Bill as Introduced

CACR 36 – AS INTRODUCED

2000 SESSION

00-2034
08/10

CONSTITUTIONAL AMENDMENT
CONCURRENT RESOLUTION ***36***

RELATING TO: voting rights of homeowners.

PROVIDING THAT: every person shall be considered an inhabitant for the purposes of voting relating to the raising of money in any town, ward, or unincorporated place where the person has his or her domicile or owns a residence.

SPONSORS: Rep. Leonard, Hills 39

COMMITTEE: Election Law

ANALYSIS

This constitutional amendment concurrent resolution provides that every person shall be considered an inhabitant for the purposes of voting relating to the raising of money in any town, ward, or unincorporated place where the person has his or her domicile or owns a residence.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

CACR 36 – AS INTRODUCED

00-2034
08/10

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENT

RELATING TO: voting rights of homeowners.

PROVIDING THAT: every person shall be considered an inhabitant for the purposes of voting relating to the raising of money in any town, ward, or unincorporated place where the person has his or her domicile or owns a residence.

Be it Resolved by the House of Representatives, the Senate concurring, that the Constitution of New Hampshire be amended as follows:

I. That article 11 of the first part of the constitution be amended to read as follows:

Art. 11. Elections and Elective Franchises. All elections are to be free, and every inhabitant of the state of 18 years of age and upwards shall have an equal right to vote in any election. Every person shall be considered an inhabitant for the purposes of voting in the town, ward, or unincorporated place where [~~he~~] ***the person*** has his or her domicile***, except for voting relating to the raising of money. Every person shall be considered an inhabitant for the purposes of voting relating to the raising of money in any town, ward, or unincorporated place where the person has his or her domicile or owns a residence***. No person shall have the right to vote under the constitution of this state who has been convicted of treason, bribery or any willful violation of the election laws of this state or of the United States; but the supreme court may, on notice to the attorney general, restore the privilege to vote to any person who may have forfeited it by conviction of such offenses. The general court shall provide by law for voting by qualified voters who at the time of the biennial or state elections, or of the primary elections therefor, or of city elections, or of town elections by official ballot, are absent from the city or town of which they are inhabitants, or who by reason of physical disability are unable to vote in person, in the choice of any officer or officers to be elected or upon any question submitted at such election. Voting registration and polling places shall be easily accessible to all persons including disabled and elderly persons who are otherwise qualified to vote in the choice of any officer or officers to be elected or upon any question submitted at such election. The right to vote shall not be denied to any person because of the nonpayment of any tax. Every inhabitant of the state, having the proper qualifications, has an equal right to be elected into office.

II. That the above amendment proposed to the constitution be submitted to the qualified voters of the state at the state general election to be held in November, 2000.

III. That the selectmen of all towns, cities, wards and places in the state are directed to insert in their warrants for the said 2000 election an article to the following effect: To decide whether the amendments of the constitution proposed by the 2000 session of the general court shall be approved.

IV. That the wording of the question put to the qualified voters shall be:

Are you in favor of amending the Constitution to provide that every person shall be considered an inhabitant for the purposes of voting relating to the raising of money in any town, ward, or unincorporated place where the person has his or her domicile or owns a residence?

V. That the secretary of state shall print the question to be submitted on a separate ballot or on the same ballot with other constitutional questions. The ballot containing the question shall include 2 squares next to the question allowing the voter to vote "Yes" or "No." If no cross is made in either of the squares, the ballot shall not be counted on the question. The outside of the ballot shall be the same as the regular official ballot except that the words "Questions Relating to Constitutional Amendments proposed by the 2000 General Court" shall be printed in bold type at the top of the ballot.

VI. That if the proposed amendment is approved by 2/3 of those voting on the amendment, it becomes effective when the governor proclaims its adoption.

Speakers

11:00 AM

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # CACR 36 Date 1/12/00

Committee ELECTION LAW

**** Please Print All Information ****

Name	Address	Phone	Representing	Pro (check one)	Con (check one)
HOWARD L. WILSON	POB 91, ANDOVER	735-5427	SELF	X	

Hearing Minutes

HOUSE COMMITTEE ON ELECTION LAW

PUBLIC HEARING ON CACR36

BILL TITLE: relating to voting rights of homeowners

DATE: January 12, 2000

LOB ROOM: 308 **Time Public Hearing Called to Order:** 11:10am

Time Adjourned: 11:17am

(please circle if present)

Committee Members Reps. Arnold, Horton, Flanagan, Stritch, Gibbons, Desrosiers, Clegg, Letourneau, F. Davis, Young, M. Nowe, Reeves, Desmarais, J. Clemons, Buckley, G. Brown, Weatherspoon, Konys, D. Cote, Rollo, Splaine and Rodrigue

Bill Sponsors: Rep. Leonard

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Rep. Leonard spoke in support of the bill and answered questions. The bill was for residents who have a second home but do not have an opportunity to vote on bond issues.

Respectfully submitted,

Francis W. Davis

Francis W. Davis, Clerk

HOUSE COMMITTEE ON ELECTION LAW

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Committee Members: Reps Arnold, Horton, Flanagan, Stritch, Gibbons, Desrosiers, Clegg, Letourneau, Young, M. Nowe, Reeves, Desmarais, J. Clemons, Buckley, G. Brown, Burling, Konys, D. Cote, Rollo, Splaine, and Rodrigue, F. DAVIS, WEATHERSPOON

Bill Sponsors: Rep. Leonard

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

REP. LEONARD HE SPOKE IN SUPPORT OF THE BILL AND ANSWERED QUESTIONS. THE BILL WAS FOR RESIDENTS WHO HAVE A SECOND HOME, BUT DON'T HAVE AN OPPORTUNITY TO VOTE ON BOND ISSUES.

Voting Sheets

HOUSE COMMITTEE ON ELECTION LAW

EXECUTIVE SESSION on CACR36

BILL TITLE: **relating to voting rights of homeowners**

DATE: February 22, 2000

LOB ROOM: 308

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL, Re-Refer, Interim Study (Please circle one.)

Moved by Rep. Konys

Seconded by Rep. Flanagan

Vote: 15-0 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Re-Refer, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: 15-0

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Francis W. Davis

Rep. Francis W. Davis, Clerk

HOUSE COMMITTEE ON ELECTION LAW

EXECUTIVE SESSION on CACR36

BILL TITLE: **relating to voting rights of homeowners**

DATE: 2-22-2000

LOB ROOM: 308

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, (ITL), Re-Refer, Interim Study (Please circle one.)

Moved by Rep. KONYS

Seconded by Rep. FLANAGAN

Vote: 15-0 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Re-Refer, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE:

(Vote to place on Consent Calendar must be unanimous.) 15-0

Statement of Intent: Refer to Committee Report

Respectfully submitted,
Francis W. Davis
Rep. Francis W. Davis, Clerk

OFFICE OF THE HOUSE CLERK 2000 SESSION

ELECTION LAW

Bill #: CACR 36 **Title:** _____

PH Date: ____/____/____ **Exec Session Date:** 2 / 22 / 2000

Motion: ITL **Amendment #:** _____

MEMBER	YEAS	NAYS
Arndt, Janet S, Chairman		
Horton, Lynn C, V Chairman	✓	
Flanagan, Natalie S	✓	
Stritch, C Donald		
Gibbons, Paul A	✓	
Desrosiers, William J	✓	
Clegg, Robert E	✓	
Letourneau, Robert J		
Davis, Francis W, Clerk	✓	
Young, David A		
Nowe, Mary Lou	✓	
Reeves, Sandra J	✓	
Desmarais, Vivian J	✓	
Clemons, Jane A		
Buckley, Raymond	✓	
Brown, George F		
Weatherspoon, Jackie K	✓	
Konys, Christine M	✓	
Cote, David E	✓	
Rollo, Michael S	✓	
Splaine, James R	✓	
Rodrigue, Robert R		
Ouellette, Mary M		
	15-0	
TOTAL VOTE:		

Printed: 2/15/2000

Committee Report

COMMITTEE REPORT

COMMITTEE: **Election Law**

BILL NUMBER: **CACR 36**

TITLE: relating to voting rights of homeowners

DATE: February 22, 2000 CONSENT CALENDAR YES ☒ NO ☐

☐ OUGHT TO PASS

☐ OUGHT TO PASS WITH AMENDMENT

☒ INEXPEDIENT TO LEGISLATE

☐ RE-REFER

☐ REFER TO COMMITTEE FOR INTERIM STUDY
(Available only in second year of biennium.)

STATEMENT OF INTENT
(Include Committee Vote)

Although this legislation is a well-intentioned effort to provide for local representation, the committee questioned the constitutionality of allowing an individual to register and vote in more than one ward, town, or unincorporated place.

Vote 15-0.

Rep. Christine M. Konys
FOR THE COMMITTEE

Original: House Clerk
cc: Committee Bill file

USE ANOTHER REPORT FOR MINORITY REPORT

CONSENT CALENDAR

Election Law

CACR 36, relating to voting rights of homeowners INEXPEDIENT TO LEGISLATE

Rep. Christine M. Konys for Election Law: Although this legislation is a well-intentioned effort to provide for local representation, the committee questioned the constitutionality of allowing an individual to register and vote in more than one ward, town, or unincorporated place. Vote 15-0.

COMMITTEE REPORT

COMMITTEE: **Election Law**

BILL NUMBER: **CACR 0036**

TITLE: relating to voting rights of homeowners

DATE: 2-22-2000 CONSENT CALENDAR YES ☑ NO ☐

☐ OUGHT TO PASS

☐ OUGHT TO PASS WITH AMENDMENT

☑ INEXPEDIENT TO LEGISLATE

☐ RE-REFER

☐ REFER TO COMMITTEE FOR INTERIM STUDY
(Available only in second year of biennium.)

STATEMENT OF INTENT
(Include Committee Vote)

Vote 15-6

Rep.
FOR THE COMMITTEE

Original: House Clerk
cc: Committee Bill file

USE ANOTHER REPORT FOR MINORITY REPORT

~~HB 129~~ | CACR 56

Although this legislation is a well-intentioned effort to provide for local representation, the committee questioned the constitutionality of allowing an individual to register and vote in more than one ward, town, or unincorporated place.

Christine Kreys

Jm