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Calendar and Journal of the 1999 Session**

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Contains: Floor Amendments for February 10

HOUSE CALENDAR

WEDNESDAY, FEBRUARY 10

FLOOR AMENDMENTS

(LISTED IN NUMERICAL ORDER)

1999-0066h

Floor Amendment to CACR 3 - R

Proposed by Rep. Kennedy

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

RELATING TO: requiring that the attorney general be nominated by the governor and elected by the legislature.

PROVIDING THAT: the attorney general be nominated by the governor and elected by joint ballot of the senators and representatives.

Amend the resolution by replacing paragraph I with the following:

I. That article 46 of the second part of the constitution be amended to read as follows:

[Art.] 46 [Nomination and Appointment of Officers.] All judicial officers, [~~the attorney general, and~~] all officers of the navy, and general and field officers of the militia, shall be nominated and appointed by the governor and council; and every such nomination shall be made at least [~~three~~] **3** days prior to such appointment; and no appointment shall take place, unless a majority of the council agree thereto. ***The attorney general shall be nominated by the governor subject to approval by the Legislature under Article 67 of Part Second.***

Amend the resolution by replacing paragraph III with the following:

III. That article 67 of the second part of the constitution be amended to read as follows:

[Art.] 67 [Election of ***the*** Secretary [~~and~~], Treasurer, ***and Attorney General.***] The secretary and treasurer shall be chosen, ***and the nominee for attorney general shall be approved,*** by joint ballot of the senators and representatives assembled in one room.

Amend the resolution by replacing paragraph VI with the following:

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

Are you in favor of amending the constitution to require that the attorney general be nominated by the governor and elected by joint ballot of the senators and representatives, instead of being appointed by the governor with the approval of the council?

AMENDED ANALYSIS

This constitutional amendment-concurrent resolution states that the attorney general shall be nominated by the governor and elected by joint ballot of senators and representatives instead of being nominated and appointed by the governor and council.

1999-0076h

Floor Amendment to CACR 4 - R

Proposed by Rep. Kennedy

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

RELATING TO: requiring that the attorney general be elected by the legislature.

PROVIDING THAT: the attorney general be chosen by joint ballot of the senators and representatives.

Amend the resolution by replacing all after the resolving clause with the following:

I. That article 46 of the second part of the constitution be amended to read as follows:

[Art.] 46 [Nomination and Appointment of Officers.] All judicial officers, [~~the attorney general, and~~] all officers of the navy, and general and field officers of the militia, shall be nominated and appointed by the governor and council; and every such nomination shall be made at least [~~three~~] **3** days prior to such appointment; and no appointment shall take place, unless a majority of the council agree thereto.

II. That the subdivision heading preceding article 67 of the second part of the constitution be amended to read as follows:

SECRETARY, TREASURER, ***ATTORNEY GENERAL,*** ETC.

III. That article 67 of the second part of the constitution be amended to read as follows:

[Art.] 67 [Election of ***the*** Secretary [~~and~~], Treasurer, ***and Attorney General.***] The secretary [~~and~~], treasurer, ***and attorney general*** shall be chosen by joint ballot of the senators and representatives assembled in one room.

IV. 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.

V. 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 1999 session of the general court shall be approved.

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

Are you in favor of amending the constitution to require that the attorney general be elected by joint ballot of the senators and representatives, instead of being appointed by the governor with the approval of the council?

VII. 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 1999 General Court" shall be printed in bold type at the top of the ballot.

VIII. 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.

AMENDED ANALYSIS

This constitutional amendment-concurrent resolution states that the attorney general shall be chosen by joint ballot of senators and representatives instead of being nominated and appointed by the governor and council.

1999-0100h

Floor Amendment to HB 101

Proposed by Reps. DiFruscia and Belanger

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

AN ACT establishing an educational commission to ensure the right of each child to an equal and adequate education and requesting the postponement of the Claremont II decision.

Amend the bill by replacing all after section 5 with the following:

6 Request for Postponement. The general court shall file appropriate papers and may seek the advice and consent of the attorney general for the purpose of requesting that the New Hampshire supreme court postpone the implementation of the Claremont II decision until such time as the findings of this commission have been established.

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

AMENDED ANALYSIS

This bill establishes an educational commission entitled Education 2000 A.D. Plus, for the purposes of formulating a definition of an adequate, equal education and investigating the costs and possible funding methods related thereto and requests that the implementation of the Claremont II decision be postponed until the findings of the commission have been established.