



# HOUSE RECORD

First Year of the 166<sup>th</sup> General Court

Calendar and Journal of the 2019 Session

State of  
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Vol. 41                      Concord, NH                      Friday, March 8, 2019                      No. 15  
Contains: Bills Laid on Table; House Deadlines; Reports and Amendments; Meetings and Notices

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## HOUSE CALENDAR

### MEMBERS OF THE HOUSE:

The House will meet on **Thursday, March 14<sup>th</sup> at 1:00 p.m.**, and potentially **Tuesday, March 19<sup>th</sup>, Wednesday, March 20<sup>th</sup>**, and **Thursday, March 21<sup>st</sup>** if necessary. Please keep in mind that the length of these upcoming session days will largely depend on concise remarks relevant to the issues at hand with debates being well-organized. Your planning and continued cooperation are greatly appreciated.

As we approach the deadline for reporting non budget House bills, please remember your attendance at executive sessions next week is vital for committees to achieve quorums.

Please note, there will be no House business scheduled for Tuesday, March 12<sup>th</sup>, Town Meeting Day; however, the State House Complex will remain open.

Finally, don't forget to "spring ahead" this weekend! Daylight Saving Time begins at 2:00 a.m. on Sunday, March 10<sup>th</sup>.

Stephen J. Shurtleff, Speaker

**ANNOUNCEMENT**  
**Sergeant-at-Arms Election**  
**Wednesday, March 20, 2019**  
**Representatives Hall**

### NOTICE

There will be a Democratic caucus on **Thursday, March 14<sup>th</sup> at 12:00 p.m.** in Representatives Hall.  
Rep. Doug Ley

### NOTICE

There will be a Republican caucus on **Thursday, March 14<sup>th</sup> at 11:00 a.m.** in Rooms 301-303, LOB.  
Rep. Richard Hinch

### NOTICE

**ALL** reports, scheduling and notices are due in the House Clerk's Office by **3:00 p.m. on WEDNESDAYS**. Reports and scheduling shall be turned in to House Committee Services for processing ***no later than 1:00 p.m.*** on Wednesday. Please be sure to complete that work in a timely fashion to meet the Calendar deadline.

**CLOSES AT 3:00 p.m. ON:**  
Wednesday, March 13, 2019

**AVAILABLE ON:**  
Friday, March 15, 2019

Wednesday, March 20, 2019  
Wednesday, March 27, 2019

Friday, March 22, 2019  
Friday, March 29, 2019  
Paul C. Smith, Clerk of the House

## 2019 HOUSE DEADLINES

Thursday, March 14, 2019, noon	Last day to report all HBs not in a second committee, except budget bills
Thursday, March 21, 2019	Last day to act on HBs not in a second committee, except budget bills
Thursday, March 28, 2019, noon	Last day to report House Bills, except budget bills
	Last day to report list of retained HBs
Thursday, April 4, 2019	Last day to report budget bills
	Last day to act on House Bills, except budget bills
Thursday, April 11, 2019	BUDGET CROSSOVER – Last day to act on budget bills
Thursday, May 2, 2019, noon	Last day to report Senate Bills going to a second committee
Thursday, May 9, 2019	Last day to act on SBs going to a second committee
Thursday, May 30, 2019, noon	Last day to report all remaining SBs
	Last day to report list of retained SBs
Thursday, June 6, 2019	Last day to act on SBs
Thursday, June 13, 2019	Last day to form Committees of Conference
Thursday, June 20, 2019	Last day to sign Committee of Conference reports (4:00 p.m.)
Thursday, June 27, 2019	Last day to act on Committee of Conference reports

## BILLS LAID ON THE TABLE

**CACR 5**, relating to the right to vote. Providing that 17 year olds who will be eligible to vote in the general election be permitted to vote on that election's primary election. (No Pending Question)

**CACR 6**, relating to elections. Providing that any inhabitant who so desires may vote by absentee ballot in primary and general elections. (No Pending Question)

**HB 101**, relative to regulating possession of firearms in a school district. (Pending Question: Inexpedient to Legislate)

**HB 249**, permitting restaurant owners to allow dogs in restaurants. (Pending Question: Inexpedient To Legislate)

**HB 275**, relative to school nurse certification. (Pending Question: Ought To Pass)

**HB 289**, relative to the recitation of the Lord's prayer in public elementary schools. (Pending Question: Inexpedient to Legislate)

**HB 688-FN**, relative to transfer and inspection of animals. (No Pending Question)

**HB 732-FN**, relative to over-sentencing and racial profiling. (No Pending Question)

**HCR 1**, rescinding all requests by the New Hampshire legislature for a federal constitutional convention. (Pending Question: Ought To Pass)

**HR 6**, urging the United States to lead a global effort to prevent nuclear war. (Pending Question: Inexpedient to Legislate)

**HR 8**, affirming revenue estimates for fiscal years 2019, 2020, and 2021. (No Pending Question)

## THURSDAY, MARCH 14 CONSENT CALENDAR

### CHILDREN AND FAMILY LAW

**HB 314**, relative to the submission of evidence prior to hearings in divorce cases. **INEXPEDIENT TO LEGISLATE. (Removed from Consent)**

Rep. David Coursin for Children and Family Law. This bill's intent was to prevent evidence being put forward at the last minute in divorce proceedings, making it difficult to prepare a response. It proposed that new evidence could not be admitted within five days prior to the court hearing. A continuance could be requested if evidence were submitted during that five-day period. This could delay the presentation of new evidence of abuse, for example, for five days. Testimony was presented that any abuse would be obviously visible to the court, but this is not accurate. Many forms of abuse are not obviously visible, particularly in an open, public setting. Testimony was presented that a continuance could be readily rescheduled, however, the Judicial Branch representative countered this with a report that 2/3 of courts are not able to reschedule a hearing even within ninety days. Testimony was also presented describing circumstances in which a party

could use the timing of the submission of evidence to delay the proceedings and control them in a destructive fashion. It was evident that this can happen under the present circumstances or by misusing the proposed time period. Proceedings are best managed on a case-by-case basis, arguing further against the proposed time period that would apply to all cases. **Vote 18-0.**

## **EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**HB 150-FN**, relative to the penalty for failure to file the financial disclosure form required under RSA 15-A. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Carol McGuire for Executive Departments and Administration. Current law requires officials of the state, including all elected positions, agency heads and those designated by agency heads, and anyone appointed (by the Governor and Council, the Speaker or the Senate President) to any board, committee, commission, or authority, to file reports of financial interest. The Secretary of State maintains the lists of those so designated, and about one third of those required to file haven't. As introduced, this bill adds a civil penalty to encourage compliance, but many volunteers serving on advisory or other boards were concerned that a fine of up to \$5,000, plus late fees, would prohibit serving. The committee amendment maintains the responsibility of the Attorney General to review these filings, but reduces the fine to \$50, and ensures it only applies after providing notice and 30 days for compliance. The Attorney General's representative reported that when they have investigated noncompliance or late filing in the past, most people were surprised that it applied to them, and then complied. The ED&A Committee is concerned that the list of people who are required to file these statements of financial interests is too broad, and not kept up to date. The committee plans to examine the requirement, the list of those who should file financial statements, and how it is kept up to date, over the summer and fall, which it can do without a bill in front of it. In fact, the initial data as we attempt to enforce this law should be enlightening. **Vote 20-0.**

**HB 615**, relative to the regulation of pharmacies and pharmacists. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gary Merchant for Executive Departments and Administration. This bill, with the amendment, makes statutory changes that will allow the NH Board of Pharmacy to move licensing renewals of various entities licensed by the board from annual to biennial renewal and a more efficient use of board resources. In addition to license renewal, the bill repeals laws created in 1921 that are no longer relevant to the practice of pharmacy. It prohibits a third party from completing and signing an application for a permit or license. It allows the board to license new types of entities in the pharmacy supply chain that includes manufacturers, distributors, brokers, and third-party logistic providers. It clarifies the law regarding an registered nurse or physician assistant preparing an intravenous solution to administer to a patient. And, finally, it eliminates the position of Board Treasurer as the Office of Professional Licensure and Certification now handles board finances. **Vote 20-0.**

**HB 665-FN**, relative to New Hampshire cost-of-living information. **INEXPEDIENT TO LEGISLATE.**

Rep. Sallie Fellows for Executive Departments and Administration. This bill requires the Office of Strategic Initiatives to annually report cost of living data for the state and each county. In 2018, HB 1817 authorized a new position of State Demographer within the Office of Strategic Initiatives beginning July 1, 2019. The committee believes this bill is not needed. We anticipate that data compiled by the State Demographer will include the cost of housing, transportation, child care and other elements that are needed to understand the cost of living for specific populations such as families with children, singles, and retirees. **Vote 18-1.**

## **HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS**

**HB 621-FN**, establishing a commission on aging. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Polly Champion for Health, Human Services and Elderly Affairs. This bill, as amended, builds upon the value and importance of the state committee on aging (SCOA) which is charged with assisting and advising the department of health and human services on problems impacting older adults. This legislation would act to reconstitute the committee into a commission incorporating its original charge and duties while providing a statewide platform and stronger voice to effect public policy for NH's aging population. Demographic trends indicate that by 2030, one in three people in NH will be over the age of 60, an increase of almost 40 percent from 2012. As the nation's second oldest state, NH is uniquely situated to develop new and innovative ways to support our aging population and benefit from the wisdom and experience of older NH residents. The commission's duties include reviewing and recommending proposals for rules, legislation, waivers, operations and other policies, as well as encouraging the development of coordinated interdepartmental goals among state departments and nongovernmental organizations as they relate to older adults. Commission members will include a range of public and private members, including, but not limited to, the NH departments of transportation, employment security, and health and human services, housing authority, business leaders, service providers, older granite staters and caregivers. **Vote 20-0.**

**HB 736**, reestablishing the commission to study environmentally-triggered chronic illness. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Mark Pearson for Health, Human Services and Elderly Affairs. While not all illnesses have environmental causes, some do. A similar commission was established in the last session with a one-session lifespan so that decisions about compassionate care of our citizens and about environmentally degraded places can more fully take place in a fact-driven way. Good initial work was accomplished, but then the commission ceased to exist. This bill revives the commission, so the work can continue. To prevent further stops and starts, the new commission would not end until 2027. The amendment addresses a few minor concerns of the Department of Health and Human Services, which, with the Department of Environmental Services, will be implementing various joint projects that they, with the commission, may propose. **Vote 20-0.**

## **JUDICIARY**

**HB 155**, relative to procedures for determining and disclosing exculpatory evidence in a police officer's personnel file. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Paul Berch for Judiciary. This legislation codifies the law regarding the disclosure of exculpatory evidence by the prosecutor and regulates the use of the Exculpatory Evidence Schedule. While providing that the schedule itself shall be a public record under the Right-to-Know law, it sets forth due process protections for affected law enforcement officers, enhancing both accountability and transparency. This legislation received the unanimous support of the Judiciary Committee. **Vote 19-0.**

**HB 286-LOCAL**, relative to free inspection of records under the right-to-know law. **OUGHT TO PASS.**

Rep. Michael Sylvia for Judiciary. This bill clarifies the legislative intent to provide for free inspection of governmental records. No cost or fee shall be charged for the inspection of existing governmental records where there is no other statutory fee set. Recent court rulings necessitated this clarification.

### **Vote 20-0.**

**HB 396-FN-LOCAL**, relative to delay or denial of records under the right-to-know law. **OUGHT TO PASS.**

Rep. Charlotte DiLorenzo for Judiciary. This bill requires a public body or agency to provide written explanation for a delay when it is unable to make a governmental record available for immediate inspection and copying or denying inspection or copying of any record in whole or in part due to a specified exemption pursuant to RSA 91-A. The existing law does state that when record requests are denied, the denial must be "in writing with reason," however this language is too vague. This bill is needed to make it clear that if there is a delay in providing records, this bill imposes a slight burden on the public body or agency of providing the reason for delay in writing. If there is no delay, then there is no need to write anything down. The written reason also allows the requesting party to challenge the reason for delay. **Vote 19-1.**

**HB 465-FN**, relative to jury trials in consumer protection act cases. **INEXPEDIENT TO LEGISLATE.**

Rep. Joe Alexander for Judiciary. This bill gives the plaintiff a right to request a jury trial for consumer protection act cases. If the court found for the plaintiff, the recovery would be in the form of damages or \$1,000, whichever is greater. The committee considered testimony and concluded that this bill is inappropriate under our current system. With 97 consumer protection act cases brought forward since 2017, a jury trial for each and every case could have placed a significant burden on the courts. With a jury trial estimated to cost \$2,258 in FY 2020 and \$2,273 in FY 2021, the committee decided that this legislation is not needed and cost effective to resolving disputes over the consumer protection act. **Vote 20-0.**

**HB 584**, relative to the procedures governing possessory actions against tenants. **INEXPEDIENT TO LEGISLATE.**

Rep. Charlotte DiLorenzo for Judiciary. this bill attempts to clarify the procedures for summary possession actions against tenants and for entering the action in superior court if the title to the premises is in question. As written in this bill, a property purchased in a foreclosure sale could be subject to title and ownership verification in superior court should the tenant raise a question of ownership as an affirmative defense to possessory eviction. A reading of this bill could leave one with the impression that current law does not require proof of ownership in these cases. There is a specific, required district division affidavit of ownership form (NHJB 2771-D) which the property owner must execute and file with the court to make clear that the person seeking the eviction owns the property and is entitled to take possession of the premises. Banking industry opponents of this bill feel that the bill will have unintended consequences and that this bill creates more problems than it solves. Property owners feel that this bill as written jeopardizes the financial health of their businesses because the court has the power to waive tenant payment of rent (use and occupancy) while the superior court action is being litigated and thus deprive the owner of income from the property. **Vote 19-1.**

**HB 708-FN**, relative to electronic transcripts for appeals to the supreme court. **INEXPEDIENT TO LEGISLATE.**

Rep. Timothy Horrigan for Judiciary. Currently, the state supreme court requires parties to file multiple copies of a transcript of relevant lower court hearings. Their transcripts must be prepared by an approved professional court reporter. In his testimony before the committee the prime sponsor revealed that he was actually thinking of audio recordings of court proceedings rather than text transcripts. He stated that he tried a few years ago to have an audio CD introduced in lieu of an official transcript while appealing a traffic case pro se. The supreme court refused to accept his case. The majority feels that this bill is unnecessary and also infringes on the independence of our Judiciary. The supreme court is already free to accept electronic text transcripts (or even audio recordings) as evidence. Finally, this bill would impose a \$25 surcharge on top of the existing court fees. It is unclear who would get the extra money. **Vote 19-1.**

## **LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES**

**HB 178**, establishing a minimum wage. **INEXPEDIENT TO LEGISLATE.**

Rep. Janice Schmidt for Labor, Industrial and Rehabilitative Services. The committee chose to focus its attention on one of the other two bills that address state minimum wage. We therefore recommend this bill as Inexpedient to Legislate. **Vote 19-0.**

**HB 406**, relative to reporting and investigation of serious injuries and death in the workplace. **OUGHT TO PASS.**

Rep. Dan Toomey for Labor, Industrial and Rehabilitative Services. The committee felt that incidents of serious injury and death should be reported to the Department of Labor and the place of employment should be inspected by the department. It was especially important for public employees since they are not covered by OSHA. **Vote 18-1.**

**HB 724-FN**, relative to certain rights of employees. **INEXPEDIENT TO LEGISLATE.**

Rep. William Bordy for Labor, Industrial and Rehabilitative Services. The committee believes that the majority of the items in this bill are covered by other bills before the committee, specifically the credit checks and minimum wage. In addition, the work schedule notification requirement is not workable for many employers. **Vote 19-0.**

## **MUNICIPAL AND COUNTY GOVERNMENT**

**HB 128**, relative to a property tax exemption for disabled veterans. **OUGHT TO PASS WITH AMENDMENT. (Removed from Consent)**

Rep. Clyde Carson for Municipal and County Government. This bill as amended replaces the original bill with a study committee. The purpose of the committee is to study all current and proposed veteran real estate tax credits and exemptions. It will examine how many veterans benefit, how many do not, and the total cost to municipalities. The committee shall also consider if another form of payment that benefits all veterans might replace all or some of them. **Vote 19-0.**

**HB 215**, requiring the legislative body to approve the appointment of town managers and prohibiting town managers from hiring contractors to perform the duties of town managers. **INEXPEDIENT TO LEGISLATE.**

Rep. Bruce Tatro for Municipal and County Government. This bill allows cities and towns to require that the hiring of a town manager be approved by the legislative body. It also prevents a town manager or elected official from hiring subcontractors to help with any aspect of their positions. If a lawyer or other expert is needed to make an informed decision, this bill prevents the town manager from hiring them. The committee recommends Inexpedient to Legislate. **Vote 17-1.**

**HB 241-LOCAL**, relative to the homestead exemption. **INEXPEDIENT TO LEGISLATE.**

Rep. Timothy Josephson for Municipal and County Government. There are 85 RSA's that deal with the Homestead Exemption. Since 1991 there have been 14 bills to change the Homestead statute and only 2 have passed. These two, in 1992 and 2015 changed values to make up for inflation over time. This bill would penalize a community by doubling the exemption amount if some procedures were not followed. Although violating standard procedures may need some form or reprimand, penalizing the entire community by reducing the amount of tax dollars collected from one homestead owner is not the way to do it. If the procedures not followed are spelled out in state statute, there exist ways to deal with that currently and this bill is not necessary. **Vote 17-1.**

**HB 415**, relative to the official ballot referendum form of town meetings. **OUGHT TO PASS. (Removed from Consent)**

Rep. James Belanger for Municipal and County Government. When a community adopts the "Official Ballot" (SB-2) form of government it should have a public hearing of the arguments and a vote on the subject then and there. We all are aware of the poor attendance at public hearings and budget hearings in our communities and this subject is much too important a change in government to be handled on a written ballot without benefit of an open debate. The bill would allow debate followed by the polls being open for voting for a minimum of one hour. Once SB-2 has been adopted and decisions are then based on voting via official ballot, the rescinding of SB-2 would be handled in that same method. This subject comes up in a

traditional town meeting and should be voted on under traditional town meeting methods and not under the form of meeting which is contemplated to be adopted. **Vote 18-1.**

**HB 553**, relative to the amendment of petitioned warrant articles. **INEXPEDIENT TO LEGISLATE.**

Rep. Tom Dolan for Municipal and County Government. This bill requires that in SB 2 towns a quorum of 50% or more of the number of voters who cast ballots during the second session of the previous annual meeting be present at the deliberative session in order to amend a petitioned warrant article. The quorum requirement would effectively eliminate the ability of the legislative body to amend warrant articles at the deliberative session. The committee recommends it be found Inexpedient to Legislate. **Vote 19-0.**

**HB 635-LOCAL**, enabling a payment in lieu of taxes for a combined heat and power agricultural facility. **OUGHT TO PASS.**

Rep. Mac Kittredge for Municipal and County Government. This bill authorizes municipalities to enter into a voluntary agreement with a combined heat and power agricultural facility to make payment in lieu of taxes. This enabling legislation provides a creative way to encourage business and support local employment in our agricultural sector. This plan is well thought out, with minimal impact on existing legislation, and provides for well thought out concerns about environmental impact. In short, a win-win for business enterprise and municipal growth. **Vote 19-0.**

## **TRANSPORTATION**

**HB 140**, establishing a commission to study the licensing of drivers from foreign countries. **OUGHT TO PASS WITH AMENDMENT. (Removed from Consent)**

Rep. Laura Telerski for Transportation. This bill, as amended, establishes a commission to study licensing of drivers from foreign countries. There are many questions to be answered such as how to deal with reciprocity with other nations, how many seek licenses but hit roadblocks and can't be licensed, and how they can use their license here if it is issued in another language. **Vote 18-1.**

**HB 391**, relative to permits for vehicle registration. **OUGHT TO PASS.**

Rep. Michael O'Brien for Transportation. This bill would require residents who seek a registration permit to provide a current government-issued photo identification. This bill has the support of the Division of Motor Vehicles (DMV) and the NH City and Town Clerks' Association, and is intended to prevent fraud when vehicles are registered. **Vote 19-0.**

**HB 507-FN-A-LOCAL**, relative to registration of commercial motor vehicles and operator's/drivers' licenses. **INEXPEDIENT TO LEGISLATE.**

Rep. Casey Conley for Transportation. This bill would effectively repeal the driver's license requirement for non-commercial vehicles. It also would eliminate the requirement to register a vehicle and inspect a vehicle. This would result in a loss of more than \$300 million in state and local revenue. The Division of Motor Vehicles also would need a major software overhaul costing another \$300,000. These issues say nothing about the radical changes in state law and potential safety issues arising therein. **Vote 19-0.**

## **THURSDAY, MARCH 14 REGULAR CALENDAR**

### **COMMERCE AND CONSUMER AFFAIRS**

**HB 160**, relative to the adoption of budgets and special assessments by condominium associations. **INEXPEDIENT TO LEGISLATE. (Committee recommendation adopted, division vote 295-50)**

Rep. Kermit Williams for Commerce and Consumer Affairs. The committee believes that it is necessary to balance the right of a condominium association's residents to overturn a proposed annual budget with the challenges faced by the volunteer members of an association's board of directors when creating and managing that budget. This bill would allow a vote of 25% of the residents to defeat a proposed budget and require the board to either work with a default budget or come up with a new proposal. Current law, just implemented in 2016, calls for 2/3rds of the residents to vote against the budget to overturn it. Prior to that change, residents had no vote on a budget unless it was called for in the association's operating documents. We believe this new right for residents should be in place for a few more years before there is sufficient experience to judge whether changes are necessary. **Vote 20-0.**

**HB 597-FN**, relative to sales of beverages and wine hosted by other licensees. **OUGHT TO PASS. (Floor amendment adopted, Voice vote, OTP, Voice Vote)**

Rep. Kermit Williams for Commerce and Consumer Affairs. This bill would allow a New Hampshire wine maker who serves consumers at their facility to invite a New Hampshire nano brewery to sell their products at the wine maker's location for a day. It would also allow a similar invitation from a nano brewery to a wine maker. Each licensee would serve their own products, collect their own payments, pay their own taxes, and provide their own reports to the Liquor Commission. The bill will increase collaboration among small New Hampshire licensees and provide more choice for consumers. **Vote 18-1.**

### **HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS**

**HB 446**, relative to initiating amendments and corrections to birth records. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gerri Cannon for Health, Human Services and Elderly Affairs. Currently, NH birth certificates can be changed by court order for a variety of reasons, including changing gender and name information for people who have had a sex change operation. The current policy does not consider situations where the applicant may not have had, or completed, expensive and risky surgical procedures, but has been determined to be the sex they identify as by their medical professionals. As amended, HB 446 allows transgender men, women and people who don't identify as either male or female to change their name and sex information on their birth certificate. The applicant must secure a notarized statement from their licensed healthcare provider, stating that the applicant has been under their care and that in the health care provider's opinion the individual is (1) male, (2) female or (3) neither male nor female and is reasonably expected to continue as such for the foreseeable future. This document would be submitted directly to a City or Town clerk for processing as defined in RSA 5-C:85, by the same procedure used for other amendments to a birth certificate. A new birth certificate will be issued, but the original birth certificate will be retained as a permanent record of the amendment. **Vote 16-3. (Committee recommendation adopted 224-125)**

**HB 692-FN**, relative to dental care for Medicaid recipients. **OUGHT TO PASS WITH AMENDMENT. (Committee recommendation adopted)**

Rep. Jeffrey Salloway for Health, Human Services and Elderly Affairs. The majority of the committee recognizes the critical importance of good oral health. As a necessary first step, this bill removes the prohibition against provision of adult dental services under Medicaid. The amendment sets an effective date of July 1, 2019. This bill enables NH Medicaid to offer dental services but does not specify a plan for implantation. **Vote 20-1.**

**HB 694-FN**, establishing a take-back program for illegal controlled drugs. **INEXPEDIENT TO LEGISLATE. (Laid on table)**

Rep. Polly Champion for Health, Human Services and Elderly Affairs. This bill would have authorized municipalities, governmental entities and private entities to establish take-back programs for illegal drugs. The current well-established take-back program prohibits disposal of illicit substances in disposal units. Intermingling of these substances would likely result in hospitals and law enforcement to cease involvement in this successful program. While the committee recognizes the challenge in disposing of illicit substances, this legislation would not have sufficiently addressed existing legal and safety challenges and would have created significant other challenges for those running existing disposal programs. **Vote 21-0.**

## **JUDICIARY**

**HB 291**, establishing a committee to study certain findings and other initiatives regarding end-of-life care. **MAJORITY: OUGHT TO PASS. MINORITY: OUGHT TO PASS WITH AMENDMENT. (Committee recommendation adopted 214-240)**

Rep. Marjorie Smith for the **Majority** of Judiciary. It has been six years since the legislature last studied palliative care and associated quality of life. The majority of the committee agrees that it is time to evaluate the findings to see what recommendations have been followed and whether they proved effective. In addition, we have better understanding of the role of palliative care in easing the pain of individuals with disabilities having nothing to do with end of life issues. The majority believes that too often, when the phrase 'end of life' is used, some listeners translate that into suicide. The majority believes that these issues are complicated and that we have an obligation to evaluate what has transpired since the legislature last studied them. **Vote 12-8.**

Rep. Barbara Griffin for the **Minority** of Judiciary. This bill proposes a five member committee to study end of life issues; more specifically its purpose is to study laws in other states and consider further legislation that would address physician assisted suicide (PAS) calling it "end of life legislation." While the bill also references palliative care review, the public hearing and committee debate centered on the PAS issues drowning out attention to the palliative care issues. Public testimony and committee comments supported a conclusion that there are many unknown aspects to the different services of hospice and palliative care, to include the caring of those with chronic pain and serious and terminal illness. The bill also proposes review of the previous findings of a 2013 commission on palliative care but the addition of PAS review, and resulting focus on PAS, overlooks the importance and breadth of the potential application of hospice and palliative care. The minority believes that the bill also sends a message of suicide being acceptable in a time where concerns on rising rates of suicide and work for suicide prevention are the focus of other bills and an existing Council on Suicide Prevention. Similar legislation has been before this body before and has been vetoed twice by Governor Hassan. The minority believes this bill should be amended to focus the committee work on palliative and hospice care for the populations dealing with not only end of life, but also complex health and disability issues.

## **LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES**

**HB 186**, establishing a state minimum wage and providing for adjustments to the minimum wage. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE. (Committee recommendation adopted 210-145)**

Rep. Donald Bouchard for the **Majority** of Labor, Industrial and Rehabilitative Services. The majority believes that this is a reasonable reintroduction of minimum wage into New Hampshire state law. As amended, in a 3-year progression, the minimum wage moves to \$9.50, \$10.75, and \$12.00 per hour. The tipped minimum wage returns to 50% of the current minimum wage as it was in the early 1990's. The bill also establishes a youth minimum wage that is \$1.00 less than the current minimum wage. **Vote 12-7.**

Rep. Jonathan Mackie for the **Minority** of Labor, Industrial and Rehabilitative Services. The minority believes this bill sets up a minimum wage based on age which might be unconstitutional age discrimination. It also is unnecessary as the state is already subject to federal minimum wage law. The state would be better served by continuing to have wages set by the free market. As the free market is serving us well with our booming economy and low unemployment, this government manipulation of wages is unnecessary.

**HB 252**, establishing a committee to study certain labor statutes. **OUGHT TO PASS WITH AMENDMENT. (Committee recommendation adopted voice vote)**

Rep. Brian Seaworth for Labor, Industrial and Rehabilitative Services. This bill was submitted based on the recommendation of last term's interim study. It would establish a legislative committee to review labor law with the intent of identifying outdated, confusing, or unused provisions. Using the expertise of the Department of Labor, industry, organized labor and others, the committee would recommend needed updates to be submitted by a future legislature. **Vote 12-6.**

## **MUNICIPAL AND COUNTY GOVERNMENT**

**HB 373-FN-LOCAL**, allowing counties to establish drug and alcohol use prevention and treatment programs. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Committee recommendation adopted division 270-65)**

Rep. Marjorie Porter for the **Majority** of Municipal and County Government. This bill allows the county convention in each county to establish drug and alcohol use prevention and treatment programs. The committee appreciates the thought and effort put into this bill, and the sponsor's attempt to address the state's substance misuse epidemic at the county level. However, counties can already establish prevention and treatment programs, and in fact many of them already have. In addition, the bill allows counties to grant immunity from criminal prosecution for possession or use of illegal substances, which might create legal inconsistencies from one county to the next. Finally, the bill gives the county authority to prohibit municipalities from preventing drug and alcohol treatment clinics from operating within their boundaries, thereby taking away local control of these matters. **Vote 15-4.**

Rep. Max Abramson for the **Minority** of Municipal and County Government. Jessie McCassie's Law has received a good deal of media attention since it was introduced two sessions ago. It proposes treatment, prevention, and recovery support instead of the recent trend of prison as the elixir to address the drug crisis, addiction, and so much of what ails society. While county delegations are allowed a bit of leeway in tackling drug and alcohol addiction, this bill would add a healthier list of new and proven options, ranging from a Gloucester ANGEL program to Vermont's successful recovery support and Portugal's employment support; from alternative programs for veterans and youth to Swiss diamorphine clinics (now showing 90% success rates). The minority maintains that, with over 400 of our friends and family dying each year under the drug crisis, more innovative approaches need to be taken in the areas of aftercare programs, mental health counseling, coping skills, immunity policies, NARCAN policies, and drug and alcohol prevention. Any problem that could be solved by half a century of incarceration focused policies would be gone by now, or it's there to stay.

**HB 388-LOCAL**, requiring code compliance inspection for building permits. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Susan Treleaven for the **Majority** of Municipal and County Government. The majority felt that the bill could be considered an unfunded mandate to cities and towns in principle, as it may result in less revenue to the community. Further, the cities and towns need to follow their own code enforcement rules for building permits issued. **Vote 16-3. (Committee recommendation adopted division 243-94)**

Rep. Max Abramson for the **Minority** of Municipal and County Government. The minority agrees with the N.H. Supreme Court in the Opinion of the Justices 117 N.H. 382, 384 (1977) that any "fees" charged to a business or individual, "must... bear a relation to rendering the particular service." The bill's sponsor and several members of the committee noted that some towns were charging a building permit "fee" that has actually turned into a tax, because those towns were not carrying out the building inspection that they were charging property owners and builders for. In Antoni v DHHS 917 A.2d 177 (2006), the high court also warns that taxes used to raise revenue, "must be levied proportionately upon all taxpayers," Starr v.

Governor, 148 N.H. 72, 74, 802 A.2d 1227 (2002), and that "the amount paid to acquire a business license, for example, must bear a relationship to and approximate the expense of issuing the license and of inspecting and regulating the business licensed." Laconia v. Gordon, 107 N.H. 209, 211, 219 A.2d 701 (1966). Towns using "administrative fees" merely to collect revenue are clearly violating the spirit of the law, violating the N.H. Constitution, and placing their own taxpayers in jeopardy of expensive litigation.

**HB 469**, relative to limiting amendments to warrant articles in towns that have adopted official ballot voting. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Committee recommendation adopted division 205-136)**

Rep. Timothy Josephson for the **Majority** of Municipal and County Government. This bill attempts to protect the "intent" or "effect" of a petitioned warrant article by limiting its amendment during a deliberative session in an SB 2 town. When citizens sign on to a petitioned warrant article, they are releasing it to consideration of the legislative body, which is the first session of the warranted town meeting, the deliberative session. There, the legislative body can amend as they see fit. The legislative body has the power to debate and amend these petitioned warrant articles at the deliberative session just as the state legislature is the legislative body of the state. For these reasons, the committee finds this bill Inexpedient to Legislate. **Vote 17-2.**

Rep. Max Abramson for the **Minority** of Municipal and County Government. The minority agreed with this bill's sponsor that petitioned warrant articles have the right to be considered by all of the voters in the March election. All too often, as few as one voter at deliberative session--the business meeting--have been able to modify, nullify, or zero out petitioned articles, depriving dozens of petition signers and thousands of voters from being able to decide issues affecting them. The minority also rejects the idea that any number of voters must show up to deliberative session to protect their right to vote on the same article in March. The minority believes the current state of RSA 40:13 for "SB 2 towns" clearly violates the state Constitution and the fundamental principle that governments "derive... their just powers from the consent of the governed." No voter should ever be disenfranchised by premeditated parliamentary sophistry - let alone the entire town.

## **SCIENCE, TECHNOLOGY AND ENERGY**

**HB 132-FN**, relative to net neutrality. **INEXPEDIENT TO LEGISLATE. (Committee Report Adopted Voice Vote)**

Rep. Lee Oxenham for Science, Technology and Energy. The size of the fiscal note, combined with the threat of legal action against the state by the national telecommunications companies, convinced the committee to unanimously recommend that the bill not pass. **Vote 16-0.**

**HB 156**, establishing a commission to study the establishment of a state department of energy. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE. (Committee Report Adopted Voice Vote)**

Rep. Kat McGhee for the **Majority** of Science, Technology and Energy. This bill establishes a commission to understand whether New Hampshire should have a Department of Energy. Energy policy is complex, and its economic impacts are far reaching. The purpose of the commission is to determine if the state would benefit from centralized, strategic energy planning. **Vote 12-7.**

Rep. Fred Plett for the **Minority** of Science, Technology and Energy. The Governor's Office of Strategic Initiatives (OSI) was formed last session in Governor Sununu's prior term. The OSI does contain an Energy Division. The OSI ought to be given a chance to function for a while before any changes are made. It may be that the current organization provides all of the visibility needed on energy matters.

**HB 157**, relative to the class rate for biomass. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Committee recommendation adopted 210-130)**

Rep. Peter Somssich for the **Majority** of Science, Technology and Energy. The majority believes that since changes to this program have only recently been implemented and not yet allowed to work completely, it would be premature to make rate class changes for biomass at this time. NH's forest products industry, which supports close to 1,000 jobs in direct employment and many more indirectly, is in very difficult straits. Of our six small biomass generating plants, one has closed and two more were on the verge of closure until the final passage of SB 365 in the 2018 legislative session, only to be put at risk of closure again because of litigation now pending at the Federal Energy Regulatory Commission. This is simply not the time to be cutting in half the value of the Class III renewable energy credits that our biomass plants rely on to stay in business. With an economic impact of approximately \$250 million and many other beneficial contributions, it would be disruptive to both the residents and the businesses to be making constant changes that affect business predictability. **Vote 13-7.**

Rep. Fred Plett for the **Minority** of Science, Technology and Energy. This bill lowers the rate to biomass facilities to \$45 per MWh through 2019, escalating at inflation thereafter. This restores Class III status to these plants which existed prior to passage of SB 129 in 2017, effectively repealing that bill. The effect is to save consumers substantial sums on electric rates.

**HB 166**, relative to funding energy efficiency programs. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE. (Committee recommendation adopted 201-138)**

Rep. John Mann for the **Majority** of Science, Technology and Energy. This bill clarifies principles related to funding for energy efficiency programs via the System Benefits Charge (SBC) on electric bills and allows increases in the SBC without prior approval by the Legislature. The Public Utilities Commission (PUC) is authorized under RSA 374-F:3, X to approve funding via electric bills for public benefits related to the provision of electricity. These benefits may include but are not limited to energy efficiency programs, such as the Energy Efficiency Resource Standard (EERS) established by the PUC in 2016. Since such programs will lower the cost of electricity and thereby benefit all users, and since such programs have ample room to grow from the current level of offerings, this bill authorizes the PUC to adjust charges for these energy efficiency programs in a timely manner without requiring prior legislative approval. The bill also specifically authorizes the programs to provide low-cost, small-scale energy saving devices to low-income or other inconvenienced customers to defray some or all the cost of such increased charges. The majority also believes that setting the SBC charge is an aspect of rate setting, something the PUC has long done, subject to the requirement that rates be just and reasonable. **Vote 10-9.**

Rep. Fred Plett for the **Minority** of Science, Technology and Energy. This bill would allow the Public Utilities Commission, on its own motion without prior legislative approval, to increase the System Benefits Charge (SBC) for the funding of energy efficiency programs. In 2018, HB 317, relative to changes in the system benefits charge, was passed and signed into law. That bill stated that the commission shall not increase the SBC without legislative approval. This bill completely reverses the 2018 law within a couple of months of it becoming effective, at least with respect to energy efficiency programs. It abdicates legislative authority to an unelected commission for that which is tantamount to a tax increase, imposed on ratepayers.

**HB 183**, establishing a committee to study the changes in law necessary to allow for microgrids in electrical supply. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE. (Committee recommendation adopted division 206-132)**

Rep. Howard Moffett for the **Majority** of Science, Technology and Energy. The committee heard and then merged two bills intended to explore the potential use of microgrids in New Hampshire to enhance and strengthen the resiliency, safety, reliability, and flexibility of New Hampshire's portion of the regional energy grid. This bill is the merged bill. Microgrids would allow "islanding" of critical facilities (like hospitals, military bases, etc), and even whole communities served by distributed generation, to avoid being shut down in the event of a threat to the grid and to help the entire grid get back up as quickly as possible in the event of a black-out. But there are questions about whether any NH laws would need to be changed in order to allow them to function as proposed, and further questions about the kinds of situations that would be appropriate for microgrid development. Hence the majority voted to create a study committee that could point the way to developing the full potential of this new technological tool. **Vote 12-8.**

Rep. Troy Merner for the **Minority** of Science, Technology and Energy. The bill would establish a committee to study whether it would be advantageous to allow for microgrids in the electrical supply. Although the bill is well intended, the testimony before the committee by the utilities shows there is no need for this study committee since microgrids can be authorized by the Public Utilities Commission under existing law.

**HB 404**, relative to a local option for liquefied natural gas storage facility sitings. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT (Committee recommendation adopted division 289-49)**

Rep. Kenneth Vincent for the **Majority** of Science, Technology and Energy. This bill would enable a municipality to determine by majority vote whether a liquefied natural gas storage facility can be sited within municipal borders. The committee believes this to be impractical and unwarranted. The Site Evaluation Committee was set up for this reason. To allow this bill to pass would undermine that committee. **Vote 17-2.**

Rep. Rebecca McWilliams for the **Minority** of Science, Technology and Energy. The minority believes that a prospective town or towns that are proposed to host a state energy-related development project should have the ability to appoint a non-voting member to represent each host municipality on the Site Evaluation Committee for the proposed state energy project. This bill, as amended, will achieve this objective.

**HB 477-FN**, relative to allowance sales under the New Hampshire regional greenhouse gas initiative program. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Committee recommendation adopted 198-131)**

Rep. Kat McGhee for the **Majority** of Science, Technology and Energy. This bill proposed taking funding from the Regional Greenhouse Gas Initiative (RGGI) and distributing all but the defined administrative fees back to ratepayers. This would miss the point of RGGI which is to provide a funding mechanism for partner-states to make substantial investments in energy efficiency programs to help decrease and transition off of fossil fuel dependence more rapidly. Funding NH's energy efficiency programs decreases fossil fuel

consumption which will result in lower energy bills. The prior practice of rebating 3 out of every 4 dollars of RGGI monies back to ratepayers eliminated over \$71 million in investment funds away from state energy efficiency programs. This bill would substantially diminish state energy efficiency funding from RGGI and simply keep the program administration in place, distributing large sums of money in tiny increments such that no energy efficiency impact is realized by our participation in RGGI. We will be unable to reap any large-scale benefit or energy cost reductions from investments over time. **Vote 11-8.**

Rep. Michael Harrington for the **Minority** of Science, Technology and Energy. This bill would rebate all RGGI funds back to the ratepayers. Under present law one dollar from every allowance sale is not rebated but is deposited in the Renewable Energy Fund administered by the Public Utilities Commission. The minority believes that the ratepayers are better at spending their own money than unelected bureaucrats are and that any lowering of NH's very high electric rates, if only by a small amount, is a step in the right direction.

**HB 496**, establishing a committee to identify the requirements needed to commit New Hampshire to a goal of 50 percent renewable energy for electricity by 2040. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE. (Committee recommendation adopted division 196-137)**

Rep. Jacqueline Cali-Pitts for the **Majority** of Science, Technology and Energy. This bill, as amended, is a straight forward bill that establishes a committee to determine what is needed to accomplish a goal of at least 50% renewable energy for electricity generation by 2040. This bill does not set an exact number and bind the committee to it. The bill does not factor in nuclear or natural gas since they are not classified as renewables. Some members agree that nuclear energy and, to a lesser extent, gas contribute to lower carbon emissions. However this bill deals only with renewables. This bill is a planning tool and will set a course to advance NH's commitment to renewable energy for the future. **Vote 12-8.**

Rep. Douglas Thomas for the **Minority** of Science, Technology and Energy. The minority feels that this bill is misplaced because it attempts to conduct a study for a presupposed outcome that is not aligned with the current 10 year energy plan. It alludes to the potential enactment into statutory law of a minimum goal that may risk cornering the state into actions not in the peoples' best interest if assumptions or technologies underperform. Some members felt the parameters should have focused on non-carbon generation instead of renewables since zero carbon emissions is the main concern. This would allow nuclear energy to be considered and add balance to the study because it has zero carbon emissions and is currently 57% of NH's generation (2017). For these reasons, the minority believes the parameters of this bill are flawed and therefore it should not be passed.

**HB 522**, establishing a commission to study the environmental and health effects of evolving 5G technology. **OUGHT TO PASS. (Committee recommendation adopted voice vote)**

Rep. Chris Balch for Science, Technology and Energy. This bill establishes a commission to seek information on both environmental and potential health impacts that may be associated with developing 5G communications technology. During the hearing on the bill, testimony was presented by both the public and members of the scientific community regarding significant differences between current 4G and developing 5G technologies, including transmission tower signal strengths, distribution of towers, and net increases in public exposure to radio frequency emissions. **Vote 11-8.**

**HJR 1**, supporting efforts to develop wind power off the New Hampshire coast. **OUGHT TO PASS. (Tabled, division, 310-10)**

Rep. Kenneth Wells for Science, Technology and Energy. The US Department of Energy has determined that the Gulf of Maine, just 10 to 50 miles from the coast of New Hampshire and neighboring states, offers a total potential wind capacity in excess of 200,000 megawatts. This is 160 times the output of the Seabrook nuclear power plant. As the only regional state with a deep water port, NH has much to gain from participating in an energy development project of this scale, and much to gain toward our future energy and environmental goals. Existing NH utilities have expressed their strong support. Entrepreneurs see opportunities for NH based manufacturing of offshore turbine generators, which are not currently manufactured in the US, plus supporting equipment. The committee applauds Governor Sununu's January 2, 2019 letter to the Bureau of Ocean Energy Management (BOEM) requesting initiation of a multi-governmental effort to develop offshore wind energy. Through this resolution, the General Court urges the Governor to make a formal request of BOEM to form a task force and stakeholder process for regional offshore wind development in the Gulf of Maine, and that the Director of the Office of Strategic Initiatives, or designee, take the lead for NH in assembling stakeholders to take part in that task force. **Vote 12-8.**

## **STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS**

**HCR 5**, requesting the United States Congress to propose a constitutional amendment to reverse the ruling of the United States Supreme Court in *Citizens United v. Federal Election Commission*. **MAJORITY:**

**OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE. (Committee recommendation adopted 198-132)**

Rep. Ryan Buchanan for the **Majority** of State-Federal Relations and Veterans Affairs. This resolution would add New Hampshire's voice to those of other states calling on Congress to propose a constitutional amendment to reverse the ruling of the United States Supreme Court Citizens United case. The majority agrees that corporations are not people, and believes that the ruling in the Citizens United case needs to be reversed to restore and protect the rights of the people of the United States of America. It is far-fetched to conflate corporations with the individual. To give the rights of a person to a legal entity undermines the fabric of our nation, and weakens the democracy it was built upon. **Vote 11-7.**

Rep. Al Baldasaro for the **Minority** of State-Federal Relations and Veterans Affairs. The minority believes that the supreme court got it right because we do have first amendment rights. Television network NBC is a corporation, book publisher Simon & Schuster is a corporation, Paramount Pictures is a corporation. Per Senator Cruz, "nobody would reasonably argue that Congress could restrict what they say, or what money they spend distributing their views, books or movies, merely because they are not individual persons." We do agree with Senator Rand's comments that money corrupts the process, however we also agree with Citizens United, in that speech, whether you pay for it or not, is speech. Newspapers and main street media are much bigger corporations, with a loud voice; millions of people view their writing and their bias. Paid speech must be protected.

## **TRANSPORTATION**

**HB 198**, repealing the prohibition on texting while driving. **OUGHT TO PASS WITH AMENDMENT. (Committee recommendation adopted division 252-73)**

Rep. Daniel Pickering for Transportation. This bill, as amended, clarifies the prohibition against using mobile electronic devices while driving and increases the penalties imposed for violations of such prohibition. It also repeals RSA 265:105-a, which only refers to texting and was difficult to enforce; and reinforces a newer, more comprehensive RSA 265-79-c, commonly known as the hands-free law. **Vote 15-3.**

**HB 230**, prohibiting smoking in motor vehicles when a passenger is under 16 years of age. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Committee recommendation adopted division 178-142)**

Rep. Brian Chirichiello for the **Majority** of Transportation. The bill as written is unenforceable. Children do not carry identification, so how would an officer tell the age of a child? The bill does not mention "vaping" and would allow police to pull someone over if they see smoke or water vapor. While well intended, this bill is not ready for prime time. Also, creating law to govern "common sense" is not desirable. Educating the public about secondhand smoke is a better solution. **Vote 11-7.**

Rep. Skip Cleaver for the **Minority** of Transportation. This is a health issue; a smoker in a vehicle, which is an enclosed small space, subjects others in the vehicle to dangerous secondhand smoke. This is especially problematic for children who cannot advocate for themselves and who are most susceptible to the detrimental effects of secondhand smoke. Though there would be problems with enforceability, the House must make a statement in defense of children's health, children in a most vulnerable situation.

**HB 395**, relative to number plates for motor vehicles. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Special ordered to next week, sponsor is not at session)**

Rep. Laura Telerski for the **Majority** of Transportation. This bill would allow vehicles to display only one number plate; on the rear of a vehicle. Passage of this bill could affect toll collection because we only have front readers on many toll booths. The ability to identify vehicles by public safety officials for criminal activity and amber alerts is enhanced when two plates are displayed. There is no significant environmental advantage by eliminating one plate. The Department of Transportation and State Police were opposed to this bill. **Vote 13-7.**

Rep. Steven Smith for the **Minority** of Transportation. Currently, twenty states do not require number plates to be displayed front and rear. Today's cars look similar to each other because they are designed to strict aerodynamic standards to meet federal economy ratings. The cars are wind tunnel tested without the optional front plate, which lowers the cars' efficiency. There is also something unnerving about paying \$30,000 or more for your new car and then watching a dealer technician use an impact driver to run lag bolts through your pristine new bumper. Sometimes, the plate must be installed in such a way that it partially blocks a cooling vent, decreasing the life of your engine. Lastly, passage of this bill would mean that the state would only have to produce half of the plates that they do now which would conserve resources and increase net revenue. The opposition arguments are "safety." Law enforcement prefers to be able to see your number from the front. This is only possible during the day and at low speed. It also does not apply to all the NH towns celebrating their 250th birthdays. They are permitted by current law to replace the front plate with a commemorative one for one year. NH law enforcement officials were asked to support their concerns by getting data or at least anecdotal evidence from Vermont which went to one rear plate over 5

years ago, towns with the special front plate, or any of the 40% of US states that do not require a front plate. This was not provided. In the absence of any evidence supporting safety concerns, and the fact that installing the brackets damages vehicles, we find that this bill Ought to Pass.

**HB 472-FN**, relative to special number plates for certain veterans. **OUGHT TO PASS WITH AMENDMENT. (Committee recommendation adopted voice vote)**

Rep. Michael O'Brien for Transportation. This bill, as amended, expands the issuance of special number plates for a single car owned by a veteran to include multiple cars. Under current law, veterans who qualify for Purple Heart, Pearl Harbor, Former Prisoner of War, and Disabled Veteran plates are allowed one set of plates free of charge. An additional set of plates shall be issued to a person who qualifies for the special plates upon payment of the state and municipal permit fees for the issuance of number plates. **Vote 19-0.**

**HB 537**, relative to the release of motor vehicle records. **OUGHT TO PASS. (Tabled)**

Rep. Skip Cleaver for Transportation. This bill amends the definition of motor vehicle records and clarifies the circumstances under which certain information contained in these records may be released to the public: when matters of personal safety or public safety are involved. This allows the release of licenses and photo identification cards which could be helpful in cases of an emergency. **Vote 15-4.**

**HB 592**, relative to OHRV operation and license. **OUGHT TO PASS. (Committee recommendation adopted 202-116)**

Rep. Daniel Pickering for Transportation. This bill was supported by the Department of Natural and Cultural Resources and the Bureau of Trails. The majority of the committee agreed that any person operating an off highway recreational vehicle (OHRV) along the traveled portion of a public highway must be licensed to drive. **Vote 15-4.**

**HB 672-FN**, relative to driving to the left of an unbroken painted line. **OUGHT TO PASS. (Laid on Table Division 171-145)**

Rep. Steven Smith for Transportation. This bill addresses a conflict in current law. The "move over law" requires you to give an emergency vehicle a wide berth. If you cross a center line to do it, you are in violation of another statute. This bill creates an exception for safe maneuvers and resolves the conflict. **Vote 13-4.**

## **WAYS AND MEANS**

**CACR 10**, relating to a state income tax. Providing that revenue from any state income tax shall be returned to the cities, towns, school districts, and counties to assist in property tax relief. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Committee recommendation adopted 285-23)**

Rep. Richard Ames for the **Majority** of Ways and Means. This constitutional amendment concurrent resolution would amend the NH constitution by inserting in Part II a new Article 6-c requiring the return of all revenue from "any personal income tax enacted in the state" to cities, towns, school districts, and counties to "assist in property tax relief." Property tax relief is certainly needed, but the proposed amendment would appear to require the immediate redirection from other priority needs of all revenue raised by the state's existing interest and dividends tax and by at least a part of the state's existing business profits tax. Both of these taxes are on forms of personal income. Revenue from hypothetical future taxes on other forms of personal income would also be categorically restricted, establishing a rigid constitutional mandate that would inappropriately bind future legislatures regardless of fiscal and socio-economic circumstances that cannot now be foreseen. This conditional revenue restriction does not belong in our constitution. **Vote 16-1.**

Rep. Thomas Schamberg for the **Minority** of Ways and Means. This constitutional amendment concurrent resolution is not an amendment promoting a "broad base income tax." It is not a negative amendment. It is an affirmative amendment that would restrict NH citizens, workers, and businesses hard earned income to be used for real property tax relief by using this "lockbox" approval. This constitutional amendment concurrent resolution will give the voters a voice in how they would like to see a "broad base income tax" applied. The support of this constitutional amendment will protect "hard earned income" to be applied only for reduction of real property taxes on their homes and businesses.

**CACR 11**, relating to taxes. Providing that a broad-based sales tax shall be prohibited. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS. (Tabled 158-151)**

Rep. Richard Ames for the **Majority** of Ways and Means. This constitutional amendment concurrent resolution would amend the NH constitution by inserting in Part II a new Article 6-c prohibiting the General Court from "adopting any broad-based sales tax not in effect as of January 1, 2019." "Broad-based" can be interpreted in many ways, and an October 24, 2017 Tax Foundation report titled "Sales Tax Base Broadening: Right-Sizing a State Sales Tax" suggests that the typical state sales tax with exemptions for groceries or services or clothing is not "broad-based" so would not be covered. Nevertheless, this categorical prohibition would forever bind future legislatures and governors regardless of fiscal and socio-economic

circumstances that cannot now be foreseen. Current constitutional limits on taxation are appropriately expressed as general standards setting limits on all forms of NH taxation. There are three provisions of the New Hampshire Constitution that are intended to work in combination to ensure fairness in taxation. First, Part I, Article 12 establishes that “[e]very member of the community has a right to be protected by it, in the enjoyment of his life, liberty, and property; he is therefore bound to contribute his share in the expense of such protection.” Article 12 requires that a given class of property be taxed at a “uniform rate” and that “taxes must be not merely proportional, but in due proportion, so that each individual’s just share, and no more, shall fall on him.” Second, Part II, Article 5 grants the legislature authority “to impose and levy proportional and reasonable assessments, rates and taxes, upon all the inhabitants of, and residents within” the State. Our NH Supreme Court has affirmed that together Part I, Article 12 and Part II, Article 5 “establish equality and justice as the basis of all constitutional taxation.” [See *Smith v. N.H. Dep’t of Rev. Admin.*, 141 N.H. 681, 686 (1997)]. And third, Part II, Article 6 authorizes the legislature to “classify” property for purposes of taxation, a provision that conveys to the Legislature “broad power to declare property to be taxable or non-taxable based upon a classification of the property’s kind or use, but not based upon a classification of the property’s owner.” *N. Country Envtl. Servs. v. State*, 157 N.H. 15, 19 (2008). The categorical prohibition proposed by CACR 11 does not belong in our constitution and should be rejected.

**Vote 12-8.**

Rep. Charles Burns for the **Minority** of Ways and Means. The minority is in favor of the Ought to Pass motion because we felt that a statewide vote would be the best poll we could take to gauge how the voters of New Hampshire truly feel about the potential imposition of a broad-based tax.

**CACR 12**, relating to taxes. Providing that an income tax on personal income shall be prohibited. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Richard Ames for the **Majority** of Ways and Means. This constitutional amendment concurrent resolution would amend the NH constitution by inserting in Part II a new Article 6-c prohibiting the General Court from “adopting a tax on earned personal income.” This categorical prohibition on one ill-defined form of taxation – does “earned personal income” include, for example, the earned income of a sole proprietor that is currently taxed under our business profits tax? – would forever bind future legislatures and governors regardless of fiscal and socio-economic circumstances that cannot now be foreseen. Current constitutional limits on taxation are appropriately expressed as general standards setting limits on all forms of NH taxation. There are three provisions of the New Hampshire Constitution that are intended to work in combination to ensure fairness in taxation. First, Part I, Article 12 establishes that “[e]very member of the community has a right to be protected by it, in the enjoyment of his life, liberty, and property; he is therefore bound to contribute his share in the expense of such protection . . .” Article 12 requires that a given class of property be taxed at a “uniform rate” and that “taxes must be not merely proportional, but in due proportion, so that each individual’s just share, and no more, shall fall on him.” Second, Part II, Article 5 grants the Legislature authority “to impose and levy proportional and reasonable assessments, rates and taxes, upon all the inhabitants of, and residents within” the State. Our NH Supreme Court has affirmed that together Part I, Article 12 and Part II, Article 5 “establish equality and justice as the basis of all constitutional taxation.” [See *Smith v. N.H. Dep’t of Rev. Admin.*, 141 N.H. 681, 686 (1997)]. And third, Part II, Article 6 authorizes the legislature to “classify” property for purposes of taxation, a provision that conveys to the legislature “broad power to declare property to be taxable or non-taxable based upon a classification of the property’s kind or use, but not based upon a classification of the property’s owner.” *N. Country Envtl. Servs. V. State*, 157 N.H. 15, 19 (2008). The categorical prohibition proposed by CACR 12 does not belong in our constitution and should be rejected. **Vote 12-8.**

Rep. Patrick Abrami for the **Minority** of Ways and Means. The minority strongly opposes the Inexpedient to Legislate motion on this bill. The minority believes that the question of whether the New Hampshire Constitution should be amended to say that a personal income tax is not an appropriate form of taxation should be placed on the ballot for the citizens of NH to decide. Since our union was formed and NH became a state, we have resisted a personal income tax (not to mention a sales tax). Our ability as a state to resist the temptation of unbounded taxation and spending from such broad-based taxes has served us well for 231 years. This approach leaves it up to the taxpayer how to spend their money, resulting in an ethos that rewards hard work, self-reliance, personal responsibility, and a spirit of freedom long lost in so many near bankrupt high income tax states where there never seems to be enough revenue. Our approach has led to efficient government with minimal wasteful spending and certainly no corruption not to mention minimal fraud and abuse. Our approach has forced the legislature to make wise budget decisions every two years. Yes, they are tough decisions, but states with large progressive income taxes also always seem to have to make these same tough decisions as well. The big difference is that we rank very high on every metric of success, while these other states do not. The minority feels that the voters of NH understand this and never want to see a personal income tax. A similar CACR was approved by this legislature in 2012 resulting in a

ballot question, which resulted in a 57.09% vote of the people in support of placing in our constitution that personal income taxes are not an appropriate form of taxation in our state. Although the vote fell short of the two thirds required, it certainly was a strong barometer of the sentiments of the voters that a personal income tax is not a form of taxation our citizens want. The minority says let the people speak on this once again.

**HB 458-FN**, repealing certain inactive dedicated funds. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Lisa Bunker for Ways and Means. This bill repeals various dedicated funds with no activity in the financial system for at least the most recent fiscal year and makes related statutory changes. It is the result of careful work by a bipartisan committee, as well as painstaking tweaks and double checks by a subcommittee, and involving significant input from affected agencies to make sure that the language is exactly right. It's a good solid housekeeping bill that passed unanimously in the full committee. **Vote 17-0.**

**HB 676-FN-A-LOCAL**, repealing the collection of the state education property tax. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Jerry Stringham for the **Majority** of Ways and Means. This bill repeals the Statewide Education Property Tax (SWEPT) in its entirety. The majority concluded that the bill provides no offsetting statewide revenue source to fund education with the elimination of the SWEPT tax, a major source of education funding. The total financial impact is substantial with no contingencies. \$363 million would have to be cut out of the budget or somehow that amount of new revenues found if this bill were to pass. **Vote 16-1.**

Rep. Thomas Schamberg for the **Minority** of Ways and Means. This bill would reduce homeowners' and business owners' local tax rate by an average of \$2.31 per \$1,000 of assessed value on real property. This bill repeals the current statewide education property tax (SWEPT) and would require the present state education tax to be replaced by other state revenue sources. The minority believes that supporting this bill would reduce the unsustainable tax rates that many homeowners presently face beginning July 1, 2019.

## FRIDAY, MARCH 8

### ASSESSING STANDARDS BOARD (RSA 21-J:14-a), Room 303, LOB

9:30 a.m. Regular meeting.

### COMMERCE AND CONSUMER AFFAIRS, Rooms 302-304, LOB

9:00 a.m. Subcommittee work session on **HB 432-FN**, relative to automobile insurance reimbursement rates; **HB 664-FN**, relative to vehicle repair standards; **HB 703-FN**, relative to providing notice of the introduction of new high-cost prescription drugs; **HB 695**, relative to transparency of nonprofit patient advocacy organizations; **HB 739**, requiring parity in the spend-down requirements for mental health and medical expenses; **HB 656**, establishing a commission to study the impact of financial initiatives for commercially insured members by drug manufacturers on prescription drug prices and health insurance premiums; **HB 657**, relative to the lowest cost option in the formulary under the managed care law; **HB 658-FN**, relative to price increases of drugs under the managed care law; **HB 659**, relative to reporting of internal pharmaceutical costs; **HB 670-FN**, relative to the cost of prescription drugs; **HB 671-FN**, relative to pharmacy benefit manager business practices, licensure, and transparency; **HB 717-FN**, prohibiting prescription drug manufacturers from offering coupons or discounts to cover insurance copayments or deductibles; **HB 340**, relative to ownership of property by a managed asset trust; **HB 389-FN**, requiring the department of business and economic affairs to prepare materials for businesses relative to service dogs; **HB 436**, relative to foreclosure of a lien on a condominium unit; **HB 520**, relative to availability of diaper changing stations in public restrooms; **HB 536-FN**, adding biometric information to the consumer protection act; **HB 558-FN**, restricting the distribution of plastic straws; **HB 560-FN**, relative to single-use carryout bags; **HB 590-FN**, repealing the exemption for federally chartered banks under the consumer protection act; **HB 601**, establishing an assurance deed and procedures therefor; **HB 619**, relative to transactions exempt from consumer protection regulations; **HB 628-FN**, relative to universal changing stations in certain places of public accommodation; **HB 684-FN**, relative to mediation of rent increases in manufactured housing parks.

1:30 p.m. Executive session on **HB 309**, relative to procedures for foreclosure of a mortgage; **HB 323**, relative to signage advertising liquor or beverages; **HB 340**, relative to ownership of property by a managed asset trust; **HB 348**, relative to procedures for condominiums with 25 or fewer residential units; **HB 389-FN**, requiring the department of business and economic affairs to prepare materials for businesses relative to service dogs; **HB 405-FN**, relative to beer in

refillable containers; **HB 432-FN**, relative to automobile insurance reimbursement rates; **HB 436**, relative to foreclosure of a lien on a condominium unit; **HB 450**, relative to examinations conducted by the banking department; **HB 460-FN**, relative to responsibility of the consumer protection and antitrust bureau over condominium disputes; **HB 462-FN**, relative to digital electronic product repair; **HB 474**, relative to principal offices of trust companies and banking and trusts insurance; **HB 520**, relative to availability of diaper changing stations in public restrooms; **HB 536-FN**, adding biometric information to the consumer protection act; **HB 558-FN**, restricting the distribution of plastic straws; **HB 560-FN**, relative to single-use carryout bags; **HB 585**, relative to the procedure for mortgage foreclosure; **HB 586-FN**, relative to lender-placed insurance on motor vehicles; **HB 590-FN**, repealing the exemption for federally chartered banks under the consumer protection act; **HB 598**, establishing a commission to study beer and wine agritourism; **HB 599**, relative to liens for labor and materials on property owned by an irrevocable trust; **HB 601**, establishing an assurance deed and procedures therefor; **HB 602**, relative to rescission of a mortgage-related transaction; **HB 619**, relative to transactions exempt from consumer protection regulations; **HB 628-FN**, relative to universal changing stations in certain places of public accommodation; **HB 648-FN**, defining and regulating service entities; **HB 654**, relative to surety required on construction loans; **HB 656**, establishing a commission to study the impact of financial initiatives for commercially insured members by drug manufacturers on prescription drug prices and health insurance premiums; **HB 657**, relative to the lowest cost option in the formulary under the managed care law; **HB 658-FN**, relative to price increases of drugs under the managed care law; **HB 659**, relative to reporting of internal pharmaceutical costs; **HB 664-FN**, relative to vehicle repair standards; **HB 670-FN**, relative to the cost of prescription drugs; **HB 671-FN**, relative to pharmacy benefit manager business practices, licensure, and transparency; **HB 681**, requiring insurance companies writing commercial insurance to report unpaid premiums to a third party; **HB 684-FN**, relative to mediation of rent increases in manufactured housing parks; **HB 685-FN**, relative to ambulance billing, payment for reasonable value of services, and prohibition on balance billing; **HB 695**, relative to transparency of nonprofit patient advocacy organizations; **HB 703-FN**, relative to providing notice of the introduction of new high-cost prescription drugs; **HB 714-FN**, relative to New Hampshire products purchased and sold by the liquor commission; **HB 717-FN**, prohibiting prescription drug manufacturers from offering coupons or discounts to cover insurance copayments or deductibles; **HB 739**, requiring parity in the spend-down requirements for mental health and medical expenses.

**FISCAL COMMITTEE (RSA 14:30-a), Rooms 210-211, LOB**

10:00 a.m. Regular meeting.

10:30 a.m. Audits: State of New Hampshire Lottery Commission Management Letter for the Fiscal Year Ended June 30, 2018  
State of New Hampshire Internal Control Review Reimbursements and Other Non-Wage Payments to Employees March 2019

**NEW HAMPSHIRE STATE HOUSE BICENTENNIAL COMMISSION (RSA 17-R:1), Room 307, LOB**

10:00 a.m. Regular meeting.

**RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB**

10:00 a.m. Full committee work session on **HB 591**, amending the laws governing OHRVs and snowmobiles; **HB 660-FN**, relative to studying the economic and other impacts of OHRV use in New Hampshire; **HB 683-FN**, relative to the rights of property owners abutting certain highways and railtrails.

1:00 p.m. Subcommittee work session on **HB 137**, establishing a commission to examine the effects of wake boats in the state of New Hampshire.

**SUNDAY, MARCH 10**

**LEGISLATIVE YOUTH ADVISORY COUNCIL (RSA 19-K:1), New Hampshire Technical Institute, Sweeney Crocker Building, Room 225, Concord**

1:00 p.m. Regular meeting.

## MONDAY, MARCH 11

### COMMERCE AND CONSUMER AFFAIRS, Room 302, LOB

9:30 a.m. Subcommittee work session on **HB 323**, relative to signage advertising liquor or beverages; **HB 405-FN**, relative to beer in refillable containers; **HB 598**, establishing a commission to study beer and wine agritourism.

11:00 a.m. Executive session continued from 3-8-19, if necessary

### COMMISSION TO STUDY THE EFFECTIVENESS OF THE CURRENT STATUTES RELATED TO MANAGEMENT OF NON-TIDAL PUBLIC WATERWAYS AND THE CONSTRUCTION OR PLACEMENT OF STRUCTURES WITHIN THEM (RSA 482-A:35), Room 305, LOB

1:00 p.m. Regular meeting.

### FINANCE, Rooms 210-211, LOB

9:00 a.m. **SB 5-FN-A**, making an appropriation to the department of health and human services for Medicaid provider rates for mental health and substance misuse and emergency shelter and stabilization services.

### Boys and Girls Club of Souhegan Valley, 56 Mount Vernon Street, Milford

5:00 p.m. **HB 1-A**, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2020 and June 30, 2021; **HB 2-FN-A-L**, relative to state fees, funds, revenues, and expenditures.

### Lakes Region Community College, Academic Commons, 379 Belmont Road (Route 106), Laconia

5:00 p.m. **HB 1-A**, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2020 and June 30, 2021; **HB 2-FN-A-L**, relative to state fees, funds, revenues, and expenditures.

### FINANCE - DIVISION I, Room 212, LOB

10:00 a.m. Budget work session - Judicial Branch.

1:00 p.m. Budget work session - Judiciary Council.

2:00 p.m. Budget work session - Department of Justice/Human Rights Commission.

### FINANCE - DIVISION II, Room 209, LOB

10:00 a.m. Budget work session - Fish and Game.

Continued budget work sessions throughout the day, as needed.

### FINANCE - DIVISION III, Rooms 210-211, LOB

10:00 a.m. Continued budget work session.

11:00 a.m. 10-Year Mental Health Plan presentation.

1:30 p.m. Division work session on **HB 521-FN**, establishing a child abuse specialized medical evaluation program in the department of health and human services; **HB 565-FN**, directing the department of health and human services to issue a request for proposals (RFP) for supervised visitation centers.

Continued budget work sessions as needed.

### JOINT LEGISLATIVE PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE (RSA 17-N:1), Room 104, LOB

11:00 a.m. Organizational meeting.

### NH COLLEGE TUITION SAVINGS PLAN ADVISORY COMMISSION (RSA 195-H:2), New Hampshire Higher Education Assistance Foundation, 4 Barrell Court, Concord

9:00 a.m. Investment committee meeting.

10:00 a.m. Regular meeting.

### NEW HAMPSHIRE COMMISSION ON DEAFNESS AND HEARING LOSS (RSA 125-Q), Room 205, LOB

1:30 p.m. Regular meeting.

### NEW HAMPSHIRE DRINKING WATER AND GROUNDWATER ADVISORY COMMISSION (RSA 485-F:4), Rooms 301-303, LOB

10:00 a.m. Regular meeting.

### TRANSPORTATION, Room 203, LOB

10:00 a.m. Executive session on **HB 669-FN**, relative to gender identity information included on drivers' licenses and nondrivers' identification cards; **HB 397-FN**, relative to drivers' licenses for New Hampshire residents who do not possess a social security card; **HB 317**, relative to tinted windows on motor vehicles; **HB 368-FN**, defining the list of medically recognized disorders identified on drivers' licenses.

## WEDNESDAY, MARCH 13

### **CHILDREN AND FAMILY LAW, Room 208, LOB**

10:00 a.m. Executive session on **HB 451**, relative to term and reimbursement alimony; **HB 330**, relative to child day care monitoring visits by the department of health and human services; **HB 393**, establishing a committee to study child care in New Hampshire; **HB 574-FN**, relative to the emancipation of minors; **HB 583**, relative to the procedures governing guardians ad litem and relative to parental rights and responsibilities; **HB 378**, raising the minimum age for marriage; **HB 437**, establishing a commission to study parental alienation; **HB 427**, relative to the procedure for filing a protective order on behalf of a minor.

### **CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB**

10:00 a.m. Executive session on **HB 134-FN**, reducing the penalty for certain first offense drug possession charges; **HB 208**, relative to the justified use of deadly force upon another person; **HB 394-FN**, relative to crop theft; **HB 514-FN**, imposing a waiting period between the purchase and delivery of a firearm; **HB 605-FN**, relative to criminal penalties for possession, transfer, or manufacture of animal fighting paraphernalia with the intent to be present at, aiding in, or contributing to such fighting; **HB 687-FN**, relative to extreme risk protection orders.

### **EDUCATION, Room 207, LOB**

10:00 a.m. Executive session on **HB 375**, relative to policies regarding chartered public schools; **HB 380**, relative to the duty of school superintendents regarding criminal history records checks; **HB 400-L**, relative to alternative transportation of students for public school activities; **HB 411**, relative to equalized property valuation used to apportion expenses in cooperative school districts; **HB 414**, relative to notifying parents of bullying incidents; **HB 430**, requiring school boards to establish conflict of interest policies; **HB 447**, relative to school calendar days; **HB 448**, making technical corrections in the department of education; **HB 449**, relative to safe school zones and chartered public schools; **HB 489**, relative to changing a pupil's school or assignment because of a manifest educational hardship; **HB 493**, relative to adoption of cooperative school district budget; **HB 529**, prohibiting a school district employee from assisting a person convicted of sexual misconduct with a minor child.

### **EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB**

9:00 a.m. Subcommittee work session on **HB 247**, relative to the definition of the state building code; **HB 562**, relative to the state building code.

10:30 a.m. Executive session on **HB 133-FN**, repealing the licensing requirement for open-air shows and repealing the laws related to the keeping of billiard tables; **HB 229**, relative to rulemaking requirements of the department of corrections; **HB 247**, relative to the definition of the state building code; **HB 271**, relative to requirements for use of a licensed land surveyor; **HB 355**, relative to regulation by the New Hampshire real estate commission; **HB 468-FN-L**, relative to the inclusion of attendance stipends as earnable compensation in the retirement system; **HB 562**, relative to the state building code; **HB 624**, establishing a commission to study management systems and customer service of New Hampshire government agencies; **HB 710-FN**, relative to adoption of state building code and fire code amendments.

### **FINANCE, Rooms 210-211, LOB**

10:00 a.m. Executive session on **HB 110-FN-A**, relative to the cost of fiscal analysis of legislation relating to the retirement system; **HB 168-FN-A**, making an appropriation to the FRM victims' contribution recovery fund; **HB 224-FN**, making emergency medical technicians and rescue squad members eligible for a death benefit if killed in the line of duty; **HB 225**, relative to the National Guard Scholarship Fund; **HB 352-FN-A**, appropriating funds to the department of environmental services for the purpose of funding eligible wastewater projects under the state aid grant program; **HB 497-FN-A-L**, relative to payment by the state of a portion of retirement system contributions of political subdivision employers; **HB 542-FN-A**, establishing a grant program to support municipalities in updating their wetlands regulations; **HB 557-FN-A**, relative to funds credited to the harbor dredging and pier maintenance fund and making appropriations for the dredging of Rye harbor and Seabrook/Hampton harbor; **HB 176-FN-A**, relative to grants for school building aid and making an appropriation therefor; **HB 184-FN**, relative to the calculation of kindergarten students in the average daily membership and repealing prorated kindergarten funding based on Keno revenues; **HB 327-FN-A**, making an appropriation to the community college system to continue the math learning communities program in partnership with New Hampshire high schools; **HB 357**, relative to the public school infrastructure fund; **HB 713-**

*FN-L*, relative to transportation of pupils; *HB 730-FN-A*, relative to funding for the CART program; *HB 734-FN-L*, relative to the annual percentage reduction in stabilization grants to school districts; *CACR 1*, relating to alcohol and drug abuse prevention. Providing that a portion of liquor commission revenue be used for alcohol and drug abuse prevention.

**FINANCE - DIVISION I, Room 212, LOB**

1:00 p.m. Continued budget work session, as needed.

1:30 p.m. Division work session on *HB 107-FN-A*, making appropriations for costs involved in controlling invasive aquatic species; *HB 120-FN*, relative to the regulation of body art establishments; *HB 116-FN*, relative to the job classification of positions in the retirement system; *HB 729-FN-A*, establishing a citizen's right-to-know appeals commission and a right-to-know law ombudsman and making an appropriation therefor; *HB 712-FN*, relative to a family and medical leave insurance program.

**FINANCE - DIVISION II, Room 209, LOB**

1:00 p.m. or one half hour following the executive session, division work session on *HB 177-FN*, relative to the calculation of stabilization grants; *HB 551-FN-A*, establishing a school funding commission and making an appropriation therefor; *HB 686-FN-A-L*, relative to calculating and funding the interim cost of an opportunity for an adequate education and extending the interest and dividends tax to capital gains; *HB 709-FN-A-L*, relative to the formula for determining funding for an adequate education.

Continued budget work sessions throughout the day, as needed.

**FINANCE - DIVISION III, Room 210-211, LOB**

1:00 p.m. Continued budget work session and bill work session on *HB 521-FN*, establishing a child abuse specialized medical evaluation program in the department of health and human services; *HB 565-FN*, directing the department of health and human services to issue a request for proposals (RFP) for supervised visitation centers.

**MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB**

10:00 a.m. Executive session on *CACR 4*, relating to right to govern. Providing that the people of the state may enact local laws that protect health, safety, and welfare; *CACR 8*, relating to the right to govern. Providing that the people of the state may enact local laws that protect health; *HB 102*, relative to municipal ordinances regarding the use of plastics; *HB 312*, relative to municipal regulation of tiny houses; *HB 539-FN*, relating to the provision of technical assistance for municipal implementation of the One4all ballot; *HB 540-L*, relative to the issuance of bonds by the county for redevelopment districts in unincorporated places; *HB 559*, enabling municipalities to ban single-use sources of plastic pollution.

**PUBLIC WORKS AND HIGHWAYS, Room 201, LOB**

9:30 a.m. *HB 594-FN*, establishing a committee to study the installation of rumble strips on state roads and highways.

10:15 a.m. Full committee work session on *HB 25-A*, making appropriations for capital improvements.

**RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB**

10:00 a.m. Executive session on *HB 137*, establishing a commission to examine the effects of wake boats in the state of New Hampshire; *HB 139*, prohibiting smoking in state parks; *HB 204*, establishing a committee to review and update the penalties for contaminating drinking water and groundwater; *HB 326*, relative to the definition of prime wetland; *HB 475*, establishing a shoreland septic system study commission; *HB 543*, relating to the protection of wetlands; *HB 591*, amending the laws governing OHRVs and snowmobiles; *HB 645-FN*, establishing a dock registration procedure; *HB 660-FN*, relative to studying the economic and other impacts of OHRV use in New Hampshire; *HB 683-FN*, relative to the rights of property owners abutting certain highways and railtrails; *HB 707*, relative to settlement money from actions pertaining to the contamination of groundwater or drinking water; *HB 737*, establishing a commission to investigate and analyze the environmental and public health impacts relating to releases of perfluorinated chemicals in the air, soil, and groundwater in Merrimack, Bedford and Litchfield.

**SCIENCE, TECHNOLOGY AND ENERGY, Room 304, LOB**

9:00 a.m. Full committee work session on *HB 715-FN*, relative to electrical energy storage.

10:00 a.m. Executive session on *HB 365*, relative to net energy metering limits for customer generators; *HB 715-FN*, relative to electrical energy storage.

**STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS, Room 206, LOB**

Presentations:

9:00 a.m. Manchester Veterans Administration

10:45 a.m. State Veterans Advisory

11:45 a.m. Civilian Air Patrol

**WAYS AND MEANS, Room 202, LOB**

10:00 a.m. Executive session on **HB 114**, prohibiting the state from entering into or enforcing agreements concerning sales tax collection with other states; **HB 265**, relative to the collection of sales taxes of foreign jurisdictions by New Hampshire businesses; **HB 274-FN**, relative to the payment of the meals and rooms tax by individuals renting cars through an online service; **HB 416**, relative to the collection of private customer information of New Hampshire retailers by foreign states; **HB 480-FN**, relative to sports betting; **HB 600-FN**, adding an exception to the real estate transfer tax for certain transfers by an investment trust; **HB 698-FN**, relative to foreign taxing jurisdictions compelling New Hampshire businesses to collect and remit sales taxes incurred by citizens of their respective states; **HB 700**, relative to valuation of utility company assets for local property taxation; **HB 632-FN**, relative to the education tax credit.

1:00 p.m. **HB 680-FN**, relative to the definition of tobacco product for purposes of the tobacco tax and retail tobacco licensing.

2:00 p.m. **HB 682-FN**, establishing a water resources fund in the department of environmental services and charging certain application and permit fees.

## THURSDAY, MARCH 14

**FINANCE - DIVISION I, Room 212, LOB**

10:30 a.m. Budget work session - Office of Strategic Initiatives.

11:00 a.m. Budget work session - Governor's Commission on Disability.

11:30 a.m. Budget work session - Executive Council

Continued budget work sessions throughout the day, as needed.

**FINANCE - DIVISION II, Room 209, LOB**

10:00 a.m. Budget work session - Department of Transportation.

Continued budget work sessions throughout the day, as needed.

**FINANCE - DIVISION III, Rooms 210-211, LOB**

9:30 a.m. Budget work session - Division of Medicaid Services.

**PUBLIC WORKS AND HIGHWAYS, Room 201, LOB**

10:00 a.m. **HB 727-FN-A**, relative to boat ramp and parking improvements at Mount Sunapee state park beach and making an appropriation therefor.

11:00 a.m. Full committee work session on **HB 25-A**, making appropriations for capital improvements.

**WAYS AND MEANS, Room 202, LOB**

9:00 a.m. **HB 625-FN**, relative to an aquatic invasive species decal for boats.

9:30 a.m. **HB 620-FN**, relative to the penalty fee structure for late premium tax payments.

10:00 a.m. **HB 481-FN-A-L**, relative to the legalization and regulation of cannabis and making appropriations therefor.

## FRIDAY, MARCH 15

**ADMINISTRATIVE RULES (RSA 541-A:2), Rooms 306-308, LOB**

9:00 a.m. Regular meeting.

**ENERGY EFFICIENCY AND SUSTAINABLE ENERGY BOARD (RSA 125-O:5-a), New Hampshire Public Utilities Commission, 21 South Fruit Street, Hearing Room A, Concord**

9:00 a.m. Regular meeting.

**FINANCE - DIVISION I, Room 212, LOB**

10:00 a.m. Budget work session - Department of Revenue Administration.

11:00 a.m. Budget work session - Department of Information Technology.

1:00 p.m. Budget work session - Retirement System.

1:30 p.m. Budget work session - Public Utilities Commission.

2:00 p.m. Budget work session - Department of Labor.

Continued budget work sessions throughout the day, as needed.

**FINANCE - DIVISION II, Room 209, LOB**

10:00 a.m. Budget work session - University System of New Hampshire.

1:30 p.m. Budget work session - Community College System of New Hampshire.

Continued budget work sessions throughout the day, as needed.

**FINANCE - DIVISION III, Room 210-211, LOB**

9:30 a.m. Budget work session - Division of Children, Youth and Family Services.

**NEW HAMPSHIRE CANADIAN TRADE COUNCIL (RSA 12-O:22), Room 100, SH**

1:00 p.m. Regular meeting.

**OVERSIGHT COMMISSION ON CHILDREN'S SERVICES (RSA 170-G:19), Room 100, SH**

8:30 a.m. Regular meeting.

**PUBLIC WORKS AND HIGHWAYS, Room 201, LOB**

Presentations:

10:00 a.m. Department of Natural and Cultural Resources

10:15 a.m. Adjutant General Department

10:30 a.m. Department of Corrections

10:45 a.m. Department of Administrative Services

11:15 a.m. Department of Environmental Services

1:00 p.m. Community College System of New Hampshire

1:15 p.m. Department of Education

1:30 p.m. Veteran's Home

1:45 p.m. Department of Health and Human Services

2:30 p.m. Department of Information Technology

2:45 p.m. Liquor Commission

3:00 p.m. Department of Safety

3:15 p.m. Department of Transportation

**MONDAY, MARCH 18**

**COASTAL MARINE NATURAL RESOURCES AND ENVIRONMENT COMMISSION (RSA 485-G:1),  
New Hampshire Department of Environmental Services, 222 International Drive, Pease  
Tradeport, Suite 175, Portsmouth**

9:00 a.m. Regular meeting.

**FINANCE, Representatives Hall, SH**

1:00 p.m. **HB 1-A**, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2020 and June 30, 2021.

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

**FINANCE - DIVISION I, Room 212, LOB**

10:00 a.m. Budget work session - Department of Business and Economic Affairs.

10:30 a.m. Budget work session - Liquor Commission.

**FINANCE - DIVISION III, Rooms 210-211, LOB**

9:30 a.m. Budget work session - Division of Long-Term Supports and Services.

**PUBLIC WATER ACCESS ADVISORY BOARD (RSA 233-A:2, I), New Hampshire Fish and Game  
Headquarters, First Floor Conference Room, 11 Hazen Drive, Concord**

9:00 a.m. Regular meeting.

**PUBLIC WORKS AND HIGHWAYS, Room 201, LOB**

11:00 a.m. Full committee work session on **HB 25-A**, making appropriations for capital improvements.

**THE DIVISION FOR CHILDREN, YOUTH AND FAMILIES ADVISORY BOARD (RSA 170-G:6-a),  
Room 104, LOB**

2:00 p.m. Regular meeting.

**WAYS AND MEANS, Room 202, LOB**

10:00 a.m. Public informational meeting on revenue items contained in **HB 2-FN-A-LOCAL**, relative to state fees, funds, revenues, and expenditures (currently in Finance), not already heard in committee: sections 46-51, information technology fund and entry fees; 131-132, revenue information management system account and capital appropriations; 163-164, civil legal services fund repeal and civil legal assistance; 165-166, indigent defense revenue; 190, Pease Development Authority real estate transfer tax exemption for leases; 261-264, Department of Labor restricted fund; 273-280, repeal of witness fees; 283, plea by mail revenue to the general fund; 290-291, Office of Professional Licensure and Certification fees.

**THURSDAY, MARCH 21**

**COMMISSION ON POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY  
(RSA 115-D), Walker Building, Room 274, 21 South Fruit Street, Concord**

2:30 p.m. Regular meeting.

## FRIDAY, MARCH 22

### FINANCE - DIVISION III, Room 209, LOB

9:30 a.m. Budget work session - Veterans Home.

10:00 a.m. Continued budget work session and bill work session on **HB 521-FN**, establishing a child abuse specialized medical evaluation program in the department of health and human services; **HB 565-FN**, directing the department of health and human services to issue a request for proposals (RFP) for supervised visitation centers.

### NEW HAMPSHIRE TRANSPORTATION COUNCIL (RSA 238-A:2), Room 203, LOB

10:00 a.m. Organizational meeting.

## MONDAY, MARCH 25

### COMMITTEE TO STUDY EXOTIC AQUATIC WEEDS AND EXOTIC AQUATIC SPECIES OF WILDLIFE IN THE STATE OF NEW HAMPSHIRE (RSA 487:30), Room 305, LOB

11:00 a.m. Regular meeting.

### FINANCE - DIVISION I, Room 212, LOB

10:00 a.m. Budget work session - Secretary of State/Boxing and Wrestling Commission.

11:00 a.m. Budget work session - Department of Natural and Cultural Resources.

1:00 p.m. Budget work session - Adjutant General Department, Division of Military Services/Office of Veterans Services.

2:00 p.m. Budget work session - Developmental Disabilities Council.

2:30 p.m. Budget work session - Department of Employment Security.  
Continued budget work sessions throughout the day, as needed.

### FINANCE - DIVISION III, Room 209, LOB

9:30 a.m. Budget work session.

### OIL FUND DISBURSEMENT BOARD (RSA 146-D:4), Room 305, LOB

9:00 a.m. Regular meeting.

### TASK FORCE ON WORK AND FAMILY (RSA 276-B:2, I), Room 206, LOB

10:00 a.m. Organizational meeting.

## TUESDAY, MARCH 26

### CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. **HB 696-FN**, establishing a protective order for vulnerable adults.

11:00 a.m. **HB 564**, relative to possession of firearms in safe school zones.

11:30 a.m. **HB 630-FN**, increasing certain fines for OHRV and snowmobile operation violations.

### FINANCE - DIVISION I, Room 212, LOB

10:00 a.m. Continued budget work sessions, as needed.

1:00 p.m. Budget work session - Department of Agriculture, Markets and Food.

1:30 p.m. Budget work session - Pease Development Authority.

Continued budget work sessions throughout the day, as needed.

### WELLNESS AND PRIMARY PREVENTION COUNCIL (RSA 126-M:3), New Futures Conference Room, 10 Ferry Street, Concord

9:30 a.m. Regular meeting.

## WEDNESDAY, MARCH 27

### CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

10:00 a.m. Executive session on **HB 696-FN**, establishing a protective order for vulnerable adults; **HB 564**, relative to possession of firearms in safe school zones; **HB 630-FN**, increasing certain fines for OHRV and snowmobile operation violations.

## THURSDAY, MARCH 28

### HOME EDUCATION ADVISORY COUNCIL (RSA 193-A:10), New Hampshire Department of Education, Londergan Hall, Room 12, 101 Pleasant Street, Concord

3:30 p.m. Regular meeting.

**NEW HAMPSHIRE VETERANS HOME BOARD OF MANAGERS (RSA 119:3-a), New Hampshire Veterans Home, Tarr South Conference Room, 139 Winter Street, Tilton**

9:00 a.m. Regular meeting.

## **FRIDAY, MARCH 29**

**INFORMATION TECHNOLOGY COUNCIL (RSA 21-R:6), New Hampshire Liquor Commission Division of Enforcement, 50 Storrs Street, Concord**

1:00 p.m. Regular meeting.

**PUBLIC-PRIVATE PARTNERSHIP TRANSPORTATION INFRASTRUCTURE OVERSIGHT COMMISSION (RSA 228:107), Rooms 206-208, LOB**

10:00 a.m. Regular meeting.

## **MONDAY, APRIL 1**

**STATE COMMITTEE ON AGING (RSA 161-F:7, I), New Hampshire Department of Health and Human Services, Brown Building, Room 232, 129 Pleasant Street, Concord**

10:00 a.m. Regular meeting.

## **TUESDAY, APRIL 2**

**STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2), New Hampshire State Veterans Home, 139 Winter Street, Tilton**

5:00 p.m. Regular meeting.

## **MONDAY, APRIL 8**

**INTERBRANCH CRIMINAL AND JUVENILE JUSTICE COUNCIL (RSA 651-E:2), Room 204, LOB**

1:30 p.m. Regular meeting.

## **THURSDAY, APRIL 18**

**COMMISSION ON POST-TRAUMATIC STRESS DISORDER AND TRAUMATIC BRAIN INJURY (RSA 115-D), Walker Building, Room 274, 21 South Fruit Street, Concord**

2:30 p.m. Regular meeting.

## **FRIDAY, APRIL 19**

**COMMISSION ON DEMOGRAPHIC TRENDS (RSA 4-C:37), Room 307, LOB**

9:00 a.m. Regular meeting.

## **OFFICIAL NOTICES**

### **COUNTY DELEGATION NOTICE**

The Executive Committee of the **Merrimack** County Delegation will meet on **Friday, March 8<sup>th</sup> at 9:00 a.m.** in the lower level conference room of the McDonnell Building, 4 Court Street, Concord. The purpose of the meeting is as follows: 1. 2019 Budget Review/Approval 2. Any other Business.

Rep. James MacKay, Chairman

Pursuant to RSA 24:23, there will be a public hearing for **Merrimack** County before the County Delegation at **10:00 a.m. on Monday, March 18<sup>th</sup>** at the County Administration Building, 4 Court Street, Lower Level Conference Room, Concord. The purpose of the meeting is: 1. To consider funding for the Merrimack County Department of Corrections S.E.A. Union Contract. 2. To consider 2019 Budget Appropriations for Merrimack County. 3. To consider any other business that may appropriately come before them. At this time, any member of the public may present oral or written testimony regarding the 2019 budget as proposed by the Merrimack County Executive Committee.

Rep. Dianne Schuett, Chair

Pursuant to RSA 24:9-c and RSA 24:14 II, immediately following the Public Hearing to be held on **Monday, March 18<sup>th</sup>** at 10:00a.m., there will be a meeting of the **Merrimack** County Delegation at the County Administration Building, 4 Court Street, Lower Level Conference Room, Concord. The purpose of the meeting is: 1. Approval of funding – Merrimack County Department of Corrections S.E.A. Union Contract. 2. Approval of the 2019 Merrimack County Proposed Budget. 3. To consider any other business that may appropriately come before them.

Rep. Dianne Schuett, Chair

### **COUNTY DELEGATION NOTICE**

The **Rockingham** County Executive Committee will meet on **Friday, May 3<sup>rd</sup> at 9:30 a.m.** in the Hilton Auditorium at the Rockingham County Nursing Home in Brentwood. The purpose of the meeting is to conduct the fifth quarter budget review.

Rep. David A. Welch, Clerk

### **REVISED FISCAL NOTES**

The following bills have a revised fiscal note: HB116, HB176, HB224, HB270, HB 363, HB506, HB518, HB521, HB636, HB 686, HB705, HB706, HB709, HB710, HB711, HB712, HB713, HB714, HB715, HB716, HB717, HB 718, HB719, HB721, HB722, HB723, HB724, HB725, HB726, HB727, HB730, HB731, HB732, HB733, HB735, SB 5, SB 6, SB 54, SB 193.

Paul C. Smith, Clerk of the House

### **MEMBERS' NOTICES**

The following notices are published in the House Record as a courtesy to the member(s) requesting publication. These are not official public notices and will be limited to legislative policy or legislative social activities and political meetings or events. Publication should not be construed as support for either the events listed or the views espoused by the individual or organization sponsoring the event.

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Our State House will be celebrating its Bicentennial in June of 2019. The New Hampshire State House Bicentennial Commission has produced several commemorative items, which are on sale in the State House Visitors' Center, including shirts, cups, bottle openers, stickers, and our challenge coin, all featuring the logo for our big anniversary. More items will be coming over the coming months and all the proceeds go the State House Bicentennial Commemorative Fund. You can follow us on Facebook and Instagram for event and merchandising updates.

Reps. Robert Renny Cushing and David Welch

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The House Republican Alliance will meet on every **Tuesdays at 8:30 a.m.** in Room 307, LOB. All Republicans are welcome.

Reps. Carol McGuire, Jim Spillane, and Mike Sylvia

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When you use the tunnel between the State House and the LOB, look for a picture of an LCHIP-assisted project in your area, displayed on one of the 24 posters that will line the tunnel walls from **February 25<sup>th</sup> through March 8<sup>th</sup>**. LCHIP (Land and Community Heritage Investment Program) is an independent state authority that provides matching grants to New Hampshire communities and nonprofits to protect and preserve the state's most important natural, cultural and historic resources. LCHIP grants have helped to conserve thousands of acres of good New Hampshire land for food production, water quality, ecological values, timber management and recreation, including hunting and fishing, and have helped support the rehabilitation of dozens of historic structures that are used and enjoyed by tens of thousands of people each year. Any questions regarding the LCHIP program should be directed to LCHIP Executive Director Dijit Taylor at dtaylor@lchip.org or (603) 224-4113.

Rep. Karen Ebel

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All Legislators are invited to River Valley Community College's legislative briefing and luncheon **Friday, March 8<sup>th</sup> at 11:30 a.m.** at River Valley Community College's main campus in Claremont, to hear about the exciting things happening at our college. River Valley is dedicated to offering programs that support our community and the state. At the lunch, college leaders will showcase River Valley's new nursing simulation lab and lead discussion about issues that are affecting students today, as well as what River Valley is doing to help our students and to reach NH's goal of 65 by 25. If you are able to attend please RSVP to Anna Battye at [abattye@ccsnh.edu](mailto:abattye@ccsnh.edu). The GPS address is 1 College Place, Claremont.

Rep. John Cloutier

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The bipartisan Mental Health Caucus invites all interested legislators to a meeting on **Friday, March 15<sup>th</sup> at 1:00 p.m.** in Room 104, LOB.

Rep. Jim MacKay

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**On March 15<sup>th</sup> at 5:00 p.m.** the Poetry Out Loud State Championships will be held in Representative's Hall. Please join us in celebration of the top 12 state high school finalists as they competitively recite poetry to represent New Hampshire at the National Finals in Washington D.C. Over 10,000 NH High School students, representing 96 communities, participate in Poetry Out Loud each year.

Rep. Dave Danielson

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The American Red Cross cordially invites all legislative members and staff to the annual State House Complex Blood Drive. The blood drive will take place on **Tuesday, March 19<sup>th</sup> from 9:00 a.m. to 2:00 p.m.** The American Red Cross' state-of-the-art self-contained coach will be parked out in front of the State House for this event. Give blood and you could help save a stranger's life. Appointments are strongly encouraged; please call the State House Health Services at 271-2757. The Red Cross launched a fairly new tool called RapidPass, which allows you to do the 40 appointment questions online at [redcrossblood.org/RapidPass](http://redcrossblood.org/RapidPass), and then print and bring it with you to your appointment.

Reps. Douglas Ley and Richard Hinch

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The Adjutant General, along with the Director of the Manchester VA and the Regional Director of the Veterans Benefits Administration invite all legislators for an update on how we are working together to enhance the lives of service members, veterans, and their families in New Hampshire. Our intent is to give you an accurate picture of what we are doing to coordinate federal, state, public and private services in support of those who are serving or have served in the military. The Director of the NH State Veterans Cemetery, the Director of the NH Office of Veterans Services, the Administrator of the Bureau of Community Based Military Programs, and the Director to the NHNG Service Member and Family Services will be there to answer questions. The briefing is scheduled for **Tuesday, March 19<sup>th</sup> from 8:30 a.m. to 9:30 a.m.** in the auditorium at the Edward Cross Training Center, 722 Riverwood Drive, Pembroke. Questions should be directed to Warren Perry, Deputy Adjutant General at [warren.m.perry.nfg@mail.mil](mailto:warren.m.perry.nfg@mail.mil).

Reps. Patricia Klee and John A. Graham

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**On Wednesday, March 20<sup>th</sup> from 6:00 a.m. to 6:00 p.m.** the 5<sup>th</sup> annual radiothon "Veterans Count" will be on the air on NewsRadio 610 and 96.7. Tune in to support veterans, service members, and their families, who have sacrificed so much for our country.

Rep. Jody McNally

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Breathe New Hampshire invites all legislators and staff to attend a Breakfast Reception on **Thursday, March 21<sup>st</sup> from 8:00 a.m. to 9:30 a.m.** in the State House Cafeteria. Stop by for a light breakfast, take a free breathing test, enter a raffle, and meet some of our volunteers who are helping New Hampshire residents breathe better and live longer! Please RSVP to [info@breatheenh.org](mailto:info@breatheenh.org) or by calling 603-669-2411.

Rep. Patrick Long

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The annual Welcoming Communities Luncheon will be held on **Thursday, March 21<sup>st</sup> at 12:00 p.m.** in the State House cafeteria. All are invited to meet community members from Nashua, Manchester, Concord, Laconia and other parts of our state. These individuals have made New Hampshire cities and towns their home, contributing to economic development and adding positive cultural flavor to their communities. Join us to enjoy multi-ethnic food and taste the multi-cultural contribution made to NH. All are welcome to enjoy this festival of cultures and celebrate diversity in our communities.

Reps. Latha Mangipudi and Karen Ebel

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All legislators and staff are invited to join the NH Oral Health Coalition for our annual oral health hot breakfast. This year's event, "Oral Health Matters: It's All Connected," will be held **Thursday, March 28<sup>th</sup> from 7:30 a.m. to 9:00 a.m.** Community oral health providers from communities throughout the state will be there with displays and the opportunity for you to learn about their programs.

Reps. Tom Buco and Jennifer Bernet

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All are invited to bring your family and friends to New Hampshire Fish and Game Department's biggest and most popular free community event of the year, which is set for **Saturday, April 20<sup>th</sup> from 10:00 a.m. to 3:00 p.m.** on the grounds of the Fish and Game Department at 11 Hazen Drive in Concord. DISCOVER WILD NEW HAMPSHIRE DAY is a fun way for the whole family to explore New Hampshire's wildlife resources and legacy of outdoors traditions. Browse educational exhibits presented by environmental and conservation organizations from throughout the state. See live animals, big fish and trained falcons. Try your hand at archery, casting, fly-tying and B-B gun shooting. Watch retriever dogs in action. Get creative with hands-on craft activities for the kids, and check out the latest hunting and fishing gear and gadgets. This is an educational and fun-filled free event for all ages.

Rep. Robert L'Heureux

## State House Visitation Schedule

As a convenience to the members of the NH General Court, the Visitors' Center offers the following schedule of schools and other groups visiting the State House in 2018-2019. These listings are to ensure all members be notified in a timely manner of visitors from their district. Our schedule is tightly booked for the school year and subject to changes. Note that large groups are divided into smaller groups for tours.

**Please contact the Visitor Center concerning school tour booking information.** Legislators planning to meet with students should notify the Visitor Center. Thank you for your continued participation with your School Visitation Program.

Virginia J. Drew, Director

Deborah Rivers, Public Information Administrator

March 8	10:00 *2 tours	Deerfield Community School	68/4
March 8	11:15	Tuftonboro Central School	28/4
March 11	9:15/10:15	Broken Ground School – Concord	100/4
March 11	9:45/11:00 SH/HM	Hooksett Memorial School	70/4
March 12	10:00	Broken Ground School – Concord	50/4
March 13	9:45	Chester Academy	55/4
March 13	9:45/11:00 SH/HM	Hooksett Memorial School	70/4

March 14	8:45/10:00 SH/HM	Pembroke Hill School	68/4
March 15	10:00/11:00	Charlotte Ave. School – Nashua	85/4
March 15	10:30	DAR Good Citizen group	50
March 18	9:45/11:00 SH/HM	Lincoln St. School – Exeter	80/4
March 19	9:45/11:00 SH/HM	Lincoln St. School – Exeter	80/4
March 19	10:00	Lebanon Recreation & Parks – Savvy Seniors Group	14/Srs
March 20	9:30/10:45 SH/HM	Webster Elementary School – Manchester	85/4
March 21	9:30	Gonic School	53/4
March 21	9:45	Plymouth Elementary School	48/4
March 21	10:00	North Hampton School	46/4
March 21	11:00	New Franklin School – Portsmouth	48/3
March 22	9:30	Southern NH Leadership	16/adults
March 22	9:45	Mount Lebanon Elementary School	45/4
March 22	10:00	New Durham Elementary School	28/4

**AMENDMENTS  
(LISTED IN NUMERICAL ORDER)**

**Amendment to HB 128  
(2019-0617h)**

**Proposed by the Committee on Municipal and County Government - c**

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

AN ACT establishing a committee to study veterans property tax credits and exemptions.

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

1 Committee Established. There is established a committee to study the use of property tax credits and exemptions to recognize the service of New Hampshire veterans.

2 Membership and Compensation.

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

(a) Three members of the house of representatives, 2 of whom shall be members of the municipal and county government committee and one of whom shall be a member of the state-federal relations and veterans affairs committee, appointed by the speaker of the house of representatives.

(b) One member of the senate, appointed by the president of the senate.

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

3 Duties. The committee shall:

I. Study the property tax credits and exemptions available to veterans in New Hampshire, including the standard and optional veteran's tax credit under RSA 72:28, the all veterans tax credit under RSA 72:28-b, the optional tax credit for combat service under RSA 72:28-c, the tax credit for service-connected total disability under RSA 72:35, and the exemption for certain disabled veterans under RSA 72:36-a.

II. Review the eligibility criteria for each credit or exemption, the amount of the credit or exemption, the cost to the municipality of adopting or granting the credit or exemption, and the number of veterans who benefit.

III. Consider whether legislative amendment of existing veterans' tax credits or exemptions is warranted and whether alternative means of providing property tax relief to veterans is appropriate.

IV. Solicit information from any individual or entity the committee deems relevant to its study, including the state office of veterans services, the department of revenue administration, and the New Hampshire Municipal Association.

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

5 Report. 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, 2019.

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

2019-0617h

AMENDED ANALYSIS

This bill establishes a committee to study property tax credits and exemptions available to New Hampshire veterans.

**Amendment to HB 140**

**(2019-0687h)**

**Proposed by the Committee on Transportation - c**

Amend RSA 263:39-b, II as inserted by section 1 of the bill by inserting after paragraph (g) the following new paragraph:

(h) One representative of the New Hampshire College and University Council, appointed by the organization.

**Amendment to HB 150-FN**

**(2019-0507h)**

**Proposed by the Committee on Executive Departments and Administration - c**

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

AN ACT relative to statements of financial interests filed by state officials.

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

1 Statements of Financial Interests; Penalty; Examination of Disclosures. Amend RSA 15-A:7 and 15-A:8 to read as follows:

15-A:7 Penalty.

*I.* Any person who knowingly fails to comply with the provisions of this chapter or knowingly files a false statement shall be guilty of a misdemeanor.

*II. The attorney general shall notify any person who fails to file the statement of financial interests within the deadline prescribed by RSA 15-A:6. Any person who fails to file within 30 days of receiving such notice shall be assessed an administrative fine of \$50.*

*III.* It shall be an absolute defense in any prosecution under this chapter that the person acted in reliance upon an advisory opinion on the subject issued under RSA 14-B:3, I(c) or RSA 21-G:30, I(c).

15-A:8 Examination of Disclosures. The attorney general ~~may~~ **shall** examine the statements of financial interests which are made under this chapter to the secretary of state and compel such disclosures to be made to comply with the law.

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

2019-0507h

AMENDED ANALYSIS

This bill directs the attorney general to contact any person who fails to file a statement of financial interests required under RSA 15-A and establishes a \$50 late fee for the failure to file in a timely manner. The bill also directs the attorney general to review disclosures made under RSA 15-A and compel compliance with the filing requirement.

**Amendment to HB 155**

**(2019-0746h)**

**Proposed by the Committee on Judiciary - c**

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

1 New Subdivision; Disclosure of Exculpatory Evidence. Amend RSA 105 by inserting after section 13-c the following new subdivision:

Disclosure of Exculpatory Evidence

105:13-d Disclosure of Exculpatory Evidence.

I. In this subdivision:

(a) "Exculpatory evidence" means any information required to be disclosed to the defendant in a criminal case under the federal constitution or the state constitution.

(b) "Personnel file" includes all employment records and any related internal affairs investigations.

II. The prosecutor shall have access to the complete personnel file of any police officer who may be a witness for either party in any criminal case for the purpose of determining the existence of potentially exculpatory evidence. If the prosecutor cannot determine whether such evidence is exculpatory, he or she shall petition the court for an in camera review of the evidence. No prosecutor who reviews a police officer's personnel file shall disclose any information obtained as a result of the review, except as required in this

paragraph or to the extent necessary to comply with the federal constitution or state constitution. Only those portions of the file which the prosecutor or court determines to be relevant in the case as exculpatory evidence shall be released to a defendant in accordance with all applicable rules regarding evidence in criminal cases. The remainder of the file shall be returned to the police department employing or that employed the officer. The remainder of the file shall be, unless otherwise provided by law, subject to RSA 91-A and any applicable exemptions, including the exemption for personnel information whose disclosure would constitute an invasion of privacy under RSA 91-A:5, IV.

III.(a) When the head of a law enforcement agency determines that a police officer's personnel file may contain potentially exculpatory evidence, he or she shall notify the police officer of that determination. The police officer shall have the opportunity to challenge the disciplinary finding or other administrative action resulting from the potentially exculpatory evidence through available contractual, administrative, and legal means. However, the pendency of such challenge shall not prevent the disclosure of the potentially exculpatory evidence in a criminal proceeding in which an officer is a potential witness. Nothing in this section shall be construed as limiting the due process protections provided to police officers concerning placement on the exculpatory evidence schedule, including:

- (1) The requirement that the head of the law enforcement agency provide notice to the officer concerning placement on the schedule;
- (2) The requirement that the head of the law enforcement agency afford the officer the opportunity to present evidence which the officer believes demonstrates why placement on the schedule is not warranted;
- (3) The requirement that placement on the schedule can only occur after a finding of sustained finding of misconduct by the head of the law enforcement agency after investigation; and
- (4) The protocol for removal of an officer's name from the schedule where a sustained finding of misconduct has been overturned.

(b) Nothing in this section shall be construed as limiting a police officer's ability to file a declaratory judgment action under RSA 491:22 seeking a court order removing the officer's name from the exculpatory evidence schedule.

IV. The duty to disclose exculpatory evidence that should have been disclosed prior to trial shall be an ongoing duty that extends beyond a finding of guilt.

V. The exculpatory evidence schedule maintained by the department of justice shall be a public record for purpose of RSA 91-A.

105:13-e Termination Prohibited. No police officer shall have his or her employment terminated based solely on a determination that the officer has potentially exculpatory evidence in his or her personnel file which may need to be disclosed to a criminal defendant. Nothing in this section shall prohibit the employing authority from terminating a police officer's employment based on conduct that is the subject of the exculpatory evidence.

2 Repeal. RSA 105:13-b, relative to confidentiality of police personnel files, is repealed.

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

**Amendment to HB 156  
(2019-0388h)**

**Proposed by the Majority of the Committee on Science, Technology and Energy - r**

Amend RSA 162-H:23, I(l) as inserted by section 1 of the bill by replacing it with the following:

- (l) One representative of the New Hampshire High Tech Alliance, appointed by the alliance.

**Amendment to HB 183  
(2019-0561h)**

**Proposed by the Majority of the Committee on Science, Technology and Energy - r**

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

AN ACT establishing a committee to study the applications of microgrids in New Hampshire and changes in law necessary to allow for microgrids in electrical supply.

Amend the bill by replacing section 1 with the following:

1 Committee Established. There is established a committee to study the applications of microgrids in New Hampshire and changes in law necessary to allow for microgrids in electricity supply.

Amend the bill by replacing section 3 with the following:

3 Duties. The committee shall study the applications of microgrids in New Hampshire and changes in law necessary to allow for microgrids in electricity supply, with a view to both near-term and long-term applications in the state. For this purpose, the committee shall consult with representatives of utility companies, companies involved with microgrid development, and members of the general public with specific knowledge regarding microgrids and their benefits, as well as obstacles to their deployment.

2019-0561h  
AMENDED ANALYSIS

This bill establishes a committee to study the applications of microgrids in New Hampshire and changes in law necessary to allow for microgrids in electricity supply.

**Amendment to HB 186  
(2019-0723h)**

**Proposed by the Majority of the Committee on Labor, Industrial and Rehabilitative Services - r**  
Amend the bill by replacing all after the enacting clause with the following:

1 Minimum Hourly Rate. Amend the introductory paragraph of RSA 279:21 to read as follows:

279:21 Minimum Hourly Rate. Unless otherwise provided by statute, no person, firm, or corporation shall employ any employee **17 years of age or older** at an hourly rate lower than that set forth in the federal minimum wage law, as amended, **or the following minimum hourly rate, whichever is higher:**

**\$9.50 per hour effective January 1, 2020.**

**\$10.75 per hour effective January 1, 2021.**

**\$12.00 per hour effective January 1, 2022, and thereafter.**

Tipped employees of a restaurant, hotel, motel, inn or cabin, or ballroom who customarily and regularly receive more than \$30 a month in tips directly from the customers will receive a base rate from the employer of not less than ~~[45]~~ **50** percent of the applicable minimum ~~[wage]~~ **hourly rate**. If an employee shows to the satisfaction of the commissioner that the actual amount of wages received at the end of each pay period did not equal the minimum ~~[wage]~~ **hourly rate** for all hours worked, the employer shall pay the employee the difference to guarantee the applicable minimum ~~[wage]~~ **hourly rate**. The limitations imposed hereby shall be subject to the following exceptions:

2 New Paragraph; Minimum Hourly Rate; Youth Minimum Wage. Amend RSA 279:21 by inserting after paragraph VIII the following new paragraph:

IX. The minimum hourly rate for a person under 17 years of age shall be one dollar per hour less than the minimum hourly rate applicable under this section.

3 Effective Date. This act shall take effect January 1, 2020.

2019-0723h  
AMENDED ANALYSIS

This bill establishes a minimum hourly rate which increases over the next 3 years, requires tipped employees to receive 50 percent of the applicable minimum hourly rate, and establishes a youth minimum wage for employees under 17 years of age.

**Amendment to HB 198  
(2019-0412h)**

**Proposed by the Committee on Transportation - r**

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

AN ACT clarifying the prohibition against the use of mobile electronic devices while driving.

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

1 Motor Vehicles; Words and Phrases Defined; Serious Traffic Violation. Amend RSA 259:98-a, X to read as follows:

X. Driving a commercial motor vehicle in violation of RSA ~~[265:105-a]~~ **265:79-c**.

2 Motor Vehicles; Rules of the Road; Use of Mobile Electronic Devices While Driving; Prohibition. Amend RSA 265:79-c, III to read as follows:

III. Any person who violates this section shall be guilty of a violation and shall be fined ~~[\$100 plus penalty assessment]~~ **not less than \$250 nor more than \$1000** for a first **or second** offense, ~~[\$250 plus penalty assessment for a second offense,]~~ and **not less than \$500** ~~[plus penalty assessment]~~ for any subsequent offense ~~[within a 24 month period]~~. **In addition, the director may suspend the person's license to drive for up to 10 days for a second offense, and shall suspend the person's license to drive for not less than 10 days for any subsequent offense.**

3 Repeal. RSA 265:105-a, relative to prohibited text messages and device usage while operating a motor vehicle, is repealed.

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

2019-0412h  
AMENDED ANALYSIS

This bill clarifies the prohibition against using mobile electronic devices while driving and increases the penalties imposed for violations of such prohibition.

**Floor Amendment to HB 230  
(2019-0678h)  
Proposed by Rep. Klein-Knight**

Amend RSA 265:107-b as inserted by section 1 of the bill by replacing it with the following:

265:107-b Smoking Prohibited.

I. No person shall smoke tobacco products in a motor vehicle at any time when a child under the age of 16 is in the vehicle.

II. Any person who violates this section shall be fined \$100.

III. Enforcement of this section by state or local law enforcement agencies shall be accomplished only as a secondary action when an operator of a motor vehicle has been detained for a suspected violation of another provision of this chapter, RSA 261, or RSA 263.

**Amendment to HB 252  
(2019-0156h)**

**Proposed by the Majority of the Committee on Labor, Industrial and Rehabilitative Services - r**  
Amend the bill by replacing section 3 with the following:

3 Duties. The committee shall study RSA 275, RSA 276-A, and RSA 279 and the associated labor department rules to identify which statutes or rules should be repealed, amended, or remain in current form. The committee may solicit testimony and input as it deems necessary from the department of labor, organized labor groups, business and trade organizations, members of the public, and any other interested party.

**Amendment to HB 291  
(2019-0767h)**

**Proposed by the Minority of the Committee on Judiciary - r**

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

AN ACT establishing a committee to study certain findings regarding hospice and palliative care.

Amend the bill by replacing section 1 with the following:

1 Committee Established. There is established a committee to study certain findings regarding hospice and palliative care.

Amend the bill by replacing section 3 with the following:

3 Duties.

I. The committee shall:

(a) Review the findings of the commission to study palliative care and associated quality of life (2013, 225) and make a determination as to whether the commission's recommendations are being followed and whether the recommendations are effective.

(b) Review palliative care for other populations in addition to end-of-life, such as providing the long-term, whole-person benefits of palliative care for individuals living with life-long disability or chronic pain and complex health conditions.

II. The committee may solicit any information from any person or entity the committee deems relevant to its study.

2019-0767h  
AMENDED ANALYSIS

This bill establishes a committee to study certain findings and other initiatives regarding hospice and palliative care.

**Amendment to HB 404  
(2019-0582h)**

**Proposed by the Minority of the Committee on Science, Technology and Energy - r**

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

AN ACT relative to membership on the site evaluation committee.

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

1 Site Evaluation Committee; Membership. Amend RSA 162-H:3, I to read as follows:

I. There is hereby established a committee to be known as the New Hampshire site evaluation committee consisting of [9] **10** members, as follows:

(a) The commissioners of the public utilities commission, the chairperson of which shall be the chairperson of the committee;

(b) The commissioner of the department of environmental services, who shall be the vice-chairperson of the committee;

(c) The commissioner of the department of business and economic affairs or designee;

(d) The commissioner of the department of transportation;

(e) The commissioner of the department of natural and cultural resources, the director of the division of historical resources, or designee; and

(f) Two members of the public, appointed by the governor, with the consent of the council, in accordance with RSA 162-H:4-b, III.

**(g) One non-voting member appointed by the municipality where the proposed facility is to be sited, who shall serve for the duration of the review and evaluation of the application for such facility.**

2 Site Evaluation Committee; Annual Training. Amend RSA 162-H:3, VII to read as follows:

VII. All committee members, **except the non-voting member**, shall on an annual basis complete an intensive training program on the provisions of RSA 162-H and the administrative rules adopted thereunder with respect to reviewing and evaluating applications for a certificate of site and facility. All new committee members, and any designee to a subcommittee pursuant to RSA 162-H:4-a, II or III, shall complete the training program prior to serving on, respectively, any committee or subcommittee proceeding. The training shall be conducted by the department of justice.

2019-0582h

AMENDED ANALYSIS

This bill adds a non-voting member, appointed by the affected municipality, to the site evaluation committee.

**Amendment to HB 446**

**(2019-0801h)**

**Proposed by the Committee on Health, Human Services and Elderly Affairs - r**

Amend the bill by replacing section 1 with the following:

1 Vital Records; Initiating Amendments and Corrections to Birth Records; Gender Identity. RSA 5-C:87, V is repealed and reenacted to read as follows:

V. If an individual requests a birth record reflecting a sex designation other than that which was assigned at birth, a new birth record shall be prepared to reflect a change in the individual's sex upon receipt of a notarized certification affirming the individual's sex designation by a licensed and qualified health care provider.

(a) The notarized certification shall be signed by a licensed and qualified health care provider under the penalty of unsworn falsification pursuant to RSA 641:3. It shall provide that the named individual is currently or was previously under the signing health care provider's care, and that in the health care provider's professional opinion the individual's sex is (1) male, (2) female, or (3) neither male nor female, and can be reasonably expected to continue as such for the foreseeable future.

(b) The application shall be signed by the applicant under the penalty of unsworn falsification pursuant to RSA 641:3. This signature shall certify that the request for change of sex is for the purpose of ensuring that the applicant's birth record accurately reflects the applicant's sex, and that the request is not for any fraudulent or unlawful purpose.

(c) The individual shall surrender any prior birth record issued by the state of New Hampshire in the individual's possession. The original birth record shall be retained by the city or town of birth. The clerk of the city or town shall submit the individual's application, the health care provider's certification, and a copy of the original birth record to the state registrar for review and issuance of a new birth record. Upon issuance of the new birth record, the clerk of the city or town shall indicate on the original birth record that it has been revised in accordance with this paragraph.

(d) The town or city clerk may charge a \$50 fee for updating a birth record pursuant to this paragraph.

(e) In this paragraph, "licensed and qualified health care provider" means a treating and licensed physician, psychologist, advanced practice registered nurse, clinical social worker, or clinical mental health counselor.

2019-0801h

AMENDED ANALYSIS

This bill provides a procedure for an individual to obtain a new birth certificate to reflect a sex designation other than that which was assigned at birth.

**Amendment to HB 458-FN**

**(2019-0425h)**

**Proposed by the Committee on Ways and Means - r**

Amend the bill by replacing RSA 110-B:60 and 110-B:61 as inserted by section 5 by replacing them with the following:

110-B:60 National Guard Scholarship ~~[Fund]~~ Established. For the purposes of encouraging enlistment and retention in the national guard and to provide for education benefits for members of the national guard in the state, there is hereby established ~~[in the state treasury a separate fund to be known as the]~~ **a** New

Hampshire national guard scholarship. ~~[fund from which the state treasurer shall make payments as may be authorized by the scholarship committee. The fund shall be a non lapsing fund.]~~

110-B:61 Revenue for Scholarship Fund. ~~[All revenue received from sources other than governmental agencies during any fiscal year from the rental of all national guard armories in this state shall be credited by the state treasurer to the New Hampshire national guard scholarship fund as established in RSA 110-B:60. Revenues for]~~ The national guard scholarship fund shall ~~[include]~~ **consist of** an annual appropriation, as determined by the general court, to be awarded by the scholarship committee under this subdivision.

Amend the bill by replacing section 17 with the following:

17 Repeal; Municipal Maintenance and Repair Special Account. Amend RSA 228:49, II to read as follows:

II. The commissioner is authorized to purchase the necessary materials and supplies required for the performance of such work including the rental of equipment. The state treasurer upon presentation by the commissioner of manifests covering said materials, supplies and rentals is authorized to pay the same from any money in the highway fund not otherwise appropriated. ~~[The commissioner shall establish a special account within the highway fund to which shall be charged the cost of performing such work and to which shall be credited]~~ Payments made by cities, towns, state departments and institutions hereunder~~[- Insofar as such payments]~~ shall include charges for labor performed by personnel of the department of transportation and interest charges on delinquent accounts~~[-]~~. These payments shall be credited to the highway fund.

Amend the bill by replacing section 18 with the following:

18 Turnpike Renewal and Replacement Account Established. Amend RSA 237:49-a to read as follows:

237:49-a Turnpike Renewal and Replacement Account Established. There is established the turnpike renewal and replacement account within the department of transportation. At the close of each fiscal year, all surplus renewal and replacement funds shall be ~~[transferred to]~~ **carried forward within** the turnpike renewal and replacement ~~[fund]~~ **account**.

Amend the bill by replacing all after section 20 with the following:

21 New Paragraph; Insurance Department; Continuing Education Course Submission Fee. Amend RSA 400-A:29 by inserting after paragraph XXII the following new paragraph:

XXIII. Continuing education course submission fee

- |             |      |
|-------------|------|
| (a) Initial | \$25 |
| (b) Renewal | \$25 |

22 Continuing Education Advisory Council Reimbursement Fund. Amend RSA 400-A:29-a to read as follows:

400-A:29-a Fees for Continuing Education Course Submissions; Special Fund Established.

I. The commissioner may impose and collect reasonable application fees ~~[in amounts to be determined by the commissioner]~~ **as provided in RSA 400-A:29, XIII(a) and (b)** from sponsoring organizations for submissions of continuing education courses to meet educational requirements established by rule for producers, consultants, and adjusters.

II. The fees collected by the commissioner under paragraph I shall be ~~[forwarded to the state treasurer for deposit in the continuing education advisory council reimbursement fund. Moneys in this fund shall lapse to the general fund at the close of each fiscal year. Moneys from this fund shall be used by the commissioner to pay the expenses of compensating the continuing education advisory councils, within the limits of appropriations made in the operating budget for this purpose]~~ **deposited in the general fund**.

III. Members of the respective continuing education advisory councils shall be reimbursed for all actual travel. **The commissioner shall pay the expenses of compensating the continuing education advisory council within the limits of appropriations made in the operating budget for this purpose.**

23 Operation of Aircraft. Amend RSA 422:6 to read as follows:

422:6 Operation of Aircraft. The commissioner, after consultation with the director of aeronautics, rail, and transit, is hereby authorized to lease, purchase, or own and to maintain and operate such aircraft as may be approved by the governor and council, and to provide for the use of such aircraft by other departments and agencies of the state. All fees collected from state departments and agencies under this section shall be ~~[credited to a special fund to be]~~ used to pay costs of maintenance and operation of said aircraft. ~~[Moneys in the special fund]~~ **Such fees** shall not lapse but may be used ~~[as a revolving fund]~~ for the purposes of this section.

24 New Sections; Standards for Farm Products; Regulatory Services Promotional Products Fund and Organic Processors-Handlers Certification Funds Established. Amend RSA 426 by inserting after section 6-b the following new sections:

426:6-c Regulatory Services Promotional Products Fund. There is established a separate, nonlapsing fund to be known as the regulatory services promotional products fund. The fund shall be continually appropriated to the commissioner of the department of agriculture, markets and food for the purpose of administering specialty agricultural programs and providing promotional products to program participants.

426:6-d Organic Processors-Handlers Certification Fund. There is established a separate, nonlapsing fund to be known as the organic processors-handlers certification fund. The fund shall be continually appropriated to the commissioner of the department of agriculture, markets and food for the purpose of administering the certification program for organic processors and handlers. Certification and inspection fees paid under RSA 426:8-a shall be deposited in the fund.

25 Organic Processors and Handlers; Fees. Amend RSA 426:8-a, III to read as follows:

III. Such fees shall be credited to the [~~general fund of the state~~] **organic processors-handlers certification fund established in RSA 426:6-d.**

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

**Amendment to HB 472-FN  
(2019-0696h)**

**Proposed by the Committee on Transportation - r**

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

1 Motor Vehicles; Number Plates; Special Number Plates for Certain Veterans. Amend the introductory paragraph of RSA 261:86, I to read as follows:

I. The department shall furnish [~~one set of~~] special number plates, designed by the director with the approval of the commissioner, for [~~one~~] **each** motor vehicle owned by a veteran, who may be listed as the first or second owner on the certificate of title or certificate of registration, who:

2 Motor Vehicles; Number Plates; Special Number Plates for Certain Veterans. Amend RSA 261:86, II to read as follows:

II. **The initial set of** plates furnished pursuant to subparagraphs I(a)-I(e) shall be issued without charge. **An additional set of plates shall be issued to a person who qualifies for the special plates upon payment of the state and municipal permit fees for the issuance of number plates.** Notwithstanding RSA 265:73 or any other law, any person who is issued a plate pursuant to subparagraphs I(c)-I(e) shall not be entitled to free parking privileges for disabled veterans. A person who qualifies for special plates pursuant to subparagraph I(a), I(c), I(d), or I(e) may be issued an additional plate for a motorcycle.

3 Motor Vehicles; Number Plates; Special Number Plates for Veterans. Amend RSA 261:87-b, II to read as follows:

II. For purposes of this section, a motor vehicle is owned by a veteran if the veteran is the motor vehicle's owner under RSA 259:72, I, or if the legal ownership of the motor vehicle is held by a trust established by the veteran and the veteran has use of the motor vehicle or the motor vehicle is used for the transportation of the veteran. The director shall establish the documentation required for a motor vehicle held in trust to be eligible for plates under this section. [~~The director shall not issue more than one set of plates under this section to any trust.~~] A trustee of the trust or the administrator of the estate may be fined up to \$500 for failing to return within 60 days of the death of the veteran any plates issued under this section for a motor vehicle held in trust.

4 Certificates of Title and Registration of Vehicles; Municipal Permits for Registration; Exemption of Amputee and Other Disabled Veterans. Amend RSA 261:157 to read as follows:

261:157 Exemption of Amputee and Other Disabled Veterans. **For the initial set of plates,** no fee shall be charged for a permit to register a motor vehicle owned by a veteran of any war or armed conflict, as defined in RSA 72:28, V, who because of being an amputee or paraplegic or having suffered loss or use of a limb from a service-connected cause, as certified by the United States Department of Veterans Affairs, has received said vehicle from the United States government or cash settlement in lieu thereof; or because of a disability incurred in, or aggravated by such service, and upon satisfactory proof that the veteran is evaluated by the United States Department of Veterans Affairs to be totally and permanently disabled from such service-connected disability.

5 Certificates of Title and Registration of Vehicles; Municipal Permits for Registration; Exemption for Blind Veterans. Amend RSA 261:159 to read as follows:

261:159 Exemption for Blind Veterans. **For the initial set of plates,** no fee shall be charged for a permit to register a vehicle owned by a veteran who has been determined by the Department of Veterans Affairs to be suffering from total blindness as a result of a service-connected disability.

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

**Amendment to HB 496  
(2019-0497h)**

**Proposed by the Majority of the Committee on Science, Technology and Energy - r**

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

AN ACT establishing a committee to identify the requirements needed to commit New Hampshire to a goal of at least 50 percent renewable energy for electricity by 2040.

Amend the bill by replacing section 1 with the following:

1 Committee Established. There is established a committee to identify the requirements needed to commit New Hampshire to a goal of at least 50 percent renewable energy for electricity by 2040.

Amend the bill by replacing section 3 with the following:

3 Duties.

I. The committee shall undertake an analysis of the requirements that would have to be considered if New Hampshire were to commit to the goal of providing at least 50 percent renewable energy for electricity only to residents and businesses by the year 2040.

II. The study shall include the following factors and concerns for evaluation:

(a) The current sources of renewable energy produced in New Hampshire and how regulations and/or rules or incentives would need to be changed to allow for an increase of in-state generated renewable energy. The potential capacity of renewable energy, such as biomass, solar, wind, both on-shore and off-shore, and hydro-electric power should be considered.

(b) Currently available technologies connected to renewable energy that are expected to improve energy efficiency and energy savings by 2040.

(c) Emerging technologies, such as offshore and onshore wind energy and tidal energy, that are expected to become price competitive and cost efficient, or that enhance grid operations, through both energy management and energy storage, by 2040, and that could have an impact on the generation and efficient use of renewable energy. Because New Hampshire will no longer have any in-state fossil fuel energy generation, this advantage offers a variety of flexible options for renewable energy sourcing. Worldwide solar energy and wind energy is already cheaper than new fossil fuel energy sources, and these renewable energy sources are growing annually at double-digit rates.

(d) Improvements in technologies and processes utilizing renewable energy can be expected by 2040 and should be considered, such as grid level energy storage, peak-saving measures, time-of-day rates, and on-demand energy.

(e) Potential out-of-state sources of renewable energy should be considered if they are needed during a transitional phase to meet the at least 50 percent renewable energy goal by 2040.

(f) What role the state's utilities can play and what incentives they may need to support at least a 50 percent renewable energy goal should be considered. A number of utilities nationwide, such as in Hawaii, New York, Vermont, and Massachusetts, are changing their business model to adapt to the changing renewable energy landscape.

(g) Since there are many opportunities for both the state and municipalities to invest in renewable energy and energy efficiency programs, the obstacles that currently exist should be identified. In light of existing investments by local municipalities and school districts in renewable energy, state action in these areas may achieve effective and rapid expansion of renewable energy potential.

(h) An evaluation should include an assessment of the impact of setting at least a 50 percent renewable energy goal for New Hampshire versus not setting a higher goal, while other New England states set such goals without any input from this state. Some states, such as Hawaii, have either already set 100 percent renewable energy goals, while others, such as California, New York, and Massachusetts, are within 1-2 years of setting such goals.

2019-0497h

**AMENDED ANALYSIS**

This bill establishes a committee to undertake an analysis of the requirements that would have to be considered if New Hampshire were to commit to the goal of providing at least 50 percent renewable energy for electricity only to residents and businesses by the year 2040.

**Floor Amendment to HB 597-FN**

**(2019-0780h)**

**Proposed by Rep. Williams**

Amend RSA 178:12-a:VIII(c) as inserted by section 1 of the bill by replacing it with the following:

(c) Sample sizes shall be limited to one 16-ounce glass per person if no food is available and 2 16-ounce glasses if food is available.

Amend the bill by replacing section 2 with the following:

2 New Paragraph; Wine Manufacturers; Samples. Amend RSA 178:8 by inserting after paragraph VII the following new paragraph:

VIII. For an additional annual fee of \$120, any wine manufacturer licensee may transport its products to a nano brewery licensed under RSA 178:12-a, for the purpose of sampling or selling its products. Samples may be sold or given away. Retail sales made at the nano brewery shall be limited to products in their unopened original containers and to customers and persons of legal drinking age. Wine manufacturers shall be subject to the following additional limitations under this section:

(a) Wine manufacturer licensees shall be limited to one sampling event per day.

(b) Sampling and sales of the wine manufacturer licensee's products shall conform to the normal business hours of the nano brewery licensee.

(c) Sample sizes shall be limited to one 4-ounce glass per person if no food is available and 2 4-ounce glasses if food is available.

(d) Wine manufacturer licensee products brought to a sampling event shall be brought to the nano brewery on the day of the event and all such products shall be removed at the end of the event.

(e) Wine manufacturer licensees shall notify the commission of date, times, and location of each sampling event not less than 5 days before each event.

**Amendment to HB 615  
(2019-0773h)**

**Proposed by the Committee on Executive Departments and Administration - c**

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

1 Pharmacy Board. Amend RSA 318:5, I to read as follows:

I. The board shall have a president, vice-president, **and a** secretary, [~~and a treasurer~~] who shall be elected from among their number annually in the month of September.

2 New Paragraph; Rulemaking. Amend RSA 318:5-a by inserting after paragraph XIX the following new paragraph:

XX. The standards and procedures for licensure of drug or device distribution agents.

3 Impersonating an Applicant. Amend RSA 318:20 to read as follows:

318:20 Impersonating Applicant.

**I.** No one shall impersonate an applicant before the board of pharmacy applying for licensure under the provisions of this chapter.

**II. No third party shall sign an application, complete an application, call to check on the status of an application, or submit an application and documentation on behalf of an applicant.**

**III. No third party shall complete an online renewal, paper renewal, or make any changes or updates to an original application on behalf of an applicant.**

**IV. Authorization and release forms shall not be accepted as a form of release.**

4 Application Fee for Pharmacist License. Amend RSA 318:23 to read as follows:

318:23 Application Fee for Pharmacist License. Each person applying for a license to practice the profession of pharmacy in this state by way of examination shall pay a reasonable application fee to be established by the pharmacy board. This fee shall include the cost of [~~standard examination forms, the cost of administering the examination, and the cost of~~] investigating the applicant's qualifications to become a pharmacist in this state.

5 Renewal of License. Amend RSA 318:25 to read as follows:

318:25 [~~Relicensure~~] **Renewal of License.** Pharmacist licenses shall expire [~~annually~~] **biennially in even-numbered years** at midnight on December 31. Every licensed pharmacist who wishes to continue to practice the profession of pharmacy shall:

I. [~~Annually reapply for licensure as of January 1~~] **Biennially, in even-numbered years, apply for license renewal no later than midnight on December 31;**

II. Pay a reasonable fee established by the board;

III. Satisfy any continuing education requirements established by the board; and

IV. Provide such data relating to his practice, residence, and status as deemed necessary by the board.

6 Impaired Pharmacist Program; Biennial License. Amend RSA 318:29-a, VI(b) to read as follows:

(b) The board may allocate an amount determined by the board from each pharmacist [~~annual~~] **biennial** license renewal fee it collects to provide funding for the impaired pharmacist program as set forth in subparagraph VI(a).

7 Pharmacy Permit Renewal. Amend RSA 318:38, II to read as follows:

II. All pharmacy permits shall expire when there is a change of ownership of the pharmacy or at midnight on December 31 [~~of each~~] **biennially in each odd-numbered** year. Every pharmacy that wishes to continue to operate as such shall renew its permit [~~annually as of January 1~~] **no later than December 15 biennially in odd-numbered years** or immediately when the permit expires for any other reason. It

shall be deemed a violation of the provisions of this chapter for any pharmacy to be open or operated beyond the expiration date of its permit.

8 New Subparagraph; Dealing in or Possessing Prescription Drugs; Dental Hygienists. Amend RSA 318:42, II by inserting after subparagraph (b) the following new subparagraph:

(c) Nothing in this section shall prohibit a dental hygienist from possessing, administering, dispensing, or prescribing of a fluoride supplement, topically applied fluoride, and chlorhexidine gluconate oral rinse pursuant to RSA 317-A:21-c, I(g).

9 Dealing in or Possessing Prescription Drugs; Registered Nurse, Physician Assistant. Amend RSA 318:42, VIII to read as follows:

VIII. A registered nurse or physician assistant from:

(a) Making dilutions from concentrated solutions or pre-weighed or pre-measured packets.

(b) Adding prepared sterile additives.

(c) **Reconstituting or diluting medications following manufacturers specific directions.**

(d) Entering an institutional pharmacy in an institutional setting specially designated for this purpose by the institution in the absence of a pharmacist to obtain those drugs needed in an emergency situation.

10 Renewal; License of Manufacturers and Wholesalers. Amend RSA 318:51-a, I to read as follows:

I. No person shall manufacture legend drugs or controlled drugs as that term is defined in RSA 318-B:1, VI and no person as a wholesaler, distributor, or reverse distributor shall supply the same without first having obtained a license to do so from the board. Such license shall expire [~~annually~~] **biennially** on June 30 **of every even-numbered year**. An application together with a reasonable fee as established by the board shall be filed [~~annually on or before July 1~~] **biennially by midnight on June 30 of every even-numbered year**.

11 Renewal; License for Limited Retail Drug Distributors. Amend RSA 318:51-b, I to read as follows:

I. No person shall operate as a limited retail drug distributor, as defined in RSA 318:1, VII-a, without first having obtained a license to do so from the board. Such license shall expire [~~annually~~] **biennially** on June 30 **of each odd-numbered year**. An application together with a reasonable fee as established by the board shall be filed [~~annually on or before July 1~~] **biennially by midnight June 15 of every odd-numbered year**.

12 Renewal; License of Outsourcing Facilities. Amend RSA 318:51-c, I to read as follows:

I. No person shall compound legend drugs or controlled drugs, as defined in RSA 318-B:1, VI, and no person acting as or employed by an outsourcing facility shall supply such drugs, without first having obtained a license from the board. Such license shall expire [~~annually~~] **biennially** on June 30 **of each odd-numbered year**. An application together with a fee established by the board shall be filed [~~annually on or before July 1~~] **biennially by June 15 of every odd-numbered year**.

13 Renewal; License of Research Organizations. Amend RSA 318:51-f, I to read as follows:

I. No research organization shall procure or conduct research operations with prescription drugs by researchers without first having obtained a license from the board. Such license shall expire [~~annually~~] **biennially** on June 30 **of each odd-numbered year**. An application together with a reasonable fee as established by the board shall be filed [~~annually on or before July 1~~] **biennially by June 15 of every odd-numbered year**.

14 New Section; Drug or Device Distribution Agents. Amend RSA 318 by inserting after section 51-f the following new section:

318:51-g Licensure of Drug or Device Distribution Agents.

I. No person shall act as a prescription drug or device distribution agent, which includes controlled drugs as the term is defined in RSA 318-B:1, VI, without first having obtained a license to do so from the board.

II. Any person licensed pursuant to this section shall be subject to the provisions of RSA 318:29.

III. For purposes of this section:

(a) A drug or device distribution agent shall include virtual manufacturers, virtual wholesaler distributors, jobbers or brokers (including sales/marketing offices), and third-party logistics companies, and any other agent involved in the handling or distribution of prescription drugs, medical gases, or prescription medical devices or equipment in the supply chain that affects the pedigree of the products.

(b) "Broker or jobber" is any party that mediates between a buyer and a seller for the sale or shipment of prescription drugs, gases, equipment or devices.

(c) "Pedigree" is a document or an electronic file containing information that records each distribution of any given prescription drug, medical gas, or prescription medical device or equipment.

(d) "Third-party logistics provider" is a person that contracts with a wholesale distributor or a manufacturer to provide or coordinate warehousing, wholesale distribution, or other services on behalf of a manufacturer, but does not take title to the prescription drug, gas, device or equipment.

(e) "Virtual manufacturer" is anyone that owns the NDA or ANDA for a prescription drug, gas, device or equipment that contracts with others for the actual manufacturing.

(f) "Virtual wholesale distributor" is anyone engaged in wholesale distribution of prescription drugs, gases, devices or equipment.

15 Repeals. The following are repealed:

I. RSA 318:45, relative to certain sales permitted.

II. RSA 318:46 and 318:47, relative to keeping and inspection of a record book.

III. RSA 318:47-e, relative to procedures for dispensing emergency contraception.

IV. RSA 318:51-a, V(b)(4), relative notification by manufacturers and wholesalers of corporate changes.

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

### **Amendment to HB 621-FN**

**(2019-0714h)**

#### **Proposed by the Committee on Health, Human Services and Elderly Affairs - c**

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

AN ACT establishing the state commission on aging.

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

1 Legislative Intent and Purpose. The legislative intent and purpose of the act is to fully acknowledge and promote the value and importance of the state committee on aging (SCOA), established in RSA 161-F:7 in addressing the independence, health, and wellbeing of New Hampshire's aging population. Building on the success of SCOA achieved over the past decades, this act would reconstitute the committee into a commission incorporating its original charge and duties yet expanding them to a statewide platform to gain a stronger voice in effectuating public policy for New Hampshire's aging citizens. Bringing both their experience and dedication, it is also the legislative intent that current members serving on SCOA shall continue their membership and be appointed to serve on the state commission on aging coterminous with their remaining term on SCOA.

2 New Chapter; State Commission on Aging. Amend RSA by inserting after chapter 19-O the following new chapter:

#### **CHAPTER 19-P**

#### **STATE COMMISSION ON AGING**

19-P:1 State Commission on Aging Established; Membership.

I. There is established a state commission on aging to advise the governor and the general court on policy and planning related to aging.

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

(a) Two members of the house of representatives, appointed by the speaker of the house of representatives, and one member of the senate, appointed by the president of the senate.

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

(c) The commissioner of the department of labor, or designee.

(d) The commissioner of the department of employment security, or designee.

(e) The commissioner of the department of safety, or designee.

(f) The commissioner of the department of transportation, or designee.

(g) The attorney general, or designee.

(h) The executive director of the New Hampshire housing finance authority, or designee.

(i) The long-term care ombudsman, or designee.

(j) Fifteen members of the public, including at least one member from each county, including representatives of the business community, health care, technology and innovation, municipal leaders, the aging network, advocacy organizations, caregivers, and direct service providers focused on the older adult population, appointed by the governor.

III. The commission may solicit information and participation from other state agency representatives or members of the public as determined necessary by the commission.

IV. The members appointed pursuant to subparagraph (j) shall serve 2-year terms; provided that initially such members shall serve staggered terms and no such member shall serve more than 2 consecutive terms. Legislative members shall receive mileage at the legislative rate when attending to the duties of the commission. The first named member of the house of representatives shall convene the organizational meeting of the commission on or before 45 days of passage of this chapter for the purpose of electing officers serving on the commission. Thirteen members shall constitute a quorum. If any member is absent without

previously being excused by the chairperson for 3 or more regular meetings, the member may be removed upon a majority vote of the commission.

V. The commission shall be authorized to select and hire select an executive director by a vote of a majority of the members. The executive director shall be in the classified service of the state and shall perform such duties as the commission may require. The governor is authorized to draw a warrant for the amount necessary to pay for the executive director position and related office expenditures authorized in this paragraph out of any money in the treasury not otherwise appropriated. The commission shall hold no fewer than 9 regular meetings per year.

19-P:2 Duties. The commission's duties shall include, but not be limited to:

I. Reviewing and recommending proposals for rules, legislation, waivers, operations, and other policies.

II. Reviewing and providing input relative to state planning efforts across agencies, including the state plan on aging, the mental health plan, and transportation and safety.

III. Formulating or helping to formulate, reviewing, and evaluating policy proposals, considering fiscal, program, provider, and recipient impact, and making recommendations accordingly.

IV. Encouraging the development of coordinated interdepartmental goals and objectives and the coordinating programs, services, and facilities among all state departments and nongovernmental organizations as they relate to older adults.

V. Identifying and recommending ways in which the state can support local and community efforts, through educational programs or otherwise, to promote healthy aging.

VI. Identifying and recommending ways in which the state can partner with nongovernmental organizations to promote healthy aging.

VII. Promoting the skills, talents, and energy older Granite Staters can offer to make New Hampshire a better place to live for everyone.

VIII. Assisting in the implementation of the state plan on aging.

IX. Making a continuing assessment of problems relating to older adults.

X. Advocating solutions to provide better integration of older persons into the social and economic life of the state.

XI. Soliciting the cooperation and help of the various groups concerned with the problems facing older adults.

XII. Obtaining from such groups their views, experience, assistance, and recommendations in the preparation and direction of future planning and administrative and legislative action as the commission may from time to time deem necessary and advisable.

XIII. Requesting from governmental agencies within the state, subject to available resources, in making available such information, suggestions, and statistics to enable the commission to perform its functions.

XIV. Other matters the commission deems necessary related to aging.

19-P:3 Reports. The commission shall submit an annual report to the governor, speaker of the house of representatives, president of the senate, chairpersons of the house and senate committees having jurisdiction over finance and health and human services, and chairperson of the fiscal committee of the general court by November 1 of each year, commencing on November 1, 2019, regarding the activities of the commission.

19-P:4 Establishment and Support of Programs by a Municipality. Any city, county, or town may establish programs for the aged, and such programs may be administered by appropriate existing offices or departments, or new offices or departments, of such governmental units. A city, county, or town may raise and appropriate funds for the administration of these programs. Any city, county, or town, with the advice of the state commission on aging, may raise the appropriate funds to assist or fund, in whole or in part, nonprofit corporations or agencies in administering programs for the aged.

3 Duties of the Oversight Committee; Cross Reference Changed. Amend RSA 126-A:15, IV to read as follows:

IV. Directly or through an ancillary body, the oversight committee shall serve as the legislative liaison for the state ~~[committee]~~ **commission** on aging, established under ~~[RSA 161-F:7]~~ **RSA 19-P:1**, and shall consider the major problems facing elderly citizens.

4 Repeal. The subdivision heading preceeding RSA 161-F:7, and RSA 161-F:7 through RSA 161-F:9, relative to the establishment of the state committee on aging, are repealed.

5 Effective Date. This act shall take effect July 1, 2019.

2019-0714h

AMENDED ANALYSIS

This bill establishes the state commission on aging and repeals the current state committee on aging.

**Amendment to HB 692-FN  
(2019-0748h)**

**Proposed by the Committee on Health, Human Services and Elderly Affairs - r**

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

2 Effective Date. This act shall take effect July 1, 2019.

**Floor Amendment to HB 694-FN  
(2019-0792h)**

**Proposed by Reps. Marsh and Dolan**

Amend RSA 318-E:2, II and III as inserted by section 2 of the bill by replacing them with the following:

II. A take-back program for illegal drugs established by a local, county, regional, state, or other governmental entity or private entity shall enable individuals with illegal drugs to voluntarily return the drugs for collection, storage, and disposal in accordance with applicable state and federal statutes and regulations. This section shall not authorize the mingling of schedule I drugs collected under this section with schedule II-V drugs collected under RSA 318-E:1. Any entity operating a program authorized under RSA 318-E:1 shall not be compelled to operate a program under this section. Under this section, a person who possesses illegal drugs shall have immunity for 2 hours after notification to an authorized take-back center for illegal drugs stating that the person will be dropping off the illegal drugs.

III. The department of justice, in consultation with the pharmacy board, the department of safety, and the department of environmental services, shall establish rules, pursuant to RSA 541-A, for the collection, storage, and disposal of the collected drugs in accordance with applicable state and federal statutes and regulations. The United States Drug Enforcement Administration (DEA) may prohibit DEA licensed facilities from handling schedule I drugs, therefore such rules may prohibit DEA licensed facilities from offering a program under this section.

**Amendment to HB 736  
(2019-0734h)**

**Proposed by the Committee on Health, Human Services and Elderly Affairs - c**

Amend RSA 126-A:73-a, II(a)(10) and (11) as inserted by section 2 of the bill by replacing them with the following:

(10) Two community members with backgrounds in environmental science and/or public health, nominated by the senators on the commission, one of whom shall be appointed by the president of the senate and one of whom shall be appointed by the speaker of the house of representatives.

Amend RSA 126-A:73-a, III(b) as inserted by section 2 of the bill by replacing it with the following:

(b) The commission shall solicit information from any person or entity the commission deems relevant to its study. State agency participation, if existing resources are shown to be insufficient, may be based upon additional appropriations recommended by the commission and approved by the general court.

Amend RSA 126-A:73-a, V as inserted by section 2 of the bill by replacing it with the following:

V. The commission may form subcommittees or appoint technical committees composed of commission members and nonmembers to advance the goals of this section.

VI. The commission shall submit interim reports on November 1 of each year beginning November 1, 2020 containing its findings and any recommendations for proposed legislation and a final report on or before November 1, 2027 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.

Amend RSA 126-A:76, III as inserted by section 5 of the bill by replacing it with the following:

III. On or before September 1, ~~2018~~ **2019, and annually thereafter**, the commissioners of the department of environmental services and the department of health and human services shall submit a report regarding the data sharing practices required under paragraph I to the speaker of the house of representatives, the senate president, the state library, and the commission to study environmentally-triggered chronic illness~~[-established in RSA 126 A:73]~~. The report shall include ~~[a description and estimate of the cost to perform a]~~ **results of the** 2-way pilot project between the departments on arsenic in drinking water, where both health effects and environmental data exist.

**Amendment to HCR 5  
(2019-0093h)**

**Proposed by the Majority of the Committee on State-Federal Relations and Veterans Affairs - r**

Amend the resolution by replacing the second paragraph after the resolving clause with the following:

That the state of New Hampshire hereby calls upon each member of the New Hampshire congressional delegation to actively support and promote in Congress an amendment to the United States Constitution on campaign finance reform and the first amendment that addresses this resolution and joins with all other states who have called for action to restore free, fair, and transparent elections to our democracy; and