

LBAO
06/12/15

**COMMITTEE OF CONFERENCE
COMPARISON OF HB 1 SECTIONS
HOUSE PASSED VS SENATE PASSED**

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
1.08	1.08	3	Budget Footnotes; General.	No Change		
2	2	5	General Fund and Total Appropriation Limits.	No Change		
3	3	5	Assignment of Office Space.	No Change		
4	4	5	Lottery Commission; Authority Granted.	No Change		
5	5	6	Positions Abolished.	Senate Amended		
6	6	9	Department of Health and Human Services; Division of Child Support Services; Payments to the Administrative Office of the Courts.	No Change		
7	7	10	Liquor Commission; Revenue Shortfalls.	Senate Amended		
8	N/A	10	Department of Safety; Reduction in Highway Fund Appropriation; Increase in General Fund Appropriation.	Senate Deleted		
9	N/A	10	Department of Transportation; Reduction in Highway Fund Appropriation; Increase in Restricted Revenue Appropriation.	Senate Deleted		
10	N/A	11	Appropriation; Fish and Game Department.	Senate Deleted		
11	8	11	Estimates of Unrestricted Revenue.	Senate Amended		
12	9	13	Effective Date.	No Change		

This Page Intentionally Left Blank

1.08 Budget Footnotes; General. For any state department, as defined in RSA 9:1 the following general budget footnotes that contain class codes shall apply to all specified class codes in section 1.01 through 1.07 unless specifically exempted.

A. The appropriation budgeted in class 023-heat-electricity-water, class 027-transfers to DoIT, class 028-transfers to general services, class 035-shared services support, class 041-audit funds set aside, class 042-additional fringe benefits, class 049-transfers, class 061-unemployment compensation, class 062-workers compensation, class 064-retiree pension benefit-health insurance, shall not be transferred or expended for any other purpose, except that agencies may transfer any portion of funds in class 027 transfers to OIT not related to IT shared services upon consultation with and approval from the CIO. For the biennium ending June 30, 2017, the following account numbers within the department of resources and economic development: 03-35-35-351510-3701, 03-35-35-351510-3745, 03-35-35-351510-3720, 03-35-35-351510-7300, 03-35-35-351510-3414, 03-35-35-351510-3556, 03-35-35-351510-3558, 03-35-35-351510-3484, 03-35-35-351510-3486, 03-35-35-351510-3488, 03-35-35-351510-3562, 03-35-35-351510-3415, 03-35-35-351510-3746, 03-35-35-351510-3777, 03-35-35-351510-8146, 03-35-35-351510-6161, 03-35-35-351510-3717, and 03-35-35-351510-3703 shall be exempt from these provisions.

B. The appropriation budgeted in class 047-own forces maintenance-buildings and grounds, class 048-contractual maintenance-buildings and grounds, shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2017. For the biennium ending June 30, 2017, the following account numbers within the department of resources and economic development: 03-35-35-351510-3701, 03-35-35-351510-3745, 03-35-35-351510-3720, 03-35-35-351510-7300, 03-35-35-351510-3414, 03-35-35-351510-3556, 03-35-35-351510-3558, 03-35-35-351510-3484, 03-35-35-351510-3486, 03-35-35-351510-3488, 03-35-35-351510-3562, 03-35-35-351510-3415, 03-35-35-351510-3746, 03-35-35-351510-3777, 03-35-35-351510-8146, 03-35-35-351510-6161, 03-35-35-351510-3717 and 03-35-351510-3703 shall be exempt from the shall not be transferred or expended for any other purpose portion of this provision.

1.08 Budget Footnotes; General. For any state department, as defined in RSA 9:1 the following general budget footnotes that contain class codes shall apply to all specified class codes in section 1.01 through 1.07 unless specifically exempted.

A. The appropriation budgeted in class 023-heat-electricity-water, class 027-transfers to DoIT, class 028-transfers to general services, class 035-shared services support, class 041-audit funds set aside, class 042-additional fringe benefits, class 049-transfers, class 061-unemployment compensation, class 062-workers compensation, class 064-retiree pension benefit-health insurance, shall not be transferred or expended for any other purpose, except that agencies may transfer any portion of funds in class 027 transfers to OIT not related to IT shared services upon consultation with and approval from the CIO. For the biennium ending June 30, 2017, the following account numbers within the department of resources and economic development: 03-35-35-351510-3701, 03-35-35-351510-3745, 03-35-35-351510-3720, 03-35-35-351510-7300, 03-35-35-351510-3414, 03-35-35-351510-3556, 03-35-35-351510-3558, 03-35-35-351510-3484, 03-35-35-351510-3486, 03-35-35-351510-3488, 03-35-35-351510-3562, 03-35-35-351510-3415, 03-35-35-351510-3746, 03-35-35-351510-3777, 03-35-35-351510-8146, 03-35-35-351510-6161, 03-35-35-351510-3717, and 03-35-35-351510-3703 shall be exempt from these provisions.

B. The appropriation budgeted in class 047-own forces maintenance-buildings and grounds, class 048-contractual maintenance-buildings and grounds, shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2017. For the biennium ending June 30, 2017, the following account numbers within the department of resources and economic development: 03-35-35-351510-3701, 03-35-35-351510-3745, 03-35-35-351510-3720, 03-35-35-351510-7300, 03-35-35-351510-3414, 03-35-35-351510-3556, 03-35-35-351510-3558, 03-35-35-351510-3484, 03-35-35-351510-3486, 03-35-35-351510-3488, 03-35-35-351510-3562, 03-35-35-351510-3415, 03-35-35-351510-3746, 03-35-35-351510-3777, 03-35-35-351510-8146, 03-35-35-351510-6161, 03-35-35-351510-3717 and 03-35-351510-3703 shall be exempt from the shall not be transferred or expended for any other purpose portion of this provision.

LBAO
06/12/15

HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED

SENATE PASSED

C. Revenue in excess of the estimate may be expended with prior approval of the fiscal committee and the approval of the governor and council.

D. The funds in this appropriation shall not be transferred or expended for any other purpose.

E. The appropriation budgeted in class 040-indirect costs are for general overhead state charges and such sums shall be transferred by the agency to the general fund of the state consistent with federal requirements.

F. This appropriation shall not lapse until June 30, 2017.

G. The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2017.

H. Not used.

I. In the event that estimated revenue in revenue class 001-transfers for other agencies, 002-transfers from department of transportation, 003-revolving funds, 004-agency income, 005-private local funds, 006-agency income, 007-agency income, 008-agency income, 009-agency income is less than budgeted, the total appropriation shall be reduced by the amount of the shortfall in either actual or projected budgeted revenue. The agency head shall notify the bureau of accounting services forthwith, in writing, as to precisely which line item appropriation and in what specific amounts reductions are to be made in order to fully compensate for the total revenue deficits. For the biennium ending June 30, 2017, account number 02-46-46-4620-5731 within the department of corrections shall be exempt from these provisions. The provisions of this footnote do not apply to federal funds covered by RSA 124:14.

J. This appropriation, to be administered by the commissioner, is for the necessary equipment needs of the department and shall be expended at the commissioner's discretion.

C. Revenue in excess of the estimate may be expended with prior approval of the fiscal committee and the approval of the governor and council.

D. The funds in this appropriation shall not be transferred or expended for any other purpose.

E. The appropriation budgeted in class 040-indirect costs are for general overhead state charges and such sums shall be transferred by the agency to the general fund of the state consistent with federal requirements.

F. This appropriation shall not lapse until June 30, 2017.

G. The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2017.

H. Not used.

I. In the event that estimated revenue in revenue class 001-transfers for other agencies, 002-transfers from department of transportation, 003-revolving funds, 004-agency income, 005-private local funds, 006-agency income, 007-agency income, 008-agency income, 009-agency income is less than budgeted, the total appropriation shall be reduced by the amount of the shortfall in either actual or projected budgeted revenue. The agency head shall notify the bureau of accounting services forthwith, in writing, as to precisely which line item appropriation and in what specific amounts reductions are to be made in order to fully compensate for the total revenue deficits. For the biennium ending June 30, 2017, account number 02-46-46-4620-5731 within the department of corrections shall be exempt from these provisions. The provisions of this footnote do not apply to federal funds covered by RSA 124:14.

J. This appropriation, to be administered by the commissioner, is for the necessary equipment needs of the department and shall be expended at the commissioner's discretion.

LBAO
06/12/15

HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED

SENATE PASSED

<p>2 General Fund and Total Appropriation Limits. The amounts included in section 1 for all university system accounts and community college system accounts, under estimated source of funds from general funds, shall be the total appropriation from general funds for such accounting units that may be expended for the purpose of section 1 of this act. Any funds received by said systems from other than general funds are hereby appropriated for the use of the systems and may be expended by said systems whether or not this will result in an appropriation and expenditure by the system in excess of the total appropriation therefor.</p>	<p>2 General Fund and Total Appropriation Limits. The amounts included in section 1 for all university system accounts and community college system accounts, under estimated source of funds from general funds, shall be the total appropriation from general funds for such accounting units that may be expended for the purpose of section 1 of this act. Any funds received by said systems from other than general funds are hereby appropriated for the use of the systems and may be expended by said systems whether or not this will result in an appropriation and expenditure by the system in excess of the total appropriation therefor.</p>
<p>3 Assignment of Office Space. If, during the biennium ending June 30, 2017, because of program reductions, consolidations, or any other reason, office space becomes available in the health and human services complex, the Hayes building, or any other state building, except office space under the control of the legislature pursuant to RSA 14:14-b, the commissioner of administrative services shall, with the prior approval of the fiscal committee of the general court, and with the approval of the governor and council, require that any agency renting private space be required to occupy such available space in said building or buildings forthwith. Such funds as have been allocated or committed by any agency affected by this section for outside rental shall be transferred by the director of the division of accounting services to the bureau of general services, account number 01-14-14-141510-2950 for maintenance of state buildings.</p>	<p>3 Assignment of Office Space. If, during the biennium ending June 30, 2017, because of program reductions, consolidations, or any other reason, office space becomes available in the health and human services complex, the Hayes building, or any other state building, except office space under the control of the legislature pursuant to RSA 14:14-b, the commissioner of administrative services shall, with the prior approval of the fiscal committee of the general court, and with the approval of the governor and council, require that any agency renting private space be required to occupy such available space in said building or buildings forthwith. Such funds as have been allocated or committed by any agency affected by this section for outside rental shall be transferred by the director of the division of accounting services to the bureau of general services, account number 01-14-14-141510-2950 for maintenance of state buildings.</p>
<p>4 Lottery Commission; Authority Granted. For the biennium ending June 30, 2017, in order to provide sufficient funding to the lottery commission to carry out lottery games that will provide funds for distribution in accordance with RSA 284:21-j, the commission shall apply to the fiscal committee of the general court for approval of any new games, the expansion of any existing lottery games, or for the purchase of any tickets for new or continuing games. Additionally, no expenditures for consultants shall be made without prior approval by the fiscal committee. If approved, the commission may then apply to the governor and council to transfer funds from the sweepstakes revenue special account. The total of such transfers shall not exceed \$6,000,000 for the biennium ending June 30, 2017.</p>	<p>4 Lottery Commission; Authority Granted. For the biennium ending June 30, 2017, in order to provide sufficient funding to the lottery commission to carry out lottery games that will provide funds for distribution in accordance with RSA 284:21-j, the commission shall apply to the fiscal committee of the general court for approval of any new games, the expansion of any existing lottery games, or for the purchase of any tickets for new or continuing games. Additionally, no expenditures for consultants shall be made without prior approval by the fiscal committee. If approved, the commission may then apply to the governor and council to transfer funds from the sweepstakes revenue special account. The total of such transfers shall not exceed \$6,000,000 for the biennium ending June 30, 2017.</p>

**LBAO
06/12/15**

**HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED**

SENATE PASSED

5 Positions Abolished.						AMENDED BY THE SENATE						
I. The following positions are hereby abolished effective at the close of business on June 30, 2015:						5 Positions Abolished.						
Department of Information Technology						I. The following positions are hereby abolished effective at the close of business on June 30, 2015:						
01-03-03-030010-7708	10182	10193	17106	19663	20166	Department of Revenue Administration						
	21131	21591	30066	41136	42041	01-84-84-8405-1301	14485	14437	14498			
	42129					Department of Information Technology						
Department of Administrative Services						01-03-03-030010-7708	10182	10193	17106	19663	20166	
01-014-014-141510-2950	10131						21131	21591	30066	41136	42041	
01-014-014-141510-2042	9U461						42129					
01-014-014-141510-8050	18027					Department of Administrative Services						
01-014-014-141510-8000	13322	13324				01-014-014-141510-2950	10131					
Office of Professional Licensure and Certification						01-014-014-141510-2042	9U461					
01-021-021-212010-2405	41607	13763				01-014-014-141510-8050	18027					
01-021-021-215010-2406	19881	42413	42831			01-014-014-141510-8000	13322	13324				
Adjutant General Department						Office of Professional Licensure and Certification						
02-012-012-120010-2240	43161	43162	43163			01-021-021-212010-2405	41607	13763				
New Hampshire Insurance Department						01-021-021-215010-2406	19881	41672				
02-024-024-240010-2521	41776					Adjutant General Department						
Department of Labor						02-012-012-120010-2240	43161	43162	43163			
02-026-026-261010-6200	10987					New Hampshire Insurance Department						
NH Employment Security						02-024-024-240010-2521	41776					
02-27-27-270010-8040	11037	11040	11048	11050	11052	Department of Labor						
	11059	11066	11089	11127	11180	02-026-026-261010-6200	10987					
	11207	11213	11215	11248	11259	NH Employment Security						
	11264	11266	11269	11270	11284	02-27-27-270010-8040	11037	11040	11048	11050	11052	

**LBAO
06/12/15**

HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS

HOUSE PASSED

SENATE PASSED

	11289	11297	11307	11317	30142		11059	11066	11089	11127	11180
	41216	42025	43667				11207	11213	11215	11248	11259
New Hampshire Banking Department							11264	11266	11269	11270	11284
02-072-072-720010-2046	13789						11289	11297	11307	11317	30142
02-072-072-720510-2043	43341						41216	42025	43667		
Department of Transportation						New Hampshire Banking Department					
04-096-096-962015-3025	20761	20845	21770			02-072-072-720010-2046	13789				
04-096-096-962015-3028	21499					02-072-072-720510-2043	43341				
04-096-096-962015-3032	21160					Department of Transportation					
04-096-096-962015-3034	21233					04-096-096-962015-3025	20761	20845	21770		
04-096-096-960515-3035	21174					04-096-096-962015-3028	21499				
04-096-096-960515-3005	20285					04-096-096-962015-3032	21160				
04-096-096-960515-3007	17289	20654	21530			04-096-096-962015-3034	21233				
Department of Health and Human Services						04-096-096-960515-3035	21174				
05-095-042-421510-7917	11668					04-096-096-960515-3005	20285				
05-095-042-427010-7929	12263					04-096-096-960515-3007	17289	20654	21530		
05-095-045-450010-6127	43635					Department of Health and Human Services					
05-095-047-470010-7937	14690	40876	42628	42906		05-095-042-421510-7917	11668				
05-095-048-480510-9250	15737					05-095-042-427010-7929	12263				
05-095-049-491510-2987	16604	42891				05-095-045-450010-6127	43635				
05-095-090-903010-7966	12027					05-095-047-470010-7937	14690	40876	42628	42906	
05-095-094-940010-8750	15930	9U443	9U444	9U445	9U446	05-095-048-480510-9250	15737				
	9U449	9U450				05-095-049-491510-2987	16604	42891			
05-095-095-951010-7935	15745					05-095-090-903010-7966	12027				
05-095-095-952010-5683	12193					05-095-094-940010-8750	15930	9U443	9U444	9U445	9U446
05-095-095-952010-5146	14640	17416	19610				9U449	9U450			

**LBAO
06/12/15**

HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS

HOUSE PASSED

SENATE PASSED

05-095-095-953010-5677	40354				05-095-095-951010-7935	15745			
05-095-095-954010-5952	43577				05-095-095-952010-5683	12193			
New Hampshire Department of Education					05-095-095-952010-5146	14640	17416		
06-056-056-563510-8277	41106				05-095-095-953010-5677	40354			
06-056-056-563010-7540	43519				05-095-095-954010-5952	43577			
06-056-056-562110-4985	42290				New Hampshire Department of Education				
06-056-056-562110-4993	42296				06-056-056-563510-8277	41106			
06-056-056-562010-6424	42780	42779			06-056-056-562110-4985	42290			
06-056-056-563010-3095	19169	19790			06-056-056-562110-4993	42296			
06-056-056-563010-3274	42286				06-056-056-562010-6424	42780	42779		
06-056-056-563010-6101	42288				06-056-056-563010-3095	19169	19790		
06-056-056-562110-4980	43260				06-056-056-563010-3274	42286			
06-056-056-564010-3002	41105	16941	13318	13308	06-056-056-563010-6101	42288			
06-056-056-565010-4095	42768				06-056-056-562110-4980	43260			
06-056-056-566510-1859	43263				06-056-056-564010-3002	41105	16941	13318	13308
06-056-056-565510-4020	13271	19798			06-056-056-565010-4095	42768			
06-056-056-565510-4040	30379	40578			06-056-056-566510-1859	43263			
06-056-056-565510-4080	13110				06-056-056-565510-4020	13271	19798		
New Hampshire Lottery Commission					06-056-056-565510-4040	30379	40578		
06-083-083-830014-4972	9U162				06-056-056-565510-4080	13110			
Police Standards and Training					New Hampshire Lottery Commission				
06-087-087-870510-8980	40309				06-083-083-830014-4972	9U162			
06-087-087-871010-8999	14553				Police Standards and Training				
II. The following positions are hereby abolished effective at the close of business on June 30, 2016:					06-087-087-870510-8980	40309			
Department of Information Technology					06-087-087-871010-8999	14553			
					II. The following positions are hereby abolished effective at the close of business on June				

LBAO
06/12/15

HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED

SENATE PASSED

<p>01-03-03-030010-7708 9U451 New Hampshire Lottery Commission</p> <p>06-083-083-830014-4972 9U160 9U161</p> <p style="text-align: center;">III. The following positions are hereby abolished at the close of business on January 1, 2017:</p> <table style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 20%;">05-095-045-451010-7993</td><td style="width: 5%;">11610</td><td style="width: 5%;">11852</td><td style="width: 5%;">12162</td><td style="width: 5%;">12356</td><td style="width: 5%;">12725</td></tr> <tr><td></td><td>14621</td><td>14894</td><td>15703</td><td>15753</td><td>15837</td></tr> <tr><td></td><td>16065</td><td>16272</td><td>16350</td><td>16431</td><td>16504</td></tr> <tr><td></td><td>16553</td><td>16959</td><td>18989</td><td>19183</td><td>19459</td></tr> <tr><td></td><td>19463</td><td>30887</td><td>40347</td><td>40372</td><td>40515</td></tr> <tr><td></td><td>41081</td><td>42095</td><td>42761</td><td>42997</td><td>43633</td></tr> </table>	05-095-045-451010-7993	11610	11852	12162	12356	12725		14621	14894	15703	15753	15837		16065	16272	16350	16431	16504		16553	16959	18989	19183	19459		19463	30887	40347	40372	40515		41081	42095	42761	42997	43633	<p>30, 2016: Department of Information Technology</p> <p>01-03-03-030010-7708 9U451 New Hampshire Lottery Commission</p> <p>06-083-083-830014-4972 9U160 9U161</p> <p style="text-align: center;">III. The following positions are hereby abolished at the close of business on January 1, 2017:</p> <table style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 20%;">05-095-045-451010-7993</td><td style="width: 5%;">11610</td><td style="width: 5%;">11852</td><td style="width: 5%;">12162</td><td style="width: 5%;">12356</td><td style="width: 5%;">12725</td></tr> <tr><td></td><td>14621</td><td>14894</td><td>15703</td><td>15753</td><td>15837</td></tr> <tr><td></td><td>16065</td><td>16272</td><td>16350</td><td>16431</td><td>16504</td></tr> <tr><td></td><td>16553</td><td>16959</td><td>18989</td><td>19183</td><td>19459</td></tr> <tr><td></td><td>19463</td><td>30887</td><td>40347</td><td>40372</td><td>40515</td></tr> <tr><td></td><td>41081</td><td>42095</td><td>42761</td><td>42997</td><td>43633</td></tr> </table>	05-095-045-451010-7993	11610	11852	12162	12356	12725		14621	14894	15703	15753	15837		16065	16272	16350	16431	16504		16553	16959	18989	19183	19459		19463	30887	40347	40372	40515		41081	42095	42761	42997	43633
05-095-045-451010-7993	11610	11852	12162	12356	12725																																																																				
	14621	14894	15703	15753	15837																																																																				
	16065	16272	16350	16431	16504																																																																				
	16553	16959	18989	19183	19459																																																																				
	19463	30887	40347	40372	40515																																																																				
	41081	42095	42761	42997	43633																																																																				
05-095-045-451010-7993	11610	11852	12162	12356	12725																																																																				
	14621	14894	15703	15753	15837																																																																				
	16065	16272	16350	16431	16504																																																																				
	16553	16959	18989	19183	19459																																																																				
	19463	30887	40347	40372	40515																																																																				
	41081	42095	42761	42997	43633																																																																				
<p>6 Department of Health and Human Services; Division of Child Support Services; Payments to the Administrative Office of the Courts. The appropriation in account number 05-95-42-427010-7929, class 049, includes funds for payment to the administrative office of the courts in accordance with the cooperative agreement between the division of child support services and the administrative office of the courts. The division of child support services and the administrative office of the courts shall, prior to payment of such funds, enter into a cooperative agreement specifying in detail the services to be performed by the administrative office of the courts and the estimated costs of such services. Any change or modification in the services to be performed shall likewise be agreed to in writing and specify the change and the adjustment to the costs. Funds appropriated for these purposes shall be paid only after demonstration by the administrative office of the courts that it consistently transmits court orders to the division of child support services in accordance with the cooperative agreement.</p>	<p>6 Department of Health and Human Services; Division of Child Support Services; Payments to the Administrative Office of the Courts. The appropriation in account number 05-95-42-427010-7929, class 049, includes funds for payment to the administrative office of the courts in accordance with the cooperative agreement between the division of child support services and the administrative office of the courts. The division of child support services and the administrative office of the courts shall, prior to payment of such funds, enter into a cooperative agreement specifying in detail the services to be performed by the administrative office of the courts and the estimated costs of such services. Any change or modification in the services to be performed shall likewise be agreed to in writing and specify the change and the adjustment to the costs. Funds appropriated for these purposes shall be paid only after demonstration by the administrative office of the courts that it consistently transmits court orders to the division of child support services in accordance with the cooperative agreement.</p>																																																																								

LBAO
06/12/15

HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED

SENATE PASSED

<p>7 Liquor Commission; Revenue Shortfalls. If the transfer from the liquor commission to the general fund falls short of the revenue plan in the fiscal year ending June 30, 2016 or the fiscal year ending June 30, 2017, the commission shall reduce expenditures by an amount equal to the shortfall up to 5 percent of the annual operating budget and shall provide a report of the reductions to the comptroller and the commissioner of the department of administrative services.</p>	<p>AMENDED BY THE SENATE</p> <p>7 Liquor Commission; Revenue Shortfalls. If the transfer from the liquor commission to the general fund falls short of the revenue plan for the fiscal year ending June 30, 2016, the commission shall reduce the commission's budgeted appropriations for the fiscal year ending June 30, 2017 by an amount equal to the shortfall up to 5 percent of the budgeted appropriations and shall provide a report by September 30, 2016 of the reductions to the comptroller, the commissioner of the department of administrative services, and the fiscal committee of the general court.</p>
<p>8 Department of Safety; Reduction in Highway Fund Appropriation; Increase in General Fund Appropriation.</p> <p>I. The department of safety shall reduce state highway fund appropriations by \$23,030,081 in the fiscal year ending June 30, 2016 and \$23,030,081 in the fiscal year ending June 30, 2017.</p> <p>II. In addition to funds otherwise appropriated, there is hereby appropriated to the department of safety the sum of \$23,030,081 in the fiscal year ending June 30, 2016 and \$23,030,081 in the fiscal year ending June 30, 2017. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.</p> <p>III. The department of safety shall provide a report to the fiscal committee of the general court detailing the reduction in paragraph I of this section and the appropriation in paragraph II of this section no later than July 31 of each fiscal year.</p>	<p>DELETED BY THE SENATE</p>
<p>9 Department of Transportation; Reduction in Highway Fund Appropriation; Increase in Restricted Revenue Appropriation.</p> <p>I. The department of transportation shall reduce state highway fund appropriations by \$10,000,000 in the fiscal year ending June 30, 2016 and \$4,763,376 in the fiscal year ending June 30, 2017.</p> <p>II. In addition to funds otherwise appropriated, there is hereby appropriated to the</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

**HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED**

SENATE PASSED

<p>department of transportation the sum of \$10,000,000 in the fiscal year ending June 30, 2016 and \$4,763,376 in the fiscal year ending June 30, 2017, of restricted revenue pursuant to RSA 260:32-b, II(e) and RSA 260:32-b, III(c). Any unexpended portion of this appropriation shall lapse to the highway and bridge betterment account under RSA 235:23-a, at the end of the biennium ending June 30, 2017.</p> <p>III. The department of transportation shall provide a report to the fiscal committee of the general court detailing the reduction in paragraph I of this section and the appropriation in paragraph II of this section no later than July 31 of each fiscal year.</p>																																														
<p>10 Appropriation; Fish and Game Department.</p> <p>I. The sum of \$300,000 for the fiscal year ending June 30, 2016 and the sum of \$300,000 for the fiscal year ending June 30, 2017 are hereby appropriated to the fish and game department. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.</p> <p>II. Of the sum appropriated in paragraph I, \$150,000 in each fiscal year shall be used for search and rescue overtime.</p>	<p>DELETED BY THE SENATE</p>																																													
<p>11 Estimates of Unrestricted Revenue.</p> <table border="1" data-bbox="83 1045 1338 1425"> <thead> <tr> <th>GENERAL FUND</th> <th><u>FY 2016</u></th> <th><u>FY 2017</u></th> </tr> </thead> <tbody> <tr> <td>BUSINESS PROFITS TAX</td> <td>\$270,600,000</td> <td>\$275,700,000</td> </tr> <tr> <td>BUSINESS ENTERPRISE TAX</td> <td><u>72,100,000</u></td> <td><u>73,500,000</u></td> </tr> <tr> <td>SUBTOTAL BUSINESS TAXES</td> <td>342,700,000</td> <td>349,200,000</td> </tr> <tr> <td>MEALS AND ROOMS TAX</td> <td>278,700,000</td> <td>291,200,000</td> </tr> <tr> <td>TOBACCO TAX</td> <td>126,800,000</td> <td>126,100,000</td> </tr> <tr> <td>TRANSFER FROM LIQUOR</td> <td>141,400,000</td> <td>146,300,000</td> </tr> <tr> <td>INTEREST AND DIVIDENDS TAX</td> <td>81,500,000</td> <td>81,500,000</td> </tr> </tbody> </table>	GENERAL FUND	<u>FY 2016</u>	<u>FY 2017</u>	BUSINESS PROFITS TAX	\$270,600,000	\$275,700,000	BUSINESS ENTERPRISE TAX	<u>72,100,000</u>	<u>73,500,000</u>	SUBTOTAL BUSINESS TAXES	342,700,000	349,200,000	MEALS AND ROOMS TAX	278,700,000	291,200,000	TOBACCO TAX	126,800,000	126,100,000	TRANSFER FROM LIQUOR	141,400,000	146,300,000	INTEREST AND DIVIDENDS TAX	81,500,000	81,500,000	<p>AMENDED BY THE SENATE</p> <table border="1" data-bbox="1338 1045 2628 1425"> <thead> <tr> <th>GENERAL FUND</th> <th><u>FY 2016</u></th> <th><u>FY 2017</u></th> </tr> </thead> <tbody> <tr> <td>BUSINESS PROFITS TAX</td> <td>\$275,100,000</td> <td>\$282,000,000</td> </tr> <tr> <td>BUSINESS ENTERPRISE TAX</td> <td><u>73,800,000</u></td> <td><u>75,600,000</u></td> </tr> <tr> <td>SUBTOTAL BUSINESS TAXES</td> <td>\$348,900,000</td> <td>\$357,600,000</td> </tr> <tr> <td>MEALS AND ROOMS TAX</td> <td>284,700,000</td> <td>301,800,000</td> </tr> <tr> <td>TOBACCO TAX</td> <td>125,300,000</td> <td>125,900,000</td> </tr> <tr> <td>TRANSFER FROM LIQUOR</td> <td>141,400,000</td> <td>146,400,000</td> </tr> </tbody> </table>	GENERAL FUND	<u>FY 2016</u>	<u>FY 2017</u>	BUSINESS PROFITS TAX	\$275,100,000	\$282,000,000	BUSINESS ENTERPRISE TAX	<u>73,800,000</u>	<u>75,600,000</u>	SUBTOTAL BUSINESS TAXES	\$348,900,000	\$357,600,000	MEALS AND ROOMS TAX	284,700,000	301,800,000	TOBACCO TAX	125,300,000	125,900,000	TRANSFER FROM LIQUOR	141,400,000	146,400,000
GENERAL FUND	<u>FY 2016</u>	<u>FY 2017</u>																																												
BUSINESS PROFITS TAX	\$270,600,000	\$275,700,000																																												
BUSINESS ENTERPRISE TAX	<u>72,100,000</u>	<u>73,500,000</u>																																												
SUBTOTAL BUSINESS TAXES	342,700,000	349,200,000																																												
MEALS AND ROOMS TAX	278,700,000	291,200,000																																												
TOBACCO TAX	126,800,000	126,100,000																																												
TRANSFER FROM LIQUOR	141,400,000	146,300,000																																												
INTEREST AND DIVIDENDS TAX	81,500,000	81,500,000																																												
GENERAL FUND	<u>FY 2016</u>	<u>FY 2017</u>																																												
BUSINESS PROFITS TAX	\$275,100,000	\$282,000,000																																												
BUSINESS ENTERPRISE TAX	<u>73,800,000</u>	<u>75,600,000</u>																																												
SUBTOTAL BUSINESS TAXES	\$348,900,000	\$357,600,000																																												
MEALS AND ROOMS TAX	284,700,000	301,800,000																																												
TOBACCO TAX	125,300,000	125,900,000																																												
TRANSFER FROM LIQUOR	141,400,000	146,400,000																																												

**LBAO
06/12/15**

**HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED**

SENATE PASSED

INSURANCE	116,800,000	104,300,000	INTEREST AND DIVIDENDS TAX	93,000,000	94,400,000
COMMUNICATIONS TAX	61,500,000	63,000,000	INSURANCE	118,300,000	114,400,000
REAL ESTATE TRANSFER TAX	71,900,000	74,800,000	COMMUNICATIONS TAX	59,900,000	61,400,000
COURT FINES & FEES	13,800,000	13,800,000	REAL ESTATE TRANSFER TAX	81,200,000	86,500,000
SECURITIES REVENUE	42,200,000	42,800,000	COURT FINES & FEES	13,800,000	13,800,000
UTILITY CONSUMPTION TAX	6,000,000	6,000,000	SECURITIES REVENUE	42,200,000	42,800,000
BEER TAX	13,400,000	13,400,000	UTILITY CONSUMPTION TAX	6,000,000	6,000,000
OTHER REVENUES	69,800,000	70,200,000	BEER TAX	13,400,000	13,400,000
TOBACCO SETTLEMENT	2,300,000	0	OTHER REVENUES	69,800,000	70,200,000
MEDICAID RECOVERIES	9,800,000	10,400,000	TOBACCO SETTLEMENT	2,300,000	0
TOTAL GENERAL FUND	<u>1,378,600,000</u>	<u>1,393,000,000</u>	MEDICAID RECOVERIES	<u>9,800,000</u>	<u>10,400,000</u>
			TOTAL GENERAL FUND	\$1,410,000,000	\$1,445,000,000
EDUCATION FUND	<u>FY 2016</u>	<u>FY 2017</u>	EDUCATION FUND	<u>FY 2016</u>	<u>FY 2017</u>
BUSINESS PROFITS TAX	57,400,000	58,500,000	BUSINESS PROFITS TAX	\$60,400,000	\$61,900,000
BUSINESS ENTERPRISE TAX	<u>146,600,000</u>	<u>149,300,000</u>	BUSINESS ENTERPRISE TAX	<u>149,800,000</u>	<u>153,600,000</u>
SUBTOTAL BUSINESS TAXES	204,000,000	207,800,000	SUBTOTAL BUSINESS TAXES	\$210,200,000	\$215,500,000
MEALS AND ROOMS TAX	8,800,000	9,200,000	MEALS AND ROOMS TAX	8,800,000	9,300,000
TOBACCO TAX	87,400,000	86,900,000	TOBACCO TAX	98,500,000	99,000,000
REAL ESTATE TRANSFER TAX	41,500,000	43,200,000	REAL ESTATE TRANSFER TAX	40,000,000	42,600,000
TRANSFER FROM LOTTERY	73,200,000	75,200,000	TRANSFER FROM LOTTERY	73,200,000	75,200,000
TRANSFER FROM RACING & CHARITABLE GAMING	2,500,000	2,500,000	TRANSFER FROM RACING & CHARITABLE GAMING	2,500,000	2,500,000
TOBACCO SETTLEMENT	40,000,000	39,000,000	TOBACCO SETTLEMENT	40,000,000	39,000,000
UTILITY PROPERTY TAX	41,300,000	41,800,000	UTILITY PROPERTY TAX	41,300,000	41,800,000
STATEWIDE PROPERTY TAX	<u>363,100,000</u>	<u>363,100,000</u>	STATEWIDE PROPERTY TAX	<u>363,100,000</u>	<u>363,100,000</u>
TOTAL EDUCATION FUND	861,800,000	868,700,000			

**LBAO
06/12/15**

**HB 1 SIDE BY SIDE COMPARISON BACK OF BUDGET SECTIONS
HOUSE PASSED**

SENATE PASSED

			TOTAL EDUCATION FUND	\$877,600,000	\$888,000,000
HIGHWAY FUND	<u>FY 2016</u>	<u>FY 2017</u>	HIGHWAY FUND	<u>FY 2016</u>	<u>FY 2017</u>
GASOLINE ROAD TOLL	121,200,000	120,600,000	GASOLINE ROAD TOLL	\$125,900,000	\$125,900,000
MOTOR VEHICLE FEES	106,300,000	112,900,000	MOTOR VEHICLE FEES	106,400,000	113,500,000
MISCELLANEOUS	<u>1,300,000</u>	<u>900,000</u>	MISCELLANEOUS	<u>1,300,000</u>	<u>900,000</u>
TOTAL HIGHWAY FUND	228,800,000	234,400,000	TOTAL HIGHWAY FUND	\$233,600,000	\$240,300,000
FISH AND GAME FUND	<u>FY 2016</u>	<u>FY 2017</u>	FISH AND GAME FUND	<u>FY 2016</u>	<u>FY 2017</u>
FISH AND GAME LICENSES	8,500,000	8,500,000	FISH AND GAME LICENSES	\$8,500,000	\$8,500,000
FINES AND MISCELLANEOUS	<u>1,800,000</u>	<u>1,800,000</u>	FINES AND MISCELLANEOUS	<u>1,800,000</u>	<u>1,800,000</u>
TOTAL FISH AND GAME FUND	<u>10,300,000</u>	<u>10,300,000</u>	TOTAL FISH AND GAME FUND	\$10,300,000	\$10,300,000
12 Effective Date. This act shall take effect July 1, 2015.			9 Effective Date. This act shall take effect July 1, 2015.		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
1	1	23	Department of Administrative Services; Consolidation of Human Resources and Payroll Functions.	Senate Amended		
2	2	24	Department of Administrative Services; Consolidation of Business Processing Functions.	Senate Amended		
3	3	26	Department of Administrative Services; Continuation of Appropriation.	No Change		
4	4	27	Department of Administrative Services; Transfer Among Accounts and Classes.	Senate Amended		
5	5	27	Department of Administrative Services; Rehiring of Laid Off Classified State Employees.	No Change		
6	6	28	Health Risk Appraisal; Protected Health Information.	No Change		
7	7	28	State Employee Health Plan; Application.	No Change		
8	8	29	New Paragraph; Executive Councilors.	No Change		
9	N/A	30	Department of Administrative Services; Energy Consumption Reduction Reports.	Senate Deleted; added to HB 455; House Concurred		
10	9	31	New Paragraph; Department of Administrative Services; State Facility Energy Cost Reduction; Definition of Renewable Energy Added.	No Change		
11	10	31	Department of Administrative Services; Energy Performance Contracting.	No Change		
12	11	32	Department of Administrative Services; Energy Performance Contracting.	No Change		
13	12	32	New Paragraph; State Employees Group Insurance; Medical and Surgical Benefits.	No Change		
14	13	33	Department of Administrative Services; State Employees Group Insurance; Medical and Surgical Benefits.	Senate Amended		
15	14	33	Department of Administrative Services; State Employees Group Insurance; Medical and Surgical Benefits.	Senate Amended		
16	15	34	Department of Administrative Services; New Hampshire Retirement System; Medical Benefits.	Senate Amended		
17	16	36	Department of Administrative Services; Judicial Retirement Plan.	Senate Amended		
18	17	37	Lottery Commission; Incentive Program.	No Change		
19	18	37	Liquor Commission; Reimbursement of Cost of Legal Services.	No Change		
20	19	37	New Paragraph; Department of Justice; Civil Bureau; Contract Attorney.	No Change		
21	20	38	Department of Justice; Agency Attorneys and Attorney Positions.	Senate Amended		
22	21	39	Department of Justice; Compliance with Nonparticipating Manufacturer Adjustment Settlement Agreement.	No Change		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
23	22	40	Judicial Appointments; Number Limited; Vacancies.	Senate Amended		
24	23	40	Judicial Branch; Transfers.	No Change		
25	24	41	New Paragraph; Community College System; Retiree Health Care Payments.	No Change		
26	N/A	41	Fish and Game Department; Rulemaking; Fees.	Senate Deleted; added to HB 212; House Concurred		
27	N/A	42	Fish and Game; Crossbow Permit; Disability; Administrative Fee.	Senate Deleted; added to HB 212; House Concurred		
28	N/A	42	Fish and Game; Dog Training; Fee.	Senate Deleted; added to HB 212; House Concurred		
29	N/A	42	Fish and Game; Field Trials.	Senate Deleted; added to HB 212; House Concurred		
30	N/A	43	Fish and Game; Bow and Arrow; License Fee.	Senate Deleted; added to HB 212; House Concurred		
31	N/A	43	Fish and Game; Muzzleloaders.	Senate Deleted; added to HB 212; House Concurred		
32	N/A	44	Fish and Game; Special Deer Permits.	Senate Deleted; added to HB 212; House Concurred		
33	N/A	44	Fish and Game; Black Bears.	Senate Deleted; added to HB 212; House Concurred		
34	N/A	45	Fish and Game; Fishing Tournaments.	Senate Deleted; added to HB 212; House Concurred		
35	N/A	45	Fish and Game; Lobster and Crab.	Senate Deleted; added to HB 212; House Concurred		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
36	N/A	46	Fish and Game; Lobster Helper's License.	Senate Deleted; added to HB 212; House Concurred		
37	N/A	46	Fish and Game; Lobster Retail Dealer.	Senate Deleted; added to HB 212; House Concurred		
38	N/A	46	Fish and Game; Nonresident Commercial Salt Water License.	Senate Deleted; added to HB 212; House Concurred		
39	N/A	47	Fish and Game; Nonresident Wholesaler License.	Senate Deleted; added to HB 212; House Concurred		
40	N/A	47	Fish and Game; Resident Commercial Salt Water License.	Senate Deleted; added to HB 212; House Concurred		
41	N/A	48	Fish and Game; Resident Wholesaler License.	Senate Deleted; added to HB 212; House Concurred		
42	N/A	48	Fish and Game; Landing License.	Senate Deleted; added to HB 212; House Concurred		
43	N/A	49	Fish and Game; Commercial Shrimp License.	Senate Deleted; added to HB 212; House Concurred		
44	N/A	49	Fish and Game; Oyster License.	Senate Deleted; added to HB 212; House Concurred		
45	N/A	50	Fish and Game; Clams in Coastal Waters.	Senate Deleted; added to HB 212; House Concurred		
46	N/A	50	Fish and Game; Recreational Taking of Clams.	Senate Deleted; added to HB 212; House Concurred		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
47	N/A	51	Fish and Game; Sale of Venison.	Senate Deleted; added to HB 212; House Concurred		
48	N/A	51	Fish and Game; License Fees.	Senate Deleted; added to HB 212; House Concurred		
49	N/A	51	Fish and Game; License Applications and Fees.	Senate Deleted; added to HB 212; House Concurred		
50	N/A	59	Fish and Game; Fur Buyers.	Senate Deleted; added to HB 212; House Concurred		
51	N/A	59	Fish and Game; Taxidermy.	Senate Deleted; added to HB 212; House Concurred		
52	N/A	60	Fish and Game; Freshwater Bait.	Senate Deleted; added to HB 212; House Concurred		
53	N/A	60	Fish and Game; Importing Bait.	Senate Deleted; added to HB 212; House Concurred		
54	N/A	61	Fish and Game; Guide License.	Senate Deleted; added to HB 212; House Concurred		
55	N/A	61	Fish and Game; Guides.	Senate Deleted; added to HB 212; House Concurred		
56	N/A	61	Fish and Game Department; Licenses for Persons Over 65.	Senate Deleted; added to HB 212; House Concurred		
57	N/A	62	New Section; Fish and Game Department; Environmental Review Fees.	Senate Deleted; added to HB 212; House Concurred		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
58	25	63	Forest Management and Protection Fund.	No Change		
59	26	64	State Park Fund.	No Change		
60	27	64	Department of Resources and Economic Development; Transfer of Funds Authorized.	No Change		
61	N/A	65	Department of Resources and Economic Development; Cannon Mountain.	Senate Deleted		
62	28	65	Suspension. Relative to funeral expenses to recipients of public assistance.	No Change		
63	29	65	Department of Transportation; Transfer of Funds.	Senate Amended		
64	N/A	66	New Paragraph; Salt Applicators; Rulemaking.	Senate Deleted; added amended language to HB 364; CoC		
65	N/A	66	Veterans' Home; Reports.	Senate Deleted; added to HB 455; House Concurred		
66	30	66	New Paragraph; Department of Information Technology; Statewide Standards and Protocols.	Senate Amended		
67	31	67	Department of Information Technology; Purchasing Policy.	No Change		
68	32	68	Repeal. RSA 21-I:11, I(a)(9), relative to approval by the chief information officer.	No Change		
69	33	68	Department of Transportation; Federal Assistance Grant; Appropriation.	No Change		
70	34	68	Continuation of Appropriation Regarding Emergency Management.	No Change		
71	35	68	Department of Safety; Assistant Commissioners.	No Change		
72	36	69	Department of Safety; Assistant Commissioners.	Senate Amended		
73	N/A	70	New Chapter; Office of Substance Use Disorders and Behavioral Health.	Senate Deleted		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
74	N/A	71	New Paragraph; Governor's Commission on Alcohol and Substance Abuse Prevention, Treatment and Recovery; Membership.	Senate Deleted		
75	37	72	New Section; Departments; Electronic Credit Card Payments; Authorization to Administer.	No Change		
76	38	72	Department of Corrections, Department of Health and Human Services, and Department of Safety; Filling Unfunded Positions; Authorization.	Senate Amended		
77	N/A	73	Insect Pests and Plant Diseases; Pesticide Product Registration.	Senate Deleted; added to HB 364; CoC		
78	N/A	73	Insect Pests and Plant Diseases; Integrated Pest Management Program.	Senate Deleted; added to HB 364; CoC		
79	N/A	73	New Paragraph; Governor's Commission on Disability; Committee on Architectural Barrier-18 Free Design; Waivers.	Senate Deleted		
80	N/A	74	New Paragraph; Governor's Commission on Disability; Rulemaking.	Senate Deleted		
81	N/A	74	Governor's Commission on Disability; Application for Waiver Process.	Senate Deleted		
82	39	75	Repeal. Fee to the USNH	No Change		
83	40	75	Department of Revenue Administration; Administration and Enforcement Fee.	No Change		
N/A	41	75	Prospective Repeal Regarding Eligibility for Services Extended.	Senate Added		
N/A	42	75	Discrimination Prohibited; Eligibility for Services.	Senate Added		
N/A	43	75	Transfer to Revenue Stabilization Reserve Account.	Senate Added		
84	250	76	Tax Amnesty.	No Change		
85	251	76	Mandatory Penalties.	No Change		
86	252	76	Appropriation. To Department of Revenue Administration for tax amnesty program.	No Change		
87	N/A	76	Office of Energy and Planning; Establishment; General Duties and Responsibilities.	Senate Deleted; Replaced w/ study in sections 45-46		
88	N/A	78	Repeal. Relative to office and energy and planning.	Senate Deleted; Replaced w/ study in sections 45-46		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
89	N/A	78	Office of Energy and Planning; Regional and Municipal Assistance; Program Established.	Senate Deleted; Replaced w/ study in sections 45-46		
90	N/A	78	Office of Energy and Planning; Responsibilities for Assistance.	Senate Deleted; Replaced w/ study in sections 45-46		
91	N/A	79	New Section; Fish and Game; Propagation of Fish and Game; Use of Lands.	Senate Deleted; Replaced w/ study in sections 45-46		
92	N/A	79	Tax on Meals and Rooms; Population Figures.	Senate Deleted; Replaced w/ study in sections 45-46		
93	N/A	80	State Energy Strategy.	Senate Deleted; Replaced w/ study in sections 45-46		
94	N/A	81	Repeal. Relative to state development plan and economic growth, resource protection and development.	Senate Deleted; Replaced w/ study in sections 45-46		
95	N/A	81	Regional Planning Commission; General Powers and Duties.	Senate Deleted; Replaced w/ study in sections 45-46		
96	N/A	82	Regional Planning Commission; General Powers and Duties.	Senate Deleted; Replaced w/ study in sections 45-46		
97	N/A	82	Planning and Zoning; Enactment and Adoption Procedures; Place for Filing Documents; Reporting of Adoptions or Amendments.	Senate Deleted; Replaced w/ study in sections 45-46		
98	N/A	83	Repeal. Relative to wetlands council membership.	Senate Deleted; Replaced w/ study in sections 45-46		
99	N/A	83	Department of Environmental Services; Water Council.	Senate Deleted; Replaced w/ study in sections 45-46		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
100	N/A	83	Water Management and Protection; Rivers Management Advisory Committee; Establishment.	Senate Deleted; Replaced w/ study in sections 45-46		
101	N/A	83	Water Management and Protection; Lakes Management Advisory Committee.	Senate Deleted; Replaced w/ study in sections 45-46		
102	N/A	84	Land Conservation Investment Program; Transfer of Personnel and Functions.	Senate Deleted; Replaced w/ study in sections 45-46		
103	N/A	84	State Data Center; Transfer of Personnel and Functions.	Senate Deleted; Replaced w/ study in sections 45-46		
104	N/A	85	New Paragraph; Labor; Unemployment Compensation; Administrative Organization and Administration.	Senate Deleted; Replaced w/ study in sections 45-46		
N/A	44	85	New Section; Office of Energy and State Planning; Commission to Study the Planning Functions of the Office of Energy and Planning.	Senate Added; OEP study		
N/A	45	87	Repeal; relative to the commission to study the planning functions of the office of energy and planning.	Senate Added; OEP study		
105	46	87	Chapter Heading; Joint Board; Office of Professional Licensure and Certification.	No Change		
106	47	87	Office of Professional Licensure and Certification.	Senate Amended		
107	48	91	New Sections; Executive Director; Administration; Investigations.	Senate Amended		
108	49	97	Positions Transferred; Department of Information Technology; Health and Human Services.	No Change		
109	50	97	Board of Manufactured Housing; Administrative and Processing Functions.	No Change		
110	51	98	Manufactured Housing Installation Standards Board; Administrative and Processing Functions.	No Change		
111	52	98	Board of Accountancy.	No Change		
112	53	101	Board of Professional Engineers.	No Change		
113	54	102	Board of Professional Engineers.	No Change		
114	55	102	Rulemaking; Professional Engineers.	No Change		
115	56	102	Professional Geologists.	No Change		
116	57	103	Board of Professional Geologists; Hearings; Appeals.	No Change		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
117	58	103	Real Estate Appraiser Board.	No Change		
118	59	104	Electrician's Board.	No Change		
119	60	104	Board of Family Mediator Certification.	Senate Amended; name change		
120	61	104	Real Estate Commission.	No Change		
121	62	105	Real Estate Commission; Qualifications for Licensure.	No Change		
122	63	105	Real Estate Commission; Qualifications for Licensure.	No Change		
123	64	105	Guardian ad Litem Board.	No Change		
124	65	105	Board of Medicine; Medical Review Subcommittee.	No Change		
125	66	107	Board of Medicine; Investigations.	No Change		
126	67	107	Board of Medicine; Accounts.	No Change		
127	68	107	Office of Licensed Allied Health Professionals; Governing Boards.	No Change		
128	69	108	Office of Allied Health Professionals; Responsibilities of the Board of Directors.	No Change		
129	70	109	Office of Allied Health Professionals; Investigations and Disciplinary Proceedings.	No Change		
130	71	109	Board of Nursing.	No Change		
131	72	110	Board of Nursing; Expenditures.	No Change		
132	73	110	Board of Nursing; Investigations.	No Change		
133	74	110	Board of Pharmacy; Reports.	No Change		
134	75	110	Board of Pharmacy; Investigatory Powers.	No Change		
135	76	111	Board of Barbering, Cosmetology, and Esthetics; Receipts.	No Change		
136	77	111	Board of Barbering, Cosmetology, and Esthetics; Duties.	No Change		
137	78	111	Board of Barbering, Cosmetology, and Esthetics; Inspectors.	No Change		
138	79	112	Dental Board; Investigatory Powers.	No Change		
139	80	112	Dental Board; Receipts.	No Change		
140	81	112	Dental Board; Investigations.	No Change		
141	82	113	Dental Board; Disposal of Fines	No Change		
142	83	113	Dental Board; Office.	No Change		
143	84	113	Board of Mental Health Practice; Receipts and Disbursements.	No Change		
144	85	113	Board of Mental Health Practice; Records and Reports.	No Change		
145	86	114	Board of Mental Health Practice; Investigations and Complaints.	No Change		
146	87	114	Board of Podiatry; Investigations and Preliminary Hearings.	No Change		
147	88	114	Board of Nursing Home Administrators.	No Change		
148	89	114	Board of Chiropractic Examiners; Income.	No Change		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
149	90	115	Board of Chiropractic Examiners; Report.	No Change		
150	91	115	New Paragraph; Electrologists; Definitions.	No Change		
151	92	115	References Changed; Electrologists; Executive Director.	No Change		
152	93	115	Embalmers and Funeral Directors.	No Change		
153	94	116	New Paragraph; Ophthalmic Dispensing; Definitions.	No Change		
154	95	116	References Changed; Ophthalmic Dispensing; Executive Director.	No Change		
155	96	116	Ophthalmic Dispensing; Duties of Executive Director.	No Change		
156	97	116	Ophthalmic Dispensing.	No Change		
157	98	117	Naturopathic Board; Powers.	No Change		
158	99	117	Naturopathic Board; Administration.	No Change		
159	100	117	Board of Hearing Care Providers.	No Change		
160	101	118	Board of Acupuncture.	No Change		
161	102	118	Board of Acupuncture; Duties.	No Change		
162	103	118	Board of Licensure for Alcohol and other Drug Use Professionals.	No Change		
163	104	118	Advisory Board of Massage Therapists.	No Change		
164	105	119	References Changed; Massage Therapists; Executive Director.	No Change		
165	106	119	Advisory Board of Massage Therapists.	No Change		
166	107	119	Board of Psychologists.	No Change		
167	108	120	New Paragraph; Advisory Board of Reflexology, Structural Integration, and Asian Bodywork Therapy; Definitions.	No Change		
168	109	120	References Changed; Advisory Board of Reflexology, Structural Integration, and Asian Bodywork Therapy; Executive Director.	No Change		
169	110	120	Repeals. Relative to consolidation of the various boards.	No Change		
170	N/A	123	Department of Resources and Economic Development; Reporting Requirements.	Senate Deleted; added to HB 455; House Concurred		
171	N/A	127	Issuance of Reports.	Senate Deleted; added to HB 455; House Concurred		
172	N/A	128	Department of Environmental Services; Milfoil and Other Exotic Aquatic Plants.	Senate Deleted; added to HB 455; House Concurred		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
173	N/A	128	Telecommunications Equipment Assistance Program; Annual Report.	Senate Deleted; added to HB 455; House Concurred		
174	N/A	128	Water Pollution and Waste Disposal; Duties of the Department.	Senate Deleted; added to HB 455; House Concurred		
175	N/A	129	Water Pollution and Waste Disposal; Duties of the Department.	Senate Deleted; added to HB 455; House Concurred		
176	N/A	130	Aquatic Resource Compensatory Mitigation; Report.	Senate Deleted; added to HB 455; House Concurred		
177	N/A	130	Unemployment Compensation; Duties and Powers.	Senate Deleted; added to HB 455; House Concurred		
178	N/A	131	New Hampshire Employment Program and Family Assistance Program; Work Participation Rates.	Senate Deleted; added to HB 455; House Concurred		
179	N/A	132	New Hampshire Employment Program and Family Assistance Program; Outcome Measurement System.	Senate Deleted; added to HB 455; House Concurred		
180	N/A	133	New Hampshire Employment Program and Family Assistance Program; Career Ladder Initiatives.	Senate Deleted; added to HB 455; House Concurred		
181	N/A	133	Long-Term Care; Program Management and Cost Controls.	Senate Deleted; added to HB 455; House Concurred		
182	N/A	134	Department of Health and Human Services; Rate Setting for Home Health Services.	Senate Deleted; added to HB 455; House Concurred		
183	N/A	135	Workers' Compensation; Reports of the Commissioner.	Senate Deleted; added to HB 455; House Concurred		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
184	N/A	136	State Liquor Stores; Closing of State Stores.	Senate Deleted		
185	N/A	137	Horse and Dog Racing; Report of the Commission.	Senate Deleted; added to HB 455; House Concurred		
186	N/A	137	Disposal of State-Owned Vehicles Based on Non-Business Use.	Senate Deleted		
187	N/A	138	State Trust Funds; Reporting.	Senate Deleted		
188	N/A	139	Investment and Debt Management; Duties of Office.	Senate Deleted		
189	N/A	139	Controlled Drug Act; Drug Asset Forfeiture Guidelines Required.	Senate Deleted		
190	N/A	140	State Solid Waste Plan and Report.	Senate Deleted; added to HB 455; House Concurred		
191	N/A	140	Department of Environmental Services; Air Resources Council.	Senate Deleted; added to HB 455; House Concurred		
192	N/A	141	Pollution Prevention; Duties of Coordinator.	Senate Deleted; added to HB 455; House Concurred		
193	N/A	141	Diseases of Domestic Animals; Report.	Senate Deleted; added to HB 455; House Concurred		
194	N/A	141	Animal Population Control; Program Established.	Senate Deleted; added to HB 455; House Concurred		
195	N/A	142	Standards for Weights and Measures; Duties of the Commissioner.	Senate Deleted; added to HB 455; House Concurred		
196	N/A	142	Standards for Weights and Measures; Duties of the Commissioner.	Senate Deleted		
197	N/A	142	Beekeeping and Maple Honey Products; Report.	Senate Deleted		
198	N/A	142	Insect Pests and Plant Diseases; Board Responsibility and Authority.	Senate Deleted		
199	N/A	143	Pesticides Training Program.	Senate Deleted; added to HB 455; House Concurred		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
200	N/A	143	Agriculture Nutrient Management Program.	Senate Deleted; added to HB 455; House Concurred		
201	N/A	143	Waiver in Lieu of Court Appearance; Default.	Senate Deleted		
202	N/A	144	Driver Education; Reciprocity.	Senate Deleted; added to HB 455; House Concurred		
203	N/A	144	Public and Congregate Mooring Fields; Permit Required.	Senate Deleted		
204	N/A	144	Fish and Game Commission; Biennial Report to the General Court.	Senate Deleted; added to HB 455; House Concurred		
205	N/A	145	Propagation of Fish and Game; Reasonable Price.	Senate Deleted; added to HB 455; House Concurred		
206	N/A	145	Propagation by the State; Accounts.	Senate Deleted; added to HB 455; House Concurred		
207	N/A	146	Expansion of State Park System; Development Plan.	Senate Deleted; added to HB 455; House Concurred		
208	N/A	146	Repeal. Relative to reports.	Senate Deleted; added to HB 455; House Concurred		
209	111	148	Department of Agriculture, Markets, and Food; Assistant State Veterinarian; Position Established.	No Change		
210	112	149	New Sections; Agriculture, Horticulture and Animal Husbandry; Assistant State Veterinarian; Powers; Salary and Expenses.	No Change		
211	N/A	149	New Subparagraph; Insect Pests and Plant Diseases.	Senate Deleted		
212	N/A	149	New Subparagraph; Standards for Weights and Measures; Rulemaking Authority.	Senate Deleted		
213	N/A	150	Standards for Weights and Measures; Fees for Licensing Commercial Devices.	Senate Deleted		
214	N/A	151	New Paragraph; Sale of Pets and Disposition of Unclaimed Animals.	Senate Deleted		
215	N/A	152	Nurseries and Nursery Stock; Rulemaking Authority.	Senate Deleted		
216	N/A	152	Animal Care, Breeding and Feed.	Senate Deleted		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
217	N/A	152	Standards for Farm Products; Rulemaking; Fees.	Senate Deleted		
218	N/A	152	New Paragraph; Horticultural Growing Media; Registration and Labeling; Rulemaking.	Senate Deleted		
219	N/A	153	New Subparagraph; Seeds, Plants and Nursery Stock; Duties and Authority of Commissioner; Rulemaking.	Senate Deleted		
220	113	153	All Agencies; Administrative Services.	No Change		
221	114	153	Administrative Services; Health Coverage Shared Responsibility.	No Change		
222	115	153	Sale of Property; Laconia State School.	No Change		
223	116	154	Governor's Commission on Disability; Client Assistance Program; Contingent Transfer of Appropriation.	No Change		
224	117	154	Repeal. Relative to limitation of guarantee of construction bonds for sewage disposal facilities.	No Change		
225	118	154	Department of Environmental Services; Aid to Municipalities for Water Pollution Control.	No Change		
226	119	155	State Aid Grants; Department of Environmental Services.	No Change		
227	N/A	156	Office of Operating Performance; Appropriation Reduction.	Senate Deleted		
228	N/A	156	Agency Reports; Racing and Charitable Gaming Deleted.	Senate Deleted		
229	120	156	Terms of Appointment.	No Change		
230	121	157	State Employees; Terms Defined.	No Change		
231	122	157	Racing and Charitable Gaming; Subdivision Heading Changed.	No Change		
232	123	157	Racing and Charitable Gaming Commission; Lottery Commission Authorization.	No Change		
233	124	159	Supervision and Hearings.	No Change		
234	125	161	Licensees; Restriction on Gambling.	No Change		
235	126	161	Stewards.	No Change		
236	127	161	Rights Protected; Liability Limited.	No Change		
237	128	162	Lottery Commission Revenues.	No Change		
238	129	162	Change from Racing and Charitable Gaming to Lottery.	No Change		
239	130	163	Bingo and Lucky 7; Penalties.	No Change		
240	131	163	Bingo and Lucky-7; Process.	No Change		
241	132	163	New Paragraph; Bingo and Lucky-7; Process.	No Change		
242	133	163	Administrative Orders; Subpoenas.	No Change		
243	134	164	New Section; Subpoenas.	No Change		
244	135	164	New Paragraphs; Bingo and Lucky 7.	No Change		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
245	136	164	New Section; Administrative Orders and Fines.	No Change		
246	137	165	New Section; Bingo and Lucky 7; Subpoenas.	No Change		
247	138	165	Repeal. Relative to the racing and charitable gaming commission.	No Change		
248	139	165	Transfer of Functions, Positions, Equipment, Records, and Accounts; Rules Continued.	No Change		
249	140	166	Liquor Commission; Funds; Alcohol Abuse Prevention and Treatment Fund.	Senate Amended		
250	141	166	School Money; Determination of Grants.	Senate Amended		
251	N/A	168	Adequate Education Grant; Appropriation; Other State Aid; Appropriation Reduction.	Senate Deleted		
252	142	168	Repeal. relative to the cap on the total education grant to a municipality.	Senate Amended; moved effective date to 07/01/17		
253	143	169	School Building Aid; Alternative School Building Aid.	No Change		
254	144	169	Meals and Rooms Tax; Distribution to Cities and Towns.	Senate Amended		
255	145	170	Department of Health and Human Services; Transfer Among Accounts.	Senate Amended		
256	N/A	170	Department of Health and Human Services; Transfer Authority; Medicaid Managed Care Program.	Senate Deleted		
257	146	171	Department of Health and Human Services; Program Eligibility; Additional Revenues.	No Change		
258	147	171	Department of Health and Human Services; Division of Community-Based Care Services, Bureau of Behavioral Health; Mental Health Low Utilizers and Prior Authorization.	Senate Amended		
259	148	172	Department of Health and Human Services; Suspension of Home Health Rate Setting Rule.	No Change		
260	149	172	Department of Health and Human Services; Foster Grandparent Program.	No Change		
261	150	172	Department of Health and Human Services; Bureau of Adult and Elderly Services; Congregate Housing and Services.	No Change		
262	151	172	Department of Health and Human Services; Division for Children, Youth and Families.	No Change		
263	152	173	Department of Health and Human Services; Suspension of Direct Graduate Medical Education.	No Change		
264	153	173	Department of Health and Human Services; Suspension of Indirect Graduate Medical Education.	No Change		
265	154	174	Department of Health and Human Services; Public Safety and Welfare; Medicaid Enhancement for Children and Pregnant Women.	Senate Amended		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
N/A	155	174	Department of Health and Human Services; Public Safety and Welfare; Medicaid Enhancement for Children and Pregnant Women.	See above		
266	156	175	Department of Health and Human Services; Bureau of Adult and Elderly Services; County Payment of Funds for Persons Eligible to Receive Nursing Home Services: Limitation on County Payments; Credit.	Senate Amended		
267	157	175	Public Health; Vaccine Association.	No Change		
268	158	175	Public Health; Vaccine Association; Assessment Determination.	No Change		
269	N/A	176	New Section; Homeland Security and Emergency Management; Assessment Fund.	Senate Deleted		
270	N/A	176	New Subparagraph; Dedicated Account.	Senate Deleted		
271	N/A	176	New Section; Division of Homeland Security and Emergency Management.	Senate Deleted		
272	N/A	180	New Subparagraph; Dedicated Account.	Senate Deleted		
273	N/A	180	Department of Resources and Economic Development; Travel and Tourism Revolving Fund.	Senate Deleted; added to HB 455; House Concurred		
274	N/A	180	Driver Training Fund.	Senate Deleted		
275	159	181	Penalty Assessments.	No Change		
276	160	181	Transfer of State Highway Safety Agency.	No Change		
277	161	181	New Paragraph; Duties of Commissioner of Safety.	No Change		
278	162	181	New Subdivisions; State Highway Safety Program; Traffic Safety Commission.	No Change		
279	163	185	Traffic Safety Commission; Continuation of Terms.	No Change		
280	164	185	Repeal. Relative to highway safety program and traffic safety commission.	No Change		
281	165	185	Suspension; Revenue Sharing.	No Change		
282	166	185	Repeal. Relative to appropriation for state matching funds for disaster assistance grants.	No Change		
283	N/A	185	Housing Finance Authority; Priority to Housing for Veterans.	Senate Deleted		
284	167	186	Reduction in State Self-insured Health Plan Reserve.	Senate Amended by moving effective date to 07/01/17		
285	168	186	Driver Training Fund; Transfer to Department of Safety.	Senate Amended		
286	169	186	Compensation of Certain State Officials.	No Change		
287	170	187	Compensation of Certain State Officials.	No Change		
288	171	187	Compensation of Certain State Officials.	No Change		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
289	172	187	Compensation of Certain State Officials.	Senate Amended		
290	173	188	Compensation of Certain State Officials.	Senate Amended		
291	174	188	Compensation of Certain State Officials; Department of Administrative Services; Title of Position Amended.	No Change		
292	175	189	Transfer of Positions.	No Change		
N/A	176	189	Classified Employees Transferred to Unclassified Positions; Treatment of Leave, Longevity Pay, Terminal Pay; Annual Pay.	Senate Added		
293	177	190	Insurance Department; Deputy Commissioner and Other Department Positions.	No Change		
294	178	190	Insurance Department; Compensation.	No Change		
295	179	190	Insurance Department; Deputy Commissioner and Other Department Positions.	No Change		
296	180	191	Salary of Financial Examinations Supervisor.	No Change		
297	181	191	Financial Examinations Supervisor Position; Effective Date Amended.	No Change		
298	182	192	Repeal. Relative to the financial examinations supervisor in the insurance department.	No Change		
299	183	192	Office of Legislative Budget Assistant; General Duties.	No Change		
300	N/A	196	Department of Administrative Services; Additional Purchasing Authority.	Senate Deleted		
301	N/A	197	New Section; Use of Procurement Cards for Purchase of Commodities or Services.	Senate Deleted		
302	184	198	New Subparagraph; Medical and Surgical Benefits: Retiree Plan.	No Change		
303	N/A	198	Department of State.	Senate Deleted		
304	185	198	Obtaining a Ballot; Proof of Identity; Photograph.	No Change		
305	186	199	New Paragraph; Commissioner of Revenue Administration; Authorization to Contract for Audit Services.	No Change		
306	187	199	New Subparagraph; Confidentiality; Disclosure to Multistate Tax Commission.	No Change		
307	188	200	Department of Revenue Administration; Appropriation.	No Change		
308	N/A	200	Flood Control; Reimbursement of Cities and Towns.	Senate Deleted		
309	N/A	202	New Paragraphs; Flood Control; Reimbursement to Cities and Towns.	Senate Deleted		
310	N/A	203	Distribution of Meals and Rooms Tax; Division of Travel and Tourism Development.	Senate Deleted		
311	189	203	Judicial Branch; Reimbursement of Sheriff's Office for Court Security.	Senate Amended		
312	N/A	204	Entry Fees; Pro Hac Vice.	Senate Deleted		
313	N/A	204	Judicial Branch Family Division Clerks; Fees.	Senate Deleted		
314	N/A	205	Superior Court Fees.	Senate Deleted		
315	N/A	205	District Court Fees.	Senate Deleted		
316	N/A	206	Probate Court Entry Fees.	Senate Deleted		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
317	N/A	206	Pistols and Revolvers; Armed Career Criminals.	Senate Deleted		
318	N/A	206	Habitual Offenders; Penalty.	Senate Deleted		
319	N/A	209	License Suspension and Revocation; Driving After Revocation or Suspension.	Senate Deleted		
320	N/A	210	Penalties for Intoxication or Under Influence of Drugs Offenses.	Senate Deleted		
321	N/A	210	Penalties for Intoxication or Under Influence of Drugs Offenses.	Senate Deleted		
322	N/A	213	Penalties for Intoxication or Under Influence of Drugs Offenses.	Senate Deleted		
323	N/A	214	Controlled Drug Act; Penalties.	Senate Deleted		
324	N/A	215	Methamphetamine-Related Offenses; Manufacture of Methamphetamine.	Senate Deleted		
325	N/A	215	Discretionary Sentences; Release for Purpose of Gainful Employment, Rehabilitation, or Home Confinement.	Senate Deleted		
326	N/A	216	Reference Change.	Senate Deleted		
327	N/A	216	Transfer of funds; Liquor Commission.	Senate Deleted		
328	190	217	Site Evaluation Committee Fund.	Senate Amended		
329	191	217	New Section; Employee Health Insurance.	Senate Amended		
330	192	217	Applicability.	Senate Amended		
331	193	218	Agreements to Lease-Purchase Vehicles and Equipment Authorized.	Senate Amended		
332	N/A	218	Fees Increased. Vanity number plate.	Senate Deleted		
333	194	218	Allocation of Unrestricted Highway Fund Appropriations.	No Change		
334	195	219	Highway Fund; Construction and Reconstruction Aid; Apportionment.	Senate Amended		
335	196	219	Chartered Public Schools; Funding.	No Change		
336	197	220	Chartered Public Schools; Funding.	Senate Amended		
337	198	220	Lottery Commission; Authority to Purchase Real Property Granted.	No Change		
338	N/A	221	Repeal. Relative to the prohibition on future employment of certain employees of the lottery commission.	Senate Deleted		
339	199	221	Lottery Commission; Executive Director.	No Change		
340	200	221	New Paragraph; Building Code Review Board; Travel Reimbursement.	No Change		
341	201	222	Department of Safety; Transfer Among Accounts.	Senate Amended		
342	202	222	Health and Human Services; Nursing Home Appropriations.	No Change		
343	203	223	Health and Human Services; Nursing Home Appropriations.	No Change		
344	204	223	Health and Human Services; Suspension of Catastrophic Aid Payment to Hospitals.	No Change		
345	205	223	Certificate of Need; Repeal.	Senate Amended		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
346	206	223	New Paragraphs; Health Facility Licensure; License or Registration Required; Exception for Continuing Care Communities.	Senate Amended		
347	207	224	Contingency.	No Change		
348	N/A	224	Health and Human Services; Bureau of Developmental Services; Allocation of Appropriation.	Senate Deleted		
349	208	224	Department of Health and Human Services, Sununu Youth Services Center; Reduction in Appropriation.	Senate Amended		
N/A	209	225	Department of Health and Human Services; Sununu Youth Services Center; Cost Savings Plan.	See above		
350	N/A	225	Effective Date for Repeals Amended.	Senate Deleted		
351	N/A	225	Reference to HIPP Program Deleted.	Senate Deleted		
352	N/A	226	Reference to HIPP Program Deleted.	Senate Deleted		
353	210	227	Health and Human Services. Care Management Program. Determination of Provider Rates for Step I and Step II Care Management Services.	No Change		
354	211	227	Health and Human Services; Generic Drugs Authorization.	No Change		
355	212	228	Department of Corrections; Generic Drugs Authorization.	No Change		
356	213	229	New Subparagraph; Medicaid Managed Care Program; Commissioner's Duties.	Senate Amended		
357	N/A	229	Quality Assessment Expenditures; State Expenditures for Long-Term Care Services.	Senate Deleted		
358	N/A	229	Department of Health and Human Services; New Hampshire Hospital 10-Bed Psychiatric Crisis Unit	Senate Deleted		
359	214	230	Department of Health and Human Services; Consolidation of District Offices.	No Change		
360	N/A	230	Reference Deleted; Photography Equipment and Supplies.	Senate Deleted		
361	N/A	231	Repeal. RSA 659:13, V(a), relative to photography equipment and supplies provided by secretary of state.	Senate Deleted		
362	215	231	Expenditure of Certain Road Toll Revenue.	Senate Amended		
N/A	216	233	State Treasurer and State Accounts; Authority to Borrow; Certain Transportation Projects.	See above		
363	N/A	233	Transfer of Dedicated Funds; Renewable Energy Fund.	Senate Deleted		
364	N/A	234	Transfer of Dedicated Funds; Renewable Energy Fund.	Senate Deleted		
365	N/A	234	Renewable Energy Fund; Appropriation Reduction.	Senate Deleted		
366	N/A	234	Community College System of New Hampshire; Appropriation Reduction.	Senate Deleted		
367	N/A	234	Department of Corrections; Appropriation Reduction.	Senate Deleted		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
368	N/A	234	New Hampshire Hospital; Appropriation Reduction.	Senate Deleted		
369	217	235	Operating Budget; Transfer of Dedicated Funds.(Education Credentialing)	Senate Amended		
370	N/A	235	Operating Budget; Transfer of Dedicated Funds.	Senate Deleted		
371	218	235	Operating Budget; Transfer to General Fund; Legislative Branch.	Senate Amended		
372	N/A	235	Revenue Stabilization Reserve Account.	Senate Deleted		
373	N/A	236	New Subdivision; Keno.	Senate Deleted and sent to S Ways and Means		
374	N/A	242	Application of Receipts; Education Trust Fund.	Senate Deleted and sent to S Ways and Means		
375	N/A	242	Education Trust Fund Creation and Investments; Keno Profits Added.	Senate Deleted and sent to S Ways and Means		
N/A	219	243	Operating Budget; Transfer to General Fund; Legislative Branch.	Senate Added		
N/A	220	243	Legislative Branch; Special Account.	Senate Added		
N/A	221	243	Department of Information Technology; Transfers Among Accounts.	Senate Added		
N/A	222	244	Department of Administrative Services; Transfer from Consumer Protection Escrow Account.	Senate Added		
N/A	223	244	New Section; Attorney General; Disposition of Consumer Protection Settlement Funds.	Senate Added		
N/A	224	245	Liquor Commission; Processing of Merchant Cards.	Senate Added		
N/A	225	246	Department of Employment Security; Unemployment Insurance Fraud Prosecutor; Position Established.	Senate Added		
N/A	226	247	Department of Corrections; Transfers.	Senate Added		
N/A	227	247	New Section; Transitional Housing Unit Maintenance Fund Established.	Senate Added		
N/A	228	248	Sentences; Release From State Prison.	Senate Added		
N/A	229	248	Public Utilities Commission; Implementation of Energy Efficiency Resource Standard.	Senate Added		
N/A	230	248	Electric Renewable Portfolio Standard; Renewable Energy Fund.	Senate Added		
N/A	231	249	Federal Fisheries Disaster Relief Funds.	Senate Added		
N/A	232	250	General Fund; Transfer to Fish and Game Fund.	Senate Added		
N/A	233	250	Fish and Game Department; Rulemaking; Fees.	Senate Added		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
N/A	234	250	Department of Transportation; Route 106 Improvements.	Senate Added		
N/A	235	250	Department of Education; Acceptance of Gifts.	Senate Added		
N/A	236	251	Appropriation; Crotched Mountain Foundation.	Senate Added		
N/A	237	251	New Paragraph; Commissioner of the Department of Health and Human Services; Substance Use Disorder Services.	Senate Added		
N/A	238	252	Department of Health and Human Services; Social Services Block Grant Cost of Living Adjustment to Income Levels.	Senate Added		
N/A	239	252	Department of Education: Transfer Among Accounts.	Senate Added		
N/A	240	252	New Subdivision; State House Weekend Operations Program and Fund.	Senate Added		
N/A	241	254	New Subparagraph; Application of Receipts; State House Weekend Operations Fund.	Senate Added		
N/A	242	254	Business Profits Tax; Imposition of Tax; 2016.	Senate Added		
N/A	243	254	Business Profits Tax; Imposition of Tax; 2017.	Senate Added		
N/A	244	254	Business Profits Tax; Imposition of Tax; 2019.	Senate Added		
N/A	245	254	Business Enterprise Tax; Imposition of Tax; 2016.	Senate Added		
N/A	246	255	Business Enterprise Tax; Imposition of Tax; 2017.	Senate Added		
N/A	247	255	Business Enterprise Tax; Imposition of Tax; 2019.	Senate Added		
N/A	248	255	Applicability.	Senate Added		
N/A	249	255	Business Profits Tax; Research and Development Tax Credit.	Senate Added		
84	250	256	Tax Amnesty.	No Change		
85	251	256	Mandatory Penalties.	No Change		
86	252	256	Appropriation.	No Change		
N/A	253	256	New Paragraph; Department of Revenue Administration; Duties of the Commissioner; Voluntary Disclosure Program.	Senate Added		
N/A	254	257	New Paragraph; Rulemaking; Commissioner of Revenue Administration.	Senate Added		
N/A	255	257	Highway Fund.	Senate Added		
N/A	256	258	Purpose; CTE Centers.	Senate Added		
N/A	257	258	Chapter Title; Community and Technical Education.	Senate Added		
N/A	258	258	Designation of Centers and Programs.	Senate Added		
N/A	259	259	Definitions.	Senate Added		
N/A	260	261	Construction or Renovation.	Senate Added		
N/A	261	262	CTE Program.	Senate Added		
N/A	262	265	Cost of Attendance.	Senate Added		
N/A	263	266	Tuition.	Senate Added		

COMMITTEE OF CONFERENCE
COMPARISON OF HB 2 SECTIONS
HOUSE PASSED VS SENATE PASSED

House Passed Section #	Senate Passed Section #	Page #	Section Title	Action	C of C Status	Comments
N/A	264	267	Transportation.	Senate Added		
N/A	265	267	New Section; Advisory Council on Career and Technical Education.	Senate Added		
N/A	266	269	Reference Changed.	Senate Added		
N/A	267	269	Reference Changed.	Senate Added		
N/A	268	270	Reference Changed.	Senate Added		
N/A	269	270	Committee Established; Pooled Risk Management Programs.	Senate Added		
N/A	270	270	Duties of Committee; Report.	Senate Added		
N/A	271	271	State College and University System; Trustees of the University System.	Senate Added		
N/A	272	273	State College and University System; Trustees of the University System.	Senate Added		
N/A	273	273	Repeal. Relative to house and senate membership on board.	Senate Added		
376	274	273	Effective Date.	Senate Amended		

1 Department of Administrative Services; Consolidation of Human Resources and Payroll Functions.

I. Notwithstanding any law or administrative rule to the contrary, the commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, may make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services, from any other agency except for the liquor commission, as necessary to effectuate the efficient consolidation of human resource and payroll functions within state government.

II. The commissioner of administrative services may establish the number and classification of personnel required for human resource and payroll management in state government except for the liquor commission and, with the prior approval of the governor and council, may eliminate unnecessary positions and transfer to the department of administrative services any position in another agency except for the liquor commission identified by the commissioner of administrative services as necessary to effectuate the efficient consolidation of human resource and payroll functions within state government. Such transfers shall include the transfer of all associated books, papers, records, personnel files, and equipment, including, but not limited to, work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel. All commissioners and

AMENDED BY THE SENATE

1 Department of Administrative Services; Consolidation of Human Resources and Payroll Functions.

I. Notwithstanding any law or administrative rule to the contrary, the commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, may make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services, from any other agency except for the liquor commission, as necessary to effectuate the efficient consolidation of human resource and payroll functions within state government.

II. The commissioner of administrative services may establish the number and classification of personnel required for human resource and payroll management in state government except for the liquor commission with the prior approval of the governor and council, and may eliminate unnecessary positions and transfer to the department of administrative services any position in another agency except for the liquor commission identified by the commissioner of administrative services as necessary to effectuate the efficient consolidation of human resource and payroll functions within state government. Such transfers shall include the transfer of all associated books, papers, records, personnel files, and equipment, including, but not limited to, work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

department heads shall cooperate with the commissioner of administrative services to accomplish the intent of this section. Notwithstanding any law or administrative rule to the contrary, the division of personnel shall be authorized to reclassify positions required for human resources or payroll consolidation from one class series to a different class series as provided in RSA 21-I:54 and shall not require the approval of governor and council.

III. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of human resource and payroll functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may be saved by the state as the result of the consolidation of human resources and payroll functions.

costs, or any other costs associated with the transferred personnel. All commissioners and department heads shall cooperate with the commissioner of administrative services to accomplish the intent of this section. Notwithstanding any law or administrative rule to the contrary, the division of personnel shall be authorized to reclassify positions required for human resources or payroll consolidation from one class series to a different class series as provided in RSA 21-I:54 and shall not require the approval of governor and council.

III. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of human resource and payroll functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may be saved by the state as the result of the consolidation of human resources and payroll functions.

IV. For the biennium ending June 30, 2017, the department of state shall be exempt from the provisions of this section as they relate to the execution of the constitutional duties of the office of the secretary of state.

2 Department of Administrative Services; Consolidation of Business Processing Functions.

I. The commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, may make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services, from any other agency except for the liquor commission, as necessary to effectuate the efficient consolidation of business processing

AMENDED BY THE SENATE

2 Department of Administrative Services; Consolidation of Business Processing Functions.

I. The commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, may make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services from any other agency except for the liquor

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

functions within state government. Such business processing functions shall include:

- (a) Accounts receivable;
- (b) Accounts payable;
- (c) Collection of fines, penalties, fees, restitution, remittances, and other moneys due to the state; and
- (d) Such other finance and accounting functions and transactions the commissioner of administrative services determines would achieve substantial efficiencies from consolidation.

II. The commissioner of administrative services may issue a request for proposals or purchases in accordance with RSA 21-I:22 and RSA 21-I:22-a for the services and assistance of a qualified consultant to evaluate and identify opportunities for business processing consolidation in state government and make recommendations, including for a proposed implementation plan, for consolidation of such functions.

III. The commissioner of administrative services may establish the number of total personnel required for business processing functions in the executive branch of state government and, with the prior approval of the governor and council, may eliminate unnecessary positions and transfer to the department of administrative services any position in another agency except for the liquor commission identified by the commissioner of administrative services as necessary to effectuate the efficient consolidation of business processing functions within state government. Such transfers shall include the transfer of all associated books, papers, records, personnel files, and equipment, including, but not limited

commission as necessary to effectuate the efficient consolidation of business processing functions within state government. Such business processing functions shall include:

- (a) Accounts receivable;
- (b) Accounts payable;
- (c) Collection of fines, penalties, fees, restitution, remittances, and other moneys due to the state; and
- (d) Such other finance and accounting functions and transactions the commissioner of administrative services determines would achieve substantial efficiencies from consolidation.

II. The commissioner of administrative services may issue a request for proposals or purchases in accordance with RSA 21-I:22 and RSA 21-I:22-a for the services and assistance of a qualified consultant to evaluate and identify opportunities for business processing consolidation in state government and make recommendations, including for a proposed implementation plan, for consolidation of such functions.

III. The commissioner of administrative services may establish the number of total personnel required for business processing functions in the executive branch of state government and, with the prior approval of the governor and council, may eliminate unnecessary positions and transfer to the department of administrative services any position in another agency except for the liquor commission identified by the commissioner of administrative services as necessary to effectuate the efficient consolidation of business processing functions within state government. Such transfers shall include the transfer of all

to, work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, and any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.

IV. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of business functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may be saved by the state as the result of the consolidation of human resources and payroll functions.

3 Department of Administrative Services; Continuation of Appropriation. Any unspent balance remaining on the \$250,000 appropriation made by 2011, 224:86 to the department of administrative services for the biennium ending June 30, 2013, for the purpose of selecting and retaining an independent business processing consultant to evaluate and make recommendations relative to the consolidation of business processing functions within state government, shall not lapse until June 30, 2017. The department of administrative services may use this balance to fund such projects, functions, or activities as the commissioner of

associated books, papers, records, personnel files, and equipment, including, but not limited to, work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, and any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.

IV. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of business functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may be saved by the state as the result of the consolidation of human resources and payroll functions.

V. For the biennium ending June 30, 2017, the department of state shall be exempt from the provisions of this section as they relate to the execution of the constitutional duties of the office of the secretary of state.

3 Department of Administrative Services; Continuation of Appropriation. Any unspent balance remaining on the \$250,000 appropriation made by 2011, 224:86 to the department of administrative services for the biennium ending June 30, 2013, for the purpose of selecting and retaining an independent business processing consultant to evaluate and make recommendations relative to the consolidation of business processing functions within state government, shall not lapse until June 30, 2017. The department of administrative services may use this balance to fund such projects, functions, or activities as the commissioner of

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>administrative services may direct relating to the efficiency of state government, including, but not limited to, the selection and retention of an independent business processing consultant and/or other projects, functions, or activities relating to the consolidation of human resource, payroll, finance, business processing and accounting functions.</p>	<p>administrative services may direct relating to the efficiency of state government, including, but not limited to, the selection and retention of an independent business processing consultant and/or other projects, functions, or activities relating to the consolidation of human resource, payroll, finance, business processing and accounting functions.</p>
<p>4 Department of Administrative Services; Transfer Among Accounts and Classes. Notwithstanding any provision of law to the contrary, except RSA 9:17-c, and subject to the approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2017, the commissioner of the department of administrative services is hereby authorized to transfer funds within and among all accounting units and/or class codes within the department, with the exception of class 60 transfers, and is further authorized to create new class codes within the department into which funds may be transferred or placed, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department; provided if a transfer does not include new class codes, only transfers over \$75,000 shall require prior approval of the fiscal committee of the general court.</p>	<p>AMENDED BY THE SENATE</p> <p>4 Department of Administrative Services; Transfer Among Accounts and Classes. Notwithstanding any provision of law to the contrary, except RSA 9:17-c, and subject to the approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2017, the commissioner of the department of administrative services is hereby authorized to transfer funds within and among all accounting units and/or class codes within the department, with the exception of class 60 transfers, and is further authorized to create new class codes within the department into which funds may be transferred or placed, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department; provided if a transfer does not include new class codes, only transfers over \$75,000 shall require prior approval of the fiscal committee of the general court and the governor and council.</p>
<p>5 Department of Administrative Services; Rehiring of Laid Off Classified State Employees.</p> <p>I. For purposes of this section, "laid off" means any person in a classified position as described in RSA 21-I:49 who receives written notice of the state's intent to lay him or her off</p>	<p>5 Department of Administrative Services; Rehiring of Laid Off Classified State Employees.</p> <p>I. For purposes of this section, "laid off" means any person in a classified position as described in RSA 21-I:49 who receives written notice of the state's intent to lay him or her off</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>or who is laid off between July 1, 2015 and June 30, 2017, as a result of reorganization or downsizing of state government.</p> <p>II. It is the intent of the general court that any classified position which becomes available in a department or establishment, as defined in RSA 9:1, shall be filled, if possible, by a state employee laid off, as defined in paragraph I, if such person is not currently employed by the state of New Hampshire, if he or she meets the minimum qualifications for the position, and if he or she does not receive a promotion as a result of the rehire.</p> <p>III. The head of each department or agency shall submit the name and classification of any individual laid off between July 1, 2015 and June 30, 2017, to the director of the division of personnel within 10 days of the layoff.</p>	<p>or who is laid off between July 1, 2015 and June 30, 2017, as a result of reorganization or downsizing of state government.</p> <p>II. It is the intent of the general court that any classified position which becomes available in a department or establishment, as defined in RSA 9:1, shall be filled, if possible, by a state employee laid off, as defined in paragraph I, if such person is not currently employed by the state of New Hampshire, if he or she meets the minimum qualifications for the position, and if he or she does not receive a promotion as a result of the rehire.</p> <p>III. The head of each department or agency shall submit the name and classification of any individual laid off between July 1, 2015 and June 30, 2017, to the director of the division of personnel within 10 days of the layoff.</p>
<p>6 Health Risk Appraisal; Protected Health Information. All information contained in a state employee’s health risk appraisal as referenced in any collective bargaining agreement shall be considered protected health information and entitled to all of the non-disclosure and other restrictions set forth in the Health Insurance Portability and Accountability Act of 1996, as amended, (HIPAA) Standards for Privacy of Individually Identifiable Health Information at 45 C.F.R. Part 160 and Subparts A and E of Part 164 (“Privacy Rule”).</p>	<p>6 Health Risk Appraisal; Protected Health Information. All information contained in a state employee’s health risk appraisal as referenced in any collective bargaining agreement shall be considered protected health information and entitled to all of the non-disclosure and other restrictions set forth in the Health Insurance Portability and Accountability Act of 1996, as amended, (HIPAA) Standards for Privacy of Individually Identifiable Health Information at 45 C.F.R. Part 160 and Subparts A and E of Part 164 (“Privacy Rule”).</p>
<p>7 State Employee Health Plan; Application. The cost sharing and plan design for unrepresented active state employees who participate in the health plans offered by the state shall be the same as those for individuals covered by the collective bargaining agreement between the state of New Hampshire and the State Employees’ Association of New Hampshire, Inc. The fiscal committee of the general court may approve changes to the</p>	<p>7 State Employee Health Plan; Application. The cost sharing and plan design for unrepresented active state employees who participate in the health plans offered by the state shall be the same as those for individuals covered by the collective bargaining agreement between the state of New Hampshire and the State Employees’ Association of New Hampshire, Inc. The fiscal committee of the general court may approve changes to the</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

above plan design cost sharing provisions consistent with RSA 21-I:30, I. The cost sharing and plan designs for represented active state employees who participate in the health plans offered by the state shall be in accordance with the provisions of the collective bargaining agreements between the state and the employee organizations representing those employees.

above plan design cost sharing provisions consistent with RSA 21-I:30, I. The cost sharing and plan designs for represented active state employees who participate in the health plans offered by the state shall be in accordance with the provisions of the collective bargaining agreements between the state and the employee organizations representing those employees.

8 New Paragraph; Executive Councilors. Amend RSA 94:1-a by inserting after paragraph IV the following new paragraph:

8 New Paragraph; Executive Councilors. Amend RSA 94:1-a by inserting after paragraph IV the following new paragraph:

V.(a) Executive councilors may participate at their own expense in a group health and dental insurance arrangement during their tenure in office. Such group health and dental insurance arrangement shall be the state employees group insurance plan afforded full-time state employees.

V.(a) Executive councilors may participate at their own expense in a group health and dental insurance arrangement during their tenure in office. Such group health and dental insurance arrangement shall be the state employees group insurance plan afforded full-time state employees.

(b) Notwithstanding the terms of any state employee group insurance contract or other state law to the contrary, executive councilors who have participated in a group health and dental insurance arrangement during their tenure in office, shall elect, within 30 days after they leave the executive council, either to continue to participate fully in that arrangement for as long as they choose to do so at their own expense, or to discontinue their participation.

(b) Notwithstanding the terms of any state employee group insurance contract or other state law to the contrary, executive councilors who have participated in a group health and dental insurance arrangement during their tenure in office, shall elect, within 30 days after they leave the executive council, either to continue to participate fully in that arrangement for as long as they choose to do so at their own expense, or to discontinue their participation.

(c) The commissioner of the department of administrative services shall invoice and collect amounts due from executive councilors and former executive council members. Collected amounts shall be deposited in the employee and retiree benefit risk management fund, established in RSA 21-I:30-e.

(c) The commissioner of the department of administrative services shall invoice and collect amounts due from executive councilors and former executive council members. Collected amounts shall be deposited in the employee and retiree benefit risk management fund, established in RSA 21-I:30-e.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

(d) Failure to remit payment for participation pursuant to paragraph I in full within 30 days of billing shall be grounds for terminating benefits, effective with the beginning of the billing period. Reenrollment shall be dependent upon payment of outstanding participation or other amounts.

(e) Failure to remit payment in full for participation pursuant to paragraph II within 60 days of billing shall be grounds for permanently terminating benefits effective upon the beginning of the billing period. Either in the billing notice or in a separate notice to the person billed, the department of administrative services shall advise that failure to pay the specified amount in full within the required time shall be grounds for permanent termination of benefits.

(d) Failure to remit payment for participation pursuant to paragraph I in full within 30 days of billing shall be grounds for terminating benefits, effective with the beginning of the billing period. Reenrollment shall be dependent upon payment of outstanding participation or other amounts.

(e) Failure to remit payment in full for participation pursuant to paragraph II within 60 days of billing shall be grounds for permanently terminating benefits effective upon the beginning of the billing period. Either in the billing notice or in a separate notice to the person billed, the department of administrative services shall advise that failure to pay the specified amount in full within the required time shall be grounds for permanent termination of benefits.

9 Department of Administrative Services; Energy Consumption Reduction Reports.
Amend RSA 21-I:14-c to read as follows:

21-I:14-c Energy Consumption Reduction Goal; Reports.

I. Each state department shall identify cost-effective measures to reduce fossil fuel consumption by 25 percent by 2025 in state buildings, on a square foot basis, compared to a 2005 baseline. Implementation of any measures shall be subject to the appropriate budgetary process and approval. Cost effectiveness for the purposes of this section shall mean a return on investment based on energy savings and reduced operational costs within the expected lifetime of the measure.

II. Beginning in calendar year ~~2012~~ **2016**, each state department shall submit ~~an annual~~ **a biennial** report to the commissioner of administrative services on or before

DELETED BY THE SENATE

<p>[September 1] October 15 which details any cost-effective measures it is utilizing and those potential measures, subject to budgetary approval, to comply with the energy consumption reduction goal established in paragraph I and its annual progress in complying with this goal.</p> <p>III. Beginning in calendar year [2012] 2016, the commissioner shall submit [an annual] a biennial report to be made available to the public on or before [December 1] January 15 compiling the annual reports submitted under paragraph II, with findings on the departments' annual progress in complying with the energy consumption reduction goal established in paragraph I and problems which may prevent the departments from achieving this goal, to the governor, the senate president, the speaker of the house of representatives, the chair of the senate energy and natural resources committee and the chair of the house science, technology and energy committee.</p>	
<p>10 New Paragraph; Department of Administrative Services; State Facility Energy Cost Reduction; Definition of Renewable Energy Added. Amend RSA 21-I:19-b by inserting after paragraph VI the following new paragraph:</p> <p>VII. "Renewable energy," for the purposes of this section, means wind energy; biomass energy; geothermal energy, if the geothermal energy output is in the form of useful thermal energy; hydrogen derived from biomass fuels or methane gas; ocean thermal, wave, current, or tidal energy; methane gas; solar thermal or electric energy; or hydropower.</p>	<p>9 New Paragraph; Department of Administrative Services; State Facility Energy Cost Reduction; Definition of Renewable Energy Added. Amend RSA 21-I:19-b by inserting after paragraph VI the following new paragraph:</p> <p>VII. "Renewable energy," for the purposes of this section, means wind energy; biomass energy; geothermal energy, if the geothermal energy output is in the form of useful thermal energy; hydrogen derived from biomass fuels or methane gas; ocean thermal, wave, current, or tidal energy; methane gas; solar thermal or electric energy; or hydropower.</p>
<p>11 Department of Administrative Services; Energy Performance Contracting. Amend RSA 21-I:19-d, I to read as follows:</p> <p>I. Any state agency or municipality may enter into an energy performance contract</p>	<p>10 Department of Administrative Services; Energy Performance Contracting. Amend RSA 21-I:19-d, I to read as follows:</p> <p>I. Any state agency or municipality may enter into an energy performance contract</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

for the purpose of undertaking or implementing energy conservation or alternate energy measures in a facility. An energy performance contract may include, but shall not be limited to, options such as joint ventures, shared-savings contracts, positive cash flow financing or energy service contracts, or any combination thereof, provided that at the conclusion of the contract the agency will receive title to the energy system being financed, if the agency so desires. ~~[The agency that is responsible for a particular facility shall review and make recommendations regarding energy performance contract arrangements for the facility to the IEEC.]~~

12 Department of Administrative Services; Energy Performance Contracting. Amend RSA 21-I: 19-d, II(f) to read as follows:

(f) Any energy performance contract should require the contractor to include all energy efficiency improvement in selected buildings that are calculated to recover all costs within 20 years from the date of project implementation at existing energy prices. The contract shall require that the public utility or energy services provider be repaid only to the extent of energy cost savings guaranteed by the contractor to accrue over the term of the contract. ~~[Repayments to the public utility or energy services provider shall be interest free.]~~

13 New Paragraph; State Employees Group Insurance; Medical and Surgical Benefits. Amend RSA 21-I:30 by inserting after paragraph II the following new paragraph:

II-a. Retired employees who are eligible for Medicare Part A without premium due to age or disability shall provide proof of enrollment in Medicare Parts A and B within 30 days of becoming eligible for Medicare or they shall no longer be eligible to participate in the state

for the purpose of undertaking or implementing energy conservation or alternate energy measures in a facility. An energy performance contract may include, but shall not be limited to, options such as joint ventures, shared-savings contracts, positive cash flow financing or energy service contracts, or any combination thereof, provided that at the conclusion of the contract the agency will receive title to the energy system being financed, if the agency so desires. ~~[The agency that is responsible for a particular facility shall review and make recommendations regarding energy performance contract arrangements for the facility to the IEEC.]~~

11 Department of Administrative Services; Energy Performance Contracting. Amend RSA 21-I: 19-d, II(f) to read as follows:

(f) Any energy performance contract should require the contractor to include all energy efficiency improvement in selected buildings that are calculated to recover all costs within 20 years from the date of project implementation at existing energy prices. The contract shall require that the public utility or energy services provider be repaid only to the extent of energy cost savings guaranteed by the contractor to accrue over the term of the contract. ~~[Repayments to the public utility or energy services provider shall be interest free.]~~

12 New Paragraph; State Employees Group Insurance; Medical and Surgical Benefits. Amend RSA 21-I:30 by inserting after paragraph II the following new paragraph:

II-a. Retired employees who are eligible for Medicare Part A without premium due to age or disability shall provide proof of enrollment in Medicare Parts A and B within 30 days of becoming eligible for Medicare or they shall no longer be eligible to participate in the state

<p>retiree benefit plan for as long as they are not participating in Medicare Parts A and B.</p>	<p>retiree benefit plan for as long as they are not participating in Medicare Parts A and B.</p>
<p>14 Department of Administrative Services; State Employees Group Insurance; Medical and Surgical Benefits. RSA 21-I:30, III is repealed and reenacted to read as follows:</p> <p>III. The state shall pay a partial premium for each retired employee, as defined in paragraphs VI and VII, who is not eligible for Medicare and for his or her spouse for their lifetimes, toward group health care coverage within the limits of the funds appropriated at each legislative session and providing any change in plan is approved by the fiscal committee of the general court prior to its adoption. Pursuant to paragraph XIII, a portion of the premium shall be paid by each retiree and his or her spouse. Retired employees who are not eligible for Medicare may voluntarily cease participation in plan benefits at any time and may reenroll without restriction.</p>	<p>AMENDED BY THE SENATE</p> <p>13 Department of Administrative Services; State Employees Group Insurance; Medical and Surgical Benefits. RSA 21-I:30, III is repealed and reenacted to read as follows:</p> <p>III. The state shall pay a partial premium for each retired employee, as defined in paragraphs VI and VII, who is not eligible for Medicare and for his or her spouse for their lifetimes, toward group health care coverage within the limits of the funds appropriated at each legislative session and providing any change in plan is approved by the fiscal committee of the general court prior to its adoption. Pursuant to paragraph XIII, a portion of the premium shall be paid by each retiree and his or her spouse. Retired employees who are not eligible for Medicare may voluntarily cease participation in plan benefits at any time and, not less than one year from the date of withdrawal, may reenroll without restriction.</p>
<p>15 Department of Administrative Services; State Employees Group Insurance; Medical and Surgical Benefits. Amend RSA 21-I: 30, XIII to read as follows:</p> <p>XIII. The commissioner of administrative services shall invoice and collect from retired state employees [under the age of 65 years] and/or each applicable spouse who are not Medicare eligible and receiving medical and surgical benefits provided under this section, who do not receive a retirement allowance as defined in RSA 100-A:1, XXII, [the] a premium contribution [amounts of 12.5 percent] amount based on a percentage of the total monthly premium [for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent]</p>	<p>AMENDED BY THE SENATE</p> <p>14 Department of Administrative Services; State Employees Group Insurance; Medical and Surgical Benefits. Amend RSA 21-I: 30, XIII to read as follows:</p> <p>XIII. The commissioner of administrative services shall invoice and collect from retired state employees [under the age of 65 years] and/or each applicable spouse who are not Medicare eligible and receiving medical and surgical benefits provided under this section, who do not receive a retirement allowance as defined in RSA 100-A:1, XXII, [the] a premium contribution [amounts of 12.5 percent] amount based on a percentage of the total monthly premium [for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent]</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

of the total monthly premium for 2 plan participants] *attributable to the applicable retiree and/or spouse, as determined by the commissioner of administrative services, with prior approval by the fiscal committee of the general court, provided the percentage is not lower than 20 percent.* The commissioner of administrative services is also authorized to invoice and collect from such other participants contribution amounts as specified by law. Collected amounts shall be deposited in the employee and retiree benefit risk management fund. Failure to remit payment of the contribution amount in full within 30 days of billing shall be grounds for terminating benefits, effective from the beginning of the billing period. Reenrollment shall be dependent upon payment of any outstanding contribution or other amounts within 6 months of the termination date. If a participant fails to remit payment in full for participation within 30 days of billing, on the 30th day the participant shall be notified by certified mail, return receipt requested, that he or she shall remit payment to the department within 10 business days of receiving the letter or his or her benefits shall be terminated effective upon the 10th business day after receipt of the letter and that reenrollment shall be dependent upon payment of any outstanding contribution or other amount within 6 months of the termination date.

~~applicable spouse; provided that the charge to each household shall not exceed 12.5 percent of the total monthly premium for 2 plan participants] *attributable to the applicable retiree and/or spouse, as determined by the commissioner of administrative services, with prior approval by the fiscal committee of the general court, provided the percentage is not lower than 12.5 percent.* The commissioner of administrative services is also authorized to invoice and collect from such other participants contribution amounts as specified by law. Collected amounts shall be deposited in the employee and retiree benefit risk management fund. Failure to remit payment of the contribution amount in full within 30 days of billing shall be grounds for terminating benefits, effective from the beginning of the billing period. Reenrollment shall be dependent upon payment of any outstanding contribution or other amounts within 6 months of the termination date. If a participant fails to remit payment in full for participation within 30 days of billing, on the 30th day the participant shall be notified by certified mail, return receipt requested, that he or she shall remit payment to the department within 10 business days of receiving the letter or his or her benefits shall be terminated effective upon the 10th business day after receipt of the letter and that reenrollment shall be dependent upon payment of any outstanding contribution or other amount within 6 months of the termination date.~~

16 Department of Administrative Services; New Hampshire Retirement System; Medical Benefits. Amend RSA 100-A:54, III to read as follows:
III. The retirement system shall deduct from the monthly retirement allowance of retired state employees ~~[under the age of 65 years]~~ **and/or each applicable spouse who are**

AMENDED BY THE SENATE
15 Department of Administrative Services; New Hampshire Retirement System; Medical Benefits. Amend RSA 100-A:54, III to read as follows:
III. The retirement system shall deduct from the monthly retirement allowance of

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

~~not Medicare eligible and~~ receiving medical and surgical benefits provided pursuant to RSA 21-I:30, [the] ~~a~~ premium contribution [amounts of 12.5 percent] **amount based on a percentage** of the total monthly premium [for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent of the total monthly premium for 2 plan participants] **attributable to the applicable retiree and/or spouse, as determined by the commissioner of administrative services, with prior approval by the fiscal committee of the general court provided the percentage is not lower than 20 percent.** The department of administrative services shall provide information as to the total monthly premium cost for each participant to the retirement system for purposes of calculating this deduction. Deducted amounts, which shall be in addition to and notwithstanding any amounts payable by the retirement system pursuant to RSA 100-A:52, RSA 100-A:52-a, and RSA 100-A:52-b, shall be deposited in the employee and retiree benefit risk management fund. In the event the retiree's monthly allowance is insufficient to cover the certified contribution amount, the retirement system shall so notify the department of administrative services, which shall invoice and collect from the retiree **and/or each applicable spouse** the remaining contribution amount. Failure to remit payment of the contribution amount in full within 30 days of billing shall be grounds for terminating benefits, effective from the beginning of the billing period. Reenrollment shall be dependent upon payment of any outstanding contribution or other amounts within 6 months of the termination date. The department of administrative services shall provide notice of the termination of benefits as provided in RSA 21-I:30, XIII.

retired state employees [~~under the age of 65 years~~] **and/or each applicable spouse who are not Medicare eligible and** receiving medical and surgical benefits provided pursuant to RSA 21-I:30, [the] ~~a~~ premium contribution [amounts of 12.5 percent] **amount based on a percentage** of the total monthly premium [for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent of the total monthly premium for 2 plan participants] **attributable to the applicable retiree and/or spouse, as determined by the commissioner of administrative services, with prior approval by the fiscal committee of the general court provided the percentage is not lower than 12.5 percent.** The department of administrative services shall provide information as to the total monthly premium cost for each participant to the retirement system for purposes of calculating this deduction. Deducted amounts, which shall be in addition to and notwithstanding any amounts payable by the retirement system pursuant to RSA 100-A:52, RSA 100-A:52-a, and RSA 100-A:52-b, shall be deposited in the employee and retiree benefit risk management fund. In the event the retiree's monthly allowance is insufficient to cover the certified contribution amount, the retirement system shall so notify the department of administrative services, which shall invoice and collect from the retiree **and/or each applicable spouse** the remaining contribution amount. Failure to remit payment of the contribution amount in full within 30 days of billing shall be grounds for terminating benefits, effective from the beginning of the billing period. Reenrollment shall be dependent upon payment of any outstanding contribution or other amounts within 6 months of the termination date. The department of administrative services shall provide

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	notice of the termination of benefits as provided in RSA 21-I:30, XIII.
<p>17 Department of Administrative Services; Judicial Retirement Plan. Amend RSA 100-C:11-a to read as follows:</p> <p>100-C:11-a Retiree and Spouse Health Insurance Premium Contribution. Retired judges and <i>their applicable</i> spouses [under the age of 65 years] <i>who are not Medicare eligible and</i> receiving medical and surgical benefits shall be responsible for payment of a premium contribution amount [of 12.5 percent of the] <i>based on a percentage of the</i> total monthly premium [for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent of the total monthly premium for 2 plan participants] <i>attributable to the applicable retiree and/or spouse, as determined by the commissioner of administrative services, with prior approval by the fiscal committee of the general court, provided the percentage is not lower than 20 percent.</i> The department of administrative services shall provide information as to the total monthly premium cost for each participant to the judicial retirement plan for purposes of calculating this deduction. The judicial retirement plan shall deduct the payment required under this section from the retiree’s monthly retirement allowance. Deducted amounts shall be remitted to the administrative office of the courts within 14 days along with a statement identifying from whom the deduction was made, and shall be used to pay for plan retiree and spouse health care expenses and any administrative costs related thereto.</p>	<p>AMENDED BY THE SENATE</p> <p>16 Department of Administrative Services; Judicial Retirement Plan. Amend RSA 100-C:11-a to read as follows:</p> <p>100-C:11-a Retiree and Spouse Health Insurance Premium Contribution. Retired judges and <i>their applicable</i> spouses [under the age of 65 years] <i>who are not Medicare eligible and</i> receiving medical and surgical benefits shall be responsible for payment of a premium contribution amount [of 12.5 percent of the] <i>based on a percentage of the</i> total monthly premium [for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent of the total monthly premium for 2 plan participants] <i>attributable to the applicable retiree and/or spouse, as determined by the commissioner of administrative services, with prior approval by the fiscal committee of the general court, provided the percentage is not lower than 12.5 percent.</i> The department of administrative services shall provide information as to the total monthly premium cost for each participant to the judicial retirement plan for purposes of calculating this deduction. The judicial retirement plan shall deduct the payment required under this section from the retiree’s monthly retirement allowance. Deducted amounts shall be remitted to the administrative office of the courts within 14 days along with a statement identifying from whom the deduction was made, and shall be used to pay for plan retiree and spouse health care expenses and any administrative costs related thereto.</p>

18 Lottery Commission; Incentive Program. Amend RSA 284:21-h by inserting after paragraph VI the following new paragraph:

VII. The lottery commission may develop and implement an employee recognition program for monetary incentives to promote increased sales and compensate lottery sales representatives based upon performance and funded from an existing lottery budget line item. The incentive program shall be implemented through rules adopted by the lottery commission in accordance with RSA 541-A. The lottery commission shall report quarterly to the fiscal committee of the general court on the status of the incentive program.

19 Liquor Commission; Reimbursement of Cost of Legal Services. Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2017, the liquor commission shall reimburse the cost for any legal services provided by the department of justice to the commission that would not normally be included as part of the statewide cost allocation paid by the commission.

20 New Paragraph; Department of Justice; Civil Bureau; Contract Attorney. Amend RSA 21-M:11 by inserting after paragraph II the following new paragraph:

III. The department of justice shall have the authority to hire a full-time attorney assigned to the bureau, who shall act as legal counsel for state executive agencies in the procurement, negotiation, and development of contracts as determined by the attorney general. Each agency shall notify the department of justice of its intent to procure a contract or enter into any agreement that may materially impact the state, according to criteria established by the department of justice, including but not limited to, contract value,

17 Lottery Commission; Incentive Program. Amend RSA 284:21-h by inserting after paragraph VI the following new paragraph:

VII. The lottery commission may develop and implement an employee recognition program for monetary incentives to promote increased sales and compensate lottery sales representatives based upon performance and funded from an existing lottery budget line item. The incentive program shall be implemented through rules adopted by the lottery commission in accordance with RSA 541-A. The lottery commission shall report quarterly to the fiscal committee of the general court on the status of the incentive program.

18 Liquor Commission; Reimbursement of Cost of Legal Services. Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2017, the liquor commission shall reimburse the cost for any legal services provided by the department of justice to the commission that would not normally be included as part of the statewide cost allocation paid by the commission.

19 New Paragraph; Department of Justice; Civil Bureau; Contract Attorney. Amend RSA 21-M:11 by inserting after paragraph II the following new paragraph:

III. The department of justice shall have the authority to hire a full-time attorney assigned to the bureau, who shall act as legal counsel for state executive agencies in the procurement, negotiation, and development of contracts as determined by the attorney general. Each agency shall notify the department of justice of its intent to procure a contract or enter into any agreement that may materially impact the state, according to criteria established by the department of justice, including but not limited to, contract value,

<p>complexity, and performance obligations.</p>	<p>complexity, and performance obligations.</p>
<p>21 Department of Justice; Agency Attorneys. Amend RSA 7:13 to read as follows:</p> <p>7:13 Transfer of Attorneys From Other Departments.</p> <p>I. Upon request of the attorney general, the governor is hereby authorized to transfer any employee authorized to do legal work, and all unexpended appropriations and funds allocated for the payment of such employee’s salary, from any department or agency of the state to the department of justice whenever such action is deemed by the governor to be in the best interest of the state. <i>Upon transfer, the employee’s position shall be converted to an unclassified attorney position. The transferring agency shall be responsible for any eligible earned but unused leave due to the employee.</i> Any such employee so transferred or employed by the expenditure of such funds and appropriations shall be directly responsible to the attorney general and shall perform such services as the attorney general may direct. [The provisions of this section shall not apply to the general counsel and counsel of the department of employment security.]</p> <p>II. <i>Whenever an attorney position in any agency or department becomes vacant, the attorney general shall have the option of transferring the position and any related appropriations to the department of justice. The attorney general shall be notified whenever such a vacancy occurs, and shall decide whether to request a transfer of the position pursuant to paragraph I.</i></p>	<p>AMENDED BY THE SENATE</p> <p>20 Department of Justice; Agency Attorneys and Attorney Positions. RSA 7:13 is repealed and reenacted to read as follows:</p> <p>7:13 Transfer of Attorneys From Other Departments.</p> <p>I. If an agency head, in consultation with the attorney general, deems it to be in the best interests of the agency or department to transfer an employee authorized to do legal work to the department of justice, the agency head and the attorney general shall make such a request to the governor. If the governor deems such action to be in the best interest of the state, he or she is hereby authorized to transfer the employee, and all unexpended appropriations and funds allocated for the payment of such employee’s salary, from the department or agency of the state to the department of justice, provided that if the unexpended appropriations and funds of the transferring agency are restricted by law, then the employee shall continue to perform legal work exclusively for the transferring agency in compliance with the funding restrictions. Upon transfer from the agency to the department of justice, the position shall be converted to an unclassified position. The transferring agency shall be responsible for any termination payouts due to the employee.</p> <p>II. The attorney general shall be notified whenever an attorney position in an agency becomes vacant. The attorney general, in consultation with the agency head, shall evaluate whether the transfer of the vacant position to the department of justice would advance the provision of legal services to that agency. A transfer shall not be considered if the position is</p>

	<p>for a hearings examiner or an attorney who represents the state in child abuse and neglect proceedings, or requires specialized legal knowledge or experience in a subject matter unique to the agency. Upon request of the attorney general, the governor is authorized to transfer any vacant attorney position if the governor deems such transfer to be in the best interests of the state. If the agency head disagrees with the attorney general’s request, he or she shall be afforded the opportunity to confer with the governor before a decision on the transfer request is made. When a transfer is made, all unexpended appropriations and funds allocated for the payment of the salary associated with such position shall be transferred from the agency to the department of justice, provided that if the unexpended appropriations and funds of the transferring agency are restricted by law, then any person filling the transferred position shall continue to perform legal work exclusively for the transferring agency in compliance with the funding restrictions. Upon transfer from the agency to the department of justice, the position shall be converted to an unclassified position.</p>
<p>22 Department of Justice; Compliance with Nonparticipating Manufacturer Adjustment Settlement Agreement. Amend RSA 21-J:14, XII to read as follows:</p> <p>XII. Department records, files, or information obtained by the commissioner or other department employee under the provisions of RSA 78, RSA 541-C, or RSA 541-D may be disclosed to the attorney general, or designee, and other federal, state, or local agencies as provided under RSA 541-D:5, II. <i>The attorney general or designee may further disclose such records, files, or information pursuant to an agreement with an entity designated to serve</i></p>	<p>21 Department of Justice; Compliance with Nonparticipating Manufacturer Adjustment Settlement Agreement. Amend RSA 21-J:14, XII to read as follows:</p> <p>XII. Department records, files, or information obtained by the commissioner or other department employee under the provisions of RSA 78, RSA 541-C, or RSA 541-D may be disclosed to the attorney general, or designee, and other federal, state, or local agencies as provided under RSA 541-D:5, II. <i>The attorney general or designee may further disclose such records, files, or information pursuant to an agreement with an entity designated to serve</i></p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

as a data clearinghouse in accordance with the terms of the Nonparticipating Manufacturer Adjustment Settlement Agreement. The Nonparticipating Manufacturer Adjustment Settlement Agreement means, for purposes of this paragraph, the settlement agreement between the state of New Hampshire and the participating manufacturers, as primarily set forth in the term sheet dated November 14, 2012 and approved by the general court in 2013, 6.

as a data clearinghouse in accordance with the terms of the Nonparticipating Manufacturer Adjustment Settlement Agreement. The Nonparticipating Manufacturer Adjustment Settlement Agreement means, for purposes of this paragraph, the settlement agreement between the state of New Hampshire and the participating manufacturers, as primarily set forth in the term sheet dated November 14, 2012 and approved by the general court in 2013, 6.

23 Judicial Appointments; Number Limited; Vacancies.

I. Except as provided in paragraph II, for the biennium ending June 30, 2017, the number of judges serving on the superior court shall not exceed 20 and the number of full-time judges serving on the circuit court shall not exceed 31.

II. For the biennium ending June 30, 2017, the filling of a marital master position by a judge shall increase the authorized number of circuit court judges allowed under paragraph I for each position so filled.

AMENDED BY THE SENATE

22 Judicial Appointments; Number Limited; Vacancies.

I. Except as provided in paragraph II, for the biennium ending June 30, 2017, the number of judges serving on the superior court shall not exceed 21 and the number of full-time judges serving on the circuit court shall not exceed 31.

II. For the biennium ending June 30, 2017, the filling of a marital master position by a judge shall increase the authorized number of circuit court judges allowed under paragraph I for each position so filled.

24 Judicial Branch; Transfers. Notwithstanding any provision of law to the contrary, and subject to approval of the fiscal committee of the general court, for the biennium ending June 30, 2017, the supreme court is hereby authorized to transfer funds within and among all accounting units within the judicial branch as the supreme court deems necessary and appropriate to address budget reductions or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the judicial branch. If the supreme court intends to transfer funds which would otherwise meet

23 Judicial Branch; Transfers. Notwithstanding any provision of law to the contrary, and subject to approval of the fiscal committee of the general court, for the biennium ending June 30, 2017, the supreme court is hereby authorized to transfer funds within and among all accounting units within the judicial branch as the supreme court deems necessary and appropriate to address budget reductions or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the judicial branch. If the supreme court intends to transfer funds which would otherwise meet

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>the transfer requirements as set forth in RSA 9:17-d, prior approval of the fiscal committee shall be required for transfers of \$75,000 or more.</p>	<p>the transfer requirements as set forth in RSA 9:17-d, prior approval of the fiscal committee shall be required for transfers of \$75,000 or more.</p>
<p>25 New Paragraph; Community College System; Retiree Health Care Payments. Amend RSA 188-F:7 by inserting after paragraph IV the following new paragraph:</p> <p>V. The community college system of New Hampshire shall remit to the state on a monthly basis the cost of retiree health care benefits for employees who have retired on or after July 1, 2011. The amount due shall be based on current enrollment for that month and the working rate for the calendar year. Invoices from the department of administrative services shall contain retiree enrollment detail in regards to the amount due. The department shall provide the community college system an anticipated budget each biennium as part of the retiree health budget process.</p>	<p>24 New Paragraph; Community College System; Retiree Health Care Payments. Amend RSA 188-F:7 by inserting after paragraph IV the following new paragraph:</p> <p>V. The community college system of New Hampshire shall remit to the state on a monthly basis the cost of retiree health care benefits for employees who have retired on or after July 1, 2011. The amount due shall be based on current enrollment for that month and the working rate for the calendar year. Invoices from the department of administrative services shall contain retiree enrollment detail in regards to the amount due. The department shall provide the community college system an anticipated budget each biennium as part of the retiree health budget process.</p>
<p>26 Fish and Game Department; Rulemaking; Fees. Amend RSA 206:10, I as follows:</p> <p>I. It shall be the duty of the executive director to function as the chief administrator of the commission and to protect, propagate and preserve the fish, game, and wildlife resources of the state and to protect and conserve nongame birds of the state. The executive director shall, subject to the limitations hereinafter set forth, have the power and authority to adopt and enforce rules, pursuant to RSA 541-A, for the adequate and effective control, management, restoration, conservation, and regulation of the fish, game, bird, and wildlife resources of the state, including rules designed to prohibit or otherwise regulate nonagricultural activities which may cause the introduction or spread of infectious disease in the state's wildlife resources. Such power and authority shall include: (a) the right, after</p>	<p>DELETED BY THE SENATE</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p><i>consultation with the commission, to set and charge fees adopted pursuant to RSA 541-A, (b) the right to</i> open and close the season for taking fish, game, birds, and wildlife, <i>(c) the</i> right to fix the size, number and weight limits, and other conditions governing the method and manner of taking the same. Such power and authority may be exercised with reference to the state as a whole, or for any specified county or part thereof, or for any lake, pond, stream, or part thereof.</p>	
<p>27 Fish and Game; Crossbow Permit; Disability; Administrative Fee. Amend RSA 207:10-c, V, to read as follows: V. [A-\$10] An administrative fee set by the executive director pursuant to RSA 206:10, I shall be charged once, upon application to the executive director for such permit.</p>	<p>DELETED BY THE SENATE</p>
<p>28 Fish and Game; Dog Training; Fee. Amend RSA 207:12-a, I to read as follows: I. Any person who is licensed to hunt within the state may be issued a training permit for the training of bird dogs and trail or tree hounds during the closed season on any wildlife, except deer, moose, caribou, elk, lynx, cougar, bobcat, and turkey, upon application and the payment of a fee [of \$5]. The executive director shall adopt rules pursuant to RSA 541-A, relative to the amount of the fee for the training permit and the period for the training of bear dogs. Notwithstanding the provisions of this paragraph, field trials shall be permitted pursuant to RSA 207:13.</p>	<p>DELETED BY THE SENATE</p>
<p>29 Fish and Game; Field Trials. Amend RSA 207:13, I to read as follows: I. Field trials for dogs may be held at such times, in such manner, and under such restrictions, as may be prescribed by the executive director. Any person wishing to hold a</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>field trial shall first obtain a written permit from the person on whose land it is proposed to hold the trial, present the same to the executive director, and pay a fee [of \$9.50] set by the executive director pursuant to RSA 206:10, I, including field trials for coon dogs and such night hunts for coon dogs as authorized by paragraph II. The executive director may thereupon issue a permit for such field trial. The executive director or his duly authorized agent shall supervise the holding of such field trial, enforce the terms of the permits, and the rules for its conduct. The executive director shall adopt rules under RSA 541-A for the conduct of field trials as in his or her opinion are necessary to safeguard the interest of the wildlife of the state, provided that the executive director shall issue permits for beagle trials to any beagle club recognized by the American Kennel Club for trials to be run under the rules and regulations of the American Kennel Club. The fee for this permit shall [not exceed \$9.50] be set by the executive director pursuant to RSA 206:10, I. The executive director or his or her authorized agent shall enforce the terms of such permits.</p>	
<p>30 Fish and Game; Bow and Arrow; License Fee. RSA 208:5, I is repealed and reenacted to read as follows:</p> <p>I. The executive director shall set the fee pursuant to RSA 206:10, I, for issuance of archery licenses for the following categories: residents 16 years of age or older and nonresidents 16 years of age or older.</p>	<p>DELETED BY THE SENATE</p>
<p>31 Fish and Game; Muzzleloaders. Amend RSA 208:5-a to read as follows:</p> <p>208:5-a Muzzleloaders. A person who has complied with the licensing requirements relative to hunting deer pursuant to RSA 214, [upon payment of a fee of \$15 by residents or a]</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>fee of \$40 by non residents,] shall be issued a license, <i>upon payment of a fee set by the executive director pursuant to RSA 206:10, I, for the following categories: residents 16 years of age or older and nonresidents 16 years of age or older.</i> A muzzleloading license shall not be required for residents less than 16 years of age, but such person while hunting with a muzzleloading firearm shall be accompanied by a properly licensed person who is 18 years of age or over and must also comply with all provisions of this chapter. The license shall entitle the holder to hunt deer with a single shot muzzleloading firearm.</p>	
<p>32 Fish and Game; Special Deer Permits. Amend RSA 208:5-b to read as follows: 208:5-b Special Deer Permits. The executive director may issue special deer permits to a person licensed with the applicable license to hunt issued under RSA 214, or RSA 208:5 or [5-a] 208:5-a. The executive director shall adopt rules pursuant to RSA 541-A relative to fixing the number and sex limitations for wild deer and any other conditions governing the location, method, and manner of taking as well as the issuance and fee for special deer permits. [The executive director may charge a fee not to exceed \$15 for all applications for special deer permits.]</p>	<p>DELETED BY THE SENATE</p>
<p>33 Fish and Game; Black Bears. Amend RSA 208:24, II to read as follows: II. No person shall take wild black bears in this state without first procuring a bear license and tag in addition to the applicable license to hunt issued pursuant to RSA 214 or RSA 208:5. The cost of the bear license and tag, <i>for both residents and nonresidents</i>, shall be [\$15 for residents and \$47 for non residents] <i>set by the executive director pursuant to RSA 206:10, I.</i></p>	<p>DELETED BY THE SENATE</p>

<p>34 Fish and Game; Fishing Tournaments. Amend RSA 211:16-b to read as follows:</p> <p>211:16-b Fishing Tournaments.</p> <p>I. No person shall promote or operate any fishing tournament in the waters under the jurisdiction of this state without first procuring a special permit from the executive director to do so. [The fee for a permit issued under this section is \$25.]</p> <p>II. The executive director shall adopt rules, pursuant to RSA 541-A, relative to definitions, fees, conditions, requirements for waivers, including waivers of the fee, qualifications, and all other criteria relating to the operation of a fishing tournament on any waters of the state.</p>	<p>DELETED BY THE SENATE</p>
<p>35 Fish and Game; Lobster and Crab. Amend RSA 211:18, III-a to read as follows:</p> <p>III-a. The [following fees shall apply to lobster and crab license] executive director shall set the fee pursuant to RSA 206:10, I for the following lobster and crab license types issued under this section:</p> <ul style="list-style-type: none">(a) Resident commercial lobster and crab license[-\$300].(b) Nonresident commercial lobster and crab license[-\$600].(c) Resident limited commercial lobster and crab license[-\$175].(d) Nonresident limited commercial lobster and crab license[-\$350].(e) Resident part-time commercial lobster and crab license[-\$103].(f) Nonresident part-time commercial lobster and crab license[-\$350].(g) Recreational lobster and crab license[-\$35].	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>36 Fish and Game; Lobster Helper's License. Amend RSA 211:20 to read as follows:</p> <p>211:20 Helper's License. Any person licensed under the provisions of RSA 211:18 may get a helper's license which entitles the person to have the help of a person in the taking of lobsters or crabs. The helper's license may be transferred to any one helper employed by the licensee, but may not be transferred to a person who previously had a lobster license which is under suspension. A helper may assist, set, or haul pots or traps or any other device used in the taking of lobsters and crabs only in the presence of and aboard the boat of a person licensed under the provisions of RSA 211:18, and who holds a valid helper's license. [The fee for a helper's license is \$10.] The executive director shall adopt rules pursuant to RSA 541-A relative to the fee for a helper's license and the terms and restrictions of a helper's license to comply with lobster trap limits established under the Atlantic States Marine Fisheries Commission management plan for American lobster relative to reduced fishing effort.</p>	<p>DELETED BY THE SENATE</p>
<p>37 Fish and Game; Lobster Retail Dealer. RSA 211:39, II through IV are repealed and reenacted to read as follows:</p> <p>II. The executive director shall set the fee pursuant to RSA 206:10, I, for retail dealer licenses issued under this section.</p>	<p>DELETED BY THE SENATE</p>
<p>38 Fish and Game; Nonresident Commercial Salt Water License. Amend RSA 211:49-a, II to read as follows:</p> <p>II. The fee for an annual license shall be [\$500] set by the executive director pursuant to RSA 206:10, I. The license shall be for the operator of the boat, vessel, flotation device, or gear, and helpers; provided, however, that helpers shall not be allowed for the taking of sea</p>	<p>DELETED BY THE SENATE</p>

<p>urchins or scallops by diving.</p>	
<p>39 Fish and Game; Nonresident Wholesaler License. Amend RSA 211:49-aa, I, to read as follows:</p> <p>I. Any person, firm, or corporation who does not qualify as a resident under RSA 207:1 or RSA 211:43 and who is engaged in a wholesale trade in any marine species shall first procure a valid license from the executive director to do so in this state. The license shall entitle the licensee to buy, sell, process, and transport any marine species in wholesale trade within the state and to ship any marine species within and outside the state. A separate extra facility license shall be required for each market, store, vehicle, or facility where such marine species are bought or sold at wholesale. A nonresident wholesale license shall not be required by a person properly licensed pursuant to RSA 211:49-a. The [fee] fees for an annual license [shall be \$200 and \$75] and for each extra facility license shall be set by the executive director pursuant to RSA 206:10, I. A copy of the license shall be carried in each vehicle and displayed at all facilities.</p>	<p>DELETED BY THE SENATE</p>
<p>40 Fish and Game; Resident Commercial Salt Water License. Amend RSA 211:49-b, II to read as follows:</p> <p>II. The fee for such annual license shall be [\$50] set by the executive director pursuant to RSA 206:10, I. The license shall be for the operator of the boat, vessel, flotation device, or gear, and helpers; provided, however, that helpers shall not be allowed for the taking of sea urchins or scallops by diving.</p>	<p>DELETED BY THE SENATE</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>41 Fish and Game; Resident Wholesaler License. Amend RSA 211:49-c, I to read as follows:</p> <p>I. Any person, firm, or corporation engaged in a wholesale trade in any marine species shall first procure from the executive director a license to do so. Said license shall entitle the licensee to buy, sell, process, and transport any marine species in wholesale trade within the state and to ship any marine species within and outside the state. A separate extra facility license shall be required for each market, store, vehicle, or facility where such marine species are bought or sold at wholesale. A resident wholesaler license shall not be required by a person properly licensed pursuant to RSA 211:49-b. The [fee] fees for an annual license [shall be \$100 and \$50] and for each extra facility license shall be set by the executive director pursuant to RSA 206:10, I. A copy of the license shall be carried in each vehicle and displayed at all facilities.</p>	<p>DELETED BY THE SENATE</p>
<p>42 Fish and Game; Landing License. Amend RSA 211:49-d to read as follows:</p> <p>211:49-d Landing License; Lobster and Crabs. Any person who is not licensed under RSA 211:18, RSA 211:49-a, or RSA 211:49-b and wishes to transport in state waters lobsters and crabs taken outside the jurisdiction of the state via ship, vessel, or similar craft in state waters for the purposes of landing the lobsters and crabs in the state must first procure a landing license. This shall allow the licensee to sell lobster and crab landed under such person's license. The fee for [an] annual [license] licenses [shall be \$50 for a resident and \$500 for any persons who does not qualify as a residents under RSA 207:1] for residents and nonresidents shall be set by the executive director pursuant to RSA 206:10, I.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>43 Fish and Game; Commercial Shrimp License. Amend RSA 211:49-e, II and III to read as follows:</p> <p>II. The [fee] fees for the northern shrimp [license] resident and nonresident licenses shall be [\$100 for residents] set by the executive director pursuant to RSA 206:10, I.</p> <p>III. [The fee for the northern shrimp license shall be \$500 for nonresidents.] A nonresident shall not be eligible to obtain a commercial shrimp license unless the state in which such person is a resident provides a reciprocal licensing privilege for residents of this state.</p>	<p>DELETED BY THE SENATE</p>
<p>44 Fish and Game; Oyster License. Amend RSA 211:62-a to read as follows:</p> <p>211:62-a License for Taking. No person shall at any time take oysters unless the person is a resident of the state and has been duly licensed as provided in this section. Any resident of this state shall, upon application to the executive director of the fish and game department, be granted a license to take oysters upon payment of a fee [of \$29] set by the executive director pursuant to RSA 206:10, I. Such license shall be issued for the current calendar year. The executive director of the fish and game department shall make readily available such licenses as are covered by this section through its regular outlets. A person who furnishes to another person or permits another person to have or use the person's oyster license or the license of any other person, or changes or alters such license or uses a license issued to another person, or makes a false statement in an application to obtain said license shall be subjected to the penalty under RSA 211:64.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>45 Fish and Game; Clams in Coastal Waters. Amend RSA 211:62-d to read as follows:</p> <p>211:62-d Clams in Coastal Waters. No one other than an individual natural person who is a bona fide resident of the state, and who has obtained a [\$300] commercial clamming license, may at any time commercially harvest or take the following from ocean waters within the jurisdiction of the state, black clams (<i>Cyprina islandica</i>), sea clams (<i>Spisula solidissima</i>), and razor clams (<i>Enis directus</i>). No such person authorized by this section to take such clams may take more than 500 bushels of unshucked clams daily. <i>The fee for a commercial clamming license shall be set by the executive director pursuant to RSA 206:10, I.</i></p>	<p>DELETED BY THE SENATE</p>
<p>46 Fish and Game; Recreational Taking of Clams. Amend RSA 211:64-b to read as follows:</p> <p>211:64-b License for Recreational Taking of Clams. No person shall at any time take clams for such person's own use unless the person is a resident of the state and has been duly licensed as provided in this section. Any person 6 years of age or older shall, upon application to the executive director of the fish and game department, be granted a license to take clams for recreational purposes upon payment of a fee [of \$29] <i>set by the executive director pursuant to RSA 206:10, I.</i> Such license shall be issued for the current calendar year. A resident of the state may take up to one quart of clamworms during any one day for such person's own use without a license. A person who furnishes to another person or permits another person to have or use the person's recreational clam license or the license of any other person, or changes or alters such license or uses a license issued to another person, or makes a false statement in an application to obtain said license shall be subjected to the</p>	<p>DELETED BY THE SENATE</p>

<p>penalty under RSA 211:64.</p>	
<p>47 Fish and Game; Sale of Venison. Amend RSA 212:30-d, III to read as follows:</p> <p>III. Resident and nonresident wholesalers who wish to sell imported venison in this state as permitted in paragraph I shall procure a wholesaler’s license from the department of fish and game to do so, the fee for which shall be [\$50] set by the executive director pursuant to RSA 206:10, I. Said license shall expire on December 31 of each calendar year. Wholesalers shall provide bills of sale in duplicate, one copy of which shall be given to the retail seller, and the other copy of which shall be retained as a file copy by the wholesaler and shall be available for inspection by any agent of the executive director.</p>	<p>DELETED BY THE SENATE</p>
<p>48 Fish and Game; License Fees. Amend RSA 214:8 to read as follows:</p> <p>214:8 Form; Fees.</p> <p>I. The executive director shall prepare licenses, game tags, permits, stamps, and such other forms as determined necessary to comply with all licensing requirements of title XVIII. Such license, when issued to the licensee, shall bear the date of issuance, and shall contain the name, age, color of eyes, and residence of the licensee and such other information, including affidavits, as may be requested by the executive director. The license, to be valid, shall be countersigned by the licensee on the face of the license in the space provided.</p> <p>II. The executive director shall set fees for the various license types described in RSA 214:9 pursuant to RSA 206:10, I.</p>	<p>DELETED BY THE SENATE</p>
<p>49 Fish and Game; License Applications and Fees. Amend RSA 214:9 to read as follows:</p> <p>214:9 Application[; Fees]. [The] To obtain any of the following licenses, an applicant</p>	<p>DELETED BY THE SENATE</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

shall fill out and subscribe ~~to~~ *on* a blank to be furnished by the executive director and pay the agent the ~~following~~ *license* fees, *established under RSA 214:8, II*, and the agent fee as provided in RSA 214-A:4:

I. ~~[If the applicant is a resident of this state and wishes to hunt, \$21, and the agent shall thereupon issue a]~~ Resident hunting license, which shall entitle the licensee to hunt, shoot, kill, or take, except by the use of traps, and to transport wild birds and wild animals under the restrictions of this title.

II. ~~[If the applicant is a resident of this state and wishes to fish, \$33, and the agent shall thereupon issue a]~~ Resident fishing license, which shall entitle the licensee to kill, take, and transport all species of freshwater fish, under the restrictions of this title.

II-a. [Repealed.]

II-b. ~~[If the applicant is a resident of this state and wishes to fish for one day, \$8, and the agent shall thereupon issue a]~~ One-day resident fishing license, which shall entitle the licensee to kill, take, and transport all species of freshwater fish, for said time only, under the restrictions of this title.

III. ~~[If the applicant is a resident of this state and wishes to hunt and fish, \$44, and the agent shall thereupon issue a]~~ Resident hunting and fishing license, which shall entitle the licensee to hunt, shoot, kill, or take, except by use of traps, and to transport wild birds, wild animals, and all species of freshwater fish under the restrictions of this title.

IV. ~~[If the applicant is a resident of this state and wishes to take fur bearing animals and coyote by the use of traps, \$27.50, and the department shall thereupon issue a]~~ *Resident*

trapping license, which shall entitle the licensee to take fur-bearing animals and coyote by the use of traps and sell and transport them under the restrictions of this title.

V. ~~[If the applicant is a resident under 16 years of age and wishes to take fur-bearing animals and coyote by the use of traps when not accompanied by a licensed trapper 18 years of age or over, \$5.50, and the agent shall thereupon issue a]~~ Resident minor's trapping license, which shall entitle the licensee ***under 16 years of age*** to take fur-bearing animals and coyote by the use of traps and sell and transport them under the restrictions of this title.

VI. ~~[If the applicant is a nonresident, 16 years of age or older, and wishes to hunt, \$102, and the agent shall thereupon issue a]~~ Nonresident hunting license which shall entitle the licensee to hunt, shoot, kill, and take, except by the use of traps, and to transport wild birds and wild animals under the restrictions of this title.

VI-a. ~~[If the applicant is a nonresident and wishes to hunt and fish, \$139, and the agent shall thereupon issue a]~~ Nonresident hunting and fishing license, which shall entitle the licensee to hunt, shoot, kill, or take, except by use of traps, and to transport wild birds, wild animals, and all species of freshwater fish under the restrictions of this title.

VII. [Repealed.]

VII-a. ~~[If the applicant is a nonresident and wishes to take small game as defined in RSA 207:1, XXVI, \$52, and the agent shall thereupon issue a]~~ Nonresident small game license which shall entitle the licensee to hunt, shoot, or take small game ***as defined in RSA 207:1, XXVI***; provided, however, this license shall not authorize the taking of fur-bearing animals as defined in RSA 207:1, VIII.

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

~~VII-b. [If the applicant is a nonresident and wishes to take small game as defined in RSA 207:1, XXVI, for 3 consecutive days, \$24, and the agent shall thereupon issue a] 3-day nonresident small game license which shall entitle the licensee to hunt, shoot, or take small game **as defined in RSA 207:1, XXVI, for 3 consecutive days**; provided, however, this license shall not authorize the taking of fur-bearing animals as defined in RSA 207:1, VIII.~~

~~VIII. [If the applicant is a nonresident, 16 years of age or older, and wishes to take any species of freshwater fish, \$51, and the agent shall thereupon issue a] Nonresident fishing license which shall entitle the licensee to kill, take, and transport all species of freshwater fish under the restrictions of this title[, provided that:~~

~~(a) [Repealed.]~~

~~(b) If the applicant wishes to take said fish for 7 consecutive days, \$33, and the agent shall thereupon issue a 7 day nonresident fishing license for said time only under the restrictions of this title;~~

~~(c) If the applicant wishes to take said fish for 3 consecutive days, \$26, and the agent shall thereupon issue a 3 day nonresident fishing license for said time only under the restrictions of this title; and~~

~~(d) [Repealed.]~~

~~(e) If the applicant wishes to take said fish for one day, \$13, and the agent shall thereupon issue a one day nonresident fishing license for said time only under the restrictions of this title].~~

~~VIII-a. [Repealed.]~~

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

VIII-b. [Repealed.]

VIII-c. 7-day nonresident fishing license, which shall entitle the licensee to kill, take, and transport all species of freshwater fish, for 7 consecutive days, under the restrictions of this title.

VIII-d. 3-day nonresident fishing license, which shall entitle the licensee to kill, take, and transport all species of freshwater fish, for 3 consecutive days, under the restrictions of this title.

VIII-e. One day nonresident fishing license, which shall entitle the licensee to kill, take, and transport all species of freshwater fish, for one day, under the restrictions of this title.

~~IX. [If the applicant is a nonresident and wishes to take fur-bearing animals and coyotes by the use of traps, the nonresident shall pay \$300.]~~ ***Nonresident trapping license, which shall entitle the licensee to take fur-bearing animals and coyote by the use of traps and sell and transport them under the restrictions of this title.*** If the applicant's state or province does not permit nonresident trappers, said applicant shall be denied a nonresident license in this state.

~~X.(a) [If the applicant wishes to hunt pheasants, the agent shall thereupon issue a]~~ Pheasant license or stamp which shall entitle the licensee to hunt, shoot, kill, and take, except by the use of traps, pheasants during the open season.

(b) The fee for such license or stamp shall be ~~[determined by the executive director pursuant to RSA 541-A]~~ ***set by the executive director pursuant to RSA 206:10, I.***

XI. ~~[If the applicant is a resident and wishes to hunt wild turkeys, \$15, and if the applicant is a nonresident and wishes to hunt wild turkeys, \$30, and the fish and game department shall thereupon issue a wild turkey license or permit]~~ **Resident wild turkey license**, which shall entitle the licensee to hunt, shoot, kill, and take turkey, except by the use of traps.

XI-a. Nonresident wild turkey license, which shall entitle the licensee to hunt, shoot, kill, and take turkey, except by the use of traps.

XII. ~~[If the applicant wishes to hunt migratory waterfowl, \$4.00, and the agent shall thereupon issue a state]~~ Migratory waterfowl license which shall entitle the licensee to hunt, shoot, kill, and take migratory waterfowl during such time and in such manner and numbers as may be allowed under RSA 209:6.

XIII.(a) Any recognized summer camp or educational facility operated within the state may apply to the executive director of the fish and game department for a group fishing license that may be utilized by individual campers or students while participating in camp or school approved activities. The fee for the license ~~[shall be \$25, and]~~, the definitions, requirements for participation, and criteria for obtaining the license shall be determined by the executive director pursuant to rules adopted under RSA 541-A.

(b) [Repealed.]

XIV. [Repealed.]

XV. If the applicant wishes to take wild animals, excluding fish and marine species, or wild birds, ~~[\$2.50]~~ **a fee set by the executive director pursuant to RSA 206:10, I**, and the

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

agent shall thereupon issue a wildlife habitat stamp or license as provided in RSA 214:1-f. For any year in which a stamp is issued, the agent shall be entitled to retain [~~\$-50~~] **a portion** of the [~~\$2-50~~] fee **as set by the executive director pursuant to RSA 206:10, I** for each wildlife habitat stamp sold and all stamps sold at the department headquarters or any subagency thereof shall retain the same [~~\$-50~~] **portion of the** fee which, notwithstanding RSA 214:1-f, V, shall be credited to the general fish and game fund. Notwithstanding any other provision of law, there shall be no agent fee for a wildlife habitat license issued pursuant to RSA 214:1-f.

XVI.(a) [~~If the applicant is 16 years of age or older and wishes to take, possess, or transport finfish from coastal and estuarine waters under the restrictions of this title, the applicant shall pay the fee according to the schedule in subparagraph (e), and the agent shall thereupon issue a~~] Recreational saltwater license which shall entitle the licensee, **16 years of age or older**, to take, possess, or transport finfish from coastal and estuarine waters, under the restrictions of this title, provided that any person participating in a recreational saltwater fishing opportunity on a for-hire vessel, which is licensed under subparagraph (b), shall be exempt from the license requirement of this subparagraph.

(b) A resident or nonresident owner or operator of a for-hire vessel who wishes to provide recreational saltwater fishing opportunities for persons taking finfish from coastal and estuarine waters, shall pay a fee, **set by the executive director pursuant to RSA 206:10, I**, for each charter boat and each party boat [~~according to the schedule in subparagraph (e),~~] which shall entitle the owner or operator of the licensed for-hire vessel to take, possess, or transport finfish from coastal and estuarine waters, under the restrictions of this title.

(c) A nonresident holding a valid recreational saltwater license or a for-hire charter or party boat saltwater license from Maine or Massachusetts, shall be allowed to take, possess, or transport finfish from New Hampshire coastal and estuarine waters, provided that the state in which such person purchased a recreational saltwater license or in which the for-hire vessel is registered allows an angler with a New Hampshire recreational saltwater license or a saltwater for-hire vessel with a for-hire license from New Hampshire to recreationally take, possess, or transport finfish in that state’s coastal and estuarine waters.

(d) In this paragraph:

(1) “Coastal and estuarine waters” means all waters within the rise and fall of the tide, and water below any fishway or dam which is normally the dividing line between tide water and fresh water, or below any tidal bound which has been legally established in streams flowing into the sea under the jurisdiction of the state.

(2) “For-hire vessel” means a party boat, charter boat, dive boat, head boat, or other boat hired by persons to engage in recreational saltwater fishing opportunities.

(3) “Recreational saltwater fishing” means taking of any marine finfish, by any means for personal use only and which are not sold.

(4) “Charter boat” means a vessel less than 100 gross tons (90.8 metric tons) that meets the requirements of the U.S. Coast Guard to carry 6 or fewer passengers for hire.

(5) “Party boat” or “head boat” means a vessel that holds a valid Certificate of Inspection issued by the U.S. Coast Guard to carry passengers for hire.

(e) ~~The following fees shall apply:~~

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>(1) \$10 for resident and nonresident individuals.</p> <p>(2) \$50 for charter boats and other for hire vessels, except party boats.</p> <p>(3) \$100 for party boats.</p> <p>(f) The executive director shall adopt rules under RSA 541-A on the further definitions, criteria, and requirements for obtaining the licenses under this paragraph.</p>	
<p>50 Fish and Game; Fur Buyers. Amend RSA 214:25 to read as follows:</p> <p>214:25 Applications; Fees. The applicant, whether a resident or nonresident, shall fill out and sign a blank to be furnished by the executive director and pay [the applicable] a license fee set by the executive director pursuant to RSA 206:10, I. The executive director shall thereupon issue a fur buyer's license which shall entitle the licensee to buy and sell the furs and skins of deer, coyotes, and fur-bearing animals lawfully taken, and to sell and transport the same, under the restrictions of this title. The executive director shall grant such licenses for the entire state upon the payment of [a] the applicable license fee [of \$50 for residents or upon the payment of a fee of \$150 for nonresidents].</p>	<p>DELETED BY THE SENATE</p>
<p>51 Fish and Game; Taxidermy. Amend RSA 214:29-a to read as follows:</p> <p>214:29-a Taxidermy. The executive director may grant licenses which may be revoked or suspended at any time to any person desiring to practice taxidermy, as defined under general provisions, RSA 207:1, XXVII-a. [The fee for a taxidermy permit shall be \$50, and] The executive director shall adopt rules under RSA 541-A relative to the fee for a taxidermy permit, and the conditions, qualifications, and other criteria under which a taxidermy permit shall be granted.</p>	<p>DELETED BY THE SENATE</p>

<p>52 Fish and Game; Freshwater Bait. Amend RSA 214:34 to read as follows:</p> <p>214:34 Licenses Required.</p> <p>I. No person shall take, sell, or offer to sell live fish for bait without first procuring a license to do so.</p> <p>II. The applicant shall complete the prescribed application form furnished by the executive director and pay the [following] appropriate license fee in addition to the \$1 agent's fee as provided in RSA 214-A:4[(a) If the applicant is a retailer, he shall pay a fee of \$25. (b) If a resident applicant wishes to sell at retail and wholesale, he shall pay a fee of \$75. (c) If a nonresident applicant wishes to sell at retail, he shall pay a fee of \$50. (d) If a nonresident applicant wishes to sell at wholesale, he shall pay a fee of \$150].</p> <p>III. Fees for the following license types shall be set by the executive director pursuant to RSA 206:10, I:</p> <p>(a) Retail.</p> <p>(b) Resident retail and wholesale.</p> <p>(c) Nonresident retail.</p> <p>(d) Nonresident wholesale.</p>	<p>DELETED BY THE SENATE</p>
<p>53 Fish and Game; Importing Bait. Amend RSA 214:34-d to read as follows:</p> <p>214:34-d Permit to Import. No fish of any description shall be brought into this state for</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>use as bait without first procuring a permit from the executive director. Such permit shall be valid for no longer than one year but no additional permit shall be required within that period of time to import the same species of fish from the same source of supply. Five days' notification of each intent to import shall be filed with the executive director. [The fee for each such permit is \$9.50.] <i>The executive director shall set the fee for such permits pursuant to RSA 206:10, I.</i></p>	
<p>54 Fish and Game; Guide License. RSA 215:4 is repealed and reenacted to read as follows: 215:4 Fee for License. The executive director shall set the fees for resident and nonresident licenses to guide under this chapter pursuant to RSA 206:10, I.</p>	<p>DELETED BY THE SENATE</p>
<p>55 Fish and Game; Guides. Amend RSA 215:5, II to read as follows: II. <i>Notwithstanding RSA 215:4,</i> every resident 65 years of age or older who has been a licensed guide in this state for 5 or more years may obtain a license as a guide to fish or to hunt [not by payment of the fees prescribed in RSA 215:4, I and II but rather] by payment of only the cost of issuing said license as determined by the executive director.</p>	<p>DELETED BY THE SENATE</p>
<p>56 Fish and Game Department; Licenses for Persons Over 65. RSA 214:7-a is repealed and reenacted to read as follows: 214:7-a Persons Over 68 Years of Age. I. Any resident of this state who is 68 years of age or over may make application each year, to any authorized agent of the state for the sale of freshwater fishing, hunting, or trapping licenses, for a special license to fish in freshwaters and hunt or trap, under the</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

restrictions of this title. Such license may permit the use of a muzzle-loading firearm and bow and arrow. The executive director shall set the annual fee for the special license established in this section by rule pursuant to RSA 206:10, I. Said fee shall not exceed 50 percent of the regular resident license fee for fishing in freshwaters, hunting, or trapping. The license shall be marked in such manner as the executive director may designate.

II. Those individuals holding a special license under this section as of June 30, 2015 shall be exempt from the requirement to apply for said license annually. The special license held by these individuals shall remain effective for the remainder of each individual's life, as long as the individual remains a resident of the state, unless suspended or revoked by the executive director.

57 New Section; Fish and Game Department; Environmental Review Fees. Amend RSA 206 by inserting after section 33-e the following new section:

206:33-f Environmental Review Fees.

I. The executive director may charge a fee for the review of proposed projects which may adversely impact wildlife, including threatened or endangered species of wildlife, if such review is requested by a project developer, either public or private, regardless of whether such request is received before or after an application is submitted to any permitting agency.

II. The fees established by this section shall be designed to recover a reasonable portion of the costs of:

(a) Reviewing, assessing, and monitoring the impacts to wildlife of a proposed project;

DELETED BY THE SENATE

(b) Reviewing and assessing research, sampling, or modeling protocols to be implemented either prior to or after the completion of a project; and

(c) Formulating recommendations designed to avoid, minimize, and/or mitigate any potential adverse impacts of a project on wildlife.

III. Fees shall be fixed in a schedule prepared and revised as necessary by the executive director, and established in rules adopted pursuant to RSA 541-A. Such schedule may differentiate among different classes of projects based on the intensity of the requisite review by the department.

IV. All moneys received under this section shall be deposited into the fish and game fund established under RSA 206:33 and used solely for the purposes set forth in RSA 206:34-a.

V. Receipt of the fees established by this section shall be a prerequisite for any environmental review undertaken by the department. Any permit or certificate dependent on the environmental review undertaken by the department shall be invalid until the fees assessed under this section are paid in full.

58 Forest Management and Protection Fund. Amend RSA 227-G:5, I(b) to read as follows:

(b) The forest management and protection fund shall be a nonlapsing fund administered by the treasurer of the state of New Hampshire. The fund shall be continually appropriated and expended at the discretion of the director of the division and the commissioner. Any funds in excess of that appropriated from the fund may be expended by

25 Forest Management and Protection Fund. Amend RSA 227-G:5, I(b) to read as follows:

(b) The forest management and protection fund shall be a nonlapsing fund administered by the treasurer of the state of New Hampshire. The fund shall be continually appropriated and expended at the discretion of the director of the division and the commissioner. Any funds in excess of that appropriated from the fund may be expended by

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

the commissioner, with prior approval of the fiscal committee and governor and council, in accordance with RSA 227-G:5, I(a). Revenues shall be derived from the proceeds of the sale of timber and other forest products from state-owned forestlands, [~~the amount of which shall be the difference between the total receipts from the sale of timber within any fiscal year and \$150,000, the average annual stumpage receipt from the sale of timber from state forestlands for the period 1983-1992]~~ **less 13 percent which shall be deposited into the general fund.** Revenues shall also be derived from the lease of state-owned forestlands, or billable services provided by the division of forests and lands, if the revenues are not dedicated to any other purpose. Revenues for the fund shall also be derived from administrative fines collected pursuant to RSA 227-J:1.

the commissioner, with prior approval of the fiscal committee and governor and council, in accordance with RSA 227-G:5, I(a). Revenues shall be derived from the proceeds of the sale of timber and other forest products from state-owned forestlands, [~~the amount of which shall be the difference between the total receipts from the sale of timber within any fiscal year and \$150,000, the average annual stumpage receipt from the sale of timber from state forestlands for the period 1983-1992]~~ **less 13 percent which shall be deposited into the general fund.** Revenues shall also be derived from the lease of state-owned forestlands, or billable services provided by the division of forests and lands, if the revenues are not dedicated to any other purpose. Revenues for the fund shall also be derived from administrative fines collected pursuant to RSA 227-J:1.

59 State Park Fund. RSA 216-A:3,-i II is repealed and reenacted to read as follows:
 II. Any funds deposited into the state park account are hereby continually appropriated to and may be expended by the commissioner of the department of resources and economic development to cover budgeted appropriations provided the balance in the state park account does not go below \$1.5 million and any transfer is reported to the governor and council and fiscal committee of the general court within 60 days.

26 State Park Fund. RSA 216-A:3-i, II is repealed and reenacted to read as follows:
 II. Any funds deposited into the state park account are hereby continually appropriated to and may be expended by the commissioner of the department of resources and economic development to cover budgeted appropriations provided the balance in the state park account does not go below \$1.5 million and any transfer is reported to the governor and council and fiscal committee of the general court within 60 days.

60 Department of Resources and Economic Development; Transfer of Funds Authorized. The commissioner of the department of resources and economic development may transfer funds between and among the class line appropriations in the highway welcome centers (accounting unit 03-35-35-3520-5919) and may transfer funds between and among the class line appropriations in the turnpike welcome centers (accounting unit 03-35-35-3520-1872)

27 Department of Resources and Economic Development; Transfer of Funds Authorized. The commissioner of the department of resources and economic development may transfer funds between and among the class line appropriations in the highway welcome centers (accounting unit 03-35-35-3520-5919) and may transfer funds between and among the class line appropriations in the turnpike welcome centers (accounting unit 03-35-35-3520-1872)

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>for the biennium ending June 30, 2017. The commissioner shall submit a report on a quarterly basis to the fiscal committee of the general court of all transfers made under this section. RSA 9:17-a and RSA 9:17-c shall not apply to transfers made under this section.</p>	<p>for the biennium ending June 30, 2017. The commissioner shall submit a report on a quarterly basis to the fiscal committee of the general court of all transfers made under this section. RSA 9:17-a and RSA 9:17-c shall not apply to transfers made under this section.</p>
<p>61 Department of Resources and Economic Development; Cannon Mountain. For each year of the biennium ending June 30, 2017, net revenue derived by the department of resources and economic development from fees, services, accommodations, rentals, revenue from lift and tramway operations, retail sales, and concession operations for Cannon Mountain shall be credited to the Cannon Mountain capital improvement fund established in RSA 12-A:29-c for use in paying debt service related to capital improvements for the ski area and related state park facilities at Cannon Mountain.</p>	<p>DELETED BY THE SENATE</p>
<p>62 Suspension. The following are suspended for each fiscal year of the biennium ending June 30, 2017:</p> <ul style="list-style-type: none"> I. RSA 167:3-c, III, relative to rulemaking for funeral expenses. II. RSA 167:11, relative to funeral expenses to recipients of public assistance. 	<p>28 Suspension. The following are suspended for each fiscal year of the biennium ending June 30, 2017:</p> <ul style="list-style-type: none"> I. RSA 167:3-c, III, relative to rulemaking for funeral expenses. II. RSA 167:11, relative to funeral expenses to recipients of public assistance.
<p>63 Department of Transportation; Transfer of Funds. Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2017, the commissioner of transportation is authorized to transfer funds within and among all accounting units within the department and to create accounting units and expenditure classes as required and as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as</p>	<p>AMENDED BY THE SENATE</p> <p>29 Department of Transportation; Transfer of Funds. Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2017, the commissioner of transportation is authorized to transfer funds within and among all accounting units within the department and to create accounting units and expenditure classes as required and as the commissioner deems necessary and appropriate to address present or projected budget</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>necessary for the efficient management of the department; provided if a transfer does not include new accounting units or expenditure classes, only transfers over \$75,000 shall require prior approval of the fiscal committee of the general court.</p>	<p>deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as necessary for the efficient management of the department; provided if a transfer does not include new accounting units or expenditure classes, only transfers over \$75,000 shall require prior approval of the fiscal committee of the general court and the governor and council.</p>
<p>64 New Paragraph; Salt Applicators; Rulemaking. Amend RSA 489-C:3 by inserting after paragraph V the following new paragraph: VI. Establishing and collecting fees to cover the cost of program implementation <i>with all fees collected to be deposited in the general fund.</i></p>	<p>DELETED BY THE SENATE</p>
<p>65 Veterans' Home; Reports. Amend RSA 119:13 to read as follows: 119:13 Reports. The board shall file with the secretary of state, the fiscal committee of the general court, and the commissioner of administrative services, on or before October 1 [and every 6 months thereafter], a report to the legislature, setting forth the operations and condition of the home, a detailed account of all moneys received and expended on its behalf since the last report, an estimate of the amount of money required for its uses before the meeting of the next legislature, and such other matters and recommendations as they shall think its interests require.</p>	<p>DELETED BY THE SENATE</p>
<p>66 New Paragraph; Department of Information Technology; Statewide Standards and Protocols. Amend RSA 21-R:4 by inserting after paragraph XVII the following new paragraph: XVIII. Establishing as necessary, after consultation with the information technology council, established under RSA 21-R:6, statewide standards and protocols for information technology, networks, and cyber security, which shall be adhered to by all executive branch</p>	<p>AMENDED BY THE SENATE 30 New Paragraph; Department of Information Technology; Statewide Standards and Protocols. Amend RSA 21-R:4 by inserting after paragraph XVII the following new paragraph: XVIII. Establishing as necessary, after consultation with the information technology council, established under RSA 21-R:6, statewide standards and protocols for information</p>

<p>agencies unless granted a waiver.</p>	<p>technology, networks, and cyber security, which shall be adhered to by all executive branch agencies unless granted a waiver by the commissioner.</p>
<p>67 Department of Information Technology; Purchasing Policy. RSA 21-R:8-a is repealed and reenacted to read as follows:</p> <p>21-R:8-a Purchasing Policy.</p> <p>I. The department shall, in collaboration with the department of administrative services, establish standards for computer hardware, software, related licenses, media, documentation, support and maintenance services, and other related services. Agencies may purchase directly using contracts established by administrative services without approval from the chief information officer, or designee, subject to any limitations established by the chief information officer.</p> <p>II. Prior to an agency's issuance of a solicitation for the purchase of computer hardware, software, related licenses, media, documentation, support and maintenance services, and other related services including a request for proposal, request for purchase, or other procurement documentation, the agency shall consult with and seek approval from the department of information technology.</p> <p>III. The department of information technology, in consultation with the information technology council, shall annually review and set dollar, or other, limits for purchases and contracts that require approval from the chief information officer before proceeding.</p> <p>IV. For purposes of this section, "agency" shall have the meaning defined in RSA 21-I:11, II(b), but shall not include those agencies exempt under RSA 21-I:18 from the provisions</p>	<p>31 Department of Information Technology; Purchasing Policy. RSA 21-R:8-a is repealed and reenacted to read as follows:</p> <p>21-R:8-a Purchasing Policy.</p> <p>I. The department shall, in collaboration with the department of administrative services, establish standards for computer hardware, software, related licenses, media, documentation, support and maintenance services, and other related services. Agencies may purchase directly using contracts established by administrative services without approval from the chief information officer, or designee, subject to any limitations established by the chief information officer.</p> <p>II. Prior to an agency's issuance of a solicitation for the purchase of computer hardware, software, related licenses, media, documentation, support and maintenance services, and other related services including a request for proposal, request for purchase, or other procurement documentation, the agency shall consult with and seek approval from the department of information technology.</p> <p>III. The department of information technology, in consultation with the information technology council, shall annually review and set dollar, or other, limits for purchases and contracts that require approval from the chief information officer before proceeding.</p> <p>IV. For purposes of this section, "agency" shall have the meaning defined in RSA 21-I:11, II(b), but shall not include those agencies exempt under RSA 21-I:18 from the provisions</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

of RSA 21-I.	of RSA 21-I.
68 Repeal. RSA 21-I:11, I(a)(9), relative to approval by the chief information officer, is repealed.	32 Repeal. RSA 21-I:11, I(a)(9), relative to approval by the chief information officer, is repealed.
69 Department of Transportation; Federal Assistance Grant; Appropriation. Any sum received in the fiscal years ending June 30, 2016 or June 30, 2017 from the Federal Emergency Management Agency or Federal Highway Administration's Emergency Relief Program or any other federal program providing emergency assistance to the department of transportation to reimburse costs incurred for emergency response, including but not limited to, equipment rental, snow plowing, sanding, salting, flood damage response, and personnel overtime during any emergency declared shall be collected by the appropriate agency and appropriated to the department of transportation.	33 Department of Transportation; Federal Assistance Grant; Appropriation. Any sum received in the fiscal years ending June 30, 2016 or June 30, 2017 from the Federal Emergency Management Agency or Federal Highway Administration's Emergency Relief Program or any other federal program providing emergency assistance to the department of transportation to reimburse costs incurred for emergency response, including but not limited to, equipment rental, snow plowing, sanding, salting, flood damage response, and personnel overtime during any emergency declared shall be collected by the appropriate agency and appropriated to the department of transportation.
70 Continuation of Appropriation Regarding Emergency Management. The sums appropriated pursuant to 2011, 223:1 as amended by 2013, 144:118 in accounting unit 02-23-23-236010-2740, class 244, state match public assistance, shall not lapse until June 30, 2017.	34 Continuation of Appropriation Regarding Emergency Management. The sums appropriated pursuant to 2011, 223:1 as amended by 2013, 144:118 in accounting unit 02-23-23-236010-2740, class 244, state match public assistance, shall not lapse until June 30, 2017.
71 Department of Safety; Assistant Commissioners. I. Upon the appointment of the second assistant commissioner under RSA 21-P:5, I, position 9U539 shall be abolished to allow for the transition of this unclassified position with its available appropriations into the unclassified position of assistant commissioner. Funding shall be in expenditure class 013, within accounting unit 02-23-23-231015-2300. The incumbent in the abolished unclassified position shall be offered the opportunity to seek the	35 Department of Safety; Assistant Commissioners. I. Upon the appointment of the second assistant commissioner under RSA 21-P:5, I, position 9U539 shall be abolished to allow for the transition of this unclassified position with its available appropriations into the unclassified position of assistant commissioner. Funding shall be in expenditure class 013, within accounting unit 02-23-23-231015-2300. The incumbent in the abolished unclassified position shall be offered the opportunity to seek the

<p>commissioner's nomination for the unclassified position of assistant commissioner.</p> <p>II. Paragraph I shall take effect upon the abolition of position 9U539, the funding and appropriations of the unclassified position and the initial appointment of the second assistant commissioner, as certified by the commissioner of safety to the director of legislative services.</p>	<p>commissioner's nomination for the unclassified position of assistant commissioner.</p> <p>II. Paragraph I shall take effect upon the abolition of position 9U539, the funding and appropriations of the unclassified position and the initial appointment of the second assistant commissioner, as certified by the commissioner of safety to the director of legislative services.</p>
<p>72 Department of Safety; Assistant Commissioners. Amend RSA 21-P:5, I and II, to read as follows:</p> <p>I. The commissioner of safety shall nominate [an] 2 assistant [commissioner] commissioners for appointment by the governor, with the consent of the council. [The] Each assistant commissioner shall serve a term of 4 years, coincident with that of the commissioner, and may be reappointed. The assistant commissioner shall be qualified to hold that position by reason of education and experience.</p> <p>II. [The] Each assistant commissioner shall perform such duties as are assigned by the commissioner. [The] Either assistant commissioner shall assume the duties of the commissioner in the event that the commissioner is unable for any reason to perform such duties. The assistant commissioner shall be responsible for the operations of the bureau of hearings, and shall, subject to the supervision of the commissioner, exercise authority as required to ensure that the divisions and their directors are implementing the organizational goals and managing the work of the department in an effective manner.</p>	<p>AMENDED BY THE SENATE</p> <p>36 Department of Safety; Assistant Commissioners. Amend RSA 21-P:5, I and II, to read as follows:</p> <p>I. The commissioner of safety shall nominate [an] 2 assistant [commissioner] commissioners for appointment by the governor, with the consent of the council. [The] Each assistant commissioner shall serve a term of 4 years, coincident with that of the commissioner, and may be reappointed. The assistant commissioner shall be qualified to hold that position by reason of education and experience.</p> <p>II. [The] Each assistant commissioner shall perform such duties as are assigned by the commissioner. [The assistant commissioner shall assume the duties of the commissioner] In the event that the commissioner is unable for any reason to perform [such] his or her duties, the assistant commissioner who has served in that capacity longer shall assume the duties of the commissioner, unless otherwise designated by the commissioner. The assistant [commissioner] commissioners shall be responsible for the operations of the bureau of hearings, and shall, subject to the supervision of the commissioner, exercise authority as required to ensure that the divisions and their directors are implementing the organizational</p>

	goals and managing the work of the department in an effective manner.
<p>73 New Chapter; Office of Substance Use Disorders and Behavioral Health. Amend RSA by inserting after chapter 12-N the following new chapter:</p> <p style="text-align: center;">CHAPTER 12-O</p> <p style="text-align: center;">OFFICE OF SUBSTANCE USE DISORDERS AND BEHAVIORAL HEALTH</p> <p>12-O:1 Establishment; General Duties and Responsibilities.</p> <p>I. There is established the office of substance use disorder and behavioral health within the office of the governor. The office of substance use disorder and behavioral health shall be under the supervision and direction of the governor or the governor’s designee. The governor’s designee shall be known as the senior director of the office of substance use disorder and behavioral health, and shall be appointed for a fixed term.</p> <p>II. The office of substance use disorder and behavioral health shall:</p> <p>(a) Coordinate state resources, state agency spending and budget proposals in the areas of mental health and substance abuse prevention and treatment.</p> <p>(b) Propose solutions to the governor to reduce unnecessary duplication of state efforts and resources.</p> <p>(c) Identify evidence-based treatment practices for substance use disorder services and work with state agencies to ensure quality delivery of such services.</p> <p>(d) Encourage the coordination and correlation of state planning by agencies of state government.</p> <p>(e) Participate in interstate, regional, and national planning efforts.</p>	<p>DELETED BY THE SENATE</p>

(f) Lead grant application efforts that assist in the state's efforts to address substance use disorders and other behavioral health challenges.

(g) Identify barriers to and gaps in New Hampshire's system of care.

(h) Serve as the governor's liaison to the governor's commission on alcohol, substance abuse prevention, treatment and recovery established in RSA 12-J:1.

(i) Perform such other duties as the governor may assign.

III. All state agencies and departments shall provide the office of substance use disorder and behavioral health such information and assistance as required by the office to fulfill its responsibilities. The office shall maintain the confidentiality of any information which is protected by law.

12-O:2 Coordination.

I. The office of substance use disorder and behavioral health shall formulate policies and plans for consideration by the governor which serve to integrate and coordinate resource and development activities affecting more than one state agency, level of government, or governmental function. Nothing in this paragraph shall be construed to grant the governor any additional authority to implement such plans beyond that which has been granted to him or her under the constitution and other laws of this state.

II. The senior director of substance abuse and mental health shall serve on the governor's commission on alcohol and substance abuse prevention, treatment and recovery.

74 New Paragraph; Governor's Commission on Alcohol and Substance Abuse Prevention, Treatment and Recovery; Membership. Amend RSA 12-J:1 by inserting after paragraph IV the

DELETED BY THE SENATE

<p>following new subparagraph:</p> <p>V. The senior director of the office of substance use disorder and behavioral health, or designee shall serve as the governor’s liaison to the commission.</p>	
<p>75 New Section; Departments; Electronic Credit Card Payments; Authorization to Administer. Amend RSA 21-G by inserting after section 6 the following new section:</p> <p>21-G:6-a Electronic Credit Card Payments; Authorization to Administer. Notwithstanding other provision of law to the contrary, the head of any state agency or department and any authorized employee or agent of the head, may accept credit cards or debit cards for the online payment of any of the taxes, penalties, interest, or fees administered by such commissioner or collected by the department. The amount of any service charge collected shall be disclosed in advance of the transaction to the individual paying the tax, penalty or fee and shall be at a reasonable and customary rate approved in advance by the comptroller.</p>	<p>37 New Section; Departments; Electronic Credit Card Payments; Authorization to Administer. Amend RSA 21-G by inserting after section 6 the following new section:</p> <p>21-G:6-a Electronic Credit Card Payments; Authorization to Administer. Notwithstanding other provision of law to the contrary, the head of any state agency or department and any authorized employee or agent of the head, may accept credit cards or debit cards for the online payment of any of the taxes, penalties, interest, or fees administered by such commissioner or collected by the department. The amount of any service charge collected shall be disclosed in advance of the transaction to the individual paying the tax, penalty or fee and shall be at a reasonable and customary rate approved in advance by the comptroller.</p>
<p>76 Filling Unfunded Positions; Authorization. Notwithstanding other provisions of law to the contrary, the head of any state agency or department may fill unfunded positions during the biennium ending June 30, 2017, provided that the total expenditure for such positions shall not exceed the amount appropriated for personal services.</p>	<p>AMENDED BY THE SENATE</p> <p>38 Department of Corrections, Department of Health and Human Services, and Department of Safety; Filling Unfunded Positions; Authorization. Notwithstanding other provisions of law to the contrary, the commissioner of the department of corrections, the commissioner of the department of health and human services, and the commissioner of the department of safety may fill unfunded positions in their respective departments during the biennium ending June 30, 2017, provided that the total expenditure for such positions shall not exceed the amount appropriated for personal services.</p>

<p>77 Insect Pests and Plant Diseases; Pesticide Product Registration. RSA 430:38, III is repealed and reenacted to read as follows:</p> <p>III.(a) The registrant shall pay an annual fee for each pesticide registered as follows:</p> <p>(1) A restricted use pesticide.</p> <p>(2) A general use pesticide, other than a specialty/household pesticide.</p> <p>(b) The commissioner shall adopt rules, pursuant to RSA 541-A, relative to the amount of the fees charged under subparagraph (a). Until such rules are adopted, the fees under subparagraph (a) shall be the same as the fees which were in effect on June 30, 2015.</p>	<p>DELETED BY THE SENATE</p>
<p>78 Insect Pests and Plant Diseases; Integrated Pest Management Program. Amend RSA 430:50, II to read as follows:</p> <p>II. There is established a nonlapsing fund to be known as the integrated pest management fund. Ten Twenty-five percent of the pesticide registration fees collected under RSA 430:38, III shall be deposited in the fund. The fund shall only be used to support the purposes of the integrated pest management program. The state treasurer may invest moneys in the fund as provided by law and all interest received on such investment shall be credited to the fund. The commissioner shall be authorized to accept grants, gifts, and donations from any public or private sources for deposit in the fund.</p>	<p>DELETED BY THE SENATE</p>
<p>79 New Paragraph; Governor’s Commission on Disability; Committee on Architectural Barrier-Free Design; Waivers. Amend RSA 275-C:15 by inserting after paragraph V the following new paragraph:</p> <p>VI. Charge a non-refundable fee for any application for waiver request submitted</p>	<p>DELETED BY THE SENATE</p>

<p>under paragraph IV or V, which shall be payable to the governor’s commission on disability. Each application for waiver request shall contain no more than 2 items to be reviewed for waiver. All fees shall be paid in advance with the application for waiver request. Any building or facility, as defined in RSA 275-C:10 II, shall not be subject to an application fee but shall file an application for waiver request as provided in this section.</p>	
<p>80 New Paragraph; Governor’s Commission on Disability; Rulemaking. Amend RSA 275-C:6 by inserting after paragraph VII the following new paragraph:</p> <p>VIII. To adopt rules, pursuant to RSA 541-A, relative to:</p> <ul style="list-style-type: none">(a) The application procedure for waiver requests.(b) Information required on an application for waiver request.(c) The fee for an application for waiver request.(d) Other matters related to the administration of applications for waiver requests.	<p>DELETED BY THE SENATE</p>
<p>81 Governor’s Commission on Disability; Application for Waiver Process. Amend RSA 275-C:15, IV to read as follows:</p> <p>IV. Except as provided in paragraph V, grant waivers to an owner, an owner’s agent or a lessee-in-possession, <i>pertaining only to places of public accommodation provided for in RSA 155:39-a</i>, from specific requirements of the code for barrier-free design where, upon a clear and convincing showing, a compelling public interest is deemed to outweigh the state’s interest in removing architectural barriers.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>82 Repeal. 1899, 42, relative to the payment of a fee to university system of New Hampshire, is repealed.</p>	<p>39 Repeal. 1899, 42, relative to the payment of a fee to university system of New Hampshire, is repealed.</p>
<p>83 Department of Revenue Administration; Administration and Enforcement Fee. Amend RSA 72-B:16 to read as follows:</p> <p>72-B:16 Administration and Enforcement Fee. There shall be an administration and enforcement fee of \$100 for each original notice of intent to excavate filed with the department. Such fee shall accompany the original intent to excavate and shall be deposited into [a revolving fund within the department to be used by the department for the administration and enforcement of this chapter and for the education of municipal officials regarding the chapter. It also may be used to educate state personnel responsible for the administration and enforcement of this chapter] the general fund.</p>	<p>40 Department of Revenue Administration; Administration and Enforcement Fee. Amend RSA 72-B:16 to read as follows:</p> <p>72-B:16 Administration and Enforcement Fee. There shall be an administration and enforcement fee of \$100 for each original notice of intent to excavate filed with the department. Such fee shall accompany the original intent to excavate and shall be deposited into [a revolving fund within the department to be used by the department for the administration and enforcement of this chapter and for the education of municipal officials regarding the chapter. It also may be used to educate state personnel responsible for the administration and enforcement of this chapter] the general fund.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>41 Prospective Repeal Regarding Eligibility for Services Extended. Amend 2011, 209:6, I to read as follows:</p> <p>I. Section 5 of this act shall take effect July 1, [2015] 2017.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>42 Discrimination Prohibited; Eligibility for Services. Amend 2013, 140:2, V-a to read as follows:</p> <p>V-a. Section 19 of this act shall take effect July 1, [2015] 2017.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>43 Transfer to Revenue Stabilization Reserve Account. For the fiscal year ending June 30, 2015, \$34,000,000 of the surplus, as determined by the official audit performed pursuant to RSA 21-I:8, II(a), shall remain in the general fund and shall not be transferred to the revenue stabilization reserve account in accordance with RSA 9:13-e.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>84 Tax Amnesty. Notwithstanding the provisions of any other law, with respect to taxes administered and collected by the department of revenue administration, an amnesty from the assessment or payment of all penalties and interest in excess of 50 percent of the applicable interest rate for the tax period shall apply with respect to unpaid taxes reported and paid in full during the period from December 1, 2015 through and including February 15, 2016, regardless of whether previously assessed. This amnesty shall only apply to taxes due but unpaid on or February 15, 2016.</p>	<p>SEE SENATE SECTION 250</p>
<p>85 Mandatory Penalties. On or after March 1, 2016, notwithstanding the provisions of any other law, the department or any administrative tribunal or court with jurisdiction, either in law or equity, shall have no discretion to waive, abate, reduce or remit, for good cause or any other reason, any penalties assessed with respect to taxes administered by the department, which taxes were due before December 1, 2015.</p>	<p>SEE SENATE SECTION 251</p>
<p>86 Appropriation. The sum of \$50,000 is hereby appropriated to the department of revenue administration for the fiscal year ending June 30, 2016 to the following account for the purposes of outreach and other administration necessary for the implementation of the tax amnesty program: 01-084-8405-7884-102 contracts for program services. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.</p>	<p>SEE SENATE SECTION 252</p>
<p>87 Office of Energy and Planning; Establishment; General Duties and Responsibilities. Amend RSA 4-C:1, II to read as follows: II. The office of energy and planning shall, <i>within the limits of resources of the</i></p>	<p>DELETED BY THE SENATE</p>

agency:

(a) ~~[Plan]~~ **Participate in planning** for the orderly development of the state and the wise management of the state's resources.

(b) Compile, analyze, and disseminate data, information, and research services as necessary to advance the welfare of the state.

(c) Encourage and assist planning, growth management, and development activities of cities and towns and groups of cities and towns with the purpose of encouraging smart growth.

(d) Encourage the coordination and correlation of state planning by agencies of state government.

(e) Participate in interstate, regional, and national planning efforts.

(f) Administer federal and state grant-in-aid programs assigned to the office by statute or executive order.

(g) Participate and advise in matters of land use planning regarding ~~[water resources and]~~ floodplain management.

(h) ~~[Take a leadership role in encouraging]~~ **Encourage** smart growth and ~~[preserving]~~ **the preservation of** farmland, open space land, and traditional village centers.

(i) Administer the following programs: ~~[the statewide comprehensive outdoor recreation plan,]~~ the national flood insurance program, ~~[the land conservation investment program,]~~ fuel assistance contracts, and weatherization contracts. The office shall employ necessary personnel to administer these programs. In administering fuel assistance and

<p>weatherization contracts, the office shall ensure that when an individual applies for fuel assistance or weatherization, the individual shall be provided with application forms and information about the Link-Up New Hampshire and Lifeline Telephone Assistance programs, and shall be provided assistance in applying for these programs.</p> <p>(j) Perform such other duties as the governor may assign.</p>	
<p>88 Repeal. The following are repealed:</p> <ul style="list-style-type: none">I. RSA 4-C:2, relative to office of energy and planning, state development plan.II. RSA 4-C:3, relative to office of energy and planning, data and information services.III. RSA 4-C:5, relative to office of energy and planning, rulemaking authority.IV. RSA 4-C:6, relative to office of energy and planning, coordination.V. RSA 4-C:8, III and IV, relative to office of energy and planning, responsibilities for assistance.	<p>DELETED BY THE SENATE</p>
<p>89 Office of Energy and Planning; Regional and Municipal Assistance; Program Established. Amend RSA 4-C:7 to read as follows:</p> <p>4-C:7 Program Established. The director shall establish a program of regional and municipal assistance within the office of energy and planning. This program shall coordinate state, regional, and local planning efforts with the goal of [assuring] promoting delivery of efficient and effective assistance to local governments in areas related to growth management and resource protection.</p>	<p>DELETED BY THE SENATE</p>
<p>90 Office of Energy and Planning; Responsibilities for Assistance. Amend RSA 4-C:8, I(c) to read as follows:</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>(c) Contributions to and coordination with statewide planning and management activitiesincluding the formulation and updating of the comprehensive state development plan prepared pursuant to RSA 4-C:2.</p>	
<p>91 New Section; Fish and Game; Propagation of Fish and Game; Use of Lands. Amend RSA 212 by inserting after section 10-b the following new section:</p> <p>212:10-c Conservation Easements. The executive director may monitor conservation easements and fee-owned conservation lands held by the state or by other entities. The executive director may accept funds and enter into agreements, contracts, or memoranda of understanding with the council on resources and development established under RSA 162-C:1, with other state agencies, or with other entities as necessary for the purpose of monitoring and overseeing conservation easements in this state.</p>	<p>DELETED BY THE SENATE</p>
<p>92 Tax on Meals and Rooms; Population Figures. Amend RSA 78-A:25 to read as follows:</p> <p>78-A:25 Population Figures.</p> <p>I. The [office of energy and planning] department of employment security is hereby directed to estimate annually the resident population for all cities and towns of the state as of July 1 of the preceding year and shall certify the same to the state treasurer on or before August 19 of each year.</p> <p>II. For this section only the definition of resident, and therefore those persons who are to be included in estimate figures, will be the same as that adopted by the United States bureau of the census.</p> <p>III. On or before April 30 of each year, the [office of energy and planning] department</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

of employment security shall notify the chief administrative officer in each community of all the data components which will be used as the basis for the estimate of population. Municipalities believing that such data components are incorrect shall file their specific objections and evidence in support thereof with the ~~[office of energy and planning]~~ **department of employment security** on or before May 30 of the same year. After due consideration of such evidence, the ~~[director of energy and planning]~~ **commissioner of the department of employment security** shall determine the final components and resulting estimates.

IV. Municipalities dissatisfied with population estimates produced by the ~~[office of energy and planning]~~ **department of employment security** may, at their own expense, have a special census conducted under contract with the United States bureau of the census. The results of such a census shall serve as a basis for subsequent estimates made by the ~~[office of energy and planning]~~ **department of employment security** after said results are made available to the ~~[office of energy and planning]~~ **department of employment security**.

93 State Energy Strategy. Amend the introductory paragraph of RSA 4-E:1, I to read as follows:

I. The office of energy planning, in consultation with the state energy advisory council established in RSA 4-E:2, with assistance from an independent consultant and with input from the public and interested parties, shall prepare a 10-year energy strategy for the state. The office shall review the strategy and consider any necessary updates in consultation with the senate energy and natural resources committee and the house science, technology and

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>energy committee, after opportunity for public comment, at least every [3] 5 years starting in [2017] 2019 <i>within the limits of resources provided to the office</i>. The state energy strategy shall include, but not be limited to, sections on the following:</p>	
<p>94 Repeal. The following are repealed:</p> <ul style="list-style-type: none">I. RSA 9-A:1 through 9-A:4, relative to state development plan.II. RSA 9-B:5, relative to state economic growth resource protection, and planning policy; procedures for review.III. RSA 9-B:6, relative to state economic growth, resource protection, and planning policy; report to the general court and the governor.IV. RSA 162-C:2, IX through XII, relative to council on resources and development, responsibilities.	<p>DELETED BY THE SENATE</p>
<p>95 Regional Planning Commission; General Powers and Duties. Amend RSA 36:47, III to read as follows:</p> <p>III. [In preparing] A comprehensive plan for the development of the region [within its jurisdiction, each regional planning commission may use the framework for the state's comprehensive development plan in RSA 9 A:1, III as the basis for its plan. Such plan] shall be updated every 5 years or sooner if desired by the regional planning commission. Prior to its adoption, the plan shall be distributed to every library, planning board, and board of selectmen/aldermen/city council in each of the communities within the region, and to the office of energy and planning. The regional planning commission shall address in writing all comments received prior to the publication of a final draft. A public hearing shall be held by</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

the regional planning commission with 30 days' notice published in all newspapers of general circulation in the region, and shall state where the document can be viewed, the time and place of the public hearing, and shall allow for written comments. For each regional plan, the office of energy and planning shall offer comments as to its consistency with the state plan. The first regional development plans affected by this statute shall be adopted within 5 years of the effective date of this paragraph and renewed at least every 5 years thereafter.

96 Regional Planning Commission; General Powers and Duties. Amend RSA 36:47, XII to read as follows:

XII. Facilitate coordination of state agencies to support local, regional, and state planning efforts [~~consistent with RSA 9-A:1-4~~].

97 Planning and Zoning; Enactment and Adoption Procedures; Place for Filing Documents; Reporting of Adoptions or Amendments. Amend RSA 675:9 to read as follows:

675:9 Place for Filing Documents; Reporting of Adoptions or Amendments. [~~A copy of each master plan, zoning ordinance, historic district ordinance, capital improvement plan, building code, subdivision regulation, historic district regulation, site plan review regulation or amendment which is adopted by a municipality shall be placed in a central file with the office of energy and planning; provided, however, that failure to file these documents or amendments with the office of energy and planning shall not affect the validity of the document.~~] Every municipality which adopts a master plan, zoning ordinance, historic district ordinance, capital improvement plan, building code, subdivision regulation or site plan review regulation or amendment thereto, shall inform the office of energy and planning of such

DELETED BY THE SENATE

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>adoption or amendment. The office of energy and planning is hereby authorized to gather this information by way of an annual survey of the municipalities or other such means as may be deemed appropriate. The office of energy and planning shall periodically create lists and reports of the information gathered for use by the municipalities and the general public.</p>	
<p>98 Repeal. RSA 21-O:5-a, I(d), relative to wetlands council membership, is repealed.</p>	<p>DELETED BY THE SENATE</p>
<p>99 Department of Environmental Services; Water Council. Amend RSA 21-O:7, I(b)(3) to read as follows:</p> <p>(3) The director of parks and recreation, or designee; and</p> <p>(4) [The director of the office of energy and planning, or designee; and</p> <p>(5)] The commissioner of safety, or designee.</p>	<p>DELETED BY THE SENATE</p>
<p>100 Water Management and Protection; Rivers Management Advisory Committee; Establishment. Amend RSA 483:8, II to read as follows:</p> <p>II. The [director of the office of energy and planning, the] executive director of the fish and game department, the commissioner of resources and economic development, the commissioner of the department of transportation, the commissioner of the department of safety, and the commissioner of the department of agriculture, markets, and food or their designees shall serve as nonvoting members of the committee.</p>	<p>DELETED BY THE SENATE</p>
<p>101 Water Management and Protection; Lakes Management Advisory Committee. Amend RSA 483-A:6, III to read as follows:</p> <p>III. The [director of the office of energy and planning, the] executive director of the fish and game department, the commissioner of resources and economic development, the</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>commissioner of the department of safety, the commissioner of the department of agriculture, markets, and food, and the commissioner of the department of transportation, or their designees, shall serve as nonvoting members of the advisory committee.</p>	
<p>102 Land Conservation Investment Program; Transfer of Personnel and Functions. Notwithstanding any provision of law to the contrary, all of the functions, positions, powers, duties, responsibilities, and funding of the land conservation investment program, including positions 42501 and 42502, shall be transferred to the fish and game commission on July 1, 2015. The transfer provided in this section shall include all of the all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.</p>	<p>DELETED BY THE SENATE</p>
<p>103 State Data Center; Transfer of Personnel and Functions. Notwithstanding any provision of law to the contrary, all of the functions, positions, powers, duties, responsibilities, and funding of the state data center, including position number 10014, shall be transferred to the department of employment security on July 1, 2015. The transfer provided in this section shall include all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support</p>	<p>DELETED BY THE SENATE</p>

<p>costs, or any other costs associated with the transferred personnel.</p>	
<p>104 New Paragraph; Labor; Unemployment Compensation; Administrative Organization and Administration. Amend RSA 282-A:113 by inserting after paragraph III the following new paragraph:</p> <p>IV. The commissioner of the department of employment security, through the economic and labor market information bureau, shall annually estimate the resident population for all cities and towns of the state pursuant to RSA 78-A:25; shall gather and maintain demographic and economic statistics for statewide planning purposes; and shall cooperate with the Bureau of the Census and other federal agencies with the objective of improving access to the statistical products, data, and information of the federal government.</p>	<p>DELETED BY THE SENATE</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>44 New Section; Office of Energy and State Planning; Commission to Study the Planning Functions of the Office of Energy and Planning. Amend RSA 4-C by inserting after section 1 the following new section:</p> <p>4-C:1-a Commission to Study the Planning Functions of the Office of Energy and Planning</p> <p>I. There is established a commission to study the planning functions of the office of energy and planning.</p> <p>II. The members of the commission shall be as follows:</p> <p>(a) One member of the senate, appointed by the president of the senate.</p> <p>(b) Two members of the house of representatives, one of whom shall be a member of the municipal and county government committee and one of whom shall be a member of the executive departments and administration committee, appointed by the</p>

	<p>speaker of the house of representatives.</p> <ul style="list-style-type: none">(c) The director of the office of energy and planning, or designee.(d) The commissioner of the department of resources and economic development, or designee.(e) The commissioner of the department of environmental services, or designee.(f) The commissioner of the department of transportation, or designee.(g) The director of the New Hampshire division of homeland security and emergency management, or designee.(h) The executive director of the New Hampshire Municipal Association, or designee.(i) The president of the New Hampshire Planners Association, or designee.(j) Two members representing regional planning commissions appointed by the governor, one of whom shall be from an urban area, and one of whom shall be from a rural area.(k) The executive director of the New Hampshire housing finance authority, or designee.(l) One member of a city planning board or staff, appointed by the governor.(m) One member of a town planning board or staff, appointed by the governor. <p>III. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.</p> <p>IV. The commission shall study the planning functions of the office of energy and</p>
--	---

	<p>planning. The commission shall examine alternative methods of providing these and other planning functions, including, but not limited to, the establishment of a state planning commission and the creation of a separate office of state planning. The commission may seek input from any individual, agency, or organization it deems to be relevant. The commission may make recommendations for future legislation.</p> <p>V. The members of the study commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named house member and shall be held within 45 days of the effective date of this section. Eight members of the commission shall constitute a quorum.</p> <p>VI. The commission shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2016.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>45 Repeal. RSA 4-C:1-a, relative to the commission to study the planning functions of the office of energy and planning, is repealed.</p>
<p>105 Chapter Heading; Joint Board; Office of Professional Licensure and Certification. Amend the chapter heading preceding RSA 310-A:1 to read as follows:</p> <p style="text-align: center;">CHAPTER 310-A</p> <p style="text-align: center;">[JOINT BOARD OF] OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION</p>	<p>46 Chapter Heading; Joint Board; Office of Professional Licensure and Certification. Amend the chapter heading of RSA 310-A to read as follows:</p> <p style="text-align: center;">CHAPTER 310-A</p> <p style="text-align: center;">[JOINT BOARD OF] OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION</p>
<p>106 Office of Professional Licensure and Certification. RSA 310-A:1 and 310-A:1-a are repealed and reenacted to read as follows:</p>	<p>AMENDED BY THE SENATE</p> <p>47 Office of Professional Licensure and Certification. RSA 310-A:1 and 310-A:1-a are</p>

310-A:1 Office of Professional Licensure and Certification; Purpose. The purpose of the office of professional licensure and certification is to promote efficiency and economy in the administration of the business processing, recordkeeping, and other administrative and clerical operations of professional licensing and certification boards, including both professional healthcare licensing and professional technical licensing. The individual licensing and certification boards that are organized under the office of professional licensure and certification have specialized knowledge and experience and are separate and distinct for the purpose of regulating their various professions. Notwithstanding the unique regulatory role of each board, the legislature finds that there are opportunities for improving efficiency and customer service by providing for the joint administration of the boards' administrative, clerical, business processing, and recordkeeping functions. Except as provided in this section, the licensing and certification boards and entities organized under the office of professional licensure and certification shall exercise the powers, duties, functions, and responsibilities granted by statute.

310-A:1-a Office of Professional Licensure and Certification; Division of Technical Professions and Division of Health Professions Established. There shall be an office of professional licensure and certification that shall consist of the division of technical professions and the division of health professions.

I. The division of technical professions shall consist of each of the boards, councils, and commissions of:

- (a) Professional engineers under RSA 310-A:3.

repealed and reenacted to read as follows:

310-A:1 Office of Professional Licensure and Certification; Purpose. The purpose of the office of professional licensure and certification is to promote efficiency and economy in the administration of the business processing, recordkeeping, and other administrative and clerical operations of professional licensing and certification boards, including both professional healthcare licensing and professional technical licensing. The individual licensing and certification boards that are organized under the office of professional licensure and certification have specialized knowledge and experience and are separate and distinct for the purpose of regulating their various professions. Notwithstanding the unique regulatory role of each board, the legislature finds that there are opportunities for improving efficiency and customer service by providing for the joint administration of the boards' administrative, clerical, business processing, and recordkeeping functions. Except as provided in this section, the licensing and certification boards and entities organized under the office of professional licensure and certification shall exercise the powers, duties, functions, and responsibilities granted by statute.

310-A:1-a Office of Professional Licensure and Certification; Division of Technical Professions and Division of Health Professions Established. There shall be an office of professional licensure and certification that shall consist of the division of technical professions and the division of health professions.

I. The division of technical professions shall consist of each of the boards, councils, and commissions of:

- (b) Architects under RSA 310-A:29.
 - (c) Land surveyors under RSA 310-A:55.
 - (d) Natural scientists under RSA 310-A:81.
 - (e) Foresters under RSA 310-A:100.
 - (f) Professional geologists under RSA 310-A:120.
 - (g) Landscape architects under RSA 310-A:142.
 - (h) Court reporters under RSA 310-A:163.
 - (i) Home inspectors under RSA 310-A:186.
 - (j) Accountants under RSA 309-B:4.
 - (k) Manufactured housing installers under RSA 205-D:2.
 - (l) Real estate appraisers under RSA 310-B:4.
 - (m) Electricians under RSA 319-C:4.
 - (n) Board of manufactured housing under RSA 205-A:25.
 - (o) Guardians ad litem under RSA 490-C:1.
 - (p) Family mediators under RSA 328-C:4.
 - (q) Real estate commission under RSA 331-A:5.
- II. The division of health professions shall consist of each of the boards, councils, and commissions of:
- (a) Hearing care providers under RSA 137-F:3.
 - (b) Examiners of nursing home administrators under RSA 151-A:3.
 - (c) Podiatry under RSA 315:1.

- (a) Professional engineers under RSA 310-A:3.
 - (b) Architects under RSA 310-A:29.
 - (c) Land surveyors under RSA 310-A:55.
 - (d) Natural scientists under RSA 310-A:81.
 - (e) Foresters under RSA 310-A:100.
 - (f) Professional geologists under RSA 310-A:120.
 - (g) Landscape architects under RSA 310-A:142.
 - (h) Court reporters under RSA 310-A:163.
 - (i) Home inspectors under RSA 310-A:186.
 - (j) Accountants under RSA 309-B:4.
 - (k) Manufactured housing installers under RSA 205-D:2.
 - (l) Real estate appraisers under RSA 310-B:4.
 - (m) Electricians under RSA 319-C:4.
 - (n) Board of manufactured housing under RSA 205-A:25.
 - (o) Guardians ad litem under RSA 490-C:1.
 - (p) Family mediators under RSA 328-C:4.
 - (q) Real estate commission under RSA 331-A:5.
- II. The division of health professions shall consist of each of the boards, councils, and commissions of:
- (a) Hearing care providers under RSA 137-F:3.
 - (b) Examiners of nursing home administrators under RSA 151-A:3.

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

- (d) Chiropractic examiners under RSA 316-A:2.
- (e) Dental examiners under RSA 317-A:2.
- (f) Registration of funeral directors and embalmers under RSA 325:2.
- (g) Midwifery council under RSA 326-D:3.
- (h) Licensed dietitians under RSA 326-H:7.
- (i) Optometry under RSA 327:2.
- (j) Naturopathic board of examiners under RSA 328-E:7.
- (k) Licensed allied health professionals under RSA 328-F:3.
- (l) Acupuncture licensing under RSA 328-G:3.
- (m) Psychologists under RSA 329-B:3.
- (n) Mental health practice under RSA 330-A:3.
- (o) Licensing for alcohol and other drug use professionals under RSA 330-C:3.
- (p) Electrologists under RSA 314:2-a.
- (q) Body art practitioners under RSA 314-A.
- (r) Ophthalmic dispensers under RSA 327-A:2.
- (s) Reflexology, structural integrators, and Asian bodywork therapists under RSA 328-H:6.
- (t) Massage therapists under RSA 328-B:5.
- (u) Medicine under RSA 329:2.
- (v) Nursing under RSA 326-B:3 and nursing assistant registry under RSA 326-B:26.
- (w) Pharmacy under RSA 318:2 .

- (c) Podiatry under RSA 315:1.
- (d) Chiropractic examiners under RSA 316-A:2.
- (e) Dental examiners under RSA 317-A:2.
- (f) Registration of funeral directors and embalmers under RSA 325:2.
- (g) Midwifery council under RSA 326-D:3.
- (h) Licensed dietitians under RSA 326-H:7.
- (i) Optometry under RSA 327:2.
- (j) Naturopathic board of examiners under RSA 328-E:7.
- (k) Licensed allied health professionals under RSA 328-F:3.
- (l) Acupuncture licensing under RSA 328-G:3.
- (m) Psychologists under RSA 329-B:3.
- (n) Mental health practice under RSA 330-A:3.
- (o) Licensing for alcohol and other drug use professionals under RSA 330-C:3.
- (p) Electrologists under RSA 314:2-a.
- (q) Body art practitioners under RSA 314-A.
- (r) Ophthalmic dispensers under RSA 327-A:2.
- (s) Reflexology, structural integrators, and Asian bodywork therapists under RSA 328-H:6.
- (t) Massage therapists under RSA 328-B:5.
- (u) Medicine under RSA 329:2.
- (v) Nursing under RSA 326-B:3 and nursing assistant registry under RSA 326-B:26.

<p>(x) Barbering, cosmetology, and esthetics under RSA 313-A:2.</p> <p>(y) Mental health practice under RSA 330-A:3.</p> <p>(z) Medical technicians RSA 328-A:2.</p>	<p>(w) Pharmacy under RSA 318:2 .</p> <p>(x) Barbering, cosmetology, and esthetics under RSA 313-A:2.</p> <p>(y) Medical technicians under RSA 328-A:2.</p> <p>III. Administrative rules adopted pursuant to RSA 541-A governing the licensing boards, commissions, and councils set forth in paragraphs I and II shall remain in effect until amended, expired, or repealed.</p>
<p>107 New Sections; Executive Director; Administration; Investigations. Amend RSA 310-A by inserting after section 1-a the following new sections:</p> <p>310-A:1-b Executive Director of the Office of Professional Licensure and Certification.</p> <p>I. The position of executive director of the office of professional licensure and certification shall be an unclassified employee of the state. The executive director shall be qualified by reason of professional competence, education, and experience. A vacancy shall be filled for the remainder of the unexpired term in the same manner as the original appointment.</p> <p>II. The current executive director of the joint board of licensure and certification shall become the first executive director of the office of professional licensure and certification, with a 4-year term beginning on July 1, 2015. Upon expiration of the term, or upon an earlier resignation, the governor shall appoint or re-appoint, with advice of council, an executive director for a 4-year term.</p> <p>III. The salary of the executive director of the office of professional licensure and certification shall be as specified in RSA 94:1-a. The salary of the executive director shall be</p>	<p>AMENDED BY THE SENATE</p> <p>48 New Sections; Executive Director; Administration; Investigations. Amend RSA 310-A by inserting after section 1-a the following new sections:</p> <p>310-A:1-b Executive Director of the Office of Professional Licensure and Certification.</p> <p>I. The position of executive director of the office of professional licensure and certification shall be an unclassified employee of the state. The executive director shall be qualified by reason of professional competence, education, and experience. A vacancy shall be filled for the remainder of the unexpired term in the same manner as the original appointment.</p> <p>II. The current executive director of the joint board of licensure and certification shall become the first executive director of the office of professional licensure and certification, with a 4-year term beginning on July 1, 2015. Upon expiration of the term, or upon an earlier resignation, the governor shall appoint or re-appoint, with advice of council, an executive director for a 4-year term.</p> <p>III. The salary of the executive director of the office of professional licensure and</p>

determined after assessment and review of the appropriate temporary letter grade allocation for the position for inclusion in RSA 94:1-a, I(b), which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c.

IV. The governor is hereby authorized to transfer such funds appropriated to the boards, councils and committees identified in RSA 310-A:1-a as are necessary to pay the salary and benefits of the executive director.

V. The executive director of the joint board of licensure and certification serving on the effective date of this section shall become the executive director of the office of professional licensure and certification and shall serve a 4-year term beginning on July 1, 2015.

310-A:1-c Division Directors; Positions Transferred.

I. There is established in the office of professional licensure and certification 2 classified positions, at salary grade 35, of director of the division of technical professions and director of the division of health professions.

II. Every classified or unclassified state employee position authorized in the boards, councils, and commissions under RSA 310-A:1-a shall be transferred to the office of professional licensure and certification and subject to the supervisory authority of the executive director.

III. The authority granted to the executive director of the real estate commission under RSA 331-A:8, relative to the issuance and denial of licenses, hearing and procedures on denial of licenses, the hiring of clerical, administrative and investigative staff, maintenance of

certification shall be as specified in RSA 94:1-a. The salary of the executive director shall be determined after assessment and review of the appropriate temporary letter grade allocation for the position for inclusion in RSA 94:1-a, I(b), which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c.

IV. The governor is hereby authorized to transfer such funds appropriated to the boards, councils and committees identified in RSA 310-A:1-a as are necessary to pay the salary and benefits of the executive director.

310-A:1-c Division Directors; Positions Transferred.

I. There is established in the office of professional licensure and certification 2 classified positions, at salary grade 35, of director of the division of technical professions and director of the division of health professions.

II. Every classified or unclassified state employee position authorized in the boards, councils, and commissions under RSA 310-A:1-a shall be transferred to the office of professional licensure and certification and subject to the supervisory authority of the executive director.

III. The authority granted to the executive director of the real estate commission under RSA 331-A:8, relative to the issuance and denial of licenses, hearing and procedures on denial of licenses, the hiring of clerical, administrative and investigative staff, maintenance of the official record, and implementation of a program for consumer education, is hereby transferred to the executive director of the office of professional licensure and certification.

IV. The unclassified position of executive director of the real estate commission shall

the official record, and implementation of a program for consumer education, is hereby transferred to the executive director of the office of professional licensure and certification.

IV. The unclassified position of executive director of the real estate commission shall be converted from an unclassified position to a similar classified position when the incumbent serving as the executive director of the real estate commission upon transfer to the office of professional licensure and certification vacates the position. Any funds appropriated for the compensation of the unclassified position of executive director of the real estate commission shall be used for compensation of the classified position at the office of professional licensure and certification.

310-A:1-d Administration of the Office of Professional Licensure and Certification.

I. The office of professional licensure and certification shall operate under the supervision of the executive director appointed under RSA 310-A:1-b. The office may employ such clerical or other assistants as are necessary for the proper performance of its work, and may make expenditures for any purpose which are reasonably necessary, according to the executive director, for the proper performance of its duties under this chapter.

II. The executive director of the office of professional licensure and certification shall be responsible for:

- (a) Supervision of the division directors;
- (b) The performance of the administrative, clerical, and business processing responsibilities of the boards, commissions, and councils;
- (c) Employment of such personnel needed to carry out the functions of the

be converted from an unclassified position to a similar classified position when the incumbent serving as the executive director of the real estate commission upon transfer to the office of professional licensure and certification vacates the position. Any funds appropriated for the compensation of the unclassified position of executive director of the real estate commission shall be used for compensation of the classified position at the office of professional licensure and certification.

310-A:1-d Administration of the Office of Professional Licensure and Certification.

I. The office of professional licensure and certification shall operate under the supervision of the executive director appointed under RSA 310-A:1-b. The office may employ such clerical or other assistants as are necessary for the proper performance of its work, and may make expenditures for any purpose which are reasonably necessary, according to the executive director, for the proper performance of its duties under this chapter.

II. The executive director of the office of professional licensure and certification shall be responsible for:

- (a) Supervision of the division directors;
- (b) The performance of the administrative, clerical, and business processing responsibilities of the boards, commissions, and councils;
- (c) Employment of such personnel needed to carry out the functions of the boards;
- (d) The issuance of a license or certification to any applicant who has met the requirements for licensure or certification and denying a license or certification to applicants

boards;

(d) The issuance of a license or certification to any applicant who has met the requirements for licensure or certification and denying a license or certification to applicants who do not meet the minimum qualifications;

(e) Maintenance of the official record of all applicants and licensees;

(f) Supervision, coordination, and assistance to the boards, commissions, and councils in rulemaking, pursuant to RSA 541-A; and

(g) Maintaining the confidentiality of information, documents, and files in accordance with RSA 91-A.

310-A:1-e Investigative Costs; Fees.

I. For any order issued in resolution of a disciplinary proceeding by any board or commission authorized under this title, where such board or commission has found misconduct sufficient to support disciplinary action, the board or commission may require the licensee, registrant, or certificate holder who is the subject of such finding to pay the board or commission a sum not to exceed the reasonable cost of investigation and prosecution of the proceeding. Except where otherwise limited, this sum shall not exceed \$10,000. This sum may be imposed in addition to any otherwise authorized administrative fines levied by the board or commission as part of the penalty. The investigative and prosecution costs shall be assessed by the board or commission and any sums recovered shall be credited for the use of the board or commission and disbursed by the board or commission for any future investigations of complaints.

who do not meet the minimum qualifications;

(e) Maintenance of the official record of all applicants and licensees;

(f) Supervision, coordination, and assistance to the boards, commissions, and councils in rulemaking, pursuant to RSA 541-A; and

(g) Maintaining the confidentiality of information, documents, and files in accordance with RSA 91-A.

310-A:1-e Fees.

I.(a) The executive director of the office of professional licensure and certification shall assess an annual license and renewal fee of either \$55 or \$150, or a biennial license and renewal fee of \$110 or \$300, for each professional regulatory board, council, or commission listed in subparagraph (b). The prescribed fees shall not apply to the board of dental examiners under RSA 317-A; the office of licensed allied health professionals under RSA 328-F; the board of mental health practice under RSA 330-A; or any other board, council, or commission subject to this chapter that has an established license or renewal fee set in statute as of the effective date of this section.

(b)(1) The board of hearing care providers under RSA 137-F:3.

(2) The board of examiners of nursing home administrators under RSA 151-A.

(3) The board of podiatry under RSA 315.

(4) The board of chiropractors examiners under RSA 316-A.

(5) The board of registration of funeral directors and embalmers under RSA 325.

II.(a) The executive director of the office of professional licensure and certification shall assess an annual license and renewal fee of either \$55 or \$150, or a biennial license and renewal fee of \$110 or \$300, for each professional regulatory board, council, or commission listed in subparagraph (b). The prescribed fees shall not apply to the board of dental examiners under RSA 317-A; the office of licensed allied health professionals under RSA 328-F; the board of mental health practice under RSA 330-A; or any other board, council, or commission subject to this chapter that has an established license or renewal fee set in statute as of the effective date of this section.

(b)(1) The board of hearing care providers under RSA 137-F:3.

(2) The board of examiners of nursing home administrators under RSA 151-A.

(3) The board of podiatry under RSA 315.

(4) The board of chiropractors examiners under RSA 316-A.

(5) The board of registration of funeral directors and embalmers under RSA 325.

(6) The midwifery council under RSA 326-D.

(7) The board of licensed dietitians under RSA 326-H.

(8) The board of registration in optometry under RSA 327.

(9) The naturopathic board of examiners under RSA 328-E.

(10) The board of acupuncture licensing under RSA 328-G.

(11) The board of psychologists under RSA 329-B.

(12) The board of licensing for alcohol and other drug use professionals under

(6) The midwifery council under RSA 326-D.
(7) The board of licensed dietitians under RSA 326-H.
(8) The board of registration in optometry under RSA 327.
(9) The naturopathic board of examiners under RSA 328-E.
(10) The board of acupuncture licensing under RSA 328-G.
(11) The board of psychologists under RSA 329-B.
(12) The board of licensing for alcohol and other drug use professionals under

RSA 330-C.

(13) Electrologists under RSA 314.

(14) Body art practitioners under RSA 314-A.

(15) Ophthalmic dispensers under RSA 327-A.

(16) Reflexology, structural integrators, and Asian bodywork therapists under RSA 328-H.

(17) Massage therapists under RSA 328-B.

(c) If the license, certification, and renewal fees for a regulated profession are not established in statute as of the effective date of this section, the relevant board, commission, or council shall recommend the appropriate fee level to the executive director of the office of professional licensure and certification. The total of all such license, certification, and renewal fees shall be sufficient to produce estimated revenues equal to 125 percent of the direct operating expenses for the boards, commissions, and councils for the previous fiscal year.

RSA 330-C.

(13) Electrologists under RSA 314.

(14) Body art practitioners under RSA 314-A.

(15) Ophthalmic dispensers under RSA 327-A.

(16) Reflexology, structural integrators, and Asian bodywork therapists under

RSA 328-H.

(17) Massage therapists under RSA 328-B.

(c) If the license, certification, and renewal fees for a regulated profession are not established in statute as of the effective date of this section, the relevant board, commission, or council shall recommend the appropriate fee level to the executive director of the office of professional licensure and certification. The total of all such license, certification, and renewal fees shall be sufficient to produce estimated revenues equal to 125 percent of the direct operating expenses for the boards, commissions, and councils for the previous fiscal year.

III. Costs for the services provided by the office of professional licensure and certification under this section shall be reimbursed by the boards, commissions, and councils, with such costs allocated equitably, as determined by the executive director.

IV. Nothing in this section shall affect the authority of professional regulatory boards, commissions, and councils in the office of professional licensure and certification from exercising the powers, duties, functions, and responsibilities granted by statute.

II. Costs for the services provided by the office of professional licensure and certification under this section shall be reimbursed by the boards, commissions, and councils, with such costs allocated equitably, as determined by the executive director.

III. Nothing in this section shall affect the authority of professional regulatory boards, commissions, and councils in the office of professional licensure and certification from exercising the powers, duties, functions, and responsibilities granted by statute.

<p>108 Positions Transferred; Department of Information Technology; Health and Human Services.</p> <p>I. Position 41197 in the department of information technology is hereby transferred to the office of professional licensure and certification including the transfer of all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.</p> <p>II. Position 14830 in the department of health and human services is hereby transferred to the office of professional licensure and certification created herein including the transfer of all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.</p>
<p>109 Board of Manufactured Housing; Administrative and Processing Functions. RSA 205-A:29-a is repealed and reenacted to read as follows:</p> <p>205-A:29-a Administrative and Business Processing Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>

<p>49 Positions Transferred; Department of Information Technology; Health and Human Services.</p> <p>I. Position 41197 in the department of information technology is hereby transferred to the office of professional licensure and certification including the transfer of all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.</p> <p>II. Position 14830 in the department of health and human services is hereby transferred to the office of professional licensure and certification created herein including the transfer of all associated books, papers, records, personnel files, and equipment, including but not limited to work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.</p>
<p>50 Board of Manufactured Housing; Administrative and Processing Functions. RSA 205-A:29-a is repealed and reenacted to read as follows:</p> <p>205-A:29-a Administrative and Business Processing Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>

<p>110 Manufactured Housing Installation Standards Board; Administrative and Processing Functions. RSA 205-D:3-a is repealed and reenacted to read as follows:</p> <p>205-D:3-a Administrative and Business Processing Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>	<p>51 Manufactured Housing Installation Standards Board; Administrative and Processing Functions. RSA 205-D:3-a is repealed and reenacted to read as follows:</p> <p>205-D:3-a Administrative and Business Processing Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>
<p>111 Board of Accountancy. Amend RSA 309-B:4, III - X to read as follows:</p> <p>III.(a) Each member of the board shall be paid \$100 for each day or portion of a day spent in the discharge of official duties and shall be reimbursed for actual and necessary expenses incurred in the discharge of official duties.</p> <p>[(b) In addition to the amounts in subparagraph (a), the secretary treasurer shall be compensated in an amount to be determined by the board, but not to exceed \$5,000.]</p> <p>IV. The board shall establish fees for examination of applicants, for licenses, for certificates of authorization, for reissuance of licenses, for renewal and reinstatement of licenses and certificates to practice under this chapter, for late renewals, for verification of licensure or examination, and for transcribing and transferring records and other services. All moneys collected by the board from fees authorized under this chapter shall be received and accounted for by the board, shall be deposited in the state treasury. Administration expenses shall be limited to the funds collected and may include, but shall not be limited to, the costs of conducting investigations and of taking testimony and procuring the attendance of witnesses before the board or its committees; all legal proceedings taken under this chapter for the enforcement of this chapter; and educational programs for the benefit of the</p>	<p>52 Board of Accountancy. Amend RSA 309-B:4, III-X to read as follows:</p> <p>III.(a) Each member of the board shall be paid \$100 for each day or portion of a day spent in the discharge of official duties and shall be reimbursed for actual and necessary expenses incurred in the discharge of official duties.</p> <p>[(b) In addition to the amounts in subparagraph (a), the secretary treasurer shall be compensated in an amount to be determined by the board, but not to exceed \$5,000.]</p> <p>IV. The board shall establish fees for examination of applicants, for licenses, for certificates of authorization, for reissuance of licenses, for renewal and reinstatement of licenses and certificates to practice under this chapter, for late renewals, for verification of licensure or examination, and for transcribing and transferring records and other services. All moneys collected by the board from fees authorized under this chapter shall be received and accounted for by the board, shall be deposited in the state treasury. Administration expenses shall be limited to the funds collected and may include, but shall not be limited to, the costs of conducting investigations and of taking testimony and procuring the attendance of witnesses before the board or its committees; all legal proceedings taken under this chapter for the enforcement of this chapter; and educational programs for the benefit of the</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

public or licensees and their employees. ~~[All fees prescribed by the board under prior law shall remain in effect until the board shall prescribe a new schedule of fees pursuant to RSA 541-A.]~~

V. The board shall file an annual report of its activities with the governor, the president of the senate, and the speaker of the house of representatives. The report shall include a statement of all receipts and disbursements and a listing of all current licensees under this chapter. The board shall mail a copy of the annual report to any person requesting it, upon payment of a reasonable charge.

VI. The board may employ ~~[an executive director,]~~ investigators~~[,]~~ and such other personnel as it deems necessary **through the office of professional licensure and certification** for ~~[administration and]~~ enforcement under this chapter. It may appoint such committees or persons to advise or assist it in such ~~[administration and]~~ enforcement, as it may see fit. It may retain its own counsel **retained through the office of professional licensure and certification** to advise and assist it, in addition to such advice and assistance as is provided by the department of justice.

VII. The board shall have the power to take any action necessary and proper to carry out the purposes of this chapter, including the power to sue and be sued in its official name as an agency of this state; to issue subpoenas to compel the attendance of witnesses and the production of documents; and to administer oaths, to take testimony, to cooperate with the appropriate authorities in other states in investigations and enforcement concerning violations of this chapter and comparable laws of other states, and to receive evidence

public or licensees and their employees. ~~[All fees prescribed by the board under prior law shall remain in effect until the board shall prescribe a new schedule of fees pursuant to RSA 541-A.]~~

V. The board shall file an annual report of its activities with the governor, the president of the senate, and the speaker of the house of representatives. The report shall include a statement of all receipts and disbursements and a listing of all current licensees under this chapter. The board shall mail a copy of the annual report to any person requesting it, upon payment of a reasonable charge.

VI. The board may employ ~~[an executive director,]~~ investigators~~[,]~~ and such other personnel as it deems necessary **through the office of professional licensure and certification** for ~~[administration and]~~ enforcement under this chapter. It may appoint such committees or persons to advise or assist it in such ~~[administration and]~~ enforcement, as it may see fit. It may retain its own counsel **retained through the office of professional licensure and certification** to advise and assist it, in addition to such advice and assistance as is provided by the department of justice.

VII. The board shall have the power to take any action necessary and proper to carry out the purposes of this chapter, including the power to sue and be sued in its official name as an agency of this state; to issue subpoenas to compel the attendance of witnesses and the production of documents; and to administer oaths, to take testimony, to cooperate with the appropriate authorities in other states in investigations and enforcement concerning violations of this chapter and comparable laws of other states, and to receive evidence

concerning all matters within its jurisdiction. In case of disobedience of a subpoena, the board may invoke the aid of any court of this state in requiring the attendance and testimony of witnesses and the production of documentary evidence. The board, its members, and its agents shall be immune from personal liability for actions taken in good faith in the discharge of the board's responsibilities, and the state shall hold the board, its members, and its agents harmless from all costs, damages, and attorneys' fees arising from claims and suits against them with respect to matters to which such immunity applies.

VIII. The board shall adopt rules, pursuant to RSA 541-A, governing its administration, the enforcement of this chapter and the conduct of licensees. Such rules shall include, but not be limited to:

- (a) Rules governing the board's meetings and conduct of its business.
- (b) Rules of procedure governing the conduct of investigations and hearings by the board.
- (c) Rules specifying the educational and experience qualifications required for all licensees, and the continuing professional education required for renewal of certificates or registrations.
- (d) Rules of professional conduct directed to controlling the quality and integrity of the practice of public accountancy by licensees, including, but not limited to, matters relating to independence, integrity, objectivity, competence, technical standards, responsibilities to the public, and responsibilities to clients.
- (e) Rules on substantial equivalency for implementation of RSA 309-B:6.

concerning all matters within its jurisdiction. In case of disobedience of a subpoena, the board may invoke the aid of any court of this state in requiring the attendance and testimony of witnesses and the production of documentary evidence. The board, its members, and its agents shall be immune from personal liability for actions taken in good faith in the discharge of the board's responsibilities, and the state shall hold the board, its members, and its agents harmless from all costs, damages, and attorneys' fees arising from claims and suits against them with respect to matters to which such immunity applies.

VIII. The board shall adopt rules, pursuant to RSA 541-A, governing its administration, the enforcement of this chapter and the conduct of licensees. Such rules shall include, but not be limited to:

- (a) Rules governing the board's meetings and conduct of its business.
- (b) Rules of procedure governing the conduct of investigations and hearings by the board.
- (c) Rules specifying the educational and experience qualifications required for all licensees, and the continuing professional education required for renewal of certificates or registrations.
- (d) Rules of professional conduct directed to controlling the quality and integrity of the practice of public accountancy by licensees, including, but not limited to, matters relating to independence, integrity, objectivity, competence, technical standards, responsibilities to the public, and responsibilities to clients.
- (e) Rules on substantial equivalency for implementation of RSA 309-B:6.

(f) Rules governing the manner and circumstances of use of the titles “certified public accountant”, “CPA,” “public accountant” and “PA.”

(g) Rules regarding peer review as required under this chapter. Such rules shall include conduct and cost parameters to ensure that charges for the off-site peer review process are not excessive.

(h) The establishment of all fees required under this chapter.

(i) The establishment of administrative fines for violations of this chapter.

(j) Rules on how an applicant for certificate demonstrates good character.

(k) Rules for records retention, outsourcing disclosures, and the severance of connections.

IX. In accordance with RSA 541-A, the board shall publish notice of such proposed action and shall, in addition, notify all licensees.

X. All administrative, clerical, and business processing functions of the board shall be transferred to the ~~[joint board of]~~ **office of professional** licensure and certification, established in RSA 310-A:1~~[, on July 1, 2011]~~ **through RSA 310-A:1-e.**

112 Board of Professional Engineers. Amend RSA 310-A:8 to read as follows:

310-A:8 Receipts and Disbursements. The board may employ such investigators, ~~[clerical, and other assistants as are necessary for the proper performance of its work]~~ **retained through the office of professional licensure and certification**, and may make expenditures for ~~[any purpose which is reasonably necessary for the proper performance of its duties under this subdivision, including]~~ the reasonable expenses of the board’s delegate

(f) Rules governing the manner and circumstances of use of the titles “certified public accountant”, “CPA,” “public accountant” and “PA.”

(g) Rules regarding peer review as required under this chapter. Such rules shall include conduct and cost parameters to ensure that charges for the off-site peer review process are not excessive.

(h) The establishment of all fees required under this chapter.

(i) The establishment of administrative fines for violations of this chapter.

(j) Rules on how an applicant for certificate demonstrates good character.

(k) Rules for records retention, outsourcing disclosures, and the severance of connections.

IX. In accordance with RSA 541-A, the board shall publish notice of such proposed action and shall, in addition, notify all licensees.

X. All administrative, clerical, and business processing functions of the board shall be transferred to the ~~[joint board of]~~ **office of professional** licensure and certification, established in RSA 310-A:1~~[, on July 1, 2011]~~ **through RSA 310-A:1-e.**

53 Board of Professional Engineers. Amend RSA 310-A:8 to read as follows:

310-A:8 Receipts and Disbursements. The board may employ such investigators, ~~[clerical, and other assistants as are necessary for the proper performance of its work]~~ **retained through the office of professional licensure and certification**, and may make expenditures for ~~[any purpose which is reasonably necessary for the proper performance of its duties under this subdivision, including]~~ the reasonable expenses of the board’s delegate

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>to meetings of, and membership dues to, the National Council of Examiners for Engineering and Surveying (NCEES). The board may, with the approval of the attorney general, hire counsel and investigators through the office of professional licensure and certification and pay the reasonable expenses of such counsel and investigators for the investigation and prosecution of any violation of this subdivision.</p>	<p>to meetings of, and membership dues to, the National Council of Examiners for Engineering and Surveying (NCEES). The board may, with the approval of the attorney general, hire counsel and investigators through the office of professional licensure and certification and pay the reasonable expenses of such counsel and investigators for the investigation and prosecution of any violation of this subdivision.</p>
<p>113 Board of Professional Engineers. Amend RSA 310-A:25, II to read as follows:</p> <p>II. The attorney general, or a designee, shall act as legal advisor to the board if the board so requests, and render such legal assistance as deemed necessary by the board in carrying out the provisions of this subdivision, provided that this responsibility shall not relieve the local prosecuting officers of any of their duties under the law. With the approval of the attorney general, the board may employ counsel and necessary assistance through the office of professional licensure and certification in carrying out the provisions of this subdivision. Reasonable compensation and expenses for counsel and legal assistance shall be paid from the funds of the board allocated for such purpose.</p>	<p>54 Board of Professional Engineers. Amend RSA 310-A:25, II to read as follows:</p> <p>II. The attorney general, or a designee, shall act as legal advisor to the board if the board so requests, and render such legal assistance as deemed necessary by the board in carrying out the provisions of this subdivision, provided that this responsibility shall not relieve the local prosecuting officers of any of their duties under the law. With the approval of the attorney general, the board may employ counsel and necessary assistance through the office of professional licensure and certification in carrying out the provisions of this subdivision. Reasonable compensation and expenses for counsel and legal assistance shall be paid from the funds of the board allocated for such purpose.</p>
<p>114 Rulemaking; Professional Engineers. Amend RSA 310-A:32, II to read as follows:</p> <p>II. In adopting any rule under this section, the board [may] consult with the [joint board] office of professional licensure and certification established under RSA 310-A:1 through RSA 310-A:1-e.</p>	<p>55 Rulemaking; Professional Engineers. Amend RSA 310-A:32, II to read as follows:</p> <p>II. In adopting any rule under this section, the board [may] consult with the [joint board] office of professional licensure and certification established under RSA 310-A:1 through RSA 310-A:1-e.</p>
<p>115 Professional Geologists. Amend RSA 310-A:123 to read as follows:</p> <p>310-A:123 Receipts and Disbursements. The board may employ such investigators[, clerical assistants, and other assistants] as are necessary for the proper performance of its</p>	<p>56 Professional Geologists. Amend RSA 310-A:123 to read as follows:</p> <p>310-A:123 Receipts and Disbursements. The board may employ such investigators[, clerical assistants, and other assistants] as are necessary for the proper performance of its</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

work *retained by the office of professional licensure and certification* and may make expenditures *through the office of professional licensure and certification* for any purpose which is reasonably necessary for the proper performance of its duties under this subdivision, including the reasonable expenses of the board's delegate to meetings and membership dues. The board may, with the approval of the attorney general, hire counsel and *through the office of professional licensure and certification* and pay the reasonable expenses of such counsel and investigators for the investigation and prosecution of any violation of this subdivision.

work *retained by the office of professional licensure and certification* and may make expenditures *through the office of professional licensure and certification* for any purpose which is reasonably necessary for the proper performance of its duties under this subdivision, including the reasonable expenses of the board's delegate to meetings and membership dues. The board may, with the approval of the attorney general, hire counsel and *through the office of professional licensure and certification* and pay the reasonable expenses of such counsel and investigators for the investigation and prosecution of any violation of this subdivision.

116 Board of Professional Geologists; Hearings; Appeals. Amend RSA 310-A:135, II to read as follows:
II. The attorney general, or a designee, shall act as legal advisor to the board if the board so requests, and render such legal assistance as deemed necessary by the board in carrying out the provisions of this subdivision. With the approval of the attorney general, the board may employ counsel and necessary assistance *retained by the office of professional licensure and certification* in carrying out the provisions of this subdivision. Reasonable compensation and expenses for counsel and legal assistance shall be paid from the funds of the board allocated for such purpose.

57 Board of Professional Geologists; Hearings; Appeals. Amend RSA 310-A:135, II to read as follows:
II. The attorney general, or a designee, shall act as legal advisor to the board if the board so requests, and render such legal assistance as deemed necessary by the board in carrying out the provisions of this subdivision. With the approval of the attorney general, the board may employ counsel and necessary assistance *retained by the office of professional licensure and certification* in carrying out the provisions of this subdivision. Reasonable compensation and expenses for counsel and legal assistance shall be paid from the funds of the board allocated for such purpose.

117 Real Estate Appraiser Board. RSA 310-B:4, X is repealed and reenacted to read as follows:
X. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1

58 Real Estate Appraiser Board. RSA 310-B:4, X is repealed and reenacted to read as follows:
X. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1

<p>through RSA 310-A:1-e.</p>	<p>through RSA 310-A:1-e.</p>
<p>118 Electrician’s Board. RSA 319-C:4, IV is repealed and reenacted to read as follows: IV. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>	<p>59 Electrician’s Board. RSA 319-C:4, IV is repealed and reenacted to read as follows: IV. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>
<p>119 Board of Marital Mediator Certification. RSA 328-C:13 is repealed and reenacted to read as follows: 328-C:13 Board of Marital Mediator Certification Administrative Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>	<p>AMENDED BY THE SENATE 60 Board of Family Mediator Certification. RSA 328-C:13 is repealed and reenacted to read as follows: 328-C:13 Board of Family Mediator Certification Administrative Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>
<p>120 Real Estate Commission. Amend RSA 331-A:5, IX to read as follows: IX. The commission office of professional licensure and certification shall make a biennial report to the governor and council on or before September 1 of each odd-numbered year. The report shall include an account of its actions, its receipts and expenses, the practical effects of the application of this chapter, and any recommendations for legislation. X. All administrative, clerical, and business processing functions of the commission shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>	<p>61 Real Estate Commission. Amend RSA 331-A:5, IX to read as follows: IX. The commission office of professional licensure and certification shall make a biennial report to the governor and council on or before September 1 of each odd-numbered year. The report shall include an account of its actions, its receipts and expenses, the practical effects of the application of this chapter, and any recommendations for legislation. X. All administrative, clerical, and business processing functions of the commission shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>121 Real Estate Commission; Qualifications for Licensure. Amend the introductory paragraph of RSA 331-A:10, I to read as follows:</p> <p>I. The [executive director] commission, or designee, shall issue a salesperson's license to any applicant who:</p>	<p>62 Real Estate Commission; Qualifications for Licensure. Amend the introductory paragraph of RSA 331-A:10, I to read as follows:</p> <p>I. The [executive director] commission, or designee, shall issue a salesperson's license to any applicant who:</p>
<p>122 Real Estate Commission; Qualifications for Licensure. Amend the introductory paragraph of RSA 331-A:10, II and subparagraphs II(a) and (b) to read as follows:</p> <p>II. The [executive director] commission, or designee, shall issue a broker's license to any applicant who:</p> <p>(a) Has attained the age of 18;</p> <p>(b) Has successfully completed an examination administered or approved by the commission which demonstrates satisfactory knowledge and understanding of the principles of real estate practice. The [executive director] commission, or designee, shall only accept for licensure, an applicant who shows proof of completion of 60 hours of approved study which shall have been completed prior to the date of the applicant's examination;</p>	<p>63 Real Estate Commission; Qualifications for Licensure. Amend the introductory paragraph of RSA 331-A:10, II and subparagraphs II(a) and (b) to read as follows:</p> <p>II. The [executive director] commission, or designee, shall issue a broker's license to any applicant who:</p> <p>(a) Has attained the age of 18;</p> <p>(b) Has successfully completed an examination administered or approved by the commission which demonstrates satisfactory knowledge and understanding of the principles of real estate practice. The [executive director] commission, or designee, shall only accept for licensure, an applicant who shows proof of completion of 60 hours of approved study which shall have been completed prior to the date of the applicant's examination;</p>
<p>123 Guardian ad Litem Board. RSA 490-C:7 is repealed and reenacted to read as follows:</p> <p>490-C:7 Administrative Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>	<p>64 Guardian ad Litem Board. RSA 490-C:7 is repealed and reenacted to read as follows:</p> <p>490-C:7 Administrative Functions. All administrative, clerical, and business processing functions of the board shall be transferred to the office of professional licensure and certification established in RSA 310-A:1 through RSA 310-A:1-e.</p>
<p>124 Board of Medicine; Medical Review Subcommittee. Amend RSA 329:17, V-a to read as follows:</p> <p>V-a. A medical review subcommittee of 11 members shall be nominated by the board</p>	<p>65 Board of Medicine; Medical Review Subcommittee. Amend RSA 329:17, V-a to read as follows:</p> <p>V-a. A medical review subcommittee of 11 members shall be nominated by the board</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

of medicine and appointed by the governor and council. The subcommittee shall consist of one member of the board of medicine and 10 other persons, 3 of whom shall be public members, one of whom shall be a physician assistant, and 6 of whom shall be physicians. Any public member of the subcommittee shall be a person who is not, and never was, a member of the medical profession or the spouse of any such person, and who does not have, and never has had, a material financial interest in either the provision of medical services or an activity directly related to medicine, including the representation of the board or profession for a fee at any time during the 5 years preceding appointment. The terms of the public members shall be staggered so that no 2 public members' terms expire in the same year. The subcommittee members shall be appointed for 3-year terms, and shall serve no more than 2 terms. Upon referral by the board, the subcommittee shall review disciplinary actions reported to the board under paragraphs II-V of this section, except that matters concerning a medical director involved in a current internal or external grievance pursuant to RSA 420-J shall not be reviewed until the grievance process has been completed. Following review of each case, the subcommittee shall make recommendations to the board. Funds shall be appropriated from the general fund for use by the subcommittee to investigate allegations under paragraphs I-V of this section. The board shall employ ***through the office of professional licensure and certification*** a physician as a medical review subcommittee investigator who shall serve at the pleasure of the board. The salary of the medical review subcommittee investigator shall be established by RSA 94:1-a.

of medicine and appointed by the governor and council. The subcommittee shall consist of one member of the board of medicine and 10 other persons, 3 of whom shall be public members, one of whom shall be a physician assistant, and 6 of whom shall be physicians. Any public member of the subcommittee shall be a person who is not, and never was, a member of the medical profession or the spouse of any such person, and who does not have, and never has had, a material financial interest in either the provision of medical services or an activity directly related to medicine, including the representation of the board or profession for a fee at any time during the 5 years preceding appointment. The terms of the public members shall be staggered so that no 2 public members' terms expire in the same year. The subcommittee members shall be appointed for 3-year terms, and shall serve no more than 2 terms. Upon referral by the board, the subcommittee shall review disciplinary actions reported to the board under paragraphs II-V of this section, except that matters concerning a medical director involved in a current internal or external grievance pursuant to RSA 420-J shall not be reviewed until the grievance process has been completed. Following review of each case, the subcommittee shall make recommendations to the board. Funds shall be appropriated from the general fund for use by the subcommittee to investigate allegations under paragraphs I-V of this section. The board shall employ ***through the office of professional licensure and certification*** a physician as a medical review subcommittee investigator who shall serve at the pleasure of the board. The salary of the medical review subcommittee investigator shall be established by RSA 94:1-a.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>125 Board of Medicine; Investigations. Amend RSA 329:18, II to read as follows:</p> <p>II. The board <i>through the office of professional licensure and certification</i> may retain expert witnesses or other qualified persons to assist with any investigation or adjudicatory proceeding. Members of the board are not eligible for retainment. The board may also retain special legal counsel in instances when recommended by the attorney general. To the extent the board’s existing appropriation does not include funds covering such expenditures, the board <i>through the office of professional licensure and certification</i> may request the governor and council to expend funds not otherwise appropriated on the condition that such funds be recovered in the board’s next budget at the rate of 125 percent.</p>	<p>66 Board of Medicine; Investigations. Amend RSA 329:18, II to read as follows:</p> <p>II. The board <i>through the office of professional licensure and certification</i> may retain expert witnesses or other qualified persons to assist with any investigation or adjudicatory proceeding. Members of the board are not eligible for retainment. The board may also retain special legal counsel in instances when recommended by the attorney general. To the extent the board’s existing appropriation does not include funds covering such expenditures, the board <i>through the office of professional licensure and certification</i> may request the governor and council to expend funds not otherwise appropriated on the condition that such funds be recovered in the board’s next budget at the rate of 125 percent.</p>
<p>126 Board of Medicine; Accounts. Amend RSA 329:19 to read as follows:</p> <p>329:19 Accounts. The board <i>office of professional licensure and certification</i> shall keep a full and true record of all fees received and all sums actually paid for expenses, and at the end of each year shall account to the governor and council.</p>	<p>67 Board of Medicine; Accounts. Amend RSA 329:19 to read as follows:</p> <p>329:19 Accounts. The board <i>office of professional licensure and certification</i> shall keep a full and true record of all fees received and all sums actually paid for expenses, and at the end of each year shall account to the governor and council.</p>
<p>127 Office of Licensed Allied Health Professionals; Governing Boards. Amend RSA 328-F:3 to read as follows:</p> <p>328-F:3 Governing Boards Established; Board of Directors; Office of Licensed Allied Health Professionals.</p> <p>I. There shall be established governing boards of athletic trainers, occupational therapists, recreational therapists, respiratory care practitioners, physical therapists, speech-language pathologists, and genetic counselors.</p> <p>II. The governing boards’ chairpersons or their appointees shall make up the board of</p>	<p>68 Office of Licensed Allied Health Professionals; Governing Boards. Amend RSA 328-F:3 to read as follows:</p> <p>328-F:3 Governing Boards Established; Board of Directors; Office of Licensed Allied Health Professionals.</p> <p>I. There shall be established governing boards of athletic trainers, occupational therapists, recreational therapists, respiratory care practitioners, physical therapists, speech-language pathologists, and genetic counselors.</p> <p>II. The governing boards’ chairpersons or their appointees shall make up the board of</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

directors of the office of licensed allied health professionals. The board of directors shall[, subject to the rules adopted by the director of the division of personnel, have authority to establish and fill a supervisory position at labor grade 21 and technical and clerical positions to run the office's business in an efficient manner, and to] contract for the services of investigators and legal counsel **retained through the office of professional licensure and regulation**. The board of directors shall have the authority to delegate to the person in the supervisory position matters of administrative and personnel management.

III. There shall be an office of licensed allied health professionals established in Concord **within the office of professional licensure and regulation**. [~~It shall be an administratively attached agency, under RSA 21-G:10, to the department of health and human services. In addition, the board shall be subject to the provisions of RSA 126-A:10-a.]~~]

directors of the office of licensed allied health professionals. The board of directors shall[, subject to the rules adopted by the director of the division of personnel, have authority to establish and fill a supervisory position at labor grade 21 and technical and clerical positions to run the office's business in an efficient manner, and to] contract for the services of investigators and legal counsel **retained through the office of professional licensure and certification**. The board of directors shall have the authority to delegate to the person in the supervisory position matters of administrative and personnel management.

III. There shall be an office of licensed allied health professionals established in Concord **within the office of professional licensure and certification**. [~~It shall be an administratively attached agency, under RSA 21-G:10, to the department of health and human services. In addition, the board shall be subject to the provisions of RSA 126-A:10-a.]~~]

128 Office of Allied Health Professionals; Responsibilities of the Board of Directors.
Amend RSA 328-F:12 to read as follows:

328-F:12 Responsibilities of the Board of Directors.

I. [~~The board of directors shall be responsible for preparing and submitting the biennial budget, setting fees, and allocating appropriated funds to each governing board.~~]

~~II.]~~ Annually, the [~~board of directors~~] **office of professional licensure and certification** shall submit to the governor a report of the transactions of the preceding year and a complete statement of the receipts and expenditures of the boards.

~~III.]~~ II. The board of directors shall meet at least quarterly and more often if needed.

~~IV.]~~ III. The board of directors shall provide a forum for practice issues arising in the

69 Office of Allied Health Professionals; Responsibilities of the Board of Directors.
Amend RSA 328-F:12 to read as follows:

328-F:12 Responsibilities of the Board of Directors.

I. [~~The board of directors shall be responsible for preparing and submitting the biennial budget, setting fees, and allocating appropriated funds to each governing board.~~]

~~II.]~~ Annually, the [~~board of directors~~] **office of professional licensure and certification** shall submit to the governor a report of the transactions of the preceding year and a complete statement of the receipts and expenditures of the boards.

~~III.]~~ II. The board of directors shall meet at least quarterly and more often if needed.

~~IV.]~~ III. The board of directors shall provide a forum for practice issues arising in the

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>allied health professions, but shall not set policy for the governing boards.</p> <p>[V.] IV. The [board of directors] office of professional licensure and certification shall receive and account for all moneys taken in by the governing boards pursuant to their respective practice acts, and shall pay such moneys to the state treasurer to be deposited into the general fund.</p>	<p>allied health professions, but shall not set policy for the governing boards.</p> <p>[V.] IV. The [board of directors] office of professional licensure and certification shall receive and account for all moneys taken in by the governing boards pursuant to their respective practice acts, and shall pay such moneys to the state treasurer to be deposited into the general fund.</p>
<p>129 Office of Allied Health Professionals; Investigations and Disciplinary Proceedings. Amend RSA 328-F:24, IV(a) and (b) to read as follows:</p> <p>(a) Retain qualified experts who are not members of the governing board through the office of professional licensure and certification.</p> <p>(b) Retain legal counsel when authorized to do so by the attorney general through the office of professional licensure and certification.</p>	<p>70 Office of Allied Health Professionals; Investigations and Disciplinary Proceedings. Amend RSA 328-F:24, IV(a) and (b) to read as follows:</p> <p>(a) Retain qualified experts who are not members of the governing board through the office of professional licensure and certification.</p> <p>(b) Retain legal counsel when authorized to do so by the attorney general through the office of professional licensure and certification.</p>
<p>130 Board of Nursing. Amend RSA 326-B:3, IX - XII to read as follows:</p> <p>IX. The governor may remove any member from the board for neglect of any duty under RSA 326-B:4 or for incompetence or unprofessional or dishonorable conduct. Any person may file a complaint against a board member with the [department of health and human services] office of professional licensure and certification. The provisions of RSA 4:1 controlling the removal of public officials from office shall be followed in dismissing board members.</p> <p>X. All members of the board and its agents or employees shall enjoy immunity from individual civil liability while acting within the scope of their duties as board members, agents, or employees, as long as they are not acting in a wanton or reckless manner.</p>	<p>71 Board of Nursing. Amend RSA 326-B:3, IX-XII to read as follows:</p> <p>IX. The governor may remove any member from the board for neglect of any duty under RSA 326-B:4 or for incompetence or unprofessional or dishonorable conduct. Any person may file a complaint against a board member with the [department of health and human services] office of professional licensure and certification. The provisions of RSA 4:1 controlling the removal of public officials from office shall be followed in dismissing board members.</p> <p>X. All members of the board and its agents or employees shall enjoy immunity from individual civil liability while acting within the scope of their duties as board members, agents, or employees, as long as they are not acting in a wanton or reckless manner.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>XI. Board meetings shall be open to the public. In accordance with RSA 91-A:3, the board may conduct part of a meeting in nonpublic session.</p> <p>[XII. The board shall be administratively attached, under RSA 21-G:10, to the department of health and human services.]</p>	<p>XI. Board meetings shall be open to the public. In accordance with RSA 91-A:3, the board may conduct part of a meeting in nonpublic session.</p> <p>[XII. The board shall be administratively attached, under RSA 21-G:10, to the department of health and human services.]</p>
<p>131 Board of Nursing; Expenditures. Amend RSA 326-B:6 to read as follows:</p> <p>326-B:6 Collection and Expenditure of Funds. The [board] office of professional licensure and certification shall receive and expend funds provided such funds are received and expended for the pursuit of the objectives authorized by this chapter. Fees, fines, and administrative charges, including those related to RSA 326-B:26, shall be deposited in the general fund.</p>	<p>72 Board of Nursing; Expenditures. Amend RSA 326-B:6 to read as follows:</p> <p>326-B:6 Collection and Expenditure of Funds. The [board] office of professional licensure and certification shall receive and expend funds provided such funds are received and expended for the pursuit of the objectives authorized by this chapter. Fees, fines, and administrative charges, including those related to RSA 326-B:26, shall be deposited in the general fund.</p>
<p>132 Board of Nursing; Investigations. Amend RSA 326-B:38, II to read as follows:</p> <p>II. The board may appoint legal counsel, health care advisors, or other investigators retained through the office of professional licensure and certification to assist with any investigation and with adjudicative hearings.</p>	<p>73 Board of Nursing; Investigations. Amend RSA 326-B:38, II to read as follows:</p> <p>II. The board may appoint legal counsel, health care advisors, or other investigators retained through the office of professional licensure and certification to assist with any investigation and with adjudicative hearings.</p>
<p>133 Board of Pharmacy; Reports. Amend RSA 318:11 to read as follows:</p> <p>318:11 Reports. The [board] office of professional licensure and certification shall file with the governor and council, on or before December 1 biennially, a report upon the condition of pharmacy in the state and containing a record of their acts and proceedings.</p>	<p>74 Board of Pharmacy; Reports. Amend RSA 318:11 to read as follows:</p> <p>318:11 Reports. The [board] office of professional licensure and certification shall file with the governor and council, on or before December 1 biennially, a report upon the condition of pharmacy in the state and containing a record of their acts and proceedings.</p>
<p>134 Board of Pharmacy; Investigatory Powers. Amend RSA 318:30, II to read as follows:</p> <p>II. The board may appoint legal counsel, technical advisors or other investigators retained through the office of professional licensure and certification to assist with any</p>	<p>75 Board of Pharmacy; Investigatory Powers. Amend RSA 318:30, II to read as follows:</p> <p>II. The board may appoint legal counsel, technical advisors or other investigators retained through the office of professional licensure and certification to assist with any</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>investigation and with adjudicatory hearings.</p>	<p>investigation and with adjudicatory hearings.</p>
<p>135 Board of Barbering, Cosmetology, and Esthetics; Receipts. Amend RSA 313-A:5 to read as follows:</p> <p>313-A:5 Receipts and Their Disposition. All moneys received [by the board] under this chapter shall be [paid to the secretary of the board, who shall give a receipt therefor and shall at the end of each month report to the commissioner of administrative services the total amount of money received and thereupon and] accounted for by the office of professional licensure and certification, and shall be deposited the same with the state treasurer.</p>	<p>76 Board of Barbering, Cosmetology, and Esthetics; Receipts. Amend RSA 313-A:5 to read as follows:</p> <p>313-A:5 Receipts and Their Disposition. All moneys received [by the board] under this chapter shall be [paid to the secretary of the board, who shall give a receipt therefor and shall at the end of each month report to the commissioner of administrative services the total amount of money received and thereupon and] accounted for by the office of professional licensure and certification, and shall be deposited the same with the state treasurer.</p>
<p>136 Board of Barbering, Cosmetology, and Esthetics; Duties. Amend RSA 313-A:7, I to read as follows:</p> <p>I. The board shall:</p> <p>(a) Prescribe the duties of its officers and employees[, which shall be at all times subject to the direction and supervision of the department of health and human services];</p> <p>(b) Establish [a principal] an office, within the office of professional licensure and certification at which all records and files of the board shall be kept;</p>	<p>77 Board of Barbering, Cosmetology, and Esthetics; Duties. Amend RSA 313-A:7, I to read as follows:</p> <p>I. The board shall:</p> <p>(a) Prescribe the duties of its officers and employees[, which shall be at all times subject to the direction and supervision of the department of health and human services];</p> <p>(b) Establish [a principal] an office, within the office of professional licensure and certification at which all records and files of the board shall be kept;</p>
<p>137 Board of Barbering, Cosmetology, and Esthetics; Inspectors. Amend RSA 313-A:21, I and II to read as follows:</p> <p>I. The [department of health and human services] office of professional licensure and certification shall employ inspectors and authorize them to enter and make reasonable examination and inspection of any salon, barbershop, or school during business hours for the</p>	<p>78 Board of Barbering, Cosmetology, and Esthetics; Inspectors. Amend RSA 313-A:21, I and II to read as follows:</p> <p>I. The [department of health and human services] office of professional licensure and certification shall employ inspectors and authorize them to enter and make reasonable examination and inspection of any salon, barbershop, or school during business hours for the</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>purpose of ascertaining whether or not the administrative rules of the board and the provisions of this chapter are being observed. Each inspector shall file a report with the board of such findings with respect to each inspection made. Salaries and necessary expenses of the inspectors shall be charged against the fees and other moneys collected by the board.</p> <p>II. The [commissioner of the department of health and human services shall, with the advice of the] board[,] shall adopt rules relative to the qualifications for inspectors under this section.</p>	<p>purpose of ascertaining whether or not the administrative rules of the board and the provisions of this chapter are being observed. Each inspector shall file a report with the board of such findings with respect to each inspection made. Salaries and necessary expenses of the inspectors shall be charged against the fees and other moneys collected by the board.</p> <p>II. The [commissioner of the department of health and human services shall, with the advice of the] board[,] shall adopt rules relative to the qualifications for inspectors under this section.</p>
<p>138 Dental Board; Investigatory Powers. Amend RSA 317-A:4, I(d) to read as follows:</p> <p>(d) To obtain legal counsel, investigators, and such other assistance as may be required; to make contracts and arrangements for the performance of administrative and similar services; and to establish compensation therefor <i>through the office of professional licensure and certification.</i></p>	<p>79 Dental Board; Investigatory Powers. Amend RSA 317-A:4, I(d) to read as follows:</p> <p>(d) To obtain legal counsel, investigators, and such other assistance as may be required; to make contracts and arrangements for the performance of administrative and similar services; and to establish compensation therefor <i>through the office of professional licensure and certification.</i></p>
<p>139 Dental Board; Receipts. RSA 317-A:5 is repealed and reenacted to read as follows:</p> <p>317-A:5 Report; Receipts. The office of professional licensure and certification shall make a biennial report of the board’s proceedings to the governor and council in October, and all fees and fines received shall be accounted for by the office of professional licensure and certification, and shall be deposited in the state treasury.</p>	<p>80 Dental Board; Receipts. RSA 317-A:5 is repealed and reenacted to read as follows:</p> <p>317-A:5 Report; Receipts. The office of professional licensure and certification shall make a biennial report of the board’s proceedings to the governor and council in October, and all fees and fines received shall be accounted for by the office of professional licensure and certification, and shall be deposited in the state treasury.</p>
<p>140 Dental Board; Investigations. Amend RSA 317-A:18, II to read as follows:</p> <p>II. The board may retain legal counsel, dental advisors or other investigators <i>through the office of professional licensure and certification</i> to assist with any investigation and with</p>	<p>81 Dental Board; Investigations. Amend RSA 317-A:18, II to read as follows:</p> <p>II. The board may retain legal counsel, dental advisors or other investigators <i>through the office of professional licensure and certification</i> to assist with any investigation and with</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

adjudicatory hearings.	adjudicatory hearings.
141 Dental Board; Disposal of Fines Amend RSA 317-A:35 to read as follows: 317-A:35 Disposal of Fines. All fines imposed and collected under this chapter shall be paid by the court or justice to the [executive director of the board] office of professional licensure and certification.	82 Dental Board; Disposal of Fines. Amend RSA 317-A:35 to read as follows: 317-A:35 Disposal of Fines. All fines imposed and collected under this chapter shall be paid by the court or justice to the [executive director of the board] office of professional licensure and certification.
142 Dental Board; Office Amend RSA 317-A:36 to read as follows: 317-A:36 Location of Office. The office of the New Hampshire state board of dental examiners shall be located in the [bureau of dental public health, department of health and human services] office of professional licensure and certification.	83 Dental Board; Office Amend RSA 317-A:36 to read as follows: 317-A:36 Location of Office. The office of the New Hampshire state board of dental examiners shall be located in the [bureau of dental public health, department of health and human services] office of professional licensure and certification.
143 Board of Mental Health Practice; Receipts and Disbursements. RSA 330-A:11 is repealed and reenacted to read as follows: 330-A:11 Receipts and Disbursements. All monies derived from the provisions of this chapter shall be received and accounted for by the office of professional licensure and certification and shall be deposited in the state treasury.	84 Board of Mental Health Practice; Receipts and Disbursements. RSA 330-A:11 is repealed and reenacted to read as follows: 330-A:11 Receipts and Disbursements. All monies derived from the provisions of this chapter shall be received and accounted for by the office of professional licensure and certification and shall be deposited in the state treasury.
144 Board of Mental Health Practice; Records and Reports. Amend RSA 330-A:13, II, to read as follows: II. Biennially, as of October 1, the [board] office of professional licensure and certification shall submit to the governor a report of the transactions of the preceding biennium, and shall also transmit a complete statement of the receipts and expenditures of the board.	85 Board of Mental Health Practice; Records and Reports. Amend RSA 330-A:13, II, to read as follows: II. Biennially, as of October 1, the [board] office of professional licensure and certification shall submit to the governor a report of the transactions of the preceding biennium, and shall also transmit a complete statement of the receipts and expenditures of the board.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>145 Board of Mental Health Practice; Investigations and Complaints. Amend RSA 330-A:28, II to read as follows:</p> <p>II. After determining the nature and scope of an investigation or hearing, the board may employ or retain hearing officers, legal counsel, medical advisors, mental health advisors, or investigators <i>through the office of professional licensure and certification</i> to assist with that investigation or hearing. Members of the board are not eligible for retention.</p>	<p>86 Board of Mental Health Practice; Investigations and Complaints. Amend RSA 330-A:28, II to read as follows:</p> <p>II. After determining the nature and scope of an investigation or hearing, the board may employ or retain hearing officers, legal counsel, medical advisors, mental health advisors, or investigators <i>through the office of professional licensure and certification</i> to assist with that investigation or hearing. Members of the board are not eligible for retention.</p>
<p>146 Board of Podiatry; Investigations and Preliminary Hearings. Amend RSA 315:10, II to read as follows:</p> <p>II. The board may appoint legal counsel, podiatric advisors or other investigators <i>retained through the office of professional licensure and certification</i> to assist with any investigation and with adjudicatory hearings.</p>	<p>87 Board of Podiatry; Investigations and Preliminary Hearings. Amend RSA 315:10, II to read as follows:</p> <p>II. The board may appoint legal counsel, podiatric advisors or other investigators <i>retained through the office of professional licensure and certification</i> to assist with any investigation and with adjudicatory hearings.</p>
<p>147 Board of Nursing Home Administrators. Amend RSA 151-A:14 to read as follows:</p> <p>151-A:14 Authorization. In order to provide necessary funds for training courses for nursing home administrators, the state treasurer is authorized to establish a revolving fund within the [department of health and human services] <i>office of professional licensure and certification</i> in sums sufficient to carry out this provision, such funds to be reimbursed in full by federal matching funds and by tuition charges to the nursing home administrators taking such training courses.</p>	<p>88 Board of Nursing Home Administrators. Amend RSA 151-A:14 to read as follows:</p> <p>151-A:14 Authorization. In order to provide necessary funds for training courses for nursing home administrators, the state treasurer is authorized to establish a revolving fund within the [department of health and human services] <i>office of professional licensure and certification</i> in sums sufficient to carry out this provision, such funds to be reimbursed in full by federal matching funds and by tuition charges to the nursing home administrators taking such training courses.</p>
<p>148 Board of Chiropractic Examiners; Income. RSA 316-A:8 is repealed and reenacted to read as follows:</p> <p>316-A:8 Income. All moneys collected by the board from fees authorized under this</p>	<p>89 Board of Chiropractic Examiners; Income. RSA 316-A:8 is repealed and reenacted to read as follows:</p> <p>316-A:8 Income. All moneys collected by the board from fees authorized under this</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>chapter shall be received and accounted for by the office of professional licensure and certification, and shall be deposited in the state treasury.</p>	<p>chapter shall be received and accounted for by the office of professional licensure and certification, and shall be deposited in the state treasury.</p>
<p>149 Board of Chiropractic Examiners; Report. Amend RSA 316-A:10 to read as follows: 316-A:10 Report. The secretary-treasurer shall file with the governor and council biennially and in such form as the governor and council may prescribe, such information as is necessary to maintain in the [department of health and human services] office of professional licensure and certification a current record of rules of the board of chiropractic examiners affecting the issuance of licenses.</p>	<p>90 Board of Chiropractic Examiners; Report. Amend RSA 316-A:10 to read as follows: 316-A:10 Report. The secretary-treasurer shall file with the governor and council biennially and in such form as the governor and council may prescribe, such information as is necessary to maintain in the [department of health and human services] office of professional licensure and certification a current record of rules of the board of chiropractic examiners affecting the issuance of licenses.</p>
<p>150 New Paragraph; Electrologists; Definitions. Amend RSA 314:1 by inserting after paragraph IV the following new paragraph: V. "Executive director" means the executive director of the office of professional licensure and certification.</p>	<p>91 New Paragraph; Electrologists; Definitions. Amend RSA 314:1 by inserting after paragraph IV the following new paragraph: V. "Executive director" means the executive director of the office of professional licensure and certification.</p>
<p>151 References Changed; Electrologists; Executive Director. Amend the following RSA provisions by replacing "commissioner" with "executive director": 314:2, 314:2-a, 314:3, 314:5, 314:6, 314:7, 314:8, 314:9, 134:10, I, 314:13.</p>	<p>92 References Changed; Electrologists; Executive Director. Amend the following RSA provisions by replacing "commissioner" with "executive director": 314:2, 314:2-a, 314:3, 314:5, 314:6, 314:7, 314:8, 314:9, 134:10, I, 314:13.</p>
<p>152 Embalmers and Funeral Directors. Amend RSA 325:33, II(a) and (b) to read as follows (a) The board may appoint technical advisors or other investigators to assist with any investigation or adjudication, and may, with the approval of the attorney general, appoint legal counsel retained through the office of professional licensure and certification for such purposes.</p>	<p>93 Embalmers and Funeral Directors. Amend RSA 325:33, II(a) and (b) to read as follows (a) The board may appoint technical advisors or other investigators to assist with any investigation or adjudication, and may, with the approval of the attorney general, appoint legal counsel retained through the office of professional licensure and certification for such purposes.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>(b) To the extent the board lacks budgeted funds to conduct a significant investigation or adjudication, it may, with the approval of the attorney general, petition governor and counsel to receive funds not otherwise appropriated in order to retain professional advisors [in the proceeding] <i>retained through the office of professional licensure and certification.</i></p>	<p>(b) To the extent the board lacks budgeted funds to conduct a significant investigation or adjudication, it may, with the approval of the attorney general, petition governor and counsel to receive funds not otherwise appropriated in order to retain professional advisors [in the proceeding] <i>retained through the office of professional licensure and certification.</i></p>
<p>153 New Paragraph; Ophthalmic Dispensing; Definitions. Amend RSA 327-A:1 by inserting after paragraph VI the following new paragraph: VI-a. "Executive director" means the executive director of the office of professional licensure and certification.</p>	<p>94 New Paragraph; Ophthalmic Dispensing; Definitions. Amend RSA 327-A:1 by inserting after paragraph VI the following new paragraph: VI-a. "Executive director" means the executive director of the office of professional licensure and certification.</p>
<p>154 References Changed; Ophthalmic Dispensing; Executive Director. Amend the following RSA provisions by replacing "commissioner" with "executive director": the introductory paragraph of 327-A:5, 327-A:5, VI, 327-A:6, 327-A:7, 327-A:12, 327-A:15, 327-A:17.</p>	<p>95 References Changed; Ophthalmic Dispensing; Executive Director. Amend the following RSA provisions by replacing "commissioner" with "executive director": the introductory paragraph of 327-A:5, 327-A:5, VI, 327-A:6, 327-A:7, 327-A:12, 327-A:15, 327-A:17.</p>
<p>155 Ophthalmic Dispensing; Duties of Executive Director. Amend RSA 327-A:5, VII to read as follows: VII. Reporting to the governor and council [and to the commissioner of the department of health and human services] annually on the activities conducted under this chapter.</p>	<p>96 Ophthalmic Dispensing; Duties of Executive Director. Amend RSA 327-A:5, VII to read as follows: VII. Reporting to the governor and council [and to the commissioner of the department of health and human services] annually on the activities conducted under this chapter.</p>
<p>156 Ophthalmic Dispensing. Amend RSA 327-A:14 to read as follows: 327-A:14 Renewal of Registration; Continuing Education. Certificates of registration issued under this chapter shall be subject to renewal every 2 years and shall expire unless</p>	<p>97 Ophthalmic Dispensing. Amend RSA 327-A:14 to read as follows: 327-A:14 Renewal of Registration; Continuing Education. Certificates of registration issued under this chapter shall be subject to renewal every 2 years and shall expire unless</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>renewed in the manner prescribed by the commissioner. Certificates of registration for ophthalmic dispensing shall be renewed upon the payment of the renewal fee and the completion of 8 credits of continuing education during the previous 2-year period. Any national, regional, or state optical company, trade, or professional group is authorized to sponsor continuing education programs approved by the American Board of Opticianry, the National Contact Lens Examiners, or the commissioner. The [commissioner or the deputy commissioner of the department of health and human services] executive director shall authorize continuing education programs which contribute to the advancement, extension, or enhancement of the professional skills and the technical knowledge of opticians.</p>	<p>renewed in the manner prescribed by the commissioner. Certificates of registration for ophthalmic dispensing shall be renewed upon the payment of the renewal fee and the completion of 8 credits of continuing education during the previous 2-year period. Any national, regional, or state optical company, trade, or professional group is authorized to sponsor continuing education programs approved by the American Board of Opticianry, the National Contact Lens Examiners, or the commissioner. The [commissioner or the deputy commissioner of the department of health and human services] executive director shall authorize continuing education programs which contribute to the advancement, extension, or enhancement of the professional skills and the technical knowledge of opticians.</p>
<p>157 Naturopathic Board; Powers. Amend RSA 328-E:8, I(d) to read as follows: (d) Maintain an accurate account of all receipts, expenditures and refunds granted under this chapter through the office of professional licensure and certification.</p>	<p>98 Naturopathic Board; Powers. Amend RSA 328-E:8, I(d) to read as follows: (d) Maintain an accurate account of all receipts, expenditures and refunds granted under this chapter through the office of professional licensure and certification.</p>
<p>158 Naturopathic Board; Administration. Amend RSA 328-E:15 to read as follows: 328-E:15 Administration. The [commissioner of the department of health and human services] executive director shall provide administrative services to the board created under this chapter. All administrative services shall be a cost to the board and shall be reimbursed by fees collected by the board under RSA 328-E:8, I(a).</p>	<p>99 Naturopathic Board; Administration. Amend RSA 328-E:15 to read as follows: 328-E:15 Administration. The [commissioner of the department of health and human services] executive director shall provide administrative services to the board created under this chapter. All administrative services shall be a cost to the board and shall be reimbursed by fees collected by the board under RSA 328-E:8, I(a).</p>
<p>159 Board of Hearing Care Providers. Amend RSA 137-F:21, III to read as follows: III. The board may appoint legal counsel, audiology experts, hearing aid dealer experts, hearing officers, or other investigators retained through the office of professional licensure and certification to assist with any investigation or with adjudicatory hearings.</p>	<p>100 Board of Hearing Care Providers. Amend RSA 137-F:21, III to read as follows: III. The board may appoint legal counsel, audiology experts, hearing aid dealer experts, hearing officers, or other investigators retained through the office of professional licensure and certification to assist with any investigation or with adjudicatory hearings.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>160 Board of Acupuncture. Amend RSA 328-G:8 to read as follows:</p> <p>328-G:8 Disposition of Receipts. All moneys received by the board under this chapter shall be [paid to the administrator of the board, who shall give a receipt therefor and shall, at the end of each month, report to the commissioner of the department of health and human services the total amount of money received and deposit it] deposited with the state treasurer through the office of professional licensure and certification.</p>	<p>101 Board of Acupuncture. Amend RSA 328-G:8 to read as follows:</p> <p>328-G:8 Disposition of Receipts. All moneys received by the board under this chapter shall be [paid to the administrator of the board, who shall give a receipt therefor and shall, at the end of each month, report to the commissioner of the department of health and human services the total amount of money received and deposit it] deposited with the state treasurer through the office of professional licensure and certification.</p>
<p>161 Board of Acupuncture; Duties. Amend RSA 328-G:11 I(c), to read as follows:</p> <p>(c) Maintain an accurate account of all receipts, expenditures, and refunds granted under this chapter through the office of licensure and certification.</p>	<p>102 Board of Acupuncture; Duties. Amend RSA 328-G:11 I(c), to read as follows:</p> <p>(c) Maintain an accurate account of all receipts, expenditures, and refunds granted under this chapter through the office of licensure and certification.</p>
<p>162 Board of Licensure for Alcohol and other Drug Use Professionals. Amend RSA 330-C:3, XII to read as follows:</p> <p>XII. The governor may remove any member from the board for neglect of any duty under RSA 330-C:5 or for incompetence, or unprofessional or dishonorable conduct. Any person may file a complaint against a board member or board members with the [commissioner of the department of health and human services] executive director of the office of professional licensure and certification. Upon receipt of a complaint, the commissioner shall conduct an investigation and take any appropriate action and report his or her findings to the complainant. The provisions of RSA 4:1 controlling the removal of public officials from office shall be followed in dismissing board members.</p>	<p>103 Board of Licensure for Alcohol and other Drug Use Professionals. Amend RSA 330-C:3, XII to read as follows:</p> <p>XII. The governor may remove any member from the board for neglect of any duty under RSA 330-C:5 or for incompetence, or unprofessional or dishonorable conduct. Any person may file a complaint against a board member or board members with the [commissioner of the department of health and human services] executive director of the office of professional licensure and certification. Upon receipt of a complaint, the commissioner shall conduct an investigation and take any appropriate action and report his or her findings to the complainant. The provisions of RSA 4:1 controlling the removal of public officials from office shall be followed in dismissing board members.</p>
<p>163 Advisory Board of Massage Therapists. RSA 328-B:2, IV is repealed and reenacted to read as follows:</p>	<p>104 Advisory Board of Massage Therapists. RSA 328-B:2, IV is repealed and reenacted to read as follows:</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>IV. "Executive director" means the executive director of the office of professional licensure and certification.</p>	<p>IV. "Executive director" means the executive director of the office of professional licensure and certification.</p>
<p>164 References Changed; Massage Therapists; Executive Director. Amend the following RSA provisions by replacing "commissioner" with "executive director": 328-B:4, 328-B:5.</p>	<p>105 References Changed; Massage Therapists; Executive Director. Amend the following RSA provisions by replacing "commissioner" with "executive director": 328-B:4, 328-B:5.</p>
<p>165 Advisory Board of Massage Therapists. Amend RSA 328-B:11-a to read as follows: 328-B:11-a Administrative Fines. The [commissioner of the department of health and human services] executive director of the office of professional licensure and certification, after notice and opportunity for hearing, pursuant to rules adopted under RSA 541-A, may impose an administrative fine not to exceed \$2,000 for each offense upon any person who violates any provision of this chapter or rules adopted pursuant to it. Rehearings and appeals from a decision of the [commissioner] executive director shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties or administrative actions under this chapter. The [commissioner] executive director shall adopt rules in accordance with RSA 541-A relative to administrative fines which shall be scaled to reflect the scope and severity of the violation. The sums obtained from the levying of administrative fines under this chapter shall be forwarded to the state treasurer to be deposited into the general fund.</p>	<p>106 Advisory Board of Massage Therapists. Amend RSA 328-B:11-a to read as follows: 328-B:11-a Administrative Fines. The [commissioner of the department of health and human services] executive director of the office of professional licensure and certification, after notice and opportunity for hearing, pursuant to rules adopted under RSA 541-A, may impose an administrative fine not to exceed \$2,000 for each offense upon any person who violates any provision of this chapter or rules adopted pursuant to it. Rehearings and appeals from a decision of the [commissioner] executive director shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties or administrative actions under this chapter. The [commissioner] executive director shall adopt rules in accordance with RSA 541-A relative to administrative fines which shall be scaled to reflect the scope and severity of the violation. The sums obtained from the levying of administrative fines under this chapter shall be forwarded to the state treasurer to be deposited into the general fund.</p>
<p>166 Board of Psychologists. Amend RSA 329-B:22, III to read as follows: III. After determining the nature and scope of an investigation or hearing, the board may employ or retain hearing officers, legal counsel, medical advisors, psychologist advisors, or investigators through the office of professional licensure and certification to assist with</p>	<p>107 Board of Psychologists. Amend RSA 329-B:22, III to read as follows: III. After determining the nature and scope of an investigation or hearing, the board may employ or retain hearing officers, legal counsel, medical advisors, psychologist advisors, or investigators through the office of professional licensure and certification to assist with</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>that investigation or hearing. Members of the board are not eligible for retention.</p>	<p>that investigation or hearing. Members of the board are not eligible for retention.</p>
<p>167 New Paragraph; Advisory Board of Reflexology, Structural Integration, and Asian Bodywork Therapy; Definitions. Amend RSA 328-H:2 by inserting after paragraph IV the following new paragraph:</p> <p>IV-a. "Executive director" means the executive director of the office of professional licensure and certification established under RSA 310-A:1 through RSA 310-A:1-e.</p>	<p>108 New Paragraph; Advisory Board of Reflexology, Structural Integration, and Asian Bodywork Therapy; Definitions. Amend RSA 328-H:2 by inserting after paragraph IV the following new paragraph:</p> <p>IV-a. "Executive director" means the executive director of the office of professional licensure and certification established under RSA 310-A:1 through RSA 310-A:1-e.</p>
<p>168 References Changed; Advisory Board of Reflexology, Structural Integration, and Asian Bodywork Therapy; Executive Director. Amend the following RSA provisions by replacing "commissioner" and "department" with "executive director": 328-H:2, I, 328-H:2, VII, 328-H:4, 328-H:5, 328-H:6, 328-H:7, 328-H:8, 328-H:9, 328-H:10, 328-H:11, 328-H:12, 328-H:15, 328-H:16, 328-H:17.</p>	<p>109 References Changed; Advisory Board of Reflexology, Structural Integration, and Asian Bodywork Therapy; Executive Director. Amend the following RSA provisions by replacing "commissioner" and "department" with "executive director": 328-H:2, I, 328-H:2, VII, 328-H:4, 328-H:5, 328-H:6, 328-H:7, 328-H:8, 328-H:9, 328-H:10, 328-H:11, 328-H:12, 328-H:15, 328-H:16, 328-H:17.</p>
<p>169 Repeals. The following are repealed:</p> <p>I. RSA 126:10-a, relative to the health and human services office of professional licensing.</p> <p>II. RSA 310-A:61, relative to expenditures by the board of land surveyors.</p> <p>III. RSA 331-A:2, V, relative to definition of executive director of the real estate commission.</p> <p>IV. RSA 331-A:6, relative to administrative attachment of the real estate commission.</p> <p>V. RSA 331-A:7, I, relative to appointment of the executive director of the real estate commission.</p> <p>VI. RSA 331-A:8, relative to powers of the executive director of the real estate</p>	<p>110 Repeals. The following are repealed:</p> <p>I. RSA 126:10-a, relative to the health and human services office of professional licensing.</p> <p>II. RSA 310-A:61, relative to expenditures by the board of land surveyors.</p> <p>III. RSA 331-A:2, V, relative to definition of executive director of the real estate commission.</p> <p>IV. RSA 331-A:6, relative to administrative attachment of the real estate commission.</p> <p>V. RSA 331-A:7, I, relative to appointment of the executive director of the real estate commission.</p> <p>VI. RSA 331-A:8, relative to powers of the executive director of the real estate</p>

commission.

VII. RSA 326-B:4, XI and XII, relative to staff and executive director of the board of nursing.

VIII. RSA 326-B:5, relative to administration by the executive director of the board of nursing.

IX. RSA 318:2-a, relative to administrative attachment of the pharmacy board.

X. RSA 318:9, relative to administrative duties of the pharmacy board.

XI. RSA 313-A:2, VI, relative to administrative attachment of the board of barbering, cosmetology and esthetics.

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

XIII. RSA 330-A:5, relative to administrative attachment of the board of mental health practice.

XIV. RSA 327:2, IV and V, relative to administrative attachment of the board of optometry.

XV. RSA 315:1-a, relative to administrative attachment of the board of podiatry.

XVI. RSA 151-A:3, IV, relative to administrative attachment of the board of nursing home administrators.

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

XVIII. RSA 314:1, I and II, relative to definitions under electrolysis regulation.

XIX. RSA 325:2, IV, relative to administrative attachment of the board of funeral

commission.

VII. RSA 326-B:4, XI and XII, relative to staff and executive director of the board of nursing.

VIII. RSA 326-B:5, relative to administration by the executive director of the board of nursing.

IX. RSA 318:2-a, relative to administrative attachment of the pharmacy board.

X. RSA 318:9, relative to administrative duties of the pharmacy board.

XI. RSA 313-A:2, VI, relative to administrative attachment of the board of barbering, cosmetology and esthetics.

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

XIII. RSA 330-A:5, relative to administrative attachment of the board of mental health practice.

XIV. RSA 327:2, IV and V, relative to administrative attachment of the board of optometry.

XV. RSA 315:1-a, relative to administrative attachment of the board of podiatry.

XVI. RSA 151-A:3, IV, relative to administrative attachment of the board of nursing home administrators.

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

XVIII. RSA 314:1, I and II, relative to definitions under electrolysis regulation.

XIX. RSA 325:2, IV, relative to administrative attachment of the board of funeral

directors and embalmers.

XX. RSA 325:10, relative to duties of the secretary of the board of funeral directors and embalmers.

XXI. RSA 327-A:1, V and VI, relative to definitions under the ophthalmic dispensers board

XXII. RSA 328-E:7, VII, relative to administrative attachment of the naturopathic board of examiners.

XXIII. RSA 328-E:8, II, relative to personnel of the naturopathic board of examiners.

XXIV. RSA 328-E:11, relative to rulemaking by the naturopathic board of examiners.

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

XXVI. RSA 328-G:4, relative to administrative attachment of the board of acupuncture.

XXVII. RSA 328-G:11, V and VI relative to rulemaking by the board of acupuncture.

XXVIII. RSA 326-D:3, III, relative to administrative attachment of the midwifery council.

XXIX. RSA 326-D:10, II, relative to administrative services of the midwifery council.

XXX. RSA 330-C:4, relative to administrative attachment of the board of licensure for alcohol and other drug use professionals.

XXXI. RSA 330-C:5, IX, relative to assistants of the board of licensure for alcohol and

directors and embalmers.

XX. RSA 325:10, relative to duties of the secretary of the board of funeral directors and embalmers.

XXI. RSA 327-A:1, V and VI, relative to definitions under the ophthalmic dispensers board.

XXII. RSA 328-E:7, VII, relative to administrative attachment of the naturopathic board of examiners.

XXIII. RSA 328-E:8, II, relative to personnel of the naturopathic board of examiners.

XXIV. RSA 328-E:11, relative to rulemaking by the naturopathic board of examiners.

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

XXVI. RSA 328-G:4, relative to administrative attachment of the board of acupuncture.

XXVII. RSA 328-G:11, V and VI relative to rulemaking by the board of acupuncture.

XXVIII. RSA 326-D:3, III, relative to administrative attachment of the midwifery council.

XXIX. RSA 326-D:10, II, relative to administrative services of the midwifery council.

XXX. RSA 330-C:4, relative to administrative attachment of the board of licensure for alcohol and other drug use professionals.

XXXI. RSA 330-C:5, IX, relative to assistants of the board of licensure for alcohol and

<p>other drug use professionals</p> <p>XXXII. RSA 330-C:5, XI, relative to reports of the board of licensure for alcohol and other drug use professionals.</p> <p>XXXIII. RSA 326-H:7, relative to administrative attachment of the board of licensed dieticians.</p> <p>XXXIV. RSA 329-B:5, relative to administrative attachment of the board of psychologists.</p> <p>XXXV. RSA 328-H:2, III and IV, relative to definitions for the advisory board of reflexology, structural integration, and Asian bodywork therapy.</p> <p>XXXVI. RSA 328-I:1, II and III, relative to definitions for the board of registration of medical technicians.</p> <p>XXXVII. RSA 328-I:2, IV, relative to the administrative attachment of the board of registration of medical technicians.</p>	<p>other drug use professionals.</p> <p>XXXII. RSA 330-C:5, XI, relative to reports of the board of licensure for alcohol and other drug use professionals.</p> <p>XXXIII. RSA 326-H:7, relative to administrative attachment of the board of licensed dieticians.</p> <p>XXXIV. RSA 329-B:5, relative to administrative attachment of the board of psychologists.</p> <p>XXXV. RSA 328-H:2, III and IV, relative to definitions for the advisory board of reflexology, structural integration, and Asian bodywork therapy.</p> <p>XXXVI. RSA 328-I:1, II and III, relative to definitions for the board of registration of medical technicians.</p> <p>XXXVII. RSA 328-I:2, IV, relative to the administrative attachment of the board of registration of medical technicians.</p>
<p>170 Department of Resources and Economic Development; Reporting Requirements.</p> <p>I. The commissioner of the department of resources and economic development may meet its reporting obligations, notwithstanding any law to the contrary as set forth in statute, by making such changes in its current reporting processes as may be necessary or desirable for the efficient, streamlined, and cost-effective delivery of a consolidated department report and division reports provided annually as required by statute while maintaining transparency to citizens. This may include the elimination of the use of some reports as identified to avoid redundancy of information provided that may be contained in one or more of each through</p>	<p>DELETED BY THE SENATE</p>

this consolidated reporting process. Such annual consolidated department and division reports shall incorporate information from the following reports.

(a) The department of resources and economic development advisory commission report provided biennially to the governor and council under RSA 12-A:6.

(b) The department's energy efficiency report provided quarterly to the department of administrative services state's energy manager under executive order 2005-4.

II. Such annual consolidated division of economic development report shall incorporate and consolidate information contained in the following reports:

(a) The division of economic development's economic development program loans and grants report provided annually to the public under RSA 12-A:33.

(b) The division of economic development advisory committee on international trade report provided annually to the general court and governor under RSA 12-A:30, I (f).

(c) The office of workforce opportunity job training program for economic growth report provided annually to the general court, fiscal committee of the general court, governor and council, and the commissioner of department of employment security under RSA 12-A:58, I.

(d) The division of forests and lands mining and reclamation report provided annually to the governor and council under RSA 12-E:2, VI.

(e) The division of forests and lands report provided biennially to the governor under RSA 227-G:3, I (i).

(f) The division of parks and recreation community recreation service report

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

provided annually to the division director under RSA 12-B:3, X.

(g) The Monadnock advisory commission report, a commission administratively assigned to the division of parks and recreation, provided annually to the member communities under RSA 227-D:5, VII.

(h) The division of parks and recreation Cannon season pass sales report provided quarterly to the general court, fiscal committee of the general court, and governor and council under RSA 227:14.

(i) The division of parks and recreation Hampton Beach capital improvement fund report provided annually to the fiscal committee of the general court and governor and council under RSA 216:3, IV (b);

(j) The division of parks and recreation's financial report provided annually to the general court and governor and council under RSA 216-A:3-e, III.

(k) The Hampton Beach area commission report, a commission administratively assigned to the division of parks and recreation, provided annually to the general court and governor and council under RSA 216-J:3, VIII.

(l) The division of parks and recreation's state of the parks and historic sites report provided annually to the general court under RSA 216-A:3-c, VI.

(m) The state park system advisory council report, a council administratively assigned to the division of parks and recreation, provided annually to the general court, governor and council, and state library under RSA 216-A:3-k, VI (f).

(n) The division of parks and recreation Cannon Mountain package plan programs

report provided quarterly to the general court, fiscal committee of the general court, and governor and council under RSA 12-A:15, II.

(o) The division of parks and recreation Cannon capital improvement fund report provided annually to the fiscal committee of the general court and governor and council under RSA 12-A:29-c, III.

(p) The Wentworth Coolidge commission report, a commission administratively assigned to the division of parks and recreation, provided annually to the general court and governor and council under executive order 1989-10.

(q) The division of parks and recreation bureau of trails report provided annually to the general court and state library under RSA 215-A:3, IX and RSA 215-C:2, X.

(r) The division of parks and recreation Connecticut Lakes Headwaters tract report provided annually to the general court, the governor and council, and the state library under RSA 216:8, IV, RSA 216:9, V, and RSA 216:11, IV.

(s) The division of travel and tourism revolving fund report provided annually to the fiscal committee of the general court and the governor and council under RSA 12-A:15-a.

(t) The division of travel and tourism development fund provided annually to the general court, governor and council, and state library under RSA 12-A:43-a, II.

III. The annual consolidated department report and division reports shall be delivered electronically to the speaker of the house of representatives, senate president and fiscal committee of the general court, and to the governor and council, by January 31 of each year. The department shall electronically post its annual consolidated report on the department

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>website by January 31 of each year for review by all other parties as required by statute.</p>	
<p>171 Issuance of Reports. RSA 20:7 is repealed and reenacted to read as follows: 20:7 Issuance of Reports. I. All agencies and departments of the state shall issue biennial reports summarizing their operations. All reports shall cover periods ending on June 30, and be posted to the state transparency website, with one paper copy submitted to the state library by October 1. Biennial reports shall cover periods ending in odd-numbered years beginning with 2015. State agencies and departments shall make every effort to limit or eliminate the production of paper reports. The governor and council, speaker of the house of representatives, and the senate president shall be notified by letter that a report is available on the state transparency website. II. Agencies and departments may post other required reports to their Internet website and the state transparency website in lieu of other methods of distribution, and shall notify by letter all persons or committees required by law to receive such reports of the reports' availability on the state transparency website. III. The governor's commission on disability established in RSA 275-C shall be exempt from the provisions of this section but shall comply with the reporting requirements in RSA 275-C:6. IV. The lottery commission's comprehensive annual financial report prepared pursuant to RSA 21-I:8, II(b) shall meet the requirements of this section.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>172 Department of Environmental Services; Milfoil and Other Exotic Aquatic Plants. Amend RSA 487:29 to read as follows:</p> <p>487:29 Milfoil and Other Exotic Aquatic Plants Prevention; Grant Fund Report and Budget. The department of environmental services shall submit [an annual] a biennial report, beginning on January 1, 2004, to the speaker of the house, president of the senate, and the governor and council which shall include, but not be limited to, a description of prevention and research projects funded by the milfoil and other exotic aquatic plants prevention program and the extent of aid to municipalities or subdivisions of the state, non-profit corporations, and research institutions.</p>	<p>DELETED BY THE SENATE</p>
<p>173 Telecommunications Equipment Assistance Program; Annual Report. Amend RSA 362-E:7 to read as follows:</p> <p>362-E:7 Annual Report. The governor's commission on disability shall file a report which shall include the number of persons assisted, all sources of funding, and the total amount disbursed under this chapter. Such report shall be submitted annually to the governor and council, the senate president, the speaker of the house and the [science, technology and energy committee] public utilities commission, on or before October 1.</p>	<p>DELETED BY THE SENATE</p>
<p>174 Water Pollution and Waste Disposal; Duties of the Department. Amend RSA 485-A:4, XIV to read as follows:</p> <p>XIV. To formulate a policy relating to long-term trends affecting the purity of the surface waters or groundwaters of the state. Insofar as practicable and necessary, a continuing program of sampling and subsequent chemical or biological analysis, or both, shall</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

be conducted to establish patterns and reveal long-term trends to serve as a basis for formulating such policy. In conducting said program of sampling and analysis, the department is authorized to accept any assistance as may be proffered by persons that the department deems to be qualified. ~~[The department shall make a biennial report of its findings to the governor and council, the senate environment committee, and the house resources, recreation, and development committee.]~~ The department shall provide proper warning to the public by posting a sign indicating where water quality standards are not being attained as they relate to specified designated uses.

175 Water Pollution and Waste Disposal; Duties of the Department. Amend RSA 485-A:4, XVI-c(a) to read as follows:

DELETED BY THE SENATE

XVI-c.(a) To design and implement a program for state or independent third party sampling and testing of sludge or biosolid materials that are intended for land application. The department shall design the sampling methodology, in consultation with university of New Hampshire statisticians and sludge and biosolid experts, to provide a statistical evaluation of the contaminant levels contained in sludge or biosolids. The department shall concentrate its testing on those contaminants that pose greater risks to public health and the environment due to their toxicity, potential availability, concentration levels, or concentration uncertainty. The department shall maintain a database of testing results and prepare, in consultation with university of New Hampshire statisticians and sludge and biosolid experts, and make available to the public and the general court, ~~[an annual]~~ **a biennial** report by November 1 of each year which analyses the compiled test results,

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>including data from prior years, as appropriate. The analysis shall detail contaminant concentrations on both a statewide and generator level and shall indicate the statistical degree of certainty in the results of the analysis. The department shall attempt to present the report in terms that are understandable to the layperson including practical examples such as the probability that any given load of untested sludge exceeds a contaminant standard.</p>	
<p>176 Aquatic Resource Compensatory Mitigation; Report. Amend RSA 482-A:33 to read as follows: 482-A:33 Report. The department shall submit [an annual] a biennial report 60 days after the close of each odd-numbered fiscal year, to the fiscal committee of the general court, the chairperson of the house resources, recreation and development committee, and the chairperson of the senate environment and wildlife committee summarizing all receipts and disbursements of the aquatic resource compensatory mitigation fund, including a description of all projects undertaken and the status of the administrative assessment account. Each report shall be in such detail with sufficient information to be fully understood by the general court and the public. After submission to the general court, the report shall be available to the public.</p>	<p>DELETED BY THE SENATE</p>
<p>177 Unemployment Compensation; Duties and Powers. Amend RSA 282-A:112, I to read as follows: I. It shall be the duty of the commissioner of the department of employment security to administer this chapter. [He] The commissioner shall have power and authority to adopt,</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

amend, or rescind rules, to employ such persons, make such expenditures, require such reports, make such investigations, and take such other action as he deems necessary or suitable to that end. The commissioner shall determine his *or her* own organization and methods of procedure in accordance with the provisions of this chapter. Not later than the thirtieth day of June of each year, the commissioner shall submit to the governor a report covering the administration and operation of this chapter during the preceding calendar year and shall make such recommendations for amendments to this chapter as he *or she* deems proper. Such reports shall include a balance sheet of the moneys in the fund in which there shall be provided, if possible, a reserve against the liability in future years to pay benefits in excess of the then current contributions, which reserve shall be set up by the commissioner in accordance with accepted actuarial principles on the basis of statistics of employment, business activity, and other relevant factors for the longest possible period. ***Such report shall satisfy the requirements of RSA 20:7 and the department shall not be required to submit a separate biennial report.*** Whenever the commissioner believes that a change in contribution or benefit rates will become necessary to protect the solvency of the fund, ~~he~~ ***the commissioner*** shall promptly so inform the governor and the legislature and make recommendations with respect thereto.

178 New Hampshire Employment Program and Family Assistance Program; Work Participation Rates. Amend RSA 167:77-a, II to read as follows:

II. The department shall submit a report to the oversight committee for health and human services, established in RSA 126-A:13, relative to actions taken to increase the work

DELETED BY THE SENATE

participation rate reported to the federal Department of Health and Human Services. The department also shall provide the oversight committee with an estimate of whether the state shall meet the federal requirements for each federal fiscal year by ~~July~~ **January** 15 of that fiscal year.

179 New Hampshire Employment Program and Family Assistance Program; Outcome Measurement System. Amend RSA 167:77-c, IV-V to read as follows:

IV. The department shall establish an outcome measurement system with the following areas of analysis:

~~(a) [The job retention and earnings gain indicators using the same methodology as the TANF high performance measures.~~

~~(b)]~~ The number and percent of cash assistance recipients who close each month due to employment, the average hourly, weekly, and monthly wages, the average total weekly and monthly total income, the number and percent who return to cash assistance after 3, 6, and 12 months.

~~[(c) The extended earnings of families who leave TANF due to employment.~~

~~(d) Numbers and percentages of families who leave TANF due to employment and stay employed.~~

~~(e) Numbers and percentage of families who increase their earnings after leaving TANF.~~

~~(f)]~~ **(b)** Numbers and percentages of TANF families that leave TANF and ranking of their income compared to the federal poverty level and the ~~[NH]~~ **New Hampshire** living wage.

DELETED BY THE SENATE

~~[(g) Poverty and child poverty rates and out of wedlock births and the national ranking of New Hampshire.~~

~~(h) The impact of TANF policies on local assistance based on data requested by the oversight committee and as reported by the New Hampshire Local Welfare Administrators Association.~~

~~(i) The reasons for caseload increases and decreases with analysis of numbers and reasons for openings, denials, and closings and the numbers and reasons for sanctions and denials due to noncompliance with program requirements.~~

~~(j) Any other measures selected by the department or the oversight committee on health and human services which shows TANF performance in moving families out of poverty.]~~

V. The department shall develop and maintain the indicators for the program outcomes listed in paragraph IV, subject to review and approval by the oversight committee on health and human services. The department shall submit a report to the oversight committee each ~~[June and December]~~ **January**.

180 New Hampshire Employment Program and Family Assistance Program; Career Ladder Initiatives. Amend RSA 167:77-f, II to read as follows:

II. The department shall report its progress to the oversight committee on health and human services in ~~[June and December of each year beginning with December 2007]~~ **January**.

181 Long-Term Care; Program Management and Cost Controls. Amend RSA 151-E:11, II to read as follows:

DELETED BY THE SENATE

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

II. For the fiscal year beginning July 1, 2003, and each fiscal year thereafter the average annual cost for the provision of services to persons in the mid-level of care shall not exceed 60 percent of the average annual cost for the provision of services in a nursing facility. The average annual cost for the provision of services in home-based care shall not exceed 50 percent of the average annual cost for the provision of services to persons in a nursing facility. No person whose costs would be in excess of 80 percent of the average annual cost for the provision of services to a person in a nursing facility shall be approved for home-based or mid-level services without the prior approval of the commissioner of health and human services. The prior approval shall include a comparison of the mid-level or home-based care costs of the person with the costs of a facility qualified to provide any specialized services necessary for the proper care and treatment of the individual. The department shall provide a report [~~semi-annually~~] on the utilization of non-nursing home services to the county-state finance commission and the legislative fiscal committee **when such information is provided to the Centers for Medicare and Medicaid Services.**

182 Department of Health and Human Services; Rate Setting for Home Health Services. Amend RSA 126-A:18-a, III to read as follows:

III. The commissioner shall make [~~an annual report on or before November 1,~~] **a biennial report** relative to the rates for home health services, to the speaker of the house of representatives, the president of the senate, and the chairpersons of the house and senate finance committees.

DELETED BY THE SENATE

183 Workers' Compensation; Reports of the Commissioner. Amend RSA 281-A:61 to read as follows:

281-A:61 Reports of the Commissioner.

I. The commissioner shall make a report to the governor, by October 1 of each odd-numbered year, showing the work done during the preceding 2 fiscal years. The report shall include a properly classified statement of department expenses, statistical information relating to the number and character of industrial accidents during such 2 years and such other information and recommendations as the commissioner deems pertinent. The report shall be printed as part of the commissioner's biennial report.

II. The commissioner shall make a workplace safety and injury report, which shall be submitted with the report required under paragraph I, to the governor and the legislature. The report shall provide statistical information pertaining to the nature, character and severity of industrial accidents, injuries, and illnesses in New Hampshire and information pertaining to the department's and employers' efforts in the area of safety promotion and accident prevention. ~~[The statistical information related to workplace injuries shall be compiled from data gathered directly by the department through the required injury reports filed by employers.]~~ This report shall include, but not be limited to, the types and frequency of reported injuries; ~~[a breakdown and analysis of the types and size of industries, and]~~ the job classifications from which such injuries have been reported; ~~[the average length of disability;]~~ a report of employer compliance with RSA 281-A:64; the annual listing of best and worst performers as prepared by the commissioner under the provisions of RSA 281-A:64; a

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

report of all departmental activities required under RSA 281-A:65; specific recommendations for improved workplace safety promotion and injury prevention; and any other such information and recommendations pertaining to workplace injuries and injury prevention as the commissioner deems appropriate. ~~[The report shall also include the same information for certified managed care programs and shall include information relative to the number of employees and the number of hearings of claimants participating in each certified managed care program.]~~

184 State Liquor Stores; Closing of State Stores. Amend RSA 177:2 to read as follows:

177:2 Closing of State Stores.

I. The commission may close any state liquor store to improve profitability and efficiency. In determining net operating profit or loss, the commission shall adhere to generally accepted accounting principles for both revenues and expenses and shall include an allocation for indirect costs. All information regarding a decision to close any state liquor store shall be made available, by the commission, to the public upon request. The commission shall provide public notice 30 days prior to closing any state liquor store. The commission shall submit a ~~[semi-annual]~~ report of state liquor store closings to the fiscal committee of the general court **when store closings occur**.

II. In order to properly reflect the operating expenses of each state store, the commission shall prepare annually an indirect cost allocation plan for all indirect operating expenses of the commission. All such expenses of the commission, with the exception of the enforcement and licensing division operating expenses, shall be included in the plan and

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

allocated to all state stores on a consistent, rational basis. ~~[The indirect cost allocation plan for each fiscal year shall be submitted to the fiscal committee and the governor and council for approval, no later than 3 months before the start of each fiscal year.]~~ ***No later than 3 months prior to the closing of any state liquor store, the commission shall submit a revised indirect cost allocation plan to the fiscal committee of the general court and the governor and council for approval.***

185 Horse and Dog Racing; Report of the Commission. Amend RSA 284:21-g to read as follows:
284:21-g Report of the Commission. The commission shall make an annual report to the governor ~~[in accordance with RSA 20:7,]~~ including therein an account of its actions, receipts derived under the provisions of this subdivision, the practical effects of the application thereof, and any recommendation for legislation which the commission deems advisable. ***Such report shall be submitted on or before February 1 and the commission shall not be required to submit a separate report under RSA 20:7.***

186 Disposal of State-Owned Vehicles Based on Non-Business Use. Amend RSA 21-I:19-h, I-IV to read as follows:
I. Each agency, as defined in RSA 21-G:5, III, shall report ~~[quarterly]~~ ***biennially*** to the department of administrative services the total miles and total nonbusiness miles traveled by each state-owned motor vehicle, including, but not limited to, use of vehicles for commuting between an employee's home and regular place of business. This section shall not apply to vehicles used for the purposes of law enforcement. This section shall be interpreted so as

DELETED BY THE SENATE

DELETED BY THE SENATE

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

not to conflict with federal Internal Revenue statutes or regulations and shall not relieve an agency or its employees from non-wage fringe benefit reporting requirements for nonbusiness use of state-owned motor vehicles.

II. By August 1, 2011, each agency shall review the utilization of all vehicles which are assigned to the agency to determine if nonbusiness use for any vehicle exceeds 15 percent of the total miles traveled by that vehicle for the preceding fiscal year. By August 1 of each **odd-numbered** year after 2011, each agency shall conduct the same review using the percentage of nonbusiness use miles adjusted by the vehicle utilization committee.

III. Each agency shall, by August 15, 2011, report to the commissioner in writing all vehicles which are determined to have nonbusiness use exceeding 15 percent of the total miles traveled by that vehicle for the preceding fiscal year. Each agency shall, by August 15 of each **odd-numbered** year after 2011, report to the commissioner in writing all vehicles which are determined to have nonbusiness use miles exceeding the percentage adjusted by the vehicle utilization committee.

IV. The commissioner shall, by October 1, 2011 and each October 1 **in an odd-numbered year** thereafter, submit a report to the governor and council and to the fiscal committee of the general court identifying all vehicles which he or she has been advised have nonbusiness use exceeding the applicable percentage of total miles traveled by that vehicle for the preceding **2** fiscal [~~year~~] **years**.

187 State Trust Funds; Reporting. Amend RSA 11:5-b to read as follows:

11:5-b Reporting.

DELETED BY THE SENATE

I. The state treasurer shall report annually or more often as required by the trust fund administrators or the terms of the trust instrument to the administrator on the financial activities of the respective trust fund.

II. The state treasurer shall keep appropriate bookkeeping records, showing on an annual basis the amount of each trust fund and the profits and income allocable to each trust. ~~[A copy of such records shall be approved annually by the governor and council and filed with the director of charitable trusts who serves under the supervision of the attorney general under RSA 7:20.]~~

III. Trust fund administrators shall report on the use of state trust funds and the income received thereon pursuant to the requirements of RSA 7:28 and provide a copy of such reports to the governor and council.

188 Investment and Debt Management; Duties of Office. Amend RSA 6-B:2, V to read as follows:

V. Evaluate revenue projections for each proposed revenue bond issue ~~[and report findings to the governor and the capital budget overview committee].~~

DELETED BY THE SENATE

189 Controlled Drug Act; Drug Asset Forfeiture Guidelines Required. Amend RSA 318-B:17-e to read as follows:

318-B:17-e Drug Asset Forfeiture Guidelines Required. The department of justice shall adopt and maintain drug asset forfeiture guidelines. The attorney general shall submit the guidelines and any proposed amendments to such guidelines to the house judiciary and family law committee and to the senate judiciary committee for review and comment ~~[at~~

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>least as often as annually <i>whenever amendments to the guidelines are proposed.</i> The attorney general shall submit any proposed amendments to the guidelines for legislative review and comment prior to their becoming effective.</p>	
<p>190 State Solid Waste Plan and Report. Amend RSA 149-M:29, I and the introductory paragraph of RSA 149-M:29, II to read as follows:</p> <p>I. Beginning October 1, 1998, and every [6] 10 years thereafter, the department shall update the state's solid waste plan.</p> <p>II. [At least every October 1 of every year] No later than October 1, 2015 and by October 1 of every fifth year thereafter, the department shall prepare a report on the level of achievement in reaching the 40 percent diversion goal established in RSA 149-M:2 and on proposed strategies for achieving the goal and any proposed changes to the goal. The report shall contain information regarding:</p>	<p>DELETED BY THE SENATE</p>
<p>191 Department of Environmental Services; Air Resources Council. Amend RSA 21-O:11, III to read as follows:</p> <p>III. The council shall consult with and advise the director of the division of air resources with respect to the policy, programs, goals and operations of the division, with particular emphasis on long-range planning for the division and on education of the public relative to the functions of the division, on a continuing basis. In order to accomplish said purposes, the council shall meet with the director not less frequently than quarterly, or at the call of the chairman or 3 council members. [The council shall file annually a report of its deliberations and recommendations with the commissioner of the department of</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>environmental services and the governor and council.]</p>	
<p>192 Pollution Prevention; Duties of Coordinator. Amend RSA 21-O:18, VI to read as follows:</p> <p>VI. Prepare a [biennial] report every 4 years to submit to the governor and council, the legislature and the committee on environment and agriculture on the department's efforts to integrate and promote pollution prevention concepts, the fiscal aspects of such efforts, and specific cases of successful and unsuccessful pollution prevention resulting from the implementation of this subdivision.</p>	<p>DELETED BY THE SENATE</p>
<p>193 Diseases of Domestic Animals; Report. Amend RSA 436:4 to read as follows:</p> <p>436:4 Report. The commissioner shall, [between September 1 and October 31 of each year, make] within its biennial report pursuant to RSA 20:7, submit a written report to the governor and council, stating in detail the work done during the preceding [year] 2 years.</p>	<p>DELETED BY THE SENATE</p>
<p>194 Animal Population Control; Program Established. Amend RSA 437-A:2 to read as follows:</p> <p>437-A:2 Program Established. The department shall establish and implement an animal population control program. The purpose of this program shall be to reduce the population of unwanted and stray dogs and cats by encouraging the owners of dogs and cats to have them permanently sexually sterilized, thereby reducing potential threats to public health and safety from mid-Atlantic rabies and other sources. The program shall not begin operation until June 1, 1994. The commissioner shall [make an annual] report relative to the progress of the program beginning on September 1, 1994, to the president of the senate, the speaker of</p>	<p>DELETED BY THE SENATE</p>

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>the house and the governor <i>within its biennial report pursuant to RSA 20:7.</i></p>	
<p>195 Standards for Weights and Measures; Duties of the Commissioner. Amend RSA 438:7, VII to read as follows: VII. The commissioner shall biennially make to the governor a report on all of the activities under this chapter <i>within its biennial report pursuant to RSA 20:7.</i></p>	<p>DELETED BY THE SENATE</p>
<p>196 Standards for Weights and Measures; Duties of the Commissioner. Amend RSA 438:7, IX to read as follows: IX. The commissioner shall [make an annual] <i>within its biennial report pursuant to RSA 20:7,</i> report [on October 1 of each year] to the house and senate committees on executive departments and administration and to the house and senate clerks including the number of consumer complaints, the number of inspections, and the number of audits during the prior fiscal year for meters, scales, and other devices.</p>	<p>DELETED BY THE SENATE</p>
<p>197 Beekeeping and Maple Honey Products; Report. Amend RSA 429:6 to read as follows: 429:6 Report. The inspector shall render [annually on or before July 1] a full and complete report of his work. This report shall be included in and made a part of the report of the commissioner, <i>within the biennial report pursuant to RSA 20:7.</i></p>	<p>DELETED BY THE SENATE</p>
<p>198 Insect Pests and Plant Diseases; Board Responsibility and Authority. Amend RSA 431:31, VI to read as follows: VI. File a report [annually] <i>within the biennial report pursuant to RSA 20:7,</i> with the senate president and speaker of the house of representatives, for distribution to all state</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>legislators, regarding the policies and goals of the board and the enforcement of this subdivision.</p>	
<p>199 Pesticides Training Program. Amend RSA 430:31-b, III to read as follows: III. The department of agriculture, markets, and food shall, <i>within its biennial report pursuant to RSA 20:7</i>, submit [an annual] a report[, beginning on July 1, 2002,] to the speaker of the house, president of the senate, and the governor and council which shall include, but not be limited to, training and educational programs offered or contracted by the division of pesticide control under the training program established by paragraph I of this section, the revenue generated from the program under paragraph II of this section, and the budget and revenue projections of the division.</p>	<p>DELETED BY THE SENATE</p>
<p>200 Agriculture Nutrient Management Program. Amend the introductory paragraph of RSA 431:36, II to read as follows: II. The commissioner shall [report by October 1 of each year, beginning 2002,] <i>within the biennial report pursuant to RSA 20:7, report</i> to the house environment and agriculture committee, the senate environment committee, the house finance committee, and the senate finance committee. The report shall include:</p>	<p>DELETED BY THE SENATE</p>
<p>201 Waiver in Lieu of Court Appearance; Default. Amend RSA 262:44, VIII to read as follows: VIII. The commissioner of the department of safety shall [make an annual report 60 days after the close of each fiscal year] <i>within its biennial report pursuant to RSA 20:7, report</i> to the fiscal committee of the general court on fines and fines in default, paid and</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>unpaid[, for each year beginning with 1993].</p>	
<p>202 Driver Education; Reciprocity. Amend RSA 263:20 to read as follows: 263:20 Driver Education; Reciprocity. The provisions of RSA 263:19 shall not prevent the issuance of a driver's license to any individual who can provide satisfactory evidence of completion of a course of driver education, approved by the state in which the course is offered, provided that the commissioner of safety shall determine that such course is essentially equivalent to the state's minimum standards. The commissioner shall take all reasonable steps to facilitate appropriate interstate driver education. The commissioner shall include in its report pursuant to RSA 20:7, a report [at least annually] to the general court on the progress of reciprocal driver education.</p>	<p>DELETED BY THE SENATE</p>
<p>203 Public and Congregate Mooring Fields; Permit Required. Amend RSA 270:67, II(d) to read as follows: (d) Operators in charge of maintaining congregate mooring fields may charge no more for the use of a mooring than an amount which reasonably covers the costs of mooring installations and maintenance. Said charges shall be reported to the division of state police [who shall submit an annual report to the governor and council and the general court on all congregate mooring fields].</p>	<p>DELETED BY THE SENATE</p>
<p>204 Fish and Game Commission; Biennial Report to the General Court. Amend the introductory paragraph of RSA 206:9-a, I to read as follows: I. The executive director of the fish and game department shall, [not later than October 1 of each odd-numbered year] within its biennial report pursuant to RSA 20:7,</p>	<p>DELETED BY THE SENATE</p>

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>submit a report to the governor and council and to the general court to include: a summary report of department proceedings; a description of the license fee reductions, waivers, and promotion activities pursuant to RSA 214:9-f; and recommendations for changes in the fee structure for all licenses and permits issued by the department. This report shall include consideration of:</p>	
<p>205 Propagation of Fish and Game; Reasonable Price. Amend RSA 212:8 to read as follows:</p> <p>212:8 Reasonable Price. The executive director, with the approval of the governor and council, may pay a fair and reasonable price for waters, lands or rights therein with or without buildings, required for the establishment of fish hatcheries, game farms, game refuges and fish and game department uses for the protection, regulation and management of wildlife resources and the implementation of department programs. The executive director, subject to the approval of the governor and council, may expend for the purchase of land, waters or rights therein during any year only such total sum as may be appropriated therefor. The executive director shall, <i>within its biennial report pursuant to RSA 20:7</i>, make a report [during the month of January in the years that the legislature is in session] of all lands, waters or rights therein so acquired since the last report to the senate president and the speaker of the house.</p>	<p>DELETED BY THE SENATE</p>
<p>206 Propagation by the State; Accounts. Amend RSA 212:23 to read as follows:</p> <p>212:23 Accounts. The executive director shall keep an itemized account of all such sales or exchanges, and include the same in his biennial report to the governor and council</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p><i>pursuant to RSA 20:7</i>, and shall remit to the state treasurer all money received under the provisions of this subdivision, to be credited to the fish and game fund.</p>	
<p>207 Expansion of State Park System; Development Plan. Amend RSA 216-A:3-c, VI to read as follows:</p> <p>VI. The director of parks and recreation shall report to the house resources, recreation and development committee and the senate energy, environment, and economic development committee [by January 31 of each year] within the biennial report pursuant to RSA 12-A:6 on the state of the parks and historic sites.</p>	<p>DELETED BY THE SENATE</p>
<p>208 Repeal. The following are repealed:</p> <p>I. RSA 9-E:5, relative to department of transportation reporting on roadway lighting.</p> <p>II. RSA 21-H:8, IX, relative to an annual report on department of corrections operations.</p> <p>III. RSA 235:23-a, IV, relative to an annual report on the bridge and highway betterment program.</p> <p>IV. RSA 339-F:6, VII, relative to the state fire marshal's report on certification of reduced ignition propensity cigarettes.</p> <p>V. RSA 483:13, IV, relative to a report on the rivers management and protection fund.</p> <p>VI. RSA 486-A:9, II(f), relative to a report on the water supply and land grant program.</p> <p>VII. RSA 167:77-b, II, relative to an department of health and human services on TANF performance.</p> <p>VIII. RSA 167:77-d, relative to a department of health and human services report on</p>	<p>DELETED BY THE SENATE</p>

TANF diversion.

IX. RSA 126-I:2, V, relative to a report on the osteoporosis prevention and education program.

X. RSA 103:11, III, relative to a report on the administration of the policemen's retirement fund.

XI. RSA 102:12, III, relative to a report on the administration of the firemen's retirement fund.

XII. RSA 167:96, relative to the treasurer's certification of funds available in the long-term care assistance fund.

XIII. RSA 367:46, relative to a report on railroad stock.

XIV. RSA 432:20, II, relative to a report by the agricultural lands preservation committee.

XV. RSA 432:6, relative to a report on soil conservation and the domestic allotment act.

XVI. RSA 9-C:10, relative to a report on state waste reduction and recycling.

XVII. RSA 6:17, relative to a report by the state treasurer.

XVIII. RSA 6:43, relative to a report on the New Hampshire excellence in higher education endowment fund.

XIX. RSA 425:13, relative to a report by the department of agriculture, markets and food.

XX. RSA 485:3-d, relative to a report on the status of the environmental site

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>assessment review and groundwater management programs.</p> <p>XXI. RSA 219:21, relative to the inventory account report.</p> <p>XXII. RSA 284:11, relative to a report by the racing and charitable gaming commission.</p> <p>XXIII. 2006, 240:9, relative to department of transportation financial reports.</p> <p>XXIV. 2006, 277:4, II, relative to a report on insurance company redomestications.</p> <p>XXV. 2013, 155, relative to department of justice reports on collection of arrearages for mitigation of flooding.</p> <p>XXVI. 2013, 143, accounting unit 04-96-96-960515-3005, class note 030, relative to a department of transportation status report to the capital budget overview committee.</p>	
<p>209 Department of Agriculture, Markets, and Food; Assistant State Veterinarian; Position Established. There is established within the department of agriculture, markets, and food the unclassified position of assistant state veterinarian. The assistant state veterinarian shall be qualified to hold that position by reason of education and experience, and shall be appointed by and serve at the pleasure of the commissioner of agriculture, markets, and food. The assistant state veterinarian shall assist the state veterinarian in carrying out the duties of the department of agriculture, markets, and food, division of animal industry. The salary of the assistant state veterinarian shall be determined after assessment and review of the appropriate temporary letter grade allocation in RSA 94:1-a, I for the position which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Funding shall be transferred into a new expenditure class 011, within accounting unit 27000000.</p>	<p>111 Department of Agriculture, Markets, and Food; Assistant State Veterinarian; Position Established. There is established within the department of agriculture, markets, and food the unclassified position of assistant state veterinarian. The assistant state veterinarian shall be qualified to hold that position by reason of education and experience, and shall be appointed by and serve at the pleasure of the commissioner of agriculture, markets, and food. The assistant state veterinarian shall assist the state veterinarian in carrying out the duties of the department of agriculture, markets, and food, division of animal industry. The salary of the assistant state veterinarian shall be determined after assessment and review of the appropriate temporary letter grade allocation in RSA 94:1-a, I for the position which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Funding shall be transferred into a new expenditure class 011, within accounting unit 02-18-18-182010-2700.</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>210 New Sections; Agriculture, Horticulture and Animal Husbandry; Assistant State Veterinarian; Powers; Salary and Expenses. Amend RSA 436 by inserting after section 9 the following new sections:</p> <p>436:9-a Appointment. The commissioner of agriculture, markets, and food shall appoint a graduate of a veterinary college of recognized standing, who shall have had at least 5 years' experience in the practice of veterinary medicine, including large animal practice, and who shall be known as the assistant state veterinarian.</p> <p>436:9-b Powers. The assistant state veterinarian, under the direction of the commissioner and state veterinarian, shall assist the state veterinarian with the enforcement of this chapter and any other law over which the division has regulatory authority. The state veterinarian may direct the assistant state veterinarian to act for him or her in an official capacity whenever he or she may be absent from his or her duties.</p> <p>436:9-c Salary and Expenses. The assistant state veterinarian shall receive the annual salary prescribed by RSA 94:1 - RSA 94:4, and shall be allowed his or her expenses when away from the office of the department on official business.</p>	<p>112 New Sections; Agriculture, Horticulture and Animal Husbandry; Assistant State Veterinarian; Powers; Salary and Expenses. Amend RSA 436 by inserting after section 9 the following new sections:</p> <p>436:9-a Appointment. The commissioner of agriculture, markets, and food shall appoint a graduate of a veterinary college of recognized standing, who shall have had at least 5 years' experience in the practice of veterinary medicine, including large animal practice, and who shall be known as the assistant state veterinarian.</p> <p>436:9-b Powers. The assistant state veterinarian, under the direction of the commissioner and state veterinarian, shall assist the state veterinarian with the enforcement of this chapter and any other law over which the division has regulatory authority. The state veterinarian may direct the assistant state veterinarian to act for him or her in an official capacity whenever he or she may be absent from his or her duties.</p> <p>436:9-c Salary and Expenses. The assistant state veterinarian shall receive the annual salary prescribed by RSA 94:1 through RSA 94:4, and shall be allowed his or her expenses when away from the office of the department on official business.</p>
<p>211 New Subparagraph; Insect Pests and Plant Diseases. Amend RSA 430:31, IV by inserting after subparagraph (y) the following new subparagraph:</p> <p>(z) Establish late fees pursuant to registration certificates and permits issued pursuant to RSA 430:33 and pesticide product registrations issued pursuant to RSA 430:36.</p>	<p>DELETED BY THE SENATE</p>
<p>212 New Subparagraph; Standards for Weights and Measures; Rulemaking Authority. Amend RSA 438:8, I by inserting after subparagraph (l) the following new subparagraph:</p>	<p>DELETED BY THE SENATE</p>

(m) The imposition of late fees for all invoices that are late for service technician and weighmaster license fees, device license fees, and metrology laboratory fees, pursuant to the following schedule:

(1) For all invoices that are more than 60 days late from the date of the invoice, a 5 percent late fee shall be assessed for all invoices over \$100.

(2) For all invoices that are more than 60 days late from the date of the invoice, a \$5.00 minimum late fee shall be assessed for all invoices under \$100.

(3) For all invoices that are more than 90 days late from the date of the invoice, a 10 percent late fee shall be assessed for all invoices over \$100.

(4) For all invoices that are more than 90 days late from the date of the invoice, a \$10 minimum late fee shall be assessed for all invoices under \$100.

213 Standards for Weights and Measures; Fees for Licensing Commercial Devices.
Amend RSA 438:10-a to read as follows:

438:10-a Fees for Licensing Commercial Devices.

l. The following annual device license fees shall be charged for the following categories:

~~[+]~~**(a)** Scales 100 pounds or less, \$18 each;

~~[#]~~**(b)** Scales over 100 pounds to 2,000 pounds, \$27 each;

~~[##]~~**(c)** Scales over 2,000 pounds to 5,000 pounds, \$54 each;

~~[V]~~**(d)** Non-vehicle scales over 5,000 pounds, \$90 each;

~~[V]~~**(e)** Vehicle scales, \$180 each;

DELETED BY THE SENATE

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>[VI.](f) Lift truck/forklifts, on board weighing systems/scales, \$90 each;</p> <p>[VII.](g) On board weighing systems/scales, refuse or recyclable materials collection trucks, \$90 each;</p> <p>[VIII.](h) Analytical balances, \$36 each;</p> <p>[IX.](i) Retail motor fuel dispensers, except liquefied petroleum gas and natural gas dispensers, \$18 per meter;</p> <p>[X.](j) Liquefied petroleum gas retail motor fuel dispensers, \$54 per meter;</p> <p>[XI.](k) Natural gas retail motor fuel dispensers, \$54 per meter;</p> <p>[XII.](l) Liquid vehicle tank meters, except liquefied petroleum gas and natural gas meters, \$54 per meter;</p> <p>[XIII.](m) Liquid bulk storage meters, \$90 per meter;</p> <p>[XIV.](n) Liquefied gas meters, \$90 per meter;</p> <p>[XV.](o) Taxi meters, \$27 per meter; and</p> <p>[XVI.](p) Linear and cordage measures, \$18 per meter.</p> <p><i>II. An additional invoice for fees that are more than 60 days late may assess a minimum late fee pursuant to rules adopted by the commissioner.</i></p>	
<p>214 New Paragraph; Sale of Pets and Disposition of Unclaimed Animals. Amend RSA 437:5 by inserting after paragraph III the following new paragraph:</p> <p>IV. The rules shall establish late fees pursuant to licenses issued pursuant to RSA 437:3.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>215 Nurseries and Nursery Stock; Rulemaking Authority. Amend RSA 433:22, VII to read as follows:</p> <p>VII. Reasonable rules as may be needed to carry out and enforce the provisions of this subdivision <i>including but not limited to the imposition of late fees.</i></p>	<p>DELETED BY THE SENATE</p>
<p>216 Animal Care, Breeding and Feed. Amend the introductory paragraph of RSA 435:25 to read as follows:</p> <p>435:25 Rulemaking. The commissioner may adopt such rules for commercial feeds and pet foods as are specifically authorized in this subdivision and such other reasonable rules as may be necessary for the efficient enforcement of this subdivision, <i>including but not limited to the assessment of late fees.</i> In the interest of uniformity, the commissioner shall by rule adopt, unless he determines that they are inconsistent with the provisions of this subdivision and are not appropriate to conditions which exist in this state, the following:</p>	<p>DELETED BY THE SENATE</p>
<p>217 Standards for Farm Products; Rulemaking; Fees. Amend RSA 426:8 to read as follows:</p> <p>426:8 Rulemaking; Fees. The commissioner may adopt rules, pursuant to RSA 541-A, for carrying out the provisions of this chapter, <i>including but not limited to the assessment of late fees.</i></p>	<p>DELETED BY THE SENATE</p>
<p>218 New Paragraph; Horticultural Growing Media; Registration and Labeling; Rulemaking. Amend RSA 433-A:5 by inserting after paragraph IV the following new paragraph:</p> <p>V. Establishing late fees pursuant to this chapter.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>219 New Subparagraph; Seeds, Plants and Nursery Stock; Duties and Authority of Commissioner; Rulemaking. Amend RSA 433:7, III by inserting after subparagraph (m) the following new subparagraph:</p> <p>(n) The assessment of late fees related to seed label licenses.</p>	<p>DELETED BY THE SENATE</p>
<p>220 All Agencies; Administrative Services. Unless restricted by law or administrative rule, upon request of an intended recipient, an agency may provide documents by electronic mailing in lieu of mail.</p>	<p>113 All Agencies; Administrative Services. Unless restricted by law or administrative rule, upon request of an intended recipient, an agency may provide documents by electronic mailing in lieu of mail.</p>
<p>221 Administrative Services; Health Coverage Shared Responsibility. Agencies may use funds in existing class 60 budgets to pay any penalties imposed under the employer shared responsibility for health coverage under section 4980H of the Internal Revenue Code.</p>	<p>114 Administrative Services; Health Coverage Shared Responsibility. Agencies may use funds in existing class 60 budgets to pay any penalties imposed under the employer shared responsibility for health coverage under section 4980H of the Internal Revenue Code.</p>
<p>222 Sale of Property; Laconia State School. Notwithstanding RSA 10 and RSA 227-C:9, the commissioner of the department of administrative services shall offer for sale the former Laconia state school land and buildings and the former Laconia state school and training center land and buildings, except those portions of the land and buildings required for state use. The commissioner of the department of administrative services shall submit quarterly reports on the progress of the sale to the fiscal committee of the general court. Any sale of such land and buildings shall be subject to the requirements of RSA 4:40, except that review and approval of the sale of the land and buildings by the council on resources and development and the long range capital planning and utilization committee shall not be required. All proceeds from the sale shall be deposited into the general fund.</p>	<p>115 Sale of Property; Laconia State School. Notwithstanding RSA 10 and RSA 227-C:9, the commissioner of the department of administrative services shall offer for sale the former Laconia state school land and buildings and the former Laconia state school and training center land and buildings, except those portions of the land and buildings required for state use. The commissioner of the department of administrative services shall submit quarterly reports on the progress of the sale to the fiscal committee of the general court. Any sale of such land and buildings shall be subject to the requirements of RSA 4:40, except that review and approval of the sale of the land and buildings by the council on resources and development and the long range capital planning and utilization committee shall not be required. All proceeds from the sale shall be deposited into the general fund.</p>

<p>223 Governor’s Commission on Disability; Client Assistance Program; Contingent Transfer of Appropriation. The appropriation for the administration of the client assistance program that is received by the governor’s commission on disability pursuant to 29 U.S.C. Section 732 for fiscal years 2016 and 2017 may be transferred to another qualified agency or agencies upon certification by the governor to the commissioner of administrative services that the program has been redesignated. If the redesignation occurs and the governor’s certification is made after July 1, 2015, the unexpended portion of the appropriation shall be transferred.</p>	<p>116 Governor’s Commission on Disability; Client Assistance Program; Contingent Transfer of Appropriation. The appropriation for the administration of the client assistance program that is received by the governor’s commission on disability pursuant to 29 U.S.C. section 732 for fiscal years 2016 and 2017 may be transferred to another qualified agency or agencies upon certification by the governor to the commissioner of administrative services that the program has been redesignated. If the redesignation occurs and the governor’s certification is made after July 1, 2015, the unexpended portion of the appropriation shall be transferred.</p>
<p>224 Repeal. RSA 486:4, relative to limitation of guarantee of construction bonds for sewage disposal facilities, is repealed.</p>	<p>117 Repeal. RSA 486:4, relative to limitation of guarantee of construction bonds for sewage disposal facilities, is repealed.</p>
<p>225 Department of Environmental Services; Aid to Municipalities for Water Pollution Control. Amend RSA 486:1, I(a) to read as follows:</p> <p>I.(a) The state of New Hampshire shall in addition to any federal grant made available under the provisions of the Clean Water Act of 1977 (or subsequent amendments thereof), pay annually 20 percent of the annual amortization charges, meaning principal and interest, on the original eligible costs resulting from the acquisition and construction of sewage disposal facilities by municipalities (meaning counties, cities, towns, or village districts), in accordance with RSA 485:8, RSA 485-A:4, IX, and RSA 485-A:4, XII, for the control of water pollution. The word “construction” shall include engineering services, in addition to the construction of new sewage treatment plants, pumping stations, intercepting sewers, and sewer separation by storm drains when the latter can be demonstrated as a cost-effective method for eliminating a combined sewer overflow structure; the altering, improving or</p>	<p>118 Department of Environmental Services; Aid to Municipalities for Water Pollution Control. Amend RSA 486:1, I(a) to read as follows:</p> <p>I.(a) The state of New Hampshire shall in addition to any federal grant made available under the provisions of the Clean Water Act of 1977 (or subsequent amendments thereof), pay annually 20 percent of the annual amortization charges, meaning principal and interest, on the original eligible costs resulting from the acquisition and construction of sewage disposal facilities by municipalities (meaning counties, cities, towns, or village districts), in accordance with RSA 485:8, RSA 485-A:4, IX, and RSA 485-A:4, XII, for the control of water pollution. The word “construction” shall include engineering services, in addition to the construction of new sewage treatment plants, pumping stations, intercepting sewers, and sewer separation by storm drains when the latter can be demonstrated as a cost-effective method for eliminating a combined sewer overflow structure; the altering, improving or</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

adding to existing treatment plants, pumping stations, intercepting sewers, and sewer separation by storm drains when the latter can be demonstrated as a cost-effective method for eliminating a combined sewer overflow structure; provided the construction has been directed by the department, or constitutes a voluntary undertaking designed to control or reduce pollution in the surface waters of the state as defined in RSA 485-A:2, and the plan therefor is approved in compliance with the provisions of RSA 485:8, RSA 485-A:4, IX, and RSA 485-A:4, XII. The term "eligible costs" as used in this ~~[section]~~ **chapter, except as noted**, shall mean the entire cost of the construction of treatment plants, pumping stations, intercepting sewers and sewer separation by storm drains as defined in the Clean Water Act of 1977, **less any other grant or subsidy. Cash payments, net of any other grant or subsidy, made by municipalities toward eligible costs shall also be eligible for state contributions in accordance with this section.**

226 State Aid Grants; Department of Environmental Services. Notwithstanding RSA 486, or any other law to the contrary, for the biennium ending June 30, 2017, a moratorium shall be in place on state aid grants for any new infrastructure projects that would have otherwise been eligible for state aid grants under RSA 486-486-A or RSA 149-M, with the exception that infrastructure projects that had local authorization by December 31, 2008 to construct but were not listed in 2013, 144:101 continue to be eligible for state aid grants subject to availability of funding. Nothing in this section shall affect the provision of the future water supply land protection grants under RSA 486-A if funding is available for such purposes.

adding to existing treatment plants, pumping stations, intercepting sewers, and sewer separation by storm drains when the latter can be demonstrated as a cost-effective method for eliminating a combined sewer overflow structure; provided the construction has been directed by the department, or constitutes a voluntary undertaking designed to control or reduce pollution in the surface waters of the state as defined in RSA 485-A:2, and the plan therefor is approved in compliance with the provisions of RSA 485:8, RSA 485-A:4, IX, and RSA 485-A:4, XII. The term "eligible costs" as used in this ~~[section]~~ **chapter, except as noted**, shall mean the entire cost of the construction of treatment plants, pumping stations, intercepting sewers and sewer separation by storm drains as defined in the Clean Water Act of 1977, **less any other grant or subsidy. Cash payments, net of any other grant or subsidy, made by municipalities toward eligible costs shall also be eligible for state contributions in accordance with this section.**

119 State Aid Grants; Department of Environmental Services. Notwithstanding RSA 486, or any other law to the contrary, for the biennium ending June 30, 2017, a moratorium shall be in place on state aid grants for any new infrastructure projects that would have otherwise been eligible for state aid grants under RSA 486-486-A or RSA 149-M, with the exception that infrastructure projects that had local authorization by December 31, 2008 to construct but were not listed in 2013, 144:101 continue to be eligible for state aid grants subject to availability of funding. Nothing in this section shall affect the provision of the future water supply land protection grants under RSA 486-A if funding is available for such purposes.

<p>227 Office of Operating Performance; Appropriation Reduction. The department of administrative services is hereby directed to reduce state general fund appropriations in account 01-14-14-1400-2999 office of operating performance by \$333,320 for the fiscal year ending June 30, 2017.</p>	<p>DELETED BY THE SENATE</p>
<p>228 Agency Reports; Racing and Charitable Gaming Deleted. Amend RSA 20:7 to read as follows:</p> <p>20:7 Issuance of Reports. The following agency reports shall be issued annually: secretary of state, state treasurer, bank commissioner, insurance commissioner, division of personnel, commissioner of revenue administration, lottery commission, [racing and charitable gaming commission,] liquor commission, department of transportation, department of environmental services, department of safety, adult parole board, and the board of trustees of the state colleges and university. All other reports shall be issued biennially. All reports shall cover periods ending on June 30, and be submitted to the governor and council, the speaker of the house of representatives, and the senate president by October 1. Biennial reports shall cover periods ending in odd-numbered years.</p>	<p>DELETED BY THE SENATE</p>
<p>229 Terms of Appointment. Amend RSA 21:33-a, III(a) to read as follows:</p> <p>(a) That any commissioner or agency head of a department, as defined in RSA 21-G:5, VI, who is an unclassified employee of the state, and appointed to such position, shall serve for the appropriate term or unexpired portion thereof. The commissioner or agency head may serve beyond the appointed term or unexpired portion thereof with the written authorization of the governor, provided that such service shall not extend beyond 6 months.</p>	<p>120 Terms of Appointment. Amend RSA 21:33-a, III(a) to read as follows:</p> <p>(a) That any commissioner or agency head of a department, as defined in RSA 21-G:5, VI, who is an unclassified employee of the state, and appointed to such position, shall serve for the appropriate term or unexpired portion thereof. The commissioner or agency head may serve beyond the appointed term or unexpired portion thereof with the written authorization of the governor, provided that such service shall not extend beyond 6 months.</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>This subparagraph shall also apply to the adjutant general and the attorney general, and to appointees to the liquor commission, the lottery commission, [the racing and charitable gaming commission,] and the public utilities commission.</p>	<p>This subparagraph shall also apply to the adjutant general and the attorney general, and to appointees to the liquor commission, the lottery commission, [the racing and charitable gaming commission,] and the public utilities commission.</p>
<p>230 State Employees; Terms Defined. Amend RSA 98-A:1, III to read as follows: III. "The equivalent of 6 months or more" shall mean the equivalent of 130 or more regularly scheduled work days, not necessarily consecutive, provided that whenever an employee of the [racing commission or greyhound racing commission] lottery commission is employed on any day on a per diem basis he or she shall be deemed to have worked one day.</p>	<p>121 State Employees; Terms Defined. Amend RSA 98-A:1, III to read as follows: III. "The equivalent of 6 months or more" shall mean the equivalent of 130 or more regularly scheduled work days, not necessarily consecutive, provided that whenever an employee of the [racing commission or greyhound racing commission] lottery commission is employed on any day on a per diem basis he or she shall be deemed to have worked one day.</p>
<p>231 Racing and Charitable Gaming; Subdivision Heading Changed. Amend the subdivision heading preceding RSA 284:6 to read as follows: Racing and Charitable Gaming [Commission]</p>	<p>122 Racing and Charitable Gaming; Subdivision Heading Changed. Amend the subdivision heading preceding RSA 284:6 to read as follows: Racing and Charitable Gaming [Commission]</p>
<p>232 Racing and Charitable Gaming Commission; Lottery Commission Authorization. Amend RSA 284:6-a to read as follows: 284:6-a Racing and Charitable Gaming; Lottery Commission. I. [There shall be a state racing and charitable gaming commission consisting of 6 members appointed by the governor with the advice and consent of the council. Each member shall hold office for a term of 3 years. Any vacancy shall be filled for the unexpired term. Annually, one member shall be chosen chairperson by the commission, and one shall be chosen as secretary.]The regulation of racing and charitable gaming shall be under the authority of the lottery commission established under RSA 284:21-a.</p>	<p>123 Racing and Charitable Gaming Commission; Lottery Commission Authorization. Amend RSA 284:6-a to read as follows: 284:6-a Racing and Charitable Gaming; Lottery Commission. I. [There shall be a state racing and charitable gaming commission consisting of 6 members appointed by the governor with the advice and consent of the council. Each member shall hold office for a term of 3 years. Any vacancy shall be filled for the unexpired term. Annually, one member shall be chosen chairperson by the commission, and one shall be chosen as secretary.]The regulation of racing and charitable gaming shall be under the authority of the lottery commission established under RSA 284:21-a.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

II. The ~~[racing and charitable gaming]~~ **lottery** commission shall assume the powers, rights, duties, and responsibilities granted to the [state] racing **and charitable gaming** commission ~~[and the state greyhound racing commission under RSA 284, and any reference to the state racing commission or the state greyhound racing commission in RSA 284 or any other statutory cites shall be deemed to refer to the New Hampshire racing and charitable gaming commission.]~~ The ~~[New Hampshire racing and charitable gaming]~~ **lottery** commission shall, in carrying out the purpose of this chapter, use the applicable provisions for horse racing independent of the applicable provisions for simulcast dog racing.

III. The ~~[racing and charitable gaming]~~ **lottery** commission shall have all the powers, duties, and rights conferred upon state commissions under the United States Interstate Horseracing Act of 1978 as it currently exists and as it may be amended from time to time.

IV. The ~~[racing and charitable gaming]~~ **lottery** commission shall administer RSA 287-E relating to bingo and lucky 7.

V. The ~~[racing and charitable gaming]~~ **lottery** commission shall administer RSA 287-D, relating to games of chance conducted by charitable organizations.

VI. The ~~[racing and charitable gaming]~~ **lottery** commission shall not authorize the use of any electronic gaming device in connection with the acceptance of wagers on running or harness horse racing, whether live or simulcast, or simulcast dog racing, the type of which was not in use prior to January 1, 2011, unless specific authorization for such electronic gaming device is enacted by the general court. Electronic gaming devices shall mean and include all electro-mechanical instruments and devices used for the purposes of gaming,

II. The ~~[racing and charitable gaming]~~ **lottery** commission shall assume the powers, rights, duties, and responsibilities granted to the [state] racing **and charitable gaming** commission ~~[and the state greyhound racing commission under RSA 284, and any reference to the state racing commission or the state greyhound racing commission in RSA 284 or any other statutory cites shall be deemed to refer to the New Hampshire racing and charitable gaming commission.]~~ The ~~[New Hampshire racing and charitable gaming]~~ **lottery** commission shall, in carrying out the purpose of this chapter, use the applicable provisions for horse racing independent of the applicable provisions for simulcast dog racing.

III. The ~~[racing and charitable gaming]~~ **lottery** commission shall have all the powers, duties, and rights conferred upon state commissions under the United States Interstate Horseracing Act of 1978 as it currently exists and as it may be amended from time to time.

IV. The ~~[racing and charitable gaming]~~ **lottery** commission shall administer RSA 287-E relating to bingo and lucky 7.

V. The ~~[racing and charitable gaming]~~ **lottery** commission shall administer RSA 287-D, relating to games of chance conducted by charitable organizations.

VI. The ~~[racing and charitable gaming]~~ **lottery** commission shall not authorize the use of any electronic gaming device in connection with the acceptance of wagers on running or harness horse racing, whether live or simulcast, or simulcast dog racing, the type of which was not in use prior to January 1, 2011, unless specific authorization for such electronic gaming device is enacted by the general court. Electronic gaming devices shall mean and include all electro-mechanical instruments and devices used for the purposes of gaming,

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

other than wagering on live or simulcast horse racing or simulcast dog racing, whether in physical presence or through the Internet, and such shall include, but not be limited to, video slot machines and other gambling devices which function or are designed to function to emulate a video slot machine or historic racing machine. This section shall not be interpreted to prohibit licensees under RSA 284 from replacing equipment used in the conduct of wagering on live or simulcast horse racing or simulcast dog racing, which type of equipment was in service prior to January 1, 2011, with updated or new equipment which are the functional equivalent of the machines which are being replaced, provided the equipment is not an electronic gaming device as described in the previous sentence. This section shall not be interpreted as prohibiting licensees from accepting account wagers in compliance with applicable rules and regulations.

other than wagering on live or simulcast horse racing or simulcast dog racing, whether in physical presence or through the Internet, and such shall include, but not be limited to, video slot machines and other gambling devices which function or are designed to function to emulate a video slot machine or historic racing machine. This section shall not be interpreted to prohibit licensees under RSA 284 from replacing equipment used in the conduct of wagering on live or simulcast horse racing or simulcast dog racing, which type of equipment was in service prior to January 1, 2011, with updated or new equipment which are the functional equivalent of the machines which are being replaced, provided the equipment is not an electronic gaming device as described in the previous sentence. This section shall not be interpreted as prohibiting licensees from accepting account wagers in compliance with applicable rules and regulations.

233 Supervision and Hearings. Amend RSA 284:13 to read as follows:

284:13 Supervision and Hearings. The **lottery** commission shall have the power to conduct hearings at which all matters pertaining to the administration of the affairs of the commission and all activities conducted under its jurisdiction may be investigated and determined and, under the hand of its chairperson, to issue subpoenas for the attendance of witnesses at such hearings. The **lottery** commission on its own motion or at the request of any party may cause a complete record to be made of such hearings by a competent reporter or by electronic recording which shall be transcribed at the request and expense of any party desiring the same, and a copy of such transcription shall be furnished to any other party upon the written request and at the expense of such other party. If the record is not transcribed,

124 Supervision and Hearings. Amend RSA 284:13 to read as follows:

284:13 Supervision and Hearings. The **lottery** commission shall have the power to conduct hearings at which all matters pertaining to the administration of the affairs of the commission and all activities conducted under its jurisdiction may be investigated and determined and, under the hand of its chairperson, to issue subpoenas for the attendance of witnesses at such hearings. The **lottery** commission on its own motion or at the request of any party may cause a complete record to be made of such hearings by a competent reporter or by electronic recording which shall be transcribed at the request and expense of any party desiring the same, and a copy of such transcription shall be furnished to any other party upon the written request and at the expense of such other party. If the record is not transcribed,

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

the **lottery** commission shall prepare a summary record of the proceedings and evidence. Any member of the **lottery** commission, **or the commission's designee**, may administer oaths and affirmations [~~and may~~] examine witnesses, **and receive testimony and shall forward findings to the full commission as part of the hearing**. Disobedience of such subpoenas or false swearing before the **lottery** commission shall be attended with the same penalties as if such disobedience or false swearing occurred in an action in the superior court. The **lottery** commission shall have the power and authority to regulate, supervise and check the making of pari-mutuel pools and the distributions therefrom. It shall have the further power and authority to investigate as to the direct and indirect ownership and control of any licensee, and any expense incurred by the **lottery** commission in so doing shall be at the expense of such licensee or of the applicant for a license. Any party aggrieved by any final decision entered in proceedings before the **lottery** commission may, within 10 days after such decision is entered, appeal to the superior court by petition specifying the grounds upon which the decision is claimed to be unreasonable or unlawful. Findings and decisions by the **lottery** commission shall be deemed to be prima facie lawful and reasonable, and shall not be set aside on appeal unless found to be arbitrary, capricious, unreasonable, or unlawful.

II. The lottery commission may, in accordance with the rules adopted in accordance with RSA 541-A, appoint a hearings officer or hearings officers, as necessary, to preside over such hearings as are required to comply with federal and state statutes and federal or state rules or regulations. The decision of the officer shall not be contrary to rules adopted by the lottery commission pursuant to RSA 541-A. The officer's decision shall be binding on

the **lottery** commission shall prepare a summary record of the proceedings and evidence. Any member of the **lottery** commission, **or the commission's designee**, may administer oaths and affirmations [~~and may~~] examine witnesses, **and receive testimony and shall forward findings to the full commission as part of the hearing**. Disobedience of such subpoenas or false swearing before the **lottery** commission shall be attended with the same penalties as if such disobedience or false swearing occurred in an action in the superior court. The **lottery** commission shall have the power and authority to regulate, supervise and check the making of pari-mutuel pools and the distributions therefrom. It shall have the further power and authority to investigate as to the direct and indirect ownership and control of any licensee, and any expense incurred by the **lottery** commission in so doing shall be at the expense of such licensee or of the applicant for a license. Any party aggrieved by any final decision entered in proceedings before the **lottery** commission may, within 10 days after such decision is entered, appeal to the superior court by petition specifying the grounds upon which the decision is claimed to be unreasonable or unlawful. Findings and decisions by the **lottery** commission shall be deemed to be prima facie lawful and reasonable, and shall not be set aside on appeal unless found to be arbitrary, capricious, unreasonable, or unlawful.

II. The lottery commission may, in accordance with the rules adopted in accordance with RSA 541-A, appoint a hearings officer or hearings officers, as necessary, to preside over such hearings as are required to comply with federal and state statutes and federal or state rules or regulations. The decision of the officer shall not be contrary to rules adopted by the lottery commission pursuant to RSA 541-A. The officer's decision shall be binding on

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<i>all parties unless such decision is overturned on appeal.</i>	<i>all parties unless such decision is overturned on appeal.</i>
<p>234 Licensees; Restriction on Gambling. Amend RSA 284:17-c to read as follows:</p> <p>284:17-c Restriction on Gambling. Notwithstanding any other provision of law, except as provided in RSA 284:22-a and in the introductory paragraph of RSA 284:22, no licensee who holds running horse races shall at the same facility hold any other kinds of races or permit any other type of gambling except harness horse races and activities licensed by the lottery commission [or the racing and charitable gaming commission].</p>	<p>125 Licensees; Restriction on Gambling. Amend RSA 284:17-c to read as follows:</p> <p>284:17-c Restriction on Gambling. Notwithstanding any other provision of law, except as provided in RSA 284:22-a and in the introductory paragraph of RSA 284:22, no licensee who holds running horse races shall at the same facility hold any other kinds of races or permit any other type of gambling except harness horse races and activities licensed by the lottery commission [or the racing and charitable gaming commission].</p>
<p>235 Stewards. Amend RSA 284:20 to read as follows:</p> <p>284:20 Stewards. There shall be at least 3 stewards to supervise each running or harness horse race or meet, conducted under the provisions of this chapter, at which pari-mutuel pools are sold. One of such stewards shall be the official steward of the [state racing] lottery commission, and the remaining stewards shall be appointed by the person, association, corporation, or any other type of entity conducting the race or meet, subject to the approval of the commission. Said stewards shall be authorized to assess fines and suspend licenses and shall exercise such other powers and perform such duties at each race meet as may be prescribed by the rules and regulations of the lottery commission. Any person who has been assessed a fine or whose license has been suspended may appeal any fine or suspension imposed by the stewards under this section to the lottery commission.</p>	<p>126 Stewards. Amend RSA 284:20 to read as follows:</p> <p>284:20 Stewards. There shall be at least 3 stewards to supervise each running or harness horse race or meet, conducted under the provisions of this chapter, at which pari-mutuel pools are sold. One of such stewards shall be the official steward of the [state racing] lottery commission, and the remaining stewards shall be appointed by the person, association, corporation, or any other type of entity conducting the race or meet, subject to the approval of the commission. Said stewards shall be authorized to assess fines and suspend licenses and shall exercise such other powers and perform such duties at each race meet as may be prescribed by the rules and regulations of the lottery commission. Any person who has been assessed a fine or whose license has been suspended may appeal any fine or suspension imposed by the stewards under this section to the lottery commission.</p>
<p>236 Rights Protected; Liability Limited. Amend RSA 284:20-a to read as follows:</p> <p>284:20-a Rights Protected. No licensee conducting a race or meet under this chapter, no member of the [state racing] lottery commission, no steward, judge, or assistant official</p>	<p>127 Rights Protected; Liability Limited. Amend RSA 284:20-a to read as follows:</p> <p>284:20-a Rights Protected. No licensee conducting a race or meet under this chapter, no member of the [state racing] lottery commission, no steward, judge, or assistant official</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>appointed to act as such pursuant to the provisions of this chapter, shall be liable for damages to any person, association or corporation for any cause whatsoever arising out of or from the performance by such licensee, commissioner, steward, judge or assistant official of such person's duties and exercise of discretion with respect to such duties, so long as such person acted in good faith, without malice or improper motive.</p>	<p>appointed to act as such pursuant to the provisions of this chapter, shall be liable for damages to any person, association or corporation for any cause whatsoever arising out of or from the performance by such licensee, commissioner, steward, judge or assistant official of such person's duties and exercise of discretion with respect to such duties, so long as such person acted in good faith, without malice or improper motive.</p>
<p>237 Lottery Commission Revenues. Amend RSA 284:21-j, I to read as follows: I. The state treasurer shall credit all moneys received from the lottery commission [and all moneys received from the racing and charitable gaming commission] under RSA 284, RSA 287-D, and RSA 287-E, and interest received on such moneys, to a special fund from which the treasurer shall pay all expenses of the commission incident to the administration of this subdivision and all administration and enforcement expenses of [the] racing and charitable gaming [commission] under RSA 284, RSA 287-D, and RSA 287-E. Any balance left in such fund after such expenses are paid shall be deposited in the education trust fund established under RSA 198:39.</p>	<p>128 Lottery Commission Revenues. Amend RSA 284:21-j, I to read as follows: I. The state treasurer shall credit all moneys received from the lottery commission [and all moneys received from the racing and charitable gaming commission] under RSA 284, RSA 287-D, and RSA 287-E, and interest received on such moneys, to a special fund from which the treasurer shall pay all expenses of the commission incident to the administration of this subdivision and all administration and enforcement expenses of [the] racing and charitable gaming [commission] under RSA 284, RSA 287-D, and RSA 287-E. Any balance left in such fund after such expenses are paid shall be deposited in the education trust fund established under RSA 198:39.</p>
<p>238 Change from Racing and Charitable Gaming to Lottery. Amend the following RSA provisions by replacing "racing and charitable gaming commission" or "commission" with "lottery commission": 21-I:18, I(n); the introductory paragraph of 21-P:4, VI; 175:1, LVI; 273-C:2, VI; the introductory paragraph of 284:8; 284:12; 284:12-a; 284:13-a; 284:14; 284:15; 284:15-a; 284:15-b; 284:16; 284:16-a; 284:16-b; 284:16-c; 284:17; 284:18; 284:19; 284:20; 284:20-a; 284:20-c; 284:20-d; 284:20-f; 284:20-g; 284:21; 284:22; 284:23; 284:31; 284:32-a; 284:32-b; 284:38-a; 287-A:8, III; 787-D:1, V; 287-D:1-a; the introductory paragraph of 287-</p>	<p>129 Change from Racing and Charitable Gaming to Lottery. Amend the following RSA provisions by replacing "racing and charitable gaming commission" or "commission" with "lottery commission": 21-I:18, I(n); the introductory paragraph of 21-P:4, VI; 175:1, LVI; 273-C:2, VI; the introductory paragraph of 284:8; 284:12; 284:12-a; 284:13-a; 284:14; 284:15; 284:15-a; 284:15-b; 284:16; 284:16-a; 284:16-b; 284:16-c; 284:17; 284:18; 284:19; 284:20; 284:20-a; 284:20-c; 284:20-d; 284:20-f; 284:20-g; 284:21; 284:22; 284:23; 284:31; 284:32-a; 284:32-b; 284:38-a; 287-A:8, III; 787-D:1, V; 287-D:1-a; the introductory paragraph of 287-</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>D:1-b; 287-D:2; 287-D:2-a; 287-D:2-b; 287-D:2-c; 287-D:2-d; 287-D:3; 287-D:5; 287-D:6; 287-D:8; 287-D:9; 287-E:1, VI; 287-E:2; 287-E:16; and 647:2, V(a).</p>	<p>D:1-b; 287-D:2; 287-D:2-a; 287-D:2-b; 287-D:2-c; 287-D:2-d; 287-D:3; 287-D:5; 287-D:6; 287-D:8; 287-D:9; 287-E:1, VI; 287-E:2; 287-E:16; and 647:2, V(a).</p>
<p>239 Bingo and Lucky 7; Penalties. Amend RSA 287-E:25 to read as follows: 287-E:25 Suspension; Revocation. The commission shall [immediately] suspend or revoke the license of any licensee and/or impose an administrative fine upon the licensee upon a finding that the licensee has violated [who violates] any provision of this subdivision. Any licensee whose license is revoked shall not be eligible for licensure for a period of up to one year from the date of revocation.</p>	<p>130 Bingo and Lucky 7; Penalties. Amend RSA 287-E:25 to read as follows: 287-E:25 Suspension; Revocation. The commission shall [immediately] suspend or revoke the license of any licensee and/or impose an administrative fine upon the licensee upon a finding that the licensee has violated [who violates] any provision of this subdivision. Any licensee whose license is revoked shall not be eligible for licensure for a period of up to one year from the date of revocation.</p>
<p>240 Bingo and Lucky-7; Process. Amend RSA 287-E:3, IV to read as follows: IV. Procedures for a hearing following the revocation of a license and the imposition of administrative orders and fines.</p>	<p>131 Bingo and Lucky-7; Process. Amend RSA 287-E:3, IV to read as follows: IV. Procedures for a hearing following the revocation of a license and the imposition of administrative orders and fines.</p>
<p>241 New Paragraph; Bingo and Lucky-7; Process. Amend RSA 287-E:3 by inserting after paragraph XIV the following new paragraph: XV. The issuance of subpoenas pursuant to RSA 287-E:14-a.</p>	<p>132 New Paragraph; Bingo and Lucky-7; Process. Amend RSA 287-E:3 by inserting after paragraph XIV the following new paragraph: XV. The issuance of subpoenas pursuant to RSA 287-E:14-a.</p>
<p>242 Administrative Orders; Subpoenas. RSA 287-E:14 is repealed and reenacted to read as follows: 287-E:14 Administrative Orders and Fines. I. The commission, pursuant to rules adopted under RSA 287-E:18, may impose an administrative order or fine, which shall be scaled to reflect the scope and severity of the violation for each offense, upon any person who violates any provision of this chapter or rules adopted pursuant to this chapter.</p>	<p>133 Administrative Orders; Subpoenas. RSA 287-E:14 is repealed and reenacted to read as follows: 287-E:14 Administrative Orders and Fines. I. The commission, pursuant to rules adopted under RSA 287-E:18, may impose an administrative order or fine, which shall be scaled to reflect the scope and severity of the violation for each offense, upon any person who violates any provision of this chapter or rules adopted pursuant to this chapter.</p>

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>II. Any administrative fine imposed under this section shall not preclude the imposition Of further penalties or administrative actions under this chapter.</p> <p>III. All fines imposed by the lottery commission shall be deposited in the special fund established pursuant to RSA 284:21-j.</p>	<p>II. Any administrative fine imposed under this section shall not preclude the imposition Of further penalties or administrative actions under this chapter.</p> <p>III. All fines imposed by the lottery commission shall be deposited in the special fund established pursuant to RSA 284:21-j.</p>
<p>243 New Section; Subpoenas. Amend RSA 287-E by inserting after section 14 the following new section:</p> <p>287-E:14-a Subpoenas. The lottery commission or, when applicable, the hearings officer, may issue subpoenas for witnesses and for documents relative to investigations or adjudicatory hearings held by the commission.</p>	<p>134 New Section; Subpoenas. Amend RSA 287-E by inserting after section 14 the following new section:</p> <p>287-E:14-a Subpoenas. The lottery commission or, when applicable, the hearings officer, may issue subpoenas for witnesses and for documents relative to investigations or adjudicatory hearings held by the commission.</p>
<p>244 New Paragraphs; Bingo and Lucky 7. Amend RSA 287-E:18 by inserting after paragraph VI the following new paragraphs:</p> <p>VII. Procedures for a hearing following the revocation of a license, and the imposition of administrative fines.</p> <p>VIII. The issuance of subpoenas pursuant to RSA 287-E:26-b.</p> <p>IX. Other matters related to the proper administration of this chapter.</p>	<p>135 New Paragraphs; Bingo and Lucky 7. Amend RSA 287-E:18 by inserting after paragraph VI the following new paragraphs:</p> <p>VII. Procedures for a hearing following the revocation of a license, and the imposition of administrative fines.</p> <p>VIII. The issuance of subpoenas pursuant to RSA 287-E:26-b.</p> <p>IX. Other matters related to the proper administration of this chapter.</p>
<p>245 New Section; Administrative Orders and Fines. Amend RSA 287-E by inserting after section 25 the following new section:</p> <p>287-E:25-a Administrative Orders and Fines.</p> <p>I. The lottery commission, pursuant to rules adopted under RSA 287-E:18, may impose an administrative order and fine, which shall be scaled to reflect the scope and severity of the violation for each offense, upon any person who violates any provision of this</p>	<p>136 New Section; Administrative Orders and Fines. Amend RSA 287-E by inserting after section 25 the following new section:</p> <p>287-E:25-a Administrative Orders and Fines.</p> <p>I. The lottery commission, pursuant to rules adopted under RSA 287-E:18, may impose an administrative order and fine, which shall be scaled to reflect the scope and severity of the violation for each offense, upon any person who violates any provision of this</p>

<p>chapter or rules adopted pursuant to this chapter.</p> <p>II. Any administrative fine imposed under this section shall not preclude the imposition of further penalties or administrative actions under this chapter.</p> <p>III. All fines imposed by the lottery commission shall be deposited in the special fund established pursuant to RSA 284:21-j.</p>	<p>chapter or rules adopted pursuant to this chapter.</p> <p>II. Any administrative fine imposed under this section shall not preclude the imposition of further penalties or administrative actions under this chapter.</p> <p>III. All fines imposed by the lottery commission shall be deposited in the special fund established pursuant to RSA 284:21-j.</p>
<p>246 New Section; Bingo and Lucky 7; Subpoenas. Amend RSA 287-E by inserting after section 25 the following new section:</p> <p>287-E:26-a Subpoenas. The lottery commission or, when applicable, the hearings officer, may issue subpoenas for witnesses and for documents relative to investigations or adjudicatory hearings held by the commission.</p>	<p>137 New Section; Bingo and Lucky 7; Subpoenas. Amend RSA 287-E by inserting after section 25 the following new section:</p> <p>287-E:26-a Subpoenas. The lottery commission or, when applicable, the hearings officer, may issue subpoenas for witnesses and for documents relative to investigations or adjudicatory hearings held by the commission.</p>
<p>247 Repeal. The following are repealed:</p> <p>I. RSA 284:7, relative to the office for the racing and charitable gaming commission.</p> <p>II. RSA 284:9, relative to expenses of the racing and charitable gaming commission.</p> <p>III. RSA 284:11, relative to the report of the racing and charitable gaming commission.</p>	<p>138 Repeal. The following are repealed:</p> <p>I. RSA 284:7, relative to the office for the racing and charitable gaming commission.</p> <p>II. RSA 284:9, relative to expenses of the racing and charitable gaming commission.</p> <p>III. RSA 284:11, relative to the report of the racing and charitable gaming commission.</p>
<p>248 Transfer of Functions, Positions, Equipment, Records, and Accounts; Rules Continued.</p> <p>I. All the functions, positions, powers, duties and responsibilities of the racing and charitable gaming commission shall be transferred to the lottery commission. The transfer shall include all of the equipment, books, papers, and records of the racing and charitable gaming commission related to the above functions.</p>	<p>139 Transfer of Functions, Positions, Equipment, Records, and Accounts; Rules Continued.</p> <p>I. All the functions, positions, powers, duties and responsibilities of the racing and charitable gaming commission shall be transferred to the lottery commission. The transfer shall include all of the equipment, books, papers, and records of the racing and charitable gaming commission related to the above functions.</p>

<p>II. All existing rules, statutory responsibilities, regulations, and procedures in effect, in operation, or adopted in or by the racing and charitable gaming commission are transferred to the lottery commission, and are declared in effect and shall continue in effect until rescinded, revised, or amended in accordance with applicable law.</p>	<p>II. All existing rules, statutory responsibilities, regulations, and procedures in effect, in operation, or adopted in or by the racing and charitable gaming commission are transferred to the lottery commission, and are declared in effect and shall continue in effect until rescinded, revised, or amended in accordance with applicable law.</p>
<p>249 Liquor Commission; Liquor Revenues to Alcohol Abuse Prevention and Treatment Fund Suspended. Notwithstanding RSA 176:16, III, for the biennium ending June 30, 2017, all gross revenue derived by the liquor commission from the sale of liquor and related products, or from license fees, shall be deposited into the liquor commission fund.</p>	<p>AMENDED BY THE SENATE</p> <p>140 Liquor Commission; Funds; Alcohol Abuse Prevention and Treatment Fund. Amend RSA 176:16, III to read as follows:</p> <p>III. [Fifty percent of the amount by which the current year gross profits exceed fiscal year 2001 actual gross profit, but not more than 5] 1.7 percent of the [current] previous fiscal year gross profits derived by the commission from the sale of liquor [and other revenues,] shall be deposited into the alcohol abuse prevention and treatment fund established by RSA 176-A:1. <i>For the purpose of this section, gross profit shall be defined as total operating revenue minus the cost of sales and services as presented in the state of New Hampshire comprehensive annual financial report, statement of revenues, expenses and changes in net position for proprietary funds.</i></p>
<p>250 School Money; Determination of Grants. Amend RSA 198:41, IV to read as follows:</p> <p>IV.(a) For fiscal year 2012, the department of education shall identify all municipalities in which the fiscal year 2012 total education grant will be less than the fiscal year 2011 total education grant. The department shall distribute a stabilization grant to each of those municipalities equal to 100 percent of the decrease.</p> <p>(b) For fiscal year 2013, the department of education shall identify all</p>	<p>AMENDED BY THE SENATE</p> <p>141 School Money; Determination of Grants. Amend RSA 198:41, III-IV to read as follows:</p> <p>III.(a) For the biennium ending June 30, 2013, the department of education shall not distribute a total education grant on behalf of all pupils who reside in a municipality that exceeds that municipality's total education grant in the second year of the previous</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

municipalities in which the fiscal year 2013 total education grant, including any stabilization grant distributed pursuant to subparagraph (a), will be less than the fiscal year 2011 total education grant. The department shall distribute funds to each of those municipalities equal to 100 percent of the decrease.

(c) For fiscal year 2014 **through fiscal year 2016**, [~~and each fiscal year thereafter,~~] the department of education shall distribute a total education grant to each municipality in an amount equal to the total education grant for the fiscal year in which the grant is calculated plus the amount of the fiscal year 2012 stabilization grant, if any, distributed to the municipality.

(d) For fiscal year 2017 and each fiscal year thereafter, the department of education shall distribute a total education grant to each municipality in an amount equal to the total education grant for the fiscal year in which the grant is calculated plus 90 percent of the municipality's fiscal year 2012 stabilization grant, if any, distributed to the municipality.

biennium.

(b) [~~Beginning~~] **For each fiscal year from July 1, 2013**, [~~and each fiscal year thereafter~~] **through June 30, 2016**, the department of education shall not distribute a total education grant on behalf of all pupils who reside in a municipality that exceeds 108 percent of the total education grant distributed to such municipality in the previous fiscal year. **Beginning July 1, 2016, the department of education shall not distribute a total education grant on behalf of all pupils who reside in a municipality that exceeds 140 percent of the total education grant distributed to such municipality in the previous fiscal year.**

IV.(a) For fiscal year 2012, the department of education shall identify all municipalities in which the fiscal year 2012 total education grant will be less than the fiscal year 2011 total education grant. The department shall distribute a stabilization grant to each of those municipalities equal to 100 percent of the decrease.

(b) For fiscal year 2013, the department of education shall identify all municipalities in which the fiscal year 2013 total education grant, including any stabilization grant distributed pursuant to subparagraph (a), will be less than the fiscal year 2011 total education grant. The department shall distribute funds to each of those municipalities equal to 100 percent of the decrease.

(c) For fiscal year 2014 **through fiscal year 2016**, [~~and each fiscal year thereafter,~~] the department of education shall distribute a total education grant to each municipality in an amount equal to the total education grant for the fiscal year in which the grant is calculated plus the amount of the fiscal year 2012 stabilization grant, if any, distributed to the

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>municipality.</p> <p><i>(d) For fiscal year 2017 and each fiscal year thereafter, the department of education shall distribute a total education grant to each municipality in an amount equal to the total education grant for the fiscal year in which the grant is calculated plus a percentage of the municipality's fiscal year 2012 stabilization grant, if any, distributed to the municipality; the percentage shall be 96 percent for fiscal year 2017, and shall be reduced by 4 percent of the amount of the 2012 education grant for each fiscal year thereafter.</i></p>
<p>251 Adequate Education Grant; Appropriation; Other State Aid; Appropriation Reduction.</p> <p>I. In addition to any other sums appropriated, the sum of \$6,850,533 for the fiscal year ending June 30, 2016, and \$28,227,245 for the fiscal year ending June 30, 2017, is hereby appropriated to the department of education for the purpose of funding adequate education grants. The governor is hereby authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.</p> <p>II. The department of education is hereby directed to reduce general fund appropriations in account 06-56-56-5610-6019, class 078 catastrophic aid by \$7,500,000 for the fiscal year ending June 30, 2017.</p>	<p>DELETED BY THE SENATE</p>
<p>252 Repeal. RSA 198:41, III(b), relative to the cap on the total education grant to a municipality, is repealed.</p>	<p>AMENDED BY THE SENATE (EFFECTIVE DATE MOVED TO 07/01/17)</p> <p>142 Repeal. RSA 198:41, III(b), relative to the cap on the total education grant to a municipality, is repealed.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>253 School Building Aid; Alternative School Building Aid.</p> <p>I. Notwithstanding RSA 198:15-a through RSA 198:15-hh and RSA 198:15-u through RSA 198:15-w, the commissioner of the department of education shall issue no school building aid or alternative school building aid for any project approved on or after June 30, 2015 through June 30, 2017.</p> <p>II.(a) The commissioner of the department of education, upon recommendation of the state fire marshal, may grant a waiver to the suspension of school building aid under paragraph I if the state fire marshal or designee determines, based on reasonable information and belief, that:</p> <p>(1) The condition of such school building or portion thereof constitutes a clear and imminent danger to the life or safety of occupants or other persons, and requires remediation prior to July 1, 2017; or</p> <p>(2) A structural deficiency in the function or operation of a school building or portion thereof presents a substantial risk to the life or safety of the occupants or other persons, and is more than a technical violation of the fire code, and requires remediation prior to July 1, 2017.</p> <p>(b) Any school building aid provided under a waiver granted pursuant to this paragraph shall be limited to the costs associated with the remediation of the conditions or structural deficiencies set forth in this paragraph.</p>	<p>143 School Building Aid; Alternative School Building Aid.</p> <p>I. Notwithstanding RSA 198:15-a through RSA 198:15-hh and RSA 198:15-u through RSA 198:15-w, the commissioner of the department of education shall issue no school building aid or alternative school building aid for any project approved on or after June 30, 2015 through June 30, 2017.</p> <p>II.(a) The commissioner of the department of education, upon recommendation of the state fire marshal, may grant a waiver to the suspension of school building aid under paragraph I if the state fire marshal or designee determines, based on reasonable information and belief, that:</p> <p>(1) The condition of such school building or portion thereof constitutes a clear and imminent danger to the life or safety of occupants or other persons, and requires remediation prior to July 1, 2017; or</p> <p>(2) A structural deficiency in the function or operation of a school building or portion thereof presents a substantial risk to the life or safety of the occupants or other persons, and is more than a technical violation of the fire code, and requires remediation prior to July 1, 2017.</p> <p>(b) Any school building aid provided under a waiver granted pursuant to this paragraph shall be limited to the costs associated with the remediation of the conditions or structural deficiencies set forth in this paragraph.</p>
<p>254 Meals and Rooms Tax; Distribution to Cities and Towns. Notwithstanding any other provision of law, for the fiscal years ending June 30, 2016 and June 30, 2017, the state</p>	<p>AMENDED BY THE SENATE</p> <p>144 Meals and Rooms Tax; Distribution to Cities and Towns. Notwithstanding any other</p>

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>treasurer shall fund the distribution of revenue to cities and towns pursuant to the formula for determining the amount of revenue returnable to cities and towns under RSA 78-A:26, I and II at no more than the fiscal year 2015 distribution.</p>	<p>provision of law, for the fiscal year ending June 30, 2016, the state treasurer shall fund the distribution of revenue to cities and towns pursuant to the formula for determining the amount of revenue returnable to cities and towns under RSA 78-A:26, I and II at no more than the fiscal year 2015 distribution.</p>
<p>255 Department of Health and Human Services; Transfer Among Accounts. Notwithstanding the provisions of RSA 9:17-a or any other provision of law to the contrary and subject to the approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2017, the commissioner of the department of health and human services is hereby authorized to transfer funds within and among all accounting units within the department, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department. If the department intends to transfer funds, which would otherwise meet the transfer requirements as set forth in RSA 9:17-a, prior approval of the fiscal committee shall be required for transfers of \$75,000 or more.</p>	<p>AMENDED BY THE SENATE</p> <p>145 Department of Health and Human Services; Transfer Among Accounts. Notwithstanding any other provision of law to the contrary and subject to the approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2017, the commissioner of the department of health and human services is hereby authorized to transfer funds within and among all accounting units within the department, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department. If the department intends to transfer funds, which would otherwise meet the transfer requirements as set forth in RSA 9:17-a, prior approval of the fiscal committee and governor and council shall be required for transfers of \$75,000 or more.</p>
<p>256 Department of Health and Human Services; Transfer Authority; Medicaid Managed Care Program. Notwithstanding the provisions of RSA 9:17-a or any other provision of law to the contrary except RSA 9:17-c, the commissioner of the department of health and human services is hereby authorized, by notification to the commissioner of the department of administrative services, to transfer funds within and among all accounting units within the</p>	<p>DELETED BY THE SENATE</p>

<p>department, as the commissioner deems necessary and appropriate to implement the Title XIX Medicaid managed care program. The commissioner shall notify the fiscal committee of the general court and governor and council of such transfers.</p>	
<p>257 Department of Health and Human Services; Program Eligibility; Additional Revenues. For the biennium ending June 30, 2017, the department of health and human services shall not authorize, without prior consultation with the house health and human services and elderly affairs committee and the senate health and human services committee and the approval of the fiscal committee of the general court and governor and council, any change to program eligibility standards or benefit levels that might be expected to increase or decrease enrollment in the program or increase expenditures from any source of funds; provided, however, that no such prior approval shall be required if a change to a federal program in which the state is participating as of the effective date of this section is required by federal law.</p>	<p>146 Department of Health and Human Services; Program Eligibility; Additional Revenues. For the biennium ending June 30, 2017, the department of health and human services shall not authorize, without prior consultation with the house health and human services and elderly affairs committee and the senate health and human services committee and the approval of the fiscal committee of the general court and governor and council, any change to program eligibility standards or benefit levels that might be expected to increase or decrease enrollment in the program or increase expenditures from any source of funds; provided, however, that no such prior approval shall be required if a change to a federal program in which the state is participating as of the effective date of this section is required by federal law.</p>
<p>258 Department of Health and Human Services; Division of Community-Based Care Services, Bureau of Behavioral Health; Mental Health Low Utilizers and Prior Authorization. For the biennium ending June 30, 2017, the department of health and human services shall maintain a limit on benefits of \$2,000 per person per year for adults with low service utilization of community mental health services, as identified in He-M 401.07; provided, that the department shall also establish, by rule under RSA 541-A, a procedure for such persons or community health providers to request a waiver of the \$2,000 limit based on legitimate treatment considerations. Upon request by the commissioner of the department of health</p>	<p>AMENDED BY THE SENATE</p> <p>147 Department of Health and Human Services; Division of Community-Based Care Services, Bureau of Behavioral Health; Mental Health Low Utilizers and Prior Authorization. For the biennium ending June 30, 2017, the department of health and human services shall maintain a limit on benefits of \$4,000 per person per year for adults with low service utilization of community mental health services, as identified in He-M 401.07; provided, that the department shall also establish, by rule under RSA 541-A, a procedure for such persons or community health providers to request a waiver of the \$4,000 limit based on legitimate</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>and human services, the fiscal committee of the general court may authorize a higher per person per year limit.</p>	<p>treatment considerations. Upon request by the commissioner of the department of health and human services, the fiscal committee of the general court may authorize a higher per person per year limit.</p>
<p>259 Department of Health and Human Services; Suspension of Home Health Rate Setting Rule. Notwithstanding any provision of law or rule to the contrary, He-W 553 relative to the home health services rate setting shall be suspended for the biennium ending June 30, 2017. Payments for home health services shall be limited to appropriations for home health services as may be restricted or reduced by action of the fiscal committee of the general court or by legislative action.</p>	<p>148 Department of Health and Human Services; Suspension of Home Health Rate Setting Rule. Notwithstanding any provision of law or rule to the contrary, He-W 553 relative to the home health services rate setting shall be suspended for the biennium ending June 30, 2017. Payments for home health services shall be limited to appropriations for home health services as may be restricted or reduced by action of the fiscal committee of the general court or by legislative action.</p>
<p>260 Department of Health and Human Services; Foster Grandparent Program. The reimbursements to the foster grandparent program through the senior volunteer grant program, established in RSA 161-F:40, are hereby suspended for the biennium ending June 30, 2017.</p>	<p>149 Department of Health and Human Services; Foster Grandparent Program. The reimbursements to the foster grandparent program through the senior volunteer grant program, established in RSA 161-F:40, are hereby suspended for the biennium ending June 30, 2017.</p>
<p>261 Department of Health and Human Services; Bureau of Adult and Elderly Services; Congregate Housing and Services. Congregate housing provided for under the Medicaid waiver pursuant to RSA 151-E and congregate services provided for in RSA 161-F:37 are suspended for the biennium ending June 30, 2017.</p>	<p>150 Department of Health and Human Services; Bureau of Adult and Elderly Services; Congregate Housing and Services. Congregate housing provided for under the Medicaid waiver pursuant to RSA 151-E and congregate services provided for in RSA 161-F:37 are suspended for the biennium ending June 30, 2017.</p>
<p>262 Department of Health and Human Services; Division for Children, Youth and Families. I. Notwithstanding any provision of law or administrative rule to the contrary, for the biennium ending June 30, 2017, the rates for all services, placements, and programs that are paid for by the department of health and human services pursuant to RSA 169-B:40, RSA 169-</p>	<p>151 Department of Health and Human Services; Division for Children, Youth and Families. I. Notwithstanding any provision of law or administrative rule to the contrary, for the biennium ending June 30, 2017, the rates for all services, placements, and programs that are paid for by the department of health and human services pursuant to RSA 169-B:40, RSA 169-</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

C:27, and RSA 169-D:29, with the exception of rates for contracted services that are approved by the governor and council and rates for out-of-state placements, shall be no greater than the rates in effect for the particular service, placement, or program as of June 30, 2015.

II. Notwithstanding any provision of paragraph I, upon the department's implementation of managed care, the rate of reimbursement for Medicaid eligible services and programs for a Medicaid eligible child shall be the rate agreed to by the provider and the managed care organization. The total rate of reimbursement for residential placement (board and care) for a Medicaid eligible child shall consist of the "room and board rate" and the "educational rate" as established by the department on July 1, 2015, and the treatment or the private non-medical institution rate as agreed to by the provider and the managed care organization.

263 Department of Health and Human Services; Suspension of Direct Graduate Medical Education. The commissioner of the department of health and human services shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend the provision of direct graduate medical education payments to hospitals as provided in 42 U.S.C. section 1396a(a)(30)(A) effective July 1, 2015. Upon approval of the state plan amendment, and as of the effective date of the state plan amendment, any obligations for payment of direct graduate medical education shall be suspended for the biennium ending June 30, 2017.

264 Department of Health and Human Services; Suspension of Indirect Graduate Medical Education. The commissioner of the department of health and human services shall submit a

C:27, and RSA 169-D:29, with the exception of rates for contracted services that are approved by the governor and council and rates for out-of-state placements, shall be no greater than the rates in effect for the particular service, placement, or program as of June 30, 2015.

II. Notwithstanding any provision of paragraph I, upon the department's implementation of managed care, the rate of reimbursement for Medicaid eligible services and programs for a Medicaid eligible child shall be the rate agreed to by the provider and the managed care organization. The total rate of reimbursement for residential placement (board and care) for a Medicaid eligible child shall consist of the "room and board rate" and the "educational rate" as established by the department on July 1, 2015, and the treatment or the private non-medical institution rate as agreed to by the provider and the managed care organization.

152 Department of Health and Human Services; Suspension of Direct Graduate Medical Education. The commissioner of the department of health and human services shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend the provision of direct graduate medical education payments to hospitals as provided in 42 U.S.C. section 1396a(a)(30)(A) effective July 1, 2015. Upon approval of the state plan amendment, and as of the effective date of the state plan amendment, any obligations for payment of direct graduate medical education shall be suspended for the biennium ending June 30, 2017.

153 Department of Health and Human Services; Suspension of Indirect Graduate Medical Education. The commissioner of the department of health and human services shall submit a

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend the provision of indirect graduate medical education payments to hospitals effective July 1, 2015. Upon approval of the state plan amendment, and as of the effective date of the state plan amendment, any obligations for payment of indirect graduate medical education shall be suspended for the biennium ending June 30, 2017.</p>	<p>Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend the provision of indirect graduate medical education payments to hospitals effective July 1, 2015. Upon approval of the state plan amendment, and as of the effective date of the state plan amendment, any obligations for payment of indirect graduate medical education shall be suspended for the biennium ending June 30, 2017.</p>
<p>265 Department of Health and Human Services; Public Safety and Welfare; Medicaid Enhancement for Children and Pregnant Women. If the New Hampshire health protection program established under RSA 126-A:5, XXIII-XXV is repealed effective December 31, 2016 or earlier, the commissioner of the department of health and human services shall reinstate Medicaid coverage and open enrollment for children and pregnant women under RSA 167:68. The commissioner of the department of health and human services shall adopt rules pursuant to RSA 541-A to establish the eligibility levels for Medicaid coverage under RSA 167:68 identical to the eligibility levels which were in effect prior to the effective date of the New Hampshire health protection program.</p>	<p>154 Department of Health and Human Services; Public Safety and Welfare; Medicaid Enhancement for Children and Pregnant Women. If the New Hampshire health protection program established under RSA 126-A:5, XXIII-XXV is repealed effective December 31, 2016 or earlier, the commissioner of the department of health and human services shall reinstate Medicaid coverage and open enrollment for children and pregnant women under RSA 167:68. The commissioner of the department of health and human services shall adopt rules pursuant to RSA 541-A to establish the eligibility levels for Medicaid coverage under RSA 167:68 identical to the eligibility levels which were in effect prior to the effective date of the New Hampshire health protection program.</p>
<p>NO APPLICABLE HOUSE SECTION</p>	<p>155 Department of Health and Human Services; Public Safety and Welfare; Medicaid Enhancement for Children and Pregnant Women. Amend the introductory paragraph of RSA 167:68, I to read as follows:</p> <p>I. Establish by July 1, 1999, categorically needy coverage groups under RSA 167:6, VII and Title XIX of the Social Security Act, sections 1902(a)(10)(A)(i)(IV), 1902(a)(10)(A)(i)(VI) and 1902(a)(10)(i)(VII) and establish less restrictive income and resource methodologies under section 1902(r)(2) of Title XIX of the Social Security Act as necessary to increase the eligibility</p>

	<p>level for medicaid coverage to a minimum of [170] 185 percent of the federal poverty level disregarding resources for a family size equal to the size of the family including the woman, infant or child. This includes:</p>
<p>266 Department of Health and Human Services; Bureau of Adult and Elderly Services; County Payment of Funds for Persons Eligible to Receive Nursing Home Services: Limitation on County Payments; Credit. Amend RSA 167:18-a, II(a) to read as follows:</p> <p>(a) The total billings to all counties made pursuant to this section shall not exceed the amounts set forth below for state fiscal years [2014-2015] 2016-2017:</p> <p>(1) State fiscal year [2014, \$109,000,000] 2016, \$111,717,685.</p> <p>(2) State fiscal year [2015, \$112,500,000] 2017, \$112,407,632.</p>	<p>AMENDED BY THE SENATE</p> <p>156 Department of Health and Human Services; Bureau of Adult and Elderly Services; County Payment of Funds for Persons Eligible to Receive Nursing Home Services: Limitation on County Payments; Credit. Amend RSA 167:18-a, II(a) to read as follows:</p> <p>(a) The total billings to all counties made pursuant to this section shall not exceed the amounts set forth below for state fiscal years [2014-2015] 2016-2017:</p> <p>(1) State fiscal year [2014, \$109,000,000] 2016, \$114,562,000.</p> <p>(2) State fiscal year [2015, \$112,500,000] 2017, \$115,268,000.</p>
<p>267 Public Health; Vaccine Association. Amend RSA 126-Q:1, III to read as follows:</p> <p>III. "Assessable lives" means all children under 19 years of age residing in the state who have assessable coverage written or administered by an assessable entity, <i>with the exception of children whose vaccines are paid for under the federal Vaccines for Children program, established under 42 U.S.C. section 1396s.</i></p>	<p>157 Public Health; Vaccine Association. Amend RSA 126-Q:1, III to read as follows:</p> <p>III. "Assessable lives" means all children under 19 years of age residing in the state who have assessable coverage written or administered by an assessable entity, <i>with the exception of children whose vaccines are paid for under the federal Vaccines for Children program, established under 42 U.S.C. section 1396s.</i></p>
<p>268 Public Health; Vaccine Association; Assessment Determination. Amend RSA 126-Q:4, I to read as follows:</p> <p>I. The board shall determine an assessment for each assessable entity in accordance with this section, <i>except that no assessment shall be made based on children excluded from assessable lives whose vaccines are paid for under the federal Vaccines for Children</i></p>	<p>158 Public Health; Vaccine Association; Assessment Determination. Amend RSA 126-Q:4, I to read as follows:</p> <p>I. The board shall determine an assessment for each assessable entity in accordance with this section, <i>except that no assessment shall be made based on children excluded from assessable lives whose vaccines are paid for under the federal Vaccines for Children</i></p>

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p><i>program, established under 42 U.S.C. section 1396s.</i> An assessment determination made pursuant to this section is a pharmaceutical cost and not a regulatory cost for purposes of calculating the carrier's medical loss ratio.</p>	<p><i>program, established under 42 U.S.C. section 1396s.</i> An assessment determination made pursuant to this section is a pharmaceutical cost and not a regulatory cost for purposes of calculating the carrier's medical loss ratio.</p>
<p>269 New Section; Homeland Security and Emergency Management; Assessment Fund. Amend RSA 21-P by inserting after section 46-a the following new section: 21-P:46-b Division of Homeland Security and Emergency Management; Assessment Fund. There is established the homeland security and emergency management assessment fund which shall be nonlapsing and continually appropriated to the department of safety, division of homeland security and emergency management from which the state treasurer shall pay expenses incurred in the administration of the division of homeland security and emergency management, under RSA 21-P:36.</p>	<p>DELETED BY THE SENATE</p>
<p>270 New Subparagraph; Dedicated Account. Amend RSA 6:12, I(b) by inserting after subparagraph (326) the following new subparagraph: (327) Moneys deposited in the assessment fund under RSA 21-P:46-b.</p>	<p>DELETED BY THE SENATE</p>
<p>271 New Section; Division of Homeland Security and Emergency Management. Amend RSA 400-A by inserting after section 39-d the following new section: 400-A:39-e Funding for the Division of Homeland Security and Emergency Management; Emergency Management Fund Established. I. There is hereby established in the state treasury an emergency management fund for the sole purpose of funding an interagency transfer from the insurance department to the division of homeland security and emergency management within the department of safety.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

The amount of the interagency transfer shall equal 50 percent of the total budget approved by the general court for the division of homeland security and emergency management. The fund shall be administered by the commissioner. The state treasurer shall be the custodian of the fund and all moneys and securities in the fund shall be held in trust by the state treasurer and shall not constitute money or property of the state.

II. For the purposes of this section, "affiliate" shall be as defined in RSA 401-B:1, I.

III. The state treasurer is authorized to disburse moneys from the fund upon written order of both the commissioner and commissioner of administrative services in accordance with a budget approved by the general court. The state treasurer shall be required to give bond in an amount to be fixed and with securities approved by the insurance commissioner conditioned upon the faithful performance of his or her duty as custodian of the fund.

IV. Each insurer licensed to do property and casualty insurance business in this state pursuant to RSA 401:1, I, II, V, VI, VII or VIII shall make payments to the fund each year of its pro rata share of the department's interagency transfer costs to the division of homeland security and emergency management to be appropriated out of the fund. Such share is to be computed in accordance with paragraphs V and VI.

V. For each year, the total amount of such payments made to the fund by all such insurers shall be an amount that, when combined with any available fund balance, is not less than the department's expenses for interagency transfer to the division of homeland security and emergency management for the fiscal year commencing on the July 1 in which the payments are due.

VI. The amount payable each year by each such insurer shall be computed by the commissioner as follows:

(a) Based on the annual statement filed in such year by each insurer under RSA 400-A:31, the commissioner shall ascertain each insurer's amount of gross direct premiums written for property and casualty insurance, including policy, membership and other fees, service charges, policy dividends applied in payment for insurance, and all other considerations for insurance originating from policies covering property, subjects, or risks located, resident or to be performed in New Hampshire after deducting return premiums and dividends actually returned or credited to policyholders. If any such insurer does not otherwise timely provide the commissioner with the information necessary for such ascertainment, it shall do so on or before May 1 of each year.

(b) The commissioner shall total the amounts ascertained for all such insurers under subparagraph (a) so that the commissioner has a total for each nonaffiliated individual insurer and for each group of affiliated insurers.

VII. At the close of each fiscal year, the commissioner shall review the department's actual expenditures for the interagency transfer against funds collected to determine what part of the fund balance can be treated as an offset to the commissioner's assessment for the subsequent year. To the extent that it is reasonably practicable, the commissioner shall apportion available offsets to insurers based on the insurers' relative contributions to the fund overage. The commissioner shall not be required to return previously collected assessments. Offsets shall only be used to reduce future assessment liabilities.

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

VIII. The commissioner shall perform the calculations required by this section and notify each insurer of the insurer's assessment payable under this section as soon as practicable after July 1 of each year.

IX. The commissioner shall be charged with the conservation of the assets of the fund. In furtherance of this purpose, the attorney general shall appoint a member of his or her staff to represent the fund in all proceedings brought to enforce payment of assessments as provided in paragraph VI.

X. This section shall not apply to fraternal benefit societies or town mutual insurance companies.

XI. Any insurer that does not pay amounts due under this section within 45 days of the billing date shall incur a late payment penalty equal to 10 percent of the amount assessed. In addition, the sum total of the assessment and penalty shall accrue with interest, from the 45th day until the date of payment, at a rate of 0.050 percent per day compounded daily.

XII. The commissioner shall restrict the authority of any insurer, who does not pay amounts due under this section within 90 days of the billing date, to servicing existing in-force business only.

XIII. For any insurer, who does not pay amounts due under this section within 180 days of the billing date, the commissioner may suspend or revoke, after notice and hearing, the certificate of authority to transact insurance in this state.

XIV. The commissioner may adopt rules that provide for the administration of this

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>section in accordance with state agency accounting principles and practices.</p>	
<p>272 New Subparagraph; Dedicated Account. Amend RSA 6:12, I(b) by inserting after subparagraph (326) the following new subparagraph: (327) Moneys deposited in the emergency management fund under RSA 400-A:39-e.</p>	<p>DELETED BY THE SENATE</p>
<p>273 Department of Resources and Economic Development; Travel and Tourism Development Fund. Amend RSA 12-A:43-a, II to read as follows: II. The commissioner of resources and economic development shall prepare an annual report to be presented [no later than December 1 of each year] to the <i>governor and council, the fiscal committee of the general court, the</i> president of the senate, <i>and</i> the speaker of the house of representatives[, and the governor and council, and filed with the state library]. The report shall detail the specific activities supported by, and expenditures from, the fund during the past year <i>and will additionally detail the activities of the travel and tourism revolving fund established in RSA 12-A:15-a.</i></p>	<p>DELETED BY THE SENATE</p>
<p>274 Driver Training Fund. Amend RSA 263:52, II to read as follows: II. The [\$40] <i>\$43</i> vanity plate service fee and the fee for renewal of vanity number plates shall automatically be credited to the driver training fund until all fees in such fund equal the amount of money estimated by the general court as available for expenditure for course materials, licensing of schools, and certification services in connection with driver training from that fund for that fiscal year. Once the driver training course materials, licensing of schools, and certification services have been funded in accordance with the</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>legislative estimates for the current fiscal year, the next 1.5 2 million dollars shall be transferred to the department of safety as restricted revenue, thereafter the balance of all such fees shall be transferred to the general fund and shall be available as unrestricted revenue.</p>	
<p>275 Penalty Assessments. Amend RSA 188-F:31, I to read as follows: I. Every court shall levy a penalty assessment of \$2 or 24 percent, whichever is greater, on each fine or penalty imposed by the court for a criminal offense, including any fine or penalty for a violation of RSA title XXI or any municipal ordinance, except for a violation of a municipal ordinance relating to motor vehicles unlawfully left or parked. <i>Notwithstanding any law or rule to the contrary, the penalty assessment shall be levied in addition to the amount of the fine or penalty imposed by the court.</i></p>	<p>159 Penalty Assessments. Amend RSA 188-F:31, I to read as follows: I. Every court shall levy a penalty assessment of \$2 or 24 percent, whichever is greater, on each fine or penalty imposed by the court for a criminal offense, including any fine or penalty for a violation of RSA title XXI or any municipal ordinance, except for a violation of a municipal ordinance relating to motor vehicles unlawfully left or parked. <i>Notwithstanding any law or rule to the contrary, the penalty assessment shall be levied in addition to the amount of the fine or penalty imposed by the court.</i></p>
<p>276 Transfer of State Highway Safety Agency. The functions and responsibilities of the state highway safety agency are hereby transferred to the department of safety. The transfer shall not affect the validity of actions taken by the state highway safety agency prior to the effective date of the transfer.</p>	<p>160 Transfer of State Highway Safety Agency. The functions and responsibilities of the state highway safety agency are hereby transferred to the department of safety. The transfer shall not affect the validity of actions taken by the state highway safety agency prior to the effective date of the transfer.</p>
<p>277 New Paragraph; Duties of Commissioner of Safety. Amend RSA 21-P:4 by inserting after paragraph XV the following new paragraph: XVI. Implement the state highway safety program as provided in RSA 21-P:55 through RSA 21-P:63.</p>	<p>161 New Paragraph; Duties of Commissioner of Safety. Amend RSA 21-P:4 by inserting after paragraph XV the following new paragraph: XVI. Implement the state highway safety program as provided in RSA 21-P:55 through RSA 21-P:63.</p>
<p>278 New Subdivisions; State Highway Safety Program; Traffic Safety Commission. Amend RSA 21-P by inserting after section 54 the following new subdivisions:</p>	<p>162 New Subdivisions; State Highway Safety Program; Traffic Safety Commission. Amend RSA 21-P by inserting after section 54 the following new subdivisions:</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

State Highway Safety Program

21-P:55 Policy. It is hereby declared to be the policy of this state and in the public interest to have a highway safety program designed to reduce traffic accidents and deaths, injuries and property damage resulting therefrom. Such program shall include, but not be limited to, improvement of driver performance, improvement of pedestrian performance, an accident record system, accident investigations, vehicle registration, operation, and inspection, highway design and maintenance, traffic control, vehicle codes and laws, surveillance of traffic and emergency services.

21-P:56 Provisions Accepted. The provisions of the federal Highway Safety Act of 1966, approved September 9, 1966, entitled "An Act to provide for a coordinated national highway safety program through financial assistance to the states to accelerate highway traffic safety programs, and for other purposes," and all acts amendatory thereof and supplementary thereto, are assented to, and the governor shall be the official of this state having the ultimate responsibility for dealing with the federal government with respect to programs and activities pursuant to carrying out the provisions of said acts.

21-P:57 Faith and Credit Pledged. The faith and credit of the state are pledged to make adequate provision, from time to time, by appropriation or otherwise, to meet all the obligations of the state incident to the acceptance of federal aid under the provisions of said act.

21-P:58 Expenditures. To meet such obligations the governor with the consent of the council is authorized to accept and expend any federal funds for the highway safety program.

State Highway Safety Program

21-P:55 Policy. It is hereby declared to be the policy of this state and in the public interest to have a highway safety program designed to reduce traffic accidents and deaths, injuries and property damage resulting therefrom. Such program shall include, but not be limited to, improvement of driver performance, improvement of pedestrian performance, an accident record system, accident investigations, vehicle registration, operation, and inspection, highway design and maintenance, traffic control, vehicle codes and laws, surveillance of traffic and emergency services.

21-P:56 Provisions Accepted. The provisions of the federal Highway Safety Act of 1966, approved September 9, 1966, entitled "An Act to provide for a coordinated national highway safety program through financial assistance to the states to accelerate highway traffic safety programs, and for other purposes," and all acts amendatory thereof and supplementary thereto, are assented to, and the governor shall be the official of this state having the ultimate responsibility for dealing with the federal government with respect to programs and activities pursuant to carrying out the provisions of said acts.

21-P:57 Faith and Credit Pledged. The faith and credit of the state are pledged to make adequate provision, from time to time, by appropriation or otherwise, to meet all the obligations of the state incident to the acceptance of federal aid under the provisions of said act.

21-P:58 Expenditures. To meet such obligations the governor with the consent of the council is authorized to accept and expend any federal funds for the highway safety program.

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

21-P:59 Governor's Authority. The governor in addition to other duties and responsibilities conferred upon him or her by the constitution and laws of this state is hereby empowered to contract and to do all other things necessary in behalf of this state to secure the full benefits available to this state under the federal Highway Safety Act of 1966 and all acts amendatory and supplemental thereto, and in so doing, to cooperate with federal and state agencies, agencies private and public, interested organizations, and individuals, to effectuate the purposes of that enactment, and any and all subsequent amendments thereto. The governor shall coordinate the activities of any and all departments and agencies of this state and its subdivisions, relating thereto.

21-P:60 Local Highway Safety Programs.

I. The towns, village districts, school districts, cities, and counties are hereby authorized to establish highway safety programs.

II. A school district providing comprehensive driver training programs in accordance with the federal statutory provisions assented to in and under RSA 21-P:56 shall be eligible for reimbursement of federal funds apportioned to this state for such programs. A school district shall mean a town school district, a special school district, an incorporated school district operating within a city, a city operating a dependent school department, a cooperative school district, and an authorized regional enrollment (AREA) school.

III. Each political subdivision enumerated herein which implements highway safety programs approved by the governor in accordance with the Highway Safety Act of 1966 is eligible for reimbursement of federal funds apportioned to this state for such programs.

21-P:59 Governor's Authority. The governor in addition to other duties and responsibilities conferred upon him or her by the constitution and laws of this state is hereby empowered to contract and to do all other things necessary in behalf of this state to secure the full benefits available to this state under the federal Highway Safety Act of 1966 and all acts amendatory and supplemental thereto, and in so doing, to cooperate with federal and state agencies, agencies private and public, interested organizations, and individuals, to effectuate the purposes of that enactment, and any and all subsequent amendments thereto. The governor shall coordinate the activities of any and all departments and agencies of this state and its subdivisions, relating thereto.

21-P:60 Local Highway Safety Programs.

I. The towns, village districts, school districts, cities, and counties are hereby authorized to establish highway safety programs.

II. A school district providing comprehensive driver training programs in accordance with the federal statutory provisions assented to in and under RSA 21-P:56 shall be eligible for reimbursement of federal funds apportioned to this state for such programs. A school district shall mean a town school district, a special school district, an incorporated school district operating within a city, a city operating a dependent school department, a cooperative school district, and an authorized regional enrollment (AREA) school.

III. Each political subdivision enumerated herein which implements highway safety programs approved by the governor in accordance with the Highway Safety Act of 1966 is eligible for reimbursement of federal funds apportioned to this state for such programs.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

21-P:61 Highway Safety Unit; Governor's Representative. There is hereby created the state highway safety unit as a unit within the department of safety which shall be the agency responsible under the executive direction of the governor to develop and implement the state's highway safety program. The commissioner shall be the governor's representative with the national highway traffic safety administration and he will aid the governor in the coordination of interdepartmental activities and those of the various political subdivisions.

21-P:62 Staff. Subject to state personnel regulations and within budgetary appropriations, the commissioner shall appoint such field representatives and secretarial and clerical assistants as may be needed to carry out the purpose of this chapter.

21-P:63 Gifts and Grants. The governor is authorized to receive gifts and grants from any source, public or private, in the name of the state, and to expend these monies for the state highway safety program. Any monies accepted by the governor shall be deemed to be an appropriation of the same amount for the purposes hereof.

Traffic Safety Commission

21-P:64 Establishment. There is hereby established a traffic safety commission consisting of 15 members appointed by the governor and council for a term of 5 years and until their successors are appointed and qualified. Initial appointments by the governor and council shall be as follows: 5 members for 3 years; 5 members for 4 years; 5 members for 5 years. Vacancies shall be filled for the unexpired term in the same manner as the original appointment. The commission shall have a chairman who shall be designated by the governor from among its membership. The term of chairman shall be for one year. The

21-P:61 Highway Safety Unit; Governor's Representative. There is hereby created the state highway safety unit as a unit within the department of safety which shall be the agency responsible under the executive direction of the governor to develop and implement the state's highway safety program. The commissioner shall be the governor's representative with the national highway traffic safety administration and he will aid the governor in the coordination of interdepartmental activities and those of the various political subdivisions.

21-P:62 Staff. Subject to state personnel regulations and within budgetary appropriations, the commissioner shall appoint such field representatives and secretarial and clerical assistants as may be needed to carry out the purpose of this chapter.

21-P:63 Gifts and Grants. The governor is authorized to receive gifts and grants from any source, public or private, in the name of the state, and to expend these monies for the state highway safety program. Any monies accepted by the governor shall be deemed to be an appropriation of the same amount for the purposes hereof.

Traffic Safety Commission

21-P:64 Establishment. There is hereby established a traffic safety commission consisting of 15 members appointed by the governor and council for a term of 5 years and until their successors are appointed and qualified. Initial appointments by the governor and council shall be as follows: 5 members for 3 years; 5 members for 4 years; 5 members for 5 years. Vacancies shall be filled for the unexpired term in the same manner as the original appointment. The commission shall have a chairman who shall be designated by the governor from among its membership. The term of chairman shall be for one year. The

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>commission shall meet not less frequently than quarterly and at such other times as it may be convened by the call of the chairman, and upon petition of 5 members, it shall be the duty of the chairman to convene the commission forthwith. Members of the commission shall receive no compensation but shall be entitled to expenses, including mileage, when in the performance of duties required hereunder.</p> <p>21-P:65 Powers and Duties. The traffic safety commission is authorized to act in an advisory capacity to the commissioner.</p>	<p>commission shall meet not less frequently than quarterly and at such other times as it may be convened by the call of the chairman, and upon petition of 5 members, it shall be the duty of the chairman to convene the commission forthwith. Members of the commission shall receive no compensation but shall be entitled to expenses, including mileage, when in the performance of duties required hereunder.</p> <p>21-P:65 Powers and Duties. The traffic safety commission is authorized to act in an advisory capacity to the commissioner.</p>
<p>279 Traffic Safety Commission; Continuation of Terms. Members on the effective date of this section of the traffic safety commission established by RSA 238:10 shall continue as members of the traffic safety commission under 21-P:64 until the scheduled expiration of their terms.</p>	<p>163 Traffic Safety Commission; Continuation of Terms. Members on the effective date of this section of the traffic safety commission established by RSA 238:10 shall continue as members of the traffic safety commission under 21-P:64 until the scheduled expiration of their terms.</p>
<p>280 Repeal. RSA 238:1 through RSA 238:11, relative to highway safety program and traffic safety commission, is repealed.</p>	<p>164 Repeal. RSA 238:1 through RSA 238:11, relative to highway safety program and traffic safety commission, is repealed.</p>
<p>281 Suspension; Revenue Sharing. Notwithstanding any provision of the law to the contrary, RSA 31-A, relative to revenue sharing with cities and towns shall be suspended for the biennium ending June 30, 2017.</p>	<p>165 Suspension; Revenue Sharing. Notwithstanding any provision of the law to the contrary, RSA 31-A, relative to revenue sharing with cities and towns shall be suspended for the biennium ending June 30, 2017.</p>
<p>282 Repeal. 2014, 229:1, relative to appropriation for state matching funds for disaster assistance grants, is repealed.</p>	<p>166 Repeal. 2014, 229:1, relative to appropriation for state matching funds for disaster assistance grants, is repealed.</p>
<p>283 Housing Finance Authority; Priority to Housing for Veterans. Notwithstanding the provisions of RSA 204-C:56 through 62, the housing finance authority shall give high priority to housing projects that demonstrate a commitment to providing housing to veterans.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>284 Reduction in State Self-insured Health Plan Reserve. Amend RSA 21-I:30-b, I(a) to read as follows:</p> <p>(a) [Five] Three percent of estimated annual claims and administrative costs of the health plan; and</p>	<p>AMENDED BY THE SENATE (EFFECTIVE DATE MOVED TO 07/01/17)</p> <p>167 Reduction in State Self-insured Health Plan Reserve. Amend RSA 21-I:30-b, I(a) to read as follows:</p> <p>(a) [Five] Three percent of estimated annual claims and administrative costs of the health plan; and</p>
<p>285 Fiscal Year 2015; Funds Transferred.</p> <p>I. Notwithstanding RSA 263:34-e, I, for the fiscal year ending June 30, 2015 the commissioner of the department of safety shall transfer \$90,000 from the motorcycle rider safety fund to the detective bureau account 02-23-23-234010-5412, agency income, line 009.</p> <p>II. Notwithstanding RSA 270-E:6-a, for the fiscal year ending June 30, 2015 the commissioner of the department of safety shall transfer \$210,000 from the navigation safety fund to the detective bureau account 02-23-23-234010-5412, agency income, line 009.</p> <p>III. Any remaining shortfall in revenue in the anticipated detective bureau account agency income for fiscal year 2015 after the transfers in paragraphs I and II shall be funded by a transfer by the commissioner of the department of safety from the inventory fund for reflectorized motor vehicle plates in RSA 228:25 to the detective bureau account 02-23-23-234010-5412, agency income, line 009.</p>	<p>AMENDED BY THE SENATE</p> <p>168 Driver Training Fund; Transfer to Department of Safety. For the fiscal year ending June 30, 2015, the amount transferred from the driver training fund to the department of safety as restricted revenue pursuant to RSA 263:52, II shall be increased from 1.5 million dollars to 3 million dollars.</p>
<p>286 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade EE by inserting the following position:</p> <p>EE Insurance department health reform coordinator</p>	<p>169 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade EE by inserting the following position:</p> <p>EE Insurance department health reform coordinator</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>287 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade FF by deleting the following position:</p> <p>FF Department of corrections warden, New Hampshire state prison-women</p>	<p>170 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade FF by deleting the following position:</p> <p>FF Department of corrections warden, New Hampshire state prison-women</p>
<p>288 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade GG by inserting the following positions:</p> <p>GG Department of information technology director of technical support services</p> <p>GG Department of information technology director of web support</p> <p>GG Insurance department chief financial examiner</p> <p>GG Department of corrections warden, New Hampshire correctional facility for women</p>	<p>171 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade GG by inserting the following positions:</p> <p>GG Department of information technology director of technical support services</p> <p>GG Department of information technology director of web support</p> <p>GG Insurance department chief financial examiner</p> <p>GG Department of corrections warden, New Hampshire correctional facility for women</p>
<p>289 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade GG by deleting the following position:</p> <p>GG Insurance department director</p>	<p>AMENDED BY THE SENATE</p> <p>172 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade GG by deleting the following position:</p> <p>GG Insurance department director</p> <p>GG Department of safety director of administration</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>290 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade HH by inserting the following positions:</p> <p>HH Department of information technology director of operations</p> <p>HH Department of administrative services manager of risks and benefits</p> <p>HH Department of employment security deputy commissioner</p> <p>HH Department of revenue administration director, division of municipal and property</p> <p>HH Insurance department director of financial regulation</p>	<p>AMENDED BY THE SENATE</p> <p>173 Compensation of Certain State Officials. Amend RSA 94:1-a, I(b), salary grade HH by inserting the following positions:</p> <p>HH Department of information technology director of operations</p> <p>HH Department of administrative services manager of risks and benefits</p> <p>HH Department of employment security deputy commissioner</p> <p>HH Department of revenue administration director, division of municipal and property</p> <p>HH Insurance department director of financial regulation</p> <p>HH Department of safety director of administration</p>
<p>291 Compensation of Certain State Officials; Department of Administrative Services; Title of Position Amended. Amend the following position in RSA 94:1-a, I(b), salary grade HH, to read as follows:</p> <p>HH Department of administrative services director of [plant and property management] procurement and support services</p>	<p>174 Compensation of Certain State Officials; Department of Administrative Services; Title of Position Amended. Amend the following position in RSA 94:1-a, I(b), salary grade HH, to read as follows:</p> <p>HH Department of administrative services director of [plant and property management] procurement and support services</p>

<p>292 Transfer of Positions.</p> <p>I. Position 11408 is abolished to allow for the transfer of this classified position with its available appropriations into the unclassified position of director of web support. Funding shall be transferred into class 12 within accounting unit 01-03-03-030010-7708.</p> <p>II. Position 16614 is abolished to allow for the transfer of this classified position with its available appropriations into the unclassified position of director of technical support services. Funding shall be transferred into class 12 within accounting unit 01-03-03-030010-7708.</p> <p>III. Position 16515 is abolished to allow for the transfer of this classified position with its available appropriations into the unclassified position of director of operations. Funding shall be transferred into class 12 within accounting unit 01-03-03-030010-7708.</p>	<p>175 Transfer of Positions.</p> <p>I. Position 11408 is abolished to allow for the transfer of this classified position with its available appropriations into the unclassified position of director of web support. Funding shall be transferred into class 12 within accounting unit 01-03-03-030010-7708.</p> <p>II. Position 16614 is abolished to allow for the transfer of this classified position with its available appropriations into the unclassified position of director of technical support services. Funding shall be transferred into class 12 within accounting unit 01-03-03-030010-7708.</p> <p>III. Position 16515 is abolished to allow for the transfer of this classified position with its available appropriations into the unclassified position of director of operations. Funding shall be transferred into class 12 within accounting unit 01-03-03-030010-7708.</p>
<p>NO APPLICABLE HOUSE SECTION</p>	<p>176 Classified Employees Transferred to Unclassified Positions; Treatment of Leave, Longevity Pay, Terminal Pay; Annual Pay. Classified employees in the department of information technology currently occupying position 11408, position 16614 or position 16515 who are appointed to an unclassified position pursuant to this act shall retain all annual leave, sick leave, longevity pay, and bonus time already accumulated in the classified system. Such annual leave, sick leave, longevity pay, and bonus time shall not be used until the employee's cessation of employment or until the employee transfers to the classified service. Classified employees in the department of information technology currently occupying position 11408, position 16614, or position 16515 who are appointed to an unclassified position at a lower level shall be paid at the same level as such employee was paid prior to</p>

	<p>the appointment until the pay in the appointed position exceeds the pay the employee was receiving at the time of the appointment.</p>
<p>293 Insurance Department; Deputy Commissioner and Other Department Positions. Amend RSA 400-A:6, III-b to read as follows:</p> <p>III-b. There shall be a director of [examinations] financial regulation who shall be appointed by the commissioner of insurance. He or she shall serve at the pleasure of the commissioner during good behavior. The director of [examinations] financial regulation shall perform such duties and exercise such powers of the commissioner pursuant to RSA Title XXXVII as the commissioner from time to time may authorize.</p>	<p>177 Insurance Department; Deputy Commissioner and Other Department Positions. Amend RSA 400-A:6, III-b to read as follows:</p> <p>III-b. There shall be a director of [examinations] financial regulation who shall be appointed by the commissioner of insurance. He or she shall serve at the pleasure of the commissioner during good behavior. The director of [examinations] financial regulation shall perform such duties and exercise such powers of the commissioner pursuant to RSA Title XXXVII as the commissioner from time to time may authorize.</p>
<p>294 Insurance Department; Compensation. Amend RSA 400-A:8, I-II to read as follows:</p> <p>I. Compensation. The salary of the commissioner, deputy commissioner, director of operations, director of [examinations] financial regulation, actuary, life, accident and health actuary, and assistants to the commissioner shall be as prescribed in RSA 94:1-a.</p> <p>II. Expenses. The commissioner, deputy commissioner, director of operations, director of [examinations] financial regulation, actuary, life, accident and health actuary, and the assistants to the commissioner shall be allowed their traveling expenses while engaged in the performance of their duties.</p>	<p>178 Insurance Department; Compensation. Amend RSA 400-A:8, I-II to read as follows:</p> <p>I. Compensation. The salary of the commissioner, deputy commissioner, director of operations, director of [examinations] financial regulation, actuary, life, accident and health actuary, and assistants to the commissioner shall be as prescribed in RSA 94:1-a.</p> <p>II. Expenses. The commissioner, deputy commissioner, director of operations, director of [examinations] financial regulation, actuary, life, accident and health actuary, and the assistants to the commissioner shall be allowed their traveling expenses while engaged in the performance of their duties.</p>
<p>295 Insurance Department; Deputy Commissioner and Other Department Positions. Amend RSA 400-A:6, VII to read as follows:</p> <p>VII. The commissioner shall appoint, as the commissioner's assistants, a health care policy analyst, a health care statistician, a general counsel, an insurance fraud attorney, a</p>	<p>179 Insurance Department; Deputy Commissioner and Other Department Positions. Amend RSA 400-A:6, VII to read as follows:</p> <p>VII. The commissioner shall appoint, as the commissioner's assistants, a health care policy analyst, a health care statistician, a general counsel, an insurance fraud attorney, a</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>senior insurance fraud investigator, an assistant property and casualty actuary, a compliance and enforcement counsel, a chief financial examiner, and a health reform coordinator, each of whom shall serve at the pleasure of the commissioner during good behavior. The health care policy analyst, health care statistician, general counsel, insurance fraud attorney, senior insurance fraud investigator, assistant property and casualty actuary, compliance and enforcement counsel, chief financial examiner, and health reform coordinator, shall perform such duties and exercise such powers as the commissioner may authorize.</p>	<p>senior insurance fraud investigator, an assistant property and casualty actuary, a compliance and enforcement counsel, a chief financial examiner, and a health reform coordinator, each of whom shall serve at the pleasure of the commissioner during good behavior. The health care policy analyst, health care statistician, general counsel, insurance fraud attorney, senior insurance fraud investigator, assistant property and casualty actuary, compliance and enforcement counsel, chief financial examiner, and health reform coordinator, shall perform such duties and exercise such powers as the commissioner may authorize.</p>
<p>296 Salary of Financial Examinations Supervisor. Amend 2013, 205:2 to read as follows: 205:2 Salary of [Financial Examinations Supervisor] Insurance Department Position. [The salary of the financial examinations supervisor established in section 1 of this act shall be determined after assessment and review of the appropriate temporary letter grade allocation in RSA 94:1 a, I(b) for the position which shall be conducted pursuant to RSA 94:1 d and RSA 14:14 c. Upon completion of this action and appointment of the financial examinations supervisor,] Position 41776 shall be abolished to allow for the transition of this classified position with its available appropriations into the unclassified position of [financial examinations supervisor] chief financial examiner. Funding shall be transferred into expenditure class [014] 011, within accounting unit 02-24-24-240010-2520.</p>	<p>180 Salary of Financial Examinations Supervisor. Amend 2013, 205:2 to read as follows: 205:2 Salary of [Financial Examinations Supervisor] Insurance Department Position. [The salary of the financial examinations supervisor established in section 1 of this act shall be determined after assessment and review of the appropriate temporary letter grade allocation in RSA 94:1 a, I(b) for the position which shall be conducted pursuant to RSA 94:1 d and RSA 14:14 c. Upon completion of this action and appointment of the financial examinations supervisor,] Position 41776 shall be abolished to allow for the transition of this classified position with its available appropriations into the unclassified position of [financial examinations supervisor] chief financial examiner. Funding shall be transferred into expenditure class [014] 011, within accounting unit 02-24-24-240010-2520.</p>
<p>297 Financial Examinations Supervisor Position; Effective Date Amended. Amend 2013, 205:4 to read as follows: 205:4 Effective Date. [Section 1 of this act shall take effect as provided in section 3 of this act.]</p>	<p>181 Financial Examinations Supervisor Position; Effective Date Amended. Amend 2013, 205:4 to read as follows: 205:4 Effective Date. [Section 1 of this act shall take effect as provided in section 3 of this act.]</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>II. The remainder of] This act shall take effect upon its passage.</p>	<p>II. The remainder of] This act shall take effect upon its passage.</p>
<p>298 Repeal. The following are repealed:</p> <p>I. 2013, 205:1, relative to the position of financial examinations supervisor in the insurance department.</p> <p>II. 2013, 205:3, relative to the financial examinations supervisor position in the insurance department.</p>	<p>182 Repeal. The following are repealed:</p> <p>I. 2013, 205:1, relative to the position of financial examinations supervisor in the insurance department.</p> <p>II. 2013, 205:3, relative to the financial examinations supervisor position in the insurance department.</p>
<p>299 Office of Legislative Budget Assistant; General Duties. Amend RSA 14:31, III-VI to read as follows:</p> <p>III. Both the audit division and the budget division shall conduct such investigations, analyses, or research into the financial activities and condition or the financial management procedures, or any specific area thereof, of any department, board, institution, commission, agency, political subdivision, or entity authorized to expend state funds for the information of the legislature, as the fiscal committee shall specifically direct. The authority of the legislative budget assistant to investigate, analyze, or research non-state agencies shall be limited to 5 entities in a 5-year period. In making any such investigation, analysis, or research, the legislative budget assistant, and any assistants appointed pursuant to RSA 14:34 and under the direction of the legislative budget assistant, shall have the power to examine whatever operations, accounts or records of, or property or things of value held by, said department, board, institution, commission, agency, political subdivision, or entity authorized to expend state funds the [fiscal committee shall deem] legislative budget assistant deems useful to said investigation, analysis, or research.</p>	<p>183 Office of Legislative Budget Assistant; General Duties. Amend RSA 14:31, III-VI to read as follows:</p> <p>III. Both the audit division and the budget division shall conduct such investigations, analyses, or research into the financial activities and condition or the financial management procedures, or any specific area thereof, of any department, board, institution, commission, agency, political subdivision, or entity authorized to expend state funds for the information of the legislature, as the fiscal committee shall specifically direct. The authority of the legislative budget assistant to investigate, analyze, or research non-state agencies shall be limited to 5 entities in a 5-year period. In making any such investigation, analysis, or research, the legislative budget assistant, and any assistants appointed pursuant to RSA 14:34 and under the direction of the legislative budget assistant, shall have the power to examine whatever operations, accounts or records of, or property or things of value held by, said department, board, institution, commission, agency, political subdivision, or entity authorized to expend state funds the [fiscal committee shall deem] legislative budget assistant deems useful to said investigation, analysis, or research.</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

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

IV. All state departments, boards, institutions, commissions, agencies, and political subdivisions, and other entities authorized to expend state funds, shall be required to furnish to the legislative budget assistant any information, including confidential **and privileged** information, he or she may request in the course of carrying out the duties as prescribed by this section, RSA 14:31-a, and RSA 14:31-b, **including online access to such information in the state's integrated, multi-module, information technology system, and any related subsystems**, except that access to records, files, returns, or information deemed confidential information maintained by the department of revenue administration shall be controlled solely by the provisions of RSA 21-J:14. If the legislative budget assistant requires access to confidential **or privileged** information, the state entity shall furnish the information[~~except for work papers as described in RSA 91 A:4, V~~]. In such situations, the legislative budget assistant shall be subject to the same restrictions and penalties regarding disclosure of the information as the original custodian of the information. The work product of the legislative

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

IV. All state departments, boards, institutions, commissions, agencies, and political subdivisions, and other entities authorized to expend state funds, shall be required to furnish to the legislative budget assistant any information, including confidential **and privileged** information, he or she may request in the course of carrying out the duties as prescribed by this section, RSA 14:31-a, and RSA 14:31-b, **including online access to such information in the state's integrated, multi-module, information technology system, and any related subsystems**, except that access to records, files, returns, or information deemed confidential information maintained by the department of revenue administration shall be controlled solely by the provisions of RSA 21-J:14. If the legislative budget assistant requires access to confidential **or privileged** information, the state entity shall furnish the information[~~except for work papers as described in RSA 91 A:4, V~~]. In such situations, the legislative budget assistant shall be subject to the same restrictions and penalties regarding disclosure of the information as the original custodian of the information. The work product of the legislative

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

budget assistant shall also be confidential to the extent required to preserve confidentiality required by law. Disclosure of confidential information to the legislative budget assistant shall be only for the purpose of, and to the extent necessary for, conducting audits as are required *or permitted* by law. The legislative budget assistant shall notify the head of any state department, board, institution, commission, agency, or political subdivision, or other entity authorized to expend state funds, before requiring the state entity to furnish any confidential *or privileged* information which was obtained by the entity through an exchange of information agreement with another state or the federal government. This paragraph shall not be construed to authorize disclosure to any member of the legislature or to any expert consultants, including certified public accountants and data processing experts, hired by the legislative budget assistant to assist him or her in the carrying out of the duties, except such summaries and results which do not disclose any identity required by law to be confidential *or privileged, including the attorney-client privilege*. If any entity objects to providing confidential *or privileged* information under the provisions of this paragraph, the state entity may apply to the ~~[attorney general]~~ *fiscal committee of the general court* for disapproval of the request. ~~[The attorney general may examine any confidential information to which the legislative budget assistant has requested access to determine whether or not it is necessary for the legislative budget assistant to examine the information to carry out his or her duties as required by law. If the attorney general finds that such examination is not necessary, he or she shall disapprove the request, and the agency shall not be required to provide such information. If the entity agrees to provide the requested information, or if the~~

budget assistant shall also be confidential to the extent required to preserve confidentiality required by law. Disclosure of confidential information to the legislative budget assistant shall be only for the purpose of, and to the extent necessary for, conducting audits as are required *or permitted* by law. The legislative budget assistant shall notify the head of any state department, board, institution, commission, agency, or political subdivision, or other entity authorized to expend state funds, before requiring the state entity to furnish any confidential *or privileged* information which was obtained by the entity through an exchange of information agreement with another state or the federal government. This paragraph shall not be construed to authorize disclosure to any member of the legislature or to any expert consultants, including certified public accountants and data processing experts, hired by the legislative budget assistant to assist him or her in the carrying out of the duties, except such summaries and results which do not disclose any identity required by law to be confidential *or privileged, including the attorney-client privilege*. If any entity objects to providing confidential *or privileged* information under the provisions of this paragraph, the state entity may apply to the ~~[attorney general]~~ *fiscal committee of the general court* for disapproval of the request. ~~[The attorney general may examine any confidential information to which the legislative budget assistant has requested access to determine whether or not it is necessary for the legislative budget assistant to examine the information to carry out his or her duties as required by law. If the attorney general finds that such examination is not necessary, he or she shall disapprove the request, and the agency shall not be required to provide such information. If the entity agrees to provide the requested information, or if the~~

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

~~attorney general determines that it is necessary for the legislative budget assistant to examine the requested information, such information shall be provided to the legislative budget assistant in a mutually agreeable and compatible format.]~~

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

VI. In addition to any other reports required by statute or by the fiscal committee to be submitted by the legislative budget assistant, he *or she* shall submit to the members of the [appropriations,] finance[,], and ways and means committees a report of the results of

~~attorney general determines that it is necessary for the legislative budget assistant to examine the requested information, such information shall be provided to the legislative budget assistant in a mutually agreeable and compatible format.]~~

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

VI. In addition to any other reports required by statute or by the fiscal committee to be submitted by the legislative budget assistant, he *or she* shall submit to the members of the [appropriations,] finance[,], and ways and means committees a report of the results of

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

post-audits, program result audits, and investigations he *or she* has conducted since the date of his *or her* last such report. The fiscal committee shall determine which policy committees of both houses of the general court, in addition to those listed in this paragraph, shall receive reports pursuant to this paragraph. The report required by this paragraph shall be submitted not later than January 25 of each regular legislative session.

post-audits, program result audits, and investigations he *or she* has conducted since the date of his *or her* last such report. The fiscal committee shall determine which policy committees of both houses of the general court, in addition to those listed in this paragraph, shall receive reports pursuant to this paragraph. The report required by this paragraph shall be submitted not later than January 25 of each regular legislative session.

300 Department of Administrative Services; Additional Purchasing Authority. Amend RSA 21-I:17-a, I to read as follows:

I. The director of procurement and support services may, upon written application of the governing board of any agency, authorize such governing board, or one or more individuals designated by such board, to purchase supplies for the agency directly from vendors by the use of field purchase orders, or by the use of procurement cards issued for that purpose; provided, however, that no such field purchase order or procurement card shall be used where a total expenditure of more than \$500 is involved ***unless such use is otherwise allowed by law***. The form and use of such field purchase orders or procurement cards shall be prescribed by rules adopted by the commissioner of administrative services pursuant to RSA 541-A in consultation with the state treasurer, or in the department's manual of procedures described in RSA 21-I:14, I. Rules or procedures adopted by the commissioner relative to procurement cards shall include processes for monitoring the use of such cards. Procurement cards shall be used only for ~~the~~ state purposes ~~[permitted under this paragraph]~~. Unauthorized use of a procurement card may result in disciplinary action up to and including termination of employment. Any person who knowingly uses a procurement

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

card in violation of this section shall be guilty of a misdemeanor. *Agencies' use of procurement cards shall be subject to the limitations of the amounts appropriated by the legislature.*

301 New Section; Use of Procurement Cards for Purchase of Commodities or Services.
Amend RSA 21-I by inserting after section 17-c the following new section:

21-I:17-d Use of Procurement Cards for Purchase of Commodities or Services.

I. The director of procurement and support services may, upon written application of an agency, authorize the agency, or one or more individuals designated by the agency, to purchase commodities or services secured by or through the division using procurement cards issued for that purpose; provided, however, that no such card shall be used for an expenditure which is greater than the amount allowed by the division for purchases under the applicable contract, or the price allowed by the division for the commodity or service, and provided further that use of such cards shall be in accordance with paragraphs II and III.

II. Use of a procurement card under paragraph I shall not alter any other purchasing requirements which may apply to the agency or to the type of purchase at issue, including but not limited to any restrictions or limitations contained in contracts entered into by the division of procurement and support services and any processes, rules, or manual of procedures provisions adopted by the department of administrative services which are applicable to the purchase. Agencies' use of procurement cards shall be subject to the limitations of the amounts appropriated by the legislature.

III. The form and use of credit cards to conduct or pay for purchases under paragraph

DELETED BY THE SENATE

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>I shall be prescribed by rules adopted by the commissioner of administrative services pursuant to RSA 541-A in consultation with the state treasurer, or in the department's manual of procedures described in RSA 21-1:14, I. Rules or procedures adopted by the commissioner shall include processes for monitoring the use of cards. Cards shall be used only for state purposes. Unauthorized use of a card may result in disciplinary action up to and including termination of employment. Any person who knowingly uses a card in violation of this section shall be guilty of a misdemeanor.</p>	
<p>302 New Subparagraph; Medical and Surgical Benefits: Retiree Plan. Amend RSA 21-1:30, V by inserting after subparagraph (b) the following new subparagraph:</p> <p>(c) No retired employee or active employee may be enrolled in the retiree benefit plan under this section if otherwise enrolled in an active state employee benefit plan sponsored by the state.</p>	<p>184 New Subparagraph; Medical and Surgical Benefits: Retiree Plan. Amend RSA 21-1:30, V by inserting after subparagraph (b) the following new subparagraph:</p> <p>(c) No retired employee or active employee may be enrolled in the retiree benefit plan under this section if otherwise enrolled in an active state employee benefit plan sponsored by the state.</p>
<p>303 Department of State. For the biennium ending June 30, 2017, and notwithstanding any other law to the contrary, the secretary of state shall have the authority to administer all elections-related responsibilities assigned to the department of state under RSA 5 and RSA 652 through 671, and pursuant to the New Hampshire constitution. This authority shall include the authority to hire staff as necessary to administer such responsibilities.</p>	<p>DELETED BY THE SENATE</p>
<p>304 Obtaining a Ballot; Proof of Identity; Photograph. Amend RSA 659:13, I(c)(2) to read as follows:</p> <p>(2) If the voter executes a challenged voter affidavit, the moderator or the moderator's designee shall take a photograph of the voter and immediately print and attach</p>	<p>185 Obtaining a Ballot; Proof of Identity; Photograph. Amend RSA 659:13, I(c)(2) to read as follows:</p> <p>(2) If the voter executes a challenged voter affidavit, the moderator or the moderator's designee shall take a photograph of the voter and immediately print and attach</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

the photograph to, and thus make it a part of, the affidavit form. The photograph shall be 2 inches by 2 inches, or larger, and *may* be in color *or in black and white*. The moderator or his or her designee who took the photograph and the voter shall then sign the challenged voter affidavit. The moderator or designee shall delete the photograph from the camera in the presence of the voter. If the moderator or his or her designee is unable to take the voter's photograph due to equipment failure or other cause beyond the moderator's or his or her designee's reasonable control, the voter may execute a challenged voter affidavit without a photograph.

305 New Paragraph; Commissioner of Revenue Administration; Authorization to Contract for Audit Services. Amend RSA 21-J:3 by inserting after paragraph XXX the following new paragraph:

XXXI. Have the authority, subject to appropriation, to contract with the Multistate Tax Commission for participation in audits performed by the Multistate Tax Commission on behalf of member states. While under contract with the state, the Multistate Tax Commission shall be an authorized agent of the commissioner for the purposes RSA 21-J:14-e.

306 New Subparagraph; Confidentiality; Disclosure to Multistate Tax Commission. Amend RSA 21-J:14, V by inserting after subparagraph (g) the following new subparagraph:

(h) Disclosure of department records, files, or returns to the Multistate Tax Commission, in accordance with agreements entered into with the Multistate Tax Commission, for the performance of tax audits on behalf of the state.

the photograph to, and thus make it a part of, the affidavit form. The photograph shall be 2 inches by 2 inches, or larger, and *may* be in color *or in black and white*. The moderator or his or her designee who took the photograph and the voter shall then sign the challenged voter affidavit. The moderator or designee shall delete the photograph from the camera in the presence of the voter. If the moderator or his or her designee is unable to take the voter's photograph due to equipment failure or other cause beyond the moderator's or his or her designee's reasonable control, the voter may execute a challenged voter affidavit without a photograph.

186 New Paragraph; Commissioner of Revenue Administration; Authorization to Contract for Audit Services. Amend RSA 21-J:3 by inserting after paragraph XXX the following new paragraph:

XXXI. Have the authority, subject to appropriation, to contract with the Multistate Tax Commission for participation in audits performed by the Multistate Tax Commission on behalf of member states. While under contract with the state, the Multistate Tax Commission shall be an authorized agent of the commissioner for the purposes RSA 21-J:14-e.

187 New Subparagraph; Confidentiality; Disclosure to Multistate Tax Commission. Amend RSA 21-J:14, V by inserting after subparagraph (g) the following new subparagraph:

(h) Disclosure of department records, files, or returns to the Multistate Tax Commission, in accordance with agreements entered into with the Multistate Tax Commission, for the performance of tax audits on behalf of the state.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

307 Department of Revenue Administration; Appropriation. The sum of \$163,285 from the \$658,000 settlement agreement dated December 5, 2014 under the Merrimack River Valley flood control compact is hereby appropriated to the department of revenue administration. The governor is authorized to draw a warrant for the purpose of reimbursing towns for the Massachusetts share of the Merrimack River flood control compact and the Connecticut River flood control compact for state fiscal year 2013. The department shall distribute the moneys in the manner prescribed in RSA 122:4, I. This appropriation is in addition to any other appropriations to the department. The remainder of the settlement moneys shall lapse to the general fund.

188 Department of Revenue Administration; Appropriation. The sum of \$163,285 from the \$658,000 settlement agreement dated December 5, 2014 under the Merrimack River Valley flood control compact is hereby appropriated to the department of revenue administration. The governor is authorized to draw a warrant for the purpose of reimbursing towns for the Massachusetts share of the Merrimack River flood control compact and the Connecticut River flood control compact for state fiscal year 2013. The department shall distribute the moneys in the manner prescribed in RSA 122:4, I. This appropriation is in addition to any other appropriations to the department. The remainder of the settlement moneys shall lapse to the general fund.

308 Flood Control; Reimbursement of Cities and Towns. Amend RSA 122:4, I to read as follows:

I. On a date not later than 30 days following the establishment and approval of tax rates for each city and town affected by and subject to the provisions of this chapter, the state treasurer shall pay to each town and city in which any taxable real estate or interest therein has been acquired under this chapter by the United States and thus become tax exempt for such year, ***excluding property acquired under the interstate flood compacts contained in RSA 484:1 and RSA 484:7***, a sum equal to the taxes which would have been assessed against the real estate or interest therein in such town or city if the same had been included in the list of taxable property as proposed by the commissioner of revenue administration in RSA 122:6. For land acquired by the United States under this chapter, reimbursement shall be made upon a valuation determined as provided herein on a

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

permanently continuing basis, and if growing wood and timber was taxable as real estate on the date of acquisition by the United States of the land on which it stood, it shall be deemed to be land hereunder. For all artificial improvements on land acquired by the United States under this chapter, including buildings, structures and other artificial real estate fixtures of any kind, reimbursement shall be made upon a valuation determined initially as provided herein and thereafter annually reduced by 2- 1/2 percent so that at the end of 40 years reimbursement therefor shall have terminated. On land and improvements thereon acquired by the United States under this chapter the initial assessed valuation of the land and improvements for purposes of reimbursement shall be the locally assessed valuation thereon for the tax year in which acquired as adjusted by the assessors and the commissioner of revenue administration acting as a joint board, so as to make such valuation proportional to the value of all other property in such town or city subject to taxation. For purposes of this section the joint board may subdivide such assessment equitably between land and improvements thereon or between real estate acquired and that not acquired, if the official assessment was not thus subdivided. The valuations of improvements thus determined shall thereafter be annually reduced over a 40-year period as above provided. On land, and artificial improvements, the valuations initially established as above provided in a town or city shall be reviewed by the commissioner at least once in every 5 years and more frequently if reasonably necessary and be changed as necessary to make them proportional with the assessed value of all other taxable property in such town or city. The amount of the reimbursement due to each town and city hereunder shall be determined by the

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

commissioner and certified by it to the state treasurer not later than 30 days following the establishment and approval of the tax rates of each town and city under this chapter. The commissioner shall reduce the amount of reimbursement thus determined by any amount paid or due that town or city for that year by or from the United States, another state, ~~an interstate flood control agency~~ or other source, because of such loss of taxable valuation. ~~[The governor is authorized to draw a warrant for the payment of such reimbursements out of any money in the treasury not otherwise appropriated.]~~ Provided, however, that reimbursement payments for loss of taxes on account of the acquisition of railroad or public utility property shall be reduced to the extent that such railroad or public utility property is relocated and reconstructed in the same town or city as a result of such acquisition, and thereby is included to that extent in the list of taxable property in said town or city as relocated.

309 New Paragraphs; Flood Control; Reimbursement to Cities and Towns. Amend RSA 122:4 by inserting after paragraph II the following new paragraphs:

III. The commissioner of the department of revenue administration shall determine the amount owed to cities and towns under the Connecticut River Valley flood control compact under RSA 484:1 and the Merrimack River Valley flood control compact under RSA 484:7. The department shall pay to cities and towns affected by the compacts the New Hampshire share of payments owed under the compacts, which shall be equal to 10 percent of the total amount owed to cities and towns under the Connecticut River Valley flood control compact and 30 percent of the total amount owed to cities and towns under the

DELETED BY THE SENATE

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

Merrimack River Valley flood control compact. The governor is authorized to draw a warrant for sums sufficient to make such payments out of any money in the treasury not otherwise appropriated. The department shall not pay to cities and towns the share of payments owed by Massachusetts or Connecticut unless payment is received from those states, in which case the department shall distribute payment to cities and towns in accordance with paragraph IV.

IV. The department of revenue administration shall distribute to cities and towns affected by the Merrimack River Valley and Connecticut River Valley flood control compacts any money received from the Commonwealth of Massachusetts and the state of Connecticut under the compacts. The department shall distribute such money to cities and towns on a pro rata basis, based on the amounts owed to cities and towns as determined by the department in accordance with paragraph III. The department shall make such payments within 30 days of receipt of any money received.

310 Distribution of Meals and Rooms Tax; Division of Travel and Tourism Development. The provisions of RSA 78-A:26, I(b), crediting a portion of meals and rooms tax revenue to the department of resources and economic development, division of travel and tourism development, are hereby suspended for the biennium ending June 30, 2017.

DELETED BY THE SENATE

311 Judicial Branch; Reimbursement of Sheriff's Office for Court Security. For the fiscal year ending June 30, 2017, the state shall reimburse the sheriff's office for court security at the rates provided in the collective bargaining agreement applicable to per diem court security officers employed by the judicial branch to attend any official business, for any person employed as a bailiff by the sheriff's office, provided the sheriff shall have entered a

AMENDED BY THE SENATE

189 Judicial Branch; Reimbursement of Sheriff's Office for Court Security. For the fiscal year ending June 30, 2017, the state shall reimburse the sheriff's office for court security at the rates provided in the collective bargaining agreement applicable to per diem court security officers employed by the judicial branch to attend any official business, for any

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>memorandum of understanding with the judicial branch addressing the sheriff's responsibilities, bailiffs' duties and training and certification requirements, staffing requirements and emergency plans for each courthouse, security incident reporting, and equipment responsibilities.</p>	<p>person employed as a bailiff by the sheriff's office.</p>
<p>312 Entry Fees; Pro Hac Vice. Amend RSA 490:24,I to read as follows:</p> <p>I. For the benefit of the state, there shall be paid to the clerk for the entry of every reserved case, bill of exceptions, petition, appeal, or other action, for the filing of every motion or other document supplementary to the entered case, and for any service rendered by the clerk, such fees as shall from time to time be established by the court. The clerk shall set aside 6 percent of each entry fee paid into the court for deposit into a special escrow account established under RSA 490:26-c and 30 percent of each entry fee paid into the court for deposit into the judicial branch information technology fund established under RSA 490:26-h. The proceeds of fees for motions to appear in court pro hac vice shall be paid with 50 percent deposited into the law library revolving fund established in RSA 490:25, III and 50 percent deposited into the general fund.</p>	<p>DELETED BY THE SENATE</p>
<p>313 Judicial Branch Family Division Clerks; Fees. Amend RSA 490-D:12, II to read as follows:</p> <p>II. Fees as established by the supreme court under RSA 490:26-a shall be paid to the clerk of the applicable circuit court established in RSA 490-F for the benefit of the state. The clerk shall set aside 6 percent of each entry fee paid into the court for deposit into a special escrow account established under RSA 490:26-c and 30 percent of each entry fee paid into</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>the court for deposit into the judicial branch information technology fund established under RSA 490:26-h. The proceeds of fees for motions to appear in court pro hac vice shall be paid with 50 percent deposited into the law library revolving fund established in RSA 490:25, III and 50 percent deposited into the general fund.</p>	
<p>314 Superior Court Fees. Amend RSA 499:18 to read as follows:</p> <p>II. Fees as established by the supreme court under RSA 490:26-a shall be paid to the clerk of the applicable circuit court established in RSA 490-F for the benefit of the state. The clerk shall set aside 6 percent of each entry fee paid into the court for deposit into a special escrow account established under RSA 490:26-c and 30 percent of each entry fee paid into the court for deposit into the judicial branch information technology fund established under RSA 490:26-h. The proceeds of fees for motions to appear in court pro hac vice shall be paid with 50 percent deposited into the law library revolving fund established in RSA 490:25, III and 50 percent deposited into the general fund.</p>	<p>DELETED BY THE SENATE</p>
<p>315 District Court Fees. Amend RSA 502-A:28, II to read as follows:</p> <p>II. The clerk shall set aside 6 percent of each entry fee paid into the court for deposit into a special escrow account established under RSA 490:26-c and 30 percent of each entry fee paid into the court for deposit into the judicial branch information technology fund established under RSA 490:26-h. The proceeds of fees for motions to appear in court pro hac vice shall be paid with 50 percent deposited into the law library revolving fund established in RSA 490:25, III and 50 percent deposited into the general fund.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>316 Probate Court Entry Fees. Amend RSA 547:27-c, II to read as follows:</p> <p>II. The clerk shall set aside 6 percent of each entry fee paid into the court for deposit into a special escrow account established under RSA 490:26-c and 30 percent of each entry fee paid into the court for deposit into the judicial branch information technology fund established under RSA 490:26-h. The proceeds of fees for motions to appear in court pro hac vice shall be paid with 50 percent deposited into the law library revolving fund established in RSA 490:25, III and 50 percent deposited into the general fund.</p>	<p>DELETED BY THE SENATE</p>
<p>317 Pistols and Revolvers; Armed Career Criminals. Amend RSA 159:3-a, II-III to read as follows:</p> <p>II. Any person who violates paragraph I shall be guilty of a felony and, notwithstanding RSA 651:2, II, shall be sentenced to a [minimum mandatory term of 10 years imprisonment and a] maximum term of imprisonment of not more than 40 years and shall be fined not more than \$25,000.</p> <p>III. Notwithstanding any other provision of law, neither the whole, nor any part of the [minimum mandatory] sentence provided under paragraph II shall be served concurrently with any other term, nor shall the whole or any part of such additional term of imprisonment be suspended or deferred. No action brought to enforce sentencing under this section shall be continued for sentencing, nor shall the provisions of RSA 651:20 relative to suspensions or RSA 651-A relative to parole apply to any sentence of imprisonment imposed.</p>	<p>DELETED BY THE SENATE</p>
<p>318 Habitual Offenders; Penalty. Amend RSA 262:23 to read as follows:</p> <p>262:23 Penalty.</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

I. It shall be unlawful for any person to drive any motor vehicle on the ways of this state while an order of the director or the court prohibiting such driving remains in effect. If any person found to be an habitual offender under the provisions of this chapter is convicted of driving a motor vehicle on the ways of this state while an order of the director or the court prohibiting such operation is in effect, he or she shall be guilty of a felony and sentenced, notwithstanding the provisions of RSA title LXII, to imprisonment for not ~~[less than one year~~ ~~nor]~~ more than 5 years. No ~~[portion of the minimum mandatory sentence shall be suspended, and no]~~ case brought to enforce this chapter shall be continued for sentencing; provided, however, that any sentence or part thereof imposed pursuant to this section may be suspended in cases in which the driving of a motor vehicle was necessitated by situations of apparent extreme emergency which required such operation to save life or limb. Any sentence of one year or less imposed pursuant to this paragraph shall be served in a county correctional facility. The sentencing court may order that any such offender may serve his or her sentence under home confinement pursuant to RSA 651:19 based on the rules and regulations of the county correctional facility where the sentence is to be served ~~[for the minimum mandatory term or any portion thereof]~~, provided the offender first serves 14 consecutive days of imprisonment prior to eligibility for home confinement. Habitual offenders shall only be eligible for the home confinement program once per lifetime. Any sentence of more than one year imposed pursuant to this paragraph shall be served in the state prison.

II. For the purpose of enforcing this section, in any case in which the accused is

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

charged with driving a motor vehicle while his license, permit or privilege to drive is suspended or revoked, or is charged with driving without a license, the court before hearing such charge shall determine whether such person has been held an habitual offender and by reason of such holding is barred from driving a motor vehicle on the ways of this state. For the purposes of this section, in determining whether the person has been held an habitual offender and by reason of such holding is barred from driving a motor vehicle on the ways of this state, a certified copy of the individual's motor vehicle record on file with the division shall be as competent evidence in any court within this state as the original record would be if produced by the director as legal custodian thereof.

III. ~~[Notwithstanding paragraph I, any person who qualifies under RSA 259:39 shall not be subject to the minimum mandatory provisions of paragraph I if, and only if, that person's certification was not based on any conviction under RSA 265-A:2, I or any misdemeanor or felony motor vehicle conviction pursuant to RSA title XXI, and that person has not been convicted of any such offense, or any reasonably similar offense in any jurisdiction within the United States and Canada, since the date of the certification; provided, however, that any such person shall be guilty of a class A misdemeanor and may be sentenced to one year or less.]~~ Any person incarcerated upon the effective date of this paragraph, pursuant to certification as an habitual offender under RSA 259:39, who does not have a conviction under RSA 265-A:2, I involving a vehicle or any misdemeanor or felony motor vehicle convictions pursuant to RSA title XXI, may apply immediately to the superior court for sentence review and reduction.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

319 License Suspension and Revocation; Driving After Revocation or Suspension. Amend RSA 263:64, IV to read as follows:

IV. Any person who violates this section by driving or attempting to drive a motor vehicle or by operating or attempting to operate an OHRV or snowmobile in this state during the period of suspension or revocation of his or her license or driving privilege for a violation of RSA 265:79 or an equivalent offense in another jurisdiction shall be guilty of a misdemeanor. Any person who violates this section by driving or attempting to drive a motor vehicle or by operating or attempting to operate an OHRV or snowmobile in this state during the period of suspension or revocation of his or her license or driving privilege for a violation of RSA 265-A:2, I, RSA 265-A:3, RSA 630:3, II, RSA 265:82, or RSA 265:82-a or an equivalent offense in another jurisdiction shall be guilty of a misdemeanor and shall be sentenced to imprisonment for a period not ~~[less]~~ **more** than 7 consecutive 24-hour periods to be served within 6 months of the conviction, shall be fined not more than \$1,000, and shall have his or her license or privilege revoked for an additional year. ~~[No portion of the minimum mandatory sentence of imprisonment shall be suspended by the court.]~~ No case brought to enforce this paragraph shall be continued for sentencing for longer than 35 days. ~~[No person serving the minimum mandatory sentence under this paragraph shall be discharged pursuant to authority granted under RSA 651:18, released pursuant to authority granted under RSA 651:19, or in any manner, except as provided in RSA 623:1, prevented from serving the full amount of such minimum mandatory sentence under any authority granted by title LXII or any other provision of law.]~~

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

320 Penalties for Intoxication or Under Influence of Drugs Offenses. Amend RSA 265-A:18, I(c)(3) to read as follows:

(3) Sentenced to [~~a mandatory sentence of not less~~] **not more** than 35 consecutive days in the county correctional facility, of which 21 shall be suspended. The court shall refer the person to an IDCMP to schedule a full substance use disorder evaluation. A condition of the suspension shall be that upon release from serving the 14 days in the county correctional facility, the person shall schedule a substance use disorder evaluation within 30 days of release, complete the required substance use disorder evaluation within 60 days of release, and comply with the service plan developed. The IDCMP shall administer the substance use disorder evaluation and shall develop the service plan from that substance use disorder evaluation. Any portion of the suspended sentence to the county correctional facility may be imposed if the defendant does not comply with all of the requirements of this subparagraph or becomes noncompliant with the service plan during the suspension period;

DELETED BY THE SENATE

321 Penalties for Intoxication or Under Influence of Drugs Offenses. Amend RSA 265-A:18, IV(a)-(b) to read as follows:

(a) For a second offense:

(1) The person shall be guilty of a class A misdemeanor;

(2) The person shall be fined not less than \$750;

(3)(A) If the complaint alleges that the prior conviction occurred within 2 years preceding the date of the second offense, the person shall be sentenced to [~~a mandatory sentence of not less~~] **not more** than 60 consecutive days in the county correctional facility, of

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

which 30 days shall be suspended. The court shall refer the person to an IDCMP to schedule a full substance use disorder evaluation. A condition of the suspension shall be that upon release from serving the 30 days in the county correctional facility, the person shall schedule a substance use disorder evaluation within 30 days of release, complete the required substance use disorder evaluation within 60 days of release, and comply with the service plan developed. The IDCMP shall administer the substance use disorder evaluation and shall develop the service plan from that substance use disorder evaluation. Any portion of the suspended sentence to the county correctional facility may be imposed if the defendant does not comply with all of the requirements of this subparagraph or becomes noncompliant with the service plan during the suspension period;

(B) If the complaint alleges that the prior conviction occurred more than 2 but not more than 10 years preceding the date of the second offense, the person shall be sentenced to ~~a mandatory sentence of not less~~ **not more** than 17 consecutive days in the county correctional facility, of which 12 days shall be suspended. The court shall refer the person to an IDCMP to schedule a full substance use disorder evaluation. A condition of the suspension shall be that upon release from serving the 5 days in the county correctional facility, the person shall schedule a substance use disorder evaluation within 30 days of release, complete the required substance use disorder evaluation within 60 days of release, and comply with the service plan developed. The IDCMP shall administer the substance use disorder evaluation and shall develop the service plan from that substance use disorder evaluation. Any portion of the suspended sentence to the county correctional facility may be

imposed if the defendant does not comply with all of the requirements of this subparagraph or becomes noncompliant with the service plan during the suspension period; and

(4) The person's driver's license or privilege to drive shall be revoked for not less than 3 years. The person's driver's license or privilege to drive shall not be restored by the department until the person shall have completed the service plan developed by the IDCMP, and paid all relevant fees.

(b) For a third offense, any person convicted under this paragraph shall be subject to all the penalties of subparagraph (a) except that:

(1) The person's driver's license or privilege to drive shall be revoked indefinitely and shall not be restored for at least 5 years. At the end of the 5-year minimum revocation period the person may petition the court for eligibility to reapply for a driver's license and the court, for good cause shown, may grant such eligibility subject to such terms and conditions as the court may prescribe. Any untimely petition under this subparagraph shall be dismissed without a hearing. If such petition is granted and the person is otherwise eligible for license restoration, the person may then apply to the director for restoration of driver's license, but the license shall not be restored until all requirements under law are met. The person's driver's license or privilege to drive shall not be restored by the department until the person shall have completed the service plan developed by the IDCMP, and paid all relevant fees.

(2) The person shall be sentenced to ~~[a mandatory sentence of not less]~~ **not more** than 180 consecutive days of which 150 shall be suspended. The court shall refer the

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

person to an IDCMP to schedule a full substance use disorder evaluation. A condition of the suspension shall be that upon release from serving the 30 days in the county correctional facility, the person shall schedule a substance use disorder evaluation within 30 days of release, complete the required substance use disorder evaluation within 60 days of release, and comply with the service plan developed. The IDCMP shall administer the substance use disorder evaluation and shall develop the service plan from that substance use disorder evaluation. Any portion of the suspended sentence to the county correctional facility may be imposed if the defendant does not comply with all of the requirements of this subparagraph or becomes noncompliant with the service plan during the suspension period. The remainder of the sentence may be deferred for a period of up to 2 years. The court may, at the satisfactory completion of any required treatment, suspend any remaining deferred sentence.

322 Penalties for Intoxication or Under Influence of Drugs Offenses. Amend RSA 265-A:18, VII to read as follows:

VII. ~~[No portion of the minimum mandatory sentence of imprisonment and no portion of the mandatory sentence of the period of revocation and no portion of any fine imposed under this section shall be suspended or reduced by the court.]~~ No case brought to enforce this section shall be continued for sentencing for longer than 35 days. ~~[No person serving the minimum mandatory sentence under this section shall be discharged pursuant to authority granted under RSA 651:18, released pursuant to authority granted under RSA 651:19, or in any manner, except as provided in RSA 623:1, prevented from serving the full~~

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

~~amount of such minimum mandatory sentence under any authority granted by RSA title LXII or any other provision of law.]~~

323 Controlled Drug Act; Penalties. Amend RSA 318-B:26, V-VI to read as follows:

DELETED BY THE SENATE

V. Any person who violates this chapter by manufacturing, selling, prescribing, administering, dispensing, or possessing with intent to sell, dispense, or compound any controlled drug or its analog, in or on or within 1,000 feet of the real property comprising a public or private elementary, secondary, or secondary vocational-technical school, may be sentenced to a term of imprisonment or fine, or both, up to twice that otherwise authorized by this section. ~~[Except to the extent a greater minimum sentence is otherwise provided by this chapter, a sentence imposed under this paragraph shall include a mandatory minimum term of imprisonment of not less than one year. Neither the whole nor any part of the mandatory minimum sentence imposed under this paragraph shall be suspended or reduced.]~~

VI. Except as otherwise provided in this paragraph, a person convicted under RSA 318-B:2, XII as a drug enterprise leader ~~[shall be sentenced to a mandatory minimum term of not less than 25 years and]~~ may be sentenced to a maximum term of not more than life imprisonment. The court may also impose a fine not to exceed \$500,000 or 5 times the street value of the controlled drug or controlled drug analog involved, whichever is greater. ~~[Upon conviction, the court shall impose the mandatory sentence unless the defendant has pleaded guilty pursuant to a negotiated agreement or, in cases resulting in trial, the defendant and the state have entered into a post-conviction agreement which provides for a~~

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

~~lesser sentence. The negotiated plea or post-conviction agreement may provide for a specified term of imprisonment within the range of ordinary or extended sentences authorized by law, a specified fine, or other disposition. In that event, the court at sentencing shall not impose a lesser term of imprisonment or fine than that expressly provided for under the terms of the plea or post-conviction agreement.]~~

324 Methamphetamine-Related Offenses; Manufacture of Methamphetamine. Amend RSA 318-D:2, II to read as follows:

II. Notwithstanding the provisions of RSA 318-B:26, I, a person convicted under this section may be sentenced to imprisonment for not more than 30 years, a fine of not more than \$500,000, or both. A person convicted under this section who has one or more prior offenses as defined in RSA 318-B:27, ~~[shall]~~ **may** be sentenced **up** to ~~[imprisonment for not less than 5 years and not more than]~~ life imprisonment, **and** a fine of not more than \$500,000, or both.

325 Discretionary Sentences; Release for Purpose of Gainful Employment, Rehabilitation, or Home Confinement. Amend RSA 651:19, I to read as follows:

I.(a) A sentencing court may recommend at the time of sentencing, or the superintendent of the county correctional facility may, at any time during the sentence, allow any person who has been committed to a correctional institution other than state prison under a criminal sentence to be released therefrom for the purpose of obtaining and working at gainful employment, for the performance of uncompensated public service as provided in RSA 651:68-70, under the terms of a day reporting program, provided the correctional facility

DELETED BY THE SENATE

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

has a day reporting program, or to serve the sentence under home confinement, provided the correctional facility has a home confinement program.

(b) A sentencing court shall include the use of home confinement in the sentencing orders for any person convicted of a nonviolent offense with no minimum sentence, subject to the provisions of paragraphs II-IV. In this subparagraph, "nonviolent offense" shall have the same meaning as in RSA 651-A:2, VI.

326 Reference Change. Amend RSA 176:16, IV to read as follows:
IV. Notwithstanding any other provision of law, if the expenditure of additional funds over budget estimates is necessary for the proper funding of retirement and health benefits for commission employees, the ~~[commission]~~ **commissioner** may request, with prior approval of the fiscal committee of the general court, that the governor and council authorize the transfer of funds from the liquor commission fund.

DELETED BY THE SENATE

327 Transfer of funds; Liquor Commission. RSA 176:16, V is repealed and reenacted to read as follows:
V. The commissioner is authorized to transfer funds within and among all accounting units within the commission's operating budget and to create accounting units and expenditure classes as required and as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as necessary for the efficient management of the department. Any transfer of \$75,000 or more shall require prior approval of the fiscal committee of the general court and governor and council. The provisions of this section shall

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>not be subject to RSA 9:16-a, RSA 9:17-a, and RSA 9:17-c.</p>	
<p>328 Site Evaluation Committee Fund. Amend RSA 162-H:21, II to read as follows:</p> <p>II. The site evaluation committee fund shall be funded upon request of the committee by a one-time grant, not to exceed \$500,000, which may be received in installments, from the renewable energy fund established in RSA 362-F:10. The initial transfer to the fund shall occur following approval by the fiscal committee of the general court of a proposed budget plan for fiscal year 2015 as provided in paragraph III. Any subsequent transfer requests of the one-time grant from the renewable energy fund shall require prior approval of the fiscal committee. <i>Any unused portions of the \$500,000 shall not lapse and may be budgeted and expended by the site evaluation committee for the biennium ending June 30, 2017.</i></p>	<p>AMENDED BY THE SENATE</p> <p>190 Site Evaluation Committee; Funding; Transfers. The remainder of the \$500,000 referred to in RSA 162-H:21, II, as enacted by 2014, 217:23, that was not transferred from the renewable energy fund to the site evaluation committee fund during fiscal year 2015 is hereby transferred. This newly transferred money plus the money that was transferred during fiscal year 2015 but not expended by the site evaluation committee may be budgeted and expended by the committee for any operating cost of the committee, notwithstanding the allowed uses of the fund in RSA 162-H:21, I.</p>
<p>329 New Section; Employee Health Insurance. Amend RSA 21-I by inserting after section 26 the following new section:</p> <p>21-I:26-a Excise Tax; Patient Protection and Affordable Care Act. The state, or any political subdivision of the state, shall not provide any health insurance plan to its employees subject to the excise tax on high cost employer-sponsored health coverage under the Patient Protection and Affordable Care act of 2009, Public Law 111-148, as amended, unless the expenses associated with such tax is borne by the plan participants. The expenses arising from the excise tax shall not be transferred to the public.</p>	<p>AMENDED BY THE SENATE</p> <p>191 New Section; State Employees Health Insurance. Amend RSA 21-I by inserting after section 26 the following new section:</p> <p>21-I:26-a Excise Tax; Patient Protection and Affordable Care Act. The state shall not provide any health insurance plan to state employees subject to the excise tax on high cost employer-sponsored health coverage under the Patient Protection and Affordable Care act of 2009, Public Law 111-148, as amended.</p>
<p>330 Applicability. Section 329 of this act shall not apply to any health insurance plan in effect on the effective date of this act.</p>	<p>AMENDED BY THE SENATE</p> <p>192 Applicability. RSA 21-I:26-a, as inserted by section 192 of this act, shall not apply to</p>

	any state employees health insurance plan in effect on the effective date of section 192 of this act.
<p>331 Agreements to Lease-Purchase Vehicles and Equipment Authorized. For the biennium ending June 30, 2017, any state agency or department is authorized, with the prior written approval of the department of administrative services, to enter into agreements to rent, lease, or lease-purchase vehicles and equipment from any outside vendor or to rent or lease vehicles and equipment from any other state agency or department. Any lease-purchase agreements entered into under this provision are exempt from approval by governor, with the advice of council, under RSA 4:15.</p>	<p>AMENDED BY THE SENATE</p> <p>193 Agreements to Lease-Purchase Vehicles and Equipment Authorized. For the biennium ending June 30, 2017, any state agency or department is authorized, with the prior written approval of the department of administrative services, to enter into agreements to rent, lease, or lease-purchase vehicles and equipment from any outside vendor or to rent or lease vehicles and equipment from any other state agency or department.</p>
<p>332 Fees Increased. Amend RSA 261:141, III(cc) to read as follows: (cc) For each vanity number plate set—[\$40] \$43.</p>	<p>DELETED BY THE SENATE</p>
<p>333 Allocation of Unrestricted Highway Fund Appropriations. RSA 9:9-b is repealed and reenacted to read as follows: 9:9-b Allocation of Unrestricted Highway Fund Appropriations. In each biennium, highway fund appropriations, including costs of collections of the department of safety, shall be subject to the following limitations:</p> <p>I. Department of transportation: Not less than 73 percent of anticipated total gross road toll and motor vehicle fees and fines for the biennium.</p> <p>II. Department of safety: Not to exceed 26 percent of total anticipated gross road toll and motor vehicle fees and fines for the biennium.</p> <p>III. All other agencies: Not to exceed 1 percent of total anticipated gross road toll and</p>	<p>194 Allocation of Unrestricted Highway Fund Appropriations. RSA 9:9-b is repealed and reenacted to read as follows: 9:9-b Allocation of Unrestricted Highway Fund Appropriations. In each biennium, highway fund appropriations, including costs of collections of the department of safety, shall be subject to the following limitations:</p> <p>I. Department of transportation: Not less than 73 percent of anticipated total gross road toll and motor vehicle fees and fines for the biennium.</p> <p>II. Department of safety: Not to exceed 26 percent of total anticipated gross road toll and motor vehicle fees and fines for the biennium.</p> <p>III. All other agencies: Not to exceed 1 percent of total anticipated gross road toll and</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>motor vehicle fees and fines for the biennium.</p>	<p>motor vehicle fees and fines for the biennium.</p>
<p>334 Highway Fund; Construction and Reconstruction Aid; Apportionment. Amend RSA 235:23, I to read as follows:</p> <p>I. Apportionment A. In each fiscal year, the commissioner shall allocate an amount not less than 12[%] percent of the [total] gross road toll revenue and motor vehicle fees collected in the preceding fiscal year to a local highway aid fund. This fund shall be distributed to each city, town, and unincorporated place on a formula in which 1/2 of the amount is based on the proportion which the mileage of regularly maintained class IV and class V highways in each municipality, as of January 1 of the previous year, bears to the total of such mileage in the state; and 1/2 of the amount is based on the proportion which the office of energy and planning population estimate of each municipality bears to the latest estimate of the total population of the state as of July 1 of the year of the estimate. The aid to be distributed under this paragraph shall be in addition to all other state and federal aid specifically authorized by statute.</p> <p><i>I-a. Apportionment A calculations in paragraph I shall not include the amount of road toll revenue attributable to rates that exceed \$.18 per gallon in each fiscal year for the biennium ending June 30, 2017.</i></p>	<p>AMENDED BY THE SENATE</p> <p>195 Highway Fund; Construction and Reconstruction Aid; Apportionment. Amend RSA 235:23, I to read as follows:</p> <p>I. Apportionment A. In each fiscal year, the commissioner shall allocate an amount not less than 12[%] percent of the [total] gross road toll revenue and motor vehicle fees collected in the preceding fiscal year to a local highway aid fund. This fund shall be distributed to each city, town, and unincorporated place on a formula in which 1/2 of the amount is based on the proportion which the mileage of regularly maintained class IV and class V highways in each municipality, as of January 1 of the previous year, bears to the total of such mileage in the state; and 1/2 of the amount is based on the proportion which the office of energy and planning population estimate of each municipality bears to the latest estimate of the total population of the state as of July 1 of the year of the estimate. The aid to be distributed under this paragraph shall be in addition to all other state and federal aid specifically authorized by statute.</p>
<p>335 Chartered Public Schools; Funding. Amend RSA 194-B:11, I(b)(1) to read as follows:</p> <p>(b)(1) Except as provided in subparagraph (2), for a chartered public school authorized by the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to RSA 198:40-a plus an additional grant of [\$2,000] \$2,036 directly to the</p>	<p>196 Chartered Public Schools; Funding. Amend RSA 194-B:11, I(b)(1) to read as follows:</p> <p>(b)(1) Except as provided in subparagraph (2), for a chartered public school authorized by the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to RSA 198:40-a plus an additional grant of [\$2,000] \$2,036 directly to the</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>chartered public school for each pupil who is a resident of this state in attendance at such chartered public school.</p>	<p>chartered public school for each pupil who is a resident of this state in attendance at such chartered public school.</p>
<p>336 Chartered Public Schools; Funding. Amend RSA 194-B:11, I(b)(1) to read as follows: (b)(1) Except as provided in subparagraph (2), for a chartered public school authorized by the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to RSA 198:40-a plus an additional grant of \$2,036 for the Virtual Learning Academy Charter School and \$3,036 for all other chartered public schools directly to the chartered public school for each pupil who is a resident of this state in attendance at such chartered public school. Beginning July 1, 2017 and every biennium thereafter, the department of education shall adjust the per pupil amount of the additional grant based on the average change in the Consumer Price Index for All Urban Consumers, Northeast Region, using the "services less medical care services" special aggregate index, as published by the Bureau of Labor Statistics, United States Department of Labor.</p>	<p>AMENDED BY THE SENATE 197 Chartered Public Schools; Funding. Amend RSA 194-B:11, I(b)(1) to read as follows: (b)(1) Except as provided in subparagraph (2), for a chartered public school authorized by the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to RSA 198:40-a plus an additional grant of \$2,036 for the Virtual Learning Academy Charter School and \$2,286 for all other chartered public schools directly to the chartered public school for each pupil who is a resident of this state in attendance at such chartered public school. Beginning July 1, 2017 and every biennium thereafter, the department of education shall adjust the per pupil amount of the additional grant based on the average change in the Consumer Price Index for All Urban Consumers, Northeast Region, using the "services less medical care services" special aggregate index, as published by the Bureau of Labor Statistics, United States Department of Labor.</p>
<p>337 Lottery Commission; Authority to Purchase Real Property Granted. The lottery commission, in consultation with the department of administrative services, is hereby authorized to purchase, in the name of the state, land and buildings to serve as the lottery commission's headquarters. Such purchase shall be completed during the biennium ending June 30, 2017 and shall require approval of the fiscal committee of the general court and the governor and council.</p>	<p>198 Lottery Commission; Authority to Purchase Real Property Granted. The lottery commission, in consultation with the department of administrative services, is hereby authorized to purchase, in the name of the state, land and buildings to serve as the lottery commission's headquarters. Such purchase shall be completed during the biennium ending June 30, 2017 and shall require approval of the fiscal committee of the general court and the governor and council.</p>

<p>338 Repeal. RSA 284:21-u, relative to the prohibition on future employment of certain employees of the lottery commission, is repealed.</p>	<p>DELETED BY THE SENATE</p>
<p>339 Lottery Commission; Executive Director. Amend RSA 284:21-b to read as follows: 284:21-b Organization.</p> <p><i>I. The commissioners shall select one from their number to be chairperson and another to be secretary of the commission. Two of the members of the commission shall constitute a quorum to do business. It shall be the duty of the secretary to keep a record of all proceedings of the commission and to preserve all books, documents, papers and records addressed to its care.</i></p> <p><i>II. The commissioners shall appoint an executive director who shall receive the annual salary prescribed by RSA 94:1-a. The lottery executive director shall hold office for a term of 4 years. If a vacancy shall occur, it shall be filled for the remainder of the term. The lottery executive director may be removed by the commission for cause. Upon the effective date of this paragraph, the person who was the executive director shall commence the beginning of the first 4 year term, subject to renewal.</i></p>	<p>199 Lottery Commission; Executive Director. Amend RSA 284:21-b to read as follows: 284:21-b Organization.</p> <p><i>I. The commissioners shall select one from their number to be chairperson and another to be secretary of the commission. Two of the members of the commission shall constitute a quorum to do business. It shall be the duty of the secretary to keep a record of all proceedings of the commission and to preserve all books, documents, papers and records addressed to its care.</i></p> <p><i>II. The commissioners shall appoint an executive director who shall receive the annual salary prescribed by RSA 94:1-a. The lottery executive director shall hold office for a term of 4 years. If a vacancy shall occur, it shall be filled for the remainder of the term. The lottery executive director may be removed by the commission for cause. Upon the effective date of this paragraph, the person who was the executive director shall commence the beginning of the first 4 year term, subject to renewal.</i></p>
<p>340 New Paragraph; Building Code Review Board; Travel Reimbursement. Amend RSA 155-A:10 by inserting after paragraph VI the following new paragraph:</p> <p>VII. Members of the board shall receive mileage at the rate established in the United States Internal Revenue Code and Regulations when attending meetings of the board for the round trip distance from their residences to the location of the board meeting.</p>	<p>200 New Paragraph; Building Code Review Board; Travel Reimbursement. Amend RSA 155-A:10 by inserting after paragraph VI the following new paragraph:</p> <p>VII. Members of the board shall receive mileage at the rate established in the United States Internal Revenue Code and Regulations when attending meetings of the board for the round trip distance from their residences to the location of the board meeting.</p>

341 Department of Safety; Transfer Among Accounts. Notwithstanding any provision of law to the contrary, except RSA 9:17-c and RSA 99:4, for the biennium ending June 30, 2017, the commissioner of the department of safety is hereby authorized to transfer funds between and among all class lines and accounting units within the department as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as necessary for the efficient management of the department; provided that any transfer over \$75,000 shall require prior approval of the fiscal committee of the general court.

342 Health and Human Services; Nursing Home Appropriations. Amend 2013, 143:1, accounting unit 05-95-48-481510-5942 by replacing the organizational notes immediately following such accounting unit with the following:

ORGANIZATION NOTES

*The appropriation contained in classes 504, 505, 506, and 529 may only be transferred between and among said classes. The appropriations shall not lapse or be used for any other purpose. The appropriations shall not be considered for budget reductions required pursuant to sections 10 and 14 of this act or any other budget reduction, including executive orders required of the department of health and human services. Any balance remaining at the end of each fiscal year shall be paid as additional rates based upon the rate setting methodology in effect at that time in a special rate adjustment.

AMENDED BY THE SENATE

201 Department of Safety; Transfer Among Accounts. Notwithstanding any provision of law to the contrary, except RSA 9:17-c and RSA 99:4, for the biennium ending June 30, 2017, the commissioner of the department of safety is hereby authorized to transfer funds between and among all class lines and accounting units within the department as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as necessary for the efficient management of the department; provided that any transfer over \$75,000 shall require prior approval of the fiscal committee of the general court and the governor and council.

202 Health and Human Services; Nursing Home Appropriations. Amend 2013, 143:1, accounting unit 05-95-48-481510-5942 by replacing the organizational notes immediately following such accounting unit with the following:

ORGANIZATION NOTES

*The appropriation contained in classes 504, 505, 506, and 529 may only be transferred between and among said classes. The appropriations shall not lapse or be used for any other purpose. The appropriations shall not be considered for budget reductions required pursuant to sections 10 and 14 of this act or any other budget reduction, including executive orders required of the department of health and human services. Any balance remaining at the end of each fiscal year shall be paid as additional rates based upon the rate setting methodology in effect at that time in a special rate adjustment.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>343 Health and Human Services; Nursing Home Appropriations. Pursuant to the organization note contained in 2013, 143:1, accounting unit 05-95-48-481510-5942, as amended in section 1 of this act, for any balance that remained at the end of fiscal year 2014, the department of health and human services shall pay the entire amount immediately upon passage of this act in a special rate adjustment. Upon payment of a special rate adjustment made pursuant to this act, the department shall report the total amount of surplus, by source of funds, the total amount paid, and the date payment was made to the fiscal committee of the general court.</p>	<p>203 Health and Human Services; Nursing Home Appropriations. Pursuant to the organization note contained in 2013, 143:1, accounting unit 05-95-48-481510-5942, as amended in section 1 of this act, for any balance that remained at the end of fiscal year 2014, the department of health and human services shall pay the entire amount immediately upon passage of this act in a special rate adjustment. Upon payment of a special rate adjustment made pursuant to this act, the department shall report the total amount of surplus, by source of funds, the total amount paid, and the date payment was made to the fiscal committee of the general court.</p>
<p>344 Health and Human Services; Suspension of Catastrophic Aid Payment to Hospitals. The commissioner of the department of health and human services shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend all catastrophic aid payments to hospitals effective for the biennium ending June 30, 2017.</p>	<p>204 Health and Human Services; Suspension of Catastrophic Aid Payment to Hospitals. The commissioner of the department of health and human services shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend all catastrophic aid payments to hospitals effective for the biennium ending June 30, 2017.</p>
<p>345 Certificate of Need; Repeal. Upon repeal of the certificate of need law on June 30, 2016, pursuant to 2013, 144:84, the unexpended balance of any fees collected pursuant to 151-C:15 shall be distributed on a prorated basis to the facilities that have paid an annual administrative fee.</p>	<p>AMENDED BY THE SENATE</p> <p>205 Certificate of Need; Repeal. Upon repeal of the certificate of need law on June 30, 2016, pursuant to 2013, 144:84, the unexpended balance of any fees collected pursuant to 151-C:15 shall be deposited in the general fund.</p>
<p>346 New Paragraph; Health Facility Licensure; License or Registration Required. Amend RSA 151:2 by inserting after paragraph V the following new paragraph:</p> <p>VI. No license shall be granted for any new bed in a nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility, including rehabilitation hospitals</p>	<p>AMENDED BY THE SENATE</p> <p>206 New Paragraph; Health Facility Licensure; License or Registration Required. Amend RSA 151:2 by inserting after paragraph V the following new paragraph:</p> <p>VI. Beds in nursing homes, skilled nursing facilities, intermediate care facilities, or</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>and facilities offering comprehensive rehabilitation services. However, a license shall be issued for replacement or renovation of existing beds as necessary to meet life safety code requirements or to remedy deficiencies noted in a licensing inspection pursuant to RSA 151 or state survey and certification process pursuant to Titles XVIII and XIX of the Social Security Act. In addition, a license may be issued for construction or renovation as necessary to repair or refurbish an existing facility, or to accommodate additional beds obtained by transfer to an existing facility.</p>	<p>rehabilitation facilities, including rehabilitation hospitals, facilities offering comprehensive rehabilitation services, and nursing beds in continuing care communities and supported residential health care facilities, may be licensed, replaced, transferred, or relocated only to the same extent that such action would have been allowable under the laws and rules in effect on June 30, 2015.</p>
<p>347 Contingency. The provisions of section 346 of this act shall only take effect upon the repeal of RSA 151-C pursuant to 2013, 144:84.</p>	<p>207 Contingency. The provisions of section 207 of this act shall only take effect upon the repeal of RSA 151-C pursuant to 2013, 144:84.</p>
<p>348 Health and Human Services; Bureau of Developmental Services; Allocation of Appropriation. The department may, consistent with any applicable federal waiver and regulations, allocate the total appropriation for waiver and non-waiver services made to the bureau of developmental services for fiscal years 2016 and 2017 in a manner the department determines to be the most efficient and effective in serving the eligible population that receives such services and consistent with the goal of maximizing the eligible person's potential for self-sufficiency, independence, and achievement of life goals.</p>	<p>DELETED BY THE SENATE</p>
<p>349 Department of Health and Human Services, Sununu Youth Services Center; Reduction in Appropriation. The department of health and human services is hereby directed to reduce state general fund appropriations to the Sununu Youth Services Center by \$3,443,721 for the fiscal year ending June 30, 2016 and by \$3,496,746 for the fiscal year ending June 30, 2017. The department shall operate the Sununu Youth Services Center</p>	<p>AMENDED BY THE SENATE</p> <p>208 Department of Health and Human Services, Sununu Youth Services Center; Reduction in Appropriation. The department of health and human services is hereby directed to reduce state general fund appropriations to the Sununu Youth Services Center by \$3,496,746 for the fiscal year ending June 30, 2017. The department shall operate the</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>within the allotted budget, or may enter into contracts for operation of the Sununu Youth Services Center, including establishing necessary class lines, as long as total operating costs do not exceed \$9,800,000 for the fiscal year ending June 30, 2016, and \$10,100,000 for the fiscal year ending June 30, 2017.</p>	<p>Sununu Youth Services Center within the allotted budget, or may enter into contracts for operation of the Sununu Youth Services Center, including establishing necessary class lines, as long as total operating costs do not exceed \$10,100,000 for the fiscal year ending June 30, 2017.</p>
<p>NO APPLICABLE HOIUSE SECTION</p>	<p>209 Department of Health and Human Services; Sununu Youth Services Center; Cost Savings Plan. The department of health and human services shall develop a plan to reduce the cost of providing existing services at the Sununu Youth Services Center. The plan shall include privatization of services, offering additional and compatible services, and consider the most appropriate, cost effective, long and short-term uses of the center as described in the January 1, 2014 report issued pursuant to 2013, 249. The department shall submit the plan to the fiscal committee of the general court for approval on or before November 1, 2015, and begin implementation of the plan by January 1, 2016.</p>
<p>350 Effective Date for Repeals Amended. Amend 2014, 3:13, I to read as follows: <i>I. Section 12, paragraph I of this act shall take effect July 1, 2015.</i> <i>I-a.</i> Section 12, paragraphs [†] II-VII of this act shall take effect December 31, 2016.</p>	<p>DELETED BY THE SENATE</p>
<p>351 Reference to HIPP Program Deleted. Amend RSA 126-A:5, XXIV(a) to read as follows: XXIV.(a) There is hereby established the voluntary bridge to marketplace premium assistance program in order to provide medical assistance for newly eligible adults and their spouse and dependents, if applicable[, who are ineligible for the HIPP program established in RSA 126-A:5, XXIII]. This program shall be administered by the department of health and human services and subject to subparagraph XXV(c) shall terminate on March 31, 2015. In</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

order to receive medical assistance through the program, newly eligible adults shall choose health insurance coverage either from qualified health plans (QHPs) offered on the federally-facilitated exchange if cost effective or an alternative benefit plan (ABP) offered by one of the managed care organizations (MCO) awarded contracts as vendors to implement Medicaid managed care under RSA 126-A:5, XIX(a). For the purposes of this paragraph, alternative benefit plan is defined as the Medicaid benchmark or benchmark equivalent coverage in section 1937 of the Social Security Act. Provider payments shall be in an amount which shall be no less than before the effective date of this paragraph.

352 Reference to HIPP Program Deleted. Amend RSA 126-A:5, XXV(a) to read as follows:
XXV.(a) Consistent with the time frames in this paragraph, there is hereby established the marketplace premium assistance program. This will be a premium assistance program for newly eligible adults and their eligible spouse and dependents, if applicable, ~~[who are ineligible for the HIPP program established in RSA 126-A:5, XXIII]~~ until December 31, 2016 and shall be administered by the department of health and human services. In order to receive medical assistance from the program, newly eligible adults who are ineligible for the HIPP program shall choose from any qualified health plans (QHPs) offered on the federally-facilitated exchange if cost effective; provided, however, that any newly eligible adult who had coverage under an alternative benefit plan (ABP) offered by a managed care organization (MCO) under paragraph XIX during the voluntary bridge to marketplace premium assistance program established under RSA 126-A:5, XXIV shall be automatically enrolled at the beginning of open enrollment in a comparable QHP by that same MCO if one is available, unless such

DELETED BY THE SENATE

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>newly eligible adult subsequently chooses a different QHP during the enrollment period. If a comparable QHP is not offered by the newly eligible adult's MCO then the newly eligible adult may choose from any QHPs, if cost effective. Provider payments shall be in an amount which shall be no less than before the effective date of this paragraph.</p>	
<p>353 Health and Human Services. Care Management Program. Determination of Provider Rates for Step I and Step II Care Management Services. For the fiscal years 2016 and 2017, the rates paid to providers for home and community-based services under the choices for independence program that are to be incorporated into the department's care management program beginning on January 1, 2016 and the rates paid to providers of nursing services that are to be incorporated into the care management program on July 1, 2016 shall not be established by the department by contract with the managed care organizations or otherwise dictated by the department. The rates paid to providers for home and community-based services, nursing services, all other acute care medical services provided under Step I of the care management program, and any additional waiver services incorporated into the care management program for any portion of the fiscal years 2016 and 2017 shall be determined through negotiation between the managed care organizations and the providers of such services within the capitated payment for managed care services as approved by the governor and council and the Centers for Medicare and Medicaid Services.</p>	<p>210 Health and Human Services. Care Management Program. Determination of Provider Rates for Step I and Step II Care Management Services. For the fiscal years 2016 and 2017, the rates paid to providers for home and community-based services under the choices for independence program that are to be incorporated into the department's care management program beginning on January 1, 2016 and the rates paid to providers of nursing services that are to be incorporated into the care management program on July 1, 2016 shall not be established by the department by contract with the managed care organizations or otherwise dictated by the department. The rates paid to providers for home and community-based services, nursing services, all other acute care medical services provided under Step I of the care management program, and any additional waiver services incorporated into the care management program for any portion of the fiscal years 2016 and 2017 shall be determined through negotiation between the managed care organizations and the providers of such services within the capitated payment for managed care services as approved by the governor and council and the Centers for Medicare and Medicaid Services.</p>
<p>354 Health and Human Services; Generic Drugs Authorization. Amend RSA 126-A:3, V to read as follows: V. Pharmacists shall substitute generically equivalent drug products for all legend and</p>	<p>211 Health and Human Services; Generic Drugs Authorization. Amend RSA 126-A:3, V to read as follows: V. Pharmacists shall substitute generically equivalent drug products for all legend and</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

non-legend prescriptions paid for by the department of health and human services, including the Medicaid program, unless the prescribing practitioner specifies that the brand name drug product is medically necessary. Such notification shall be in the practitioner's own handwriting and shall be retained in the pharmacist's file. The provisions of paragraph III shall not apply to the dispensing by a pharmacy for medical assistance reimbursement for legend and non-legend drugs. The commissioner, in consultation with pharmacy providers, shall establish medical assistance reimbursement for legend and non-legend drugs. ***For Medicaid fee for service clients, no prior authorization for generically equivalent drugs shall be required.***

355 Department of Corrections; Generic Drugs Authorization. Amend RSA 623-C:2, III to read as follows:

III. Pharmacists shall substitute generically equivalent drug products for all legend and non-legend prescriptions paid for by the department of corrections, including the Medicaid program, unless the prescribing practitioner specifies that the brand name drug product is medically necessary. Such notification shall be in the practitioner's own handwriting and shall be retained in the pharmacist's file. The commissioner of the department of corrections may waive the application of RSA 623-C:2, I if the commissioner determines such action is necessary to ensure the availability of prescription and other pharmaceutical services to persons served by the state or to avert serious economic hardship in the provision of prescriptions and other pharmaceutical services. ***For Medicaid fee for service clients, no prior authorization for generically equivalent drugs shall be required.***

non-legend prescriptions paid for by the department of health and human services, including the Medicaid program, unless the prescribing practitioner specifies that the brand name drug product is medically necessary. Such notification shall be in the practitioner's own handwriting and shall be retained in the pharmacist's file. The provisions of paragraph III shall not apply to the dispensing by a pharmacy for medical assistance reimbursement for legend and non-legend drugs. The commissioner, in consultation with pharmacy providers, shall establish medical assistance reimbursement for legend and non-legend drugs. ***For Medicaid fee for service clients, no prior authorization for generically equivalent drugs shall be required.***

212 Department of Corrections; Generic Drugs Authorization. Amend RSA 623-C:2, III to read as follows:

III. Pharmacists shall substitute generically equivalent drug products for all legend and non-legend prescriptions paid for by the department of corrections, including the Medicaid program, unless the prescribing practitioner specifies that the brand name drug product is medically necessary. Such notification shall be in the practitioner's own handwriting and shall be retained in the pharmacist's file. The commissioner of the department of corrections may waive the application of RSA 623-C:2, I if the commissioner determines such action is necessary to ensure the availability of prescription and other pharmaceutical services to persons served by the state or to avert serious economic hardship in the provision of prescriptions and other pharmaceutical services. ***For Medicaid fee for service clients, no prior authorization for generically equivalent drugs shall be required.***

<p>356 New Subparagraph; Medicaid Managed Care Program; Commissioner’s Duties. Amend RSA 126-A:5, XIX by inserting after subparagraph (d) the following new subparagraph: (e) The commissioner shall seek all necessary federal approvals, including, but not limited to, Medicaid state plan amendments and Medicaid care management contract approval, to allow the Medicaid managed care organizations to use their own drug formulary in providing pharmacy benefits and contracting with pharmacy providers.</p>	<p>AMENDED BY THE SENATE</p> <p>213 New Subparagraph; Medicaid Managed Care Program; Commissioner’s Duties. Amend RSA 126-A:5, XIX by inserting after subparagraph (d) the following new subparagraph: (e) The commissioner shall seek all necessary federal approvals, including, but not limited to, Medicaid state plan amendments and Medicaid care management contract approval, to allow the Medicaid managed care organizations to use their own drug formulary in providing pharmacy benefits and contracting with pharmacy providers. A managed care organization as defined in subparagraph (c)(3) that implements its own drug formulary shall comply with the provisions of the Federal Medicaid statute, 42 U.S.C. section 1927, and RSA 420-J:7-b, II, II-a, and III.</p>
<p>357 Quality Assessment Expenditures; State Expenditures for Long-Term Care Services. For the biennium ending June 30, 2017, notwithstanding the provisions of RSA 151-E:14 and RSA 151-E:15-a, 25 percent of the receipts from the nursing facility quality assessment under RSA 84-C:3 and the ICF quality assessment under RSA 84-D:3 shall be deposited as restricted revenue in accounts of the department of health and human services and shall be used in support of long-term care services and not for any other purpose.</p>	<p>DELETED BY THE SENATE</p>
<p>358 Department of Health and Human Services; New Hampshire Hospital 10-Bed Psychiatric Crisis Unit. Amend 2014; 315:2 to read as follows: 315:2 Department of Health and Human Services; New Hampshire Hospital 10-Bed Psychiatric Crisis Unit. The department shall open the 10-bed psychiatric crisis unit established by 2013, 195:1, VII, H no [later than July 1, 2015. The department shall use</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

~~existing appropriations to support any necessary operating costs for the fiscal year ending June 30, 2015] sooner than July 1, 2016.~~

359 Department of Health and Human Services; Consolidation of District Offices. For the biennium ending June 30, 2017, the commissioner of the department of health and human services shall consolidate department of health and human services district offices to achieve a reduction of \$1,000,000 in general fund appropriations for the fiscal year ending June 30, 2016, and \$1,000,000 for the fiscal year ending June 30, 2017. The commissioner shall provide regular notice of these consolidation efforts to the fiscal committee of the general court.

214 Department of Health and Human Services; Consolidation of District Offices. For the biennium ending June 30, 2017, the commissioner of the department of health and human services shall consolidate department of health and human services district offices to achieve a reduction of \$1,000,000 in general fund appropriations for the fiscal year ending June 30, 2016, and \$1,000,000 for the fiscal year ending June 30, 2017. The commissioner shall provide regular notice of these consolidation efforts to the fiscal committee of the general court.

360 Reference Deleted; Photography Equipment and Supplies. Amend RSA 5:6-d, III to read as follows:

III. The secretary of state is authorized to accept, budget, and, subject to the limitations of this paragraph, expend monies in the election fund received from any party for the purposes of conducting elections, voter and election official education, the purchase or lease of equipment that complies with the Help America Vote Act of 2002, Public Law 107-252, ~~[or with RSA 659:13, V,]~~ reimbursing the department of safety for the actual cost of voter identification cards, election law enforcement, and improvements to related information technology, including acquisition and operation of an automated election management system. The secretary of state shall not expend any monies in the election fund unless the balance in the fund following such expenditures shall be at least 12 times the estimated annual cost of maintaining the programs established to comply with the Help

DELETED BY THE SENATE

<p>America Vote Act of 2002, Public Law 107-252.</p>	
<p>361 Repeal. RSA 659:13, V(a), relative to photography equipment and supplies provided by secretary of state, is repealed.</p>	<p>DELETED BY THE SENATE</p>
<p>362 Expenditure of Certain Road Toll Revenue. Amend RSA 260:32-b to read as follows: 260:32-b Expenditure of Certain Road Toll Revenue. I. For the fiscal year ending June 30, 2015, expenditure of revenues collected from adjustments under RSA 260:32-a for rates that exceed \$.18 per gallon, less required "Apportionment A" distributions under RSA 235:23, I on said revenues, shall be made for the following purposes in the following order of priority: (a) \$12,000,000 shall be expended for the district rehabilitation program with said funds to be distributed equally among the 6 state highway districts. (b) \$13,200,000 shall be expended for the district resurfacing program with said funds to be distributed equally among the 6 state highway districts. (c) All remaining funds shall be for the purpose of state bridge aid for municipal bridges under RSA 234. II. For the fiscal year ending June 30, 2016, expenditure of revenues collected from adjustments under RSA 260:32-a for rates that exceed \$.18 per gallon, less required "Apportionment A" distributions under RSA 235:23, I on said revenues, shall be made for the following purposes in the following order of priority: (a) Debt service payments for bonds issued pursuant to RSA 6:13-d. (b) [\$8,100,000] \$4,300,000 shall be expended for the district rehabilitation</p>	<p>AMENDED BY THE SENATE 215 Expenditure of Certain Road Toll Revenue. Amend RSA 260:32-b to read as follows: 260:32-b Expenditure of Certain Road Toll Revenue. I. For the fiscal year ending June 30, 2015, expenditure of revenues collected from adjustments under RSA 260:32-a for rates that exceed \$.18 per gallon, less required "Apportionment A" distributions under RSA 235:23, I on said revenues, shall be made for the following purposes in the following order of priority: (a) \$12,000,000 shall be expended for the district rehabilitation program with said funds to be distributed equally among the 6 state highway districts. (b) \$13,200,000 shall be expended for the district resurfacing program with said funds to be distributed equally among the 6 state highway districts. (c) All remaining funds shall be for the purpose of state bridge aid for municipal bridges under RSA 234. II. For the fiscal year ending June 30, 2016, expenditure of revenues collected from adjustments under RSA 260:32-a for rates that exceed \$.18 per gallon, less required "Apportionment A" distributions under RSA 235:23, I on said revenues, shall be made for the following purposes in the following order of priority: (a) Debt service payments for bonds issued pursuant to RSA 6:13-d.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

program with said funds to be distributed equally among the 6 state highway districts.

(c) [~~\$13,200,000~~] **\$7,000,000** shall be expended for the district resurfacing program with said funds to be distributed equally among the 6 state highway districts.

(d) In addition to sums otherwise appropriated, \$6,800,000 for state bridge aid for municipal bridges under RSA 234.

(e) All remaining funds [~~deposited into the highway and bridge betterment account under RSA 235:23-a~~] **shall be restricted revenue to the department of transportation.**

III. For the fiscal year ending June 30, 2017 [~~and each fiscal year thereafter~~], expenditure of revenues collected from adjustments under RSA 260:32-a for rates that exceed \$.18 per gallon, less required "Apportionment A" distributions under RSA 235:23, I on said revenues, shall be made for the following purposes in the following order of priority:

(a) Debt service payments for bonds issued pursuant to RSA 6:13-d.

(b) In addition to sums otherwise appropriated, \$6,800,000 for state bridge aid for municipal bridges under RSA 234.

(c) All remaining funds [~~deposited into the highway and bridge betterment account under RSA 235:23-a~~] **shall be restricted revenue to the department of transportation.**

IV. For the fiscal year ending June 30, 2018 and each fiscal year thereafter, expenditure of revenues collected from adjustments under RSA 260:32-a for rates that exceed \$.18 per gallon, less required "Apportionment A" distributions under RSA 235:23, I

(b) [~~\$8,100,000~~] **\$4,300,000** shall be expended for the district rehabilitation program with said funds to be distributed equally among the 6 state highway districts.

(c) [~~\$13,200,000~~] **\$7,000,000** shall be expended for the district resurfacing program with said funds to be distributed equally among the 6 state highway districts.

(d) In addition to sums otherwise appropriated, \$6,800,000 for state bridge aid for municipal bridges under RSA 234.

(e) Up to \$8,300,000 shall be appropriated to the department of transportation bureau of highway maintenance.

[~~(e)~~] **(f)** All remaining funds deposited into the highway and bridge betterment account under RSA 235:23-a.

III. For the fiscal year ending June 30, 2017 and each fiscal year thereafter, expenditure of revenues collected from adjustments under RSA 260:32-a for rates that exceed \$.18 per gallon, less required "Apportionment A" distributions under RSA 235:23, I on said revenues, shall be made for the following purposes in the following order of priority:

(a) Debt service payments for bonds issued pursuant to RSA 6:13-d.

(b) In addition to sums otherwise appropriated, \$6,800,000 for state bridge aid for municipal bridges under RSA 234.

(c) Up to \$8,300,000 shall be appropriated the department of transportation bureau of highway maintenance.

[~~(c)~~] **(d)** All remaining funds deposited into the highway and bridge betterment account under RSA 235:23-a.

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p><i>on said revenues, shall be made for the following purposes in the following order of priority:</i></p> <p><i>(a) Debt service payments for bonds issued pursuant to RSA 6:13-d.</i></p> <p><i>(b) In addition to sums otherwise appropriated, \$6,800,000 for state bridge aid for municipal bridges under RSA 234.</i></p> <p><i>(c) All remaining funds deposited into the highway and bridge betterment account under RSA 235:23-a.</i></p>	
<p>NO APPLICABLE HOUSE SECTION</p>	<p>216 State Treasurer and State Accounts; Authority to Borrow; Certain Transportation Projects. Amend RSA 6:13-d, I to read as follows:</p> <p>I. The state treasurer, as may be requested from time to time by the commissioner of the department of transportation, is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$200,000,000 and shall issue general obligation or revenue bonds, or both, in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A, to provide funds for the widening of Interstate 93 from Salem, New Hampshire to Manchester, New Hampshire. <i>In addition, authorization is hereby granted to enter into the federal credit program known as the Transportation Infrastructure Finance and Innovation Act (TIFIA), 23 U.S.C. sections 601-609, including appropriate covenants and conditions necessary to secure favorable credit terms.</i></p>
<p>363 Transfer of Dedicated Funds; Renewable Energy Fund. Notwithstanding the provisions of RSA 362-F:10 and any other law to the contrary, the department of administrative services shall transfer on July 1, 2015 funds from the renewable energy fund</p>	<p>DELETED BY THE SENATE</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>to the state general fund in the amount of \$5,000,000 for the fiscal year ending June 30, 2015.</p>	
<p>364 Transfer of Dedicated Funds; Renewable Energy Fund. Notwithstanding the provisions of RSA 362-F:10 and any other law to the contrary, the department of administrative services shall transfer funds from the renewable energy fund to the general fund in the amount of \$21,219,751 for the fiscal year ending June 30, 2016, and in the amount of \$25,929,383 for the fiscal year ending June 30, 2017.</p>	<p>DELETED BY THE SENATE</p>
<p>365 Renewable Energy Fund; Appropriation Reduction. The public utilities commission is hereby directed to reduce state appropriations in account 02-81-81-8115-5454 renewable energy fund by \$619,751 for the fiscal year ending June 30, 2016, and \$712,383 for the fiscal year ending June 30, 2017.</p>	<p>DELETED BY THE SENATE</p>
<p>366 Community College System of New Hampshire; Appropriation Reduction. The governor is hereby directed to reduce general fund appropriations in account 06-58-58-5800-5931 for the community college system of New Hampshire by \$1,250,000 for the fiscal year ending June 30, 2016, and \$1,250,000 for the fiscal year ending June 30, 2017.</p>	<p>DELETED BY THE SENATE</p>
<p>367 Department of Corrections; Appropriation Reduction. The department of corrections is hereby directed to reduce general fund appropriations for overtime costs by \$4,000,000 for the biennium ending June 30, 2017.</p>	<p>DELETED BY THE SENATE</p>
<p>368 New Hampshire Hospital; Appropriation Reduction. The department of health and human services is hereby directed to reduce general fund salary and benefit appropriations at New Hampshire Hospital by not less than \$2,000,000 for the biennium ending June 30,</p>	<p>DELETED BY THE SENATE</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

<p>2017 by eliminating one vice president of nursing position, and 6 nurse coordinator positions.</p>	
<p>369 Operating Budget; Transfer of Dedicated Funds. Notwithstanding RSA 6:12 and any other law to the contrary, for the fiscal year ending June 30, 2016, the department of administrative services shall transfer \$2,500,000 from the funds collected for educational credentialing pursuant to RSA 186:11, X to the general fund.</p>	<p>AMENDED BY THE SENATE</p> <p>217 Operating Budget; Transfer of Dedicated Funds. Notwithstanding RSA 6:12 and any other law to the contrary, for the fiscal year ending June 30, 2016, the department of administrative services shall transfer \$2,500,000 from the funds collected for educational credentialing pursuant to RSA 186:11, X to the education trust fund established under RSA 198:39.</p>
<p>370 Operating Budget; Transfer of Dedicated Funds. Notwithstanding any other law to the contrary for the fiscal years ending June 30, 2016, 10 percent of any payments made pursuant to the state of New Hampshire’s settlement agreements with gasoline manufacturers and marketers of methyl tertiary butyl ether (MtBE) for damages to the state, not to exceed \$4,000,000, shall be deposited into the general fund for the reimbursement of legal and administrative costs as allowed pursuant to said settlements. Said funds shall be in addition to the any MtBE settlement funds previously deposited into the general fund for the fiscal year ending June 30, 2013.</p>	<p>DELETED BY THE SENATE</p>
<p>371 Operating Budget; Lapse; Legislative Branch. The legislative branch shall lapse an additional \$1,000,000 to the general fund for the biennium ending June 30, 2017.</p>	<p>AMENDED BY THE SENATE</p> <p>218 Operating Budget; Transfer to General Fund; Legislative Branch. The legislative branch shall transfer \$1,000,000 to the general fund for the biennium ending June 30, 2017.</p>
<p>372 Revenue Stabilization Reserve Account.</p> <p>I. For the biennium ending June 30, 2017, the provisions of RSA 9:13-e, II shall be suspended and any general fund budget surplus at the close of the biennium shall not be</p>	<p>DELETED BY THE SENATE</p>

deposited in the revenue stabilization reserve account but shall remain in the general fund.

II. Notwithstanding RSA 9:13-e, II, on June 30, 2017, the state treasurer shall transfer \$9,892,000 from the revenue stabilization reserve account, established in RSA 9:13-e, to the general fund. Such transfer shall be reduced by the amount of any additional revenue in excess of the total combined unrestricted general fund and education trust fund revenue estimates as presented in the monthly revenue plan prepared by the department of administrative services for the fiscal years ending June 30, 2016 and June 30, 2017.

373 New Subdivision; Keno. Amend RSA 284 by inserting after section 40 the following new subdivision:

Keno

284:41 Definition. In this subdivision, “keno” means any game where a player purchases a ticket from a field of 80 numbers and selects a specific amount of numbers. A random number generator employed by the lottery commission chooses 20 numbers at random and the player is paid out against his or her original wager.

284:42 Administration and Enforcement. The lottery commission shall administer and enforce this subdivision relative to keno games operating in a town or city that has voted to allow such gaming.

284:43 Rulemaking. The lottery commission shall adopt rules, pursuant to RSA 541-A, relative to:

- I. The application procedure for keno licenses.
- II. Information to be required on license applications.

DELETED BY THE SENATE

III. Procedures for a hearing following the revocation of a license.

IV. The operation of keno games, including types and amounts of wagers.

V. Information required and forms for submission of financial reports.

284:44 License Fees.

I. The license fee for a commercial premises keno license issued under RSA 284:46 shall be \$500 per year. Such fee shall be submitted to the lottery commission at the time the application is made and shall be refunded if the application is denied.

II. All net proceeds collected by the lottery commission under this section and RSA 284:47 shall be deposited in the education trust fund established under RSA 198:39.

284:45 License Applications.

I. Applications shall be submitted to the lottery commission by the licensee. Proof of authority to submit the application on behalf of the licensee may be required.

II. Applications shall be made only on the forms supplied to the licensee by the lottery commission.

III. The application form shall be fully completed by the licensee.

IV. Applicants for commercial premises keno licenses shall be submitted at least 30 days before the first game date.

V. The applicant shall certify under oath that:

(a) The information provided on the application is accurate.

(b) Neither the applicant nor any employee will operate keno games if such person has been convicted of a felony within the previous 10 years which has not been

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

annulled by a court, or a misdemeanor involving falsehood or dishonesty within the previous 5 years which has not been annulled by a court, or has violated the statutes or rules governing charitable gaming in this or any state.

(c) The applicant and any employee who will be participating in the operation of the keno games is aware of all statutes and rules applicable to the operation of keno games.

VI. To be eligible for licensure under this subdivision an applicant shall:

(a) Document that it is a liquor license holder under RSA 178:12-a, RSA 178:13, RSA 178:20, RSA 178-20-a, RSA 178:21, RSA 178:22, RSA 178:23, or RSA 178:24 and that the keno games will only be operated in towns and cities that have voted to allow the operation of keno games pursuant to RSA 284:51.

(b) Maintain a current list of employees.

284:46 License; Issuance.

I. Upon receipt of an application under RSA 284:45 the lottery commission shall review the application and shall, in writing, grant or deny the application within 45 days of receipt.

II. The lottery commission shall deny a license application for any one of the following reasons:

(a) The license of the applicant has been previously revoked by the commission.

(b) The applicant has been convicted of a crime provided for in this chapter or in any other chapter for any gaming offense.

(c) The applicant loses his or her liquor license after submitting the application.

III. No person who has been convicted of a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court, or who has violated any of the statutes or rules governing charitable gambling in the past in this or in any other state shall be licensed under this subdivision, or rent, lease, sublease, or otherwise provide any hall or keno paraphernalia for the conduct of keno licensed under this subdivision.

284:47 Operation of Keno Games.

I. A licensee may operate keno games at its business between the hours of 11 a.m. and 11 p.m.

II. A licensee may retain 8 percent of the proceeds from keno games. Of the remaining 92 percent:

(a) One percent shall be paid to the department of health and human services to support research, prevention, intervention, and treatment services for problem gamblers.

(b) The remainder, less the administrative costs of the lottery commission and prize payouts, shall be deposited in the education trust fund established under RSA 198:39.

III. No person who has been convicted of a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court, or who has violated any of the statutes or rules governing charitable gambling in the past in this or any other state shall operate a keno game licensed under this subdivision, or rent, lease, sublease, or otherwise provide any hall or keno paraphernalia for the conduct of keno licensed under this

subdivision.

284:48 Financial Reports and Inspection Required.

I. Any person which has been licensed to conduct keno games shall submit a complete financial report to the lottery commission for each license issued under RSA 284:46 within 15 days after the expiration of each license, provided, however, a complete monthly financial report shall be submitted in a timely fashion to the commission for each month covered by a license issued under RSA 284:46 on a form to be approved by the lottery commission.

II. All licensees shall maintain a separate checking account for the deposit and disbursement of all income relating to keno, except cash prizes awarded at the games. All expenses shall be paid by check, and all prizes of \$500 or more shall be paid by check. No keno funds shall be commingled with other funds of the licensee. The licensee shall retain all cancelled checks for the payment of expenses and prizes for at least 2 years from the date of the check. The licensee shall not cash checks which it issues.

III. All financial reports filed by the licensee shall be maintained by the lottery commission for a period of one year from the date of filing and shall be open to public inspection.

IV. All financial records pertaining to the operation of keno games shall be maintained by the licensee and shall be made available to representatives of the lottery commission or of the commissioner of the department of safety upon request.

V. A licensee which has been licensed to conduct keno games shall maintain

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

complete and accurate documentation of all revenues and expenses contained in the financial reports for at least 2 years from the date the financial report is filed.

284:49 Suspension; Revocation. The commission may suspend or revoke the license of any licensee who violates any provision of this subdivision. Any licensee whose license is revoked shall not be eligible for licensure for a period of up to one year from the date of revocation.

284:50 Rehearing and Appeal. Any person aggrieved by a decision of the commission to deny or revoke a keno license may apply to the commission for a rehearing within 15 business days of the decision. Rehearings and appeals shall be governed by RSA 541.

284:51 Local Option.

I. Any town or city may allow the operation of keno games according to the provisions of this subdivision, in the following manner:

(a) In a town, the question shall be placed on the warrant of a special or annual town meeting under the procedures set out in RSA 39:3, and shall be voted on a ballot; provided, however, if the question is placed on the warrant at a special town meeting, it shall be the only question at such special town meeting. In a city, the legislative body may vote to place the question on the official ballot for any regular municipal election, or, in the alternative, shall place the question on the official ballot for any regular municipal election upon submission to the legislative body of a petition signed by 5 percent of the registered voters.

(b) The selectmen, aldermen, or city council shall hold a public hearing on the

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

question at least 15 days but not more than 30 days before the question is to be voted on. Notice of the hearing shall be posted in at least 2 public places in the municipality and published in a newspaper of general circulation at least 7 days before the hearing.

(c) The wording of the question shall be substantially as follows: "Shall we allow the operation of keno games within the town or city?"

II. If a majority of those voting on the question vote "Yes," keno games may be operated within the town or city.

III. If the question is not approved, the question may later be voted upon according to the provisions of paragraph I, provided, however, that the town may consider the question at no more than one special town meeting and the annual town meeting in the same calendar year.

374 Application of Receipts; Education Trust Fund. Amend RSA 6:12, I(b)(65) to read as follows:

(65) Money received under RSA 77-A, RSA 77-E, RSA 78, RSA 78-A, RSA 78-B, RSA 83-F, **RSA 284:44, RSA 284:47**, and from the sweepstakes fund, which shall be credited to the education trust fund under RSA 198:39.

DELETED BY THE SENATE

375 Education Trust Fund Creation and Investments; Keno Profits Added. Amend RSA 198:39, I(k) to read as follows:

(k) Funds collected and paid over to the state treasurer by the lottery commission pursuant to RSA 284:47, relative to keno profits.

(l) Any other moneys appropriated from the general fund.

DELETED BY THE SENATE

<p>NO COMPARABLE HOUSE SECTION</p>	<p>219 Operating Budget; Transfer to General Fund; Legislative Branch. 2013, 143:12 is repealed and reenacted to read as follows:</p> <p>143:12 Operating Budget; Transfer to General Fund; Legislative Branch. The legislative branch shall transfer \$1,000,000 for the fiscal year ending June 30, 2014 and \$1,628,307 for the fiscal year ending June 30, 2015 to the general fund.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>220 Legislative Branch; Special Account. Amend 2011, 224:217, II as amended by 2013, 144:102 to read as follows:</p> <p>II.(a) The legislative accountant shall allocate the original \$3,000,000 special legislative account into 4 separate and equal subaccounts. Individual subaccounts shall be established for the senate, the house of representatives, the joint offices, and the office of legislative budget assistant. Beginning in fiscal year 2013 and [each year thereafter] for fiscal year 2014, any unexpended and unencumbered appropriations shall be transferred to the appropriate subaccount, provided that no subaccount balance shall exceed \$750,000. All unexpended and unencumbered appropriations remaining at the close of the fiscal year shall lapse to the general fund.</p> <p>(b) Beginning in fiscal year 2015 and each year thereafter, unexpended and unencumbered appropriations shall be transferred to the appropriate subaccount, provided that no subaccount balance shall exceed \$750,000. Any remaining unexpended and unencumbered appropriations shall not lapse.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>221 Department of Information Technology; Transfers Among Accounts. Notwithstanding any other provision of law to the contrary, for the biennium ending June 30,</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>2017, the department of information technology may transfer funds within and among all accounting units and class lines within said department as necessary for the efficient management of the department; provided that any transfer of \$75,000 or more shall require prior approval of the fiscal committee of the general court and the governor and council.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>222 Department of Administrative Services; Transfer from Consumer Protection Escrow Account. The commissioner of administrative services shall transfer \$1,168,831 from the consumer protection escrow account within the department of justice (02-20-20-200510-2611 revenue class 003) to the general fund on July 1, 2015. The purpose of the transfer is to reimburse the general fund for general fund expenditures within the consumer protection accounting unit from prior fiscal years.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>223 New Section; Attorney General; Disposition of Consumer Protection Settlement Funds. Amend RSA 7 by inserting after section 6-e the following new section:</p> <p>7:6-f Disposition of Consumer Protection Settlement Funds. Any funds received by the attorney general on behalf of the state or its citizens as a result of any civil judgment or settlement of a claim, suit, petition, or other action under RSA 358-A or related consumer protection statutes shall be deposited in a consumer protection escrow account. The consumer protection escrow account shall at no time exceed \$5 million, with any amount in excess of \$5 million deposited into the general fund. The attorney general shall not include language in any consumer protection settlement that restricts any payments to the state for attorneys' fees, investigation and litigation costs, consumer education, or consumer protection enforcement to the consumer protection escrow account or any other account or</p>

	fund.
NO COMPARABLE HOUSE SECTION	<p>224 Liquor Commission; Processing of Merchant Cards. For the biennium ending June 30, 2017, the liquor commission is hereby authorized to do the following for purposes of supporting merchant card activity:</p> <p>I. Implement necessary business strategies in the event of a disaster or loss of services to insure the continuity of the commission’s business operations, including the processing of merchant cards. The commission shall report to the fiscal committee of the general court within 30 days any instances where it would need to implement such business strategies, including any costs and loss of revenue associated with the disaster or loss of services and the implementation of such business strategies.</p> <p>II. Enter into contracts for technical and hosting services to support retail operations and merchant card processing. The commission shall comply with RSA 176:18 for any contracts entered into to support retail operations and merchant card processing.</p> <p>III. Transfer and expend funds in accounting unit 02-77-77-771012-1022, class 27, transfers to Oit, other than the portion budgeted for shared services costs assigned by the department of information technology, to support third party services and retail operations and merchant card processing. The commission shall inform the department of information technology prior to using class 27 appropriations to insure sufficient funds are available to cover any expenses already incurred by the department of information technology on behalf of the commission. The commission shall report to the fiscal committee of the general court in December and June of each fiscal year any transfer of the commission’s class 27</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>appropriations to support third party services and retail operations and merchant card processing. RSA 176:16, V shall not apply to this paragraph.</p> <p>IV. Hire information technology technical support personnel to support its merchant card activity and related technical support operations in retail stores. The commission, through the department of administrative services, division of personnel, shall temporarily reclassify no more than 2 existing liquor commission positions that will be responsible for providing the necessary information technology technical support required by the commission to support its merchant card activity and related technical support operations in retail stores.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>225 Department of Employment Security; Unemployment Insurance Fraud Prosecutor; Position Established.</p> <p>I. There is established within the department of employment security the unclassified position of unemployment insurance fraud prosecutor appointed by the commissioner subject to approval by the attorney general. The fraud prosecutor shall be licensed to practice law in New Hampshire and shall be qualified to hold that position by reason of education and experience. The fraud prosecutor shall work with the department of employment security in the prosecution of unemployment insurance fraud under the guidance and supervision of the department of justice, criminal justice bureau. The fraud prosecutor shall hold office for a term of 5 years and may be removed only as provided under RSA 4:1.</p> <p>II. The salary of the fraud prosecutor shall be determined after assessment and</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

	<p>review of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for the position which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Upon completion of this action and appointment of the fraud prosecutor, position 11026 shall be abolished to allow for the transition of this classified position with its available appropriations into the unclassified position of fraud prosecutor. Funding shall be transferred into expenditure class 011, within accounting unit 02-27-27-270010-8040. The incumbent in the abolished classified position shall be offered the unclassified position.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>226 Department of Corrections; Transfers. Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2017, the commissioner of the department of corrections is authorized to transfer funds within and among all accounting units within the department and to create accounting units and expenditure classes as required and as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal law, regulations, or programs, and otherwise as necessary for the efficient management of the department; provided if a transfer does not include new accounting units or expenditure classes, only transfers over \$75,000 shall require prior approval of the fiscal committee of the general court and governor and council.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>227 New Section; Transitional Housing Unit Maintenance Fund Established. Amend RSA 21-H by inserting after section 14-c the following new section:</p> <p>21-H:14-d Transitional Housing Unit Maintenance Fund Established. There is established in the office of the commissioner a fund to be known as the transitional housing unit maintenance fund. This fund shall be nonlapsing and continually appropriated to the</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>commissioner for the purpose of the general care, maintenance, repair, and proper upkeep of transitional housing units. The commissioner shall collect funds as specified in RSA 651:25, V for deposit into the fund and may expend such funds as set forth in this section. The commissioner may also accept gifts, grants, and donations from any state or federal source for deposit into the fund.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>228 Sentences; Release From State Prison. Amend RSA 651:25, V to read as follows:</p> <p>V. A prisoner authorized to work at paid employment in the community under this section may be required to pay, and the commissioner of corrections is authorized to collect, such cost incident to the prisoner's confinement as the commissioner deems appropriate and reasonable. [Such] The commissioner shall deposit the first \$9.00 of such collections [shall be deposited] from each prisoner with the state treasurer as a part of the general revenue of the state. The commissioner shall deposit the remaining amount into the transitional housing unit maintenance fund established in RSA 21-H:14-d.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>229 Public Utilities Commission; Implementation of Energy Efficiency Resource Standard. For the biennium ending June 30, 2017, the public utilities commission shall not expend any funding on the implementation of an energy efficiency resource standard without prior approval of the fiscal committee of the general court.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>230 Electric Renewable Portfolio Standard; Renewable Energy Fund. Amend RSA 362-F:10, I to read as follows:</p> <p>I. There is hereby established a renewable energy fund. This nonlapsing, special fund shall be continually appropriated to the commission to be expended in accordance with this</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>section. The state treasurer shall invest the moneys deposited therein as provided by law. Income received on investments made by the state treasurer shall also be credited to the fund. All payments to be made under this section shall be deposited in the fund. [The] <i>Of the moneys paid into the fund, the amount of \$720,000 for fiscal year 2016 and the amount of \$1,500,000 for fiscal year 2017 and each fiscal year thereafter shall be transferred to the division of homeland security and emergency management for the purpose of disaster and emergency response preparedness and coordination to help minimize utility and other disruptions resulting from natural or manmade disasters. Any remaining</i> moneys paid into the fund under paragraph II of this section, excluding class II moneys, shall be used by the commission to support thermal and electrical renewable energy initiatives. Class II moneys shall primarily be used to support solar energy technologies in New Hampshire. All initiatives supported out of these funds shall be subject to audit by the commission as deemed necessary. All fund moneys including those from class II may be used to administer this chapter, but all new employee positions shall be approved by the fiscal committee of the general court. No new employees shall be hired by the commission due to the inclusion of useful thermal energy in class I production.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>231 Federal Fisheries Disaster Relief Funds. For the fiscal year ending June 30, 2015, the sum of \$1,136,400 of federal funds from the United States Department of Commerce National Oceanic and Atmospheric Administration is hereby appropriated to the fish and game department for the purpose of distributing federal fisheries disaster relief funds to northeast multispecies commercial harvesters impacted by the federal fisheries disaster</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

	declared by the secretary of commerce in 2012. Said appropriation shall not lapse until June 30, 2017.
NO COMPARABLE HOUSE SECTION	232 General Fund; Transfer to Fish and Game Fund. The state treasurer shall transfer unrestricted general fund revenue to the fish and game department in the amounts of \$600,000 for the fiscal year ending June 30, 2016 and \$600,000 for the fiscal year ending June 30, 2017. Said transfers shall occur no later than August 1st of each fiscal year.
NO COMPARABLE HOUSE SECTION	233 Fish and Game Department; Rulemaking; Fees. If the provisions of HB 212 of the 2015 legislative session which grant rulemaking authority to the executive director of fish and game to establish fees for licenses and permits issued under title 18 become law, the statutory fees for any such license or permit in effect on June 30, 2015 shall remain in effect until the effective date of a rule adopted by executive director under RSA 541-A establishing or replacing such fee.
NO COMPARABLE HOUSE SECTION	234 Department of Transportation; Route 106 Improvements. The department of transportation may utilize up to \$3,000,000 of funds from available department sources to complete improvements to N.H. Route 106 as contained in the state 10-year transportation improvement plan. Construction work on the project may begin as soon as possible.
NO COMPARABLE HOUSE SECTION	235 Department of Education; Acceptance of Gifts. For the biennium ending June 30, 2017, the department of education is authorized, subject to the approval of the governor and council, to accept gifts, contributions, and bequests of unrestricted funds from individuals, foundations, corporations, and other organizations or institutions for the purpose of funding appropriations made in accounting unit 06-56-56-562010-7534 (NH Scholars Program).

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>NO COMPARABLE HOUSE SECTION</p>	<p>236 Appropriation; Crotched Mountain Foundation. In addition to any other funds appropriated to the department of health and human services, the sum of \$1 for the fiscal year ending June 30, 2016 and \$1 for the fiscal year ending June 30, 2017 are hereby appropriated to the department of health and human services for the purpose of providing a supplemental enhanced rate for complex patients served by the Crotched Mountain Foundation in accounting unit 05-95-4815-6173-101 (Medical Payments to Providers). The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated. Payment of this enhanced rate for complex patients served by the Crotched Mountain Foundation shall be subject to approval by the Centers for Medicare and Medicaid Services, and subject to rate setting approval by the department of health and human services. The approved supplemental rate shall be paid in addition to existing rates in effect as of June 30, 2015. The Crotched Mountain Foundation shall report monthly to the department on utilization of beds that are subject to the supplemental enhanced rate.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>237 New Paragraph; Commissioner of the Department of Health and Human Services; Substance Use Disorder Services. Amend RSA 126-A:5 by inserting after paragraph XXVII the following new paragraph:</p> <p>XXVIII. The commissioner shall submit a state plan amendment to the Center for Medicare and Medicaid Services to provide substance use disorder services to Title XIX and Title XXI beneficiaries. The commissioner shall design the benefit consistent with Substance Abuse and Mental Health Service Administration (SAMHSA) treatment guidelines. The commissioner shall also determine the process and timeline for implementing services and, if</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

	necessary, phase in the benefit.
NO COMPARABLE HOUSE SECTION	238 Department of Health and Human Services; Social Services Block Grant Cost of Living Adjustment to Income Levels. Notwithstanding any other provision of law, for the biennium ending June 30, 2017, the department of health and human services shall raise the income eligibility for elderly and adult clients under the Social Services Block Grant program each January, by the percentage amount of the cost of living increase in social security benefits on a yearly basis.
NO COMPARABLE HOUSE SECTION	239 Department of Education: Transfer Among Accounts. Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2017, the commissioner of the department of education is hereby authorized to transfer funds within and among all accounting units within the department, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department, with the exception of class 60 transfers; provided, that any transfer of \$75,000 or more shall require prior approval of the fiscal committee of the general court and the governor and council. The authority granted in this section shall not apply to accounting units 06-56-56-561010-6019 (Other State Aid), 06-56-56-560010-7550 (Adequacy Grants), and 06-56-56-561510-4101 (Court Ordered Placements).
NO COMPARABLE HOUSE SECTION	240 New Subdivision; State House Weekend Operations Program and Fund. Amend RSA 14 by inserting after section 50 the following new subdivision: <p style="text-align: center;">State House Weekend Operations</p>

14:51 State House Weekend Operations Program.

I. There is hereby established a program in which the state house shall be open to the public on Saturdays, between 10 a.m. and 2 p.m., from Memorial Day to Columbus Day. All such costs associated with the program shall be funded from the state house weekend operations fund established in RSA 14:52. The program shall not be implemented prior to June 1, 2016.

II. The legislature may enter into a memorandum of understanding with the greater Concord chamber of commerce to implement the program established in paragraph I. The memorandum of understanding shall consider:

- (a) Guided tours of the state house provided by volunteer tour guides.
- (b) A security plan developed in consultation with legislative protective services.
- (c) A plan for visitor use of restrooms.
- (d) Appropriate signage, including signage on Interstate 93 developed in

consultation with the department of transportation.

III. Prior to implementation of the program, the memorandum of understanding shall be reviewed and approved by the legislative facilities committee.

14:52 State House Weekend Operations Fund. There is hereby established in the office of the state treasurer a fund to be known as the state house weekend operations fund. The legislative accounting office may accept grants, gifts, or donations of any kind from any public or private source for the purpose of funding initiatives associated with state house weekend operations. Such grants, gifts, and donations shall be deposited in the state house weekend

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	operations fund and shall only be expended for the purposes of this subdivision. The state treasurer may invest moneys in the fund as provided by law, with interest received on such investment credited to the fund. The moneys in this fund shall be nonlapsing and continually appropriated to the legislative accounting office for the state house weekend operations program established in RSA 14:51.
NO COMPARABLE HOUSE SECTION	241 New Subparagraph; Application of Receipts; State House Weekend Operations Fund. Amend RSA 6:12, I(b) by inserting after subparagraph 326 the following new subparagraph: (327) Moneys deposited in the state house weekend operations fund established in RSA 14:52.
NO COMPARABLE HOUSE SECTION	242 Business Profits Tax; Imposition of Tax; 2016. Amend RSA 77-A:2 to read as follows: 77-A:2 Imposition of Tax. A tax is imposed at the rate of [8.5] 8.3 percent upon the taxable business profits of every business organization.
NO COMPARABLE HOUSE SECTION	243 Business Profits Tax; Imposition of Tax; 2017. Amend RSA 77-A:2 to read as follows: 77-A:2 Imposition of Tax. A tax is imposed at the rate of [8.3] 8.1 percent upon the taxable business profits of every business organization.
NO COMPARABLE HOUSE SECTION	244 Business Profits Tax; Imposition of Tax; 2019. Amend RSA 77-A:2 to read as follows: 77-A:2 Imposition of Tax. A tax is imposed at the rate of [8.1] 7.9 percent upon the taxable business profits of every business organization.
NO COMPARABLE HOUSE SECTION	245 Business Enterprise Tax; Imposition of Tax; 2016. Amend RSA 77-E:2 to read as follows: 77-E:2 Imposition of Tax. A tax is imposed at the rate of [3/4 of one] .725 percent upon

	the taxable enterprise value tax base of every business enterprise.
NO COMPARABLE HOUSE SECTION	<p>246 Business Enterprise Tax; Imposition of Tax; 2017. Amend RSA 77-E:2 to read as follows:</p> <p>77-E:2 Imposition of Tax. A tax is imposed at the rate of [.725] .7 percent upon the taxable enterprise value tax base of every business enterprise.</p>
NO COMPARABLE HOUSE SECTION	<p>247 Business Enterprise Tax; Imposition of Tax; 2019. Amend RSA 77-E:2 to read as follows:</p> <p>77-E:2 Imposition of Tax. A tax is imposed at the rate of [.7] .675 percent upon the taxable enterprise value tax base of every business enterprise.</p>
NO COMPARABLE HOUSE SECTION	<p>248 Applicability.</p> <p>I. Sections 243 and 246 of this act shall apply to taxable periods ending on or after December 31, 2016.</p> <p>II. Sections 244 and 247 of this act shall apply to taxable periods ending on or after December 31, 2017.</p> <p>III. Sections 245 and 248 of this act shall apply to taxable period ending on or after December 31, 2019.</p>
NO COMPARABLE HOUSE SECTION	<p>249 Business Profits Tax; Research and Development Tax Credit. Amend RSA 77-A:5, XIII(a)(1) to read as follows:</p> <p>(1) The aggregate of tax credits issued by the commissioner to all taxpayers claiming the credit shall not exceed [\$2,000,000] \$7,000,000 for any fiscal year.</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

<p>SEE HOUSE SECTION 84</p>	<p>250 Tax Amnesty. Notwithstanding the provisions of any other law, with respect to taxes administered and collected by the department of revenue administration, an amnesty from the assessment or payment of all penalties and interest in excess of 50 percent of the applicable interest rate for the tax period shall apply with respect to unpaid taxes reported and paid in full during the period from December 1, 2015 through and including February 15, 2016, regardless of whether previously assessed. This amnesty shall only apply to taxes due but unpaid on or February 15, 2016.</p>
<p>SEE HOUSE SECTION 85</p>	<p>251 Mandatory Penalties. On or after March 1, 2016, notwithstanding the provisions of any other law, the department or any administrative tribunal or court with jurisdiction, either in law or equity, shall have no discretion to waive, abate, reduce or remit, for good cause or any other reason, any penalties assessed with respect to taxes administered by the department, which taxes were due before December 1, 2015.</p>
<p>SEE HOUSE SECTION 86</p>	<p>252 Appropriation. The sum of \$50,000 is hereby appropriated to the department of revenue administration for the fiscal year ending June 30, 2016 to the following account for the purposes of outreach and other administration necessary for the implementation of the tax amnesty program: 01-084-8405-7884-102 contracts for program services. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>253 New Paragraph; Department of Revenue Administration; Duties of the Commissioner; Voluntary Disclosure Program. Amend RSA 21-J:3 by inserting after paragraph XXX the following new paragraph:</p>

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>XXXI. Establish a voluntary disclosure program for taxes administered by the department where a person or entity voluntarily self-discloses a tax liability to the department and the department waives applicable penalties and settles and compromises the taxes and interest due through a voluntary disclosure agreement. A person or entity shall not be eligible to participate in the voluntary disclosure program if the department has contacted or informed the person or entity, an affiliate of the entity, or a member of a unitary business, of which the entity is a member, that the department is inquiring into the person, entity, or unitary business' liability for tax or whether the person, entity, or unitary business is subject to tax or tax collection responsibilities in this state. A person or entity shall not be eligible to participate in the voluntary disclosure program regarding a specific tax administered by the department if the person, entity, or unitary business, of which the person or entity is a member, has filed a return in a previous taxable period for the specific tax, except for good cause shown. A provider, operator, or retailer who collected, but failed to remit, the tax to the state shall not be eligible for the voluntary disclosure program.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>254 New Paragraph; Rulemaking; Commissioner of Revenue Administration. Amend RSA 21-J:13 by inserting after paragraph XIII the following new paragraph:</p> <p>XIV. The implementation and administration of a voluntary disclosure program established under RSA 21-J:3, XXXI.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>255 Highway Fund. The department of transportation and department of safety shall not expend or request to expend any funds from the highway surplus account for the biennium ending June 30, 2015. Any highway fund budget surplus at the close of the fiscal biennium</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	ending June 30, 2015 shall remain in the highway fund, and shall be used for the purposes of supporting appropriations from the highway fund for the biennium ending June 30, 2017.
NO COMPARABLE HOUSE SECTION	256 Purpose; CTE Centers. The provision of an adequate education in New Hampshire includes career and technical education. New Hampshire career and technical education centers are established for the purpose of developing a competitive workforce to support local business, industry, and economic growth. The program provides high school students the opportunity to explore career options that apply academic concepts to real-world situations using the most current business and industry-based technologies. Through a commitment to developing the knowledge and skills required for successful performance in the current and future workplace, the program further provides advanced training leading to skill certification and postsecondary education with career pathways for lifelong learning and opportunity.
NO COMPARABLE HOUSE SECTION	257 Chapter Title; Community and Technical Education. Amend the chapter title of RSA 188-E to read as follows: CHAPTER 188-E REGIONAL [VOCATIONAL] CAREER AND TECHNICAL EDUCATION (CTE)
NO COMPARABLE HOUSE SECTION	258 Designation of Centers and Programs. Amend RSA 188-E:2 to read as follows: 188-E:1 Designation of Regional Centers and [Courses] Programs . The commissioner, department of education, is hereby authorized and directed to designate high schools, and public academies as defined in RSA 194:23, II, offering [vocational] career and technical education programs as [vocational] career and technical education centers. In instances where it is educationally and economically feasible to do so, the commissioner may designate

	<p>individual [vocational courses] <i>career and technical education programs</i> in other than the [vocational] <i>career and technical</i> education centers as regional [courses] <i>programs</i>. An out-of-state school or [course] <i>program</i> may be designated, when it is in the best interest of the state, as a part of the New Hampshire regional [vocational] <i>career and technical</i> education plan.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>259 Definitions. RSA 188-E:2 is repealed and reenacted to read as follows:</p> <p>188-E:2 Definitions. In this chapter:</p> <p>I. "Alternative education program" means a program providing at risk students with a variety of options with a goal of graduation or completion by focusing on the student's individual social needs and the academic requirements for a high school diploma, including:</p> <ul style="list-style-type: none">(a) A program offered at a regional career technical education center or other comprehensive high school.(b) An adult high school diploma program administered pursuant to rules of the department.(c) An adult basic education program administered pursuant to rules of the department. <p>II. "At risk student" means a high school student who has been evaluated by the local school district staff and deemed to be an individual in jeopardy of dropping out of school prior to graduation.</p> <p>III. "Career and technical education" or "CTE" means organized educational activities that:</p>

	<p>(a) Offer a sequence of courses that:</p> <ul style="list-style-type: none">(1) Provides individuals with coherent and rigorous content aligned with challenging academic standards and relevant technical knowledge and skills needed to prepare for further education and careers in current or emerging professions;(2) Provides technical skill proficiency, an industry-recognized credential, a certificate, or an associate degree; and(3) Might include prerequisite courses, other than a remedial course; and <p>(b) Include competency-based applied learning that contributes to the academic knowledge, higher-order reasoning and problem-solving skills, work attitudes, general employability skills, technical skills, and occupation specific skills, and knowledge of all aspects of an industry, including entrepreneurship, of an individual;</p> <p>IV. "Construction" means the actual construction of facilities and provision of initial equipment.</p> <p>V. "Receiving district" means a school district operating a comprehensive high school or public academy pursuant to RSA 194:23 which is designated as a regional center or offers a designated regional program.</p> <p>VI. "Regional career and technical education student" means a student attending a regional center or a regional program, for career and technical education purposes, which is in a high school other than one the student would normally attend for his or her regular education program.</p> <p>VII. "Renovation" means an upgrade and/or addition of career and technical</p>
--	---

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>education space, facility, and/or equipment at designated regional career and technical education centers.</p> <p>VIII. "Sending district" means:</p> <p>(a) A school district where students reside who attend a regional center, regional program, or alternative education program other than within the district itself; or</p> <p>(b) If a student attends a chartered public school the sending district shall be the school district in which the student resides.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>260 Construction or Renovation. Amend RSA 188-E:3 to read as follows:</p> <p>188-E:3 Construction or Renovation of Regional [vocational] Career and Technical Education Centers.</p> <p>I. The commissioner, department of education, shall make grants available to designated regional centers for construction of [vocational] career and technical education facilities or renovation of existing regional [vocational] career and technical education centers. The state board shall adopt rules, pursuant to RSA 541-A and RSA 21-N:9, II, which the commissioner shall carry out, relative to requirements for approval of regional [vocational] career and technical education centers to receive funds for construction or renovation of such facilities. The rules shall include criteria which guarantee potential sending districts an opportunity to enroll students in the regional [vocational] career and technical education program, and basic criteria for planning such facilities through cooperative development of plans by the [vocational] career and technical education staff of the state department of education and the local school district's staff. When such plans appear to be both educationally</p>

LBAO
06/12/15

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

	<p>and financially acceptable, the department's [vocational] career and technical education staff shall recommend to the commissioner that they be approved for funding.</p> <p>II. Upon completion, the constructed or renovated facility shall become the property of the school district or public academy, [as the case may be] for use by the career and technical education center exclusively. Provision of the site, parking, and other related areas shall be the responsibility of the local community. Site work, including but not limited to cut and fill work, compaction, demolition, relocation of utilities, relocation of roadways and sidewalks, and similar work within an area extending to one foot beyond the outside edge of the exterior walls of the building, shall be eligible for grants under paragraph I. Nothing shall prohibit the inclusion of the site and related facilities which are not funded as part of construction cost by the state under this chapter from being included in a regular building aid grant application of the district as provided in RSA 198:15-b. However, no school district which receives any funding under this chapter shall be eligible to receive school building aid grants under RSA 198:15-b for the same project. Maintenance, repair, and upkeep of the constructed or renovated facility, including all classroom and laboratory spaces, shall be the responsibility of the school district or public academy, as the case may be.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>261 CTE Program. RSA 188-E:5 is repealed and reenacted to read as follows: 188-E:5 Program.</p> <p>I. The program in the regional career and technical education centers shall be broad enough to serve the reasonable business and industry needs of the area, and provide for a substantial career and technical offering in the region.</p>

II. Career and technical education of consistent quality shall be equally available to students and across the state. Each career and technical education program pathway shall include embedded rigorous academic skills and technical core competencies aligned with national business and industry standards delivered through a relevant sequence of courses.

III. Each center shall make maximum utilization of cooperative arrangements with special education and vocational rehabilitation in providing career and technical education for disadvantaged and disabled persons. Opportunities for out-of-school youths, including “drop outs” and others, and adult education will be provided whenever possible.

IV. The regional career and technical education centers, as an integral part of each career and technical offering, may provide opportunities in leadership development through participation by students in appropriate corresponding and nationally recognized career and technical student organizations.

V. Regional career and technical education centers shall, on a space available basis, enroll any student requesting enrollment who has attended 2 years of high school regardless of the number of academic credits earned, except that the Manchester school district shall, on a space available basis, enroll and bear the associated costs for any Manchester school district student in grades 9-12 who resides in the city of Manchester and who requests enrollment in a regional career and technical education center within the district, provided that in either case:

(a) The student has successfully completed any courses required as a prerequisite for the career and technical education program selected; or

(b) The prerequisites have been waived by the regional career and technical education center director. Such a waiver shall not be unreasonably withheld.

VI. The receiving district shall be responsible for determining the student's qualifications for admission and space availability.

VII.(a) All career and technical education students shall be given access to career and technical education programs for the entire instructional time required for those programs.

(b) Upon a joint application by a student's career and technical education center and his or her sending district, the commissioner may grant a waiver from the requirement of subparagraph (a) on a case-by-case basis.

VIII. Programs shall demonstrate alignment of curriculum to national technical core competencies to assessment and demonstrate achievement through evidence documented by course and learning experiences using multiple measures, such as, but not limited to, examinations, quizzes, portfolios, performances, exhibitions, industry certifications, projects, and community service.

IX. An approved career and technical education program shall be designed to enable a student to meet industry standards applicable to the respective career field.

X. To the greatest extent possible, a career and technical education program offered at a center or region shall provide students the opportunity to take advantage of any applicable career pathways, including career pathways set forth in an articulation agreement with a postsecondary institution or in a collaborative agreement with publicly supported secondary and postsecondary educational institutions that form a dual enrollment career and

	technical education program.
NO COMPARABLE HOUSE SECTION	<p>262 Costs of Attendance. Amend RSA 188-E:6 to read as follows:</p> <p>188-E:6 [Reimbursement] Costs for Students Attending Career and Technical Education Programs.</p> <p>I. The state shall [reimburse the state's] pay a portion of the cost of tuition and reimburse transportation costs, as provided in this section, for a sending district student attending an approved career and technical education (CTE) program.</p> <p>II. A student's sending district shall be financially responsible for [an amount equal to] 25 percent of the career and technical education portion of the receiving district's cost per pupil for the prior school year, as calculated by the department of education.</p> <p>III. Any sending district student who attends an approved CTE program that provides instruction in subject areas approved by the state board of education shall be eligible for [reimbursement] payment of tuition and reimbursement of transportation costs. Students enrolled in introductory CTE [programs] courses, pre-CTE [programs] courses, or other CTE programs offering instruction in subject areas not approved by the state board of education shall not be eligible for payment of tuition and transportation reimbursement.</p> <p>IV. In consultation with the house and senate committees responsible for education policy and financial matters, the state board of education shall, in rules adopted pursuant to RSA 541-A, develop a formula for determining the tuition and transportation costs for approved career technical education programs and procedures for disbursement of funds.</p>

NO COMPARABLE HOUSE SECTION

263 Tuition. Amend RSA 188-E:7 to read as follows:

188-E:7 Tuition.

I. The department of education is authorized to pay from its regular budget tuition for full or part-time *sending district* students, attending programs at designated ~~[vocational]~~ *career and technical education* centers or designated ~~[vocational-educational-courses]~~ *career and technical education programs* at other comprehensive high schools, whose residence is in a district where the high school of normal attendance does not offer a similar ~~[vocational education course]~~ *career and technical education program*.

II. The department of education shall pay only those districts designated as regional career and technical education centers for sending district tuition at a per student rate calculated by dividing the total number of students into the balance of appropriation available.

III. The department is authorized to pay from its budget for at risk students who reside in a school district in which the high school does not offer an alternative education program, to attend an alternative education program at a ~~[regional-vocational-education center or the associated]~~ comprehensive high school within New Hampshire.

~~[H.]~~ *IV. The liability of the state and local school districts for tuition shall be determined by the state board under rules adopted pursuant to RSA 541-A, provided that a receiving district may charge a student from a sending district a differential **fee for** career and technical education ~~[fee]~~ not to exceed 3 percent of the receiving district's cost per pupil for the prior school year, as calculated by the department of education, and provided that the*

	<p>receiving district shall deposit the differential fee into its capital reserve account to be used for career and technical education program development, improvement, and equipment.</p> <p>[##.] V. The state's tuition liability for a student enrolled in an alternative education program shall not exceed the per student cost of a student enrolled in a career and technical education program, as calculated by the department of education.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>264 Transportation. Amend RSA 188-E:8 to read as follows:</p> <p>188-E:8 Transportation. The department of education is authorized to [pay] reimburse from its regular budget the cost of transportation for (a) regional [vocational] career and technical education students who attend regional career and technical education centers and for (b) at risk students who attend alternative education programs located at a regional [vocational] career and technical education center or [the associated] other comprehensive high school. Transportation costs shall not exceed the rate adopted pursuant to RSA 541-A by the state board. The sending district shall be responsible for paying the transportation costs and shall be reimbursed from state funds.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>265 New Section; Advisory Council on Career and Technical Education. Amend RSA 188-E by inserting after section 10-a the following new section:</p> <p>188-E:10-b Advisory Council on Career and Technical Education.</p> <p>I. There is established an advisory council on career and technical education (CTE). The members of the council shall be as follows:</p> <ul style="list-style-type: none">(a) One member of the senate, appointed by the president of the senate.(b) Two members of the house of representatives, appointed by the speaker of

	<p>the house of representatives.</p> <ul style="list-style-type: none">(c) The state director of career and technical education.(d) The commissioner of the department of resources and economic development, or designee.(e) The chancellor of the community college system, or designee.(f) Three CTE directors, one member of a school board, and one SAU administrator, appointed by the commissioner of education.(g) A representative of the Business and Industry Association of New Hampshire, appointed by the association.(h) Three representatives of skilled trades or businesses related to CTE programs, appointed by the commissioner of education. <p>II. Legislative members of the council shall receive mileage at the legislative rate when attending to the duties of the council.</p> <p>III. Members of the advisory council appointed under subparagraphs I(f)-(h) shall serve for terms of 3 years and may be reappointed, except that terms of initial appointments by the commissioner under subparagraphs (f) and (h) shall be staggered.</p> <p>IV. The council shall study career and technical education, and make recommendations concerning:</p> <ul style="list-style-type: none">(a) The delivery system of career and technical education in New Hampshire;(b) Increasing access to career and technical education programs;(c) Increasing partnerships between businesses, skilled trades, advanced
--	---

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>manufacturing, and CTE programs;</p> <p>(d) The establishment and implementation of Individual Learning Plans beginning in grade 6; and</p> <p>(e) Other barriers as may be identified that restrict the delivery of career and technical education to all interested students.</p> <p>IV. The members of the advisory council shall elect a chairperson from among the members. Meetings of the advisory council shall be called by the chairperson as necessary. Seven members of the council shall constitute a quorum.</p> <p>V. The advisory council shall file an annual report of 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.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>266 Reference Changed. Amend RSA 21-N:9, II(m) to read as follows:</p> <p>(m) Standards for approval of regional [vocational] career and technical education centers, as authorized by RSA 188-E:3.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>267 Reference Changed. Amend RSA 189:25-a to read as follows:</p> <p>189:25-a Universal Service Fund; Definition of "School." For the purpose of obtaining discounts pursuant to the universal service fund, otherwise known as "E-rate" discounts, as established by section 254 of the Telecommunications Act of 1996, "school" means any public or private elementary or secondary school, and any regional [vocational] career and technical educational [school] center designated under RSA 188-E, including educational</p>

**LBAO
06/12/15**

HB 2-FN-A SIDE BY SIDE COMPARISON

HOUSE PASSED

SENATE PASSED

	programs offered at such [vocational] <i>career and technical</i> educational [schools] <i>centers</i> for pre-kindergarten, adult education programs, and juvenile justice programs.
NO COMPARABLE HOUSE SECTION	268 Reference Changed. Amend RSA 194:23, II-a to read as follows: II-a. In this section, the term “high school” shall include [any] <i>the</i> regional [vocational] <i>career and technical</i> education center in the Manchester school district which complies with the provisions of RSA 188-E.
NO COMPARABLE HOUSE SECTION	269 Committee Established; Pooled Risk Management Programs. There is established a committee to study the regulation of pooled risk management programs. I. The members of the committee shall be as follows: (a) Three members of the senate, appointed by the president of the senate. (b) Three members of the house of representatives, appointed by the speaker of the house of representatives. II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee. III. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named senate member. The first meeting of the committee shall be held within 45 days after the effective date of this section.
NO COMPARABLE HOUSE SECTION	270 Duties of Committee; Report. The committee established under section 270 shall study the history of the regulation of pooled risk management programs under RSA 5-B, and

**LBAO
06/12/15**

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

	<p>shall consider whether such programs should be subject to regulation under the authority of the secretary of state, the commissioner of insurance, or another state agency. 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, 2015.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>271 State College and University System; Trustees of the University System. Amend RSA 187-A:13 to read as follows:</p> <p>187-A:13 Trustees of University System. The general government of the university system and its constituent divisions and institutions shall be vested in a single board of [27] trustees composed as follows and in accordance with the following conditions:</p> <p>I. Eight ex-officio members: the governor of the state, the chancellor of the university system, the commissioner of agriculture, markets, and food, the commissioner of education, the president of the university of New Hampshire, the president of Plymouth state university, the president of Keene state college, the president of the Granite state college;</p> <p>II. [Eleven] Ten members appointed by the governor with the advice and consent of the council;</p> <p>III.(a) Two members shall be students enrolled at Keene state college, Plymouth state university, Granite state college, or the university of New Hampshire who shall serve as student trustees, for the term indicated in this paragraph, on a rotating basis in the order listed below:</p> <p>(1) One student each from the university of New Hampshire and Plymouth</p>

LBAO
06/12/15

HOUSE PASSED

HB 2-FN-A SIDE BY SIDE COMPARISON

SENATE PASSED

state university.

(2) One student each from Plymouth state university and Granite state college.

(3) One student each from Granite state college and Keene state college.

(4) One student each from Keene state college and the university of New Hampshire.

(b) The student trustees shall be elected by the student body at the school responsible for providing the student trustees. The term of the student trustees shall be for one year commencing July 1 of the year for which the student was elected and ending June 30 of the next year. Student trustees shall be expected to serve the full duration of their elected term. In the event that a student trustee ceases for any reason to attend the school from which the student was elected, the chancellor of the university system shall declare a vacancy in that student trustee position, and the school causing the vacancy shall elect a replacement student trustee who shall serve for the remainder of the predecessor's term. Graduation of a student trustee shall not constitute a vacancy under this paragraph.

IV. Four members elected by the alumni of the university of New Hampshire[;].

V. One member elected by the alumni of Keene state college[;].

VI. One member elected by the alumni of Plymouth state university.

VII. One member elected by the alumni of Granite state college.

At all times, 2 members of the board shall be farmers and both major political parties shall be represented on the board.

<p>NO COMPARABLE HOUSE SECTION</p>	<p>272 New Paragraphs; State College and University System; Trustees of the University System. Amend RSA 187-A:13 by inserting after paragraph VII the following new paragraphs:</p> <p>VIII. The senate president or designee from the senate leadership, who shall be a non-voting member.</p> <p>IX. The speaker of the house of representatives or designee from the house leadership, who shall be a non-voting member.</p>
<p>NO COMPARABLE HOUSE SECTION</p>	<p>273 Repeal. RSA 187-A:13, VIII and IX, relative to house of representatives and senate membership on the university system board of trustees, are repealed.</p>
<p>376 Effective Date.</p> <p>I. Sections 284-285, 305-306, 342-344, and 353 of this act shall take effect upon its passage.</p> <p>II. Sections 286-291, 293-298, and 329-330 of this act shall take effect 60 days after its passage.</p> <p>III. Sections 282 and 307 of this act shall take effect June 30, 2015.</p> <p>IV. Section 304 and 360-361 of this act shall take effect September 1, 2015 at 12:03 a.m.</p> <p>V. Sections 227, 252, 311, and 336 of this act shall take effect July 1, 2016.</p> <p>VI. The remainder of this act shall take effect July 1, 2015.</p>	<p>AMENDED BY THE SENATE</p> <p>274 Effective Date.</p> <p>I. Sections 45, 187-188, 211, 235, and 270-273 shall take effect upon its passage.</p> <p>II. Sections 170-175, 178-183, and 192-193 of this act shall take effect 60 days after its passage.</p> <p>III. Sections 3, 35, 44, 167, 169, 189, 203-205, 220, 221, 232, and 256 of this act shall take effect June 30, 2015.</p> <p>IV. Section 186 of this act shall take effect September 1, 2015 at 12:03 a.m.</p> <p>V. Sections 190, 198, and 243-249 of this act shall take effect July 1, 2016.</p> <p>VI. Sections 46 shall take effect November 1, 2016.</p> <p>VII. Sections 143 and 250 of this act shall take effect July 1, 2017.</p> <p>VIII. Section 276 of this act shall take effect December 1, 2018.</p> <p>IX. The remainder of this act shall take effect July 1, 2015.</p>