

HOUSE RECORD

Second Year of the 159th General Court Calendar and Journal of the 2006 Session

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Wednesday, April 19, 2006

No. 35

HOUSE JOURNAL No. 13 (cont.)

Wednesday, April 12, 2006

RECESS

(Rep. Daniel Eaton in the Chair)

SENATE MESSAGES CONCURRENCE

HB 115, allowing pharmacists to establish collaborative practice agreements with medical practitioners.

HB 317-FN, relative to mooring fees.

HB 345, requiring photo identification to obtain a ballot.

HB 624-FN, relative to penalties in certain health and health-related professions.

HB 1135, making a technical correction to the Uniform Interstate Family Support Act.

HB 1173, relative to designating the clerk in cities the chief elections officer for the city.

HB 1189, relative to audits by the legislative budget assistant.

HB 1227-FN, relative to late fees and reinstatement fees paid by business entities.

HB 1231-FN, relative to the penalty for assaulting a firefighter, licensed emergency medical care provider, or law enforcement officer.

HB 1313, naming a bridge between the towns of Newfields and Stratham the United States Submarine Veterans of World War II Memorial Bridge.

HB 1324, relative to the commission to study the state park system.

HB 1356, relative to on-board diagnostic system inspections.

HB 1361, relative to the penalty for shoplifting.

HB 1452-FN, requiring insurance coverage for the cost of testing for bone marrow donation.

HB 1465-FN, relative to food stamp overpayments.

HB 1584, relative to cemetery setbacks and septic systems.

HB 1718-FN, requiring a written disclosure statement be provided to prospective nursing home facility clients.

HB 1722-FN, relative to the New Hampshire council on developmental disabilities.

HCR 22, relative to the right to pursue a livelihood in natural resources industries.

HJR 21, urging the university of New Hampshire to restore intercollegiate baseball and softball.

NONCONCURRENCE

HB 234-FN, relative to the development of a state and political subdivision information network.

HB 1153, establishing a commission to study the laws and rules relating to subpoenas, summonses and complaints.

HB 1162, relative to village districts.

HB 1563, establishing a committee to study immigration.

RECESS

Rep. O'Neil moved that the House adjourn.

Adopted.

HOUSE JOURNAL No. 14

Wednesday, April 19, 2006

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

Prayer was offered by House Chaplain, Reverend Jared Rardin, Pastor of the South Congregational Church in Concord.

O God of highways and hospitals, of hearts and hopes, of homeless persons and this House of Representatives, receive at the outset of this session our deep gratitude for this beautiful day. Help us to seize upon it, and every day as a unique a treasure from You, a gift to be welcomed and an opportunity to further the high and noble causes to which we all aspire, regardless of any label we might ascribe to ourselves or to others.

We pray for an awareness of Your Holy Spirit as it seeks to make itself known and heard in the fullness of today's agenda. Give us brief pauses, if not in the debates, than in our thoughts, by which we might make room for You to reach through our defenses and speak to us. Lead us, we ask, in the ways of good and faithful leadership on behalf of the common good of all persons who call New Hampshire their home. At the end of the day, may we return home with the satisfaction of knowing that we had tried our very best to do Your work.

We give thanks that Karen Wadsworth is well enough to be returning gradually to her work and leadership among us, and pray for her continued recovery. We pray, likewise, for those members of the House who are homebound hospitalized: Robert Chabot and Bruce Hunter, and any others whose names have not been spoken but whose needs are named in our hearts. Amen.

Rep. Earle Goodwin, member from Dover, led the Pledge of Allegiance.

The National Anthem was sung by Danielle Osburn, a 12-year-old student from Bedford.

LEAVES OF ABSENCE

Reps. Carlson, Chabot, Gibson, Hunter, Paula Johnson, Lefebvre, Putnam, Snyder and Whiting, the day, illness.

Reps. Aboshar, Gene Andersen, Biundo, Bridle, David Campbell, Carter, Chandler, Mark Clark, Danforth, Dowling, Forsing, Foster, Gale, Heon, Hogancamp, Hollinger, Lessard, Michon, Mirski, Moody, Moran, Morneau, Pappas, Pelkey, Serlin, Stohl, Tahir, Wiley and Burton William, the day, important business.

Reps. MaryAnn Blanchard, Norelli and Robert Williams, the day, illness in the family.

INTRODUCTION OF GUESTS

Hon. Paul McGuirk, guest of Rep. John Pratt. Heather Kelly, Heather Theriault, Tyler Mciver, Matt Clark, Cameron Walker and Charlotte Curtis, guests of Rep. Ryan. Alphonsine and Stephanie Adams, Cassandra and Lisa Ball, Derika Church, Isaac, Brianna and Andrea Fithian, Kaleb, Nathan, Sarabeth, Carolyn, Abigail and Linda Hart, guests of Rep. Katherine Taylor. Tracy Foote and Christopher Yoerger, daughter and grandson of Rep. Foote. Noel, Mitchell and Duncan Pierce, daughter and grandsons of Rep. Mitchell. David and Robert Law, guests of Rep. Mason. Edward D. Cormier, guest of Rep. Greco. Col. Charles McLean, Ret. USMC, guest of Rep. Albert. George, Beth and Tessie Carenbauer, brother, sister-in-law and niece of Rep. Hamm. Anthony Conti, student from Stratham Technical College, Page for the Day.

INTRODUCTION OF SPECIAL GUESTS

Members of the Belmont High School Girls Basketball Team, 2006 Class M State Champions, team captains, Chelsi Coulombe, Rachel Eades, Lori Kjellander and Drew O'Conner, along with Kayla Aragona, Rheanna Bellamo, Jerrica Dion, Marissa Donovan, Laura Guay, Jonara Ladd and Kristi Parent and accompanied by Coaches Gerry Blair, Roger Landry and Rebecca Morse.

SUSPENSION OF RULES

Reps. O'Neil and Craig moved that the House Rules be so far suspended as to permit the deadline of last day to act on the following Senate Bills going to a second committee, be moved to April 19, 2006.

SB 262, establishing the position of an administrator of women offenders and family services within the department of corrections, and establishing an interagency coordinating council on women offenders, and making an appropriation therefor.

SB 374-FN, relative to the state children's health insurance program.

Adopted by the necessary two-thirds.

SENATE MESSAGES

REQUESTS CONCURRENCE WITH AMENDMENTS

HB 1349, relative to costs of personnel and rates for equipment use in hazardous waste incidents. (Amendment printed SJ 04/06/06)

Rep. Welch moved that the House concur and spoke in favor.
Adopted.

HB 1108, relative to the transfer of funds among PAUs within a department. (Amendment printed SJ 04/06/06)

Rep. King moved that the House concur and spoke in favor.
Adopted.

HB 1294, relative to antique snowmobiles. (Amendment printed SJ 04/06/06)

Rep. Robert L'Heureux moved that the House concur and spoke in favor.
Adopted.

HB 1420-FN, prohibiting remote control and Internet hunting and relative to exceptions to the prohibitions on the sale of firearms to minors and the furnishing of arms to persons under 16. (Amendment printed SJ 04/06/06)

Reps. Robert L'Heureux and Welch moved that the House concur and spoke in favor.
Adopted.

HB 1228-FN, relative to the sale or lease of state-owned real estate. (Amendment printed

SJ 04/06/06)

Reps. Chandler and Bergin moved that the House concur and spoke favor.

Adopted.

HB 1754, relative to canteen privileges at veterans' clubs licensed by the liquor commission.

(Amendment printed SJ 04/06/06)

Rep. Coughlin moved that the House concur and spoke in favor.

Adopted.

HB 599-FN, requiring disclosure to consumers of the presence of event data recording devices in new motor vehicles. (Amendments printed SJ 01/18/06 and 02/16/06)

Rep. Packard moved that the House concur and spoke in favor.

Adopted.

HB 37-FN, relative to health insurance coverage for full-time students on medical leaves of absence. (Amendment printed SJ 04/06/06)

Rep. Sheila Francoeur moved that the House nonconcur and request a Committee of Conference.

Adopted.

The Speaker appointed Reps. Sheila Francoeur, Infantine, Charles Clark and DeJoie.

HB 349, relative to placement and removal of political advertising. (Amendment printed SJ 04/06/06)

Rep. Whalley moved that the House nonconcur and request a Committee of Conference.

Adopted.

The Speaker appointed Reps. O'Brien, Janet Allen, Millham and Harvey.

HB 1724-FN, relative to compensation and benefits for reserve and national guard members who are state employees. (Amendment printed SJ 04/06/06)

Rep. King moved that the House nonconcur and request a Committee of Conference.

Adopted.

The Speaker appointed Reps. Stone, Robert Wheeler, Ingram and Franklin.

COMMITTEE REPORTS

CONSENT CALENDAR

Rep. O'Neil moved that the Consent Calendar with the relevant amendments as printed in the day's House Record be adopted.

SB 234, including the International Residential Code 2000 in the definition of the state building code, removed by Rep. Bergin.

SB 252, relative to certification of speech-language assistants for purposes of speech language pathology practice, removed by Rep. Hagan.

SB 354-FN, requiring security officers of the New Hampshire hospital security force to be fully certified as police officers and including such security officers in group II of the New Hampshire retirement system, removed by Rep. Bergin.

SB 284-FN, establishing a third full-time justice position in the Manchester, Nashua, and Concord District Courts and equalizing the annual salaries of all justices of the Manchester, Nashua, and Concord District Courts, removed by Rep. Dokmo.

Consent Calendar adopted.

SB 391-FN, relative to insurance third party administrators. **OUGHT TO PASS WITH AMENDMENT**

Rep. Donald H. Flanders for Commerce: This bill is at the request of the Insurance Department and clarifies the procedures regarding third party administrators for the purpose of insurance. It also specifically exempts any self-funded governmental plan that is exempt from the provisions of the Employee Retirement Income Security Act pursuant to USC 1003 (b) (1). Vote 19-0.

Amendment (1736h)

Amend the introductory paragraph of RSA 402-H:1, I and I(a)-(c) as inserted by section 1 of the bill by replacing them with the following:

I. "Administrator" or "third party administrator" or "TPA" means a person who directly or indirectly underwrites, collects charges or premiums from, or adjusts or settles claims on residents of this state, in connection with life, annuity, or health coverage or workers' compensation insurance, other than persons subject to regulation under RSA 281-A:5-d offered or provided by an insurer or under a self-funded governmental plan that is exempt from the provisions of the Employee Retirement Income Security Act pursuant to 29 U.S.C. section 1003(b)(1), except any of the following:

(a) An employer, or a wholly owned direct or indirect subsidiary of an employer, on behalf of its employees or the employees of one or more subsidiaries or affiliated corporations of such employer.

(b) A union on behalf of its members.

(c) An insurer that is authorized to transact insurance in this state pursuant to RSA 401 or a subsidiary or affiliated corporation of such insurer if the insurer and the subsidiary or affiliated corporation have overlapping directorates.

Amend RSA 402-H:1, VII as inserted by section 1 of the bill by replacing it with the following:

VII. "Insurer" means, for the purposes of this chapter only and except as provided in RSA 402-H:6, a person undertaking to provide life, annuity, or health coverage or workers' compensation insurance or self-funded coverage under a multiple employer welfare arrangement or a church plan in this state. For the purposes of this chapter, "insurer" may include an employer, a licensed insurance company, a prepaid hospital or medical care plan, or a health maintenance organization.

Amend RSA 402-H:1, IX-XII as inserted by section 1 of the bill by replacing them with the following:

IX. "Overlapping directorates" as applied to insurers and subsidiaries or affiliated corporations means that an insurer and a subsidiary or affiliated corporation of such insurer share a majority of their board of directors and officers.

X. "Person" means an individual or a business entity.

XI. "Sell" means to exchange a contract of insurance by any means, for money or its equivalent, on behalf of an insurance company.

XII. "Solicit" means attempting to sell insurance or asking or urging a person to apply for a particular kind of insurance from a particular company.

XIII. "Underwrites" or "underwriting" means, but is not limited to, the acceptance of employer or individual applications for coverage of individuals in accordance with the written rules of the insurer or self-funded plan for the overall planning and coordinating of a benefits program.

Amend RSA 402-H:4, IV(a) as inserted by section 3 of the bill by replacing it with the following:

(a) May share documents, materials, or other information, including the confidential and privileged documents, materials, or information subject to paragraph II, with other state, federal, and international regulatory agencies, with the National Association of Insurance Commissioners (NAIC), its affiliates or subsidiaries and with state, federal, and international law enforcement authorities, provided, that the recipient agrees to maintain the confidentiality and privileged

status of the document, material, or other information. Such parties shall agree in writing prior to receiving the information to provide to it the same confidential treatment as required by this paragraph, unless the prior written consent of the company to which it pertains has been obtained;

Amend RSA 402-H:11, VIII as inserted by section 8 of the bill by replacing it with the following:

VIII. An administrator licensed or applying for a certificate of authority that administers or will administer benefit plans that are fully insured by an insurer that is not licensed in this state, multiple employer welfare arrangements, or church self-insured plans shall maintain a surety bond for the use and benefit of the commissioner that covers individuals and persons in New Hampshire who have remitted premiums or insurance charges or other moneys to the administrator in the course of the administrator's business in the greater of \$100,000 or 10 percent of the administrator's average daily client account balance during the preceding calendar year. However, in no event shall the bond be more than \$1,000,000. If an administrator cannot obtain a bond, then another security, including, but not limited to, cash or negotiable securities in an amount equal to the amount of the required surety bond shall be set aside in one or more trusted bank accounts in the state of New Hampshire under trust terms that require the commissioner's signature for any account activity, except the accumulation of interest or other funds into the account, and that allows the commissioner, by order, to disburse the trust funds for the satisfaction of policyholder or customer claims.

Amend RSA 402-H:11-a and 402-H:11-b as inserted by section 9 of the bill by replacing it with the following:

402-H:11-a Registration Requirement A person who directly or indirectly underwrites, collects charges or premiums from, or adjusts or settles claims on residents of this state, and who is not otherwise required to obtain a certificate of authority or license in connection with life, annuity, or health coverage provided by a self-funded plan shall register with the commissioner by March 1 of each year, verifying its status as herein described. The registration requirement shall not apply to those persons or entities that are specifically exempted by RSA 402-H:1, I. Registrants under this section shall not be required to hold a certificate of authority as an administrator in this state or to meet the other requirements of this chapter.

402-H:11-b Exemption. An association administering a pooled risk management program operated pursuant to RSA 5-B or conducting business that is exempt from taxation under the Internal Revenue Code, section 115 shall not be required to obtain a certificate of authority or to meet the other requirements of this chapter for services provided in connection with the administration of its pooled risk management plans or its section 115 business, but shall be required to register with the commissioner pursuant to RSA 402-H:11-a. Pooled risk management program registration may be accomplished by providing the commissioner a copy of the informational filing required to be filed with the department of state pursuant to RSA 5-B:4.

Amend the introductory paragraph of RSA 402-H:12, I(a) as inserted by section 10 of the bill by replacing it with the following:

I.(a) Each licensed administrator shall file an annual report for the preceding calendar year with the commissioner on or before ~~March 1~~ June 1 of each year, or within such extension of time as the commissioner for good cause may grant. The annual report shall include an audited financial statement performed by an independent certified public accountant. An audited financial/annual report prepared on a consolidated basis shall include a columnar consolidating or combining worksheet that shall be filed with the report and include the following:

Amend the introductory paragraph of RSA 420-G:11, II(a) as inserted by section 13 of the bill by replacing it with the following:

II.(a) All health carriers, *licensed third party administrators, and any entity required to be registered with the commissioner pursuant to RSA 402-H*, shall electronically provide:

SB 262, establishing the position of an administrator of women offenders and family services within the department of corrections, and establishing an interagency coordinating council on women offenders, and making an appropriation therefor. **OUGHT TO PASS WITH AMENDMENT**

Rep. Laura C. Pantelakos for Criminal Justice and Public Safety: The committee felt this position would help the Department of Corrections resolve some of the problems at the New Hampshire State Prison for Women. This person will write grants and develop programs. It was felt that this would help to control some of the lawsuits the state is faced with now. The New Hampshire State Prison for Women is currently at capacity and an additional forty inmates are incarcerated at Shea Farm in Concord. This position, and the interagency council, will be helpful as we continue to discuss all issues with the Department of Corrections. Vote 16-2.

Amendment (1705h)

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

1 New Sections; Administrator of Women Offenders and Family Services; Council Established. Amend RSA 21-H by inserting after section 14-a the following new sections:
21-H:14-b Administrator of Women Offenders and Family Services.

I. There is hereby created the position of administrator of women offenders and family services within the department of corrections. The administrator shall be responsible for programming and services for women offenders in the state adult correctional system including probation, parole, and state correctional facilities. The administrator of women offenders and family services shall be a classified position.

II. The administrator may:

(a) Establish goals and objectives for state correctional systems within the framework of the department's philosophy, including planning, organizing, implementing, directing, and monitoring state gender-responsive programs and services, as well as developing policies, procedures and standards for the provision of such programs and services. The administrator shall participate in the development, implementation, and review of all policies, directives, and standards that involve supervision of women offenders. The administrator shall also coordinate continuum and continuation of gender-responsive services to women offenders moving from one setting to another, and re-entering their communities.

(b) Write standards for, execute, and monitor all non-clinical contracts with service providers who work exclusively with women offenders. The administrator shall review and provide feedback on an ongoing basis on all clinical contracts and services for women offenders regarding consistency with contract language and gender-responsive principles.

(c) Establish and coordinate partnerships, and maintain working relationships within the department of health and human services, with other government agencies, with communities and with community-based organizations, volunteers, advocacy groups, the academic community, and other external stakeholders.

(d) Provide supervision and technical assistance to the women's facility warden and field managers regarding issues related to women offenders and gender-responsive programs, services, and practices. The administrator shall provide input into the evaluations of other facility wardens, field managers, and personnel relative to their roles in the supervision and provision of services for women offenders.

(e) Provide input regarding necessary data collection and evaluation to measure effective programming and supervision of women offenders. The administrator shall consult

with and provide input with other directors regarding appropriate levels of staffing in both the field and institutions responsible for the management of women offenders. The administrator shall also confer with and make recommendations to the commissioner regarding women offender supervision and services and oversee the planning, development, and implementation of training guidelines for staff working with women offenders, and recommend changes in duties assigned to casework and security staff who work with women offenders.

(f) Act as a resource in cases of staff sexual misconduct involving women offenders and provide input into personnel actions for addressing misconduct involving staff who work with women offenders and misconduct involving women offenders.

III. The administrator shall:

(a) Prepare budget recommendations regarding women offenders' program services consistent with the departmental budget cycle. The administrator shall also engage in budget formation, grant applications, and resource allocation activities related to women offenders as assigned.

(b) Act as liaison to the interagency coordinating council for women offenders and the department of corrections.

21-H:14-c Interagency Coordinating Council for Women Offenders.

I. There is established an interagency coordinating council for women offenders.

II.(a) The members of the council shall be as follows:

- (1) One member of the governor's office, appointed by the governor.
- (2) One member of the senate, appointed by the president of the senate.
- (3) One member of the house of representatives, who shall be knowledgeable about county corrections, appointed by the speaker of the house of representatives.
- (4) The executive councilor representing district 5/Goffstown.
- (5) The commissioner of corrections.
- (6) The warden of the state prison for women.
- (7) The commissioner of health and human services, or designee.
- (8) The director of division of children, youth and families, or designee.
- (9) The attorney general, or designee.
- (10) The chief justice of the superior court, or designee.
- (11) The chief justice of the supreme court, or designee.
- (12) The commissioner of the department of education, or designee with knowledge of Title IX, Carl Perkins Grants, and other federal funding sources.
- (13) One member from the Hillsborough county government, appointed by the New Hampshire Association of Counties.
- (14) One former inmate of the state prison for women who is no longer under correctional supervision, appointed by the governor.
- (15) A representative from the New Hampshire commission on the status of women, appointed by the governor.
- (16) A representative from the New Hampshire Coalition Against Domestic and Sexual Violence, appointed by the governor.
- (17) A representative from New Hampshire Task Force on Women and Addiction, appointed by the governor.
- (18) A representative from the Citizens Advisory Committee of the New Hampshire State Prison for Women, appointed by the governor.
- (19) A community member with knowledge of correctional practices with particular expertise with female offenders, appointed by the governor.

(b) Legislative members of the council shall receive mileage at the legislative rate when attending to the duties of the commission.

III. The duties of the council shall be as follows:

(a) Identify opportunities for interagency cooperation in the effective management of female offenders.

- (b) Develop memoranda of understanding outlining “in-kind” services or cooperation to provide services to incarcerated women and their children.
- (c) Develop cross training opportunities to foster understanding of system responses to the shared population across agencies of incarcerated women and their children.
- (d) Develop gender-specific treatment for co-occurring conditions and a continuity of treatment from incarceration to community.
- (e) Coordinate interagency case management and re-entry planning.
- (f) Assess the impact of incarceration on family relations during and after incarceration.
- (g) Apply and administer federal and private sector grants for the furtherance of the duties of the council and the development of gender-responsive, trauma-informed management of female offenders and their children.

IV. The council shall meet at least monthly during its first year, then at least quarterly thereafter. The members of the council shall elect a chairperson from among the members. The first meeting of the council shall be held within 45 days of the effective date of this section. The first meeting of the council shall be called by the senate member. The council shall convene at the call of the chair when deemed necessary by the chairperson.

V. The term of each member appointed under paragraph III who has a term of office shall be coterminous with their term in office. The terms of the remaining members shall be for 3 years. Vacancies shall be filled for the remainder of the term in the same manner and from the same group as the original appointment.

VI. The council shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library annually on or before November 1.

2 New Classified Position; Funding. The position of administrator of women offenders and family services established under RSA 21-H:14-b, as inserted by section 1 of this act, shall be a classified position at labor grade 33. Funding for this position shall not affect the general fund appropriations reduction required in 2005, 176: 11. The funding for the administrator of women offenders and family services position shall be from the department of corrections’ fiscal year 2007 operating budget.

3 Effective Date. This act shall take effect July 1, 2006.
Referred to Finance.

SB 353-FN, relative to registration of criminal offenders convicted of homicide. **REFER FOR INTERIM STUDY**

Rep. E. Albert Weare for Criminal Justice and Public Safety: The existing statute RSA 651-A: 11, appears to cover the intent of this bill. However, there are several issues that seem to indicate problems. Coordination in this matter by the adult parole board and Interim Study would allow the establishment of a concise procedure agreeable to all. Vote 14-5.

SB 260, relative to certification of a registered nurse responsible for emergency medical transportation. **OUGHT TO PASS**

Rep. Ken Hawkins for Executive Departments and Administration: This bill adds a registered critical nurse to the list of personnel able to accompany a patient being transferred by ambulance from one hospital to another. Currently, two EMTs are required with the option of having a registered emergency nurse, an emergency physician or emergency physician assistant replace one of the EMTs. The concern from rural hospitals was that an ambulance might have to wait if there was only one emergency nurse or one physician available to replace an EMT. Vote 14-1.

SB 302-FN, relative to real estate brokers. **INEXPEDIENT TO LEGISLATE**

Rep. Peter F. Bergin for Executive Departments and Administration: The committee felt

that by changing the notification time from ten days to five for a principal real estate broker changing their place of business was too short and unfair. Further, the bill would allow a realtor to advertise that part of their commission could be given to the seller's favorite charity directly by the realtor. Under current law, such a donation has to be paid by the seller. The committee did not feel that this was appropriate. Vote 13-0.

SB 305-FN, relative to the regulation of recreational therapists. **OUGHT TO PASS WITH AMENDMENT**

Rep. Judson K. Dexter for Executive Departments and Administration: This bill had the unanimous support of the committee with four minor changes: First, a clarification on the definition of services offered by a recreation therapist to ensure understanding of the areas of responsibility between occupational therapists and recreational therapists, both of which are members of the Allied Health Board. Second, a grandfathering clause to prevent harming recreational therapists during the transitional period. Third, stipulating that the National Council for Therapeutic Recreation Certification (NCTRC) is the only national standard for the exam, and fourth, clarification of the continuing education requirements. This will not interfere with or inhibit volunteer programs in anyway. Finally, use in public schools is exempt and there is no problem with RSA 28-A. Vote 15-0.

Amendment (1683h)

Amend the introductory paragraph of RSA 326-J:1, III(a) as inserted by section 1 of the bill by replacing it with the following:

(a) For purposes of accomplishing therapeutic recreation goals, recreational therapy may include:

Amend RSA 326-J:5, I(e) as inserted by section 1 of the bill by replacing it with the following:

(e) Successfully complete the proctored examination administered by the NCTRC.

Amend RSA 326-J:5 as inserted by section 1 of the bill by inserting after paragraph II the following new paragraph:

III. Notwithstanding paragraph I, the board may grant initial licenses to recreational therapists who were certified by the NCTRC prior to July 1, 2007 and who hold an active CTRS credential.

Amend RSA 326-J:6, I(b) as inserted by section 1 of the bill by replacing it with the following:

(b) Meet continuing competency requirements by completing a minimum of 30 hours of continuing education in formal courses approved by the board and other requirements established by the board rules adopted pursuant to RSA 541-A.

Amend the bill by replacing section 7 with the following:

7 Effective Date. This act shall take effect July 1, 2007.

SB 317-FN, establishing a screening panel to review complaints to occupational and professional regulatory boards and establishing an appeals board to review decisions by occupational and professional regulatory boards. **INEXPEDIENT TO LEGISLATE**

Rep. Judson K. Dexter for Executive Departments and Administration: The committee is sympathetic to the sponsors' concerns with the Board of Medicine. However, the bill would apply to every occupational, professional and regulatory board and commission in the state. Further, we just passed legislation that requires a performance audit of the Board of Medicine, which will address the implied problems with recommendations for correction. This has worked for the Board of Mental Health and others. Vote 16-0.

SB 342, relative to the treatment of glaucoma by optometrists. **OUGHT TO PASS**

Rep. A. Laurie Harding for Executive Departments and Administration: This bill addresses changes in the optometry (OD) practice related to glaucoma. Both the ophthalmologists and optometrists agreed to the changes in this bill. Vote 14-0.

SB 404, relative to retirement benefits, service credits, and administration of the Manchester employees' contributory retirement system. **OUGHT TO PASS**

Rep. Maurice L. Pilotte for Executive Departments and Administration: This bill allows the Manchester contributory retirement system to make the following benefits available to its members: (1) rollover of section 415 of IRS code – qualified funds to purchase earned service credit; (2) calculation of benefits and optional benefits. The bill also provides: (1) for the correction and or collection for benefits underpayments or overpayments and (2) for requiring spousal acknowledgement of retirement options by retirees. Vote 15-0.

SB 286-FN, relative to notice to defendants in small claims actions. **OUGHT TO PASS WITH AMENDMENT**

Rep. James E. Wheeler for Judiciary: This bill changes the way initial notice is sent to defendants in small claims actions, from certified mail to first class mail. Certain protections were built into the law to provide for service by the sheriff, if the defendant does not respond. The committee believes that this will be as effective as certified mail and also provide a more efficient process than the one currently in place. Because the elimination of certified mail results in a cost savings, the committee believes the savings should be passed on to the plaintiff and, accordingly, reduced the legislatively mandated surcharge by five dollars, the approximate amount of the savings. Vote 18-0.

Amendment (1770h)

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

AN ACT relative to notice to defendants in small claims actions and reducing a surcharge on entry fees for small claims actions.

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

1 Small Claims Actions; Notice to Defendant. RSA 503:6 is repealed and reenacted to read as follows:

503:6 Notice to Defendant.

I. The court shall cause notice of the claim and the substance thereof to be given to the defendant, whether or not the defendant is a resident of this state, by sending a written statement to the defendant by postpaid first class mail, addressed to the defendant at the defendant's last known post office address and directing the defendant to indicate, in writing within 30 days from the date said notice is mailed, the defendant's desire to be heard. The notice shall inform the defendant that failure to respond in writing shall result in the service of the claim on the defendant by the sheriff, or in such other manner as the court shall order, the cost of which shall be the responsibility of the defendant if the plaintiff prevails.

II. If the notice is returned as undelivered, or the defendant does not respond in writing within 30 days, then the court shall direct the plaintiff to complete service on the defendant, at the expense of the plaintiff, as in all other actions at law.

III. If the defendant responds to the notice indicating a desire to be heard, the case shall be scheduled for hearing shortly thereafter. Both parties shall be notified by mail of the date and time of hearing, at least 14 days in advance.

2 Entry Fees; Small Claims Actions. Amend RSA 490:24, II to read as follows:

II. *Except for small claims actions as provided in paragraph III*, the sum of \$20 shall be added to each case entry fee and fee for a motion to bring forward collected in the supreme, superior, district, family, and probate courts, and these sums shall be deposited in the general fund.

III. The sum of \$15 shall be added to each case entry fee and fee for a motion to bring forward collected for small claims actions in the district courts, and these sums shall be deposited in the general fund.

3 Effective Date. This act shall take effect July 1, 2006.

AMENDED ANALYSIS

This bill changes requirements for notice to parties in small claims actions. This bill also reduces a surcharge on entry fees for small claims actions.

SB 231, relative to the residency requirement to qualify for the elderly property tax exemption. **OUGHT TO PASS WITH AMENDMENT**

Rep. Nancy K. Johnson for Municipal and County Government: This bill eliminated any residency requirement to qualify for the elderly property tax exemption. The committee understood that the intent was to make it easier for new elderly residents to qualify for the exemption, but felt that some residency requirement was prudent. There are other exemptions that are subject to residency requirements and there was no compelling testimony to eliminate the requirement completely. As a compromise, the original bill was amended to change the residency requirement to 3 years rather than none. Vote 14-0.

Amendment (1586h)

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

1 Conditions for the Elderly Exemption. Amend RSA 72:39-a, I(a) to read as follows:

(a) Has resided in this state for at least ~~5~~ **3** consecutive years preceding April 1 in the year in which the exemption is claimed.

2 Elderly Exemption; Procedures. Amend RSA 72:39-b, II to read as follows:

II. An elderly exemption, based on assessed value for qualified taxpayers, may be granted for a different dollar amount determined by the town or city, to a person 65 years of age up to 75 years, to a person 75 years of age up to 80 years, and to a person 80 years of age or older. To qualify, the person must have been a New Hampshire resident for at least ~~5~~ **3** consecutive years, own the real estate individually or jointly, or if the real estate is owned by such person's spouse, they must have been married to each other for at least 5 consecutive years. In addition, the taxpayer must have a net income in each applicable age group of not more than a dollar amount determined by the town or city of not less than \$13,400 or, if married, a combined net income of not more than a dollar amount determined by the town or city of not less than \$20,400; and own net assets not in excess of a dollar amount determined by the town or city of not less than \$35,000 excluding the value of the person's residence or, if married, combined net assets not in excess of a dollar amount determined by the town or city of not less than \$35,000 excluding the value of the residence. Under no circumstances shall the amounts of the exemption for any age category be less than \$5,000. The combined net asset amount for married persons shall apply to a surviving spouse until the sale or transfer of the property by the surviving spouse or until the remarriage of the surviving spouse.

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

AMENDED ANALYSIS

This bill changes the 5-year residency requirement of applicants for the elderly property tax exemption to a 3-year requirement.

SB 269, ratifying certain actions at the 1996 Seabrook annual town meeting. **OUGHT TO PASS WITH AMENDMENT**

Rep. Gilman C. Shattuck for Municipal and County Government: This seeks to ratify certain actions taken at the 1996 Seabrook annual town meeting. It was the full intent of the town of Seabrook to become an official ballot town when the town voted on Article 3 of the Town Warrant on March 12, 1996. Although the town voted to become an official ballot town, they fail to also vote to change their charter. Due to the fact that Seabrook is a charter community, it would also require a vote to amend the charter to become an SB 2 town. The committee heard testimony that there had not been any attempt to change the form of government since this vote in 1996. All meetings of the town were televised so that the citizens of Seabrook were kept informed of the actions of the municipality. The Secretary of State as well as the Attorney General's Office was consulted to determine the appropriate language for the amendment. The amendment legalizes, ratifies, and confirms actions taken

at the March 12, 1996 Seabrook Annual Town Meeting with regard to Article 3 of the Town Warrant. Vote 15-0.

Amendment (1818h)

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

1 Ratification of Actions since the 1996 Seabrook Annual Town Meeting. All acts, notices, votes and proceedings of the Town of Seabrook since 1996 and until the effective date of this act are hereby legalized, ratified, and confirmed against any challenge arising out of the adoption of Article 3 of the Seabrook town meeting held on March 12, 1996.

2 Effective Date. This act shall take effect September 12, 2006.

SB 254, renaming a certain bridge in the town of Stratford the Janice Peaslee Bridge.

OUGHT TO PASS

Rep. Gene G. Chandler for Public Works and Highways: Representative Janice Peaslee is a Vermont Legislator who almost single-handedly fought the battle; not only in her state; but ours, to reopen the bridge between Stratford, New Hampshire and Maidstone, Vermont. This bridge provides a vital link between the two states, not only providing faster emergency services, but also economic benefits to both states, thereby helping New Hampshire's north country economy. North country legislators and the Town of Stratford are in favor of naming this bridge for the person most responsible for its rebirth. Vote 12-2.

SB 233, relative to motorcycle rider education. **OUGHT TO PASS**

Rep. Sherman A. Packard for Transportation: This bill makes a minor change in the current motorcycle education program. It allows for the state to use a national recognized motorcycle education program other than the Motorcycle Safety Foundation Course. Vote 10-0.

SB 281-FN, establishing an organ and tissue donor registry. **OUGHT TO PASS WITH AMENDMENT**

Rep. Stephen H. Nedeau for Transportation: This bill establishes a donor registry for anatomical gifts, allowing people to indicate their wishes to the division of motor vehicles. The only change to the present bill is adding the word address to now say, "serving the state access to names, dates of birth, address and dates of registration of licensed drivers and individuals who obtain a nondriver's picture identification card who have registered with the division of motor vehicles as organ and tissue donors for the purpose of identifying those individuals as organ and tissue donors". Vote 12-0.

Amendment (1599h)

Amend RSA 263:41, I as inserted by section 4 of the bill by replacing it with the following:

I. The director shall provide to federally-designated organ procurement organizations serving the state access to names, dates of birth, addresses, and dates of registration of licensed drivers and individuals who obtain a nondriver's picture identification card who have registered with the division of motor vehicles as organ and tissue donors for the purpose of identifying those individuals as organ and tissue donors. Such access shall be provided only with the prior written consent of the donor and shall be provided in a manner and form to be determined by the director following consultation with such organizations, and shall include electronic transmission of initial information and periodic updating of information.

SB 288-FN, relative to street rods. **INEXPEDIENT TO LEGISLATE**

Rep. Sherman A. Packard for Transportation: This bill, as introduced, would have changed the current street rod laws. It would have weakened the safety requirements. The Senate amended it, but did not fix the changes it would have made to current street rod legislation. We looked at several different amendments, but the committee felt that they would be

counterproductive. The committee felt that there was no compelling reason to change the law, especially when there was an outpouring of protest about this bill from the National Street Rod Association and citizens who have invested lots of money in these custom cars. Vote 11-0.

SB 357-FN, relative to eligibility for motorcycle licenses. **OUGHT TO PASS**

Rep. Sherman A. Packard for Transportation: This is one of three bills put forth this session to try to decrease the increase in motorcycle accidents and fatalities. This bill will require anyone seeking a motorcycle permit to pass a written test before receiving a permit. It will also require anyone who fails the motorcycle driver test twice (given by the Department of Safety) to take the motorcycle education course. It is a fact that new riders who have not taken the motorcycle education course are much more likely to be involved in an accident or fatality. This bill has been endorsed by the New Hampshire Motorcyclists' Rights Organization which has represented New Hampshire motorcyclists for over 30 years. Vote 12-0.

REGULAR CALENDAR

SB 374-FN, relative to the state children's health insurance program. **OUGHT TO PASS WITH AMENDMENT**

Rep. Martha S. McLeod for Commerce: This bill, as amended, requires the Department of Health and Human Services to expend the funds appropriated by the House for the New Hampshire Healthy Kids Program for that purpose and not to transfer or expend the funds on any other program. Vote 17-2.

Amendment (1783h)

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

1 Healthy Kids Corporation; State Children's Health Insurance Program; Appropriation. Notwithstanding any other law, the entire amount appropriated in PAU 05-01-02-01-05, class 91, for the biennium ending June 30, 2007 shall be expended for program and administrative costs of the state children's health insurance program. All premiums accrued and collected from families shall be applied to the program costs. This appropriation shall not be transferred or used for any other purpose and shall not lapse.

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

AMENDED ANALYSIS

This bill requires the department of health and human services to expend the funds appropriated for the state children's health insurance program for that purpose and not to transfer or expend the funds on any other program.

Amendment adopted.

Referred to Finance.

SB 324, requiring notification concerning certain offenders against children. **OUGHT TO PASS WITH AMENDMENT**

Rep. Peter M. Sullivan for Criminal Justice and Public Safety: This bill is enabling legislation. Under this bill, municipalities would be allowed to enact ordinances requiring that neighbors of registered sex offenders be notified of the offender's presence in the community. A municipality that chooses to enact such an ordinance would be able to establish its own definition of "neighbor"; this way, communities as diverse as Manchester and Whitefield can tailor the ordinance to meet their own unique circumstances. The majority of the committee believes that this legislation is a sensible way of helping communities protect their residents through the responsible sharing of information. Vote 10-9.

Amendment (1681h)

Amend RSA 651-B:7, IV(c) as inserted by section 1 of the bill by replacing it with the following:

(c) A municipality may adopt an ordinance which requires that the neighbor of any person whose name appears on the list compiled under this section, and who has established residency in the municipality, be notified that such person is residing in the community. The local governing body shall establish the definition of “neighbor” that is best suited to the particular municipality.

AMENDED ANALYSIS

This bill allows a municipality to adopt an ordinance requiring that the neighbor of any person whose name appears on the list compiled under RSA 651-B:7, II, and who has established residency in the municipality, be notified of such person’s release.

Amendment adopted.

Rep. Robinson spoke against and yielded to questions.

Rep. Peter Sullivan spoke in favor and yielded to questions.

LAID ON THE TABLE

Rep. Vaillancourt moved that **SB 324**, requiring notification concerning certain offenders against children, be laid on the table.

Rep. O’Brien requested a roll call; sufficiently seconded.

The question being adoption of the motion to lay SB 324 on the table.

YEAS 201 NAYS 125			
YEAS 201			
BELKNAP			
Clark, Charles	Morrison, Gail	Pilliod, James	Rosen, Ralph
Thomas, John	Veazey, John	Wendelboe, Fran	Whalley, Michael
CARROLL			
Babson, David Jr	Brown, Carolyn	Buco, Thomas	Dickinson, Howard
Martin, James	Patten, Betsey	Philbrick, Donald	
CHESHIRE			
Allen, Peter	Butcher, Suzanne	Butynski, William	Chase, William
Coates, Christopher	Dexter, Judson	Dunn, J Timothy	Espiefs, Peter
Hunt, John	Mitchell, Bonnie	Parkhurst, Henry	Plifka, Stanley Jr
Pratt, John	Roberts, Kris	Robertson, Timothy	Sawyer, Sheldon
Tilton, Anna	Weed, Charles		
COOS			
Buzzell, Bernard	Mears, Edgar	Merrick, Scott	Remick, William
Theberge, Robert			
GRAFTON			
Aguiar, James	Almy, Susan	Benn, Bernard	Cooney, Mary
Hammond, Lee	Harding, A Laurie	Ingretson, Paul	Maybeck, Margie
McLeod, Martha	Mulholland, Catherine		

HILLSBOROUGH			
Baroody, Benjamin	Beaulieu, Jane	Bergeron, Jean-Guy	Boehm, Ralph
Buhlman, David	Chase, Claudia	Christensen, D L Chris	Clemons, Jane
Cote, Peter	Coughlin, Pamela	Craig, James	Daniuk, Caitlin
Desmarais, Vivian	DeVries, Betsi	Dokmo, Cynthia	Drisko, Richard
Egbers, Fran	Essex, David	Francoeur, Bea	Gargas, Carolyn
Garrity, Patrick	Ginsburg, Ruth	Goley, Jeffrey	Gorman, Mary
Graham, John	Hall, Betty	Harvey, Suzanne	Holden, Randolph
Irwin, Anne-Marie	Jean, Claudette	Kopka, Angeline	Lasky, Bette
Lawrence, James	McRae, Karen	Messier, Irene	Mooney, Maureen
O'Connell, Timothy	Pilotte, Maurice	Rochette, Eric	Rosenwald, Cindy
Ross, Lawrence	Schulze, Joan	Shattuck, Gilman	Shaw, Barbara
Shaw, Kimberly	Slocum, Lee	Souza, Kathleen	Sullivan, Francis
Vaillancourt, Steve	Velez, Hector	Villeneuve, Maurice	Wheeler, James
Wheeler, Robert			
MERRIMACK			
Anderson, Eric	Blanchard, Elizabeth	Bouchard, Candace	Brueggemann, Donald
Clarke, Claire	DeJoie, John	DeStefano, Stephen	Field, William
Foose, Robert	Gile, Mary	Greco, Vincent	Hamm, Christine
Hess, David	L'Heureux, Stephen	Lockwood, Priscilla	MacKay, James
Marple, Richard	Maxfield, Roy	McMahon, Patricia	Osborne, Jessie
Potter, Frances	Reardon, Tara	Soltani, Tony	Tupper, Frank
Walz, Mary Beth	Yeaton, Charles		
ROCKINGHAM			
Abbott, Dennis	Allen, Mary	Belanger, Ronald	Bicknell, Elbert
Bishop, Franklin	Cady, Harriet	Cali-Pitts, Jacqueline	Carson, Sharon
Casey, Kimberley	Cooney, Richard	DiFruscia, Anthony	Dumaine, Dudley
Fesh, Bob	Flockhart, Eileen	Francoeur, Sheila	Gillick, Thomas
Gould, Kenneth	Hopfgarten, Paul	Hutchinson, Karen	Ingram, Russell
Itse, Daniel	Johnson, Robert	Katsakiores, George	Katsakiores, Phyllis
Langley, Jane	Major, Norman	McKinney, Betsy	Moore, Benjamin
Morris, Richard	Nowe, Ronald	O'Neil, Michael	Pantelakos, Laura
Powers, James	Priestley, Anne	Quandt, Marshall Lee	Quandt, Matthew
Robinson, John	Rolston, James	Sanders, Elisabeth	Stiles, Nancy
Weare, E Albert	Weldy, Norman	Wells, Roger	Weyler, Kenneth
Zolla, William			
STRAFFORD			
Albert, Russell	Bickford, David	Brown, Jennifer	Brown, Julie
Brown, Lawrence	Chaplin, Duncan	Cilley, Jacalyn	Creteau, Irene
Domingo, Baldwin	Goodwin, Earle	Grassie, Anne	Johnson, Nancy
Kaen, Naida	Rollo, Michael	Rous, Emma	Schmidt, Peter
Smith, Marjorie	Spang, Judith	Twombly, James	Wall, Janet
SULLIVAN			
Cloutier, John	Converse, Larry	Ferland, Brenda	Franklin, Peter
Houde-Quimby, Charlotte	Jillette, Arthur Jr	Phinzy, James	Prichard, Stephen

Rodeschin, Beverly			
NAYS 125			
BELKNAP			
Allen, Janet	Boyce, Laurie	Fitzgerald, James	Flanders, Donald
Heald, Bruce	Millham, Alida	Nedeau, Stephen	Russell, David
Tilton, Franklin	Tobin, William		
CARROLL			
Ahlgren, Christopher	Knox, J David	McConkey, Mark	Merrow, Harry
Olimpio, J Lisbeth	Stevens, Stanley		
CHESHIRE			
Emerson, Susan	Foote, Sheila	Richardson, Barbara	
COOS			
King, Frederick	Lary, Bruce	Richardson, Herbert	Tholl, John Jr
GRAFTON			
Bleyler, Ruth	Eaton, Stephanie	Gionet, Edmond	Naro, Debra
Solomon, Peter	Sorg, Gregory		
HILLSBOROUGH			
Adams, Jarvis IV	Allan, Nelson	Balboni, Michael	Barry, J Gail
Batula, Peter	Bergin, Peter	Brassard, Paul	Brundige, Robert
Calawa, Leon Jr	Carew, James	Christiansen, Lars	Cote, David
Dyer, Donald	Elliott, Nancy	Emerton, Larry	Golding, William
Gonzalez, Carlos	Goyette, Peter Jr	Hagan, Barbara	Haley, Robert
Hawkins, Ken	Hellwig, Steve	Hinkle, Peyton	Hirschmann, Keith
Infantine, William	Jasper, Shawn	L'Heureux, Robert	Manney, Pamela
Matarazzo, Anthony Sr	Mead, Robert	Movsesian, Lori	O'Brien, William
Ober, Lynne	Price, Pamela	Reeves, Sandra	Renzullo, Andrew
Rowe, Robert	Ryder, Donald	Scanlon, Michael	Smith, David
Sullivan, Peter	Ulery, Jordan		
MERRIMACK			
Hager, Elizabeth	Kennedy, Richard	Kidder, David	Klose, John
Langlais, Thomas	Oliver, James	Owen, Derek	Reed, Dennis
Rush, Deanna	Ryan, Jim	Shurtleff, Stephen	
ROCKINGHAM			
Bettencourt, David	Brown, C. Pennington	Buxton, Donald	Camm, Kevin
Charron, Gene	Coburn, James	Dalrymple, Janeen	Donahue, Richard Ken
Flanders, John Sr	Garrity, James	Gilbert, Karl	Griffin, Mary
Headd, James	Hughes, Daniel	Introne, Robert	Kobel, Rudolph

Mason, April	McMahon, Charles	Packard, Sherman	Palazzo, Frank
Parker, Benjamin	Rausch, James	Robertson, Carl	Scamman, Stella
Splaine, James	Stone, Joseph	Waterhouse, Kevin	Welch, David
Winchell, George			
STRAFFORD			
Berube, Roger	Callaghan, Frank	Cataldo, Sam	Dunlap, Patricia
Easson, Timothy	Hofemann, Roland	Knowles, William	Miller, Joseph
Newton, Clifford	Taylor, Katherine	Taylor, Kathleen	
SULLIVAN			
Donovan, Thomas	Irish, Christopher	Osgood, Philip Sr	

and the motion to lay SB 324 was adopted.

(Deputy Speaker Weyler in the Chair)

REGULAR CALENDAR (CONT'D.)

SB 249, allowing a master electrician to have 2 apprentice electricians under his or her supervision, and relative to examinations of electricians by the electricians' board. **OUGHT TO PASS**

Rep. Judson K. Dexter for Executive Departments and Administration: This bill allows a master electrician to have up to two apprentices to work for him/her under direct supervision. It does not require the master to have any apprentices. Currently the master can only have one apprentice, and while the committee spent a great deal of time discussing direct supervision of two apprentices, the majority felt that there were many positive facts that support this legislation. Vote 12-4.

Committee report adopted. and ordered to third reading.

SB 358-FN, relative to an advanced registered nurse practitioner's duty to warn of violent acts of patients. **OUGHT TO PASS WITH AMENDMENT**

Rep. A. Laurie Harding for Executive Departments and Administration: This bill corrects the section on "Duty to Warn" in the Nurse Practice Act that this legislature amended last year. These changes clarify that all Board of Nursing licensees have a duty to warn an appropriate "supervisor or treating provider" if they are concerned about the potential for violent behavior on the part of a patient. The amended version of the bill also requires that "psychiatric ARNP's shall make reasonable efforts to communicate the threat to the victim or victims, notifying the police department closest to the client's or potential victim's residence, or obtaining civil commitment of the client to the state mental health system." Vote 13-4.

Amendment (1768h)

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

AN ACT relative to a nurse's duty to warn of violent acts of patients.

Amend the bill by replacing section 1 with the following:

1 Nurse Practice Act; Duty to Warn Of Violent Acts. RSA 326-B:33 is repealed and reenacted to read as follows:

326-B:33 Duty to Warn of Violent Acts of Client; Civil Liability.

I. A licensee has a duty to warn of, or to take reasonable precautions to provide protection from, a client's violent behavior when the client has communicated to the licensee, a serious threat of physical violence against a clearly identified or reasonably identifiable victim or victims or a serious threat of substantial damage to real property.

II. A licensee shall discharge the duty either by notifying the licensee's supervisor or the treating provider. A psychiatric ARNP shall discharge the duty by making reasonable efforts to communicate the threat to the victim or victims, notifying the police department closest to the client's or potential victim's residence, or obtaining civil commitment of the client to the state mental health system.

III. No monetary liability or cause of action based on breach of client privacy, confidentiality, or any other ground shall arise from an act or communication done in a good faith effort to discharge a duty.

AMENDED ANALYSIS

This bill requires licensed nurses to discharge the duty to warn of violent acts of patients by notifying the licensee's supervisor or the treating provider. Psychiatric advanced registered nurse practitioners must communicate the threat to the victim, notify the police department, or obtain civil commitment of the client.

Amendment adopted.

Committee report adopted and ordered to third reading.

SB 294-FN-A, authorizing 7 additional state troopers and making an appropriation therefor. OUGHT TO PASS WITH AMENDMENT

Rep. Robert L. Wheeler for Finance: The committee agreed with the House policy regarding the hiring of troopers, however we were concerned about the availability of funding. Vote 12-7.

Amendment (1680h)

Amend the bill by replacing section 2 with the following:

2 Appropriation; Department of Safety. There is appropriated the sum of \$1 to the department of safety for the fiscal year ending June 30, 2007, for the purpose of funding the salaries, expenses, equipment, benefits, and in-state travel costs of 7 additional state troopers. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

AMENDED ANALYSIS

This bill authorizes the department of safety to hire 7 additional state troopers and makes an appropriation for this purpose.

Rep. Robert Wheeler yielded to questions.

Rep. Rollo requested a roll call; sufficiently seconded.

The question being adoption of the committee amendment.

YEAS 228 NAYS 101			
YEAS 228			
BELKNAP			
Allen, Janet	Boyce, Laurie	Fitzgerald, James	Flanders, Donald
Nedeau, Stephen	Pilliod, James	Thomas, John	Tilton, Franklin
Wendelboe, Fran	Whalley, Michael		
CARROLL			
Ahlgren, Christopher	Brown, Carolyn	Buco, Thomas	Dickinson, Howard
Knox, J David	Martin, James	Patten, Betsey	Philbrick, Donald
Stevens, Stanley			
CHESHIRE			
Allen, Peter	Butcher, Suzanne	Butynski, William	Coates, Christopher

Dunn, J Timothy	Eaton, Daniel	Emerson, Susan	Espieffs, Peter
Foote, Sheila	Mitchell, Bonnie	Parkhurst, Henry	Pratt, John
Richardson, Barbara	Robertson, Timothy	Tilton, Anna	Weed, Charles
COOS			
Buzzell, Bernard	King, Frederick	Lary, Bruce	Mears, Edgar
Merrick, Scott	Remick, William	Richardson, Herbert	Theberge, Robert
Tholl, John Jr			
GRAFTON			
Almy, Susan	Benn, Bernard	Bleyler, Ruth	Cooney, Mary
Hammond, Lee	Ingbretson, Paul	Mulholland, Catherine	Solomon, Peter
Sorg, Gregory			
HILLSBOROUGH			
Allan, Nelson	Baroody, Benjamin	Beaulieu, Jane	Brassard, Paul
Brundige, Robert	Calawa, Leon Jr	Carew, James	Chase, Claudia
Christensen, D L Chris	Cote, David	Cote, Peter	Coughlin, Pamela
Crane, Elenore Casey	Daniuk, Caitlin	DeVries, Betsi	Dokmo, Cynthia
Drisko, Richard	Egbers, Fran	Elliott, Nancy	Emerton, Larry
Essex, David	Francoeur, Bea	Gargasz, Carolyn	Garrity, Patrick
Ginsburg, Ruth	Golding, William	Gorman, Mary	Haley, Robert
Harvey, Suzanne	Hawkins, Ken	Hellwig, Steve	Hinkle, Peyton
Holden, Randolph	Infantine, William	Irwin, Anne-Marie	Jasper, Shawn
Jean, Claudette	Kopka, Angeline	Lasky, Bette	Lawrence, James
Manney, Pamela	Martin, Mary Ellen	Matarazzo, Anthony Sr	Messier, Irene
Mooney, Maureen	Movsesian, Lori	O'Connell, Timothy	Ober, Lynne
Pilotte, Maurice	Price, Pamela	Reeves, Sandra	Renzullo, Andrew
Rochette, Eric	Ross, Lawrence	Rowe, Robert	Ryder, Donald
Scanlon, Michael	Schulze, Joan	Shattuck, Gilman	Shaw, Barbara
Shaw, Kimberly	Souza, Kathleen	Stepanek, Stephen	Sullivan, Peter
Ulery, Jordan	Velez, Hector	Wheeler, Robert	
MERRIMACK			
Anderson, Eric	Bouchard, Candace	Brueggemann, Donald	Clarke, Claire
DeJoie, John	DeStefano, Stephen	Foose, Robert	Gile, Mary
Hamm, Christine	Hess, David	Kennedy, Richard	Kidder, David
L'Heureux, Stephen	Lockwood, Priscilla	MacKay, James	McMahon, Patricia
Osborne, Jessie	Owen, Derek	Rush, Deanna	Ryan, Jim
Shurtleff, Stephen	Soltani, Tony	Tilton, Joy	Yeaton, Charles
ROCKINGHAM			
Abbott, Dennis	Allen, Mary	Bettencourt, David	Bicknell, Elbert
Bishop, Franklin	Brown, C. Pennington	Buxton, Donald	Cali-Pitts, Jacqueline
Carson, Sharon	Charron, Gene	Coburn, James	Cooney, Richard
Dalrymple, Janeen	Donahue, Richard Ken	Fesh, Bob	Flanders, John Sr

Flockhart, Eileen	Francoeur, Sheila	Garrity, James	Gillick, Thomas
Gould, Kenneth	Griffin, Mary	Hopfgarten, Paul	Hughes, Daniel
Ingram, Russell	Johnson, Robert	Katsakiores, George	Katsakiores, Phyllis
Kobel, Rudolph	Langley, Jane	Major, Norman	Mason, April
McKinney, Betsy	Moore, Benjamin	O'Neil, Michael	Packard, Sherman
Palazzo, Frank	Pantelakos, Laura	Parker, Benjamin	Powers, James
Priestley, Anne	Rausch, James	Rolston, James	Scamman, Stella
Scamman, W Douglas	Splaine, James	Stiles, Nancy	Stone, Joseph
Waterhouse, Kevin	Weare, E Albert	Welch, David	Winchell, George
Zolla, William			
STRAFFORD			
Berube, Roger	Bickford, David	Brown, Jennifer	Brown, Lawrence
Callaghan, Frank	Cilley, Jacalyn	Creteau, Irene	Domingo, Baldwin
Easson, Timothy	Goodwin, Earle	Grassie, Anne	Hofemann, Roland
Knowles, William	Miller, Joseph	Newton, Clifford	Rollo, Michael
Rous, Emma	Schmidt, Peter	Smith, Marjorie	Spang, Judith
Taylor, Katherine	Twombly, James	Wall, Janet	
SULLIVAN			
Cloutier, John	Converse, Larry	Donovan, Thomas	Ferland, Brenda
Franklin, Peter	Osgood, Philip Sr	Phinizy, James	Prichard, Stephen
NAYS 101			
BELKNAP			
Clark, Charles	Heald, Bruce	Millham, Alida	Morrison, Gail
Rosen, Ralph	Russell, David	Tobin, William	Veazey, John
CARROLL			
Babson, David Jr	McConkey, Mark	Merrow, Harry	Olimpio, J Lisbeth
CHESHIRE			
Chase, William	Dexter, Judson	Hunt, John	Plifka, Stanley Jr
Roberts, Kris	Sawyer, Sheldon		
COOS			
None			
GRAFTON			
Aguiar, James	Eaton, Stephanie	Gionet, Edmond	Harding, A Laurie
Maybeck, Margie	McLeod, Martha	Naro, Debra	
HILLSBOROUGH			
Adams, Jarvis IV	Balboni, Michael	Barry, J Gail	Batula, Peter
Bergeron, Jean-Guy	Bergin, Peter	Boehm, Ralph	Buhlman, David
Christiansen, Lars	Clemons, Jane	Craig, James	Desmarais, Vivian
Dyer, Donald	Goley, Jeffrey	Gonzalez, Carlos	Goyette, Peter Jr

Graham, John	Hagan, Barbara	Hall, Betty	Hirschmann, Keith
L'Heureux, Robert	McRae, Karen	Mead, Robert	O'Brien, William
Pepino, Leo	Rosenwald, Cindy	Slocum, Lee	Smith, David
Sullivan, Francis	Vaillancourt, Steve	Villeneuve, Maurice	Wheeler, James
MERRIMACK			
Blanchard, Elizabeth	Field, William	Greco, Vincent	Klose, John
Langlais, Thomas	Marple, Richard	Maxfield, Roy	Oliver, James
Potter, Frances	Reed, Dennis	Tupper, Frank	Walz, Mary Beth
ROCKINGHAM			
Belanger, Ronald	Cady, Harriet	Camm, Kevin	Casey, Kimberley
DiFruscia, Anthony	Dumaine, Dudley	Gilbert, Karl	Headd, James
Hutchinson, Karen	Introne, Robert	Itse, Daniel	McMahon, Charles
Morris, Richard	Nowe, Ronald	Quandt, Marshall Lee	Quandt, Matthew
Robertson, Carl	Robinson, John	Sanders, Elisabeth	Weldy, Norman
Wells, Roger			
STRAFFORD			
Albert, Russell	Brown, Julie	Cataldo, Sam	Chaplin, Duncan
Dunlap, Patricia	Kaen, Naida	Taylor, Kathleen	
SULLIVAN			
Houde-Quimby, Charlotte	Irish, Christopher	Jillette, Arthur Jr	Rodeschin, Beverly

and the committee amendment was adopted.

The question now being adoption of the committee report.

Rep. Lars Christensen requested a roll call; sufficiently seconded.

The question being adoption of the committee report

YEAS 236 NAYS 95			
YEAS 236			
BELKNAP			
Allen, Janet	Fitzgerald, James	Flanders, Donald	Nedeau, Stephen
Pilliod, James	Russell, David	Thomas, John	Whalley, Michael
CARROLL			
Ahlgren, Christopher	Brown, Carolyn	Buco, Thomas	Dickinson, Howard
Knox, J David	Patten, Betsey	Philbrick, Donald	Stevens, Stanley
CHESHIRE			
Allen, Peter	Butcher, Suzanne	Butynski, William	Chase, William
Coates, Christopher	Dexter, Judson	Dunn, J Timothy	Eaton, Daniel
Espiefs, Peter	Foote, Sheila	Mitchell, Bonnie	Parkhurst, Henry
Plifka, Stanley Jr	Pratt, John	Richardson, Barbara	Roberts, Kris
Tilton, Anna			

COOS			
Buzzell, Bernard	King, Frederick	Lary, Bruce	Mears, Edgar
Merrick, Scott	Remick, William	Richardson, Herbert	Theberge, Robert
Tholl, John Jr			
GRAFTON			
Almy, Susan	Benn, Bernard	Bleyler, Ruth	Cooney, Mary
Eaton, Stephanie	Hammond, Lee	Harding, A Laurie	McLeod, Martha
Mulholland, Catherine	Naro, Debra	Solomon, Peter	
HILLSBOROUGH			
Allan, Nelson	Barody, Benjamin	Batula, Peter	Beaulieu, Jane
Bergin, Peter	Brassard, Paul	Brundige, Robert	Calawa, Leon Jr
Chase, Claudia	Christensen, D L Chris	Clemons, Jane	Cote, David
Cote, Peter	Coughlin, Pamela	Craig, James	Daniuk, Caitlin
Desmarais, Vivian	DeVries, Betsi	Dokmo, Cynthia	Drisko, Richard
Egbers, Fran	Emerton, Larry	Essex, David	Gargasz, Carolyn
Garrity, Patrick	Ginsburg, Ruth	Golding, William	Goley, Jeffrey
Gonzalez, Carlos	Gorman, Mary	Haley, Robert	Hall, Betty
Harvey, Suzanne	Holden, Randolph	Infantine, William	Irwin, Anne-Marie
Jean, Claudette	Kopka, Angeline	L'Heureux, Robert	Lasky, Bette
Manney, Pamela	Martin, Mary Ellen	Matarazzo, Anthony Sr	Messier, Irene
Movsesian, Lori	O'Connell, Timothy	Ober, Lynne	Pepino, Leo
Pilotte, Maurice	Reeves, Sandra	Rochette, Eric	Rosenwald, Cindy
Ross, Lawrence	Schulze, Joan	Shattuck, Gilman	Shaw, Barbara
Shaw, Kimberly	Smith, David	Sullivan, Francis	Sullivan, Peter
Ulery, Jordan	Velez, Hector	Wheeler, Robert	
MERRIMACK			
Anderson, Eric	Blanchard, Elizabeth	Bouchard, Candace	Brueggemann, Donald
Clarke, Claire	DeJoie, John	DeStefano, Stephen	Foose, Robert
Gile, Mary	Greco, Vincent	Hager, Elizabeth	Hamm, Christine
Hess, David	Kennedy, Richard	Kidder, David	Klose, John
L'Heureux, Stephen	Lockwood, Priscilla	MacKay, James	Maxfield, Roy
McMahon, Patricia	Osborne, Jessie	Owen, Derek	Potter, Frances
Reardon, Tara	Reed, Dennis	Rush, Deanna	Ryan, Jim
Shurtleff, Stephen	Tilton, Joy	Walz, Mary Beth	Yeaton, Charles
ROCKINGHAM			
Abbott, Dennis	Belanger, Ronald	Brown, C. Pennington	Buxton, Donald
Cali-Pitts, Jacqueline	Carson, Sharon	Casey, Kimberley	Charron, Gene
Coburn, James	Cooney, Richard	Dalrymple, Janeen	DiFruscia, Anthony
Donahue, Richard Ken	Flanders, John Sr	Flockhart, Eileen	Francoeur, Sheila
Garrity, James	Gilbert, Karl	Gillick, Thomas	Gould, Kenneth
Griffin, Mary	Johnson, Robert	Katsakiores, George	Katsakiores, Phyllis
Kobel, Rudolph	Langley, Jane	Major, Norman	Mason, April

Moore, Benjamin	Morris, Richard	O'Neil, Michael	Packard, Sherman
Pantelakos, Laura	Parker, Benjamin	Powers, James	Priestley, Anne
Quandt, Marshall Lee	Quandt, Matthew	Robertson, Carl	Robinson, John
Rolston, James	Scamman, Stella	Scamman, W Douglas	Splaine, James
Stiles, Nancy	Stone, Joseph	Weare, E Albert	Welch, David
Weldy, Norman	Winchell, George	Zolla, William	
STRAFFORD			
Albert, Russell	Berube, Roger	Bickford, David	Brown, Jennifer
Brown, Julie	Brown, Lawrence	Callaghan, Frank	Cilley, Jacalyn
Creteau, Irene	Domingo, Baldwin	Dunlap, Patricia	Easson, Timothy
Goodwin, Earle	Grassie, Anne	Hofemann, Roland	Kaen, Naida
Knowles, William	Miller, Joseph	Rollo, Michael	Rous, Emma
Schmidt, Peter	Smith, Marjorie	Spang, Judith	Taylor, Katherine
Taylor, Kathleen	Twombly, James	Wall, Janet	
SULLIVAN			
Cloutier, John	Converse, Larry	Donovan, Thomas	Ferland, Brenda
Franklin, Peter	Houde-Quimby, Charlotte	Jillette, Arthur Jr	Osgood, Philip Sr
Phinizy, James	Prichard, Stephen		
NAYS 95			
BELKNAP			
Boyce, Laurie	Clark, Charles	Heald, Bruce	Millham, Alida
Morrison, Gail	Rosen, Ralph	Tilton, Franklin	Tobin, William
Veazey, John	Wendelboe, Fran		
CARROLL			
Babson, David Jr	Martin, James	McConkey, Mark	Merrow, Harry
Olimpio, J Lisbeth			
CHESHIRE			
Emerson, Susan	Hunt, John	Robertson, Timothy	Sawyer, Sheldon
Weed, Charles			
COOS			
None			
GRAFTON			
Aguiar, James	Gionet, Edmond	Ingbreton, Paul	Maybeck, Margie
Sorg, Gregory			
HILLSBOROUGH			
Adams, Jarvis IV	Balboni, Michael	Barry, J Gail	Bergeron, Jean-Guy
Boehm, Ralph	Buhlman, David	Carew, James	Christiansen, Lars

Crane, Elenore Casey	Dyer, Donald	Elliott, Nancy	Francoeur, Bea
Goyette, Peter Jr	Graham, John	Hagan, Barbara	Hawkins, Ken
Hellwig, Steve	Hinkle, Peyton	Hirschmann, Keith	Jasper, Shawn
Lawrence, James	McRae, Karen	Mead, Robert	Mooney, Maureen
O'Brien, William	Price, Pamela	Renzullo, Andrew	Rowe, Robert
Ryder, Donald	Scanlon, Michael	Slocum, Lee	Souza, Kathleen
Stepanek, Stephen	Vaillancourt, Steve	Villeneuve, Maurice	Wheeler, James
MERRIMACK			
Field, William	Langlais, Thomas	Marple, Richard	Oliver, James
Soltani, Tony	Tupper, Frank		
ROCKINGHAM			
Allen, Mary	Bettencourt, David	Bicknell, Elbert	Bishop, Franklin
Cady, Harriet	Camm, Kevin	Dumaine, Dudley	Fesh, Bob
Headd, James	Hopfgarten, Paul	Hughes, Daniel	Hutchinson, Karen
Ingram, Russell	Introne, Robert	Itse, Daniel	McKinney, Betsy
McMahon, Charles	Nowe, Ronald	Palazzo, Frank	Rausch, James
Sanders, Elisabeth	Waterhouse, Kevin	Wells, Roger	
STRAFFORD			
Cataldo, Sam	Chaplin, Duncan	Newton, Clifford	
SULLIVAN			
Irish, Christopher	Rodeschin, Beverly		

and the committee report was adopted.
Ordered to third reading.

SB 308-FN-A, making an appropriation for school building aid. **OUGHT TO PASS**

Rep. Linda T. Foster for Finance: Unfortunately, the consequences of SB 38 that changed the eligibility requirements for certain school districts and increased school budget aid by approximately \$1,000,000, were not included in the current budget. The committee believes that the state should honor its commitment and not shift the cash flow burden. Vote 17-2.
Rep. King moved recommit to committee and spoke in favor.

Motion adopted.

Recommitted to Finance.

SB 327, establishing the New Hampshire civil war cannon restoration fund. **OUGHT TO PASS WITH AMENDMENT**

Rep. Robert L. Wheeler for Finance: This bill creates a fund in the state treasurer's office to accept grants, gifts, and donations for the purpose of restoring civil war cannons. The fund is organized for charitable and educational purposes within section 501(c)(3) of the IRS code, and will not require any state dollars from general or other funds. Vote 19-0.

Amendment (1679h)

Amend RSA 110-B:80 as inserted by section 1 of the bill by replacing it with the following:

110-B:80 Civil War Cannon Restoration Fund. The adjutant general is authorized to accept gifts, grants, or donations, from any public or private source, for the purpose of restoring the New Hampshire civil war cannons. All such monetary grants, gifts, and donations shall be deposited in a special fund, which shall be established in the office of the

state treasurer and known as the New Hampshire civil war cannon restoration fund. The fund shall be nonlapsing and shall be kept separate and distinct from all other funds. The fund shall be continually appropriated to the adjutant general and used solely for the restoration of state civil war cannons. The fund shall be organized exclusively for charitable and educational purposes, within the meaning of those terms as used in section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and no part of the net earnings shall inure to the benefit of any individual.

AMENDED ANALYSIS

This bill establishes the New Hampshire civil war cannon restoration fund in the office of the state treasurer to be administered by the adjutant general.

Amendment adopted.

Rep. Kennedy spoke against and yielded to questions.

Reps. Robert Wheeler and Welch yielded to questions.

Committee report adopted and ordered to third reading.

SB 337, relative to the sale and repurchase of property acquired by tax deed. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Harry S. Gale for the Majority of Municipal and County Government: This bill would allow municipalities to inspect property acquired by tax deed prior to offering the property for sale. If anyone, including a municipality, is a landlord, inspection of the property can happen with reasonable notice as stated in RSA 540:2 and 3. This bill makes the former owner of a tax deeded property liable for the costs incurred by the municipality for repairs and maintenance, which is already in law in RSA 80:90,I(e). The majority feels this legislation is unnecessary, since local communities already have the legal authority to deal with the problem(s) and issues raised by the proponents. Uncomfortable as it may be, aggressive enforcement of current existing laws and authority seems to be the appropriate solution. The committee only heard testimony from one municipality. The majority of the committee feels that if this was a statewide issue, there would have been testimony from other municipalities, especially from the cities. The next section of this bill addresses the reduction in time that any former owner has available to redeem the property, from three years to only a single year. It is becoming more difficult for some taxpayers to pay their property taxes, especially our elderly. The majority of the committee feels that reducing the time for these individuals to be able pay their taxes and keep their home from three years down to a single year is an unwarranted taking by the municipality. The majority of the committee feels that the property rights and the traditional belief of "one's home is one's castle" is greatly affected by reducing this time. The majority of the committee further feels that keeping the tax lien/deed process the way it currently is in law is in the best interest of all New Hampshire landowners. Vote 10-7.

Rep. Jessie L. Osborne for the Minority of Municipal and County Government: The minority of the committee believes that this bill would give municipalities the ability to access and upgrade the property acquired through tax deed and provide a municipality the right to protect itself from liability by upgrading to code said property. It would also permit the municipality to reduce the repurchase time for the previous owner. The repurchase agreement would also require the previous owner to pay for all code upgrades and back taxes within a set period of time. This reduces the amount of time from 3 years to one year the right of the Municipality to recoup all costs regarding the sale and updating of the property taken in lieu of taxes through a tax deed. Under current law, the municipality can dispose of the property 30 days after certified mail notice, but if the owner cannot be found or avoids the notice, he has up to 3 years before the municipality can dispose of the property. This bill reduces that time to 1 year. The committee heard of many cases, particularly in Berlin, which justify the reduction of the period for a landlord to redeem the property taken for property tax default of 3 years. Currently the total time to recoup losses can be a total of 6 years including the 3 years of tax liens.

Rep. Patten spoke against the majority committee report.
 Motion failed.
 Rep. Patten moved Interim Study and spoke in favor.
 Motion of Interim Study was adopted.

SB 310-FN, establishing gold star number plates and relative to special number plates for veterans. **WITHOUT RECOMMENDATION**
 Rep. Packard moved Ought to Pass and offered floor amendment (1759h).

Floor Amendment (1759h)

Amend the bill by replacing section 1 with the following:

1 New Section; Gold Star Number Plates. Amend RSA 261 by inserting after section 87-b the following new section:

261:87-c Gold Star Number Plates.

I. The department shall furnish one set of special number plates, designed by the director with the approval of the commissioner, for one motor vehicle owned by a mother or father of a person killed while on duty in the United States armed forces. These gold star number plates shall be issued upon payment of the regular registration and number plate fees. The issuance of a set of such special number plates to a parent shall not preclude the issuance of another set of such special number plates to the other parent.

II. For purposes of this section, a motor vehicle is owned by a mother or father of a person killed while on duty in the United States armed forces if the mother or father of a person killed while on duty in the United States armed forces is the motor vehicle's owner under RSA 259:72, I, or if the legal ownership of the motor vehicle is held by a trust established by the mother or father of a person killed while on duty in the United States armed forces and the mother or father of a person killed while on duty in the United States armed forces has use of the motor vehicle or the motor vehicle is used for the transportation of the mother or father of a person killed while on duty in the United States armed forces. The director shall establish the documentation required for a motor vehicle held in trust to be eligible for plates under this section. The director shall not issue more than one set of plates under this section to any trust. A trustee of the trust or the administrator of the estate may be fined up to \$500 for failing to return within 60 days of the death of the mother or father of a person killed while on duty in the United States armed forces any plates issued under this section for a motor vehicle held in trust.

Rep. Packard inquired if Section 1 of the bill could be divided.

The Speaker ruled that Section 1 of the bill was divisible.

The question being adoption of floor amendment (1759h)

Rep. Jennifer Brown spoke against and yielded to questions.

Rep. Bettencourt spoke in favor.

Rep. Merrick requested a roll call; sufficiently seconded.

The question being adoption of floor amendment (1759h).

YEAS 269 NAYS 63			
YEAS 269			
BELKNAP			
Boyce, Laurie	Clark, Charles	Fitzgerald, James	Flanders, Donald
Heald, Bruce	Millham, Alida	Morrison, Gail	Pilliod, James
Rosen, Ralph	Thomas, John	Tilton, Franklin	Tobin, William
Veazey, John	Wendelboe, Fran	Whalley, Michael	

CARROLL			
Ahlgren, Christopher	Babson, David Jr	Brown, Carolyn	Buco, Thomas
Dickinson, Howard	Knox, J David	Martin, James	McConkey, Mark
Merrow, Harry	Olimpio, J Lisbeth	Philbrick, Donald	Stevens, Stanley
CHESHIRE			
Allen, Peter	Butcher, Suzanne	Butynski, William	Chase, William
Coates, Christopher	Dexter, Judson	Dunn, J Timothy	Eaton, Daniel
Emerson, Susan	Espieffs, Peter	Foote, Sheila	Hunt, John
Mitchell, Bonnie	Plifka, Stanley Jr	Pratt, John	Robertson, Timothy
Tilton, Anna	Weed, Charles		
COOS			
Buzzell, Bernard	King, Frederick	Lary, Bruce	Mears, Edgar
Merrick, Scott	Remick, William	Richardson, Herbert	Theberge, Robert
Tholl, John Jr			
GRAFTON			
Aguiar, James	Benn, Bernard	Eaton, Stephanie	Gionet, Edmond
Hammond, Lee	Harding, A Laurie	Ingbretson, Paul	Maybeck, Margie
McLeod, Martha	Mulholland, Catherine	Naro, Debra	Solomon, Peter
Ward, John			
HILLSBOROUGH			
Adams, Jarvis IV	Allan, Nelson	Balboni, Michael	Baroody, Benjamin
Batula, Peter	Beaulieu, Jane	Bergeron, Jean-Guy	Bergin, Peter
Boehm, Ralph	Brassard, Paul	Brundige, Robert	Buhlman, David
Calawa, Leon Jr	Chase, Claudia	Christensen, D L Chris	Christiansen, Lars
Clemons, Jane	Cote, David	Coughlin, Pamela	Craig, James
Crane, Elenore Casey	Daniuk, Caitlin	Desmarais, Vivian	DeVries, Betsi
Dokmo, Cynthia	Dyer, Donald	Egbers, Fran	Elliott, Nancy
Essex, David	Francoeur, Bea	Gargas, Carolyn	Garrity, Patrick
Ginsburg, Ruth	Golding, William	Goley, Jeffrey	Gonzalez, Carlos
Goyette, Peter Jr	Graham, John	Hagan, Barbara	Haley, Robert
Hall, Betty	Harvey, Suzanne	Hebert, Raymond	Hellwig, Steve
Hinkle, Peyton	Hirschmann, Keith	Holden, Randolph	Infantine, William
Jasper, Shawn	Jean, Claudette	L'Heureux, Robert	Lasky, Bette
Lawrence, James	Manney, Pamela	Martin, Mary Ellen	Matarazzo, Anthony Sr
McRae, Karen	Mead, Robert	Messier, Irene	Mooney, Maureen
O'Brien, William	O'Connell, Timothy	Ober, Lynne	Pilotte, Maurice
Price, Pamela	Reeves, Sandra	Renzullo, Andrew	Rochette, Eric
Rowe, Robert	Scanlon, Michael	Schulze, Joan	Shattuck, Gilman
Shaw, Barbara	Shaw, Kimberly	Stepanek, Stephen	Sullivan, Peter
Ulery, Jordan	Vaillancourt, Steve	Velez, Hector	Wheeler, James
MERRIMACK			

Anderson, Eric	Blanchard, Elizabeth	Brueggemann, Donald	Clarke, Claire
Currier, David	DeJoie, John	Field, William	Foose, Robert
French, Barbara	Gile, Mary	Greco, Vincent	Hager, Elizabeth
Hamm, Christine	Kennedy, Richard	Langlais, Thomas	Marple, Richard
Maxfield, Roy	McMahon, Patricia	Oliver, James	Osborne, Jessie
Owen, Derek	Potter, Frances	Reed, Dennis	Rush, Deanna
Ryan, Jim	Shurtleff, Stephen	Soltani, Tony	Tupper, Frank
Walz, Mary Beth	Yeaton, Charles		
ROCKINGHAM			
Allen, Mary	Belanger, Ronald	Bettencourt, David	Bicknell, Elbert
Buxton, Donald	Cady, Harriet	Cali-Pitts, Jacqueline	Camm, Kevin
Carson, Sharon	Casey, Kimberley	Charron, Gene	Coburn, James
Cooney, Richard	DiFruscia, Anthony	Donahue, Richard Ken	Dumaine, Dudley
Flockhart, Eileen	Garrity, James	Gilbert, Karl	Gillick, Thomas
Griffin, Mary	Headd, James	Hopfgarten, Paul	Hughes, Daniel
Hutchinson, Karen	Ingram, Russell	Introne, Robert	Itse, Daniel
Katsakiores, George	Katsakiores, Phyllis	Kobel, Rudolph	Langley, Jane
Major, Norman	Mason, April	McKinney, Betsy	McMahon, Charles
Moore, Benjamin	Morris, Richard	Nowe, Ronald	O'Neil, Michael
Pantelakos, Laura	Powers, James	Priestley, Anne	Quandt, Marshall Lee
Quandt, Matthew	Rausch, James	Robertson, Carl	Robinson, John
Rolston, James	Sanders, Elisabeth	Scamman, Stella	Scamman, W Douglas
Splaine, James	Stiles, Nancy	Stone, Joseph	Waterhouse, Kevin
Weare, E Albert	Wells, Roger	Winchell, George	Zolla, William
STRAFFORD			
Albert, Russell	Berube, Roger	Bickford, David	Brown, Jennifer
Callaghan, Frank	Cataldo, Sam	Chaplin, Duncan	Cilley, Jacalyn
Dunlap, Patricia	Easson, Timothy	Goodwin, Earle	Grassie, Anne
Hofemann, Roland	Johnson, Nancy	Knowles, William	Miller, Joseph
Newton, Clifford	Rollo, Michael	Rous, Emma	Schmidt, Peter
Taylor, Katherine	Taylor, Kathleen	Twombly, James	Wall, Janet
SULLIVAN			
Cloutier, John	Converse, Larry	Donovan, Thomas	Franklin, Peter
Irish, Christopher	Osgood, Philip Sr	Phinizy, James	Prichard, Stephen
NAYS 63			
BELKNAP			
Allen, Janet	Nedeau, Stephen	Russell, David	
CARROLL			
None			
CHESHIRE			
Parkhurst, Henry	Richardson, Barbara	Roberts, Kris	Sawyer, Sheldon

COOS			
None			
GRAFTON			
Almy, Susan	Bleyler, Ruth	Cooney, Mary	Nordgren, Sharon
Sorg, Gregory			
HILLSBOROUGH			
Barry, J Gail	Carew, James	Cote, Peter	Drisko, Richard
Emerton, Larry	Gorman, Mary	Hawkins, Ken	Irwin, Anne-Marie
Kopka, Angeline	Kurk, Neal	Movsesian, Lori	Pepino, Leo
Rosenwald, Cindy	Ryder, Donald	Slocum, Lee	Smith, David
Sullivan, Francis	Villeneuve, Maurice	Wheeler, Robert	
MERRIMACK			
Bouchard, Candace	Hess, David	Kidder, David	Klose, John
L'Heureux, Stephen	Lockwood, Priscilla	MacKay, James	Reardon, Tara
ROCKINGHAM			
Abbott, Dennis	Bishop, Franklin	Brown, C. Pennington	Fesh, Bob
Flanders, John Sr	Francoeur, Sheila	Gould, Kenneth	Johnson, Robert
Packard, Sherman	Palazzo, Frank	Parker, Benjamin	Welch, David
Weldy, Norman			
STRAFFORD			
Brown, Julie	Brown, Lawrence	Creteau, Irene	Domingo, Baldwin
Kaen, Naida	Smith, Marjorie	Spang, Judith	
SULLIVAN			
Ferland, Brenda	Houde-Quimby, Charlotte	Jillette, Arthur Jr	Rodeschin, Beverly

and floor amendment (1759h) was adopted.

The question now being adoption of Section 1 of the bill.

Motion adopted.

The question now being adoption of the remainder of the bill.

Motion adopted and ordered to third reading.

BILLS REMOVED FROM CONSENT CALENDAR

SB 234, including the International Residential Code 2000 in the definition of the state building code. **OUGHT TO PASS**

Rep. Ken Hawkins for Executive Departments and Administration: This bill came out of a study committee on licensing building contractors and re-modelers. Since there was no residential code, there was no way to license them. This bill establishes a state-wide building code, but does not require a town to have a building inspector. This will enable the consumer to have recourse against shoddy workmanship. Vote 15-0.

Rep. O'Brien requested a roll call; sufficiently seconded.

The question being adoption of the committee report.

YEAS 220 NAYS 112			
YEAS 220			
BELKNAP			
Allen, Janet	Clark, Charles	Fitzgerald, James	Flanders, Donald
Millham, Alida	Russell, David	Tilton, Franklin	Tobin, William
CARROLL			
Ahlgren, Christopher	Brown, Carolyn	Knox, J David	Martin, James
McConkey, Mark	Olimpio, J Lisbeth	Stevens, Stanley	
CHESHIRE			
Allen, Peter	Butcher, Suzanne	Butynski, William	Chase, William
Dexter, Judson	Dunn, J Timothy	Eaton, Daniel	Emerson, Susan
Espiefs, Peter	Foote, Sheila	Mitchell, Bonnie	Plifka, Stanley Jr
Pratt, John	Richardson, Barbara	Roberts, Kris	Robertson, Timothy
Tilton, Anna	Weed, Charles		
COOS			
Buzzell, Bernard	King, Frederick	Mears, Edgar	Merrick, Scott
Richardson, Herbert	Tholl, John Jr		
GRAFTON			
Almy, Susan	Benn, Bernard	Bleyler, Ruth	Cooney, Mary
Hammond, Lee	Harding, A Laurie	Mulholland, Catherine	Naro, Debra
Nordgren, Sharon	Solomon, Peter	Sorg, Gregory	
HILLSBOROUGH			
Allan, Nelson	Baroody, Benjamin	Batula, Peter	Beaulieu, Jane
Bergeron, Jean-Guy	Bergin, Peter	Brassard, Paul	Brundige, Robert
Buhlman, David	Chase, Claudia	Christensen, D L Chris	Clemons, Jane
Cote, David	Cote, Peter	Craig, James	Daniuk, Caitlin
DeVries, Betsi	Drisko, Richard	Egbers, Fran	Emerton, Larry
Essex, David	Francoeur, Bea	Gargas, Carolyn	Garrity, Patrick
Ginsburg, Ruth	Golding, William	Goley, Jeffrey	Gonzalez, Carlos
Gorman, Mary	Graham, John	Hagan, Barbara	Haley, Robert
Hall, Betty	Hansen, Ryan	Harvey, Suzanne	Hawkins, Ken
Hebert, Raymond	Hellwig, Steve	Hinkle, Peyton	Holden, Randolph
Irwin, Anne-Marie	Jasper, Shawn	Jean, Claudette	Kopka, Angeline
L'Heureux, Robert	Lasky, Bette	Manney, Pamela	Martin, Mary Ellen
Matarazzo, Anthony Sr	Movsesian, Lori	O'Connell, Timothy	Pepino, Leo
Pilotte, Maurice	Price, Pamela	Reeves, Sandra	Rochette, Eric
Rosenwald, Cindy	Ross, Lawrence	Ryder, Donald	Schulze, Joan
Shattuck, Gilman	Shaw, Barbara	Shaw, Kimberly	Slocum, Lee
Smith, David	Stepanek, Stephen	Sullivan, Francis	Velez, Hector

Wheeler, Robert			
MERRIMACK			
Anderson, Eric	Blanchard, Elizabeth	Bouchard, Candace	Brueggemann, Donald
Clarke, Claire	DeJoie, John	DeStefano, Stephen	Foose, Robert
French, Barbara	Gile, Mary	Greco, Vincent	Hager, Elizabeth
Hamm, Christine	Kidder, David	Klose, John	MacKay, James
McMahon, Patricia	Oliver, James	Osborne, Jessie	Potter, Frances
Reardon, Tara	Reed, Dennis	Ryan, Jim	Shurtleff, Stephen
Tilton, Joy	Walz, Mary Beth	Yeaton, Charles	
ROCKINGHAM			
Abbott, Dennis	Bettencourt, David	Brown, C. Pennington	Buxton, Donald
Cali-Pitts, Jacqueline	Carson, Sharon	Casey, Kimberley	Charron, Gene
Coburn, James	Cooney, Richard	DiFruscia, Anthony	Fesh, Bob
Flockhart, Eileen	Garrity, James	Gillick, Thomas	Gould, Kenneth
Griffin, Mary	Ingram, Russell	Kobel, Rudolph	Langley, Jane
Major, Norman	Mason, April	Morris, Richard	O'Neil, Michael
Packard, Sherman	Pantelakos, Laura	Parker, Benjamin	Powers, James
Rausch, James	Robertson, Carl	Robinson, John	Rolston, James
Scamman, Stella	Scamman, W Douglas	Splaine, James	Stiles, Nancy
Stone, Joseph	Waterhouse, Kevin	Weldy, Norman	Wells, Roger
Zolla, William			
STRAFFORD			
Albert, Russell	Berube, Roger	Bickford, David	Brown, Jennifer
Chaplin, Duncan	Cilley, Jacalyn	Creteau, Irene	Domingo, Baldwin
Dunlap, Patricia	Grassie, Anne	Hofemann, Roland	Johnson, Nancy
Knowles, William	Miller, Joseph	Newton, Clifford	Rollo, Michael
Schmidt, Peter	Smith, Marjorie	Spang, Judith	Taylor, Katherine
Taylor, Kathleen	Twombly, James	Wall, Janet	
SULLIVAN			
Cloutier, John	Converse, Larry	Donovan, Thomas	Ferland, Brenda
Franklin, Peter	Houde-Quimby, Charlotte	Jillette, Arthur Jr	Osgood, Philip Sr
Prichard, Stephen	Rodeschin, Beverly		
NAYS 112			
BELKNAP			
Boyce, Laurie	Heald, Bruce	Nedeau, Stephen	Pilliod, James
Rosen, Ralph	Thomas, John	Veazey, John	Wendelboe, Fran
Whalley, Michael			
CARROLL			
Babson, David Jr	Buco, Thomas	Dickinson, Howard	Morrow, Harry
Patten, Betsey	Philbrick, Donald		

CHESHIRE			
Coates, Christopher	Hunt, John	Sawyer, Sheldon	
COOS			
Lary, Bruce	Remick, William	Theberge, Robert	
GRAFTON			
Aguiar, James	Eaton, Stephanie	Gionet, Edmond	Ingbretson, Paul
Maybeck, Margie	McLeod, Martha	Ward, John	
HILLSBOROUGH			
Adams, Jarvis IV	Balboni, Michael	Barry, J Gail	Boehm, Ralph
Calawa, Leon Jr	Carew, James	Christiansen, Lars	Coughlin, Pamela
Crane, Elenore Casey	Desmarais, Vivian	Dokmo, Cynthia	Dyer, Donald
Elliott, Nancy	Goyette, Peter Jr	Hirschmann, Keith	Kurk, Neal
Lawrence, James	McRae, Karen	Mead, Robert	Messier, Irene
Mooney, Maureen	O'Brien, William	Ober, Lynne	Renzullo, Andrew
Rowe, Robert	Scanlon, Michael	Sullivan, Peter	Ulery, Jordan
Vaillancourt, Steve	Villeneuve, Maurice	Wheeler, James	
MERRIMACK			
Currier, David	Field, William	Hess, David	Kennedy, Richard
L'Heureux, Stephen	Langlais, Thomas	Lockwood, Priscilla	Marple, Richard
Maxfield, Roy	Owen, Derek	Rush, Deanna	Soltani, Tony
Tupper, Frank			
ROCKINGHAM			
Allen, Mary	Belanger, Ronald	Bishop, Franklin	Camm, Kevin
Donahue, Richard Ken	Dumaine, Dudley	Flanders, John Sr	Francoeur, Sheila
Gilbert, Karl	Headd, James	Hopfgarten, Paul	Hughes, Daniel
Hutchinson, Karen	Introne, Robert	Itse, Daniel	Johnson, Robert
Katsakiores, George	Katsakiores, Phyllis	McKinney, Betsy	McMahon, Charles
Moore, Benjamin	Nowe, Ronald	Palazzo, Frank	Priestley, Anne
Quandt, Marshall Lee	Quandt, Matthew	Sanders, Elisabeth	Weare, E Albert
Welch, David	Winchell, George		
STRAFFORD			
Brown, Julie	Brown, Lawrence	Callaghan, Frank	Campbell, W Packy
Cataldo, Sam	Easson, Timothy	Goodwin, Earle	Kaen, Naida
Rous, Emma			
SULLIVAN			
Irish, Christopher			

and the committee report was adopted.
Ordered to third reading.

SB 252, relative to certification of speech-language assistants for purposes of speech language pathology practice. **OUGHT TO PASS WITH AMENDMENT**

Rep. Donald F. Ryder for Executive Departments and Administration: This bill is designed to give minimum certification credentials to those who meet the requirements established by the Board of Allied Health Providers for speech-language assistants. The bill exempts assistants employed by all public schools and schools approved by the Department of Education. Persons currently employed and supervised as speech-language assistants will be grandfathered. This bill has been written so as to not create any unfunded mandates for public schools. Vote 16-0.

Amendment (1806h)

Amend the bill by replacing all after section 1 with the following:

2 Rulemaking; Speech Language Assistants. Amend RSA 326-F:5, V to read as follows:

V. The ~~[use of assistive personnel]~~ ***minimum qualifications of, requirements for direction and supervision of, and scope of tasks that may be performed by speech-language assistants. Such qualifications shall include a minimum of a 2-year associate's degree granted by a speech language pathology program accredited by an accrediting organization approved by the board.***

VI. The application and qualification for initial certification, certification renewal, and certification reinstatement of speech-language assistants.

VII. The investigation and discipline of certified speech language assistants.

3 New Subparagraph; Office of Allied Health Professionals; Board of Directors. Amend RSA 328-F:15 by inserting after subparagraph I(g) the following new subparagraph:

(h) Initial certification, certification renewal, and certification reinstatement of speech-language assistants, as defined in RSA 326-F:1, II-a.

4 New Section; Renewal of Certification. Amend RSA 326-F by inserting after section 6 the following new section:

326-F:6-a Renewal of Certification. Certification shall be renewed biennially in accordance with rules adopted pursuant to RSA 541-A.

5 New Section; Reinstatement of Certification. Amend RSA 326-F by inserting after section 7 the following new section:

326-F:7-a Reinstatement of Certification. The board shall reinstate a certification which has lapsed as a result of failure of the applicant to qualify for renewal or to submit the renewal application on time if the applicant:

I. Meets eligibility requirements for renewal.

II. Meets any reinstatement requirements established by the board in rules adopted pursuant to RSA 541-A.

III. Complies with any reinstatement application procedures established by the board in rules adopted pursuant to RSA 541-A.

IV. Pays the reinstatement fee.

6 Exemptions. Amend RSA 326-F:2, I to read as follows:

I. This chapter and RSA 328-F shall not apply to:

(a) Speech-language specialists who are certified under rules adopted by the board of education pursuant to RSA 21-N:9, II(s), unless they are also licensed under this chapter.

(b) Speech-language assistants employed by all public schools and schools approved by the department of education.

7 Exemption. Notwithstanding section 2 of this act, persons currently employed and supervised as speech-language assistants on the effective date of this act shall not be required to hold or acquire a 2-year associate's degree granted by a speech language pathology program accredited by a board-approved accrediting organization but shall be certified by the board upon application and payment of the established fee.

8 Effective Date. This act shall take effect January 1, 2007.

AMENDED ANALYSIS

This bill defines “speech-language assistant” for purposes of speech language pathology practice and requires speech-language assistants to be certified by the speech language pathology governing board. This bill also requires the office of allied health professionals to establish fees for initial certification, renewal, and certification reinstatement of speech-language assistants.

Amendment adopted.

Committee report adopted and ordered to third reading.

SB 354-FN, requiring security officers of the New Hampshire hospital security force to be fully certified as police officers and including such security officers in group II of the New Hampshire retirement system. **REFER FOR INTERIM STUDY**

Rep. Judson K. Dexter for Executive Departments and Administration: The committee is in support of moving the New Hampshire Hospital security force to group II as they meet the certification requirements. However, there were a number of questions about split benefits and retirement for the officers caught in the transition. It should always be a concern that our best intended efforts do not inadvertently harm the people we serve. Please give us the opportunity to ferret out the answers to our concerns. Vote 14-2.

Rep. Bergin moved recommit to committee and spoke in favor.

Motion adopted.

Recommitted to Executive Departments and Administration.

SB 284-FN, establishing a third full-time justice position in the Manchester, Nashua, and Concord District Courts and equalizing the annual salaries of all justices of the Manchester, Nashua, and Concord District Courts. **OUGHT TO PASS WITH AMENDMENT**

Rep. Bea Francoeur for Judiciary: The committee voted to establish a full time Justice for the Nashua and Manchester district courts, due to extremely heavy case loads. Currently, part-time per diem special justices from around the state rotate in to the court to alleviate the problem, but there continues to be a backlog of cases, and some must wait months for access to justice. The amendment changes the effective date to conform to the next budget cycle. Vote 15-3.

Amendment (1632h)

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect July 1, 2007.

Amendment adopted.

Rep. Soltani spoke against and yielded to questions.

Reps. Rowe and Bea Francoeur spoke in favor.

Rep. Crane inquired if Section 2 of the bill could be divided.

The Speaker ruled the bill was divisible.

The question being adoption of Section 2 of the bill.

Reps. Crane and Soltani spoke against.

The motion to adopt Section 2 of the bill failed.

The question now being adoption of the remainder of the bill.

Rep. Soltani spoke in favor and yielded to questions.

Committee report adopted and ordered to third reading.

RECONSIDERATION

Having voted with the prevailing side, Rep. Graham moved that the House reconsider its action whereby it voted **SCR 6**, urging Congress to support stem cell research, Inexpedient to Legislate.

Rep. Graham spoke in favor.

Rep. Coughlin spoke against.

On a division vote, 174 members having voted in the affirmative and 160 in the negative, reconsideration prevailed.

The question now being adoption of Inexpedient to Legislate.

Rep. Roberts spoke against.

Rep. Twombly spoke in favor.

Rep. Soltani requested a roll call; sufficiently seconded.

The question being adoption of Inexpedient to Legislate.

YEAS 144 NAYS 190			
YEAS 144			
BELKNAP			
Allen, Janet	Boyce, Laurie	Clark, Charles	Fitzgerald, James
Flanders, Donald	Nedeau, Stephen	Russell, David	Thomas, John
Tilton, Franklin	Veazey, John	Wendelboe, Fran	Whalley, Michael
CARROLL			
Ahlgren, Christopher	Brown, Carolyn	Martin, James	McConkey, Mark
Merrow, Harry	Olimpio, J Lisbeth	Patten, Betsey	Philbrick, Donald
CHESHIRE			
Butynski, William	Parkhurst, Henry		
COOS			
King, Frederick	Remick, William	Richardson, Herbert	Tholl, John Jr
GRAFTON			
Ingbreton, Paul	Maybeck, Margie	Solomon, Peter	Sorg, Gregory
HILLSBOROUGH			
Adams, Jarvis IV	Allan, Nelson	Balboni, Michael	Batula, Peter
Bergeron, Jean-Guy	Boehm, Ralph	Brassard, Paul	Buhlman, David
Calawa, Leon Jr	Carew, James	Christensen, D L Chris	Christiansen, Lars
Coughlin, Pamela	Dyer, Donald	Elliott, Nancy	Emerton, Larry
Francoeur, Bea	Hagan, Barbara	Hawkins, Ken	Hellwig, Steve
Hinkle, Peyton	Hirschmann, Keith	Infantine, William	Jasper, Shawn
Jean, Claudette	L'Heureux, Robert	Lawrence, James	Manney, Pamela
McRae, Karen	Mead, Robert	Mooney, Maureen	O'Brien, William
Ober, Lynne	Pilotte, Maurice	Price, Pamela	Reeves, Sandra
Renzullo, Andrew	Ross, Lawrence	Schulze, Joan	Slocum, Lee
Souza, Kathleen	Stepanek, Stephen	Ulery, Jordan	Villeneuve, Maurice
Wheeler, James	Wheeler, Robert		
MERRIMACK			
Currier, David	Field, William	Hess, David	Kidder, David
Klose, John	Langlais, Thomas	MacKay, James	Maxfield, Roy

Soltani, Tony			
ROCKINGHAM			
Allen, Mary	Bettencourt, David	Bishop, Franklin	Cady, Harriet
Carson, Sharon	Charron, Gene	Coburn, James	Cooney, Richard
Donahue, Richard Ken	Dowd, John	Dumaine, Dudley	Fesh, Bob
Flanders, John Sr	Francoeur, Sheila	Garrity, James	Gilbert, Karl
Gillick, Thomas	Griffin, Mary	Headd, James	Hopfgarten, Paul
Hughes, Daniel	Ingram, Russell	Introne, Robert	Itse, Daniel
Johnson, Robert	Katsakiores, George	Katsakiores, Phyllis	Kobel, Rudolph
Mason, April	Moore, Benjamin	Nowe, Ronald	O'Neil, Michael
Packard, Sherman	Palazzo, Frank	Parker, Benjamin	Priestley, Anne
Quandt, Marshall Lee	Quandt, Matthew	Scamman, Stella	Stiles, Nancy
Stone, Joseph	Waterhouse, Kevin	Weare, E Albert	Welch, David
Weldy, Norman	Weyler, Kenneth	Zolla, William	
STRAFFORD			
Albert, Russell	Berube, Roger	Bickford, David	Campbell, W Packy
Cataldo, Sam	Chaplin, Duncan	Easson, Timothy	Newton, Clifford
Twombly, James			
SULLIVAN			
Donovan, Thomas	Irish, Christopher	Osgood, Philip Sr	
NAYS 190			
BELKNAP			
Heald, Bruce	Millham, Alida	Pilliod, James	Rosen, Ralph
Tobin, William			
CARROLL			
Babson, David Jr	Buco, Thomas	Dickinson, Howard	Knox, J David
Stevens, Stanley			
CHESHIRE			
Allen, Peter	Butcher, Suzanne	Chase, William	Coates, Christopher
Dexter, Judson	Dunn, J Timothy	Eaton, Daniel	Emerson, Susan
Espiefs, Peter	Foote, Sheila	Hunt, John	Mitchell, Bonnie
Plifka, Stanley Jr	Pratt, John	Richardson, Barbara	Roberts, Kris
Robertson, Timothy	Sawyer, Sheldon	Tilton, Anna	Weed, Charles
COOS			
Buzzell, Bernard	Lary, Bruce	Mears, Edgar	Merrick, Scott
Theberge, Robert			
GRAFTON			
Aguiar, James	Almy, Susan	Benn, Bernard	Bleyler, Ruth

Cooney, Mary	Eaton, Stephanie	Gionet, Edmond	Hammond, Lee
Harding, A Laurie	McLeod, Martha	Mulholland, Catherine	Naro, Debra
Ward, John			
HILLSBOROUGH			
Baroody, Benjamin	Barry, J Gail	Beaulieu, Jane	Bergin, Peter
Brundige, Robert	Chase, Claudia	Clemons, Jane	Cote, David
Cote, Peter	Craig, James	Crane, Elenore Casey	Daniuk, Caitlin
Desmarais, Vivian	DeVries, Betsi	Dokmo, Cynthia	Drisko, Richard
Egbers, Fran	Essex, David	Gargasz, Carolyn	Garrity, Patrick
Ginsburg, Ruth	Golding, William	Goley, Jeffrey	Gonzalez, Carlos
Gorman, Mary	Goyette, Peter Jr	Graham, John	Haley, Robert
Hall, Betty	Hansen, Ryan	Harvey, Suzanne	Hebert, Raymond
Holden, Randolph	Irwin, Anne-Marie	Kopka, Angeline	Kurk, Neal
Lasky, Bette	Matarazzo, Anthony Sr	Messier, Irene	Movsesian, Lori
O'Connell, Timothy	Pepino, Leo	Rochette, Eric	Rosenwald, Cindy
Rowe, Robert	Ryder, Donald	Scanlon, Michael	Shattuck, Gilman
Shaw, Barbara	Shaw, Kimberly	Smith, David	Sullivan, Francis
Sullivan, Peter	Vaillancourt, Steve	Velez, Hector	
MERRIMACK			
Anderson, Eric	Blanchard, Elizabeth	Bouchard, Candace	Brueggemann, Donald
Clarke, Claire	DeJoie, John	DeStefano, Stephen	Foose, Robert
French, Barbara	Gile, Mary	Greco, Vincent	Hamm, Christine
L'Heureux, Stephen	Lockwood, Priscilla	Marple, Richard	McMahon, Patricia
Oliver, James	Osborne, Jessie	Owen, Derek	Potter, Frances
Reardon, Tara	Rush, Deanna	Ryan, Jim	Shurtleff, Stephen
Tilton, Joy	Tupper, Frank	Walz, Mary Beth	Yeaton, Charles
ROCKINGHAM			
Abbott, Dennis	Belanger, Ronald	Brown, C. Pennington	Buxton, Donald
Cali-Pitts, Jacqueline	Camm, Kevin	Casey, Kimberley	DiFruscia, Anthony
Flockhart, Eileen	Gould, Kenneth	Hutchinson, Karen	Langley, Jane
Major, Norman	McKinney, Betsy	McMahon, Charles	Morris, Richard
Pantelakos, Laura	Powers, James	Rausch, James	Robertson, Carl
Robinson, John	Rolston, James	Sanders, Elisabeth	Splaine, James
Wells, Roger	Winchell, George		
STRAFFORD			
Brown, Jennifer	Brown, Julie	Brown, Lawrence	Callaghan, Frank
Cilley, Jacalyn	Creteau, Irene	Domingo, Baldwin	Dunlap, Patricia
Goodwin, Earle	Grassie, Anne	Hofemann, Roland	Johnson, Nancy
Kaen, Naida	Keans, Sandra	Knowles, William	Miller, Joseph
Rollo, Michael	Rous, Emma	Schmidt, Peter	Smith, Marjorie
Spang, Judith	Taylor, Katherine	Taylor, Kathleen	Wall, Janet
SULLIVAN			

Cloutier, John	Converse, Larry	Ferland, Brenda	Franklin, Peter
Houde-Quimby, Charlotte	Jillette, Arthur Jr	Phinizy, James	Prichard, Stephen
Rodeschin, Beverly			

and the motion of Inexpedient to Legislate failed.

Rep. Roberts moved Ought to Pass and offered floor amendment (1725h).

Floor Amendment (1725h)

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

A RESOLUTION urging Congress to support embryonic stem cell research.

Amend the resolution by replacing all after the title with the following:

Whereas, an estimated 128,000,000 Americans suffer from the crippling physical, economic, and psychological burdens of chronic, degenerative, and acute diseases, including diabetes, Parkinson's disease, cancer, and Alzheimer's disease; and

Whereas, chronic, degenerative, and acute diseases result in extreme human loss and suffering for those who suffer from them and their families and caregivers, and result in hundreds of billions of dollars annually in medical treatment and lost productivity costs; and

Whereas, embryonic stem cell research offers immense promise for developing new medical therapies for these debilitating diseases and is a critical means to explore the fundamental questions of biology and could lead to improved treatments and potential cures for diabetes, Parkinson's disease, Alzheimer's disease, spinal cord injuries, burns, cancer, heart disease, and other diseases; and

Whereas, federal funding of embryonic stem cell research should be limited to eggs fertilized in a state or federal certified in vitro fertilization clinic and only for the express purpose of reproduction; and

Whereas, such embryos typically 4 to 5 days old which have been determined by written consent and without any financial inducement by both the egg and sperm donor to never be implanted or authorized to be implanted in any woman would otherwise be discarded as medical waste; and

Whereas, the United States has historically taken a leading role in funding biomedical research and has been a haven for open scientific inquiry and technological innovation, and, as a result, is the preeminent world leader in biomedicine and biotechnology; now, therefore, be it:

Resolved by the Senate, the House of Representatives concurring:

That the New Hampshire general court hereby urges Congress to support embryonic stem cell research; and

That copies of this resolution be sent by the senate clerk to the Speaker of the United States House of Representatives, the President of the United States Senate, and the New Hampshire congressional delegation.

AMENDED ANALYSIS

This senate concurrent resolution urges Congress to support embryonic stem cell research.

Rep. Roberts spoke in favor.

MOTION TO LAY ON THE TABLE

Rep. Souza moved that **SCR 6**, urging Congress to support stem cell research, be laid on the table.

The motion failed.

The question now being adoption of floor amendment (1725h).

Rep. Mason spoke against.

Floor Amendment (1725h)

Amend the resolution by replacing the title of the resolution with the following:
A RESOLUTION urging Congress to support embryonic stem cell research.

Amend the resolution by replacing all after the title with the following:

Whereas, an estimated 128,000,000 Americans suffer from the crippling physical, economic, and psychological burdens of chronic, degenerative, and acute diseases, including diabetes, Parkinson's disease, cancer, and Alzheimer's disease; and

Whereas, chronic, degenerative, and acute diseases result in extreme human loss and suffering for those who suffer from them and their families and caregivers, and result in hundreds of billions of dollars annually in medical treatment and lost productivity costs; and

Whereas, embryonic stem cell research offers immense promise for developing new medical therapies for these debilitating diseases and is a critical means to explore the fundamental questions of biology and could lead to improved treatments and potential cures for diabetes, Parkinson's disease, Alzheimer's disease, spinal cord injuries, burns, cancer, heart disease, and other diseases; and

Whereas, federal funding of embryonic stem cell research should be limited to eggs fertilized in a state or federal certified in vitro fertilization clinic and only for the express purpose of reproduction; and

Whereas, such embryos typically 4 to 5 days old which have been determined by written consent and without any financial inducement by both the egg and sperm donor to never be implanted or authorized to be implanted in any woman would otherwise be discarded as medical waste; and

Whereas, the United States has historically taken a leading role in funding biomedical research and has been a haven for open scientific inquiry and technological innovation, and, as a result, is the preeminent world leader in biomedicine and biotechnology; now, therefore, be it:

Resolved by the Senate, the House of Representatives concurring:

That the New Hampshire general court hereby urges Congress to support embryonic stem cell research; and

That copies of this resolution be sent by the senate clerk to the Speaker of the United States House of Representatives, the President of the United States Senate, and the New Hampshire congressional delegation.

AMENDED ANALYSIS

This senate concurrent resolution urges Congress to support embryonic stem cell research.

Rep. Gionet requested a roll call; sufficiently seconded.

The question being adoption of floor amendment (1725h).

YEAS 179 NAYS 156			
YEAS 179			
BELKNAP			
Fitzgerald, James	Heald, Bruce	Millham, Alida	Pilliod, James
Rosen, Ralph			
CARROLL			
Babson, David Jr	Buco, Thomas	Dickinson, Howard	Martin, James
Stevens, Stanley			

CHESHIRE			
Allen, Peter	Butcher, Suzanne	Chase, William	Coates, Christopher
Dexter, Judson	Dunn, J Timothy	Eaton, Daniel	Emerson, Susan
Espieffs, Peter	Mitchell, Bonnie	Plifka, Stanley Jr	Pratt, John
Richardson, Barbara	Roberts, Kris	Robertson, Timothy	Sawyer, Sheldon
Tilton, Anna	Weed, Charles		
COOS			
Buzzell, Bernard	Lary, Bruce	Mears, Edgar	Merrick, Scott
Theberge, Robert			
GRAFTON			
Aguiar, James	Almy, Susan	Benn, Bernard	Bleyler, Ruth
Cooney, Mary	Eaton, Stephanie	Gionet, Edmond	Hammond, Lee
Harding, A Laurie	McLeod, Martha	Mulholland, Catherine	Naro, Debra
HILLSBOROUGH			
Baroody, Benjamin	Barry, J Gail	Beaulieu, Jane	Bergin, Peter
Chase, Claudia	Clemons, Jane	Cote, David	Cote, Peter
Craig, James	Daniuk, Caitlin	Desmarais, Vivian	DeVries, Betsi
Dokmo, Cynthia	Drisko, Richard	Egbers, Fran	Essex, David
Gargas, Carolyn	Garrity, Patrick	Ginsburg, Ruth	Golding, William
Goley, Jeffrey	Gorman, Mary	Graham, John	Haley, Robert
Hall, Betty	Harvey, Suzanne	Holden, Randolph	Irwin, Anne-Marie
Jean, Claudette	Kopka, Angeline	Kurk, Neal	Lasky, Bette
Matarazzo, Anthony Sr	Messier, Irene	Movsesian, Lori	O'Connell, Timothy
Rochette, Eric	Rosenwald, Cindy	Scanlon, Michael	Shattuck, Gilman
Shaw, Barbara	Shaw, Kimberly	Smith, David	Sullivan, Francis
Vaillancourt, Steve	Velez, Hector		
MERRIMACK			
Anderson, Eric	Blanchard, Elizabeth	Bouchard, Candace	Brueggemann, Donald
Clarke, Claire	DeJoie, John	DeStefano, Stephen	Foose, Robert
French, Barbara	Gile, Mary	Greco, Vincent	Hager, Elizabeth
Hamm, Christine	Kennedy, Richard	L'Heureux, Stephen	Lockwood, Priscilla
MacKay, James	Marple, Richard	Maxfield, Roy	McMahon, Patricia
Osborne, Jessie	Owen, Derek	Potter, Frances	Reardon, Tara
Rush, Deanna	Ryan, Jim	Shurtleff, Stephen	Tilton, Joy
Tupper, Frank	Walz, Mary Beth	Yeaton, Charles	
ROCKINGHAM			
Abbott, Dennis	Belanger, Ronald	Bishop, Franklin	Brown, C. Pennington
Buxton, Donald	Cali-Pitts, Jacqueline	Camm, Kevin	Casey, Kimberley
DiFruscia, Anthony	Flockhart, Eileen	Gould, Kenneth	Hutchinson, Karen
Langley, Jane	Major, Norman	McKinney, Betsy	McMahon, Charles
Morris, Richard	Pantelakos, Laura	Powers, James	Priestley, Anne
Rausch, James	Robertson, Carl	Robinson, John	Rolston, James
Splaine, James	Winchell, George		

STRAFFORD			
Brown, Jennifer	Brown, Julie	Brown, Lawrence	Callaghan, Frank
Cataldo, Sam	Cilley, Jacalyn	Creteau, Irene	Domingo, Baldwin
Dunlap, Patricia	Goodwin, Earle	Grassie, Anne	Johnson, Nancy
Kaen, Naida	Keans, Sandra	Knowles, William	Miller, Joseph
Rollo, Michael	Rous, Emma	Schmidt, Peter	Smith, Marjorie
Spang, Judith	Taylor, Katherine	Taylor, Kathleen	Wall, Janet
SULLIVAN			
Cloutier, John	Converse, Larry	Ferland, Brenda	Franklin, Peter
Houde-Quimby, Charlotte	Phinizy, James	Prichard, Stephen	
NAYS 156			
BELKNAP			
Allen, Janet	Boyce, Laurie	Clark, Charles	Flanders, Donald
Nedeau, Stephen	Russell, David	Thomas, John	Tilton, Franklin
Tobin, William	Veazey, John	Wendelboe, Fran	Whalley, Michael
CARROLL			
Ahlgren, Christopher	Brown, Carolyn	Knox, J David	McConkey, Mark
Merrow, Harry	Olimpio, J Lisbeth	Patten, Betsey	Philbrick, Donald
CHESHIRE			
Butynski, William	Foote, Sheila	Hunt, John	Parkhurst, Henry
COOS			
King, Frederick	Remick, William	Richardson, Herbert	Tholl, John Jr
GRAFTON			
Ingbretson, Paul	Maybeck, Margie	Solomon, Peter	Sorg, Gregory
Ward, John			
HILLSBOROUGH			
Adams, Jarvis IV	Allan, Nelson	Balboni, Michael	Batula, Peter
Bergeron, Jean-Guy	Boehm, Ralph	Brassard, Paul	Brundige, Robert
Buhlman, David	Calawa, Leon Jr	Carew, James	Christensen, D L Chris
Christiansen, Lars	Coughlin, Pamela	Crane, Elenore Casey	Dyer, Donald
Elliott, Nancy	Emerton, Larry	Francoeur, Bea	Gonzalez, Carlos
Goyette, Peter Jr	Hagan, Barbara	Hansen, Ryan	Hawkins, Ken
Hebert, Raymond	Hellwig, Steve	Hinkle, Peyton	Hirschmann, Keith
Jasper, Shawn	L'Heureux, Robert	Lawrence, James	Manney, Pamela
McRae, Karen	Mead, Robert	Mooney, Maureen	O'Brien, William
Ober, Lynne	Pepino, Leo	Pilotte, Maurice	Price, Pamela
Reeves, Sandra	Renzullo, Andrew	Ross, Lawrence	Rowe, Robert

Ryder, Donald	Schulze, Joan	Slocum, Lee	Souza, Kathleen
Stepanek, Stephen	Sullivan, Peter	Ulery, Jordan	Villeneuve, Maurice
Wheeler, James	Wheeler, Robert		
MERRIMACK			
Currier, David	Field, William	Hess, David	Kidder, David
Klose, John	Langlais, Thomas	Oliver, James	Soltani, Tony
ROCKINGHAM			
Allen, Mary	Bettencourt, David	Cady, Harriet	Carson, Sharon
Charron, Gene	Coburn, James	Cooney, Richard	Donahue, Richard Ken
Dowd, John	Dumaine, Dudley	Fesh, Bob	Flanders, John Sr
Francoeur, Sheila	Garrity, James	Gilbert, Karl	Gillick, Thomas
Griffin, Mary	Headd, James	Hopfgarten, Paul	Hughes, Daniel
Ingram, Russell	Introne, Robert	Itse, Daniel	Johnson, Robert
Katsakiores, George	Katsakiores, Phyllis	Kobel, Rudolph	Mason, April
Moore, Benjamin	Nowe, Ronald	O'Neil, Michael	Packard, Sherman
Palazzo, Frank	Parker, Benjamin	Quandt, Marshall Lee	Quandt, Matthew
Sanders, Elisabeth	Scamman, Stella	Stiles, Nancy	Stone, Joseph
Waterhouse, Kevin	Weare, E Albert	Welch, David	Weldy, Norman
Wells, Roger	Weyler, Kenneth	Zolla, William	
STRAFFORD			
Albert, Russell	Berube, Roger	Bickford, David	Campbell, W Packy
Chaplin, Duncan	Easson, Timothy	Hofemann, Roland	Newton, Clifford
Twombly, James			
SULLIVAN			
Donovan, Thomas	Irish, Christopher	Jillette, Arthur Jr	Osgood, Philip Sr
Rodeschin, Beverly			

and floor amendment (1725h) was adopted.

The question now being adoption of Ought to Pass as Amended.

Rep. Nancy Elliott spoke against.

Rep. Roberts spoke in favor.

MOTION TO INDEFINITELY POSTPONE

Rep. O'Brien moved to Indefinitely Postpone.

Reps. Itse and Daniel Eaton spoke against.

Rep. O'Brien spoke in favor.

On a division vote, 134 members having voted in the affirmative and 203 in the negative, the motion to Indefinitely Postpone failed.

Rep. Peter Sullivan requested a roll call; sufficiently seconded.

The question being adoption of Ought to Pass as Amended.

YEAS 198 NAYS 140			
YEAS 198			

BELKNAP			
Allen, Janet	Fitzgerald, James	Millham, Alida	Pilliod, James
Rosen, Ralph			
CARROLL			
Babson, David Jr	Buco, Thomas	Dickinson, Howard	Knox, J David
Stevens, Stanley			
CHESHIRE			
Allen, Peter	Butcher, Suzanne	Chase, William	Coates, Christopher
Dexter, Judson	Dunn, J Timothy	Eaton, Daniel	Espieffs, Peter
Foote, Sheila	Mitchell, Bonnie	Parkhurst, Henry	Plifka, Stanley Jr
Pratt, John	Richardson, Barbara	Roberts, Kris	Robertson, Timothy
Sawyer, Sheldon	Tilton, Anna	Weed, Charles	
COOS			
Buzzell, Bernard	Lary, Bruce	Mears, Edgar	Merrick, Scott
Theberge, Robert			
GRAFTON			
Aguiar, James	Almy, Susan	Benn, Bernard	Bleyler, Ruth
Cooney, Mary	Eaton, Stephanie	Gionet, Edmond	Hammond, Lee
Harding, A Laurie	McLeod, Martha	Mulholland, Catherine	Naro, Debra
Nordgren, Sharon	Solomon, Peter		
HILLSBOROUGH			
Baroody, Benjamin	Barry, J Gail	Beaulieu, Jane	Bergin, Peter
Chase, Claudia	Clemons, Jane	Cote, David	Cote, Peter
Craig, James	Daniuk, Caitlin	Desmarais, Vivian	DeVries, Betsi
Dokmo, Cynthia	Drisko, Richard	Egbers, Fran	Emerton, Larry
Essex, David	Gargas, Carolyn	Garrity, Patrick	Ginsburg, Ruth
Golding, William	Goley, Jeffrey	Gorman, Mary	Goyette, Peter Jr
Graham, John	Hall, Betty	Hansen, Ryan	Harvey, Suzanne
Hebert, Raymond	Holden, Randolph	Irwin, Anne-Marie	Jean, Claudette
Kopka, Angeline	Kurk, Neal	Lasky, Bette	Matarazzo, Anthony Sr
Messier, Irene	Movsesian, Lori	O'Connell, Timothy	Rochette, Eric
Rosenwald, Cindy	Ryder, Donald	Scanlon, Michael	Shattuck, Gilman
Shaw, Barbara	Shaw, Kimberly	Smith, David	Sullivan, Francis
Sullivan, Peter	Vaillancourt, Steve	Velez, Hector	
MERRIMACK			
Anderson, Eric	Blanchard, Elizabeth	Bouchard, Candace	Brueggemann, Donald
Clarke, Claire	DeJoie, John	DeStefano, Stephen	Foose, Robert
French, Barbara	Gile, Mary	Greco, Vincent	Hager, Elizabeth
Hamm, Christine	Hess, David	Kennedy, Richard	Kidder, David
L'Heureux, Stephen	Lockwood, Priscilla	MacKay, James	Marple, Richard
Maxfield, Roy	McMahon, Patricia	Oliver, James	Osborne, Jessie
Owen, Derek	Potter, Frances	Reardon, Tara	Rush, Deanna

Ryan, Jim	Shurtleff, Stephen	Tilton, Joy	Tupper, Frank
Walz, Mary Beth	Yeaton, Charles		
ROCKINGHAM			
Abbott, Dennis	Belanger, Ronald	Brown, C. Pennington	Buxton, Donald
Cali-Pitts, Jacqueline	Camm, Kevin	Casey, Kimberley	Charron, Gene
DiFruscia, Anthony	Flockhart, Eileen	Francoeur, Sheila	Gilbert, Karl
Gillick, Thomas	Gould, Kenneth	Hutchinson, Karen	Johnson, Robert
Kobel, Rudolph	Langley, Jane	Major, Norman	McKinney, Betsy
McMahon, Charles	Pantelakos, Laura	Powers, James	Priestley, Anne
Rausch, James	Robertson, Carl	Robinson, John	Rolston, James
Sanders, Elisabeth	Splaine, James	Wells, Roger	Winchell, George
STRAFFORD			
Bickford, David	Brown, Jennifer	Brown, Julie	Brown, Lawrence
Callaghan, Frank	Cilley, Jacalyn	Creteau, Irene	Domingo, Baldwin
Dunlap, Patricia	Goodwin, Earle	Grassie, Anne	Hofemann, Roland
Johnson, Nancy	Kaen, Naida	Keans, Sandra	Knowles, William
Miller, Joseph	Rollo, Michael	Rous, Emma	Schmidt, Peter
Smith, Marjorie	Spang, Judith	Taylor, Katherine	Taylor, Kathleen
Wall, Janet			
SULLIVAN			
Cloutier, John	Converse, Larry	Ferland, Brenda	Franklin, Peter
Houde-Quimby, Charlotte	Jillette, Arthur Jr	Phinizy, James	Prichard, Stephen
NAYS 140			
BELKNAP			
Boyce, Laurie	Clark, Charles	Flanders, Donald	Heald, Bruce
Nedeau, Stephen	Russell, David	Thomas, John	Tilton, Franklin
Tobin, William	Veazey, John	Wendelboe, Fran	Whalley, Michael
CARROLL			
Ahlgren, Christopher	Brown, Carolyn	Martin, James	McConkey, Mark
Merrow, Harry	Olimpio, J Lisbeth	Patten, Betsey	Philbrick, Donald
CHESHIRE			
Butynski, William	Emerson, Susan	Hunt, John	
COOS			
King, Frederick	Remick, William	Richardson, Herbert	Tholl, John Jr
GRAFTON			
Ingbretson, Paul	Maybeck, Margie	Sorg, Gregory	Ward, John

HILLSBOROUGH			
Adams, Jarvis IV	Allan, Nelson	Balboni, Michael	Batula, Peter
Bergeron, Jean-Guy	Boehm, Ralph	Brassard, Paul	Brundige, Robert
Buhlman, David	Calawa, Leon Jr	Carew, James	Christensen, D L Chris
Christiansen, Lars	Coughlin, Pamela	Crane, Elenore Casey	Dyer, Donald
Elliott, Nancy	Francoeur, Bea	Gonzalez, Carlos	Hagan, Barbara
Haley, Robert	Hawkins, Ken	Hellwig, Steve	Hinkle, Peyton
Hirschmann, Keith	Infantine, William	Jasper, Shawn	L'Heureux, Robert
Lawrence, James	Manney, Pamela	Martin, Mary Ellen	McRae, Karen
Mead, Robert	Mooney, Maureen	O'Brien, William	Ober, Lynne
Pepino, Leo	Pilotte, Maurice	Price, Pamela	Reeves, Sandra
Renzullo, Andrew	Ross, Lawrence	Rowe, Robert	Schulze, Joan
Slocum, Lee	Souza, Kathleen	Stepanek, Stephen	Ulery, Jordan
Villeneuve, Maurice	Wheeler, James	Wheeler, Robert	
MERRIMACK			
Currier, David	Field, William	Klose, John	Langlais, Thomas
Soltani, Tony			
ROCKINGHAM			
Allen, Mary	Bettencourt, David	Bishop, Franklin	Cady, Harriet
Carson, Sharon	Coburn, James	Cooney, Richard	Donahue, Richard Ken
Dowd, John	Dumaine, Dudley	Fesh, Bob	Flanders, John Sr
Garrity, James	Griffin, Mary	Headd, James	Hopfgarten, Paul
Hughes, Daniel	Ingram, Russell	Introne, Robert	Itse, Daniel
Katsakiores, George	Katsakiores, Phyllis	Mason, April	Moore, Benjamin
Morris, Richard	Nowe, Ronald	O'Neil, Michael	Packard, Sherman
Palazzo, Frank	Parker, Benjamin	Quandt, Marshall Lee	Quandt, Matthew
Scamman, Stella	Stiles, Nancy	Stone, Joseph	Waterhouse, Kevin
Weare, E Albert	Welch, David	Weldy, Norman	Weyler, Kenneth
Zolla, William			
STRAFFORD			
Albert, Russell	Berube, Roger	Campbell, W Packy	Cataldo, Sam
Chaplin, Duncan	Easson, Timothy	Newton, Clifford	Twombly, James
SULLIVAN			
Donovan, Thomas	Irish, Christopher	Osgood, Philip Sr	Rodeschin, Beverly

and Ought to Pass as Amended was adopted.

Ordered to third reading.

SUSPENSION OF RULES

Reps. O'Neil and Craig move that the House Rules be so far suspended as to permit the deadline of the last day to report Senate Bills be extended to April 27, 2006, for all bills currently in the Committees on Finance and Ways and Means.

SB 107-FN, relative to the tax on tobacco products other than cigarettes.

SB 131-FN, establishing a school choice certificate program.

SB 200, establishing the uniform athlete agents act.
SB 225-FN-A, relative to horse and dog racing.
SB 295-FN, relative to registration of business entities.
SB 298-FN, relative to motor vehicle fines.
SB 304, relative to provider payments negotiated by the commissioner of the department of health and human services.
SB 306-FN-A, establishing a quality early learning opportunity initiative and making an appropriation therefor.
SB 322, establishing the business loan enhancement program and relative to the capital asset backed guarantee program.
SB 339, changing certain job titles and responsibilities in the department of transportation.
SB 363-FN-A-L, prohibiting the department of revenue administration from collecting any communications services tax that is not permissible under federal law; and establishing a commission to study and determine the effect of ceasing the collection of Internet-related communications services tax.
SB 364-FN-A, relative to funding of the fish and game search and rescue fund and making an appropriation therefor.
SB 367-FN, imposing a penalty on Medicaid providers who receive overpayments of state Medicaid funds.
SB 371-FN, relative to the continuation of certain wetlands fees.
SB 373-FN-A, relative to a public health response to arbovirus.
SB 376-FN-A, relative to revenues dedicated to the education trust fund.
SB 380-FN-A, establishing a research and development credit against business taxes.
SB 384-FN-A-L, establishing a temporary one-time exemption from the real estate transfer tax for certain transfer of family farm or open space land.
SB 387, relative to energy efficiency loans and guarantees by the business finance authority.
SB 397-FN-A, establishing a temporary energy tax credit against the business enterprise tax.
SB 399-FN, relative to the powers of state government in the event of a pandemic.
SB 400-FN, relative to highway welcome signs.
Adopted by the necessary two-thirds.

SUSPENSION OF RULES

Reps. O'Neil and Craig move that House Rule 64 be so far suspended as to permit the deadline of Wednesday, May 3, 2006, last day to act on Senate bills, be extended to Thursday, May 4, 2006.
Rep. O'Neil spoke in favor.
Adopted by the necessary two-thirds.

RESOLUTION

Rep. O'Neil 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 26, 2006 at 10:00 a.m.
Adopted.

LATE SESSION

Third reading and final passage

SB 391-FN, relative to insurance third party administrators.

SB 260, relative to certification of a registered nurse responsible for emergency medical transportation.

SB 305-FN, relative to the regulation of recreational therapists.

SB 342, relative to the treatment of glaucoma by optometrists.

SB 404, relative to retirement benefits, service credits, and administration of the Manchester employees' contributory retirement system.

SB 286-FN, relative to notice to defendants in small claims actions.

SB 231, relative to the residency requirement to qualify for the elderly property tax exemption.

SB 269, ratifying certain actions at the 1996 Seabrook annual town meeting.

SB 254, renaming a certain bridge in the town of Stratford the Janice Peaslee Bridge.

SB 233, relative to motorcycle rider education.

SB 281-FN, establishing an organ and tissue donor registry.

SB 357-FN, relative to eligibility for motorcycle licenses.

SB 374-FN, relative to the state children's health insurance program.

SB 324, requiring notification concerning certain offenders against children.

SB 249, allowing a master electrician to have 2 apprentice electricians under his or her supervision, and relative to examinations of electricians by the electricians' board.

SB 358-FN, relative to an advanced registered nurse practitioner's duty to warn of violent acts of patients.

SB 294-FN-A, authorizing 7 additional state troopers and making an appropriation therefor.

SB 308-FN-A, making an appropriation for school building aid.

SB 327, establishing the New Hampshire civil war cannon restoration fund.

w/o recommendation.

SB 310-FN, establishing gold star number plates and relative to special number plates for veterans.

SB 234, including the International Residential Code 2000 in the definition of the state building code.

SB 252, relative to certification of speech-language assistants for purposes of speech language pathology practice.

SB 284-FN, establishing a third full-time justice position in the Manchester, Nashua, and Concord District Courts and equalizing the annual salaries of all justices of the Manchester, Nashua, and Concord District Courts.

SCR 6, urging Congress to support stem cell research.

UNANIMOUS CONSENT

Reps. Weyler, Rowe and Phinizy addressed the House.

Rep. John Thomas moved that the remarks of Rep Weyler be printed in the Permanent Journal.

Adopted.

REMARKS

Rep. Weyler: Thank you, Mr. Speaker. Fellow representatives, I'm honored that my colleague from Rochester, Rep. Russ Albert, a genuine Marine hero of the Korean War has asked me to make remarks about a petition that he has in the anteroom for us all to sign. It involves Gregory "Pappy" Boyington, a famous Marine pilot. Although I am not a Marine pilot, I was an Air Force pilot, Colonel, and have about 900 hours in combat time and lacking Representative Giuda, I am the replacement. There was an attempt at the University of Washington by a student to create a memorial in recognition of Gregory "Pappy" Boyington who was a pilot with the Flying Tigers and later with the Marines in World War II. A few more details about Colonel, he was awarded the Medal of Honor, the Navy Cross and was the total victor in many more than 26 combats during World War II in the Pacific and Asia. Pappy Boyington was finally shot down and captured. As a prisoner of war, he suffered

brutal and horrible prolonged torture at the hands of the Japanese before being released at war's end. Colonel Boyington died of cancer in January 1988. Maybe you're familiar with the Blacksheep Squadron, that TV series that featured him.

The University of Washington Student Government first rejected the proposed memorial resolution. Comments made by some of the students questioned, "if the university should honor a Marine who killed people or a rich white man?" Those words became public and generated hundreds of protests of rage by both the students and the university. A typical comment by a veteran was, in part, "I'm appalled at those actions by the students at the university about the Pappy Boyington memorial. He served this nation to help preserve the free society that they are free to be idiots in. People are entitled to their own opinions but it is men like Boyington that make it possible. You should be honoring men like him who go into danger's way to keep you speaking English and protesting the American way of life. You students need to get over your parent's credit limits and where you are partying this weekend. You need to grow up and realize why you have these abundant freedoms. Read the real history of men like Pappy, I will be the first to admit that he was no saint, but he led fighting men not nuns." A later comment made by someone who knew him who said, "He was not a rich, white man as vilified by one of the students protesting a memorial in his name. In fact, he lived the final years of his life on the generosity of friends." One veteran who protested the University of Washington's student government is Terry Brady of Anchorage, Alaska, who wrote, "I'm a former Marine, I am also a life member of the University of Washington Alumni Association. The so-called student leaders and whoever supports them as to their attitude towards Pappy Boyington should be ashamed and renounced by the University." Lee Dunbar, the president of the Associated Students of the University of Washington, answered his letter with this, "They informed him the passage of the ASUW resolution 12-26 did call for a memorial to all the Washington alumni awarded the Medal of Honor. So that resolution would honor Gregory Boyington, Deming Bronson, Robert Galer, Robert Leisy and William Nakamura." Dunbar said, "I respect our military and our veterans that is why I co-sponsored the original resolution. As student body president that should indicate that the community at large wants to honor veterans. Colonel Boyington and others should be honored." Dunbar went on to explain that some of the negative votes were because of the way the original resolution was presented. They wanted the memorial to include more than just Boyington. With that, a new resolution was written and passed by the student government by 61 to 14. Though this is a huge victory, it still must be noted that it only came to pass after nationwide anger erupted following the contentious dialog that defeated the resolution. Even with the 61 to 14 vote for a Medal of Honor memorial, there were 14 students who voted against, and there were another 13 students who abstained. Among those were students who walked out in protest. Nationwide support can make a difference. On behalf of all the veterans, more particularly Rep. Albert, I appreciate the support this House has always given veterans and matters of military, and I appreciate all of you who signed the petition. Thank you, very much.

Rep. Phinizy moved that the remarks of Rep. Rowe be printed in the Permanent Journal. Adopted.

REMARKS

Rep. Rowe: Thank you, Mr. Speaker. As you know, next Monday is the day we celebrate John Stark Day. What amazes me is how few people in this state, and practically everyone from out of our state, don't understand the contribution this man made and the contribution the State of New Hampshire made in the founding of our nation.

Consider if you will, as to New Hampshire. Two years before the Declaration of Independence, a year before Concord and Lexington, the political revolution occurred in New Hampshire when our people established the people's government; a precursor to this legislature. Then four months before Concord and Lexington, the militia members from Portsmouth and surrounding towns attacked the British fort in Portsmouth harbor. An

English soldier was wounded, and we captured the fort. So you can argue that the military revolution occurred then. And of course, we know that the first constitution was enacted by the State of New Hampshire is January of 1776.

But what impresses me about General Stark is that he, in fact, did save the infant revolution from an absolute defeat. This occurred in the Battle of Bunker Hill, which actually was on Mead Hill. The evening before hand the militia members from Massachusetts and Connecticut traveled across Charlestown Neck and they dug a fort. In the morning the British arose and they saw that we had an earthen fort overlooking their harbor and their ships in Boston. The general in charge of repelling and throwing the militia off Bunker Hill was General Howe. He recognized that that fort was impregnable, but it was open from behind. We, as amateurs, failed to fortify the eastern flank that ran down a slope from the fort to the Mystic River. He intended to take British troops along the Mystic River shoreline, come around behind our fortress and capture over 800 militia members, and practically all of our powder and shot. At the late morning, General Stark was called and he brought one-half of the New Hampshire militia to Bunker Hill. They hurriedly fortified the flank, and yes, General Howe brought the soldiers in the first wave against the flank. General Stark and the New Hampshire militia stopped them. They retreated. General Howe called for reinforcements, and then again the force came to the flank. And once again, General Stark and the New Hampshire militia defeated them. It was only after the third charge, when we had run out of ammunition, that the fort was overpowered. Even then, it was the New Hampshire militia that armed and protected the rest of the militia members in their defeat back across Charlestown Neck.

Had the British captured the fort, our revolution would, in fact, have ended at Bunker Hill. The revolution would have been over for years, possibly decades. So, it's important that we respect and honor this man, General John Stark, next Monday. Thank you, Mr. Speaker.

REMARKS

Rep. Stone moved that the remarks of Rep. Roberts be printed in the Permanent Journal. Adopted.

Rep. Roberts: Thank you, Mr. Speaker. This is going to be short. I may be one of the few people that actually served with VMFA 214, the Blacksheep Squadron, but a little bit after Pappy Boyington's time. When I was an officer candidate in Quantico, the staff instructor came in, and he was crying and emotional. He said, "Chesty Puller died." I being brand new, no history whatever, I said, "Who the heck is Chesty Puller?" The answer was, "Drop and keep going until I say 'stop'."

But what I quickly learned was the importance of heroes. People like Chesty Puller. People like Pappy Boyington. Because it's those people that give us the drive to exceed, to exceed our own expectations. When I read the thing from Rep. Albert, when I read the thing from the University of Washington, I stopped and said, "President Teddy Roosevelt had this thing about the critics. There are so many people who want to be critics without getting into the arena." Pappy Boyington, Chesty Puller, a lot of our great American heroes may not be Sunday school students, may not be people you want to date your daughter, but when the time came to protect this country, they were willing to risk everything to protect this country.

It upsets me to say, "People who enjoy the benefits are the people who are not willing to risk everything and feel because they don't have to risk anything themselves, it gives them the obligation to be a critic. To me, I really firmly believe in Teddy Roosevelt. The only true critics were those who faced danger head on, confronted it, did what was best for the country and then came back. The strange part about it is the people who do that rarely criticize. The people who criticize rarely do anything. That's why I support this motion. We need to do what we can to instill pride of American heritage into all our citizens because that is what makes us a better country. Thank you.

RECESS MOTION

Rep. O'Neil moved that the House stand in recess for the purposes of introduction of bills, receiving enrolled bill amendments, enrolled bill reports and Senate messages only.

Adopted.

The House recessed at 1:20 p.m.

RECESS