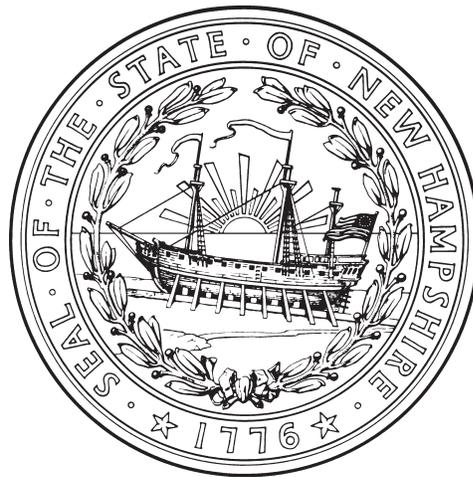


May 6, 2021
Nos. 13-14

STATE OF NEW HAMPSHIRE

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



**First Year of the 167th Session of the
New Hampshire General Court**

Legislative Proceedings

SENATE JOURNAL

ADJOURNMENT – APRIL 29, 2021 SESSION

COMMENCEMENT – MAY 6, 2021 SESSION

SENATE JOURNAL 13 *(continued)*

April 29, 2021

Out of Recess. Call the Senate to Order.

MOTION TO ADJOURN FROM LATE SESSION

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

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted. Adjournment from the Late Session.

SENATE JOURNAL 14

May 6, 2021

The Senate reconvened Remote Session in the House Chamber at 10:00 a.m., a quorum being present.

PRESIDENT MORSE: Welcome. I am Senate President Chuck Morse from District 22. Today, we will be holding a meeting of the Senate. Before we get started, I'll read through a checklist to ensure that the meeting that we are holding is in compliance with the Right-to-Know Law.

As President of the New Hampshire State Senate, I find that due to the state of emergency declared by the Governor as a result of the Covid-19 pandemic, and in accordance with the Governor's Emergency Order Number 12, pursuant to Executive Order 2020-04 and its extensions, this public body is authorized to meet electronically. Please note that there is no physical location to observe and listen contemporaneously to this meeting which was authorized pursuant to the Governor's Emergency Order.

In accordance with the Emergency Order, I am confirming that:

We are providing public access to the meeting with links provided on the General Court Website and in the Senate Calendar. We are utilizing Zoom for this electronic meeting. All members of the Senate have the ability to communicate contemporaneously in this meeting through this platform and the public has access to contemporaneously watch and or listen to the meeting with links provided on the General Court Website and in the Senate Calendar. Please note, that the only public access to session is through the livestream provided on the General Court Website and in the Senate Calendar. There is no access to the Zoom other than by way of the livestream, just as there would be no access to the Senate floor, other than by way of the Senate Gallery, or the livestream.

We have provided public notice of the necessary information for accessing the meeting in the Senate Calendar since Thursday, April 29, 2021.

We are providing a mechanism for the public to alert the public body during the meeting if there are problems with access. If anyone has a problem please email Help@leg.state.nh.us, or call 603-271-2180.

In the event that technical problems on our end make it impossible for Senators to participate or for members of the public to access the meeting, it will be adjourned and rescheduled.

Please note that all votes taken during this meeting shall be done by roll call vote and will be recorded in the Permanent Journal.

Finally, let's start the meeting by taking a roll call attendance. When each member states their presence please also state where they are and if anyone else is in the room with you during this meeting, and if any other such person is present, each member will identify such person, which is required under the Right-to-Know Law.

The Clerk will call the roll of the Senate for attendance.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

There were 23 members present.

The Reverend Jon Hopkins, Chaplain to the Senate, offered the following prayer:

Good Morning. We'll start by just taking a moment of silence and especially thinking of Senator Carson in our thoughts and prayers this morning.

Dear God. We pray this morning for the men and women of the New Hampshire State Senate. We pray that they may be fruitful in their calling to create laws that lift up everyone who lives in the great state of New Hampshire. That all our citizens may prosper under their leadership. That we may all have freedom to grow in our endeavors. That all those in the state who work hard and dream big, may reach their full potential. That families may flourish, that people might have enough to eat, a roof over their head, and a job that pays enough to afford these things. Let everyone in our state regardless of stature, race, creed, gender, religion be able to pursue happiness. Give the New Hampshire State Senate a desire for righteousness and to mirror sacrifice more than selfishness. Fill us today with boldness to choose the kind of freedom that will benefit all, rather than a few. Open our eyes to see others as you do, with godly potential and value. Help us not to be prideful in our accomplishments, but rather to celebrate the accomplishments of our fellow citizens who will thrive because of the work we do here this day. Amen.

Senator Whitley led the Pledge of Allegiance.

SPECIAL ORDER

Senator Bradley moved that the following Bills be special ordered to Thursday, May 13, 2021.

JUDICIARY

HB 296-FN, establishing the crime of unsolicited disclosure of an intimate image.

HB 615-FN, reducing the penalty for certain first offense drug possession charges.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

FN REPORT FOR MAY 6, 2021

Senator Daniels recommends the waiver of referral to the Finance Committee, Senate Rule 4-5, for the following bills with a fiscal note or an appropriation of funds:

CONSENT CALENDAR:

TRANSPORTATION

HB 251-FN, requiring children under the age of 2 years to be restrained in a motor vehicle.

REGULAR CALENDAR:

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 141-FN, allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system.

HB 425-FN, establishing technical committees and a cybersecurity advisory committee in the department of information technology.

JUDICIARY

HB 296-FN, establishing the crime of unsolicited disclosure of an intimate image.

TRANSPORTATION

HB 260-FN, relative to number plates for motor vehicles.

Senator Daniels recommends the following bills be ordered to the Finance Committee upon being found Ought to Pass/Ought to Pass with Amendment:

CONSENT CALENDAR:

HEALTH AND HUMAN SERVICES

HB 600-FN, relative to funding for newborn screening.

REGULAR CALENDAR:

HEALTH AND HUMAN SERVICES

HB 605-FN, relative to the therapeutic cannabis program.

JUDICIARY

HB 615-FN, reducing the penalty for certain first offense drug possession charges—if Inexpedient to Legislate recommendation is overturned.

Senator Daniels moved to adopt today's FN Report.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

CONSENT CALENDAR REPORTS REMOVED

TRANSPORTATION

HB 251-FN, by Senator Sherman

CONSENT CALENDAR

Senator Bradley moved that the Consent Calendar, with the relevant amendments as printed in the day's Calendar be adopted and that all such bills found Ought to Pass be ordered as follows:

FN bills not waived under Senate Rule 4-5, to the Committee on Finance; non-FN bills approved for referral to Finance by the day's FN report, to the Committee on Finance; and all other bills, to Third Reading.

EDUCATION

HB 401, relative to the duty of school superintendents regarding criminal history records checks. Ought to Pass, Vote 5-0. Senator Prentiss for the committee.

This bill permits superintendents of school administrative units to appoint a designee to receive and review a report of an applicant's criminal history record information. The designees may be the assistant superintendent, the head of human resources, personnel director, business administrator or finance director, or the chief executive officer of a chartered public school. This bill also requires the department of education to provide training in reading and interpreting criminal history records and the superintendent, or designee, is required to complete such training.

HB 464, relative to the commission to study school funding.
Ought to Pass, Vote 5-0. Senator Kahn for the committee.

This bill deletes the requirement that the commission to study school funding remain active until the general court addresses its recommendations. Over the course of 10 months, through the global pandemic, the commission's seventeen members reviewed past judicial and legislative records, studied Department of Education data by school district, reviewed other state funding models, and made recommendations to improve the methodology for achieving an equitable opportunity for an adequate education for all students. The commission's final report identifies means for addressing disparities in student educational outcomes, and taxpayer and community fiscal capacity. The final report has been shared with the governor, State Library and legislative leaders and all records can be accessed via a website maintained by the UNH Carsey School for Public Policy, who with research support from AIR, provided support to the commission.

ELECTION LAW AND MUNICIPAL AFFAIRS

HB 67-L, relative to warrant articles in official ballot town, school district, or village district meetings.
Inexpedient to Legislate, Vote 5-0. Senator Ward for the committee.

This bill would have prohibited the amendment of a petitioned warrant article when such amendment would change the specific intent of the petitioner. While the intent of a warrant should be protected, testimony revealed the unintended consequences of not allowing the voters to amend a warrant. Additionally, the definition of "specific intent" is unclear and would cause confusion for the municipalities.

HB 332, relative to deadlines for consideration of developments of regional impact by planning boards.
Ought to Pass, Vote 5-0. Senator Perkins Kwoka for the committee.

This bill gives planning boards an additional 30 days to act to approve, conditionally approve, or disapprove, plans relating to developments of regional impact. Currently in statute, a planning board has 65 days to render a decision on plans. Considering that regional impact may involve consultation with multiple stakeholders, the additional time allows for a more informed determination.

HB 374, relative to the official ballot referendum form of town meetings.
Inexpedient to Legislate, Vote 5-0. Senator Birdsell for the committee.

This bill would have amended the method of adopting official ballot referendum form of meeting (SB 2) by requiring that the question be placed on the official ballot for approval by voters. The current procedure has only been in place for two years and has not had a fair chance for success. In those municipalities that have the town meeting form of government, the best place to discuss such a fundamental change in how they govern themselves is at a town meeting.

HB 411, establishing a commission to study the equalization rate used for the calculation of a property tax abatement by the New Hampshire board of tax and land appeals, the superior court, and all cities, towns, and counties.
Ought to Pass with Amendment, Vote 5-0. Senator Ward for the committee.

This bill as amended establishes a commission to study the equalization rate used for the calculation of a property tax abatement by the New Hampshire board of tax and land appeals, the superior court, and all cities, towns, and counties. The current system has caused inequities between those residents that file appeals and those that do not and has inadvertently caused municipalities to run with a deficit budget.

Election Law and Municipal Affairs
April 26, 2021
2021-1203s
05/10

Amendment to HB 411

Amend RSA 76:20-a, II as inserted by section 1 of the bill by replacing it with the following:

II. The commission shall be composed of the following members:

- (a) One member of the assessing standards board, appointed by the board.
- (b) One member representing the certified municipal assessing officials, appointed by the New Hampshire Association of Assessing Officials.
- (c) The commissioner of the department of revenue administration, or designee.

(d) Two members of the house of representatives, one of whom is a member of the municipal and county government committee and one of whom is a member of the ways and means committee, appointed by the speaker of the house of representatives.

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

(f) Three public members, appointed by the governor, one of whom is a municipal attorney practicing before the board of tax and land appeals and superior court in tax abatement cases, one of whom is a municipal official of a town or city with relevant tax abatement and equalization experience, and one of whom is a member of the public, engaged in property valuation for municipalities.

(g) One representative of a New Hampshire electric utility company, appointed by the governor.

(h) Two members of the business community, appointed by the governor.

Amend RSA 76:20-a, V as inserted by section 1 of the bill by replacing it with the following:

V. The members of the commission shall elect a chairperson among the members. The first meeting of the commission shall be held no later than February 1, 2022, and shall be called by the first-named house member. A majority of the commission members shall constitute a quorum.

HB 545, relative to the use of certain out-of-state banks by the state treasurer and municipal and county treasurers or trustees.

Ought to Pass, Vote 5-0. Senator Soucy for the committee.

This bill will allow banks chartered in another state but with a branch in New Hampshire to accept deposits and investments of public funds from the state treasurer as well as city, town, and school district treasurers. Due to the rise in bank consolidations, in some areas of our state, the closest branch to make their daily or weekly deposits is located across the state line. This has been especially burdensome to those municipalities that, by statute, have to make daily deposits.

ENERGY AND NATURAL RESOURCES

HB 413, establishing a solid waste working group on solid waste management planning and relative to compost. Ought to Pass with Amendment, Vote 5-0. Senator Watters for the committee.

This bill creates a solid waste working group to be convened by the NH Department of Environmental Services to support its solid waste planning efforts. NH faces many solid waste challenges, such as drastic changes in the global recycling market and limited landfill capacity. This solid waste working group will help the Department's Solid Waste Management Bureau conduct long-range strategic planning that will be beneficial to municipalities, businesses, residents, and our solid waste industry. The bill also requires the Department to enact administrative rules relative to requirements and best practices for facilities that compost organics by September 30, 2021. The committee amendment attaches a part of SB 146-FN that establishes a statewide solid waste disposal reduction goal. This part is meant to work in tandem with the solid waste working group established under HB 413. This amendment reframes our current goal to make it easier to measure progress, helps the state better identify our solid waste challenges, and outlines strategies and opportunities to manage our solid waste. The decision to attach this amendment to HB 413 was made in consultation with the chairs of the House Resources, Recreation, and Development Committee and the House Environment and Agriculture Committee.

Energy and Natural Resources

April 28, 2021

2021-1241s

08/11

Amendment to HB 413

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

AN ACT establishing a solid waste working group on solid waste management planning, relative to compost, and establishing a statewide solid waste disposal reduction goal.

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

5 Solid Waste Disposal Reduction Goal. Amend RSA 149-M:2 to read as follows:

149-M:2 **Solid Waste Disposal** Reduction Goal.

I. The general court declares its concern that there are environmental and economic issues pertaining to the disposal of solid waste in landfills and incinerators. It is important to reserve landfill and incinerator

capacity for solid wastes which cannot be reduced, reused, recycled or composted. [The general court declares that the goal of the state, by the year 2000, is to achieve a 40 percent minimum weight diversion of solid waste landfilled or incinerated on a per capita basis. Diversion shall be measured with respect to changes in waste generated and subsequently landfilled or incinerated in New Hampshire. The goal of weight diversion may be achieved through source reduction, recycling, reuse, and composting, or any combination of such methods.] The general court discourages the disposal of recyclable materials in landfills or processing of recyclable materials in incinerators.

II. [In exercising any and all powers conferred upon the department under this chapter, the department shall use and consider criteria relevant to the waste reduction goal and disposal hierarchy established in RSA 149-M:2 and 149-M:3. The department shall not take any action relative to the 40 percent weight reduction goal which causes the municipalities organized under RSA 53-A and 1986, 139 or RSA 53-B to violate or incur penalties under legal obligations existing on June 26, 1990.] ***The general court further declares a goal to reduce the quantity by weight of solid waste disposed by 25 percent by the year 2030, and by 45 percent by the year 2050. For the purposes of this goal, disposal reduction targets shall apply, on a combined basis, to disposal of municipal solid waste and construction and demolition debris, and shall be measured against baseline quantities of these wastes disposed of in the year 2018. For the purposes of this goal only, municipal solid waste means solid waste generated at residences, commercial or industrial establishments, and institutions, but excludes automobile scrap and other motor vehicle waste, infectious waste, asbestos waste, contaminated soil and other absorbent media, sludge, industrial process waste, and ash other than ash from household stoves. Disposal reduction may be achieved through source reduction as well as diversion including but not limited to reuse, recycling, and composting. For the purposes of this section "goal" shall not establish a mandate.***

III. ***In exercising any and all powers conferred upon the department under this chapter, the department shall use and consider criteria relevant to the disposal reduction goal and solid waste management hierarchy established in this section and RSA 149-M:3. The department shall not take any action relative to the reduction goal which causes the municipalities organized under RSA 53-A and 1986, 139 or RSA 53-B to violate or incur penalties under legal obligations existing on June 26, 1990.***

6 State Solid Waste Disposal Reduction Goal. Amend the introductory paragraph of RSA 149-M:29, II to read as follows:

II. [At least every] ***Beginning*** October 1, ***2023*** [of every odd-numbered] ***and every odd-numbered*** 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:

7 State Solid Waste Plan. Amend RSA 149-M:29, I to read as follows:

I. Beginning October 1, [1998] ***2022, in accordance with the state waste planning update schedule requirements of this section dating to October 1, 1998,*** and every [6] ***10*** years thereafter, the department shall update the state's solid waste plan, ***which shall be made available for public review and comment before final publication, and which shall contain, at minimum, the following elements:***

(a) ***Goals, strategies, and actions to reduce solid waste generation through source reduction, to increase diversion through methods such as reuse, recycling and composting, and to achieve the state's solid waste disposal reduction goal, with such efforts incorporating the principles of the solid waste management hierarchy established in RSA 149-M:3.***

(b) ***Discussion of opportunities to reduce solid waste generation through source reduction and increase diversion through methods such as recycling and composting.***

(c) ***Goals, strategies, and actions necessary to maintain and ensure adequate disposal capacity for management of waste generated in New Hampshire.***

8 Effective Date.

I. Section 4 of this act shall take effect November 1, 2026.

II. Sections 5 through 7 of this act shall take effect 60 days after its passage.

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

2021-1241s

AMENDED ANALYSIS

This bill:

- I. Establishes a solid waste working group on solid waste management planning.
- II. Requires the department of environmental services to make certain rules regarding compost.
- III. Establishes a statewide solid waste disposal reduction goal.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 137, relative to the rulemaking authority of the department of information technology.
Inexpedient to Legislate, Vote 5-0. Senator Reagan for the committee.

HB 137 exempts certain statewide standards and protocols relative to information technology, networks, telephony, and cyber security developed by the Department of Information Technology from rulemaking under RSA 541-A. The Committee was concerned over exempting large portions of a State Agency, especially one that operates so closely with all other aspects of government, from administrative rulemaking. In order to ensure and preserve legislative oversight, the Committee felt it was best to recommend ITL for HB 137.

HB 273, relative to the 50th anniversary of the passage of the 26th amendment, granting the right to vote to 18-21 year olds and celebrating youth voting and office holding.
Ought to Pass, Vote 5-0. Senator Ricciardi for the committee.

HB 273 proclaims May 13, 2021 as Youth Franchise and Youth Officeholder Day in New Hampshire, in honor of the 50th anniversary of New Hampshire's ratification, on May 13, 1971, of the 26th Amendment to the United States Constitution which granted the right to vote to 18-21 year olds and made 18-21 year olds eligible to hold office in the state. This is an important bill, as it recognizes the many contributions that young people have made to the political discourse, both in New Hampshire and nationally. Young people continue to increase their political involvement at every level and that should be recognized and celebrated, which HB 273 does.

HB 345, establishing a license for mushroom harvesters.
Ought to Pass, Vote 5-0. Senator Prentiss for the committee.

HB 345 establishes a license for wild mushroom identifiers, harvesters, and distributors, allows the Department of Health and Human Services to assess fines to people who distribute wild mushrooms without a license, and requires the Department of Health and Human Services to develop a list of approved mushrooms for distribution as well as an educational curriculum for license applicants. Wild mushrooms can be either a tasty delicacy or a poisonous error and being able to identify the difference is critical to the wellbeing of wild mushroom consumers. HB 345 will ensure compliance with U.S. Food Code regulations as well as protect the health and safety of wild mushroom consumers. Much of the initial work on the regulations in HB 345 has been completed by the Mushroom Foraging Study Commission (Laws of 2019, 35:2). The regulations will not impact home foragers but will ensure that wild mushrooms served at restaurants or sold at grocery stores or farmers markets are identified correctly and are safe for consumption.

HB 631, relative to regulation of interpreters for the deaf, deaf blind, and hard of hearing.
Ought to Pass, Vote 5-0. Senator Cavanaugh for the committee.

HB 631 makes various changes to the licensure of interpreters for the deaf and hard of hearing and the regulation by the Board of Deaf and Hard of Hearing, including adding references to deafblind persons, revising definitions, clarifying licensure requirements, adding penalties for use of an unlicensed interpreter without a waiver, and authorizing the assessment of administrative fines. This is an effort to update New Hampshire statute relating to the deaf, deafblind, and hard of hearing community to ensure it is in-line with current standards, terminology, and practices. HB 631 is a result of various recommendations from legislative commissions on the deaf, deafblind, and hard of hearing community.

HEALTH AND HUMAN SERVICES

HB 600-FN, relative to funding for newborn screening.
Ought to Pass with Amendment, Vote 5-0. Senator Sherman for the committee.

This bill instructs the commissioner of the department of health and human services on the setting of fees for newborn screening tests. It addresses a barrier that did not allow for hospitals to bill insurance

carriers for the cost of the newborn screening tests. This bill, as amended, keeps funding intact for the newborn screening program and ensures that hospitals have the capacity to include this testing when they bill carriers. As amended, it also establishes that these fees will be reimbursable without out-of-pocket cost to the patient.

Health and Human Services
 April 28, 2021
 2021-1238s
 12/04

Amendment to HB 600-FN

Amend the bill by replacing section 1 with the following:

1 Newborn Health Screening; Funding. Amend RSA 132:10-a, II to read as follows:

II. Notwithstanding any provision of law to the contrary, the commissioner of the department of health and human services shall establish fees, pursuant to RSA 541-A, to be paid *directly* by hospitals *in their entirety, acknowledging that fees may be offset by reimbursement from commercial insurance, Medicaid, or other payors, paid to hospitals* for the tests required under paragraph I. *Nothing in this section is intended to prescribe the reimbursement method or the reimbursement level from a payor. To the extent possible, the commissioner shall structure these fees to be reimbursable without out of pocket cost to the patient pursuant to 45 C.F.R. 147.130.* All such fees shall be paid into the newborn screening fund, hereby established in the state treasury. Moneys from the newborn screening fund established under this section shall be nonlapsing and shall be continually appropriated for use by the department to cover laboratory analysis and related newborn screening program costs.

TRANSPORTATION

HB 305, relative to motorist service signs on limited access highways.
 Ought to Pass, Vote 5-0. Senator Birdsell for the committee.

This bill deletes a limitation on the placement of motorist service signs on limited access highways. This bill permits signage north of Concord that identifies available services in the area. Under existing law, this signage already exists south of Concord. This change is beneficial to drivers as well as the tourism, lodging, and restaurant industries of New Hampshire.

HB 461, relative to motorcycle auxiliary lamping, and adding the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission.
 Ought to Pass, Vote 5-0. Senator Sherman for the committee.

This bill permits a maximum of 4 auxiliary driving lamps mounted on the front of the motorcycle, allowing motorcyclists to apply additional lighting in pairs across the front of their motorcycles. This additional lighting on motorcycles increases their safety and visibility to other drivers on the road. This bill also adds a representative of the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission, providing a voice for motorcyclists on the commission.

WAYS AND MEANS

HB 533, establishing a division of investigation and compliance in the lottery commission.
 Ought to Pass with Amendment, Vote 5-0. Senator Rosenwald for the committee.

This bill establishes a division of investigation and compliance within the Lottery Commission. It will allow the Lottery Commission to conduct investigations on new license applicants. These investigations are currently done by the Attorney General's Office as time allows. By allowing the Lottery Commission to do this work, it will expedite the process for license applicants and take this responsibility off of the Attorney General's Office. The committee amendment adds in references to the statutes related to charitable gaming that were missing in the original bill. It also removes the ability to set fines and penalties through the rulemaking process. The fines and penalties are set in statute. The Lottery Commission does not require additional resources to implement this legislation.

Senate Ways and Means
 April 26, 2021
 2021-1200s
 08/06

Amendment to HB 533

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

1 New Section; Lottery Commission; Investigation and Compliance Division. Amend RSA 284 by inserting after section 3 the following new section:

284:3-a Investigation and Compliance Division.

I. There shall be contained within the lottery commission an investigation and compliance division. The division shall perform such functions as the lottery commission may determine is necessary in relation to enforcement, including the investigation of all licensees, and proposed licensees, under this chapter and RSA 287.

II. The division shall have such civil and administrative powers as are necessary to effectuate the purposes of this chapter and RSA 287, including the power to receive intelligence on an applicant or licensee under this chapter and under RSA 287 and to investigate any suspected violations of this chapter or RSA 287 or any suspected violations of illegal gambling.

III. To further effectuate the purposes of this chapter and RSA 287 with respect to the investigation and enforcement of gaming establishments and licensees, the division may obtain or provide pertinent information regarding applicants or licensees from or to law enforcement entities or gaming authorities and other domestic, federal or foreign jurisdictions, including the Federal Bureau of Investigation, and may transmit such information to each other electronically.

IV. In addition to fines and penalties as set forth in this chapter and RSA 287, the division may file a petition for equity relief with the superior court seeking to levy upon any person or entity who meets the requirements for enhanced penalties as defined in administrative rule, a civil penalty in an amount not to exceed \$50,000 per violation, along with any other injunctive relief deemed necessary by the court. The proceeds of any civil penalty levied pursuant to this section shall be deposited in the special fund established in RSA 284:21-j.

2 Lottery Commission; Investigation of Applicants. Amend RSA 284:15-b, II to read as follows:

II. The attorney general shall have the authority to conduct an investigation on the attorney general's motion into the background of the license applicant or holder, of any person included in paragraph I or of any person or entity upon whom the license applicant or holder relies for financial support. In addition, whenever the lottery commission shall receive an application, it shall ~~refer the application to the attorney general who shall conduct such an investigation~~ **notify the attorney general, and in concert and consultation with the attorney general, the lottery commission shall conduct an investigation of the applicant.** The investigation may be conducted through any appropriate state or federal law enforcement system and may seek information as to the subject's financial, criminal or business background, or any other information which ~~[the attorney general, in the attorney general's sole discretion,]~~ may ~~[find to]~~ bear on the subject's ~~[fitness]~~ **suitability** to be associated with racing in New Hampshire, including, but not limited to, the subject's character, personal associations, and the extent to which the subject is properly doing business in the manner in which it purports to operate. When the lottery commission ~~[requests]~~ **initiates** such an investigation, the ~~[attorney general]~~ **lottery commission** shall report the results of such investigation to the ~~[lottery commission]~~ **attorney general** within ~~[90]~~ **45** days after the ~~[receipt of the request]~~ **initiation of the investigation.** Notwithstanding any other law to the contrary, the results of any such investigation shall be confidential and shall not be subject to disclosure or to public inspection, except that the attorney general shall have sole discretion to determine the extent to which and the manner in which the results may be reported to ~~[the lottery commission or]~~ other state ~~[agency]~~ **agencies** or ~~[official]~~ **officials** and, if reported, whether such results are to retain their confidential character. ~~[; provided, however, that whenever the attorney general conducts such an investigation,]~~ The attorney general ~~[shall notify the lottery commission whether or not in the attorney general's opinion]~~ **and the lottery commission shall confer and determine, if in their opinion,** such person is ~~[fit]~~ **suitable** to be associated with racing in New Hampshire **and upon a determination that the person is not suitable, the person shall not be issued or continue to hold a license.** ~~[Notwithstanding any other provision of law, no person shall be issued or hold a license if in the opinion of the attorney general such person is not fit to be associated with racing in this state.]~~

3 Background Investigations. Amend RSA 287-D:11, III(a) to read as follows:

(a) The lottery commission shall ~~[refer all applications to the attorney general who shall conduct a background]~~ **notify the attorney general of the receipt of an application under this chapter, and in concert and consultation with the attorney general, the lottery commission shall conduct an** investigation of the license applicant or holder, any person included in paragraph I, or any person or entity upon whom the license applicant or holder relies for financial support. Any appropriate state or federal law

enforcement system may investigate the subject's financial, criminal, or business background, or any other information which the **lottery commission or** attorney general~~[- in the attorney general's sole discretion,]~~ may find to bear on the subject's ~~[fitness]~~ **suitability** to be associated with charitable gaming in New Hampshire, including, but not limited to, the subject's character, personal associations, and the extent to which the subject is properly doing business in the manner in which it purports to operate. ~~[When the lottery commission requests such an investigation, the attorney general shall report the results of such investigation to the lottery commission within 90 days after the receipt of the request.]~~ **When the lottery commission initiates such an investigation, the lottery commission shall report the results of such investigation to the attorney general within 45 days after the initiation of the investigation. The attorney general and the lottery commission shall confer and determine, if in their opinion, such person is suitable to be associated with charitable gaming in New Hampshire and upon a determination that the person is not suitable, the person shall not be issued or continue to hold a license.** Notwithstanding RSA 91-A, the results of any such investigation shall be confidential and shall not be subject to disclosure or to public inspection, except that the attorney general shall have sole discretion to determine the extent to which and the manner in which the results may be reported to ~~[the lottery commission]~~ **other state agencies** ~~[or other state agency]~~ or officials and, if reported, whether such results are to retain their confidential character~~;~~ provided, however, that whenever the attorney general conducts such an investigation, the attorney general shall notify the lottery commission whether or not in the attorney general's opinion such person is fit to be associated with charitable gaming in New Hampshire. No person shall be issued or hold a license if in the opinion of the attorney general such person is not fit to be associated with charitable gaming in this state].

4 New Paragraph; Rulemaking; Investigation and Enforcement Division. Amend RSA 284:21-i by inserting after paragraph VI the following new paragraph:

VII. The lottery commission shall adopt rules under RSA 541-A relative to the administration of the investigation and enforcement division, including processes for investigation, and qualifications for enhanced penalties.

5 Lottery Commission; Condition of Licensee. Amend RSA 284:16-b, II to read as follows:

II. The lottery commission, after conducting a hearing, may require a licensee to divest itself of any partner, person, sub-corporation, shareholder, or any other entity of the licensee if the lottery commission determines that any partner, person, sub-corporation, shareholder, or any other entity of the licensee is not ~~[fit]~~ **suitable** to be associated with racing in this state.

6 Effective Date. This act shall take effect January 1, 2022.

The question is on the adoption of the Consent Calendar.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

REGULAR CALENDAR

ELECTION LAW AND MUNICIPAL AFFAIRS

HB 183, prohibiting municipalities from requiring a license for a soft drink stand operated by a person under the age of 18.

Inexpedient to Legislate, Vote 4-1. Senator Soucy for the committee.

The question is on the adoption of the motion of Inexpedient to Legislate.

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

The following Senators voted Yes: Watters, Prentiss, Kahn, Rosenwald, Whitley, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators voted No: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Cavanaugh, Reagan, Birdsell, Gannon, Morse.

The following Senators were excused: Carson.

Roll Call, Yeas: 9 - Nays: 14. Failed.

MOTION OF RECONSIDERATION

Senator Soucy, having voted on the prevailing side, moved to reconsider the following action taken by the body on HB 183, exempting persons under the age of 14, who are selling soft drinks on family owned or leased property, from city, town, or village district licensing requirements: Inexpedient to Legislate.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

The question is on the adoption of the motion of Inexpedient to Legislate.

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

The following Senators voted Yes: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators voted No: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Reagan, Birdsell, Gannon, Morse.

The following Senators were excused: Carson.

Roll Call, Yeas: 10 - Nays: 13. Failed.

Senator Gray moved Ought to Pass.

Senator Gray offered a Floor Amendment.

Sen. Gray, Dist 6

May 4, 2021

2021-1311s

06/11

Floor Amendment to HB 183

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

AN ACT exempting persons under the age of 14, who are selling soft drinks on family owned or leased property, from city, town, or village district licensing requirements.

Amend the bill by replacing section 1 with the following:

1 Hawkers, Peddlers, and Vendors; Exception. Amend the introductory paragraph of RSA 31:102-a to read as follows:

The governing board of a city, town or village district may adopt, by ordinance or regulation, provisions for the licensure and regulation of itinerant vendors, hawkers, peddlers, traders, farmers, merchants, or other persons who sell, offer to sell, or take orders for merchandise from temporary or transient sales locations within a town or who go from town to town or place to place within a town for such purposes. Any person who violates any provision of such ordinance or regulation shall be guilty of a class B misdemeanor, and each continuing day of violation after notice shall constitute a separate offense. A city, town, or village district shall be specifically prohibited, however, from licensing or regulating a candidate for public office in the process of obtaining signatures on nomination papers, who seeks to have the candidate's name placed on the ballot for the state general election by submitting nomination papers under RSA 655:40. ***Persons who are under the age of 14 who are selling soft drinks on family owned or leased property shall be exempt from city, town, or village district licensing requirements.*** Provisions adopted under this section shall be in addition to any requirements imposed by the state under either RSA 320 or RSA 321 and may include, but shall not be limited to:

2021-1311s

AMENDED ANALYSIS

This bill exempts persons under the age of 14, who are selling soft drinks on family owned or leased property, from city, town, or village district licensing requirements.

The question is on the adoption of the Floor Amendment.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators were excused: Carson.

Roll Call, Yeas: 13 - Nays: 10. Adopted.

The question is on the adoption of the motion of Ought to Pass with Amendment.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators were excused: Carson.

Roll Call, Yeas: 13 - Nays: 10. Adopted, bill ordered to Third Reading.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 85, relative to using Atlantic Standard Time in New Hampshire.

Inexpedient to Legislate, Vote 3-1. Senator Prentiss for the committee.

The question is on the adoption of the motion of Inexpedient to Legislate.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: Reagan.

The following Senators were excused: Carson.

Roll Call, Yeas: 22 - Nays: 1. Adopted.

HB 141-FN, allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system.

Ought to Pass, Vote 4-1. Senator Carson for the committee.

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

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

The following Senators voted Yes: Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Hennessey, Giuda, Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators were excused: Carson.

Roll Call, Yeas: 11 - Nays: 12. Failed.

Senator Bradley moved to Lay on the Table.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Daniels, Avard, Reagan, Soucy, Gannon, Morse.

The following Senators voted No: Kahn, Rosenwald, Whitley, Cavanaugh, Birdsell, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators were excused: Carson.

Roll Call, Yeas: 15 - Nays: 8. Adopted.

HB 302, relative to the creation and use of electronic records by government agencies.
Ought to Pass, Vote 4-0. Senator Cavanaugh for the committee.

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

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted, bill ordered to Third Reading.

HB 425-FN, establishing technical committees and a cybersecurity advisory committee in the department of information technology

Ought to Pass, Vote 4-0. Senator Carson for the committee.

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

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted, bill ordered to Third Reading.

HEALTH AND HUMAN SERVICES

HB 605-FN, relative to the therapeutic cannabis program.

Ought to Pass with Amendment, Vote 5-0. Senator Gray for the committee.

Health and Human Services

April 28, 2021

2021-1234s

04/06

Amendment to HB 605-FN

Amend the bill by replacing section 5 with the following:

5 Use of Cannabis for Therapeutic Purposes; Therapeutic Use of Cannabis Protections. Amend RSA 126-X:2, V to read as follows:

V. A valid registry identification card, or its equivalent, that is issued under the laws of another state, district, territory, commonwealth, or insular possession of the United States, ***or under the laws of Canada*** that allows, in the jurisdiction of issuance, a visiting qualifying patient to possess cannabis for therapeutic purposes, shall have the same force and effect ***and be subject to the same restrictions*** as a valid registry identification card issued by the department in this state, provided that:

(a) ~~[The visiting qualifying patient shall also produce a statement from his or her provider stating that the visiting qualifying patient has a qualifying medical condition as defined in RSA 126-X:1]~~ ***A visit-***

ing qualifying patient shall not purchase cannabis at an alternative treatment center more than 3 times in a 12-month period, unless the visiting qualifying patient produces a statement from his or her health care provider stating that the visiting qualifying patient has a qualifying medical condition as defined in RSA 126-X:1; and

(b) A visiting qualifying patient shall not cultivate [~~or purchase~~] cannabis in New Hampshire or obtain *or purchase* cannabis from [~~alternative treatment centers or from~~] a [~~qualifying~~] New Hampshire *qualifying patient or designated caregiver*.

Amend the bill by inserting after section 6 the following and renumbering the original section 7 to read as 9:

7 Use of Cannabis for Therapeutic Purposes; Protections. Amend RSA 126-X:2, IX(c) to read as follows:

(c) Deliver, transfer, supply, sell, or dispense cannabis and related supplies and educational materials to qualifying patients who have designated the alternative treatment center to provide for them, to designated caregivers on behalf of the qualifying patients who have designated the alternative treatment center, *to visiting qualifying patients*, or to other alternative treatment centers.

8 Use of Cannabis for Therapeutic Purposes; Alternative Treatment Centers. Amend RSA 126-X:8, XV(b) to read as follows:

(b) An alternative treatment center or alternative treatment center agent shall not dispense, deliver, or otherwise transfer cannabis to any person or entity other than:

- (1) A qualifying patient who has designated the relevant alternative treatment center; or
- (2) Such patient's designated caregiver; or
- (3) Another alternative treatment center; *or*
- (4) A visiting qualifying patient.*

2021-1234s

AMENDED ANALYSIS

This bill

I. Adds opioid use disorder as a qualifying medical condition for the purpose of the therapeutic use of cannabis.

II. Amends the definitions of "alternative treatment center" and "therapeutic use" and "visiting qualifying patient" in the therapeutic cannabis statute.

III. Permits out-of-state residents qualified in other jurisdictions to purchase therapeutic cannabis at New Hampshire therapeutic dispensaries.

IV. Requires the department of health and human services to adopt rules regarding an alternative treatment center's verification of a visiting qualifying patient's identification.

V. Permits an alternative treatment center to dispense therapeutic cannabis to a visiting qualifying patient and protects the alternative treatment center from prosecution for such distribution.

The question is on the adoption of the Committee Amendment.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Avard, Birdsell, Gannon.

The following Senators voted No: Watters, Prentiss, Kahn, Daniels, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, D'Allesandro, Perkins Kwoka, Sherman, Morse.

The following Senators were excused: Carson.

Roll Call, Yeas: 10 - Nays: 13. Failed.

Senator Bradley moved to Lay on the Table.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Soucy, Birdsell, Perkins Kwoka, Sherman.

The following Senators voted No: French, Reagan, D'Allesandro, Gannon, Morse.

The following Senators were excused: Carson.

Roll Call, Yeas: 18 - Nays: 5. Adopted.

TRANSPORTATION

HB 260-FN, relative to number plates for motor vehicles.

Inexpedient to Legislate, Vote 4-1. Senator Ward for the committee.

The question is on the adoption of the motion of Inexpedient to Legislate.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, Ward, Ricciardi, Kahn, Daniels, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: French, Avard, Birdsell.

The following Senators were excused: Carson.

Roll Call, Yeas: 20 - Nays: 3. Adopted.

CONSENT CALENDAR REPORTS REMOVED

PRESIDENT MORSE: We are at the conclusion of the regular calendar and will take up the Bill that was removed from the consent calendar.

TRANSPORTATION

HB 251-FN, requiring children under the age of 2 yearsto be restrained in a motor vehicle.

Ought to Pass with Amendment, Vote 5-0. Senator Ricciardi for the committee.

Senate Transportation

April 28, 2021

2021-1229s

11/10

Amendment to HB 251-FN

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

AN ACT establishing a committee to study requiring New Hampshire children to be placed in rear facing restraints in motor vehicles.

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

1 Committee Established. There is established a committee to study requiring New Hampshire children to be placed in rear facing restraints in motor vehicles.

2 Membership and Compensation.

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

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

(b) Four 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.

3 Duties. The committee shall:

I. Review the research on the percentage of New Hampshire parents that currently utilize rear facing restraints for their children in motor vehicles.

II. Review the research on the injuries and treatment of children in motor vehicle accidents in New Hampshire.

III. Compare the motor vehicle accidents involving children in New Hampshire to national data as well as other states that require children under the age of 2 years old to be restrained in rear facing child restraints in motor vehicles.

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

5 Report. The committee shall submit a preliminary report of its findings and any recommendations for proposed legislation on or before November 1, 2021, and shall submit a final report of its findings and any recommendations for proposed legislation on or before November 1, 2022, to the president of the senate, the speaker of the house of representatives, the chair of the house transportation committee, the chair of the senate transportation committee, the senate clerk, the house clerk, the governor, and the state library.

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

2021-1229s

AMENDED ANALYSIS

This bill establishes a committee to study requiring New Hampshire children to be placed in rear facing restraints in motor vehicles.

SPECIAL ORDER

Senator Bradley moved that HB 251-FN be special ordered to Thursday, May 13, 2021.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

SUSPENSION OF THE RULES

Senator Reagan moved that the Senate suspend all rules necessary to permit consideration of SR 8, reaffirming friendship between New Hampshire and Taiwan, encouraging the enhancement of bilateral trade relations, and supporting Taiwan in the international community, at the present time.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted by the necessary 2/3 vote.

Senator Reagan moved Introduction of SR 8 and offered a motion of Ought to Pass.

The question is on the adoption of the resolution.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

MOTION TO ADJOURN FROM EARLY SESSION

Senator Bradley moved that the Senate adjourn from the Early Session, that the business of the Late Session be in order at the present time, that all bills and resolutions ordered to Third Reading be, by this resolution, read a third time, all titles be the same as adopted, and that they be passed at the present time.

The question is on the adoption of the motion to adjourn from the Early Session.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted. Adjournment from the Early Session.

LATE SESSION
ANNOUNCEMENTS

(The Chair recognized Senator Sherman.)

SENATOR SHERMAN: Thank you, Mister President. I have just a brief comment on Unanimous Consent if I might. Today is National Nurses' Day. I want to honor Senator Ward along with all of the nurses that I work with, at the hospital, and in Endoscopy, and in my office and across the country. It was 1981 when I had a job as what we called a disorderly, way back when I was a young pup and I remember a nurse named Ceci Huyser who whipped me into shape and the best lesson she taught me is never make your nurses mad. And throughout my career I've remembered that. I've also remembered and seen over and over again, that the first line of care almost always is either the paramedics, and thank you, Senator Prentiss, but also the nurses. In the emergency rooms, on the floors, they're the ones who are there all the time interacting with the patients and certainly during Covid, they have stepped up, stood up, and saved lives like almost no one else in health care.

At the beginning of the pandemic back in March, I worked with a couple of people to start a program called the Senior Support Team and we needed volunteers and Polly Champion who many of you know, was a nurse, connected me with Joan Widmer who is in charge of the New Hampshire Nursing Association and with a smile in her voice Joan said, oh yeah, I've got 10,000 volunteers for you. It's just an amazing group of people and one other thing is that nurses, you know they never stop being nurses. They can retire, they can move on, but a nurse is a nurse until she dies. And it is a calling, and it is one of the professions that I have the deepest respect for. So, on today, National Nurses Day, recognizing Senator Ward, and recognizing all the nurses across the country, especially in a pandemic. Thank you.

(The Chair recognized Senator Soucy.)

SENATOR SOUCY: Thank you, Mister President. Unanimous Consent. Thank you. I rise today to talk about someone who I have known for many, many years and who had an extraordinary commitment to our community and to public service. You know, oftentimes when you look at an obituary, it seems like it's a list of things that people did, it's a list of things that people loved, but it doesn't always capture their spirit. So, I want to tell you about the spirit of an extraordinary person. Walter Becht, was born in Manchester, he attended and graduated from Manchester Central High School. He then devoted his life to service of the city of Manchester. For more than twenty-five years, Walter, Wally to those he knew best, was a professional firefighter. He spent more time helping, assisting, rescuing, and saving the lives of people throughout his community because of his calling and because of his passion. He did many things. He was certainly a very faithful person. He also served as a part time police officer in our community, he worked for the Hillsborough County Sheriff's Department, he served as a bailiff. Most importantly in his life, he loved to serve. He loved the people in his life., most especially his wife, who some of you may know, former State Senator Betsi DeVries, his children, his two sons, John and Kevin, his grandchildren Cadence, Kennadi, and Jacob. They were his more immediate family, but his extended family was really the Manchester Fire Department and the community at large. Walter gave everything he had to serve our community and he touched the lives of thousands of people. The good colleague from District 20 always talks about relationships. Many of the people that Walter helped didn't have a relationship with him, might not have known that he was called Wally, might not have known his

name, but he woke up every day with a passion to serve this community that he loved so much and he did it very courageously. He mentored, he continued to remain involved in the retired and active members of the Professional Firefighters, he was really an extraordinary person. He was loved, he will be missed and I thank Walter and all those like him for his service to our community. Thank you, Mister President.

(The Chair recognized Senator Kahn.)

SENATOR KAHN: Thank you, Mister President. I rise today in recognition of this week as Teacher Appreciation Week. During the Covid-19 pandemic, New Hampshire students, parents, teachers, paraprofessionals, nurses, counselors, and school administrators they have experienced an extraordinary long and challenging school year. This has been a school year unlike any that they have imagined and particularly the professionals who have entered education as a profession. Preparing lesson plans for teaching in the classroom over Zoom, through Google Docs, adopting a variety of online resources, has really diversified and complicated the life of a teacher, extended their workdays beyond their traditional timelines and left many in the profession exhausted as they reach the end of the school year. With the broad adoption of the universal design for learning, teachers are adapting teaching so that students feel supported at home, in school and in their extended learning places, whether that be workplaces or recreational.

Throughout this week you can look over the internet as students are doing education and educators shoutouts in hallways, they're sharing videos of their favorite teachers. Businesses are stepping forward with discount cards and free lunches and other rewards for educators that have gone above and beyond the call of duty in the course of the year. And I just hope and encourage all of those educators, harness your energy, and finish the school year strong.

We know that teachers are caring. They're loving, they're passionate, they're energetic, they motivate, they are dedicated, and they are tired. We haven't always made it easy for teachers through this year, we've changed guidelines on them, sometimes they've been at the blunt edge of blaming and shaming. They've been under guidelines for teaching classrooms remotely and in hybrid models and adjusting to the needs of children and the preferences of parents. We in the Senate here today, we don't have discount cards, we don't have free lunches that we can handout, we just have our appreciation for what teachers have done for over 190,000 students in New Hampshire.

So, I ask my colleagues think of a teacher who's had an influence on your life, on the life of your children, on the life of your grandchildren, think of the friends that you have in the community who dedicate their lives to helping advance learning every day and educating the workforce for tomorrow, and let us put our hands together and applaud the efforts of these teachers and educators and their support professionals by applauding their efforts. Thank you.

The Chair recognized Senator D'Allesandro.)

SENATOR D'ALLESANDRO: Thank you, Mister President. I'd like Unanimous Consent. Thank you. I'd like to speak on behalf of the teachers. I've been a teacher all of my life. Started out in high school, went on to college and so forth, but an educator. And I think each one of us in this room has been affected by a teacher. We spend more time growing up with teachers than we do sometimes with our family. And there's that one person who made that extra effort to make your life a little bit better. I owe to so many of my teachers a debt of gratitude for the work that they performed for me, but one in particular who passed away; Sister Joseph Landry at Rivier University, made a tremendous impact on my life. Made me a better person and certainly enhanced my life in terms of my ability to move forward. But each and every one of you has been impacted by a teacher, and remember, it's not the best paying job in the world but the great satisfaction of teaching is knowing that a student cares as much about you as you care about the student. That's an impact that people carry with them for the rest of their lives. So, congratulations to those who choose teaching, who choose to take a job that makes a difference, that in essence has an opportunity to make lives better for those who serve. And you serve as a teacher, you serve people, that's your job. I think that's my job in life is to be of service to people. I've been guided by some wonderful teachers, So, to all of them, heartiest congratulations for doing the job that's most difficult, that most people won't take, but those that do make a decided difference in the life of others. Thank you very much, Mister President.

Senator Bradley moved that, all personal privileges and unanimous consent shall be entered into the permanent *Journal of the Senate*. (Rule 2-16 and Rule 2-17).

The question is on the adoption of the motion that all personal privileges and unanimous consent shall be entered into the permanent *Journal of the Senate*.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted.

LATE SESSION

Third Reading and Final Passage

HB 183, exempting persons under the age of 14, who are selling soft drinks on family owned or leased property, from city, town, or village district licensing requirements.

HB 273, relative to the 50th anniversary of the passage of the 26th amendment, granting the right to vote to 18-21 year olds and celebrating youth voting and office holding.

HB 302, relative to the creation and use of electronic records by government agencies.

HB 305, relative to motorist service signs on limited access highways.

HB 332, relative to deadlines for consideration of developments of regional impact by planning boards.

HB 345, establishing a license for mushroom harvesters.

HB 401, relative to the duty of school superintendents regarding criminal history records checks.

HB 411, establishing a commission to study the equalization rate used for the calculation of a property tax abatement by the New Hampshire board of tax and land appeals, the superior court, and all cities, towns, and counties.

HB 413, establishing a solid waste working group on solid waste management planning, relative to compost, and establishing a statewide solid waste disposal reduction goal.

HB 425-FN, establishing technical committees and a cybersecurity advisory committee in the department of information technology

HB 461, relative to motorcycle auxiliary lamping, and adding the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission.

HB 464, relative to the commission to study school funding.

HB 533, establishing a division of investigation and compliance in the lottery commission.

HB 545, relative to the use of certain out-of-state banks by the state treasurer and municipal and county treasurers or trustees.

HB 631, relative to regulation of interpreters for the deaf, deaf blind, and hard of hearing.

MOTION TO RECESS TO CALL OF THE CHAIR

Senator Bradley moved that the business of the day being completed, that the Senate recess to the Call of the Chair for the purposes of introducing legislation, referring bills to committee, scheduling hearings, sending and receiving messages, vacating bills, and processing enrolled bill reports and amendments and when we recess, we recess to the Call of the Chair.

The question is on the adoption of the motion to recess to the Call of the Chair.

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

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

The following Senators were excused: Carson.

Roll Call, Yeas: 23 - Nays: 0. Adopted. The Senate is in recess to the Call of the Chair.