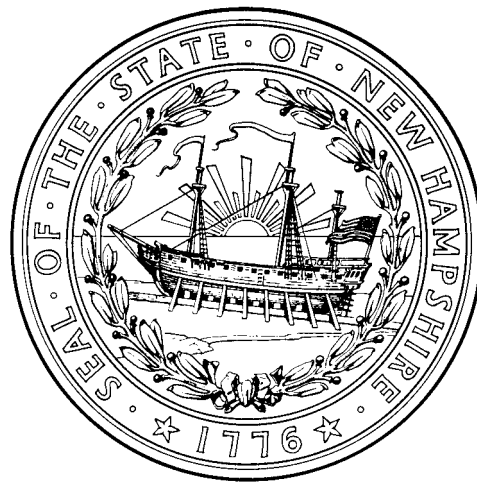


June 1, 2016
Nos. 18-19

STATE OF NEW HAMPSHIRE

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



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

Legislative Proceedings

SENATE JOURNAL

**ADJOURNMENT – MAY 19, 2016 SESSION
COMMENCEMENT – JUNE 1, 2016 SESSION**

SENATE JOURNAL 18 *(continued)*

May 19, 2016

HOUSE MESSAGE

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

HB 197-FN, (Second New Title) establishing a commission to evaluate the 3-tier system.

HB 297, protecting individual customer data from disclosure by a public utility.

HB 378, (Second New Title) establishing a committee to study RSA 461-A, relative to parental rights and responsibilities.

HB 430, (New Title) relative to allowing towns and cities to adopt a property tax credit which extends the current veterans' property tax credit to all honorably discharged veterans.

HB 512, prohibiting confiscation of firearms, ammunition, or firearms accessories during a state of emergency.

HB 1144-LOCAL, relative to notice for sessions of correction of the check list.

HB 1186, (New Title) relative to coasting of vehicles.

HB 1237, (New Title) establishing a committee to study the establishment of a conflict management and resolution system for parents and children.

HB 1246-FN, relative to speech-language assistants.

HB 1271, (New Title) making certain length and width exemptions concerning commercial vehicles and relative to signs advising motorists approaching emergency vehicles in the breakdown lane.

HB 1272-FN, relative to bus transportation for chartered public school students.

HB 1298, (New Title) relative to damage to private property and relative to the authority of federal border patrol agents to make arrests in Coos county.

HB 1395, relative to municipal electronic records.

HB 1430-FN, (New Title) relative to operation of compact utility tractors.

HB 1461, relative to the definition of and criteria for protection instream flow.

HB 1527-FN-A, (New Title) authorizing additional part-time positions at the department of administrative services and making an appropriation therefor, and relative to the revenue stabilization reserve account.

HB 1531, permitting the legislature to open the state house on weekends.

HB 1595-FN, relative to the rivers management and protection program.

HB 1608-FN, (Second New Title) relative to uniform prior authorization forms.

HB 1644-FN, (New Title) relative to screening and intervention for dyslexia and related disorders, establishing a reading specialist position in the department of education, and making a technical correction.

HB 1651, (New Title) relative to the duties of the commission to review child abuse fatalities.

HB 1680-FN, (Second New Title) extending the suspension of prior authorization requirements for a community mental health program on drugs used to treat mental illness.

HOUSE MESSAGE

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

HB 636-FN, (Third New Title) relative to forfeiture of property; relative to the sale of premixed synthetic urine; establishing a grant program for high schools for heroin and opiate prevention education; and clarifying who may petition to adopt.

HB 1375, (New Title) relative to deliberative sessions in political subdivisions that have adopted official ballot voting.

HB 1591-FN-A, (New Title) relative to the health care premium contribution for retired state employees who are eligible for Medicare Parts A and B due to age or disability, relative to funding of retiree health benefits, and making an appropriation to the department of administrative services.

HOUSE MESSAGE

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

SB 4, (New Title) relative to eligibility to vote and relative to availability of voter information.

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

REPRESENTATIVES: Hoelzel, Schroadter, Gray and Gannon

SB 66, (New Title) naming the lobby of the legislative office building after former speaker of the house George Roberts.

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

REPRESENTATIVES: Packard, Hinch, R. Ober and Shurtleff

SB 129-FN, allowing retired members of the retirement system to change an optional allowance election in certain circumstances.

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

REPRESENTATIVES: A. Christie, Sytek, Goley and Hansen

SB 239-FN, relative to application of the Internal Revenue Code to provisions of the business profits tax.

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

REPRESENTATIVES: Major, Abrami, Gallagher and Lovejoy

SB 301, (New Title) relative to the consumption of liquor at sports complexes and relative to sales and samples provided by wine manufacturers.

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

REPRESENTATIVES: Hunt, Hinch, Packard and Abel

SB 305, (New Title) relative to the brew pub license.

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

REPRESENTATIVES: Hunt, Biggie, Abel and Hurt

SB 310, (New Title) expanding the defense and indemnification provided under RSA 99-D to certain claims filed with and investigations by professional licensing boards, committees, and regulatory agencies, and repealing the commission to study expansion of defense and indemnification rights to certain state employees.

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

REPRESENTATIVES: A. Christie, Sytek, Hansen and Steven Schmidt

SB 315, relative to the regulation of barbers, cosmetologists, estheticians, and manicurists.

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

REPRESENTATIVES: Sytek, Hansen, Proulx and Cilley

SB 319-FN, relative to survivor benefits for families of police officers and firefighters killed in the line of duty. and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Sytek, Goley, Umberger and Christie

SB 324, (New Title) eliminating the land use board and requiring approval of federal land acquisitions by the governor and executive council.

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

REPRESENTATIVES: A. Christie, Cilley, McConnell and C. Christiansen

SB 326, relative to the membership of the community college system of New Hampshire board of trustees.

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

REPRESENTATIVES: Ladd, Weyler, Hinch and Heath

SB 342-FN, (New Title) relative to the sale or exchange of an interest in a business organization under the business profits tax.

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

REPRESENTATIVES: Major, Abrami, Lovejoy and Lachance

SB 384, relative to the feeding of wild deer.

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

REPRESENTATIVES: Kidder, Webb, Spillane and Vann

SB 391, (New Title) relative to annulment of certain misdemeanor offenses and relative to the annulment of offenses occurring between May 14, 2014 and July 1, 2015.

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

REPRESENTATIVES: Tholl, Martin, DiSesa and Parker

SB 402, (New Title) relative to procedures for determining and disclosing exculpatory evidence in a police officer's personnel file.

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

REPRESENTATIVES: Rouillard, McLean, Hopper and Woodbury

SB 409-FN, (New Title) relative to the first responder's critical injury benefit and establishing a committee to study soft tissue injuries under workers' compensation.

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

REPRESENTATIVES: Infantine, Murphy, White and Umberger

SB 411, (New Title) relative to the merger of lots.

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

REPRESENTATIVES: Hunt, Bates, Williams and H. French

SB 441-FN, relative to discounts and admission without charge at state parks.

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

REPRESENTATIVES: C. Christiansen, Mullen, Suzanne Smith and Major

SB 466-FN, (New Title) relative to the detention of youthful offenders at the youth development center.

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

REPRESENTATIVES: Gargasz, Kurk, Barry and Berrien

SB 471-FN, relative to parking for persons with disabilities.

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

REPRESENTATIVES: Steven Smith, T. Walsh, Packard and Sykes

SB 485-FN-A, (New Title) establishing a state grant program to assist state and local law enforcement agencies in addressing the opioid crisis and making an appropriation therefor, relative to the health care premium contribution for retired state employees who are eligible for Medicare Parts A and B due to age or disability, relative to funding of retiree health benefits, and making an appropriation to the department of administrative services.

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

REPRESENTATIVES: Kurk, L. Ober, Hinch and Rosenwald

SB 495-FN-A, (New Title) relative to the health care premium contribution for retired state employees who are eligible for Medicare Parts A and B due to age or disability, relative to funding of retiree health benefits, making appropriations to the department of administrative services, and relative to the definition of a cigar bar.

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

REPRESENTATIVES: Kurk, L. Ober, Hinch and Rosenwald

SB 496-FN, relative to personal care attendant services.

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

REPRESENTATIVES: McMahon, Sherman, MacKay and LeBrun

SB 498-FN, relative to penalties for possession of certain controlled drugs.

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

REPRESENTATIVES: Welch, DiSesa, Barnes and Cushing

SB 522-FN-A, (New Title) making an appropriation to the office of professional licensure and certification for technology upgrades for the controlled drug prescription health and safety program, and relative to forfeiture of property.

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

REPRESENTATIVES: L. Ober, D. McGuire, Rouillard and Leishman

SB 523-FN, (New Title) relative to the controlled drug prescription health and safety program and establishing a commission to study requiring controlled drugs and controlled drug analogs to be provided in abuse-deterrent formulation.

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

REPRESENTATIVES: Kotowski, LeBrun, Freitas and Sherman

SB 527-FN-A, (Second New Title) transferring funds from the general fund to the police standards and training council training fund, making an appropriation to the police standards and training council, making an appropriation to the department of safety for the purchase of state police cruisers, and permitting employers to pay wages to employees weekly or biweekly.

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

REPRESENTATIVES: Umberger, Weyler, Kurk and Eaton

SB 533-FN-A-LOCAL, (Second New Title) relative to the governor's commission on alcohol and drug abuse prevention, treatment, and recovery and making supplemental appropriations to the commission and the New Hampshire housing finance authority.

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

REPRESENTATIVES: Kotowski, Kurk, Snow and MacKay

CONFEREE CHANGES

HB 1396, relative to OHRV operation on certain highways in Grafton county, relative to highway surveillance at the New London park and ride, and establishing a commission to study OHRV usage and the allocation of law enforcement and emergency response resources and responsibilities.

Conferee Change: Senator Sanborn replaced Senator Stiles.

HB 1503, relative to distributing campaign materials at the polling place, relative to health and dental benefits for temporary, seasonal, and part-time state employees, and relative to administration of the tobacco tax.

Conferee Change: Senator Morse replaced Senator Little.

HB 1590-FN-A-LOCAL, relative of taxation of short-term rentals.

Conferee Change: Senator Stiles replaced Senator Sanborn.

HB 1637-FN, relative to school attendance in towns with no public schools.

Conferee Change: Senator Morse replaced Senator Watters.

HB 1660-FN-LOCAL, relative to appraisals of residential property, a residential owner option in a partial taking, and relocation, temporary housing, and legal expenses in eminent domain proceedings for gas pipelines; relative to intervention by the site evaluation committee in such proceedings; and relative to expenditures from the energy efficiency fund.

Conferee Change: Senator Sanborn replaced Senator Feltes.

SB 4, relative to eligibility to vote and relative to availability of voter information.

Conferee Change: Senator Carson replaced Senator Lasky.

SB 155-FN-A, establishing the Financial Resources Mortgage (FRM) victims' contribution recovery fund for victims of the FRM fraud and continually appropriating a special fund.

Conferee Change: Senator Carson replaced Senator Woodburn.

SB 305, relative to the brew pub license.

Conferee Change: Senator Feltes replaced Senator Pierce.

SB 320, relative to non-academic surveys administered by a public school to its students.

Conferee Change: Senator Bradley replaced Senator Watters.

SB 324, eliminating the land use board and requiring approval of federal land acquisitions by the governor and executive council.

Conferee Change: Senator Carson replaced Senator Woodburn.

SB 466-FN, relative to the detention of youthful offenders at the youth development center

Conferee Change: Senator Morse replaced Senator D'Allesandro.

HOUSE MESSAGE

Mister President, in accordance with House Rule 49 (j) which reads: "The House shall not receive any committee of conference report that amends any bill with a tax or fee increased, or creates a new tax or fee, which tax or fee has not received a public hearing and an affirmative vote of the House," the Committee of Conference report on SB 305, (New Title) relative to the brew pub license, will not be accepted for action by the House of Representatives.

May 19, 2016
2016-1987-EBA
01/04

Enrolled Bill Amendment to HB 356

The Committee on Enrolled Bills to which was referred HB 356

AN ACT (New Title) establishing a commission to study cryptocurrency regulation.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 356

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 356

Amend RSA 399-G:25, II(a) as inserted by section 1 of the bill by replacing lines 2 and 3 with the following:
appointed by the speaker of the house of representatives, one member from the commerce and consumer affairs committee appointed by the chairperson of the commerce and consumer affairs committee, and one member of the ways

Amend RSA 399-G:25, II(c) as inserted by section 1 of the bill by replacing it with the following:

(c) The director of the bureau of securities regulation, or designee.

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

May 20, 2016
2016-1992-EBA
05/03

Enrolled Bill Amendment to HB 500

The Committee on Enrolled Bills to which was referred HB 500

AN ACT repealing the prohibition on the use of silencing devices for taking wildlife.

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 500

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 500

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

1 Title. This act shall be known as the "Hunters Hearing Protection Act."

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

May 20, 2016
2016-1990-EBA
03/10

Enrolled Bill Amendment to HB 626-FN-A

The Committee on Enrolled Bills to which was referred HB 626-FN-A

AN ACT authorizing energy infrastructure development and designating energy infrastructure corridors and requiring the department of transportation to adopt an updated and revised utility accommodation manual.

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 626-FN-A

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 626-FN-A

Amend RSA 162-R:1 as inserted by section 2 of the bill by replacing line 1 with the following:

162-R:1 Definitions. In this chapter:

Amend RSA 162-R:3, II as inserted by section 2 of the bill by replacing line 1 with the following:

II. The site evaluation committee shall determine whether the application is complete, and shall proceed to
Senator Soucy moved adoption of the Enrolled Bill Amendment. Adopted.

May 20, 2016
2016-1991-EBA
06/01

Enrolled Bill Amendment to HB 1105

The Committee on Enrolled Bills to which was referred HB 1105

AN ACT establishing a committee to study third party mortgage processors and relative to an exemption from certain employment laws for certain minors.

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 1105

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1105

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

4 Chairperson. The members of the study committee shall elect a chairperson from

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

May 23, 2016
2016-2000-EBA
10/01

Enrolled Bill Amendment to HB 1204

The Committee on Enrolled Bills to which was referred HB 1204

AN ACT relative to payment of rent pending the stay of an eviction proceeding.

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 1204

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1204

Amend RSA 540:13-c, II(b) as inserted by section 1 of the bill by replacing line 2 with the following:

of the date that the final payment under the agreement established under this paragraph is

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

May 23, 2016
2016-2004-EBA
06/04

Enrolled Bill Amendment to HB 1210

The Committee on Enrolled Bills to which was referred HB 1210

AN ACT relative to prescriptions for controlled drugs by telemedicine and relative to rulemaking authority and enforcement concerning prices for filling certain prescriptions.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 1210

This enrolled bill amendment makes a technical and grammatical correction.

Enrolled Bill Amendment to HB 1210

Amend section 8 of the bill by replacing lines 2-3 with the following:

RSA 541-A within 180 days of the effective date of this act to implement the authority established in RSA 420-J:7-b, X and RSA 415:26 of this act.

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

May 17, 2016
2016-1980-EBA
04/03

Enrolled Bill Amendment to HB 1293

The Committee on Enrolled Bills to which was referred HB 1293

AN ACT relative to the procedure for charter amendments.

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 1293

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 1293

Amend RSA 49-B:5, I as inserted by section 1 of the bill by replacing line 2 with the following:

charter are necessary and ***shall***, by order, provide for notice and hearing on them ~~[in the same]~~

Amend the introductory paragraph of RSA 49-B:5, II as inserted by section 2 of the bill by replacing line 4 with the following:

municipal charter be placed on a ballot in accordance with the procedures set out ~~[below]~~ ***in paragraphs***

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

May 20, 2016
2016-1995-EBA
03/01

Enrolled Bill Amendment to HB 1303

The Committee on Enrolled Bills to which was referred HB 1303

AN ACT establishing a commission to study issues relating to pre-existing districts withdrawing from a cooperative school district.

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 1303

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 1303

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, 2017.

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

May 23, 2016
2016-2006-EBA
10/03

Enrolled Bill Amendment to HB 1589-FN

The Committee on Enrolled Bills to which was referred HB 1589-FN

AN ACT prohibiting the transport of aquatic plants and aquatic weeds.

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 1589-FN

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 1589-FN

Amend RSA 487:16-d, I as inserted by section 4 of the bill by replacing line 1 with the following:

I. When leaving waters of the state, a person shall drain his or her boat and other water-related

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

May 20, 2016
2016-1996-EBA
08/09

Enrolled Bill Amendment to SB 376-FN

The Committee on Enrolled Bills to which was referred SB 376-FN

AN ACT relative to wildlife corridors.

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 376-FN

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to SB 376-FN

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

temperatures and shifting habitats and creating habitat strongholds, and in order to protect ecosystem

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

May 20, 2016
2016-1997-EBA
06/09

Enrolled Bill Amendment to SB 439

The Committee on Enrolled Bills to which was referred SB 439

AN ACT establishing a commission to study the shortage of nurses and other skilled health care workers for home health care services and post-acute care 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 439

This enrolled bill amendment makes grammatical and technical corrections.

Enrolled Bill Amendment to SB 439

Amend RSA 161-I:8, I(a)(5) as inserted by section 1 of the bill by replacing line 1 with the following:

(5) The administrator of special medical services, department of

Amend RSA 161-I:8, I(a)(8) as inserted by section 1 of the bill by replacing it with the following:

(8) A pediatrician who provides treatment to medically fragile children, appointed by the New Hampshire Pediatric Society.

Amend RSA 161-I:8, I(a)(15) as inserted by section 1 of the bill by replacing it with the following:

(15) The executive director, or designee, from the Home Care Association of New Hampshire.

Amend RSA 161-I:8, I(a)(21) as inserted by section 1 of the bill by replacing line 2 with the following:

children/students with disabilities, department of education, appointed by the committee.

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

May 23, 2016

2016-2008-EBA

04/01

Enrolled Bill Amendment to SB 467-FN

The Committee on Enrolled Bills to which was referred SB 467-FN

AN ACT relative to private investigators, security guards, and bail enforcement agents, and relative to unsworn falsification on agency forms.

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 467-FN

This enrolled bill amendment corrects the title of the bill and makes grammatical changes.

Enrolled Bill Amendment to SB 467-FN

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

AN ACT relative to private investigators, security guards, and bail recovery agents, and relative to unsworn falsification on agency forms.

Amend RSA 106-F:5, I as inserted by section 5 of the bill by replacing line 4 with the following:

shall engage in the business of [a] ***private investigative service***, security guard service, or bail

Amend RSA 597:7-b, I(b) as inserted by section 12 of the bill by replacing line 3 with the following:

for assisting [~~the bail agent~~] ***a professional bondsman under RSA 598-A*** or ***a*** surety in

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

May 20, 2016

2016-1994-EBA

05/09

Enrolled Bill Amendment to SB 481-FN

The Committee on Enrolled Bills to which was referred SB 481-FN

AN ACT relative to a special health care service license and making an appropriation therefor.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 481-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 481-FN

Amend RSA 151:2-e, III(b) as inserted by section 1 of the bill by replacing line 3 with the following:
data to evaluate the performance and ongoing operation of services and enforcement under this

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

May 18, 2016
2016-1985-EBA
06/10

Enrolled Bill Amendment to SB 488-FN-LOCAL

The Committee on Enrolled Bills to which was referred SB 488-FN-LOCAL

AN ACT establishing an advisory council on lactation.

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 488-FN-LOCAL

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 488-FN-LOCAL

Amend RSA 275:76, I(1) as inserted by section 1 of the bill by replacing line 2 with the following:
New Hampshire commission for human rights.

Amend RSA 275:76, III as inserted by section 1 of the bill by replacing line 2 with the following:
duties of the advisory council.

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

May 19, 2016
2016-1986-EBA
06/09

Enrolled Bill Amendment to SB 450

The Committee on Enrolled Bills to which was referred SB 450

AN ACT relative to investments by insurance companies.

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 450

This enrolled bill amendment makes technical and grammatical corrections.

Enrolled Bill Amendment to SB 450

Amend RSA 402:28, I(h)(4) as inserted by section 1 of the bill by replacing line 2 with the following:
not qualify as rated securities under subparagraph (n) with the following characteristics shall be

Amend RSA 402:28, I(j) as inserted by section 1 of the bill by replacing line 2 with the following:
and dispose of real estate for the convenient accommodation of the insurer, which may include its

Amend RSA 402:28, I(j)(1) as inserted by section 1 of the bill by replacing line 3 with the following:
investment under subparagraph (i) of this section and is so qualified by the insurer;

Amend RSA 402:28, I(j)(2) as inserted by section 1 of the bill by replacing line 5 with the following:
determining compliance with RSA 402:29-d, V; and

Amend RSA 402:28, I(r) as inserted by section 1 of the bill by replacing line 3 with the following:
1940 (15 U.S.C. section 80a-1 et seq.) as amended, provided that substantially all the investments of such

Amend RSA 402:29-d, V as inserted by section 2 of the bill by replacing line 2 with the following:
402:28, I(i) if, as a result of and after giving effect to the investment and any outstanding

Amend RSA 402:29-d, V as inserted by section 2 of the bill by replacing line 4 with the following:
investments then held by the insurer under RSA 402:28, I(i) plus the guarantees then outstanding

Amend RSA 402:29-d, VI as inserted by section 2 of the bill by replacing line 2 with the following:
estate under RSA 402:28, I(g) or in income producing real estate under RSA 402:28, I(i) if, as a

Amend RSA 402:29-d, VI as inserted by section 2 of the bill by replacing line 5 with the following:
402:28, I(g) and RSA 402:28, I(i) plus the guarantees then outstanding would exceed 25 percent of

Amend RSA 402:29-d, VII as inserted by section 2 of the bill by replacing lines 2-4 with the following:
estate for the accommodation of business under RSA 402:28, I(j). An insurer shall not acquire real
estate under RSA 402:28, I(j) if, as a result of and after giving effect to the acquisition, the aggregate amount
of real estate then held by the insurer under RSA 402:28, I(j) would exceed 10

Amend RSA 402:29-d, VII as inserted by section 2 of the bill by replacing line 6 with the following:
estate may be acquired under RSA 402:28, I(j).

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

May 20, 2016
2016-1993-EBA
05/09

Enrolled Bill Amendment to SB 500-FN

The Committee on Enrolled Bills to which was referred SB 500-FN

AN ACT relative to student health insurance plans.

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

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 500-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 500-FN

Amend RSA 420-O:3, II(g)(1) as inserted by section 1 of the bill by replacing line 5 with the following:
premiums receivable, and investments, relevant to the plan. The accounts may be established within

Amend RSA 420-O:3, IV as inserted by section 1 of the bill by replacing line 2 with the following:
demonstration of capacity to comply with the requirements of paragraph III, the commissioner may

Amend RSA 420-O:11 as inserted by section 1 of the bill by replacing line 3 with the following:
under this chapter are in the best interests of the students, students' spouses, students'

Senator 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 Bills: HB 356, 466, 582, 645, 659, 1138, 1147, 1148, 1161, 1172, 1198, 1212, 1237, 1264, 1267, 1268, 1269, 1305, 1353, 1354, 1357, 1391, 1415, 1423, 1426, 1453, 1468, 1482, 1486, 1490, 1588, 1624, 1628, 1664, 1680, 1681, and SB 59, 306, 308, 341, 368, 375, 381, 394, 403, 416, 417, 418, 420, 423, 436, 452, 467, 468, 477, 478, 481, 489, 494, 509, 510, 512, 534, 536, 538, 539, 544, 550, 553.

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

Out of Recess. Call Senate to Order.

MOTION TO ADJOURN FROM LATE SESSION

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

Adopted. Adjournment from the Late Session.

SENATE JOURNAL 19

June 1, 2016

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

The Reverend Jon Hopkins, chaplain to the Senate, offered the prayer.

Dear God, may we bear in mind that there is nothing in life so good as usefulness; it binds our fellow citizens to us, and us to them; it tends to the improvements of our character. We are too prone to find faults. Let us look for some of the perfections. May we realize it is the little things that create differences. That in the big things of life we are one. Let us be ourselves – simple, honest and unpretending. Let us take time for all things; for a good deed is never lost, and those who plant kindness gather love. And may we strive to touch and to know the good common parts of all, and let us not forget to be kind. Amen.

Senator Boutin led the Pledge of Allegiance.

INTRODUCTION OF GUESTS

Senator Stiles introduced students from Kensington Elementary School visiting in the gallery.

(The Chair recognized Senator Feltes.)

SENATOR FELTES: Thank you, Mister President. Mister President, in the chamber is a former Senate President, and now a constituent of mine in Concord – let's give a round of applause to Peter Bragdon.

PRESIDENT MORSE: Senator Bragdon, welcome. We've been going for 18 months straight, so I think we're all ready to head to the door.

Senator Daniels introduced students from Merrimack Middle School visiting in the gallery.

COMMITTEE OF CONFERENCE REPORTS

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

May 26, 2016
2016-2101-CofC
03/10

Committee of Conference Report on HB 114, establishing beer specialty licenses.

Recommendation:

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

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

Amend RSA 178:19-d, II as inserted by section 1 of the bill by replacing it with the following:

II. Beer specialty licensees shall maintain an inventory of 500 or more selection of beer labels.

Amend RSA 178:19-d as inserted by section 1 of the bill by inserting after paragraph II the following new paragraph and renumbering paragraphs III-V to read as IV-VI, respectively:

III. Beer specialty licensees shall maintain an inventory of food and nonalcoholic beverages which are readily available to the public, the wholesale value of which shall not be less than \$1,000.

The signatures below attest to the authenticity of this Report on HB 114, establishing beer specialty licenses.

Conferees on the Part of the Senate
Sen. Prescott, Dist. 23
Sen. Stiles, Dist. 24
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Hunt, Ches. 11
Rep. Biggie, Hills. 23
Rep. Hurt, Belk. 2
Rep. Williams, Hills. 4

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

Senator Sanborn asserts Rule 6-25 on HB 114.

May 26, 2016
2016-2105-CofC
08/10

Committee of Conference Report on HB 280, authorizing multi-use decal plates, multi-use veterans decal plates, and relative to special motorcycle number plates for disabled veterans.

Recommendation:

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

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

Amend RSA 358-A:2, XVII as inserted by section 3 of the bill by replacing it with the following:

XVII. Charging or receiving, or soliciting to charge or receive, an unreasonable fee to prepare or aid any prospective applicant, applicant, or recipient in the procurement, maintenance, or securing of any aid or services from the United States Department of Veterans Affairs, the New Hampshire office of veterans services, or any other public agency. For the purpose of this paragraph, an "unreasonable fee" means a fee that is exorbitant and disproportionate to the services performed.

The signatures below attest to the authenticity of this Report on HB 280, authorizing multi-use decal plates, multi-use veterans decal plates, and relative to special motorcycle number plates for disabled veterans.

Conferees on the Part of the Senate
Sen. Daniels, Dist. 11
Sen. Birdsell, Dist. 19
Sen. Feltes, Dist. 15

Conferees on the Part of the House
Rep. Steven Smith, Sull. 11
Rep. T. Walsh, Merr. 24
Rep. Hunt, Ches. 11
Rep. Sykes, Graf. 13

2016-2105-CofC

AMENDED ANALYSIS

This bill:

I. Authorizes multi-use decal number plates which may bear decals issued by certain tax-exempt organizations authorized by statute.

II. Authorizes multi-use veterans decal number plates and the issuance of the decals by the state office of veterans services.

III. Allows a person who is eligible for a special number plate for disabled veterans to be issued an additional special number plate for a motorcycle.

IV. Makes charging or soliciting to charge unreasonable fees for assistance in procuring aid or services from public veterans' agencies an unfair trade practice.

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

May 24, 2016
2016-2031-CofC
01/09

Committee of Conference Report on HB 285, relative to discussion with legal counsel under the right-to-know law.

Recommendation:

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

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

Amend the bill by replacing section 1 with the following:

1 New Subparagraph; Right-to-Know Law; Nonpublic Sessions. Amend RSA 91-A:3, II by inserting after subparagraph (k) the following new subparagraph:

(l) Consideration of legal advice provided by legal counsel, either in writing or orally, to one or more members of the public body, even where legal counsel is not present.

The signatures below attest to the authenticity of this Report on HB 285, relative to discussion with legal counsel under the right-to-know law.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Cataldo, Dist. 6
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Hagan, Rock.4
Rep. Rouillard, Hills.6
Rep. Woodbury, Hills.5
Rep. Wuelper, Straf.3

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

May 25, 2016
2016-2086-CofC
05/04

Committee of Conference Report on HB 353-FN, relative to the governance of condominium unit owners' associations.

Recommendation:

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

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

Amend RSA 356-B:35 as inserted by section 1 of the bill by inserting after paragraph IV the following new paragraph:

IV-a. The bylaws may require an employee of a managing agent or condominium association to complete a background check prior to employment. The cost of the background check shall be borne by the managing agent or the association.

Amend RSA 356-B:37-c, II as inserted by section 2 of the bill by replacing it with the following:

II. Not less than once each quarter, and at such additional times as may be specified in the condominium bylaws, the board of directors shall, subject to the provisions of RSA 356-B:37-d, hold an open regular meeting during which unit owners shall be afforded a reasonable opportunity to comment on any matter affecting the association. At its discretion, the board of directors may meet in a meeting not open to unit owners provided the meeting is recorded and the recording is made available to unit owners for up to 30 days upon request.

Amend RSA 356-B:38, I as inserted by section 2 of the bill by replacing it with the following:

I. Unless the condominium instruments otherwise provide, a quorum shall be deemed to be present throughout any meeting of the unit owners' association until adjourned if persons entitled to cast more than 33 1/3 percent of the votes are present at the beginning of such meeting. The bylaws may provide for a smaller percentage, not less than 25 percent, or for a larger percentage for associations having fewer than 25 units; provided, however, this paragraph shall not apply if the condominium is comprised of time sharing interests.

Amend RSA 356-B:39, IV(a) as inserted by section 2 of the bill by replacing it with the following:

IV.(a) The votes appertaining to any unit may be cast pursuant to a proxy or proxies duly executed by or on behalf of the unit owner, or, in cases where the unit owner is more than one person, by or on behalf of all such persons. A person may not cast undirected proxies representing more than 10 percent of the votes in the association. The proxy or proxies shall list the name of the person who is to vote. No such proxy shall be revocable except by actual notice to the person presiding over the meeting, by the unit owner or by any of such persons, that it be revoked. Any proxy shall be void if it is not dated or if it purports to be revocable without the required notice. The proxy of any person shall be void if not signed by a person having authority, at the time of the execution thereof, to execute deeds on behalf of that person. Any proxy shall terminate automatically upon the adjournment of the first meeting held on or after the date of that proxy. The board of directors shall deliver to the unit owners, together with their notice of meeting and agenda, proxy forms bearing a control number which the board of directors shall correlate to the list of all unit owners then entitled to vote. At the noticed meeting, the board of directors shall recover all proxies and compare them to the control list maintained for that purpose. Any proxies which are on a form other than that provided by the board of directors or which do not correlate with the control list maintained by the board of directors shall be disregarded for purposes of determining whether a quorum was present at the meeting and for purposes of casting any vote at that meeting; provided, however, this paragraph shall not apply if the condominium is comprised of time sharing interests.

Amend RSA 356-B:40-a - RSA 356-B:40-d as inserted by section 2 of the bill by replacing them with the following:

356-B:40-a Managing Agent and Contractors; Disclosure of Fees; Qualifications.

I. If the unit owners' association or the board of directors has delegated certain powers and duties to a managing agent, the managing agent shall disclose any referral fees received from contract work performed on behalf of the association to the board of directors prior to the next regularly scheduled board meeting, unless the terms of any referral fees are disclosed in the managing agent's contract with the unit owners' association, in which case disclosure of fees actually received shall not be required.

II. The managing agent also shall disclose to the board of directors the amount and purpose of any fees, other than maintenance fees, received from a unit owner, unless the terms of any such fees are disclosed in the managing agent's contract with the unit owners' association, in which case disclosure of fees actually received shall not be required.

III. Any contractor licensed by the state of New Hampshire who performs work for a unit owner shall disclose on the bill any referral fee paid by the contractor.

356-B:40-b Removal of Officers and Directors.

I. Notwithstanding any provision of the declaration or bylaws to the contrary, unit owners present in person or by proxy at any meeting of the unit owners at which a quorum is present, may remove any member of the board of directors and any officer elected by the unit owners, with or without cause, if the number of votes cast in favor of removal exceeds the number of votes cast in opposition to removal, provided that:

(a) A member appointed by the declarant may not be removed by a unit owner vote during the period of declarant control.

(b) The unit owners may not consider whether to remove a member of the board of directors or an officer elected by the unit owners at a meeting of the unit owners unless that subject was listed in the notice of the meeting.

II. At any meeting at which a vote to remove a member of the board of directors or an officer is to be taken, the member or officer being considered for removal shall have a reasonable opportunity to speak before the vote.

356-B:40-c Adoption of Budgets and Special Assessments.

I. The board of directors, at least annually, shall adopt a proposed budget for the unit owners' association for consideration by the unit owners. Not later than 30 days after adoption of a proposed budget, the board of directors shall provide to all the unit owners a summary of the budget, including any reserves, and a statement of the basis on which any reserves are calculated and funded. Simultaneously, the board shall set a date not less than 10 days or more than 60 days after providing the summary for a meeting of the unit owners to consider ratification of the budget. Unless at that meeting 2/3 of all unit owners or any larger number specified in the declaration reject the budget, the budget is ratified, whether or not a quorum is present. If a proposed budget is rejected, the budget last ratified by the unit owners continues until the unit owners ratify a subsequent budget.

II. The board of directors, at any time, may propose a special assessment. Except as otherwise provided in paragraph III, the assessment is effective only if the board of directors follows the procedures for ratification of a budget described in paragraph I and the unit owners do not reject the proposed assessment.

III. If the board of directors determines by a 2/3 vote that a special assessment is necessary to respond to an emergency:

(a) The special assessment becomes effective immediately in accordance with the terms of the vote.

(b) Notice of the special assessment shall be provided promptly to all unit owners.

(c) The board of directors may spend the funds paid on account of the special assessment only for the purposes described in the vote.

Amend the bill by replacing all after section 3 with the following:

4 New Section; Applicability. Amend RSA 356-B by inserting after section 6 the following new section:

356-B:6-a Applicability of Chapter.

I. In the event of a conflict between the declaration or bylaws, the provisions of RSA 356-B shall control.

II. A unit owners association may amend or revise the condominium documents to comply with the requirements of RSA 356-B without the need to obtain mortgagee approval if the changes do not affect the mortgagee's equity or security interest in the property.

5 Effective Date. This act shall take effect August 1, 2016.

The signatures below attest to the authenticity of this Report on HB 353-FN, relative to the governance of condominium unit owners' associations.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Prescott, Dist. 23
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Hunt, Ches. 11
Rep. H. French, Merr. 2
Rep. Biggie, Hills. 23
Rep. Williams, Hills. 4

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

May 24, 2016
2016-2042-CofC
05/03

Committee of Conference Report on HB 427, relative to the definition of the New Hampshire fire code.

Recommendation:

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

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 427, relative to the definition of the New Hampshire fire code.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Reagan, Dist. 17
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Sytek, Rock. 8
Rep. A. Christie, Rock. 37
Rep. Beaudoin, Straf. 9
Rep. Gagnon, Sull. 5

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

A roll call was requested by Senator Sanborn, seconded by Senator Avard.

The following Senators voted Yes: Woodburn, Forrester, Watters, Pierce, Hosmer, Little, Kelly, Lasky, Carson, Feltes, Reagan, Soucy, D'Allesandro, Fuller Clark, Stiles.

The following Senators voted No: Bradley, Cataldo, Sanborn, Daniels, Avard, Boutin, Birdsell, Prescott, Morse.

Roll Call, Yeas: 15 - Nays: 9. Adopted.

May 24, 2016

2016-2053-CofC

10/06

Committee of Conference Report on HB 458, revising the legislative ethics laws and the guidelines of the legislative ethics committee.

Recommendation:

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

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

Amend the bill by replacing section 21 with the following:

21 Effective Date. This act shall take effect December 7, 2016.

The signatures below attest to the authenticity of this Report on HB 458, revising the legislative ethics laws and the guidelines of the legislative ethics committee.

Conferees on the Part of the Senate

Sen. Prescott, Dist. 23

Sen. Avard, Dist. 12

Sen. Fuller Clark, Dist. 21

Conferees on the Part of the House

Rep. Hinch, Hills. 21

Rep. Packard, Rock. 5

Rep. R. Ober, Hills. 37

Rep. Weber, Ches. 1

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

May 25, 2016

2016-2085-CofC

05/09

Committee of Conference Report on HB 533, relative to installation requirements for arc-fault circuit interrupters.

Recommendation:

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

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 533, relative to installation requirements for arc-fault circuit interrupters.

Conferees on the Part of the Senate

Sen. Reagan, Dist. 17

Sen. Daniels, Dist. 11

Sen. Soucy, Dist. 18

Conferees on the Part of the House

Rep. A. Christie, Rock. 37

Rep. Packard, Rock. 5

Rep. Proulx, Hills. 44

Rep. D. Sullivan, Hills. 42

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

A roll call was requested by Senator Avard, seconded by Senator Sanborn.

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

The following Senators voted No: Cataldo, Carson.

Roll Call, Yeas: 22 - Nays: 2. Adopted.

May 25, 2016
2016-2061-CofC
04/01

Committee of Conference Report on HB 605-FN, relative to mandatory minimum sentences.

Recommendation:

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

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

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

The signatures below attest to the authenticity of this Report on HB 605-FN, relative to mandatory minimum sentences.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Daniels, Dist. 11
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Tholl, Coos 5
Rep. DiSesa, Straf. 16
Rep. Welch, Rock. 13
Rep. Martin, Merr. 23

2016-2061-CofC

AMENDED ANALYSIS

This bill eliminates the mandatory minimum sentence provisions for habitual offenders convicted for illegal operation of a motor vehicle.

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

May 24, 2016
2016-2036-CofC
01/04

Committee of Conference Report on HB 606-FN-LOCAL, relative to costs for public records filed electronically.

Recommendation:

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

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

Amend RSA 91-A:4, IV as inserted by section 1 of the bill by replacing it with the following:

IV. Each public body or agency shall, upon request for any governmental record reasonably described, make available for inspection and copying any such governmental record within its files when such records are immediately available for such release. If a public body or agency is unable to make a governmental record available for immediate inspection and copying, it shall, within 5 business days of request, make such record available, deny the request in writing with reasons, or furnish written acknowledgment of the receipt of the request and a statement of the time reasonably necessary to determine whether the request shall be granted or denied. If a computer, photocopying machine, or other device maintained for use by a public body or agency is used by the public body or agency to copy the governmental record requested, the person requesting the copy may be charged the actual cost of providing the copy, which cost may be collected by the public body or agency. **No fee shall be charged for the inspection or delivery, without copying, of governmental records, whether in paper, electronic, or other form.** Nothing in this section shall exempt any person from paying fees otherwise established by law for obtaining copies of governmental records or documents, but if such fee is established for the copy, no additional costs or fees shall be charged.

The signatures below attest to the authenticity of this Report on HB 606-FN-LOCAL, relative to costs for public records filed electronically.

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

Conferees on the Part of the House
 Rep. Hagan, Rock.4
 Rep. Rouillard, Hills.6
 Rep. Woodbury, Hills.5
 Rep. Wuelper, Straf.3

2016-2036-CofC

AMENDED ANALYSIS

This bill prohibits a public body or agency from charging a fee for the inspection or delivery, without copying, of governmental records.

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

May 12, 2016
 2016-1962-CofC
 01/04

Committee of Conference Report on HB 628-FN, relative to indemnification of health care facilities under certain circumstances.

Recommendation:

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

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 628-FN, relative to indemnification of health care facilities under certain circumstances.

Conferees on the Part of the Senate
 Sen. Sanborn, Dist. 9
 Sen. Carson, Dist. 14
 Sen. Kelly, Dist. 10

Conferees on the Part of the House
 Rep. Fothergill, Coos.1
 Rep. Kotowski, Merr.24
 Rep. Sherman, Rock.24
 Rep. MacKay, Merr.14

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

May 24, 2016
 2016-2025-CofC
 01/09

Committee of Conference Report on HB 1193, relative to the wellness and primary prevention council.

Recommendation:

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

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

Amend the bill by replacing sections 2 and 3 with the following:

2 School Health Services; School Nurses. Amend RSA 200:29 to read as follows:

200:29 School Nurse; ***Certification.***

I. Each school board may appoint a school nurse to function in the school health program, and provide said nurse with proper facilities and equipment. A school nurse shall be a registered professional nurse currently licensed in New Hampshire ***and certified by the state board of education.***

II.(a) ***An individual shall have the following entry level requirements to be certified as a school nurse:***

(1) ***Have completed a board of nursing approved registered nursing program at the bachelor's degree level or higher under RSA 326-B; and***

(2) Have 3 years current experience in pediatric nursing or other related nursing areas.

(b) An applicant for certification as a school nurse shall have the skills, competencies, and knowledge in the following areas:

(1) In the area of delivery of the school nursing services, the skills and abilities to:

(A) Assess student's health or situation through analysis of data collected and synthesize comprehensive data.

(B) Identify outcomes and develop plans for individual students or situations including strategies and alternatives.

(C) Implement interventions identified in the plan of care/action, coordinating care with school employees and evaluate outcome.

(D) Consult with administration to provide health education and employ strategies to promote health, wellness and a safe environment.

(E) Systematically evaluate the progress for the quality of practice and effectiveness toward attainment of outcomes for promoting health and a safe environment.

(2) In the area of school nursing, the applicant shall demonstrate the knowledge and ability to:

(A) Provide quality nursing practice in a school setting.

(B) Evaluate his or her nursing practices and continue professional development as required by a school district's professional development master plan.

(C) Collaborate with students, families, school staff, and others in the conduct of school nursing practices.

(D) Integrate ethical provisions and research findings into practice as a school nurse.

(3) In the area of accountability, knowledge, skills, and application in:

(A) Planning and delivering school nursing services factoring in safety, effectiveness, cost, and impact on nursing practice.

(B) Providing leadership in the profession and professional nursing practice setting.

(C) Managing school health services.

(D) Complying with professional nursing practice standards, guidelines, relevant statutes, rules and regulations.

III. The state board of education shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The application process for certification under paragraph II.

(b) Form and content of any forms required under paragraph II.

(c) Application fees for certification under paragraph II.

(d) Further rulemaking necessary for the proper administration of certification under paragraph II.

3 Application. School nurses employed on or before July 1, 2016 shall not be subject to the certification requirements of RSA 200:29, II.

The signatures below attest to the authenticity of this Report on HB 1193, relative to the wellness and primary prevention council.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Cataldo, Dist. 6
Sen. Woodburn, Dist. 1

Conferees on the Part of the House
Rep. LeBrun, Hills.32
Rep. B. French, Merr.6
Rep. Fothergill, Coos1
Rep. MacKay, Merr.14

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

May 25, 2016
2016-2068-CofC
10/03

Committee of Conference Report on HB 1227, repealing provisions of law regulating Sunday business activities.

Recommendation:

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

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1227, repealing provisions of law regulating Sunday business activities.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Little, Dist. 8
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
Rep. Hunt, Ches. 11
Rep. Hinch, Hills. 21
Rep. Packard, Rock. 5
Rep. Abel, Graf. 13

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

Senator Sanborn asserts Rule 6-25 on HB 1227.

May 25, 2016
2016-2066-CofC
04/05

Committee of Conference Report on HB 1301, relative to the issuance of youth employment certificates.

Recommendation:

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

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

Amend RSA 276-A:5, I as inserted by section 1 of the bill by replacing it with the following:

I. Certificates shall be issued by principals of schools or persons authorized by them, **or by a parent or legal guardian**, only after the determination of a satisfactory level of academic performance by the student[; ~~except that~~]. Responsibility for supervision and coordination with the department in matters pertaining to this chapter shall rest upon superintendents of schools **when the certificate is issued by a principal, and shall rest with a parent or legal guardian when such parent or legal guardian authorizes the issuance of the certificate**. If a student does not continue to meet a satisfactory level of academic performance after the issuance of the certificate, the principals of schools or persons authorized by them, **or a parent or legal guardian**, may revoke the certificate. In the event principals of schools or their designees revoke a certificate, notification of the revocation shall be made to the parent or legal guardian, the employer of the student, and the department of labor within 48 hours. **In the event a parent or legal guardian revokes a certificate, notification of the revocation shall be made to the employer of the student and the department of labor within 48 hours**. Upon receiving the notice of revocation, the department of labor shall investigate the compliance of the revocation within 90 days.

The signatures below attest to the authenticity of this Report on HB 1301, relative to the issuance of youth employment certificates.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Cataldo, Dist. 6
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Hill, Merr. 3
Rep. Murphy, Hills. 7
Rep. Simpson, Rock. 18
Rep. Infantine, Hills. 13

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

May 24, 2016
2016-2050-CofC
05/10

Committee of Conference Report on HB 1307, relative to the procedure for amendment of condominium instruments.

Recommendation:

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

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

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

2 Committee Established.

I. There is established a committee to study the process by which business names are authorized by the secretary of state.

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

(a) Three members of the house of representatives, appointed by the speaker of the house of representatives.

(b) Two members of the senate, appointed by the president of the senate.

III. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

IV. The committee shall study the process by which business names are authorized by the secretary of state. The study shall include the feasibility of permitting an applicant or other business entity with a similar name that disagrees with the department's decision to request an administrative hearing.

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

VI. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2016.

3 Effective Date.

I. Section 1 of this act shall take effect 60 days after its passage.

II. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 1307, relative to the procedure for amendment of condominium instruments.

Conferees on the Part of the Senate
Sen. Prescott, Dist. 23
Sen. Birdsell, Dist. 19
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Hunt, Ches. 11
Rep. Biggie, Hills. 23
Rep. H. French, Merr. 2
Rep. Williams, Hills. 4

2016-2050-CofC

AMENDED ANALYSIS

This bill:

I. Provides that if amendment of the condominium instruments requires approval of a condominium unit mortgagee, an affidavit from the president of the association, attesting to the notice provided to the mortgagee, shall be sufficient.

II. Establishes a committee to study the process by which business names are authorized by the secretary of state.

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

Senator Sanborn asserts Rule 6-25 on HB 1307.

May 23, 2016
2016-2020-CofC
01/09

Committee of Conference Report on HB 1339, relative to the corporate governance annual disclosure act.

Recommendation:

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

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

Amend RSA 275:43-a as inserted by section 2 of the bill by replacing it with the following:

275:43-a Required Pay. On any day an employee reports to work at an employer's request, he *or she* shall be paid not less than 2 hours' pay at his *or her* regular rate of pay; provided, however, that this section shall not apply to [employers] *employees* of counties or municipalities *or ski and snowboard instructional employees at ski resorts, provided that these employees receive other compensation that is at least equal to their rate of pay*, and provided further that no employer who makes a good faith effort to notify an employee not to report to work shall be liable to pay wages under this section. However, if the employee reports to work after the employer's attempt to notify him has been unsuccessful or if the employer is prevented from making notification for any reason, the employee shall perform whatever duties are assigned by the employer at the time the employee reports to work.

The signatures below attest to the authenticity of this Report on HB 1339, relative to the corporate governance annual disclosure act.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Prescott, Dist. 23
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Hunt, Ches.11
Rep. Biggie, Hills.23
Rep. Infantine, Hills.13
Rep. Butler, Carr.7

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

May 24, 2016
2016-2043-CofC
06/09

Committee of Conference Report on HB 1377, relative to receipt of absentee ballots.

Recommendation:

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

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

Amend RSA 657:16 as inserted by section 2 of the bill by replacing it with the following:

657:16 Refusal to Certify; Procedure. If he or she refuses to certify the application, the town or city clerk shall notify the applicant in writing within 7 days to that effect. The town or city clerk shall provide the applicant with an absentee ballot and a notice that the ballot will not be counted unless the applicant submits the documents necessary to complete an absentee registration. The applicant shall be advised in writing what documents, if any, have been received in proper form and which the applicant must submit in the outer envelope that contains the absentee ballot envelope. The town or city clerk shall mark the absentee ballot application, the absentee ballot affidavit, and the outer envelope with the words "Not Registered." Upon re-

ceipt of an outer envelope marked "Not Registered," the clerk shall open the outer envelope. If the applicant returns the required documents [~~in proper form~~] with the absentee ballot [~~and if the applicant is found to be qualified~~] **by the date set for correcting the checklist under RSA 654:27 and RSA 654:28**, the town or city clerk[,] shall forward the registration forms to the supervisors of the checklist and, **if the applicant is found to be qualified**, the applicant shall be registered and his or her absentee ballot shall be processed in the same manner as the absentee ballot of a previously registered voter. **All documents received after the deadline for correcting the checklist under RSA 654:27 and RSA 654:28 shall be processed as election day registration under RSA 654:7-a.** If the ballot is returned without the required documents in proper form, the ballot shall be marked in the manner set forth by law for successfully challenged absentee ballots and preserved in accordance with RSA 33-A:3-a. The clerk shall preserve the application of any applicant who is not registered as a voter until the time set by law for the destruction of the ballots after the election at which time the application shall be destroyed. Any justice of the superior court has jurisdiction in equity upon such notice as he or she may order to require that the name of the person making application for an absentee ballot be placed upon the checklist or registered as a member of any party and be sent an absentee ballot.

The signatures below attest to the authenticity of this Report on HB 1377, relative to receipt of absentee ballots.

Conferees on the Part of the Senate
 Sen. Birdsell, Dist. 19
 Sen. Stiles, Dist. 24
 Sen. Lasky, Dist. 13

Conferees on the Part of the House
 Rep. Hoelzel, Rock. 3
 Rep. Gray, Straf. 8
 Rep. Souza, Hills. 43
 Rep. Cote, Hills. 31

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

May 26, 2016
 2016-2104-CofC
 10/08

Committee of Conference Report on HB 1396, relative to OHRV operation on certain highways in Grafton County.

Recommendation:

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

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

Amend the bill by deleting section 3 and renumbering the original sections 4-6 to read as 3-5, respectively.

Amend paragraph I of section 5 of the bill by replacing it with the following:

I. Section 4 of this act shall take effect December 20, 2016.

The signatures below attest to the authenticity of this Report on HB 1396, relative to OHRV operation on certain highways in Grafton County.

Conferees on the Part of the Senate
 Sen. Sanborn, Dist. 9
 Sen. Daniels, Dist. 11
 Sen. Feltes, Dist. 15

Conferees on the Part of the House
 Rep. Steven Smith, Sull. 11
 Rep. T. Walsh, Merr. 24
 Rep. Laware, Sull. 8
 Rep. Sykes, Graf. 13

2016-2104-CofC

AMENDED ANALYSIS

This bill allows the operation of off highway recreational vehicles (OHRVs) on certain highways in Grafton county that have been designated open for such use. The bill also establishes a commission to study OHRV usage and the allocation of law enforcement and emergency response resources and responsibilities.

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

Senator Sanborn asserts Rule 6-25 on HB 1396.

May 25, 2016
2016-2083-CofC
09/04

Committee of Conference Report on HB 1428-FN-A-LOCAL, establishing the clean water state revolving fund non-program fund account in the department of environmental services for the purpose of funding eligible and completed wastewater projects under the state aid grant program.

Recommendation:

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

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

Amend the bill by replacing section 13 with the following:

13 Supplemental Appropriation; Police Standards and Training Council.

I. For the biennium ending June 30, 2017, in addition to any other funds appropriated to the police standards and training council, the sum of \$400,000 is hereby appropriated to the police standards and training council for the purpose of replacing the tactical center roof. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

II. All contracts, projects, plans and specifications therefor for the project authorized in this section shall be awarded in accordance with the provisions of RSA 21-I.

Amend the bill by replacing all after section 15 with the following:

16 Renewable Energy Fund. Amend RSA 362-F:10, I to read as follows:

I. There is hereby established a renewable energy fund. This nonlapsing, special fund shall be continually appropriated to the commission to be expended in accordance with this section. The state treasurer shall invest the moneys deposited therein as provided by law. Income received on investments made by the state treasurer shall also be credited to the fund. All payments to be made under this section shall be deposited in the fund. Of the moneys paid into the fund, the amount of ~~[\$720,000]~~ **\$520,000** for fiscal year 2016 ~~[and the amount of \$1,500,000 for fiscal year 2017 and each fiscal year thereafter]~~ shall be transferred to the division of homeland security and emergency management for the purpose of disaster and emergency response preparedness and coordination to help minimize utility and other disruptions resulting from natural or man-made disasters. Any remaining moneys paid into the fund under paragraph II of this section, excluding class II moneys, shall be used by the commission to support thermal and electrical renewable energy initiatives. Class II moneys shall primarily be used to support solar energy technologies in New Hampshire. All initiatives supported out of these funds shall be subject to audit by the commission as deemed necessary. All fund moneys including those from class II may be used to administer this chapter, but all new employee positions shall be approved by the fiscal committee of the general court. No new employees shall be hired by the commission due to the inclusion of useful thermal energy in class I production.

17 Supplemental Appropriation to the Department of Safety. In addition to any other funds appropriated to the department of safety, the sum of \$200,000 for the fiscal year ending June 30, 2016 and the sum of \$1,500,000 for the fiscal year ending June 30, 2017 are hereby appropriated for the purpose of disaster and emergency response preparedness and coordination to help minimize utility and other disruptions resulting from natural or manmade disasters. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

18 Combustion Ban. RSA 125-C:10-c is repealed and reenacted to read as follows:

125-C:10-c Combustion Ban.

I. Notwithstanding any provision of law to the contrary, no person shall combust the wood component of construction and demolition debris, as defined in RSA 149-M:4, IV-a, or any mixture or derivation from said component.

II. This section shall not apply to:

(a) The incidental combustion of such materials either by any municipal waste incinerator or a municipal combustor with a design capacity of less than 250 tons per day of municipal solid waste, that has been permitted by the department and was in operation on January 1, 2006;

(b) The combustion of no more than 10,000 tons per year of wood residue at any municipal waste combustor from November 15 through April 15 from facilities that process construction and demolition debris in a manner no less stringent than the requirements of the Environmental Protection Agency's Non-Hazardous Secondary Materials Rule, 40 C.F.R. section 241.4(a)(5) (Non-waste Determinations for Specific Non-Hazardous Secondary Materials When Used as a Fuel) dated February 8, 2016. No such combustion shall occur until the department adopts rules regarding fuel quality standards and test methods in accordance with RSA 125-C:6, XIV-a and the department has taken final action on a permit revision for the facility utilizing such fuel; or

(c) The incidental combustion, under the supervision of a solid waste facility operator of untreated wood at any municipal transfer station subject to regulation under RSA 149-M.

III. For purposes of this section, a municipal waste combustor shall have the same definition as RSA 125-M:2, XI, have a design capacity of at least 250 tons per day of municipal solid waste before January 1, 2016, be subject to regulation by this chapter or RSA 149-M, and have been in operation on January 1, 2016.

19 Air Pollution Control; Duties of the Commissioner. Amend RSA 125-C:6, XIV-a to read as follows:

XIV-a. Establishing fuel quality standards and testing requirements for biomass other than round wood and wood chips derived from round wood or waste wood such as limbs, branches, brush, slash, bark, stumps, sawdust, saw mill trimmings, clean pallets, and untreated wood scraps from furniture and other manufacture and eligible biomass fuel related to the combustion of such materials at stationary sources, **and clean processed wood residue for use in accordance with RSA 125-C:10-c, II(b)**. The commissioner may establish such standards as necessary to maintain statewide compliance with Clean Air Act standards and RSA 125-I.

20 Contingent Nullification. If SB 381 of the 2016 legislative session becomes law, the amendment to RSA 125-C:10-c, as inserted by section 1 of SB 381, shall not take effect.

21 Effective Date.

I. Sections 1-3 of this act shall take effect July 1, 2016.

II. Sections 5-10 of this act shall take effect July 1, 2016.

III. Sections 18-19 of this act shall take effect 60 days after its passage.

IV. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 1428-FN-A-LOCAL, establishing the clean water state revolving fund non-program fund account in the department of environmental services for the purpose of funding eligible and completed wastewater projects under the state aid grant program.

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

Conferees on the Part of the House
Rep. L. Ober, Hills. 37
Rep. C. Christensen, Hills. 21
Rep. Packard, Rock. 5
Rep. Shurtleff, Merr. 11

2016-2083-CofC

AMENDED ANALYSIS

This bill:

I. Establishes the CWSRF non-program fund account in the department of environmental services for the purpose of funding eligible and completed wastewater projects under the state aid grant program.

II. Appropriates funds from the general fund to the police standards and training council to replace police standards and training council training funds.

III. Repeals the police standards and training council training fund.

IV. Appropriates funds from the highway fund to the department of safety for the purchase of police cruisers.

V. Makes a capital appropriation to the police standards and training council.

VI. Adds a quorum requirement to the legislative performance audit and oversight committee.

VII. Suspends through July 1, 2017 the statute requiring the liquor commission to reduce budgeted appropriations in the event of a shortfall in revenue transferred to the general fund in the prior fiscal year and requiring a report of any such reductions.

VIII. Excludes the combustion of wood residue from certain air pollution control regulations.

IX. Appropriates funds to the department of safety for disaster and emergency response preparedness.

X. Contingently nullifies changes to RSA 125-C:10-c under SB 381.

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

May 23, 2016
2016-2015-CofC
03/10

Committee of Conference Report on HB 1503, relative to distributing campaign materials at the polling place.

Recommendation:

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

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

Amend the bill by replacing section 15 with the following:

15 Effective Date.

I. Sections 3-14 of this act shall take effect July 1, 2016.

II. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 1503, relative to distributing campaign materials at the polling place.

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

Conferees on the Part of the House
Rep. Gray, Straf. 8
Rep. Jasper, Hills. 37
Rep. Abrami, Rock. 19
Rep. Major, Rock. 14

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

A roll call was requested by Senator Sanborn, seconded by Senator Avard.

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

The following Senators voted No: Sanborn

Roll Call, Yeas: 23 - Nays: 1. Adopted.

Senator Sanborn asserts Rule 6-25 on HB 1503.

May 24, 2016
2016-2044-CofC
04/09

Committee of Conference Report on HB 1547-FN, prohibiting bestiality.

Recommendation:

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

That the Senate recede from its position in adopting its amendment to the bill, and

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

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

1 New Section; Breaches of the Peace; Bestiality. Amend RSA 644 by inserting after section 8-f the following new section:

644:8-g Bestiality.

I. A person commits bestiality by knowingly committing any of the following acts:

(a) Engaging in sexual contact or sexual penetration with an animal for the purpose of sexual arousal or gratification.

(b) Offering or accepting the offer of an animal for consideration with the intent that it be subject to sexual contact or sexual penetration by a human.

(c) Photographing or filming or distributing such photographs or films, for the purpose of sexual arousal or gratification, of a person engaged in sexual contact or sexual penetration with an animal.

II. Any person convicted of a violation of this section shall be guilty of a class A misdemeanor for a first offense and a class B felony for a second or subsequent offense.

III. In addition to any other penalty imposed for a violation of this section, the court shall order that the convicted person:

(a) Submit to a psychological assessment and participate in appropriate counseling at the convicted person's own expense.

(b) Reimburse an animal shelter for any reasonable costs incurred for the care and maintenance of any animal that was taken to the animal shelter as a result of conduct proscribed by this section.

(c) Shall not own, harbor, exercise control over, or reside in the same household with any animal for a period of time deemed reasonable by the court.

IV. This section shall not apply to:

(a) Accepted veterinary medical practices.

(b) Insemination of animals for the purpose of procreation.

(c) Accepted animal husbandry practices that provide care for animals.

V. In this section:

(a) "Animal" means a nonhuman mammal, bird, reptile, or amphibian, either dead or alive.

(b) "Sexual contact" means any act between a person or an animal involving direct physical contact between the genitals or anus of one and the mouth, anus or other part of the body of the other, or direct physical contact between the genitals of one and the genitals of the other, where such contact can be reasonably construed for the purpose of the person's sexual arousal or gratification.

(c) "Sexual penetration" means any intrusion, however, slight, of any part of the person's or animal's body into the body of the other, or any object manipulated by the person into the body of the animal, where such penetration can be reasonable construed for the purpose of sexual arousal or gratification.

2 Registration of Criminal Offenders; Definitions. Amend RSA 651-B:1, IX(a) to read as follows:

(a) RSA 169-B:41, II; RSA 632-A:3, I; RSA 632-A:3, II; RSA 632-A:3, IV if the victim was 13 years of age or older but less than 18 years of age; RSA 633:2; RSA 633:3; RSA 639:3, III; RSA 645:1, II; RSA 645:1, III; RSA 645:2; RSA 649-A:3; RSA 649-A:3-a; RSA 649-A:3-b; RSA 649-B:3; RSA 649-B:4; [or] RSA 650:2, II; **or RSA 644:8-g.**

3 Effective Date. This act shall take effect January 1, 2017.

The signatures below attest to the authenticity of this Report on HB 1547-FN, prohibiting bestiality.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Daniels, Dist. 11
Sen. Pierce, Dist. 5

Conferees on the Part of the House
Rep. Tholl, Coos 5
Rep. Welch, Rock. 13
Rep. DiSesa, Straf. 16
Rep. Cushing, Rock. 21

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

May 24, 2016
2016-2049-CofC
04/09

Committee of Conference Report on HB 1584-FN, relative to the discharge of a person committed for nonpayment of a fine.

Recommendation:

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

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

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

1 New Chapter; Body-Worn Cameras. Amend RSA by inserting after chapter 105-C the following new chapter:

CHAPTER 105-D BODY-WORN CAMERAS

105-D:1 Definitions. In this chapter:

I. "Body-worn camera" or "BWC" means an electronic camera system for creating, generating, sending, receiving, storing, displaying, and processing audiovisual recordings that may be worn about the person of a law enforcement officer.

II. "Community caretaking function" means a task undertaken by a law enforcement officer in which the officer is performing an articulable act unrelated to the investigation of a crime. It includes, but is not limited to, participating in town halls or other community outreach, helping a child find his or her parents, providing death notifications, dealing with individuals asking for directions or other assistance, and performing in-home or hospital well-being checks on the sick, elderly, or persons presumed missing.

III. "In uniform" means a law enforcement officer who is wearing any officially authorized uniform designated by a law enforcement agency, or a law enforcement officer who is visibly wearing articles of clothing, a badge, tactical gear, gun belt, a patch, or other insignia that he or she is a law enforcement officer acting in the course of his or her duties.

IV. "Law enforcement officer" or "officer" means any person employed by a law enforcement agency.

V. "Law enforcement agency" or "agency" means a state, county, municipality, special district, security service or police of the community college system of New Hampshire and the university system of New Hampshire, security service of the legislative or judicial branch, unit of local government police department or any other entity authorized by law to employ law enforcement officers or exercise police authority.

VI. "Law enforcement-related encounters or activities" include, but are not limited to, traffic stops, pedestrian stops, arrests, searches, interrogations, investigations, pursuits, crowd control, traffic control, non-community caretaking interactions with an individual while on patrol, or any other instance in which the officer is enforcing the laws of the municipality, county, or state. The term does not include:

(a) Activities when the officer is completing paperwork alone or is in the presence of another law enforcement officer or officers; or

(b) Community caretaking functions.

VII. "Recording" means the process of capturing data or information stored on a recording medium.

VIII. "Recording medium" means any recording medium for the retention and playback of recorded audio and video including, but not limited to, VHS, DVD, hard drive, cloud storage, solid state, digital, flash memory technology, or any other electronic medium.

IX. "Subject of the recording" means any law enforcement officer or any suspect, victim, detainee, conversant, injured party, witness, or other similarly situated person who appears on the recording, and shall not include people who only incidentally appear on the recording.

105-D:2 Use of Body-Worn Cameras.

I. This chapter shall apply to any law enforcement agency that elects to equip its law enforcement officers with body-worn cameras. All BWCs shall be operated in a manner consistent with the provisions of this chapter. Every law enforcement agency that elects to equip its officers with BWCs shall adopt policies and procedures relating to the use of BWCs and the retention and destruction of data consistent with this chapter.

II. Officers shall only use BWCs issued by their respective law enforcement agencies. BWC equipment and all data, images, and video captured, recorded, or otherwise produced by the equipment are the property of the officer's law enforcement agency and shall be subject to the restrictions in this chapter.

III. Officers who are assigned BWCs shall successfully complete an agency-approved training program to ensure proper use and operations.

IV. Officers shall only use BWCs while in uniform.

V. Officers shall activate the video and audio components of BWCs and start recording upon arrival on scene of a call for service or when engaged in any law enforcement-related encounter or activity, or, if so required by local policy, upon activation of lights and siren; provided, however, that in those cases set forth in subparagraphs VII(d) and (e), and paragraph IX in which an individual has a right not to be recorded, officers shall inform an individual of this option. If a citizen then declines to be recorded, the officer shall deactivate the audio and video functions. The officer shall document the reason why the camera was not activated in the associated police report. If exigent circumstances exist which prevent the BWC from being activated as set forth above, the device must be turned on as soon as practicable.

VI. Recordings shall be specific to an incident. Officers shall not indiscriminately record entire duties or patrols.

VII. A BWC shall not be used to record any of the following:

(a) Communications with other police personnel except to the extent such communications are incidental to a permissible recording.

(b) Encounters with police personnel or individuals whom the officer knows are acting in an undercover capacity or as confidential informants respectively, unless expressly directed to be included as part of the investigation.

(c) Intimate searches, when otherwise permitted by the agency's strip-and-body-cavity search policy.

(d) An interview with a crime victim unless his or her express consent has been obtained before the recording is made. Any recording obtained shall be consistent with the New Hampshire attorney general's model protocol for response to adult sexual assault cases, the New Hampshire attorney general's domestic violence protocol for law enforcement, the New Hampshire attorney general's stalking protocol for law enforcement, and the New Hampshire attorney general's child abuse and neglect protocol, as applicable. This subparagraph may be waived upon approval of the head of the law enforcement agency or his or her designee when the parent or legal guardian is the subject of the investigation to which a juvenile is a victim or witness.

(e) Interactions with a person seeking to report a crime anonymously. In such an instance, the law enforcement officer shall, as soon as practicable, ask the person seeking to remain anonymous if the person wants the officer to use the officer's BWC. If the person responds negatively, the law enforcement officer shall deactivate the audio and video functions.

(f) While on the grounds of any public, private, or parochial elementary or secondary school, except when responding to an imminent threat to life or health or a call for service.

(g) When on break or otherwise engaged in personal activities.

(h) In any instance when it is believed that an explosive device may be present and electrostatic interference from the BWC may trigger the device.

VIII. Officers shall inform an individual that he or she is being recorded as soon as practicable. When notification is not made, the recording officer shall note the reason for non-notification within the associated report.

IX. In locations where an individual has a reasonable expectation of privacy, such as a residence, a restroom, or a locker room, a citizen may decline to be recorded unless the recording is being made while executing an arrest warrant, or a warrant issued by a court, or the officer is in the location pursuant to a judicially-recognized exception to the warrant requirement. Officers shall inform an individual of this option.

If a citizen then declines to be recorded, the officer shall deactivate the audio and video functions, and any images shall, as soon as practicable, be permanently distorted or obscured. The officer shall document the reason why the camera was not activated in the associated police report.

X. Once activated, the BWC shall remain activated until the event is completed in order to ensure the integrity of the recording unless otherwise provided in this section.

XI. If an officer fails to activate the BWC, fails to record the entire contact, interrupts the recording, or if the BWC malfunctions, the officer shall document why a recording was not made, was interrupted, or was terminated as part of the associated police report.

XII. Except as authorized in this section, no person, including without limitation officers and their supervisors, shall edit, alter, erase, delete, duplicate, copy, subject to automated analysis or analytics of any kind, including but not limited to facial recognition technology, share, display, or otherwise distribute in any manner any BWC recordings or portions thereof. This paragraph shall not apply to the sharing of a still image captured by the BWC to help identify individuals or vehicles suspected of being involved in a crime.

XIII. Recorded images and sound made from an agency-issued BWC shall be for law enforcement purposes only. All access to this data shall be audited to ensure that authorized users only are accessing the data for law enforcement purposes only. All access to BWC data shall be authorized by the head of the law enforcement agency and only for the purposes set forth in this chapter.

XIV. If an officer is suspected of wrongdoing or involved in an officer-involved shooting or other use of deadly force, the agency may limit or restrict an officer from viewing the video file.

XV. All recordings shall be securely stored no later than the end of each shift, or as soon thereafter as is reasonably practicable, in conformity to the most recent security policy of the Criminal Justice Information Services (CJIS) of the criminal justice information services division of the Federal Bureau of Investigation of the United States Department of Justice. Recordings shall not be divulged or used by a law enforcement agency for any commercial or other non-law enforcement purpose. Where a law enforcement agency authorizes a third party to act as its agent in storing recordings, the agent shall not independently access, view or alter any recording, except to delete videos as required by law or agency retention policies. Neither the agency nor its agent shall subject any recording to analysis or analytics of any kind, including without limitation facial recognition technology and data mining.

XVI. Recordings made by a BWC shall be permanently destroyed by overwriting or otherwise no sooner than 30 days and no longer than 180 days from the date the images were recorded, except that such recording shall be retained by the law enforcement agency that employs the officer whose BWC made the recording, or an authorized agent thereof, for a minimum of 3 years if:

(a) The recording captures images involving any of the following:

- (1) Any action by a law enforcement officer that involves the use of deadly force or deadly restraint.
- (2) The discharge of a firearm, unless for the destruction of an animal.
- (3) Death or serious bodily injury.

(4) An encounter about which a complaint has been filed with the police department within 30 days after the encounter.

(b) The recording is being retained by the law enforcement agency as evidence in a civil or criminal case or as part of an internal affairs investigation or as part of an employee disciplinary investigation.

XVII. Notwithstanding the provisions of paragraph XVI:

(a) If there is any other legal requirement for retaining the recording, including but not limited to litigation, a pending criminal case, a valid court or administrative order, then the recording shall be retained only as long as is legally required; and

(b) The chief law enforcement officer of the agency may designate the recording as a training tool, provided that a person's image and vehicle license plate numbers shall first be permanently deleted, distorted, or obscured, or the person has been given an opportunity in writing to decline to have his or her image and/or vehicle license plate number to be so used. A recording so designated and prepared may be viewed solely by officers for training purposes only.

XVIII. Any recording undertaken in violation of this chapter or any other applicable law shall be immediately destroyed and, whether destroyed or not, shall not be admissible as evidence in any criminal or civil legal or administrative proceeding, except in a proceeding against an officer for violating the provisions of this chapter. In a proceeding against an officer for violating the provisions of this chapter, the recording shall be destroyed at the conclusion of the proceeding and all appeals.

2 New Subparagraph; Wiretapping and Eavesdropping; Exceptions. Amend RSA 570-A:2, II by inserting after subparagraph (l) the following new subparagraph:

(m) A law enforcement officer to make a body-worn recording pursuant to RSA 105-D.

3 New Paragraph; Access to Governmental Records, Exemptions. Amend RSA 91-A:5 by inserting after paragraph IX the following new paragraph:

X. Video and audio recordings made by a law enforcement officer using a body-worn camera pursuant to RSA 105-D except where such recordings depict any of the following:

(a) Any restraint or use of force by a law enforcement officer; provided, however, that this exemption shall not include those portions of recordings which constitute an invasion of privacy of any person or which are otherwise exempt from disclosure.

(b) The discharge of a firearm, provided that this exemption shall not include those portions of recordings which constitute an invasion of privacy of any person or which are otherwise exempt from disclosure.

(c) An encounter that results in an arrest for a felony-level offense, provided, however, that this exemption shall not apply to recordings or portions thereof that constitute an invasion of privacy or which are otherwise exempt from disclosure.

4 Effective Date. This act shall take effect January 1, 2017.

The signatures below attest to the authenticity of this Report on HB 1584-FN, relative to the discharge of a person committed for nonpayment of a fine.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Daniels, Dist. 11
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Tholl, Coos 5
Rep. Cushing, Rock. 21
Rep. Welch, Rock. 13
Rep. DiSesa, Straf. 16

2016-2049-CofC

AMENDED ANALYSIS

This bill:

I. Regulates a law enforcement agency's use of body-worn cameras.

II. Exempts such recordings from the wiretapping and eavesdropping statute and, under certain circumstances, from the right-to-know law.

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

May 25, 2016

2016-2069-CofC

09/10

Committee of Conference Report on HB 1590-FN-A-LOCAL, relative to the regulation and taxation of short-term rental businesses.

Recommendation:

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

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 1590-FN-A-LOCAL, relative to the regulation and taxation of short-term rental businesses.

Conferees on the Part of the Senate
 Sen. Stiles, Dist. 24
 Sen. Hosmer, Dist. 7
 Sen. Little, Dist. 8

Conferees on the Part of the House
 Rep. Hunt, Ches. 11
 Rep. Biggie, Hills. 23
 Rep. Butler, Carr. 7
 Rep. Abrami, Rock. 19

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

A roll call was requested by Senator Avar, seconded by Senator Sanborn.

The following Senators voted Yes: Woodburn, Watters, Pierce, Hosmer, Little, Kelly, Lasky, Feltes, Reagan, Soucy, D'Allesandro, Fuller Clark, Stiles.

The following Senators voted No: Forrester, Bradley, Cataldo, Sanborn, Daniels, Avar, Carson, Boutin, Birdsell, Prescott, Morse.

Roll Call, Yeas: 13 - Nays: 11. Adopted.

Senator Sanborn asserts Rule 6-25 on HB 1590-FN-A-L.

May 26, 2016
 2016-2093-CofC
 04/10

Committee of Conference Report on HB 1637-FN, relative to school attendance in towns with no public schools.

Recommendation:

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

That the Senate recede from its position in adopting its amendment to the bill, and

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

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

1 School Districts; Contracts With Schools. Amend RSA 194:22 to read as follows:

194:22 Contracts With Schools.

I. Any school district may make a contract with an academy, high school, private school, or other literary institution located in this or, when distance or transportation facilities make it necessary, in another state, to provide for the education of a pupil who resides in the district and raise and appropriate money to carry the contract into effect. If the contract is approved by the state board of education or the school board of the school district in which the pupil resides, the school with which it is made shall be deemed a high school maintained by the district.

II. If there is no public school for the child's grade in the resident district, the district may assign the child to another public school in another school district or to a private school which has been approved for attendance by the department of education.

III. Notwithstanding any provision of law to the contrary, a school board may make a contract with any private school to provide for the education of a pupil who resides in the school district, and may raise and appropriate money for the purposes of the contract, if the school district does not have a public school at the pupil's grade level and the school board decides it is in the best interest of the pupil.

2 School Districts; Tuition. Amend RSA 194:27 to read as follows:

194:27 Tuition. Any district not maintaining a high school or school of corresponding grade shall pay for the tuition of any pupil who with parents or guardian resides in said district, or who, as a resident of said district, after full investigation by the state board of education is determined to be entitled to have his or her tuition paid by the district where the pupil resides, and who attends an approved public high school ~~or~~, public school of corresponding grade in another district ~~or~~, an approved public academy, ***or a private school which has been approved for attendance by the department of education.*** Except under contract as provided in RSA 194:22, the liability of any school district hereunder for the tuition of any pupil shall be the current expenses of operation of the receiving district for its high school, as estimated by the state board of education for the preceding school year. This current expense of operation shall include all costs except costs of transportation of pupils.

3 School Money; District Taxes; Estimates. Amend RSA 198:4 to read as follows:

198:4 Estimates. The school board of each district in its annual report shall state in detail the additional sums of money, if any, which will be required during the ensuing fiscal year for the support of the public schools, for the purchase of textbooks, scholars' supplies, flags and appurtenances, for the payment of the tuition of the pupils in the district in high schools [and], academies, **or private schools** in accordance with law, and for the payment of all other statutory obligations of the district.

4 New Paragraph; School Boards; Duty to Provide Education. Amend RSA 189:1-a by inserting after paragraph III the following new paragraph:

IV. Notwithstanding any provision of law to the contrary, a school board may make a contract with any private school to provide for the education of a pupil who resides in the school district, and may raise and appropriate money for the purposes of the contract, if the school district does not have a public school at the pupil's grade level and the school board decides it is in the best interest of the pupil.

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

The signatures below attest to the authenticity of this Report on HB 1637-FN, relative to school attendance in towns with no public schools.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Reagan, Dist. 17
Sen. Morse, Dist. 22

Conferees on the Part of the House
Rep. Ladd, Graf. 4
Rep. Hinch, Hills. 21
Rep. Jasper, Hills. 37
Rep. Packard, Rock. 5

2016-2093-CofC

AMENDED ANALYSIS

This bill allows a school district to assign a child to another public school in another school district or to an approved private school if there is no public school for the child's grade in the child's resident district. The bill also allows a school board to make a contract with a private school to provide for the education of a child who resides in a district which does not have a public school at the child's grade level.

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

A roll call was requested by Senator Watters, seconded by Senator Soucy.

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.

Roll Call, Yeas: 14 - Nays: 10. Adopted.

May 23, 2016
2016-2019-CofC
09/10

Committee of Conference Report on HB 1656-FN, relative to exceptions to the real estate transfer tax.

Recommendation:

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

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

Amend the bill by replacing section 1 with the following:

1 Purpose. The purpose of RSA 78-B:2, XXII as inserted by this act is to clarify existing law.

The signatures below attest to the authenticity of this Report on HB 1656-FN, relative to exceptions to the real estate transfer tax.

Conferees on the Part of the Senate
 Sen. Boutin, Dist. 16
 Sen. Sanborn, Dist. 9
 Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
 Rep. Abrami, Rock.19
 Rep. Major, Rock.14
 Rep. Ohm, Hills.36
 Rep. Ames, Ches.9

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

A roll call was requested by Senator Feltes, seconded by Senator Sanborn.

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

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

May 25, 2016
 2016-2072-CofC
 10/03

Committee of Conference Report on HB 1660-FN-LOCAL, relative to eminent domain for gas pipelines and relative to assessment of the land use change tax for eminent domain takings for energy infrastructure.

Recommendation:

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

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

Amend the bill by replacing all after section 3 with the following:

4 Severability. If any provision of this act or the application thereof to any person or circumstance is held to be invalid, the invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

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

The signatures below attest to the authenticity of this Report on HB 1660-FN-LOCAL, relative to eminent domain for gas pipelines and relative to assessment of the land use change tax for eminent domain takings for energy infrastructure.

Conferees on the Part of the Senate
 Sen. Bradley, Dist. 3
 Sen. Avar, Dist. 12
 Sen. Sanborn, Dist. 9

Conferees on the Part of the House
 Rep. Rowe, Hills. 22
 Rep. Rouillard, Hills. 6
 Rep. Packard, Rock. 5
 Rep. Introne, Rock. 5

2016-2072-CofC

AMENDED ANALYSIS

This bill:

I. Allows an owner of residential property to have an updated appraisal completed at the expense of a pipeline company seeking to acquire the property by eminent domain.

II. Allows certain owners of property subject to a partial taking under eminent domain to require a pipeline company to take the entire tract of land.

III. Provides for the awarding of relocation, temporary housing, and legal expenses in gas pipeline eminent domain proceedings.

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

A roll call was requested by Senator Boutin, seconded by Senator Sanborn.

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

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

Roll Call, Yeas: 11 - Nays: 13. Failed.

Senator Sanborn asserts Rule 6-25 on HB 1660-FN-L.

May 25, 2016
2016-2071-CofC
01/04

Committee of Conference Report on HB 1697-FN, relative to the operation and insurance of transportation network companies.

Recommendation:

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

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

Amend RSA 376-A:12, II(c) as inserted by section 1 of the bill by replacing it with the following:

(c) Is a match on the United States Department of Justice National Sex Offender Public Website.

Amend the section heading of RSA 376-A:19 as inserted by section 1 of the bill by replacing it with the following:

376-A:19 General Duties and Powers of the Commissioner; Rulemaking; Confidentiality of TNC Records.

Amend RSA 376-A:19 as inserted by section 1 of the bill by inserting after paragraph III the following new paragraph:

IV. Any rider, driver, trip, or financial records inspected by the department or any duly authorized representative of the department under this chapter are designated confidential, are not subject to disclosure to a third party by the department or duly authorized representative of the department without the prior written consent of the transportation network company, and are exempt from disclosure under the RSA 91-A. Nothing in this section shall be construed as limiting the applicability of any other exemptions under RSA 91-A.

Amend the bill by replacing section 2 with the following:

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

The signatures below attest to the authenticity of this Report on HB 1697-FN, relative to the operation and insurance of transportation network companies.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Little, Dist. 8
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Steven Smith, Sull. 11
Rep. T. Walsh, Merr. 24
Rep. Sykes, Graf. 13
Rep. Hunt, Ches. 11

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

Senator Sanborn asserts Rule 6-25 on HB 1697-FN.

May 25, 2016
2016-2055-CofC
04/09

Committee of Conference Report on HB 2016, relative to the state 10-year transportation improvement program.

Recommendation:

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

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

Amend RSA 228:12-a as inserted by section 19 of the bill by replacing it with the following:

228:12-a Use of Toll Credits. The department may use toll credits as a match for federal highway funds solely for the funding of highway and road projects or projects concerning the travel of motor vehicles on such highways and roads. Any other use of toll credits shall require approval of the joint legislative capital budget overview committee, established in RSA 17-J:1, prior to moving the project forward for approval in the state 10-year transportation improvement program.

Amend the bill by replacing section 20 with the following:

20 Department of Transportation. The department of transportation shall not commence construction on the road project named Dixville-Colebrook, project number 40518, until such time as all approvals necessary for the road project are received and the financing required for commencement of commercial operations at the facility on the east side of NH 26 at the Balsams is secured. Project number 40518 shall be contingent upon an agreement between the towns and/or county to take ownership of the road prior to construction. Construction costs shall not exceed \$2,500,000.

The signatures below attest to the authenticity of this Report on HB 2016, relative to the state 10-year transportation improvement program.

Conferees on the Part of the Senate
Sen. Stiles, Dist. 24
Sen. Daniels, Dist. 11
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Chandler, Carr. 1
Rep. McConkey, Carr. 3
Rep. Gionet, Graf. 5
Rep. Cloutier, Sull. 10

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

Senator Avard is in opposition to the adoption of the Committee of Conference Report on HB 2016.

INTRODUCTION OF GUESTS

Senator Bradley introduced 4th grade students from Madison Elementary School visiting in the gallery.

Recess. Out of recess.

Without objection, the Clerk is instructed to enter all House Messages into the Senate Journal. Adopted.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled Senate Bill(s):

SB 4, (New Title) relative to eligibility to vote and relative to availability of voter information.

SB 66, (New Title) naming the lobby of the legislative office building after former speaker of the house George Roberts.

SB 129-FN, allowing retired members of the retirement system to change an optional allowance election in certain circumstances.

SB 155-FN-A, (Second New Title) establishing the Financial Resources Mortgage (FRM) victims' contribution recovery fund for victims of the FRM fraud and continually appropriating a special fund.

SB 203-FN, relative to review of eligibility for workers' compensation.

SB 239-FN, relative to application of the Internal Revenue Code to provisions of the business profits tax.

SB 310, (New Title) expanding the defense and indemnification provided under RSA 99-D to certain claims filed with and investigations by professional licensing boards, committees, and regulatory agencies, and repealing the commission to study expansion of defense and indemnification rights to certain state employees.

SB 315, relative to the regulation of barbers, cosmetologists, estheticians, and manicurists.

SB 319-FN, relative to survivor benefits for families of police officers and firefighters killed in the line of duty.

SB 320, relative to non-academic surveys administered by a public school to its students.

SB 324, (New Title) eliminating the land use board and requiring approval of federal land acquisitions by the governor and executive council.

SB 326, relative to the membership of the community college system of New Hampshire board of trustees.

SB 342-FN, (New Title) relative to the sale or exchange of an interest in a business organization under the business profits tax.

SB 369-FN, (New Title) encouraging public schools to include drug and alcohol education as part of their health education curriculum.

SB 384, relative to the feeding of wild deer.

SB 391, (New Title) relative to annulment of certain misdemeanor offenses and relative to the annulment of offenses occurring between May 14, 2014 and July 1, 2015.

SB 409-FN, (New Title) relative to the first responder's critical injury benefit and establishing a committee to study soft tissue injuries under workers' compensation.

SB 411, (New Title) relative to the merger of lots.

SB 466-FN, (New Title) relative to the detention of youthful offenders at the youth development center.

SB 471-FN, relative to parking for persons with disabilities.

SB 495-FN-A, (New Title) relative to the health care premium contribution for retired state employees who are eligible for Medicare Parts A and B due to age or disability, relative to funding of retiree health benefits, making appropriations to the department of administrative services, and relative to the definition of a cigar bar.

SB 496-FN, relative to personal care attendant services.

SB 498-FN, relative to penalties for possession of certain controlled drugs.

SB 522-FN-A, (New Title) making an appropriation to the office of professional licensure and certification for technology upgrades for the controlled drug prescription health and safety program, and relative to forfeiture of property.

SB 523-FN, (New Title) relative to the controlled drug prescription health and safety program and establishing a commission to study requiring controlled drugs and controlled drug analogs to be provided in abuse-deterrent formulation.

SB 533-FN-A-LOCAL, (Second New Title) relative to the governor's commission on alcohol and drug abuse prevention, treatment, and recovery and making supplemental appropriations to the commission and the New Hampshire housing finance authority.

HOUSE MESSAGE

The House of Representatives refuses to adopt the recommendation of the Committee of Conference to which was referred the following entitled Bill:

SB 441-FN, relative to discounts and admission without charge at state parks.

SB 485-FN-A, (New Title) establishing a state grant program to assist state and local law enforcement agencies in addressing the opioid crisis and making an appropriation therefor, relative to the health care premium contribution for retired state employees who are eligible for Medicare Parts A and B due to age or disability, relative to funding of retiree health benefits, and making an appropriation to the department of administrative services.

May 24, 2016
2016-2030-CofC
03/04

Committee of Conference Report on SB 4, relative to eligibility to vote and relative to availability of voter information.

Recommendation:

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

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

Amend the bill by replacing sections 1-3 with the following:

1 Voter; Domicile. Amend RSA 654:1, I to read as follows:

I.(a) Every inhabitant ~~[of the state]~~, having ~~[a single]~~ established domicile ~~[for voting purposes]~~ ***in this state for no less than 10 consecutive days before any election where the inhabitant offers to vote,*** being a citizen of the United States, of the age provided for in Article 11 of Part First of the Constitution of New Hampshire, shall have a right at any meeting or election, to vote in the town, ward, or unincorporated place in which he or she is domiciled.

~~(b)(1) An inhabitant's domicile for voting purposes [is that one place where a person, more than any other place, has established a physical presence and manifests an intent to maintain a single continuous presence for domestic, social, and civil purposes relevant to participating in democratic self-government.]~~ ***shall be the principal or primary home or place of abode of a person. Principal or primary home or place of abode is that home or place in which his or her habitation is fixed and to which a person, whenever he or she is temporarily absent, has the intention of returning after a departure or absence therefrom, including when the person is absent because of military service or temporarily absent as described in RSA 654:2.***

(2) In determining what is a principal or primary place of abode of a person, without limitation the following factors or evidence relating to such person may be taken into account: civic and community participation, the place where a person spends most nights of the year, the location from which a person would apply for a passport or other federal identification, residence for income or other tax purposes, eligibility for a resident hunting and fishing license, and a New Hampshire driver's license.

(3) A qualified voter who has left his or her home and gone into another state or town of this state for a temporary purpose only shall not be considered to have lost his or her domicile as described in RSA 654:2.

(4) A person shall not be considered to have gained a domicile in any town or ward of this state into which he or she comes for temporary purposes only, without the intention of making it his or her home but with the intention of leaving it when he or she has accomplished the purpose that brought him or her there. Evidence that a person who, prior to arriving in New Hampshire, was domiciled in another state and is temporarily present in New Hampshire for any purpose including, but not limited to vacation, short-term temporary work, volunteering for social or civic purposes, or volunteering or working on political campaigns is not sufficient evidence that the person has established a domicile in New Hampshire.

(5) If a qualified voter moves to another state, with the intention of making it his or her permanent home, he or she shall be considered to have lost his or her domicile in this state.

(c) A person has the right to change domicile at any time, however a mere intention to change domicile in the future does not, of itself, terminate an established domicile before the person actually moves.

2 New Paragraphs; Voter; Domicile. Amend RSA 654:1 by inserting after paragraph I-a the following new paragraphs:

I-b. Any person who establishes a voting domicile that otherwise meets the requirement of paragraph I, less than 10 days before any election where the inhabitant offers to vote shall vote at the polling place for the town or ward of his or her most recent previous domicile. Except that any person who transfers an existing New Hampshire voter registration and satisfies the requirements of this chapter for proving his or her new domicile may vote at the polling place for the town or ward of his or her new domicile.

I-c. Any person who met the requirements of this chapter to register to vote in New Hampshire who has established a voting domicile outside of New Hampshire within the 10 consecutive days before an election and is not allowed to register and vote in that election in the state of his or her new domicile because he or she established that new domicile within 10 consecutive days before that election may vote at the polling place for the New Hampshire town or ward where he or she was previously domiciled.

I understand that to vote in this [city/town] **ward/town**, I must be at least 18 years of age, I must be a United States citizen, and I must be domiciled in this [city/town] **ward/town**. **Furthermore, I understand that I must have been domiciled in New Hampshire for no less than 10 consecutive days before the first election in which I intend to vote.**

I understand that if I have not been domiciled in New Hampshire for at least 10 consecutive days prior to an election but have completed this form, I have not met the registration requirements for said election but will be registered for the first election that I am eligible to vote in.

I understand that a person can claim only one state and one city/town as his or her domicile at a time. A domicile is that place, to which upon temporary absence, a person has the intention of returning. By registering or voting today, I am acknowledging that I am not domiciled or voting in any other state or any other city/town.

[In declaring New Hampshire as my domicile, I am subject to the laws of the state of New Hampshire which apply to all residents, including laws requiring a driver to register a motor vehicle and apply for a New Hampshire's driver's license within 60 days of becoming a resident.]

In declaring New Hampshire as my domicile, I realize that I am not qualified to vote in the state or federal elections in another state.

If I have any questions as to whether I am entitled to vote in this city/town, I am aware that a supervisor of the checklist is available to address my questions or concerns.

I acknowledge that I have read and understand the above qualifications for voting and do hereby swear, under the penalties for voting fraud set forth below, that I am qualified to vote in the above-stated city/town, and, if registering on election day, that I have not voted and will not vote at any other polling place this election.

Date _____

Signature of Applicant

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

(c) The secretary of state shall prescribe the form of the voter registration form to be used only for voter registrations, ***transfers, or updates*** at the polling place on the date of a state general election, which shall be in substantially the following form:

NEW REGISTRATION I am not registered to vote in New Hampshire

TRANSFER I am registered to vote in New Hampshire and have moved my voting domicile to a new town or ward in New Hampshire

 NAME CHANGE/ADDRESS UPDATE *I am registered to vote in this town/ward and have changed my name/address*

Date _____

VOTER REGISTRATION FORM

FOR USE AT THE POLLING PLACE ON THE DATE OF THE STATE GENERAL ELECTION

(Please print or type)

1. Name			
Last	(suffix)	First	Full Middle Name

2. Domicile Address	
Street	Ward Number

Town or City

Zip Code

3. Mailing Address if different than in 2 _____
 Street

_____ Town or City Zip Code

4. Place and Date of Birth _____
 Town or City State

Date _____

5. Are you a citizen of the United States? Yes ____ No ____

If a naturalized citizen, give name of court where and date when naturalized _____

6. Place last registered to vote _____
 Street Ward Number

7. Name under which previously registered, if different from above

8. Party Affiliation (if any) _____

9. Driver's License Number _____ State _____

If you do not have a valid driver's license, provide the last four digits of your social security number

My name is _____. I am today registering to vote
 in the city/town of _____, New Hampshire.

I understand that to vote in this [city/town] **ward/town**, I must be at least 18 years of age, I must be a United States citizen, and I must be domiciled in this [city/town] **ward/town**. **Furthermore, I understand that I must have been domiciled in New Hampshire for no less than 10 consecutive days before the first election in which I intend to vote.**

I understand that if I have not been domiciled in New Hampshire for at least 10 consecutive days prior to an election but have completed this form, I have not met the registration requirements for said election but will be registered for the first election that I am eligible to vote in.

I understand that a person can claim only one state and one city/town as his or her domicile at a time. A domicile is that place, to which upon temporary absence, a person has the intention of returning. By registering or voting today, I am acknowledging that I am not domiciled or voting in any other state or any other city/town.

~~[In declaring New Hampshire as my domicile, I am subject to the laws of the state of New Hampshire which apply to all residents, including laws requiring a driver to register a motor vehicle and apply for a New Hampshire's driver's license within 60 days of becoming a resident.]~~

In declaring New Hampshire as my domicile, I realize that I am not qualified to vote in the state or federal elections in another state.

If I have any questions as to whether I am entitled to vote in this city/town, I am aware that a supervisor of the checklist is available to address my questions or concerns.

I acknowledge that I have read and understand the above qualifications for voting and do hereby swear, under the penalties for voting fraud set forth below, that I am qualified to vote in the above-stated city/town, and, if registering on election day, that I have not voted and will not vote at any other polling place this election.

_____ Date

_____ Signature of Applicant

If this form is used in place of proof of identity, age, citizenship, or domicile, I hereby swear that such information is true and accurate to the best of my knowledge.

This form was executed for purposes of proving (applicant shall circle yes or no and initial each item):

Identity	yes/no	_____
		(initials)
Citizenship	yes/no	_____
		(initials)
Age	yes/no	_____
		(initials)
Domicile	yes/no	_____
		(initials)

Applicant

Election Official

Notary Public/Justice of the Peace/Official Authorized by RSA 659:30

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

Amend the bill by replacing section 5 with the following:

5 Statement of Purpose. The New Hampshire constitution states: "Every person shall be considered an inhabitant for the purposes of voting in the town, ward, or unincorporated place where he has his domicile." Members of the 1974 Constitutional Convention voted to make "domicile" a prerequisite for voting, rather than being an inhabitant or resident, with the intent to require a more definite and permanent qualification that preserves and promotes confidence in elections. It was deemed that a person may have multiple residences at one time, but only one domicile. The amendment to the constitution was passed during the 1976 general election; however, under the wording of our current statutes, it is difficult for the state to assert this constitutional interest in preserving the integrity, fairness, and efficiency of the election process. The Supreme Court has stated that this interest justifies the state's imposition of certain eligibility requirements for voters and has upheld the legislatures' duty to set qualifications for the equal constitutional right to be elected. A 10-day domiciliary requirement for electors provides administrative clarification while preserving and promoting voter confidence in New Hampshire's unmatched tradition of ballot access and voter participation.

The signatures below attest to the authenticity of this Report on SB 4, relative to eligibility to vote and relative to availability of voter information.

Conferees on the Part of the Senate
 Sen. Birdsell, Dist. 19
 Sen. Bradley, Dist. 3
 Sen. Carson, Dist. 14

Conferees on the Part of the House
 Rep. Hoelzel, Rock.3
 Rep. Schroadter, Rock.17
 Rep. Gray, Straf.8
 Rep. Gannon, Rock.4

2016-2030-CofC

AMENDED ANALYSIS

This bill:

I. Expands the definition of domicile for voting purposes and requires that a voter be a resident of the state for at least 10 days.

II. Modifies the voter registration form.

III. Allows otherwise confidential voter information to be made available to the legislature in an aggregated or statistical data format.

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

A roll call was requested by Senator Boutin, seconded by Senator Birdsell.

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

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

Roll Call, Yeas: 12 - Nays: 12. Failed.

May 23, 2016
2016-2009-CofC
10/04

Committee of Conference Report on SB 66, relative to naming of areas of the state house complex.

Recommendation:

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

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

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

3 New Section; Joint Legislative Facilities Committee; Naming of Areas of State House Complex. Amend RSA 17-E by inserting after section 7 the following new section:

17-E:8 Naming of Areas of State House Complex. No area within the state house complex, including buildings, interior rooms, and grounds shall be named or renamed unless the proposed name is recommended for approval by the joint committee on legislative facilities and approved by both the house of representatives and the senate.

The signatures below attest to the authenticity of this Report on SB 66, relative to naming of areas of the state house complex.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Bradley, Dist. 3
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
Rep. Packard, Rock.5
Rep. Hinch, Hills.21
Rep. R. Ober, Hills.37
Rep. Weber, Ches.1

2016-2009-CofC

AMENDED ANALYSIS

This bill names the lobby of the legislative office building after former speaker of the house George Roberts. This bill also requires that naming of areas of the state house complex be recommended for approval by the joint committee on legislative facilities and approved by the house of representatives and the senate.

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

A roll call was requested by Senator Sanborn, seconded by Senator Boutin.

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

The following Senators voted No: Forrester, Sanborn, Daniels, Reagan, Birdsell

Roll Call, Yeas: 19 - Nays: 5. Adopted.

May 23, 2016
2016-2003-CofC
10/04

Committee of Conference Report on SB 129-FN, allowing retired members of the retirement system to change an optional allowance election in certain circumstances.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 129-FN, allowing retired members of the retirement system to change an optional allowance election in certain circumstances.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Cataldo, Dist. 6
 Sen. Soucy, Dist. 18

Conferees on the Part of the House
 Rep. A. Christie, Rock.37
 Rep. Sytek, Rock.8
 Rep. Goley, Hills.8
 Rep. Hansen, Hills.22

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

May 23, 2016
 2016-1999-CofC
 01/04

Committee of Conference Report on SB 155-FN-A, establishing a recovery fund for victims of the Financial Resources Mortgage (FRM) fraud and continually appropriating a special fund.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 155-FN-A, establishing a recovery fund for victims of the Financial Resources Mortgage (FRM) fraud and continually appropriating a special fund.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Carson, Dist. 14
 Sen. Avard, Dist. 12

Conferees on the Part of the House
 Rep. Hunt, Ches. 11
 Rep. Gidge, Hills. 33
 Rep. Hurt, Belk. 2
 Rep. Weyler, Rock. 13

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

May 24, 2016
 2016-2026-CofC
 01/05

Committee of Conference Report on SB 203-FN, relative to review of eligibility for workers' compensation.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 203-FN, relative to review of eligibility for workers' compensation.

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

Conferees on the Part of the House
 Rep. Packard, Rock. 5
 Rep. Hinch, Hills. 21
 Rep. Cahill, Rock. 17
 Rep. Chandler, Carr. 1

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

May 25, 2016
 2016-2067-CofC
 10/05

Committee of Conference Report on SB 239-FN, relative to application of the Internal Revenue Code to provisions of the business profits tax.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 239-FN, relative to application of the Internal Revenue Code to provisions of the business profits tax.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Sanborn, Dist. 9
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
Rep. Major, Rock. 14
Rep. Abrami, Rock. 19
Rep. Gallagher, Belk. 4
Rep. Lovejoy, Rock. 36

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

A roll call was requested by Senator Bradley, seconded by Senator Boutin.

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

The following Senators voted No: Pierce, Feltes.

Roll Call, Yeas: 22 - Nays: 2. Adopted.

May 23, 2016
2016-2007-CofC
09/04

Committee of Conference Report on SB 310, expanding the defense and indemnification provided under RSA 99-D to certain claims filed with and investigations by professional licensing boards, committees, and regulatory agencies.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 310, expanding the defense and indemnification provided under RSA 99-D to certain claims filed with and investigations by professional licensing boards, committees, and regulatory agencies.

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

Conferees on the Part of the House
Rep. A. Christie, Rock.37
Rep. Sytek, Rock.8
Rep. Hansen, Hills.22
Rep. P. Schmidt, Straf.19

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

May 23, 2016
2016-2011-CofC
09/10

Committee of Conference Report on SB 315, relative to the regulation of barbers, cosmetologists, estheticians, and manicurists.

Recommendation:

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

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

Amend RSA 313-A:1, II(c) as inserted by section 1 of the bill by replacing it with the following:

(c) Shampooing, arranging, dressing, or styling ***the hair.***

Amend the bill by deleting section 2 and renumbering the original sections 3-11 to read as 2-10, respectively.

Amend RSA 313-A:1,VI as inserted by section 2 of the bill by replacing it with the following:

VI. "Cosmetology" means arranging, dressing, curling, waving, cleansing, cutting, bleaching, coloring, or similarly treating the hair of any person, and performing other work customarily performed by a cosmetologist such as giving facials [and], manicures, ***pedicures, and artificial nail enhancements, applying makeup or eyelashes to any person, and removing superfluous hair.***

The signatures below attest to the authenticity of this Report on SB 315, relative to the regulation of barbers, cosmetologists, estheticians, and manicurists.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Cataldo, Dist. 6
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
Rep. Sytek, Rock.8
Rep. Hansen, Hills.22
Rep. Proulx, Hills.44
Rep. Cilley, Straf.4

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

May 23, 2016
2016-2012-CofC
09/05

Committee of Conference Report on SB 319-FN, relative to survivor benefits for families of police officers and firefighters killed in the line of duty.

Recommendation:

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

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on SB 319-FN, relative to survivor benefits for families of police officers and firefighters killed in the line of duty.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Reagan, Dist. 17
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Sytek, Rock.8
Rep. Goley, Hills.8
Rep. Umberger, Carr.2
Rep. A. Christie, Rock.37

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

May 19, 2016
2016-1988-CofC
04/10

Committee of Conference Report on SB 320, relative to non-academic surveys administered by a public school to its students.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 320, relative to non-academic surveys administered by a public school to its students.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Avar, Dist. 12
 Sen. Watters, Dist. 4

Conferees on the Part of the House
 Rep. Ladd, Graf.4
 Rep. Balcom, Hills.21
 Rep. Cordelli, Carr.4
 Rep. Shaw, Hills.16

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

A roll call was requested by Senator Soucy, seconded by Senator Avar.

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

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

Roll Call, Yeas: 14 - Nays: 10. Adopted.

May 23, 2016
 2016-2034-CofC
 08/04

Committee of Conference Report on SB 324, eliminating the land use board and requiring approval of federal land acquisitions by the governor and executive council.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 324, eliminating the land use board and requiring approval of federal land acquisitions by the governor and executive council.

Conferees on the Part of the Senate
 Sen. Reagan, Dist. 17
 Sen. Avar, Dist. 12
 Sen. Woodburn, Dist. 1

Conferees on the Part of the House
 Rep. Matthews, Rock.3
 Rep. Potucek, Rock.6
 Rep. C. Christensen, Hills.21
 Rep. McConnell, Ches.12

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

A roll call was requested by Senator Boutin, seconded by Senator Sanborn.

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

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

Roll Call, Yeas: 15 - Nays: 9. Adopted.

MOTION OF RECONSIDERATION

Senator Bradley, having voted on the prevailing side, moved to reconsider the vote on SB 324, Committee of Conference Report 2034c. Adopted.

A roll call was requested by Senator Boutin, seconded by Senator Sanborn.

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

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

Roll Call, Yeas: 14 - Nays: 10. Adopted.

May 23, 2016
2016-2002-CofC
08/10

Committee of Conference Report on SB 326, relative to the membership of the community college system of New Hampshire board of trustees.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 326, relative to the membership of the community college system of New Hampshire board of trustees.

Conferees on the Part of the Senate
Sen. Reagan, Dist. 17
Sen. Avard, Dist. 12
Sen. Kelly, Dist. 10

Conferees on the Part of the House
Rep. Ladd, Graf.4
Rep. Weyler, Rock.13
Rep. Hinch, Hills.21
Rep. Heath, Hills.14

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

Senator Carson asserts Rule 6-25 on SB 326.

May 25, 2016
2016-2075-CofC
09/03

Committee of Conference Report on SB 342-FN, making certain changes to business profits tax provisions affecting a business organization when owners sell or exchange ownership interests in the business.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 342-FN, making certain changes to business profits tax provisions affecting a business organization when owners sell or exchange ownership interests in the business.

Conferees on the Part of the Senate
Sen. Boutin, Dist. 16
Sen. Bradley, Dist. 3
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House
Rep. Major, Rock. 14
Rep. Abrami, Rock. 19
Rep. Lovejoy, Rock. 36
Rep. Lachance, Hills. 8

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

A roll call was requested by Senator Boutin, seconded by Senator Sanborn.

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)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

May 17, 2016
2016-1983-CofC
04/09

Committee of Conference Report on SB 369-FN, requiring public schools to include drug and alcohol education as part of their health education curriculum.

Recommendation:

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

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

Amend the bill by replacing section 1 with the following:

1 New Section; School Boards; Drug and Alcohol Education. Amend RSA 189 by inserting after section 11-c the following new section:

189:11-d Drug and Alcohol Education.

I. Each public school in the state, as part of the school board-approved kindergarten through grade 12 health education program, shall provide age and developmentally appropriate drug and alcohol education to pupils based upon the needs of the pupils and the community. The school board may authorize the use of an evidence-based prevention program.

II. School boards shall develop policies authorizing school district personnel to provide pupils, parents, and legal guardians with information and resources relative to existing drug and alcohol counseling and treatment for pupils. Nothing in this section shall require a school district to add additional programs or services, but only to provide information about available programs and services.

The signatures below attest to the authenticity of this Report on SB 369-FN, requiring public schools to include drug and alcohol education as part of their health education curriculum.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Stiles, Dist. 24
Sen. Kelly, Dist. 10

Conferees on the Part of the House
Rep. Ladd, Graf.4
Rep. Kurk, Hills.2
Rep. Hinch, Hills.21
Rep. Shaw, Hills.16

2016-1983-CofC

AMENDED ANALYSIS

This bill requires public schools to provide age and developmentally appropriate drug and alcohol education to pupils.

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

May 24, 2016
2016-2041-CofC
10/09

Committee of Conference Report on SB 384, relative to the feeding of wild deer.

Recommendation:

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

That the House recede from its position in adopting its amendment to the bill, and

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

Amend the bill by replacing section 1 with the following:

1 New Section; Fish and Game; Feeding of Wild Deer. Amend RSA 208 by inserting after section 8-a the following new section:

208:8-b Feeding of Wild Deer.

I.(a) No person shall knowingly place food for consumption by wild deer if the fish and game department has determined such feeding would be detrimental to the health of the deer population or a threat to public safety.

(b) The executive director shall adopt rules pursuant to RSA 541-A that include but shall not be limited to the definition of food, the time of feeding, and the locations for feeding that would be detrimental for consumption by wild deer and the criteria by which the department will determine if feeding would be detrimental to the health of the deer population or a threat to public safety.

II. The fish and game department shall provide informational materials concerning the harmful or fatal feeding of wild deer to businesses and establishments in this state which sell or offer for sale wild animal feed.

III. Any person who violates the provisions of this section shall be given a warning for a first offense and shall be guilty of a violation for any subsequent offense.

IV. This section shall not apply to baiting permitted under RSA 207:3-d and agriculture as defined in RSA 21:34-a.

The signatures below attest to the authenticity of this Report on SB 384, relative to the feeding of wild deer.

Conferees on the Part of the Senate
Sen. Little, Dist. 8
Sen. Sanborn, Dist. 9
Sen. Feltes, Dist. 15

Conferees on the Part of the House
Rep. Kidder, Merr. 5
Rep. Webb, Rock. 6
Rep. Spillane, Rock. 2
Rep. Vann, Hills. 24

2016-2041-CofC

AMENDED ANALYSIS

This bill prohibits placing of food for consumption by wild deer that would be detrimental to the health of the deer population or a threat to public safety, in accordance with rules adopted by the executive director of fish and game. The bill also requires the fish and game department to provide informational materials to businesses.

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

May 24, 2016
2016-2037-CofC
04/05

Committee of Conference Report on SB 391, relative to annulment of certain misdemeanor offenses.

Recommendation:

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

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as passed by the Senate.

The signatures below attest to the authenticity of this Report on SB 391, relative to annulment of certain misdemeanor offenses.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Forrester, Dist. 2
Sen. Lasky, Dist. 13

Conferees on the Part of the House
Rep. Tholl, Coos 5
Rep. Martin, Merr. 23
Rep. Hirsch, Merr. 6
Rep. Parker, Carr. 6

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

May 26, 2016
2016-2106-CofC
09/01

Committee of Conference Report on SB 409-FN, relative to the first responder's critical injury benefit.

Recommendation:

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

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

Amend the bill by replacing sections 1-3 with the following:

1 First Responder's Critical Injury Benefit. Amend RSA 281-A:32-a, II to read as follows:

II. Payments awarded under this section shall be subject to all other provisions of RSA 281-A. Total compensation payments for all additional compensation claims paid under this section shall not exceed \$125,000 per claimant. No payments shall be made after July 1, [2016] **2018**. Benefits paid under this section for all claimants shall not exceed \$500,000.

2 Prospective Repeal Extended. Amend 2014, 242:4, I to read as follows:

I. Paragraph I of section 2 of this act shall take effect June 30, [2016] **2018**.

3 Committee to Study Soft Tissue Injuries for Purposes of Workers' Compensation Permanent Impairment Awards Established.

I. There is established a committee to study soft tissue injuries for purposes of workers' compensation permanent impairment awards.

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

(1) One member of the senate, appointed by the president of the senate.

(2) Three members of the house of representatives, appointed by the speaker of the house of representatives.

(b) Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

II. The committee shall study soft tissue injuries for purposes of workers' compensation permanent impairment awards.

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

IV. The committee shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2016.

The signatures below attest to the authenticity of this Report on SB 409-FN, relative to the first responder's critical injury benefit.

Conferees on the Part of the Senate
Sen. Prescott, Dist. 23
Sen. Cataldo, Dist. 6
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Seaworth, Merr. 20
Rep. Murphy, Hills. 7
Rep. White, Graf. 13
Rep. Umberger, Carr. 2

2016-2106-CofC

AMENDED ANALYSIS

This bill extends the prospective repeal of the first responder's critical injury benefit. This bill also establishes a committee to study soft tissue injuries for purposes of workers' compensation permanent impairment awards.

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

May 24, 2016
2016-2021-CofC
03/10

Committee of Conference Report on SB 411, relative to the merger of lots that are mortgaged.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and
That the House recede from its position in adopting its amendment to the bill, and

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

Amend the bill by replacing section 1 with the following:

1 Voluntary Merger. Amend RSA 674:39-a to read as follows:

674:39-a Voluntary Merger.

I. Any owner of 2 or more contiguous preexisting approved or subdivided lots or parcels who wishes to merge them for municipal regulation and taxation purposes may do so by applying to the planning board or its designee. Except ~~[where such merger would create a violation of then-current ordinances or regulations]~~ **as set forth in paragraphs II and III**, all such requests shall be approved, and no public hearing or notice shall be required. No new survey plat need be recorded, but a notice of the merger, sufficient to identify the relevant parcels and endorsed in writing by the planning board or its designee, shall be filed for recording in the registry of deeds, and a copy mailed to the municipality's assessing officials. No such merged parcel shall thereafter be separately transferred without subdivision approval. No city, town, county, or village district may merge preexisting subdivided lots or parcels except upon the consent of the owner.

II. If there is any mortgage on any of the lots, the applicant shall give written notice to each mortgage holder at the time of the submission of the application. The written consent of each mortgage holder shall be required as a condition of approval of the merger, and shall be recorded with the notice of the merger pursuant to paragraph I. Upon recordation of the notice and each consent, the mortgage or mortgages shall be deemed by operation of law to apply to all lots involved in the merger. The municipality shall not be liable for any deficiency in the notice to mortgage holders.

III. No merger shall be approved that would create a violation of then-current ordinances or regulations.

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

2 Restoration of Involuntarily Merged Lots. Amend RSA 674:39-aa, II(a) to read as follows:

(a) The request is submitted to the governing body prior to December 31, ~~[2016]~~ **2021**.

The signatures below attest to the authenticity of this Report on SB 411, relative to the merger of lots that are mortgaged.

Conferees on the Part of the Senate
Sen. Prescott, Dist. 23
Sen. Cataldo, Dist. 6
Sen. Watters, Dist. 4

Conferees on the Part of the House
Rep. Hunt, Ches.11
Rep. Bates, Rock.7
Rep. Williams, Hills.4
Rep. H. French, Merr.2

2016-2021-CofC

AMENDED ANALYSIS

This bill requires that mortgage holders consent to the voluntary merger of lots. This bill also extends the deadline for requests for restoration of lots that were involuntarily merged.

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

May 25, 2016
2016-2088-CofC
05/10

Committee of Conference Report on SB 466-FN, relative to the detention of a minor while waiting for the disposition of his or her case.

Recommendation:

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

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

Amend the bill by replacing all after section 3 with the following:

4 Department of Health and Human Services, Sununu Youth Services Center; Reduction in Appropriation. Amend 2015, 276:205 to read as follows:

276:205 Department of Health and Human Services, Sununu Youth Services Center; Reduction in Appropriation. The department of health and human services is hereby directed to reduce state general fund appropriations to the Sununu Youth Services Center by [~~\$1,721,861~~] **\$700,000** for the fiscal year ending June 30, 2016, and by [~~\$3,496,746~~] **\$1,700,000** for the fiscal year ending June 30, 2017. The department shall operate the Sununu Youth Services Center within the allotted budget, or may enter into contracts for operation of the Sununu Youth Services Center, including establishing necessary class lines, as long as total operating costs do not exceed [~~\$10,100,000~~] **\$11,800,000** for the fiscal year ending June 30, 2017. ***The department shall lapse an additional \$1,850,000 in state general fund appropriations for the fiscal year ending June 30, 2017, which shall be in addition to any previously required or estimated lapse for said fiscal year.***

5 Department of Health and Human Services; Reduction in Appropriation to the Sununu Youth Services Center; Reporting Requirement. On or before August 5, 2016, the department of health and human services shall submit for approval by the fiscal committee of the general court, a plan to reduce general fund appropriations to the Sununu youth services center as required by section 4 of this act. The department shall provide the committee with a status report relative to implementation of the budget reduction every 3 months thereafter. The plan shall include a proposal to achieve 1/2 of the budget reduction for fiscal year 2017 no later than January 1, 2017. If the department does not achieve 1/2 of the budget reduction for fiscal year 2017 by January 1, 2017, the department of health and human service's authority to transfer funds within and among accounting units of the department provided in 2015, 276:143 shall be suspended for the remainder of the biennium.

6 Youth Development Services; Admission; Discharge from Youth Services Center Detention Risk Assessment Instrument. Amend RSA 621-A:6 to read as follows:

621-A:6 Admission.

I. Children, subject to proceedings in juvenile court, may be admitted to the youth services center for temporary detention while awaiting disposition of the court pursuant to RSA 169-B:14, for educational services pursuant to RSA 186-C, RSA 169-B, RSA 169-C, or RSA 169-D, only upon prior approval of the commissioner.

II. Prior to a child's detention at the youth services center, the department or an arresting law enforcement agency shall complete a detention risk assessment instrument to determine whether there is:

(a) Probable cause to believe that the child will pose a risk to public safety if released to the community prior to the court hearing or disposition; or

(b) A need to hold the child in order to assure the child's appearance before the court, as demonstrated by the child's previous failure to respond to the court.

III. The department shall review and submit a monthly report to the general court on those cases, also known as "overrides", in which children are confined at the Sununu youth services center contrary to the results of the detention risk assessment instrument. Beginning with the fourth such report, the department shall include recommendations for the appropriate rate of overrides.

7 Effective Date.

I. Sections 1-3 of this act shall take effect July 1, 2016.

II. The remainder of this act shall take effect June 30, 2016.

The signatures below attest to the authenticity of this Report on SB 466-FN, relative to the detention of a minor while waiting for the disposition of his or her case.

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

Conferees on the Part of the House
Rep. Gargas, Hills. 27
Rep. Kurk, Hills. 2
Rep. Barry, Hills. 21
Rep. Berrien, Rock. 18

2016-2088-CofC

AMENDED ANALYSIS

This bill:

I. Provides that a minor whose case is to be transferred to the superior court may be detained at a county correctional facility or the youth development center.

II. Permits a youthful offender who has been sentenced as an adult to serve his or her sentence at the youth development center until the offender reaches the age of 18, at which time he or she shall be transferred to the state prison or county correctional facility.

III. Revises the reduction in appropriation required for the Sununu youth services center and the department of health and human services as a whole.

IV. Requires the department of health and human services to consider a detention risk assessment instrument to determine whether a child should be held at the youth services center pending adjudication.

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

A roll call was requested by Senator Feltes, seconded by Senator Boutin.

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

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

Roll Call, Yeas: 13 - Nays: 11. Adopted.

May 23, 2016

2016-2010-CofC

03/09

Committee of Conference Report on SB 471-FN, relative to parking for persons with disabilities.

Recommendation:

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

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on SB 471-FN, relative to parking for persons with disabilities.

Conferees on the Part of the Senate

Sen. Stiles, Dist. 24

Sen. Birdsell, Dist. 19

Sen. Watters, Dist. 4

Conferees on the Part of the House

Rep. Steven Smith, Sull.11

Rep. T. Walsh, Merr.24

Rep. Packard, Rock.5

Rep. Ford, Graf.3

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

May 25, 2016

2016-2089-CofC

10/09

Committee of Conference Report on SB 495-FN-A, relative to state retiree health plan costs and funding.

Recommendation:

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

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

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

1 Liquor Licenses and Fees; Definition of Cigar Bar. Amend RSA 178:20-a, II(d) to read as follows:

(d) Does not allow cigarette smoking or ~~[service-of]~~ food **to be sold** on the premises.

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

The signatures below attest to the authenticity of this Report on SB 495-FN-A, relative to state retiree health plan costs and funding.

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

Conferees on the Part of the House
Rep. Kurk, Hills. 2
Rep. L. Ober, Hills. 37
Rep. Hinch, Hills. 21
Rep. Rosenwald, Hills. 30

2016-2089-CofC

AMENDED ANALYSIS

This bill prohibits the sale of food in a cigar bar licensed by the liquor commission.

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

May 24, 2016
2016-2039-CofC
01/09

Committee of Conference Report on SB 496-FN, relative to personal care attendant services.

Recommendation:

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

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

Amend RSA 161-E:2 as inserted by section 2 of the bill by replacing it with the following:

161-E:2 Services Provided. The commissioner of the department of health and human services shall develop a program under which severely physically disabled persons eligible for coverage under medical assistance programs are provided with personal care attendants to provide ~~[on a periodic basis]~~ medically ~~[oriented]~~ **necessary** long-term maintenance and supportive care to assist them, as is required in each individual case, to maintain themselves in their homes and gain greater control over their own lives. **Personal care services under this chapter may be delivered in noninstitutional locations in which normal life activities occur.**

The signatures below attest to the authenticity of this Report on SB 496-FN, relative to personal care attendant services.

Conferees on the Part of the Senate
Sen. Sanborn, Dist. 9
Sen. Avar, Dist. 12
Sen. Fuller Clark, Dist. 21

Conferees on the Part of the House
Rep. McMahon, Rock.7
Rep. Sherman, Rock.24
Rep. Weber, Ches.1
Rep. LeBrun, Hills.32

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

May 24, 2016
2016-2032-CofC
04/01

Committee of Conference Report on SB 498-FN, relative to penalties for possession of certain controlled drugs.

Recommendation:

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

That the House recede from its position in adopting its amendment to the bill, and

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

Amend RSA 318-B:26, XIII as inserted by section 3 of the bill by replacing it with the following:

XIII. Any person who violates any provision of this chapter shall be fined a minimum of \$350 for a first offense and \$500 for a second or subsequent offense, ***except that any person who violates the provisions of RSA 318-B:26, II(d) or RSA 318-B:26, II(e) shall be fined \$350.***

The signatures below attest to the authenticity of this Report on SB 498-FN, relative to penalties for possession of certain controlled drugs.

Conferees on the Part of the Senate
Sen. Carson, Dist. 14
Sen. Forrester, Dist. 2
Sen. Hosmer, Dist. 7

Conferees on the Part of the House
Rep. Welch, Rock. 13
Rep. DiSesa, Straf. 16
Rep. Barnes, Rock. 8
Rep. Cushing, Rock. 21

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

May 24, 2016
2016-2040-CofC
10/05

Committee of Conference Report on SB 522-FN-A, making an appropriation to the office of professional licensure and certification for technology upgrades for the controlled drug prescription health and safety program.

Recommendation:

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

That the House recede from its position in adopting its amendment to the bill, and

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

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

1 Appropriation; Office of Professional Licensure and Certification; Controlled Drug Prescription Health and Safety Program. The sum of \$130,000 is hereby appropriated to the office of professional licensure and certification for the biennium ending June 30, 2017 for the purposes of technology upgrades for the controlled drug prescription health and safety program, established in RSA 318-B:32. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

2 New Section; Property Subject to Forfeiture. Amend RSA 617 by inserting after section 1 the following new section:

617:1-a Criminal Forfeiture; Property Subject to Forfeiture.

I. Subsequent to a criminal conviction pursuant to a statute that authorizes forfeiture, including but not limited to RSA 318-B:17-b, the court may order the person convicted to forfeit:

- (a) Property the person derived from the commission of the crime;
- (b) Property directly traceable to property derived from the commission of the crime; and
- (c) Instrumentalities the person used in the commission of the crime.

II. When a conviction or agreement of the parties is not possible due to the person's death, incompetence, unavailability, or not being within the jurisdiction of the court, or the person to be charged cannot be identified, forfeiture proceedings may be commenced.

III. Property may be forfeited if the state establishes that the property is forfeitable by clear and convincing evidence.

IV. Nothing in this section shall prevent property from being forfeited by plea agreement approved by the presiding criminal court or other agreement of the parties.

V. At the request of any party, the civil portion of the forfeiture proceeding may be stayed by the court.

3 New Section; Forfeiture; Innocent Owner. Amend RSA 617 by inserting after section 4 the following new section:

617:4-a Innocent Owner. In addition to any other remedy provided by law, any person claiming to be an innocent owner of property seized for purposes of forfeiture may petition the court, after 10 days from the date of seizure, for return of the property. No item or property interest shall be subject to forfeiture unless the alleged innocent owner thereof was a consenting party to the crime. This section shall not apply to property seized as evidence in a pending criminal investigation or prosecution.

4 New Section; Disposition of Unclaimed Property and Proceeds. Amend RSA 617 by inserting after section 10 the following new section:

617:11 Disposition of Property and Proceeds.

I. Notwithstanding any other provision of law, at any time when unclaimed property or contraband held for evidentiary purposes is no longer needed for that purpose, the court may order the state to deliver any unclaimed property, other than currency, to the commissioner of the department of administrative services, to deliver any currency to the state treasurer, and to destroy any contraband within 30 days.

II. If the forfeiture is granted, the court may order the state to deliver any currency to the state treasurer and any other property to the commissioner of the department of administrative services within 30 days. The commissioner of the department of administrative services shall dispose of the forfeited property at public auction.

III. Upon motion, the court may order that a portion of the currency seized or proceeds from public auction be used to pay reasonable nonpersonnel expenses of the seizure, storage, and maintenance of custody of any forfeited items.

IV. The auction proceeds and forfeited currency shall be forwarded to the state treasurer and shall be used first to pay all outstanding recorded liens on the forfeited property, then to comply with an order of the court to pay reasonable non-personnel expenses, with all remaining funds to be deposited into the drug forfeiture fund.

5 Forfeiture of Items Used in Connection with Drug Offense. Amend RSA 318-B:17-b, II(e) to read as follows:

(e) The department of justice shall, within 60 days of the seizure, ~~[either]~~ file a petition in the superior court having jurisdiction under this section ~~[or seek administrative forfeiture pursuant to RSA 318-B:17-d]~~. If no such petition is filed ~~[or administrative procedure initiated]~~ within 60 days, the items or property interest seized shall be released or returned to the owners.

6 Disposition of Funds Obtained by the Attorney General; Reference to Administrative Forfeiture Removed. Amend RSA 7:6-e, III to read as follows:

III. This section shall not apply to fines received by the attorney general in criminal cases, penalty assessment funds, drug forfeiture funds as provided in RSA 318-B:17-b ~~[through RSA 318-B:17-d]~~ **and RSA 318-B:17-c**, fines or civil penalties authorized by state law as a result of enforcement actions taken by state agencies or the attorney general, and money received on behalf of a victim or the state as restitution.

7 Forfeiture of Items Used in Connection with Drug Offense; Reference Change. Amend the introductory paragraph of RSA 318-B:17-b, V to read as follows:

V. Final orders for forfeiture of property under this section ~~[or under RSA 318-B:17-d]~~ shall be implemented by the department of justice and shall provide for disposition of the items or property interests by the state in any manner not prohibited by law, including retention for official use by law enforcement or other public agencies or sale at public auction. The department of justice shall pay the reasonable expenses of the forfeiture proceeding, seizure, storage, maintenance of custody, advertising, court costs, and notice of sale from any money forfeited and from the proceeds of any sale or public auction of forfeited items. All outstanding recorded liens on said items or property interests seized shall be paid in full upon conclusion of the court proceedings from the proceeds of any sale or public auction of forfeited items. The balance remaining shall be distributed by the department of justice as follows:

8 Drug Forfeiture Fund; Reporting Requirement. Amend RSA 318-B:17-c, II to read as follows:

II. Law enforcement agencies may apply to the department of justice for grants from the forfeiture fund. Such grants shall be utilized exclusively for meeting expenses associated with drug related investigations. The attorney general shall report 60 days after the close of each fiscal year to the governor and council and to the

fiscal committee of the general court a [summary] ***detailed accounting*** of the grants provided to law enforcement agencies under this paragraph ***by agency, including the department of safety, and the amount forwarded to the department of health and human services, bureau of drug and alcohol services,*** for the preceding fiscal year. ***The attorney general's report shall also include a detailed accounting of the costs of investigations, enforcement programs, and prosecutions paid under paragraph I.***

9 Repeal. RSA 318-B:17-d, relative to administrative forfeiture of items used in connection with drug offenses, is repealed.

10 Effective Date.

I. Sections 2-7 and 9 of this act shall take effect January 1, 2017.

II. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on SB 522-FN-A, making an appropriation to the office of professional licensure and certification for technology upgrades for the controlled drug prescription health and safety program.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Forrester, Dist. 2
Sen. Hosmer, Dist. 7

Conferees on the Part of the House
Rep. L. Ober, Hills.37
Rep. D. McGuire, Merr.21
Rep. Rouillard, Hills.6
Rep. Leishman, Hills.24

2016-2040-CofC

AMENDED ANALYSIS

This bill:

I. Makes an appropriation to the office of professional licensure and certification for technology upgrades for the controlled drug prescription health and safety program.

II. Limits forfeiture to cases in which, after a criminal conviction, the state has found by clear and convincing evidence that the property was derived from, or used in, the commission of a crime. The proceeds from forfeiture cases would continue to be deposited in the drug forfeiture fund.

III. Requires the attorney general to provide an annual, detailed accounting of grants and expenditures from the drug forfeiture fund.

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

May 23, 2016

2016-2005-CofC

01/

Committee of Conference Report on SB 523-FN, relative to the controlled drug prescription health and safety program and establishing a commission to study requiring controlled drugs and controlled drug analogs to be sold in tamper-proof form.

Recommendation:

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

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 523-FN, relative to the controlled drug prescription health and safety program and establishing a commission to study requiring controlled drugs and controlled drug analogs to be sold in tamper-proof form.

Conferees on the Part of the Senate
Sen. Bradley, Dist. 3
Sen. Sanborn, Dist. 9
Sen. Soucy, Dist. 18

Conferees on the Part of the House
Rep. Kotowski, Merr.24
Rep. LeBrun, Hills.32
Rep. Freitas, Hills.14
Rep. Snow, Hills.42

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

May 26, 2016
2016-2097-CofC
09/10

Committee of Conference Report on SB 533-FN-A-LOCAL, relative to the governor's commission on alcohol and drug abuse prevention, treatment, and recovery and making supplemental appropriations to the commission and the New Hampshire housing finance authority.

Recommendation:

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

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

Amend section 10 of the bill by replacing paragraph I with the following:

I. In addition to any other sums appropriated for fiscal year 2017, \$2,500,000 for the fiscal year ending June 30, 2017 is hereby appropriated to the governor's commission on alcohol and drug abuse prevention, treatment and recovery for the purpose of contracts for program services, within the department of health and human services. Additionally, \$2,000,000 for the fiscal year ending June 30, 2017 is hereby appropriated to the New Hampshire housing finance authority for the purposes set forth in RSA 204-C:56 through RSA 204-C:62, relative to the affordable housing fund, provided the appropriated funds are used for the purpose of funding supportive housing projects for persons with substance abuse disorders. The New Hampshire housing finance authority shall prepare a report on the status of projects funded, in whole or in part, by this appropriation to be delivered to the house health and human services and elderly affairs committee by December 31, 2017 and annually thereafter until the appropriated funds have been fully allocated.

Amend the bill by inserting after section 12 the following and renumbering the original section 13 to read as 15:

13 Department of Health and Human Services; Supplemental Appropriation; Bureau of Drug and Alcohol Services.

I. In addition to any other sums appropriated for fiscal year 2017, the sum of \$500,000 for the fiscal year ending June 30, 2017 is hereby appropriated to the department of health and human services, bureau of drug and alcohol services to support direct grants for the creation, initiation, expansion and/or operational costs for peer recovery support services. The sum appropriated shall be awarded within 150 days after the effective date of this section. For the purposes of funding said appropriations, the governor shall identify excess appropriations from sums appropriated pursuant to 2015, 275 and 276, and shall transfer said sums to the appropriate class lines. Any transfers made pursuant to this section shall not require the prior approval of the fiscal committee of the general court and the governor and council and shall not be subject to the provisions of RSA 9:16-a, 9:17-a and RSA 9:17-c. Prior to making such transfers, the governor shall certify to the fiscal committee of the general court that any excess appropriations identified pursuant to this section are in addition to the projected lapses assumed during the adoption of the state operating budget for the biennium ending June 30, 2017.

II.(a) Existing and proposed peer recovery support services organizations shall be eligible to receive a grant, if the organization:

(1) Is registered with the association of recovery community organizations under the Faces and Voices of Recovery;

(2) Is accredited by, or will initiate the process of being accredited by the Council on Accreditation of Peer Recovery Support Services within 30 days of the governor and council approving the grant;

(3) Has an established relationship with a certified public accountant;

(4) Has a board of directors and has established bylaws; and

(5) Does not receive a grant through a facilitating organization.

(b) No more than one grant shall be awarded per regional public health network catchment area basis. The bureau shall forward information on selected grant recipients to the governor and council. No grant shall be awarded without the approval of the governor and council.

III. Organizations that receive a grant under this section or through a facilitating organization shall file semi-annual data submissions with the department of health and human services, to prove the effectiveness of recovery services based upon addiction wellness and recovery capital index scores, or a data system that demonstrates individual addiction wellness across a continuum of care, including measurements upon the 8 dimensions of wellness criteria, or any other comparable data system recognized by the department. The department shall to the extent practical determine the cost effectiveness of recovery services and shall report its findings to the president of the senate and the speaker of the house of representatives on an annual basis beginning in fiscal year 2018.

IV. No later than December 31, 2017, the bureau of drug and alcohol services shall report to the fiscal committee of the general court the number of grants awarded, which organizations received a grant, and the total number of individuals served as a result of said grants.

14 Department of Justice; Attorney Position. For the biennium ending June 30, 2017, the department of justice is authorized, subject to the approval of the fiscal committee of the general court and the governor and council, to accept gifts, grants, and donations for the purpose of funding an assistant attorney general dedicated to prosecuting drug cases. No general fund moneys shall be expended to fund this position.

The signatures below attest to the authenticity of this Report on SB 533-FN-A-LOCAL, relative to the governor's commission on alcohol and drug abuse prevention, treatment, and recovery and making supplemental appropriations to the commission and the New Hampshire housing finance authority.

Conferees on the Part of the Senate
 Sen. Bradley, Dist. 3
 Sen. Sanborn, Dist. 9
 Sen. Woodburn, Dist. 1

Conferees on the Part of the House
 Rep. Kotowski, Merr. 24
 Rep. Kurk, Hills. 2
 Rep. Snow, Hills. 42
 Rep. MacKay, Merr. 14

2016-2097-CofC

AMENDED ANALYSIS

This bill makes changes in the membership, organization, duties, meetings, and reports of the governor's commission on alcohol and drug abuse prevention, treatment, and recovery, and establishes that the commission serves in an advisory capacity to both the governor and the general court.

The bill makes supplemental appropriations to the commission, the New Hampshire housing finance authority, and the department of health and human services. The bill authorizes a new assistant attorney general position dedicated to prosecuting drug cases.

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

A roll call was requested by Senator Feltes, seconded by Senator Soucy.

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)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

Recess. Out of recess.

MOTION TO ADJOURN FROM EARLY SESSION

Sen. Bradley moved that the Senate adjourn from the Early Session, that the business of the Late Session be in order at the present time, that all bills and resolutions ordered to Third Reading be, by this resolution, read a third time, all titles be the same as adopted, and that they be passed at the present time.

Adopted. Adjournment from the Early Session.

LATE SESSION

LIST OF RULE 6-25'S FOR THE DAY

Senator Carson: SB 326

Senator Sanborn: HB 114, HB 1227, HB 1307, HB 1396, HB 1503, HB 1590-FN-A-L, HB 1660-FN-L, HB 1697-FN

ANNOUNCEMENTS

(The Chair recognized Senator Bradley.)

SENATOR BRADLEY: Thank you again, Mister President. I know a lot of you are wondering why we've invited you all in here. So let me tell you. It's to say thank you. As somebody who's been in this building a long time, I've never seen a more difficult session; it's been endless. Today was endless. We're thankful it's over. And, a lot of great work has been done this session. I could start and talk about, you know, health care or drugs or anything, but it doesn't really matter because all the work has been extraordinary. And it's been extraordinary not because of the 24 of us, it's been because of all of you. You worked behind the scenes, you're effective, you're quiet, you understand what we want; we get all the credit, which we shouldn't, and today is about sharing that credit with all of you. And so I want to single out various entities that all of these staffers represent.

I'm going to start with our great Senate Clerk Tammy Wright, and her staff for just doing a fantastic job.

Where's our Chief of Staff, Kristy Merrill? Where did Kristy go? She's hiding in the corner. We all know what a great job Kristy does, but if she didn't have people like Angela, and all of the other Senate staff working with her, the job that Kristy does would not be as good as it is; it's been fantastic working with all of you. Thank you.

Susan Duncan, where are you Susan? Susan was a staffer for Senator Gordon, who enjoyed this seat many, many years ago; an institution in this building, somebody who is so capable and works with all of the senior legislative aides, and all the committee aides. So, a big round of applause for all of those people led by Susan.

We have terrific research...where are you all? There they are, they're hiding, too. Diana, Theresa, and Patrick Murphy. Patrick graduated from being a committee assistant to a researcher.

Especially during committee of conference week, it seems endless, but the OLS staff led by Jill, the director of the Office of Legislative Services; her work and the work of all of the OLS staff— nothing short of extraordinary. Thank you very much.

Scott Rupp. Where are you Scott? Again, somebody hiding in the back. But for Scott, we would not be able to stay connected on-line and, you know, because of him we haven't all had to use our cell phones on the floor and pay the \$5 fine. So, Scott, thank you very much.

I haven't seen Joyce Phinney? Oops, there she is, right there in front of me. Exactly. Yay, Joyce and the accounting staff, they always do a fantastic job.

Doug Dolcino, who does such a great job of managing the building and keeping operations running as smoothly as possible. Thank you, Doug.

I think we all know Randy Joyner. There's nobody who works harder, no one who has a bigger smile on his face. Even sends all of us text messages on Christmas. It's amazing. You'll never believe where I got your text message on Christmas— on the top of a 4,000 footer. But Randy and his staff to keeping us all safe; all of us— staff, legislators. Randy Joyner, thank you very much.

Our Nurse Dianne, I think 24 of us were ready to visit you today. Where are you? There you are. Yeah, headache after headache after headache— Nurse Dianne, thank you so much for all your hard work.

I guess Kristy forgot somebody I should thank. Virginia...where are you in the...there you are. It's always a lot of fun when we get to see school kids here. I think I had the first class today that I ever got to say thank you to. So, thank you Virginia and your staff for the great job you do making the State House accessible for all of us.

You know, normally there's a lot of institutional rivalry here, but it goes without saying, I need to thank the Speaker, my counter-part Dick Hinch, and in particular, another lifer in this building, Terry Pfaff, the House Chief of Staff, for the great job that they do. Yeah, we should give them a round of applause. And all their staff, too, obviously.

Now I get to have a little fun. Where's Josh? I think Josh deserves a special round of applause because he just got engaged recently.

And Kate, you know what's coming. Kate's getting married in July. It's been an absolute pleasure to work with her.

Ryan Mahoney, where's Ryan? Thank you, Ryan— a great Chief of Staff for the minority party for the Democrats; does a great job, easy to work with, has really helped make this place successful. We really need to thank him.

While they're not staff, let's thank the Fourth Estate for putting up with us.

And I want to thank, before I thank the Senate President, all of the other Senate staff, the administrative assistants, and everybody that does the very difficult work of keeping us on track.

And now, because there were a lot of rumors flying around here earlier that we're going to lose the Senate President. Thank God we're not, there's not a better person in the world to work for and under than Senate President Chuck Morse. I think we all owe him a debt of gratitude. No one's here earlier, no one leaves later. Thank you Senator. Your turn.

PRESIDENT MORSE: While I did hear the rumor today that I was retiring, so let me just quell that rumor. Being the senate president, this is probably one of the toughest moments in the session. And I've got to tell you, being here for 18 months straight did no one any good because, I think, most of you want to go home right now. But, when 8 of us, a third of the Senate is going to retire right now, and some of you go on to face other challenges in politics, and some of you go on to face other challenges in life, I think that needs to be recognized because I don't there's a prouder thing besides my wife and daughter, than the New Hampshire Senate.

And, with that, we've had a number of challenges and a number of issues affecting the people of this state. Thousands of pieces of legislation this year alone since January. And, I've got to tell you, there's been an impressive effort on all your parts to make sure we get through it. And yes, I've seen the stressful moments, Jill I saw it the other day. You know what? We love you. We certainly appreciate what you do.

We've overcome some serious challenges, and because it's the end of the day we know we have to put our differences aside and come together on issues. We're fortunate that we have an intimate body here in the Senate of only 24 members. We have the opportunity to work closely together, and to get to know each other on a personal level. This serves to our benefit when disagreements arise, somewhat like today. I'm incredibly proud of the way we conduct our business in this chamber by showing the utmost respect for one another even though we may disagree. I believe maintaining that respect for one another is the most important in moments of disagreement.

I'd like to thank you for what you've done and what you've contributed to our body as a whole over the past two years, but also to each of you individually, for what you've taught me. You have all truly made being a senate president an honor and a privilege.

I'd like to give special thanks to a number of Senators who have chosen to move on and are not seeking reelection.

Senator Forrester, I don't remember giving you permission to leave as Finance Chair. Especially because after last session, I'm not sure I'll be able to replace you with any willing candidates. We've worked together for the six years you've served in the Senate, and I admire how you handle difficult situations with grace and passion. And still, somehow, have time to sit in on what seems to be multiple town meetings, local events each day and night, and somehow, still bring in homemade treats the next day. Your dedication to the people in your communities is inspiring, and we all thank you for the work that you have done in six years of service to the Senate. We wish you the best.

One of the first to announce that he won't be seeking reelection was Senator David Pierce. You've worked hard fighting for District 5 in the Senate in the past years putting your legal expertise and knowledge to good use, fighting for children, election law, and protecting the rights of your constituents while also challenging the chair at every possible moment. All joking aside, you've helped me to become a stronger Senate President. As I've said before, balancing our work here and our family is difficult to do, and I commend you for making the decision to spend more time with your daughters as they get older. We thank you for your dedicated service all these years, and we certainly wish you the best.

Senator Sam Cataldo, you're a man of convictions, and I believe I speak for everyone when I say it's been an honor to serve alongside you for four years you've been in the Senate. Thank you for all your hard work and courage protecting New Hampshire citizens' rights and helping to improve our state. You've been tremendously dedicated to the Senate and the people of New Hampshire. And I always know that we can count on you to fulfill your role and responsibilities; and we could always count on you to be there, and on most occasions you were at least there twenty minutes earlier than any one of us. In all seriousness, I admire your commitment to the Senate, and on behalf of all of us, it's been great working with you, Senator, thank you.

Senator Jerry Little, you quickly picked up on the role of Senator, taking your responsibilities very seriously, and showing your dedication to both your communities in District 8 as well as to the State Senate. You've brought a well-balanced approach to your work done in the Senate, and you've been a great asset to the Finance Committee helping us through particularly difficult budget situation. I was impressed by how seriously you took your role with the Senate Finance Chair, at least whenever you weren't giving her a run for her money. Thank you for the time you've given to the State of New Hampshire. We are not particular eager to see you leave the Senate; however, we are pleased to see one of our own assume the role of banking commissioner in just a few days. Thank you for everything you've done. We truly wish you the best.

I want to thank you, Senator Kelly, for your hard work representing District 10 in the western part of the state. You've always been a strong advocate for your constituents over the past ten years you've served, but especially for the children in need and women's issues. You've spent time serving on a number of committees, but you've focused your efforts primarily on ensuring that the students of New Hampshire have a quality public education available to them. You'll be remembered for your kindness and passionate work to support those that are less fortunate in all of our communities, and there's no doubt that you will continue to advocate on their behalf outside of the Senate chamber. I just want to thank you for all you've done for this Senate.

Now I thought about retiring because the next man was driving me crazy, but Senator Boutin, thank you. You've been a true friend, a hard working representing your communities in District 16 for the past six years, especially today. Early on I learned that working with you was much better and more effective than trying to work against you. All kidding aside, I have a great admiration for the way that you dive into difficult issues successfully bringing different views together and crafting solutions. You've worked to improve small businesses' ability to be successful in our state, and have been an advocate, this year in particular, for those children in unsafe homes. Your work will have a lasting effect across our state— I promise you I won't let you down on the Sununu Center. And we thank you for all of your contributions. You'll be greatly missed in the Senate. I wish you the very best.

Senator Prescott, I'm glad to see you could make it here today, I had concerns. It's been a pleasure to serve with you for many years and, as you know, I've always called you a friend. And despite that fact that we even campaigned against each other for executive council in 2006, I join others in wishing you the best of luck in this year's executive council race. You've been a great Senator who's extremely dedicated to serving District 22 for ten years, working hard to make sure small businesses can compete in our state. You spent considerable time outside of our legislature helping individuals find good jobs to support themselves and their families by hosting local job fairs open to all in the communities. You've been a strong, committed supporter of the communities you've served, and a good neighbor to my left in the Senate Chamber. Thank you for all you've done, and I wish you the best of luck.

And lastly, and certainly not least, Senator Nancy Stiles. You've been a great friend of mine, but I have to say I'm a bit worried for your towns— quite honestly because I'm not sure they're going to find anyone like you. I know you care very much about your communities, and you've also been very successful in making sure that your towns get everything they need. I have to say I'm glad I won't have to talk about funding anymore sea walls. And, in the same way as Senator Boutin, I learned early on that it was better to be working with you than against you. Joking aside, you are a relentless advocate for the communities and individuals you represent in District 24; having had considerable success in effectively rebuilding much of the sea coast; drawing more tourism and successful small business in our state. Not only that, but the schools in New Hampshire benefitted from your advocacy working to reform education funding. On behalf of all of us, we commend you for the work you've done with your time and energy you've dedicated to your constituents. Now, we wish you the best in spending more time with your closest constituent, your husband Howard, as well as the rest of the family. We thank you for what you've done, and wish you the best.

(The Chair recognized Senator Bradley.)

SENATOR BRADLEY: Thank you. You know, I think, Mister President, now you know why I probably never, ever am going to be able to serve on the Finance Committee because I forgot, even though they're at my 12, to do the thank you for the people that keep this place running and make sure the budget is balanced— the Legislative Budget Assistants.

PRESIDENT MORSE: If the retiring Senators could join me up here, we have a small gift for you and, hopefully, I can handle handing them out. Actually, Senator Woodburn, can you help me?

Senator Forrester, Senator Pierce, Senator Cataldo, Senator Little, Senator Kelly, Senator Boutin, Senator Prescott, Senator Stiles.

You don't have to take off because the reality is I know a few of you want to speak. I offer the podium to you.

(The Chair recognized Senator Little.)

SENATOR LITTLE: Thank you very much. As the last in and first out, I'll go first and I'll be very, very quick. Just thank you to everybody. I really feel as though, you know, life is for living and for learning. This has been the fastest, toughest, best education that I have ever received. I am so grateful for this opportunity; I am so honored to have been able to serve in this body with you. I'm looking very much forward to my next challenge. I have to thank the Committee staffers who helped me through everything: Kat in Energy; where's Deb? Deb Martone in Finance; and, of course, Marie Marston, for keeping me on track. Marie you've been wonderful. I want to let people know that she almost made a mistake last week, but she corrected it with another one and, believe it or not, that does make sense and if you don't think so you can go argue it with her. Thank you, Marie. Oh, one more quick thing— I want the world to know that my second grandson was born a week ago Monday. So, welcome to the world August Robert Baker. Thank you.

(The Chair recognized Senator Kelly.)

SENATOR KELLY: Thank you. Well this has been one of the most difficult decisions I think I've made, but I do want to take a minute as I leave to say thank you to all of you who are here today. You are incredible in what you do. A special thank you to Marlene. I don't think we could ever get through, Marlene, without you. So, thank you. And, truly, you know for me for the past ten years it has been, as you're hearing, an honor and a privilege to serve, for me to serve the outstanding people of Senate District 10. So, for the record, I want to thank the people who have supported me and given me this incredible opportunity to serve

What brought me to the State Senate is what truly is leading me to a transition and pursuing some other avenues with an equal commitment to address the same values and the goals that I had when I came to the Senate. I'm now looking forward, with an equal commitment, to continue with these new opportunities and challenges. You know, after ten years, and working in the Senate, I am very humbled, truly humbled. Like all of you in the Senate, we hear from constituents every day; we're involved in our communities, and we work hard for them. But they work so hard every day; they are out there trying to work hard to make their lives better and to work for their families. And I see what they do, and life is not easy. We don't have control of everything, and there are ups and there are downs, there are things that happen that we have no control over. They keep going. And when I watch that, and I see that, I feel so humbled, so very, very humbled. And they look to us to make these decisions to lead this state, and it's humbling, it truly is.

I can also say, with all truthfulness, that after spending ten years in the Senate, and I've participated in many, many hearings, and I've listened to many, many individuals, and we listen to them tell their stories. And they have continued to trust us to do the right thing. And then we participate here and we debate in the Senate Chamber, and I can truly say that I have gained an even greater respect for our democratic process and for democracy, and I know I will hold that always close to my heart.

I remember the first day, ten years ago, when I was sworn in and I stood there by that seat, and I was so honored. And today, at the end of this session, I stand here and I feel just as honored, and thank all of you. As I look out and around the Senate Chamber I can sincerely say that I will miss that Senate seat, and I will also miss all of you, my Senate colleagues. Thank you so much.

(The Chair recognized Senator Stiles.)

SENATOR STILES: I, too, would like to say it was a difficult decision, but I would like to thank you. I'd like to thank you for your leadership and, also, Senator Bragdon. I don't know if he's still here or not, but it was really an honor to work for you as leaders. But I recall what my friend in District 20 always said: it's about relationships. That's how you get things done, and I can tell you honestly that I think that my relationship with many of the Senators in all three sessions has been positive, and I will remember many of those memories for a long time. But, one of the things that I will be concerned about is your snacks. So, I just hope that the person that fills in after me— and Andy, you've got the nearest contacts, you know, so...Thank you all very much. It's been a true honor to represent the citizens of District 24, both before and after redistricting, and I have enjoyed both of them. So, I'll be thinking of you guys next January. Thanks!

PRESIDENT MORSE: Senator Sanborn, I saw you contributed to our snack fund again, today, so it's for building next year.

(The Chair recognized Senator Prescott.)

SENATOR PRESCOTT: I would like to address all the people who have touched my life through the years. First of all, the Senate President. We met the first time about 1998, or was in 2002? He was in the House and wanted to be in the Senate. And all he said was I'm going to serve the people in my district, when I asked him why are you running. You did it, you're still doing it, and you've been a great mentor for me. So, thank you, first of all.

Second is, many people, these last six years, have been working for me. Patrick, where's Patrick? He was the first that got a chance— I don't know if it was a great opportunity or not Patrick, but I do appreciate it. And where you left off, right here, in the Senate Research, is the most valuable part of the Senate that I can ever point to and say that is the most valuable part. Without that unbiased, you know, non-partisan place to go I would be, a lot of times, in a real quandary. Where do I get my information? How can I trust it? So, thank you, all of you there in the Senate Research. That's the second one.

Where is Nancy? Nancy, thank you very much for serving with me, I mean helping me serve the people. I think that you connected with me the most of any person here, and I appreciate that, and I love your husband, and he's a great guy.

And then, who else worked on...Kyle. Kyle, fast learner Kyle, fast learner, Kyle. He took care of lot to do with the responsibilities of the Commerce Committee, so I want to thank you very much.

Now I'm going to lump this up in everybody else. I'm pretty scatterbrained sometimes, and when I concentrate I get a lot done, and when I used to come to you, and I know you probably thought that I was a little scatterbrained, but I was looking for the direction I needed to go in. Once you gave me all those tools, you gave me the ability to speak on the Senate floor on behalf of the people of New Hampshire. Without you, I never would have been able to do that. Now you might think that's a good thing or a bad thing, but I really do appreciate it because without your work here, all of you, we can't, me especially, could not get to the floor in a concentrated way to accomplish what I needed to get accomplished for the people in my district. So, thank you all for that.

The last thing I want to say is I want to thank my wonderful wife. Susan and I just celebrated our 36th wedding anniversary, or was it the 34th? 34th wedding anniversary on the 16th, what year or year... And I have five children, just amazing children: Rose, Rusty, Rowen, and the next one was Maggie, and the last one was Carly and her middle name is Rose. We started with a Rose and we ended with a Rose. And I thank them all for being part of my family and part of my experience here in Senate, of course.

And then, and most important, was my business life. Without my brother Perrin, who is five years older than me I keep telling him, but he is the older brother and not half a jerk as my other brother, so I love him more. And I wanted to say that without partnerships in life you cannot accomplish anything. When we believe that we are picking our own selves up by our own bootstraps, we are fooling ourselves. We are interdependent, we are depending upon each other, and that is real, real that should say real accomplishment when you learn from others. Stay open minded, and make sure you never let an opportunity go by to learn more, or try harder, or make sure you get your last licks in because you may not have tomorrow. And I appreciate that it might have been hard for many of you to realize it about me and that I would not want to give up in the moment, but I think it helped the Senate to take a second look at certain things, and that's what compromise is about. So I appreciate everything that has happened here, especially all of you, and God bless you all, and I thank you for that.

PRESIDENT MORSE: I'll leave you on a positive note. Emma graduated, she started on her master's degree. Everything's going great for me, I intend to be back here. Senator Woodburn, I accept your challenge that I read about.

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.