Bill as Introduced

CACR 1 - AS INTRODUCED

2003 SESSION

03-0062
06/09

CONSTITUTIONAL AMENDMENT
CONCURRENT RESOLUTION *1*

RELATING TO: the support of religious schools.

PROVIDING THAT: the language in article 6 of the first part of the New Hampshire constitution, which states that "But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination." shall be deleted from the article and the language in article 83 of the second part of the New Hampshire constitution which states that ": *Provided, nevertheless,* that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination" shall be deleted from the article.

SPONSORS: Rep. Arnold, Hills 46

COMMITTEE: Education

ANALYSIS

This constitutional amendment concurrent resolution removes the prohibitions against using tax money for the support of schools or institutions of religious sects or denominations.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Three

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENT

RELATING TO: the support of religious schools.

PROVIDING THAT: the language in article 6 of the first part of the New Hampshire constitution, which states that "But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination." shall be deleted from the article and the language in article 83 of the second part of the New Hampshire constitution which states that ": *Provided, nevertheless,* that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination" shall be deleted from the article.

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

I. That article 6 of the first part of the constitution and article 83 of the second part of the constitution be amended to read as follows:

[Art.] 6th. [Morality and Piety.] As morality and piety, rightly grounded on high principles, will give the best and greatest security to government, and will lay, in the hearts of men, the strongest obligations to due subjection; and as the knowledge of these is most likely to be propagated through a society, therefore, the several parishes, bodies corporate, or religious societies shall at all times have the right of electing their own teachers, and of contracting with them for their support or maintenance, or both. [~~But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination.~~] And every person, denomination or sect shall be equally under the protection of the law; and no subordination of any one sect, denomination or persuasion to another shall ever be established.

[Art.] 83. [Encouragement of Literature, etc.; Control of Corporations, Monopolies, etc.] Knowledge and learning, generally diffused through a community, being essential to the preservation of a free government; and spreading the opportunities and advantages of education through the various parts of the country, being highly conducive to promote this end; it shall be the duty of the legislators and magistrates, in all future periods of this government, to cherish the interest of literature and the sciences, and all seminaries and public schools, to encourage private and public institutions, rewards, and immunities for the promotion of agriculture, arts, sciences, commerce, trades, manufactures, and natural history of the country; to countenance and inculcate the principles of humanity and general benevolence, public and private charity, industry and economy, honesty and punctuality, sincerity, sobriety, and all social affections, and generous sentiments, among the people[~~: *Provided, nevertheless,* that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination~~].

Free and fair competition in the trades and industries is an inherent and essential right of the people and should be protected against all monopolies and conspiracies which tend to hinder or destroy it. The size and functions of all corporations should be so limited and regulated as to prohibit fictitious capitalization and provision should be made for the supervision and government thereof. Therefore, all just power possessed by the state is hereby granted to the general court to enact laws to prevent the operations within the state of all persons and associations, and all trusts and corporations, foreign or domestic, and the officers thereof, who endeavor to raise the price of any article of commerce or to destroy free and fair competition in the trades and industries through combination, conspiracy, monopoly, or any other unfair means; to control and regulate the acts of all such persons, associations, corporations, trusts, and officials doing business within the state; to prevent fictitious capitalization; and to authorize civil and criminal proceedings in respect to all the wrongs herein declared against.

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, 2004.

III. That the selectmen of all towns, cities, wards and places in the state are directed to insert in their warrants for the said 2004 election an article to the following effect: To decide whether the amendments of the constitution proposed by the 2003 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 article 6 of the first part of the constitution and article 83 of the second part of the constitution to read as follows:

[Art.] 6th. [Morality and Piety.] As morality and piety, rightly grounded on high principles, will give the best and greatest security to government, and will lay, in the hearts of men, the strongest obligations to due subjection; and as the knowledge of these is most likely to be propagated through a society, therefore, the several parishes, bodies corporate, or religious societies shall at all times have the right of electing their own teachers, and of contracting with them for their support or maintenance, or both. And every person, denomination or sect shall be equally under the protection of the law; and no subordination of any one sect, denomination or persuasion to another shall ever be established.

[Art.] 83. [Encouragement of Literature, etc.; Control of Corporations, Monopolies, etc.] Knowledge and learning, generally diffused through a community, being essential to the preservation of a free government; and spreading the opportunities and advantages of education through the various parts of the country, being highly conducive to promote this end; it shall be the duty of the legislators and magistrates, in all future periods of this government, to cherish the interest of literature and the sciences, and all seminaries and public schools, to encourage private and public institutions, rewards, and immunities for the promotion of agriculture, arts, sciences, commerce, trades, manufactures, and natural history of the country; to countenance and inculcate

the principles of humanity and general benevolence, public and private charity, industry and economy, honesty and punctuality, sincerity, sobriety, and all social affections, and generous sentiments, among the people. Free and fair competition in the trades and industries is an inherent and essential right of the people and should be protected against all monopolies and conspiracies which tend to hinder or destroy it. The size and functions of all corporations should be so limited and regulated as to prohibit fictitious capitalization and provision should be made for the supervision and government thereof. Therefore, all just power possessed by the state is hereby granted to the general court to enact laws to prevent the operations within the state of all persons and associations, and all trusts and corporations, foreign or domestic, and the officers thereof, who endeavor to raise the price of any article of commerce or to destroy free and fair competition in the trades and industries through combination, conspiracy, monopoly, or any other unfair means; to control and regulate the acts of all such persons, associations, corporations, trusts, and officials doing business within the state; to prevent fictitious capitalization; and to authorize civil and criminal proceedings in respect to all the wrongs herein declared against."

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 2003 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

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # CACR 1 Date Jan 29 03

Committee ED

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

Name	Address	Phone	Representing	Pro	Con
Rep. Peter H. Allen			Distr 27		✓
HOWARD L. WILSON	PO B 41, ANDOVER	735-5427			✓
Will Thomas	27 Margate Dr Auburn	668-4996	Self		✓
Rep Chris Konys	Hills 65				✓

Hearing Minutes

HOUSE COMMITTEE ON EDUCATION

PUBLIC HEARING ON CACR 1

BILL TITLE: **the support of religious schools**

DATE: **January 29, 2003**

LOB ROOM: **207** **Time Public Hearing Called to Order:** **10:03 A.M.**

Time Adjourned: **11:00 A.M.**

(please circle if present)

Committee Members: Reps. L'Heureux, Alger, Dearborn, Flint, Carson, Colcord, Balboni, Leone, McHugh, Naro, Laurent, Tufts, M. Carter, Hagan, Ingbretson, Snyder, Claire Clarke, Jean, Rush, Scovner and J. Dunn.

Bill Sponsors: Rep. Arnold, Hills 46

TESTIMONY

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

Rep Arnold – Support

1st constitution for NH forbade anyone other than a protestant to hold public office.

1850 – constitution convention

1877 – Finally passed – here to ask us to repeal provision that denies any public monies given to private schools. I'm not here to support voucher system. I'd like you to think about this.

Rep. Pierre Bruno - Support

Can use private parochial schools to help alleviate over crowding in public schools. Quoted from state constitution regarding seminaries, re: art 6, 1st part. Which prohibits money to Catholic religion. Constitution convention of 1877 responded to the movement of "Papists" into NH, which resulted in the creation of an amendment (art 83) which tried to prevent Catholics from educating their children in schools. This bill can benefit all school children.

William Thomas – Oppose

- Retired educator
- This sets a dangerous precedent. There seems to be an initiate Via President Bush's faith based initiatives to fund religious schools.

Rep Alger – Can you show me where in this bill it claims that money will go to Catholic schools? Answer – No, doesn't directly say so, but can be read into.

Joe Haas – Oppose

Concerned about taxes and referenced lines dealing with the idea of supporting ones religion vs. education. We are only supposed to pay for poor people.

Rep McHugh – How would you deal with parents who object to the various subjects taught in school? Answer – They chose to go to that particular school.

Bradford Cook *- Written testimony

Rep Colcord – Are you prohibited from contracting from private schools certain classes? Answer – _____ Question – Could they send a student to a Catholic school for one class? Answer – I don't know if that has been done, but I suspect no.

Rep Synder – Reference to school list- How are school deemed private or religious? Answer – These are religious schools.

Rep Alger – If it were possible to send all children to private religious schools, would you accept children who were not in the same faith? Answer – The parents make the decision and the schools decide what they are going to teach.

Rick Trombley – NEA-NH - Oppose

If a school accepts public money. They must implement and conform with public policy. If passed, this prohibits funds of schools and institutions. What is meant of institutions ? Are we funding religious institutions?

Mark Joyce – NHSAA/NHASES – Opposes

1. Not good state policy. Government has assumed support for education and is kept in control by the public. We need to keep money in the hands of the public who will control cost.
2. Unintended consequences – We need to keep separated church and state.

Rep Carter – Do any other state constitutions allow public money to private schools? Answer – Most states do not allow.

Arthur Ketchner – Opposes

Bill is a subversion of state constitution. Would create atmosphere of competition between religions as to who would receive money. This could lead to the imposition of one religion on the state. This bill sets dangerous precedent in which the state decides who or which religious school gets funds. This could lead to the state interfering with the church. Thus violating the provision separating the church and religion.

Rep Ingbretson – Is our approach to this issue a example of an uncontrolled democracy? Answer- If we want to interfere with the division of church and state, yes.

Rep Alger – Re- Amendment One (U.S. Constitution). Do we operate under this provision? Answer- Yes, but the state can tighten them up and New Hampshire is more precise in the language.

Diane Des Rocher – Oppose

I reiterate what has been spoken. By passing this bill which bans this provision, it opens a Pandora's box. This leads to the state sanctioning certain religions. This leads to denying people their right. Where does this end?

Rep Ingbretson – What is Paganism? Is ambiguous – can be defined in many ways. Is not a establish religion.

Clair Ebel – NHCLU – Opposes

I was educated in Parochial schools. It was difficult for my parents to do this, but it was their choice. Please keep in mind that if you permit tax dollars to go to religious schools, they must comply.

Rep Alger – Can you think of a religious school that is owned by a religious organization, but not teach religion? Answer – Yes in theory, but in practice and my knowledge , no.

PINK CARDS

T. Arnold – Supports the bill. Brenkline,, NH. Representing H-46

Pierre Bruno – Supports the bill. New Boston. Represents H-45

William Thomas – Opposes the bill. 27 Margate Dr. Auburn.668- 4996. Representing Self.

Joe Haan –Opposes the bill. joesphHaas353@hotmail.com P.O. Box 218 Ashland NH 03217. Represents himself.

Bradford E. Cook – Supports the bill. Has written testimony.1000 Elm St. Manchester NH. 627-8110. Represents Diocese of Manchester Catholic Schools.

Rick Trombly – Opposes the bill. 103 No. State St. Concord NH. 224-7751 Represents NH NEA

Mark Joyce – Opposes the bill. 12 Cross St. Penacook NH. 753-4479. Represents NHSAA/NHASEA

Arthur Ketchen – Opposes the bill. 4 Greenbay Nashua, NH. 880-3702. Represents First amendment Legal Defense Fund.

Diane Des Rochers – Opposes the bill. 38 Fitch Bridget Rd. Groton MA 01450. (978)448-5584 Represents First Amendment Legal Defense Fund.

Clair Ebel – Opposes the bill. 18 Low Av Concord. 225-3080 Represents NHCLU

Respectfully Submitted,

Sharon M. Carson

Rep Sharon M. Carson
Committee Clerk

Sub-Committee Actions

HOUSE COMMITTEE ON EDUCATION

SUBCOMMITTEE WORK SESSION ON CACR 1

BILL TITLE: relating to the support of religious schools.

DATE: February 11, 2003

Subcommittee Members: Reps. Carter, Laurent, Dunn, Leone and Ingbretson

Comments and Recommendations: CACR 1 would increase taxpayer burden. CACR 1 would open "Pandoras Box" in regard to definding religious organizations. It is unrealistic to believe CACR 1 will receive the necessary voter support.

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Laurent

Seconded by Rep. Leone

Vote: 4-0

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

Moved by Rep.

Seconded by Rep.

Vote:

Respectfully submitted,

Rep. {Type NAME}
Subcommittee Chairman/Clerk

HOUSE COMMITTEE ON EDUCATION

SUBCOMMITTEE WORK SESSION ON CACR 1

BILL TITLE: relating to the support of religious schools.

DATE: February 19, 2003

Subcommittee Members: Reps. Carter, Laurent, Dunn, Leone and Ingbretson

Comments and Recommendations: CACR 1 would increase taxpayer burden. CACR 1 would open "Pandoras Box" in regard to defining religious organizations. It is unrealistic to believe CACR 1 will receive the necessary voter support.

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Laurent

Seconded by Rep. Leone

Vote: 4-0

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

Moved by Rep.

Seconded by Rep.

Vote:

Respectfully submitted,

Rep. {Type NAME}
Subcommittee Chairman/Clerk

HOUSE COMMITTEE ON EDUCATION

SUBCOMMITTEE WORK SESSION ON CACR 1

BILL TITLE: relating to the support of religious schools.

DATE: March 4, 2003

Subcommittee Members: Reps. Carter, Laurent, Dunn, Leone and Ingbretson

Comments and Recommendations: CACR 1 would increase taxpayer burden. CACR 1 would open "Pandoras Box" in regard to definding religious organizations. It is unrealistic to believe CACR 1 will receive the necessary voter support.

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Laurent

Seconded by Rep. Leone

Vote: 4-0

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

Moved by Rep.

Seconded by Rep.

Vote:

Respectfully submitted,

Rep. Mark S. Carter
Subcommittee Chairman/Clerk

HOUSE COMMITTEE ON EDUCATION

SUBCOMMITTEE WORK SESSION ON CACR 1

BILL TITLE: **the support of religious schools**

DATE: 2/11/03, 2/19/03, 3/4/03

Subcommittee Members: Reps. Rep. Mark Carter, Rep. Laurent, Rep. Dunn, Rep. Leone, Rep. Ingbretson

Comments and Recommendations:

- It (CACR 1) would increase taxpayer burden.
- CACR 1 would open "Paddoras Box" in regard to defining religious organizations
- It is unrealistic to believe CACR 1 will receive the necessary voter support.

Amendments:

Sponsor: Rep. _____ OLS Document #: _____ Adopted/Failed

Sponsor: Rep. _____ OLS Document #: _____ Adopted/Failed

Sponsor: Rep. _____ OLS Document #: _____ Adopted/Failed

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

Moved by Rep. Laurent

Seconded by Rep. Leone

Vote: 4 yea - 0 nay - 1 abstention

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

Moved by Rep. _____

Seconded by Rep. _____

Vote: _____

Respectfully submitted,

Rep. _____ 3/4/03
Subcommittee Chairman/Clerk

Rep. Mark Carter

Testimony

#1

SHEEHAN
PHINNEY
BASS +
GREEN

PROFESSIONAL
ASSOCIATION

SPBG

ATTORNEYS AT LAW

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PO BOX 3701
MANCHESTER
NEW HAMPSHIRE
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Fax (603) 641-2343
bcook@sheehan.com

January 29, 2003

Hon. Stephen R. L'Heureux and Members
House Education Committee
New Hampshire House of Representatives
Room 207—LOB
Concord, NH 03301

Re: CACR 1

Dear Chairman L'Heureux and Members of the Committee:

This office represents the Roman Catholic Bishop of Manchester (Diocese of Manchester). In that connection, I am writing and appearing in support of CACR 1. As the members of the Committee are undoubtedly aware, Diocesan Schools and other schools operated by other Roman Catholic entities in New Hampshire, educate many New Hampshire students. A list of the schools and their enrollment is attached to this letter.

Each student who is educated in a Catholic school or in schools operated by other religious denominations takes pressure off the public school system. The existence of these schools offers parents choices in education for their children. There has been much discussion in recent years about choices in education, options for allowing parents to exercise choices by being provided economic assistance through "vouchers" or some other methods. There have been proposals for tax credits for parents sending students to non-public schools and various other mechanisms. In New Hampshire, under the wording of our state constitution, as it has been interpreted by the New Hampshire Supreme Court, any mechanism which directly or indirectly provides funds to "sectarian" schools, is unconstitutional.

CACR 1 proposes amending the state constitution to remove language in Article 6 of Part I and Article 83 of Part II. This is the language the Supreme Court has cited in its rulings holding direct and indirect aid which may benefit religious schools in any way unconstitutional.

Three important points should be made about this amendment and the provisions it seeks to amend.

First, the language was inserted in the constitution in 1877 as the most extreme example of the "Blaine Amendment" on the state level, during an wave of anti-Catholic and anti-immigrant feelings in the United States.

Second, by amending the constitution, the legislature and then the people are not passing any program or policy. Rather, the amendment would allow the discussion of such programs and policies as part of the general debate about means and methods of education for the children of New Hampshire. It would allow consideration of assistance to those taking advantage of Catholic or other religious schools but not mandate any such program.

Third, federal constitutional restrictions on programs involving aid to students in religious schools, whether under voucher or other programs, would continue to apply to New Hampshire as they do everywhere in the United States. At present, notwithstanding federal decisions on programs elsewhere, the New Hampshire Constitution is a bar to action consistent with such decisions should the legislature wish to take such action.

The Diocese of Manchester urges you to study this issue carefully and to act favorably on CACR 1. Should we be able to provide additional information, we would be happy to do so.

Thank you for your consideration of this matter and for your service to the people of New Hampshire.

Sincerely,

Bradford E. Cook
BEC:ppd

LIST OF 2002-2003
SCHOOL ENROLLMENT
AS OF 10/31/02

SCHOOLS	CITY	STUDENTS
St. Michael	Berlin	91
St Mary School	Claremont	150
St. John Regional School	Concord	254
St. Thomas Aquinas	Derry	282
St. Mary Academy	Dover	483
Villa Augustina (Private)	Goffstown	318
Sacred Heart School	Hampton	412
Presentation of Mary Academy (Private	Hudson	497
St. Patrick School	Jaffrey	164
St. Joseph	Keene	158
Holy Trinity Catholic School	Laconia	178
St. Francis School	Litchfield	162
Mt. St. Mary Academy (Private)	Manchester	132
St. Anthony Elementary	Manchester	420
St. Casimir School	Manchester	173
St. Catherine	Manchester	387
St. Joseph Regional Jr. High School	Manchester	340
West Side Catholic Regional	Manchester	156
Infant Jesus School	Nashua	352
Nashua Catholic Regional Junior High School	Nashua	347
St. Christopher Parish School	Nashua	354
St. Patrick School	Pelham	224
St. Patrick School	Portsmouth	181
St. Elizabeth Seton	Rochester	298
St. Joseph Regional Catholic School	Salem	418
St. Albert School	W. Stewartstown	36
Bishop Brady High School	Concord	435
St. Thomas Aquinas High School	Dover	705
Trinity High School	Manchester	518
Bishop Guertin High School (Private)	Nashua	846

Voting Sheets

HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on CACR 1

BILL TITLE: **relating to the support of religious schools.**

DATE: March 5, 2003

LOB ROOM: 207

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Colcord

Seconded by Rep. Scovner

Vote: 14-3 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, 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.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Sharon M. Carson, Clerk

HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on CACR 1

BILL TITLE: **the support of religious schools**

DATE: 3/6/03

LOB ROOM: 207

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Colcord

Seconded by Rep. Scovner

Vote: 14/3 (Please attach record of roll call vote.)

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

Moved by Rep.

Seconded by Rep.

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

CONSENT CALENDAR VOTE: {Type VOTE}

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,
Sharon M. Carson
Rep. Peter E. Bragdon, Clerk
~~Peter E.~~ Carson

OFFICE OF THE HOUSE CLERK 2003 SESSION

EDUCATION

Bill #: CACR 1 **Title:** Support of Religious Schools

PH Date: 1 / 29 / 03 Exec Session Date: 3 / 5 / 03

Motion: ITL Amendment #:

MEMBER	YEAS	NAYS
L'Heureux. Stephen R. Chairman		
Alger. John R M. V Chairman		
Dearborn. Bruce L		✓
Flint. Gordon B	✓	
Carson. Sharon M	✓	
Colcord. J D	✓	
Balboni. Michael A		
Leone. Richard C	✓	
McHugh. Claire B	✓	
Naro. Debra A		
Laurent. John J	✓	
Tufts. J Arthur	✓	
Carter. Mark S	✓	
Hagan. Barbara J		✓
Ingbretson. Paul		✓
Snyder. Clair A	✓	
Jean. Claudette R	✓	
Clarke. Claire D	✓	
Rush. Deanna P	✓	
Scovner. Nancy M	✓	
Dunn. James T	✓	
	14 Y	3 N

TOTAL VOTE:
Printed: 1/6/2003

Committee Report

MAJORITY
COMMITTEE REPORT

COMMITTEE: **Education**

BILL NUMBER: **CACR 1**

TITLE: relating to the support of religious schools. Providing that the language in article 6 of the first part of the New Hampshire constitution, which sates that "But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination." shall be deleted from the article and the language in article 83 of the second part of the New Hampshire constitution which states that ": Provided, nevertheless, that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination" shall be deleted from the article.

DATE: March 5, 2003 CONSENT CALENDAR YES ☐ NO ☒

☐ OUGHT TO PASS

☐ OUGHT TO PASS WITH AMENDMENT

☒ INEXPEDIENT TO LEGISLATE

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

STATEMENT OF INTENT
(Include Committee Vote)

The committee has heard testimony on four CACR's concerning amendments to the constitution. It's the committee's belief that all of the suggested CACR's have some good points. In view of this, the committee retained for further consideration CACR 2 and CACR 13 and will include in our deliberations silient aspects of this CACR.

Vote 14-3.

Rep. J.D. Colcord
FOR THE MAJORITY

Original: House Clerk
cc: Committee Bill file

Education

CACR 1, relating to the support of religious schools. Providing that the language in article 6 of the first part of the New Hampshire constitution, which sates that "But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination." shall be deleted from the article and the language in article 83 of the second part of the New Hampshire constitution which states that ": Provided, nevertheless, that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination" shall be deleted from the article. **INEXPEDIENT TO LEGISLATE**

Rep. J.D. Colcord for Education: The committee has heard testimony on four CACR's concerning amendments to the constitution. It's the committee's belief that all of the suggested CACR's have some good points. In view of this, the committee retained for further consideration CACR 2 and CACR 13 and will include in our deliberations silient aspects of this CACR. **Vote 14-3.**

MINORITY
COMMITTEE REPORT

COMMITTEE: **Education**

BILL NUMBER: **CACR 1**

TITLE: relating to the support of religious schools. Providing that the language in article 6 of the first part of the New Hampshire constitution, which sates that "But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination." shall be deleted from the article and the language in article 83 of the second part of the New Hampshire constitution which states that ": Provided, nevertheless, that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination" shall be deleted from the article.

DATE: March 5, 2003 CONSENT CALENDAR YES ☐ NO ☒

☒ OUGHT TO PASS

☐ OUGHT TO PASS WITH AMENDMENT

☐ INEXPEDIENT TO LEGISLATE

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

STATEMENT OF INTENT
(Include Committee Vote)

The minority felt that as long as these provisions stand competition, which is the key to revitalizing education, may never become a reality for the state of New Hampshire.

Vote .

Rep. Paul Ingbretson
FOR THE MINORITY

Original: House Clerk
cc: Committee Bill file

Education

CACR 1, relating to the support of religious schools. Providing that the language in article 6 of the first part of the New Hampshire constitution, which sates that "But no person shall ever be compelled to pay towards the support of the schools of any sect or denomination." shall be deleted from the article and the language in article 83 of the second part of the New Hampshire constitution which states that ": Provided, nevertheless, that no money raised by taxation shall ever be granted or applied for the use of the schools or institutions of any religious sect or denomination" shall be deleted from the article. **OUGHT TO PASS**

Rep. Paul Ingbretson for Education: The minority felt that as long as these provisions stand competition, which is the key to revitalizing education, may never become a reality for the state of New Hampshire. **Vote** .