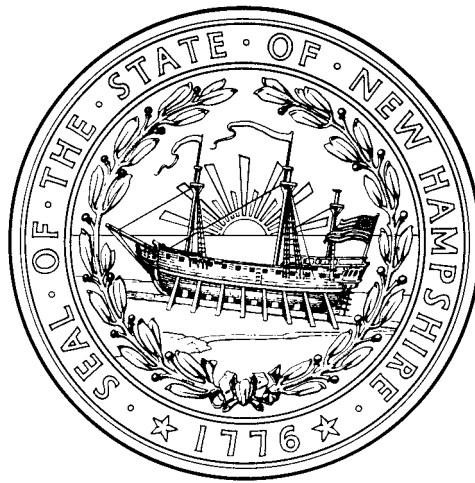


September 16, 2015
Nos. 19-20

STATE OF NEW HAMPSHIRE

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



**First Year of the 164th Session of the
New Hampshire General Court**

Legislative Proceedings

SENATE JOURNAL

**ADJOURNMENT – JUNE 24, 2015 SESSION
COMMENCEMENT – SEPTEMBER 16, 2015 SESSION**

SENATE JOURNAL 19 *(continued)*

June 24, 2015

June 23, 2015
2015-2331-EBA
08/10

Enrolled Bill Amendment to HB 1-A

The Committee on Enrolled Bills to which was referred HB 1-A

AN ACT making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2016 and June 30, 2017.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1-A

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1-A

Amend paragraph III of section 5 of the bill by replacing lines 1 and 2 with the following:

III. The following positions are hereby abolished at the close of business on January 1, 2017:

Department of Health and Human Services

05-095-045-451010-7993

11610 11852 12162 12356 12725

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

June 24, 2015
2015-2332-EBA
09/01

Enrolled Bill Amendment to HB 2-FN-A-LOCAL

The Committee on Enrolled Bills to which was referred HB 2-FN-A-LOCAL

AN ACT relative to state fees, funds, revenues, and expenditures.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 2-FN-A-LOCAL

This enrolled bill amendment makes technical and grammatical corrections; provides contingencies to incorporate a change made to RSA 14:31, V by SB 86 of the 2015 regular legislative session; and renumbers a provision if HB 564-FN of the 2015 regular legislative session becomes law.

Enrolled Bill Amendment to HB 2-FN-A-LOCAL

Amend RSA 94:1-a, V(d) as inserted by section 8 of the bill by replacing line 1 with the following:

(d) Failure to remit payment for participation pursuant to subparagraph (a) in full within 30

Amend RSA 94:1-a, V(e) as inserted by section 8 of the bill by replacing line 1 with the following:

(e) Failure to remit payment in full for participation pursuant to subparagraph (b) within 60

Amend section 17 of the bill by replacing line 1 with the following:

17 New Paragraph; Lottery Commission; Incentive Program. Amend RSA 284:21-h by inserting after paragraph

Amend RSA 21-G:6-a as inserted by section 37 of the bill by replacing line 1 with the following:

21-G:6-a Electronic Credit Card Payments; Authorization to Administer. Notwithstanding any other

Amend section 89 of the bill by replacing line 3 with the following:

IV-a. "Executive director" means the executive director of the office of professional licensure

Amend section 90 of the bill by replacing line 3 with the following:

314:7, 314:8, 314:9, 314:10, I, 314:13.

Amend section 108 of the bill by replacing paragraph I with the following:

I. RSA 126-A:10-a, relative to the health and human services office of professional licensing.

Amend section 108 of the bill by replacing paragraph XII with the following:

XII. RSA 317-A:2, IV, relative to administrative attachment of the dental board.

Amend section 108 of the bill by replacing paragraph XVII with the following:

XVII. RSA 316-A:2, IV, relative to administrative attachment of the board of chiropractic examiners.

Amend section 108 of the bill by replacing paragraph XXV with the following:

XXV. RSA 137-F:3, VIII, relative to administrative attachment of the board of hearing care providers.

Amend section 108 of the bill by replacing paragraph XXXIII with the following:

XXXIII. RSA 326-H:7, VI, relative to administrative attachment of the board of licensed dieticians.

Amend section 117 of the bill by replacing lines 4 and 5 with the following:

state aid grants under RSA 486, RSA 486-A, or RSA 149-M, with the exception that infrastructure projects that had local authorization by December 31, 2008 to construct, but were not listed in 2013, 144:101,

Amend RSA 284:13 as inserted by section 122 of the bill by replacing line 1 with the following:

284:13 Supervision and Hearings.

I. The *lottery* commission shall have the power to conduct

Amend section 127 of the bill by replacing line 4 with the following:

284:8; the introductory paragraph of 284:12; 284:12-a; 284:13-a; 284:14; 284:15; 284:15-a; 284:15-b;

Amend section 127 of the bill by replacing line 6 with the following:

284:20-f; 284:20-g; 284:21; 284:22; 284:23; 284:31; 284:32-a; 284:32-b; 284:38-a; 287-A:8, III; 287-D:1,

Amend RSA 287-E:18, VIII as inserted by section 133 of the bill by replacing it with the following:

VIII. The issuance of subpoenas pursuant to RSA 287-E:26-a.

Amend section 135 of the bill by replacing line 2 with the following:

26 the following new section:

Amend RSA 21-P:61 as inserted by section 159 of the bill by replacing line 5 with the following:

safety administration and will aid the governor in the coordination of interdepartmental activities

Amend section 169 of the bill by replacing line 2 with the following:

deleting the following positions:

Amend section 201 of the bill by replacing lines 3-4 with the following:

in section 199 of this act, from any general fund balance remaining in classes 505, mid-level care expenses, 506, home support waiver services, and 529, home health care waiver services, at the end

Amend RSA 126-A:5, XIX(e) as inserted by section 209 of the bill by replacing line 6 with the following:

provisions of the Federal Medicaid statute, 42 U.S.C. section 1396r-8, and RSA 420-J:7-b, II, II-a, and

Amend RSA 6:13-d, I as inserted by section 211 of the bill by replacing line 12 with the following:

revenues and to be used for the purposes set forth in RSA 260:32-b, II(a), III(a), and IV(a).

Amend section 227 of the bill by replacing lines 1-3 with the following:

227 Fish and Game Department; Rulemaking; Fees. If the provisions of HB 212 of the 2015 regular legislative session which grant rulemaking authority to the executive director of fish and game to establish fees for licenses and permits issued under title XVIII become law, the statutory fees for any

Amend section 230 of the bill by replacing line 5 with the following:

for complex patients served by the Crotched Mountain Foundation in accounting unit 05-95-481510-

Amend section 231 of the bill by replacing lines 2-4 with the following:

Substance Use Disorder Services. Amend RSA 126-A:5 by inserting after paragraph XXVIII the following new paragraph:

XXIX. The commissioner shall submit a state plan amendment to the Center for Medicare

Amend section 242 of the bill by replacing line 6 with the following:

previously assessed. This amnesty shall only apply to taxes due but unpaid on or before February 15, 2016.

Amend section 244 of the bill by replacing line 4 with the following:

01-84-84-840010-7884-102 contracts for program services. The governor is authorized to draw a warrant

Amend section 245 of the bill by replacing lines 2-4 with the following:

Voluntary Disclosure Program. Amend RSA 21-J:3 by inserting after paragraph XXXI the following new paragraph:

XXXII. Establish a voluntary disclosure program for taxes administered by the department

Amend RSA 21-J:13, XIV as inserted by section 246 of the bill by replacing line 2 with the following:

under RSA 21-J:3, XXXII.

Amend RSA 187-A:13 as inserted by section 248 of the bill by replacing lines 7-9 with the following:

president of Keene state college, the president of the Granite state college[;].

II. [~~Eleven~~] **Ten** members appointed by the governor with the advice and consent of the council[;].

Amend the bill by inserting after section 268 the following and renumbering the original section 269 to read as 272:

269 Contingent Renumbering. If HB 564-FN of the 2015 regular legislative session becomes law, RSA 126-A:5, XIX(e), as inserted by section 209 of this act, shall be renumbered as RSA 126-A:5, XIX(f).

270 Legislative Budget Assistant; General Duties. RSA 14:31, V is repealed and reenacted to read as follows:

V. The commissioner of administrative services shall deliver to the legislative budget assistant the official financial information under the control of the commissioner as required by this section in a form unaltered from that which is finally reported in the state's integrated multi-module, information technology system, including any related subsystems. The approval of the governor, the speaker of the house of representatives, and the senate president shall be required for delivery of any other information, other than the official financial information required by this section. The right of access to information under this section shall not arise until after each transaction or event subject to RSA 91-A has taken place. Such information shall be provided to the legislative budget assistant in a mutually agreeable and compatible format at the end of each business day. The legislative budget assistant shall be subject to the provisions of RSA 21-I:13-a, II and RSA 21-G:37, I-III. This paragraph shall not be construed as granting the legislative budget assistant access to any information or any information system relative to the internal functions of the office of the governor or any executive agency, department, board, commission, or institution.

271 Contingency. If SB 86 of the 2015 regular legislative session becomes law, section 270 of this act shall take effect at 12:01 a.m. on January 1, 2016. If SB 86 of the 2015 regular legislative session does not become law, section 270 of this act shall not take effect.

Amend section 272 of the bill by inserting after paragraph VII the following and renumbering the original paragraph VIII to read as X:

VIII. Section 270 of this act shall take effect as provided in section 271 of this act.

IX. Section 203 of this act shall take effect as provided in section 204 of this act.

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

June 25, 2015
2015-2343-EBA
04/05

Enrolled Bill Amendment to HB 25-FN-A

The Committee on Enrolled Bills to which was referred HB 25-FN-A

AN ACT making appropriations for capital improvements.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 25-FN-A

This enrolled bill amendment makes grammatical and technical corrections.

Enrolled Bill Amendment to BILL NO.

Amend section 2 of the bill by replacing line 10 with the following:

Total state appropriation paragraph II \$5,497,404

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

4 Expenditures; General. The appropriations made for the purposes mentioned in sections 1 and

Amend section 5 of the bill by replacing line 5 of paragraph II with the following:

such terms and conditions as the board determines. These moneys shall be spent under the direction

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

7 Land Acquisition. Any land acquired under the appropriations made in sections 1 and 2 of this

Amend section 8 of the bill by replacing line 5 with the following:

The source of funds are as follows: general fund \$125,858,414, highway fund \$18,576,904, and

Amend section 12 of the bill by replacing line 6 with the following:

which federal, local, or other funds are reduced. The amount of bonding authorized by section 8 shall

Amend section 23 of the bill by replacing paragraph 123 with the following:

123. The appropriation made to the New Hampshire veterans' home in 2011, 253:1, XV, A extended by 2013, 195:47, 112 for electronic medical records.

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

June 30, 2015
2015-2355-EBA
06/09

Enrolled Bill Amendment to HB 142

The Committee on Enrolled Bills to which was referred HB 142

AN ACT relative to student social media policies by educational institutions and nonpublic sessions under the right-to-know law, and establishing a commission to study social impact bond funding for early childhood education for at-risk students.

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 142

This amendment corrects the title of the bill to accurately reflect its contents.

Enrolled Bill Amendment to HB 142

Amend the title of the bill by replacing it with the following:

AN ACT relative to student social media policies by educational institutions and nonpublic sessions under the right-to-know law.

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

June 29, 2015
2015-2349-EBA
04/09

Enrolled Bill Amendment to HB 219-FN

The Committee on Enrolled Bills to which was referred HB 219-FN

AN ACT relative to the use of electronic benefits transfer (EBT) cards.

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 219-FN

This enrolled bill amendment makes a technical correction to the title of the bill.

Enrolled Bill Amendment to HB 219-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to the use of electronic benefit transfer (EBT) cards.

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

June 22, 2015
2015-2327-EBA
04/05

Enrolled Bill Amendment to HB 358

The Committee on Enrolled Bills to which was referred HB 358

AN ACT relative to driver's license information obtained by pawnbrokers and secondhand dealers.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 358

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 358

Amend RSA 263:12, X as inserted by section 1 of the bill by replacing line 18 with the following:

or secondhand dealer may maintain in a log or other document the name and address

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

June 29, 2015
2015-2351-EBA
05/09

Enrolled Bill Amendment to HB 407

The Committee on Enrolled Bills to which was referred HB 407

AN ACT establishing a committee to study the classifications of military vehicles and equipment that may be purchased by the state and its political subdivisions and establishing a committee to study honorary legislation.

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 407

This enrolled bill amendment corrects the title of the bill to accurately reflect its content.

Enrolled Bill Amendment to HB 407

Amend the title of the bill by replacing it with the following:

AN ACT establishing a committee to study the classifications of military vehicles and equipment that may be purchased by the state and its political subdivisions.

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

June 19, 2015
2015-2324-EBA
04/01

Enrolled Bill Amendment to HB 455-FN

The Committee on Enrolled Bills to which was referred HB 455-FN

AN ACT relative to the board of managers of the New Hampshire veterans' home, relative to the reporting process for certain departments and divisions of departments, and extending the 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 HB 455-FN

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

Enrolled Bill Amendment to HB 455-FN

Amend RSA 119:14 as inserted by section 3 of the bill by replacing line 5 with the following:

member's home of residence to and from the veterans' home or any other place designated

Amend the bill by deleting section 8 and renumbering the original sections 9-35 to read as 8-34, respectively.

Amend RSA 485-A:4, XVI-c(a) as inserted by section 10 of the bill by replacing line 1 with the following:

(a) To design and implement a program for state or independent third party sampling

Amend RSA 282-A:112, I as inserted by section 12 of the bill by replacing line 4 with the following:

investigations, and take such other action as he ***or she*** deems necessary or suitable to that end. The

Amend section 20 of the bill by replacing line 1 with the following:

20 State Solid Waste Plan and Report. Amend the introductory paragraph

Amend section 33 of the bill by replacing line 2 with the following:

2014, 253:4, I to read as follows:

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

June 30, 2015
2015-2357-EBA
01/04

Enrolled Bill Amendment to HB 460

The Committee on Enrolled Bills to which was referred HB 460

AN ACT establishing a commission to study revenue alternatives to the road toll for electric-powered and hybrid vehicles for the funding of improvements to the state's highways and bridges.

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 460

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 460

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

I. Section 2 of this act shall take effect November 1, 2015.

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

June 26, 2015
2015-2345-EBA
05/09

Enrolled Bill Amendment to 468-FN

The Committee on Enrolled Bills to which was referred 468-FN

AN ACT requiring a warrant to obtain electronic device location information and relative to appropriations for nursing homes.

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 468-FN

This enrolled bill amendment corrects the title to accurately reflect the contents of the bill.

Enrolled Bill Amendment to HB 468-FN

Amend the title of the bill by replacing it with the following:

AN ACT requiring a warrant to obtain electronic device location information.

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

June 23, 2015
2015-2334-EBA
08/03

Enrolled Bill Amendment to HB 486

The Committee on Enrolled Bills to which was referred HB 486

AN ACT authorizing towns and cities to establish special assessment districts and establishing a committee to study the creation of a special village district in Danbury.

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 486

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 486

Amend RSA 52-A:9, I as inserted by section 2 of the bill by replacing line 3 with the following:

purposes authorized under RSA 33:3 or RSA 33:3-c. All bonds or notes authorized in accordance with this

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

June 30, 2015
2015-2362-EBA
04/09

Enrolled Bill Amendment to HB 508

The Committee on Enrolled Bills to which was referred HB 508

AN ACT relative to the dissolution of the New Hampshire medical malpractice joint underwriting association and relative to cost-sharing parity for oral anti-cancer therapies.

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 508

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 508

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

1 Statement of Purpose. The purpose of sections 1-5 of this act is to provide a mechanism for

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

June 29, 2015
2015-2347-EBA
06/09

Enrolled Bill Amendment to HB 550-FN

The Committee on Enrolled Bills to which was referred HB 550-FN

AN ACT relative to administration of the tobacco tax and relative to the sale or exchange of an interest in a business organization under the business profits 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 HB 550-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 550-FN

Amend RSA 77-A:4, XIV(b) as inserted by section 13 of the bill by replacing line 4 with the following:

profits under subparagraph (a). It also shall not be allowed a deduction against gross business profits in

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

June 29, 2015
2015-2350-EBA
08/01

Enrolled Bill Amendment to HB 572-FN-LOCAL

The Committee on Enrolled Bills to which was referred HB 572-FN-LOCAL

AN ACT relative to taking land by eminent domain for high pressure gas pipelines and relative to the siting of high pressure gas pipelines.

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 572-FN-LOCAL

This enrolled bill amendment corrects the title of the bill to accurately reflect its contents and makes technical corrections.

Enrolled Bill Amendment to HB 572-FN-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT relative to the siting of high pressure gas pipelines.

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

1 New Section; Siting of High Pressure Gas Pipelines. Amend RSA 162-H by inserting after

Amend the bill by replacing line 1 of section 5 with the following:

2 Certificate Terms and Conditions. Amend RSA 162-H:16, VI to read as follows:

Amend the bill by replacing line 1 of section 6 with the following:

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

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

July 1, 2015

2015-2365-EBA

05/10

Enrolled Bill Amendment to HB 577-FN-A-LOCAL

The Committee on Enrolled Bills to which was referred HB 577-FN-A-LOCAL

AN ACT establishing a children's savings account program, and relative to the bonding authority of the city of 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 577-FN-A-LOCAL

This enrolled bill amendment rennumbers RSA 195-I as RSA 195-J to avoid a conflict with existing law.

Enrolled Bill Amendment to HB 577-FN-A-LOCAL

Amend section 2 of the bill by replacing lines 2-5 with the following:

after chapter 195-I the following new chapter:

CHAPTER 195-J

NEW HAMPSHIRE CHILDREN'S SAVINGS ACCOUNT PROGRAM

195-J:1 Program Established. There is hereby established in the office of the state treasurer the

Amend RSA 195-I:2 as inserted by section 2 of the bill by replacing line 1 with the following:

195-J:2 Commission Established.

Amend RSA 195-I:3 as inserted by section 2 of the bill by replacing line 1 with the following:

195-J:3 Duties of the Commission. The commission shall:

Amend RSA 195-I:4 as inserted by section 2 of the bill by replacing line 1 with the following:

195-J:4 Reports.

Amend RSA 195-I:4, II(c) as inserted by section 2 of the bill by replacing line 3 with the following:

the senate president regarding the policies adopted by the commission pursuant to RSA 195-J:3.

Amend RSA 195-I:5 as inserted by section 2 of the bill by replacing it with the following:

195-J:5 Children's Savings Account Fund Established. There is established a children's savings account fund in the office of the state treasurer. This fund shall be kept distinct and separate from other funds. The fund shall be administered by the children's savings account commission established in RSA 195-J:2 and shall be nonlapsing and continually appropriated to the commission for the purposes of establishing children's savings accounts initially through pilot programs, and eventually statewide, pursuant to RSA 195-J:3. The commission may accept and shall deposit any gifts, grants, donations, or other moneys from any source into the fund.

Amend RSA 195-I:6 as inserted by section 2 of the bill by replacing line 1 with the following:

195-J:6 Privacy.

Amend RSA 195-I:6, I as inserted by section 2 of the bill by replacing line 2 with the following:

establishing policies, practices, and procedures pursuant to RSA 195-J:3 and RSA 193-E:5, the

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

June 18, 2015
2015-2319-EBA
05/10

Enrolled Bill Amendment to HB 584-FN

The Committee on Enrolled Bills to which was referred HB 584-FN

AN ACT making various changes to laws relating to motor vehicles and vessels.

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 584-FN

This enrolled bill amendment makes grammatical corrections and incorporates changes to RSA 259:4 made by 2015, 12 (HB 260).

Enrolled Bill Amendment to HB 584-FN

Amend section 3 of the bill by replacing it with the following:

3 Antique Motor Vehicle or Motorcycle Definition. Amend RSA 259:4 to read as follows:

259:4 Antique Motor Vehicle or Motorcycle. "Antique motor vehicle or motorcycle" shall mean any motor vehicle, including a truck regardless of its weight, over 25 years old which is maintained for use in exhibitions, club activities, parades, and other functions of public interest, but not for use in commerce. ***For the purposes of this section, "maintained for use" shall mean a motor vehicle or motorcycle in its original condition or restored to original or better condition and not intended for daily use.***

Amend RSA 261:88, V as inserted by section 8 of the bill by replacing lines 23 and 24 with the following:

Affairs to be permanently and totally disabled from a service-connected disability. Upon request of the applicant, the director shall issue one additional placard

Amend RSA 261:57-a, I as inserted by section 9 of the bill by replacing line 7 with the following:

the bureau of certificate of title. A permanent registration certificate and permanent number

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

June 26, 2015
2015-2346-EBA
05/09

Enrolled Bill Amendment to HB 599

The Committee on Enrolled Bills to which was referred HB 599

AN ACT relative to the economic revitalization zone tax credit 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 599

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 599

Amend RSA 162-N:1 as inserted by section 8 of the bill by replacing line 1 with the following:

162-N:1 [~~Definition~~] ***Definitions.*** In this chapter[;]:

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

June 29, 2015
2015-2348-EBA
06/04

Enrolled Bill Amendment to HB 662-FN-LOCAL

The Committee on Enrolled Bills to which was referred HB 662-FN-LOCAL

AN ACT relative to property taxes paid by chartered public schools leasing property.

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 662-FN-LOCAL

This enrolled bill amendment makes technical and grammatical corrections.

Enrolled Bill Amendment to HB 662-FN-LOCAL

Amend RSA 79-H:1 as inserted by section 1 of the bill by replacing line 4 with the following:
the property taxes attributable to the chartered public school facilities be taxed to the owner at the

Amend RSA 79-H:4, III as inserted by section 1 of the bill by replacing line 3 with the following:

classify or refuse to classify the property under the provisions of this chapter by delivery of such

Amend RSA 79-H:4, IV as inserted by section 1 of the bill by replacing line 3 with the following:

list shall be part of the record and subject to inspection as provided in RSA 76:7.

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

June 25, 2015
2015-2339-EBA
04/09

Enrolled Bill Amendment to HB 666-FN

The Committee on Enrolled Bills to which was referred HB 666-FN

AN ACT relative to licensing of money transmitters.

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 666-FN

This enrolled bill amendment makes grammatical and technical corrections.

Enrolled Bill Amendment to HB 666-FN

Amend RSA 399-G:4, III(b) as inserted by section 1 of the bill by replacing line 1 with the following:

(b) The persons described in subparagraph (a) shall submit to the department a

Amend RSA 399-G:4, IV(d) as inserted by section 1 of the bill by replacing line 2 with the following:

a new bond. Immediately upon recovery upon any action on the bond, the licensee shall file a new

Amend RSA 399-G:8, I as inserted by section 1 of the bill by replacing line 1 with the following:

I. A licensee who ceases to engage in the business of money transmission at any time during

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

June 25, 2015
2015-2341-EBA
05/01

Enrolled Bill Amendment to SB 99

The Committee on Enrolled Bills to which was referred SB 99

AN ACT establishing a committee to study allowing the sampling of beer or wine at farmer's markets, establishing a committee to study powdered or crystalline alcohol, and relative to the definition of alcohol.

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 99

This enrolled bill amendment makes a technical and grammatical correction.

Enrolled Bill Amendment to SB 99

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

Amend paragraph III of section 6 of the bill by replacing line 3 with the following:

be banned in New Hampshire or, if not, the regulations that should be in place before the sale of

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

June 23, 2015

2015-2333-EBA

08/04

Enrolled Bill Amendment to SB 124-FN

The Committee on Enrolled Bills to which was referred SB 124-FN

AN ACT relative to filing felonies first in the superior court.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 124-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 124-FN

Amend RSA 592-B:2, III as inserted by section 2 of the bill by replacing line 1 with the following:

III. All felony and any directly related misdemeanor or violation level offenses alleged to have

Amend RSA 592-B:2, III as inserted by section 2 of the bill by replacing line 3 with the following:

occurred shall be filed in the superior court. All felony and any directly related misdemeanor or

Amend RSA 592-B:6, IV as inserted by section 2 of the bill by replacing line 2 with the following:

timeline established in paragraph II or III, and the defendant has not been indicted, the court

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

June 25, 2015

2015-2342-EBA

05/10

Enrolled Bill Amendment to SB 170

The Committee on Enrolled Bills to which was referred SB 170

AN ACT requiring the public utilities commission to ensure ratepayer protections with electric power suppliers and extending the time for the site evaluation committee to adopt certain rules.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 170

This enrolled bill amendment rennumbers a RSA section to avoid a conflict with 2015, 148:1 (SB 60).

Enrolled Bill Amendment to SB 170

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

inserting after section 4-a the following new section:

374-F:4-b Ratepayer Protection.

Amend RSA 374-F:7, III(c) as inserted by section 2 of the bill by replacing it with the following:

(c) Violated any rule adopted by the commission pursuant to paragraph V and RSA 374-F:4-b.

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

June 17, 2015
2015-2293-EBA
08/03

Enrolled Bill Amendment to SB 179

The Committee on Enrolled Bills to which was referred SB 179

AN ACT relative to eligibility to vote and relative to availability of voter information.

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 179

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 179

Amend RSA 654:7, IV(b) as inserted by section 3 of the bill by replacing line 57 with the following:

I acknowledge that I have read and understand the above qualifications for voting and do hereby

Amend RSA 654:7, IV(c) as inserted by section 3 of the bill by replacing line 58 with the following:

I acknowledge that I have read and understand the above qualifications for voting and do hereby

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

July 2, 2015
2015-2366-EBA
05/09

Enrolled Bill Amendment to SB 188-FN

The Committee on Enrolled Bills to which was referred SB 188-FN

AN ACT revising banking, credit union, and trust laws.

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 188-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 188-FN

Amend RSA 383:9, VI as inserted by section 7 of the bill by replacing line 1 with the following:

~~[HH:]~~ **VI.** The commissioner may adopt rules, ~~[pursuant to]~~ **under** RSA 541-A, relative to the

Amend RSA 383:10-a as inserted by section 10 of the bill by replacing line 6 with the following:

examined ~~[institution and]~~ **entity and** shall be paid directly by ~~[such institution]~~ **that entity**.

Amend RSA 383:10-b as inserted by section 11 of the bill by replacing line 2 with the following:

examinations, visitations, and reports ~~[of examinations by the banking department,]~~ **produced**

Amend RSA 383:11, II(a) as inserted by section 13 of the bill by replacing line 3 with the following:

~~association,]~~ credit union, ~~[Morris Plan bank,]~~ or similar **entity, except family trust companies,**

Amend RSA 383:11-b, V as inserted by section 14 of the bill by replacing it with the following:

V.(a) The special assessment shall be due and payable within 30 days after the commissioner declares the assessment and so notifies each entity being assessed in writing. If any entity refuses to obey the commissioner's order to pay the special assessment, then an action may be brought by the attorney general on the commissioner's behalf in any superior court in this state. In that action, an order, or judgment may be entered awarding:

- (1) a temporary or permanent injunction,
- (2) the assessed amount and any accumulated statutory fines to the commissioner, and
- (3) the costs in bringing the action to the attorney general.

(b) In addition to all of the court's customary powers, the court may enforce any injunction issued under this paragraph by a fine not exceeding \$10,000 or by imprisonment, or both.

Amend RSA 383-A:3-305(e)(5) as inserted by section 16 of the bill by replacing line 6 with the following:

already serving as directors or executive officers of the existing state bank shall be required to comply

Amend RSA 383-A:3-308(a) as inserted by section 16 of the bill by replacing line 3 with the following:

to the state bank by (i) issuing a notice of approval of the organization of the state bank, subject to

Amend RSA 383-A:4-406(a) as inserted by section 16 of the bill by replacing line 6 with the following:

25 percent or more under RSA 383-A:6-602.

Amend RSA 383-A:5-511(d) as inserted by section 16 of the bill by replacing line 2 with the following:
this subsection.

Amend RSA 383-A:7-701(b) as inserted by section 16 of the bill by replacing line 2 with the following:

business of banking, to (i) employ any device, scheme, or artifice to defraud, (ii) make any untrue

Amend RSA 383-A:7-701(f) as inserted by section 16 of the bill by replacing lines 7 and 8 with the following:

department of justice, and the forfeiture may be recovered by an information or other appropriate proceeding brought in the superior court in his or her name. Upon that information or other proceeding,

Amend RSA 383-A:9-903(b) as inserted by section 16 of the bill by replacing lines 1-5 with the following:

(b) If the commissioner finds that the violation or practice set forth in subsection (a) requires immediate action for the protection of depositors or the public, or where the violation or practice, or the continuation of the violation or practice, is likely to cause insolvency or substantial dissipation of the assets, capital or earnings of a state bank or credit union, then the commissioner may issue orders under subsection (a) which shall become effective upon service of those

Amend RSA 383-A:9-903(f) as inserted by section 16 of the bill by replacing it with the following:

(f) Decisions issued by the commissioner under this section may be appealed in accordance with RSA 541.

Amend RSA 383-B:3-301(d) as inserted by section 16 of the bill by replacing line 1 with the following:

(d) Any activity authorized under subsection (a) or (c) which is treated as

Amend RSA 383-B:3-303(b)(1)(C) as inserted by section 16 of the bill by replacing line 1 with the following:

(C) For the purposes of subsection (A), the following described classes of property

Amend RSA 383-B:3-303(b)(1)(D) as inserted by section 16 of the bill by replacing line 2 with the following:

which the mortgagor holds a lease shall be construed as real estate for purposes subsection (A).

Amend RSA 383-B:3-303(b)(1)(E) as inserted by section 16 of the bill by replacing line 3 with the following:
estate for purposes of subsection (A).

Amend RSA 383-B:3-303(b)(9)(D) as inserted by section 16 of the bill by replacing line 2 with the following:
to engage in any project or venture permitted under subsection (B) if a depository bank which is a

Amend RSA 383-B:8-802 as inserted by section 16 of the bill by replacing line 4 with the following:
 conversions shall be approved by a majority of the holders of each class of voting stock of an

Amend RSA 383-C:3-301(k) as inserted by section 16 of the bill by replacing line 3 with the following:

any minor, any person deemed by law to be incompetent to manage his or her affairs, or any other

Amend RSA 383-C:3-301(p) as inserted by section 16 of the bill by replacing it with the following:

(p) To act as trustee for a New Hampshire investment trust organized under RSA 293-B;

Amend RSA 383-C:3-301(q) as inserted by section 16 of the bill by replacing line 3 with the following:
 the business of receiving of deposits; and

Amend RSA 383-C:5-503(b) as inserted by section 16 of the bill by replacing line 11 with the following:
 trust company under RSA 395, or (ii) as permitted to fund a special assessment under RSA 383:11-b.

Amend RSA 383-C:8-803(c) as inserted by section 16 of the bill by replacing line 4 with the following:
 with the commissioner the application described in subsection (a) as promptly as reasonably

Amend RSA 383-D:1-105(a) as inserted by section 16 of the bill by replacing line 2 with the following:

RSA 383:10-b, RSA 383-A:3-305(f), or RSA 383-A:5-511(c), family trust company information is

Amend RSA 383-D:1-105(b)(1) as inserted by section 16 of the bill by replacing line 2 with the following:
 511(c);

Amend RSA 383-D:6-601 as inserted by section 16 of the bill by replacing line 2 with the following:

383-D:6-602 and an errors and omissions liability insurance policy under RSA 383-A:4-406. For

Amend RSA 383-D:7-702(b)(4) as inserted by section 16 of the bill by replacing line 2 with the following:
 under RSA 383-A:4-406; and

Amend RSA 383-D:10-1001(b) as inserted by section 16 of the bill by replacing line 2 with the following:
 510, and it shall file copies of other documents as required under RSA 383-A:5-511.

Amend RSA 383-D:12-1203(e)(1) as inserted by section 16 of the bill by replacing lines 2 and 3 with the following:
 the requirement to maintain its required capital under RSA 383-C:5-502 or the requirement to maintain an
 errors and omissions liability insurance policy under RSA 383-A:4-406;

Amend RSA 383-D:13-1303 as inserted by section 16 of the bill by replacing line 2 with the following:
 provided in RSA 383-D:11-1101. RSA 383-C:11-1103 shall not apply to foreign family trust

Amend RSA 383-E:4-403(e) as inserted by section 16 of the bill by replacing line 3 with the following:

stocks, including shares of investment trusts, he or she may by written order forbid such credit union to

Amend RSA 383-E:6-602 as inserted by section 16 of the bill by replacing line 3 with the following:

by RSA 383-A:5-509 and submit reports of condition as is required by RSA 383-A:5-510.

Amend RSA 383-E:10-1003 as inserted by section 16 of the bill by replacing line 1 with the following:

383-E:10-1003 Name Change. The credit union resulting from a combination may change the name

Amend RSA 383-E:13-1303(b) as inserted by section 16 of the bill by replacing line 4 with the following:
 credit union as if the person were himself or herself a member of the corporate credit union.

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

June 16, 2015
 2015-2222-EBA
 03/10

Enrolled Bill Amendment to SB 190-FN

The Committee on Enrolled Bills to which was referred SB 190-FN

AN ACT relative to payment of costs for career and technical education center programs and administra-
 tion by the department of education.

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 190-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 190-FN

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

3 Designation of Centers and Programs. Amend RSA 188-E:1 to read as follows:

Amend RSA 188-E:2, III(b) as inserted by section 4 of the bill by replacing line 4 with the following: including entrepreneurship, of an individual.

Amend RSA 188-E:2, VIII(b) as inserted by section 4 of the bill by replacing line 1 with the following:

(b) If a student attends a chartered public school, the sending district shall be the school

Amend RSA 188-E:5, VIII as inserted by section 6 of the bill by replacing line 2 with the following:

competencies to assess and demonstrate achievement through evidence documented by course

Amend RSA 188-E:10-b as inserted by section 10 of the bill by replacing line 32 with the following:

V. The members of the advisory council shall elect a chairperson from among the members.

Amend RSA 188-E:10-b as inserted by section 10 of the bill by replacing line 35 with the following:

VI. The advisory council shall file an annual report of its findings and any recommendations

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

June 16, 2015

2015-2221-EBA

08/09

Enrolled Bill Amendment to SB 191-FN

The Committee on Enrolled Bills to which was referred SB 191-FN

AN ACT relative to use of the state's procurement card services.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 191-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 191-FN

Amend RSA 9-D:4 as inserted by section 4 of the bill by replacing line 6 with the following:

or transactions, including but not limited to purchases for commodities or services intended solely for

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

June 19, 2015

2015-2323-EBA

04/01

Enrolled Bill Amendment to SB 192-FN

The Committee on Enrolled Bills to which was referred SB 192-FN

AN ACT permitting the department of revenue administration to conduct employee candidate background checks and establishing the position of tax policy analyst within the 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 192-FN

This enrolled bill amendment corrects the title of the bill.

Enrolled Bill Amendment to SB 192-FN

Amend the title of the bill by replacing it with the following:

AN ACT permitting the department of revenue administration to conduct employee candidate background checks, establishing the position of tax policy analyst within the department, and establishing the salary grade for the director of the division of municipal and property within the department.

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

June 16, 2015
2015-2227-EBA
05/03

Enrolled Bill Amendment to SB 221-FN

The Committee on Enrolled Bills to which was referred SB 221-FN

AN ACT relative to electric rate reduction financing.

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 221-FN

This enrolled bill amendment makes technical corrections to the bill.

Enrolled Bill Amendment to SB 221-FN

Amend section 6 of the bill by replacing line 1 with the following:

6 New Paragraph; Electric Rate Reduction Financing and Commission Action; Definitions; 2015

Amend RSA 369-B:2, XVIII as inserted by section 6 of the bill by replacing line 3 with the following:

New Hampshire office of energy and planning, the New Hampshire consumer advocate, and any

Amend RSA 369-B:3, V as inserted by section 9 of the bill by replacing line 4 with the following:

so satisfies the conditions, *if any*, and requirements of RSA 369-B:3, IV and satisfies the other

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

June 17, 2015
2015-2296-EBA
03/10

Enrolled Bill Amendment to SB 232-FN-A

The Committee on Enrolled Bills to which was referred HB 232-FN-A

AN ACT exempting certain leases from the real estate transfer 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 232-FN-A

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 232-FN-A

Amend RSA 78-B:2, XX as inserted by section 2 of the bill by replacing line1 with the following:

XX. To a lease, including any sales, transfers, or assignments of any interest in the leased

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

June 30, 2015
2015-2364-EBA
04/10

Enrolled Bill Amendment to SB 266-FN

The Committee on Enrolled Bills to which was referred SB 266-FN

AN ACT adopting the Uniform Securities 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 266-FN

This enrolled bill amendment makes various corrections to the bill.

Enrolled Bill Amendment to SB 266-FN

Amend RSA 421-B:1-102(52) as inserted by section 1 of the bill by replacing line 1 with the following:

(52) "Securities and Exchange Commission" or "SEC" means the United States Securities and

Amend RSA 421-B:1-102(53)(B)(iii)(a) as inserted by section 1 of the bill by replacing line 2 with the following:

RSA 310-A, RSA 311, RSA 315, RSA 316-A, RSA 317-A, RSA 318, RSA 326-B, RSA 327, RSA 329,

Amend RSA 421-B:1-102(53)(B)(iii)(b) as inserted by section 1 of the bill by replacing line 3 with the following:

B, RSA 310-A, RSA 311, RSA 315, RSA 316-A, RSA 317-A, RSA 318, RSA 326-B, RSA 327, RSA 329,

Amend RSA 421-B:301 as inserted by section 1 of the bill by replacing line 1 with the following:

421-B:3-301 Securities Registration Requirement.

Amend RSA 421-B:4-405(c) as inserted by section 1 of the bill by replacing line 4 with the following:

Act of 1940 required by order issued under this chapter and pay the fees specified in RSA 421-B:4-410(c).

Amend RSA 421-B:5-502(d) as inserted by section 1 of the bill by replacing line 5 with the following:

the protections of subsection (b)(2)(Q), on the basis of such factors as financial sophistication, net

Amend RSA 421-B:5-509(b) as inserted by section 1 of the bill by replacing line 7 with the following:

subsection is governed by the following:

Amend section 26 by replacing line 1 with the following:

26 Filing; Service and Copying Fees. Amend RSA 304-A:51, II(a)-(i) to read as follows:

Sen. Soucy 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) and House Joint Resolution:

HB 1, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2016 and June 30, 2017.

HB 2, relative to state fees, funds, revenues, and expenditures.

HB 153, relative to the telecommunications planning and development advisory committee.

HB 190, establishing a statutory commission to study the standards for collaborative pharmacy practice.

HB 212, relative to revocation of fish and game licenses of persons convicted of sexual assault while hunting, trapping, or fishing and relative to the authority of the fish and game department to establish fees.

HB 225, requiring the defendant to personally appear in the courtroom during a victim impact statement.

HB 230, relative to the discharge of a mortgage.

HB 270, granting immunity from arrest, prosecution, or conviction to a person who requests medical assistance to save the life of an overdose victim.

HB 292, expanding the good samaritan law to engineers and architects.

HB 309, permitting landlords to remove tenants' property in certain circumstances and relative to the committee to study issues concerning parking for those with walking disabilities.

HB 330, establishing an oversight commission for medical cost transparency.

HB 333, establishing a process for review and reporting of dedicated funds.

HB 391, applying the E911 surcharge to prepaid cellular telephones.

HB 395, relative to electronic toll collection.

HB 425, relative to procedures for the adoption of agency rules under the administrative procedures act.

HB 441, permitting the department of health and human services to share information in a termination of parental rights case with a foster parent who intends to adopt the child; and relative to financial affidavits submitted in hearings regarding child support, property settlement, and alimony.

HB 449, relative to the duration of child support.

HB 451, relative to local approval of mining permits.

HB 455, relative to the board of managers of the New Hampshire veterans' home, relative to the reporting process for certain departments and divisions of departments, and extending the commission to study mental health implementation in New Hampshire.

HB 464, establishing the traditional commercial and recreational fishing protection act, prohibiting political subdivisions from interfering with commercial and recreational operations, relative to protective well radii for sewage disposal systems of commercial buildings, and relative to rulemaking by the commissioner of environmental services on certain minimal impact projects.

HB 472, relative to the parole board and parole board procedures.

HB 476, amending the definition of "qualifying medical condition" in the therapeutic cannabis law.

HB 479, relative to uninsured or hit-and-run motor vehicle coverage and relative to the New Hampshire excellence in higher education endowment trust fund.

HB 484, relative to medication administration by licensed nursing assistants and relative to exemptions from regulation for certain nursing care and attendant care services.

HB 493, relative to minimum voting booths for city, town, school district, and village district elections.

HB 495, relative to commercial referral fees.

HB 506, clarifying the conditions under which motor vehicle information may be used.

HB 531, establishing a committee to study short-term rentals by homeowners and owners of residential properties.

HB 553, relative to dealer registration privileges by a dealership management company and proof of ownership of a vehicle at the time of sale.

HB 564, relative to prior authorization for certain prescription drugs.

HB 597, relative to penalties for indecent exposure and lewdness.

HB 616, relative to compensation to claimants under the victims' assistance fund.

HB 666, relative to licensing of money transmitters.

HJR 2, making temporary appropriations for the expenses and encumbrances of the state of New Hampshire.

SB 29, relative to fines for motor vehicle offenses.

SB 55, allowing private employers to establish a policy granting a veterans' preference in employment decisions.

SB 104, relative to licensure of research organizations by the pharmacy board.

SB 106, restricting the sale or possession of synthetic drugs.

SB 111, making changes to the life and health insurance guaranty association.

SB 112, requiring the Medicaid program to cover telehealth services.

SB 116, repealing the license requirement for carrying a concealed pistol or revolver.

SB 119, relative to the regulation of consumer guaranty contracts by the insurance department and guaranteed asset protection waivers by the banking department.

SB 125, relative to certification for mold assessment services.

SB 132, relative to dredging projects conducted by the Pease development authority division of ports and harbors.

SB 133, relative to certain health care data, certain workers' compensation medical claim data collected by the insurance department, and medical costs paid under workers' compensation.

SB 145, relative to wine consumed at cocktail lounges.

SB 160, relative to duplicate vessel registration certificates.

SB 163, relative to wholesale hospital-to-hospital laboratory and testing services.

SB 179, relative to eligibility to vote and relative to availability of voter information.

SB 186, reestablishing the commission to study soft tissue injuries under workers' compensation and to study the feasibility of developing a first responder's critical injury fund.

SB 189, relative to liquor manufacturers.

SB 190, relative to payment of costs for career and technical education center programs and administration by the department of education.

SB 191, relative to use of the state's procurement card services.

SB 192, permitting the department of revenue administration to conduct employee candidate background checks, establishing the position of tax policy analyst within the department, and establishing the salary grade for the director of the division of municipal and property within the department.

SB 211, relative to taxation of employee leasing companies under the business enterprise tax.

SB 221, relative to electric rate reduction financing.

SB 223, relative to name availability for business organizations.

SB 232, exempting certain leases from the real estate transfer tax.

SB 241, relative to authorization for the town of Rindge to make capital expenditures from a trust fund.

SB 254, establishing a committee to study the provision of services to the public by Uber and existing taxi services.

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(s):

HB 25, making appropriations for capital improvements.

HB 115, relative to reports on gross appropriations from the highway fund in the tentative state budget and defining autocycle and making provisions for the operation and inspection of autocycles.

HB 323, relative to the administration of the statewide assessment program.

HB 358, relative to driver's license information obtained by pawnbrokers and secondhand dealers.

HB 364, relative to renewal fees administered by the office of professional licensing, the salt applicator certification program, and pesticide product registration requirements.

HB 407, establishing a committee to study the classifications of military vehicles and equipment that may be purchased by the state and its political subdivisions and establishing a committee to study honorary legislation.

HB 421, authorizing the university of New Hampshire to grow industrial hemp for research purposes.

HB 483, relative to the commission on primary care workforce issues.

HB 486, authorizing towns and cities to establish special assessment districts and establishing a committee to study the creation of a special village district in Danbury.

HB 577, establishing a children's savings account program, and relative to the bonding authority of the city of Dover.

HB 584, making various changes to laws relating to motor vehicles and vessels.

HB 614, implementing goals of the state 10-year energy strategy, modifying uses of the site evaluation committee fund, establishing fees for energy facility evaluation, and relative to public information sessions on proposed energy siting.

HB 681, establishing a fine for persons convicted of domestic violence and increasing the marriage license fee.

SB 32, relative to state agency budgetary reporting requirements.

SB 84, relative to the definition of "telemedicine."

SB 97, authorizing municipalities to adopt ordinances to regulate stormwater to comply with federal permit requirements.

SB 120, relative to applicants for secondary game operator licenses.

SB 124, relative to filing felonies first in the superior court.

SB 135, relative to lead poisoning in children.

SB 151, requiring inclusion of home educated pupils in the definition of average daily membership in attendance.

SB 169, relative to permissible uses of electronic benefit transfer (EBT) cards.

SB 188, revising banking, credit union, and trust laws.

SB 235, relative to the condominium act and the land sales full disclosure act.

SB 266, adopting the Uniform Securities Act.

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

REPORT OF COMMITTEE ON ENROLLED BILLS

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

HB 142, relative to student social media policies by educational institutions and nonpublic sessions under the right-to-know law.

HB 219, relative to the use of electronic benefit transfer (EBT) cards.

HB 305, relative to assessment of and discharge planning for minors in the juvenile court system.

HB 460, establishing a commission to study revenue alternatives to the road toll for electric-powered and hybrid vehicles for the funding of improvements to the state's highways and bridges.

HB 468, requiring a warrant to obtain electronic device location information.

HB 508, relative to the dissolution of the New Hampshire medical malpractice joint underwriting association and relative to cost-sharing parity for oral anti-cancer therapies.

HB 550, relative to administration of the tobacco tax and relative to the sale or exchange of an interest in a business organization under the business profits tax.

HB 572, relative to the siting of high pressure gas pipelines.

HB 599, relative to the economic revitalization zone tax credit program.

HB 662, relative to property taxes paid by chartered public schools leasing property.

SB 99, establishing a committee to study allowing the sampling of beer or wine at farmers' markets, establishing a committee to study powered or crystalline alcohol, and relative to the definition of alcohol.

SB 170, requiring the public utilities commission to ensure ratepayer protections with electric power suppliers and extending the time for the site evaluation committee to adopt certain rules.

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

Out of Recess. Call Senate to Order.

MOTION TO ADJOURN FROM LATE SESSION

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

Adopted. Adjournment from the Late Session.

SENATE JOURNAL 20

September 16, 2015

The Senate reconvened at 1:00 p.m. a quorum being present.

Reverend Jon Hopkins, guest chaplain to the Senate, offered the following meditative thoughts and prayer.

Let us begin this afternoon with a moment of silence.

We pray this day for wisdom in justice, that authority is rightly administered, laws are enacted, and judgment decreed. Assist us with counsel and fortitude for all who are elected and serve the people of the state of New Hampshire. That the Senate may be conducted in righteousness, and be useful to the people over whom they serve by encouraging due respect for virtue in religion, by faithful execution of laws in justice and mercy, and by restraining vice in immorality. Let the light of wisdom direct the deliberations of this body, and shine forth in all the proceedings and laws framed for our rule in government so that they may tend the preservation of peace, the promotion of happiness, the increase of industry, sobriety, and reap knowledge. That they may attain the blessings of equal liberty. We pray for the Governor of our state, for the members of the other assembly, for judges, and for all the officers who are appointed to guard our political welfare. That they may be enabled to discharge the duties of their callings with honesty and ability. Remember today all of our fellow citizens throughout the state of New Hampshire that they may be blessed in the observance of the rule of law. That they may be preserved in You and in peace. That they may prosper in all their endeavors that produce good for their families and their fellow citizens. Amen

Sen. Birdsell led the Pledge of Allegiance.

INTRODUCTION OF GUESTS

Sen. Forrester introduced Randy Subject, Selectman in the town of Piermont, visiting in the gallery today.

Sen. Carson introduced former colleague Senator Clegg, visiting in the gallery today.

SUSPENSION OF THE RULES

Sen. Bradley moved that the Senate suspend all rules necessary to permit consideration at the present time of Senate Bill 9, and if adopted, to permit third reading and final passage in the early session. Adopted by the necessary 2/3 vote.

Recess. Out of recess.

INTRODUCTION OF GUESTS

(The Chair invited Jeff and Judy Pattison to join him at the podium.)

PRESIDENT MORSE: Today, we wanted to recognize Jeff, and everybody knows Jeff has been the Legislative Budget Assistant for the past 8 years and has been working within that office for 32 years. He has decided to retire this summer— I'm not sure it wasn't the budget process that forced that. This almost goes without saying, but Jeff has been an invaluable asset to all of us in the Senate, but in particular, the Finance Committee, as we work for months, to put together the state operating budget each biennium. This tall task is

made simpler with Jeff's oversight and guidance and we've been fortunate to have someone like him help us through the process every two years. Personally, Jeff and I have spent a lot of time together over the years, whether it be late nights or early mornings working to develop state budgets that make sense and are balanced. And he's given me innumerable challenges, and he's helped us present them. I can say without a doubt that Jeff has always been focused on his work and is truly dedicated to the state of New Hampshire. You know, when Jeff and I first met each other I had no idea what a surplus statement was. I worked with his boss, Mike Buckley, and Jeff, and they put that in English to me, at the time. But I want you to know, at that time I was also told I was going to be the Finance Chair, and I'd never served on a Finance Committee in state government. So the challenge was bigger for Jeff than it was for me.

He's a great guy to work alongside, and he also came from Plymouth State College. And I know that he believes in that system as well as I do. Now his wife just told me that math wasn't his greatest subject, but the reality is, if you went to Plymouth State College you learned a lot more than math. So, I think I understand Jeff as well as anyone in this room. When we talk about accounting we try to simplify it for what's best for the state of New Hampshire, in my opinion, and we all have a "Judy" at home that helps keep us straight.

And I know I speak for all of us when I say I'm sad to see him go, I'm happy to know that he's moving closer to his family in California— and Judy I'm told you had a lot to do with that— and to relax and enjoy more time with friends and family. Thank you, Jeff, for everything you've given to the state of New Hampshire and for everything you've done for the senate over the years.

I would like to now present a resolution on behalf of all 24 Senators:

The State of New Hampshire State Senate, a Resolution honoring Jeffry Pattison for his service and dedication to the State of New Hampshire as long-time Legislative Budget Assistant to the General Court.

WHEREAS, Jeffry Pattison has served in the nonpartisan office known as the Legislative Budget Assistant office for the State of New Hampshire for the past 32 years, 8 as the Director of the Legislative Budget Assistant's Office; and

WHEREAS, his sincere dedication to the State of New Hampshire, the Legislature and all of State Government was reflected in the integrity of his work, his steadfast leadership, his attention to details and his ability to provide unbiased guidance in crafting 16 statewide operating budgets; and

WHEREAS, his enduring patience after 32 years, 13 Senate Presidents and 10 Speakers of the House and his expert knowledge of the state's finances and inner workings has made him an irreplaceable asset to the legislature; and

WHEREAS, his work in assisting the legislature in developing and balancing the statewide budget each biennium has ensured that New Hampshire is a great place to live, work, and seek respite for citizens and tourists alike; and

WHEREAS, his talents and commitment to serving the greater good of the State of New Hampshire have never wavered nor gone unnoticed.

Now, therefore, be it resolved that the New Hampshire Senate recognizes Jeff Pattison's dedication and service to our State, and extends its sincerest gratitude and best wishes for a happy and healthy retirement.

(The Chair recognized Sen. Forrester.)

SENATOR FORRESTER: It's my pleasure to be up here this afternoon to recognize Jeff, and I do have a little something that I'd like to give you. With Jeff it's always about the budget. You never really, I never really knew a whole lot about him, personally, and although today is about Jeff, it really is also about Judy. Because of Judy, Jeff was able to spend all his time in Concord with us, with the Senate Finance Committee, providing us with the assistance and the information that we needed to do a good job for the state of New Hampshire. And, as I said earlier, Jeff didn't share a lot about himself, at least with me, and it was only reading the article in the Laconia Daily Sun written by Michael Kitch, and Senator Hosmer you probably read that article, too. It was a great article and that's when I learned a little bit more about Jeff Pattison. And it was my surprise to learn that he actually had time for something else, like being on the Parks and Rec Commission, and through that article we got an idea to put together a little something for Jeff. And I worked with the Senate President, and many others here. And Matt Lehey, if you would stand up, please. Matt is the former mayor of Laconia and good friend of Jeff, which I know Matt very well, and I know Jeff,

but I didn't know you two had dinner every Friday night together, every Saturday night. And then Mitch Hamel, who serves with, or served with Jeff on the Parks and Rec Commission. And I appreciate both of you taking the time to come here, today, because I am sure that that means a lot to Jeff and Judy that you took the time to be here. And with that, I'd like to make a presentation, if I could.

So what we did was we had the article that was written by the Laconia Daily Sun, and they put it on mast-head, first time ever, just for you. And we had all the members of the Senate Finance Committee sign it; some said nice things, some not so nice. And we had it signed by members of the Parks and Rec Commission, as well. So, I'd like to present that to you.

(The Chair recognized Sen. D'Allesandro.)

SENATOR D'ALLESANDRO: Jeffry, Honorable President Morse, distinguished gentleman of the Finance Committee, Senator Forrester. In my life I've said, continually, life is all about relationships. Relationships. I've had a relationship with the LBA for 43 years. When I first came Henry Goode was there. It was a dark office. There was a wall of cork there. The shades were all drawn, and Henry would sit at the corner of that office and instruct people as to what was happening in the LBA. We have had the good fortune— we, every single one of us seated before me, has had the good fortune to work with Jeff Pattison, and to enjoy his interactions with us, and his ability to give us counsel with regard to the financial well-being of the state of New Hampshire. That's a great thing! You're working for the House, you're working for the Senate, you're working for the majority, you're working for the minority with 7 people, and you're doing the kind of job that makes our job easier. When my wife retired from the telephone company the key thing was the gold watch. The gold watch! Because everybody should have a watch. That's what my wife's colleagues said. So, for the magnificent Jeff Pattison, the Honorable Senate President said he's got to have a watch. He's got to have a watch because that's what makes it real. So Jeff, on behalf of the New Hampshire State Senate, and me, personally, and Senator Morse and everybody else, thank you. Thank you, for all you've done for us, for making us better legislators, for making New Hampshire a better place to be, and to your wife, thank you so much for allowing him to do it. You know, it takes two to make it happen. You've done a wonderful job. So, many, many thanks. God bless you.

PRESIDENT MORSE: Well, he usually doesn't want to come up on the podium, and he'd send somebody like Kane. But, reality is, I think he is going to speak. So...

JEFF PATTISON: Thank you very much. It's kind of hard to tell jokes, obviously a bit emotional period in time for me, right now. First of all, you've now met my wife, Judy. Without her I would've not had the career that I had. She was at home, worked at home, we raised two sons, both of them now are engineers working in California. My brother, a successful business man is also living in California with his partner, and that's where the next days of my life will be; will be in California. We're going to make the drive cross country, leave around Columbus Day, take 2 or 3 weeks, and hit the national parks along the way, and just take the time to relax a little bit. Even after these first two weeks I think there's been days my wife wishes I was still working.

When I first started here in the Senate, excuse me, in the General Court, Vesta Roy was the Senate President. Gene White was the Chairman of the Senate Finance Committee. And the day before I start work John Sununu was sworn in for his first term as Governor of the State of New Hampshire. A lot has changed since January of 1983. As the Senate President said, I've worked under 13 Senate Presidents and 9 different Senate Finance Chairmen in that period of time.

I consider myself very lucky. We moved to New Hampshire in 1969, I made life hell for my parents. It was the summer between my sophomore and junior year of high school. It was the best thing that ever happened to me. We moved to New London, New Hampshire— very lucky to be in that community. Met a lot of good people. People that actually had reason to be in touch with over the years after that. William Kitter, from New London, was the owner of the bank, but what I didn't know was he was also the Chairman of the House Appropriations Committee, Chairman of the Fiscal Committee, and the Committee that approved me when I was hired in 1983. I went on to Plymouth State College. Again, enjoyed my time at Plymouth State College. My first day of work was the first time I had been in the New Hampshire State House. I'll back up and just share a little secret with you, I was going to be a teacher when I was at Plymouth State college. I was halfway through my second semester of my senior year doing my student teaching, and decided I didn't like being in front of classrooms. I don't know what that means now, with some of the places that I've been, and places I've had opportunities to speak— in here, on the House floor, House Finance Committee, the press around. I guess you change when you get older.

I'm very proud of the Office of Legislative Budget Assistant. Again, I've been there over 32 years. Worked under some great people: Henry Goode, Charlie Conner, Mike Buckley. What I'll miss the most is coming to the State House every day, though. Almost every day, took Saturdays off. Sundays we were usually in here. Senator Little, you'll remember, I think I heard you say 'I've had enough of House Bill 2, we've been over it 9 times, that's enough for now.' But it comes in handy. But it's the people in this building that really make the difference. Not just the legislators, but the legislators, the committed legislators that we have in this building; the staff, committed staff that we have; the press that release all the information for you; the lobbyists that I've gotten to know over the years; and the public that I've dealt with, as well.

But now I'm looking forward to spending time with my wife, my two sons, and their wives, and my brother and his partner in California. So, again, I'd simply like to say thank you very much, and I wish you the best of luck in the future. Thank you.

INTRODUCTION OF SENATE BILL 9

Sen. Bradley moved to introduce Senate Bill 9, and resolve that, in accordance with the list in the possession of the Senate Clerk, the following legislation shall be by this motion read a first and second time by the therein listed title. Adopted.

First and Second Reading

SB 9-FN-A-L, relative to salary increases for state employees and making appropriations therefor, establishing a legislative oversight committee on employee relations, relative to the purpose of a capital budget appropriation, and reducing the rates of the business profits tax and the business enterprise tax.

Sen. Bradley moved Ought to Pass.

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

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

The following Senators voted Yes: Woodburn, Forrester, Bradley, Watters, Pierce, Cataldo, Hosmer, Little, Sanborn, Kelly, Daniels, Avard, Lasky, Carson, Feltes, Boutin, Reagan, Soucy, Birdsell, D'Allesandro, Fuller Clark, Prescott, Stiles, Morse.

The following Senators voted No: (None)

Yeas: 24 - Nays: 0

Adopted, bill ordered to Third Reading.

Without objection, the Clerk shall read the title of the Veto Message only.

VETO MESSAGE

May 8, 2015

Governor's Veto Message Regarding Senate Bill 101

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on May 8, 2015, I have vetoed Senate Bill 101, an act prohibiting the state from requiring implementation of Common Core standards.

New Hampshire's economic competitiveness depends on our ongoing commitment to ensuring that our students and workers have the skills needed to compete in the future. Senate Bill 101 serves no real function as it prohibits non-existent requirements. But allowing it to become law would have real and lasting consequences to New Hampshire's economic competitiveness by sending a damaging signal that our state is not committed to the education standards necessary to prepare a 21st century workforce. That is why the business community and the education community joined together to oppose this legislation. The New Hampshire Business and Industry Association has called for a veto, writing "SB101 undermines New Hampshire's commitment to higher educational standards and sends a message mediocre is okay."

No school district is required to implement Common Core under current New Hampshire law, thus there is no need to pass a law exempting districts from compliance. School districts are already well aware that they have such a choice. In fact, Manchester underwent an extensive process to write its own standards. At the end of the day, Manchester ended up with standards that are quite similar to the Common Core standards, reflecting that Common Core is a common-sense framework – developed from the ground up in a bipartisan process led by Governors and Chief School Officers – for ensuring that our children are ready for careers and/or college.

Our schools need to prepare our young people to compete in the global, 21st century innovation economy, and college- and career-readiness standards are critical to that effort, which is why Common Core has the support of educators and businesses, and of Republicans and Democrats. As this bill has no practical impact, its purpose appears to be that of sending a message, and it is the wrong message. New Hampshire must be clear that it is committed to developing a 21st century workforce and citizenry, that it welcomes innovation, and that it is modernizing its education system to reflect those values. Legislation like Senate Bill 101 undermines the importance of high standards in education and the work that New Hampshire's Department of Education and Board of Education do every day to ensure that our students are college ready and prepared to enter the workforce. It also undermines similar locally led efforts as well.

Instead of legislation aimed at undermining college- and career-readiness standards like Common Core – we should be focused on continually improving the education we offer our children. This focus should help schools implement new standards effectively and build on New Hampshire's status as a leader in competency-based education. We should be celebrating and building on innovative programs like our groundbreaking Performance Assessment for Competency Education (PACE), a locally managed assessment process. PACE empowers our students and our teachers by reducing the level of standardized testing in favor of more locally managed assessments that will be integrated into a student's day-to-day work, and that improves the effectiveness of project-based 21st century learning.

As we work together to make sure that our students have access to a rigorous education, it is critical that we continue to do so in the New Hampshire way, with local school districts continuing to have the authority, flexibility and responsibility to meet the best interests of their children. And we need to continue to improve outreach so that we can enhance understanding of modern and rigorous standards among all stakeholders and citizens so that we are working together in a rapidly changing economy to prepare our young people for the future.

This legislation is unnecessary and its passage would send a message to the business and education community that New Hampshire does not value high standards in education, standards that will help prepare our future workforce for success in the innovation economy. Therefore, I have vetoed Senate Bill 101.

Respectfully submitted,
Margaret Wood Hassan
Governor

Recess. Out of recess.

The question is not withstanding the Governor's Veto, shall Senate Bill 101 become law?

A roll call is required.

The following Senators voted Yes: Forrester, Bradley, Cataldo, Little, Sanborn, Daniels, Avard, Carson, Boutin, Reagan, Birdsell, Prescott, Morse.

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

Yeas: 13 - Nays: 11

Veto sustained lacking necessary 2/3 vote.

Recess. Out of recess.

THIRD READING AND FINAL PASSAGE

Sen. Bradley moved that, due to the transfer of Senate Bill 9 to the House, Senate Bill 9 be, at the present time, ordered to 3rd Reading by this Resolution, and read a third time. Adopted.

VETO MESSAGE

July 6, 2015

Governor's Veto Message Regarding Senate Bill 116

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on July 6, 2015, I have vetoed Senate Bill 116, repealing the license requirement for carrying a concealed pistol or revolver.

New Hampshire's current concealed carry permitting law has worked well for nearly a century – safeguarding the Second Amendment rights of our citizens while helping to keep the Granite State one of the safest states in the nation. Our concealed weapons permitting system gives an important oversight role to local law enforcement, while allowing for appeals through appropriate channels.

Throughout the process on Senate Bill 116 I have heard concerns from law enforcement and public safety officials, as well as citizens across New Hampshire, about allowing individuals to carry concealed guns without a license. They oppose removing the protections that the licensing process offers to help ensure that potentially dangerous individuals are not allowed to carry hidden weapons and I share their concerns.

I support the Second Amendment and I believe that Americans have a right to responsibly own guns for personal safety, hunting, and recreation. However, I also recognize the need to balance the rights of gun owners with the rights of all New Hampshire citizens to be safe in their communities. With this consideration, I believe that New Hampshire's current law is appropriate and responsible.

Further, the ability of states to responsibly and appropriately regulate the concealed carry of firearms is a standard that has been reaffirmed in its constitutional soundness time and time again by the United State Supreme Court. In the majority decision in the 2008 Supreme Court case of *District of Columbia v. Heller*, Justice Antonin Scalia wrote, "Like most rights, the Second Amendment right is not unlimited. It is not a right to keep and carry any weapon whatsoever in any manner whatsoever and for whatever purpose: For example, concealed weapons prohibitions have been upheld under the Amendment or state analogues ... The majority of the 19th-century courts to consider the question held that prohibitions on carrying concealed weapons were lawful under the Second Amendment or state analogues."

New Hampshire law already allows for the open carry of handguns without a permit, and it also ensures that an appeal process is in place when a permit is denied.

Many proponents of Senate Bill 116 cite the states that allow the concealed carry of firearms without a permit. However, the gun laws of a state cannot be viewed in isolation of one another, and upon broader examination, many of the states referenced in testimony by proponents have far stricter regulations at the point of original purchase than New Hampshire does, including more vigorous background checks for the purchase of guns.

Even Texas, which still issues permits for concealed carry, does so while requiring the submission of "Information regarding any psychiatric, drug, alcohol, or criminal history," in issuing its permits. In fact, according to the New Hampshire Department of Safety, as recently as 2010, the State of Texas declined to recognize New Hampshire resident pistol/revolver licenses asserting that New Hampshire gun laws do not meet the standards set forth in Texas law and stating "...New Hampshire authorities or agents are not required to conduct background checks, including searches of the NCIC and III databases on all applicants for a concealed handgun permit prior to issuance of the permit."

In his book *Live Free or Die*, Republican Governor Mel Thomson said that the current permitting process for concealed carry in New Hampshire is "a sensible handgun law." That is as true today as it was then. By allowing Senate Bill 116 to become law, we would be eliminating a responsible step from our tradition of common-sense gun laws and in doing so compromising the public safety of our citizens. Therefore, I am vetoing Senate Bill 116.

Respectfully submitted,
Margaret Wood Hassan
Governor

The question is not withstanding the Governor's Veto, shall Senate Bill 116-FN become law?

A roll call is required.

The following Senators voted Yes: Forrester, Bradley, Cataldo, Little, Sanborn, Daniels, Avard, Carson, Boutin, Reagan, Birdsell, Prescott, Stiles, Morse.

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

Yeas: 14 - Nays: 10

Veto sustained lacking necessary 2/3 vote.

VETO MESSAGE
July 10, 2015

Governor's Veto Message Regarding Senate Bill 169

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on July 10, 2015, I have vetoed Senate Bill 169, relative to the use of electronic benefits transfer (EBT) cards.

Senate Bill 169 prohibits the use of cash received from electronic benefit transfer (EBT) cards for the purpose of gambling and the purchase of tobacco products, alcoholic beverages, lottery tickets, firearms, and adult entertainment. While the sponsors and I agree that public assistance should not be used for these purposes, the approach taken by this legislation would be unenforceable, as retail clerks and sales associates would have no way of determining where an individual's cash came from at the time of sale. That is why I will sign the alternative – and workable – version of this legislation, House Bill 219.

Senate Bill 169 could lead to retail clerks being in the uncomfortable position of policing potential abuse by trying to decide whether “someone looks like” they receive assistance. That could lead to discrimination, as many of those who opposed the bill warned. The seniors, people with disabilities, and struggling families who receive cash public assistance sometimes have alternative sources of income, making it nearly impossible to determine the source of the cash that is being utilized for the purchase.

House Bill 219 allows for a more enforceable approach to address the issue of potential public assistance fraud or abuse. House Bill 219 prevents use of EBT cards within body piercing or tattoo parlors, cigar stores and smoke shops, and marijuana dispensaries. These locations are exclusive to the product or service they provide, and thus preventing use of EBT cards in these establishments does not prevent someone from purchasing basic household items that these locations do not sell. House Bill 219 also requires an educational component for cash assistance recipients and retail establishments, something Senate Bill 169 fails to do. For these reasons, I will be signing into law House Bill 219 when it reaches my desk.

Senate Bill 169 establishes an unenforceable precedent that could put our cashiers and retail clerks in the untenable position of determining the source of a customer's cash in an attempt to police potential abuse, along with denying access to families who need and qualify for this financial support. I will be signing House Bill 219, which accomplishes this bill's goals of protecting taxpayer dollars used in this critical program without creating an unenforceable regulation or the potential for discrimination. Therefore, I have vetoed Senate Bill 169.

Respectfully submitted,
Margaret Wood Hassan
Governor

Recess. Out of recess.

The question is not withstanding the Governor's Veto, shall Senate Bill 169 become law?

A roll call is required.

The following Senators voted Yes: Forrester, Bradley, Cataldo, Little, Sanborn, Daniels, Avard, Carson, Boutin, Reagan, Birdsell, Prescott, Stiles, Morse.

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

Yeas: 14 - Nays: 10

Veto sustained lacking necessary 2/3 vote.

VETO MESSAGE

July 10, 2015

Governor's Veto Message Regarding Senate Bill 179

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on July 10, 2015, I have vetoed Senate Bill 179, relative to eligibility to vote and relative to availability of voter information.

The constitutional right of all citizens to vote is the most fundamental right of our democracy, and we must always be working to ensure that people who are legally domiciled in New Hampshire are not blocked from voting. Senate Bill 179 places unreasonable restrictions upon all New Hampshire citizens' right to vote in this state with an arbitrary timeline that will prevent lawful residents from taking part in the robust citizen democracy that we are so proud of in the Granite State.

Our present law provides for same day voter registration, whereby an individual domiciled within the state can register and vote on the date of an election. Contrary to this voting system, Senate Bill 179 requires that an individual establish a domicile for no less than 30 consecutive days before any election in which the person offers to vote. This durational requirement unnecessarily interferes with both the right to vote and the right to travel under the New Hampshire and United States Constitutions. Similar restrictions have been found

unconstitutional in states with same day voter registration as there is no compelling state interest to support such a law. In the First In The Nation state, it is hard to imagine that we would prohibit someone who moves here for a job in the middle of August from voting in a mid-term primary at the beginning of September, or in any of the numerous similar situations that would be impacted by this law.

We want to encourage individuals and their families to move to our state and, upon doing so, offer them all the rights and protections of being a New Hampshire citizen. This includes the right to participate in our democratic process and vote in our elections regardless of whether an individual moves to New Hampshire 29 days before an election or 31 days before an election. In both instances, the individual, who chooses New Hampshire as his or her domicile, should be welcomed and allowed to vote.

We must be vigilant in our efforts to prevent and aggressively prosecute voter fraud, but Senate Bill 179 does not do anything to accomplish those goals. Restricting the rights of those who are constitutionally eligible to vote with a durational requirement does nothing to prevent people from lying about where they live, it merely denies people who recently moved to New Hampshire and are lawful residents of our state their fundamental right to vote.

This bill violates the constitutional right of people who are lawful residents of New Hampshire to vote, a fundamental right that is critical to the vibrancy of our democracy. Therefore, I have vetoed Senate Bill 179.

Respectfully submitted,
Margaret Wood Hassan
Governor

The question is not withstanding the Governor's Veto, shall Senate Bill 179 become law?

A roll call is required.

The following Senators voted Yes: Forrester, Bradley, Cataldo, Sanborn, Daniels, Avard, Carson, Boutin, Reagan, Birdsell, Prescott, Stiles, Morse.

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

Yeas: 13 - Nays: 11

Veto sustained lacking necessary 2/3 vote.

ANNOUNCEMENTS

Sen. Woodburn, Senate "choir," and colleagues wished Sen. Kelly and Sen. Soucy a happy birthday.

Recess. Out of recess.

HOUSE MESSAGE

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

SB 9-FN-A-Local, relative to salary increases for state employees and making appropriations therefor, establishing a legislative oversight committee on employee relations, relative to the purpose of a capital budget appropriation, and reducing the rates of the business profits tax and the business enterprise tax.

REPORT OF COMMITTEE ON ENROLLED BILLS

Sen. Prescott moved that the Committee on Enrolled Bills has examined and found correctly enrolled the following entitled Senate Bill, Senate Bill 9.

SB 9, relative to salary increases for state employees and making appropriations therefor, establishing a legislative oversight committee on employee relations, relative to the purpose of a capital budget appropriation, and reducing the rates of the business profits tax and the business enterprise tax.

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

Recess. Out of Recess.

Sens. D'Allesandro and Stiles were excused for the balance of the day.

HOUSE MESSAGE

The House of Representatives has voted to override the Governor's veto on the following entitled Bill(s):

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2016 and June 30, 2017.

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

June 25, 2015

Governor's Veto Message Regarding House Bills 1 and 2

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on June 25, 2015, I have vetoed House Bills 1 and 2, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2016 and June 30, 2017.

To keep our economy moving in the right direction, I originally proposed a fiscally responsible, balanced budget that was transparent and honest about how we would support critical economic priorities without an income or a sales tax. The plan that I proposed clearly set those economic priorities, including holding down the cost of higher education, strengthening public safety, ensuring access to affordable health care, and repairing our roads and bridges.

I have vetoed the budget passed by the legislature because it is unbalanced, makes false promises about what it funds, and gives unpaid-for tax giveaways to big corporations, many based out-of-state, at the expense of critical economic priorities, including higher education, health care, public safety and transportation. The long-term impact of these unpaid-for corporate tax cuts will create a more than \$90 million hole in future budgets, further eroding our ability to encourage economic growth.

This budget is unbalanced. The legislature double-counted carryforward funds, attempting to take money that has been designated and appropriated to pay for 2015 bills, and instead proposed to use it to balance its 2016 budget. This gimmick would have forced cuts to this budget within months of enactment, eliminating the increased funding that many people thought they were being promised in this budget.

Compounding the danger to our state's future, the legislature used more than \$65 million in "one-time" sources of revenue in this budget. When combined with the impact of the unpaid-for corporate tax cut, the gap that would need to be filled in the very next budget would exceed \$100 million. This gap would force the next legislature to make even deeper cuts to a budget that is already under-funded in critical areas.

For example, the budget that I have vetoed would not provide any year-to-year increase to our university system – which is still funded below 2010 levels and receives among the least amount of state support in the nation – jeopardizing our efforts to hold down the cost of higher education to help keep more of our young people here in New Hampshire for college and their careers. In the face of an opioid crisis, it would not adequately fund substance abuse prevention, cutting my proposal for the Governor's Commission on Alcohol and Drug Abuse Prevention, Treatment and Recovery by more than 30 percent.

This budget would force the Sununu Youth Services Center to cut a quarter of its budget without a plan for how to achieve those savings while seriously undermining its ability to help youthful offenders put their lives back on track. It neglected to include a modest cost-of-living increase for employees, even though the state reached a good-faith negotiated agreement prior to our budget proposal. In funding the Department of Transportation, the legislature would divert funds that were intended to provide additional road and bridge repairs, and it underfunded snow plowing and removal by nearly \$5 million.

And this budget would not ensure the continuation and funding for our successful and bipartisan New Hampshire Health Protection Program, jeopardizing health insurance coverage for more than 41,000 New Hampshire citizens and creating uncertainty for our businesses, our health insurance market and our economy. It would also jeopardize access to substance abuse and mental health treatment that is provided under our bipartisan expansion plan and is making a real difference to the health and safety of our citizens and our communities.

I have made clear to legislative leaders that I am not philosophically opposed to reducing corporate tax rates and that I am willing to work together, compromise and negotiate to reach a better, more responsible and balanced budget. I have put forward concrete ideas that would reduce business tax rates while ensuring that those cuts are paid for in order to protect our state's long-term finances and economic future.

I did not come to the decision to veto this budget lightly. I would prefer to work together to find a compromise path forward, and I remain committed to such efforts.

My responsibility as Governor is to consider both the short-term and long-term impacts of legislation and stand up for today's citizens of New Hampshire, as well as for the future. I will not trade New Hampshire's economic future for an inadequate, unbalanced budget today. Therefore, I have vetoed HB 1 and HB 2.

Respectfully submitted,
Margaret Wood Hassan
Governor

The question is not withstanding the Governor's Veto, shall House Bill 1-A become law?

A roll call is required.

The following Senators voted Yes: Woodburn, Forrester, Bradley, Watters, Pierce, Cataldo, Hosmer, Little, Sanborn, Kelly, Daniels, Avard, Lasky, Carson, Feltes, Boutin, Reagan, Soucy, Birdsell, Fuller Clark, Prescott, Morse.

The following Senators voted No: (None)

Yeas: 22 - Nays: 0

Veto overridden by necessary 2/3 vote.

Sens. D'Allesandro and Stiles were excused.

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

The question is not withstanding the Governor's Veto, shall House Bill 2-FN-A-L become law?

A roll call is required.

The following Senators voted Yes: Woodburn, Forrester, Bradley, Watters, Pierce, Cataldo, Hosmer, Little, Sanborn, Kelly, Daniels, Avard, Lasky, Carson, Feltes, Boutin, Reagan, Soucy, Birdsell, Fuller Clark, Prescott, Morse.

The following Senators voted No: (None)

Yeas: 22 - Nays: 0

Veto overridden by necessary 2/3 vote.

Sens. D'Allesandro and Stiles were excused.

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 ANNOUNCEMENTS

(The Chair recognized Sen. Kelly.)

SENATOR KELLY: Thank you, Mister President. I would like a personal privilege. And I understand this is late in the day, everybody's ready to go, and we've worked hard, but I feel compelled to take this personal privilege. This is in regard to a young man that many of you probably know, or heard of; you wouldn't have met him, but you would've heard of him: Jonathan Myrick Daniels. And I think it's important that we recognize Jonathan on the 50th anniversary of his death due to a very courageous and self-sacrificing act that he performed.

Jonathan was residing in Keene, New Hampshire in August of 1965, and he went to Fort Deposit, Alabama helping with voter registration when he died while protecting a young teenager. As told in the *Keene Sentinel*, this is a quote:

In August 1965, Daniels and 22 others were arrested for participating in a voter rights demonstration in Fort Deposit, Alabama and transferred to the county jail in nearby Hayneville. Shortly after being released on August 20th, Richard Morrisroe, a Catholic priest, and Daniels accompanied two black teenagers, Joyce Bailey and Ruby Sales, to a Hayneville store to buy a soda. They were met on the steps by Tom Coleman, a construction worker and part-time deputy sheriff, who was carrying a shotgun. Coleman aimed his gun at 16 year old Ruby Sales; Daniels pushed her to the ground in order to protect her, saving her life. The shotgun blast killed Daniels instantly.

Jonathan was 26 years old. And I ask the question, who was this courageous and self-giving human being? A quote from Martin Luther King said, "One of the most heroic Christian deeds of which I have heard in my entire ministry was performed by Jonathan Daniels." I think there are no words to express this young man's action. This was a young man from New Hampshire, who lived in our community. He didn't have to think about what he was going to do. He did not debate to what he should or would do, he just acted, and he saved another person's life. I know that I think often of what would I do in this act or another situation like this, and I think that we would all hope that we would act like Jonathan did. But would we? Jonathan did, and why? I believe that it was because throughout Jonathan's entire life, in his short life, his every day decisions and beliefs led to this selfless and ultimate loving act. At that very moment, he did not have to think because he had made decisions every day of his life that led to that moment and that action. He is truly a hero, and a New Hampshire hero. It is important that we, as a state and in the Senate, honor him on this 50th anniversary of his death.

Jonathan Daniels was born in Keene on March 20, 1939, to Constance and Dr. Phillip Daniels. He graduated from Keene High School in 1957, and attended Virginia Military Institute that fall. He graduated from Virginia Military Institute in 1961, and he graduated as the class valedictorian. Soon after, he enrolled in the Episcopal Theological School in Cambridge, Mass to pursue ordination. It was in March of 1965 that he traveled to Selma, Alabama to help with voter registration.

It's on this 50th anniversary— Jonathan has been honored nationally, when Senator Jeanne Shaheen spoke on the floor of the United States Senate she honored him; 1,500 people marched in the Pilgrimage and Procession for the Feast of Jonathan Daniels in Haynesville, Alabama last summer, and they were joined by a group of young students and adults from Keene.

Also this past summer there was a screening of the documentary, "Here I am, Send Me," the journey of Jonathan Daniels made by filmmakers, Larry Benaquist and Bill Sullivan. It was presented in New Hampshire, and I hope you all have the opportunity to view this very impressive documentary.

This last summer, Ruby Sales, the young 16 year old, who is now 76 years old, spoke at St. James Episcopal Church. Art and I heard Ruby Sales speak, and joined others walking through Keene to the Monadnock View Cemetery where Jonathan is buried. His life and death continue to be inspirational. Art and I were certainly moved, and it was an honor and a privilege to join so many others in celebration of this inspirational life of this young, New Hampshire man.

As I mentioned earlier, Jonathan Daniels was the Valedictorian of his class at Virginia Military Institute and, hence, gave the graduation address which was in 1961. And remember, he died in 1965. So, I will end today with a quote from his address. This is a quote.

My colleagues and friends, I wish you the joy of a purposeful life. I wish you new worlds and the vision to see them. I wish you the decency and the nobility of which you are capable. These will come, with the maturity which it is now our job to acquire on far-flung fields. The only thing that we can do at this time...is to greet the unseen with a cheer. Goodbye.

Thank you. And I request this will be entered into the record. Thank you.

(The Chair recognized Sen. Bradley.)

SENATOR BRADLEY: Thank you very much, Mister President. I think we should welcome Governor Hassan to the chamber.

(The Chair recognized Sen. Sanborn.)

SENATOR SANBORN: Thank you, Mister President. Just very quickly I'd like to say I don't think we'll be together again before the end of the month. I know I share the thoughts of every single one of us that we're losing a great co-worker, an employee, and friend. Someone who truly has cut his teeth in the political world working both at the federal level and at the state level on both sides of the aisle, the House and the Senate being. And who truly understands really about how our process works, and has been absolutely invaluable as an individual, as a policymaker, as a friend, as an advisor, and a critic— we're going to miss you Grant. Thank you for your time.

PRESIDENT MORSE: Well, first of all let me thank the Senators, the fact that you're here on September 16th is historic in itself. But I want to thank you for the way that Senators debate. I know this was a trying day for both sides, and I appreciate the fact that we worked together for the last two months to come up with

answers for the state of New Hampshire. The staff, I don't think Senator Bradley can understate the statement about what the staff's been through in the month of August, alone, and the beginning of September, trying to keep the Governor, and the Speaker, and myself going on the same tracks. Thank you for everything you've done. Governor, Mister Speaker it's been an honor to work with you. I think, today, while we made history today in the State of New Hampshire we did it for the people of New Hampshire, and I think that's extremely important, and I thank you for being here now.

Without objection all personal privileges and unanimous consent, and other remarks, shall be entered into the permanent *Journal of the Senate*. (Rule 2-16 and Rule 2-17)

LATE SESSION

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.

LATE SESSION

HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor's veto on the following entitled Bill(s):

HB 332, relative to school district policy regarding objectionable course material.

HB 449, relative to the duration of child support.

HB 550-FN, (New Title) relative to administration of the tobacco tax and relative to the sale or exchange of an interest in a business organization under the business profits tax.

HB 603, (New Title) relative to student exemption from the statewide assessment.

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