

CHAPTER 1

SPECIAL SESSION HB 1-FN-A – FINAL VERSION

09Jun2010... 2388h
09Jun2010... 2372h
09Jun2010... 2373h
09Jun2010... 2404h
09Jun2010... 2392h
09Jun2010... 2417eba

2010 SPECIAL SESSION

10-2974

09/10

SPECIAL SESSION HOUSE BILL **1-FN-A**

AN ACT relative to costs and expenditures at the department of health and human services, establishing a special fund for certain civil fines collected by the department, relative to the due date for the Medicaid enhancement tax, and making certain general fund reductions and tax and revenue changes.

SPONSORS: Rep. M. Smith, Straf 7; Rep. Wallner, Merr 12; Sen. D'Allesandro, Dist 20; Sen. Hassan, Dist 23

COMMITTEE:

ANALYSIS

This bill:

1. Clarifies the administration of the New Hampshire employment program.
2. Makes the funded family assistance program (TANF) permissive rather than mandatory.
3. Allows the department of health and human services to make a claim for recovery of assistance for a deceased recipient from the division of abandoned property.
4. Repeals 2009, 144:211 requiring a report relative to suspending certain administrative requirements for community mental health centers for the biennium ending June 30, 2011.
5. Authorizes the commissioner of the department of health and human services to transfer funds within and among all accounting units within the department, to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and as otherwise necessary for the efficient management of the department.
6. Permits funds from the lead paint poisoning prevention fund to be used to support program staff and administrative costs.
7. Transfers powers and duties for the New Hampshire refugee resettlement

program from the governor's office to the department of health and human services.

8. Establishes a special account for civil fines collected by the department of health and human services under RSA 151.
9. Changes the due date for the Medicaid enhancement tax.
10. Renames the "multiple DWI offender intervention detention center program" as the "multiple DWI offender intervention program," and establishes that the commissioner of the department of health and human services is responsible for establishing and administering the 7-day multiple DWI offender intervention program.
11. Requires the commission to examine driving while impaired education and intervention programs to study penalties for intoxication or under the influence of drugs offenses and submit a report of its findings.
12. Makes further reductions in the operating budget for the legislative and executive branches for fiscal years 2010 and 2011.
13. Provides that the department of health and human services shall not reduce funding provided to North Country Transportation used for meeting the state matching funds requirement for the Job Access and Reverse Committee (JARC).
14. Reduces required funding by the department of health and human services for juvenile placement programs.
15. Reduces the rate paid to residential providers subject to the rate setting rule of the department of health and human services by 2 percent.
16. Extends the suspension of direct graduate medical education payments to hospitals until July 1, 2011.
17. Authorizes the state treasurer to refinance certain debt service obligations.
18. Increases the bonded appropriation for the university system of New Hampshire KEEP NH program by \$25,000,000 for the biennium ending June 30, 2011.
19. Increases the tax rate imposed on tobacco products other than cigarettes.
20. Authorizes the department of administrative services to transfer moneys from certain dedicated funds or accounts maintained separately on the books of the state.
21. Requires the lapse of certain retirement pension benefit-health insurance funds.
22. Requires the lapse of certain judicial council funds for contracts for program services.
23. Requires the lapse of certain appropriations to the state treasurer for debt service.
24. Makes distributions from limited liability companies, partnerships, and associations subject to the interest and dividends tax only if they have transferable shares.
25. Establishes a commission to study business taxes.

26. Increases the license fees for selling animals and birds.
27. Requires the lottery commission to submit a report to the governor and the legislature describing how it proposes to modernize and update its products.
28. Transfers certain appropriations relating to adequate education grants.
29. Specifies that state agency appropriation reductions in this bill are in addition to the reductions required by 2009, 143:22, I and 2009, 144:289.
30. Allows the governing body of a town, school district, or village district to call a special meeting of the legislative body during the 2011 fiscal year to consider reduction or rescission of appropriations made at the annual meeting in the 2010 fiscal year.
31. Allows state agencies to supplant general fund reductions with federal and other funds that may become available for that purpose.
32. Directs the department of health and human services to reduce state general fund appropriations from any line by a certain amount, excluding direct services unless approved by the fiscal committee of the general court and the governor and council.
33. Requires the department of health and human services to fund certain shelter care services for fiscal year 2011.
34. Establishes a committee to study the state-owned facility options for the populations of the youth development center, the state prison for women, and the Shea Farm transitional housing unit.
35. Directs the state treasurer to deposit certain fine revenues in the general fund.
36. Increases the fees for marriage licenses and vital record copies and amendments and requires a portion of the increase to be deposited in the general fund.
37. Prohibits departments, except the department of environmental services for certain payments, from delaying a payment or expenditure from one fiscal year to the subsequent fiscal year solely for the purpose of generating an unexpended balance that would lapse in the preceding year.
38. Makes appropriation reductions for fiscal year 2011.
39. Authorizes the general court to authorize additional modifications to the 2010-2011 operating budget as are necessary to accomplish a balanced budget.
40. Allows an exemption from rulemaking requirements regarding all forms generated by the department of revenue administration.
41. Requires the sale of 2 properties connected with the Youth Development Center campus.
42. Authorizes the commissioner of transportation to acquire land for a turnpike service plaza in the town of Hooksett on Interstate route 93.
43. Reduces a transfer of general funds to the highway fund made in the FY 2008-2009 operating budget related to bus service in the Interstate 93 corridor.

44. Makes publication of certain rates of reimbursement exempt from RSA 541-A.
45. Requires the department of health and human services to transfer all residents of the Anna Philbrook center to the New Hampshire hospital and allows the department to utilize a certain amount of general fund savings from such transfer for adult in-patient services.
46. Requires the commissioner of the department of health and human services to submit a Medicaid state plan amendment to suspend indirect graduate medical education payments to hospitals.
47. Suspends funding for catastrophic aid payments to hospitals through fiscal year 2011.
48. Revises the criteria for catastrophic aid payments to hospitals.
49. Revises eligibility for services under the Medicaid waiver.
50. Appropriates \$2,700,000 to the department of health and human services for the purpose of reducing co-payments required for child care services.
51. Requires the governor's commission on alcohol and drug abuse prevention, intervention, and treatment to collaborate with the department of health and human services.
52. Requires the lapse of certain retirees health insurance funds, adequate education hardship grant funds, and medical payments to providers.
53. Provides that the lapse to the general fund from general funded executive branch agencies and departments for the fiscal year 2011 to be no less than a certain dollar amount.
54. Legalizes, ratifies, and confirms all acts, votes, and proceedings related to bond warrant article number one adopted at the Kearsarge regional school district annual meeting held on March 9, 2010.
55. Establishes a commission to inventory state assets, enterprises, and resources and to make recommendations as to those that may be monetized by sale or lease, and makes an appropriation to the department of administrative services.
56. Provides criteria for rehiring of laid off state employees.
57. Requires all proceeds from the sale of any land owned by the liquor commission for the purpose of constructing, operating, and maintaining a turnpike service plaza in the town of Hooksett into the liquor commission fund.
58. Establishes a citizens task force to study state revenues and expenditures.
59. Suspends a home health rate setting rule.
60. Extends the supplemental allowance and certain temporary supplemental allowance provisions for retirement system beneficiaries one additional year to the fiscal year beginning July 1, 2010.
61. Requires funds received by the state treasurer for the recording surcharge assessed by registers of deeds to be deposited in the general fund for fiscal year 2010.

62. Requires the board of trustees of the community college system of New Hampshire to pay the department of administrative services certain sums in fiscal years 2010 and 2011 for deposit into the general fund for centralized business services.

63. Requires the general fund appropriation for the judicial branch to be reduced by an additional amount for the fiscal year ending June 30, 2011.

64. Authorizes the governor to identify a certain amount of moneys from dedicated funds for transfer to the general fund for the fiscal year ending June 30, 2011.

65. Changes the reporting requirement for reports relative to dedicated funds.

66. Deletes the reduction of the insurance premium tax to one percent which would take effect January 1, 2011 for all lines of business written pursuant to certain insurance laws.

67. Transfers a sum sufficient to eliminate any budget deficit for the close of the fiscal year June 30, 2010 from the revenue stabilization reserve account to the general fund.

68. Requires the department of health and human services to reduce state general fund appropriations by \$770,000 for fiscal year 2011, and delays until fiscal year 2012 the expenditure of general funds for the medical home pilot program established in 2009, 144:27.

69. Establishes the gaming regulatory oversight authority to insure integrity and public confidence in gaming regulation and to oversee and assess the regulation of gaming activities authorized pursuant to New Hampshire law.

70. Requires the office of energy and planning to allocate certain ARRA funds to the Enterprise Energy Fund administered by the community development finance authority.

71. Authorizes a request for proposal for a consultant review of the structure and organization for the regulation of securities, financial transactions, and the state's financial services industry. The cost of the review shall be paid for from within the budget of the banking department and from the agency income of the department of state.

72. Allows certain appropriations for class line 23 in the operating budget to lapse for fiscal years 2010 and 2011.

73. Provides that bonds issued pursuant to RSA 33 for the purpose of acquiring stock of the Pennichuck Corporation by the city of Nashua shall not be included in the definition of "net indebtedness" under RSA 33:1, III.

74. Legalizes, ratifies, and confirms the town warrant of the town of New Ipswich dated January 22, 2010.

1:75 Legalizes, ratifies, and confirms the amendment to warrant Article 10 of the Hudson town meeting held on March 9, 2010.

Explanation: Matter added to current law appears in ***bold italics***.

Matter removed from current law appears [in brackets and struckthrough.]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Ten

AN ACT relative to costs and expenditures at the department of health and human services, establishing a special fund for certain civil fines collected by the department, relative to the due date for the Medicaid enhancement tax, and making certain general fund reductions and tax and revenue changes.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1:1 Administration of the New Hampshire Employment Program; Duties; Rulemaking. Amend RSA 167:83, V to read as follows:

V. The commissioner [shall] **may** enter into an agreement or contract with the commissioner of the department of employment security to carry out the employment program and may delegate authority and duties for the employment program to the commissioner of the department of employment security and other state agencies. The commissioner shall adopt rules for the employment program [~~in consultation with the commissioner of the department of employment security~~].

1:2 Non-TANF Funded Program for 2-Parent Families With Dependent Children. Amend RSA 167:77-e to read as follows:

167:77-e Assistance Program for 2-Parent Families with Dependent Children. [By October 1, 2008,] The department [shall] **may** establish a non-TANF, state-funded financial assistance program for 2-parent needy families with dependent children in which one parent is underemployed or unemployed. With the exception of parental underemployment or unemployment, client eligibility and program requirements and administration shall be in accordance with this chapter and the rules adopted under this chapter. In order to meet the federal work participation rate and avoid federally-imposed penalties, the commissioner may add additional groups of families to this state-funded, financial assistance program as funding permits and also may transfer cases back to the TANF program, pursuant to rules adopted under RSA 541-A.

1:3 Authorizing the Department of Health and Human Services to File Claims for

Medical and Financial Assistance Against Abandoned Property Held by the Treasury; Filing of Claim With Administrator. Amend RSA 471-C:26, I(c)(2) and (3) to read as follows:

(2) **Except as provided in subparagraphs (5)-(7)**, in the case of a closed estate where the unclaimed property is valued at less than \$5,000 and does not include securities in share form, in accordance with the final distribution of assets as approved by the probate court.

(3) **Except as provided in subparagraphs (5)-(7)**, in the absence of an open estate or probate court decree of final distribution, and the unclaimed property is valued at less than \$5,000 and does not include securities in share form, by the surviving spouse of the deceased owner, or, if there is no surviving spouse, then to the next of kin in accordance with the provisions of RSA 561:1.

1:4 New Subparagraphs; Filing of Claim With Administrator. Amend RSA 471-C:26, I(c) by inserting after subparagraph (4) the following new subparagraphs:

(5) Before distributing any unclaimed property pursuant to subparagraphs (2) and (3), the administrator shall first ensure that the department of health and human services does not have a claim for medical and or financial assistance paid on behalf of the deceased owner.

(6) In the event that the department of health and human services has a claim for medical and or financial assistance paid on behalf of the deceased owner, the department may submit a claim for such assistance using an affidavit developed by the administrator that ensures that:

(A) No individual has moved to probate the deceased owner's estate through which the department could assert its claim or probate administration for the deceased owner had been open and no individual has moved to reopen the estate through which the department could assert its claim;

(B) The department does not believe, based on the information available to it, there are known expenses for the deceased owner's necessary funeral and burial; and

(C) Based on all facts known to the department, its recovery of this abandoned property is not limited by the prohibitions to recovery as set forth in 42 U.S.C. section 1396p and RSA 167:16-a, IV.

(7) If the department of health and human services has made a claim against a deceased owner's unclaimed property as provided in subparagraph (6), under no circumstances shall the administrator distribute to the department more than the claimed amount.

1:5 Repeal. 2009, 144:211, relative to community mental health centers; administrative requirements suspended, is repealed.

1:6 Department of Health and Human Services; Transfer Among Accounts. Amend 2009, 144:39, III to read as follows:

III. Notwithstanding the provisions of RSA 9:17-a or any other 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, 2011, the commissioner of the department of health and human services is hereby

authorized to transfer funds within and among all [PAUs] **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]. **This transfer authority shall not apply to funds for employee benefits appropriated in class 60 which were previously transferred to the employee benefit adjustment account as defined in RSA 9:17-c.**

1:7 Lead Paint Poisoning Prevention and Control; Rulemaking. Amend RSA 130-A:10, IV to read as follows:

IV. Fees to be collected for the issuance of licenses to lead inspectors, lead risk assessors, lead abatement contractors, for certification of lead abatement workers and lead clearance testing technicians, for testing resulting from investigations, for certifications of training programs, **exam and training fees**, [and] for notifications under RSA 130-A, **and other environmental fees**. Property owners who own more than 4 but fewer than 7 dwelling units shall pay a fee for licensure which is 1/2 of that paid by other lead abatement contractor licensees. Such reduced fee license shall only be valid for work on dwellings or dwelling units owned by such license holder.

1:8 Lead Poisoning Prevention Fund. Amend RSA 130-A:15 to read as follows:

130-A:15 Lead Poisoning Prevention Fund. There is hereby established the lead poisoning prevention fund to be used to carry out the provisions of this chapter. The fund shall be composed of fees, fines, gifts, grants, donations, bequests, or other moneys from any public or private source and shall be used to implement and encourage lead paint removal and education, **and to support program staff and administrative costs**. The fund shall be nonlapsing and shall be continually appropriated to the commissioner of the department of health and human services for the purposes of this chapter.

1:9 New Paragraph; Department of Health and Human Services; Duties of the Department. Amend RSA 161:2 by inserting after paragraph XVII the following new paragraph:

XVIII. Refugee Resettlement. Administer the New Hampshire refugee resettlement program as funded by and in cooperation with the United States Department of Health and Human Services under the Refugee Act of 1980.

1:10 New Section; Special Fund; Civil Fines. Amend RSA 151 by inserting after section 16-a the following new section:

151:16-b Civil Fines. All administrative fines and other civil monetary penalties collected by the department from facilities licensed under this chapter shall be kept by the state treasurer in a separate, non-lapsing, interest bearing account. Interest earned on moneys deposited in the account shall be deposited into the account. The moneys in the account shall be used by the department for the protection of the health and property of residents of facilities licensed under this chapter.

1:11 New Subparagraph; Special Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (299) the following new subparagraph:

(300) Civil fines collected under RSA 151:16-b, which shall be deposited as provided in such section.

1:12 Medicaid Enhancement Tax; Due Date. Amend RSA 84-A:3, II-a to read as follows:

II-a. For the taxable period beginning July 1, 1993, and for every taxable period thereafter, each hospital shall pay 100 percent of its medicaid enhancement tax due and payable for the taxable period no later than the fifteenth day of the [third] **fourth** month of the taxable period. Notwithstanding any provision of this chapter or any other law, no penalty or interest shall be imposed for failure to make payment of tax when due if such payment is made on or before the last day of the month in which such payment is due.

1:13 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend RSA 265-A:18, I(a)(3) to read as follows:

(3) Required to furnish proof of successful completion of an impaired driver intervention program prior to the restoration of the person's driver's license or privilege to drive, provided that, if the person has previously completed, or been required by a court or the department of safety to complete, an impaired driver intervention program (I.D.I.P.) or any similar program in any jurisdiction, the person shall be required to furnish proof of successful completion of the multiple DWI offender intervention [detention center] program (M.O.P.) or an equivalent 7-day residential intervention program approved by the commissioner of health and human services;

1:14 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend RSA 265-A:18, I(b)(3) to read as follows:

(3) Sentenced to a mandatory sentence of not less than 10 consecutive days of which 3 consecutive 24-hour periods shall be served in the county correctional facility and 7 consecutive days shall be served at the [state-operated] 7-day multiple DWI offender intervention [detention center] **program** established under RSA 265-A:40, which sentence shall begin no later than [21] **45** days after conviction. In the event that the [state-operated] 7-day multiple DWI offender intervention [detention center] **program** has no available space, the person shall be assigned to an equivalent 7-day residential intervention program approved by the commissioner of health and human services. The person shall begin following any treatment recommendations arising out of the final evaluation given to the person at the multiple DWI offender intervention [detention center] **program** or equivalent program within 60 days after the person has completed serving the required 7 consecutive days or such other time as the court may order;

1:15 Penalties for Intoxication or Under the 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 than 21 consecutive days of which 14 consecutive 24-hour periods shall be served in the county correctional facility followed by 7 consecutive days served at the [state-operated] 7-day multiple DWI offender intervention [detention center] **program** established under RSA 265-A:40, which sentence shall begin no later than 21 days after conviction. In the event that the [state-operated] 7-day multiple DWI offender intervention

~~[detention center]~~ **program** has no available space the person shall be assigned to an equivalent 7-day residential intervention program approved by the commissioner of health and human services, and the remainder of the sentence may be deferred at the court's discretion. The person shall begin following any treatment recommendations arising out of the final evaluation given to the person at the multiple DWI offender intervention ~~[detention center]~~ **program** or equivalent program within 60 days after the person has completed serving the required 7 consecutive days or such other time as the court may order. The court may, at the satisfactory completion of any ordered treatment, suspend any remaining deferred sentence. Failure to successfully complete any court-ordered intervention program or recommended treatment shall result in the imposition of any remaining deferred sentence; and

1:16 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend RSA 265-A:18, IV(a)(3)-(5) to read as follows:

(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 than 37 consecutive days of which 30 consecutive 24-hour periods shall be served in the county correctional facility followed by 7 consecutive days to be served at the ~~[state-operated]~~ 7-day multiple DWI offender intervention ~~[detention center]~~ **program** established under RSA 265-A:40 within 21 days after conviction, except that in circumstances where the ~~[state-operated]~~ 7-day multiple DWI offender intervention ~~[detention center]~~ **program** has no available space the person shall be assigned to an equivalent 7-day residential intervention program approved by the commissioner of health and human services. The person shall begin following any treatment recommendations arising out of the final evaluation given to the person at the multiple DWI offender intervention ~~[detention center]~~ **program** or equivalent program within 60 days after the person has completed serving the required 30 consecutive 24-hour periods or such other time as the court may order.

(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 than 10 consecutive days of which 3 consecutive 24-hour periods shall be served in the county correctional facility and 7 consecutive days shall be served at the ~~[state-operated]~~ 7-day multiple DWI offender intervention ~~[detention center]~~ **program** established under RSA 265-A:40, which sentence shall begin no later than 21 days after conviction. In the event that the ~~[state-operated]~~ 7-day multiple DWI offender intervention ~~[detention center]~~ **program** has no available space the person shall be assigned to an equivalent 7-day residential intervention program approved by the commissioner of health and human services. The person shall begin following any treatment recommendations arising out of the final evaluation given to the person at the multiple DWI offender intervention ~~[detention center]~~ **program** or equivalent program within 60 days after the person has completed serving the required 7 consecutive days or such other time as the court may order.

(4) The person's driver's license or privilege to drive shall be revoked for not less than 3 years.

(5) The person shall pay a fee to the commissioner, as established under RSA 126-A:43, for the costs of the [state-operated] 7-day multiple DWI offender intervention [detention center] program prior to license restoration. If the person attends an approved equivalent 7-day residential intervention program, the fees and costs shall be paid to the program.

1:17 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend RSA 265-A:18, VI to read as follows:

VI. If any person is convicted of a violation of RSA 265-A:2, I or RSA 265-A:3, and the conviction is not based upon a complaint which alleges prior convictions as provided in paragraph IV, but the person is found to have had one or more such prior convictions in this state or in an out-of-state jurisdiction within 10 years preceding the date of the offense, the person's driver's license or privilege to drive shall be revoked for not less than one year nor more than 3 years. Except for good cause found by the court and noted in writing, the court may suspend up to 6 months of this sentence, provided that within 45 days after conviction the person has entered the 7-day program at the [state-operated] multiple DWI offender intervention [detention center] program or an equivalent 7-day residential intervention program approved by the commissioner of health and human services, as provided in RSA 265-A:40 and RSA 265-A:42. The person's license shall not be restored until the person has successfully completed the program. The court may further order attendance at a residential treatment center, for a period not to exceed 30 days, at the person's own expense.

1:18 Penalties for Intoxication or Under the Influence of Drugs Offenses. Amend RSA 265-A:18, XI to read as follows:

XI. Any person convicted of a violation of RSA 265-A:2, RSA 265-A:3, or RSA 265-A:19, II, and who at the time of driving or attempting to drive a vehicle or off highway recreational vehicle or operating or attempting to operate a boat was transporting a person under the age of 16, shall have the driver's license or privilege to drive revoked for the maximum time period under the section violated and the person's license or privilege to drive shall not be restored until the offender has successfully completed a 7-day program at the [state-operated] multiple DWI offender program or an equivalent 7-day residential intervention program approved by the commissioner at the person's own expense.

1:19 Penalties for Boating While Intoxicated. Amend RSA 265-A:19, II to read as follows:

II. Any person convicted of a violation of RSA 265-A:2, II who at the time of the violation was transporting a person under the age of 16 shall not operate a boat on the waters of this state until the offender has successfully completed a 7-day program at the [state-operated] multiple DWI offender program or an equivalent 7-day residential intervention program approved by the department of health and human services at the person's own expense. Any person operating a boat in violation of this paragraph is guilty of a misdemeanor.

1:20 Impaired Driver Intervention Programs. Amend RSA 265-A:39, I to read as follows:

I. Except as provided in paragraph IV, the commissioner of the department of health

and human services shall be responsible for biennially approving the impaired driver intervention programs and 7-day residential intervention programs equivalent to the multiple DWI offender intervention [detention center] program (M.O.P.) which persons convicted under RSA 265-A:2 or RSA 265-A:3 shall attend in order to regain their driver's licenses or driving privileges; but the commissioner of the department of health and human services shall not approve any impaired driver intervention program unless such program is conducted without cost to the state. Notwithstanding RSA 6:12, any fees collected under subparagraph IV(g) of this section shall be placed in a nonlapsing revolving account and shall be used by the commissioner for the purposes of this subdivision only.

1:21 Multiple DWI Offender Intervention Program. RSA 265-A:40 is repealed and reenacted to read as follows:

265-A:40 Multiple DWI Offender Intervention Program.

I. The commissioner of the department of health and human services shall be responsible for the establishment and administration of the 7-day multiple DWI offender intervention program which persons convicted under RSA 265-A:2 or RSA 265-A:3 or sentenced pursuant to RSA 651:2, V(h) may be required to attend. The commissioner shall have the authority to directly operate the program, to approve community-based providers to operate the program in accordance with rules adopted pursuant to RSA 541-A, or to contract with public or private entities to operate the program.

II. Any person who attends the 7-day multiple DWI offender intervention program shall be required to pay the fees for the program to the department of health and human services. Full payment shall be made in advance unless the person has entered into a payment plan contract with the office of reimbursements prior to entry into the program. Payment of all fees shall be made no later than one year after completion of the program. The fees shall be sufficient to make the program self-supporting, exclusive of start-up costs. The fees collected shall be deposited in a special account in the office of the state treasurer and utilized as provided in RSA 265-A:41.

III. The 7-day multiple DWI offender intervention program shall furnish to the courts a report indicating when a person has completed attendance at the program, and shall furnish to the division of motor vehicles, department of safety, a report indicating when a person who attends the program pursuant to RSA 265-A:18 has successfully completed the program and treatment or involvement in a substance abuse program when appropriate and warranted.

IV. The commissioner of the department of health and human services shall adopt rules, pursuant to RSA 541-A, relative to the operation of the 7-day multiple DWI offender intervention program with respect to:

(a) Program curriculum and content.

(b) Any other matter related to the proper administration of this section.

1:22 Impaired Driver Intervention Programs; Utilization of Funds. Amend RSA 265-A:41 to read as follows:

265-A:41 Utilization of Funds. All funds derived from the fees collected by the

commissioner of the department of health and human services under RSA 265-A:18 shall be paid over to the state treasurer within 10 days of the subsequent month, or at an earlier date, for deposit into a separate account in the treasury known as the 7-day multiple DWI offender intervention [detention center] program account. These funds are appropriated as indicated in the operating budget as a source of funds for the 7-day multiple DWI offender intervention [detention center] program. Any funds remaining in the account over the appropriation indicated in the operating budget shall lapse into the general fund at the end of each fiscal year.

1:23 Impaired Driver Intervention Programs; Attendance Required. Amend RSA 265-A:42, IV(b) to read as follows:

(b) In the case of enrollment in the [state-operated] 7-day multiple DWI offender intervention [detention center] **program**, a person shall provide such certified copy at the time of enrollment or prior to the issuance of a report under RSA 265-A:40, III and RSA 265-A:18, VIII.

1:24 Sentences and Limitations. Amend RSA 651:2, V(h) to read as follows:

(h) In cases of a person convicted of a felony or class A misdemeanor, a court may sentence such person to 7 consecutive 24-hour periods to be served at the [state-operated] 7-day multiple DWI offender intervention [detention center] program established under RSA 265-A:40, if the evidence demonstrates that alcohol was a contributing factor in the commission of the offense and provided that space is available in the program and such person pays the fees for the program in full prior to admission.

1:25 Report Required. The commission to examine driving while impaired education and intervention programs shall, pursuant to the authority under 2008, 256:10, as extended by 2009, 202:5, study the penalties for intoxication or under the influence of drugs offenses, including but not limited to the multiple DWI offender intervention program. Based upon available research and data, the commission shall review and evaluate the merits of the penalties and the program in order to develop recommendations on these issues. On or before November 1, 2010, the commission shall report its findings to the governor's commission on alcohol and drug abuse prevention, intervention, and treatment, the speaker of the house of representatives, the president of the senate, the commissioner of the department of health and human services, the house clerk, the senate clerk, the state library, and the governor and shall make recommendations, if appropriate, for future legislation to address these issues.

1:26 State Treasurer; Application of Receipts. Amend RSA 6:12, I(b)(147) to read as follows:

(147) Moneys deposited in the 7-day multiple DWI offender intervention [detention center] program account under RSA 265-A:41.

1:27 Department of Health and Human Services; Office of Reimbursements; Duties. Amend RSA 126-A:34, I(a) to read as follows:

(a) Review and investigate all records of the New Hampshire hospital, Laconia developmental services, the secure psychiatric unit, the Glendiff home, the Anna Philbrook center, and the multiple DWI offender intervention [detention center]

program (M.O.P.), relative to expenses incurred by patients, residents, or clients at such institutions, facilities, or programs or expenses incurred by patients, residents, or clients receiving care, treatment, services, or maintenance at the direction of the commissioner of health and human services, and make recommendations to the commissioner and to the respective superintendents or directors of such institutions, facilities, or programs as to the rates to be charged for the care, treatment, and maintenance of such patients, residents, or clients.

1:28 Department of Health and Human Services; Office of Reimbursements; Financial Statements. Amend RSA 126-A:38, II-III to read as follows:

II. Persons admitted to the multiple DWI offender intervention [detention center] program (M.O.P.) who do not pay program fees in full at the time of admission shall file a financial statement under penalty of perjury on forms provided for this purpose by the office of reimbursements and shall enter a payment contract for balance of fees due. The office of reimbursements shall be entitled to recover reasonable attorneys fees and costs of collection for program fees not paid in accordance with a payment contract.

III. Persons admitted to the multiple DWI offender intervention [detention center] program (M.O.P.) shall notify the office of reimbursements of each change of mail address and actual street address until that person has made payment in full of fees due in accordance with an M.O.P. payment contract. Whenever notice to a person subject to a payment contract is required, notice to the last mail address on file with the office of reimbursements shall be deemed notice to and binding on the payer.

1:29 Operating Budget; Lapse; Legislative Branch. Notwithstanding 2009, 143:1, the legislative branch shall lapse an additional \$312,000 for the fiscal year ending June 30, 2010 and lapse an additional \$669,000 for the fiscal year ending June 30, 2011. The reductions required by this section shall be in addition to the lapse required pursuant to 2009, 143:10 and in addition to the lapse required pursuant to 2010, 4:1.

1:30 Operating Budget; General Fund Appropriation Reductions; Department of Information Technology. Notwithstanding 2009, 143:1, the department of information technology, in consultation with the department of administrative services, shall reduce class lines of the department by an amount that will result in additional reductions of general funded agencies' appropriations for class 27 totaling \$2,175,000 for the fiscal year ending June 30, 2011. The reductions required under this section shall be in addition to any reductions required pursuant to 2009, 143:12 and by Executive Order No. 2010-02. The commissioner of the department of information technology shall submit to the fiscal committee of the general court and the commissioner of the department of administrative services an itemization of the reductions in expenditure classes made to implement this section on or before July 31, 2010.

1:31 Operating Budget; General Fund Appropriation Reduction; Department of State. Notwithstanding 2009, 143:1, the state general fund appropriations for the department of state shall be reduced by an additional \$149,000 for the fiscal year ending June 30, 2011. The reduction required by this section shall be in addition to

any reductions required pursuant to Executive Order No. 2010-02. The secretary of state shall submit to the fiscal committee of the general court an itemization of the reductions in expenditure classes made to implement this section on or before February 15, 2011.

1:32 Operating Budget; General Fund Appropriation Reduction; Board of Tax and Land Appeals. Notwithstanding 2009, 143:1, the state general fund appropriations for the board of tax and land appeals shall be reduced by an additional \$7,769 for the fiscal year ending June 30, 2011. The reduction required by this section shall be in addition to any reductions required pursuant to Executive Order No. 2010-02. The chairman of the board of land and tax appeals shall submit to the fiscal committee of the general court an itemization of the reductions in expenditure classes made to implement this section on or before February 15, 2011.

1:33 Operating Budget; General Fund Appropriation Reduction; Department of Environmental Services.

I. Notwithstanding 2009, 143:1, the state general fund appropriations for the department of environmental services shall be reduced by an additional \$432,335 for the fiscal year ending June 30, 2011. The reduction required by this paragraph shall be in addition to any reductions required pursuant to Executive Order No. 2010-02, paragraph II of this section, and any other section contained in this act. Such reduction shall be attributable to a combination of vacant positions, supplanting general fund appropriations with federal funds and other funds that might be available for that purpose, and reductions in specific class line item appropriations provided that such reductions do not cause a reduction of grants or aid to local communities or an increase in fees. The commissioner of environmental services shall submit to the fiscal committee of the general court an itemization of the reductions in expenditure classes made to implement this section on or before February 15, 2011.

II. For the fiscal year ending June 30, 2011 and each fiscal year thereafter, the department of environmental services shall process payments for state aid programs using a "just in time" payment schedule. Notwithstanding 2009, 143:1, the state general fund appropriations for the department of environmental services shall be reduced by an additional \$1,071,827 for the fiscal year ending June 30, 2011 to reflect the savings from "just in time" payments from the following:

State Aid Programs (03-44-44-4420-1003 class 073): \$907,576

Public Water Systems (03-44-44-4420-1426 class 073): \$122,649

Solid Waste: Assist-Prmt-Enfor (03-44-44-4440-5402 class 073): \$41,602

1:34 Health and Human Services; Contract Consolidation. For the fiscal year ending June 30, 2011, the department of health and human services shall reduce state general fund appropriations by \$1,500,000 by consolidating social services and medical contracts in order to reduce administrative costs. The department shall not reduce program services in order to meet the reductions required under this section.

1:35 Health and Human Services; TANF Family Supports. For the fiscal year ending June 30, 2011, the department of health and human services shall reduce state

general fund appropriations by \$1,500,000 by eliminating contracts for Temporary Assistance to Needy Families (TANF) family supports and providing such services utilizing existing department staff.

1:36 Youth Development Center; Appropriation Reduction. Notwithstanding any provision of law to the contrary, the department of health and human services shall decrease state general fund appropriations for the youth development center under accounting unit 05-95-41-412010 by \$1,166,161 for the fiscal year ending June 30, 2011. In order to meet this reduction, the department shall eliminate 30 positions at the youth development center which are no longer necessary due to the declining census at such center.

1:37 Department of Health and Human Services; North Country Transportation. For the biennium ending June 30, 2011, the department of health and human services shall not reduce funding provided to North Country Transportation used toward meeting the state matching funds requirement for the Job Access and Reverse Commute (JARC) grant award from the United States Department of Transportation.

1:38 Prevention Programs. Amend RSA 170-G:4, XVI to read as follows:

XVI. Encourage cities, towns, and counties to develop and maintain prevention programs, court diversion programs, and alternative dispositions for juveniles other than placements outside of the home through the use of a formula which shall allow for the transfer of funds to cities, towns, and counties which have, or are developing, prevention programs or alternatives for juvenile care. The amount to be distributed for this program shall be not less than [4.5] **3** percent of the annual amount appropriated to the department of health and human services for placement costs. The method of distribution shall be based upon rules adopted under RSA 541-A by the commissioner. For purposes of this paragraph, prevention programs shall include programs or activities for the prevention of child abuse and neglect. **Before January 1, 2011, and biennially thereafter, the department shall provide to the chairpersons of the house and senate health and human services committees, and the chairpersons of the house and senate finance committees a report assessing the effectiveness of the programs funded through this paragraph.**

1:39 Department of Health and Human Services; Suspension of Residential Rate Setting Rule. Amend 2009, 144:32 to read as follows:

144:32 Department of Health and Human Services; Suspension of Residential Rate Setting Rule. Notwithstanding any provision of the law or rule to the contrary, for the biennium ending June 30, 2011, He-C 6422 relative to the residential child care facilities rate setting is suspended. The base rate for residential providers for the [biennium] **state fiscal year** ending June 30, [2011] **2010** shall be the rate in effect on June 30, 2009. **For the state fiscal year ending June 30, 2011, the rate paid to residential providers subject to the rate setting rule as of June 30, 2009 shall be reduced by 2 percent. The base rate for the calculation of the 2 percent rate reduction shall be the rate in effect on June 30, 2009. Notwithstanding any provision of law or rule to the contrary, for state fiscal year 2011, the rate established pursuant to RSA 170-G:4, XVII for all other services and programs which are paid for by the**

department pursuant to RSA 169-B:40, 169-C:27, and 169-D:29 shall be reduced by 2 percent. The base rate for the calculation of the 2 percent rate reduction shall be the rate in effect on July 1, 2009.

1:40 Department of Health and Human Services; Direct Graduate Medical Education; Suspension. Amend 2009, 144:24 to read as follows:

144:24 Department of Health and Human Services; 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 contemplated at 42 U.S.C. section 1396a(a)(30)(A) to be effective July 1, 2009. 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 are suspended until ~~June 30, 2011~~ **July 1, 2011**.

1:41 Authorization for Debt Restructuring. The state treasurer is hereby authorized to refinance all or a portion of the state's fiscal year 2011 debt service obligations by the issuance at one time or from time to time of up to \$55,000,000 aggregate principal amount of general obligation refunding bonds, which shall mature in such amounts and at such time as the state treasurer, with the approval of the governor and council, shall determine; provided that the final maturity of such bonds shall not be later than June 30, 2021. The issue of such bonds shall be subject to the same requirements and provisions of law as would then be applicable to the issue of the bonds being refunded, except as provided in this section. Such refinancing is intended to result in a general fund reduction of the required debt service for the biennium ending June 30, 2011 of approximately \$40,000,000. The amount of general fund debt service so refinanced shall lapse to the general fund on or before June 30, 2011.

1:42 Capital Appropriation; University System of New Hampshire. Amend 2005, 259:2, I to read as follows:

I. The Knowledge Economy Education Plan (KEEP NH) documents the need for investment in university system of New Hampshire projects primarily to renovate and expand science, engineering, and technology facilities. The sum of \$109,500,000 is hereby committed and appropriated to the university system of New Hampshire (USNH) for the KEEP NH plan, effective July 1, 2005 but limited to the drawdown of funds as stated in this section. The appropriation is for the following capital projects:

- A. DeMeritt Hall renovation and expansion (UNH);
- B. James Hall renovation and expansion (UNH);
- C. Parsons Hall renovation (UNH);
- D. Planning for renovation of Nesmith Hall (UNH), renovation and expansion of Physical Education Center (PSU), and conversion of former Zorn dining commons to academic building (KSC);
- E. Infrastructure work on the Keene State College and Plymouth State University campuses;

F. NHPTV equipment (UNH); and

G. University Centers that would co-locate USNH and Community-Technical College System programs.

I-a. The further sum of \$25,000,000 is hereby committed and appropriated to USNH, subject to the limitation on the drawdown of funds as stated in this section, for such other deferred maintenance, repair, renovation, and capital projects as may be approved by the university system board of trustees provided, however, that such projects shall not involve any of the buildings renovated or expanded with funding appropriated for the KEEP NH plan, 2001, 202:2, and paragraph I of this section, namely, at UNH: Murkland Hall, Kingsbury Hall DeMeritt Hall, James Hall, and Parsons Hall; at PSU: Boyd Hall; and at KSC: Mason Library and Science Building.

1:43 Capital Appropriation; University System of New Hampshire; KEEP NH. Amend 2005, 259:2, II, to read as follows:

II. The university system board of trustees will determine the timing of the projects and the specific dollar allocation to each from the above sum available, while ensuring the respective campus priorities are addressed. The board of trustees shall report on the progress of the projects in [paragraph] **paragraphs I and I-a** to the capital budget overview committee on a quarterly basis. The appropriation shall be nonlapsing and in addition to any other appropriation to the university system; provided, however, that the university system shall not receive actual cumulative payments from the state for such purposes of more than:

A. \$4,500,000 through the biennium ending June 30, 2007.

B. \$39,500,000 through the biennium ending June 30, 2009 (\$35,000,000 in new authorization for the biennium).

C. [\$74,500,000] **\$99,500,000** through the biennium ending June 30, 2011
([\$35,000,000] **\$60,000,000** in new authorization for the biennium).

D. [\$109,500,000] **\$134,500,000** through the biennium ending June 30, 2013
(\$35,000,000 in new authorization for the biennium).

1:44 Capital Budget; Bonds Authorized; University System of New Hampshire; KEEP. Amend 2005, 259:8, II to read as follows:

II. To provide funds for the appropriation made in section 2, paragraphs I, **I-a**, and II, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of [\$109,500,000] **\$134,500,000** and for said purposes may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A; provided the cumulative bonds or notes shall not be issued in excess of:

(1) \$4,500,000 through the biennium ending June 30, 2007.

(2) \$39,500,000 through the biennium ending June 30, 2009.

(3) [\$74,500,000] **\$99,500,000** through the biennium ending June 30, 2011.

(4) [\$109,500,000] **\$134,500,000** through the biennium ending June 30, 2013.

1:45 Tobacco Tax; Tax on Products Other than Cigarettes. Amend RSA 78:7-c to read as follows:

78:7-c Tax Imposed on Tobacco Products Other Than Cigarettes. A tax upon the retail consumer is hereby imposed on tobacco products other than cigarettes at a rate of [48.59] **65.03** percent of the wholesale sales price. The tax under this section may be rounded to the nearest cent if the commissioner determines that the amount of tax would not thereby be made materially disproportionate. No such tax is imposed on any transactions, the taxation of which by this state is prohibited by the Constitution of the United States. No such tax shall be imposed on premium cigars.

1:46 Operating Budget; Transfer of Dedicated Funds. Notwithstanding RSA 6:12 and any other law to the contrary, for the fiscal year ending June 30, 2010, the department of administrative services shall transfer funds from the following accounts or funds maintained separately on the books of the state to the general fund in the following amounts:

Account/Fund Amount Transferred to General Fund

Statewide Public Boat Access Fund, RSA 233-A:13 \$500,000

Nitrogen Oxide Emissions Reduction Fund,

RSA 125-J:13, II \$90,000

Laboratory Equipment Fund, RSA 131:3-a, II \$100,000

New Hampshire Hazardous Waste Cleanup Fund,

RSA 147-B:3 \$100,000

Default Bench Warrant Fund, RSA 263:56-d \$100,000

Fire Standards and Training and Emergency Medical

Services Fund, RSA 21-P:12-d \$1,500,000

Recount Administrative and Fee Account,

RSA 660:31 \$110,000

Reflectorized Plates Inventory Fund, RSA 228:25 \$250,000

Education Credentialing Fund, RSA 186:11, X \$250,000

Sludge Analysis Fund, RSA 485-A:4, XVI-c \$25,000

Wastewater Plant Operator Certification Fund, RSA 485-A:7-a \$75,000

Navigation Safety Fund, RSA 270-E:6-a \$700,000

Criminal Records Fund, RSA 106-B:7, II \$250,000

Motorcycle Rider Safety Fund, RSA 263:34-e \$100,000

Police standards and training council training fund,

RSA 188-F:30 \$800,000

Greenhouse gas emissions reduction fund, RSA 125-O:23 \$3,100,000

1:47 Operating Budget; Lapse of Appropriation. New Hampshire Retirement System; Retirement Pension Benefit; Health Insurance. Amend 2009, 143:1, 01, 59, 59, 590510, 1052, class 064, footnote F to read as follows:

~~[*064 F. This appropriation shall not lapse until June 30, 2011]~~

1:48 Operating Budget. Lapse of Appropriation. Judicial Council; Contracts for Program Services. Amend 2009, 143:1, 02, 07, 07, 070010, 1094, class 102, footnote F to read as follows:

~~[*102 F. This appropriation shall not lapse until June 30, 2011]~~

1:49 Department of Treasury. Lapse of Appropriation for Debt Service. Amend 2009, 143:1, 01, 38, 38, 380010, 2076, class 043, footnote F and class 044, footnote F to read as follows:

~~[Class Notes, 043 F. This appropriation shall not lapse until on June 30, 2011.~~

~~Class Notes, 044 F. This appropriation shall not lapse until on June 30, 2011.]~~

1:50 Taxation of Interest and Dividends; Who Taxable. Amend RSA 77:3, I(b) to read as follows:

(b) ***Partnerships, limited liability companies, associations, and*** trusts, the beneficial interest in which is not represented by transferable shares, whose gross interest and dividend income from all sources exceeds \$2,400 during the taxable year, but not including a qualified investment company as defined in RSA 77-A:1, XXI, or a trust comprising a part of an employee benefit plan, as defined in the Employee Retirement Income Security Act of 1974, section 3.

1:51 Taxation of Interest and Dividends; What Taxable. RSA 77:4, III is repealed and reenacted to read as follows:

III. Dividends, other than stock dividends paid in new stock of the partnership, limited liability company, association, or trust issuing the same, on shares in partnerships, limited liability companies, associations, or trusts the beneficial interest in which is represented by transferable shares.

1:52 New Sections; Taxation of Interests and Dividends; Partnerships and Limited Liability Companies. Amend RSA 77 by inserting after section 14 the following new sections:

77:14-a Partnerships and Limited Liability Companies. Partnerships and limited liability companies having a usual place of business in this state, any member of which is an inhabitant thereof, shall be subject to taxes imposed by this chapter. If any of the members of the partnership or limited liability company are not inhabitants of this state only so much of the income thereof as is proportionate to the aggregate interest of the partners or members who are inhabitants of this state in the profits of the partnership or limited liability company shall be taxed.

77:14-b Partners and Members. The tax shall be assessed on such a partnership or limited liability company by the name under which it does business, and the partners or members shall not be taxed with respect to the taxable income derived by them from such a partnership or limited liability company.

77:14-c Members of Partnership or Limited Liability Company Outside the State. An

inhabitant of this state who is a member of a partnership or limited liability company having no usual place of business in this state, who receives income from such partnership or limited liability company derived from such a source that it would be taxable if received directly from such source by such partner or member, shall as to such income be subject to the taxes imposed by this chapter.

77:14-d Application of Sections. RSA 77:14-a to 77:14-c shall apply, so far as apt, to associations and trusts, but not to partnerships, limited liability companies, associations, and trusts the beneficial interest in which is represented by transferable shares.

1:53 Repeal. RSA 77:1-a, relative to definitions, is repealed.

1:54 Applicability. Sections 50-53 of this act shall apply to taxable periods ending on or after December 31, 2010.

1:55 New Chapter; Commission to Study Business Taxes Established. Amend RSA by inserting after chapter 77-E the following new chapter:

CHAPTER 77-F

COMMISSION TO STUDY BUSINESS TAXES

77-F:1 Commission to Study Business Taxes Established.

I. There is a commission established to study business taxes.

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

(a) Three members 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.

(c) Five members of the public appointed by the governor, representing the following groups and interests:

(1) Tax experts and accountants;

(2) Small business;

(3) Real estate, finance, and investment; and

(4) Business trade associations.

III. The commission shall study and evaluate:

(a) The present system of business taxation in New Hampshire, including but not limited to the rates and allocation among taxpayers of the business enterprise tax, the business profits tax, and the interest and dividends tax.

(b) Whether there are changes to the present system of business taxes and rates of assessment that should be considered by the legislature in order to:

(1) Ensure fairness and equity in the allocation of business taxes including among similarly situated business entities and taxpayers;

(2) Ensure clear tax laws and synchronization with federal tax laws; and

(3) Continue to provide a business tax environment that enhances the growth of jobs, income in the state, and the transition to clean and renewable energy.

(c) Safe harbors for the reasonable compensation deduction under the business profits tax, including but not limited to:

- (1) Safe harbors based on the percentage of the gross selling price on the sale of business assets other than inventory;
- (2) The percentage of gross revenues and the percentage of gross business profits using the independent investor return test;
- (3) The federal self-employment tax; and
- (4) Any other issue related to the reasonable compensation deduction.

(d) Business tax credits and deductions including, but not limited to, net operating losses.

(e) Offering tax credits to insurance companies that create new net jobs in New Hampshire.

IV. The commission may solicit and receive testimony and other information from any person or organization with information or expertise relevant to the committee's objective. State agencies shall cooperate with the commission, and provide data, information, reports, and testimony to the commission upon request.

V. The governor shall appoint a chair from among the members. The first meeting of the commission shall be called by the chair and shall be held within 45 days of the effective date of this section. Seven members of the commission shall constitute a quorum.

VI. Legislative members of the commission shall receive mileage at the legislative rate when attending meetings of the commission.

VII. The commission shall, following a public hearing on a draft final report, submit a final report on the items included in subparagraphs III(a), (b), and (e) or before December 1, 2010, containing its findings and any recommendations for proposed legislation, to the governor, the president of the senate, the speaker of the house of representatives, the chairs of the house and senate ways and means committees, the house and senate clerks, and the state librarian.

VIII. The commission shall, following a public hearing on a draft final report, submit a final report on the items included in subparagraphs III(c) and (d) or before November 1, 2012, containing its findings and any recommendations for proposed legislation, to the governor, the president of the senate, the speaker of the house of representatives, the chairs of the house and senate ways and means committees, the house and senate clerks, and the state librarian.

1:56 Repeal. RSA 77-F, relative to a commission to study business taxes, is repealed.

1:57 Department of Agriculture; Licenses; Transfers of Animals and Birds. Amend RSA 437:3 to read as follows:

437:3 Licenses. Applications for licenses shall be made annually in writing to the department accompanied by a license fee of [\$200] **\$350**. After January 1, the license fee shall be [\$100] **\$175**. If after inspection the department finds that the premises, cages and facilities thereon meet the proper standards for health and

sanitation and that their use will not result in inhumane treatment of said animals or birds, and proof is provided with the application that the zoning enforcement official of the municipality wherein such facility is to be maintained has certified that the facility conforms to the municipal zoning regulations, a license shall be issued. Licenses shall expire on June 30 following issue, and may be renewed on application to the department accompanied by a renewal fee of ~~[\$200]~~ **\$350**. Such licenses shall be in the form prescribed by the department, shall be publicly displayed at the premises covered by them and adjacent to animal display cages. Each such license shall be subject to revocation at any time by the department, if in the judgment of the department the conditions under which it was issued are not being maintained. Each licensee shall be inspected by an employee of the department or by a person appointed by the department no less frequently than every 6 months. Upon receipt of a written complaint alleging violation of this subdivision, the department shall investigate said complaint within a reasonable time. All license fees shall be deposited in the state treasury.

1:58 Lottery Commission; Report Required. The lottery commission shall submit to the governor, the president of the senate, and the speaker of the house of representatives, no later than November 15, 2010, a comprehensive report describing how it proposes to modernize and update its products within the next 5 years in order to maximize revenues in a competitive lottery environment.

1:59 Operating Budget; Transfer of Appropriations; Adequate Education Grants; Funds From Education Trust Fund Transferred to General Fund.

I. The commissioner of the department of administrative services is authorized to transfer up to \$80,000,000 from the appropriation in account 06-56-56-560010-7550 class line 086 for fiscal year 2011 into account 06-56-56-560010-7550, class line 086 for fiscal year 2010 on or before June 30, 2010. Account 06-56-56-560010-7550, class line 079 for fiscal year 2010 shall be reduced by the same amount that is transferred into account 06-56-56-560010-7550, class line 086 for fiscal year 2010, and account 06-56-56-560010-7550, class line 079 for fiscal year 2011 shall be increased by the corresponding amount.

II. Notwithstanding RSA 198:39, any funds remaining in the education trust fund as of June 30, 2010 shall be transferred to the general fund as undesignated surplus.

1:60 Application; Appropriations Reductions; All State Agencies. The reductions required by this act shall be in addition to the reductions required by 2009, 143:22, I and 2009, 144:289.

1:61 Special Meetings; Reduction or Rescission of 2010 Appropriations. Notwithstanding any other provision of law, in response to anticipated reductions in state revenues to political subdivisions, the governing body of any town, school district, or village district, including those that have adopted RSA 40:13, may call a special meeting of the legislative body to consider reduction or rescission of appropriations made at the annual meeting for the fiscal year beginning January 1, 2010 or July 1, 2010, as the case may be, subject to the following:

I. The governing body of any town, village district, or school district that has adopted the provisions of RSA 40:13 may elect to hold and conduct the meeting in accordance with the provisions of this section and without regard to the provisions

of RSA 40:13. A special meeting under this section shall not be petitioned under RSA 39:3 and no petitioned warrant articles shall be inserted in the warrant.

II. The governing body's warrant shall specify, in one or more articles, the amounts of appropriations proposed for reduction or rescission from the operating budget or separate warrant articles, or both, adopted by the 2010 annual meeting.

III. The governing body shall hold a public hearing on the proposed reductions or rescissions at least 14 days prior to the meeting. Notice of the time, place, and subject of such hearing shall be posted in at least 2 public places within the political subdivision, one of which shall be on the political subdivision's website, if such exists, at least 7 days prior to the hearing.

IV. The governing body of such town, village district, or school district shall post a notice of the meeting, which shall include the warrant, in at least 2 public places within the political subdivision, one of which shall be on the political subdivision's website, if such exists, at least 7 days prior to the meeting. Additional notice shall be published in a newspaper of general circulation in the political subdivision, provided that if there is no newspaper of general circulation in which notice can be published at least 7 days before the date of the meeting, public notice shall be posted in at least one additional place within the political subdivision.

V. The meeting shall be conducted in accordance with RSA 40:1 through RSA 40:11. The most recently updated checklist shall be used.

VI. The legislative body may approve or disapprove any proposed reduction or rescission of appropriations, or may approve lesser reductions, but the legislative body may not approve greater reductions, increase appropriations, reduce or rescind an appropriation not specified in the warrant, or act on any other business at the meeting.

VII. Except as provided in this section, provisions of the following chapters of the RSAs, as they apply to special meetings of the legislative bodies of towns, school districts, and village districts, shall not be required for special meetings held pursuant to this section: RSA 31, RSA 32, RSA 39, RSA 49-D, RSA 52, RSA 197, RSA 654, RSA 669, RSA 670, and RSA 671.

1:62 Repeal. Section 61 of this act, relative to the special meetings of towns, is repealed.

1:63 State Agencies; Supplanting General Fund Reductions With Other Funds. For the fiscal year ending June 30, 2011, any state agency may supplant general fund reductions required pursuant to this act with federal and other funds that may become available for that purpose. The department of administrative services shall report to the fiscal committee of the general court on or before July 30, 2010 detailing the use of any such funds.

1:64 Department of Health and Human Services; Reduction in Appropriation. Amend 2009, 143:9, as amended by 2010, 4:3 to read as follows:

143:9 Department of Health and Human Services; Reduction in Appropriation. The department of health and human services is hereby directed to reduce state general fund appropriations from any line by **[\$19,559,231] \$1,016,900** for the biennium ending June 30, 2011. Any direct services to New Hampshire citizens shall

be excluded from these reductions unless expressly approved by the fiscal committee of the general court and the governor and council. The department shall provide a quarterly report of reductions made under this section to the fiscal committee of the general court and the governor and council.

1:65 Shelter Care Services. For the biennium ending June 30, 2011, the department of health and human services shall continue to fund shelter care services at Midway Shelter in Bradford, Antrim Girls Shelter in Antrim, and North Country Shelter Care in Jefferson.

1:66 Committee to Study the Youth Development Center and State Prison for Women.

I. There is established a committee to study the state-owned facility options for the populations of the youth development center, the state prison for women, and the Shea Farm transitional housing unit.

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

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

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

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

IV. The committee shall study the state-owned facility options for the populations of the youth development center, the state prison for women, and the Shea Farm transitional housing unit. The committee shall make a recommendation on the use of state-owned facilities for said populations and determine all statutory or administrative rule changes that will be necessary to effectuate said recommendation.

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

VI. The committee shall report its findings and any recommendations for proposed legislation to the 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, 2010.

1:67 Fine Revenues. Notwithstanding the provisions of RSA 262:44, the state treasurer shall deposit into the general fund \$185,000 for fiscal year 2010 from fine revenues received under RSA 262:44, I.

1:68 Documentation of Marriages; Marriage License Fee. Amend RSA 457:29 to read as follows:

457:29 Marriage License Fee. The fee for the marriage license shall be [\$45] **\$50** to be paid by the parties entering into the marriage. The clerk shall forward \$38 from each fee to the department of health and human services for the purposes of RSA

173-B:15, **and \$5 to the state treasurer for deposit in the general fund.** The clerk shall retain the remaining \$7 as the fee for making the records of notice, issuing the certificate of marriage, and forwarding the [\$38] **\$43** portion of the marriage license fee.

1:69 Fees for Copies, Verifications, and Amendments to Vital Records. Amend RSA 5-C:10, I-II to read as follows:

- I. A town clerk or the registrar shall be paid in advance, by any person requesting any copy or verification as provided in RSA 5-C:9, the sum of [\$12] **\$15** for making a search, which sum shall include payment for the issuance of such copy or verification, and [\$8] **\$10** for each subsequent copy, provided that the fee to town clerks for examination of documents and issuance of a delayed birth certificate shall be \$25.
- II. The town clerk shall forward \$8 of each search fee collected by the clerk under this section to the department of state for deposit in the vital records improvement fund established under RSA 5-C:15, **and \$3 to the state treasurer for deposit in the general fund,** and shall retain the remaining \$4 as the clerk's fee for issuing such a copy. For subsequent copies issued at the same time, the town clerk shall forward \$5 of the fee collected for each subsequent copy under this section to the department for deposit in the vital records improvement fund established under RSA 5-C:15 **and \$2 to the state treasurer for deposit in the general fund,** and [the town clerk] shall retain the remaining \$3 as the clerk's fee for issuing such a copy. The town clerk shall retain the \$25 fee for a delayed birth certificate as the clerk's fee for examining documents and issuing the delayed birth certificate. Fees collected by the registrar shall be forwarded to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:15.

1:70 Prohibition on Delay of Payment or Expenditure. For the fiscal years ending June 30, 2010 and June 30, 2011, no department as defined in RSA 9:1, except the department of environmental services' payments made pursuant to paragraph II of section 33 of this act, shall delay a payment or expenditure from one fiscal year to the subsequent fiscal year solely for the purpose of generating an unexpended balance that would lapse in the preceding year.

1:71 Appropriations and Charges. In addition to any other sums appropriated for the fiscal year ending June 30, 2011, the following appropriations and charges are hereby authorized for the following departments and agencies. Said appropriations shall be a charge against the funds as specified in the individual appropriation:

Accounting Unit	Class	Department/Agency	Fund Source	FY 2011
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01-14		Department of Administrative Services		
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01-14-14-1400-1042		Commissioner - Administration		
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01-14-14-1400- 1042	020 Current Expenses	General Funds (\$1,000)
01-14-14-1400- 1042	030 Equipment New/Replacement	General Funds (\$500)
01-14-14-1400- 1042	080 Out-of State Travel	General Funds (\$1,000)
01-14-14-1410- 1044	Personnel Admin - Support	
01-14-14-1410- 1044	020 Current Expenses	General Funds (\$7,500)
01-14-14-1405- 1310	Bureau of Accounting	
01-14-14-1405- 1310	030 Equipment New/Replacement	General Funds (\$250)
01-14-14-1405- 1310	066 Employee Training	General Funds (\$1,450)
01-14-14-1405- 1330	Financial Reporting	
01-14-14-1405- 1330	070 In-State Travel	General Funds (\$150)
01-14-14-1405- 1330	080 Out-of State Travel	General Funds (\$1,000)
01-14-14-1400- 1350	Budget Office	
01-14-14-1400- 1350	080 Out-of State Travel	General Funds (\$1,000)

01-14-14-1400-
1360

Business Office

01-14-14-1400-
1360

020 Current Expenses

General Funds (\$500)

01-14-14-1420-
1370

Financial Data Management

01-14-14-1420-
1370

037 Technology - Hardware

General Funds (\$25,352)

01-14-14-1420-
1370

046 Consultants(non-benefited)

General Funds (\$30,000)

01-14-14-1400-
1375

Risk Management Unit

01-14-14-1400-
1375

020 Current Expenses

General Funds (\$500)

01-14-14-1400-
1375

030 Equipment New/Replacement

General Funds (\$250)

01-14-14-1400-
1375

080 Out-of State Travel

General Funds (\$1,000)

01-14-14-1415-
1440

Plant & Property
Administration

01-14-14-1415-
1440

070 In-State Travel

General Funds (\$250)

01-14-14-1415-
1440

080 Out-of State Travel

General Funds (\$1,450)

01-14-14-1410-
1442

Employee Relations

01-14-14-1410-

020 Current Expenses

General Funds (\$600)

1442

01-14-14-1415- General Services
2040

01-14-14-1415- 023 Heat, Electricity & Water General Funds (\$50,000)
2040

01-14-14-1415- 080 Out-of State Travel General Funds (\$184)
2040

01-14-14-1415- Bureau Facilities and Assets
2042 Management

01-14-14-1415- 030 Equipment New/Replacement General Funds (\$5,300)
2042

01-14-14-1415- Bureau of Court Facilities
2045

01-14-14-1415- 023 Heat, Electricity & Water Other Funds (\$125,000)
2045

01-14-14-1415- 047 Own Forces Maintenance - Other Funds (\$6,500)
2045 Building & Grounds

01-14-14-1415- 070 In-State Travel Other Funds (\$5,000)
2045

01-14-14-1415- 201 Sheriff's Reimbursement General Funds (\$100,000)
2045

01-14-14-1415- M-S Building
2083

01-14-14-1415- 020 Current Expenses General Funds (\$10,000)
2083

01-14-14-1415- 023 Heat, Electricity & Water General Funds (\$25,000)
2083

01-14-14-1415- 030 Equipment New/Replacement General Funds (\$900)
2083

01-14-14-1415- 070 In-State Travel General Funds (\$500)
2083

01-14-14-1415- Public Works Bureau
2091

01-14-14-1415- 020 Current Expenses General Funds (\$5,000)
2091

01-14-14-1415- 030 Equipment New/Replacement General Funds (\$1,000)
2091

01-14-14-1415- 070 In-State Travel General Funds (\$7,500)
2091

01-14-14-1415- Dept. Of Justice Building
2098

01-14-14-1415- 023 Heat, Electricity & Water General Funds (\$15,000)
2098

01-14-14-1415- 030 Equipment New/Replacement General Funds (\$1,000)
2098

01-14-14-1415- Upham Walker Building
2099

01-14-14-1415- 023 Heat, Electricity & Water General Funds (\$5,000)
2099

01-14-14-1415- Lakes Region Campus
5320

01-14-14-1415- 070 In-State Travel General Funds (\$300)

5320

01-14-14-1400-
1356

Retirees Health

01-14-14-1400- 046 Consultants (Non-benefited) General Funds (\$7,790)
1356

01-14-14-1400-
1356

100 Prescription Drug
Expenditures

General Funds (\$1,423,300)

01-14-14-1400-
1356

101 Medical Payments To
Providers

General Funds (\$1,010,800)

01-14-14-1400-
1356

102 Contracts for Program
Services

General Funds (\$108,110)

01-34

Department of Cultural
Resources

01-34-34-3420-
3420

Office of Preservation

01-34-34-3420-
3420

010 Personal Services -
Permanent Classified

General Funds (\$38,560)

01-34-34-3420-
3420

060 Benefits

General Funds (\$31,614)

01-34-34-3420-
3441

Federal Preservation
Programs

01-34-34-3420-
3441

010 Personal Services -
Permanent Classified

Federal Funds \$38,560

01-34-34-3420-
3441

060 Benefits

Federal Funds \$31,614

01-34-34-3405- 7000	Central Library Services	
01-34-34-3405- 7000	010 Personal Services - Permanent Classified	General Funds (\$115,595)
01-34-34-3405- 7000	060 Benefits	General Funds (\$44,512)
01-34-34-3410- 1250	State Arts Development	
01-34-34-3410- 1250	011 Personal Services - Unclassified	General Funds (\$32,561)
01-34-34-3410- 1250	060 Benefits	General Funds (\$12,469)
01-84	Dept of Revenue Administration	
01-84-84-8400- 7884	Administration	
01-84-84-8400- 7884	070 In-State Travel	General Funds (\$50,000)
01-84-84-8405- 1301	Audit Division	
01-84-84-8405- 1301	010 Personal Services - Permanent Classified	General Funds (\$319,665)
01-84-84-8405- 1301	060 Benefits	General Funds (\$180,391)
01-84-84-8405- 1401	Collections Division	
01-84-84-8405-	010 Personal Services -	General Funds (\$47,981)

1401	Permanent Classified		
01-84-84-8405- 1401	060	Benefits	General Funds (\$24,135)
01-84-84-8405- 1501		Documents Processing Division	
01-84-84-8405- 1501	010	Personal Services - Permanent Classified	General Funds (\$126,805)
01-84-84-8405- 1501	012	Personal Services - Unclassified	General Funds (\$70,853)
01-84-84-8405- 1501	045	Personal Services (Non- Benefited)	General Funds (\$30,000)
01-84-84-8405- 1501	060	Benefits	General Funds (\$126,972)
01-84-84-8410- 5413		Appraisal Services	
01-84-84-8410- 5413	010	Personal Services - Permanent Classified	General Funds (\$33,291)
01-84-84-8410- 5413	060	Benefits	General Funds (\$14,258)
01-28	Real Estate Commission		
01-28-28-2800- 2054		Real Estate Comm Admin	
01-28-28-2800- 2054	010	Personal Services- Permanent Classified	General Funds (\$11,000)
01-28-28-2800- 2054	104	Certification Expense	General Funds (\$27,000)

01-29	Real Estate Appraiser Board	
01-29-29-2923- 1140	Real Estate Appraiser Board Admin	
01-29-29-2923- 1140	060 Benefits	General Funds (\$7,155)
01-51	Board of Accountancy	
01-51-51-5100- 2115	Board of Accountancy Admin	
01-51-51-5100- 2115	020 Current Expenses	General Funds (\$8,000)
01-51-51-5100- 2115	046 Consultants (Non-benefited)	General Funds (\$4,100)
01-31	Joint Board	
01-31-31-3100- 2250	Joint Board Admin	
01-31-31-3100- 2250	010 Personal Services- Permanent Classified	General Funds (\$33,840)
01-31-31-3100- 2250	060 Benefits	General Funds (\$23,561)
01-39	Board of Manufactured Housing	
01-39-39-3923- 4423	Board of Manufactured Housing	
01-39-39-3923- 4423	020 Current Expense	General Funds (\$1,451)

01-39-39-3923- 4423	070 In-State Travel	General Funds (\$260)
01-05	Executive Council	
01-05-05-0520- 1001	Executive Council	
01-05-05-0520- 1001	012 Personal Services - Unclassified	General Funds (\$300)
01-05-05-0520- 1001	020 Current Expense	General Funds (\$2,180)
01-05-05-0520- 1001	027 Transfers to DoIT	General Funds (\$500)
01-05-05-0520- 1001	030 Equipment	General Funds (\$600)
01-05-05-0520- 1001	080 Out-of-state Travel	General Funds (\$1,215)
01-02	Executive Office	
01-02-02-0200	Executive Office	
01-02-02-0200- 1036	Office of the Governor	
01-02-02-0200- 1036	Personal Services/Current Expenses/Benefits	General Funds (\$75,665)
01-02-02-0205	Governor's Commission on Disability	
01-02-02-0205- 1004	Commission on Disability	
01-02-02-0205- 1004	011 Personal Services -	General Funds (\$31,237)

Unclassified

01-02-02-0205- 1006	020 Current Expenses	General Funds (\$500)
01-02-02-0205- 1004	026 Organizational Dues	General Funds (\$100)
01-02-02-0205- 1006	030 Equipment	General Funds (\$500)
01-02-02-0205- 1006	046 Consultants (Non-Benefited)	General Funds (\$750)
01-02-02-0205- 1004	060 Benefits	General Funds (\$4,881)
01-02-02-0205- 1006	070 In-state Travel	General Funds (\$1,500)
01-02-02-0205- 1006	080 Out-of-State	General Funds (\$559)
01-02-02-0205- 1004	230 Interpreter Services	General Funds (\$2,000)
01-02-02-0240	Office of Energy and Planning	
01-02-02-0240- 6400	Administration	
01-02-02-0240- 6400	010 Personal Services- Permanent Classified	General Funds (\$21,204)
01-02-02-0240- 6400	016 Personal Services - Non- Classified	General Funds (\$12,659)
01-02-02-0240- 6400	046 Consultants (Non-Benefited)	General Funds (\$10,000)
01-02-02-0240- 6400	060 Benefits	General Funds (\$6,942)

01-02-02-0240- 6400	068 Remuneration	General Funds (\$18,607)
01-02-02-0240- 6570	Municipal/Regional Assistance	
01-02-02-0240- 6570	010 Personal Services- Permanent General Funds (\$2,150) Classified	
01-02-02-0240- 6570	060 Benefits	General Funds (\$332)
01-02-02-0240- 6570	073 Grants - Non Federal	General Funds (\$30,000)
01-02-02-0240- 4096	Connecticut River Valley	
01-02-02-0240- 4096	068 Remuneration	General Funds (\$26,136)
01-02-02-0240- 8114	Unemployment Compensation	
01-02-02-0240- 8114	061 Unemployment Compensation	General Funds (\$5,000)
02-12	Adjutant General Department	
02-12-12-1200- 2220	Administration and Armories	
02-12-12-1200- 2220	010 Personal Services- Permanent General Funds (\$89,318) Classified	
02-12-12-1200- 2220	020 Current Expense	General Funds (\$15,000)
02-12-12-1200- 2220	022 Rents & Leases Other than	General Funds (\$6,853)

State

02-12-12-1200- 2220	060 Benefits	General Funds (\$63,308)
02-12-12-1200- 2233	Air National Guard MNT/OPER	
02-12-12-1200- 2233	020 Current Expenses	General Funds (\$5,000)
02-12-12-1200- 2233	020 Current Expenses	Federal Funds (\$15,000)
02-12-12-1200- 2233	023 Heat, Electricity, & Water	General Funds (\$5,000)
02-12-12-1200- 2233	023 Heat, Electricity, & Water	Federal Funds (\$15,000)
02-12-12-1200- 2233	047 Own Forces Maintenance - Building & Grounds	General Funds (\$5,000)
02-12-12-1200- 2233	047 Own Forces Maintenance - Building & Grounds	Federal Funds (\$15,000)
02-12-12-1200- 2240	Army and State 50/50	
02-12-12-1200- 2240	023 Heat, Electricity, & Water	General Funds (\$45,000)
02-12-12-1200- 2240	023 Heat, Electricity, & Water	Federal Funds (\$45,000)
02-12-12-1200- 2240	103 Contracts for Operational Services	General Funds (\$88,374)
02-12-12-1200- 2240	103 Contracts for Operational Services	Federal Funds (\$88,374)

02-12-12-1210- 2260	NH State Veterans Cemetery Operations		
02-12-12-1210- 2260	050	Personal Services - Temporary/Appointed	General Funds (\$15,000)
02-12-12-1210- 2260	060	Benefits	General Funds (\$1,147)
02-18	Department of Agriculture, Markets & Food		
02-18-18-1825- 2705	Animal Population Control		
02-18-18-1825- 2705	010	Personal Services- Permanent General Funds (\$30,888) Classified	
02-18-18-1825- 2705	060	Benefits	General Funds (\$30,098)
02-18-18-1830- 2137	Pesticide Regulation		
02-18-18-1830- 2137	060	Benefits	General Funds (\$31,626)
02-18-18-1830- 2137	060	Benefits	Other Funds \$31,626
02-18-18-1805- 2133	Division of Weights & Measures		
02-18-18-1805- 2133	018	Overtime	General Funds (\$31,041)
02-18-19-1900- 7883	Board of Veterinary Medicine		
02-18-19-1900-	010	Personal Services- Permanent General Funds (\$9,688)	

7883	Classified	
02-18-19-1900- 7883	060 Benefits	General Funds (\$5,677)
02-20	Department of Justice	
02-20-20-2000- 2601	Attorney General	
02-20-20-2000- 2601	010 Personal Services- Permanent General Funds (\$89,379) Classified	
02-20-20-2000- 2601	060 Benefits	General Funds (\$32,799)
02-20-20-2005- 2610	Criminal Bureau	
02-20-20-2005- 2610	010 Personal Services- Permanent General Funds (\$124,374) Classified	
02-20-20-2005- 2610	060 Benefits	General Funds (\$63,229)
02-20-20-2005- 2610	010 Personal Services- Permanent Federal Funds \$92,428 Classified	
02-20-20-2005- 2610	060 Benefits	Federal Funds \$42,264
02-20-20-2005- 2611	Consumer Bureau	
02-20-20-2005- 2611	010 Personal Services- Permanent General Funds (\$39,990) Classified	
02-20-20-2005- 2611	014 Personal Services- Unclassified	General Funds (\$68,092)
02-20-20-2005-	060 Benefits	General Funds (\$43,025)

2611

02-20-20-2005- 010 Personal Services- Permanent Other Funds \$39,990
2611 Classified

02-20-20-2005- 014 Personal Services- Other Funds \$68,092
2611 Unclassified

02-20-20-2005- 060 Benefits Other Funds \$43,025
2611

02-20-20-2010- Civil Bureau
2620

02-20-20-2010- 010 Personal Services- Permanent General Funds (\$47,310)
2620 Classified

02-20-20-2010- 013 Personal Services- General Funds (\$172,374)
2620 Unclassified

02-20-20-2010- 060 Benefits General Funds (\$106,062)
2620

02-73 Public Employee Labor
Relations Board

02-73-73-7300- Public Employee Labor
2066 Relations Board

02-73-73-7300- 010 Personal Services- Permanent General Funds (\$14,936)
2066 Classified

02-73-73-7300- 020 Current Expenses General Funds (\$1,500)
2066

02-73-73-7300- 026 Organizational Dues General Funds (\$115)
2066

02-73-73-7300- 046 Consultants (Non-Benefited) General Funds (\$1,200)
2066

02-73-73-7300- 050 Personal Services- Temporary General Funds (\$4,500)
2066

/ Appointed

02-73-73-7300- 2066	070 In-State Travel	General Funds (\$250)
02-86	Racing & Charitable Gaming Commission	
02-86-86-8600- 2210	Racing & Charitable Gaming Commission	
02-86-86-8600- 2210	018 Overtime	General Funds (\$5,000)
02-86-86-8600- 2210	019 Holiday Pay	General Funds (\$1,000)
02-86-86-8600- 2210	020 Current Expenses	General Funds (\$15,000)
02-86-86-8600- 2210	024 Maintenance Other than Building & Grounds	General Funds (\$500)
02-86-86-8600- 2210	059 Full-Time Temporary	General Funds (\$20,000)
02-86-86-8600- 2210	060 Benefits	General Funds (\$10,000)
02-86-86-8600- 2210	070 In-State Travel	General Funds (\$5,000)
02-26	Department of Labor	
02-26-26-2605- 6100	Inspection Division	
02-26-26-2605- 6100	010 Personal Services- Permanent General Funds (\$57,826) Classified	
02-26-26-2605- 6100	060 Benefits	General Funds (\$50,174)

02-77		Liquor Commission		
02-77-77-7705- 7878		Enforcement		
02-77-77-7705- 7878	18	Overtime	Other Funds	(\$60,000)
02-77-77-7705- 7878	30	Equipment New/Replacement	Other Funds	(\$70,000)
02-77-77-7705- 1021		Licensing		
02-77-77-7705- 1021	22	Rents & Leases Other Than State	Other Funds	(\$40,000)
02-77-77-7710- 1023		Financial Administration		
02-77-77-7710- 1023	22	Rents & Leases Other Than State	Other Funds	(\$110,000)
02-77-77-7715- 1024		Merchandising - Administration		
02-77-77-7715- 1024	46	Consultants (Non-Benefited)	Other Funds	(\$225,000)
02-46		Department of Corrections		
02-46-46-4650- 8236		Pharmacy		
02-46-46-4650- 8236	070	In-State travel	General Funds	(\$1,601)
02-46-46-4650- 8236	100	Prescription Drug	General Funds	(\$750,000)

Expenditures

02-46-46-4600-
7101

Commissioner's Office

02-46-46-4600-
7101

020 Current Expenses

General Funds (\$15,000)

02-46-46-4600-
7101

066 Employee Training

General Funds (\$15,000)

02-46-46-4600-
7101

070 In-State travel

General Funds (\$1,722)

02-46-46-4660-
7111

NH State Prison for Women

02-46-46-4660-
7111

020 Current Expenses

General Funds (\$10,000)

02-46-46-4660-
7111

023 Heat, Electricity & Water

General Funds (\$11,493)

02-46-46-4660-
7111

047 Own Forces Maintenance -
Building & Grounds

General Funds (\$2,000)

02-46-46-4660-
7111

048 Contractual Maintenance -
Building & Grounds

General Funds (\$3,000)

02-46-46-4660-
7111

068 Remuneration

General Funds (\$12,497)

02-46-46-4660-
7111

070 In-State travel

General Funds (\$3,257)

02-46-46-4660-
7111

102 Contracts For Program
Services

General Funds (\$242,000)

02-46-46-4650-
5833

Secured Psych Unit (SPU)

02-46-46-4650- 5833	020	Current Expenses	General Funds (\$5,000)
02-46-46-4650- 5833	024	Maintenance Other Than Building & Grounds	General Funds (\$1,000)
02-46-46-4650- 5833	047	Own Forces Maintenance - Building & Grounds	General Funds (\$5,000)
02-46-46-4650- 5833	068	Remuneration	General Funds (\$4,507)
02-46-46-4650- 5833	070	In-State travel	General Funds (\$1,831)
02-46-46-4630- 7103		NHSP/M - Kitchen	
02-46-46-4630- 7103	020	Current Expenses	General Funds (\$10,000)
02-46-46-4630- 7103	024	Maintenance Other Than Building & Grounds	General Funds (\$2,000)
02-46-46-4630- 7108		NHSP/M - Warehouse	
02-46-46-4630- 7108	020	Current Expenses	General Funds (\$40,000)
02-46-46-4630- 7108	070	In-State travel	General Funds (\$217)
02-46-46-4630- 7113		NHSP/M - Admin	
02-46-46-4630- 7113	020	Current Expenses	General Funds (\$10,000)
02-46-46-4630- 7113	024	Maintenance Other Than Building & Grounds	General Funds (\$1,000)

02-46-46-4630- 7113	070 In-State travel	General Funds (\$25,727)
02-46-46-4630- 7120	NHSP/M - Security	
02-46-46-4630- 7120	020 Current Expenses	General Funds (\$10,000)
02-46-46-4630- 7120	068 Remuneration	General Funds (\$150,173)
02-46-46-4630- 7140	NHSP/M - Maintenance	
02-46-46-4630- 7140	020 Current Expenses	General Funds (\$40,000)
02-46-46-4630- 7140	023 Heat, Electricity & Water	General Funds (\$158,914)
02-46-46-4630- 7140	047 Own Forces Maintenance - Building & Grounds	General Funds (\$10,000)
02-46-46-4630- 7140	070 In-State travel	General Funds (\$3,257)
02-46-46-4600- 7170	Parole Board	
02-46-46-4600- 7170	020 Current Expenses	General Funds (\$5,000)
02-46-46-4600- 7170	068 Remuneration	General Funds (\$200)
02-46-46-4600- 7170	070 In-State travel	General Funds (\$9,874)
02-46-46-4650-	Mental Health	

8231

02-46-46-4650- 020 Current Expenses General Funds (\$1,000)
8231

02-46-46-4650- 070 In-State travel General Funds (\$2,569)
8231

02-46-46-4650- Residential Treatment Unit
8235 (RTU)

02-46-46-4650- 020 Current Expenses General Funds (\$5,000)
8235

02-46-46-4650- 070 In-State travel General Funds (\$2,910)
8235

02-46-46-4610- Financial Services
8300

02-46-46-4610- 020 Current Expenses General Funds (\$1,000)
8300

02-46-46-4610- 070 In-State travel General Funds (\$286)
8300

02-46-46-4640- Field Services
8302

02-46-46-4640- 020 Current Expenses General Funds (\$10,000)
8302

02-46-46-4640- 023 Heat, Electricity & Water General Funds (\$1,562)
8302

02-46-46-4640- 047 Own Forces Maintenance - General Funds (\$2,000)
8302 Building & Grounds

02-46-46-4640- 070 In-State travel General Funds (\$90,733)
8302

02-46-46-4600- 8360	Training	
02-46-46-4600- 8360	020 Current Expenses	General Funds (\$2,000)
02-46-46-4600- 8360	070 In-State travel	General Funds (\$1,329)
02-46-46-4645- 7874	Calumet House	
02-46-46-4645- 7874	023 Heat, Electricity & Water	General Funds (\$2,455)
02-46-46-4645- 7874	024 Maintenance Other Than Building & Grounds	General Funds (\$2,000)
02-46-46-4645- 7874	070 In-State travel	General Funds (\$1,086)
02-46-46-4650- 8234	Medical - Dental	
02-46-46-4650- 8234	024 Maintenance Other Than Building & Grounds	General Funds (\$3,000)
02-46-46-4650- 8234	070 In-State travel	General Funds (\$11,326)
02-46-46-4645- 5172	Shea Farm	
02-46-46-4645- 5172	023 Heat, Electricity & Water	General Funds (\$2,947)
02-46-46-4645- 5172	048 Contractual Maintenance - Building & Grounds	General Funds (\$6,000)

02-46-46-4645- 7107	North End House	
02-46-46-4645- 7107	070 In-State travel	General Funds (\$543)
02-46-46-4600- 8301	Human Resources	
02-46-46-4600- 8301	070 In-State travel	General Funds (\$615)
02-76	NH Commission for Human Rights	
02-76-76-7600- 7882	NH Commission for Human Rights	
02-76-76-7600- 7882	020 Current Expenses	General Funds (\$2,175)
02-76-76-7600- 7882	020 Current Expenses	Federal Funds (\$458)
02-76-76-7600- 7882	038 Technology - Software	General Funds (\$2,557)
02-76-76-7600- 7882	038 Technology - Software	Federal Funds (\$539)
02-76-76-7600- 7882	050 Personal Services- Temporary / Appointed	General Funds (\$1,638)
02-76-76-7600- 7882	050 Personal Services- Temporary / Appointed	Federal Funds (\$345)
02-76-76-7600- 7882	057 Books, Periodicals,Subscriptions	General Funds (\$1,922)
02-76-76-7600- 7882	057 Books, Periodicals,Subscriptions	Federal Funds (\$405)
02-76-76-7600-	066 Employee Training	General Funds (\$814)

7882

02-76-76-7600- 068 Remuneration General Funds (\$826)
7882

02-76-76-7600- 070 In-State Travel General Funds (\$1,264)
7882

02-76-76-7600- 103 Contracts for Operational Services General Funds (\$25)
7882

02-76-76-7600- 103 Contracts for Operational Federal Funds (\$5)
7882 Services

03-35 Department of Resources and Economic Development

03-35-35-3500-3400 Office of the Commissioner

03-35-35-3500- 040 Indirect Costs General Funds (\$1,657)
3400

03-35-35-3500- Design Development-
3401 Maintenance

03-35-35-3500- 010 Personal Services- Permanent General Funds (\$36,025)
3401 Classified

03-35-35-3500- 010 Personal Services- Permanent Other Funds (\$41,782)
3401 Classified

03-35-35-3500- 3401	060 Benefits	General Funds (\$14,395)
03-35-35-3500- 3401	060 Benefits	Other Funds (\$16,694)
03-35-35-3500- 3402	Bureau Of Historic Sites	
03-35-35-3500- 3402	070 In-State Travel	General Funds (\$500)
03-35-35-3510- 3500	Forest And Lands/Adm.	
03-35-35-3510- 3500	045 Personal Services (Non- Benefited)	General Funds (\$16,000)
03-35-35-3510- 3505	Management & Protection	
03-35-35-3510- 3505	010 Personal Services- Permanent Classified	Other Funds (\$19,413)
03-35-35-3510- 3505	060 Benefits	Other Funds (\$7,765)
03-35-35-3510- 3510	Forest Management	
03-35-35-3510- 3510	010 Personal Services- Permanent Classified	General Funds (\$86,509)
03-35-35-3510- 3510	010 Personal Services- Permanent Classified	Other Funds \$86,509
03-35-35-3510- 3510	020 Current Expenses	General Funds (\$10,000)
03-35-35-3510- 3510	060 Benefits	General Funds (\$24,825)

3510

03-35-35-3510- 060 Benefits Other Funds \$24,825
3510

03-35-35-3510- Fuelwood
2102

03-35-35-3510- 020 Current Expenses Other Funds \$10,000
2102

03-35-35-3510- Forest Protection
3520

03-35-35-3510- 010 Personal Services- Permanent General Funds (\$55,996)
3520 Classified

03-35-35-3510- 050 Personal Services - General Funds (\$29,778)
3520 Temporary / Appointed

03-35-35-3510- 060 Benefits General Funds (\$32,758)
3520

03-35-35-3510- Special Deputy Training
3492

03-35-35-3510- 050 Personal Services - Other Funds \$25,000
3492 Temporary / Appointed

03-35-35-3510- 060 Benefits Other Funds \$1,912
3492

03-35-35-3505- Economic Development
3600 Admin.

03-35-35-3505- 020 Current Expenses General Funds (\$4,458)
3600

03-35-35-3505- 069 Promotional And Marketing General Funds (\$100,000)
3600

Expense

03-35-35-3505- 3612	Office of International Comm.	
03-35-35-3505- 3612	020 Current Expenses	General Funds (\$86,000)
03-35-35-3505- 3615	Industrial Research Center	
03-35-35-3505- 3615	102 Contracts For Program Services	General Funds (\$100,000)
03-35-35-3520- 3620	Travel & Tourism	
03-35-35-3520- 3620	069 Promotional And Marketing Expense	General Funds (\$165,000)
03-35-35-3520- 3576	International Tourism	
03-35-35-3520- 3576	069 Promotional And Marketing Expense	General Funds (\$5,000)
03-35-35-3520- 5874	Travel & Tourism Dev Fund	
03-35-35-3520- 5874	069 Promotional And Marketing Expense	General Funds (\$40,000)
03-44	Environmental Services	
03-44-44-4400- 1002	Administration and Support	
03-44-44-4400-	102 Contracts for Program	General Funds (\$220,000)

1002	Services	
03-44-44-4420-1003	State Aid Grants	
03-44-44-4420-1003	073 Grants - Non-Federal	General Funds (\$327,701)
03-44-44-4420-1518	Lakes - Rivers Management	
03-44-44-4420-1518	102 Contracts for Program Services	General Funds (\$100,000)
03-44-44-4420-1523	ShellFish Healthy Tides	
03-44-44-4420-1523	102 Contracts for Program Services	General Funds (\$16,500)
03-44-44-4420-3800	Dam Maintenance Administration	
03-44-44-4420-3800	102 Contracts for Program Services	General Funds (\$78,700)
03-44-44-4420-3800	303 Public Access Projects	General Funds (\$25,000)
03-44-44-4440-2589	CERCLA Maintenance	
03-44-44-4440-2589	102 Contracts for Program Services	General Funds (\$200,000)
03-44-44-4400-1002	Administration and Support	

03-44-44-4400-1002	010	Personal Services - Permanent Classified	General Funds (\$75,373)
03-44-44-4400-1002	010	Personal Services - Permanent Classified	Other Funds (\$34,982)
03-44-44-4400-1002	060	Benefits	General Funds (\$40,861)
03-44-44-4400-1002	060	Benefits	Other Funds (\$18,965)
03-44-44-4420-3800			Dam Bureau Administration
03-44-44-4420-3800	010	Personal Services - Permanent Classified	General Funds (\$110,070)
03-44-44-4420-3800	060	Benefits	General Funds (\$64,534)
03-44-44-4420-3800	010	Personal Services - Permanent Classified	Other Funds (\$22,545)
03-44-44-4420-3800	060	Benefits	Other Funds (\$13,218)
03-44-44-4420-3815			Wetlands Administration
03-44-44-4420-3815	010	Personal Services - Permanent Classified	General Funds (\$64,254)
03-44-44-4420-3815	060	Benefits	General Funds (\$51,343)
03-44-44-4440-5402			Solid Waste Assist- Prmt- Enfor
03-44-44-4440-5402	010	Personal Services - Permanent Classified	General Funds (\$147,661)

03-44-44-4440- 5402	060 Benefits	General Funds (\$72,576)
03-44-44-4440- 5492	RCRA State Match	
03-44-44-4440- 5492	010 Personal Services - Permanent Classified	General Funds (\$94,551)
03-44-44-4440- 5492	060 Benefits	General Funds (\$56,607)
03-44-44-4430- 5496	Radon Program	
03-44-44-4430- 5496	010 Personal Services - Permanent Classified	General Funds (\$31,907)
03-44-44-4430- 5496	060 Benefits	General Funds (\$10,027)
03-44-44-4430- 5496	010 Personal Services - Permanent Classified	Federal Funds (\$31,907)
03-44-44-4430- 5496	060 Benefits	Federal Funds (\$10,028)
04-96	Department of Transportation	
04-96-96-9640- 2931	Railroad	
04-96-96-9640- 2931	010 Personal Services- Permanent Classified	General Funds (\$34,866)
04-96-96-9640- 2931	060 Benefits	General Funds (\$21,800)
04-96-96-9640- 2931	010 Personal Services- Permanent Classified	Federal Funds \$34,866

04-96-96-9640- 2931	060 Benefits	Federal Funds	\$21,800
04-96-96-9640- 2107	Aeronautics		
04-96-96-9640- 2107	070 In-State Travel	General Funds	(\$4)
04-96-96-9640- 2049	Land & Buildings		
04-96-96-9640- 2049	046 Consultants (Non-Benefited)	General Funds	(\$2,500)
04-96-96-9640- 2049	048 Contractual Maintenance - Buildings & Grounds	General Funds	(\$17,500)
04-96-96-9640- 2049	400 Construction, Repair & Material	General Funds	(\$5,000)
04-96-96-9640- 2058	Maintenance/Critical Repair		
04-96-96-9640- 2058	048 Contractual Maintenance - Buildings & Grounds	General Funds	(\$10,000)
05-95	Department of Health and Human Services		
05-95-40	Division for Children, Youth and Families		
05-95-40-4030- 5855	Child-Family Services		
05-95-40-4030- 5855	101 Medical Payments to Providers	General Funds	(\$6,997)
05-95-40-4030-	101 Medical Payments to	Federal Funds	(\$7,031)

5855	Providers		
05-95-40-4030-5855	533	Foster Care Services	General Funds (\$172,486)
05-95-40-4030-5855	533	Foster Care Services	Federal Funds (\$173,320)
05-95-40-4030-5855	535	Out Of Home Placements	General Funds (\$232,263)
05-95-40-4030-5855	535	Out Of Home Placements	Federal Funds (\$233,385)
05-95-40-4030-5855	550	Assessment and Counseling	General Funds (\$1,716)
05-95-40-4030-5855	550	Assessment and Counseling	Federal Funds (\$1,724)
05-95-40-4030-5855	563	Community Based Services	General Funds (\$59,040)
05-95-40-4030-5855	563	Community Based Services	Federal Funds (\$59,325)
05-95-40-4030-5857		DCYF-Prevention Programs	
05-95-40-4030-5857	073	Grants - Non-Federal	General Funds (\$784,911)
05-95-45		Division of Family Assistance	
05-95-45-4500-6127		Employment Support	
05-95-45-4500-6127	102	Contracts For Program Services	General Funds (\$73,000)
05-95-45-4500-6127	102	Contracts For Program Services	Federal Funds (\$554,000)

05-95-48	Bureau of Elderly and Adult Services	
05-95-48-4810-8915	Congregate Housing	
05-95-48-4810-8915	502 Payments to Providers	General Funds (\$15,000)
05-95-48-4815-6173	Nursing Services	
05-95-48-4815-6173	504 Nursing Home Payments	General Funds (\$2,057,000)
05-95-48-4815-6173	504 Nursing Home Payments	Federal Funds (\$2,057,000)
05-95-48-4815-6173	505 Mid-Level Care Expenses	General Funds (\$71,000)
05-95-48-4815-6173	505 Mid-Level Care Expenses	Federal Funds (\$70,000)
05-95-48-4815-6173	506 Home Nursing Services	General Funds (\$435,000)
05-95-48-4815-6173	506 Home Nursing Services	Federal Funds (\$436,000)
05-95-48-4815-6173	529 Home Health Services	General Funds (\$161,000)
05-95-48-4815-6173	529 Home Health Services	Federal Funds (\$161,000)
05-95-90	Division of Public Health Services	
05-95-90-9015-5121	Health Promotion	

05-95-90-9015- 5121	020	Current Expenses	General Funds (\$12,422)
05-95-90-9015- 5121	022	Rents & Leases Other than State	General Funds (\$1,500)
05-95-90-9015- 5121	050	Personal Services - Temporary/Appointed	General Funds (\$9,503)
05-95-90-9015- 5121	060	Benefits	General Funds (\$727)
05-95-90-9025- 5178		Immunization Program	
05-95-90-9025- 5178	102	Contracts For Program Services	Federal Funds (\$5,000)
05-95-90-9030- 5230		Public Health Laboratories	
05-95-90-9030- 5230	020	Current Expenses	General Funds (\$20,400)
05-95-90-9030- 5230	548	Reagents	General Funds (\$27,000)
05-95-92		Bureau of Behavioral Health	
05-95-92-9200- 7010		Community Mental Health Services	
05-95-92-9200- 7010	552	Rehab Services	General Funds (\$466,000)
05-95-92-9200- 7010	552	Rehab Services	Federal Funds (\$617,000)
05-95-93		Division of Developmental	

Services

05-95-93-9300-7100		Developmental Services	
05-95-93-9300-7100	102	Contracts for Program Services	General Funds (\$30,000)
05-95-93-9300-7100	557	Medicaid Waiver Services	General Funds (\$487,000)
05-95-93-9300-7100	557	Medicaid Waiver Services	Federal Funds (\$487,000)
05-95-93-9300-7016		Acquired Brain Disorder Services	
05-95-93-9300-7016	557	Medicaid Waiver Services	General Funds (\$87,000)
05-95-93-9300-7016	557	Medicaid Waiver Services	Federal Funds (\$87,000)
05-95-93-9300-7559		NH Brain Injury Program	
05-95-93-9300-7559	502	Payments to Providers	General Funds (\$50,000)
05-95-93-9300-5191		Special Medical Services	
05-95-93-9300-5191	046	Consultants (Non-Benefited)	General Funds (\$41,000)
05-95-93-9300-5191	102	Contracts for Program Services	General Funds (\$15,000)
05-95-93-9300-5191	561	Specialty Clinics	General Funds (\$99,000)

05-95-94		New Hampshire Hospital	
05-95-94-9400- 8750		Acute Psychiatric Services	
05-95-94-9400- 8750	102	Contracts for Program Services	General Funds (\$190,000)
05-95-94-9400- 8750	102	Contracts for Program Services	Federal Funds (\$22,000)
05-95-95-9560		Office of Medicaid and Business Policy	
05-95-95-9560- 6126		Medicaid Administration	
05-95-95-9560- 6126	512	Transportation Of Clients	General Funds (\$306,000)
05-95-95-9560- 6126	512	Transportation Of Clients	Federal Funds (\$306,000)
05-95-95-9560- 6143		Pharmacy Services	
05-95-95-9560- 6143	503	State Phase Down	General Funds (\$5,500,000)
05-95-95-9560- 6147		Provider Payments	
05-95-95-9560- 6147	101	Medical Payments to Providers	General Funds (\$1,455,046)
05-95-95-9560- 6147	101	Medical Payments to Providers	Federal Funds (\$1,455,046)

05-95-95-9560- 6147	565	Outpatient Hospital	General Funds (\$350,000)
05-95-95-9560- 6147	565	Outpatient Hospital	Federal Funds (\$350,000)
05-95-95-9584		DCBCS Treatment & Prevention	
05-95-95-9584- 1388		Governor	
05-95-95-9584- 1388	102	Contracts for Program Services	General Funds (\$76,000)
05-43		New Hampshire Veterans Home	
05-43-43-4300- 5358		Custodial Services	
05-43-43-4300- 5358	018	Overtime	General Funds (\$10,000)
05-43-43-4300- 5358	019	Holiday Pay	General Funds (\$5,000)
05-43-43-4300- 5358	020	Current Expenses	General Funds (\$10,000)
05-43-43-4300- 5358	021	Food Institutions	General Funds (\$26,000)
05-43-43-4300- 5358	023	Heat, Electricity & Water	General Funds (\$40,000)
05-43-43-4300- 5358	047	Own Forces Maintenance - Building & Grounds	General Funds (\$50,000)
05-43-43-4300- 5358	050	Personal Services - Temporary/Appointed	General Funds (\$20,000)
05-43-43-4300-	070	In-State Travel	General Funds (\$7,000)

5358

05-43-43-4300- 5359	Professional Services	
05-43-43-4300- 5359	010 Personal Services- Permanent General Funds	(\$773,535) Classified
05-43-43-4300- 5359	010 Personal Services- Permanent Federal Funds	\$773,535 Classified
05-43-43-4300- 5359	011 Personal Services - Unclassified	General Funds (\$5,727)
05-43-43-4300- 5359	011 Personal Services - Unclassified	Federal Funds \$5,727
05-43-43-4300- 5359	018 Overtime	General Funds (\$6,180)
05-43-43-4300- 5359	018 Overtime	Federal Funds \$6,180
05-43-43-4300- 5359	019 Holiday Pay	General Funds (\$23,619)
05-43-43-4300- 5359	019 Holiday Pay	Federal Funds \$10,974
05-43-43-4300- 5359	019 Holiday Pay	Other Funds (\$9,540)
05-43-43-4300- 5359	020 Current Expenses	General Funds (\$31,999)
05-43-43-4300- 5359	020 Current Expenses	Federal Funds \$27,640
05-43-43-4300- 5359	020 Current Expenses	Other Funds (\$3,289)
05-43-43-4300- 5359	026 Organizational Dues	General Funds (\$119)

05-43-43-4300- 5359	026	Organizational Dues	Federal Funds	\$119
05-43-43-4300- 5359	027	Transfers to Office Information Technology	General Funds	(\$7,520)
05-43-43-4300- 5359	027	Transfers to Office Information Technology	Federal Funds	\$7,520
05-43-43-4300- 5359	030	Equipment New/Replacement	General Funds	(\$10,952)
05-43-43-4300- 5359	030	Equipment New/Replacement	Federal Funds	\$10,952
05-43-43-4300- 5359	041	Audit Fund Set Aside	General Funds	(\$377)
05-43-43-4300- 5359	041	Audit Fund Set Aside	Federal Funds	\$377
05-43-43-4300- 5359	046	Consultants (Non-Benefited)	General Funds	(\$18,775)
05-43-43-4300- 5359	046	Consultants (Non-Benefited)	Federal Funds	\$18,775
05-43-43-4300- 5359	050	Personal Services - Temporary / Appointed	General Funds	(\$40,051)
05-43-43-4300- 5359	050	Personal Services - Temporary / Appointed	Federal Funds	\$40,051
05-43-43-4300- 5359	060	Benefits	General Funds	(\$407,826)
05-43-43-4300- 5359	060	Benefits	Federal Funds	\$407,826
05-43-43-4300- 5359	070	In-State Travel	General Funds	(\$1,366)
05-43-43-4300- 5359	070	In-State Travel	Federal Funds	\$527

05-43-43-4300- 5359	070 In-State Travel	Other Funds (\$633)
05-43-43-4300- 5359	080 Out-of State Travel	General Funds (\$313)
05-43-43-4300- 5359	080 Out-of State Travel	Federal Funds \$313
05-43-43-4300- 5360	Pharmacy Services	
05-43-43-4300- 5360	100 Prescription Drug Expenditures	General Funds (\$54,000)
05-74	HHS Admin Attached Boards	
05-74-74-7405- 7400	Board of Medicine	
05-74-74-7405- 7400	018 Overtime	General Funds (\$31)
05-74-74-7405- 7400	020 Current Expenses	General Funds (\$5,000)
05-74-74-7405- 7400	050 Personal Services - Temporary / Appointed	General Funds (\$18,810)
05-74-74-7405- 7400	060 Benefits	General Funds (\$1,552)
05-74-74-7410- 7410	Board of Optometry	
05-74-74-7410- 7410	020 Current Expenses	General Funds (\$1,500)
05-74-74-7410- 7410	070 In-State Travel	General Funds (\$539)

05-74-74-7420- 7420	Nursing Home Exam Board	
05-74-74-7420- 7420	020 Current Expenses	General Funds (\$500)
05-74-74-7420- 7420	050 Personal Services - Temporary / Appointed	General Funds (\$924)
05-74-74-7420- 7420	060 Benefits	General Funds (\$77)
05-74-74-7425- 7425	Off of Allied Health Prof	
05-74-74-7425- 7425	046 Consultants (Non-Benefited)	General Funds (\$700)
05-74-74-7425- 7425	050 Personal Services - Temporary / Appointed	General Funds (\$4,883)
05-74-74-7425- 7425	060 Benefits	General Funds (\$117)
	070 In-State Travel	General Funds (\$2,000)
05-74-74-7430- 7430	Nurses Registration	
05-74-74-7430- 7430	018 Overtime	General Funds (\$8,000)
05-74-74-7430- 7430	020 Current Expenses	General Funds (\$10,000)
05-74-74-7430- 7430	024 Maintenance Other Than Building & Grounds	General Funds (\$3,000)
05-74-74-7430- 7430	046 Consultants (Non-Benefited)	General Funds (\$3,500)

05-74-74-7430- 7430	050	Personal Services - Temporary / Appointed	General Funds	(\$924)
05-74-74-7430- 7430	060	Benefits	General Funds	(\$77)
05-74-74-7430- 7430	070	In-State Travel	General Funds	(\$500)
05-74-74-7431- 7431		Nurses Registration		
05-74-74-7431- 7431	020	Current Expenses	Other Funds	(\$1,000)
05-74-74-7431- 7431	024	Maintenance Other Than Building & Grounds	Other Funds	(\$3,000)
05-74-74-7431- 7431	042	Post Retirement (Additional Fringe Benefits)	Other Funds	(\$1,442)
05-74-74-7431- 7431	050	Personal Services - Temporary / Appointed	Other Funds	(\$306)
05-74-74-7431- 7431	060	Benefits	Other Funds	(\$500)
05-74-74-7432- 7432		Nurses Registration		
05-74-74-7432- 7432	020	Current Expenses	Other Funds	(\$9,000)
05-74-74-7432- 7432	046	Consultants (Non-Benefited)	Other Funds	(\$250)
05-74-74-7432- 7432	070	In-State Travel	Other Funds	(\$1,000)
05-74-74-7435- 7435		Pharmacy Board		

05-74-74-7435- 7435	018 Overtime	General Funds (\$8,000)
05-74-74-7435- 7435	020 Current Expenses	General Funds (\$2,004)
05-74-74-7435- 7435	022 Rents & Leases Other than State	General Funds (\$1,000)
05-74-74-7435- 7435	026 Organizational Dues	General Funds (\$600)
05-74-74-7435- 7435	046 Consultants (Non-Benefited)	General Funds (\$2,500)
05-74-74-7435- 7435	070 In-State Travel	General Funds (\$6,000)
05-74-74-7440- 7440	Chiropractic Examiners	
05-74-74-7440- 7440	010 Personal Services- Permanent Classified	General Funds (\$10,156)
05-74-74-7440- 7440	060 Benefits	General Funds (\$5,542)
05-74-74-7445- 7445	Cosmetology/Barbers Board	
05-74-74-7445- 7445	010 Personal Services- Permanent Classified	General Funds (\$8,385)
05-74-74-7445- 7445	060 Benefits	General Funds (\$10,632)
05-74-74-7450- 7450	Dental Board	
05-74-74-7450- 7450	020 Current Expenses	General Funds (\$5,500)

05-74-74-7450-	026	Organizational Dues	General Funds (\$590)
7450			
05-74-74-7450-	046	Consultants (Non-Benefited)	General Funds (\$1,000)
7450			
05-74-74-7455-		Electrolysis Board	
7455			
05-74-74-7455-	020	Current Expenses	General Funds (\$334)
7455			
05-74-74-7460-		Funeral Directors -	
7460		Embalmers	
05-74-74-7460-	020	Current Expenses	General Funds (\$994)
7460			
05-74-74-7460-	026	Organizational Dues	General Funds (\$75)
7460			
05-74-74-7460-	046	Consultants (Non-Benefited)	General Funds (\$1,000)
7460			
05-74-74-7465-		NH Bd of Mental Health	
7465		Practice	
05-74-74-7465-	020	Current Expenses	General Funds (\$3,000)
7465			
05-74-74-7465-	046	Consultants (Non-Benefited)	General Funds (\$1,000)
7465			
05-74-74-7465-	050	Personal Services -	General Funds (\$8,847)
7465		Temporary / Appointed	
05-74-74-7465-	060	Benefits	General Funds (\$733)
7465			
05-74-74-7470-		Ophthalmic Dispensers	

7470

05-74-74-7470- 020 Current Expenses General Funds (\$1,410)
7470

05-74-74-7475- Naturopathic Examiners
7475

05-74-74-7475- 020 Current Expenses General Funds (\$197)
7475

05-74-74-7475- 050 Personal Services - General Funds (\$584)
7475 Temporary / Appointed

05-74-74-7475- 060 Benefits General Funds (\$48)
7475

05-74-74-7480- Hearing Aid Dealers
7480

05-74-74-7480- 020 Current Expenses General Funds (\$1,000)
7480

05-74-74-7480- 070 In-State Travel General Funds (\$128)
7480

05-74-74-7485- Board of Acupuncture
7485

05-74-74-7485- 020 Current Expenses General Funds (\$183)
7485

05-74-74-7485- 050 Personal Services - General Funds (\$544)
7485 Temporary / Appointed

05-74-74-7485- 060 Benefits General Funds (\$45)
7485

05-74-74-7490- 7490	Midwifery Council	
05-74-74-7490- 7490	020 Current Expenses	General Funds (\$64)
05-74-74-7492- 7492	Bd of Alc - ODA Professionals	
05-74-74-7492- 7492	070 In-State Travel	General Funds (\$1,962)
05-74-74-7493- 7493	Massage Therapy Advisory Board	
05-74-74-7493- 7493	020 Current Expenses	General Funds (\$5,821)
05-74-74-7495- 7495	Bd of Licensed Dietitians	
05-74-74-7495- 7495	050 Personal Services - Temporary / Appointed	General Funds (\$1,158)
05-74-74-7495- 7495	060 Benefits	General Funds (\$96)
06-57	Postsecondary Education Commission	
06-57-57-5700- 5407	Administration - Financial Aid	
06-57-57-5700- 5407	021 Food Institutions	General Funds (\$2,000)
06-57-57-5700- 5407	050 Personal Services - Temporary / Appointed	General Funds (\$20,659)
06-57-57-5700- 5407	060 Benefits	General Funds (\$1,580)

5407

06-57-57-5700- 6074	Granite State Scholars	
06-57-57-5700- 6074	107 Scholarships & Grants	General Funds (\$160,949)
06-57-57-5700- 6075	Veterinary Education Program	
06-57-57-5700- 6075	107 Scholarships & Grants	General Funds (\$21,813)
06-57-57-5700- 6076	Medical Education Program	
06-57-57-5700- 6076	107 Scholarships & Grants	General Funds (\$5,000)
06-56	Department of Education	
06-56-56-5605- 2022	Governance and Standards	
06-56-56-5605- 2022	010 Personal Services- Permanent General Funds (\$72,852) Classified	
06-56-56-5605- 2022	046 Consultants (Non-Benefited)	General Funds (\$7,810)
06-56-56-5605- 2022	060 Benefits	General Funds (\$21,412)
06-56-56-5605- 2022	067 Training & Providers	General Funds (\$5,000)
06-56-56-5605- 2022	235 Transcription Services	General Funds (\$1,203)

06-56-56-5610- 000 Other State Aid
6019

06-56-56-5610- 078 Cat Aid - Education General Funds (\$7,892,809)
6019

06-56-56-5610- 600 Tuition and Transportation Aid General Funds (\$607,993)
6019

06-56-56-5610- 606 Dropout Prevention General Funds (\$128,065)
6019

06-56-56-5610- 607 Statewide Special Education General Funds (\$23,942)
6019

06-56-56-5610- 609 Local Education Improvement General Funds (\$39,903)
6019

06-56-56-5610- 610 Career Tech Student Orgs General Funds (\$9,178)
6019

06-56-56-5615- 000 Court Ordered Placements
4101

06-56-56-5615- 602 State Fund Non-Match General Funds (\$122,710)
4101

06-56-56-5620- 000 Instruction - State
6401

06-56-56-5620- 010 Personal Services- Permanent General Funds (\$137,710)
6401 Classified

06-56-56-5620- 060 Benefits General Funds (\$62,529)
6401

06-56-56-5620- 000 Curriculum and Assessment
3260

06-56-56-5620- 010 Personal Services- Permanent General Funds (\$63,180)

3260	Classified	
06-56-56-5620- 3260	060 Benefits	General Funds (\$27,613)
06-56-56-5620- 3260	067 Training & Providers	General Funds (\$1,836)
06-56-56-5620- 3260	102 Contracts for Program Services	General Funds (\$4,589)
06-56-56-5620- 3260	103 Contracts for Operational Services	General Funds (\$120)
06-56-56-5620- 3260	612 State Testing	General Funds (\$240,420)
06-56-56-5620- 5406	Parent As Teacher	
06-56-56-5620- 5406	602 State Fund Non-Match	General Funds (\$65,000)
06-56-56-5635- 4000	Program Support - State	
06-56-56-5635- 4000	010 Personal Services- Permanent Classified	General Funds (\$73,682)
06-56-56-5635- 4000	060 Benefits	General Funds (\$30,926)
06-56-56-5635- 4000	614 Data/Info Processing	General Funds (\$2,190)
06-56-56-5640- 3004	School Nutrition - Section IV	
06-56-56-5640- 3004	602 State Fund Non-Match	General Funds (\$15,961)

06-56-56-5650- 4082	Career Tech - Adult Learn - ADM	
06-56-56-5650- 4082	011 Personal Services- Unclassified	General Funds (\$92,106)
06-56-56-5650- 4082	060 Benefits	General Funds (\$25,218)
06-56-56-5650- 6030	Vocational Education - State	
06-56-56-5650- 6030	010 Personal Services- Permanent General Funds Classified	(\$30,888)
06-56-56-5650- 6030	060 Benefits	General Funds (\$13,235)
06-56-56-5660- 7004	Adult Education	
06-56-56-5660- 7004	602 State Fund Non-Match	General Funds (\$102,920)
06-83	Lottery Commission	
06-83-83-8300- 1029	Lottery Division	
06-83-83-8300- 1029	022 Rents & Leases Other than State	Other Funds (\$650,000)
06-61	McAuliffe-Shepard Discovery Center	
06-61-61-6100- 3432	Administration	
06-61-61-6100- 018	Overtime	General Funds (\$1,500)

3432

06-61-61-6100- 020 Current Expenses General Funds (\$12,700)
3432

06-61-61-6100- 023 Heat, Electricity & Water General Funds (\$21,100)
3432

06-61-61-6100- 024 Maintenance Other Than General Funds (\$1,500)
3432 Building & Grounds

06-61-61-6100- 048 Contractual Maintenance - General Funds (\$8,200)
3432 Building & Grounds

Total appropriations and charges as included in category 01 thru and including 06
General fund (\$35,561,860)

Federal funds (\$5,732,455)

Other funds (\$1,165,845)

Total (\$42,460,160)

1:72 Authorization.

2010-2011 state budget, 2009, 143, as may be required to accomplish a balanced budget in a time of fluctuating revenues.

V. Requirements on [tax-filing] forms as specified in RSA 21:11-a(2), V to read as follows:

v. Requirements on [tax filing] forms as specified in RSA 21:15-a shall be exempt from RSA 541-A.

1.74 Department of Revenue Administration, Exemption from Rulemaking Requirement. Amend RSA 21-J:13-a to read as follows:

21-J-15-a Exemption from Rulemaking Requirement. The commissioner shall be exempt from adopting, as rules pursuant to RSA 541-A, the requirements on [the department's tax filing] **all** forms [for the business profits tax, business enterprise tax, and interest and dividends tax].

1:75 Implementation of YDC Master Plan Recommendations. Amend 2007, 358:1 to read as follows:

358:1 Implementation of YDC Master Plan Recommendations. The department of health and human services may implement the recommendations of the youth development center (YDC) master plan, submitted April 1, 2006, and the memorandum of agreement with the United States Department of Justice relative to the receipt of federal funding for the construction of the new youth services center. Pursuant to RSA 10:4, the master plan recommendations and the memorandum of agreement with the Department of Justice, the department may initiate the procedure to subdivide property on the YDC campus, to preserve certain buildings for possible future use, to demolish buildings that have no significant historical

value or value to the operation of the current facility, and [to] **shall** expeditiously sell the 2 properties located at 1164 North River Road and 1188 North River Road, provided that the sale price for such properties shall be not less than their fair market value.

1:76 Turnpike System; Further Authority. The commissioner of transportation is authorized to acquire land as required for the purpose of constructing, operating, and maintaining a turnpike service plaza for motorists at the existing northbound and southbound rest areas in the town of Hooksett on Interstate route 93. Each turnpike service plaza is intended to be a full service rest area that may include a fueling station, food and beverage service, a convenience store, and a liquor store. Any real estate acquired pursuant to this authority shall be exempt from the requirements of RSA 4:40. The value of the land to be acquired shall be based upon an independent appraisal.

1:77 Turnpike System; Definition. Amend RSA 237-A:1, VI to read as follows:

VI. "Turnpike system" means the central New Hampshire turnpike, the eastern New Hampshire turnpike, and the New Hampshire turnpike system as defined in RSA 237, **turnpike service plazas**, and such further toll highways and improvements, modifications, and extensions of toll highways as the general court may hereafter authorize under the provisions of said chapter.

1:78 Transfer Reduced; FY 2008-2009 Budget. Amend 2009, 82:1 to read as follows:

82:1 General Fund; Transfer to Highway Fund. In accordance with footnote 26 in the FY 2008-2009 operating budget, 2007, 262:26, as amended by 2009, 1:4, the commissioner of administrative services shall have cause to have transferred ~~[\$6,750,000]~~ **\$258,000** from the general fund to the highway fund on January 1, 2008, and shall cause to have transferred \$1,750,000 from the general fund to the highway fund on January 1, 2009. The intent of the transfers is, in part, to provide the entire state match of \$2,008,000 for federal funds received for the purchase of buses and 3 years of operating costs of bus service in the Interstate 93 corridor as submitted by the department of transportation and approved by the Federal Highway Administration in its record of decision dated April 28, 2004, for construction of the Interstate 93 widening project.

1:79 Transfer to Highway Fund Reduced. Amend 2007, 262:26, as amended by 2009, 1:4, to read as follows:

262:26 General Fund; Transfer to Highway Fund. The commissioner of administrative services shall cause to have transferred ~~[\$6,750,000]~~ **\$258,000** from the general fund to the highway fund on January 1, 2008, and shall cause to have transferred \$1,750,000 from the general fund to the highway fund on January 1, 2009.

1:80 Department; Powers and Duties; Publication of Rates of Reimbursement Exempt From Rulemaking. Amend RSA 170-G:4, XVII to read as follows:

XVII. Establish rates for all services, placements and programs which are paid for by the department pursuant to RSA 169-B:40, 169-C:27, 169-D:29, and any services required to be provided by the department pursuant to paragraph II of this section. When educational aspects are present in any service, placement or program subject

to rate-setting by the department, rates for the educational component shall be addressed jointly by the department and the department of education. ***Publication of rates of reimbursement shall be exempt from the provisions of RSA 541-A.***

1:81 New Paragraph; Administrative Procedure Act; Exception Added. Amend RSA 541-A:21 by inserting after paragraph VI the following new paragraph:

VII. RSA 170-G:4, XVII, relative to the publication of rates for services, placements, and programs which are paid for by the department of health and human services pursuant to RSA 169-B:40, RSA 169-C:27, and RSA 169-D:29 shall be exempt from RSA 541-A.

1:82 Transfer of Anna Philbrook Center Residents. Notwithstanding any provision of law to the contrary:

I. The department of health and human services shall transfer all residents of the Anna Philbrook center to the F-Unit wing of New Hampshire hospital. After said transfer is complete, the department shall consider utilizing the Anna Philbrook center for office space as needed by the department, or taking steps to close the facility once vacant.

II. In order to address the loss of adult beds at the New Hampshire hospital resulting from the transfer required in paragraph I, the department may utilize up to \$1,700,000 of state general fund savings generated by such transfer to provide adult in-patient services within the I-Unit of the New Hampshire hospital, to establish up to 2 assertive community treatment (ACT) teams, and to identify and utilize regional crisis beds as deemed necessary by the department.

1:83 Department of Health and Human Services; Indirect Graduate Medical Education Suspension. 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 indirect graduate medical education payments to hospitals effective April 1, 2010. 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 until July 1, 2011.

1:84 Department of Health and Human Services; Suspension of Catastrophic Aid Payment. Notwithstanding 2009, 144:160, 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 June 15, 2010 and continuing through June 30, 2011.

1:85 Catastrophic Aid Program. Amend 2009, 144:160 to read as follows:

144:160 Department of Health and Human Services; Catastrophic Aid Program. The department of health and human services shall submit to the federal Centers for Medicare and Medicaid Services a Medicaid state plan amendment for the purpose of defining the criteria by which catastrophic claims payments will be made to reflect only those claims with diagnostic related group (DRG) weights greater than 4.0 and lengths of stay greater than 30 days to support the most medically

complex/high acuity cases. Funds are to be used to provide for additional inpatient payments outside of the DRG system where the DRG payment plus any other insurance is below 25 percent of hospital charge. The total funds available for catastrophic claims shall equal 3.3 percent of the projected annual inpatient expenditure. Reimbursement shall be limited to 65 percent of charges, reduced by prior payments, DRG allowed amounts, and third party insurance. The state shall expend half of the catastrophic fund no later than December 31 of each year and the second half no later than June 30 of each year. Claims shall be submitted to the New Hampshire Medicaid program by December 15 and June 15 for the respective 6-month periods in order to be considered for catastrophic payment. [Claims shall be paid based upon date of service until catastrophic funds for that 6-month period are exhausted.] **Said payments shall be based upon the percentage calculated by dividing each hospital's total claims request by the total amount of requests received from all hospitals.** No claims or portions of claims shall be carried over into the subsequent 6-month period, nor shall excess funds be carried over into the subsequent 6-month period.

1:86 Eligibility for Services Under the Medicaid Waiver. Amend RSA 151-E:3, II to read as follows:

II. A person is eligible for services under the medicaid waiver if the person has been determined **clinically** eligible under RSA 151-E:3, **I(a), and financially eligible pursuant to rules adopted by the commissioner under RSA 541-A.**

1:87 Appropriation; Department of Health and Human Services. The sum of \$2,700,000 is hereby appropriated to the department of health and human services for the fiscal year ending June 30, 2011, for the purpose of reducing co-payments required for child care services by replacing the per-child cost-sharing formula with a per-family cost-sharing formula. If this appropriation exceeds the cost of eliminating per-child cost-sharing, the department shall use the remainder to reduce the waiting list for child care services. These funds shall not be used to meet any reductions or lapses required of the department. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

1:88 Governor's Commission on Alcohol and Drug Abuse Prevention, Intervention, and Treatment; Duties. Amend RSA 12-J:3, I to read as follows:

I. **Collaborate with the department of health and human services to** develop and revise, as necessary, a statewide plan for the effective prevention of alcohol and drug abuse, particularly among youth, and a comprehensive system of intervention and treatment for individuals and families affected by alcohol and drug abuse. The statewide plan shall:

- (a) Identify the causes, nature and scope, and the impact of alcohol and drug abuse in New Hampshire.
- (b) Identify and prioritize unmet needs for prevention, intervention, and treatment.
- (c) Recommend initiatives to reduce the incidence of alcohol and drug abuse in New Hampshire.

- (d) Identify and quantify public and private resources available to support alcohol and drug abuse prevention, intervention and treatment.
- (e) Specify additional resources necessary to address unmet needs for prevention, intervention, and treatment.
- (f) Specify evaluation and monitoring methodology.

1:89 Operating Budget; Lapse of Appropriation; Department of Administrative Services; Retirees Health Insurance. Amend 2009, 143:1, 01, 14, 14, 140010, 1356 footnote F contained on all class lines to read as follows:

~~[*046 F. This appropriation shall not lapse until June 30, 2011]~~

~~[*100 F. This appropriation shall not lapse until June 30, 2011]~~

~~[*101 F. This appropriation shall not lapse until June 30, 2011]~~

~~[*102 F. This appropriation shall not lapse until June 30, 2011]~~

1:90 Operating Budget. Lapse of Appropriation. Adequate Education Grants; Hardship Grants. Amend 2009, 143:1, 06, 56, 56, 560010, 7550, class 83, footnote F to read as follows:

~~[083 F. This appropriation shall not lapse until June 30, 2011]~~

1:91 Operating Budget. Lapse of Appropriation. Pharmacy Services; Prescription Drug Expenses. Amend 2009, 143:1, 05, 95, 95, 956010, 6143, class 100, footnote F to read as follows:

~~[*100 F. This appropriation shall not lapse until June 30, 2011]~~

1:92 Operating Budget. Lapse of Appropriation. Provider Payments; Medical Payments to Providers. Amend 2009, 143:1, 05, 95, 95, 956010, 6147, class 101, footnote F to read as follows:

~~[101 F. This appropriation shall not lapse until June 30, 2011]~~

1:93 Operating Budget; Agency Lapse. The lapse to the general fund from general funded executive branch agencies and departments for fiscal year 2011 shall be no less than \$33,425,000.

1:94 Kearsarge Regional School District; Ratification of Bond Warrant Article Proceedings. All acts, votes, and proceedings taken at the annual meeting of the Kearsarge regional school district (the “district”) held on March 9, 2010 (including the vote taken on bond warrant Article #1 that was passed by a 3/5 vote), and in particular, the timing of the publication of the official ballot that resulted in a violation of Section XIII B.3 of the district charter which requires that the district publish a sample of the official ballot in at least one newspaper of general circulation throughout the district no earlier than 20 days nor later than 10 days prior to the voting on election day, the second Tuesday in March, thereby resulting in the publication of the official ballot 28 days prior to election day instead of between 10 to 20 days prior to election day, are hereby legalized, ratified, and confirmed.

1:95 New Subdivision; Commission Exploring Monetizing Certain State Assets, Enterprises, and Resources. Amend RSA 21-I by inserting after section 86 the

following new subdivision:

Commission Exploring Monetizing Certain State Assets, Enterprises, and Resources

21-I:87 Commission Established. There is established a commission to inventory state assets, enterprises, and resources and to make recommendations as to those that may be monetized by sale or lease.

21-I:88 Membership and Compensation.

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

- (a) Two 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.
- (c) The state treasurer, or designee.
- (d) The commissioner of the department of administrative services, or designee.
- (e) The governor, or designee.

II. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

21-I:89 Duties. The commission shall:

- I. Study state assets including an inventory of real property, identify those assets that may no longer be necessary to fulfill core governmental functions, and make recommendations as to whether the state should consider the sale or lease of such assets.
- II. Evaluate state enterprises and resources that may present opportunities for enhanced savings or revenues through improved management or restructuring and make recommendations for actions to create public/private partnerships in furtherance of such opportunities.

21-I:90 Chairperson; Quorum. The members of the commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named senate member. The first meeting of the commission shall be held within 30 days of the effective date of this section. Four members of the commission shall constitute a quorum.

21-I:91 Report. The commission shall make an interim report on or before October 1, 2010 and a final report on or before January 1, 2011 of its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the chairpersons of the house and senate finance committees, and the chairpersons of the house and senate ways and means committees, the senate clerk, the house clerk, the governor, and the state library.

1:96 Appropriation; Department of Administrative Services. The sum of \$250,000 is hereby appropriated to the department of administrative services for the biennium ending June 30, 2011, for the purpose of retaining independent real estate and financial expertise for the commission's work

under RSA 21-I:87-RSA 21-I:91. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

1:97 Repeal. RSA 21-I:87-RSA 21-I:91, relative to a commission to inventory state assets, enterprises, and resources and to make recommendations as to those that may be monetized by sale or lease, is repealed.

1:98 Rehiring of Laid Off State Employees.

I. For purposes of this section, "laid off" means any person who receives written notice of the state's intent to lay him or her off or who is laid off between July 1, 2010 and June 30, 2011, as a result of reorganization or downsizing of state government.

II. It is the intent of the general court that any 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 and if he or she meets the minimum qualifications for the position.

III. The head of each department or agency shall submit the name and classification of any individual laid off between July 1, 2010 and June 30, 2011, to the director of the division of personnel within 10 days of the layoff.

IV. Any full-time state employee who was laid off as defined in this section, who before the layoff was receiving state-paid medical benefits under the provisions of RSA 21-I:26-36, who is not eligible to retire and receive post-retirement medical benefits under the provisions of RSA 21-I:26-36 or RSA 100-A:52-55, and who is not eligible for employer-paid medical or health care coverage under the plan of any other employer, or as the spouse of a person covered under the plan of any other employer, or under the state plan as the spouse of a state employee, shall continue to receive such state-paid benefits, as if continuing in active employment, for a period not to exceed 3 months after the date of termination of state employment. For the 3-month period, the state shall pay the full costs of continuing medical and health care coverage. This 3-month period shall be included in the calculation of the entitlements required under the Consolidated Omnibus Budget Reconciliation Act of 1986 (COBRA) and any amendments thereto. Following the 3-month period, the state is authorized to make payments as necessary to comply with Title III of the American Recovery and Reinvestment Act of 2009 regarding COBRA continuation coverage.

1:99 Liquor Commission; Proceeds From Sale of Land. All proceeds from the sale of any land owned by the liquor commission for the purpose of constructing, operating, and maintaining a turnpike service plaza for motorists at the existing northbound and southbound rest areas in the town of Hooksett on Interstate route 93 authorized under section 76 of this act, shall be deposited into the liquor commission fund pursuant to RSA 176:16.

1:100 New Subdivision; Department of Administrative Services; Citizens Task Force to Study State Revenues and Expenditures. Amend RSA 21-I by inserting after section 91 the following new subdivision:

Citizens Task Force to Study State Revenues and Expenditures
21-I:92 Citizens Task Force Established; Membership.

- I. There is hereby established a citizens task force to study state revenues and expenditures.
- II. The citizens task force shall be composed of the following 13 members:
 - (a) Four members of the house of representatives, appointed by the speaker of the house of representatives, one of whom shall be a member of the ways and means committee, one of whom shall be a member of the finance committee, and one of whom shall be a member of the public works and highways committee.
 - (b) Two members of the senate, appointed by the president of the senate.
 - (c) Seven public members with an expertise in finance and state government, appointed by the governor.
- III. Members of the task force shall serve without compensation, except that legislative members of the task force shall receive mileage at the legislative rate when attending to the duties of the task force.
- IV. The chair of the task force shall be appointed by the governor and shall serve a 4-year term. Legislative members of the task force shall serve a term coterminous with their term in office. Non-legislative members of the commission shall serve 4-year terms, except that the initial appointments shall be for staggered terms of 2, 3, and 4 years. Subsequent appointments shall be made in the same manner as the initial appointment.
- V. The first meeting of the task force shall be called by the first-named house member and shall be held within 45 days of the effective date of this section. Thereafter, the task force shall meet at the call of the chair. Seven members of the task force shall constitute a quorum.
- VI. The citizens task force may adopt rules of procedure for its meetings and hearings as it deems necessary and proper.

21-I:93 Duties. The citizens task force shall:

- I. Analyze current state revenues and expenditures, consider the projected growth of state revenues and expenditures, and recommend future spending practices to maintain a balanced budget.
- II. Study the range of needs for government services in the state and determine what changes have occurred or may occur in the need for such services.
- III. Recommend changes in state expenditures and revenues in order to meet the existing and projected need for government services.
- IV. Solicit information and testimony from those individuals, agencies, and entities that may be of assistance to the task force in the performance of its duties.
- V. Be authorized to solicit, accept, and expend grants, gifts, and donations

from any public or private source on behalf of the citizens task force.

21-I:94 Reports. On or before March 31, 2011, and every year thereafter, the citizens task force shall make a report of its findings and recommendations, including any recommendations for future legislation, to the governor, the speaker of the house of representatives, the president of the senate, and the state library. The task force also may submit recommendations for future legislation during any designated filing period of the general court or as otherwise permitted by legislative rule.

1:101 Department of Health and Human Services; Suspension of Home Health Rate Setting Rule. Notwithstanding any provision of the law or rule to the contrary, for the biennium ending June 30, 2011, He-W 553 relative to the home health services rate setting is suspended. Payments for home health services shall be limited to appropriations for home health services as may be restricted or reduced by action by the fiscal committee of the general court or other legislative action. The commissioner of health and human services shall retain the discretion to prioritize within the line items.

1:102 Supplemental Allowance; One-Year Extension. Amend the introductory paragraph of RSA 100-A:41-a to read as follows:

100-A:41-a Supplemental Allowances. The following supplemental allowances shall apply only to the state fiscal year beginning July 1, 2008, [and] the state fiscal year beginning July 1, 2009, **and the state fiscal year beginning July 1, 2010**:

1:103 Additional Temporary Supplemental Allowances; One-Year Extension. Amend RSA 100-A:41-d, I and II to read as follows:

I. The additional supplemental allowance in this paragraph shall apply only for the fiscal year beginning July 1, 2008, [and] the state fiscal year beginning July 1, 2009, **and the state fiscal year beginning July 1, 2010**. Any retired member of the New Hampshire retirement system or any of its predecessor systems who has been retired for at least 12 months and whose annual retirement allowance is based on at least 15 years of service and is \$20,000 or less, or any beneficiary of such member who is receiving an allowance, shall be entitled to receive an additional supplemental allowance, in addition to the provisions of RSA 100-A:41-a, on the retired member's latest anniversary date. The amount of the additional temporary supplemental allowance under this paragraph shall be \$1,000, paid from the respective component of the special account.

II. The supplemental allowance in this paragraph shall apply only for the fiscal year beginning July 1, 2008, [and] the state fiscal year beginning July 1, 2009, **and the state fiscal year beginning July 1, 2010**. Any retired member of the New Hampshire retirement system or any of its predecessor systems who retired prior to January 1, 1993, or any beneficiary of such member who is receiving an allowance, shall be entitled to receive an additional supplemental allowance, in addition to the provisions of RSA 100-A:41-a and paragraph I, on the retired member's latest anniversary date. The amount of the additional temporary supplemental allowance under this

paragraph shall be \$500, paid from the respective component of the special account.

1:104 Recording Surcharge; Conservation Easements.

I. Notwithstanding the provisions of RSA 478:17-g, II(c), for the fiscal year ending June 30, 2010, \$1,500,000 of the funds received by the state treasurer for the recording surcharge assessed by registers of deeds under RSA 478:17-g, II(a) shall be deposited in the general fund and the remainder of funds received for such surcharge shall be deposited in the fund for the land and community heritage investment program under RSA 227-M:7.

II. The office of the governor, in consultation with appropriate state agencies, municipalities, the land and community heritage investment authority, and other non-profit organizations, shall identify real property owned by the state with substantial conservation value and explore establishing conservation easements on the identified real estate in accordance with state law.

1:105 Community College System; Payments for Centralized Business Services. Amend 2009, 143:17 to read as follows:

143:17 Community College System; Payments for Centralized Business Services. The board of trustees of the community college system of New Hampshire shall pay the department of administrative services the sum of [\$1,000,000] **\$1,390,000** in fiscal year 2010 and the sum of [\$1,000,000] **\$1,500,000** in fiscal year 2011 for deposit in the general fund for the provision of centralized business services.

1:106 Operating Budget; General Fund Appropriation Reduction; Judicial Branch. Notwithstanding 2009, 143:1, the state general fund appropriation for the judicial branch shall be reduced by an additional \$1,000,000 for the fiscal year ending June 30, 2011. The reduction required by this section shall be in addition to the reductions required of the judicial branch pursuant to 2009, 143:18 and in addition to the reductions undertaken in order to attain the judicial branch's proportional reduction under 2009, 144:289, including, specifically, the reductions effected pursuant to Supreme Court Administrative Order 2010-01. The director of the administrative office of the courts shall submit to the fiscal committee of the general court and the commissioner of the department of administrative services an itemization of the reductions in expenditure classes made to implement this section on or before June 15, 2011.

1:107 Dedicated Funds. Notwithstanding RSA 6:12 or any other law to the contrary, for the fiscal year ending June 30, 2011, the governor is hereby authorized to identify an amount up to \$4,200,000 of dedicated funds for transfer to the general fund. The department of administrative services shall transfer the amounts of the funds identified by the governor to the general fund.

1:108 Reporting Requirements for Dedicated Funds. Amend the introductory paragraph of RSA 6:12-e to read as follows:

6:12-e Reporting Requirements for Dedicated Funds. The definitions

established in RSA 6:12 shall apply to this section. The administrator of each fund, account, or trust listed in RSA 6:12, RSA 6:12-b, RSA 6:12-c, and RSA 6:12-d shall complete and file [a biennial] **an annual** report with the commissioner of administrative services on or before September 15, 2009, and each [odd-numbered] year thereafter. The commissioner of administrative services shall **compile these reports into a single document on or before November 15 of each year and forward it to the governor, the president of the senate, the speaker of the house of representatives, and the legislative budget assistant. The commissioner of administrative services shall also forward** the reports to the relevant legislative policy committees of the house and senate as indicated on said reports by the administrator of each fund, account, or trust by November 15. Each [biennial] **annual** report shall include, but not be limited to:

1:109 Insurance; Premium Tax. Amend RSA 400-A:32, I(a)(3)-(5) to read as follows:

(3) Effective January 1, 2010, a tax of 1.25 percent for all lines of business written pursuant to RSA 401:1, I-III and V-VIII, and RSA 401:1-a, I and II; and
[(4) Effective January 1, 2011, a tax of one percent for all lines of business written pursuant to RSA 401:1, I-III and V-VIII, and RSA 401:1-a, I and II.]

(5)](4) A tax of 2 percent for all lines of business written pursuant to RSA 401:1, IV, including, but not limited to, insurers licensed pursuant to RSA 420-A, RSA 420-B, and RSA 420-F.

1:110 Revenue Stabilization Reserve Account. Notwithstanding RSA 9:13-e, a sum sufficient to eliminate any budget deficit for the close of the fiscal year ending June 30, 2010, shall be transferred from available funds contained in the revenue stabilization reserve account to the general fund.

1:111 Department of Health and Human Services. Notwithstanding any provision of law to the contrary, the state general fund appropriations for the department of health and human services shall be reduced by \$770,000 for the fiscal year ending June 30, 2011. Such reduction is intended to delay until fiscal year 2012 the expenditure of general funds for the medical home pilot program, established in 2009, 144:27. Notwithstanding this general fund reduction, the department may seek funding from other agencies or private organizations for the purpose of implementing the medical home pilot program in fiscal year 2011.

1:112 Statement of Purpose. The general court finds that the state would benefit by an official entity charged with overseeing the regulation of gaming, including charitable gaming, in the state to insure integrity and public confidence in gaming regulation.

1:113 New Chapter; Gaming Regulatory Oversight Authority. Amend RSA by inserting after chapter 284 the following new chapter:

CHAPTER 284-A

GAMING REGULATORY OVERSIGHT AUTHORITY

284-A:1 Gaming Regulatory Oversight Authority Established. There is hereby established a gaming regulatory oversight authority to insure integrity and public confidence in gaming regulation and to oversee and assess the regulation of gaming activities authorized pursuant to New Hampshire law. The authority shall consist of the following members:

- I. The attorney general or designee.
- II. The commissioner of the department of safety, or designee.
- III. The executive director of the lottery commission, or designee.
- IV. The director of the racing and charitable gaming commission, or designee.
- V. One public member who has relevant experience, appointed jointly by the speaker of the house of representatives and the senate president.
- VI. One member who has relevant experience, appointed by the governor.
- VII. One public member appointed by the governor who shall serve as the chair of the authority.

284-A:2 Functions and Duties of the Authority.

- I. The functions and duties of the authority shall include the following:
 - (a) Evaluate whether the current regulations and regulatory bodies for legal gaming in the state are adequate to operate in a manner that protects the public interest and allows the regulation of gaming to be conducted in an effective and efficient manner.
 - (b) Design the structure of the oversight agency necessary to regulate all lawful gaming and betting activity in the state, considering whether the state should continue the current divided structure or whether the state should adopt a unified and centralized gaming control authority.
 - (c) Recommend those regulatory functions and powers that would be necessary to enable expanded gaming at one or more locations, including all types of expanded gaming referenced in the New Hampshire Gaming Study Commission's Final Report issued on May 20, 2010.
 - (d) Identify and draft appropriate laws and regulations for ensuring ongoing and stringent review and enforcement of gaming operations, including:
 - (1) Appropriate provisions for investigating the qualifications of gaming license applicants;
 - (2) Procedures and criteria for issuing gaming licenses or gaming permits, including appropriate fees;
 - (3) Procedures and criteria for selection of locations;
 - (4) Control of gaming technology and gaming devices; and
 - (5) Procedures for investigating and enforcing violations of any gaming laws or regulations.
 - (e) Identify, review, and propose necessary changes in the policies and practices of the lottery commission and the racing and charitable gaming

commission to ensure the independence, integrity, and public accountability of the regulation of gaming in New Hampshire, including insulating the regulators from conflicts of interest.

II. In making its recommendations, the authority shall conduct a thorough review of gaming regulatory structure and regulation in other states, including but not limited to Maine, Connecticut, Delaware, New Jersey, and Nevada.

III. The authority shall meet monthly beginning July 2010 and may meet more frequently as determined by the chair. All meetings of the authority shall be open to the public and subject to RSA 91-A.

IV. With regard to meetings, minutes, and records of the authority:

(a) The authority shall notice all proceedings and shall make and keep a record of all proceedings held at public meetings of the authority. A verbatim record of those proceedings shall be prepared by the authority. A copy of the record shall be made available to any person upon request and payment of the costs of preparing the copy.

(b) The authority shall maintain such other files and records as the authority determines is necessary.

(c) All records, information, or data maintained or kept by the authority shall be maintained or kept at the office of the lottery commission.

V. The lottery commission shall allocate \$250,000 as initial start up funds to the authority in funds not otherwise appropriated. Notwithstanding any provision of law to the contrary for fiscal year 2011, the authority may expend the initial allocation as needed to support its activities including, but not limited to, the hiring of staff and the retention of experts in the area of the authority's oversight activities. Beginning in fiscal year 2012, and each fiscal year thereafter, the lottery commission shall allocate \$250,000 to the authority in funds not otherwise appropriated to support the authority's activities.

VI. The lottery commission, the racing and charitable gaming commission, the liquor commission and other state agencies shall cooperate with the authority and shall provide data and information to the authority upon request. The authority shall be administratively attached to the department of safety pursuant to RSA 21-G:10.

VII. The authority shall submit a report to the general court by December 15, 2010 containing recommendations regarding gaming policy, oversight, and regulation in accordance with the authority's functions and duties as set forth in RSA 284-A:2. Such report shall contain recommendations to the general court for 2011 legislation that would establish an entity sufficient to regulate expanded gaming, including all types of expanded gaming referenced in the New Hampshire Gaming Study Commission's Final Report, issued on May 20, 2010, so that, in the event that the legislature acts to enable the issuance of one or more licenses for expanded gaming facilities, the state will be prepared to regulate these activities in an effective and efficient manner.

authority, is repealed.

1:115 Office of Energy and Planning; Community Development Finance Authority. The office of energy and planning (OEP) shall, contingent upon approval by the United States Department of Energy, allocate \$3,100,000 of American Recovery and Reinvestment Act of 2009 (ARRA) State Energy Program funding to the Enterprise Energy Fund administered by the community development finance authority (CDFA), for distribution to commercial business as loans and grants in accordance with OEP's ARRA business loan and grants program.

1:116 Organizational Note. Amend 2009, 143:1, 01, 14, 14, 140010, 1042 by adding the following organizational note:

*The commissioner of administrative services, upon the recommendation of the Joint Commerce Committee of the House of Representatives and Senate on the FRM matter, and following consultation with the governor, the speaker of the house of representatives, and the president of the senate, is authorized to issue a request for proposal for a consultant review of the structure and organization for the regulation of securities, financial transactions, and the state's financial services industry, including the cross-jurisdictional responsibilities of the relevant state agencies. Notwithstanding any law to the contrary, the cost of the review shall be paid for from within the budget of the banking department and from the agency income of the department of state.

1:117 General Budget Footnote F on Class Line 023. Notwithstanding any provision of law to the contrary, all F footnotes on class line 023 contained in 2009, 143:1 shall not apply and any balances remaining at the end of the fiscal year ending June 30, 2010 and the fiscal year ending June 30, 2011 shall lapse to the appropriate fund.

1:118 Purchase of Pennichuck Corporation Stock by the City of Nashua. Amend 2007, 347:5, III to read as follows:

III. The acquisition by the city of the stock of Pennichuck Corporation or its subsidiaries as provided by this act is a purpose for which the city may issue bonds and notes pursuant to RSA 33-B, ***RSA 33, or any combination of the foregoing. Any bonds or notes authorized by the city pursuant to RSA 33 for the purpose of acquiring the stock of the Pennichuck Corporation shall not be included in the definition of "net indebtedness" in RSA 33:1, III, and shall at no time be included for the purpose of calculating the borrowing capacity of the city for any other purposes.***

1:119 New Ipswich Town Warrant. The town warrant of the town of New Ipswich, dated January 22, 2010, is hereby legalized, ratified, and confirmed.

1:120 Town of Hudson. Amendment to Warrant Article. The \$25,000 deliberative session amendment to warrant article 10, dated February 6, 2010 and voted at the Hudson town meeting held on March 9, 2010, is hereby legalized, ratified, and confirmed.

1:121 Insurance; Premium Tax; References; HB 507-FN. Amend RSA 400-A:32,

I(a) to read as follows:

I.(a) Every insurer shall pay to the insurance commissioner a tax upon such net premiums, for lines of business written, as set forth in the report filed pursuant to RSA 400-A:31, I, less estimated payments made in accordance with RSA 400-A:32, II, as follows:

- (1) Effective July 1, 2007, a tax of 1.75 percent for all lines of business written pursuant to RSA 401:1, I-III and V-VIII, **RSA 416-A:2**, and RSA 401:1-a, I and II;
- (2) Effective January 1, 2009, a tax of 1.50 percent for all lines of business written pursuant to RSA 401:1, I-III and V-VIII, **RSA 416-A:2**, and RSA 401:1-a, I and II;
- (3) Effective January 1, 2010, a tax of 1.25 percent for all lines of business written pursuant to RSA 401:1, I-III and V-VIII, **RSA 416-A:2**, and RSA 401:1-a, I and II; and
- (4) A tax of 2 percent for all lines of business written pursuant to RSA 401:1, IV, including, but not limited to, insurers licensed pursuant to RSA 420-A, RSA 420-B, and RSA 420-F.

1:122 Nullification. 2010, 13:3 (section 3 of HB 507-FN of the 2010 regular legislative session) shall not take effect.

1:123 Effective Date.

- I. Sections 10-12, 37-39, 50-55, 57, and 121 of this act shall take effect July 1, 2010.
- II. Section 40 of this act shall take effect June 15, 2010.
- III. Section 56 of this act shall take effect November 1, 2012.
- IV. Section 62 of this act shall take effect December 31, 2010.
- V. Section 97 of this act shall take effect July 1, 2011.
- VI. Section 114 of this act shall take effect July 1, 2013.
- VII. The remainder of this act shall take effect upon its passage.

Approved: June 10, 2010

Effective Date: I. Sections 10-12, 37-39, 50-55, 57, and 121 of this act shall take effect July 1, 2010.

- II. Section 40 shall take effect June 15, 2010.
- III. Section 56 shall take effect November 1, 2012.
- IV. Section 62 shall take effect December 31, 2010.
- V. Section 97 shall take effect July 1, 2011.
- VI. Section 114 shall take effect July 1, 2013.
- VII. Remainder shall take effect June 10, 2010.