

HOUSE RECORD

**First Year of the 157th Session of the General
Court**

Calendar and Journal of the 2001 Session

Vol. 23

Concord N.H.

Thursday, April 19, 2001

No. 40

HOUSE JOURNAL No. 12 (cont.)

Wednesday, April 18, 2001

Rep. Scanlan moved that the House adjourn.

Adopted.

HOUSE JOURNAL No. 13

Thursday, April 19, 2001

The House assembled at 10:00 a.m., the hour to which it stood adjourned, and was called to order by the Speaker.

Her Excellency, Governor Jeanne Shaheen joined the Speaker on the rostrum for the day's opening ceremonies.

Prayer was offered by House Chaplain, The Reverend Hays M. Junkin, Rector of Saint Andrew's Episcopal Church in Hopkinton.

Compassionate Creator, bless the work of this honorable House to the benefit of Your people, bless us to Thy service and make us ever mindful of the needs of those around us. Amen.

Rep. Goodwin led the Pledge of Allegiance.

Kathleen MacNeil, Heather Fay, Jeff Pavaglio and Nick Edes, sophomores from Bow High School, sang our National Anthem.

LEAVES OF ABSENCE

Reps. Mikowski and Irene Pratt, the day, illness.

Reps. Corbin, Kenney, O'Keefe, Marsha Pelletier and Rozek, the day, important business.

Rep. Solow, the day, illness in the family.

INTRODUCTION OF GUESTS

Jennifer Goudreau, guest of Rep. Woodward. Jim Dodge, his grandchildren Sarah and James, guests of Rep. Leach. Mary Ella Keith, daughter of Rep. Bowles.

special guests

The Manchester Central High School Boys' Basketball Team, Class L State Champions, guests of the House.

enrolled bills report

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills 102, 109 and 113.

Rep. Nowe, Sen. Pignatelli for the Committee

special order

HB 759-FN-A-L, establishing a flat rate education income tax, relative to the state education property tax and certain other taxes, and relative to other sources of funding for education.

MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.

Rep. Howard C. Dickinson for the Majority of Ways and Means: HB 759 would impose a statewide income tax and radically re-structure the state's tax and revenue structure. The majority of the committee believes that the income tax would seriously damage and undermine New Hampshire's

economy. The recently released study by Standard & Poor's DRI, "Economic Impact of a New Hampshire Income Tax," concluded that the enactment of a broad-based state income tax would result in nearly 20,000 fewer jobs, a \$3.3 billion annual reduction in disposable personal income, and a sharp decline in home values. The negative impact of an income tax is widespread but particularly hard hitting in manufacturing, business services (including software), financial services, retail and wholesale trade and construction (including home building). The income tax would be grossly unfair to many in our state. It would not allow for the deduction for home mortgage interest or property taxes. It would tax retirement savings for some, but not for others. It would not allow for the deduction of catastrophic medical expenses. It would tax capital gains. Imposition of an income tax would be a risky and radical choice that could very easily cause great damage to the economy of New Hampshire while also imposing great inequities on our residents. This is not the time to raise over 700 million dollars to solve a 100 million-dollar problem. Vote 14-6.

Rep. Susan W. Almy for the Minority of Ways and Means: HB759 as amended, solves our current school and general fund problem for the long term, and is also true tax reform. It undoes most of the tax increases in the stopgap solution passed last time and repeals the Interest & Dividends, Legacy and Succession, and Business Enterprise taxes. It replaces these with a low-rate income tax with exemptions keyed to the cost of basic living expenses (\$11,000 per taxpayer and \$3,000 per dependent). Social security and equivalent pensions are exempt, and a renters' credit gives an equivalent benefit to the homeowners' property tax homestead exemption. The statewide property tax is reduced to \$4.50, and all homes receive a \$150,000 exemption from it; the income tax allows full exemption of the tax on a more expensive home, for those who live and earn in the state. Together, the income tax, the reduced statewide property tax, and sweepstakes fully fund the education trust fund into the foreseeable future. Existing general fund appropriations for education are no longer necessary, relieving us of the threatened general budget deficit. The revenue estimate is based on one of the best micro-simulation models in the country; it assumes zero growth in taxable income during the current year, and considerably less than the state's 30-year average growth rate during the next four years. The bill's plan is doable, sustainable, fair, and good for New Hampshire.

Reps. Almy, Rowe and Hager spoke against and yielded to questions.

Reps. Dickinson, Harrington, Itse and Sapareto spoke in favor and yielded to questions.

Rep. Brewster spoke against.

Reps. Furman, Gonzalez, Hopper, Mirski and McRae spoke in favor.

Rep. Camm requested a roll call; sufficiently seconded.

The question being adoption of the majority committee report.

YEAS 213 NAYS 171

YEAS 213

BELKNAP

Bartlett, Gordon	Boyce, Laurie	Czech, Stanley	Dewhirst, Glenn
Flanders, Donald	Holbrook, Robert	Lawton, David	Nedeau, Stephen

Rice, Thomas Jr	Rosen, Ralph	Russell, David	Salatiello, Thomas
Thomas, John	Wendelboe, Fran		

CARROLL

Babson, David Jr	Bradley, Jeb	Dickinson, Howard	Lyman, L Randy
Mock, Henry	Patten, Betsey	Stevens, Stanley	Sullivan, P Judith
Torressen, Gary			

CHESHIRE

Dexter, Judson	Edwards, Dana	Emerson, Susan	Fairbanks, Chandler
Hunt, John	Roberts, William	Royce, H Charles	Smith, Edwin

COOS

Gallus, John	Guay, Lawrence	Horton, Lynn	Pratt, Leighton
Tholl, John Jr	Woodward, David		

GRAFTON

Akins, Ralph	Alger, John	Barker, Robert	Cobb, John
Dudley, Terri	Eaton, Stephanie	Gabler, William	Gilman, G Michael
Giuda, Robert	Marshall, Gene	Mirski, Paul	Scanlan, David
Sova, Charles	Teschner, Douglass	Ward, Brien	Williams, Burton

HILLSBOROUGH

Allan, Nelson	Alukonis, David	Artz, Lawrence	Balboni, Michael
Balcom, John	Baroody, Benjamin	Batula, Peter	Bergeron, Jean-Guy
Bouchard, David	Bouldin, Michael	Bragdon, Peter	Brundige, Robert
Bruno, Pierre	Calawa, Leon Jr	Carlson, Donald	Chabot, Robert
Christensen, D L Chris	Christiansen, Lars	Clegg, Robert Jr	Coughlin, Pamela
Desrosiers, William	Dionne, Kimberley	Duval, Jeffrey	Elliott, Larry
Emerton, Lawrence Sr	Fields, Dennis	Fletcher, Richard	Flora, Kathleen
Furman, Christine	Golding, William	Goley, Jeffrey	Gonzalez, Carlos
Goulet, Maurice	Graham, John	Greenberg, Gary	Guinta, Frank
Haley, Robert	Hall, Charles	Herman, Keith	Holden, Randolph

Hopper, Gary	Jean, Loren	Kacavas, John	Kurk, Neal
L'Heureux, Robert	LaFlamme, Paul	LaRose, Richard	Lessard, Rudy
Martel, Andre	Martin, Mary Ellen	McDonough-Wallace, Alice	McRae, Karen
Mercer, Robert	Milligan, Robert	Moran, Edward	Palangas, Eric
Pappas, Marc	Pepino, Leo	Peterson, Andrew	Reeves, Sandra
Salts, Greg	Sargent, Maxwell	Shaw, Barbara	Souza, Kathleen
Tahir, Saghir	Tate, Joan	Thompson, Rob	Thulander, O Alan
Vaillancourt, Steve	Wheeler, Robert	White, Donald	

MERRIMACK

Anderson, Eric	Cummings, Raymond	Dunne, Christopher	Hess, David
Hutchinson, John	Kennedy, Richard	L'Heureux, Stephen	Langer, Ray
Leber, William	Soltani, Tony	Swindlehurst, John	Whalley, Michael
Winter, Steven			

ROCKINGHAM

Arndt, Janet	Belanger, Ronald	Bishop, Franklin	Bridle, Russell
Camm, Kevin	Carson, Sharon	Chalbeck, Kevin	Clark, Vivian
Dalrymple, Janeen	DiFruscia, Anthony	Dodge, Robert	Dowling, Patricia
Downing, Michael	Fesh, Bob	Flanders, John Sr	Francoeur, Sheila
Gilbert, Jeffrey	Gilbert, Karl	Giordano, Ronald	Griffin, Mary
Hamel, Albert	Henderson, Warren	Hill, Jonathan	Holland, James Jr
Hutchinson, Karen	Introne, Robert	Itse, Daniel	Johnson, Rogers
Katsakiores, George	Katsakiores, Phyllis	Kelley, William	Kobel, Rudolph
Letourneau, Robert	Major, Norman	McKinney, Betsy	Micklon, Stephanie
Moore, Benjamin	Morse, Charles	Nowe, Ronald	Packard, Sherman
Palermo, Diane	Power, Lucille	Priestley, Anne	Putnam, Ed II
Quandt, Marshall	Quandt, Matthew	Rabideau, Marie	Rausch, James
Reardon, Neil	Ruffner, Walter	Saia, Pamela	Sapareto, Frank
Sloan, Stephen	Stone, Joseph	Stritch, C Donald	Trueman, Raymond
Varrell, Thomas	Welch, David	Weyler, Kenneth	Whittier, John
Woekel, Ralph	Zolla, William		

STRAFFORD

Albert, Russell	Berube, Roger	Bickford, David	Cossette, Larry
Harrington, Michael	Heon, Richard	Hughes, Christopher	Lachance, Douglas
Reid, Christopher	Tsiros, William	Twombly, James	Woods, Phyllis

SULLIVAN

Odell, Bob	Rodeschin, Beverly
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NAYS 171

BELKNAP

Johnson, William	Millham, Alida	Pilliod, James	Wood, Jane
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CARROLL

Philbrick, Donald	Quimby, Lee
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CHESHIRE

Allen, Peter	Avery, Stephen	Batchelder, Robert	Burnham, Daniel
DePecol, Benjamin	Espieffs, Peter	Manning, Joseph	McGuirk, Paul
Meador, David	Mitchell, McKim	Pratt, John	Richardson, Barbara
Russell, Ronald	Weed, Charles	Zerba, Roger	

COOS

Bradley, Paula	Davis, Perley	Landers, Dana	Mears, Edgar
Rodrigue, Robert	Stohl, Eric		

GRAFTON

Almy, Susan	Benn, Bernard	Cooney, Mary	Ham, Bonnie
Lovett, Sid	Naro, Debra	Nordgren, Sharon	Pawlek, Marion
Scovner, Nancy	Sokol, Hilda		

HILLSBOROUGH

Andosca, Mary	Arnold, Thomas Jr	Bellavance, Paul	Buckley, Raymond
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Cardin, Lori	Clayton, William	Clemons, Jane	Cote, David
Cote, Peter	Craig, James	Daigle, Robert	Drabinowicz, A Theresa
Drisko, Richard	Dwyer, Paul	Dyer, Merton	Eaton, Richard
Ford, Nancy	Foster, Linda	Gargas, Carolyn	Ginsburg, Ruth
Gorman, Mary	Hall, Betty	Jean, Claudette	Johnson, Lionel
Keye, Harvey	Konys, Christine	Lasky, Bette	Leach, Edward
Lefebvre, Roland	Leishman, Peter	Lynde, Harold	McHugh, Claire
Melcher, Harold	Messier, Irene	Movsesian, Lori	O'Connell, Timothy
Panagopoulos, Nicholas	Rowe, Robert	Schulze, Joan	Seibel, Christopher
Spiess, Paul	Sweeney, Cynthia	Williams, Carol	

MERRIMACK

Bouchard, Candace	Brewster, Richard	Clarke, Claire	Colcord, J D
Crosby, Toni	Daneault, Gabriel	Davis, Frank	Feuerstein, Martin
Fraser, Leo Jr	Fraser, Marilyn	French, Barbara	Gile, Mary
Greco, Vincent	Hager, Elizabeth	Jacobson, Alf	Lockwood, Priscilla
MacKay, James	Maxfield, Roy	Moore, Carol	Owen, Derek
Perkins, Randy	Potter, Frances	Poulin, David	Reardon, Tara
Rodd, Beth	Rush, Deanna	Seldin, Gloria	Wallner, Mary Jane
Whittemore, James	Yeaton, Charles		

ROCKINGHAM

Blanchard, MaryAnn	Bowles, Raimond	Case, Margaret	Clark, Martha Fuller
Coes, Betsy	Cooney, Richard	Cox, Russell	Dearborn, Bruce
Flanagan, Natalie	Gleason, John	Johnson, Robert	Kane, Cecelia
Kelley, Jane	Langley, Jane	Langone, John	McGuire, Robert
Norelli, Terie	Pantelakos, Laura	Pitts, Jacqueline	Robertson, Carl
Shultis, Elizabeth	Splaine, James	Weatherspoon, Jacquelyne	

STRAFFORD

Brennan, William	Brown, Julie	Callaghan, Frank	DeChane, Marlene
Dunlap, Patricia	Estabrook, Iris	Ferland, Paul	Gilmore, Gary
Goodwin, Earle	Grassie, Anne	Johnson, Nancy	Kaen, Naida

Knowles, William	Lent, Donald	McCarthy, Gerald	Musler, George
Pelletier, Arthur	Pelletier, Marsha	Proulx, Raymond	Rollo, Michael
Smith, Marjorie	Snyder, Clair	Spang, Judith	Taylor, Kathleen
Wall, Janet	Woodill, Rodney		

SULLIVAN

Allison, David	Burling, Peter	Cloutier, John	Ferland, Brenda
Flint, Gordon Sr	Franklin, Peter	Harris, Joseph	Harris, Sandra
Jones, Constance	Leone, Richard	Phinizy, James	Robb, Amy

and the majority committee report was adopted.

reconsideration

Having voted on the prevailing side, Rep. Kurk moved that the House reconsider its action whereby it voted ***HB 759-FN-A-L***, relative to the transportation cost component in the determination of adequate education grants, Inexpedient to Legislate.

Rep. Avery requested a roll call; sufficiently seconded.

The question being reconsideration.

YEAS 164 NAYS 220

YEAS 164

BELKNAP

Johnson, William	Millham, Alida	Pilliod, James	Wood, Jane
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CARROLL

Philbrick, Donald	Quimby, Lee
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CHESHIRE

Allen, Peter	Avery, Stephen	Batchelder, Robert	Burnham, Daniel
DePecol, Benjamin	Espieffs, Peter	Manning, Joseph	McGuirk, Paul
Meador, David	Mitchell, McKim	Pratt, John	Richardson, Barbara
Russell, Ronald	Weed, Charles	Zerba, Roger	

COOS

Bradley, Paula	Davis, Perley	Landers, Dana	Rodrigue, Robert
Stohl, Eric			

GRAFTON

Almy, Susan	Benn, Bernard	Cooney, Mary	Ham, Bonnie
Lovett, Sid	Naro, Debra	Nordgren, Sharon	Pawlek, Marion
Scovner, Nancy	Sokol, Hilda		

HILLSBOROUGH

Andosca, Mary	Bellavance, Paul	Buckley, Raymond	Cardin, Lori
Clayton, William	Clemons, Jane	Cote, David	Cote, Peter
Daigle, Robert	Drabinowicz, A Theresa	Drisko, Richard	Dwyer, Paul
Dyer, Merton	Eaton, Richard	Ford, Nancy	Foster, Linda
Gargas, Carolyn	Ginsburg, Ruth	Gorman, Mary	Hall, Betty
Jean, Claudette	Johnson, Lionel	Keye, Harvey	Konys, Christine
Lasky, Bette	Leach, Edward	Lefebvre, Roland	Leishman, Peter
Lynde, Harold	McHugh, Claire	Melcher, Harold	Messier, Irene
Movsesian, Lori	Panagopoulos, Nicholas	Rowe, Robert	Schulze, Joan
Seibel, Christopher	Shaw, Barbara	Spiess, Paul	Sweeney, Cynthia
Williams, Carol			

MERRIMACK

Bouchard, Candace	Brewster, Richard	Clarke, Claire	Colcord, J D
Crosby, Toni	Daneault, Gabriel	Davis, Frank	Feuerstein, Martin
Fraser, Marilyn	French, Barbara	Gile, Mary	Greco, Vincent
Lockwood, Priscilla	Moore, Carol	Owen, Derek	Perkins, Randy
Potter, Frances	Poulin, David	Reardon, Tara	Rodd, Beth
Rush, Deanna	Seldin, Gloria	Wallner, Mary Jane	Whittemore, James
Yeaton, Charles			

ROCKINGHAM

Blanchard, MaryAnn	Bowles, Raimond	Case, Margaret	Clark, Martha Fuller
Coes, Betsy	Cooney, Richard	Cox, Russell	Dearborn, Bruce
Flanagan, Natalie	Gleason, John	Johnson, Robert	Kane, Cecelia
Kelley, Jane	Langley, Jane	Langone, John	McGuire, Robert
Norelli, Terie	Pantelakos, Laura	Pitts, Jacqueline	Robertson, Carl
Shultis, Elizabeth	Splaine, James	Weatherspoon, Jacquelyne	Whittier, John

STRAFFORD

Brennan, William	Brown, Julie	Callaghan, Frank	DeChane, Marlene
Dunlap, Patricia	Estabrook, Iris	Ferland, Paul	Gilmore, Gary
Goodwin, Earle	Grassie, Anne	Johnson, Nancy	Kaen, Naida
Knowles, William	Lachance, Douglas	Lent, Donald	McCarthy, Gerald
Pelletier, Arthur	Pelletier, Marsha	Proulx, Raymond	Rollo, Michael
Smith, Marjorie	Snyder, Clair	Spang, Judith	Taylor, Kathleen
Wall, Janet	Woodill, Rodney		

SULLIVAN

Allison, David	Burling, Peter	Cloutier, John	Ferland, Brenda
Flint, Gordon Sr	Franklin, Peter	Harris, Joseph	Harris, Sandra
Jones, Constance	Leone, Richard	Phinizy, James	Robb, Amy

NAYS 220

BELKNAP

Bartlett, Gordon	Boyce, Laurie	Czech, Stanley	Dewhirst, Glenn
Flanders, Donald	Holbrook, Robert	Lawton, David	Nedeau, Stephen
Rice, Thomas Jr	Rosen, Ralph	Russell, David	Salatiello, Thomas
Thomas, John	Wendelboe, Fran		

CARROLL

Babson, David Jr	Bradley, Jeb	Dickinson, Howard	Lyman, L Randy
Mock, Henry	Patten, Betsey	Stevens, Stanley	Sullivan, P Judith
Torressen, Gary			

CHESHIRE

Dexter, Judson	Edwards, Dana	Emerson, Susan	Fairbanks, Chandler
Hunt, John	Roberts, William	Royce, H Charles	Smith, Edwin

COOS

Gallus, John	Guay, Lawrence	Horton, Lynn	Mears, Edgar
Pratt, Leighton	Tholl, John Jr	Woodward, David	

GRAFTON

Akins, Ralph	Alger, John	Barker, Robert	Cobb, John
Dudley, Terri	Eaton, Stephanie	Gabler, William	Gilman, G Michael
Giuda, Robert	Marshall, Gene	Mirski, Paul	Scanlan, David
Sova, Charles	Teschner, Douglass	Ward, Brien	Williams, Burton

HILLSBOROUGH

Allan, Nelson	Alukonis, David	Arnold, Thomas Jr	Artz, Lawrence
Balboni, Michael	Balcom, John	Baroody, Benjamin	Batula, Peter
Bergeron, Jean-Guy	Bouchard, David	Bouldin, Michael	Bragdon, Peter
Brundige, Robert	Bruno, Pierre	Calawa, Leon Jr	Carlson, Donald
Chabot, Robert	Christensen, D L Chris	Christiansen, Lars	Clegg, Robert Jr
Coughlin, Pamela	Craig, James	Desrosiers, William	Dionne, Kimberley
Duval, Jeffrey	Elliott, Larry	Emerton, Lawrence Sr	Fields, Dennis
Fletcher, Richard	Flora, Kathleen	Furman, Christine	Golding, William
Goley, Jeffrey	Gonzalez, Carlos	Goulet, Maurice	Graham, John
Greenberg, Gary	Guinta, Frank	Haley, Robert	Hall, Charles
Herman, Keith	Holden, Randolph	Hopper, Gary	Jean, Loren
Kacavas, John	Kurk, Neal	L'Heureux, Robert	LaFlamme, Paul
LaRose, Richard	Lessard, Rudy	Martel, Andre	Martin, Mary Ellen
McDonough-Wallace, Alice	McRae, Karen	Mercer, Robert	Milligan, Robert
Moran, Edward	O'Connell, Timothy	Palangas, Eric	Pappas, Marc
Pepino, Leo	Peterson, Andrew	Reeves, Sandra	Salts, Greg
Sargent, Maxwell	Souza, Kathleen	Tahir, Saghir	Tate, Joan

Thompson, Rob
White, Donald

Thulander, O Alan

Vaillancourt, Steve

Wheeler, Robert

MERRIMACK

Anderson, Eric
Hager, Elizabeth
Kennedy, Richard
MacKay, James
Whalley, Michael

Cummings, Raymond
Hess, David
L'Heureux, Stephen
Maxfield, Roy
Winter, Steven

Dunne, Christopher
Hutchinson, John
Langer, Ray
Soltani, Tony

Fraser, Leo Jr
Jacobson, Alf
Leber, William
Swindlehurst, John

ROCKINGHAM

Arndt, Janet
Camm, Kevin
Dalrymple, Janeen
Downing, Michael
Gilbert, Jeffrey
Hamel, Albert
Hutchinson, Karen
Katsakiores, George
Letourneau, Robert
Moore, Benjamin
Palermo, Diane
Quandt, Marshall
Reardon, Neil
Sloan, Stephen
Varrell, Thomas
Zolla, William

Belanger, Ronald
Carson, Sharon
DiFruscia, Anthony
Fesh, Bob
Gilbert, Karl
Henderson, Warren
Introne, Robert
Katsakiores, Phyllis
Major, Norman
Morse, Charles
Power, Lucille
Quandt, Matthew
Ruffner, Walter
Stone, Joseph
Welch, David

Bishop, Franklin
Chalbeck, Kevin
Dodge, Robert
Flanders, John Sr
Giordano, Ronald
Hill, Jonathan
Itse, Daniel
Kelley, William
McKinney, Betsy
Nowe, Ronald
Priestley, Anne
Rabideau, Marie
Saia, Pamela
Stritch, C Donald
Weyler, Kenneth

Bridle, Russell
Clark, Vivian
Dowling, Patricia
Francoeur, Sheila
Griffin, Mary
Holland, James Jr
Johnson, Rogers
Kobel, Rudolph
Micklon, Stephanie
Packard, Sherman
Putnam, Ed II
Rausch, James
Sapareto, Frank
Trueman, Raymond
Woekel, Ralph

STRAFFORD

Albert, Russell
Harrington, Michael
Reid, Christopher

Berube, Roger
Heon, Richard
Tsiros, William

Bickford, David
Hughes, Christopher
Twombly, James

Cossette, Larry
Musler, George
Woods, Phyllis

SULLIVAN

Odell, Bob

Rodeschin, Beverly

and reconsideration failed.

motion to indefinitely postpone

Rep. Mirski moved that ***HB 759-FN-A-L***, establishing a flat rate education income tax, relative to the state education property tax and certain other taxes, and relative to other sources of funding for education, be indefinitely postponed.

Reps. Hager and Burling spoke against.

Rep. Dickinson spoke in favor.

Rep. Soltani requested a roll call; sufficiently seconded.

The question being Indefinite Postponement.

YEAS 184 NAYS 201

YEAS 184

BELKNAP

Bartlett, Gordon

Boyce, Laurie

Czech, Stanley

Dewhirst, Glenn

Flanders, Donald

Holbrook, Robert

Lawton, David

Nedeau, Stephen

Rice, Thomas Jr

Rosen, Ralph

Russell, David

Thomas, John

Wendelboe, Fran

CARROLL

Bradley, Jeb

Dickinson, Howard

Lyman, L Randy

Mock, Henry

Patten, Betsey

Stevens, Stanley

Sullivan, P Judith

Torressen, Gary

CHESHIRE

Dexter, Judson

Edwards, Dana

Emerson, Susan

Fairbanks, Chandler

Hunt, John

Roberts, William

Royce, H Charles

Smith, Edwin

COOS

Gallus, John

Horton, Lynn

Pratt, Leighton

Tholl, John Jr

Woodward, David

GRAFTON

Akins, Ralph	Alger, John	Barker, Robert	Cobb, John
Dudley, Terri	Eaton, Stephanie	Gabler, William	Gilman, G Michael
Giuda, Robert	Marshall, Gene	Mirski, Paul	Scanlan, David
Sova, Charles	Teschner, Douglass	Ward, Brien	Williams, Burton

HILLSBOROUGH

Allan, Nelson	Alukonis, David	Artz, Lawrence	Balboni, Michael
Batula, Peter	Bergeron, Jean-Guy	Bouchard, David	Bouldin, Michael
Bragdon, Peter	Brundige, Robert	Bruno, Pierre	Calawa, Leon Jr
Christensen, D L Chris	Christiansen, Lars	Clegg, Robert Jr	Coughlin, Pamela
Craig, James	Desrosiers, William	Dionne, Kimberley	Drabinowicz, A Theresa
Elliott, Larry	Emerton, Lawrence Sr	Fields, Dennis	Fletcher, Richard
Flora, Kathleen	Furman, Christine	Golding, William	Gonzalez, Carlos
Goulet, Maurice	Graham, John	Greenberg, Gary	Guinta, Frank
Herman, Keith	Holden, Randolph	Hopper, Gary	Jean, Loren
Kurk, Neal	L'Heureux, Robert	LaRose, Richard	Lessard, Rudy
Martel, Andre	McRae, Karen	Mercer, Robert	Milligan, Robert
Moran, Edward	Pappas, Marc	Pepino, Leo	Reeves, Sandra
Salts, Greg	Sargent, Maxwell	Souza, Kathleen	Tahir, Saghir
Tate, Joan	Thompson, Rob	Thulander, O Alan	Vaillancourt, Steve
White, Donald			

MERRIMACK

Anderson, Eric	Cummings, Raymond	Dunne, Christopher	Hess, David
Hutchinson, John	Kennedy, Richard	L'Heureux, Stephen	Langer, Ray
Leber, William	Soltani, Tony	Swindlehurst, John	Whalley, Michael
Winter, Steven			

ROCKINGHAM

Arndt, Janet	Belanger, Ronald	Bishop, Franklin	Bridle, Russell
Camm, Kevin	Carson, Sharon	Chalbeck, Kevin	Clark, Vivian

Dalrymple, Janeen	DiFruscia, Anthony	Dodge, Robert	Dowling, Patricia
Fesh, Bob	Flanders, John Sr	Francoeur, Sheila	Gilbert, Jeffrey
Gilbert, Karl	Giordano, Ronald	Griffin, Mary	Henderson, Warren
Hill, Jonathan	Holland, James Jr	Hutchinson, Karen	Introne, Robert
Itse, Daniel	Johnson, Rogers	Katsakiores, George	Katsakiores, Phyllis
Kelley, William	Kobel, Rudolph	Letourneau, Robert	Major, Norman
McKinney, Betsy	Moore, Benjamin	Morse, Charles	Nowe, Ronald
Packard, Sherman	Palermo, Diane	Power, Lucille	Priestley, Anne
Putnam, Ed II	Quandt, Marshall	Quandt, Matthew	Rabideau, Marie
Rausch, James	Reardon, Neil	Ruffner, Walter	Saia, Pamela
Sapareto, Frank	Stone, Joseph	Stritch, C Donald	Varrell, Thomas
Welch, David	Weyler, Kenneth	Weekel, Ralph	Zolla, William

STRAFFORD

Albert, Russell	Cossette, Larry	Harrington, Michael	Tsiros, William
Twombly, James	Woods, Phyllis		

SULLIVAN

Odell, Bob	Rodeschin, Beverly
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NAYS 201

BELKNAP

Johnson, William	Millham, Alida	Pilliod, James	Salatiello, Thomas
Wood, Jane			

CARROLL

Babson, David Jr	Philbrick, Donald	Quimby, Lee
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CHESHIRE

Allen, Peter	Avery, Stephen	Batchelder, Robert	Burnham, Daniel
DePecol, Benjamin	Espieffs, Peter	Manning, Joseph	McGuirk, Paul
Meador, David	Mitchell, McKim	Pratt, John	Richardson, Barbara

Russell, Ronald

Weed, Charles

Zerba, Roger

COOS

Bradley, Paula

Davis, Perley

Guay, Lawrence

Landers, Dana

Mears, Edgar

Rodrigue, Robert

Stohl, Eric

GRAFTON

Almy, Susan

Benn, Bernard

Cooney, Mary

Ham, Bonnie

Lovett, Sid

Naro, Debra

Nordgren, Sharon

Pawlek, Marion

Scovner, Nancy

Sokol, Hilda

HILLSBOROUGH

Andosca, Mary

Arnold, Thomas Jr

Balcom, John

Baroody, Benjamin

Bellavance, Paul

Buckley, Raymond

Cardin, Lori

Carlson, Donald

Chabot, Robert

Clayton, William

Clemons, Jane

Cote, David

Cote, Peter

Daigle, Robert

Dokmo, Cynthia

Drisko, Richard

Duval, Jeffrey

Dwyer, Paul

Dyer, Merton

Eaton, Richard

Ford, Nancy

Foster, Linda

Gargasz, Carolyn

Ginsburg, Ruth

Goley, Jeffrey

Gorman, Mary

Haley, Robert

Hall, Betty

Hall, Charles

Jean, Claudette

Johnson, Lionel

Kacavas, John

Keye, Harvey

Konys, Christine

LaFlamme, Paul

Lasky, Bette

Leach, Edward

Lefebvre, Roland

Leishman, Peter

Lynde, Harold

Martin, Mary Ellen

McDonough-Wallace,
Alice

McHugh, Claire

Melcher, Harold

Messier, Irene

Movsesian, Lori

O'Connell, Timothy

Palangas, Eric

Panagopoulos, Nicholas

Peterson, Andrew

Rowe, Robert

Schulze, Joan

Seibel, Christopher

Shaw, Barbara

Spiess, Paul

Sweeney, Cynthia

Wheeler, Robert

Williams, Carol

MERRIMACK

Bouchard, Candace

Brewster, Richard

Clarke, Claire

Colcord, J D

Crosby, Toni

Daneault, Gabriel

Davis, Frank

Feuerstein, Martin

Fraser, Leo Jr

Fraser, Marilyn

French, Barbara

Gile, Mary

Greco, Vincent

Hager, Elizabeth

Jacobson, Alf

Lockwood, Priscilla

MacKay, James	Maxfield, Roy	Moore, Carol	Owen, Derek
Perkins, Randy	Potter, Frances	Poulin, David	Reardon, Tara
Rodd, Beth	Rush, Deanna	Seldin, Gloria	Wallner, Mary Jane
Whittemore, James	Yeaton, Charles		

ROCKINGHAM

Blanchard, MaryAnn	Bowles, Raimond	Case, Margaret	Clark, Martha Fuller
Coes, Betsy	Cooney, Richard	Cox, Russell	Dearborn, Bruce
Downing, Michael	Flanagan, Natalie	Gleason, John	Hamel, Albert
Johnson, Robert	Kane, Cecelia	Kelley, Jane	Langley, Jane
Langone, John	McGuire, Robert	Micklon, Stephanie	Norelli, Terie
Pantelakos, Laura	Pitts, Jacqueline	Robertson, Carl	Shultis, Elizabeth
Sloan, Stephen	Splaine, James	Trueman, Raymond	Weatherspoon, Jacquelyne
Whittier, John			

STRAFFORD

Berube, Roger	Bickford, David	Brennan, William	Brown, Julie
Callaghan, Frank	DeChane, Marlene	Dunlap, Patricia	Estabrook, Iris
Ferland, Paul	Gilmore, Gary	Goodwin, Earle	Grassie, Anne
Heon, Richard	Hughes, Christopher	Johnson, Nancy	Kaen, Naida
Knowles, William	Lachance, Douglas	Lent, Donald	McCarthy, Gerald
Musler, George	Pelletier, Arthur	Pelletier, Marsha	Proulx, Raymond
Reid, Christopher	Rollo, Michael	Smith, Marjorie	Snyder, Clair
Spang, Judith	Taylor, Kathleen	Wall, Janet	Woodill, Rodney

SULLIVAN

Allison, David	Burling, Peter	Cloutier, John	Ferland, Brenda
Flint, Gordon Sr	Franklin, Peter	Harris, Joseph	Harris, Sandra
Jones, Constance	Leone, Richard	Phinizy, James	Robb, Amy

and the motion to indefinitely postpone failed.

HB 766-FN-A-L, establishing a New Hampshire education tax on consumption as a source of funding for education, reducing the rates of other state taxes, and increasing certain exemptions to the interest and dividends tax. **INEXPEDIENT TO LEGISLATE**

Rep. Howard C. Dickinson for Ways and Means: While many members of the committee remain intrigued with the basic concept of this bill, in its present form, including a last minute amendment that changed many of its provisions and definitions, the majority believed that the consequences of its novel revenue generation scheme were impossible to predict. Department of Revenue Commissioner Stanley Arnold testified that his department could not prepare a fiscal note on either the revenue that the bill could produce, the impact of tax exemptions that the bill's amendment contemplated, or the cost to implement and administer the bill. Even the committee members who voted against the motion of inexpedient to legislate concurred with the majority that the bill should not be adopted in its present form but would require substantial additional analysis and likely revisions in any case. Vote 10-8.

Reps. Ward and Peterson spoke against and yielded to questions.

Reps. Dickinson, Major, Gilbert and Herman spoke in favor.

Rep. Pratt spoke against.

Rep. Gilbert spoke in favor and yielded to questions.

Rep. Haley requested a roll call; sufficiently seconded.

The question being adoption of the committee report.

YEAS 224 NAYS 154

YEAS 224

BELKNAP

Bartlett, Gordon	Boyce, Laurie	Czech, Stanley	Flanders, Donald
Holbrook, Robert	Lawton, David	Millham, Alida	Nedeau, Stephen
Pilliod, James	Rice, Thomas Jr	Rosen, Ralph	Russell, David
Thomas, John	Wendelboe, Fran		

CARROLL

Dickinson, Howard	Lyman, L Randy	Mock, Henry	Patten, Betsey
Quimby, Lee	Sullivan, P Judith		

CHESHIRE

Allen, Peter	DePecol, Benjamin	Edwards, Dana	Espieffs, Peter
Fairbanks, Chandler	Hunt, John	Roberts, William	Royce, H Charles
Smith, Edwin			

COOS

Gallus, John	Guay, Lawrence	Horton, Lynn	Mears, Edgar
Tholl, John Jr			

GRAFTON

Alger, John	Barker, Robert	Cooney, Mary	Dudley, Terri
Eaton, Stephanie	Gabler, William	Gilman, G Michael	Giuda, Robert
Marshall, Gene	Mirski, Paul	Nordgren, Sharon	Scanlan, David
Sokol, Hilda	Sova, Charles	Williams, Burton	

HILLSBOROUGH

Alukonis, David	Artz, Lawrence	Balboni, Michael	Baroody, Benjamin
Batula, Peter	Bergeron, Jean-Guy	Bouchard, David	Bragdon, Peter
Brundige, Robert	Bruno, Pierre	Buckley, Raymond	Calawa, Leon Jr
Chabot, Robert	Christiansen, Lars	Clegg, Robert Jr	Clemons, Jane
Cote, David	Coughlin, Pamela	Desrosiers, William	Dokmo, Cynthia
Drabinowicz, A Theresa	Dwyer, Paul	Elliott, Larry	Emerton, Lawrence Sr
Fields, Dennis	Fletcher, Richard	Flora, Kathleen	Foster, Linda
Furman, Christine	Gonzalez, Carlos	Goulet, Maurice	Greenberg, Gary
Guinta, Frank	Herman, Keith	Holden, Randolph	Hopper, Gary
Jean, Loren	Kacavas, John	Konys, Christine	Kurk, Neal
L'Heureux, Robert	LaRose, Richard	Lasky, Bette	Leishman, Peter
Lessard, Rudy	Lynde, Harold	Martel, Andre	McRae, Karen
Mercer, Robert	Messier, Irene	Milligan, Robert	Panagopoulos, Nicholas
Pappas, Marc	Pepino, Leo	Reeves, Sandra	Salts, Greg
Sargent, Maxwell	Seibel, Christopher	Souza, Kathleen	Sweeney, Cynthia
Tahir, Saghir	Thulander, O Alan	Wheeler, Robert	Williams, Carol

MERRIMACK

Anderson, Eric	Clarke, Claire	Crosby, Toni	Dunne, Christopher
Fraser, Leo Jr	Hager, Elizabeth	Hess, David	Hutchinson, John
Jacobson, Alf	Kennedy, Richard	L'Heureux, Stephen	Leber, William
MacKay, James	Moore, Carol	Owen, Derek	Perkins, Randy

Potter, Frances	Reardon, Tara	Swindlehurst, John	Wallner, Mary Jane
Whalley, Michael	Whittemore, James	Winter, Steven	

ROCKINGHAM

Arndt, Janet	Belanger, Ronald	Bridle, Russell	Camm, Kevin
Carson, Sharon	Clark, Martha Fuller	Clark, Vivian	Coes, Betsy
Dalrymple, Janeen	Dearborn, Bruce	DiFruscia, Anthony	Dodge, Robert
Dowling, Patricia	Downing, Michael	Fesh, Bob	Flanders, John Sr
Francoeur, Sheila	Gilbert, Jeffrey	Gilbert, Karl	Giordano, Ronald
Griffin, Mary	Hamel, Albert	Henderson, Warren	Hill, Jonathan
Hutchinson, Karen	Introne, Robert	Itse, Daniel	Johnson, Rogers
Katsakiores, George	Katsakiores, Phyllis	Kelley, William	Kobel, Rudolph
Letourneau, Robert	Major, Norman	McKinney, Betsy	Micklon, Stephanie
Morse, Charles	Norelli, Terie	Packard, Sherman	Palermo, Diane
Pantelakos, Laura	Power, Lucille	Priestley, Anne	Putnam, Ed II
Quandt, Marshall	Quandt, Matthew	Rabideau, Marie	Rausch, James
Reardon, Neil	Saia, Pamela	Sapareto, Frank	Stone, Joseph
Stritch, C Donald	Varrell, Thomas	Welch, David	Weyler, Kenneth
Woekel, Ralph			

STRAFFORD

Albert, Russell	Bickford, David	Callaghan, Frank	Cossette, Larry
Estabrook, Iris	Grassie, Anne	Harrington, Michael	Hughes, Christopher
Johnson, Nancy	Kaen, Naida	Knowles, William	Lachance, Douglas
McCarthy, Gerald	Musler, George	Pelletier, Arthur	Pelletier, Marsha
Rollo, Michael	Smith, Marjorie	Taylor, Kathleen	Tsiros, William
Twombly, James	Wall, Janet	Woodill, Rodney	Woods, Phyllis

SULLIVAN

Allison, David	Ferland, Brenda	Harris, Joseph	Harris, Sandra
Odell, Bob	Phinizy, James	Rodeschin, Beverly	

BELKNAP

Dewhirst, Glenn	Johnson, William	Salatiello, Thomas	Wood, Jane
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CARROLL

Babson, David Jr	Bradley, Jeb	Philbrick, Donald	Stevens, Stanley
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CHESHIRE

Avery, Stephen	Batchelder, Robert	Burnham, Daniel	Dexter, Judson
Emerson, Susan	Manning, Joseph	McGuirk, Paul	Meader, David
Mitchell, McKim	Pratt, John	Richardson, Barbara	Russell, Ronald
Weed, Charles	Zerba, Roger		

COOS

Bradley, Paula	Davis, Perley	Landers, Dana	Pratt, Leighton
Rodrigue, Robert	Stohl, Eric	Woodward, David	

GRAFTON

Akins, Ralph	Almy, Susan	Benn, Bernard	Cobb, John
Ham, Bonnie	Lovett, Sid	Naro, Debra	Pawlek, Marion
Scovner, Nancy	Teschner, Douglass	Ward, Brien	

HILLSBOROUGH

Allan, Nelson	Andosca, Mary	Arnold, Thomas Jr	Balcom, John
Bellavance, Paul	Bergin, Peter	Cardin, Lori	Carlson, Donald
Christensen, D L Chris	Clayton, William	Cote, Peter	Craig, James
Daigle, Robert	Dionne, Kimberley	Drisko, Richard	Duval, Jeffrey
Dyer, Merton	Eaton, Richard	Ford, Nancy	Gargasz, Carolyn
Ginsburg, Ruth	Golding, William	Goley, Jeffrey	Gorman, Mary
Graham, John	Haley, Robert	Hall, Betty	Hall, Charles
Jean, Claudette	Johnson, Lionel	Keye, Harvey	LaFlamme, Paul
Leach, Edward	Lefebvre, Roland	Martin, Mary Ellen	McDonough-Wallace, Alice
McHugh, Claire	Melcher, Harold	Moran, Edward	Movsesian, Lori

O'Connell, Timothy	Palangas, Eric	Peterson, Andrew	Rowe, Robert
Schulze, Joan	Shaw, Barbara	Spiess, Paul	Tate, Joan
Thompson, Rob	Vaillancourt, Steve	White, Donald	

MERRIMACK

Bouchard, Candace	Brewster, Richard	Colcord, J D	Cummings, Raymond
Daneault, Gabriel	Davis, Frank	Feuerstein, Martin	Fraser, Marilyn
French, Barbara	Gile, Mary	Greco, Vincent	Langer, Ray
Lockwood, Priscilla	Maxfield, Roy	Poulin, David	Rodd, Beth
Rush, Deanna	Seldin, Gloria	Yeaton, Charles	

ROCKINGHAM

Bishop, Franklin	Blanchard, MaryAnn	Bowles, Raimond	Case, Margaret
Chalbeck, Kevin	Cox, Russell	Flanagan, Natalie	Gleason, John
Holland, James Jr	Johnson, Robert	Kane, Cecelia	Kelley, Jane
Langley, Jane	Langone, John	McGuire, Robert	Pitts, Jacqueline
Robertson, Carl	Ruffner, Walter	Shultis, Elizabeth	Sloan, Stephen
Splaine, James	Trueman, Raymond	Weatherspoon, Jacquelyne	Whittier, John
Zolla, William			

STRAFFORD

Berube, Roger	Brennan, William	DeChane, Marlene	Dunlap, Patricia
Gilmore, Gary	Goodwin, Earle	Heon, Richard	Lent, Donald
Proulx, Raymond	Reid, Christopher	Snyder, Clair	Spang, Judith

SULLIVAN

Burling, Peter	Cloutier, John	Flint, Gordon Sr	Franklin, Peter
Jones, Constance	Leone, Richard	Robb, Amy	

and the report was adopted.

regular calendar

HB 451, establishing a commission to study the impact of pay and benefits for child care workers on the quality of care and education for children **OUGHT TO PASS WITH AMENDMENT**

Rep. Laura C. Pantelakos for Children and Family Law: This bill sets up a commission to study all aspects of child care, including pay and health care benefits for child care workers. Creative funding methods will also be explored. Vote 10-5.

Amendment (0622h)

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

AN ACT establishing a commission to study the impact of pay and health care benefits for child care workers on the quality of care and education for children by considering and exploring funding methods for accomplishing any recommendations.

Amend the bill by replacing sections 1-4 with the following:

1 Findings. The general court finds that:

I. Quality early learning and care is critical to the well-being of an estimated 48,000 children who need out-of-home care while their parents work.

II. New Hampshire employers are already losing as much as \$24 million per year because of child-care-related absenteeism; continued erosion of affordable, available child care threatens increased harm to the state's economy. A significant part of New Hampshire's labor force is made up of the parents of 74 percent of preschoolers in New Hampshire who require child care to enable them to work.

III. Some of the chief causes of a lack of available child care and poor quality child care are high employee turnover and inexperienced staff, a major cause of which is the fact that as many as 2/3 of child care workers do not have access to affordable health insurance.

IV. Qualified and educated individuals who want to make a professional career in child care are unable to do so because of the low pay and lack of benefits, especially health insurance.

V. The urgency of this crisis requires that a special commission be established that brings the creative forces of business, the executive branch, child care providers and insurance experts to identify and recommend ways by which affordable health insurance can be made available to child care workers in New Hampshire.

2 Commission Established. There is established a commission to study the impact of pay and benefits for child care workers on quality of care for children.

3 Membership and Compensation.

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

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

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

(c) The governor or designee.

(d) The commissioner of insurance or designee.

(e) Two representatives from the department of health and human services, one of whom shall be from the child development bureau and the other from the division of family assistance, appointed by the commissioner of health and human services.

(f) The commissioner of education, or designee.

(g) A representative from New Hampshire Business Partners for Early Learning, selected by that organization.

(h) A representative from the University of New Hampshire knowledgeable in research related to the quality of child care programs, selected by the chancellor of the university.

(i) A representative from the New Hampshire Child Care Association representing non-profit child care providers, selected by that association.

(j) A representative from the New Hampshire Family Child Care Association, selected by that association.

(k) A representative of private child care centers, appointed by the governor.

(l) A representative of New Hampshire Child Care Resource and Referral Network, selected by that organization.

(m) An individual who is a parent of a child in an early care and learning program, appointed by the governor.

(n) A representative from the New Hampshire Child Care Advisory Council, appointed by that body.

II. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission. Lay members of the commission shall not be reimbursed for their participation. However, the commission may accept private contributions to support its work.

4 Duties. The commission shall:

I. Investigate creative ways in which to make affordable health insurance available to all persons providing child care services to children and families in New Hampshire.

II. Investigate the experiences in other states with programs designed to improve pay and benefits of child care providers to ascertain whether these programs have led to an improvement in the quality and availability of child care in those states.

III. Monitor any private or other initiatives undertaken in New Hampshire which address pay and benefits to ascertain the impact on the quality of care for children, paying particular attention to issues of turnover and continuity of care experienced by children.

IV. Consider new and innovative funding methods for accomplishing any recommendations of the commission.

V. Hold at least 2 public hearings.

AMENDED ANALYSIS

This bill establishes a commission to issues regarding the pay and benefits of child care providers, including creative ways in which to make affordable health insurance available to persons providing child care services to children and families in New Hampshire.

Adopted.

Report adopted and ordered to third reading.

HB 229, relative to third person liability under the workers' compensation law. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Leo W. Fraser, Jr. for the Majority of Commerce: The majority of the committee believes that uninsured motorist coverage was never intended to apply to claims under the workers' compensation law. This bill was introduced in response to a New Hampshire Supreme Court decision that permitted a workers' compensation claimant to collect under her uninsured motorist policy. The majority of the committee is concerned about the long-term effects of this decision, such as further claims against uninsured motorist policies and an increase to auto insurance rates as a result of this new exposure to risk. Rate increases would be felt by all auto insurance policy holders while this new and unintended benefit would effect very few people. The intent of this bill is to close a loophole in the law because it is bad public policy to cost shift work-related injuries to auto insurance policies similar to the current law banning the use of health insurance for work-related injuries. The provisions of HB 229 were adopted by the House in the 2000 Session with the passage of HB 1241 on a roll call vote of 216-131. Vote 9-6.

Rep. Martha Fuller Clark for the Minority of Commerce: The minority of the committee believes that the current law, which allows for a person who is injured in an auto during working hours to seek full insurance protection against an underinsured or uninsured motorist, to be a good law, and one that should be left intact. Why should we do away with a positive benefit that has not been abused and that potentially covers an injured worker for 100% of his or her medical expenses, plus pain and suffering? The minority of the committee cannot support passage of HB 229 which would substitute workers' compensation that only pays medical expenses plus 60% of the worker's income.

Rep. Craig spoke against.

Rep. Hunt spoke in favor and yielded to questions.

Rep. Kurk requested a roll call; sufficiently seconded.

The question being adoption of the committee report.

YEAS 221 NAYS 150

YEAS 221

BELKNAP

Bartlett, Gordon	Czech, Stanley	Dewhirst, Glenn	Flanders, Donald
Holbrook, Robert	Johnson, William	Lawton, David	Millham, Alida
Nedeau, Stephen	Pilliod, James	Rice, Thomas Jr	Rosen, Ralph
Russell, David	Thomas, John	Wendelboe, Fran	

CARROLL

Babson, David Jr	Bradley, Jeb	Dickinson, Howard	Lyman, L Randy
Mock, Henry	Patten, Betsey	Philbrick, Donald	Quimby, Lee
Stevens, Stanley	Sullivan, P Judith		

CHESHIRE

Avery, Stephen	Edwards, Dana	Emerson, Susan	Fairbanks, Chandler
Hunt, John	Manning, Joseph	Roberts, William	Royce, H Charles
Russell, Ronald	Smith, Edwin		

COOS

Davis, Perley	Gallus, John	Horton, Lynn	Pratt, Leighton
Stohl, Eric	Tholl, John Jr		

GRAFTON

Akins, Ralph	Alger, John	Barker, Robert	Cobb, John
Dudley, Terri	Eaton, Stephanie	Gabler, William	Gilman, G Michael
Giuda, Robert	Ham, Bonnie	Marshall, Gene	Mirski, Paul
Scanlan, David	Sova, Charles	Teschner, Douglass	Ward, Brien
Williams, Burton			

HILLSBOROUGH

Alukonis, David	Artz, Lawrence	Balboni, Michael	Balcom, John
Batula, Peter	Bergeron, Jean-Guy	Bouchard, David	Bragdon, Peter
Brundige, Robert	Bruno, Pierre	Calawa, Leon Jr	Chabot, Robert
Christensen, D L Chris	Christiansen, Lars	Clegg, Robert Jr	Coughlin, Pamela
Desrosiers, William	Dokmo, Cynthia	Drisko, Richard	Dyer, Merton

Elliott, Larry	Emerton, Lawrence Sr	Fields, Dennis	Fletcher, Richard
Furman, Christine	Gargas, Carolyn	Golding, William	Gonzalez, Carlos
Goulet, Maurice	Graham, John	Greenberg, Gary	Guinta, Frank
Hall, Charles	Herman, Keith	Holden, Randolph	Hopper, Gary
Jean, Loren	Kurk, Neal	L'Heureux, Robert	LaFlamme, Paul
LaRose, Richard	Leach, Edward	Leishman, Peter	Lessard, Rudy
Martel, Andre	McRae, Karen	Mercer, Robert	Messier, Irene
Milligan, Robert	Moran, Edward	O'Connell, Timothy	Pappas, Marc
Pepino, Leo	Peterson, Andrew	Reeves, Sandra	Salts, Greg
Sargent, Maxwell	Seibel, Christopher	Souza, Kathleen	Spiess, Paul
Tahir, Saghir	Tate, Joan	Thompson, Rob	Thulander, O Alan
Vaillancourt, Steve	Wheeler, Robert	White, Donald	

MERRIMACK

Anderson, Eric	Brewster, Richard	Colcord, J D	Cummings, Raymond
Davis, Frank	Dunne, Christopher	Feuerstein, Martin	Fraser, Leo Jr
Hager, Elizabeth	Hutchinson, John	Kennedy, Richard	L'Heureux, Stephen
Langer, Ray	Leber, William	Lockwood, Priscilla	MacKay, James
Maxfield, Roy	Moore, Carol	Swindlehurst, John	Whalley, Michael
Whittemore, James	Winter, Steven		

ROCKINGHAM

Arndt, Janet	Belanger, Ronald	Bowles, Raimond	Bridle, Russell
Camm, Kevin	Carson, Sharon	Case, Margaret	Chalbeck, Kevin
Clark, Vivian	Cox, Russell	Dalrymple, Janeen	Dodge, Robert
Dowling, Patricia	Fesh, Bob	Flanagan, Natalie	Flanders, John Sr
Francoeur, Sheila	Gilbert, Jeffrey	Gilbert, Karl	Giordano, Ronald
Gleason, John	Griffin, Mary	Hamel, Albert	Henderson, Warren
Hill, Jonathan	Holland, James Jr	Introne, Robert	Itse, Daniel
Johnson, Rogers	Katsakiores, George	Katsakiores, Phyllis	Kelley, William
Langle, Jane	Langone, John	Letourneau, Robert	Major, Norman
McKinney, Betsy	Morse, Charles	Packard, Sherman	Palermo, Diane
Power, Lucille	Priestley, Anne	Putnam, Ed II	Quandt, Marshall
Quandt, Matthew	Rausch, James	Robertson, Carl	Ruffner, Walter

Saia, Pamela
Welch, David

Sloan, Stephen
Woekel, Ralph

Stone, Joseph
Zolla, William

Varrell, Thomas

STRAFFORD

Albert, Russell
Harrington, Michael
Musler, George
Woods, Phyllis

Bickford, David
Kaen, Naida
Reid, Christopher

Callaghan, Frank
Knowles, William
Tsiros, William

Dunlap, Patricia
Lachance, Douglas
Twombly, James

SULLIVAN

Flint, Gordon Sr
Phinizy, James

Jones, Constance
Rodeschin, Beverly

Leone, Richard

Odell, Bob

NAYS 150

BELKNAP

Boyce, Laurie

Salatiello, Thomas

Wood, Jane

CARROLL

None

CHESHIRE

Allen, Peter
Dexter, Judson
Mitchell, McKim
Zerba, Roger

Batchelder, Robert
Espieffs, Peter
Pratt, John

Burnham, Daniel
McGuirk, Paul
Richardson, Barbara

DePecol, Benjamin
Meador, David
Weed, Charles

COOS

Bradley, Paula
Rodrigue, Robert

Guay, Lawrence

Landers, Dana

Mears, Edgar

GRAFTON

Almy, Susan	Benn, Bernard	Cooney, Mary	Lovett, Sid
Naro, Debra	Nordgren, Sharon	Pawlek, Marion	Scovner, Nancy
Sokol, Hilda			

HILLSBOROUGH

Allan, Nelson	Andosca, Mary	Arnold, Thomas Jr	Baroody, Benjamin
Bellavance, Paul	Buckley, Raymond	Cardin, Lori	Carlson, Donald
Clayton, William	Clemons, Jane	Cote, David	Cote, Peter
Craig, James	Daigle, Robert	Dionne, Kimberley	Drabinowicz, A Theresa
Duval, Jeffrey	Dwyer, Paul	Eaton, Richard	Flora, Kathleen
Ford, Nancy	Foster, Linda	Ginsburg, Ruth	Goley, Jeffrey
Gorman, Mary	Haley, Robert	Hall, Betty	Jean, Claudette
Johnson, Lionel	Kacavas, John	Keye, Harvey	Konys, Christine
Lasky, Bette	Lynde, Harold	Martin, Mary Ellen	McDonough-Wallace, Alice
McHugh, Claire	Melcher, Harold	Movsesian, Lori	Palangas, Eric
Panagopoulos, Nicholas	Rowe, Robert	Schulze, Joan	Shaw, Barbara
Sweeney, Cynthia	Williams, Carol		

MERRIMACK

Bouchard, Candace	Clarke, Claire	Daneault, Gabriel	Fraser, Marilyn
French, Barbara	Gile, Mary	Greco, Vincent	Hess, David
Jacobson, Alf	Owen, Derek	Perkins, Randy	Potter, Frances
Poulin, David	Reardon, Tara	Rodd, Beth	Rush, Deanna
Seldin, Gloria	Wallner, Mary Jane	Yeaton, Charles	

ROCKINGHAM

Bishop, Franklin	Blanchard, MaryAnn	Clark, Martha Fuller	Coes, Betsy
DiFruscia, Anthony	Downing, Michael	Hutchinson, Karen	Johnson, Robert
Kane, Cecelia	Kelley, Jane	Kobel, Rudolph	McGuire, Robert
Micklon, Stephanie	Norelli, Terie	Pantelakos, Laura	Pitts, Jacqueline
Reardon, Neil	Sapareto, Frank	Shultis, Elizabeth	Splaine, James
Stritch, C Donald	Trueman, Raymond	Weatherspoon, Jacquelyne	Weyler, Kenneth

Whittier, John

STRAFFORD

Berube, Roger	Brennan, William	Cossette, Larry	DeChane, Marlene
Estabrook, Iris	Gilmore, Gary	Goodwin, Earle	Grassie, Anne
Heon, Richard	Hughes, Christopher	Johnson, Nancy	Lent, Donald
McCarthy, Gerald	Pelletier, Arthur	Pelletier, Marsha	Proulx, Raymond
Rollo, Michael	Smith, Marjorie	Snyder, Clair	Taylor, Kathleen
Wall, Janet	Woodill, Rodney		

SULLIVAN

Allison, David	Burling, Peter	Cloutier, John	Ferland, Brenda
Franklin, Peter	Harris, Joseph	Harris, Sandra	Robb, Amy

and the report was adopted.

Ordered to third reading.

HB 488, relative to the confidentiality of patient prescription records. **OUGHT TO PASS WITH AMENDMENT**

Rep. Leo W. Fraser, Jr. for Commerce: One of the most complex and difficult issues facing the New Hampshire General Court is privacy. Some problems include the current regulations promulgated by HIPPA (The Health Insurance Portability and Accountability Act of 1996) and the Gramm-Leach-Bliley Act of 1999 (GLBA). Even if laws are put on the books this year (such as HB 690 as amended), in the eyes of the committee, privacy will continue to be a major issue in the years to come. In order to have a method of review in place, the committee amended the context of the original HB 488 and with the support of the sponsor, set up a task force to continue a study of both GLBA and HIPPA. Vote 11-3.

Amendment (0875h)

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

AN ACT establishing a task force to study certain issues regarding privacy.

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

1 Task Force Established. There is established a privacy task force to study privacy issues as they pertain to federal law including, but not limited to, the Health Insurance Portability and Accountability Act of 1966 (HIPAA) and the Gramm-Leach-Bliley Act of 1999 (GLBA) and existing state laws relative to privacy issues.

2 Membership and Compensation.

I. The members of the task force shall be as follows:

- of the house.
 - (a) Three members of the house of representatives, appointed by the speaker
 - (b) Three members of the senate, appointed by the president of the senate.
 - (c) The insurance commissioner, or designee.
 - (d) The secretary of state, or designee.
 - (e) The bank commissioner, or designee.
 - (f) The commissioner of the department of safety, or designee.
 - designee.
 - (g) The commissioner of the department of health and human services, or
 - designee.
 - (h) The commissioner of the department of administrative services, or
 - designee.
 - (i) The commissioner of the department of revenue administration, or
 - (j) The commissioner of the department of employment security, or designee.
 - governor:
 - (k) One representative of each of the following industries, appointed by the
 - (1) Banking.
 - (2) Insurance.
 - (3) Securities.
 - (4) Real estate.
 - (5) Financial service providers.
 - (6) Hospitals.
 - (7) Physicians.
 - (8) Retail pharmacists.
 - (9) Other health care providers.
 - (l) Five members of the general public, appointed by the governor.

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

3 Duties. The task force shall study privacy issues as they pertain to federal law including, but not limited to, the privacy provisions of the Health Insurance Portability and Accountability Act of 1966 (HIPAA) and the Gramm-Leach-Bliley Act of 1999 (GLBA). The task force shall also include in its study a review of existing state laws relative to privacy issues.

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

5 Report. The task force shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2002, provided that the committee shall make an interim report on or before November 1, 2001.

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

AMENDED ANALYSIS

This bill establishes a task force to study privacy issues as they pertain to federal law and existing state laws relative to privacy issues.

Adopted.

Report adopted and ordered to third reading.

HB 564, requiring insurance coverage for certified midwives. **INEXPEDIENT TO LEGISLATE**

Rep. Leo W. Fraser, Jr. for Commerce: In the public hearing this bill generated many questions and concerns. To require this insurance mandate would entail many changes in the certification requirements that would make what is now a somewhat affordable option, less affordable. Given that there is at least one insurance company that does reimburse certified midwives, the committee believes that more insurance companies will find that the use of certified midwives is a positive option that should be paid for. The sponsors and co-sponsors both requested the Commerce Committee vote this bill as Inexpedient to Legislate. Vote 13-1.

Adopted.

HB 595, relative to single producer licensing. **OUGHT TO PASS WITH AMENDMENT**

Rep. Leo W. Fraser for Commerce: This legislation was introduced at the request of the Insurance Department. In 2000, the legislature adopted a law requiring insurance agents to be licensed as single producers. The original bill clarifies some of the provisions of last year's law. The amendment to HB 595 exempts law firms acting as an agent of a title insurance company from the licensing requirements of the law. Individual attorneys, however, must be licensed agents. Vote 13-1.

Amendment (0859h)

Amend the bill by replacing all after section 12 with the following:

13 New Paragraph; Applicability. Amend RSA 416-A:15 by inserting after paragraph IV the following new paragraph:

V. Nothing herein shall be construed to require the licensing of a law firm acting as agent of a title insurance company; provided that any sale, solicitation, or negotiation of a contract of title insurance is conducted by a duly licensed title insurance producer.

14 Repeal. RSA 408:49, relative to renewal for agent, is repealed.

15 Effective Date. This act shall take effect 60 days after its passage.

Adopted.

Report adopted and ordered to third reading.

HB 687-FN, relative to labeling requirements of genetically engineered foods. **INEXPEDIENT TO LEGISLATE**

Rep. Stephen G. Avery for Commerce: Mandatory labeling requirements for perceived problems are not required by the Food and Drug Administration (FDA). They have, however, provided guidance for industry bulletins on voluntary labeling indicating whether foods have or have not been developed using bioengineering. The New Hampshire Farm Bureau and the New Hampshire Grocers' Association opposed the bill. An average supermarket has over 30,000 new food products each year. If this bill were enacted, somewhere near two thirds of all these products would have to be specially labeled. The committee felt that this legislation was not necessary. Vote 12-3.

Adopted.

senate message

requests concurrence with amendment

HB 489, relative to the regulation of rural electric cooperatives by the public utilities commission. (Amendment printed SJ 04/12/01)

Rep. Jeb Bradley moved that the House concur, spoke in favor and yielded to questions.

motion to lay on the table

Rep. Wendelboe moved that the motion to concur with the Senate amendment to **HB 489**, relative to the regulation of rural electric cooperatives by the public utilities commission, be laid on the table.

On a division vote, 59 members having voted in the affirmative and 309 in the negative, the motion failed.

The question now being the adoption of the motion to concur.

On a division vote, 334 members having voted in the affirmative and 34 in the negative, the motion was adopted.

suspension of rules

Reps. Scanlan and Burling moved that the Rules be so far suspended as to allow report deadlines of Thursday, April 19th be moved to Thursday, April 26th .

Adopted by the necessary two-thirds.

special order

Rep. Scanlan moved that the remainder of today's calendar be special ordered to Wednesday, April 25th, 2001 at 1:00 p.m.

RESOLUTION

Rep. Scanlan offered the following: RESOLVED, that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and resolutions by caption only and that all bills ordered to third reading be read a third time by this resolution, and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet Wednesday, April 25, 2001 at 1:00 p.m.

LATE SESSION

Third reading and final passage

HB 451, establishing a commission to study the impact of pay and health care benefits for child care workers on the quality of care and education for children by considering and exploring funding methods for accomplishing any recommendations.

HB 229, relative to third person liability under the workers' compensation law.

HB 488, establishing a task force to study certain issues regarding privacy.

HB 595, relative to single producer licensing.

unanimous consent

Rep. Vaillancourt requested unanimous consent to address the House.

Rep. Teschner moved that Rep. Vaillancourt's remarks be printed in the Journal.

Without objection, the Speaker ordered the remarks be printed.

Rep. Vaillancourt: Thank you, Mr. Speaker, it will relatively painless. It's been a hectic couple of days and for some of us it's been a sad couple of weeks. We heard this morning of the passing of Governor Thompson and of the passing of our colleague, Rep. Bonnie Patria. Two weeks ago, I wanted to get up and note another passing and mark it in this House. After we had completed the debate on the death penalty and I went to lunch that day, I picked up the newspaper and read of the death of Dr. Harold E. Hyde who was President of Plymouth State College for 27 years throughout most of the 50's, the 60's and the 70's, including the glorious years when I was there --- some of the happiest times of my life.

Dr. Hyde was truly a master builder in that we added such dormitories as Blair and Grafton, and Smith and Belknap, and Pemmi (Pemigewasset) and other buildings such as Prospect and Spear and the fieldhouse and the College Union building during his tenure there. When I was a lonely freshman, lowly freshman, I remember being summoned to his house, lowly and lonely, I guess, and he used to have various students come in to talk with him on a regular basis. I remember one of the questions that was on his mind back then, this was in the early 70's during the Nixon years, was, "What is the purpose of this institution, this college, this university, this body of higher learning?" One of the reasons he gave as the being of Plymouth State College or any other institution was to preserve itself. As an ambitious idealist back then, I thought, "Well, that's not perhaps the most gratifying reason for existing." But during times when it was difficult for the University System to get funding from this body, Dr. Hyde was there preserving Plymouth State College and making it a better institution.

But he was more than a master builder, he was also a master educator and also a master administrator who brought professors from all over the world to Plymouth which made our experience there more rewarding. Such people as Dr. Manuel Marquis Sterling who came from Cuba; his father was a Cuban refugee, Dr. John Allen from England, and Mr. Khuan Chong from Malaysia. Wonderful people who came to educate us in a great experience fostered by this great man.

I feel convinced when the history of the education of the State of New Hampshire is written, Dr. Harold E. Hyde will play a prominent role near the top of that history. He's touched the lives of many of us here. I for one am a better person because of Dr. Harold E. Hyde and I ask you to join me in noting his passing and his years of service to this college institution of Plymouth State and to the State of New Hampshire. Thank you.

RECESS MOTION

Rep. Scanlan moved that the House stand in recess for the purpose of introduction of bills, receiving Senate messages, enrolled bill amendments and enrolled bill reports only.

Adopted.

The House recessed at 4:30 p.m.

RECESS