order.

MOTION TO ADJOURN FROM LATE SESSION

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

Adopted. Adjournment from the Late Session.

SENATE JOURNAL 15

June 4, 2014

The Senate reconvened at 10:00 a.m., a quorum being present.

Reverend Kate Atkinson, chaplain to the Senate, offered the following meditative thoughts and prayer:

Good morning. Last week, you may know, that a swastika was painted on the parking lot on the building that houses the Lantos Foundation for Human Rights, here in Concord. And you may also know that the Foundation was established in honor of Tom Lantos, who was the only Holocaust survivor ever to serve in Congress. And shortly before he died in 2008, Tom said, "It is only in the United States that a penniless survivor of the Holocaust and a fighter in the anti-Nazi underground could have received an education, raised a family, and had the privilege of serving the last three decades of his life as a member of Congress. I will never be able to express fully my profoundly felt gratitude to this great country."

It's heartbreaking to think that a citizen of the country that Tom loved, would commit such an act of violent hatred, but the outcome is the opposite of hatred, as has been the case with other incidents of vandalism. There's been an outpouring of care and support from the Concord community. There's been a re-commitment to love our neighbors, to seek a deeper understanding of one another, to put an end to prejudice and intolerance, and to celebrate the rich diversity of our community.

Let us pray.

God of love, violence and hatred are a reality of life in this world, a daily assault on our peace and well-being. And yet so often we are reminded that good is stronger than evil, as some of the most hate-filled acts result in healing, affirming outpourings of love. May we all be a part of that response bringing strength and unity to our community and our world.
Amen.

Sen. Larsen led the Pledge of Allegiance.

INTRODUCTION OF GUESTS

President Morse introduced Pelham Elementary School, visiting in the balcony today.

(The Chair recognized Sen. Rausch)

SENATOR RAUSCH: Thank you, Mister President. I'm very please to, on perhaps the very last day that I will be in a Senate session, to welcome my wife, Lorinda, who will spend the day here with us. So, Lorinda... Thank you.

PRESIDENT MORSE: Welcome, Lorinda. Just be careful - if Sen. D'Allesandro speaks, he tends to flair his arms around.

Well, as you know, Norma Love, of the Associated Press, will be retiring at the end of this month, and today marks the final Senate session of a long and distinguished career covering New Hampshire politics. On behalf of the Senate, I'd like to present a Resolution to Norma Love recognizing her more than 34 years of contributions to journalism and the political process, and wishing her a long and happy retirement.

Whereas, Norma Love has served the people of New Hampshire with credibility, honesty, and journalistic excellence for 31 years as a State House reporter for the Associated Press. Now, therefore, be it resolved that the New Hampshire Senate recognizes and congratulates Norma Love on her more than 34 years of contributions to journalism and the political process, and wishes her a long and happy retirement. And I can tell you, once again, the Senate voted 24-0 to sign this, and Tammy, the Clerk, attested it. So, congratulations.

NORMA LOVE: I think what I'd like to say is thank you for trusting me. It's been along haul for all of us - we go through dark times and bright times, but I've tried to respect you, and I think you've tried to respect me in the jobs we both have to do to make government better. I really appreciate - last day - I really appreciate it. Thank you.

PRESIDENT MORSE: Well, those 4th graders that asked what the toughest thing I ever did in the Senate was, will probably be today, because it's going to continue.

Additionally, three members of the body have announced their plans to retire by the end of the session. From the Chair I would like to take a few minutes of personal privilege to recognize each one of them.

PRESIDENT MORSE: As the owner of Salem Animal Hospital, Jim Rausch worked tirelessly to keep the four-legged family members of Southern New Hampshire happy and healthy for more than 20 years. As one of the region's most respected employers, Jim worked to lead in leadership roles with a number of professional and community boards including the Veterinary Medical Association, the Board of Veterinary Medicine, the Alexander Eastman Foundation, the Salem Community Benefit Foundation, and the Salem Cooperative Bank, as well as a seat in the State Legislature. As a 5-term member of the House, Jim became the go-to source on transportation, taxes, infrastructure, and public works issues, as a member of the Public Works and Highways Committee and the Long Range Capital Planning Committee, while also holding positions in the House of leadership.

Most recently, during his 4 years as a Senate "Resident Veterinarian," Jim brought a unique perspective to our work on a wide range of issues. Always finding a way to relate his encyclopedia, professional knowledge to issue ranging from wolf hybrids, to genetically engineered foods, to tax policy and economic development - it just keeps coming up, Jim, it's not a road toll.

As an elected leader Jim has always been committed to solving problems and improving life for his constituents. He succeeded in both instances by working across the aisles and focusing on the gritty details of important policy. As a result, he was able to win support for long-term solutions on items like education funding and infrastructure, both of which will continue to have a positive impact on our state long after Jim's time in the legislature. As many of you know, Jim and his wife, Lorinda, are expecting their first grandchild this fall.

On behalf of the Senate, I extend our congratulations and sincere thanks for your service, and wish you a long, and enjoyable retirement with your growing family. Congratulations, Senator Rausch.

This is a gift from all of you. I did speak with Senator Larsen about a month ago, and while both parties don't want to tip their hats, the three gentlemen that are leaving us today did tip their hats, and said this body wanted to make sure they honored these three gentlemen. Congratulations, Jim.

SENATOR RAUSCH: Thank you.

PRESIDENT MORSE: As the 127th President of the New Hampshire Senate, Peter Bragdon used his experience in the legislature, local government, and business to lead this body out of some of the most difficult economic times the State has experienced in more than 20 years. Under his leadership the Senate worked to enact two carefully balanced budgets, including closing an \$800 million deficit without any new taxes or fees. This body passed long overdue retirement reform to protect our pension system, taxpayers, and employees. And we moved forward with a number of measures that have helped to grow our economy, and reduce our unemployment rate to well below the national average.

Outside the Senate, Peter has played an active role in his community as a business leader, educator, and board member. As the President of Archive Technology, Peter assisted companies in complying with federal and environmental and safety regulations. And he led the company to become one of the 500 fastest growing companies in America. Senator Bragdon would go on to teach advanced high school mathematics for several years - I should've been in that class - and became a member of the Milford School Board where he was elected Chairman a dozen times during his lengthy tenure on the Board. During his time on the Board, Peter was instrumental in enacting policies that led to improved test scores, and he took a leading role in updating the school district's infrastructure to better serve students and teachers in the community. From his work in the community to his service in the Senate, Peter's goal has been to bring people together to solve problems facing his constituents and the state.

Peter, on behalf of the Senate, I extend my sincere thanks for your service to this institution and to the State of New Hampshire and, quite honestly, I thank you generously for what you've done to help me. I wish you continued success. Congratulations.

You know, to those 4th graders, I've got to tell you, this last one, probably, as close as I am to the other two gentlemen, probably tips the hat, because about two months ago I tried to deliver a speech in Atkinson and Senator Odell left on me congratulating him for everything he's done in the country. So, Bob Odell has played an active role in this state and in national politics for more than 50 years. Throughout his career, Bob has served on the Republican National Finance Committee, and served as an advisor to numerous republican presidential candidates. In business, Bob has earned international recognition for his innovative and diverse fund raising, marketing, and economic development campaigns developed through the firm he founded, Odell, Simms & Lynch - no wonder you like Governor Lynch so much.

Over the last 14 years the New Hampshire legislature has been the beneficiary of Senator Odell's many years of diverse experience. As the longest serving republican senator, Bob has served as Chairman of the Ways and Means Committee for 12 years; the only senator to serve as a committee chairman from his first term. In this role, Senator Odell has used his relationships to repeatedly draft state revenue estimates that have proven to be precise and reliable guides for our state budget. Throughout his time in the Senate, Bob has also provided leadership as Chair of the Senate Energy and Natural Resources Committee; as a member of the Finance Committee, where he has worked to balance our state budget, strengthen our economy, and preserve our environmental and priceless natural resources. During his time in the legislature, Bob has earned a reputation as a diligent and dedicated representative of his district. His ability to work across the aisles has made him an effective representative of a diverse population he has served. And in return, those residents have repeatedly elected him to this body, opting by overwhelming margins.

It's been an honor to serve with you, Senator Odell. On behalf of the State Senate, I wish you a long, happy, and healthy retirement with your friends and family on the golf course. Congratulations.

Any other retirements, Senator Larsen?

COMMITTEE OF CONFERENCE REPORTS

CONSENT CALENDAR

Sen. Bradley moved that the Senate adopt the Committee of Conference Reports that are on the Consent list before you today.

May 23, 2014
2014-1924-CofC
10/05

Committee of Conference Report on HB 256-FN, an act relative to establishing a voluntary hike safe card for fish and game search and rescue operations, relative to deputy fish and game conservation officers, extending a commission on sustainability of the fish and game department, and establishing a committee to study funding of the fish and game search and rescue fund.

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 256-FN, an act relative to establishing a voluntary hike safe card for fish and game search and rescue operations, relative to deputy fish and game conservation officers, extending a commission on sustainability of the fish and game department, and establishing a committee to study funding of the fish and game search and rescue fund.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Shurtleff, Merr. 11
Rep. Wallner, Merr. 10
Rep. G. Chandler, Carr. 1

May 23, 2014
2014-1914-CoifC
10/08

Committee of Conference Report on HB 421, an act relative to the regulation of real estate brokerage and sales by the real estate commission.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 421, an act relative to the regulation of real estate brokerage and sales by the real estate commission.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Shurtleff, Merr. 11
Rep. Wallner, Merr. 10
Rep. G. Chandler, Carr. 1
Rep. Nordgren, Graf. 12

May 23, 2014
2014-1922-CofC
01/09

Committee of Conference Report on HB 658-FN, an act relative to registration for medical technicians.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 658-FN , an act relative to registration for medical technicians.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Shurtleff, Merr. 11
Rep. Wallner, Merr. 10
Rep. G. Chandler, Carr. 1
Rep. Nordgren, Graf. 12

May 23, 2014
2014-1915-CofC
08/04

Committee of Conference Report on HB 1129, an act requiring the development of an energy efficiency implementation plan.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1129, an act requiring the development of an energy efficiency implementation plan.

Conferees on the Part of the Senate

Sen. Reagan, Dist. 17

Sen. Boutin, Dist. 16

Sen. Soucy, Dist. 18

Conferees on the Part of the House

Rep. Shurtleff, Merr. 11

Rep. Wallner, Merr. 10

Rep. G. Chandler, Carr. 1

Rep. Nordgren, Graf. 12

May 27, 2014

2014-1938-CofC

03/04

Committee of Conference Report on HB 1135-FN, an act relative to penalties for driving without a license.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1135-FN, an act relative to penalties for driving without a license.

Conferees on the Part of the Senate

Sen. Reagan, Dist. 17

Sen. Boutin, Dist. 16

Sen. Soucy, Dist. 18

Conferees on the Part of the House

Rep. Shurtleff, Merr. 11

Rep. Wallner, Merr. 10

Rep. G. Chandler, Carr. 1

Rep. Nordgren, Graf. 12

May 23, 2014

2014-1919-CofC

04/03

Committee of Conference Report on HB 1227, an act making changes to parole and parole board procedures.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1227, an act making changes to parole and parole board procedures.

Conferees on the Part of the Senate

Sen. Reagan, Dist. 17

Sen. Boutin, Dist. 16

Sen. Soucy, Dist. 18

Conferees on the Part of the House

Rep. Shurtleff, Merr. 11

Rep. Wallner, Merr. 10

Rep. G. Chandler, Carr. 1

Rep. Nordgren, Graf. 12

May 23, 2014

2014-1923-CofC

04/05

Committee of Conference Report on HB 1331, an act relative to the membership and reporting date of the interbranch criminal and juvenile justice council.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1331, an act relative to the membership and reporting date of the interbranch criminal and juvenile justice council.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

May 23, 2014
 2014-1911-CofC
 05/04

Committee of Conference Report on HB 1343, an act relative to guardian ad litem fees.

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 1343, an act relative to guardian ad litem fees.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

May 23, 2014
 2014-1927-CofC
 06/09

Committee of Conference Report on HB 1368, an act relative to consideration of criminal records for occupational and professional licensing.

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 1368, an act relative to consideration of criminal records for occupational and professional licensing.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

May 23, 2014
 2014-1925-CofC
 06/09

Committee of Conference Report on HB 1383, an act relative to municipal monitoring of large groundwater withdrawals.

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 1383, an act relative to municipal monitoring of large groundwater withdrawals.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Shurtleff, Merr. 11
Rep. Wallner, Merr. 10
Rep. G. Chandler, Carr. 1
Rep. Nordgren, Graf. 12

May 23, 2014
2014-1921-CofC
01/04

Committee of Conference Report on HB 1400, an act establishing the New Hampshire “First-in-the-Nation” presidential primary centennial anniversary commission.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1400, an act establishing the New Hampshire “First-in-the-Nation” presidential primary centennial anniversary commission.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Shurtleff, Merr. 11
Rep. Wallner, Merr. 10
Rep. G. Chandler, Carr. 1
Rep. Nordgren, Graf. 12

May 23, 2014
2014-1916-CofC
06/09

Committee of Conference Report on HB 1407, an act relative to privacy in the workplace.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1407, an act relative to privacy in the workplace.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Shurtleff, Merr. 11
Rep. Wallner, Merr. 10
Rep. G. Chandler, Carr. 1
Rep. Nordgren, Graf. 12

May 23, 2014
2014-1913-CofC
05/04

Committee of Conference Report on HB 1410, an act including household and domesticated animals under the domestic violence protection statute.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1410, an act including household and domesticated animals under the domestic violence protection statute.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

May 23, 2014
 2014-1918-CofC
 01/10

Committee of Conference Report on HB 1434, an act relative to surrogate health care decision making by a family member or friend.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1434, an act relative to surrogate health care decision making by a family member or friend.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

May 27, 2014
 2014-1937-CofC
 03/04

Committee of Conference Report on HB 1465-FN, an act authorizing one-day permits for transportation of trailers for disposal or destruction.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1465-FN, an act authorizing one-day permits for transportation of trailers for disposal or destruction.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

May 23, 2014
 2014-1926-CofC
 06/09

Committee of Conference Report on HB 1630-FN-A, an act relative to gaming in New Hampshire.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1630-FN-A , an act relative to gaming in New Hampshire.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

May 23, 2014
 2014-1917-CofC
 06/09

Committee of Conference Report on HB 2014, an act relative to the state 10-year transportation improvement 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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 2014, an act relative to the state 10-year transportation improvement program.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Shurtleff, Merr. 11
 Rep. Wallner, Merr. 10
 Rep. G. Chandler, Carr. 1
 Rep. Nordgren, Graf. 12

The question is on the adoption of the Consent Calendar. Adopted.

COMMITTEE OF CONFERENCE REPORTS

Without objection, the clerk shall read the first recommendation and thereafter only the title of each bill shall be read.

May 27, 2014
 2014-1954-CofC
 05/10

Committee of Conference Report on HB 312, an act restricting the collection of biometric data by state agencies, municipalities, and political subdivisions.

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 312, an act restricting the collection of biometric data by state agencies, municipalities, and political subdivisions.

Conferees on the Part of the Senate
 Sen. Carson, Dist. 14
 Sen. Cataldo, Dist. 6
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Weber, Ches. 1
 Rep. Schuett, Merr. 20
 Rep. Goley, Hills. 8
 Rep. Hatch, Coos 6

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

May 27, 2014
 2014-1933-CofC
 05/04

Committee of Conference Report on HB 343-FN, an act establishing a commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire.

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 RSA 322:14, IV as inserted by section 1 of the bill by replacing it with the following:

IV. Members of the commission shall elect a chairperson from among the 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. Five members of the commission shall constitute a quorum.

Amend the bill by replacing all after section 1 with the following:

2 New Section; Pawnbrokers; Commission to Study Regulatory Requirements for Pawnbrokers and Secondhand Dealers in New Hampshire. Amend RSA 399-A by inserting after section 19 the following new section:

399-A:20 Commission to Study Regulatory Requirements for Pawnbrokers and Secondhand Dealers in New Hampshire.

I. There is established a commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire, the purpose of which shall be to review state and local regulation of pawnbrokers and secondhand dealers to determine whether current statutes and ordinances should be revised for consistency and to better reflect current business practices and/or law enforcement concerns.

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

- (a) One member of the senate, appointed by the senate president.
- (b) Three members of the house of representatives, appointed by the speaker of the house of representatives.
- (c) One representative of law enforcement from a municipality in which a pawnshop and secondhand shop are located, appointed by the senate president.
- (d) A representative of the New Hampshire Association of Chiefs of Police, appointed by the association.
- (e) A county attorney with experience in property crimes, appointed by the governor.
- (f) One representative of the pawnbroker industry, appointed by the senate president.
- (g) One representative of the secondhand dealer industry, appointed by the speaker of the house of representatives.
- (h) One representative of the coin dealer industry who transacts business with the general public, appointed by the senate president.
- (i) One representative of the antique dealer industry, who transacts business with the general public, appointed by the speaker of the house of representatives.

III. The commission shall:

- (a) Study current laws and ordinances regulating pawnbrokers and secondhand dealers in New Hampshire.
- (b) Study issues surrounding recordkeeping, reporting, and retention periods, including privacy and constitutional questions.
- (c) Study the changes in recovery rates in municipalities that have mandated recordkeeping, reporting, and retention periods, and determine what caused the change and whether the amount of change justified the increase in regulation.
- (d) Consider the impact changes to state law would have on the industry, including any ethical concerns.
- (e) Study issues related to jurisdiction and law enforcement inspections.
- (f) Identify the type of items and transactions that should be regulated and those that should be excluded from regulation, including whether a minimum dollar value is appropriate.

(g) Recommend statutory changes to reflect current business practices and address identified enforcement issues.

(h) Solicit such information and testimony from individuals, agencies, and entities as may assist the commission in the performance of its duties.

IV. Members of the commission shall serve without compensation, except that legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

V. Members of the commission shall elect a chairperson from among the 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 president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2014.

3 Repeal. The following are repealed:

I. RSA 322:14, relative to the commission to study the current community-based system of commodities reporting by junk or scrap metal dealers in New Hampshire.

II. RSA 399-A:20, relative to the commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire.

4 Effective Date.

I. Section 3 of this act shall take effect December 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 HB 343-FN, an act establishing a commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Cataldo, Dist. 6
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. K. Williams, Hills. 4
Rep. Butler, Carr. 7
Rep. Hammond, Hills. 24
Rep. Jones, Straf. 24

2014-1933-CofC

AMENDED ANALYSIS

This bill establishes a commission to study the current community-based system of commodities reporting by junk or scrap metal dealers in New Hampshire. The bill also establishes a commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire.

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

May 29, 2014
2014-1998-CofC
06/09

Committee of Conference Report on HB 422, an act relative to the adoption, revision, and amendment of municipal charters.

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 Municipal Charters; Definitions. Amend RSA 49-B:2, IV, to read as follows:

IV. In this chapter:

(a) [“Amendment” means the enactment or repeal of a single section or subsection of a charter pertaining to any one subject matter, and any related section the meaning or operation of which is changed as a result of the enactment or repeal.

(b)] “Elected body” means the mayor and board of aldermen, mayor and council, and city council in a city adopting a charter under RSA 49-C and a town council or representative town meeting in a town adopting a charter under RSA 49-D.

[(c)](b) “Governing body” means the board of selectmen, the board of aldermen, or the council in a city or in a town with a town council.

[(d)](c) “Legislative body” means a town meeting, representative town meeting, city or town council, mayor and council, and mayor and board of aldermen.

[(e)](d) “Municipality” means a city or a town.

[(f)](e) “Municipal officers” means the mayor and board of aldermen, mayor and council, and city council in a city, and board of selectmen and town council in a town.

[(g)](f) “Municipal year” means the fiscal year of the municipality.

[(h)](g) “Operating budget” means total appropriations, as determined by the department of revenue administration, exclusive of county and school taxes; principal and interest payments on bonds and notes; and amounts in satisfaction of court judgments.

[(i) “Revision” means multiple changes in the basic form of government proposed by several enactments or repeals.

[(j)] (h) “Revocation” means the repeal of an entire charter such that the resultant form of government is the form in existence immediately prior to the adoption of the charter being repealed.

2 Procedures for Submitting Question of Establishing Charter Commission to Voters. RSA 49-B:3 through RSA 49-B:6 are repealed and reenacted to read as follows:

Adoption of Municipal Charter

49-B:3 Procedures for Submitting Question of Establishing Charter Commission to Voters.

I. In any municipality not operating under a charter governed by RSA 49-C or 49-D, the municipal officers may determine that adoption of a municipal charter is necessary and, by order, submit the question of establishment of a charter commission to the voters as provided in this section; or

II. On the written petition of 25 or more registered voters or 2 percent of the registered voters in the municipality, whichever is less, but in no event fewer than 10 registered voters, the municipal officers shall, by order, submit the question of establishment of a charter commission to the voters as provided in this section. The petition shall read substantially as follows: “Each of the undersigned voters requests the municipal officers to submit to the voters, at the next municipal election, the question of establishment of a charter commission to draft a municipal charter.” The petition shall be submitted to the municipal officers by the date indicated below:

(a) For a town with its annual meeting in March, on or before December 15 of the preceding year.

(b) For a town with its annual meeting in April, on or before January 15 of the same year.

(c) For a town with its annual meeting in May, on or before February 15 of the same year.

(d) For any other municipality, at least 90 days before the regular municipal election on which the question is proposed to be submitted. In the case of a municipality with biennial elections, if the petition is submitted during a year in which there are no municipal elections, a special election shall be held at least 90 days after submission.

III. Upon receipt of a petition under paragraph II, the municipal officers shall by order submit the question for establishment of a charter commission to the voters at the next regular municipal election. In the case of an order adopted under paragraph I, the municipal officers shall by order submit the question of establishment of the commission to the voters at the next regular municipal election that is held not less than

60 days after the date of the order. In the case of municipalities with biennial elections, the question shall be submitted at either the next regular municipal election or at a special municipal election that is held not less than 60 days after the date of the order.

IV. The question to be submitted to the voters shall be in substance as follows:

“Shall a charter commission be established for the purpose of establishing a municipal charter?”

V. Notwithstanding any other provision of this chapter, for the purposes of establishing a charter commission to amend or adopt a charter relative to official ballot town council under RSA 49-D:3, I-a, official ballot town meeting under RSA 49-D:3, II-a, budgetary official ballot village district meeting under RSA 52:2-a, or budgetary official ballot school district meeting under RSA 197:5-b only, the question of whether to establish a charter commission and the election of charter commission members shall be placed on the same ballot. No other issues shall be addressed by a charter commission established under this paragraph. The question on the establishment of a charter commission to be submitted to the voters shall be in substance as follows:

“Shall a charter commission be established for the sole purpose of establishing official ballot voting under the current form of government?”

49-B:4 Charter Commission; Membership; Procedure; Preliminary Report.

I. The charter commission shall consist of 9 members, all of whom shall be registered voters of the municipality and elected as hereinafter provided.

(a) Within 5 days after the deadline for requesting a recount of a vote confirming the establishment of a charter commission, or within 5 days after the recount if a recount is requested, the municipal officers shall meet to order a special election to be held on a Tuesday not less than 35 days or more than 60 days after such meeting for the purpose of electing charter commission members provided, however, that in a municipality with biennial elections, the special election shall be held on a Tuesday not less than 25 days or more than 133 days after such meeting. For purposes of this subparagraph, the provisions of RSA 40:4-c relative to recounts shall apply, except that a recount must be requested no later than the first Friday following the vote.

(b) Members shall be elected in the same manner as the municipal officers except that they shall be elected at large and without party designation. The names of the candidates shall be arranged on the ballot in an order determined by lot, publicly selected by the city or town clerk. Declarations of candidacy for the commission shall be filed as provided in RSA 669:19, except that the filing period shall begin on the fourth Wednesday before the election and end on the Friday of the following week.

II. Within 5 days after the deadline under RSA 669:30 for requesting a recount, the municipal clerk shall notify those elected to the charter commission of the date, time, and place of the organizational meeting of the charter commission. However, if a recount is requested, such notice shall be given within 5 days after the last recount is completed. The date, time, and place of the organizational meeting shall be fixed by the clerk. The date shall be at least 7 days and not more than 14 days after the date of the notice. The charter commission shall organize by electing from its members a chairperson, a vice chairperson and a secretary and shall file notice thereof with the municipal clerk. Vacancies occurring on the commission shall be filled by vote of the commission from the voters of the municipality. Members shall serve without compensation but shall be reimbursed from the commission's account for expenses lawfully incurred by them in the performance of their duties.

III. The charter commission may adopt rules and regulations governing the conduct of its meetings and proceedings and may employ such legal, research, clerical, or other employees and consultants as are deemed necessary within the limits of its budget.

IV.(a) A municipality shall provide its charter commission, free of charge, with suitable office space and with reasonable access to facilities for holding public hearings, may contribute clerical and other assistance to such commission, and shall permit it to consult with and obtain advice and information from municipal officers, officials, and employees during ordinary business hours. The municipal officers shall credit to the charter commission's account a sum of at least \$100. A municipality may appropriate additional funds to the charter commission account. Such funds may be raised by taxation, borrowed, or transferred from surplus.

(b) In addition to funds made available by a municipality, the charter commission account may receive funds from any other source, public or private, provided, that no contribution of more than \$50 shall be accepted from any source other than the municipality unless the name and address of the person or agency making the contribution and the amount of the contribution are disclosed in writing filed with the clerk.

Within 30 days after submission of its final report the charter commission shall file with the clerk a complete account of all its receipts and expenditures for public inspection. Any balance remaining in its account shall be credited to the municipality's surplus account.

V. Before issuing its preliminary report, the charter commission shall hold at least 2 public hearings, scheduled at its discretion. At least one of such hearings shall be for the purpose of receiving information, views, comments, and other pertinent material relative to its functions and at least one shall be for the purpose of explaining, in general terms, its proposed preliminary report and receiving comments on its proposal. The commission may, but is not required to, provide a draft of its preliminary report at the latter hearing. Notice of each such hearing shall be posted in at least 2 public places in the municipality and published in a newspaper of general circulation in the municipality at least 7 days before the date of the meeting.

VI.(a) The charter commission shall file with the municipal clerk a preliminary report including the text of the charter which the commission intends shall be submitted to the voters and any explanatory information the commission deems desirable, and shall provide sufficient copies of the preliminary report to the municipal clerk to permit its distribution to each voter requesting it. The commission shall also file the preliminary report with the secretary of state, the attorney general, and the commissioner of the department of revenue administration as provided in RSA 49-B:4-a, I.

(b) The preliminary report shall include a written opinion by an attorney admitted to the bar of this state that the proposed charter is not in conflict with the constitution or the general laws. The filing of the preliminary report shall be accomplished by the date indicated below:

(1) If the charter commission was elected in a town with its annual meeting in March, on or before October 15 of the same year.

(2) If the charter commission was elected in a town with its annual meeting in April, on or before November 15 of the same year.

(3) If the charter commission was elected in a town with its annual meeting in May, on or before December 15 of the same year.

(4) If the charter commission was elected at a biennial municipal election in November, on or before June 15 of the following year.

(5) If the charter commission was elected at a special election, or at any election in a municipality not described in subparagraph (b)(1), (2), (3), or (4), within 170 days after its election.

(c) Upon receipt of the preliminary report, the municipal clerk shall, except as provided in paragraph VII, file a certified copy with the appropriate state officials as provided in RSA 49-B:4-a.

VII. The commission may recommend, in either its preliminary or its final report, that no new charter be adopted. If the commission makes such a recommendation in its preliminary report, the preliminary report shall be deemed a final report and shall not be submitted to the state officials for review under RSA 49-B:4-a. If the commission makes such a recommendation in either the preliminary or final report, no charter question shall be placed on the municipal ballot, and the commission shall take no further action except to wind up its affairs within 60 days after the submission of its report.

49-B:4-a Review and Approval by State Departments.

I. The chairman of the charter commission, if any, and otherwise the municipal clerk shall file a report, which shall include the name and address of the clerk and the chairman of the charter commission, with the secretary of state, the attorney general, and the commissioner of the department of revenue administration as follows:

(a) The chairman of the charter commission shall file a copy of the preliminary report relative to any new municipal charter or charter revision at the same time the preliminary report is filed with the municipal clerk pursuant to RSA 49-B:4, VI;

(b) Within 10 days after the filing of the report relative to any charter amendment, if initiated by the municipal officers, the municipal clerk shall file a certified copy of the report.

(c) Promptly after the filing of the petitioners' affidavit relative to a charter amendment, the municipal clerk shall file a certified report consisting of a copy of said affidavit.

(d) Within 14 days of receipt of such report, the secretary of state, the attorney general, and the commissioner of the department of revenue administration shall notify in writing the municipal clerk and the chairman of

the charter commission, if any, of his or her receipt. Within 45 days after the receipt of the report the secretary of state, attorney general, and commissioner of the department of revenue administration shall review the proposed charter, charter revision, or charter amendment to insure that it is consistent with the general laws of this state, and shall give notice to the municipal clerk approving or disapproving the proposed charter.

II. If the secretary of state, the attorney general, or the commissioner of the department of revenue administration does not approve, the proposed charter question shall not be placed on the municipal ballot unless the objections to the proposed charter are resolved as provided in this section. If the proposed charter amendment was initiated by a petition, official petition forms shall not be provided. The secretary of state, attorney general, and commissioner of the department of revenue administration shall specify their objections in writing to the municipal clerk, and to the petitioners' committee if relative to a charter amendment initiated by such petitioners' committee, within the period of time allowed for review and shall offer recommendations for changes in language which would correct any inconsistencies they may find in the proposed charter to be voted upon. Failure to specify objections to a proposed charter within 45 days shall constitute approval by the secretary of state, attorney general, or the commissioner of the department of revenue administration.

III. Upon receiving notice of such objections, the charter commission may make such changes as appear necessary and resubmit the proposed charter within 30 days to the official or officials who raised the objections. Such officials shall thereafter make reasonable efforts to review the changes and provide notice of approval or disapproval to the municipal clerk in time to enable the charter commission to file its final report by the deadline stated in RSA 49-B:4-b.

IV. The governing body of the municipality may seek judicial review of a decision of the secretary of state, attorney general, or the commissioner of the department of revenue administration by appeal in superior court, pursuant to RSA 49-B:10, IV.

49-B:4-b Final Report.

I. Upon approval from the secretary of state, attorney general, and commissioner of the department of revenue administration under RSA 49-B:4-a, the charter commission shall submit to the municipal officers its final report, which shall include the full text and explanation of the proposed new charter, such comments as the commission deems desirable, an indication of the major differences between the current form of government and the proposed charter, and a written opinion by an attorney admitted to the bar of this state that the proposed charter is not in conflict with the constitution or the general laws. Minority reports, if filed, shall not exceed 1,000 words. The submission of the final report and minority reports, if any, shall be accomplished by the date indicated below:

(a) If the charter commission was elected in a town with its annual meeting in March, on or before January 15 of the following year.

(b) If the charter commission was elected in a town with its annual meeting in April, on or before February 15 of the following year.

(c) If the charter commission was elected in a town with its annual meeting in May, on or before March 15 of the following year.

(d) If the charter commission was elected at a biennial municipal election, on or before September 15 of the following year.

(e) If the charter commission was elected in a municipality not described in subparagraph (a), (b), (c), or (d), within 245 days after its election..

II. Upon the submission of the final report, the municipal officers shall order the proposed new charter to be submitted to the voters at the next municipal election after the filing of the final report, unless the final report recommends that no charter be adopted, as provided in RSA 49-B:4, VII. In the case of municipalities with biennial elections, the charter shall be submitted to the voters at the next regular municipal election or at a special municipal election so long as such election is held at least 45 days after the filing of the final report. If the next regular election is less than 45 days after the filing of the report, the charter shall be submitted at the following regular election.

III. Except as provided in RSA 49-B:4-c, the charter commission shall continue in existence for 60 days after submission of its final report to the municipal officers, or until the date of the election at which the charter is voted upon, whichever is later, for the purpose of winding up its affairs.

49-B:4-c Continuation of Charter Commission.

I. If the charter commission is unable to obtain approval pursuant to RSA 49-B:4-a in time to submit its final report by the date established in RSA 49-B:4-b, or otherwise does not complete its preliminary or final report in accordance with the schedule established in this subdivision, it shall continue in existence for another year. Subject to paragraph II, if the commission's existence continues, any requirements of RSA 49-B:4, V and VI, RSA 49-B:4-a, and RSA 49-B:4-b that have not previously been satisfied shall apply as if the commission had been elected in the second year.

II. A charter commission shall not be extended beyond a second year of existence.

Revision of Municipal Charter

49-B:4-d Definition of Revision. For purposes of this chapter, a "revision" to a municipal charter shall mean any change to an existing charter that results in a change in the municipality's form of government to any of the following forms:

- I. Traditional town meeting.
- II. Official ballot town meeting.
- III. Town council.
- IV. Official ballot town council.
- V. Budgetary town meeting.
- VI. Representative town meeting.
- VII. City under mayor-alderman plan.
- VIII. City under council-manager plan.
- IX. Any other form hereafter expressly authorized by statute.

49-B:4-e Procedure for Revising Charter.

I. The municipal officers may determine that a revision of the municipal charter is necessary and, by order, submit the question of establishment of a commission to revise the charter to the voters, in the same manner as provided for the establishment of a charter commission under RSA 49-B:3; or

II. On the written petition of a number of voters equal to 20 percent of the number of ballots cast in the municipality at the last regular municipal election, but in no event fewer than 10 registered voters, the municipal officers shall, by order, submit the question of establishment of a commission to revise the charter to the voters as provided in this section. The petition shall read substantially as follows: "Each of the undersigned voters requests the municipal officers to submit to the voters, at the next municipal election, the question of establishment of a charter commission to draft a revision to the municipal charter." The petition shall be submitted on or before the date indicated for a petition under RSA 49-B:3, II.

III. The establishment of a commission to revise the charter, the membership of the commission, and the procedures of the commission shall in all respects be the same as for a commission to draft a new charter under RSA 49-B:3, RSA 49-B:4, RSA 49-B:4-a, and RSA 49-B:4-b, including all dates and time periods thereunder, except that the following question shall be substituted for the question specified in RSA 49-B:3, IV:

"Shall a charter commission be established for the purpose of revising or amending the municipal charter?"

IV. If a commission that has been elected to revise the charter determines that one or more amendments to the charter are required, it may propose such amendments.

V. A commission to revise the charter shall not be continued under RSA 49-B:4-c.

Amendment of Municipal Charter

49-B:4-f Definition of Amendment. For purposes of this chapter, an "amendment" to a municipal charter shall mean any change to an existing charter that does not constitute a revision under RSA 49-B:4-d.

49-B:5 Charter Amendments, Procedure.

I. The municipal officers may determine that one or more amendments to the municipal charter are necessary and, by order, provide for notice and hearing on them in the same manner as provided in RSA 49-

B:5, V(a). Within 7 days after receiving approval from the secretary of state, the attorney general, and the commissioner of the department of revenue administration under RSA 49-B:4-a, the municipal officers may order the proposed amendment to be placed on a ballot at the next regular municipal election. In the case of municipalities with biennial elections, the municipal officers may order amendments to be placed on the ballot at either the next regular municipal election or the next state biennial election, whichever occurs earlier, that occurs not less than 60 days after the order.

(a) Each amendment shall be limited to a single subject, but more than one section of the charter may be amended as long as it is germane to that subject.

(b) Alternative statements of a single amendment are prohibited.

II. On the written petition of a number of voters equal to at least 20 percent of the number of ballots cast in a municipality at the last regular municipal election, but in no case fewer than 10 voters, the municipal officers shall, by order, provide that proposed amendments to the municipal charter be placed on a ballot in accordance with the procedures set out below:

(a) Each amendment shall be limited to a single subject but more than one section of the charter may be amended as long as it is germane to that subject.

(b) Alternative statements of a single amendment are prohibited.

II-a. The following procedure shall be used in the alternative method set out in paragraph II:

(a) Any 5 voters of the municipality may file with the municipal clerk an affidavit stating that they shall constitute a petitioners' committee. Such affidavit shall be signed by the members of such committee and an additional 20 voters of the municipality and shall include:

(1) The language of each proposed amendment.

(2) The names and addresses of the committee members.

(3) The address to which all notices to the committee are to be sent.

(b) The petitioners' committee, or voters of the municipality designated by the committee, may circulate the petition and file it in proper form.

(c) Promptly after the affidavit is filed by the petitioners' committee, the clerk shall file a certified copy of the affidavit, including the proposed amendment, for review of the proposed amendment in accordance with RSA 49-B:4-a. Promptly after receiving approval of the proposed amendment from the state officials under RSA 49-B:4-a, the clerk shall issue petition blanks to the committee.

III.(a) The petition forms shall read substantially as follows: "Each of the undersigned voters respectfully requests the municipal officers to provide for the amendment(s) of the municipal charter as set out below." If more than one subject is included in a petition, each subject shall be addressed in a separate amendment. Each signature affixed to a petition shall be in ink or other indelible instrument and shall be followed by the place of domicile of the voter with street and number, if any. No petition shall contain any party or political designation.

(b) The clerk shall note the date of each petition form issued and all petitions, unless sooner filed, shall become null and void for every purpose on the 120th day after the date of issue.

(c) Each petition form shall have printed on its back an affidavit to be executed by the circulator, stating that he personally circulated the paper, the number of signatures thereon, that all the signatures were affixed in his presence, that he believes them to be genuine signatures of the persons whose names they purport to be, that each signer has signed no more than one petition, and that each signer had an opportunity before signing to read the petition.

(d) Petition forms shall be assembled as one instrument and filed at one time with the clerk. The clerk shall note thereon the date of filing.

IV. Within 20 days after the petition is filed, the clerk shall complete a certificate as to its sufficiency, specifying, if it is insufficient, the particulars wherein it is defective, shall promptly send a copy of the certificate to the petitioners' committee by mail, and shall file a copy with the municipal officers.

(a) A petition certified insufficient for lack of the required number of valid signatures may be amended once if the petitioners' committee files a notice of intention to amend it with the clerk within 2 days after

receiving the copy of his certificate. Within 10 days after the date of filing of the notice of intention, the committee may file a supplementary petition to correct the deficiencies in the original petition. Such supplementary petition shall in form and content comply with the requirements for an original petition under paragraph III.

(b) Within 5 days after the filing of a supplementary petition the clerk shall complete and file a certificate as to its sufficiency in the manner provided for in an original petition.

(c) When an original or supplementary petition has been certified insufficient, the committee may, within 2 days after receiving the copy of the clerk's certificate, file a request with the municipal officers for review. The municipal officers shall inspect the petitions and shall make due certificate thereof, copies of which shall be filed with the municipal clerk and mailed to the committee. The certificate of the municipal officers shall be a final determination of the sufficiency of the petitions.

(d) Any petitions finally determined to be insufficient shall be void. Such petitions shall be stamped void by the clerk and shall be sealed and retained by the clerk in the manner required for secret ballots.

V.(a) Within 10 days of receipt of a report that a petition is sufficient, the municipal officers shall by order provide for a public hearing on the proposed amendment. The notice of the hearing shall be published in a newspaper having general circulation in the municipality at least 7 days prior to the hearing, and shall contain the text of the proposed amendment and a brief explanation. The hearing shall be conducted by the municipal officers or a committee appointed by them; provided that in the case of an amendment submitted by voter petition, the hearing shall be conducted by the municipal officers. If, as a result of the public hearing, substantive changes are made to the proposed amendment, a second hearing shall be held. Notice of the hearing and the conduct thereof shall be as provided in this section.

(b) Within 7 days after the last public hearing, the municipal officers or the committee appointed by them shall file with the municipal clerk a report containing the final draft of the proposed amendment and a written opinion by an attorney admitted to the bar of this state that the proposed amendment is not in conflict with the general laws or the constitution. In the case of a committee report, a copy shall be filed with the municipal officers. Upon such filing, the provisions of RSA 49-B:4-a shall apply in the same manner as for a charter adoption; provided, however, that the municipal officers or the appointed committee shall be substituted for the charter commission for purposes of RSA 49-B:4-a, III.

(c) Within 7 days after the approval by the secretary of state, the attorney general and the commissioner of the department of revenue administration, or within 7 days after the last public hearing in the case of an amendment submitted by voter petition, the municipal officers shall order the proposed amendment to be placed on the ballot at the next regular municipal election. In the case of municipalities with biennial elections, the municipal officers shall order the amendments to be placed on the ballot at either the next regular municipal election or at a special municipal election that occurs not less than 60 days after the date of the order.

General Provisions Applicable to Charter Actions

49-B:6 Submission to Voters. The method of voting at municipal elections when a question relating to a charter revision, a charter adoption, or a charter amendment is involved shall be in the manner prescribed for municipal elections. In a town, the question shall appear on the ballot before any other questions except the election of officers. In a city, the question shall appear in the order determined by the city clerk.

I. In the case of a charter revision or a charter adoption the question to be submitted to the voters shall include a summary prepared by the charter commission which explains both the current form of government used by the municipality and the changes in that form of government which will occur if the charter revision or charter is approved by the voters. The question to be submitted to the voters shall be in substance as follows:

"Shall the municipality approve the (charter revision) (charter) recommended by the charter commission?"

II.(a) Subject to subparagraph (b), in the case of one or more charter amendments, each amendment shall be voted upon separately and the question to be submitted to the voters on each amendment shall be in substance as follows:

"Shall the municipality approve the charter amendment reprinted (summarized) below?" Each such question shall be followed by the text or a summary of the amendment.

(b) Alternatively, at the discretion of the charter commission, 2 or more amendments may be listed and voted upon together. In such case, the question shall be in substance as follows:

"Shall the municipality approve the charter amendments reprinted (summarized) below?" The question shall be followed by the text or summary of each of the amendments that are being voted upon together.

III.(a) In the case of a charter revision or charter adoption, at least 2 weeks prior to the date of the election the municipal officers shall cause the final report of the charter commission to be printed, shall make copies available to the voters in the clerk's office, and shall post the report in the same manner that proposed ordinances are posted.

(b) In the case of one or more charter amendments, at least 2 weeks prior to the date of the election, the municipal officers shall cause the proposed amendment and any summary thereof to be printed, shall make copies available to the voters in the clerk's office, and shall post the amendment and any summary thereof in the same manner that proposed ordinances are posted.

IV. If at least three-fifths of the ballots cast on any question under paragraph I favor acceptance, the new charter or the charter revision shall become effective as provided in subparagraph (a). If a majority of the ballots cast on any question under paragraph II favor acceptance, the charter amendment shall become effective as provided in subparagraph (b).

(a) Charter revisions, new charters, or repeals of charters adopted by the voters shall become effective immediately for the purpose of conducting necessary elections; otherwise charter revisions, new charters, and repeals of charters shall become effective on the first day of the next succeeding municipal year or as specified in any transition provisions of the charter.

(b) Charter amendments adopted by the voters shall become effective on the first day of the next succeeding municipal year or on a date determined by the municipal officers, whichever occurs first.

3 Authorizing Large Bonds. Amend RSA 33:8-a, II to read as follows:

II. All articles appearing in the warrant which propose a bond or note issue exceeding \$100,000 shall appear in consecutive numerical order and shall be acted upon prior to other business except the election of officers, ***action on the adoption, revision, or amendment of a municipal charter***, and zoning matters or as otherwise determined by the voters at the meeting. Polls shall remain open and ballots shall be accepted by the moderator on each such article, for a period of not less than one hour following the completion of discussion on each respective article. A separate ballot box shall be provided for each bond article to be voted upon pursuant to this section.

4 Reference Change. Amend RSA 49-B:10, V to read as follows:

IV. Any municipality aggrieved by the decision of the secretary of state, ***the attorney general, or the commissioner of the department of revenue administration*** under RSA [49-B:5-a] ***49-B:4-a*** may seek review by way of appeal in superior court to determine the lawfulness of the [secretary's] decision. The clerk shall schedule a hearing on any such appeal within 10 days of the filing of such petition.

5 Applicability. The amendments to RSA 49-B made by sections 1, 2 and 4 of this act shall only apply to the process for adopting, revising, or amending a municipal charter and shall not otherwise affect the substance of any municipal charter. Processes for adopting, revising, or amending a municipal charter that have commenced prior to the effective date of this act, either by order of the municipal officers or by the submission of a petition, shall be governed by the provisions of RSA 49-B:2, IV and RSA 49-B:3 through RSA 49-B:6 as in effect prior to the effective date of this act and shall continue to apply until the conclusion of that process.

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

The signatures below attest to the authenticity of this Report on HB 422, an act relative to the adoption, revision, and amendment of municipal charters.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Stiles, Dist. 24
Sen. Rausch, Dist. 19

Conferees on the Part of the House
Rep. Porter, Hills. 1
Rep. Muns, Rock. 21
Rep. Hooper, Straf. 16
Rep. Verschueren, Straf. 13

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

May 27, 2014
2014-1941-CofC
03/01

Committee of Conference Report on HB 466-FN, an act relative to determining qualifications of voters.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 466-FN, an act relative to determining qualifications of voters.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Forrester, Dist. 2
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. G. Richardson, Merr. 10
Rep. Perry, Straf. 3
Rep. Till, Rock. 6
Rep. Jasper, Hills. 37

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

May 27, 2014
2014-1940-CofC
01/09

Committee of Conference Report on HB 489-FN, an act relative to the New Hampshire medical malpractice joint underwriting association.

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 inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 New Hampshire Medical Malpractice Joint Underwriting Association (NHMMJUA); Funds. Amend RSA 404-C:14, V to read as follows:

V. Funds that cannot be distributed to a policyholder in the court proceedings referenced in this section due to the inability to locate the policyholder after reasonable efforts, shall revert to the NHMMJUA. Undistributed funds that revert to the NHMMJUA as provided in this section shall be used to provide grants in aid to health care providers servicing medically underserved populations [to assist in the NHMMJUA coverage].

The signatures below attest to the authenticity of this Report on HB 489-FN, an act relative to the New Hampshire medical malpractice joint underwriting association.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Reagan, Dist. 17
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Butler, Carr. 7
Rep. Harding, Graf. 13
Rep. Schlachman, Rock. 18
Rep. Hunt, Ches. 11

2014-1940-CofC

AMENDED ANALYSIS

This bill establishes a commission to study issues relative to the New Hampshire medical malpractice joint underwriting association (NHMMJUA).

This bill also clarifies the procedure to be followed for certain funds held by the NHMMJUA.

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

May 27, 2014
2014-1953-CofC
03/10

Committee of Conference Report on HB 496-FN, an act relative to driving privileges for certain first-time DWI offenders.

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 263:57-b, III as inserted by section 3 of the bill by replacing it with the following:

III. A license restored under this section shall not be effective until the person's license has been suspended or revoked, either pursuant to criminal penalty or administrative suspension, for at least 45 days and shall expire on the date specified by the court.

The signatures below attest to the authenticity of this Report on HB 496-FN, an act relative to driving privileges for certain first-time DWI offenders.

Conferees on the Part of the Senate

Sen. Bradley, Dist. 3

Sen. Boutin, Dist. 16

Sen. Soucy, Dist. 18

Conferees on the Part of the House

Rep. Cushing, Rock. 21

Rep. Shurtleff, Merr. 11

Rep. Fields, Belk. 4

Rep. Harriott-Gathright, Hills. 36

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

Sen. Hosmer is in opposition to the adoption of the Committee of Conference Report on HB 496-FN.

May 29, 2014

2014-1986-CofC

04/10

Committee of Conference Report on HB 498, an act permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays.

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 title of the bill by replacing it with the following:

AN ACT permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays, relative to preferences for veterans and disabled veterans in public employment, and repealing the prospective repeal of the commission to study the effects of service-connected post-traumatic stress disorder and traumatic brain injury.

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

1 New Paragraph; Unauthorized Use of Firearms and Firecrackers; Exception. Amend RSA 644:13 by inserting after paragraph II the following new paragraph:

III. Paragraph I shall not apply to the firing or discharge of a cannon, gun, pistol, or other firearm within the compact part of a town or city for the following events, provided that the person responsible for organizing the event notifies the police department of the following events:

(a) The celebration of, or practice for the celebration of, military events, military funerals, national holidays, or other military or veterans commemorations, conducted by United States armed forces personnel; or

(b) Military re-enactors registered with the secretary of state's office; or

(c) Funerals or commemorative events conducted by law enforcement agencies, fire departments, emergency medical services, or other public safety agencies.

2 New Chapter; Veterans' Preference in Public Employment. Amend RSA by inserting after chapter 99-E the following new chapter:

CHAPTER 99-F

VETERANS' AND DISABLED VETERANS' PREFERENCE IN PUBLIC EMPLOYMENT

99-F:1 Veterans' Preference in Public Employment. The state of New Hampshire shall grant a preference in hiring to veterans and disabled veterans.

99-F:2 Definitions. In this chapter:

I. "Active duty" means full-time duty under Title 10 of the United States Code as an enlisted member, or as a commissioned or warrant officer, in any branch of the armed forces of the United States. Active duty shall not include attendance at a school under military orders, except schooling incident to an active enlistment or a regular tour of duty, or normal military training as a reserve officer or member of an organized reserve or a national guard unit.

II. "Armed forces" means the United States Army, Navy, Marine Corps, Air Force, and Coast Guard, including:

- (a) The Army Reserve.
- (b) The Navy Reserve.
- (c) The Marine Corps Reserve.
- (d) The Air Force Reserve.
- (e) The Coast Guard Reserve.
- (f) The Army National Guard of the United States.
- (g) The Air National Guard of the United States.

III. "Combat zone" means an area designated by the President of the United States by executive order in which, on the dates designated by executive order, the armed forces of the United States are or have engaged in combat.

IV. "Disabled veteran" means:

(a) A person entitled to disability compensation under the laws administered by the United States Department of Veterans Affairs;

(b) A person whose discharge or release from active duty was for a disability incurred or aggravated in the line of duty; or

(c) A person who was awarded the Purple Heart for wounds received in combat.

V. "Public employer" means the state or any department of the state and any person authorized to act on behalf of the state or any department of the state with respect to control, management, or supervision of any employee.

VI. "Veteran" means a person who:

(a) Served on active duty with the armed forces of the United States:

- (1) For more than 178 consecutive days and was honorably discharged or released from active duty;
- (2) For 178 days or less and was honorably discharged or released from active duty; or
- (3) For at least one day in a combat zone and was honorably discharged or released from active duty; or

(b) Received a combat or campaign ribbon for service in the armed forces of the United States.

99-F:3 Eligibility for Employment Preference.

I. A veteran or disabled veteran may use the preference for a position for state employment at any time after discharge or release from service in the armed forces of the United States.

II. A veteran or disabled veteran may claim the preference an unlimited number of times.

99-F:4 Application Process.

I. At each stage of the application process, a public employer shall grant a preference to an otherwise qualified veteran or disabled veteran who successfully completes an initial application screening and an application examination, or a state employment test administered by the public employer to establish eligibility for a vacant position for state employment.

II. For an initial application screening used to develop a list of persons for interviews, the public employer shall add 5 preference points to a veteran's score and 10 preference points to a disabled veteran's score.

III. For an application examination, administered after the initial application screening that results in a score, the public employer shall add 5 preference points to a veteran's and 10 preference points to a disabled veteran's total combined examination score without allocating the points to any single feature or part of the examination. The veteran or disabled veteran shall pass the examination with a qualifying score to be eligible to receive the veterans preference.

IV. If a public employer uses an application examination that does not result in a score, the public employer shall devise and apply methods by which it gives special consideration in the hiring decision to veterans and disabled veterans.

99-F:5 Appointment to a Position.

I. A public employer shall appoint an otherwise qualified veteran or disabled veteran to a vacant position for state employment if the results of a veteran's or disabled veteran's application examination, when combined with the veteran's or disabled veteran's preference, are equal to or higher than the results of an application examination for an applicant who is not a veteran or disabled veteran.

II. A public employer may base a decision not to appoint the veteran or disabled veteran solely on the veteran's or disabled veteran's merits or qualifications with respect to the vacant position for state employment.

III. A public employer that does not appoint a veteran or disabled veteran to a vacant position for state employment, shall upon written request of the veteran or disabled veteran, provide an explanation of its decision.

99-F:6 Proof of Eligibility.

I. A public employer shall require an applicant, at the time of application, to provide proof that the applicant is an eligible veteran or disabled veteran in order to be eligible for the veterans or disabled veterans preference.

II. An applicant for a position with a public employer who claims a veteran's or disabled veteran's preference shall submit as proof of eligibility:

(a) A copy of a qualifying document as outlined in RSA 21:50, I(b) with the application for employment; and

(b) Disabled veterans shall submit a copy of their veteran's summary of benefits letter from the United States Department of Veterans Affairs, unless the information is included in the appropriate federal discharge documents.

III. If an applicant's record appears to show service qualifying for the preference, the public employer may provisionally designate an applicant as an eligible veteran or disabled veteran. However, before the applicant can be appointed, he or she shall submit proof of entitlement to the preference.

99-F:7 Rulemaking. The department of administrative services shall adopt rules pursuant to RSA 541-A to implement the provisions of this chapter.

3 Repeal. 2011, 84:2, relative to the prospective repeal of the commission to study the effects of service-connected post-traumatic stress disorder and traumatic brain injury suffered in the line of duty by members of the armed forces and veterans, is repealed.

4 Contingency. If SB 298 of the 2014 regular legislative session becomes law, then section 3 of this act shall take effect upon its passage. If SB 298 of the 2014 regular legislative session does not become law, then section 3 of this act shall not take effect.

5 Effective Date.

I. Section 3 of this act shall take effect as provided in section 4 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 498, an act permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays.

Conferees on the Part of the Senate

Sen. Carson, Dist. 14

Sen. Boutin, Dist. 16

Sen. Lasky, Dist. 13

Conferees on the Part of the House

Rep. Pantelakos, Rock. 25

Rep. Cushing, Rock. 2

Rep. Mangipudi, Hills. 35

Rep. Fields, Belk. 4

2014-1986-CofC

AMENDED ANALYSIS

This bill:

I. Permits an exception to the unauthorized use of firearms and firecrackers law for the firing or discharge of a cannon, gun, pistol, or other firearm within the compact part of a town or city for approved military or veterans events, commemorative events, funerals, or national holidays.

II. Requires the state to give a preference in hiring to veterans and disabled veterans in public employment.

III. Repeals the prospective repeal of the commission to study the effects of service-connected post-traumatic stress disorder and traumatic brain injury suffered in the line of duty by members of the armed forces and veterans, contingent upon the passage of SB 298 of the 2014 regular legislative session.

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

May 28, 2014

2014-1970-CofC

09/03

Committee of Conference Report on HB 532, an act relative to energy efficiency and clean energy districts.

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 53-F:5, II as inserted by section 4 of the bill by replacing it with the following:

II. Prior to entering into an agreement with a property owner, the municipality shall determine that all property taxes and any other assessments levied with property taxes are current and have been current for 3 years or the property owner's period of ownership, whichever is less; that there are no involuntary liens such as mechanic's liens on the property; and that no notices of default or other evidence of property-based debt delinquency have been recorded during the past 3 years or the property owner's period of ownership, whichever is less. The municipality shall adopt additional criteria, appropriate to property-assessed clean energy finance programs, for determining the creditworthiness of property owners. ***The municipality shall determine whether any mortgages or liens of record exist in the registry of deeds on the property and whether they are current in the obligations. If any such mortgage or lien exists, the municipality shall notify each such mortgagee or lienholder in writing that it is considering making a loan secured by a municipal lien pursuant to the provisions of this chapter and request the consent of each such mortgagee or lienholder to the making of such loan. Each mortgagee or lienholder shall have the right to determine in its sole discretion whether or not it will consent to such loan. If all of the mortgagees or lienholders of record elect to consent, the consents shall be in writing and recorded with the municipal lien in the registry of deeds. The legal effect of having all consents shall be that the municipal lien shall not be extinguished in the event of a foreclosure or sheriff's sale by the mortgagee or lienholder as provided in RSA 53-F:8. If all of the mortgagees or lienholders of record do not consent, but the municipality determines that it will proceed in making such loan, then in the event of a foreclosure or sheriff's sale by a mortgagee or lienholder, the municipal lien shall be extinguished. Special assessment liens held by municipalities plus existing mortgages shall not exceed \$1,000,000 or 35 percent of the assessed value of the building and property, whichever is greater.***

Amend the bill by deleting section 7 and renumbering the original section 8 to read as 7.

The signatures below attest to the authenticity of this Report on HB 532, an act relative to energy efficiency and clean energy districts.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Odell, Dist. 8
Sen. Fuller Clark, Dist. 21

Conferees on the Part of the House
Rep. Porter, Hills. 1
Rep. Carson, Merr. 7
Rep. Kaen, Straf. 5
Rep. Raymond, Belk. 4

2014-1970-CofC

AMENDED ANALYSIS

This bill makes changes in the laws governing energy efficiency and clean energy districts.

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

May 22, 2014

2014-1901-CofC

01/09

Committee of Conference Report on HB 590, an act relative to the unauthorized practice of law.

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 590, an act relative to the unauthorized practice of law.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Boutin, Dist. 16
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Woodbury, Hills. 5
Rep. Rowe, Hills. 22
Rep. Heffron, Rock. 18
Rep. Watrous, Merr. 16

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

May 27, 2014

2014-1930-CofC

06/09

Committee of Conference Report on HB 591, an act relative to an abusive work environment and the health and safety of public employees.

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 591, an act relative to an abusive work environment and the health and safety of public employees.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. A. White, Graf. 13
Rep. Ley, Ches. 9
Rep. Cahill, Rock. 17
Rep. H. Richardson, Coos 4

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

May 27, 2014

2014-1950-CofC

01/09

Committee of Conference Report on HB 685, an act relative to state agency communications.

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 RSA 14:31, III-a as inserted by section 1 of the bill by replacing it with the following:

III-a. No department, board, institution, commission, agency, or political subdivision shall assert the attorney-client privilege in response to a request for information or examination of operations, accounts, or records by the legislative budget assistant. The attorney-client privilege shall not be deemed waived by any department, board, institution, commission, agency, or political subdivision that provides attorney-client privileged materials to the legislative budget assistant pursuant to this section. Attorney-client communications obtained from any regulated entities shall not be disclosed to the legislative budget assistant.

The signatures below attest to the authenticity of this Report on HB 685, an act relative to state agency communications.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Reagan, Dist. 17
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. M. Smith, Straf. 6
Rep. Woodbury, Hills. 5
Rep. Heffron, Rock. 18
Rep. Kappler, Rock. 3

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: Forrester, Bradley, Cataldo, Odell, Sanborn, Bragdon, Carson, Boutin, Reagan, Rausch, Prescott, Stiles, Morse.

The following Senators voted No: Woodburn, Watters, Pierce, Hosmer, Kelly, Gilmour, Lasky, Larsen, Soucy, D'Allesandro, Fuller Clark.

Yeas: 13 - Nays: 11

Adopted.

May 29, 2014
2014-1987-CofC
04/09

Committee of Conference Report on HB 1128, an act establishing a committee to study issues related to students receiving special education services while attending a chartered public school.

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 sections 3 and 4 with the following:

3 Duties. The committee shall study issues related to services mandated under Section 504 of the Rehabilitation Act of 1973 and special education services for students who attend a chartered public school, including responsibility for funding and provision of special education services in a manner that ensures that children with disabilities have an equal opportunity to enroll and fully participate in a chartered public school and to receive all services in the child's individualized education plan. The committee may solicit testimony from any person or organization with information relevant to the committee's objective.

4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Three members of the committee shall constitute a quorum.

The signatures below attest to the authenticity of this Report on HB 1128, an act establishing a committee to study issues related to students receiving special education services while attending a chartered public school.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Stiles, Dist. 24
 Sen. Kelly, Dist. 10

Conferees on the Part of the House
 Rep. Shaw, Hills. 16
 Rep. Myler, Merr. 10
 Rep. Frazer, Merr. 13
 Rep. Grenier, Sull. 7

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

May 27, 2014
 2014-1939-CofC
 06/10

Committee of Conference Report on HB 1167, an act relative to exemptions from boiler inspection 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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1167, an act relative to exemptions from boiler inspection requirements.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Lasky, Dist. 13
 Sen. Watters, Dist. 4

Conferees on the Part of the House
 Rep. Vadney, Belk. 2
 Rep. J. Mann, Ches. 2
 Rep. Shepardson, Ches. 10
 Rep. Devine, Rock. 4

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

May 28, 2014
 2014-1957-CofC
 05/03

Committee of Conference Report on HB 1182, an act relative to membership of the state transparency website oversight committee.

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

Amend RSA 9-F:2, II(a)(2) as inserted by section 1 of the bill by replacing it with the following:

(2) [~~Three members~~] **One member** of the senate, appointed by the president of the senate.

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 Quorum. Amend RSA 9-F:2, IV to read as follows:

IV. The members of the legislative oversight committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. [~~Four~~] **Three** members of the committee shall constitute a quorum.

The signatures below attest to the authenticity of this Report on HB 1182, an act relative to membership of the state transparency website oversight committee.

Conferees on the Part of the Senate
 Sen. Cataldo, Dist. 6
 Sen. Soucy, Dist. 18
 Sen. Watters, Dist. 4

Conferees on the Part of the House
 Rep. Goley, Hills. 8
 Rep. Schuett, Merr. 20
 Rep. Byron, Hills. 20
 Rep. Sytek, Rock. 8

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

May 27, 2014
 2014-1936-CofC
 06/03

Committee of Conference Report on HB 1188, an act relative to paycheck equity.

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 Pay Disclosure. Amend RSA 275:41-b, II to read as follows:

II. No employer shall discharge, formally discipline, or otherwise discriminate against an employee ~~who~~ **because he or she** discloses the amount of his or her wages, salary, or paid benefits.

2 Contingency. If SB 207-FN of the 2014 regular legislative session becomes law, section 1 of this act shall take effect at 12:01 a.m. on January 1, 2015. If SB 207-FN of the 2014 regular legislative session does not become law, section 1 of this act shall not take effect.

3 Effective Date.

I. Section 1 of this act shall take effect as provided in section 2 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 1188, an act relative to paycheck equity.

Conferees on the Part of the Senate
 Sen. Sanborn, Dist. 9
 Sen. Cataldo, Dist. 6
 Sen. Larsen, Dist. 15

Conferees on the Part of the House
 Rep. A. White, Graf. 13
 Rep. Ley, Ches. 9
 Rep. J. Schmidt, Hills. 18
 Rep. Cahill, Rock. 17

2014-1936-CofC

AMENDED ANALYSIS

This bill prohibits an employer from discharging, disciplining, or discriminating against an employee because he or she discloses the amount of his or her wages.

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

May 29, 2014
 2014-1997-CofC
 03/10

Committee of Conference Report on HB 1210, an act correcting certain references to divisions 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 all after section 7 with the following:

8 Notice Requirements for Public Hearing. Amend RSA 675:7 to read as follows:

675:7 Notice Requirements for Public Hearing.

I. Notice shall be given for the time and place of each public hearing held under RSA 675:2-4 and RSA 675:6 at least 10 calendar days before the hearing. The notice required under this section shall not include the day notice is posted or the day of the public hearing. Notice of each public hearing shall be published in a paper of general circulation in the municipality and shall be posted in at least 2 public places. ***Any person owning property in the municipality may request notice of all public hearings on proposed amendments to the zoning ordinance, and the municipality shall provide notice, at no cost to the person, electronically or by first class mail. If a proposed amendment to a zoning ordinance would change a boundary of a zoning district and the change would affect 100 or fewer properties, notice of a public hearing on the amendment shall be sent by first class mail to the owners of each affected property. If a proposed amendment to a zoning ordinance would change the minimum lot sizes or the permitted uses in a zoning district that includes 100 or fewer properties, notice of a public hearing on the amendment shall be sent by first class mail to the owner of each property in the district. Notice by mail shall be sent to the address used for mailing local property tax bills, provided that a good faith effort and substantial compliance shall satisfy the notice by mail requirements of this paragraph. Petitioned amendments as authorized in RSA 675:4 shall not be subject to notification by mail requirements.***

II. The full text of the proposed master plan, zoning ordinance, building code, subdivision regulation, site plan review regulation and historic district regulation, ordinance, or amendment need not be included in the notice if an adequate statement describing the proposal and designating the place where the proposal is on file for public inspection is stated in the notice. ***The notice of a hearing on a proposed amendment to a zoning ordinance to be sent electronically or by first class mail shall include a statement describing, to the greatest extent practicable and in easily understood language, the proposed changes to the zoning ordinance, the areas affected, and any other information calculated to improve public understanding of the proposal.***

9 Unauthorized Entries; Burglary. Amend RSA 635:1, I to read as follows:

I. A person is guilty of burglary if he ***or she*** enters ***or remains unlawfully in*** a building or occupied structure, or separately secured or occupied section thereof, with purpose to commit a crime therein, unless the premises are at the time open to the public or the actor is licensed or privileged to enter. It is an affirmative defense to prosecution for burglary that the building or structure was abandoned.

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

The signatures below attest to the authenticity of this Report on HB 1210, an act correcting certain references to divisions of the department of revenue administration

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Bradley, Dist. 3
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Weber, Ches. 1
Rep. Cushing, Rock. 21
Rep. Porter, Hills. 1
Rep. Carson, Merr. 7

2014-1997-CofC

AMENDED ANALYSIS

This bill:

I. Corrects statutory references to divisions of the department of revenue administration to reflect changes enacted in 2013, 247.

II. Legalizes a Hanover school district bond warrant article.

III. Requires notice by first class mail to owners of properties affected by certain changes to zoning district boundaries and uses or lot sizes permitted in a district.

IV. Requires electronic or mail notice of hearings on proposed zoning ordinance amendments to owners of property requesting such notice.

V. Amends the burglary statute to include cases where a person remains unlawfully in a building or occupied structure.

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

May 23, 2014
2014-1910-CofC
08/03

Committee of Conference Report on HB 1261-FN-LOCAL, an act increasing the fee charged for delivery of notice of civil forfeiture of an unlicensed dog.

Recommendation:

That the House recede from its position of nonconcurrency 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 adopt the following new amendment to the bill as passed by the House, and pass the bill as so amended:

Amend RSA 466:14 as inserted by section 1 of the bill by replacing it with the following:

466:14 Warrants; Proceedings. The town or city clerk shall annually, between June 1 and June 20, present to the local governing body a list of those owners of dogs that have failed to license or not renewed their dog licenses pursuant to RSA 466:1. The local governing body shall, within 20 days from June 20, issue a warrant to a local official authorized to issue a civil forfeiture for each unlicensed dog. The warrant may also authorize a local law enforcement officer to seize any unlicensed dog. The civil forfeiture may be sent by certified mail, or delivered in hand, or left at the abode of the dog owner. The cost of service shall not exceed [\$5] \$7 and may be recovered by the city or town in addition to the amount of the civil forfeiture. If the unlicensed dog is seized, it shall be held in a town or city holding facility for a period of 7 days, after which time full title to the dog shall pass to the facility, unless the owner of the dog has, before the expiration of the period, caused the dog to be licensed. The owner shall pay the facility a necessary and reasonable sum per day, as agreed upon by the governing body of the town or city and the facility, for each day the dog has been kept and maintained by the facility, plus any necessary veterinary fees incurred by the facility for the benefit of the dog. Before a local law enforcement officer seizes any unlicensed dog, a written warning shall be given to the dog owner.

The signatures below attest to the authenticity of this Report on HB 1261-FN-LOCAL, an act increasing the fee charged for delivery of notice of civil forfeiture of an unlicensed dog.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Forrester, Dist. 2
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Tatro, Ches. 15
Rep. J. Belanger, Hills. 27
Rep. Lavender, Carr. 5
Rep. Bickford, Straf. 3

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

May 29, 2014
2014-1988-CofC
01/09

Committee of Conference Report on HB 1281-FN, an act relative to copayments for certain specialists.

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 sections 1 and 2 with the following:

1 New Section; Insurance; Individual; Copayments for Certain Providers. Amend RSA 415 by inserting after section 6-r the following new section:

415:6-s Copayments, Coinsurance, or Office Visit Deductibles for Certain Providers.

I. Each insurer that issues or renews any 2014 Patient Protection and Affordable Care Act of 2009, Public Law 111-148 - compliant individual policy, plan, or contract of accident or health insurance that constitutes health coverage for the services of chiropractors licensed under RSA 316-A, or physical therapists licensed under RSA 328-A, shall not charge a copayment, coinsurance, or office visit deductible that is greater than the copayment, coinsurance, or office visit deductible amount charged to the insured for the services of a primary care physician licensed under RSA 329.

II. The commissioner shall compile available data and prepare reports concerning member cost sharing and the impact on utilization of services for physical therapy and chiropractic care. The first report shall be due by December 1, 2014, and shall analyze all New Hampshire insurance markets and identify differences in cost sharing and utilization of health services for the purpose of determining if there is a statistical association between the use of physical therapy and chiropractic care services and copayment amounts. The commissioner shall also seek to determine whether the overall costs of patients that utilize chiropractic care or physical therapists are less when the patient has lower copayment amounts for these services, and if any observed lower overall patient costs are caused by reductions in other health care services and better health care outcomes, not patient health status.

III. A second report shall be due October 1, 2017, with requirements to provide the same information, but using the most current data available.

IV. The insurance department shall consult with providers in preparing the scope of this study and gathering research for the study. Data shall include, but not be limited to, the costs for all physician services, medication, imaging, hospitalization, and procedures, such as spinal injections. For purposes of ensuring a more complete comparison, the top 50 ICD codes for diagnosis treated by physical therapists and chiropractors shall be analyzed and a comparison of the total cost of low copay plans and high copay plans shall be conducted.

V. The commissioner shall make the reports, together with any recommendations for legislation, to the president of the senate, the speaker of the house of representatives, the governor, and the chairs of the house and senate commerce committees.

2 New Section; Insurance; Group; Copayments for Certain Providers. Amend RSA 415 by inserting after section 18-w the following new section:

415:18-x Copayments, Coinsurance, or Office Visit Deductibles for Certain Providers. Each insurer that issues or renews any 2014 Patient Protection and Affordable Care Act of 2009, Public Law 111-148 - compliant small group policy of group or blanket accident or health insurance that constitutes health coverage for the services of chiropractors licensed under RSA 316-A, or physical therapists licensed under RSA 328-A, shall offer an optional plan which shall not charge a copayment, coinsurance, or office visit deductible that is greater than the copayment, coinsurance, or office visit deductible amount charged to the insured for the services of a primary care physician licensed under RSA 329.

II. The commissioner shall compile available data and prepare reports concerning member cost sharing and the impact on utilization of services for physical therapy and chiropractic care. The first report shall be due by December 1, 2014, and shall analyze all New Hampshire insurance markets and identify differences in cost sharing and utilization of health services for the purpose of determining if there is a statistical association between the use of physical therapy and chiropractic care services and copayment amounts. The commissioner shall also seek to determine whether the overall costs of patients that utilize chiropractic care or physical therapists are less when the patient has lower copayment amounts for these services, and if any observed lower overall patient costs are caused by reductions in other health care services and better health care outcomes, not patient health status.

III. A second report shall be due October 1, 2017, with requirements to provide the same information, but using the most current data available.

IV. The insurance department shall consult with providers in preparing the scope of this study and gathering research for the study. Data shall include, but not be limited to, the costs for all physician services, medication, imaging, hospitalization, and procedures, such as spinal injections. For purposes of ensuring a more complete comparison, the top 50 ICD codes for diagnosis treated by physical therapists and chiropractors shall be analyzed and a comparison of the total cost of low copay plans and high copay plans shall be conducted.

V. The commissioner shall make the reports, together with any recommendations for legislation, to the president of the senate, the speaker of the house of representatives, the governor, and the chairs of the house and senate commerce committees.

Amend the bill by replacing all after section 5 with the following:

6 Health Services Corporations; Copayments for Certain Specialists. RSA 420-A:2 is repealed and reenacted to read as follows:

420-A:2 Applicable Statutes. Every health service corporation shall be governed by this chapter and the relevant provisions of RSA 161-H, and shall be exempt from this title except for the provisions of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415-A, RSA 415-F, RSA 415:6, II(4), RSA 415:6-g, RSA 415:6-k, RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:18, V, RSA 415:18, VII(g), RSA 415:18, XVI and XVII, RSA 415:18, VII-a, RSA 415:18-a, RSA 415:18-j, RSA 415:18-o, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-v, RSA 415:18-w, RSA 415:22, RSA 417, RSA 417-E, RSA 420-J, and all applicable provisions of title XXXVII wherein such corporations are specifically included. Every health service corporation and its agents shall be subject to the fees prescribed for health service corporations under RSA 400-A:29, VII.

7 Health Maintenance Corporations; Copayments for Certain Specialists. RSA 420-B:20, III is repealed and reenacted to read as follows:

III. The requirements of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415:6-g, RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:18, VII(g), RSA 415:18, VII-a, RSA 415:18, XVI and XVII, RSA 415:18-j, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-v, RSA 415:18-w, RSA 415-A, RSA 415-F, RSA 420-G, and RSA 420-J shall apply to health maintenance organizations.

8 Repeal. The following are repealed:

I. RSA 415:6-s, relative to copayments for certain providers.

II. RSA 415:18-x, relative to copayments for certain providers.

9 Effective Date.

I. Sections 1 and 2 of this act shall take effect as provided in section 5 of this act.

II. Sections 6-8 of this act shall take effect October 1, 2017.

III. The remainder of this act shall take effect 60 days after its passage.

The signatures below attest to the authenticity of this Report on HB 1281-FN, an act relative to copayments for certain specialists.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Cataldo, Dist. 6
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Butler, Carr. 7
Rep. Schlachman, Rock. 18
Rep. Muns, Rock. 21
Rep. John Hunt, Ches. 11

2014-1988-CofC

AMENDED ANALYSIS

This bill declares that insurers issuing or renewing individual or group policies pursuant to the Patient Protection and Affordable Care Act of 2009 shall not charge copayments, coinsurance, or office deductibles for chiropractors and physical therapists that are greater than such amounts charged for the services of primary care physicians licensed under RSA 329. This bill requires the insurance commissioner to compile certain data on member cost sharing and to make certain reports.

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

May 29, 2014

2014-2003-CofC

05/10

Committee of Conference Report on HB 1282-FN, an act relative to prepaid contracts for home heating fuel.

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 paragraph I of section 7 of the bill by replacing it with the following:

I. The sum of \$542,672 from the \$1,112,377.74 settlement agreement dated January 17, 2014 under the Merrimack River flood control compact is hereby appropriated to the department of revenue administration. The governor is authorized to draw a warrant for the purpose of reimbursing the towns for the Massachusetts shares of the Merrimack River flood control compact and the Connecticut River flood control compact for state fiscal year 2012. The department shall distribute the moneys in the manner prescribed in RSA 122:4, I. This appropriation is in addition to any other appropriations to the department. The remainder of the settlement moneys shall lapse to the general fund.

The signatures below attest to the authenticity of this Report on HB 1282-FN, an act relative to prepaid contracts for home heating fuel.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Cataldo, Dist. 6
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Schlachman, Rock. 18
Rep. Butler, Carr. 7
Rep. John Hunt, Ches. 11
Rep. Leishman, Hills. 24

2014-2003-CofC

AMENDED ANALYSIS

I. Establishes minimum inventory, registration, and reporting requirements for home heating oil, kerosene, or liquefied petroleum gas dealers who offer prepaid contracts.

II. Makes the failure to deliver home heating fuel in accordance with a prepaid contract a violation of the consumer protection act.

III. Appropriates settlement funds to the department of revenue administration for the purpose of reimbursing towns for the Massachusetts shares of the Merrimack River flood control compact and the Connecticut River flood control compact.

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

May 29, 2014
2014-1984-CofC
06/09

Committee of Conference Report on HB 1350, an act relative to prior public hearings for acceptance of unanticipated funds.

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 each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1350, an act relative to prior public hearings for acceptance of unanticipated funds.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Stiles, Dist. 24
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Campbell, Hills. 33
Rep. Cloutier, Sull. 10
Rep. Porter, Hills. 1
Rep. Kaen, Straf. 5

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

May 27, 2014
2014-1932-CofC
08/03

Committee of Conference Report on HB 1376, an act establishing a committee to study pipeline safety and development in the state of New Hampshire.

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 7 with the following:

7 Contingency. If SB 325-FN-LOCAL of the 2014 legislative session becomes law, section 6 of this act shall take effect at 12:01 on the date such act takes effect. If SB 325-FN-LOCAL of the 2014 legislative session does not become law, section 6 of this act shall not take effect.

The signatures below attest to the authenticity of this Report on HB 1376, an act establishing a committee to study pipeline safety and development in the state of New Hampshire.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Prescott, Dist. 23
Sen. Woodburn, Dist. 1

Conferees on the Part of the House
Rep. Cali-Pitts, Rock. 30
Rep. Raymond, Belk. 4
Rep. Graham, Hills. 7
Rep. S. Chandley, Hills. 22

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

May 29, 2014
2014-1992-CofC
04/03

Committee of Conference Report on HB 1415-FN, an act establishing a robotics education fund in the department of education.

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 1415-FN, an act establishing a robotics education fund in the department of education.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Bradley, Dist. 3
Sen. Larsen, Dist. 15

Conferees on the Part of the House
Rep. Schlachman, Rock. 18
Rep. Butler, Carr. 7
Rep. Major, Rock. 14
Rep. A. Schmidt, Sull. 1

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

May 27, 2014
2014-1955-CofC
05/10

Committee of Conference Report on HB 1488-FN, an act establishing the New Hampshire program on educational support for military children.

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-D:3 as inserted by section 1 of the bill by replacing it with the following:

110-D:3 Definitions. As used in this compact, unless the context clearly requires a different construction:

I. "Accredited school" means a school that has completed the accreditation process from a regional accrediting association, such as the New England Association of Schools and Colleges, that validates the establishment of high standards for all levels of education.

II. "Active duty" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. sections 1209 and 1211.

III. "Children of military families" means a school-aged child or school-aged children, enrolled in kindergarten through grade 12, in the household of an active duty member.

IV. "Cocurricular" shall include those activities which are designed to supplement and enrich regular academic programs of study, provide opportunities for social development, and encourage participation in clubs, athletics, performing groups, and services to school and community, as defined in RSA 193:1-c.

V. "Compact commissioner" means the voting representative of each compacting state appointed pursuant to Article VIII of this compact.

VI. "Deployment" means the period one month prior to the service members' departure from their home station on military orders through 6 months after return to their home station.

VII. "Education records" means those official records, files, and data directly related to a student and maintained by the school or local education agency, including but not limited to records encompassing all the material kept in the student's cumulative folder such as general identifying data, records of attendance and of academic work completed, records of achievement and results of evaluative tests, health data, disciplinary status, test protocols, and individualized education programs.

VIII. "Interstate Commission on Educational Opportunity for Military Children" means the commission that is created under Article IX of this compact, which is generally referred to as Interstate Commission.

IX. "Local education agency" means a public authority legally constituted by the state as an administrative agency to provide control of and direction for kindergarten through grade 12 public educational institutions.

X. "Member state" means a state that has enacted this compact.

XI. "Military installation" means a base, camp, post, station, yard, center, homeport facility for any ship, or other activity under the jurisdiction of the Department of Defense, including any leased facility, which is located within any of the several states, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, Guam, American Samoa, the Northern Marianas Islands, and any other U.S. territory. Such term does not include any facility used primarily for civil works, rivers and harbors projects, or flood control projects.

XII. "Non-member state" means a state that has not enacted this compact.

XIII. "Receiving state" means the state to which a child of a military family is sent, brought, or caused to be sent or brought.

XIV. "Rule" means a written statement by the Interstate Commission promulgated pursuant to Article XII of this compact that is of general applicability, implements, interprets or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the Interstate Commission, and has the force and effect of statutory law in a member state, and includes the amendment, repeal, or suspension of an existing rule.

XV. "Sending state" means the state from which a child of a military family is sent, brought, or caused to be sent or brought.

XVI. "State" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, Guam, American Samoa, the Northern Marianas Islands, and any other U.S. territory.

XVII. "Student" means the child of a military family for whom the local education agency receives public funding and who is formally enrolled in kindergarten through grade 12.

XVIII. "Transition" means:

(a) The formal and physical process of transferring from school to school; or

(b) The period of time in which a student moves from one school in the sending state to another school in the receiving state.

XIX. "Uniformed service" or "uniformed services" means the Army, Navy, Air Force, Marine Corps, Coast Guard as well as the Commissioned Corps of the National Oceanic and Atmospheric Administration, and Public Health Services.

XX. "Veteran" means a person who served in the uniformed services and who was discharged or released there from under conditions other than dishonorable.

Amend RSA 110-D:5, III as inserted by section 1 of the bill by replacing it with the following:

III. Immunizations. The state of New Hampshire may give 30 days from the date of enrollment, or within such time as is reasonably determined under the rules promulgated by the Interstate Commission, for students to obtain any required immunization or immunizations in accordance with RSA 141-C:20-a. For a series of immunizations, initial vaccinations shall be obtained within 30 days or within such time as is reasonably determined under the rules promulgated by the Interstate Commission.

Amend RSA 110-D:6, II as inserted by section 1 of the bill by replacing it with the following:

II. Educational program placement. The receiving state school shall initially honor placement of the student in educational programs based on current educational assessments conducted at the school in the sending state or participation/placement in like programs in the sending state. Such programs include, but are not limited to, gifted and talented programs, remedial services, and English Language Learner (ELL). This does not preclude the school in the receiving state from performing subsequent evaluations to ensure appropriate placement of the student. The school placement process should promote and measure knowledge and skills that lead students to meet learning competencies across content domains.

Amend RSA 110-D:7, II as inserted by section 1 of the bill by replacing it with the following:

II. Eligibility for cocurricular participation. State and local education agencies shall facilitate the opportunity for transitioning military children's inclusion in cocurricular activities, regardless of application deadlines, to the extent they are otherwise qualified and eligible.

The signatures below attest to the authenticity of this Report on HB 1488-FN, an act establishing the New Hampshire program on educational support for military children.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Stiles, Dist. 24
Sen. Gilmour, Dist. 12

Conferees on the Part of the House
Rep. Grassie, Straf. 11
Rep. A. Schmidt, Sull. 1
Rep. Gile, Merr. 27
Rep. Boehm, Hills. 20

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

May 27, 2014
2014-1956-CofC
10/06

Committee of Conference Report on HB 1494, an act relative to administration of the New Hampshire retirement system and authority of the board of trustees.

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 1494, an act relative to administration of the New Hampshire retirement system and authority of the board of trustees.

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. Goley, Hills. 8
Rep. Moffett, Merr. 9
Rep. P. Schmidt, Straf. 19
Rep. S. Sweeney, Hills. 23

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

May 22, 2014
2014-1898-CofC
04/09

Committee of Conference Report on HB 1533-FN, an act requiring a warrant to search information in a portable electronic device.

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 1533-FN, an act requiring a warrant to search information in a portable electronic device.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Boutin, Dist. 16
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Cushing, Rock. 2
Rep. Hirsch, Merr. 6
Rep. Gagne, Hills. 13
Rep. Warden, Hills. 39

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

May 29, 2014

2014-1991-CofC

04/01

Committee of Conference Report on HB 1534, an act establishing a commission to study fiscal disparities between public school districts.

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 198:62, III as inserted by section 1 of the bill by replacing it with the following:

III. The commission shall examine: (a) fiscal disparities between public school districts and (b) whether funds could be more effectively distributed in order to provide every child in the public schools the best opportunity for education. The commission shall solicit input from any person or organization with information relevant to the commission's objective.

Amend RSA 198:62, V as inserted by section 1 of the bill by replacing it with the following:

V. 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, 2014.

Amend section 3 of the bill by replacing paragraph I with the following:

I. Section 2 of this act shall take effect November 2, 2014.

The signatures below attest to the authenticity of this Report on HB 1534, an act establishing a commission to study fiscal disparities between public school districts.

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. Gorman, Hills. 31
Rep. Spang, Straf. 6
Rep. Burke, Straf. 2

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

May 27, 2014

2014-1958-CofC

06/10

Committee of Conference Report on HB 1602, an act relative to the divestiture of PSHN assets.

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 Purpose. The purpose of allowing the public utilities commission to determine if divestiture of Public Service Company of New Hampshire's (PSNH) remaining generation assets is in the economic interests of PSNH's retail customers should be to maximize economic value for PSNH's retail customers, minimize risk to PSNH's retail customers, reduce stranded costs for PSNH's retail customers, promote the settlement of outstanding issues involving stranded costs, and, if appropriate, provide for continued operation or possible repowering of PSNH's generation assets.

Amend the bill by replacing all after section 4 with the following:

5 New Section; Wind Energy Systems. Amend RSA 162-H by inserting after section 10 the following new section:

162-H:10-a Wind Energy Systems.

I. To meet the objectives of this chapter, and with due regard for the renewable energy goals of RSA 362-F, including promoting the use of renewable resources, reducing greenhouse gas and other air pollutant emissions, and addressing dependence on imported fuels, the general court finds that appropriately sited and conditioned wind energy systems subject to committee approval have the potential to assist the state in accomplishing these goals. Accordingly, the general court finds that it is in the public interest for the site evaluation committee to establish criteria or standards governing the siting of wind energy systems in order to ensure that the potential benefits of such systems are appropriately considered and unreasonable adverse effects avoided through a comprehensive, transparent, and predictable process. When establishing any criteria, standard, or rule for a wind energy system or when specifying the type of information that a wind energy applicant shall provide to the committee for its decision-making, the committee shall rely upon the best available evidence.

II. For the adoption of rules, pursuant to RSA 541-A, relative to the siting of wind energy systems, the committee shall address the following:

(1) Visual impacts as evaluated through a visual impact assessment prepared in accordance with professional standards by an expert in the field.

(2) Cumulative impacts to natural, scenic, recreational, and cultural resources from multiple towers or projects, or both.

(3) Health and safety impacts, including but not limited to, shadow flicker caused by the interruption of sunlight passing through turbine blades and ice thrown from blades.

(4) Project-related sound impact assessment prepared in accordance with professional standards by an expert in the field.

(5) Impacts to the environment, air and water quality, plants, animals and natural communities.

(6) Site fire protection plan requirements.

(7) Site decommissioning, including sufficient and secure funding, removal of structures, and site restoration.

(8) Best practical measures to avoid, minimize, or mitigate adverse effects.

6 Effective Date.

I. Section 5 of this act shall take effect upon its passage.

II. The remainder of this act shall take effect 60 days after its passage.

The signatures below attest to the authenticity of this Report on HB 1602, an act relative to the divestiture of PSNH assets.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Forrester, Dist. 2
Sen. Fuller Clark, Dist. 21

Conferees on the Part of the House
Rep. Merrill, Straf. 6
Rep. Backus, Hills. 19
Rep. Rappaport, Coos 1
Rep. Baber, Straf. 14

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

May 28, 2014
2014-1963-CofC

08/09

Committee of Conference Report on HB 1615, an act relative to emergency prescriptions.

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 with the following:

2 New Section; Emergency Prescription. Amend RSA 318 by inserting after section 47-h the following new section:

318:47-i Emergency Prescription. In the event a pharmacist receives a request for a prescription that requires a prior authorization that has neither been approved nor denied, and such medication is determined by the pharmacist to be essential to the maintenance of life or to the continuation of therapy in a chronic condition, or the interruption of therapy might reasonably produce undesirable health consequences or may cause physical or mental discomfort, the pharmacist may dispense a one-time emergency prescription of a maximum 72-hour supply of the prescribed medication to be reimbursed according to RSA 420-J:7-b IX. A product that is packaged in a dosage form that is fixed and unbreakable may be dispensed as a 72-hour supply.

3 New Paragraph; Emergency Prescription. Amend RSA 420-J:7-b by inserting after paragraph VIII the following new paragraph:

IX.(a) Every health benefit plan that provides prescription drug benefits shall allow its covered persons to obtain an emergency prescription for up to a 72-hour supply of covered prescription drugs on the covered person's health benefit plan formulary in the event a prescription requires prior authorization by an insurance carrier and the prior authorization has neither been approved nor denied and a pharmacist has determined the medication is essential as provided in RSA 318:47-i. Such reimbursement shall be according to the payment rates of the provider contract. If authorization is subsequently denied, the carrier shall reimburse the pharmacist for the prescription as given based on the pro-rated amount they would have otherwise received under the terms of the provider contract.

(b) The following drugs or classes of drugs, or their medical uses, may be excluded from coverage or otherwise restricted:

- (1) Agents when used for anorexia, weight loss, or weight gain.
- (2) Agents when used to promote fertility.
- (3) Agents when used for cosmetic purposes or hair growth.
- (4) Agents when used for the symptomatic relief of cough and colds.
- (5) Agents when used to promote smoking cessation.
- (6) Prescription vitamins and mineral products, except prenatal vitamins and fluoride preparations.
- (7) Nonprescription drugs, except, in the case of pregnant women when recommended by or under the supervision of a physician, agents approved by the Food and Drug Administration under the over-the-counter monograph process for purposes of promoting, and when used to promote, tobacco cessation.
- (8) Covered outpatient drugs which the manufacturer seeks to require as a condition of sale that associated tests or monitoring services be purchased exclusively from the manufacturer or its designee.
- (9) Barbiturates.
- (10) Benzodiazepines.

(11) Agents when used for the treatment of sexual or erectile dysfunction, unless such agents are used to treat a condition, other than sexual or erectile dysfunction, for which the agents have been approved by the Food and Drug Administration.

4 Effective Date. This act shall take effect on January 1, 2015.

The signatures below attest to the authenticity of this Report on HB 1615, an act relative to emergency prescriptions.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Cataldo, Dist. 6
Sen. Hosmer, Dist. 7

Conferees on the Part of the House
Rep. Harding, Graf. 13
Rep. Ticehurst, Carr. 3
Rep. K. Williams, Hills. 4
Rep. Kotowski, Merr. 24

2014-1963-CofC

AMENDED ANALYSIS

This bill:

I. Allows the New Hampshire pharmacy board to determine the allocation from the annual license renewal fees for pharmacists to the impaired pharmacist program.

II. Allows a pharmacy to dispense a one-time emergency supply of a prescribed medication in certain circumstances.

III. Enumerates a list of drugs or classes of drugs that may not be dispersed as an emergency prescription.

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

May 29, 2014

2014-1996-CofC

09/10

Committee of Conference Report on HB 1635-FN-A, an act relative to community mental health programs and making appropriations therefor.

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 1635-FN-A, an act relative to community mental health programs and making appropriations therefor.

Conferees on the Part of the Senate
Sen. Forrester, Dist. 2
Sen. Odell, Dist. 8
Sen. Larsen, Dist. 15

Conferees on the Part of the House
Rep. Nordgren, Graf. 12
Rep. Huot, Belk. 3
Rep. Benn, Graf. 12
Rep. Leishman, Hills. 24

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

Recess. Out of recess.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled bills.

SB 141-FN, establishing the Granite State farm to plate program.

SB 220-FN, relative to the regulation of electricians by the electricians' board.

SB 222, restructuring the department of administrative services, division of plant and property management and establishing the position of deputy commissioner in the department of information technology.

SB 235, relative to the patients' trust fund and relative to a 10-bed psychiatric crisis unit.

SB 253, relative to grounds for termination of parental rights.

SB 261, allowing the commissioner of administrative services to administer the health benefits of certain retirees of the State Employees' Association of New Hampshire.

SB 268, relative to funding for certain energy efficiency programs.

SB 270, establishing a commission to study mental health implementation in New Hampshire

SB 271, relative to retention of voter affidavits and identity verification.

SB 321, relative to motorist service signs.

SB 343, relative to the duties of the statewide education improvement and assessment program legislative oversight committee and repealing the school administrative unit legislative oversight committee.

SB 345, repealing the prospective repeal of the annual public hearing and report on health insurance costs and trends.

COMMITTEE OF CONFERENCE REPORTS

May 22, 2014
2014-1899-CofC
08/10

Committee of Conference Report on SB 141-FN, an act establishing the Granite State farm to plate program.

Recommendation:

That the Senate recede from its position of nonconcurrence 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 141-FN, an act establishing the Granite State farm to plate program.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Reagan, Dist. 17
Sen. Fuller Clark, Dist. 21

Conferees on the Part of the House
Rep. Sad, Ches. 1
Rep. Moynihan, Coos 2
Rep. R. Brown, Graf. 2
Rep. Comtois, Belk. 7

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

May 28, 2014
2014-1978-CofC
10/01

Committee of Conference Report on SB 220-FN, an act relative to the regulation of electricians by the electricians' 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 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 1 with the following:

1 Fees. Amend RSA 319-C:6-b to read as follows:

319-C:6-b Fees. The board shall establish application fees for examination of applicants, fees for licensure, for renewal, and for late renewal of licenses to practice under this chapter, and for transcribing and transferring records and other services. The fee for examination shall not include fees charged by and paid to an examination entity approved by the board. The fees established by the board shall be sufficient to produce estimated revenues equal to 125 percent of the direct operating expenses of the board [~~for the previous fiscal year~~] ***budgeted for the biennium in which they will apply***. Fees collected shall be deposited in the general fund as unrestricted revenue.

The signatures below attest to the authenticity of this Report on SB 220-FN, an act relative to the regulation of electricians by the electricians' board.

Conferees on the Part of the Senate
 Sen. Carson, Dist. 14
 Sen. Forrester, Dist. 2
 Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
 Rep. Goley, Hills. 8
 Rep. Schuett, Merr. 20
 Rep. Beaudoin, Straf. 9
 Rep. Lovejoy, Rock. 36

2014-1978-CofC

AMENDED ANALYSIS

This bill clarifies apprenticeship requirements for licensure and the homeowner's exception from licensure, and updates the reference to the National Electrical Code.

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

May 28, 2014

2014-1966-CofC

05/01

Committee of Conference Report on SB 222, an act restructuring the department of administrative services, division of plant and property management and establishing the position of deputy commissioner in the department of information technology.

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 76 with the following:

77 Department of Information Technology; Position of Deputy Commissioner Established. Amend RSA 21-R:3 to read as follows:

21-R:3 Commissioner; **Deputy Commissioner**; Directors; Compensation.

I. The commissioner of the department of information technology shall be appointed by the governor, with the advice and consent of the council, and shall serve for a term of 4 years. The commissioner shall be academically and technically qualified to hold the position, and shall be known as the chief information officer. A vacancy shall be filled for the remainder of the unexpired term in the same manner as the original appointment.

I-a. The commissioner of the department of information technology shall nominate for appointment by the governor, with the consent of the executive council, a deputy commissioner of the department of information technology, 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 perform such duties as may be assigned by the commissioner, which may include, but not be limited to, the authority and power with approval of the commissioner to direct and supervise the operation and administration of any division of the department.

II.(a) The commissioner shall nominate the following division directors for appointment by the governor, with the consent of the council:

- (1) The director of operations.
- (2) The director of technical support services.
- (3) The director of web support.
- (4) The director of agency software.

(b) Division directors shall serve for a term of 4 years and shall be qualified by reason of professional competence, education, and experience.

III. The salaries of the commissioner, **deputy commissioner**, and division directors shall be as specified in RSA 94:1-a.

78 Salary of Deputy Commissioner of the Department of Information Technology. The salary of the deputy commissioner of the department of information technology established in section 77 of this act 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 9U451 shall be abolished to allow for the transition of this unclassified position with its available appropriations into the unclassified position of deputy commissioner.

79 Applicability. Section 77 of this act shall take effect upon the abolition of position 9U451, the transfer of funding and appropriation to the unclassified position and the initial appointment of the deputy commissioner of the department of information technology, as certified by the commissioner of the department of information technology to the director of legislative services.

80 Effective Date.

I. Sections 2 and 3 of this act shall take effect as provided in section 4 of this act.

II. Section 77 of this act shall take effect as provided in section 79 of this act.

III. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on SB 222, an act restructuring the department of administrative services, division of plant and property management and establishing the position of deputy commissioner in the department of information technology.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Cataldo, Dist. 6
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Schuett, Merr. 20
Rep. Weber, Ches. 1
Rep. Byron, Hills. 20
Rep. Leishman, Hills. 24

2014-1966-CofC

AMENDED ANALYSIS

This bill:

I. Reorganizes the department of administrative services, division of plant and property management into 3 divisions: the division of procurement and support services, the division of plant and property, and the division of public works design and construction.

II. Permits the adjutant general to enter into the federal procurement process for the renovation of the Littleton Readiness Center even if federal funds available to the adjutant general are insufficient to reimburse the department of administrative services.

III. Permits the adjutant general to transfer funds among class lines to cover utility obligations.

IV. Requires the department of administrative services, bureau of financial reporting to assist the department of transportation turnpike system, the liquor commission, and lottery commission in the preparation of certain financial statements and to assist with audits conducted by the audit division of the legislative budget assistant.

V. Establishes the position of deputy commissioner of the department of information technology.

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

May 28, 2014
2014-1964-CofC
01/09

Committee of Conference Report on SB 235, an act relative to the patients' trust fund and relative to a 10-bed psychiatric crisis unit.

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 235, an act relative to the patients' trust fund and relative to a 10-bed psychiatric crisis unit.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Stiles, Dist. 24
Sen. Kelly, Dist. 10

Conferees on the Part of the House
Rep. J. MacKay, Merr. 14
Rep. Rosenwald, Hills. 30
Rep. Heath, Hills. 14
Rep. W. Nelson, Carr. 5

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

May 29, 2014
2014-1990-CofC
05/01

Committee of Conference Report on SB 253, an act relative to grounds for termination of parental rights.

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 253, an act relative to grounds for termination of parental rights.

Conferees on the Part of the Senate
Sen. Lasky, Dist. 13
Sen. Carson, Dist. 14
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Walz, Merr. 23
Rep. Long, Hills. 42
Rep. Rollo, Straf. 18
Rep. Gargasz, Hills. 27

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

May 27, 2014
2014-1943-CofC
04/09

Committee of Conference Report on SB 261, an act allowing the commissioner of administrative services to administer the health benefits of certain retirees of the State Employees' Association of New Hampshire.

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 261, an act allowing the commissioner of administrative services to administer the health benefits of certain retirees of the State Employees' Association of New Hampshire.

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

Conferees on the Part of the House
Rep. Weber, Ches. 1
Rep. Schuett, Merr. 20
Rep. P. Schmidt, Straf. 19
Rep. Sytek, Rock. 8

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

May 29, 2014
2014-1989-CofC
06/01

Committee of Conference Report on SB 268, an act relative to funding for certain energy efficiency programs.

Recommendation:

That the Senate recede from its position of nonconcurrency 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 the enacting clause with the following:

1 Energy Efficiency Fund and Use of Auction Proceeds. RSA 125-O:23, III is repealed and reenacted to read as follows:

III. All remaining proceeds received by the state from the sale of allowances, excluding the amount used for commission and department administration under paragraph I, shall be allocated by the commission as follows:

(a) At least 15 percent to the low-income core energy efficiency program.

(b) Beginning January 1, 2014, up to \$2,000,000 annually to utility core programs for municipal and local government energy efficiency projects, including projects by local governments that have their own municipal utilities. Funding elements shall include, but not be limited to, funding for direct technical and project management assistance to identify and encourage comprehensive projects and incentives structured to assist municipal and local governments funding energy efficiency projects. In calendar years 2014, 2015, and 2016, any unused funds allocated to municipal and local government projects under this paragraph remaining at the end of the year shall roll over and be added to the new calendar year program funds and continue to be made available exclusively for municipal and local government projects. Beginning in calendar year 2017, and all subsequent years, funds allocated to municipal and local government projects under this paragraph shall be offered first to municipal and local governments as described in this paragraph for no less than 4 full calendar months. If, at the end of this time, municipal and local governments have not submitted requests for eligible projects that will expend the funds allocated to municipal and local government projects under this paragraph within that program year, the funds shall be offered on a first-come, first-serve basis to business and municipal customers who fund the system benefits charge.

(c) The remainder to all-fuels, comprehensive energy efficiency programs administered by qualified parties which may include electric distribution companies as selected through a competitive bid process. The funding shall be distributed among residential, commercial, and industrial customers based upon each customer class's electricity usage to the greatest extent practicable as determined by the commission. Bids shall be evaluated based on, but not limited to, the following criteria:

- (1) A benefit/cost ratio analysis including all fuels.
- (2) Demonstrated ability to provide a comprehensive, fuel neutral program.
- (3) Demonstrated infrastructure to effectively deliver such program.
- (4) Experience of the bidder in administering energy efficiency programs.
- (5) Ability to reach out to customers.
- (6) The validity of the energy saving assumptions described in the bid.

2 New Paragraphs; Energy Efficiency Fund and Use of Auction Proceeds. Amend RSA 125-O:23 by inserting after paragraph III the following new paragraphs:

IV. The electric division of the commission shall conduct a competitive bid process for the selection of programs to be funded under subparagraph III(c), with such funding to begin January 1, 2015. The commission may petition the governor and council to extend existing contracts until such time as the competitive bids are approved by the governor and council, but in no event later than July 1, 2015. The competitive bid process shall be repeated every 3 years thereafter. Before extending any existing program, public comment on the proposed extension shall be accepted.

V. Each entity receiving funding under subparagraph III(c) shall file an annual report on the performance of the entity's program. The commission shall establish the format, content, and the methodologies used to provide the content of the reports. The commission shall make use of, as applicable and appropriate, the monitoring and verification requirements used in the natural gas and electric utility core programs. The annual reports shall be delivered to the governor, the president of the senate, the speaker of the house of

representatives, the chairmen of the senate and house standing committees with jurisdiction over energy matters, and the chairman of the public utilities commission. The reports shall include, but not be limited to, the following:

- (a) Program expenditures, including direct customer installation costs.
- (b) Resulting actual and projected energy savings by fuel type and associated CO2 emissions reductions.
- (c) Any measurement and verification data that corroborate projected savings.
- (d) The number of customers served by the programs.
- (e) Other data as required by the commission in order to determine program effectiveness.

3 New Paragraph; Legislative Oversight Committee on Electric Restructuring; Duties. Amend RSA 374-F:6 by inserting after paragraph V the following new paragraph:

VI. Reviewing state energy efficiency programs under the administration of the public utilities commission to determine what barriers exist to providing all-fuels, comprehensive energy efficiency savings to New Hampshire consumers.

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

The signatures below attest to the authenticity of this Report on SB 268, an act relative to funding for certain energy efficiency programs.

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. Borden, Rock. 24
 Rep. Raymond, Belk. 4
 Rep. Devine, Rock. 4
 Rep. Shepardson, Ches. 10

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

May 28, 2014
 2014-1971-CofC
 01/09

Committee of Conference Report on SB 270, an act establishing a commission to study mental health implementation in New Hampshire.

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 135-C:63-b, I(a) as inserted by section 1 of the bill by replacing it with the following:

I.(a) There is established a commission to study mental health implementation in New Hampshire. The members of the commission shall be as follows:

- (1) One member of the senate, appointed by the president of the senate.
- (2) Two members of the house of representatives, appointed by the speaker of the house of representatives.
- (3) The chief executive officer of the New Hampshire hospital, or designee.
- (4) The commissioner of the department of corrections, or designee.
- (5) A public member with a mental illness, appointed by the governor.
- (6) The director of the state office of veterans affairs, or designee.
- (7) A psychiatrist, appointed by the New Hampshire Psychiatric Society.
- (8) A representative of the New Hampshire Community Behavioral Health Association, appointed by the association.

(9) A representative of the National Alliance on Mental Illness New Hampshire, appointed by such agency.

(10) A representative of New Futures, appointed by the organization.

(11) A professor of the University of New Hampshire cooperative extension from the behavioral health institute, appointed by the director of the extension.

(12) A representative of the New Hampshire Children's Behavioral Health Collaborative, appointed by the collaborative.

(13) The director of the New Hampshire office of minority health and refugee affairs, or designee.

(14) A member of the state committee on aging, appointed by the committee members.

(15) The executive director of the New Hampshire Nurse Practitioner Association, or designee.

(16) A judge, appointed by the chief justice of the New Hampshire supreme court.

Amend RSA 135-C:63-b, IV as inserted by section 1 of the bill by inserting after subparagraph (b) the following new subparagraph:

(c) The commission shall make every effort to avoid issues specified in the mental health lawsuit settlement agreement in order to allow the mental health settlement to be implemented without hindrance.

Amend RSA 135-C:63-b, V as inserted by section 1 of the bill by replacing it with the following:

V. The members of the commission shall elect a chairperson from among the 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. Nine members of the commission shall constitute a quorum.

The signatures below attest to the authenticity of this Report on SB 270, an act establishing a commission to study mental health implementation in New Hampshire.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Reagan, Dist. 17
Sen. Fuller Clark, Dist. 21

Conferees on the Part of the House
Rep. J. MacKay, Merr. 14
Rep. Sherman, Rock. 24
Rep. Harding, Graf. 13
Rep. S. Schmidt, Carr. 6

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

May 28, 2014
2014-1977-CofC
03/04

Committee of Conference Report on SB 271, an act relative to retention of voter affidavits and identity verification.

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 7 with the following:

8 Qualified Voter Affidavit. Amend RSA 654:12, I(a) to read as follows:

(a) CITIZENSHIP. The supervisors of the checklist, or the town or city clerk, shall accept from the applicant any one of the following as proof of citizenship: the applicant's birth certificate, passport, naturalization papers if the applicant is a naturalized citizen, a qualified voter affidavit, a sworn statement on the general election day voter registration form, or any other reasonable documentation which indicates the applicant is a United States citizen. The qualified voter affidavit shall be in the following form, and shall be retained in accordance with RSA 33-A:3-a:

Date: _____

QUALIFIED VOTER AFFIDAVIT (Identity, Citizenship, Age)

Name: _____

Name at birth if different: _____

Place of birth: _____

Date of birth: _____

Date and Place of Naturalization: _____

Domicile Address: _____

Mailing Address (if different): _____

Telephone number (requested but optional) _____

Email address (requested but optional) _____

I hereby swear and affirm, under the penalties for voting fraud set forth below, that I am not in possession of some or all of the documents necessary to prove my identity, citizenship, and age and that I am the identical person whom I represent myself to be, that I am a duly qualified voter of this town (or ward), that I am a United States citizen, that I am at least 18 years of age as of this date or will be at the next election, and that to the best of my knowledge and belief the information above is true and correct.

(Signature of applicant)

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

On the date shown above, before me, _____ (print name of notary public, justice of the peace, election officer), appeared _____ (print name of person whose signature is being notarized), (known to me or satisfactorily proven (circle one)) to be the person whose name appears above, and he or she subscribed his or her name to the foregoing affidavit and swore that the facts contained in this affidavit are true to the best of his or her knowledge and belief.

This affidavit was executed for purposes of proving (check all that apply):

☐ Identity

☐ Citizenship

☐ Age

Notary Public/Justice of the Peace/

Official Authorized by RSA 659:30

9 Domicile Affidavit. Amend RSA 654:12, I(c) to read as follows:

(c) DOMICILE. Any reasonable documentation which indicates that the applicant has a domicile and intends to maintain a domicile, as defined in this chapter, in the town, city, or ward in which he or she desires to vote, or, if the applicant does not have reasonable documentation in his or her possession at the place and time of voter registration, a sworn statement on the general election day voter registration form, or an affidavit in the following form, which shall be retained in accordance with RSA 33-A:3-a:

DOMICILE AFFIDAVIT

Date: _____

Name: _____

Current Domicile Address: _____

Street Ward Number

Town or City Zip Code

Current Mailing Address (if different): _____

Street Ward Number

Town or City Zip Code

Telephone number (requested but optional) _____

Email address (requested but optional) _____

Date when current domicile was established: Month: _____ Year: _____

Place and date of birth: _____

Address of last previous domicile: _____

Street Ward Number

Town or City Zip Code

I hereby swear and affirm, under the penalties for voting fraud set forth below, that I am not currently in possession of necessary documents to prove my domicile and that my established domicile is at the current domicile address I have entered above. I understand that a person can claim only one state and one city/town as his or her domicile at a time. A domicile is that place, to which upon temporary absence, a person has the intention of returning. By registering or voting today, I am acknowledging that I am not domiciled or voting in any other city/town, and that to the best of my knowledge and belief the information above is true and correct.

(Signature of applicant)

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

On the date shown above, before me, _____ (print name of notary public, justice of the peace, election officer), appeared _____ (print name of person whose signature is being notarized), (known to me or satisfactorily proven (circle one)) to be the person whose name appears above, and he or she subscribed his or her name to the foregoing affidavit and swore that the facts contained in this affidavit are true to the best of his or her knowledge and belief.

Notary Public/Justice of the Peace/Official Authorized by RSA 659:30

10 Contingency. If HB 466-FN of the 2014 regular legislative session becomes law, sections 2 and 3 of this act shall not take effect and sections 8 and 9 of this act shall take effect 60 days after its passage. If HB 466-FN of the 2014 regular legislative session does not become law, sections 2 and 3 of this act shall take effect 60 days after its passage and sections 8 and 9 of this act shall not take effect.

11 Recount; Deadline. Amend RSA 655:81, XI to read as follows:

XI. The deadline for any candidate to request a recount pursuant to RSA 660:7 shall be 5:00 p.m. on the day after the election. ***A candidate having requested a recount pursuant to this paragraph may, no later than 5:00 p.m. on the Monday after the primary election, withdraw the request and receive a refund of any fees paid.***

12 Recount; Deadline. Amend RSA 660:7 to read as follows:

660:7 Application.

I. Any person for whom a vote was cast for any nomination of any party at a state primary may apply for a recount, provided that the difference between the votes cast for the applying candidate and a candidate of that party declared nominated is less than 10 votes or less than 1.5 percent of the total ballots cast in the primary for that party in the towns which comprise the office to be recounted. The application shall be made in writing to the secretary of state and shall be submitted no later than 5:00 p.m. on the Friday after the primary election. Each candidate requesting a recount shall pay the secretary of state fees as provided in RSA 660:2. ***A candidate having requested a recount pursuant to this paragraph may, no later than 5:00 p.m. on the Monday after the primary election, withdraw the request and receive a refund of any fees paid.***

II. Any person receiving at least 9 percent of the votes cast in any party's presidential primary may apply for a recount. The application shall be made in writing to the secretary of state and shall be submitted no later than the Friday after the primary for a recount of all ballots cast for such nomination. Each candidate requesting a recount shall pay the secretary of state fees as provided in RSA 660:2. ***A candidate having requested a recount pursuant to this paragraph may, no later than 5:00 p.m. on the Monday after the primary election, withdraw the request and receive a refund of any fees paid.***

13 Obtaining a Ballot. Amend RSA 659:13, II(b) to read as follows:

(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, ***or ward*** 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, ***or ward*** 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.

14 Obtaining a Ballot. Amend RSA 659:13, II(b) to read as follows:

(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, ***or ward*** 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.

15 Processing Absentee Ballots. Amend RSA 659:49 to read as follows:

659:49 Processing Absentee Ballots.

I. Processing of previously received absentee ballots shall begin at 1:00 p.m. ***unless a different time, that is no earlier than 2 hours after the opening of the polls, is posted and announced in accordance with paragraph II.*** The processing of the absentee ballots shall not unnecessarily interfere with normal voting procedures, nor shall the polls be closed at any time [during the] ***for the*** processing of such ballots ***during normal polling hours.*** Absentee ballots which are received after [1:00 p.m.] ***the start time for processing absentee ballots*** and prior to 5:00 p.m. ***on the day of the election*** shall be processed as soon after receipt as possible. Under no circumstances shall absentee ballots be counted prior to the closing of the polls.

II. Notwithstanding the provisions of paragraph I, upon the written challenges of 10 or more voters who are present at the polls no later than 1:00 p.m., the moderator shall postpone the processing of all absentee ballots until after the polls close and prior to the counting of all ballots cast in the election. ***The moderator, or his or her designee, shall post the time at which the processing of absentee ballots shall begin at the polling place and one other public location at least 24 hours before the polls open. In addition, when the polls open the moderator shall announce the time at which the processing of absentee ballots shall begin.***

16 Repeal. RSA 659:46, relative to delivery of absentee ballots to moderator, is repealed.

17 Vacancy; State Representative. Amend RSA 661:8, III to read as follows:

III. Notwithstanding the provisions of paragraph II, if a vacancy occurs in the office of state representative in a district comprised of a city ward or wards, a request to hold the primary and special elections on the same dates as the city's biennial primary and regular elections may be submitted to the governor and council by the governing body of the city. If so requested, the governor and council shall declare the vacancy not less than 56 days prior to the date of the city's primary election. ~~[The filing period shall be held not more than 50 days nor less than 43 days prior to the primary election.]~~ ***The filing period shall start on the Monday following the date on which the governor and council declare that there shall be a special election and shall end at 5:00 p.m. on the Friday of that week.*** The provisions of RSA 655:81, III, VI, VII, VIII, IX, X, and XI shall apply to elections held pursuant to this paragraph.

18 Effective Date.

I. Section 6 of this act shall take effect September 1, 2015, at 12:02 a.m.

II. Sections 3, 4, 8, and 9 of this act shall take effect as provided in section 10 of this act.

III. Sections 1, 2, 5, and 7, of this act shall take effect 60 days after its passage.

IV. Section 14 of this act shall take effect September 1, 2015, at 12:03 a.m.

V. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on SB 271, an act relative to retention of voter affidavits and identity verification.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Forrester, Dist. 2
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. G. Richardson, Merr. 10
Rep. Cote, Hills. 31
Rep. Knowles, Hills. 37
Rep. Hoelzel, Rock. 3

2014-1977-CofC

AMENDED ANALYSIS

This bill:

I. Requires that all voter challenge affidavits be retained for at least 22 months after the election.

II. Allows voters the option of providing a telephone number and email address on a qualified voter affidavit, domicile affidavit, or challenged voter affidavit.

III. Modifies when identity verification letters are to be mailed.

IV. Provides for withdrawal of a recount request and refund of fees paid.

V. Clarifies additional forms of identification for voters.

VI. Eliminates certain restrictions relating to when absentee ballots may be processed.

VII. Clarifies the filing period for state representative special elections.

The Chair ruled Amendment 1977c non-germane.

Without objection, the Senate suspends Rule 3-17 and 5-11 to allow for the introduction of non-germane Amendment 1977c to SB 271. Adopted by the necessary 2/3 vote.

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

May 27, 2014

2014-1934-CofC

03/04

Committee of Conference Report on SB 321, an act relative to motorist service signs.

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 321, an act relative to motorist service signs.

Conferees on the Part of the Senate
Sen. Rausch, Dist. 19
Sen. Bradley, Dist. 3
Sen. Gilmour, Dist. 12

Conferees on the Part of the House
Rep. Cloutier, Sull. 10
Rep. Ebel, Merr. 5
Rep. Ratzki, Merr. 1
Rep. Waterhouse, Rock. 7

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

Sen. Hosmer is in opposition to the adoption of the Committee of Conference Report on SB 321.

May 28, 2014
2014-1965-CofC
08/10

Committee of Conference Report on SB 343, an act relative to the duties of the statewide education improvement and assessment program legislative oversight committee and repealing the school administrative unit legislative oversight committee.

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 the enacting clause with the following:

1 Statewide Education Improvement and Assessment; Areas of Assessment. Amend RSA 193-C:5 to read as follows:

193-C:5 Areas of Assessment. The academic areas to be assessed shall include, but not be limited to: reading and language arts, mathematics, science, history, geography, civics, and economics. ***The statewide assessment program shall only measure student understanding of key content-specific concepts, skills, and knowledge applied within or across academic content domains.***

2 Repeal. The following are repealed:

I. RSA 194-C:11, relative to the school administrative unit legislative oversight committee.

II. RSA 194-C:12, relative to the duties of the school administrative unit legislative oversight committee.

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

The signatures below attest to the authenticity of this Report on SB 343, an act relative to the duties of the statewide education improvement and assessment program legislative oversight committee and repealing the school administrative unit legislative oversight committee.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Cataldo, Dist. 6
Sen. Gilmour, Dist. 12

Conferees on the Part of the House
Rep. Gile, Merr. 27
Rep. Grassie, Straf. 11
Rep. Myler, Merr. 10
Rep. Ladd, Graf. 4

2014-1965-CofC

AMENDED ANALYSIS

This bill restricts the scope of the statewide education improvement and assessment program.

This bill also repeals the school administrative unit legislative oversight committee.

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

May 28, 2014
2014-1962-CofC
01/09

Committee of Conference Report on SB 345, an act repealing the prospective repeal of the annual public hearing and report on health insurance costs and trends.

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

Amend the introductory paragraph of RSA 420-G:14-a, VI(a) as inserted by section 2 of the bill by replacing it with the following:

VI.(a) The commissioner shall prepare an annual report concerning premium rates in the health insurance market and the factors that have contributed to rate increases during prior years. The annual report shall be designed to provide information which identifies and quantifies health care spending trends and the underlying factors that contributed to increases in health insurance premiums. The report shall include recommendations and strategies for increasing the efficiency of New Hampshire's health care financing and delivery system. The report shall be based to the highest extent possible on the commissioner's analysis of information and data available to the commissioner, including:

Amend the bill by deleting section 3 and renumbering the original section 4 to read as 3.

The signatures below attest to the authenticity of this Report on SB 345, an act repealing the prospective repeal of the annual public hearing and report on health insurance costs and trends.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Cataldo, Dist. 6
Sen. Hosmer, Dist. 7

Conferees on the Part of the House
Rep. Butler, Carr. 7
Rep. Muns, Rock. 21
Rep. McNamara, Hills. 38
Rep. John Hunt, Ches. 11

2014-1962-CofC

AMENDED ANALYSIS

This bill repeals the prospective repeal of the annual public hearing and report on health insurance costs and trends and adds certain criteria to the report.

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

Recess. Out of recess.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled bills.

SB 369-FN-A, relative to the Medicaid enhancement tax.

SB 385, relative to examination requirements for chiropractors.

SB 389, relative to the enforcement of motor vehicle laws by officers of the fish and game department.

SB 391, relative to the juvenile justice advisory board; the policies and procedures of the youth development center; and a reduction in appropriation to the Sununu Youth Services Center.

SB 393, relative to the housing finance authority and surplus lands housing program.

SB 405-FN, requiring the registration of radon mitigation system installers with the board of home inspectors.

COMMITTEE OF CONFERENCE REPORTS

May 30, 2014
2014-2004-CofC
09/10

Committee of Conference Report on SB 369-FN-A, an act relative to the Medicaid enhancement tax.

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 the enacting clause with the following:

1 Medicaid Enhancement Tax; Definition; Hospital. Amend RSA 84-A:1, III to read as follows:

III. "Hospital" means general hospitals ~~[and special hospitals for rehabilitation]~~ required to be licensed under RSA 151 that provide inpatient and outpatient hospital services, but not including government facilities.

2 New Paragraph: Medicaid Enhancement Tax; Definition; Inpatient Hospital Services. Amend RSA 84-A:1 by inserting after paragraph III the following new paragraph:

III-a. "Inpatient hospital services" means those services that are classified as inpatient hospital services for purposes of section 1903(w) of the Social Security Act, and are defined in 42 C.F.R section 440.10, regardless of the patient receiving the service or the payor for that service.

3 New Paragraph; Medicaid Enhancement Tax; Definition; Outpatient Hospital Services. Amend RSA 84-A:1 by inserting after paragraph IV-a the following new paragraph:

IV-b. "Outpatient hospital services" means those services that are classified as outpatient hospital services for purposes of section 1903(w) of the Social Security Act, and are defined in 42 C.F.R. section 440.20, regardless of the patient receiving the service or the payor for that service.

4 Medicaid Enhancement Tax; Definition; Net Patient Services Revenue. Amend RSA 84-A:1, IV-a to read as follows:

IV-a. "Net patient services revenue" means the gross charges of the hospital ***for inpatient and outpatient hospital services*** less any deducted amounts for bad debts, charity care, and payor discounts. "Net patient services revenue" shall include revenues received from the state's uncompensated care account and revenues received from all payers of inpatient and outpatient ~~[patient care]~~ ***hospital services***.

5 Imposition of Tax. RSA 84-A:2 is repealed and reenacted to read as follows:

84-A:2 Imposition of Tax.

I. For the taxable period ending June 30, 2014, a tax is imposed at a rate of 5.5 percent upon the net patient services revenue of every hospital for the hospital's fiscal year ending during the first full calendar year preceding the taxable period.

II. For the taxable period ending June 30, 2015, a tax is imposed at a rate of 5.5 percent upon the net patient services revenue of every hospital for the hospital's fiscal year ending during the calendar year in which the taxable period begins.

III. For the taxable period ending June 30, 2016, a tax is imposed at a rate of 5.45 percent upon the net patient services revenue of every hospital for the hospital's fiscal year ending during the calendar year in which the taxable period begins.

IV. For the taxable period ending June 30, 2017, a tax is imposed at a rate of 5.4 percent upon the net patient services revenue of every hospital for the hospital's fiscal year ending during the calendar year in which the taxable period begins.

V. For the taxable period ending June 30, 2018, and for every taxable period thereafter, a tax is imposed at a rate of 5.4 percent upon the net patient services revenue of every hospital for the hospital's fiscal year ending during the calendar year in which the taxable period begins unless the total aggregate uncompensated care for hospitals with both a critical and a noncritical access hospital designation falls below \$375 million, at which point the tax rate shall be 5.25 percent.

6 Tax Due; Offset For Past Due Payments. RSA 84-A:3 is repealed and reenacted to read as follows:

84-A:3 Tax Due; Offset for Past Due Payments.

I. For the taxable period beginning July 1, 2014, and for every taxable period thereafter, each hospital shall pay 100 percent of its Medicaid enhancement tax due and payable for the taxable period no later than the fifteenth day of April.

II. Payments due under this section which are past due from any hospital by more than 60 days may be collected from such hospital by means of offset against any amounts due and payable to such hospital by any program operated by the department of health and human services including, but not limited to, programs of medical assistance authorized under the Title XIX or XXI of the Social Security Act and operated by the department of health and human services, or any other state program under which the state purchases services from such a hospital. The department of revenue administration shall establish a plan for reporting the necessary information to the department of health and human services or other appropriate state department to collect offsets under this section.

7 Returns. Amend RSA 84-A:4 to read as follows:

84-A:4 Returns. Every hospital shall on or before the ~~[tenth]~~ **fifteenth** day of ~~[the month following the expiration of]~~ **April in** the taxable period make a return to the commissioner. The commissioner shall adopt rules, pursuant to RSA 541-A, relative to the form of such return and the data which it must contain for the correct computation of net patient services revenue and the tax assessed upon such amount. All returns shall be signed by the taxpayer or by its authorized representative, subject to the pains and penalties of perjury. If such return shows an overpayment of the tax due, the commissioner shall refund or credit the overpayment to the hospital in accordance with RSA 21-J:28-a. ***Every hospital shall on or before January 15 in the taxable period make a nonbinding estimate of its projected tax payment.***

8 Method of Payment; Reference Corrected. Amend RSA 84-A:5, I to read as follows:

I. The payments required by RSA 84-A:3~~[-H-a]~~ shall be made by electronic transfer of moneys to the state treasurer and deposited to the uncompensated care **and Medicaid** fund established by RSA 167:64.

9 New Sections; Medicaid Enhancement Taxes; Declaration of Intent; Severability. Amend RSA 84-A by inserting after section 13 the following new sections:

84-A:14 Declaration of Intent. It is the declared intent of this chapter to provide for the consistent, equitable, and rational taxation of revenue received from inpatient hospital services and outpatient hospital services, which are 2 separate and distinct classes of property and are permissible classes of health care-related services which may be taxed in accordance with federal law to ensure access to Federal Financial Participation. In addition, it is the declared intent of this chapter to enact a health care-related tax, as permitted under section 1903(w) of the Social Security Act, upon the revenue derived from inpatient and outpatient hospital services, which are distinct from other classes of health care services, are subject to a different reimbursement methodology for public payors, are subject to different licensing and certification requirements, are potentially eligible for uncompensated care payments under the disproportionate share hospital program, and which provide a necessary, rational, and demonstrated public health benefit.

84-A:15 Severability. If any provision of this chapter or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the chapter which can be given effect without the invalid provisions or applications, and to this end the provisions of this chapter are severable. This severability clause shall apply to the application of this chapter to revenue from inpatient hospital services and outpatient hospital services, such that the invalidity of either shall not affect the application of the statute to the other.

10 Substantial Understatement Penalty. Amend RSA 21-J:33-a, I to read as follows:

I. If there is a substantial understatement of tax imposed under RSA 77, RSA 77-A, RSA 77-E, RSA 78-A, RSA 78-C, RSA 82-A ~~[or]~~ RSA 83-C, ~~[or]~~ RSA 83-E, **or RSA 84-A** for any taxable period, there shall be added to the tax an amount equal to 25 percent of the amount of any underpayment attributable to such understatement.

11 Medicaid Enhancement Tax; Definition; Uncompensated Care and Medicaid Fund. Amend RSA 84-A:1, VI to read as follows:

VI. “Uncompensated care *and Medicaid* fund” means the fund established in RSA 167:64 to reimburse hospitals for costs associated with uncompensated care and shortfalls in publicly funded programs.

12 Subdivision Heading. Amend the subdivision heading preceding RSA 167:63 to read as follows:

Uncompensated Care *and Medicaid* Fund

13 Uncompensated Care and Medicaid Fund. RSA 167:64 is repealed and reenacted to read as follows:

167:64 Uncompensated Care and Medicaid Fund.

I. There is hereby established in the state treasury an uncompensated care and Medicaid fund which shall consist of the moneys collected pursuant to RSA 84-A. Investment earnings of the fund shall be credited to the fund. Moneys paid into the fund shall be exempt from any state budget reductions, and the commissioner is authorized to expend these funds, together with matching federal funds, as follows:

(a)(1) The commissioner shall 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 provider payments and to support Medicaid services and programs administered by the department in amounts directed by the budget in each year of the biennium.

(2) Expenditure of revenues deposited to the uncompensated care and Medicaid fund shall be made for the following purposes in the following order of priority in fiscal year 2015:

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

(B) 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 consistent with the requirements of 42 U.S.C. section 1396r-4(g) and any relevant federal regulations promulgated thereunder as budgeted in each year of the biennium based on available funding, to be shared among such hospitals in proportion to the amount of uncompensated care provided;

(C) To make disproportionate share hospital payments to support the uncompensated care costs of New Hampshire’s general hospitals without critical access designation shared among such hospitals consistent with the requirements of 42 U.S.C. section 1396r-4(g) and any relevant federal regulations promulgated thereunder in proportion to the amount of uncompensated care provided with funds available from net Medicaid enhancement tax revenue received by the state in fiscal year 2015 in excess of \$190,300,000; and

(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 up to an amount as budgeted in each year of the biennium based on available funding.

(3) Subject to subparagraph (a)(3)(D), expenditure of revenues deposited to the uncompensated care and Medicaid fund shall be made for the following purposes in the following order of priority in fiscal years 2016, 2017, 2018, and 2019, and in addition in fiscal years 2016, 2017, 2018, and 2019, if New Hampshire hospitals’ total aggregate uncompensated care costs as reported to the department in any such fiscal year is less than \$350,000,000, the state shall pay New Hampshire’s hospitals not less than \$175,000,000 in disproportionate share hospital payments, shared among such hospitals in proportion to the amount of uncompensated care provided; provided that New Hampshire hospitals with a critical access hospital designation shall continue to receive reimbursements of no less than 75 percent of each hospital’s uncompensated care costs and no hospital shall be paid disproportionate share hospital payments of more than 100 percent of uncompensated care costs:

(A) To make disproportionate share hospital payments to New Hampshire hospitals with and without critical access designation in the following order of priority, provided that, in fiscal years 2016 and 2017, the New Hampshire hospitals shall not be paid more than a cap of \$224,000,000 in disproportionate share hospital payments and in fiscal years 2018 and 2019 the New Hampshire hospitals shall not be paid more than a cap of \$241,900,000 in disproportionate share hospital payments:

(i) To support 75 percent of the uncompensated care costs of New Hampshire’s hospitals with critical access designation consistent with the requirements of 42 U.S.C. section 1396r-4(g) and any relevant federal regulations promulgated thereunder to be shared among such hospitals in proportion to the amount of uncompensated care provided;

(ii) To make disproportionate share hospital payments to support 50 percent of the uncompensated care costs of New Hampshire's hospitals without critical access hospital designation in fiscal year 2016 and 2017 and 55 percent of uncompensated care costs of New Hampshire's hospitals without critical access hospital designation in fiscal year 2018 and fiscal year 2019 and in fiscal years thereafter consistent with the requirements of 42 U.S.C. section 1396r-4(g) and any relevant federal regulations promulgated thereunder in proportion to the amount of uncompensated care provided and up to the remaining amount of the applicable cap set forth in subparagraph (a)(3)(A), but not less than the amount guaranteed in disproportionate share hospital payments as set forth in subparagraph (a)(3); and

(B) 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 up to an amount as budgeted in each year of the biennium.

(C) Any remaining funds produced from the Medicaid enhancement tax shall be used to support provider payments and to support Medicaid services and programs administered by the department.

(D) Notwithstanding any provision to the contrary, in each of fiscal years 2016, 2017, 2018, and 2019, the amount of uncompensated care reimbursed to non-critical access hospitals shall be reduced in both state contribution and federal match by any shortfall in net Medicaid enhancement tax revenues received below the following thresholds: fiscal year 2016 - \$220.5 million; fiscal year 2017 - \$228.1 million; fiscal year 2018 - \$235.9 million; and fiscal year 2019 - \$243.4 million. However, to the extent the aggregate uncompensated care for all hospitals falls below \$375 million and the Medicaid enhancement tax rate is further reduced as set forth in RSA 84-A:2, V, then the threshold for fiscal year 2018 shall be \$229.4 million and for fiscal year 2019 shall be \$235.7 million. Further, the caps in subparagraph (a)(3)(A) and the reimbursements and caps in subparagraph (a)(3)(A)(ii) shall be reduced by 85 percent of the difference between total Medicaid enhancement tax revenue calculated at 5.5 percent of net patient services revenue and Medicaid enhancement tax revenue at the current tax rate for the applicable fiscal year.

(b)(1) The commissioner is hereby authorized and directed to develop and implement a schedule of payments for reimbursement of the uncompensated care costs consistent with the level of funding made available for such payments in each year of any 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:

(i) Meets the minimum criteria for disproportionate share eligibility under relevant federal statutory changes at 42 U.S.C. 1396r-4(d);

(ii) Is not a special hospital for rehabilitation; and

(iii) Participates in the provider network of the state Medicaid care management program.

(2) The reimbursement of uncompensated care costs paid in state fiscal year 2015 and thereafter shall be in accordance with the schedule of payments to hospitals consistent with this section 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. Disproportionate share hospital payments shall be made under this paragraph by May 31 in any fiscal year.

(c) For purposes of this section, uncompensated care costs shall include: any charity care cost, and any portion of Medicaid-covered patient care costs unreimbursed by Medicaid payments, that the commissioner determines would meet the criteria under 42 U.S.C. section 1396r-4(g) governing hospital-specific limits on disproportionate share hospital payments under Title XIX of the Social Security Act and the provisions of all federal regulations promulgated thereunder.

(d) One percent of the funds made available for uncompensated care payments shall be placed in a separate class line reserved for the expenses of the department in administering this subdivision.

II. Moneys in the uncompensated care and Medicaid fund shall be continually appropriated to the department for the purposes of this subdivision.

III. The department shall secure all necessary waivers pursuant to 42 C.F.R. section 433.68 and approvals of state plan amendments from the Centers for Medicare and Medicaid Services (CMS).

IV. Payment of disproportionate share hospital payments under this section is contingent upon New Hampshire receiving a sufficient federal Medicaid disproportionate share hospital allotment from CMS.

14 Uncompensated Care Fund; Definition; Hospital. Amend RSA 167:63, IV to read as follows:

IV. "Hospital" means general hospitals ~~[and special hospitals for rehabilitation]~~ required to be licensed under RSA 151, but not including government facilities.

15 Operating Budget; Department of Health and Human Services; Provider Payments. Amend 2013, 143.1, 05, 95, 47, 470010, 7940, estimated source of funds for provider payments, to read as follows:

ESTIMATED SOURCE OF FUNDS FOR
PROVIDER PAYMENTS

007 Agency Income	18,601,359	19,078,123
009 Agency Income	[81,691,149] 153,891,149	[90,291,149] 163,991,149
FEDERAL FUNDS	229,814,212	219,781,567
GENERAL FUNDS	[115,098,935] 42,898,935	[95,750,212] 22,050,212
TOTAL SOURCE OF FUNDS	445,205,655	424,901,051

16 Estimates Revenues. Amend 2013, 143:17 to read as follows:

143:17 Estimates of Unrestricted Revenue.

GENERAL FUND	FY 2014	FY 2015
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	2,400,000	1,900,000
SUBTOTAL	1,338,385,000	1,375,095,000
[MEDICAID ENHANCEMENT TAX]	72,200,000	73,700,000
MEDICAID RECOVERIES	5,400,000	5,400,000
TOTAL GENERAL FUND	[1,415,985,000] 1,343,785,000	[1,454,195,000] 1,380,495,000

EDUCATION FUND	FY 2014	FY 2015
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>

17 Applicability. Sections 2-4, and 9-12 of this act shall take effect upon its passage and shall apply to taxable periods beginning on or after July 1, 2013.

18 Applicability; Medicaid Enhancement Tax; Uncompensated Care Fund; Definition of Hospital. Sections 1 and 14 of this act, deleting special hospitals for rehabilitation from the definition of "hospital" under the Medicaid enhancement tax and the uncompensated care and Medicaid fund, shall take effect on July 1, 2014, and shall apply to the taxable period ending June 30, 2014 and to every taxable period thereafter.

19 Reports.

I. The department of revenue administration shall submit a report to the fiscal committee of the general court on the details of the reporting plan required by RSA 84-A:3, II, as inserted by section 6 of this act, on or before September 30, 2014.

II. The department of revenue administration and the department of health and human services shall submit a report to the fiscal committee of the general court recommending adjustments to the uncompensated care program that reflect funding levels at no less than those provided by this act for fiscal year 2019. Such report shall be submitted no later than October 1, 2018.

20 Effective Date.

I. Sections 6-8 of this act shall take effect July 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 369-FN-A, an act relative to the Medicaid enhancement tax.

Conferees on the Part of the Senate
 Sen. Odell, Dist. 8
 Sen. Larsen, Dist. 15
 Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
 Rep. Wallner, Merr. 10
 Rep. Rosenwald, Hills. 30
 Rep. Almy, Graf. 13
 Rep. Kaen, Straf. 5

2014-2004-CofC

AMENDED ANALYSIS

This bill revises services taxable under the Medicaid enhancement tax and clarifies that the Medicaid enhancement tax is a health care-related tax. The bill removes the application of the Medicaid enhancement tax to special hospitals for rehabilitation. The bill also changes the payment schedule for the tax and the method for collecting overdue tax payments.

This bill prescribes expenditures from the uncompensated care and Medicaid fund.

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

Senators Bradley, Bragdon, Carson, Forrester, and Morse are in opposition to the adoption of the Committee of Conference Report on SB 369-FN-A.

May 20, 2014
 2014-1887-CofC
 08/09

Committee of Conference Report on SB 385, an act relative to examination requirements for chiropractors.

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 385, an act relative to examination requirements for chiropractors.

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. Schuett, Merr. 20
Rep. Gagnon, Sull. 5
Rep. Hansen, Hills. 22
Rep. Weber, Ches. 1

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

May 28, 2014
2014-1967-CofC
10/04

Committee of Conference Report on SB 389, an act relative to the enforcement of motor vehicle laws by officers of the fish and game department.

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 389, an act relative to the enforcement of motor vehicle laws by officers of the fish and game department.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Boutin, Dist. 16
Sen. Woodburn, Dist. 1

Conferees on the Part of the House
Rep. R.M. Rogers, Straf. 22
Rep. Manley, Hills. 3
Rep. Kidder, Merr. 5
Rep. Duarte, Rock. 2

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

Senators Forrester and Hosmer are in opposition to the adoption of the Committee of Conference Report on SB 389.

May 30, 2014
2014-2000-CofC
05/04

Committee of Conference Report on SB 391, an act relative to the juvenile justice advisory board; the policies and procedures of the youth development center; and a reduction in appropriation to the Sununu Youth Services Center.

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 621-A:10, IV as inserted by section 1 of the bill by replacing it with the following:

IV. On or before the anniversary of the first meeting called after the effective date of this section, and biennially thereafter until 2025, the advisory board shall submit a written report to the speaker of the house of representatives, the president of the senate, the governor, and the following legislative commit-

tees: the house children and family law committee, the house criminal justice and public safety committee, the senate judiciary committee, and the house and senate finance committees. The report shall detail the activities of the board and any recommendations made by the board to the department relative to juvenile justice services. The report shall include the board's assessment of the policies and procedures of the youth development center.

Amend the bill by replacing sections 2-4 with the following:

2 Duties of the Advisory Board. Amend RSA 621-A:11 to read as follows:

621-A:11 Duties of the Advisory Board.

I. The advisory board shall act in an ***oversight and*** advisory capacity to assist the commissioner of the department of health and human services ***and the director of juvenile justice services and Sununu Youth Services Center*** relative to juvenile justice programs and services provided to children at the youth development center and other juvenile justice facilities. The board ~~[may]~~ ***shall*** also provide advice and input on fiscal and budgetary matters ~~[related to such facilities,]~~ ***and shall make recommendations to the commissioner and the director of juvenile justice services and Sununu Youth Services Center on ways to reduce costs at the youth development center. The board shall also explore*** the availability of state and federal grants, business partnerships, and other funding sources ***that may be*** available to the department for such facilities.

~~[I-a.]~~ ***II.*** The board ***shall assess whether the youth development center is meeting the objectives of RSA 621:2 and*** shall seek information from the director of ~~[the division of]~~ juvenile justice services ***and Sununu Youth Services Center*** in the department of health and human services concerning the successes and challenges relative to the state's juvenile justice programs and services.

~~[I-b.]~~ ***III.*** The board shall be available to address emergent issues identified by the commissioner of health and human services, the director of ~~[the division of]~~ juvenile justice services ***and Sununu Youth Services Center***, the chair of the advisory board, or any board member. In furtherance of this paragraph, the board may solicit comments from the public or any other entities as it deems appropriate.

~~[H. Beginning in December 2010, and biennially thereafter, the board shall submit a written report to the speaker of the house, the president of the senate, the governor, and the following legislative committees: the house children and family law committee, the house criminal justice and safety committee, and the senate judiciary committee. The report shall detail the activities of the board and any recommendations made by the board to the department relative to juvenile justice services.]~~

3 New Paragraph; Department of Health and Human Services; Director of Juvenile Justice Services and Sununu Youth Services Center. Amend RSA 126-A:4 by inserting after paragraph V the following new paragraph:

VI. Notwithstanding any other provision of law to the contrary, the commissioner shall appoint a director of juvenile justice services and Sununu Youth Services Center, who shall be responsible for the administration of the youth development center under RSA 621, the youth services center under RSA 621-A, and the supervision of juvenile probation and parole officers under RSA 170-G. The director of juvenile justice services and Sununu Youth Services Center shall have the same status within the department as the director of the division responsible for the administration of services to children and youth under RSA 170-G.

4 New Section; Appointment of a Director of Juvenile Justice Services and Sununu Youth Services Center. Amend RSA 621-A by inserting after section 4 the following new section:

621-A:4-a Appointment of a Director of Juvenile Justice Services and Sununu Youth Services Center. The commissioner shall nominate and the governor, with the consent of the council, shall appoint a director of juvenile justice services and Sununu Youth Services Center. The director shall serve at the pleasure of the commissioner.

Amend the bill by replacing section 7 with the following:

7 Effective Date.

I. Sections 1, 2, and 6 of this act shall take effect upon its passage.

II. The remainder of this act shall take effect 90 days after its passage.

The signatures below attest to the authenticity of this Report on SB 391, an act relative to the juvenile justice advisory board; the policies and procedures of the youth development center; and a reduction in appropriation to the Sununu Youth Services Center.

Conferees on the Part of the Senate
 Sen. Carson, Dist. 14
 Sen. Boutin, Dist. 16
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. Walz, Merr. 23
 Rep. Long, Hills. 42
 Rep. Gargasz, Hills. 27
 Rep. Huot, Belk. 3

2014-2000-CofC

AMENDED ANALYSIS

This bill:

I. Revises the membership and duties of the juvenile justice advisory board.

II. Requires the governor and council to appoint a director of juvenile justice services and Sununu Youth Services Center.

III. Revises the amount the department of health and human services is directed to reduce state general fund appropriations to the Sununu Youth Services Center for the biennium ending June 30, 2015.

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

May 27, 2014

2014-1935-CofC

05/10

Committee of Conference Report on SB 393, an act relative to the housing finance authority and surplus lands housing program.

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 393, an act relative to the housing finance authority and surplus lands housing program.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Cataldo, Dist. 6
 Sen. Watters, Dist. 4

Conferees on the Part of the House
 Rep. Butler, Carr. 7
 Rep. Muns, Rock. 21
 Rep. K. Williams, Hills. 4
 Rep. Flanders, Belk. 3

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

May 27, 2014

2014-1946-CofC

08/09

Committee of Conference Report on SB 405-FN, an act requiring the registration of radon mitigation system installers with the board of inspectors.

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 405-FN, an act requiring the registration of radon mitigation system installers with the board of inspectors.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Cataldo, Dist. 6
 Sen. Woodburn, Dist. 1

Conferees on the Part of the House
 Rep. Weber, Ches. 1
 Rep. Goley, Hills. 8
 Rep. R. Ober, Hills. 37
 Rep. Lovejoy, Rock. 36

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

(The Chair recognized Sen. Lasky.)

SENATOR LASKY: Thank you, Mister President. I would like to speak on unanimous consent? And I just want to say thank you to all my colleagues for a wonderful two-year session, but particularly to Senator Stiles and Carson for treating us very well over every session day. I know it's an added work on their part, and we appreciate it. Thank you.

(The Chair recognized Sen. Gilmour.)

SENATOR GILMOUR: Thank you, Mister President. I would like to rise and mark this as a very important anniversary. 95 years ago today, on June 4th in 1919, and no I was not there, the United States Congress passed the 19th amendment to the Constitution giving the women the right to vote in our great nation. And when we think about what's happened in those 95 years in the important work that both men and women have done, and the important work that women have done in this state and in this chamber, I think it is an important day to mark. So, thank you Mister President.

(The Chair recognized Sen. Larsen.)

SENATOR LARSEN: Thank you, Mister President. I think it's a fitting segway, after Senator Gilmour's presentation on the 19th amendment, to take this moment to announce that I plan not to seek re-election. The Book of Ecclesiastes, Chapter 3, has captured a perfect life statement: "For everything there is a season and a time for every matter under heaven." So, I've decided to finish my time in this beautiful chamber of the State Senate and not run for re-election. In this season of my life, after 20 years in the Senate, I want to spend more time with my family exploring and enjoying life's other adventures.

I also want to introduce friends in the gallery. I see my dear friends, Nick and Ruth Perencevich, who've helped me so much along the way. As you know, I have a newly married daughter, who has moved back to Concord with my new son-in-law, a law school graduate and son in Portland, and retired husband who likes to explore.

I still love what can be accomplished through political involvement and I plan to stay involved, just not as a candidate this election. I believe in the adage that when one door opens, when one door closes another one opens. So, I will be open to what lies ahead.

I will miss all of you, both staff and senate colleagues, and I'll always cherish the friendship we have made and milestones we've achieved. It's been an honor to serve the wonderful people of this district, and our beautiful Granite State these many years. As I look back on our years together, the trust the people of my district have given me through these 10 years and elections, has allowed me to accomplish much of what I came here to do: universal access to public kindergarten is now statewide, a constitutional education funding plan is now in place, my proposal for a tax-free college savings plan is now a 10 billion dollar account that has also funded thousands of low-income student scholarships statewide, state funded renovations at vocational high schools are now reimbursed when here-to-for it was only for new construction, a woman's right to the privacy of her medical decisions has been protected during these years, domestic violence has been recognized, and pay equity safe-guarded, community treatment for mental health and substance abuse will be enhanced, a new women's prison will be finally built, and life-skills training will be offered to the women, affordable healthcare will finally be available to low and middle income, hardworking families of our state.

Through an emphasis on civility and rules of fair play, we've accomplished much as a citizen legislature. Even as we broke new ground with the first New Hampshire judicial impeachment proceedings, we protected our democratic process and rule of civil law. I challenge each of you who are re-elected to continue to protect these rules of fair play and senate procedure as this is the very basis of our bipartisan democracy, whether for the majority or the minority.

Finally, I will never forget the trust my colleagues placed in me with the remarkable support of state house staff during my 4 years as senate president. I am deeply grateful for that honor, as well.

Again, I thank you all. I know this institution will continue strong, and it's been an honor serving with you. Thank you.

PRESIDENT MORSE: I guess those 4th graders are going to really have a story next year. On behalf of the Governor, and the Speaker, and the members of the House that are here, Senator Larsen it's truly been a honor, thank you.

Are there any further announcements?

(The Chair recognized Sen. Larsen.)

SENATOR LARSEN: I would rise for an introduction. I didn't see him here, but my explorer husband, Bob Larsen, is here. I thank him for his years of support.

(The Chair recognized Sen. Rausch.)

SENATOR RAUSCH: Thank you, Mister President. This being, I believe, my very, very last opportunity to speak on the floor, I think it's Rule 2-17.

New Hampshire has given me more opportunities than I could've received anywhere else. I believe in the New Hampshire advantage because it helped give me the wonderful life I have today. New Hampshire provided me the environment where I enjoyed 30 years practicing veterinary medicine and caring for my patients. It was because of what New Hampshire gave me that I felt it necessary to give back to my community and state. I hope serving these past 14 years as a state representative, and now state senator, has helped compensate New Hampshire and my fellow citizens for the enrichment I have received living, working and raising a family here. I've been devoted to my responsibilities as a state representative and senator. I've always tried to represent my constituents to the very best of my ability, and I've always worked for the best interests of my district and state. I am proud of my accomplishments, and I hope I have been a positive and constructive influence in passing legislation that has benefited the citizens of District 19 and New Hampshire. I've approached my responsibilities always trying to use reasoning and intellect to simply solve problems. In that process I've always tried to treat people with the respect and dignity they deserve.

I want to thank you, my fellow colleagues, and the senate staff, for this wonderful experience - for the kindness, consideration and respect you have shown me, and it's been a great honor to have served District 19 in this State. I'm appreciative of the voters who have supported me and the confidence they've had in me. I am humbled by the many thanks and praise I have received.

I want to thank my beautiful wife and my family for the years of support they have given me and the many hours they stood at the polls holding signs. They have been a constant reminder of the rewards I have gained by my moving to New Hampshire, living and working here. And it's been my privilege to have served with each of you, and I thank you, and I wish you and your families the very best.

I was going to stop there, but as I sat here, I guess I'm going to speak just a little bit longer about after my first love, my family, my second was the practice of veterinary medicine. And I have to say that most days were wonderful, some days were better than others. But the best were when I saw a litter of puppies. And I would always tell the family, "Bring mom in, don't leave her at home wondering what happened to the babies." So, they would come in, mom prancing along, and the owner's pushing a cardboard box full of puppies or carrying a little wicker basket with them in them. And, if it was a family pet, the children would come along, and I would do my exam and, of course, the children would always pick which puppy for me to look at and tell me if it's a boy or girl and, 50% of the time, they were right. So, I would do my exam on the exam table, except when it came time to listen to the heart and lungs with the stethoscope, you had to kind of get them quieted down. So I'd always take the puppy and hold it up to my neck and listen. I'd always be greeted by that sweet aroma of the puppy breath, and that tiny, little tongue kissing me, and the cold nose rubbing my chin. And it didn't matter if there was one or a dozen in the litter, I always got a puppy kiss. And, what

was great, it didn't matter if I saw the litter in the morning or if I saw them at night, it always made my day a little easier and a lot nicer. And I know that some of you are going to have a difficult primaries and difficult elections, so my extra very final wish is that, somehow, each of you will be able to find your puppy kiss moment that will make your day a little easier and a lot nicer.

(The Chair recognized Sen. D'Allesandro.)

SENATOR D'ALLESANDRO: Thank you, Mister President. Unanimous consent. Mister President, you've heard me say on many, many occasions life's all about relationships. Each of us has had an opportunity to have a relationship with our retiring Senators. Our retiring Senators came here with a mission. And that mission was to serve the people, each of them did it remarkably well, remarkably well. They did things that would not have been done had they not been here. We are the beneficiaries of those relationships. My relationship with Sylvia goes back 18 years, because we're the last two of that crew. So, here we are saying goodbye to Senator Larsen, but the relationship, back then, that brought us together will remain forever.

My colleague, from Derry, truly a great American. Maybe once or twice I almost whacked him, but the relationship I've gained with him, the response when we discuss difficult things made me feel as if we were really getting together and accomplishing something.

My friend formerly from Lempster, now in New London, I served with him on Ways and Means almost all of the time, was the beneficiary of his knowledge, his intellect, but most important, getting things done, accomplishing something. We accomplished something.

So as each one of these individuals leaves this Senate, we take advantage of what we've learned from each and every one of them. We take advantage of that magnificent relationship that will never go away. That's something. That's a bond that's been created and will last us for the rest of our lives. So I say to each and every one of them, thank you. Thank you for allowing me to be the beneficiary of your good thoughts, your good actions, but more important, of the affection that we share for public service; the belief we have in that we can make a difference. We can make a difference in the lives of the people we serve.

So, each of you have done that. I applaud you for that. I look forward to our relationships continuing. And I thank you, from the bottom of my heart, for giving me an opportunity to be with you. Thank you, Mister President.

(The Chair recognized Sen. Odell)

SENATOR ODELL: Thank you, Mister President. Rule 2-17, please? In leaving today, I can say that I'm honored, and I'm privileged to have been able, as a son of New Hampshire, to have served here in the State Senate with all of you, and your predecessors. I think I'm leaving for really good reasons. One is to be with family and friends, to have time to enjoy their company and, most particularly, some of you know Judy, my companion - we have a wonderful life together, and I look forward to having more time to spend with her and with our families.

And I need some leisure, and I need some time to study. Some of you know, particularly Senator D'Allesandro, because we've talked about it, I've got some really good friends, that for a decade, I haven't spent enough time with: Winston Churchill, Abraham Lincoln, and Dwight David Eisenhower. And I'm going to devour those books that are stacked up that Judy's always saying, "What are we going to do with those books?" Well, I'm going to read them and get them back on the bookshelf.

Serving here, I've been honored to serve with Senate Presidents - Senator Eaton, who made me a committee chairman, and put me on the three committees I've served on ever since. Senator Larsen, who I will refer to in a moment or two, has been a great friend and an ally, and someone I'm very, very thankful to. Senator Bragdon, Milford boys that we are, I just want to thank him for all that he did as Senate President, but also as a friend. One of the reasons that I almost didn't step down this year was because I love serving with Senator Morse as Senate President. He's been inclusive, and a colleague, and a good friend, and for that I'm very, very appreciative. I also would say that the staff here - I was telling Angela today, as you get older the more you appreciate the people you work with, and particularly the younger people because I think they know more about the culture of the day, they know more about communications, all the things that I don't know about they seem to know. And I think that that's been a rejuvenation for me, each day when I come here, to be around the staff - experienced and talented and good hearted and doing a good job. So that is a group of people that I also want to recognize.

I heard this morning - Norma Love mentioned that there's been good and bad days here. When my wife was diagnosed with cancer in August of 2008 - I don't know why we do these things but I think it's because we

sense we're part of a family. So, in addition to calling people, and after we resolved that we weren't going to blame, we weren't going to be angry, we were just going to deal with what cards had been dealt to us, I can remember going home to the farmhouse, and there's a little, short brick walk, and as I got out of the car I started out of that walk after we were just coming home, after the diagnoses, and who do I call but Sylvia Larsen. I don't know why, but I felt that part of this chamber, and I felt she should know. And she made accommodations for me, whether it be schedules or attention, just outreach and kindness, and it was a remarkable thing and very much a bolstering.

There was a day in the spring of June of 2009, and I can recall talking to Senator D'Allesandro on the telephone. Sandy had come back from Houston, and the diagnoses was grave, and the circumstances immediate, and I told Senator D'Allesandro I was, you know, pretty upset, and I didn't know, and yet my heart is struggling because I love being on the Committee of Conference. I mean who would be worried about a Committee of Conference when your wife is really sick with cancer but, you know, you feel as if you're a part and you have a responsibility. And Senator D'Allesandro called me back, and where was I - I was on that brick walk, and Senator D'Allesandro said that, "Sylvia's talked to me, and you'll be an alternate." And I thought, "Boy, that's it, that's the answer." I felt really good. I told Sandy, and she's like, "Oh, no, if you want it..." I said, "No. I'll be here with you." It was those kind of accommodations throughout the process, and right up 'til the end, that I always felt I was amongst friends and family here.

Some of you will recall in February of 2009, that was the bicentennial of the birth of Abraham Lincoln, and I was Governor's Lynch's delegate to the Nashua Bicentennial Commission, and we had a program here on the same day that Governor Lynch gave his budget address. And I can remember it happening because I could look out that door, and I saw the man that sat here, Howard Janeway, give Sandy, who at that time had a hat, gave her a big hug. And then he walked over here and he sat down and he put his hand, that big hand of Howard Janeway's, on mine, and her turned to me and he said, "Sandy is a beautiful woman." Those words ring today like they happened - at the time that they ring true today, and the memory of that occasion is so remarkable.

But there were many other expressions like that. And one that we talked about a lot was one day I was going out that way and Senator Gilmour was coming this way and typical of Senator Gilmour, she says, "Bob, how's Sandy?" with such a positive and enthusiastic, and with a smile. And I took that home that night, and we must have talked about it for a hour, and we talked about it successively, thereafter. Just the spirit of the people.

So, I want to just say thank you to all of you. I leave here caring about this institution and the honor that we all have in being here. 24 people and a long chain of remarkable people have served in this chamber. I leave here with a sense that you will be good stewards to this building because there is a bicentennial coming up for this building remembering that these chambers of the longest consecutive leaders chambers of any legislature, any legislative building in the United States of America. The building needs stewardship, and I know that you'll do that.

I also want to leave and say something that's very uncommon and not comfortable for New Hampshire people. Remember I come from the Granite Town of the Granite State, and we're tough and strong. David Jones was our Chaplin for a number of years. And one day he gave a homily, and he concluded it by saying, "It's okay to tell your colleagues, one on one, that you love them." And I want to say today, I love you, and thank you for the privilege of serving with you.

(The Chair recognized Sen. Bragdon.)

SENATOR BRAGDON: Thank you, Mister President. I had not planned to say anything today. Senator Gilmour, however, has told me she will never speak to me again if I don't say anything, which was a tempting offer...but I will say I thank you for all the many kind things that were said about me today, and in past sessions. It's been just a privilege to serve with all of you from my first day being elected and being the lowest ranking member of the Senate to being the Senate President, and then, actually, to some relief, being just a back-bencher again.

I would like to thank a few people. Specifically, Senator Larsen, my predecessor as the Senate President, and Senator Morse, who followed me. I just really appreciate the leadership styles, and the fact that in the senate we treat each other with respect. We don't always agree, but I think it's how we conduct ourselves that is so important.

So many things have been said - the Senate President, earlier today, about some things that were accomplished when I was Senate President, but in reality they weren't accomplished by me, they were accomplished by

the people in this room. And even though we didn't always agree on them, the minority party also having - the minority party, for a while, has an important role in keeping the majority party honest. And, one thing I will take away is the appreciation for how we conduct ourselves in the senate, and I think you should all congratulate yourselves for that.

And certainly would not be polite to leave without thanking the staff, who've served for so many years with me. They really make this place run. And as Senator Odell said, you appreciate them more and more the longer you serve here. And to our Clerk and her staff working behind the scenes - no one really appreciates all that they do up in those little rooms, but a lot of things go on back there, and they work tirelessly.

So, it's just been a tremendous privilege to serve with all of you, and I do, also, consider you part of my family, well most of you, as part of my family, as well. And I will cherish all the memories that I have. Thank you very much.

(The Chair recognized Sen. Soucy.)

SENATOR SOUCY: Thank you, Mister President. Mister President, I just wanted to take this opportunity to, I guess mark this time, because Senator Larsen's announcement came to us so late in the session I don't have a clock to present to her. But I think it's very important that we recognize all of our retiring colleagues. Particularly, for me, I've had a special relationship with Senator Larsen having both worked for her and now working with her. And her leadership came during an extraordinary time for it marked history. It was a time when we, in New Hampshire, as we have so many "firsts," selected the first female legislative majority in this country, and that's an important marker in our history; that's an important marker, I think, in Sylvia's so many remarkable achievements. But, most of all, I just want to say that Senator Larsen is an extraordinary human being, who, I think, has taught us all a lot; a lot through the legislative process, but, most importantly, how to always comport yourself, no matter how difficult the situation, no matter how dark the day, no one is more even tempered, no one is more graceful than Sylvia Larsen. And I want to thank her for her service, her many accomplishments, but most of all, her friendship. Thank you.

PRESIDENT MORSE: You know, Senator Bragdon, you never prepped me for a day like this. You know, as one of the last males standing, it's a honor to be up here. I've served on many boards, I've chaired many committees, and been awful proud of doing what I do back home. I spoke to that 4th grade class yesterday, and I told them the greatest honor I've had is being Senate President. Never did I think I would be Senate President for when four people, like Senator Bragdon, and Senator Larsen, Senator Rausch, and Senator Odell were so honorable, were going to retire in the same time period. I can tell you that's a great loss for the state of New Hampshire and the Senate chambers. It's a huge gain to the state of New Hampshire as a state. Like it's been said, their knowledge isn't going to leave here, and we can't pick up the phone and call them. And most people that have said, like Norma Love, you've got my phone number, you know my contact information, we should share a diet Coke. She wanted lunch, but I told her I don't do lunch.

I just want everyone to know, all 23, all the staff, that it's truly been a honor to serve this year, and it's truly a honor to have four of the greatest people that I know all stand up and honor each other. It says a lot about this body, it's says a lot about the institution, and I'm very proud of you, and I'm proud of the work that you've accomplished in the last two years, and I thank you for your service.

Without objection all personal privileges and unanimous consent shall be entered into the permanent *Journal of the Senate*. (Rule 2-16 and Rule 2-17)

(The Chair recognized Sen. Bradley.)

SENATOR BRADLEY: Thank you very much, Mister President. And, I think on behalf of all of us we want to thank you for your leadership. I want to thank Senator Odell for his leadership. Senator Bragdon for his leadership. Senator Rausch for his leadership. And, surprise to me, Senator Larsen, who, perhaps, taught me more about how to behave myself than anybody else here...I appreciate that, and I'll never forget it. So, with that personal privilege, thank you, Mister President.

MOTION TO RECESS TO CALL OF THE CHAIR

Sen. Bradley moved that the business of the day being completed, that the Senate recess to the Call of the Chair for the purposes of sending and receiving messages, 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.

OUTSTANDING BILLS

On May 30, 2014 the following Senate Bills were not signed off in Committee of Conference:

SB 307, establishing a committee to review Citizens United amendments to the United States Constitution.

SB 355, relative to access to social media by educational institutions.

OUTSTANDING BILLS

On May 30, 2014 the following House Bills were not signed off in Committee of Conference:

HB 582, relative to early offers for medical injury claims.

HB 1203, repealing provisions relative to the sale of the former Laconia state school property.

HB 1359-FN, establishing a committee to study the feasibility of placing medal decals on special number plates for veterans.

HB 1372-FN-A, making an appropriation for the pediatric sexual assault nurse examiner training program.

HB 1409, expanding the law against discrimination to prohibit housing discrimination against recipients of rental assistance and victims of domestic violence, sexual assault, or stalking.

HB 1499-FN, increasing the maximum weekly benefit amount of unemployment benefits; amending the definitions of "full-time" and "part-time" work; and establishing a commission study the effect on the unemployment compensation trust fund of the contribution rate reduction trigger levels in RSA 282-A:82 and RSA 282-A:82-a and the elimination of some or all of the waiting periods required to be served pursuant to RSA 282-A:31, I(h).

HB 1532, relative to notification of radon and arsenic levels.

HB 1634-FN, relative to the salaries of certain unclassified positions.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Bill:

HB 256-FN, relative to establishing a voluntary hike safe card for fish and game search and rescue operations, relative to deputy fish and game conservation officers, and relative to the commission on sustainability of the fish and game department.

HB 312, restricting the collection of biometric data by state agencies, municipalities, and political subdivisions, and requiring the election of benefits by certain members of the judicial retirement plan or their beneficiaries.

HB 343-FN, establishing a commission to study the current community-based system of commodities reporting by junk or scrap metal dealers in New Hampshire and establishing a commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire.

HB 421, relative to regulation of real estate brokerage and sales by the real estate commission.

HB 422, relative to the adoption, revision, and amendment of municipal charters.

HB 466-FN, relative to determining qualifications of voters.

HB 489-FN, establishing a commission to study the New Hampshire medical malpractice joint underwriting association and clarifying the procedure to be followed for certain funds held by the association.

HB 496-FN, relative to driving privileges for certain first-time DWI offenders.

HB 498, permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays, relative to preferences for veterans and disabled veterans in public employment, and repealing the prospective repeal of the commission to study the effects of service-connected post-traumatic stress disorder and traumatic brain injury.

HB 532, relative to energy efficiency and clean energy districts and the siting of wind turbines.

HB 590, relative to the unauthorized practice of law.

HB 591, relative to an abusive work environment and the health and safety of public employees.

HB 658-FN, relative to registration for medical technicians.

HB 685, relative to state agency communications.

HB 1128, establishing a committee to study issues related to students receiving special education services while attending a chartered public school.

HB 1129, requiring the development of an energy efficiency implementation plan.

HB 1135-FN, relative to penalties for driving without a license.

HB 1167, relative to exemptions from boiler inspection requirements.

HB 1182, relative to membership of the state transparency website oversight committee.

HB 1188, relative to paycheck equity.

HB 1210, correcting certain references to divisions of the department of revenue administration and legalizing a Hanover school district bond warrant article and relative to notice of changes to zoning districts and relative to the elements of the crime of burglary.

HB 1227, making changes to parole and parole board procedures and relative to jail sentences as a condition of probation.

HB 1261-FN-L, increasing the fee charged for delivery of notice of civil forfeiture of an unlicensed dog.

HB 1281-FN, relative to copayments for certain providers.

HB 1282-FN, relative to prepaid contracts for home heating fuel and relative to reimbursement for towns affected by the Merrimack River flood control compact and making an appropriation therefor.

HB 1331, relative to the membership and reporting date of the interbranch criminal and juvenile justice council and establishing a committee to study state procurement.

HB 1343, relative to guardian ad litem fees.

HB 1350, relative to prior public hearings for acceptance of unanticipated funds, and relative to the Career and Technical Education Center in Dover.

HB 1368, relative to consideration of criminal records for occupational and professional licensing.

HB 1376, establishing a committee to study the safe delivery of oil and gas, including natural gas and propane, throughout the state of New Hampshire and making a technical correction in the oil pipeline facility spill response plan.

HB 1383, relative to municipal monitoring of large groundwater withdrawals.

HB 1400, establishing New Hampshire's presidential primary centennial anniversary commission and adding Millsfield to a certain election law.

HB 1407, relative to privacy in the workplace.

HB 1410, including household and domesticated animals under the domestic violence protection statute.

HB 1415-FN, establishing a robotics education fund in the department of education, relative to liquor manufacturers and rectifiers and samples of alcoholic beverages, and establishing a commission to review and consider alcoholic beverage manufacturing processes and retail sales at manufacturing facilities.

HB 1434, relative to surrogate health care decision making by a family member or friend.

HB 1465-FN, authorizing special permits for movement of uninspected semi-trailers.

HB 1488-FN, adopting the interstate compact on educational support for military children.

HB 1494-FN, relative to administration of the New Hampshire retirement system and authority of the board of trustees.

HB 1533-FN, requiring a warrant to search information in a portable electronic device.

HB 1534, establishing a commission to study fiscal disparities between public school districts.

HB 1602, relative to the divestiture of PSNH assets and relative to the siting of wind turbines.

HB 1615, relative to allocation from the annual license renewal fee for pharmacists to the impaired pharmacist program and relative to emergency prescriptions.

HB 1630-FN-A, relative to gaming in New Hampshire.

HB 1635-FN-A, relative to community mental health programs and making appropriations therefor and relative to disposition of funds obtained by the attorney general.

HB 2014, relative to the state 10-year transportation improvement program.

June 11, 2014
2014-2018-EBA
03/01

Enrolled Bill Amendment to SB 141-FN

The Committee on Enrolled Bills to which was referred SB 141-FN

AN ACT establishing the Granite State farm to plate 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 141-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 141-FN

Amend RSA 425:2-a, II as inserted by section 1 of the bill by replacing lines 1-5 with the following:

II. State agencies, including the department of agriculture, markets, and food, the department of resources and economic development, the department of health and human services, the department of environmental services, the department of transportation, the department of education, the university of New Hampshire college of life sciences and agriculture, and the university of New Hampshire cooperative extension shall strive for interagency cooperation as well

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 2, 2014
2014-2005-EBA
05/10

Enrolled Bill Amendment to SB 213-FN

The Committee on Enrolled Bills to which was referred SB 213-FN

AN ACT establishing a registry for provider orders for 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 213-FN

This enrolled bill amendment makes technical corrections to the bill.

Enrolled Bill Amendment to SB 213-FN

Amend RSA 137-L:2, IV as inserted by section 1 of the bill by replacing it with the following:

IV. "Advanced practice registered nurse" means an advanced practice registered nurse licensed under RSA 326-B.

Amend RSA 137-L:2, VII as inserted by section 1 of the bill by replacing it with the following:

VII. "POLST" means a provider order for life-sustaining treatment signed by a physician, advanced practice registered nurse, or physician assistant.

Amend RSA 137-L:5, II as inserted by section 1 of the bill by replacing line 5 with the following:

committee shall meet as necessary but at least 4 times per year at a time and place specified by the

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

June 16, 2014
2014-2029-EBA
06/09

Enrolled Bill Amendment to SB 222

The Committee on Enrolled Bills to which was referred SB 222

AN ACT restructuring the department of administrative services, division of plant and property management and relative to the authority of the adjutant general.

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 222

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill and makes technical corrections.

Enrolled Bill Amendment to SB 222

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

AN ACT restructuring the department of administrative services, division of plant and property management and relative to the authority of the adjutant general and establishing the position of deputy commissioner in the department of information technology.

Amend RSA 21-I:11, I(a)(5)(A) as inserted by section 6 of the bill by replacing line 2 with the following:

inventory record system for real property whether rented or owned, physical plant, and equipment;

Amend RSA 21-I:11, I(a)(5)(B) as inserted by section 6 of the bill by replacing line 2 with the following:

the director, an inventory of the real property whether rented or owned, physical plant, and

Amend RSA 21-I:11, I(a)(9) as inserted by section 6 of the bill by replacing line 4 with the following:

other related services that either require an expenditure of more than \$5,000, or involve a purchase

Amend RSA 21-I:11, I(c)(1) as inserted by section 6 of the bill by replacing line 4 with the following:

all transitional housing buildings including the Howard recreation building, all state-owned buildings

Amend RSA 21-I:11-c, IV(g) as inserted by section 9 of the bill by replacing line 1 with the following:

(g) A general specification of the period of time that the individual or entity's name will

Amend RSA 4:9-a, II(b) as inserted by section 34 of the bill by replacing line 1 with the following:

(b) The ~~[director of the]~~ **administrator of the** division of plant and property ~~[management]~~

Amend the introductory paragraph of RSA 21-I:8 as inserted by section 75 of the bill by replacing line 15 with the following:

identified in subparagraphs II(b) and II(c), the commissioner shall communicate this

Senator Stiles moved adoption of the Enrolled Bill Amendment. Adopted.

June 4, 2014
2014-2007-EBA
10/04

Enrolled Bill Amendment to SB 241

The Committee on Enrolled Bills to which was referred SB 241

AN ACT establishing the division of economic development fund.

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 241

This enrolled bill amendment inserts a contingency to renumber an RSA section inserted by the bill.

Enrolled Bill Amendment to SB 241

Amend the bill by inserting after section 2 the following new section and renumbering the original section 3 to read as 4.

3 Contingent Renumbering. If HB 1416 of the 2014 regular legislative session becomes law, RSA 12-A:62 as inserted by section 1 of this act and as referenced in section 2 of this act shall be renumbered as RSA 12-A:67.

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

June 2, 2014
2014-2006-EBA
03/05

Enrolled Bill Amendment to SB 245-FN

The Committee on Enrolled Bills to which was referred SB 245-FN

AN ACT relative to the siting of energy 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 245-FN

This enrolled bill amendment corrects certain references.

Enrolled Bill Amendment to SB 245-FN

Amend RSA 162-H:21, II as inserted by section 23 of the bill by replacing line 1 with the following:

II. The site evaluation committee fund shall be funded upon request of the committee by a one-time

Amend RSA 162-H:21, IV as inserted by section 23 of the bill by replacing line 3 with the following:

house of representatives, and senate president covering the long-term operations of the committee. When developing

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

May 28, 2014
2014-1974-EBA
08/10

Enrolled Bill Amendment to SB 248

The Committee on Enrolled Bills to which was referred SB 248

AN ACT establishing a committee to study policies and 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 248

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 248

Amend paragraph II of section 3 of the bill by replacing line 2 with the following:

transportation to the department of resources and economic development, bureau of trails.

Amend section 4 of the bill by replacing line 2 with the following:

among the members. The first meeting of the committee shall be called by the senate

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

June 10, 2014
2014-2012-EBA
05/10

Enrolled Bill Amendment to SB 270

The Committee on Enrolled Bills to which was referred SB 270

AN ACT establishing a commission to study mental health implementation in New Hampshire.

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 270

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 270

Amend paragraphs I and II of section 3 of the bill by replacing them with the following:

I. RSA 135-C:63-b, relative to a commission to study mental health implementation in New Hampshire.

II. RSA 6:12, I(b)(317), relative to the commission to study mental health implementation in New Hampshire fund.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 17, 2014
2014-2030-EBA
04/01

Enrolled Bill Amendment to SB 271

The Committee on Enrolled Bills to which was referred SB 271

AN ACT relative to retention of voter affidavits and identity verification.

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 271

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill and inserts a contingency to avoid a conflict with SB 206-FN of the 2014 regular legislative session.

Enrolled Bill Amendment to SB 271

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

AN ACT relative to the retention of voter affidavits and identity verification, the withdrawal of a recount request, the processing of absentee ballots, and the filing period for state representative special elections.

Amend the bill by replacing all after section 17 with the following:

18 Contingency. If SB 206-FN of the 2014 regular legislative session becomes law, then sections 13 and 14 of this act shall not take effect. If SB 206-FN does not become law, then section 13 of this act shall take effect upon the passage of this act and section 14 of this act shall take effect September 1, 2015 at 12:03 a.m.

19 Effective Date.

I. Section 6 of this act shall take effect September 1, 2015 at 12:02 a.m.

II. Sections 2, 3, 8, and 9 of this act shall take effect as provided in section 10 of this act.

III. Sections 1, 4, 5, and 7 of this act shall take effect 60 days after its passage.

IV. Sections 13-14 of this act shall take effect as provided in section 18 of this act.

V. The remainder of this act shall take effect upon its passage.

Senator Stiles moved adoption of the Enrolled Bill Amendment. Adopted.

May 28, 2014
2014-1959-EBA
06/04

Enrolled Bill Amendment to SB 311

The Committee on Enrolled Bills to which was referred SB 311

AN ACT authorizing the executive director of the fish and game department to execute an agreement allowing reciprocal snowmobile riding privileges with the states of Vermont and Maine.

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 311

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to SB 311

Amend RSA 215-C:47, I-a as inserted by section 1 of the bill by replacing line 1 with the following:

I-a. The executive director may, upon agreement with the state of Vermont or Maine, or

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

June 11, 2014
2014-2017-EBA
09/03

Enrolled Bill Amendment to SB 343

The Committee on Enrolled Bills to which was referred SB 343

AN ACT relative to the areas of assessment in the statewide education improvement and assessment 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 343

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill.

Enrolled Bill Amendment to SB 343

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

AN ACT relative to the areas of assessment in the statewide education improvement and assessment program and repealing the school administrative unit legislative oversight committee.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 12, 2014
2014-2025-EBA
08/04

Enrolled Bill Amendment to SB 369-FN-A

The Committee on Enrolled Bills to which was referred SB 369-FN-A

AN ACT relative to the Medicaid enhancement tax.

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 369-FN-A

This enrolled bill amendment makes technical changes.

Enrolled Bill Amendment to SB 369-FN-A

Amend RSA 167:64, I(b)(1)(A) as inserted by section 13 of the bill by replacing line 3 with the following:
share hospital payment; or

Amend section 15 of the bill by replacing line 2 with the following:

2013, 143:1, 05, 95, 47, 470010, 7940, estimated source of funds for provider payments, to read as
Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 11, 2014
2014-2016-EBA
05/03

Enrolled Bill Amendment to SB 389

The Committee on Enrolled Bills to which was referred SB 389

AN ACT relative to the enforcement of motor vehicle laws by officers 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 SB 389

This enrolled bill amendment makes a technical correction to the bill.

Enrolled Bill Amendment to SB 389

Amend the bill by inserting after section 1 the following and renumbering the original sections 2-3 to read as 3-4, respectively:

2 Fish and Game; Powers. Amend RSA 206:26, XIV to read as follows:

XIV. To have and exercise the powers and privileges granted by RSA 594 as to matters within their jurisdiction under this section[-]; **and**

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 12, 2014
2014-2019-EBA
03/01

Enrolled Bill Amendment to HB 256-FN

The Committee on Enrolled Bills to which was referred HB 256-FN

AN ACT relative to establishing a voluntary hike safe card for fish and game search and rescue operations, relative to deputy fish and game conservation officers, and relative to the commission on 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 256-FN

This enrolled bill amendment corrects a new RSA section number.

Enrolled Bill Amendment to HB 256-FN

Amend section 3 of the bill by replacing lines 2-4 with the following:

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

206:1-c Commission to Study Opportunities and Options to Improve the Sustainability of the
Amend section 4 of the bill by replacing line 1 with the following:

4 Repeal. RSA 206:1-c, relative to the commission to study opportunities to improve the
Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 12, 2014
2014-2022-EBA
08/09

Enrolled Bill Amendment to HB 312

The Committee on Enrolled Bills to which was referred HB 312

AN ACT restricting the collection of biometric data by state agencies, municipalities, and political subdivisions, and requiring the election of benefits by certain members of the judicial retirement plan or their beneficiaries.

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 312

This enrolled bill amendment contingently rennumbers RSA provisions of the bill to avoid a conflict with SB 303 of the 2014 regular legislative session.

Enrolled Bill Amendment to HB 312

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 Contingent Renumbering. If SB 303 of the 2014 regular legislative session becomes law, RSA 359-M:1 and all references to RSA 359-M as inserted by section 1 of this act shall be renumbered as RSA 359-N.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 10, 2014
2014-2009-EBA
04/10

Enrolled Bill Amendment to HB 343-FN

The Committee on Enrolled Bills to which was referred HB 343-FN

AN ACT establishing a commission to study the current community-based system of commodities reporting by junk or scrap metal dealers in New Hampshire.

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 343-FN

This enrolled bill amendment amends the title of the bill to accurately reflect the contents of the bill and rennumbers an RSA section to avoid a conflict.

Enrolled Bill Amendment to HB 343-FN

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

AN ACT establishing a commission to study the current community-based system of commodities reporting by junk or scrap metal dealers in New Hampshire and establishing a commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire.

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

1 New Section; Commission to Study Commodities Reporting. Amend RSA 322 by inserting after section 14 the following new section:

322:15 Commission to Study Commodities Reporting.

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

I. RSA 322:15, relative to the commission to study the current community-based system of

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 13, 2014
2014-2028-EBA
06/04

Enrolled Bill Amendment to HB 422

The Committee on Enrolled Bills to which was referred HB 422

AN ACT relative to the adoption, revision, and amendment of municipal charters.

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 422

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 422

Amend RSA 49-B:3, I as inserted by section 2 of the bill by replacing line 1 with the following:

I. In any municipality not operating under a charter governed by RSA 49-C or RSA 49-D, the

Amend RSA 49-B:3, II as inserted by section 2 of the bill by replacing line 4 with the following:

the voters as provided in this section. The petition shall read substantially as follows: "Each of the

Amend RSA 49-B:4, IV(b) as inserted by section 2 of the bill by replacing line 2 with the following:

account may receive funds from any other source, public or private, provided that no contribution of

Amend RSA 49-B:4-a, I(a) as inserted by section 2 of the bill by replacing line 3 with the following:

filed with the municipal clerk pursuant to RSA 49-B:4, VI.

Amend RSA 49-B:6, IV as inserted by section 2 of the bill by replacing line 1 with the following:

IV. If at least 3/5 of the ballots cast on any question under paragraph I favor

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

4 Reference Change. Amend RSA 49-B:10, IV to read as follows:

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 12, 2014
2014-2021-EBA
08/09

Enrolled Bill Amendment to HB 489-FN

The Committee on Enrolled Bills to which was referred HB 489-FN

AN ACT establishing a commission to study the New Hampshire medical malpractice joint underwriting 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 489-FN

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill.

Enrolled Bill Amendment to HB 489-FN

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

AN ACT establishing a commission to study the New Hampshire medical malpractice joint underwriting association and clarifying the procedure to be followed for certain funds held by the association.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 10, 2014
2014-2010-EBA
08/01

Enrolled Bill Amendment to HB 532

The Committee on Enrolled Bills to which was referred HB 532

AN ACT relative to energy efficiency and clean energy districts and the siting of wind turbines.

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 532

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill and makes a technical correction.

Enrolled Bill Amendment to HB 532

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

AN ACT relative to energy efficiency and clean energy districts.

Amend RSA 53-F:8 as inserted by section 6 of the bill by replacing line 15 with the following:

~~the municipality shall be extinguished]~~ ***mortgagee or lienholder which has consented to the***

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 18, 2014
2014-2031-EBA
09/01

Enrolled Bill Amendment to HB 532

The Committee on Enrolled Bills to which was referred HB 532

AN ACT relative to energy efficiency and clean energy districts and the siting of wind turbines.

Having considered the same, report the same with the following amendment to supercede amendment 2014-2010-EBA, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 532

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill, makes a technical correction, and inserts omitted text.

Enrolled Bill Amendment to HB 532

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

AN ACT relative to energy efficiency and clean energy districts.

Amend RSA 53-F:5, II as inserted by section 4 of the bill by replacing line 6 with the following:

~~years or the property owner's period of ownership, whichever is less[; and that the property owner is current on all mortgage debt on the property].~~ The municipality shall adopt

Amend RSA 53-F:8 as inserted by section 6 of the bill by replacing line 15 with the following:

~~the municipality shall be extinguished]~~ ***mortgagee or lienholder which has consented to the***
 Senator Stiles moved adoption of the Enrolled Bill Amendment. Adopted.

June 13, 2014
 2014-2026-EBA
 03/09

Enrolled Bill Amendment to HB 658-FN

The Committee on Enrolled Bills to which was referred HB 658-FN

AN ACT relative to registration for medical technicians.

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 658-FN

This enrolled bill amendment corrects certain references and makes grammatical corrections.

Enrolled Bill Amendment to HB 658-FN

Amend RSA 328-I:3, I as inserted by section 1 of the bill by replacing it with the following:

I. Accept applications for certificates of registration under this chapter, and approve or deny such applications.

Amend RSA 328-I:5, I as inserted by section 1 of the bill by replacing line 1 with the following:

I. A person engaging in work as a medical technician in New Hampshire shall be registered

Amend RSA 328-I:10, II as inserted by section 1 of the bill by replacing line 3 with the following:

board is afflicted with a condition as set forth in paragraph VI and which specifies the grounds

Amend RSA 328-I:11, I as inserted by section 1 of the bill by replacing line 2 with the following:

registration, as well as the unauthorized practice under this chapter and other matters within the scope

Amend section 4 of the bill by replacing line 2 with the following:

registration of medical technicians as inserted by section 1 of this act shall serve staggered terms

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 11, 2014
 2014-2013-EBA
 06/10

Enrolled Bill Amendment to HB 1210

The Committee on Enrolled Bills to which was referred HB 1210

AN ACT correcting certain references to divisions of the department of revenue administration and legalizing a Hanover school district bond warrant article and relative to notice of changes to zoning 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 HB 1210

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill and incorporates changes made to RSA 21-J:24-a, IV(b) by 2014, 78:2 (SB 386).

Enrolled Bill Amendment to HB 1210

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

AN ACT correcting certain references to divisions of the department of revenue administration and legalizing a Hanover school district bond warrant article and relative to notice of changes to zoning districts and relative to the elements of the crime of burglary.

Amend RSA 21-J:24-a, IV(b) as inserted by section 3 of the bill by replacing line 1 with the following:

(b) Providing training to municipal employees in the areas of assessment, taxation, and finance. A

Amend RSA 21-J:24-a, IV(b) as inserted by section 3 of the bill by replacing line 4 with the following:

facilities, **and** advertising, and other indirect associated costs. Such training shall be conducted in

Senator Kelly moved adoption of the Enrolled Bill Amendment. Adopted.

June 12, 2014
2014-2020-EBA
03/09

Enrolled Bill Amendment to HB 1282-FN

The Committee on Enrolled Bills to which was referred HB 1282-FN

AN ACT relative to prepaid contracts for home heating fuel and relative to reimbursement for towns affected by the Merrimack River flood control compact and making an appropriation therefor.

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 1282-FN

This enrolled bill amendment contingently renumbers a new RSA paragraph to avoid a conflict with SB 371-FN of the 2014 regular legislative session.

Enrolled Bill Amendment to HB 1282-FN

Amend the bill by inserting after section 8 the following and renumbering the original section 9 to read as 10:

9 Contingent Renumbering. If SB 371-FN of the 2014 regular legislative session becomes law, RSA 358-A:2, XV as inserted by section 5 of this act shall be renumbered as RSA 358-A:2, XVI.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 6, 2014
2014-2008-EBA
08/04

Enrolled Bill Amendment to HB 1350

The Committee on Enrolled Bills to which was referred HB 1350

AN ACT relative to prior public hearings for acceptance of unanticipated funds, and relative to the Career and Technical Education Center in Dover.

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 1350

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1350

Amend the bill by replacing paragraph II of section 3 with the following:

II. The remainder of this act shall take effect upon its passage.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 10, 2014
2014-2011-EBA
05/10

Enrolled Bill Amendment to HB 1368

The Committee on Enrolled Bills to which was referred HB 1368

AN ACT relative to consideration of criminal records for occupational and professional licensing.

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 1368

This enrolled bill amendment rennumbers an RSA section to prevent a conflict with 2014, 34 (HB 469).

Enrolled Bill Amendment to HB 1368

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

1 New Section; Criminal Conviction. Amend RSA 332-G by inserting after section 9 the following new section:

332-G:10 Criminal Conviction. No board or commission shall disqualify a person from practicing,

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 11, 2014
2014-2014-EBA
08/03

Enrolled Bill Amendment to HB 1407

The Committee on Enrolled Bills to which was referred HB 1407

AN ACT relative to privacy in the workplace.

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 1407

This enrolled bill amendment contingently rennumbers new RSA sections to avoid a conflict with SB 390 of the 2014 regular legislative session.

Enrolled Bill Amendment to HB 1407

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 Contingent Renumbering. If SB 390 of the 2014 regular legislative session becomes law, RSA 275:71 through RSA 275:73, as inserted by section 1 of this act, shall be renumbered as RSA 275:73 through RSA 275:75, respectively, and the reference to RSA 275:72 in RSA 275:73 as inserted by section 1 of this act shall be renumbered as RSA 275:74.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 11, 2014
2014-2015-EBA
06/09

Enrolled Bill Amendment to HB 1434

The Committee on Enrolled Bills to which was referred HB 1434

AN ACT relative to surrogate health care decision making by a family member or friend.

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 1434

This enrolled bill amendment makes technical and grammatical corrections.

Enrolled Bill Amendment to HB 1434

Amend RSA 137-J:5, V(b) as inserted by section 5 of the bill by replacing it with the following:

(b) Consent to a voluntary sterilization; [or]

Amend RSA 137-J:5, V(c) as inserted by section 5 of the bill by replacing line 6 with the following:
cannot be alleviated by medication[-]; **or**

Amend RSA 137-J:5, V(d) as inserted by section 5 of the bill by replacing it with the following:

(d) Consent to psychosurgery, electro-convulsive shock therapy, sterilization, or an experimental treatment of any kind.

Amend RSA 137-J:37, I as inserted by section 12 of the bill by replacing line 1 with the following:

I. A surrogate shall not be identified over the express objection of the patient, and a surrogacy shall

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 13, 2014
2014-2027-EBA
06/05

Enrolled Bill Amendment to HB 1615

The Committee on Enrolled Bills to which was referred HB 1615

AN ACT relative to allocation from the annual license renewal fee for pharmacists to the impaired pharmacist 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 HB 1615

This enrolled bill amendment changes the title of the bill to accurately reflect the contents of the bill.

Enrolled Bill Amendment to HB 1615

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

AN ACT relative to allocation from the annual license renewal fee for pharmacists to the impaired pharmacist program and relative to emergency prescriptions.

Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

June 12, 2014
2014-2023-EBA
03/04

Enrolled Bill Amendment to HB 1630-FN-A

The Committee on Enrolled Bills to which was referred HB 1630-FN-A

AN ACT relative to gaming in New Hampshire.

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 1630-FN-A

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 1630-FN-A

Amend RSA 287-D:9, I(c) as inserted by section 1 of the bill by replacing line 1 with the following:

(c) Whether a registration or license listed in subparagraph (b) has been denied,

Amend RSA 287-D:11, II(a) as inserted by section 1 of the bill by replacing line 3 with the following:
possesses an ownership interest in such entity.

Amend RSA 287-D:11, II(b) as inserted by section 1 of the bill by replacing line 3 with the following:
of every director, officer, and holder of 10 percent or more ownership interest in such entity.

Amend RSA 287-D:14, XII(b) as inserted by section 1 of the bill by replacing line 4 with the following:
electronic fund transfers from the account described in RSA 287-D:9, I(e). The licensed game

Amend RSA 287-D:14, XII(b) as inserted by section 1 of the bill by replacing line 6 with the following:
of \$500 or more shall be paid by check from the account described in RSA 287-D:9, I(e).

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

4 New Section; Study Commission Established; Gaming for Charity. Amend RSA 284 by inserting after
Senator Fuller Clark moved adoption of the Enrolled Bill Amendment. Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

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

HB 654, relative to licensure and renewal fees.

HB 1142, relative to the road toll for alternative fuels.

HB 1157, relative to establishment of fees by certain regulatory boards.

SB 120, relative to political contributions and expenditures and relative to reporting by political committees.

SB 207, relative to paycheck equity.

SB 230, relative to the definition of utility terrain vehicles.

SB 231, relative to regulation of tractors and utility vehicles.

SB 232, relative to speed limits for off highway recreational vehicles and snowmobiles.

SB 243, relative to the carry forward of a credit against the business profits tax, rulemaking concerning the real estate transfer tax, the disclosure of certain department of revenue administration records, and the tax on unstamped tobacco products.

SB 247, relative to ignition interlock device violations and interlock device removal protocols.

SB 259, establishing a palliative care center for health care consumers and providers and continually appropriating a special fund.

SB 289, relative to revising the uniform trust act.

SB 333, relative to property taxation of manufactured housing.

SB 384, establishing a committee to study how to regulate and control synthetic drugs in New Hampshire.

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

SB 213, establishing a registry for provider orders for life-sustaining treatment.

SB 241, establishing the division of economic development fund.

SB 245, relative to the siting of energy facilities.

SB 248, establishing a committee to study policies and procedures for the development and maintenance of state-owned abandoned rail corridors and relative to images of vehicle registration plates taken at toll facilities.

SB 311, authorizing the executive director of the fish and game department to execute an agreement allowing reciprocal snowmobile riding privileges with the states of Vermont and Maine.

SB 396, relative to child restraint practices.

Sen. Kelly 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 1210, correcting certain references to divisions of the department of revenue administration and legalizing a Hanover school district bond warrant article and relative to notice of changes to zoning districts and relative to the elements of the crime of burglary.

Sen. Fuller Clark 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 421, relative to regulation of real estate brokerage and sales by the real estate commission.

HB 466, relative to determining qualifications of voters.

HB 496, relative to driving privileges for certain first-time DWI offenders.

HB 498, permitting the use of firearms by military or veterans groups in the compact part of a town for military or veterans events, or national holidays, relative to preferences for veterans and disabled veterans in public employment, and repealing the prospective repeal of the commission to study the effects of service-connected post-traumatic stress disorder and traumatic brain injury.

HB 590, relative to the unauthorized practice of law.

HB 591, relative to an abusive work environment and the health and safety of public employees.

HB 685, relative to state agency communications.

HB 1128, establishing a committee to study issues related to students receiving special education services while attending a chartered public school.

HB 1129, requiring the development of an energy efficiency implementation plan.

HB 1135, relative to penalties for driving without a license.

HB 1167, relative to exemptions from boiler inspection requirements.

HB 1182, relative to membership of the state transparency website oversight committee.

HB 1188, relative to paycheck equity.

HB 1227, making changes to parole and parole board procedures and relative to jail sentences as a condition of probation.

HB 1261, increasing the fee charged for delivery of notice of civil forfeiture of an unlicensed dog.

HB 1281, relative to copayments for certain providers.

HB 1331, relative to the membership and reporting date of the interbranch criminal and juvenile justice council and establishing a committee to study state procurement.

HB 1343, relative to guardian ad litem fees.

HB 1376, establishing a committee to study the safe delivery of oil and gas, including natural gas and propane, throughout the state of New Hampshire and making a technical correction in the oil pipeline facility spill response plan.

HB 1383, relative to municipal monitoring of large groundwater withdrawals.

HB 1400, establishing New Hampshire's presidential primary centennial anniversary commission and adding Millsfield to a certain election law.

HB 1410, including household and domesticated animals under the domestic violence protection statute.

HB 1415, establishing a robotics education fund in the department of education, relative to liquor manufacturers and rectifiers and samples of alcoholic beverages, and establishing a commission to review and consider alcoholic beverage manufacturing processes and retail sales at manufacturing facilities.

HB 1465, authorizing special permits for movement of uninspected semi-trailers.

HB 1488, adopting the interstate compact on educational support for military children.

HB 1494, relative to administration of the New Hampshire retirement system and authority of the board of trustees.

HB 1533, requiring a warrant to search information in a portable electronic device.

HB 1534, establishing a commission to study fiscal disparities between public school districts.

HB 1602, relative to the divestiture of PSNH assets and relative to the siting of wind turbines.

HB 1635, relative to community mental health programs and making appropriations therefor and relative to disposition of funds obtained by the attorney general.

HB 2014, relative to the state 10-year transportation improvement program.

SB 220, relative to the regulation of electricians by the electricians' board.

SB 235, relative to the patients' trust fund and relative to a 10-bed psychiatric crisis unit.

SB 253, relative to grounds for termination of parental rights.

SB 261, allowing the commissioner of administrative services to administer the health benefits of certain retirees of the State Employees' Association of New Hampshire.

SB 268, relative to funding for certain energy efficiency programs.

SB 321, relative to motorist service signs.

SB 345, repealing the prospective repeal of the annual public hearing and report on health insurance costs and trends.

SB 385, relative to examination requirements for chiropractors and the definition of "practitioner" within the system of touch therapy.

SB 391, relative to the juvenile justice advisory board; the policies and procedures of the youth development center; and a reduction in appropriation to the Sununu Youth Services Center.

SB 393, relative to the housing finance authority and surplus lands housing program.

SB 405, requiring the certification of airborne radon mitigation systems.

Sen. Fuller Clark 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 256, relative to establishing a voluntary hike safe card for fish and game search and rescue operations, relative to deputy fish and game conservation officers, and relative to the commission on sustainability of the fish and game department.

HB 312, restricting the collection of biometric data by state agencies, municipalities, and political subdivisions, and requiring the election of benefits by certain members of the judicial retirement plan or their beneficiaries.

HB 343, establishing a commission to study the current community-based system of commodities reporting by junk or scrap metal dealers in New Hampshire and establishing a commission to study regulatory requirements for pawnbrokers and secondhand dealers in New Hampshire.

HB 422, relative to the adoption, revision, and amendment of municipal charters.

HB 489, establishing a commission to study the New Hampshire medical malpractice joint underwriting association and clarifying the procedure to be followed for certain funds held by the association.

HB 658, relative to registration for medical technicians.

HB 1282, relative to prepaid contracts for home heating fuel and relative to reimbursement for towns affected by the Merrimack River flood control compact and making an appropriation therefor.

HB 1350, relative to prior public hearings for acceptance of unanticipated funds, and relative to the Career and Technical Education Center in Dover.

HB 1368, relative to consideration of criminal records for occupational and professional licensing.

HB 1407, relative to privacy in the workplace.

HB 1434, relative to surrogate health care decision making by a family member or friend.

HB 1615, relative to allocation from the annual license renewal fee for pharmacists to the impaired pharmacist program and relative to emergency prescriptions.

HB 1630, relative to gaming in New Hampshire.

SB 270, establishing a commission to study mental health implementation in New Hampshire.

SB 343, relative to the areas of assessment in the statewide education improvement and assessment program and repealing the school administrative unit legislative oversight committee.

SB 369, relative to the Medicaid enhancement tax.

SB 389, relative to the enforcement of motor vehicle laws by officers of the fish and game department.

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 532, relative to energy efficiency and clean energy districts.

SB 141, establishing the Granite State farm to plate program.

SB 222, restructuring the department of administrative services, division of plant and property management and relative to the authority of the adjutant general and establishing the position of deputy commissioner in the department of information technology.

SB 271, relative to the retention of voter affidavits and identity verification, the withdrawal of a recount request, the processing of absentee ballots, and the filing period for state representative special elections.

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

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