

HOUSE RECORD

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

Calendar and Journal of the 2002 Session

Vol. 24

Concord N.H.

Thursday, June 27, 2002

No. 48

HOUSE JOURNAL No. 15 (cont.)

Wednesday, May 22, 2002

RECESS

(Speaker Chandler in the Chair)

Rep. Hess moved that the House adjourn.

Adopted.

HOUSE JOURNAL No. 16

Thursday, June 27, 2002

The House assembled at 10:00 a.m. and was called to order by the Speaker.

Her Excellency, Governor Jeanne Shaheen, joined the Speaker on the podium 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.

Eternal God, strong to save, with hearts filled with gratitude, we offer our thanks for the United States of America and for our beloved New Hampshire. Give us wisdom, strength, courage and compassion to lift high the lamp of freedom lit by our founding mothers and fathers. And when our freedoms come under attack, as they are at the present time, save us from all false choices and from hardness of heart; that our fears being banished under Your most gracious protection, we may strive for that day when Your justice and peace shall reign over all creation and over all those who dwell therein. Please bless the work of this honorable House and all those who serve here in democracy's noble cause. Amen.

Rep. John P. Gleason led the Pledge of Allegiance.

LEAVES OF ABSENCE

Reps. Brown, Case, Chabot, Ford, Guay and Lefebvre, the day, illness.

Reps. Balcom, Bergin, Clayton, Elliott, Flint, Ham, Leishman, Rozek, Ruffner, Souza, Teschner and Thomas, the day, important business.

INTRODUCTION OF GUESTS

Paul Hopfgarden, guest of the Derry delegation. Christopher Dodge and Jamie Skinner, son and guest of Rep. Dionne. Donna Fairbanks, Marilyn Huston, Debra Hamel-Kearney and Jack Laurent, wife and guests of Rep. Fairbanks. Michael, Kelsi and Joshua Lynde, son and grandchildren of Rep. Lynde. Rikhav Shah, guest of Rep. DiFruscia.

communications

June 2, 2002

Dear Speaker Chandler:

This is to formally inform you of my intention to resign my House seat as of 3:00 p.m. on June 4, 2002. As you know, I am in the process of selling my home in Bow and will be residing in Alton as of tomorrow.

It has been my privilege and honor to represent the citizens of Bow for the last 10 years in the New Hampshire Legislature. I have been very honored to serve as the Deputy Speaker for the last two years under your administration. I am hopeful that we will be working together again in the next session as I plan to seek election to represent my friends and neighbors in Alton.

Please let me know if I can be of any assistance over the next few months as a member of the general public.

Michael D. Whalley, Merr. 5

June 7, 2002

Dear Mr. Speaker,

This letter is to inform you that I will resign my house seat effective at midnight tonight. This resignation is necessary so that I may accept another position in state government. The office I now hold and the one I am about to accept are incompatible.

I have greatly enjoyed my years of service in the House, and I extend my best wishes to you and the other members of the House of Representatives.

David M. Scanlan, Graf. 11

June 14, 2002

Dear Speaker:

It is with regret that I have to inform you that I will no longer be able to represent the Town of Conway in the House of Representatives. I am in the process of moving from Conway to Concord and no longer qualify for the position.

I truly enjoy serving the people of New Hampshire, so today I filed for the State representative's position here in the City of Concord. It is my sincere hope that I will win the seat and be joining you once again in November.

In the meantime, I plan to stay as active as I can as a citizen and would appreciate the opportunity to serve in that capacity should the Legislature so desire.

P. Judith Sullivan, Hills. 39

The Speaker accepted the resignations with regret.

suspension of rules

Its late drafting having been approved by the Rules committee, Reps. Hess and Francoeur moved that the rules be so far suspended as to allow introduction after the deadline and consideration at the present time, without the required referral to committee, public hearing or report from committee of **HB 2002**, apportioning state representative districts; and if passed, that HB 2002 be sent directly to third reading.

Rep. Hager spoke in favor and yielded to questions.

Rep. Burling spoke against.

Rep. Herman requested a roll call; sufficiently seconded.

The question being adoption of the motion to suspend the Rules.

YEAS 212 NAYS 122

YEAS 212

BELKNAP

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

CARROLL

Babson, David Jr	Dickinson, Howard	Kenney, Joseph	Lyman, L Randy
Mock, Henry	Patten, Betsey	Philbrick, Donald	Quimby, Lee
Stevens, Stanley			

CHESHIRE

Avery, Stephen	Dexter, Judson	Emerson, Susan	Fairbanks, Chandler
Hunt, John	Liebl, George	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	Sova, Charles
Ward, Brien	Williams, Burton		

HILLSBOROUGH

Allan, Nelson	Alukonis, David	Arnold, Thomas Jr	Artz, Lawrence
Balboni, Michael	Batula, Peter	Bergeron, Jean-Guy	Bouchard, David

Bragdon, Peter	Brundige, Robert	Bruno, Pierre	Calawa, Leon Jr
Carlson, Donald	Christensen, D L Chris	Christiansen, Lars	Clegg, Robert Jr
Coughlin, Pamela	Desrosiers, William	Dionne, Kimberley	Dokmo, Cynthia
Drisko, Richard	Eaton, Richard	Emerton, Lawrence Sr	Fields, Dennis
Fletcher, Richard	Flora, Kathleen	Furman, Christine	Gargasz, Carolyn
Golding, William	Gonzalez, Carlos	Goulet, Maurice	Graham, John
Greenberg, Gary	Hall, Charles	Herman, Keith	Holden, Randolph
Hopper, Gary	Jean, Loren	Kurk, Neal	L'Heureux, Robert
LaFlamme, Paul	LaRose, Richard	Leach, Edward	Lessard, Rudy
Martel, Andre	McHugh, Claire	McRae, Karen	Mercer, Robert
Messier, Irene	Milligan, Robert	Moran, Edward	O'Connell, Timothy
Pappas, Marc	Pepino, Leo	Peterson, Andrew	Reeves, Sandra
Rowe, Robert	Salts, Greg	Sargent, Maxwell	Spiess, Paul
Tahir, Saghir	Tate, Joan	Thulander, O Alan	Vaillancourt, Steve
Wheeler, Robert			

MERRIMACK

Anderson, Eric	Colcord, J D	Cummings, Raymond	Dunne, Christopher
Feuerstein, Martin	Fraser, Leo Jr	Hager, Elizabeth	Hess, David
Hutchinson, John	Jacobson, Alf	Kennedy, Richard	L'Heureux, Stephen
Langer, Ray	Leber, William	Lockwood, Priscilla	MacKay, James
Maxfield, Roy	Ouellette, Robert	Soltani, Tony	Winter, Steven

ROCKINGHAM

Arndt, Janet	Belanger, Ronald	Bishop, Franklin	Bowles, Raimond
Boynton, James	Camm, Kevin	Carson, Sharon	Chalbeck, Kevin
Clark, Vivian	Cooney, Richard	Corbin, Corey	Cox, Russell
Dalrymple, Janeen	Dearborn, Bruce	DiFruscia, Anthony	Dowling, Patricia
Dumaine, Dudley	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	Hutchinson, Karen	Introne, Robert
Itse, Daniel	Johnson, Robert	Johnson, Rogers	Katsakiores, George
Katsakiores, Phyllis	Kelley, Jane	Kelley, William	Kobel, Rudolph

Langley, Jane	Langone, John	Letourneau, Robert	Major, Norman
McKinney, Betsy	Moore, Benjamin	Morse, Charles	Nowe, Ronald
O'Neil, Michael	Packard, Sherman	Priestley, Anne	Putnam, Ed II
Quandt, Marshall	Quandt, Matthew	Rausch, James	Robertson, Carl
Sapareto, Frank	Sloan, Stephen	Stritch, C Donald	Varrell, Thomas
Welch, David	Weyler, Kenneth	Whittier, John	Zolla, William

STRAFFORD

Albert, Russell	Bickford, David	Harrington, Michael	Heon, Richard
Musler, George	Reid, Christopher	Twombly, James	Woods, Phyllis

SULLIVAN

Jones, Constance	Leone, Richard	Odell, Bob	Rodeschin, Beverly
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NAYS 122

BELKNAP

Johnson, William	Salatiello, Thomas	Wood, Jane
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CARROLL

None

CHESHIRE

Allen, Peter	Batchelder, Robert	Burnham, Daniel	Espieffs, Peter
McGuirk, Paul	Meader, David	Mitchell, McKim	Pratt, Irene
Pratt, John	Richardson, Barbara	Slack, Pamela Russell	Weed, Charles
Zerba, Roger			

COOS

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

GRAFTON

Almy, Susan
Nordgren, Sharon

Benn, Bernard
Pawlek, Marion

Cooney, Mary
Scovner, Nancy

Lovett, Sid

HILLSBOROUGH

Andosca, Mary
Clemons, Jane
Dionne, David
Ginsburg, Ruth
Johnson, Lionel
Lasky, Bette

Baroody, Benjamin
Cote, David
Drabinowicz, A Theresa
Gorman, Mary
Kacavas, John
Lynde, Harold

Bellavance, Paul
Cote, Peter
Dwyer, Paul
Hall, Betty
Keye, Harvey
Martin, Mary Ellen

Buckley, Raymond
Daigle, Robert
Foster, Linda
Jean, Claudette
Konys, Christine
McDonough-Wallace,
Alice

Melcher, Harold
Schulze, Joan
White, John

Movsesian, Lori
Shaw, Barbara

Murphy, Robert
Sullivan, Peter

Palangas, Eric
Sweeney, Cynthia

MERRIMACK

Bouchard, Candace
Crosby, Toni
Gile, Mary
Perkins, Randy
Rush, Deanna

Brewster, Richard
Daneault, Gabriel
Greco, Vincent
Potter, Frances
Wallner, Mary Jane

Burney, Carol
Davis, Frank
Moore, Carol
Reardon, Tara
Yeaton, Charles

Clarke, Claire
French, Barbara
Owen, Derek
Rodd, Beth

ROCKINGHAM

Blanchard, MaryAnn
Micklon, Stephanie
Pitts, Jacqueline

Clark, Martha Fuller
Norelli, Terie
Shultis, Elizabeth

Kane, Cecelia
O'Keefe, Patricia
Splaine, James

McGuire, Robert
Pantelakos, Laura
Weatherspoon,
Jacquelyne

STRAFFORD

Berube, Roger
Dunlap, Patricia
Goodwin, Earle
Knowles, William
Rollo, Michael

Brennan, William
Estabrook, Iris
Hughes, Christopher
McCarthy, Gerald
Smith, Marjorie

Callaghan, Frank
Ferland, Paul
Johnson, Nancy
Pelletier, Arthur
Snyder, Clair

DeChane, Marlene
Gilmore, Gary
Kaen, Naida
Pelletier, Marsha
Taylor, Kathleen

Wall, Janet

Woodill, Rodney

SULLIVAN

Allison, David

Burling, Peter

Cloutier, John

Ferland, Brenda

Franklin, Peter

Harris, Joseph

Harris, Sandra

Phinizy, James

and lacking the two-thirds vote required by House Rules, the motion failed.

Rep. Balboni inquired if it would be in order at this time to introduce a House Concurrent Order.

The Speaker ruled that it would be in order.

Rep. Balboni moved introduction of ***House Concurrent Order 1***, an order relative to implementing an election pursuant to representative districts established in the order.

The Speaker stated that based on *House Rules* and *Mason's Manual of Legislative Procedure* the introduction motion would require a majority vote.

Rep. Burling appealed the ruling of the Chair.

The question before the House now being, "Shall the ruling of the Chair be upheld?"

Rep. Marjorie Smith spoke against.

Rep. Soltani moved to postpone the vote on the question for one-half hour and spoke in favor.

Rep. Clegg spoke against.

Rep. Burling requested a roll call; sufficiently seconded.

The question now being adoption of the motion to postpone as offered by Rep. Soltani.

YEAS 141 NAYS 198

YEAS 141

BELKNAP

Johnson, William

Salatiello, Thomas

Wood, Jane

CARROLL

Babson, David Jr

CHESHIRE

Allen, Peter	Batchelder, Robert	Burnham, Daniel	Espieffs, Peter
McGuirk, Paul	Meador, David	Mitchell, McKim	Pratt, Irene
Pratt, John	Richardson, Barbara	Slack, Pamela Russell	Weed, Charles
Zerba, Roger			

COOS

Bradley, Paula	Mears, Edgar	Rodrigue, Robert
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GRAFTON

Akins, Ralph	Almy, Susan	Benn, Bernard	Cooney, Mary
Lovett, Sid	Nordgren, Sharon	Pawlek, Marion	Scovner, Nancy

HILLSBOROUGH

Andosca, Mary	Arnold, Thomas Jr	Baroody, Benjamin	Bellavance, Paul
Buckley, Raymond	Clemons, Jane	Cote, David	Cote, Peter
Daigle, Robert	Dionne, David	Dokmo, Cynthia	Drabinowicz, A Theresa
Dwyer, Paul	Foster, Linda	Ginsburg, Ruth	Gorman, Mary
Hall, Betty	Jean, Claudette	Johnson, Lionel	Kacavas, John
Keye, Harvey	Konys, Christine	Lasky, Bette	Leach, Edward
Lynde, Harold	Martin, Mary Ellen	McDonough-Wallace, Alice	Melcher, Harold
Messier, Irene	Movsesian, Lori	Murphy, Robert	O'Connell, Timothy
Palangas, Eric	Panagopoulos, Nicholas	Peterson, Andrew	Schulze, Joan
Shaw, Barbara	Spiess, Paul	Sullivan, Peter	Sweeney, Cynthia
White, John			

MERRIMACK

Bouchard, Candace	Brewster, Richard	Burney, Carol	Clarke, Claire
Crosby, Toni	Daneault, Gabriel	Davis, Frank	French, Barbara
Gile, Mary	Greco, Vincent	Hager, Elizabeth	Jacobson, Alf
Moore, Carol	Owen, Derek	Perkins, Randy	Potter, Frances
Reardon, Tara	Rodd, Beth	Rush, Deanna	Soltani, Tony

Wallner, Mary Jane

Yeaton, Charles

ROCKINGHAM

Blanchard, MaryAnn

Clark, Martha Fuller

Cooney, Richard

Downing, Michael

Kane, Cecelia

Langley, Jane

Langone, John

McGuire, Robert

Micklon, Stephanie

Norelli, Terie

O'Keefe, Patricia

Pantelakos, Laura

Pitts, Jacqueline

Reardon, Neil

Robertson, Carl

Shultis, Elizabeth

Weatherspoon,
Jacquelyne

STRAFFORD

Berube, Roger

Brennan, William

Callaghan, Frank

DeChane, Marlene

Estabrook, Iris

Ferland, Paul

Gilmore, Gary

Goodwin, Earle

Grassie, Anne

Heon, Richard

Hughes, Christopher

Johnson, Nancy

Kaen, Naida

Knowles, William

McCarthy, Gerald

Pelletier, Arthur

Pelletier, Marsha

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

Jones, Constance

Leone, Richard

Phinizy, James

NAYS 198

BELKNAP

Bartlett, Gordon

Boyce, Laurie

Czech, Stanley

Dewhirst, Glenn

Flanders, Donald

Holbrook, Robert

Lawton, David

Millham, Alida

Nedeau, Stephen

Pilliod, James

Rice, Thomas Jr

Rosen, Ralph

Russell, David

Wendelboe, Fran

CARROLL

Bradley, Jeb

Dickinson, Howard

Kenney, Joseph

Lyman, L Randy

Mock, Henry
Stevens, Stanley

Patten, Betsey

Philbrick, Donald

Quimby, Lee

CHESHIRE

Avery, Stephen
Hunt, John
Smith, Edwin

Dexter, Judson
Liebl, George

Emerson, Susan
Roberts, William

Fairbanks, Chandler
Royce, H Charles

COOS

Gallus, John
Tholl, John Jr

Horton, Lynn
Woodward, David

Pratt, Leighton

Stohl, Eric

GRAFTON

Alger, John
Eaton, Stephanie
Marshall, Gene
Williams, Burton

Barker, Robert
Gabler, William
Mirski, Paul

Cobb, John
Gilman, G Michael
Sova, Charles

Dudley, Terri
Giuda, Robert
Ward, Brien

HILLSBOROUGH

Allan, Nelson
Batula, Peter
Brundige, Robert
Christensen, D L Chris
Desrosiers, William
Emerton, Lawrence Sr
Furman, Christine
Gonzalez, Carlos
Guinta, Frank
Hopper, Gary
LaFlamme, Paul
McHugh, Claire
Moran, Edward
Rowe, Robert

Alukonis, David
Bergeron, Jean-Guy
Bruno, Pierre
Christiansen, Lars
Dionne, Kimberley
Fields, Dennis
Gargasz, Carolyn
Goulet, Maurice
Hall, Charles
Jean, Loren
LaRose, Richard
McRae, Karen
Pappas, Marc
Salts, Greg

Artz, Lawrence
Bouchard, David
Calawa, Leon Jr
Clegg, Robert Jr
Drisko, Richard
Fletcher, Richard
Gleneck, David
Graham, John
Herman, Keith
Kurk, Neal
Lessard, Rudy
Mercer, Robert
Pepino, Leo
Sargent, Maxwell

Balboni, Michael
Bragdon, Peter
Carlson, Donald
Coughlin, Pamela
Dyer, Merton
Flora, Kathleen
Golding, William
Greenberg, Gary
Holden, Randolph
L'Heureux, Robert
Martel, Andre
Milligan, Robert
Reeves, Sandra
Tahir, Saghir

Tate, Joan	Thulander, O Alan	Vaillancourt, Steve	Wheeler, Robert
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MERRIMACK

Anderson, Eric	Colcord, J D	Cummings, Raymond	Dunne, Christopher
Feuerstein, Martin	Fraser, Leo Jr	Hess, David	Hutchinson, John
Kennedy, Richard	L'Heureux, Stephen	Langer, Ray	Leber, William
Lockwood, Priscilla	MacKay, James	Maxfield, Roy	Ouellette, Robert
Winter, Steven			

ROCKINGHAM

Arndt, Janet	Belanger, Ronald	Bishop, Franklin	Bowles, Raimond
Boynton, James	Camm, Kevin	Carson, Sharon	Chalbeck, Kevin
Clark, Vivian	Corbin, Corey	Cox, Russell	Dalrymple, Janeen
Dearborn, Bruce	DiFruscia, Anthony	Dowling, Patricia	Dumaine, Dudley
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	Hutchinson, Karen	Introne, Robert	Itse, Daniel
Johnson, Robert	Johnson, Rogers	Katsakiores, George	Katsakiores, Phyllis
Kelley, Jane	Kelley, William	Kobel, Rudolph	Letourneau, Robert
Major, Norman	McKinney, Betsy	Moore, Benjamin	Morse, Charles
Nowe, Ronald	O'Neil, Michael	Packard, Sherman	Priestley, Anne
Putnam, Ed II	Quandt, Marshall	Quandt, Matthew	Rausch, James
Sapareto, Frank	Sloan, Stephen	Stritch, C Donald	Varrell, Thomas
Welch, David	Weyler, Kenneth	Whittier, John	Zolla, William

STRAFFORD

Albert, Russell	Bickford, David	Dunlap, Patricia	Harrington, Michael
Musler, George	Reid, Christopher	Twombly, James	Woods, Phyllis

SULLIVAN

Odell, Bob	Rodeschin, Beverly
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and the motion to postpone failed.

The question now being, "Shall the ruling of the Chair be upheld?"

Rep. Hager spoke against.

Rep. Burling spoke against and yielded to questions.

Rep. Herman spoke in favor and yielded to questions.

Rep. Herman requested a roll call; sufficiently seconded.

The question now being, "Shall the ruling of the Chair be upheld?"

YEAS 190 NAYS 142

YEAS 190

BELKNAP

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

CARROLL

Babson, David Jr	Bradley, Jeb	Dickinson, Howard	Kenney, Joseph
Lyman, L Randy	Mock, Henry	Patten, Betsey	Philbrick, Donald
Stevens, Stanley			

CHESHIRE

Avery, Stephen	Dexter, Judson	Emerson, Susan	Fairbanks, Chandler
Hunt, John	Liebl, George	Roberts, William	Royce, H Charles
Smith, Edwin			

COOS

Gallus, John	Horton, Lynn	Pratt, Leighton	Stohl, Eric
Tholl, John Jr	Woodward, David		

GRAFTON

Alger, John
Eaton, Stephanie
Marshall, Gene
Williams, Burton

Barker, Robert
Gabler, William
Mirski, Paul

Cobb, John
Gilman, G Michael
Sova, Charles

Dudley, Terri
Giuda, Robert
Ward, Brien

HILLSBOROUGH

Allan, Nelson
Balboni, Michael
Bragdon, Peter
Christensen, D L Chris
Dionne, Kimberley
Flora, Kathleen
Gonzalez, Carlos
Guinta, Frank
Hopper, Gary
LaFlamme, Paul
McHugh, Claire
Moran, Edward
Reeves, Sandra
Tahir, Saghir
Wheeler, Robert

Alukonis, David
Batula, Peter
Brundige, Robert
Christiansen, Lars
Drisko, Richard
Furman, Christine
Goulet, Maurice
Hall, Charles
Jean, Loren
LaRose, Richard
McRae, Karen
Pappas, Marc
Rowe, Robert
Tate, Joan

Arnold, Thomas Jr
Bergeron, Jean-Guy
Bruno, Pierre
Clegg, Robert Jr
Emerton, Lawrence Sr
Gargasz, Carolyn
Graham, John
Herman, Keith
Kurk, Neal
Lessard, Rudy
Mercer, Robert
Pepino, Leo
Salts, Greg
Thulander, O Alan

Artz, Lawrence
Bouchard, David
Calawa, Leon Jr
Coughlin, Pamela
Fletcher, Richard
Gleneck, David
Greenberg, Gary
Holden, Randolph
L'Heureux, Robert
Martel, Andre
Milligan, Robert
Peterson, Andrew
Sargent, Maxwell
Vaillancourt, Steve

MERRIMACK

Anderson, Eric
Hess, David
Langer, Ray
Ouellette, Robert

Cummings, Raymond
Hutchinson, John
Leber, William
Soltani, Tony

Dunne, Christopher
Kennedy, Richard
Lockwood, Priscilla
Winter, Steven

Feuerstein, Martin
L'Heureux, Stephen
MacKay, James

ROCKINGHAM

Arndt, Janet
Camm, Kevin
Corbin, Corey
DiFruscia, Anthony
Flanagan, Natalie

Belanger, Ronald
Carson, Sharon
Cox, Russell
Dowling, Patricia
Flanders, John Sr

Bishop, Franklin
Clark, Vivian
Dalrymple, Janeen
Dumaine, Dudley
Francoeur, Sheila

Boynton, James
Cooney, Richard
Dearborn, Bruce
Fesh, Bob
Gilbert, Jeffrey

Gilbert, Karl	Giordano, Ronald	Gleason, John	Griffin, Mary
Hamel, Albert	Henderson, Warren	Hill, Jonathan	Holland, James Jr
Hutchinson, Karen	Introne, Robert	Itse, Daniel	Johnson, Rogers
Katsakiores, George	Katsakiores, Phyllis	Kelley, Jane	Kelley, William
Kobel, Rudolph	Letourneau, Robert	Major, Norman	McKinney, Betsy
Moore, Benjamin	Morse, Charles	Nowe, Ronald	O'Neil, Michael
Packard, Sherman	Power, Lucille	Priestley, Anne	Putnam, Ed II
Quandt, Marshall	Quandt, Matthew	Rausch, James	Sapareto, Frank
Sloan, Stephen	Stritch, C Donald	Varrell, Thomas	Welch, David
Weyler, Kenneth	Zolla, William		

STRAFFORD

Albert, Russell	Bickford, David	Dunlap, Patricia	Harrington, Michael
Musler, George	Reid, Christopher	Twombly, James	Woods, Phyllis

SULLIVAN

Odell, Bob	Rodeschin, Beverly
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NAYS 142

BELKNAP

Johnson, William	Millham, Alida	Salatiello, Thomas	Wood, Jane
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CARROLL

Quimby, Lee

CHESHIRE

Allen, Peter	Batchelder, Robert	Burnham, Daniel	Espiefs, Peter
McGuirk, Paul	Meader, David	Mitchell, McKim	Pratt, Irene
Pratt, John	Richardson, Barbara	Slack, Pamela Russell	Weed, Charles
Zerba, Roger			

COOS

Bradley, Paula

Mears, Edgar

Rodrigue, Robert

GRAFTON

Akins, Ralph

Almy, Susan

Benn, Bernard

Cooney, Mary

Lovett, Sid

Nordgren, Sharon

Pawlek, Marion

Scovner, Nancy

HILLSBOROUGH

Andosca, Mary

Baroody, Benjamin

Bellavance, Paul

Buckley, Raymond

Carlson, Donald

Clemons, Jane

Cote, David

Cote, Peter

Craig, James

Daigle, Robert

Desrosiers, William

Dionne, David

Drabinowicz, A Theresa

Dwyer, Paul

Dyer, Merton

Foster, Linda

Ginsburg, Ruth

Golding, William

Gorman, Mary

Hall, Betty

Jean, Claudette

Johnson, Lionel

Kacavas, John

Keye, Harvey

Konys, Christine

Lasky, Bette

Leach, Edward

Lynde, Harold

Martin, Mary Ellen

McDonough-Wallace,
Alice

Melcher, Harold

Messier, Irene

Movsesian, Lori

Murphy, Robert

Palangas, Eric

Panagopoulos, Nicholas

Schulze, Joan

Shaw, Barbara

Sullivan, Peter

Sweeney, Cynthia

White, John

MERRIMACK

Bouchard, Candace

Brewster, Richard

Burney, Carol

Clarke, Claire

Crosby, Toni

Daneault, Gabriel

Davis, Frank

Fraser, Leo Jr

French, Barbara

Gile, Mary

Greco, Vincent

Hager, Elizabeth

Jacobson, Alf

Maxfield, Roy

Moore, Carol

Owen, Derek

Perkins, Randy

Potter, Frances

Reardon, Tara

Rodd, Beth

Rush, Deanna

Wallner, Mary Jane

Yeaton, Charles

ROCKINGHAM

Blanchard, MaryAnn

Bowles, Raimond

Chalbeck, Kevin

Clark, Martha Fuller

Downing, Michael

Johnson, Robert

Kane, Cecelia

McGuire, Robert

Micklon, Stephanie

Norelli, Terie

O'Keefe, Patricia

Pantelakos, Laura

Pitts, Jacqueline

Reardon, Neil

Robertson, Carl

Shultis, Elizabeth

Splaine, James

Weatherspoon,
Jacquelyne

STRAFFORD

Berube, Roger

Brennan, William

Callaghan, Frank

DeChane, Marlene

Estabrook, Iris

Ferland, Paul

Gilmore, Gary

Goodwin, Earle

Grassie, Anne

Heon, Richard

Hughes, Christopher

Johnson, Nancy

Kaen, Naida

Knowles, William

McCarthy, Gerald

Pelletier, Arthur

Pelletier, Marsha

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

Phinizy, James

and the motion was adopted.

Rep. Fields did not vote and wished to be recorded in favor.

The question now being the introduction of House Concurrent Resolution 1.

Rep. Jacobson spoke against.

Rep. Balboni spoke in favor.

Rep. Clemons moved that the House recess until noon and spoke in favor.

Rep. Herman spoke against; requested a roll call; sufficiently seconded.

The question now being adoption of the motion to recess until noon.

YEAS 132 NAYS 196

YEAS 132

BELKNAP

Johnson, William

Millham, Alida

Salatiello, Thomas

CARROLL

None

CHESHIRE

Allen, Peter	Batchelder, Robert	Burnham, Daniel	Espiefs, Peter
McGuirk, Paul	Mitchell, McKim	Pratt, Irene	Pratt, John
Richardson, Barbara	Slack, Pamela Russell	Weed, Charles	Zerba, Roger

COOS

Bradley, Paula	Mears, Edgar	Rodrigue, Robert
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GRAFTON

Akins, Ralph	Almy, Susan	Benn, Bernard	Cooney, Mary
Lovett, Sid	Nordgren, Sharon	Pawlek, Marion	Scovner, Nancy

HILLSBOROUGH

Andosca, Mary	Baroody, Benjamin	Bellavance, Paul	Buckley, Raymond
Clemons, Jane	Cote, David	Cote, Peter	Craig, James
Daigle, Robert	Dionne, David	Drabinowicz, A Theresa	Dwyer, Paul
Dyer, Merton	Foster, Linda	Ginsburg, Ruth	Gorman, Mary
Hall, Betty	Jean, Claudette	Johnson, Lionel	Kacavas, John
Keye, Harvey	Konys, Christine	Lasky, Bette	Lynde, Harold
Martin, Mary Ellen	McDonough-Wallace, Alice	Melcher, Harold	Movsesian, Lori
Murphy, Robert	Palangas, Eric	Panagopoulos, Nicholas	Peterson, Andrew
Schulze, Joan	Shaw, Barbara	Sullivan, Peter	Sweeney, Cynthia
White, John			

MERRIMACK

Bouchard, Candace	Brewster, Richard	Burney, Carol	Clarke, Claire
Crosby, Toni	Daneault, Gabriel	Davis, Frank	Fraser, Leo Jr
French, Barbara	Gile, Mary	Greco, Vincent	Hager, Elizabeth
Jacobson, Alf	Moore, Carol	Owen, Derek	Perkins, Randy
Potter, Frances	Reardon, Tara	Rodd, Beth	Rush, Deanna
Soltani, Tony	Wallner, Mary Jane	Yeaton, Charles	

ROCKINGHAM

Blanchard, MaryAnn	Clark, Martha Fuller	DiFruscia, Anthony	Downing, Michael
Johnson, Robert	Kane, Cecelia	McGuire, Robert	Micklon, Stephanie
Norelli, Terie	O'Keefe, Patricia	Pantelakos, Laura	Pitts, Jacqueline
Reardon, Neil	Shultis, Elizabeth	Splaine, James	Weatherspoon, Jacquelyne

STRAFFORD

Berube, Roger	Brennan, William	Callaghan, Frank	DeChane, Marlene
Estabrook, Iris	Ferland, Paul	Gilmore, Gary	Goodwin, Earle
Grassie, Anne	Heon, Richard	Hughes, Christopher	Johnson, Nancy
Kaen, Naida	Knowles, William	McCarthy, Gerald	Pelletier, Marsha
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	Phinizy, James

NAYS 196

BELKNAP

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

CARROLL

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

CHESHIRE

Avery, Stephen	Dexter, Judson	Emerson, Susan	Fairbanks, Chandler
Hunt, John	Liebl, George	Meader, David	Roberts, William
Royce, H Charles	Smith, Edwin		

COOS

Gallus, John	Horton, Lynn	Pratt, Leighton	Stohl, Eric
Tholl, John Jr	Woodward, David		

GRAFTON

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

HILLSBOROUGH

Allan, Nelson	Alukonis, David	Arnold, Thomas Jr	Artz, Lawrence
Balboni, Michael	Batula, Peter	Bergeron, Jean-Guy	Bouchard, David
Bragdon, Peter	Brundige, Robert	Bruno, Pierre	Calawa, Leon Jr
Carlson, Donald	Christensen, D L Chris	Christiansen, Lars	Clegg, Robert Jr
Coughlin, Pamela	Desrosiers, William	Dionne, Kimberley	Drisko, Richard
Emerton, Lawrence Sr	Fields, Dennis	Fletcher, Richard	Flora, Kathleen
Furman, Christine	Gargasz, Carolyn	Gleneck, David	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	Lessard, Rudy
Martel, Andre	McHugh, Claire	McRae, Karen	Mercer, Robert
Milligan, Robert	Moran, Edward	Pappas, Marc	Pepino, Leo
Reeves, Sandra	Rowe, Robert	Salts, Greg	Sargent, Maxwell
Tahir, Saghir	Tate, Joan	Thulander, O Alan	Vaillancourt, Steve
Wheeler, Robert			

MERRIMACK

Anderson, Eric	Cummings, Raymond	Dunne, Christopher	Feuerstein, Martin
Hess, David	Hutchinson, John	Kennedy, Richard	L'Heureux, Stephen
Langer, Ray	Leber, William	Lockwood, Priscilla	MacKay, James
Maxfield, Roy	Ouellette, Robert	Winter, Steven	

ROCKINGHAM

Arndt, Janet	Belanger, Ronald	Bishop, Franklin	Bowles, Raimond
Boynton, James	Camm, Kevin	Carson, Sharon	Chalbeck, Kevin
Clark, Vivian	Cooney, Richard	Corbin, Corey	Cox, Russell
Dalrymple, Janeen	Dearborn, Bruce	Dowling, Patricia	Dumaine, Dudley
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	Hutchinson, Karen	Introne, Robert	Itse, Daniel
Johnson, Rogers	Katsakiores, George	Katsakiores, Phyllis	Kelley, Jane
Kelley, William	Kobel, Rudolph	Letourneau, Robert	Major, Norman
McKinney, Betsy	Moore, Benjamin	Morse, Charles	Nowe, Ronald
O'Neil, Michael	Packard, Sherman	Power, Lucille	Putnam, Ed II
Quandt, Marshall	Quandt, Matthew	Rausch, James	Robertson, Carl
Sapareto, Frank	Sloan, Stephen	Stritch, C Donald	Varrell, Thomas
Welch, David	Weyler, Kenneth	Zolla, William	

STRAFFORD

Albert, Russell	Bickford, David	Dunlap, Patricia	Harrington, Michael
Musler, George	Twombly, James	Woods, Phyllis	

SULLIVAN

Odell, Bob	Rodeschin, Beverly
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and the motion failed.

CLERK'S NOTE

When less than two-thirds of the elected membership is present, Part II, Article 20 of the state constitution requires the assent of two-thirds of those present and voting to render their acts and proceedings valid.

The question now being adoption of the introduction motion of House Concurrent Order 1.

Adopted by the constitutionally required two-thirds.

INTRODUCTION OF HOUSE CONCURRENT ORDER 1

First and second reading

HCO 1, an order relative to implementing an election pursuant to representative districts established in the order. (Balboni, Hills 27; Mirski, Graf 12; Alger, Graf 9; Itse, Rock 11; Giuda, Graf 3; Winter, Merr 2)

consideration of hco 1

Rep. Balboni moved Ought to Pass and spoke in favor.

Rep. Jacobson inquired if a quorum was present. The Chair ruled a quorum was present.

Adopted by the constitutionally required two-thirds.

motion on hco 1

The question before the House now being should House Concurrent Order 1 be read for a third and final time.

Adopted by the constitutionally required two-thirds.

Third reading and final passage

HCO 1, an order relative to implementing an election pursuant to representative districts established in the order.

reconsideration

Having voted on the prevailing side, Rep. Dunlap moved that the House reconsider its action whereby it failed to suspend the Rules to allow introduction and consideration of **HB 2002**, apportioning state representative districts.

On a division vote, 169 members having voted in the affirmative and 34 in the negative, the motion was adopted by the constitutionally required two-thirds.

suspension of rules

The question now being on the motion by Reps. Francoeur and Hess to suspend the Rules for introduction and consideration at the present time of **HB 2002**, apportioning state representative districts.

Adopted by the necessary two-thirds.

introduction of hb 2002

Introduction having been approved by a two-thirds vote of the House, Rep. Hess offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Bill 2002 shall be by this resolution read a first and second time by the therein listed title.

Adopted by the constitutionally required two-thirds .

First and second reading

HB 2002, apportioning state representative districts. (Hager, Merr. 18; Heon, Straf 14; Mirski, Graf 12; Vaillancourt, Hills 44)

consideration of hb 2002

Rep. Vaillancourt moved Ought to Pass and spoke in favor.

Rep. Vaillancourt offered a floor amendment (3810h).

Floor Amendment (3810h)

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

AN ACT apportioning state representative districts and authorizing the city of Manchester to hold a special election on the question of establishing a charter commission.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 City of Manchester; Establishment of Charter Commission. Notwithstanding RSA 49-B:3, V and RSA 49-B:4, I, the city of Manchester is authorized to hold a special election on September 10, 2002 for the purpose of voting on the question of the establishment of a charter commission. In the event of a favorable vote on such question, the city of Manchester is further authorized to hold a special election on November 5, 2002 for the purpose of electing the membership of the charter commission.

AMENDED ANALYSIS

This bill establishes new state representative districts in accordance with the latest federal decennial census. The bill also authorizes the city of Manchester to hold a special election on the question of establishing a charter commission and, in the event of a favorable vote on the question, would authorize the city of Manchester to elect members to the charter commission on November 5, 2002.

Adopted by the constitutionally required two-thirds.

Rep. Hess offered a floor amendment (3811h).

Floor Amendment (3811h)

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

AN ACT apportioning state representative districts and relative to filing deadlines for the 2002 general election for state representatives.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4, respectively:

3 Filing Period for 2002 General Election for State Representatives. For purposes of the 2002 general election for state representatives, the following shall apply:

I. When the state representative districts become law, the secretary of state shall send notice as soon as practicable informing the city and town clerks of the new representative districts and the dates of the filing period, which, notwithstanding RSA 655:14, shall begin on the third weekday after the representative districts become law and shall last for 5 weekdays.

II. Notwithstanding RSA 655:15, candidates for state representative shall file with the secretary of state, except that candidates may file with the appropriate town or city clerk or the secretary of state during the first 2 days of the filing period in towns and cities in which the clerk's office is open on one or both of those days.

III. Notwithstanding RSA 655:32, at the closed of the filing period established in paragraph I, the party committees shall have one additional weekday to fill any vacancies.

IV. For purposes of this section, July 4, 2002 shall not be included in the calculation of days described herein.

AMENDED ANALYSIS

This bill establishes new state representative districts in accordance with the latest federal decennial census. The bill also amends certain filing deadlines for the 2002 general election of state representatives.

Adopted by the constitutionally required two-thirds.

The question now being Ought to Pass as Amended.

Adopted by the constitutionally required two-thirds.

Ordered to third reading.

suspension of rules

Rep. Sapareto moved that the Rules be so far suspended to allow introduction and consideration of House Resolution 26, denouncing the opinion of the United States Court of Appeals for the Ninth Circuit holding that the recitation of the pledge of allegiance in public schools is an unconstitutional endorsement of religion.

Adopted by the necessary two-thirds.

INTRODUCTION OF HOUSE RESOLUTION 26

Introduction having been approved by a two-thirds vote of the House, Rep. Sapareto offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, House Resolution 26 shall be by this resolution read a first and second time by the therein listed title.

Adopted by the constitutionally required two-thirds.

First and second reading

HR 26, denouncing the opinion of the United States Court of Appeals for the Ninth Circuit holding that the recitation of the pledge of allegiance in public schools is an unconstitutional endorsement of religion. (Sapareto, Rock.13)

consideration of hr 26

Rep. Sapareto moved Ought to Pass.

Adopted by the constitutionally required two-thirds.

Ordered to third reading.

RESOLUTION

Rep. Hess 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 at the Call of the Chair.

Adopted by the constitutionally required two-thirds.

LATE SESSION

Third reading and final passage

HB 2002, apportioning state representative districts and relative to filing deadlines for the 2002 general election for state representatives.

HR 26, denouncing the opinion of the United States Court of Appeals for the Ninth Circuit holding that the recitation of the pledge of allegiance in public schools is an unconstitutional endorsement of religion.

RECESS MOTION

Rep. Hess moved that the House stand in recess for the purposes of receiving Senate messages, enrolled bill amendments and enrolled bill reports only.

Adopted by the constitutionally required two-thirds.

The House recessed at 12:00 p.m.

RECESS

(Speaker Chandler in the Chair)

SENATE MESSAGE

refused introduction of house bill

and house concurrent order

HB 2002, apportioning state representative districts.

HCO 1, an order relative to implementing an election pursuant to representative districts established in the order.

RECESS

(Speaker Chandler in the Chair)

communication

July 1, 2002

Mr. Speaker:

It has been a great honor and privilege to have served my constituents of Keene, District 19 and the State of New Hampshire as representative to the state legislature. It has been an honor and privilege to have worked with you in your capacity of Speaker of the House. Your leadership and hard work of the entire legislative body allowed us to deal with many important issues over the course of the biennium. The entire state benefited from this work and I am proud to have played a role.

I wish to inform you that I have made a career change and will be relocating to New Hampshire's northern neighbor, my home state of Maine. Therefore, I respectfully resign as state representative, District 19 effective July 1, 2002.

To all my colleagues, I wish the best as you continue to do the work of the citizens of the wonderful state of New Hampshire.

Dana A. Edwards, Ches. 19

RECESS