

HOUSE RECORD

First Year of the 161st General Court Calendar and Journal of the 2009 Session

Vol. 31

Concord, N.H.

Thursday, March 26, 2009

No. 29

HOUSE JOURNAL No. 10 (cont.)

Wednesday, March 25, 2009

Rep. Wallner moved that the House adjourn.
Adopted.

HOUSE JOURNAL No. 11

Thursday, March 26, 2009

The House assembled at 9:30 a.m., the hour to which it stood adjourned, and was called to order by the Speaker.

Prayer was offered by the member from Salem, Representative Robert Elliott. Almighty God from whom we come and to whom we all shall one day return. We give thee thanks for this wonderful new day of life. We thank thee for making us such a special group of people for we whom You have chosen are indeed the best and the brightest. We special few who have chosen the highest calling of all, to be public servants of the people of New Hampshire, ours is a heavy burden to bear and we do not take our responsibility lightly. And when we work as hard as we have this past week, we go home at night mentally exhausted. Sometimes our tempers flair and we say words we ought not to say to one another. We become impatient and rude and thy spirit is not within us, but You have a way of refreshing us and renewing us and when we begin again we are refreshed by the thought that we are men and women of honor. We begin to treat one another with the respect we deserve even when the outcome of our deliberations is not what we want them to be for in our arrogance we think we are always right and the other person is always wrong. Help us to accept defeat gracefully and to gain success without boasting for we are all here with good hearts and keen minds to do what is just and right and good for our fellow man. Open our eyes to the beauty of our world and to the goodness of each other. Help us to truly work

together to accomplish great things. Amen.

Representative Roger Berube, member from Somersworth, led the Pledge of Allegiance.

The National Anthem was sung by everyone present in Representatives Hall.

LEAVES OF ABSENCE

Reps. Lerandeau, Maiola, Matheson, Moody, Pepino and Sanders, the day, illness.

Reps. Jennifer Brown, Carlson, Coffey, Farley, Hodges, Doreen Howard, Hutz, Rokas, Joseph Russell, Schmidt, Stiles, Tupper, Van Patten and Burton Williams, the day, important business.

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

INTRODUCTION OF GUESTS

Hon. Gail Morrison, former member of the House from Sanbornton, and Ed Allard, guests of Rep. Merry. Students from the Fourth grade class of Barnstead Elementary School, guests of the Barnstead delegation.

Stephanie Strong and Sophia Paslaski, students from Bow High School, Pages for the day.

SPECIAL ORDER

HB 436-FN-L, relative to civil marriage and civil unions. **WITHOUT RECOMMENDATION.**

Statement in support of Ought to Pass with Amendment:

This bill would extend equal access to the civil benefits of marriage to same-sex couples. The bill provides for the recognition of out-of-state civil unions and same-sex marriages. It provides a mechanism by which the parties to a civil union may enter into a marriage. The bill affirms that no officiate is obliged to preside at any civil or religious ceremony in violation of their free exercise of religion. A floor amendment which will be in seat pockets and is favored by the proponents removes an unnecessary change to the solemnization statute, and also removes a paragraph which might have permitted such practices as plural and child marriages. Proponents of the bill believe that passage of this bill is a matter of fundamental fairness which can only serve to strengthen our familial and societal ties.

Rep. Lucy Weber

Statement in support of Inexpedient to Legislate:

We must exercise caution in this uncharted social area. When adult desires for acceptance conflict with the needs of children, it is clear that children should win. Social science demonstrates time and again, that children who are raised by their married biological parents do better, live happier lives and contribute more to society than the children of any other family configuration. As a result, we must consider the needs of children when changing the definition of marriage to include same-sex. The vast majority of our citizens do not want this change. Marriage amendments have passed in 30 states. Marriage stands for something important and bigger than ourselves. It is the correct way to bear and create the next generation and train them to replace us. It is arrogant to assume that history's great minds, religious leaders, churches and the populace as a whole were wrong, while the supporters of this bill have a new moral enlightenment never seen before. Not one religion or philosophical teaching, the world over, from the beginning of time, ever defined marriage as being between members of the same sex. Supporters of an inexpedient motion see confusion in our neighbor to the south, Massachusetts. They discourage young girls from imagining that they will marry a handsome prince. To do so would be "heterosexist" a moral equivalent to racist. We are of the opinion that girls are instead asked in school if they would like to marry a boy or a girl when they grow up. This is extremely confusing to a child.

Children are encouraged to experiment in this area. Books are presented to kindergarteners about two daddies or two mommies. Children who think they may be same-sex are removed from families that do not support their new lifestyles, and adoption agencies are forced to place children in same-sex homes even when the biological parents object. We've heard of two men who claimed to have adopted a baby girl. We feel that this is an unwise practice and certainly should not become the norm. We must never change the definition of marriage. The price to our society and successive generations will be enormous.

Rep. Nancy Elliott

Rep. Gary Richardson moved Ought to Pass and offered floor amendment (0742h).

Floor Amendment (0742h)

Amend RSA 457:37 as inserted by section 3 of the bill by replacing it with the following:

457:37 Affirmation of Freedom of Religion in Marriage. Clergy persons as described in RSA 457:31 or other persons otherwise authorized under law to officiate at a civil marriage shall not be obligated or otherwise required by law to officiate at any particular civil marriage or religious rite of marriage in violation of their right to free exercise of religion protected by the First Amendment to the United States Constitution or by part I, article V of the New Hampshire constitution.

Rep. Gary Richardson spoke in favor.

On a division vote, 224 members having voted in the affirmative and 91 in the negative, floor amendment (0742h) was adopted.

The question now being adoption of the motion of Ought to Pass with Amendment.

Rep. DiFruscia offered floor amendment (0991h).

Floor Amendment (0991h)

Amend RSA 457:1 as inserted by section 2 of the bill by replacing it with the following:

457:1 Equal Access to Marriage.

I. Marriage is the legally recognized union of 2 people. Any person who otherwise meets the eligibility requirements of this chapter may marry any other eligible person regardless of gender.

II. There shall be 2 types of marriage licenses: a religious rite marriage license and a civil marriage license.

AMENDED ANALYSIS

This bill requires separate licenses for religious rite marriages and civil marriages.

Reps. DiFruscia and Kris Roberts spoke in favor.

Rep. Bolster spoke against and yielded to questions.

Rep. Gary Richardson spoke against.

On a division vote, 34 members having voted in the affirmative and 306 in the negative, floor amendment (0991h) failed.

The question now being adoption of the motion of Ought to Pass with Amendment.

Reps. Cebrowski and Nancy Elliott spoke against and yielded to questions.

Reps. Larry Brown and Susan Price spoke in favor and yielded to questions.

Reps. William Smith and Gandia spoke against.

Reps. Gary Richardson, Levesque, Vaillancourt and Pierce spoke in favor.

Rep. John Flanders moved the previous question.

Motion adopted.

The question now being adoption of the motion of Ought to Pass with Amendment.

Rep. Mead requested a roll call; sufficiently seconded.

YEAS 182 NAYS 183

YEAS 182

BELKNAP

Arsenault, Beth
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

Millham, Alida

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Carr, Daniel
Mitchell, Bonnie
Sad, Tara

Burridge, Delmar
Eaton, Daniel
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Meadar, David
Robertson, Timothy

COOS

Hatch, William
Theberge, Robert

Mears, Lucy

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pierce, David

Almy, Susan
Friedrich, Carol
Mulholland, Catherine
Smith, Suzanne

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Taylor, Kathleen

Cooney, Mary
Harding, Laurie
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Baroody, Benjamin
Bergin, Peter
Clemons, Jane
Foster, Linda
Hackel, Paul
Harvey, Suzanne
Katsiantonis, George
Leishman, Peter
Long, Patrick
Nixon, David
Schulze, Joan
Vaillancourt, Steve
Winters, Joel

Beauchamp, Roger
Chandley, Shannon
Craig, James
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Knowles, John
Levasseur, Nickolas
Mack, Ron
Ober, Russell III
Shattuck, Gilman
Walsh, Robert Jr

Beaulieu, Jane
Chase, Claudia
Dokmo, Cynthia
Ginsburg, Ruth
Hardy, Valerie
Holden, Frank
Knowles, Mary Ann
Levesque, Melanie
Marshall, Seth
Pratt, Calvin
Shaw, Barbara
Willette, Robert

Beck, Catriona
Chininis, Alexis
Flurey, Joan
Gorman, Mary
Harvey, Philip
Irwin, Anne-Marie
Kopka, Angeline
Lisle, Carolyn
Messier, Irene
Ramsey, Peter
Thompson, Robert
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Walz, Mary Beth
Williams, Robert

Brown, Carole
Foose, Robert
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Webb, Leigh

ROCKINGHAM

Abbott, Dennis	Borden, David	Cali-Pitts, Jacqueline	Casey, Kimberley
Cushing, Robert	Day, Judith	DiPentima, Rich	Gleason, John
Gould, Kenneth	Henson, John	Hutchinson, Gina	Kepner, Susan
Lyons, Melissa	Mann, Maureen	McCarthy, Barbara	McEachern, Paul
Nord, Susi	Pantelakos, Laura	Petterson, Don	Read, Robin Jr
Russell, Trinka	Schlachman, Donna	Splaine, James	Webber, Carolyn

STRAFFORD

Brennan, William	Brown, Larry	Browne, Brendon	Burke, Rachel
Cyr, James	Domingo, Baldwin	Grassie, Anne	Horrigan, Timothy
Hubbard, Pamela	Kaen, Naida	Keans, Sandra	Lauterborn, Elaine
Perry, Robert	Price, Susan	Rogers, Rose Marie	Rollo, Deanna
Rollo, Michael	Rous, Emma	Ryder, Mark	Smith, Marjorie
Spang, Judith	Vachon, Dennis	Wall, Janet	Ward, Kenneth
Watters, David			

SULLIVAN

Cloutier, John	Gottling, Suzanne	Harris, Sandra	Houde-Quimby, Charlotte
McClammer, Jim	Skinder, Carla	Sweeney, Cynthia	

NAYS 183

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Johnson, William	Nedeau, Stephen	Russell, David	St. Cyr, Jeffrey
Swinford, Elaine	Wendelboe, Fran		

CARROLL

Ahlgren, Christopher	Buco, Thomas	Chandler, Gene	Fleck, Joseph
Knox, J. David	McConkey, Mark	Patten, Betsey	Roberts, John
Scala, Dino	Stevens, Stanley	Umberger, Karen	

CHESHIRE

Butynski, William	Emerson, Susan	Hunt, John	Johnson, Jane
Laurent, John	Roberts, Kris	Sterling, Franklin Jr	

COOS

Ingersoll, Paul Sr	Rappaport, Laurence	Remick, William	Richardson, Herbert
Stohl, Eric	Thomas, Yvonne		

GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Preston, Philip	Ward, Brien	

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Boisvert, Ronald
Campbell, David	Caron, June	Cebrowski, John	Christensen, Chris

Christiansen, Lars
Doherty, Shaun
Gagne, Larry
Graham, John
Hikel, John
Holden, Rip
Jeudy, Jean
L'Heureux, Robert
Moran, Edward
Palmer, Stephen
Price, Pamela
Rowe, Robert
Silva, Peter
Sullivan, Daniel

Cote, David
Drisko, Richard
Gandia, Laura
Haefner, Robert
Hinch, Richard
Hopper, Gary
Katsiantonis, Thomas
LaPlante, Roland
Movsesian, Lori
Pellegrino, Tony
Renzullo, Andrew
Ryder, Donald
Soucy, Connie
Tahir, Saghir

Daniels, Gary
Elliott, Nancy
Gargas, Carolyn
Haley, Robert
Hinkle, Peyton
Infantine, William
Kelley, John
McCarthy, Michael
O'Brien, William
Peterson, Andrew
Rhodes, Brian
Seidel, Carl
Soucy, Timothy
Ulery, Jordan

Day, Russell
Emerton, Larry
Garritty, Patrick
Hawkins, Ken
Hogan, Edith
Jasper, Shawn
Kurk, Neal
Mead, Robert
O'Neil, James
Pilotte, Maurice
Rosenwald, Cindy
Shaw, Kimberly
Spaulding, Jayne
Villeneuve, Moe

MERRIMACK

Anderson, Eric
Kidder, David
Reed, Dennis

Boutin, David
Kotowski, Frank
Smith, Todd

DeStefano, Stephen
McGuire, Carol

Hess, David
Palfrey, David

ROCKINGHAM

Allen, Mary
Bettencourt, David
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hoelzel, Kathleen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank

Baldasaro, Alfred
Bishop, Franklin
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garritty, James
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella

Bates, David
Bridle, Russell
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Griffin, Mary
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Scamman, W.
Douglas Jr

Belanger, Ronald
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Headd, James
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Sedensky, John

Smith, William
Welch, David

Sullivan, James
Wells, Roger

Tucker, Pamela

Weare, Everett

STRAFFORD

Berube, Roger
Hofemann, Roland
Vita, Carol

Bickford, David
Lewis, Robert

Brown, Julie
Sprague, Dale

Groen, Warren
Twombly, James

SULLIVAN

Donovan, Thomas Jr
Rodeschin, Beverly
and the motion failed.

Gagnon, Raymond

Howard, Thomas

Osgood, Joe

Rep. French did not vote and notified the Clerk that she wished to be recorded in favor.
Rep. Chandler moved Inexpedient to Legislate.

MOTION TO LAY ON THE TABLE

Rep. DiFruscia moved that **HB 436-FN-L**, relative to civil marriage and civil unions, be laid on the table.

Rep. Splaine requested a roll call; sufficiently seconded.

YEAS 56 NAYS 310

YEAS 56

BELKNAP

None

CARROLL

Ahlgren, Christopher Chandler, Gene McConkey, Mark Patten, Betsey

CHESHIRE

Butynski, William Hunt, John Laurent, John Roberts, Kris

COOS

Rappaport, Laurence Stohl, Eric

GRAFTON

None

HILLSBOROUGH

Boehm, Ralph	Campbell, David	Day, Russell	Gandia, Laura
Garrity, Patrick	Holden, Frank	Holden, Rip	Jeudy, Jean
L'Heureux, Robert	LaPlante, Roland	Messier, Irene	Moran, Edward
O'Neil, James	Ober, Russell III	Renzullo, Andrew	Shaw, Kimberly
Soucy, Timothy	Sullivan, Daniel	Ulery, Jordan	Vaillancourt, Steve
Willette, Robert	Winters, Joel		

MERRIMACK

Anderson, Eric

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Belanger, Ronald	Bridle, Russell
Devine, James	DiFruscia, Anthony	Emiro, Frank	Gleason, John
Griffin, Mary	Headd, James	Katsakiores, George	Kolodziej, Walter
Major, Norman	Perkins, Amy	Quandt, Matt	Scamman, W. Douglas Jr

STRAFFORD

Berube, Roger	Bickford, David	Brown, Julie	Keans, Sandra
Lauterborn, Elaine	Twombly, James		

SULLIVAN

Rodeschin, Beverly

NAYS 310

BELKNAP

Arsenault, Beth Bolster, Peter Boyce, Laurie Fields, Dennis

Flanders, Donald
Millham, Alida
Russell, David
Wendelboe, Fran

Johnson, William
Nedeau, Stephen
St. Cyr, Jeffrey

Merry, Liz
Pilliod, James
Stuart, Richard

Miller, Kate
Reever, Judith
Swinford, Elaine

CARROLL

Bridgham, Robert
Knox, J. David
Umberger, Karen

Buco, Thomas
Roberts, John
Wiley, Susan

Butler, Edward
Scala, Dino

Fleck, Joseph
Stevens, Stanley

CHESHIRE

Allen, Peter
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weber, Lucy

Burridge, Delmar
Eaton, Daniel
Meader, David
Robertson, Timothy
Weed, Charles

Butcher, Suzanne
Emerson, Susan
Mitchell, Bonnie
Sad, Tara

Butterworth, Timothy
Johnson, Jane
Parkhurst, Henry
Sterling, Franklin Jr

COOS

Hatch, William
Merrick, Scott
Thomas, Yvonne

Ingersoll, Paul Sr
Remick, William

Mears, Lucy
Richardson, Herbert

Merrick, Evalyn
Theberge, Robert

GRAFTON

Aguiar, James
Cooney, Mary
Gould, Franklin
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Ford, Susan
Harding, Laurie
Maybeck, Margie
Pierce, David
Townsend, Charles

Benn, Bernard
Friedrich, Carol
Ingbretson, Paul
Mulholland, Catherine
Preston, Philip
Ward, Brien

Bulis, Lyle
Gionet, Edmond
Ladd, Rick Jr
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Baroody, Benjamin
Beck, Catriona
Caron, June
Chininis, Alexis
Cote, David
Dokmo, Cynthia
Flurey, Joan
Gidge, Kenneth
Hackel, Paul
Hardy, Valerie
Hebert, Roger
Hogan, Edith
Jasper, Shawn
Knowles, John
Leishman, Peter
Long, Patrick
Mead, Robert
O'Brien, William
Pilotte, Maurice
Rhodes, Brian
Schulze, Joan
Silva, Peter

Batula, Peter
Belvin, William
Cebrowski, John
Christensen, Chris
Craig, James
Drisko, Richard
Foster, Linda
Ginsburg, Ruth
Haefner, Robert
Harvey, Philip
Hikel, John
Hopper, Gary
Katsiantonis, George
Knowles, Mary Ann
Levasseur, Nickolas
Mack, Ron
Movsesian, Lori
Palmer, Stephen
Pratt, Calvin
Rosenwald, Cindy
Seidel, Carl
Soucy, Connie

Beauchamp, Roger
Bergin, Peter
Chandley, Shannon
Christiansen, Lars
Daniels, Gary
Elliott, Nancy
Gagne, Larry
Gorman, Mary
Haley, Robert
Harvey, Suzanne
Hinch, Richard
Infantine, William
Katsiantonis, Thomas
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
Nixon, David
Pellegrino, Tony
Price, Pamela
Rowe, Robert
Shattuck, Gilman
Spaulding, Jayne

Beaulieu, Jane
Boisvert, Ronald
Chase, Claudia
Clemons, Jane
Doherty, Shaun
Emerton, Larry
Gargas, Carolyn
Graham, John
Hammond, Jill
Hawkins, Ken
Hinkle, Peyton
Irwin, Anne-Marie
Kelley, John
Kurk, Neal
Lisle, Carolyn
McCarthy, Michael
O'Brien, Michael Sr
Peterson, Andrew
Ramsey, Peter
Ryder, Donald
Shaw, Barbara
Tahir, Saghir

Thompson, Robert

Villeneuve, Moe

Walsh, Robert Jr

Williams, Carol

MERRIMACK

Bartlett, Michael
Clarke, Claire
Foose, Robert
Kelly, Sally
McGuire, Carol
Palfrey, David
Reed, Dennis
Schuett, Dianne
Tilton, Joy
Webb, Leigh

Bouchard, Candace
Davis, Frank
Gile, Mary
Kidder, David
McMahon, Patricia
Porter, Margaret
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Boutin, David
DeJoie, John
Hamm, Christine
Kotowski, Frank
Osborne, Jessie
Potter, Frances
Richardson, Gary
Smith, Todd
Walz, Mary Beth
Williams, Robert

Brown, Carole
DeStefano, Stephen
Hess, David
Lockwood, Priscilla
Owen, Derek
Reardon, Tara
Rodd, Beth
Stetson, William
Watrous, Rick
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
Borden, David
Casey, Kimberley
Cushing, Robert
Dowling, Patricia
Fesh, Robert
Henson, John
Ingram, Russell
Katsakiores, Phyllis
McCarthy, Barbara
Nevins, Chris
Perkins, Lawrence
Read, Robin Jr
Scamman, Stella
Splaine, James
Webber, Carolyn

Bates, David
Brown, C. Pennington
Charron, Gene
Day, Judith
Dumaine, Dudley
Flanders, John Sr
Hoelzel, Kathleen
Introne, Robert
Kepner, Susan
McEachern, Paul
Nord, Susi
Petterson, Don
Reagan, John
Schlachman, Donna
Sullivan, James
Welch, David

Bettencourt, David
Cali-Pitts, Jacqueline
Comerford, Timothy
DeSimone, Debra
Elliott, Robert
Garrity, James
Hutchinson, Gina
Itse, Daniel
Lyons, Melissa
McKinney, Betsy
Packard, Sherman
Priestley, Anne
Russell, Trink
Sedensky, John
Tucker, Pamela
Wells, Roger

Bishop, Franklin
Case, Frank
Crisler, Margaret
DiPentima, Rich
Ferrante, Beverly
Gould, Kenneth
Hutchinson, Karen
Kappler, L. Mike
Mann, Maureen
McMahon, Charles
Pantelakos, Laura
Rausch, James
Sapareto, Frank
Smith, William
Weare, Everett

STRAFFORD

Brennan, William
Cyr, James
Hofemann, Roland
Perry, Robert
Rollo, Michael
Spang, Judith
Wall, Janet

Brown, Larry
Domingo, Baldwin
Horrigan, Timothy
Price, Susan
Rous, Emma
Sprague, Dale
Ward, Kenneth

Browne, Brendon
Grassie, Anne
Hubbard, Pamela
Rogers, Rose Marie
Ryder, Mark
Vachon, Dennis
Watters, David

Burke, Rachel
Groen, Warren
Lewis, Robert
Rollo, Deanna
Smith, Marjorie
Vita, Carol

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
Howard, Thomas

Gottling, Suzanne
McClammer, Jim

Osgood, Joe
and the motion failed.

Skinder, Carla

Sweeney, Cynthia

Rep. French did not vote and notified the Clerk that she wished to be recorded against.

The question now being adoption of the motion of Inexpedient to Legislate.

Rep. Hess requested a roll call; sufficiently seconded.

YEAS 177 NAYS 189

YEAS 177

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Russell, David	St. Cyr, Jeffrey	Swinford, Elaine
Wendelboe, Fran			

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	Knox, J. David
McConkey, Mark	Patten, Betsey	Roberts, John	Scala, Dino
Stevens, Stanley	Umberger, Karen		

CHESHIRE

Butynski, William	Emerson, Susan	Hunt, John	Johnson, Jane
Laurent, John	Roberts, Kris	Sterling, Franklin Jr	

COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Preston, Philip	Ward, Brien	

HILLSBOROUGH

Batula, Peter	Belvin, William	Bergin, Peter	Boehm, Ralph
Campbell, David	Cebrowski, John	Christensen, Chris	Christiansen, Lars
Cote, David	Daniels, Gary	Day, Russell	Doherty, Shaun
Dokmo, Cynthia	Drisko, Richard	Elliott, Nancy	Emerton, Larry
Gagne, Larry	Gandia, Laura	Gargasz, Carolyn	Garritty, Patrick
Graham, John	Haefner, Robert	Hawkins, Ken	Hikel, John
Hinch, Richard	Hinkle, Peyton	Hogan, Edith	Holden, Rip
Hopper, Gary	Infantine, William	Jasper, Shawn	Jeady, Jean
Katsiantonis, Thomas	Kelley, John	Kurk, Neal	L'Heureux, Robert
LaPlante, Roland	McCarthy, Michael	Mead, Robert	Moran, Edward
Movsesian, Lori	O'Brien, William	O'Neil, James	Palmer, Stephen
Pellegrino, Tony	Peterson, Andrew	Pilotte, Maurice	Pratt, Calvin
Price, Pamela	Renzullo, Andrew	Rhodes, Brian	Rosenwald, Cindy
Rowe, Robert	Ryder, Donald	Seidel, Carl	Shaw, Kimberly
Silva, Peter	Soucy, Connie	Soucy, Timothy	Spaulding, Jayne
Sullivan, Daniel	Tahir, Saghir	Ulery, Jordan	Villeneuve, Moe

MERRIMACK

Anderson, Eric	Boutin, David	DeStefano, Stephen	Hess, David
Kidder, David	Kotowski, Frank	McGuire, Carol	Palfrey, David
Reed, Dennis	Smith, Todd		

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Bates, David	Belanger, Ronald
Bettencourt, David	Bishop, Franklin	Bridle, Russell	Case, Frank
Charron, Gene	Comerford, Timothy	Crisler, Margaret	DeSimone, Debra
Devine, James	DiFruscia, Anthony	Dowling, Patricia	Dumaine, Dudley

Elliott, Robert
Flanders, John Sr
Hoelzel, Kathleen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella

Sullivan, James
Wells, Roger

Emiro, Frank
Garritty, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Scamman, W.
Douglas Jr
Tucker, Pamela

Ferrante, Beverly
Griffin, Mary
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Sedensky, John

Weare, Everett

Fesh, Robert
Headd, James
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Smith, William

Welch, David

STRAFFORD

Berube, Roger
Hofemann, Roland
Vita, Carol

Bickford, David
Lewis, Robert

Brown, Julie
Sprague, Dale

Groen, Warren
Twombly, James

SULLIVAN

Donovan, Thomas Jr

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 189

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

CARROLL

Bridgham, Robert

Buco, Thomas

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Carr, Daniel
Mitchell, Bonnie
Sad, Tara

Burridge, Delmar
Eaton, Daniel
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Meador, David
Robertson, Timothy

COOS

Hatch, William
Merrick, Scott

Ingersoll, Paul Sr
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pierce, David

Almy, Susan
Friedrich, Carol
Mulholland, Catherine
Smith, Suzanne

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Taylor, Kathleen

Cooney, Mary
Harding, Laurie
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Baroody, Benjamin
Boisvert, Ronald
Chininis, Alexis
Foster, Linda
Hackel, Paul

Beauchamp, Roger
Caron, June
Clemons, Jane
Gidge, Kenneth
Haley, Robert

Beaulieu, Jane
Chandlee, Shannon
Craig, James
Ginsburg, Ruth
Hammond, Jill

Beck, Catriona
Chase, Claudia
Flurey, Joan
Gorman, Mary
Hardy, Valerie

Harvey, Philip
Irwin, Anne-Marie
Kopka, Angeline
Lisle, Carolyn
Messier, Irene
Ramsey, Peter
Thompson, Robert
Williams, Carol

Harvey, Suzanne
Katsiantonis, George
Leishman, Peter
Long, Patrick
Nixon, David
Schulze, Joan
Vaillancourt, Steve
Winters, Joel

Hebert, Roger
Knowles, John
Levasseur, Nickolas
Mack, Ron
O'Brien, Michael Sr
Shattuck, Gilman
Walsh, Robert Jr

Holden, Frank
Knowles, Mary Ann
Levesque, Melanie
Marshall, Seth
Ober, Russell III
Shaw, Barbara
Willette, Robert

MERRIMACK

Bartlett, Michael
Davis, Frank
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Walz, Mary Beth
Williams, Robert

Brown, Carole
Foose, Robert
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Casey, Kimberly
Gleason, John
Hutchinson, Karen
McCarthy, Barbara
Pettersen, Don
Splaine, James

Borden, David
Cushing, Robert
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Read, Robin Jr
Webber, Carolyn

Brown, C. Pennington
Day, Judith
Henson, John
Lyons, Melissa
Nord, Susi
Russell, Trink

Cali-Pitts, Jacqueline
DiPentima, Rich
Hutchinson, Gina
Mann, Maureen
Pantelakos, Laura
Schlachman, Donna

STRAFFORD

Brennan, William
Cyr, James
Hubbard, Pamela
Price, Susan
Rous, Emma
Vachon, Dennis

Brown, Larry
Domingo, Baldwin
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Browne, Brendon
Grassie, Anne
Lauterborn, Elaine
Rollo, Deanna
Smith, Marjorie
Ward, Kenneth

Burke, Rachel
Horrigan, Timothy
Perry, Robert
Rollo, Michael
Spang, Judith
Watters, David

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

and the motion failed.

Rep. French did not vote and notified the Clerk that she wished to be recorded against.

RECONSIDERED

Having vote with the prevailing side, Rep. Rosenwald moved that the House reconsider its action whereby it failed to adopt the motion of Ought to Pass with Amendment on **HB 436-FN-L**, relative to civil marriage and civil unions.

Rep. Clemons spoke in favor.

Rep. Hess spoke against.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 190 NAYS 175

YEAS 190

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

CARROLL

Bridgham, Robert

Buco, Thomas

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Carr, Daniel
Mitchell, Bonnie
Sad, Tara

Burridge, Delmar
Eaton, Daniel
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Meador, David
Robertson, Timothy

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pierce, David
Townsend, Charles

Almy, Susan
Friedrich, Carol
Mulholland, Catherine
Preston, Philip

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Smith, Suzanne

Cooney, Mary
Harding, Laurie
Pastor, Beatriz
Taylor, Kathleen

HILLSBOROUGH

Baroody, Benjamin
Bergin, Peter
Chandley, Shannon
Cote, David
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Knowles, John
Levasseur, Nickolas
Mack, Ron
O'Brien, Michael Sr
Shaw, Barbara
Walsh, Robert Jr

Beauchamp, Roger
Boisvert, Ronald
Chase, Claudia
Craig, James
Ginsburg, Ruth
Hardy, Valerie
Holden, Frank
Knowles, Mary Ann
Levesque, Melanie
Marshall, Seth
Ramsey, Peter
Soucy, Timothy
Williams, Carol

Beaulieu, Jane
Campbell, David
Chininis, Alexis
Flurey, Joan
Gorman, Mary
Harvey, Philip
Irwin, Anne-Marie
Kopka, Angeline
Lisle, Carolyn
Messier, Irene
Schulze, Joan
Thompson, Robert
Winters, Joel

Beck, Catriona
Caron, June
Clemons, Jane
Foster, Linda
Hackel, Paul
Harvey, Suzanne
Katsiantonis, George
Leishman, Peter
Long, Patrick
Nixon, David
Shattuck, Gilman
Vaillancourt, Steve

MERRIMACK

Bartlett, Michael
Davis, Frank
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Walz, Mary Beth
Williams, Robert

Brown, Carole
Foose, Robert
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Webb, Leigh

ROCKINGHAM

Abbott, Dennis	Borden, David	Brown, C. Pennington	Cali-Pitts, Jacqueline
Casey, Kimberley	Cushing, Robert	Day, Judith	DiFruscia, Anthony
DiPentima, Rich	Gleason, John	Gould, Kenneth	Henson, John
Hutchinson, Gina	Hutchinson, Karen	Kepner, Susan	Lyons, Melissa
Mann, Maureen	McCarthy, Barbara	McEachern, Paul	Nord, Susi
Pantelakos, Laura	Petterson, Don	Read, Robin Jr	Russell, Trinka
Schlachman, Donna	Splaine, James	Webber, Carolyn	

STRAFFORD

Brennan, William	Brown, Larry	Browne, Brendon	Burke, Rachel
Cyr, James	Domingo, Baldwin	Grassie, Anne	Horrigan, Timothy
Hubbard, Pamela	Keans, Sandra	Lauterborn, Elaine	Perry, Robert
Price, Susan	Rogers, Rose Marie	Rollo, Deanna	Rollo, Michael
Rous, Emma	Ryder, Mark	Smith, Marjorie	Spang, Judith
Vachon, Dennis	Wall, Janet	Ward, Kenneth	Watters, David

SULLIVAN

Cloutier, John	Gottling, Suzanne	Harris, Sandra	Houde-Quimby, Charlotte
McClammer, Jim	Skinder, Carla	Sweeney, Cynthia	

NAYS 175

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Russell, David	St. Cyr, Jeffrey	Swinford, Elaine
Wendelboe, Fran			

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	Knox, J. David
McConkey, Mark	Patten, Betsey	Roberts, John	Scala, Dino
Stevens, Stanley	Umberger, Karen		

CHESHIRE

Butynski, William	Emerson, Susan	Hunt, John	Johnson, Jane
Laurent, John	Roberts, Kris	Sterling, Franklin Jr	

COOS

Ingersoll, Paul Sr	Rappaport, Laurence	Remick, William	Richardson, Herbert
Stohl, Eric			

GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien		

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Cebrowski, John
Christensen, Chris	Christiansen, Lars	Daniels, Gary	Day, Russell
Doherty, Shaun	Dokmo, Cynthia	Drisko, Richard	Elliott, Nancy

Emerton, Larry
Graham, John
Hikel, John
Holden, Rip
Jeudy, Jean
L'Heureux, Robert
Moran, Edward
Ober, Lynne
Peterson, Andrew
Renzullo, Andrew
Ryder, Donald
Soucy, Connie
Villeneuve, Moe

Gagne, Larry
Haefner, Robert
Hinch, Richard
Hopper, Gary
Katsiantonis, Thomas
LaPlante, Roland
Movsesian, Lori
Ober, Russell III
Pilotte, Maurice
Rhodes, Brian
Seidel, Carl
Spaulding, Jayne
Willette, Robert

Gandia, Laura
Haley, Robert
Hinkle, Peyton
Infantine, William
Kelley, John
McCarthy, Michael
O'Brien, William
Palmer, Stephen
Pratt, Calvin
Rosenwald, Cindy
Shaw, Kimberly
Tahir, Saghir

Gargas, Carolyn
Hawkins, Ken
Hogan, Edith
Jasper, Shawn
Kurk, Neal
Mead, Robert
O'Neil, James
Pellegrino, Tony
Price, Pamela
Rowe, Robert
Silva, Peter
Ulery, Jordan

MERRIMACK

Anderson, Eric
Kidder, David
Reed, Dennis

Boutin, David
Kotowski, Frank
Smith, Todd

DeStefano, Stephen
McGuire, Carol

Hess, David
Palfrey, David

ROCKINGHAM

Allen, Mary
Bettencourt, David
Charron, Gene
Devine, James
Emiro, Frank
Garrity, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Scamman, W.
Douglas Jr
Tucker, Pamela

Baldasaro, Alfred
Bishop, Franklin
Comerford, Timothy
Dowling, Patricia
Ferrante, Beverly
Griffin, Mary
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Sedensky, John

Weare, Everett

Bates, David
Bridle, Russell
Crisler, Margaret
Dumaine, Dudley
Fesh, Robert
Headd, James
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Smith, William

Welch, David

Belanger, Ronald
Case, Frank
DeSimone, Debra
Elliott, Robert
Flanders, John Sr
Hoelzel, Kathleen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella
Sullivan, James

Wells, Roger

STRAFFORD

Berube, Roger
Hofemann, Roland
Vita, Carol

Bickford, David
Lewis, Robert

Brown, Julie
Sprague, Dale

Groen, Warren
Twombly, James

SULLIVAN

Donovan, Thomas Jr
Rodeschin, Beverly

Gagnon, Raymond

Howard, Thomas

Osgood, Joe

and the motion was adopted.

Rep. French did not vote and notified the Clerk that she wished to be recorded in favor.

The question now being adoption of the motion of Ought to Pass with Amendment.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 186 NAYS 179

YEAS 186

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Carr, Daniel
Mitchell, Bonnie
Sad, Tara

Burridge, Delmar
Eaton, Daniel
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Meador, David
Robertson, Timothy

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pierce, David

Almy, Susan
Friedrich, Carol
Mulholland, Catherine
Smith, Suzanne

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Taylor, Kathleen

Cooney, Mary
Harding, Laurie
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Baroody, Benjamin
Bergin, Peter
Chase, Claudia
Dokmo, Cynthia
Ginsburg, Ruth
Hardy, Valerie
Holden, Frank
Knowles, Mary Ann
Levesque, Melanie
Marshall, Seth
Pratt, Calvin
Shaw, Barbara
Williams, Carol

Beauchamp, Roger
Boisvert, Ronald
Chininis, Alexis
Flurey, Joan
Gorman, Mary
Harvey, Philip
Irwin, Anne-Marie
Kopka, Angeline
Lisle, Carolyn
Messier, Irene
Ramsey, Peter
Thompson, Robert
Winters, Joel

Beaulieu, Jane
Caron, June
Clemons, Jane
Foster, Linda
Hackel, Paul
Harvey, Suzanne
Katsiantonis, George
Leishman, Peter
Long, Patrick
Nixon, David
Schulze, Joan
Vaillancourt, Steve

Beck, Catriona
Chandlee, Shannon
Craig, James
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Knowles, John
Levasseur, Nickolas
Mack, Ron
O'Brien, Michael Sr
Shattuck, Gilman
Walsh, Robert Jr

MERRIMACK

Bartlett, Michael
Davis, Frank
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Walz, Mary Beth
Williams, Robert

Brown, Carole
Foose, Robert
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley

Borden, David
Cushing, Robert

Brown, C. Pennington
Day, Judith

Cali-Pitts, Jacqueline
DiPentima, Rich

Gleason, John
Hutchinson, Karen
McCarthy, Barbara
Pettersen, Don
Splaine, James

Gould, Kenneth
Kepner, Susan
McEachern, Paul
Read, Robin Jr
Webber, Carolyn

Henson, John
Lyons, Melissa
Nord, Susi
Russell, Trink

Hutchinson, Gina
Mann, Maureen
Pantelakos, Laura
Schlachman, Donna

STRAFFORD

Brennan, William
Cyr, James
Hubbard, Pamela
Price, Susan
Rous, Emma
Vachon, Dennis

Brown, Larry
Domingo, Baldwin
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Browne, Brendon
Grassie, Anne
Lauterborn, Elaine
Rollo, Deanna
Smith, Marjorie
Ward, Kenneth

Burke, Rachel
Horrigan, Timothy
Perry, Robert
Rollo, Michael
Spang, Judith
Watters, David

SULLIVAN

Cloutier, John

Gottling, Suzanne

Harris, Sandra

Houde-Quimby,
Charlotte

McClammer, Jim

Skinder, Carla

Sweeney, Cynthia

NAYS 179

BELKNAP

Bolster, Peter
Nedeau, Stephen
Wendelboe, Fran

Boyce, Laurie
Russell, David

Fields, Dennis
St. Cyr, Jeffrey

Flanders, Donald
Swinford, Elaine

CARROLL

Ahlgren, Christopher
Knox, J. David
Scala, Dino

Buco, Thomas
McConkey, Mark
Stevens, Stanley

Chandler, Gene
Patten, Betsey
Umberger, Karen

Fleck, Joseph
Roberts, John

CHESHIRE

Butynski, William
Laurent, John

Emerson, Susan
Roberts, Kris

Hunt, John
Sterling, Franklin Jr

Johnson, Jane

COOS

Ingersoll, Paul Sr
Stohl, Eric

Rappaport, Laurence

Remick, William

Richardson, Herbert

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Preston, Philip

Ingbretson, Paul
Ward, Brien

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Cebrowski, John
Daniels, Gary
Elliott, Nancy
Gargas, Carolyn
Hawkins, Ken
Hogan, Edith

Belvin, William
Christensen, Chris
Day, Russell
Emerton, Larry
Graham, John
Hikel, John
Holden, Rip

Boehm, Ralph
Christiansen, Lars
Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hinch, Richard
Hopper, Gary

Campbell, David
Cote, David
Drisko, Richard
Gandia, Laura
Haley, Robert
Hinkle, Peyton
Infantine, William

Jasper, Shawn
Kurk, Neal
Mead, Robert
O'Neil, James
Pellegrino, Tony
Renzullo, Andrew
Ryder, Donald
Soucy, Connie
Ulery, Jordan

Jeudy, Jean
L'Heureux, Robert
Moran, Edward
Ober, Lynne
Peterson, Andrew
Rhodes, Brian
Seidel, Carl
Soucy, Timothy
Villeneuve, Moe

Katsiantonis, Thomas
LaPlante, Roland
Movsesian, Lori
Ober, Russell III
Pilotte, Maurice
Rosenwald, Cindy
Shaw, Kimberly
Spaulding, Jayne
Willette, Robert

Kelley, John
McCarthy, Michael
O'Brien, William
Palmer, Stephen
Price, Pamela
Rowe, Robert
Silva, Peter
Tahir, Saghir

MERRIMACK

Anderson, Eric
Kidder, David
Reed, Dennis

Boutin, David
Kotowski, Frank
Smith, Todd

DeStefano, Stephen
McGuire, Carol

Hess, David
Palfrey, David

ROCKINGHAM

Allen, Mary
Bettencourt, David
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hoelzel, Kathleen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella

Baldasaro, Alfred
Bishop, Franklin
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Scamman, W.
Douglas Jr

Bates, David
Bridle, Russell
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Griffin, Mary
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Sedensky, John

Belanger, Ronald
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Headd, James
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Smith, William

Sullivan, James
Wells, Roger

Tucker, Pamela

Weare, Everett

Welch, David

STRAFFORD

Berube, Roger
Hofemann, Roland
Vita, Carol

Bickford, David
Lewis, Robert

Brown, Julie
Sprague, Dale

Groen, Warren
Twombly, James

SULLIVAN

Donovan, Thomas Jr
Rodeschin, Beverly

Gagnon, Raymond

Howard, Thomas

Osgood, Joe

and the motion was adopted.

Ordered to third reading.

Rep. French did not vote and notified the Clerk that she wished to be recorded in favor.

MOTION TO SPECIAL ORDER

Rep. DeJoie moved that HB **426-FN-A-L**, establishing the New Hampshire homestead plan, be made a Special Order as the first order of business after the lunch break today.

Rep. DeJoie spoke in favor.

On a division vote, 245 members having voted in the affirmative and 86 in the negative, the motion was adopted.

The House recessed at 12:30 p.m.

RECESS

(Speaker Norelli in the Chair)

The House reconvened at 1:40 p.m.

MOTION TO PRINT DEBATE

Rep. Nevins moved that the debate on **HB 436-FN-L**, relative to civil marriage and civil unions, be printed in the Permanent Journal.

On a division vote, 107 members having voted in the affirmative and 126 in the negative, the motion failed.

CLERK'S NOTE

See also House Journal for April 8, 2009. Motion reconsidered, adopted and debate printed.

SPECIAL ORDERS

REGULAR CALENDAR – PART II (CONT'D)

SPECIAL ORDER

HB 426-FN-A-L, establishing the New Hampshire homestead plan. **WITHOUT RECOMMENDATION**

Statement in support of Ought to Pass with Amendment:

This is the first bill in years that is more than a band aid for the systemic problems of structural budget deficits and high property taxes. The “NH Homestead Plan” creates a sustainable base for education funding requirements and delivers significant property tax relief to the overwhelming majority of NH residents. The bill establishes a uniform statewide property tax at the rate of \$5.50 per thousand, subject to an exemption on the first \$150,000 of value of an owner-occupied primary residence. Thereby, it allows our property tax based system to evolve to recognize a reasonable distinction between our primary residences and other classes of property, amounting to an \$825 benefit for all homesteads valued at \$150,000 or greater. Like the previous uniform statewide rate of \$6.60 that was law earlier this decade, the institution of a fixed statewide property tax rate will, in general, cause the total tax rate of higher taxed communities to decrease and lower taxed communities to increase. For homeowners, these changes in rate are further modified by the homestead benefit. Based on figures provided to the committee by the Legislative Budget Assistant Office, we believe that total taxes will decrease in communities with a combined population totaling over 430,000 residents, including such cities as Manchester, Berlin, Nashua, Claremont and Rochester. In these communities, as well as in towns like Greenville, Derry, Swanzey and Colebrook, we believe that taxes will decrease on all properties, including businesses, investment/rental properties and second homes. In towns with a combined total of over 870,000 residents, taxes on all properties should either go down or go up in equalized rate by no more than a dollar and change. Due to the homestead benefit in towns where taxes would go up by \$2 or less, all homeowners would pay fewer taxes under \$412,000 in value, and the effect of any increase would only apply above that level. In the remaining towns, tax rates would rise under the bill between \$2 to a maximum of \$3.36 per thousand on an equalized basis. However, even in the most extreme example, we believe that homestead properties valued under \$245,500 will pay lower taxes under the bill in all NH towns and increases in tax rates only begin to take effect for primary residences above that level. In other words, the owner of a \$345,500 home would pay \$336 more per year in such a community, but still much less than a home of similar value in a higher tax community nearby. We support this bill as the best example we have seen of a way to come together and address the most pressing concerns facing our state. The committee has worked now for three years on the bill. The supporters of the bill have a floor amendment, which will be in seat pockets, to better address technical and administrative

issues with implementing the plan. We believe the bill is a measured but significant step forward for New Hampshire. It will result in greater tax equity and sustainable funding for the education of our youth, both now and into the future.

Rep. Ronald Mack

Statement in support of Inexpedient to Legislate:

This bill has had intensive study and many efforts to make it workable. The opponents are concerned that the property tax relief is not great enough as well as still having many questions. This bill raises \$362 million by raising the statewide property tax from the current level of \$2.14 per thousand to \$5.50. The payers will be businesses (including rental apartments) and second homes. It is unclear how this burden is distributed among the payers, but there are many more business properties than second homes. This would be a major burden on our businesses and apartment dwellers. This bill also includes changes to education funding policy passed by the Legislature last term which have not been reviewed by the relevant policy committee.

Rep. Susan Almy

Rep. Mack moved Ought to Pass and offered floor amendment (1055h).

Floor Amendment (1055h)

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

1 Statement of Purpose.

I. The general court recognizes that certain communities lack the relative wealth and fiscal capacity to fund local education to the extent desired by those communities. For this reason, the general court finds it appropriate to provide money above the cost of the opportunity for an adequate education based upon the fiscal capacity and relative need of certain communities.

II. The general court also finds that to preserve the advantages inherent in our system of funding public education it is desirable for our property tax system to evolve to henceforth allow a reasonable adjustment in statewide education property taxes levied on owner occupied homestead property, in the form of a homestead exemption, to the statewide education property tax.

III. This act is not intended to stand in isolation from the other statutes and rules relating to educating New Hampshire students as required by state and federal law.

2 Application of Receipts; Excess Education Tax Payments. Amend RSA 6:12, I(b)(65) to read as follows:

(65) Money received under RSA 77-A, RSA 77-E, RSA 78, RSA 78-A, RSA 78-B, RSA 83-F, ~~[RSA 198:46,]~~ and from the sweepstakes fund, which shall be credited to the education trust fund under RSA 198:39.

3 Education Property Tax. RSA 76:3 is repealed and reenacted to read as follows:

76:3 Education Property Tax.

I. An annual education property tax at the uniform rate of \$5.50 on each \$1,000 of the value of taxable property is hereby imposed on all persons and property taxable pursuant to RSA 72, RSA 73, and subject to the exemption under RSA 76-A, except property subject to tax under RSA 82 and RSA 83-F.

II. Taxes due under this section shall be paid to the department of revenue administration. A municipality's tax collector, or other authorized municipal official, shall act as an agent of the department of revenue administration for the purpose of collecting and forwarding taxes due under this section. The commissioner of the department of revenue administration shall collect all taxes due and certify such amount to the state treasurer for deposit into the education trust fund established in RSA 198:39.

4 Commissioner's Warrant. RSA 76:8, II is repealed and reenacted to read as follows:

II. The commissioner shall issue a warrant under the commissioner's hand and official seal for the amount computed in paragraph I to the selectmen or assessors of each

municipality by December 15 directing them to assess such sum and pay it to the department of revenue administration pursuant to RSA 76:3, II. Such sums shall be assessed at such times as may be prescribed for other taxes assessed by such selectmen or assessors of the municipality.

5 New Chapter; Homestead Exemption. Amend RSA by inserting after chapter 76 the following new chapter:

CHAPTER 76-A
EDUCATION PROPERTY TAX HOMESTEAD EXEMPTION

76-A:1 Definition. In this chapter, "homestead" or "homestead property" means the dwelling owned by a claimant, or in the case of a multi-unit dwelling, the portion of the dwelling, which is used as the claimant's principal place of residence and the claimant's domicile for purposes of RSA 654:1. "Homestead" shall not include land and buildings taxed under RSA 79-B or 79-C or land and buildings or the portion of land and buildings rented or used for commercial or industrial purposes. In this section, dwelling owner includes one or more joint tenants or tenants in common and a trustee of a grantor trust pursuant to sections 671-679 of the United States Internal Revenue Code.

76-A:2 Homestead Exemption.

I. The first \$150,000 of equalized assessed value of the homestead of a qualifying taxpayer shall be exempt from the education property tax due under RSA 76:3.

II. A qualifying taxpayer is an individual who:

(a) On April 1, certifies under the pains and penalties of perjury, that he or she owns a homestead subject to the education property tax and that no other such residency claim has been made in another state or New Hampshire municipality; and

(b) Files a claim certifying, under the pains and penalties of perjury, that such taxpayer qualifies under subparagraph (a) with the selectmen or assessing official pursuant to RSA 72:33. The provisions of RSA 72:33, I-a shall apply to the filing of late homestead exemption claims.

III. Upon receipt of a claim for a homestead exemption under this section, the selectmen or assessing officials shall forward the claim to the commissioner of the department of revenue administration who shall review the claim and grant or deny the claim in writing to the applicant by July 1 following receipt of the claim. Failure of the commissioner to respond shall constitute acceptance of the claim. Accepted claims shall continue from year to year without necessity for refileing unless there is a change in ownership or use of the property. Accepted claims may at any time be revoked for any tax year or portion thereof following the occurrence of one or more of the following events:

(a) The claimant fails to file a return as required under this section within one year following the close of the tax year for which the exemption is claimed; or

(b) The claimant is no longer qualified under the definition of homestead in RSA 76-A:1 due to a change in ownership or use.

IV. The following shall apply to the determination of the amount of property value exempted relative to a homestead which is part of a single tax parcel upon which is located either other dwelling units not owned or occupied by the taxpayer or significant nonresidential use of the property:

(a) If the tax parcel includes other dwellings or dwelling units, the value of the homestead exemption relative to the claimed homestead shall be determined by the assessing official as follows:

(1) Divide the value of the tax parcel by the number of dwelling units; or

(2) If the square footage of each dwelling unit is known, multiply the value of the tax parcel by a fraction consisting of the square footage of the claimed homestead divided by the total square footage of all dwelling units in the parcel.

(b) In lieu of the method of determining the amount of homestead exemption in subparagraph (a) or (b), a taxpayer may present competent evidence of a greater proportion

of exempt value to the assessing officials. In such instance the taxpayer bears the burden of proving the claimed exemption by the preponderance of the evidence.

(c) The commissioner of the department of revenue administration shall adopt rules, pursuant to RSA 541-A, relative to the enforcement of the homestead exemption under this chapter.

V. Only one homestead exemption per property may be claimed in any tax year.

VI. A taxpayer who knowingly files a false or fraudulent homestead exemption claim shall be guilty of a class A misdemeanor.

VII. A taxpayer may appeal the refusal to grant the homestead exemption in accordance with RSA 72:34-a.

6 New Section; Targeted Grants; Consumer Price Index Adjustment. Amend RSA 198 by inserting after section 40-d the following new section:

198:40-e Targeted Grants. The commissioner shall make targeted grants to municipalities as follows:

I. For the biennium beginning July 1, 2011, and each biennium thereafter, the commissioner shall calculate an education equity index for each municipality that had any resident pupils during the applicable determination year as follows:

(a) Divide one by the sum of:

(1) 0.4 times the statewide average equalized valuation per pupil divided by the equalized valuation per pupil for the municipality;

(2) 0.2 times the statewide median income divided by the municipality's median income;

(3) 0.095 times the percentage of the municipality's pupils in grades one through 12 eligible to receive a free or reduced-price meal during the determination year as reported to the department divided by the statewide percentage of pupils in grades one through 12 eligible to receive a free or reduced-price meal during the determination year as reported to the department;

(4) 0.005 times the percentage of the municipality's pupils in kindergarten through grade 8 identified as English language learners and receiving at least 5 hours per week of special instruction in English during the determination year as reported to the department divided by the statewide percentage of pupils in grades kindergarten through 8 identified as English language learners and receiving at least 5 hours per week of special instruction in English during the determination year;

(5) 0.15 times the statewide average test score on the New England common assessment program divided by the municipality's average test score administered pursuant to 193-C;

(6) 0.075 times the statewide graduation rate for the determination year as reported by the department divided by the municipality's graduation rate for the determination year as reported to the department, where each municipality's graduation rate shall be equal to the graduation rate for the particular high school attended by the municipality's resident pupils that attend high school; and

(7) 0.075 times the statewide percentage of high school graduates that entered directly into postsecondary education in the determination year as reported by the department divided by the percentage of the municipality's high school graduates that entered directly into postsecondary education in the determination year as reported to the department, where each municipality's percentage of high school graduates that entered directly into postsecondary education in the determination year rate shall be equal to the percentage of such high school graduates for the particular high school attended by the municipality's resident pupils that attend high school.

(b) For the biennium beginning July 1, 2011, and every biennium thereafter, the commissioner shall determine the education equity index for each municipality not later than October 1 in the calendar year preceding the beginning of the biennium for which the education equity index is calculated.

II. In determining the education equity index for any municipality that sends pupils to more than one school or school district, the commissioner shall consider only data from schools or school districts within this state attended by 5 percent or more of the municipality's resident pupils, and the commissioner shall determine each value necessary to calculate the education equity index for such municipality by weighting the corresponding values for each school or school district to which the municipality sends pupils by the number of resident pupils from the municipality that attend such school or school district. If a municipality sends all of its resident pupils that are relevant to the determination of any value necessary to calculate the education equity index for such municipality to one or more schools not operated by any school district, then the municipality shall be assigned the statewide value for such value.

III. Each fiscal year, the commissioner shall determine the amount of state funds remaining after calculating the estimated amount of funds to be paid to school districts under RSA 198:40-a and RSA 198:40-c and distribute such remaining funds as targeted aid to municipalities, except for municipalities where all school districts therein provide education to all of their pupils by paying tuition to other institutions, as follows:

(a) For each municipality with an education equity index for the applicable fiscal year which is less than 1.2, the commissioner shall determine a number of education equity units equal to the number of resident pupils in the municipality during the applicable determination year multiplied by the excess of 1.2 over the municipality's education equity index for such biennium. Each other municipality shall be assigned zero education equity units for such biennium.

(b) Each municipality shall receive a targeted grant for such fiscal year equal to the total amount of targeted grants for the fiscal year multiplied by a fraction, the numerator of which is the number of education equity units determined for such municipality for the applicable biennium, and the denominator of which is the total number of education equity units determined for all municipalities for such biennium.

IV. The targeted grant amount for each municipality where all school districts therein provide education to all of their pupils by paying tuition to other institutions shall be the lesser of the following:

(a) The amount calculated in accordance with paragraph III of this section; or

(b) The total amount paid for education expense as determined by the commissioner.

V. Targeted grants disbursed under this section shall be a charge against the education trust fund established in RSA 198:39.

7 School Money; Determination of Grants. RSA 198:41 is repealed and reenacted to read as follows:

198:41 Determination of Grants.

I. Except for municipalities where all school districts therein provide education to all of their pupils by paying tuition to other institutions, the department of education shall determine the amount of the education grant for the municipality as follows:

(a) Add the per pupil cost of providing the opportunity for an adequate education for which each pupil is eligible pursuant to RSA 198:40-a, I-III, and from such amount;

(b) Subtract the amount of the education property tax warrant to be issued by the commissioner of the department of revenue administration for such municipality reported pursuant to RSA 76:9 for the next tax year, and from such amount; and

(c) Add the fiscal capacity disparity aid pursuant to RSA 198:40-c.

II. For municipalities where all school districts therein provide education to all of their pupils by paying tuition to other institutions, the department of education shall determine the amount of the adequate education grant for each municipality as the lesser of the 2 following calculations:

(a) The amount calculated in accordance with paragraph I of this section; or

(b) The total amount paid for items of current education expense as determined by the department of education minus the amount of the education property tax warrant to be issued by the commissioner of revenue administration for such municipality reported pursuant to RSA 76:9 for the next tax year.

III. The department of education shall not:

(a) Distribute a total education grant on behalf of all pupils who reside in a municipality that exceeds that municipality's total education grant by more than 15 percent; or

(b) Reduce the total state aid for an adequate education provided on behalf of all pupils who reside in a municipality to an amount less than that municipality's total state aid for an adequate education received in the previous fiscal year.

IV. Each fiscal year, the commissioner shall disburse grants in the following order:

(a) First, the adequate education grant amount determined pursuant to RSA 198:40-a, shall be disbursed to the school district.

(b) Second, the fiscal capacity disparity aid determined pursuant to RSA 198:40-c shall be disbursed to the school district.

(c) Third, the targeted grant amount determined pursuant to RSA 198:40-e shall be disbursed to the municipality. If the amount available for targeted grants in any fiscal year is insufficient to fund all targeted grants due under this section, the amount shall be prorated proportionally among all municipalities entitled to a targeted grant.

V. The department of education shall notify school districts and municipalities of the estimated amounts of grants by November 15 of the year preceding the fiscal year for which aid is determined.

8 School Money; Distribution Schedule. RSA 198:42 is repealed and reenacted to read as follows:

198:42 Grant Distribution Schedule; Appropriation.

I. The grants determined in RSA 198:41 shall be distributed from the education trust fund in 4 payments of 20 percent on September 1, 20 percent on November 1, 30 percent on January 1, and 30 percent on April 1 of each school year; provided that for a dependent school district, the grant determined in RSA 198:41 shall be distributed to the municipality, which shall appropriate and transfer the grant funds to its dependent school department.

II. Each fiscal year, the amount necessary to fund the grants under RSA 198:41 is hereby appropriated to the department from the education trust fund created under RSA 198:39. The governor is authorized to draw a warrant from the education trust fund to satisfy the state's obligation under this section. Such warrant for payment shall be issued regardless of the balance of funds available in the education trust fund. If the balance in the education trust fund, after the issuance of any such warrant, is less than zero, the commissioner of the department of administrative services shall inform the fiscal committee and the governor and council of such balance. This reporting shall not in any way prohibit or delay the distribution of grants.

III. The department of education shall certify the amount of each grant to the state treasurer and direct the payment thereof pursuant to RSA 198:41. When a payment of a grant is made to a school district, the municipality on whose behalf the payment is made shall receive notification from the state treasurer of the amount of the payment made to its school district or districts.

IV. Each fiscal year, the amount necessary to fund chartered public school tuition payments under RSA 194-B:11, I is hereby appropriated to the department from the education trust fund established under RSA 198:39. The education trust fund shall be used to satisfy the state's obligation under this paragraph. The payment shall be issued regardless of the balance of funds available in the education trust fund.

9 Cooperative School Districts; State Aid. Amend RSA 195:15 to read as follows:

195:15 State Aid. The state aid to which a cooperative elementary and/or secondary district shall be entitled shall be the total of those shares of the aid to which the pupils attending the cooperative district would have entitled the pre-existing districts, had they remained in the pre-existing districts. ~~[For the purposes of crediting the cooperative district's adequate education cost to the pre-existing districts, each such pre-existing district shall have its adequate education cost under RSA 198:38, VII credited against its share of the cooperative school district budget. However, cooperative school districts formed by 2 or more pre-existing districts whose boundaries approximate those of a single township in which they are located shall be treated as a single school district for the purposes of this section.]~~

10 Excess Education Property Tax Payment; Subdivision Heading Amended. Amend the subdivision heading preceding RSA 198:46 to read as follows:

~~[Excess Education Property Tax Payment]~~ **Miscellaneous Provisions**

11 New Paragraph; Department of Revenue Administration; Duties of Commissioner. Amend RSA 21-J:3 by inserting after paragraph XXIX the following new paragraph:

XXX. Determine, administer, and enforce the annual education property tax homestead exemption pursuant to RSA 76-A.

12 New Paragraph; Department of Revenue Administration; Rulemaking Authority. Amend RSA 21-J:13 by inserting after paragraph XII the following new paragraph:

XIII. Determining, administering, and enforcing the annual education property tax homestead exemption pursuant to RSA 76-A.

13 Persons and Property Liable to Taxation; Definitions. Amend RSA 72:29, II to read as follows:

II. The term "residential real estate" for the purposes of RSA 72:28-34, inclusive, **and RSA 76-A**, shall mean the real estate which the person qualified for an exemption or a tax credit thereunder occupies as his principal place of abode together with any land or buildings appurtenant thereto and shall include manufactured housing if used for said purpose.

14 Persons and Property Liable to Taxation; Definitions. Amend RSA 72:29, VI to read as follows:

VI. For purposes of RSA 72:28, 29-a, 30, 31, 32, 33, 35, 36-a, 37, 37-a, 37-b, 38-a, 39-a, 62, 66, ~~and~~ 70, **and 76-A**, the ownership of real estate, as expressed by such words as "owner," "owned," or "own," shall include those who have equitable title or the beneficial interest for life in the subject property.

15 Persons and Property Liable to Taxation; Application for Exemption or Tax Credit. Amend the introductory paragraph in RSA 72:33, I to read as follows:

I. No person shall be entitled to the exemptions or tax credits provided by RSA 72:28, 29-a, 30, 31, 32, 35, 36-a, 37, 37-a, 37-b, 38-b, 39-b, 62, 66, ~~and~~ 70, **and 76-A** unless the person has filed with the selectmen or assessors, by April 15 preceding the setting of the tax rate, a permanent application therefor, signed under penalty of perjury, on a form approved and provided by the commissioner of revenue administration, showing that the applicant is the true and lawful owner of the property on which the exemption or tax credit is claimed and that the applicant was duly qualified upon April 1 of the year in which the exemption or tax credit is first claimed, or, in the case of financial qualifications, that the applicant is duly qualified at the time of application. The form shall include the following and such other information deemed necessary by the commissioner:

16 Persons and Property Liable to Taxation; Appeal from Refusal to Grant Exemption, Deferral, or Tax Credit. Amend RSA 72:34-a to read as follows:

72:34-a Appeal From Refusal to Grant Exemption, Deferral, or Tax Credit. Whenever the selectmen or assessors refuse to grant an applicant an exemption, deferral, or tax credit to which the applicant may be entitled under the provisions of RSA 72:23, 23-d, 23-e, 23-f, 23-g, 23-h, 23-i, 23-j, 23-k, 28, 29-a, 30, 31, 32, 35, 36-a, 37, 37-a, 37-b, 38-a, 38-b, 39-a, 39-b, 41, 42, 62, 66, ~~or~~ 70, **or 76-A** the applicant may appeal in writing, on or before September 1

following the date of notice of tax under RSA 72:1-d, to the board of tax and land appeals or the superior court, which may order an exemption, deferral, or tax credit, or an abatement if a tax has been assessed.

17 Modifications to Municipal Tax Software. Notwithstanding RSA 198, the commissioner of the department of revenue administration may distribute an amount not to exceed \$7,000,000 to municipalities during the 2011 fiscal year to allow municipalities to perform modifications to their tax assessment and billing software which are necessary to facilitate the calculation of the homestead exemption pursuant to RSA 76-A. Such amount shall be a charge against the targeted grant amount to be distributed in the 2011 fiscal year pursuant to RSA 198:40-e.

18 Severability. If any provision of this act or the application thereof to any person or circumstance is deemed invalid, the invalidity does not affect the other provisions or applications of the act which can be given effect without the invalid provisions or applications and to this end the provisions of this act are severable.

19 Repeal. The following are repealed:

- I. RSA 198:46, relative to excess education property tax payment.
- II. RSA 198:47, relative to forms for excess education property tax payment.
- III. 2008, 173:17, III, relative to the prospective repeal date of July 1, 2011 for RSA 198:41, III for total education grants distributed in the 2010 and 2011 fiscal years.
- IV. RSA 198:41, III, as inserted by section 7 of this act, relative to total education grants distributed by the department of education.

20 Applicability. The provisions of RSA 76-A as inserted by section 5 of this act shall apply to claims filed on or after the tax year beginning April 1, 2011.

21 Effective Date.

- I. Section 5 of this act shall take effect April 1, 2011.
- II. Paragraph IV of section 19 of this act shall take effect July 1, 2013.
- III. Paragraph III of section 19 of this act shall take effect June 30, 2011.
- IV. The remainder of this act shall take effect July 1, 2011 at 12:01 a.m.

AMENDED ANALYSIS

This bill:

- I. Imposes an education property tax at \$5.50 per \$1,000 of taxable value.
- II. Establishes a homestead exemption from the education property tax for the first \$150,000 of assessed value of homestead property.
- III. Provides targeted grants to municipalities based on demonstrated need.
- IV. Repeals the provisions governing excess education property tax payments.
- V. Authorizes the commissioner of the department of revenue administration to distribute up to \$7,000,000 to enable municipalities to perform modifications to tax software programs necessary to facilitate calculation of the homestead exemption.

VI. Effective July 1, 2013, repeals RSA 198:41, III which limits the amount of the education grant to a municipality.

Rep. Mack spoke in favor.

Reps. William Smith and Hammond spoke against.

Reps. Rous, Almy and Hess spoke against and yielded to questions.

Reps. Hunt and DeJoie spoke in favor and yielded to questions.

Rep. Andy Peterson requested a roll call; sufficiently seconded.

YEAS 87 NAYS 268

YEAS 87

BELKNAP

Johnson, William

CARROLL

Buco, Thomas

Wiley, Susan

CHESHIRE

Butcher, Suzanne
Johnson, Jane
Sad, Tara

Butynski, William
Mitchell, Bonnie
Sterling, Franklin Jr

Carr, Daniel
Parkhurst, Henry
Weber, Lucy

Hunt, John
Roberts, Kris
Weed, Charles

COOS

Ingersoll, Paul Sr
Remick, William

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Bulis, Lyle

Pierce, David

HILLSBOROUGH

Baroody, Benjamin
Gagne, Larry
Hebert, Roger
Messier, Irene
Sullivan, Daniel
Willette, Robert

Beck, Catriona
Garrity, Patrick
Komi, Richard
Peterson, Andrew
Tahir, Saghir
Williams, Carol

Chase, Claudia
Ginsburg, Ruth
LaPlante, Roland
Shattuck, Gilman
Thompson, Robert

Chininis, Alexis
Harvey, Philip
Mack, Ron
Shaw, Barbara
Walsh, Robert Jr

MERRIMACK

Bartlett, Michael
Kelly, Sally
Tilton, Joy

Clarke, Claire
Palfrey, David
Wheeler, Deborah

DeJoie, John
Richardson, Gary
Williams, Robert

Gile, Mary
Schuett, Dianne

ROCKINGHAM

Bishop, Franklin
Gleason, John
Katsakiores, Phyllis
Schlachman, Donna

Dowling, Patricia
Gould, Kenneth
McCarthy, Barbara
Splaine, James

Ferrante, Beverly
Hutchinson, Gina
Nord, Susi

Fesh, Robert
Katsakiores, George
Sapareto, Frank

STRAFFORD

Berube, Roger
Domingo, Baldwin
Rollo, Michael

Brennan, William
Grassie, Anne
Sprague, Dale

Browne, Brendon
Keans, Sandra
Vachon, Dennis

Cyr, James
Lauterborn, Elaine

SULLIVAN

Cloutier, John
McClammer, Jim

Donovan, Thomas Jr
Gagnon, Raymond
Osgood, Joe

Harris, Sandra

NAYS 268

BELKNAP

Arsenault, Beth
Merry, Liz
Pilliod, James
Swinford, Elaine

Bolster, Peter
Miller, Kate
Reever, Judith
Wendelboe, Fran

Fields, Dennis
Millham, Alida
Russell, David

Flanders, Donald
Nedeau, Stephen
Stuart, Richard

CARROLL

Ahlgren, Christopher	Bridgham, Robert	Butler, Edward	Chandler, Gene
Fleck, Joseph	Knox, J. David	McConkey, Mark	Patten, Betsey
Scala, Dino	Stevens, Stanley	Umberger, Karen	

CHESHIRE

Allen, Peter	Butterworth, Timothy	Eaton, Daniel	Emerson, Susan
Laurent, John	Lindsey, Steven	Meader, David	Richardson, Barbara
Robertson, Timothy			

COOS

Hatch, William	Rappaport, Laurence	Richardson, Herbert	Stohl, Eric
Theberge, Robert			

GRAFTON

Aguiar, James	Almy, Susan	Andersen, Gene	Benn, Bernard
Cooney, Mary	Ford, Susan	Friedrich, Carol	Gionet, Edmond
Gould, Franklin	Harding, Laurie	Ingbretson, Paul	Ladd, Rick Jr
Laliberte, Suzanne	Maybeck, Margie	Mulholland, Catherine	Nordgren, Sharon
Preston, Philip	Smith, Suzanne	Taylor, Kathleen	Townsend, Charles
Ward, Brien			

HILLSBOROUGH

Batula, Peter	Beaulieu, Jane	Belvin, William	Bergin, Peter
Boehm, Ralph	Boisvert, Ronald	Campbell, David	Caron, June
Cebrowski, John	Chandley, Shannon	Christensen, Chris	Christiansen, Lars
Clemons, Jane	Cote, David	Craig, James	Daniels, Gary
Day, Russell	Doherty, Shaun	Dokmo, Cynthia	Drisko, Richard
Elliott, Nancy	Emerton, Larry	Flurey, Joan	Foster, Linda
Gandia, Laura	Gargas, Carolyn	Gidge, Kenneth	Goley, Jeffrey
Gorman, Mary	Graham, John	Hackel, Paul	Haefner, Robert
Haley, Robert	Hammond, Jill	Hardy, Valerie	Harvey, Suzanne
Hawkins, Ken	Hikel, John	Hinch, Richard	Hinkle, Peyton
Hogan, Edith	Holden, Frank	Holden, Rip	Hopper, Gary
Infantine, William	Irwin, Anne-Marie	Judy, Jean	Katsiantonis, Thomas
Kelley, John	Knowles, John	Knowles, Mary Ann	Kopka, Angeline
Kurk, Neal	L'Heureux, Robert	Leishman, Peter	Levasseur, Nickolas
Levesque, Melanie	Lisle, Carolyn	Long, Patrick	Marshall, Seth
Matarazzo, Anthony Sr	McCarthy, Michael	Mead, Robert	Moran, Edward
Movsesian, Lori	O'Brien, Michael Sr	O'Brien, William	O'Neil, James
Ober, Lynne	Ober, Russell III	Palmer, Stephen	Pellegrino, Tony
Pilotte, Maurice	Pratt, Calvin	Price, Pamela	Renzullo, Andrew
Rhodes, Brian	Rosenwald, Cindy	Rowe, Robert	Ryder, Donald
Schulze, Joan	Seidel, Carl	Shaw, Kimberly	Silva, Peter
Soucy, Connie	Spaulding, Jayne	Ulery, Jordan	Vaillancourt, Steve
Villeneuve, Moe	Winters, Joel		

MERRIMACK

Anderson, Eric	Bouchard, Candace	Brown, Carole	Davis, Frank
Hamm, Christine	Hess, David	Kidder, David	Kotowski, Frank

Lockwood, Priscilla
Owen, Derek
Reed, Dennis
Smith, Todd
Watrous, Rick

McGuire, Carol
Porter, Margaret
Rice, Chip
Stetson, William
Webb, Leigh

McMahon, Patricia
Potter, Frances
Rodd, Beth
Wallner, Mary Jane
Yeaton, Charles

Osborne, Jessie
Reardon, Tara
Shurtleff, Stephen
Walz, Mary Beth

ROCKINGHAM

Abbott, Dennis
Belanger, Ronald
Brown, C. Pennington
Charron, Gene
Day, Judith
DiPentima, Rich
Flanders, John Sr
Henson, John
Introne, Robert
Kolodziej, Walter
McKinney, Betsy
Pantelakos, Laura
Priestley, Anne
Reagan, John

Allen, Mary
Bettencourt, David
Cali-Pitts, Jacqueline
Comerford, Timothy
DeSimone, Debra
Dumaine, Dudley
Garrity, James
Hoelzel, Kathleen
Itse, Daniel
Lyons, Melissa
McMahon, Charles
Perkins, Amy
Quandt, Matt
Russell, Trink

Baldasaro, Alfred
Borden, David
Case, Frank
Crisler, Margaret
Devine, James
Elliott, Robert
Griffin, Mary
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Nevins, Chris
Perkins, Lawrence
Rausch, James
Scamman, Stella

Bates, David
Bridle, Russell
Casey, Kimberley
Cushing, Robert
DiFruscia, Anthony
Emiro, Frank
Headd, James
Ingram, Russell
Kepner, Susan
Mann, Maureen
Packard, Sherman
Pettersson, Don
Read, Robin Jr
Scamman, W.
Douglas Jr
Tucker, Pamela

Sedensky, John
Weare, Everett

Smith, William
Webber, Carolyn

Sullivan, James
Welch, David

STRAFFORD

Bickford, David
Groen, Warren
Lewis, Robert
Rollo, Deanna
Spang, Judith
Ward, Kenneth

Brown, Julie
Hofemann, Roland
Perry, Robert
Rous, Emma
Twombly, James
Watters, David

Brown, Larry
Horrigan, Timothy
Price, Susan
Ryder, Mark
Vita, Carol

Burke, Rachel
Hubbard, Pamela
Rogers, Rose Marie
Smith, Marjorie
Wall, Janet

SULLIVAN

Gottling, Suzanne

Houde-Quimby,
Charlotte
Sweeney, Cynthia

Howard, Thomas

Rodeschin, Beverly

Skinder, Carla
and floor amendment (1055h) failed.

LAID ON THE TABLE

Rep. Hunt moved that **HB 426-FN-A-L**, establishing the New Hampshire homestead plan, be laid on the table.

On a division vote, 228 members having voted in the affirmative and 127 in the negative, the motion was adopted.

SPECIAL ORDERS

REGULAR CALENDAR – PART II (CONT'D)

HB 187-FN, relative to manufactured housing. **OUGHT TO PASS WITH AMENDMENT.**
Rep. Susi Nord for Commerce and Consumer Affairs: This bill was originally intended to address the concerns of consumers who bought manufactured homes that were uninhabitable due to poor installation. The committee considered numerous alternatives to addressing the problem and quickly realized that some options needed more extensive public input before

they could be properly implemented. The amendment creates a study committee to take the time to fully examine the suggested solutions as well as look at how other states have addressed these issues to craft a solution that works for NH consumers. Only two sections of the original bill remain, both were requested by the state fire marshal. Section 1 allows the fire marshal to set and collect fees for building inspections done by his office and Section 2 sends appeals of his decisions directly to superior court instead of to a board that he oversees. Vote 15-2.

Amendment (0844h)

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

AN ACT relative to the state building code and establishing a committee to study the sale and installation of manufactured and modular homes and related consumer protections.

Amend the bill by replacing all after section 2 with the following:

3 Study Committee Established. There is established a committee to study the sale and installation of manufactured and modular homes and related consumer protections.

4 Membership and Compensation.

I. The members of the study committee shall be as follows:

(a) Three members of the house of representatives, 2 from the commerce and consumer affairs committee and one from the executive departments and administration committee, appointed by the speaker of the house of representatives.

(b) One member of the senate, appointed by the president of the senate.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the study committee.

5 Duties. The committee shall study the regulation of the sale and installation of manufactured housing and modular housing in New Hampshire. The committee shall review the Maine laws which regulate retail dealers, installers, and manufacturers of manufactured and modular housing.

6 Chairperson; First Meeting. The members of the committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 30 days of the effective date of this section.

7 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2009.

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

AMENDED ANALYSIS

This bill:

I. Permits the state fire marshal to establish, by rule, fees associated with administration and enforcement of the state building code.

II. Provides that appeals of the state fire marshal's decisions regarding the fire code shall be to the superior court.

III. Establishes a committee to study the sale and installation of manufactured and modular homes and related consumer protections.

Amendment adopted.

Committee report adopted and ordered to third reading.

HB 334-FN, relative to consumer credit. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jill Shaffer Hammond for Commerce and Consumer Affairs: This bill gives additional regulatory authority to the banking commissioner with regard to auto retail sellers, mortgage loan servicers, debt adjustment services personnel, and money transmitters, including barring licensure and expanding criminal record checks. It also allows for the collection of certain examination expenses, fines, and other penalties, increases registration

and renewal fees, and allows the banking department to examine business records in certain situations. This bill has the agreement of the banking associations. Vote 10-7.

Amendment (0308h)

Amend the bill by replacing sections 14-15 with the following:

14 Records and Filings; Payment; Automotive Retail Sellers. Amend RSA 361-A:13, I to read as follows:

I. A document is filed when it is received by the commissioner. ***Examination expenses, fines, penalties, and other moneys obliged to be paid to the department shall be paid within 14 days of receipt of notice by the licensee or other person or at such later time determined by the commissioner.*** If any filing deadline date falls on a weekend or on a New Hampshire state or federal legal holiday, the due date shall be automatically extended to the next business day following such weekend or holiday.

15 Records and Filings; Payment; Mortgage Loan Services. Amend RSA 397-B:11, I to read as follows:

I. A document is filed when it is received by the commissioner. ***Examination expenses, fines, penalties, and other moneys obliged to be paid to the department shall be paid within 14 days of receipt of notice by the licensee or other person or at such later time determined by the commissioner.*** If any filing deadline date falls on a weekend or on a New Hampshire state or federal legal holiday, the due date shall be automatically extended to the next business day following such weekend or holiday.

Amend the bill by replacing section 17 with the following:

17 Debt Adjustment Services; Records and Filings. Amend RSA 399-D:27, I to read as follows:

I. A document is filed when it is received by the commissioner. ***Examination expenses, fines, penalties, and other moneys obliged to be paid to the department shall be paid within 14 days of receipt of notice by the licensee or other person or at such later time determined by the commissioner.*** If any filing deadline date falls on a weekend or on a New Hampshire state or federal legal holiday, the due date shall be automatically extended to the next business day following such weekend or holiday.

Amend the bill by replacing section 19 with the following:

19 Money Transmitters; Records and Filings. Amend RSA 399-G:22, I to read as follows:

I. A document is filed when it is received by the commissioner. ***Examination expenses, fines, penalties, and other moneys obliged to be paid to the department shall be paid within 14 days of receipt of notice by the licensee or other person or at such later time determined by the commissioner.*** If any filing deadline date falls on a weekend or on a New Hampshire state or federal legal holiday, the due date shall be automatically extended to the next business day following such weekend or holiday.

Amendment adopted.

The question now being adoption of the committee report of Ought to Pass with Amendment. On a division vote, 184 members having voted in the affirmative and 126 in the negative, the committee report was adopted.

Ordered to third reading.

HB 346, relative to real estate developers creating space for drying laundry without electricity or gas. **INEXPEDIENT TO LEGISLATE.**

Rep. Edward A. Butler for Commerce and Consumer Affairs: This bill would require that a space be set aside in all new residential construction for the purpose of hanging laundry. Though this is an admirable goal which state level is unworkable and that such efforts must be made locally through zoning changes. The committee also noted that clotheslines are currently prohibited where the homeowners association or condominium association covenants specifically prohibit them. Vote 14-3.

Committee report adopted.

HB 350, prohibiting the sale and distribution of household cleaning products containing phosphorus. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Donna L. Schlachman for Commerce and Consumer Affairs: This bill adds household cleaning products to the current ban on products containing phosphorus. "Household" refers to domestic cleaning products; therefore this does not impact commercial businesses and hospitals, for example. The committee heard testimony from the department of environmental services, the manufacturers' representatives, NH Lakes Association, and others in support of this bill. The industry will be ceasing to manufacture phosphorus containing detergents by July 2010 when this legislation would be effective. Vote 14-3.

Amendment (0218h)

Amend the bill by replacing section 2 with the following:

2 Effective Date. This act shall take effect July 1, 2010.

Amendment adopted.

The question now being adoption of the committee report of Ought to Pass with Amendment.

Rep. Schlachman yielded to questions.

Committee report adopted and ordered to third reading.

HB 482, relative to mold assessment, testing, and remediation. **INEXPEDIENT TO LEGISLATE.**

Rep. John B. Hunt for Commerce and Consumer Affairs: The bill requires persons providing residential mold assessment or remediation services for mold containment in residential dwellings be certified by out-of-state professional organizations. The assessor and remediator could not be the same person. The committee certainly appreciates the sponsor's desire to protect consumers from being exploited by unscrupulous "mold experts." However, the committee felt this bill would not stop those who are unscrupulous and could instead hurt legitimate contractors from correcting the mold problems we may have. Vote 13-3.

On a division vote, 320 members having voted in the affirmative and 14 in the negative, the committee report was adopted.

Rep. Thompson declared a conflict of interest on **HB 482** and did not participate.

HJR 4, requesting the Macquarie Bank to withdraw its rate hike request relating to the Aquarion Water Company in Hampton, North Hampton, and Rye. **INEXPEDIENT TO LEGISLATE.**

Rep. Tara G. Reardon for Commerce and Consumer Affairs: This house joint resolution requested the Aquarion Water Company that services the town of Hampton, North Hampton and Rye, to withdraw its rate hike request that has been filed with the New Hampshire Public Utilities Commission. The committee felt that this matter was properly pending before, and the jurisdiction of, the PUC. There was no testimony that indicated the PUC would not be holding a hearing and ruling on the rate hike request in the normal course of business before that commission. The sponsor testified that the water company was owned by a foreign entity, which was not deemed relevant by the committee. Vote 17-3.

Committee report adopted.

HB 204, relative to discovery in driving while intoxicated cases. **OUGHT TO PASS.**

Rep. David A. Welch for Criminal Justice and Public Safety: Discovery is an important part of any criminal trial. It allows the prosecutor and defense to prepare their respective cases in such a manner that eliminates surprises and allows the system to operate more smoothly. It has been observed in some DWI cases that the defense has requested material that the state does not possess. This material included schematics, software codes, and other

material that may be protected under patent laws and are proprietary in nature. This bill limits this type of request for this material. A third element in this bill allows a judge to order such requests when there is a showing that the intoxilyzer may be, or is likely to be, unreliable. The current testing and certification of these machines is still allowed to be requested under discovery and this bill does not change that important right of the defendant. Vote 11-2.

On a division vote, 275 members having voted in the affirmative and 58 in the negative, the committee report was adopted.

Ordered to third reading.

(Rep. Foster in the Chair)

HB 312, permitting a person to record a law enforcement officer in the course of such officer's official duties. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Gene P. Charron for the Majority of Criminal Justice and Public Safety: Having heard the testimony of both sides of this issue, the committee is not convinced that this bill is necessary. In fact, the committee felt that there would be some serious un-intended consequences if the bill were passed. Proponents of this bill expressed that the crux of the bill is to protect a person from being charged with a felony for violating wiretapping laws. But, in most cases, if this bill was passed would everyone understand the limitations? A major concern that was expressed in opposition to this bill would be someone recording witnesses, or conversations at a crime scene. Another concern is having an event recorded and seeing it on the Internet. There is no protection for those involved. Consider this scenario: A police officer responds to a domestic call. Upon arrival the domestic is in a full blown stage. The officer is trying to quell the incident, but while doing so a neighbor knowing the new law decides to record the event. This in and of itself is distracting to the officer and could cause serious harm to all involved. Another example is a high speed chase. The adrenaline while attempting to apprehend is high and it is the same for the person trying to elude the officer. Vehicles finally come to a stop and the officer slowly approaches. The occupant of the vehicle is pumped and reaches for his recorder in a quick and rapid manner. This could prove to be a fatal move in that the move could be interpreted by the responding officer as a possible threat with a firearm. An opponent of this bill indicated that this proposed law is just another solution in search of a problem that really doesn't exist. The police chiefs association and the department of safety are opposed this bill. Vote 14-5.

Rep. Robert R. Cushing for the Minority of Criminal Justice and Public Safety: In a number of instances, such as a routine traffic stop, a member of law enforcement has a right to record you without your consent. But the reverse is not true – a citizen who has been pulled over and attempts to make his own record of the traffic stop can be threatened with a class B felony under the wiretapping laws. This bill would exempt the recording of on-duty law enforcement from the wiretapping statute as long as notification was given to the officer. However, it does not permit a person to break other laws – they could still be charged if they trespass or record someone else without getting consent.

The question being adoption of the majority committee report of Inexpedient to Legislate.

Reps. Robertson and Winters spoke against and yielded to questions.

Rep. Charron spoke in favor.

Rep. Kurk spoke against.

Rep. Pantelakos spoke in favor and yielded to questions.

Rep. Winters requested a roll call; sufficiently seconded.

YEAS 161 NAYS 183

YEAS 161

BELKNAP

Flanders, Donald
Reever, Judith

Millham, Alida
Swinford, Elaine

Nedeau, Stephen

Pilliod, James

CARROLL

Buco, Thomas
Patten, Betsey

Chandler, Gene
Scala, Dino

Knox, J. David
Stevens, Stanley

McConkey, Mark

CHESHIRE

Allen, Peter
Weber, Lucy

Eaton, Daniel

Hunt, John

Mitchell, Bonnie

COOS

Merrick, Scott

Richardson, Herbert

Stohl, Eric

GRAFTON

Almy, Susan
Maybeck, Margie

Harding, Laurie
Nordgren, Sharon

Ladd, Rick Jr
Taylor, Kathleen

Laliberte, Suzanne

HILLSBOROUGH

Baroody, Benjamin
Bergin, Peter
Caron, June
Cote, David
Gagne, Larry
Ginsburg, Ruth
Hardy, Valerie
Hinch, Richard
Knowles, John
Leishman, Peter
McCarthy, Michael
O'Neil, James
Price, Pamela
Ryder, Donald
Ulery, Jordan

Batula, Peter
Boehm, Ralph
Cebrowski, John
Drisko, Richard
Gandia, Laura
Goley, Jeffrey
Harvey, Philip
Irwin, Anne-Marie
Knowles, Mary Ann
Levesque, Melanie
Messier, Irene
Pellegrino, Tony
Rhodes, Brian
Schulze, Joan

Beaulieu, Jane
Boisvert, Ronald
Chininis, Alexis
Emerton, Larry
Gargasz, Carolyn
Gorman, Mary
Harvey, Suzanne
Katsiantonis, Thomas
Kopka, Angeline
Mack, Ron
Movsesian, Lori
Peterson, Andrew
Rosenwald, Cindy
Sullivan, Daniel

Belvin, William
Campbell, David
Clemons, Jane
Flurey, Joan
Garrity, Patrick
Haefner, Robert
Hawkins, Ken
Kelley, John
LaPlante, Roland
Marshall, Seth
O'Brien, Michael Sr
Pilotte, Maurice
Rowe, Robert
Tahir, Saghir

MERRIMACK

Bartlett, Michael
DeJoie, John
Kelly, Sally
McMahon, Patricia
Porter, Margaret
Schuett, Dianne
Yeaton, Charles

Bouchard, Candace
DeStefano, Stephen
Kidder, David
Osborne, Jessie
Reardon, Tara
Shurtleff, Stephen

Boutin, David
Gile, Mary
Kotowski, Frank
Owen, Derek
Richardson, Gary
Webb, Leigh

Davis, Frank
Hess, David
Lockwood, Priscilla
Palfrey, David
Rodd, Beth
Williams, Robert

ROCKINGHAM

Abbott, Dennis
Charron, Gene
Emiro, Frank
Gleason, John
Hutchinson, Gina

Bridle, Russell
DeSimone, Debra
Fesh, Robert
Gould, Kenneth
Kappler, L. Mike

Case, Frank
Devine, James
Flanders, John Sr
Griffin, Mary
Katsakiores, George

Casey, Kimberley
DiFruscia, Anthony
Garrity, James
Headd, James
Lyons, Melissa

McMahon, Charles
Rausch, James

Smith, William

Pantelakos, Laura
Russell, Trinka

Weare, Everett

Petterson, Don
Scamman, Stella

Webber, Carolyn

Priestley, Anne
Scamman, W.
Douglas Jr
Welch, David

STRAFFORD

Berube, Roger
Perry, Robert
Rous, Emma
Wall, Janet

Brown, Julie
Rogers, Rose Marie
Spang, Judith

Cyr, James
Rollo, Deanna
Sprague, Dale

Hofemann, Roland
Rollo, Michael
Vita, Carol

SULLIVAN

Donovan, Thomas Jr
Rodeschin, Beverly

Gagnon, Raymond
Sweeney, Cynthia

Gottling, Suzanne

Osgood, Joe

NAYS 183

BELKNAP

Arsenault, Beth
Merry, Liz
Wendelboe, Fran

Bolster, Peter
Miller, Kate

Boyce, Laurie
Russell, David

Fields, Dennis
Stuart, Richard

CARROLL

Ahlgren, Christopher
Umberger, Karen

Bridgham, Robert
Wiley, Susan

Butler, Edward

Fleck, Joseph

CHESHIRE

Butcher, Suzanne
Emerson, Susan
Meador, David
Robertson, Timothy

Butterworth, Timothy
Johnson, Jane
Parkhurst, Henry
Sad, Tara

Butynski, William
Laurent, John
Richardson, Barbara
Sterling, Franklin Jr

Carr, Daniel
Lindsey, Steven
Roberts, Kris
Weed, Charles

COOS

Hatch, William
Remick, William

Mears, Lucy
Theberge, Robert

Merrick, Evalyn
Thomas, Yvonne

Rappaport, Laurence

GRAFTON

Aguiar, James
Cooney, Mary
Gould, Franklin
Preston, Philip

Andersen, Gene
Ford, Susan
Ingbretson, Paul
Smith, Suzanne

Benn, Bernard
Friedrich, Carol
Mulholland, Catherine
Townsend, Charles

Bulis, Lyle
Gionet, Edmond
Pierce, David
Ward, Brien

HILLSBOROUGH

Beck, Catriona
Christiansen, Lars
Dokmo, Cynthia
Hackel, Paul
Hinkle, Peyton
Hopper, Gary
Kurk, Neal
Long, Patrick

Chandley, Shannon
Daniels, Gary
Elliott, Nancy
Haley, Robert
Hogan, Edith
Infantine, William
L'Heureux, Robert
Matarazzo, Anthony

Chase, Claudia
Day, Russell
Gidge, Kenneth
Hammond, Jill
Holden, Frank
Judy, Jean
Levasseur, Nickolas
Mead, Robert

Christensen, Chris
Doherty, Shaun
Graham, John
Hikel, John
Holden, Rip
Komi, Richard
Lisle, Carolyn
Moran, Edward

O'Brien, William	Sr	Ober, Russell III	Palmer, Stephen
Pratt, Calvin	Ober, Lynne	Seidel, Carl	Shattuck, Gilman
Shaw, Barbara	Renzullo, Andrew	Soucy, Connie	Spaulding, Jayne
Thompson, Robert	Silva, Peter	Villeneuve, Moe	Walsh, Robert Jr
Willette, Robert	Vaillancourt, Steve	Winters, Joel	
	Williams, Carol		

MERRIMACK

Anderson, Eric	Brown, Carole	Hamm, Christine	McGuire, Carol
Potter, Frances	Reed, Dennis	Smith, Todd	Stetson, William
Tilton, Joy	Walz, Mary Beth	Watrous, Rick	Wheeler, Deborah

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Bates, David	Belanger, Ronald
Bettencourt, David	Bishop, Franklin	Borden, David	Brown, C. Pennington
Comerford, Timothy	Crisler, Margaret	Day, Judith	DiPentima, Rich
Dowling, Patricia	Dumaine, Dudley	Elliott, Robert	Ferrante, Beverly
Henson, John	Hoelzel, Kathleen	Hutchinson, Karen	Ingram, Russell
Introne, Robert	Itse, Daniel	Katsakiores, Phyllis	Kepner, Susan
Kolodziej, Walter	Major, Norman	Mann, Maureen	McCarthy, Barbara
McKinney, Betsy	Nevins, Chris	Nord, Susi	Packard, Sherman
Perkins, Amy	Perkins, Lawrence	Quandt, Matt	Read, Robin Jr
Sapareto, Frank	Schlachman, Donna	Sedensky, John	Splaine, James
Sullivan, James	Tucker, Pamela		

STRAFFORD

Bickford, David	Brennan, William	Brown, Larry	Browne, Brendon
Burke, Rachel	Grassie, Anne	Groen, Warren	Horrigan, Timothy
Hubbard, Pamela	Keans, Sandra	Lauterborn, Elaine	Lewis, Robert
Price, Susan	Ryder, Mark	Smith, Marjorie	Twombly, James
Vachon, Dennis	Ward, Kenneth	Watters, David	

SULLIVAN

Harris, Sandra	Houde-Quimby, Charlotte	Howard, Thomas	McClammer, Jim
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Skinder, Carla
and the majority committee report failed.
Rep. Winters moved Ought to Pass.

MOTION TO LAY ON THE TABLE

Rep. Shurtleff moved that **HB 312**, permitting a person to record a law enforcement officer in the course of such officer's official duties, be laid on the table.
On a division vote, 151 members having voted in the affirmative and 195 in the negative, the motion failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Berube requested a roll call; sufficiently seconded.

YEAS 206 NAYS 142

YEAS 206

BELKNAP

Arsenault, Beth
Flanders, Donald
Russell, David

Bolster, Peter
Merry, Liz
Stuart, Richard

Boyce, Laurie
Miller, Kate
Wendelboe, Fran

Fields, Dennis
Pilliod, James

CARROLL

Ahlgren, Christopher
Umberger, Karen

Bridgham, Robert
Wiley, Susan

Butler, Edward

Fleck, Joseph

CHESHIRE

Butcher, Suzanne
Emerson, Susan
Meador, David
Robertson, Timothy

Butterworth, Timothy
Johnson, Jane
Parkhurst, Henry
Sad, Tara

Butynski, William
Laurent, John
Richardson, Barbara
Sterling, Franklin Jr

Carr, Daniel
Lindsey, Steven
Roberts, Kris
Weed, Charles

COOS

Hatch, William
Rappaport, Laurence

Ingersoll, Paul Sr
Remick, William

Mears, Lucy
Theberge, Robert

Merrick, Evalyn
Thomas, Yvonne

GRAFTON

Aguiar, James
Cooney, Mary
Gould, Franklin
Pierce, David
Ward, Brien

Andersen, Gene
Ford, Susan
Harding, Laurie
Preston, Philip

Benn, Bernard
Friedrich, Carol
Ingbretson, Paul
Smith, Suzanne

Bulis, Lyle
Gionet, Edmond
Mulholland, Catherine
Townsend, Charles

HILLSBOROUGH

Beck, Catriona
Christiansen, Lars
Dokmo, Cynthia
Graham, John
Hikel, John
Holden, Frank
Judy, Jean
Levasseur, Nickolas

Chandley, Shannon
Daniels, Gary
Elliott, Nancy
Hackel, Paul
Hinch, Richard
Holden, Rip
Komi, Richard
Lisle, Carolyn

Chase, Claudia
Day, Russell
Gidge, Kenneth
Haley, Robert
Hinkle, Peyton
Hopper, Gary
Kurk, Neal
Long, Patrick

Christensen, Chris
Doherty, Shaun
Gorman, Mary
Hammond, Jill
Hogan, Edith
Infantine, William
L'Heureux, Robert
Matarazzo, Anthony
Sr

Mead, Robert
O'Neil, James
Pellegrino, Tony
Seidel, Carl
Soucy, Connie
Ulery, Jordan
Willette, Robert

Messier, Irene
Ober, Lynne
Pratt, Calvin
Shattuck, Gilman
Spaulding, Jayne
Vaillancourt, Steve
Williams, Carol

Moran, Edward
Ober, Russell III
Renzullo, Andrew
Shaw, Barbara
Tahir, Saghir
Villeneuve, Moe
Winters, Joel

O'Brien, William
Palmer, Stephen
Schulze, Joan
Silva, Peter
Thompson, Robert
Walsh, Robert Jr

MERRIMACK

Anderson, Eric
Hamm, Christine
Rice, Chip
Walz, Mary Beth

Boutin, David
McGuire, Carol
Smith, Todd
Watrous, Rick

Brown, Carole
Potter, Frances
Stetson, William
Wheeler, Deborah

Clarke, Claire
Reed, Dennis
Tilton, Joy

ROCKINGHAM

Allen, Mary
Bettencourt, David
Cali-Pitts, Jacqueline
Day, Judith
Elliott, Robert
Hoelzel, Kathleen
Itse, Daniel
Major, Norman
Nevins, Chris
Pettersen, Don
Schlachman, Donna
Sullivan, James

Baldasaro, Alfred
Bishop, Franklin
Casey, Kimberley
DiPentima, Rich
Ferrante, Beverly
Hutchinson, Karen
Katsakiores, Phyllis
Mann, Maureen
Nord, Susi
Rausch, James
Sedensky, John
Tucker, Pamela

Bates, David
Borden, David
Comerford, Timothy
Dowling, Patricia
Fesh, Robert
Ingram, Russell
Kepner, Susan
McCarthy, Barbara
Perkins, Amy
Read, Robin Jr
Smith, William

Belanger, Ronald
Brown, C. Pennington
Crisler, Margaret
Dumaine, Dudley
Henson, John
Introne, Robert
Kolodziej, Walter
McKinney, Betsy
Perkins, Lawrence
Sapareto, Frank
Splaine, James

STRAFFORD

Bickford, David
Burke, Rachel
Horrigan, Timothy
Lewis, Robert
Ryder, Mark
Vita, Carol

Brennan, William
Cyr, James
Hubbard, Pamela
Price, Susan
Smith, Marjorie
Ward, Kenneth

Brown, Larry
Grassie, Anne
Keans, Sandra
Rogers, Rose Marie
Twombly, James
Watters, David

Browne, Brendon
Groen, Warren
Lauterborn, Elaine
Rollo, Michael
Vachon, Dennis

SULLIVAN

Harris, Sandra

Skinder, Carla

Houde-Quimby,
Charlotte

Howard, Thomas

McClammer, Jim

NAYS 142

BELKNAP

Millham, Alida

Nedeau, Stephen

Reever, Judith

Swinford, Elaine

CARROLL

Buco, Thomas
Patten, Betsey

Chandler, Gene
Scala, Dino

Knox, J. David
Stevens, Stanley

McConkey, Mark

CHESHIRE

Allen, Peter
Weber, Lucy

Eaton, Daniel

Hunt, John

Mitchell, Bonnie

COOS

Merrick, Scott

Richardson, Herbert

Stohl, Eric

GRAFTON

Almy, Susan
Nordgren, Sharon

Ladd, Rick Jr
Taylor, Kathleen

Laliberte, Suzanne

Maybeck, Margie

HILLSBOROUGH

Baroody, Benjamin
Bergin, Peter
Caron, June
Cote, David

Batula, Peter
Boehm, Ralph
Cebrowski, John
Drisko, Richard

Beaulieu, Jane
Boisvert, Ronald
Chininis, Alexis
Emerton, Larry

Belvin, William
Campbell, David
Clemons, Jane
Flurey, Joan

Gagne, Larry
Ginsburg, Ruth
Harvey, Philip
Katsiantonis, Thomas
Kopka, Angeline
Mack, Ron
O'Brien, Michael Sr
Rhodes, Brian
Sullivan, Daniel

Gandia, Laura
Goley, Jeffrey
Harvey, Suzanne
Kelley, John
LaPlante, Roland
Marshall, Seth
Peterson, Andrew
Rosenwald, Cindy

Gargas, Carolyn
Haefner, Robert
Hawkins, Ken
Knowles, John
Leishman, Peter
McCarthy, Michael
Pilotte, Maurice
Rowe, Robert

Garrity, Patrick
Hardy, Valerie
Irwin, Anne-Marie
Knowles, Mary Ann
Levesque, Melanie
Movsesian, Lori
Price, Pamela
Ryder, Donald

MERRIMACK

Bartlett, Michael
DeStefano, Stephen
Kidder, David
Osborne, Jessie
Reardon, Tara
Shurtleff, Stephen

Bouchard, Candace
Gile, Mary
Kotowski, Frank
Owen, Derek
Richardson, Gary
Webb, Leigh

Davis, Frank
Hess, David
Lockwood, Priscilla
Palfrey, David
Rodd, Beth
Williams, Robert

DeJoie, John
Kelly, Sally
McMahon, Patricia
Porter, Margaret
Schuett, Dianne
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
DeSimone, Debra
Flanders, John Sr
Griffin, Mary
Katsakiores, George
Pantelakos, Laura
Scamman, Stella

Bridle, Russell
Devine, James
Garrity, James
Headd, James
Lyons, Melissa
Priestley, Anne
Scamman, W.
Douglas Jr

Case, Frank
DiFruscia, Anthony
Gleason, John
Hutchinson, Gina
McMahon, Charles
Quandt, Matt
Weare, Everett

Charron, Gene
Emiro, Frank
Gould, Kenneth
Kappler, L. Mike
Packard, Sherman
Russell, Trink
Webber, Carolyn

Welch, David

STRAFFORD

Berube, Roger
Rollo, Deanna
Wall, Janet

Brown, Julie
Rous, Emma

Hofemann, Roland
Spang, Judith

Perry, Robert
Sprague, Dale

SULLIVAN

Donovan, Thomas Jr
Rodeschin, Beverly
and the motion was adopted.
Ordered to third reading.

Gagnon, Raymond
Sweeney, Cynthia

Gottling, Suzanne

Osgood, Joe

HB 370, relative to equality of treatment of victims of crime. **OUGHT TO PASS.**

Rep. Robert R. Cushing for Criminal Justice and Public Safety: The committee heard testimony that in some jurisdictions there has been on occasion a lack of uniform treatment of some victims of crime based upon their position on prosecution decisions. This bill clarifies that all victims, including victims in families where there is a division about the appropriate criminal sanction, are entitled to equal treatment. Vote 11-7.

On a division vote, 213 members having voted in the affirmative and 114 in the negative, the committee report was adopted.
Ordered to third reading.

HB 398, relative to the unauthorized use of firearms in the compact part of a city or town. **OUGHT TO PASS.**

Rep. David A. Welch for Criminal Justice and Public Safety: This bill repeals a statute that

requires a person to obtain written permission to discharge a firearm on his or her own property if within a compact area, described in the statute as six or more occupied dwellings closer than 300 feet from each other regardless of whether it may be safe to do so or not. The requirement for written permission from the chief of police is problematical for liability reasons. Clearly, if anyone discharges a firearm in an unsafe manner, or recklessly, other statutes may apply. RSA 207:37-a, Negligent Discharge of firearms, including target practice if endangering property or a person, applies and is a misdemeanor and RSA 631:3 Reckless Conduct is a Class B felony if a person uses a deadly weapon and places another in danger of serious bodily injury. Statutes covering criminal threatening and disorderly conduct may also apply. And finally, RSA 207:3-a Prohibition, states it is unlawful to discharge a firearm within 300 feet of a permanently occupied dwelling without consent of the owner or the occupant of such dwelling. RSA 644:13 restricts a landowner's use of his or her own property by requiring written permission of the local chief of police with no language of how long such permission is granted or, if a new chief is appointed whether such previous permission is still valid. The statute is vague, redundant and likely not used when other statutes are more specific. Vote 8-6.

Rep. Osborne spoke against.

Rep. Welch spoke in favor.

LAID ON THE TABLE

Rep. Osborne moved that **HB 398**, relative to the unauthorized use of firearms in the compact part of a city or town, be laid on the table.

On a division vote, 306 members having voted in the affirmative and 18 in the negative, the motion was adopted.

SPECIAL ORDERS

REGULAR CALENDAR – PART II (CONT'D)

HB 248-FN, relative to establishing a single liquor commissioner. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Kenneth H. Gould for Executive Departments and Administration: The liquor commission is currently a three person team appointed by the governor and one of them is appointed as chairman. This bill would change that arrangement to one liquor commissioner appointed by the governor. Most departments in our state are headed by one leader and the origin of this bill comes from a performance audit of the liquor commission. The work of the other two (former) commissioners would be assumed by the other liquor commission employees. There would be a better recognition of responsibilities in the organization chart and a clear recognition of the lead person. There is legislation to modernize the commission coming from the senate and this concept can be added to that bill. Vote 15-0.

Amendment (0431h)

Amend the bill by replacing section 4 with the following:

4 Investigations. Amend RSA 176:9, III to read as follows:

III. ~~[Any member of the commission]~~ **The commissioner**, assistant, or liquor investigator may enter any place where liquor~~[-]~~ **or** beverages~~[-, or tobacco products]~~ are sold or manufactured, at any time, and may examine any license or permit issued or purported to have been issued under the terms of this title. They shall make complaints for violations of this title.

Amend the bill by replacing all after section 8 with the following:

9 Transition. The 3-member liquor commission is abolished. The powers, functions, duties, and responsibilities of the members of the liquor commission are transferred to the liquor commissioner appointed pursuant to this act. The governor shall appoint the liquor commissioner within 30 days of the effective date of section 1 of this act.

10 Effective Date. This act shall take effect July 1, 2009.
Amendment adopted.

LAID ON THE TABLE

Rep. Irwin moved that **HB 248-FN**, relative to establishing a single liquor commissioner, be laid on the table.
Adopted.

SPECIAL ORDERS

REGULAR CALENDAR – PART II (CONT'D) (Speaker Norelli in the Chair)

HB 356, relative to required training for chiropractors performing spinal manipulation or spinal adjustment. **INEXPEDIENT TO LEGISLATE.**

Rep. Charlotte Houde-Quimby for Executive Departments and Administration: This bill seeks to create a category of unlawful practice of chiropractic for anyone licensed under Title XXX (Occupations and Professions) who provides spinal manipulation or spinal adjustment without having met specific educational requirements outlined in this bill. While the committee appreciates the stated intent of protecting the public, one professionally licensed group may only concern itself with its' own scope of practice, not that of other licensed professionals. In addition, there have been no complaints of harm on this issue. Spinal manipulation has been a component of practice for physical therapists, doctors of osteopathy, medical doctors and chiropractors since the inception of licensing. Chiropractors, as do all professional licensing and regulatory boards, have the ability to determine educational and practice requirements for their own licensees through rule making authority. No professional regulatory board may make rules concerning the scope of practice of other professions. Vote 15-0.
Committee report adopted.

HB 381, prohibiting preferences in recruiting, hiring, promotion, or admission by state agencies, the university system, the community college system, and the postsecondary education commission. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Laurie Harding for the Majority of Executive Departments and Administration: This bill would prohibit preferential treatment or discrimination based on race, sex, national origin, religion, or sexual orientation. However, the committee appreciates the progress the university has made in its use of progressive hiring strategies. For example, in 1975, the USNH faculty was comprised of approximately 15% women and 1% minority group employees. Today, 35% of the faculty members are women and 5% are minorities. The university has had a long standing commitment to diversity in the workplace and has found it to be helpful in this global economy. Therefore, the committee believes this bill is unnecessary. Vote 14-1.

Rep. Carol M. McGuire for the Minority of Executive Departments and Administration: The principle of nondiscrimination is important, and the minority strongly believes the state and the postsecondary education system should support it.

The question being adoption of the majority committee report of Inexpedient to Legislate.

Rep. McGuire spoke against.

Rep. Harding spoke in favor.

Rep. McGuire requested a roll call; sufficiently seconded.

YEAS 201 NAYS 133

YEAS 201

BELKNAP

Arsenault, Beth
Miller, Kate
Russell, David

Fields, Dennis
Millham, Alida
Stuart, Richard

Flanders, Donald
Pilliod, James

Merry, Liz
Reever, Judith

CARROLL

Bridgham, Robert
Knox, J. David

Buco, Thomas
Patten, Betsey

Butler, Edward
Umberger, Karen

Chandler, Gene
Wiley, Susan

CHESHIRE

Allen, Peter
Carr, Daniel
Mitchell, Bonnie
Sad, Tara

Butcher, Suzanne
Eaton, Daniel
Richardson, Barbara
Weber, Lucy

Butterworth, Timothy
Lindsey, Steven
Roberts, Kris
Weed, Charles

Butynski, William
Meador, David
Robertson, Timothy

COOS

Hatch, William
Merrick, Scott

Ingersoll, Paul Sr
Richardson, Herbert

Mears, Lucy
Stohl, Eric

Merrick, Evalyn
Thomas, Yvonne

GRAFTON

Aguiar, James
Ford, Susan
Ladd, Rick Jr
Pierce, David
Townsend, Charles

Almy, Susan
Friedrich, Carol
Laliberte, Suzanne
Preston, Philip

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Smith, Suzanne

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Taylor, Kathleen

HILLSBOROUGH

Baroody, Benjamin
Bergin, Peter
Christensen, Chris
Foster, Linda
Goley, Jeffrey
Haley, Robert
Harvey, Suzanne
Kelley, John
L'Heureux, Robert
Long, Patrick

Beaulieu, Jane
Boisvert, Ronald
Clemons, Jane
Gargasz, Carolyn
Gorman, Mary
Hammond, Jill
Irwin, Anne-Marie
Knowles, Mary Ann
Leishman, Peter
Marshall, Seth

Beck, Catriona
Chandley, Shannon
Cote, David
Garrity, Patrick
Graham, John
Hardy, Valerie
Judy, Jean
Komi, Richard
Levesque, Melanie
Matarazzo, Anthony
Sr

Belvin, William
Chininis, Alexis
Flurey, Joan
Ginsburg, Ruth
Hackel, Paul
Harvey, Philip
Katsiantonis, Thomas
Kopka, Angeline
Lisle, Carolyn
Movsesian, Lori

O'Brien, Michael Sr
Rosenwald, Cindy
Spaulding, Jayne
Williams, Carol

O'Neil, James
Schulze, Joan
Sullivan, Daniel

Peterson, Andrew
Shattuck, Gilman
Thompson, Robert

Pilotte, Maurice
Shaw, Barbara
Walsh, Robert Jr

MERRIMACK

Bartlett, Michael
DeStefano, Stephen
Lockwood, Priscilla
Porter, Margaret
Rodd, Beth
Tilton, Joy
Wheeler, Deborah

Bouchard, Candace
Gile, Mary
McMahon, Patricia
Potter, Frances
Schuett, Dianne
Wallner, Mary Jane
Williams, Robert

Brown, Carole
Hamm, Christine
Osborne, Jessie
Rice, Chip
Shurtleff, Stephen
Walz, Mary Beth
Yeaton, Charles

Davis, Frank
Kelly, Sally
Owen, Derek
Richardson, Gary
Stetson, William
Watrous, Rick

ROCKINGHAM

Abbott, Dennis	Belanger, Ronald	Bishop, Franklin	Borden, David
Brown, C. Pennington	Case, Frank	Casey, Kimberley	Day, Judith
DiPentima, Rich	Dowling, Patricia	Emiro, Frank	Ferrante, Beverly
Fesh, Robert	Gleason, John	Gould, Kenneth	Griffin, Mary
Hutchinson, Gina	Kepner, Susan	Lyons, Melissa	Major, Norman
Mann, Maureen	McCarthy, Barbara	Nord, Susi	Pantelakos, Laura
Petterson, Don	Priestley, Anne	Read, Robin Jr	Russell, Trinka
Scamman, Stella	Scamman, W. Douglas Jr	Schlachman, Donna	Splaine, James
Tucker, Pamela	Weare, Everett	Webber, Carolyn	

STRAFFORD

Berube, Roger	Brennan, William	Brown, Julie	Brown, Larry
Browne, Brendon	Burke, Rachel	Grassie, Anne	Horrigan, Timothy
Hubbard, Pamela	Keans, Sandra	Lauterborn, Elaine	Lewis, Robert
Perry, Robert	Rogers, Rose Marie	Rollo, Deanna	Rollo, Michael
Rous, Emma	Smith, Marjorie	Spang, Judith	Vachon, Dennis
Wall, Janet	Watters, David		

SULLIVAN

Gottling, Suzanne	Harris, Sandra	Houde-Quimby, Charlotte	McClammer, Jim
Skinder, Carla	Sweeney, Cynthia		

NAYS 133

BELKNAP

Bolster, Peter	Boyce, Laurie	Neddeau, Stephen	Swinford, Elaine
Wendelboe, Fran			

CARROLL

Ahlgren, Christopher	Fleck, Joseph	McConkey, Mark	Scala, Dino
Stevens, Stanley			

CHESHIRE

Emerson, Susan	Hunt, John	Johnson, Jane	Laurent, John
Parkhurst, Henry	Sterling, Franklin Jr		

COOS

Rappaport, Laurence	Remick, William	Theberge, Robert	
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Maybeck, Margie
Ward, Brien			

HILLSBOROUGH

Batula, Peter	Boehm, Ralph	Cebrowski, John	Christiansen, Lars
Daniels, Gary	Day, Russell	Doherty, Shaun	Dokmo, Cynthia

Drisko, Richard
Gandia, Laura
Hinkle, Peyton
Hopper, Gary
Mack, Ron
Moran, Edward
Palmer, Stephen
Renzullo, Andrew
Silva, Peter
Vaillancourt, Steve

Elliott, Nancy
Haefner, Robert
Hogan, Edith
Infantine, William
McCarthy, Michael
O'Brien, William
Pellegrino, Tony
Rowe, Robert
Soucy, Connie
Villeneuve, Moe

Emerton, Larry
Hikel, John
Holden, Frank
Kurk, Neal
Mead, Robert
Ober, Lynne
Pratt, Calvin
Ryder, Donald
Tahir, Saghir
Willette, Robert

Gagne, Larry
Hinch, Richard
Holden, Rip
Levasseur, Nickolas
Messier, Irene
Ober, Russell III
Price, Pamela
Seidel, Carl
Ulery, Jordan
Winters, Joel

MERRIMACK

Anderson, Eric
Kotowski, Frank
Smith, Todd

Clarke, Claire
McGuire, Carol
Webb, Leigh

Hess, David
Palfrey, David

Kidder, David
Reed, Dennis

ROCKINGHAM

Allen, Mary
Bridle, Russell
DeSimone, Debra
Elliott, Robert
Headd, James
Ingram, Russell
Katsakiores, Phyllis
Nevins, Chris
Quandt, Matt
Smith, William

Baldasaro, Alfred
Charron, Gene
Devine, James
Flanders, John Sr
Henson, John
Introne, Robert
Kolodziej, Walter
Packard, Sherman
Rausch, James
Sullivan, James

Bates, David
Comerford, Timothy
DiFruscia, Anthony
Garrity, James
Hoelzel, Kathleen
Itse, Daniel
McKinney, Betsy
Perkins, Amy
Sapareto, Frank
Welch, David

Bettencourt, David
Crisler, Margaret
Dumaine, Dudley
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
McMahon, Charles
Perkins, Lawrence
Sedensky, John
Wells, Roger

STRAFFORD

Bickford, David
Ryder, Mark

Groen, Warren
Twombly, James

Hofemann, Roland
Vita, Carol

Price, Susan
Ward, Kenneth

SULLIVAN

Howard, Thomas Osgood, Joe Rodeschin, Beverly
and the majority committee report was adopted.

HB 408-FN, relative to the regulation of physicians and physician assistants by the board of medicine. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Charlotte Houde-Quimby for Executive Departments and Administration: This bill is the result of a comprehensive audit done on the board of medicine during the last session. It brings into current regulation various language adjustments and outlines the major responsibilities of the board to safeguard and protect the health of New Hampshire citizens while serving the licensing and evaluation needs of its members. It addresses accreditation of physicians trained abroad and provides for license by waiver for physicians who have satisfactorily passed all examinations and requirements to become board certified by the American Board of Medical Specialties. The bill further delineates the professionals' health program to include physician assistants. It also requires all licensees to provide the board with any notice of complaint, action for medical injury, or claim received from, or disciplinary action taken in jurisdictions outside the state of New Hampshire. It adjusts the role and actions to be taken by the medical review sub-committee and spells out recusal of board members in the case of relationships of board members to complainants or licensees. The amendment to HB 408 deals with establishing fees for licenses and renewals and the right of the president of the board to call an emergency meeting when required by an imminent peril

to public health and safety, or when there is a compelling reason for immediate board action, such as an issue related to medical services in rural or underserved communities. Finally, this bill provides for the actions of the board in a complaint and addresses relationships between board members either by professional relationship or private interest in such matters. When an investigation of a complaint against a licensee is determined to be unfounded, the board shall explain in writing to the complainant its reason for dismissing the complaint. Vote 19-0.

Amendment (0825h)

Amend RSA 329:3, II as inserted by section 2 of the bill by replacing it with the following:

II. The board shall:

(a) ~~[Examine and investigate]~~ **Evaluate** persons who apply for the authority to practice medicine in New Hampshire and license to those who are found qualified under the standards of this chapter.

(b) Investigate and ~~[examine]~~ **evaluate** existing licensees ***through the medical review subcommittee*** and commence disciplinary action concerning licensees in accordance with the standards of this chapter.

(c) Investigate and prepare reports on any matter within the scope of this chapter.

(d) Assess, compromise, and collect civil penalties against persons engaged in the unauthorized practice of medicine or other violations of this chapter.

(e) ***Establish fees for licenses and for renewal of licenses to practice medicine, including late fees, and fees for transcribing and transferring records and other services.***

Amend RSA 329:7, III as inserted by section 5 of the bill by replacing it with the following:

III. The president of the board may call an emergency meeting when required by an imminent peril to the public health or safety~~[-and]~~[conduct such meeting] be conducted telephonically, with a quorum of board members eligible to vote with respect to the subject matter of the emergency. Any vote resulting from such meetings shall have the same effect as votes resulting from other meetings of the board, if such vote is ratified at the next regularly scheduled board meeting. ***The reason for conducting an emergency meeting shall be a matter of public record.***

Amend RSA 329:17, XIII as inserted by section 14 of the bill by replacing it with the following:

XIII. When an investigation of a complaint against a licensee is determined to be unfounded, the board shall dismiss the complaint and explain in writing to the complainant its reason for dismissing the complaint. The board may destroy all information collected during the course of the investigation within 30 days. The board shall retain a record only noting that an investigation was conducted and that the board determined the complaint to be unfounded. For the purpose of this paragraph, a complaint shall be deemed to be unfounded if it does not fall within the jurisdiction of the board, does not relate to the actions of the licensee, or is determined by the board to be frivolous.

Amend RSA 329:18, I-a as inserted by section 15 of the bill by replacing it with the following:

I-a. Any board member who has, or whose spouse or dependents have, a private interest or professional relationship which may directly or indirectly affect or influence the board member's ability to investigate or consider a complaint, shall recuse himself or herself from any investigation or disciplinary action against such licensee. If the chairperson of the board is recused the remaining board members shall elect an acting chairperson from among the board. The chairperson or acting

chairperson may appoint a former board member to replace the recused board member during the investigation and proceedings against the licensee.

Amend RSA 329:18, IV and V as inserted by section 15 of the bill by replacing them with the following:

IV.(a) The board, **the medical review subcommittee, the board investigator, or the medical review subcommittee investigator**, may administer oaths or affirmations, preserve testimony and issue subpoenas for witnesses and for documents and things only in a formal investigation or an adjudicatory hearing, except that subpoenas for medical records and pharmacy records, as provided in paragraph V, may be issued at any time.

(b) The board, **the medical review subcommittee, the board investigator, or the medical review subcommittee investigator**, may serve a subpoena on any licensee of the board by certified mail, but shall serve a subpoena on any other person in accordance with the procedures and fee schedules used in superior court.

(c) Persons licensed by the board shall not be entitled to a witness fee or mileage expenses for travel within the state, which are necessary to respond to a subpoena ~~[issued by the board]~~.

(d) Any board-issued subpoena related to a board hearing or investigation shall be valid if annotated "Fees Guaranteed by the New Hampshire Board of Medicine."

(e) A minimum of 48 hours' notice shall be given for compliance with a subpoena issued under this chapter.

V. The board, **the medical review subcommittee, the board investigator, or the medical review subcommittee investigator**, may at any time subpoena medical, pharmacy, or billing records related to medical diagnosis or treatment from its licensees, or other health care providers, health care facilities, health insurance companies, health maintenance organizations, and medical and hospital service corporations licensed or certified in this state to the extent that the records sought are relevant to matters within the board's regulatory authority. Such subpoenas shall be served by certified mail or by personal delivery to the address shown on the respondent's current license or certificate, and shall require no witness or other fee. A minimum of 15 days' advance notice shall be allowed for complying with a subpoena duces tecum issued under this paragraph.

Amend the bill by replacing section 18 with the following:

18 Proceedings of the Medical Review Subcommittee. Amend RSA 329:29 to read as follows:

329:29 Proceedings of **the** Medical Review ~~[Committee]~~ **Subcommittee**. All proceedings, records, findings and deliberations of **the** medical review ~~[committees of a duly established county or state medical society or of any such committees of the board of medicine are confidential and privileged and shall not be used or available for use or subject to process in any other proceeding]~~ **subcommittee related to the investigations of individual licensees are confidential and privileged and shall not be used or available for use or subject to process in any other proceeding**. The manner in which ~~[a]~~ **the** medical review ~~[committee]~~ **subcommittee** and each member thereof deliberates, decides or votes on any matter submitted to it is likewise confidential and privileged and shall not be the subject of inquiry in any other proceeding. ~~[A]~~ **The** medical review ~~[committee]~~ **subcommittee** may provide information to a hospital committee organized to evaluate matters relating to the care and treatment of patients or to reduce morbidity and mortality, in accordance with RSA 151:13-a, and subject to the privileges and immunities set forth in that section. **All medical review subcommittee proceedings that are unrelated to individual licensees or individual patient care shall be conducted in public session and shall be subject to RSA 91-A.**

Amend the bill by inserting after section 18 the following and renumbering the original sections 19 and 20 to read as 20 and 21, respectively:

19 Continuing Medical Education Requirement. Amend RSA 329:16-g to read as follows:

329:16-g Continuing Medical Education Requirement. As a condition of renewal of license, the board shall require each licensee to show proof at least at every biennial license renewal that the licensee has completed 100 hours of approved continuing medical education program within the preceding 2 years. For the purposes of this section, an approved continuing medical education program is a program designed to continue the education of the licensee in current developments, skills, procedures, or treatment in the licensee's field of practice, which has been certified by a national, state, or county medical society or college or university ~~[approved by the board]~~. There shall be a complete audit of all continuing education credits annually by the New Hampshire Medical Society. Each licensee shall submit a continuing medical education report with copies of continuing medical education course certificates earned by the licensee and other documents which establish that continuing medical education course requirements have been met, using a form approved by the board. The complete audit shall include the collection, review, verification, and preservation of the continuing medical education documentation of each licensed physician and a report which records the credits awarded to each licensee during the 2-year period applicable to each licensee. The fee charged to licensees for continuing medical education verification shall not exceed 125 percent of the actual cost of providing the service. The New Hampshire Medical Society is prohibited from using any information from this program for promotional purposes or any other purpose not necessary for continuing education verification.

Amendment adopted.

Committee report adopted and ordered to third reading.

HB 415, adding certain terms regarding non-discrimination to the laws. **WITHOUT RECOMMENDATION.**

Statement in support of Ought to Pass:

This is a bill which simply adds the words “gender identity or expression” to the antidiscrimination and hate crimes statutes. This change is needed to protect transgendered persons or others with gender identity issues from job loss, housing discrimination and other discriminatory practices. Gender identity issues are not a matter of personal choice. They are often the result of chromosomal abnormalities and accompanying physical ambiguity. Existing language in the antidiscrimination statute, in the opinion of the Human Rights Commission, does not provide adequate protection for this population. Nothing in this bill will provide protection for sexual predators in public restrooms. Similar protections are already in place in 13 states and numerous political subdivisions. The level of fear and misunderstanding generated by this bill convinces the proponents of the urgent need for protection for this vulnerable population.

Rep. Lucy Weber

Statement in support of Inexpedient to Legislate:

HB 415 is a complete violation of our citizens' rights. To make the entire 1.3 million residents of our state uncomfortable and afraid in the restroom is unconscionable and an example of the tyrannical minority pushing around the majority. This would also allow a man to enter the ladies locker room at the gym and the sauna. People are in various states of undress and are very often the only ones there. Men are at risk of women entering their private spaces and accusing them of sexual advances. Our children are at particular risk. When a child enters the restroom a predator of any sex could be there waiting and no one can say a word to them. All a man in a girls room would need to say if someone questioned him why he was there, is that he thought he was a woman and was just using the restroom. We need to protect the children of NH from sexual predators. Our neighbor to the south, MA, has experimented with this line of thinking and has all kinds of problems. Constituents reported that the unisex bathrooms in Europe are a haven for rapists. A law very similar to HB 415 passed in Colorado, has since become known as the “bathroom bill” because it has opened up public restrooms, once reserved to either men or women, to all genders depending

upon their “gender expression” at that time. As you can imagine, this new law has also opened up an opportunity for sexual predators to use it as a “cover” to enter intimate areas in search of a victim. Gender confusion is NOT a biological disorder, but rather a psychological one and has been classified as such by the American Psychiatric Association. People with Gender Identity Disorder (GID) need compassion and treatment, not confirmation of their disorder through special rights. In addition, the NH bill also serves as a threat to the religious liberties of business owners in NH. A refusal to do business with someone based on a sincerely held religious belief would now violate the law. That threatens the religious liberties of every Christian, Jewish or Muslim business owner who operates a business on faith-based principles. New Hampshire already has the term “sexual orientation” in its anti-discrimination laws, it does not need to add “gender identity and expression” to it as well, as it will only cause confusion and open itself up for countless lawsuits. If someone were to challenge or not allow a professing trans-gender to use the restroom of their choice they could be charged with a hate crime. That case would go through the Commission on Human Rights. Another bill that has been recommended OTP by Judiciary Committee (HB 686) says that. If you are in question of a Human Rights violation the Plaintiff has the choice of court or the Commission. The Defendant does not. The Plaintiff can remove to the Court, after the commission’s finding, but the Defendant cannot. The penalties can be as high as \$50,000. So if you question why a man is in the ladies room, he can bring you before the Commission, they can fine you \$50,000 and there is nothing you can do about it.

Rep. Nancy Elliott

Rep. Butler moved Ought to Pass, spoke in favor and yielded to questions.

Rep. Wendelboe offered floor amendment (1070h).

Floor Amendment (1070h)

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

AN ACT adding certain terms regarding non-discrimination to the laws and relative to the creation of a unisex bathroom in the state house.

Amend the bill by replacing all after section 31 with the following:

32 State House Unisex Bathroom. The women’s bathroom located on the 3rd floor of the state house shall be converted to a unisex bathroom.

33 Effective Date.

I. Sections 1-31 of this act shall take effect 60 days after its passage.

II. The remainder of this act shall take effect upon its passage.

AMENDED ANALYSIS

This bill defines gender identity and expression and adds it to the list of classes of people protected from discrimination.

This bill also provides for the conversion of a bathroom in the state house into a unisex bathroom.

Rep. Wendelboe spoke in favor.

Rep. Lucy Weber spoke against.

Rep. Wendelboe requested a roll call; sufficiently seconded.

YEAS 79 NAYS 251

YEAS 79

BELKNAP

Boyce, Laurie
Russell, David

Millham, Alida
Swinford, Elaine

Neddeau, Stephen
Wendelboe, Fran

Pilliod, James

CARROLL

Fleck, Joseph
Umberger, Karen

McConkey, Mark

Patten, Betsey

Scala, Dino

CHESHIRE

Emerson, Susan

Laurent, John

Sterling, Franklin Jr

COOS

Rappaport, Laurence

Remick, William

GRAFTON

Bulis, Lyle

Ingretson, Paul

Maybeck, Margie

Ward, Brien

HILLSBOROUGH

Belvin, William
Dokmo, Cynthia
Hikel, John
Infantine, William
O'Brien, William
Seidel, Carl
Villeneuve, Moe

Boehm, Ralph
Elliott, Nancy
Hogan, Edith
Kurk, Neal
Palmer, Stephen
Silva, Peter
Willette, Robert

Cebrowski, John
Emerton, Larry
Holden, Frank
Mead, Robert
Price, Pamela
Soucy, Connie
Winters, Joel

Day, Russell
Haefner, Robert
Hopper, Gary
Moran, Edward
Rowe, Robert
Ulery, Jordan

MERRIMACK

Hess, David
Smith, Todd

Kotowski, Frank

McGuire, Carol

Palfrey, David

ROCKINGHAM

Allen, Mary
DeSimone, Debra
Flanders, John Sr
Itse, Daniel
Packard, Sherman
Tucker, Pamela

Baldasaro, Alfred
Devine, James
Hagan, Joseph
Kappler, L. Mike
Perkins, Amy

Bates, David
Dowling, Patricia
Headd, James
Kolodziej, Walter
Perkins, Lawrence

Comerford, Timothy
Ferrante, Beverly
Hoelzel, Kathleen
McMahon, Charles
Scamman, Stella

STRAFFORD

Bickford, David

Brown, Julie

Groen, Warren

SULLIVAN

Howard, Thomas

Rodeschin, Beverly

NAYS 251

BELKNAP

Arsenault, Beth
Miller, Kate

Bolster, Peter
Reever, Judith

Fields, Dennis
Stuart, Richard

Merry, Liz

CARROLL

Ahlgren, Christopher
Chandler, Gene

Bridgham, Robert
Knox, J. David

Buco, Thomas
Stevens, Stanley

Butler, Edward
Wiley, Susan

CHESHIRE

Allen, Peter	Butcher, Suzanne	Butterworth, Timothy	Butynski, William
Carr, Daniel	Eaton, Daniel	Hunt, John	Johnson, Jane
Lindsey, Steven	Meador, David	Mitchell, Bonnie	Parkhurst, Henry
Richardson, Barbara	Roberts, Kris	Robertson, Timothy	Sad, Tara
Weber, Lucy	Weed, Charles		

COOS

Hatch, William	Ingersoll, Paul Sr	Mears, Lucy	Merrick, Evalyn
Merrick, Scott	Richardson, Herbert	Stohl, Eric	Theberge, Robert
Thomas, Yvonne			

GRAFTON

Aguiar, James	Almy, Susan	Andersen, Gene	Benn, Bernard
Cooney, Mary	Ford, Susan	Friedrich, Carol	Gionet, Edmond
Gould, Franklin	Harding, Laurie	Ladd, Rick Jr	Laliberte, Suzanne
Mulholland, Catherine	Nordgren, Sharon	Pierce, David	Preston, Philip
Smith, Suzanne	Taylor, Kathleen	Townsend, Charles	

HILLSBOROUGH

Baroody, Benjamin	Batula, Peter	Beaulieu, Jane	Beck, Catriona
Bergin, Peter	Boisvert, Ronald	Chandley, Shannon	Chase, Claudia
Chininis, Alexis	Christensen, Chris	Christiansen, Lars	Cote, David
Daniels, Gary	Doherty, Shaun	Drisko, Richard	Flurey, Joan
Foster, Linda	Gagne, Larry	Gandia, Laura	Gargas, Carolyn
Gorman, Mary	Graham, John	Hackel, Paul	Hammond, Jill
Hardy, Valerie	Harvey, Philip	Harvey, Suzanne	Hinch, Richard
Hinkle, Peyton	Holden, Rip	Irwin, Anne-Marie	Judy, Jean
Katsiantonis, Thomas	Kelley, John	Knowles, John	Knowles, Mary Ann
Komi, Richard	Kopka, Angeline	L'Heureux, Robert	Leishman, Peter
Levasseur, Nickolas	Levesque, Melanie	Lisle, Carolyn	Long, Patrick
Mack, Ron	Marshall, Seth	Matarazzo, Anthony Sr	Messier, Irene
Movsesian, Lori	O'Neil, James	Ober, Lynne	Ober, Russell III
Pellegrino, Tony	Peterson, Andrew	Pilote, Maurice	Pratt, Calvin
Renzullo, Andrew	Ryder, Donald	Schulze, Joan	Shattuck, Gilman
Shaw, Barbara	Spaulding, Jayne	Tahir, Saghir	Thompson, Robert
Vaillancourt, Steve	Walsh, Robert Jr	Williams, Carol	

MERRIMACK

Anderson, Eric	Bartlett, Michael	Bouchard, Candace	Boutin, David
Brown, Carole	Clarke, Claire	Davis, Frank	DeStefano, Stephen
Gile, Mary	Hamm, Christine	Kelly, Sally	Kidder, David
Lockwood, Priscilla	McMahon, Patricia	Osborne, Jessie	Owen, Derek
Porter, Margaret	Potter, Frances	Reed, Dennis	Rice, Chip
Richardson, Gary	Rodd, Beth	Schuett, Dianne	Shurtleff, Stephen
Stetson, William	Tilton, Joy	Wallner, Mary Jane	Walz, Mary Beth
Watrous, Rick	Webb, Leigh	Wheeler, Deborah	Williams, Robert
Yeaton, Charles			

ROCKINGHAM

Abbott, Dennis	Belanger, Ronald	Bishop, Franklin	Borden, David
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Bridle, Russell	Brown, C. Pennington	Cali-Pitts, Jacqueline	Case, Frank
Casey, Kimberley	Charron, Gene	Crisler, Margaret	Day, Judith
DiFruscia, Anthony	DiPentima, Rich	Dumaine, Dudley	Elliott, Robert
Emiro, Frank	Fesh, Robert	Garrity, James	Gleason, John
Gould, Kenneth	Griffin, Mary	Henson, John	Hutchinson, Gina
Hutchinson, Karen	Ingram, Russell	Introne, Robert	Katsakiores, George
Katsakiores, Phyllis	Kepner, Susan	Lyons, Melissa	Major, Norman
Mann, Maureen	McCarthy, Barbara	McKinney, Betsy	Nevins, Chris
Nord, Susi	Pantelakos, Laura	Petterson, Don	Priestley, Anne
Rausch, James	Read, Robin Jr	Russell, Trink	Sapareto, Frank
Scamman, W.	Schlachman, Donna	Sedensky, John	Smith, William
Douglas Jr			
Splaine, James	Sullivan, James	Weare, Everett	Webber, Carolyn
Welch, David	Wells, Roger		

STRAFFORD

Berube, Roger	Brennan, William	Brown, Larry	Browne, Brendon
Burke, Rachel	Grassie, Anne	Hofemann, Roland	Horrigan, Timothy
Hubbard, Pamela	Keans, Sandra	Lauterborn, Elaine	Perry, Robert
Price, Susan	Rogers, Rose Marie	Rollo, Deanna	Rollo, Michael
Rous, Emma	Ryder, Mark	Smith, Marjorie	Spang, Judith
Sprague, Dale	Twombly, James	Vachon, Dennis	Vita, Carol
Wall, Janet	Ward, Kenneth	Watters, David	

SULLIVAN

Donovan, Thomas Jr	Gagnon, Raymond	Gottling, Suzanne	Harris, Sandra
Houde-Quimby,	McClammer, Jim	Osgood, Joe	Skinder, Carla
Charlotte			
Sweeney, Cynthia			

and floor amendment (1070h) failed.

The question now being adoption of the motion of Ought to Pass.
Reps. Rowe, Hinkle and Nancy Elliott spoke against.
Reps. Horrigan, Chase, Sally Kelly and Lucy Weber spoke in favor.
Rep. Butler requested a roll call; sufficiently seconded.

YEAS 157 NAYS 172

YEAS 157

BELKNAP

Arsenault, Beth	Merry, Liz	Miller, Kate	Reever, Judith
Stuart, Richard			

CARROLL

Butler, Edward	Wiley, Susan
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CHESHIRE

Butcher, Suzanne	Butterworth, Timothy	Butynski, William	Carr, Daniel
Eaton, Daniel	Hunt, John	Lindsey, Steven	Meador, David
Parkhurst, Henry	Richardson, Barbara	Robertson, Timothy	Sad, Tara
Weber, Lucy	Weed, Charles		

COOS

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

GRAFTON

Aguiar, James
Cooney, Mary
Harding, Laurie
Pierce, David

Almy, Susan
Ford, Susan
Laliberte, Suzanne
Preston, Philip

Andersen, Gene
Friedrich, Carol
Mulholland, Catherine
Smith, Suzanne

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Townsend, Charles

HILLSBOROUGH

Beaulieu, Jane
Chininis, Alexis
Foster, Linda
Hammond, Jill
Irwin, Anne-Marie
Knowles, Mary Ann
Levesque, Melanie
Marshall, Seth

Beck, Catriona
Clemons, Jane
Ginsburg, Ruth
Hardy, Valerie
Jeady, Jean
Komi, Richard
Lisle, Carolyn
Matarazzo, Anthony
Sr

Chandley, Shannon
Cote, David
Gorman, Mary
Harvey, Philip
Kelley, John
Leishman, Peter
Long, Patrick
Messier, Irene

Chase, Claudia
Flurey, Joan
Hackel, Paul
Harvey, Suzanne
Knowles, John
Levasseur, Nickolas
Mack, Ron
O'Brien, Michael Sr

Pilotte, Maurice
Vaillancourt, Steve

Schulze, Joan
Walsh, Robert Jr

Shattuck, Gilman
Williams, Carol

Thompson, Robert
Winters, Joel

MERRIMACK

Bartlett, Michael
Davis, Frank
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Watrous, Rick
Yeaton, Charles

Bouchard, Candace
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Webb, Leigh

Brown, Carole
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Wallner, Mary Jane
Wheeler, Deborah

Clarke, Claire
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Walz, Mary Beth
Williams, Robert

ROCKINGHAM

Borden, David
DiPentima, Rich
Kepner, Susan
Nord, Susi
Russell, Trinkia

Cali-Pitts, Jacqueline
Gould, Kenneth
Lyons, Melissa
Pantelakos, Laura
Schlachman, Donna

Casey, Kimberley
Henson, John
Mann, Maureen
Pettersen, Don
Splaine, James

Day, Judith
Hutchinson, Gina
McCarthy, Barbara
Read, Robin Jr
Webber, Carolyn

STRAFFORD

Brown, Larry
Horrigan, Timothy
Perry, Robert
Rollo, Michael
Wall, Janet

Browne, Brendon
Hubbard, Pamela
Price, Susan
Rous, Emma
Ward, Kenneth

Burke, Rachel
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Watters, David

Grassie, Anne
Lauterborn, Elaine
Rollo, Deanna
Spang, Judith

SULLIVAN

Donovan, Thomas Jr

Gottling, Suzanne

Harris, Sandra

Houde-Quimby,
Charlotte

McClammer, Jim

Skinder, Carla

Sweeney, Cynthia

NAYS 172

BELKNAP

Bolster, Peter
Millham, Alida
Swinford, Elaine

Boyce, Laurie
Nedeau, Stephen
Wendelboe, Fran

Fields, Dennis
Pilliod, James

Flanders, Donald
Russell, David

CARROLL

Ahlgren, Christopher
Knox, J. David
Stevens, Stanley

Buco, Thomas
McConkey, Mark
Umberger, Karen

Chandler, Gene
Patten, Betsey

Fleck, Joseph
Scala, Dino

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Johnson, Jane

Laurent, John

Roberts, Kris

COOS

Ingersoll, Paul Sr
Stohl, Eric

Rappaport, Laurence

Remick, William

Richardson, Herbert

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Taylor, Kathleen

Ingbretson, Paul
Ward, Brien

Ladd, Rick Jr

HILLSBOROUGH

Baroody, Benjamin
Boehm, Ralph
Christiansen, Lars
Dokmo, Cynthia
Gagne, Larry
Graham, John
Hinch, Richard
Holden, Rip
Kopka, Angeline
Moran, Edward
Palmer, Stephen
Price, Pamela
Seidel, Carl
Spaulding, Jayne
Willette, Robert

Batula, Peter
Boisvert, Ronald
Daniels, Gary
Drisko, Richard
Gandia, Laura
Haefner, Robert
Hinkle, Peyton
Hopper, Gary
Kurk, Neal
Movsesian, Lori
Pellegrino, Tony
Renzullo, Andrew
Shaw, Barbara
Tahir, Saghir

Belvin, William
Cebrowski, John
Day, Russell
Elliott, Nancy
Gargasz, Carolyn
Haley, Robert
Hogan, Edith
Infantine, William
L'Heureux, Robert
O'Brien, William
Peterson, Andrew
Rowe, Robert
Silva, Peter
Ulery, Jordan

Bergin, Peter
Christensen, Chris
Doherty, Shaun
Emerton, Larry
Garrrity, Patrick
Hikel, John
Holden, Frank
Katsiantonis, Thomas
Mead, Robert
O'Neil, James
Pratt, Calvin
Ryder, Donald
Soucy, Connie
Villeneuve, Moe

MERRIMACK

Anderson, Eric
Kidder, David
Reed, Dennis

Boutin, David
Kotowski, Frank
Smith, Todd

DeStefano, Stephen
McGuire, Carol

Hess, David
Palfrey, David

ROCKINGHAM

Allen, Mary
Bettencourt, David
Case, Frank
DeSimone, Debra

Baldasaro, Alfred
Bishop, Franklin
Charron, Gene
Devine, James

Bates, David
Bridle, Russell
Comerford, Timothy
DiFruscia, Anthony

Belanger, Ronald
Brown, C. Pennington
Crisler, Margaret
Dowling, Patricia

Dumaine, Dudley	Elliott, Robert	Emiro, Frank	Ferrante, Beverly
Fesh, Robert	Flanders, John Sr	Garritty, James	Gleason, John
Griffin, Mary	Hagan, Joseph	Headd, James	Hoelzel, Kathleen
Hutchinson, Karen	Ingram, Russell	Introne, Robert	Itse, Daniel
Kappler, L. Mike	Katsakiores, George	Katsakiores, Phyllis	Kolodziej, Walter
Major, Norman	McKinney, Betsy	McMahon, Charles	Nevins, Chris
Packard, Sherman	Perkins, Amy	Perkins, Lawrence	Priestley, Anne
Quandt, Matt	Rausch, James	Sapareto, Frank	Scamman, Stella
Scamman, W.	Sedensky, John	Smith, William	Sullivan, James
Douglas Jr			
Tucker, Pamela	Weare, Everett	Welch, David	Wells, Roger

STRAFFORD

Berube, Roger	Bickford, David	Brennan, William	Brown, Julie
Groen, Warren	Hofemann, Roland	Twombly, James	Vita, Carol

SULLIVAN

Gagnon, Raymond and the motion failed.
 Howard, Thomas
 Osgood, Joe
 Rodeschin, Beverly

Rep. Packard moved Inexpedient to Legislate.
 On a division vote, 181 members having voted in the affirmative and 149 in the negative the motion was adopted.

REMOVED FROM THE TABLE

Rep. Walz moved that **HB 429**, relative to cider, be removed from the table. Pending question: Inexpedient to Legislate.
 On a division vote, 266 members having voted in the affirmative and 52 in the negative, the motion was adopted.

The question now being adoption of the committee report of Inexpedient to Legislate.
 Rep. Hunt spoke against.
 Committee report failed.
 Rep. Walz moved Ought to Pass and offered floor amendment (1044h).

Floor Amendment (1044h)

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

1 Beverage. Amend RSA 175:1, VIII to read as follows:

VIII. "Beverage" means any beer, wine, similar fermented malt or vinous liquors and fruit juices and any other liquid intended for human consumption as a beverage having an alcoholic content of not less than 1/2 of one percent by volume and not more than 6 percent alcohol by volume at 60 degrees Fahrenheit and specialty beer as defined in RSA 175:1,

LXIV-a. ***The commission may approve any cider greater than 6 percent.***

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

AMENDED ANALYSIS

This bill modifies the definition of beverage for purposes of the alcoholic beverage laws.
 Rep. Walz spoke in favor and yielded to questions.
 Floor amendment (1044h) adopted.
 Motion of Ought to Pass adopted and ordered to third reading.

SPECIAL ORDERS

REGULAR CALENDAR – PART II (CONT'D)

HCR 9, urging the United States Senate to ratify the Comprehensive Test Ban Treaty.

WITHOUT RECOMMENDATION.

Statement in support of Ought to Pass:

There are numerous misconceptions concerning the Comprehensive Test Ban Treaty (CTBT). As of January 2009, 180 countries have signed on, of which 148, including Russia, have ratified the treaty. Of the 41 nations that must ratify the treaty to place it in force, 35 have ratified the CTBT. Ratification of the CTBT by the United States will not result in the closing down of nuclear research laboratories or nuclear test sites. The CTBT just concerns underground nuclear testing. Furthermore, the Department of Energy is currently developing and utilizing a system of high-tech laboratory facilities to preserve the United States' capacity to maintain, test, modify, design and produce nuclear weapons without the need for underground tests. The CTBT establishes a system of 337 facilities and stations worldwide to monitor indications of nuclear explosion and automatically transmit such data. In FY 2008 the United States spent \$6.4 billion through the Stockpile Stewardship Program to maintain nuclear weapons and testing.

Rep. Kris Roberts

Rep. Rollo moved Ought to Pass, spoke in favor and yielded to questions.

Rep. Baldasaro spoke against.

Motion failed.

Rep. Baldasaro moved Inexpedient to Legislate.

Motion adopted.

BILLS REMOVED FROM CONSENT CALENDAR

HB 151, prohibiting an insurer from canceling health care coverage based on the insured's terminal condition. **INEXPEDIENT TO LEGISLATE.**

Rep. Edward A. Butler for Commerce and Consumer Affairs: The intent of this legislation was to mandate healthcare insurance coverage for a person who is in a vegetative state but whose care is too complex to be managed in a nursing home or at home. Major medical insurance is designed to cover acute and restorative care. It does not cover instances in which nothing further can be done to improve the health or functionality of the individual. Some long term care policies might cover such instances but the committee felt that this is not something that can be mandated for traditional medical insurance. Vote 18-0. Committee report adopted.

HB 363, eliminating requirements for additional breath tests for blood alcohol content. **OUGHT TO PASS.**

Rep. Delmar D. Burrige for Criminal Justice and Public Safety: This bill will eliminate one requirement of preserving a second sample of breath. New Hampshire is the last state in the nation to require this preservation. There is only one manufacturer that makes an instrument that captures the second sample. The technology for this instrument is over 20 years old. With the passage of this bill, New Hampshire can now purchase state-of-the-art instruments which will analyze two independent breath samples, each of which will be tested twice. Each test must correlate itself and the two tests must correlate each other. The present intoxilyzer only compares the two tests to each other. Thus, one new technology doubles the confidence in the result. Vote 17-1. Committee report adopted and ordered to third reading.

HB 474-FN, prohibiting the trafficking in persons for the purposes of sexual or labor exploitation. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gene P. Charron for Criminal Justice and Public Safety: The purpose of this bill is to prohibit trafficking in persons and makes such offenses involving a person under 18 years of age subject to an extended term(s) of imprisonment. Recently an arrest has been made in the trafficking of an 18 and possibly a twelve year old. Our state is not immune to this type

of activity. This bill will place us in a proactive position when circumstances of this nature arise. There is no room for activity of this nature in our communities. Vote 17-0.

Amendment (0786h)

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

1 New Subdivision; Interference With Freedom; Trafficking in Persons. Amend RSA 633 by inserting after section 5 the following new subdivision:

Trafficking in Persons

633:6 Definitions. In this subdivision:

I. "Commercial sex act" means any sex act because of which anything of value is given, promised to, or received, directly or indirectly, by any person.

II. "Sex act" means any act of sexual contact as defined in RSA 632-A:1, IV, any act of sexual penetration as defined in RSA 632-A:1, V, or any other sexually explicit conduct as defined in RSA 649-A:2.

III. "Sexually-explicit performance" means an act or show involving one or more sex acts, intended to arouse, satisfy the sexual desires of, or appeal to the prurient interests of patrons or viewers, whether public or private, live, photographed, recorded, or videotaped.

IV. "Serious harm" includes physical and non-physical harm. It can be any improper threat of a consequence sufficient under the circumstances to compel or coerce a reasonable person in the same situation to provide or continue to provide labor, services, or to engage in commercial sex acts or sexually explicit performances.

V. "Victim of trafficking in persons" or "trafficking victim" means any person, whether a United States citizen or foreign national, who has been subjected to the crime of trafficking in persons, sexual servitude of a minor, or involuntary servitude.

633:7 Trafficking in Persons.

I.(a) It is a class A felony to knowingly coerce or attempt to coerce another person to engage in a commercial sex act or a sexually explicit performance, or to perform of labor or services by any of the following means:

- (1) Causing or threatening to cause serious harm to any person.
- (2) Confining or threatening to confine the person unlawfully as defined in

RSA 633:2, II.

(3) Abusing legal process or threatening to bring legal action against the person.

(4) Destroying, concealing, removing, confiscating, or otherwise making unavailable to that person any actual or purported passport or other immigration document, or any other actual or purported government identification document.

(5) Threatening to commit a crime against the person.

(6) Deception or fraud.

(7) Threatening to reveal any information sought to be kept concealed by the person.

(8) Causing or threatening to cause financial harm to any person.

(9) Facilitating or controlling the person's access to an addictive controlled substance.

(10) Engaging in any scheme, plan, or pattern, whether overt or subtle, intended to cause the person to believe that, if he or she did not perform such labor, services, commercial sex acts, or sexually explicit performances, that such person or any person would suffer serious harm or physical restraint.

(11) Withholding or threatening to withhold food, medication, or financial support that the actor has an obligation to provide to the person.

(12) Coercing a person to engage in any of the foregoing acts by requiring such in satisfaction of a debt owed to the actor.

(b) Notwithstanding RSA 651:2, a person convicted of an offense under subparagraph I(a) involving a commercial sex act or sexually explicit performance by a

victim under the age of 18 shall be subject to a minimum term of not more than 10 years and a maximum term of not more than 30 years.

II. It is a class A felony to recruit, harbor, transport, provide, obtain, or otherwise make available a person, knowing or believing it likely that the person will be subjected to trafficking as defined in paragraph I. Notwithstanding RSA 651:2, a person convicted of an offense under this paragraph involving a victim under the age of 18 shall be subject to a minimum term of not more than 10 years and a maximum to be fixed by the court, if the offender knew or believed it likely that the victim would be coerced into engaging in a commercial sex act or sexually explicit performance.

III. Evidence of the following shall not be admissible at trial:

(a) A trafficking victim's personal sexual history or history of commercial sexual activity.

(b) A trafficking victim's connection by blood or marriage to a defendant in the case or to anyone involved with the defendant's trafficking.

(c) Mistake as to the victim's age, even if the mistake is reasonable.

IV. Consent shall not constitute a defense to any offense under this section.

633:8 Forfeiture of Items Used in Connection with Trafficking in Persons.

I. All offenses under this section shall qualify as offenses for forfeiture and thereby upon petition of the attorney general, shall be subject to forfeiture to the state and said property interest shall be vested in the state:

(a) All materials, products, and equipment of any kind used in violation of this section.

(b) Any property interest in any conveyance used in furtherance of an act which violates this section.

(c) Any moneys, coin, currency, negotiable instruments, securities, or other investments knowingly used or intended for use in violation of this section. The claimant of the property shall bear the burden of rebutting this presumption.

(d) Any books, records, ledgers, and research material, including formulae, microfilm, tapes, and any other data which are used or intended for use in felonious violation of this section.

(e) Any real property, including any right, title, leasehold interest, and other interest in the whole of any lot or tract of land and any appurtenances or improvements, which real property is knowingly used or intended for use, in any manner or part, in felonious violation of this section.

II. The state shall have a lien on any property subject to forfeiture under this section upon seizure thereof. Upon forfeiture, the state's title to the property relates back to the date of seizure.

III. Property may be seized for forfeiture by any law enforcement agency designated by the department of justice, as follows:

(a) Upon process issued by any justice, associate justice, or special justice of the district or superior court. The court may issue a seizure warrant on an affidavit under oath demonstrating that probable cause exists for its forfeiture or that the property has been the subject of a previous final judgment of forfeiture in the courts of any state or of the United States. The application for process and the issuance, execution and return of process shall be subject to applicable state law. The court may order that the property be seized and secured on such terms and conditions as are reasonable in the discretion of the court. Such order may include an order to a financial institution or to any fiduciary or bailee to require the entity to impound any property in its possession or control and not to release it except upon further order of the court. The order may be made on or in connection with a search warrant;

(b) Physically, without process or probable cause to believe that the property is subject to forfeiture under this section; or

(c) Constructively, without process or probable cause to believe that the property is subject to forfeiture under this section, by recording a notice of pending forfeiture in the registry of deeds in the county where the real property is located or at the town clerk's office where the personal property is located stating that the state intends to seek forfeiture of the identified property pursuant to this section.

(d) A seizure for forfeiture without process under subparagraphs (b) or (c) shall be reasonable if made under circumstances in which a warrantless seizure or arrest would be valid in accordance with state law.

IV. Upon seizure of any items or property interests the property shall not be subject to alienation, sequestration, or attachment but is deemed to be in the custody of the department of justice subject only to the order of the court.

V. Upon the seizure of any personal property, the person making or directing such seizure shall inventory the items or property interests and issue a copy of the resulting report to any person or persons having a recorded interest, or claiming an equitable interest in the item within 7 days of the seizure.

VI. Upon seizure of any real property, the person making or directing such seizure shall notify any person having a recorded interest or claiming an equitable interest in the property within 7 days of the seizure.

VII. The seizing agency shall cause an appraisal to be made of the property as soon as possible and shall promptly send to the department of justice a written request for forfeiture. This request shall include a statement of all facts and circumstances supporting forfeiture of the property, including the names of all witnesses then known, and the appraised value of the property.

VIII. The department of justice shall examine the facts and applicable law of the cases referred pursuant to paragraph VII, and if it is probable that the property is subject to forfeiture, shall cause the initiation of administrative or judicial proceedings against the property. If upon inquiry and examination, the department of justice determines that such proceedings probably cannot be sustained or that the ends of justice do not require the institution of such proceedings, the department shall make a written report of such findings and send a copy to the seizing agency, and, if appropriate, shall also authorize and direct the release of the property.

IX. The department of justice shall, within 60 days of the seizure, file a petition in the superior court having jurisdiction under this section. If no such petition is filed within 60 days, the items or property interest seized shall be released or returned to the owners.

X. Pending forfeiture and final disposition, the law enforcement agency making the seizure shall:

- (a) Place the property under seal;
- (b) Remove the property to a storage area for safekeeping;
- (c) Remove the property to a place designated by the court;

(d) Request another agency to take custody of the property and remove it to an appropriate location within the state, or in the case of moneys, file a motion for transfer of evidence under RSA 595-A:6. Upon the court's granting of the motion the moneys shall be immediately forwarded to an interest-bearing seized asset escrow account to be administered by the attorney general.

XI. The court may order forfeiture of all items or property interests under this section, except as follows:

(a) No item or property interest shall be subject to forfeiture unless the owner or owners thereof were consenting parties to a felonious violation of this section and had knowledge thereof.

(b) No items or property interests shall be subject to forfeiture unless involved in an offense which may be charged as a felony.

XII. The department of justice may petition the superior court in the name of the state in the nature of a proceeding in rem to order forfeiture of items or property interests

subject to forfeiture under the provisions of this section. Such petition shall be filed in the court having jurisdiction over any related criminal proceedings which could be brought under this section. Such proceeding shall be deemed a civil suit in equity in which the state shall have the burden of proving all material facts by a preponderance of the evidence and in which the owners or other persons claiming an exception pursuant to RSA 633:8, XI shall have the burden of proving such exception.

XIII. The court shall issue orders of notice to all persons who have a recorded interest or claim an equitable interest in said items or property interests seized under this section and shall schedule a hearing on the petition to be held within 90 days of the return date on said petition.

XIV. At the request of any party to the forfeiture proceeding, the court may grant a continuance until the final resolution of any criminal proceedings which were brought against a party under this section and which arose from the transaction which gave rise to the forfeiture proceeding. No person's interest in property shall be forfeited unless the person has been found guilty of the underlying felonious charge.

XV. At the hearing, the court shall hear evidence and make findings of fact and rulings of law as to whether the property is subject to forfeiture under this section. Except in the case of proceeds, upon a finding that the property is subject to forfeiture the court shall determine whether the forfeiture of the property is not excessive in relation to the underlying criminal offense. In making this determination the court shall consider whether in addition to any other pertinent considerations:

(a) There is a substantial connection between the property to be forfeited and the underlying offense;

(b) Criminal activities conducted by or through the use of the property were extensive; and

(c) The value of the property to be forfeited greatly outweighs the cost of prosecution and the harm caused by the criminal conduct.

XVI. The court shall, thereupon, make a final order, from which all parties shall have a right of appeal. Final orders for forfeiture of property under this section shall be implemented by the department of justice and shall provide for disposition of the items or property interests by the state in any manner not prohibited by law, including payment of restitution to a victim of trafficking or sale at public auction. The department of justice shall pay the reasonable expenses of the forfeiture proceeding, seizure, storage, maintenance of custody, advertising, court costs and notice of sale from any money forfeited and from the proceeds of any sale or public auction of forfeited items. All outstanding recorded liens on said items or property interests seized shall be paid in full upon conclusion of the court proceedings from the proceeds of any sale or public auction of forfeited items.

XVII. Overseas assets of persons convicted of trafficking in persons shall also be subject to forfeiture to the extent they can be retrieved by the government.

XVIII. After payment of costs outlined in paragraph XVI, any forfeited money and the proceeds of any sale or public auction of forfeited items shall first be used to satisfy any order of restitution imposed by the court and subsequently to pay any damages awarded to victims in a civil action. Any remaining funds shall go to the victims' assistance fund as defined in RSA 21-M:8-i.

633:9 Administrative Forfeiture of Items Used in Connection With Trafficking in Persons.

I. Interests in property subject to forfeiture under the provisions of RSA 633:8 I(a), I(b), I(c) excepting proceeds, and I(d), but not real property, shall be subject to administrative forfeiture by the department of justice provided that the total amount or value of such property does not exceed \$75,000. The provisions of RSA 633:8 shall apply in any case of administrative forfeiture except as otherwise provided in this section.

II. The department of justice may administratively forfeit property seized under paragraph I of this section as follows:

(a) The department of justice shall provide a notice of intent to forfeit property administratively by publication for 3 consecutive weeks in a local newspaper of general circulation where the property was seized.

(b) In addition, to the extent practicable, the department of justice shall provide notice by certified mail return receipt addressee only requested, of intent to forfeit the property administratively to all persons having a recorded interest or claiming an equitable interest in the property seized.

(c) Notice by publication and by mail shall include:

- (1) A description of the property;
- (2) Its appraised value;
- (3) The date and place of seizure;
- (4) The violation of law alleged against the subject property;
- (5) Instructions for filing a claim and posting bond or filing a petition for

remission or mitigation; and

(6) Notice that the property will be forfeited to the state if a petition for remission or mitigation has not been filed in a timely manner or a claim has not been filed and bond has not been posted in a timely manner.

(d) Persons claiming an interest in the property may file petitions for remission or mitigation of forfeiture or file a claim and post bond with the department of justice within 30 days of the first notice by publication or 30 days from the receipt of written notice, whichever is later.

(e) It shall be the duty of the department of justice to inquire into the facts and circumstances surrounding petitions for remission or mitigation of forfeiture.

(f) The department of justice shall provide the seizing agency and the petitioner a written decision on each petition for remission or mitigation within 60 days of receipt of such petition unless the circumstances of the case require additional time in which case the department of justice shall notify the petitioner in writing and with specificity within the 60-day period that the circumstances of the case require additional time, and further notify the petitioner of the expected decision date.

(g) Any person claiming an interest in seized property may institute judicial review of the seizure and proposed forfeiture by timely filing with the department of justice a claim and bond to the state in the amount of 10 percent of the appraised value or in the penal sum of \$2,500, whichever is less, with sureties to be approved by the department of justice, upon condition that in the case of forfeiture the claimant shall pay all costs and expenses of the proceedings at the discretion of the court. A sworn affidavit of indigency may be filed in lieu of a cost bond. Upon receipt of the claim and bond, or, if department of justice otherwise so elects, the department shall file with the court a petition in rem to order forfeiture of items or property interests subject to forfeiture under the provisions of this section. All judicial proceedings thereafter shall be conducted in accordance with the provisions of RSA 633:8. Any bonds received by the department of justice shall be held by him pending final disposition of the case.

(h) If no petitions or claims with bonds are timely filed, the department of justice shall prepare a written declaration of forfeiture of the subject property to the state and dispose of the property in accordance with this section and the department of justice rules, if any, relative to this section.

(i) If the petition is denied, the department of justice shall prepare a written declaration of forfeiture to the state and dispose of the property in accordance with this section and the department of justice rules, if any, relative to this section.

(j) A written declaration of forfeiture signed by the attorney general or designee pursuant to this chapter shall be deemed good and sufficient title to the forfeited property.

633:10 Restitution.

I. A person convicted under this section shall be ordered by the court to pay restitution and other costs to the victim. Such costs may include but not be limited to:

- (a) Costs of medical and psychological treatment, including physical and occupational therapy and rehabilitation, at the court's discretion;
 - (b) Costs of necessary transportation, temporary housing, and child care, at the court's discretion;
 - (c) Return of property, cost of damage to property, or full value of property if destroyed or damaged beyond repair;
 - (d) Expenses incurred by a victim and any household members or other family members in relocating away from the defendant or his associates, including, but not limited to, deposits for utilities and telephone service, deposits for rental housing, temporary lodging and food expenses, clothing, and personal items; and
 - (e) Any and all other losses suffered by the victim as a result of an offense under this section.
- II. The return of the victim to her or his home country or other absence of the victim from the jurisdiction shall not relieve the defendant of his or her restitution obligation.
- III. Except as otherwise provided in this section, the provisions of RSA 651:61-a through RSA 651:67 shall govern all restitution orders.
- 2 New Paragraph; Prostitution and Related Offenses. Amend RSA 645:2 by inserting after paragraph III the following new paragraph:
- IV. It shall be an affirmative defense to a charge under paragraph I(a) that the defendant engaged in the conduct because he or she was the victim of trafficking in persons, as defined in RSA 633:7.
- 3 Effective Date. This act shall take effect January 1, 2010.
- Amendment adopted.

The question now being adoption of the committee report of Ought to Pass with Amendment.
Rep. McGuire spoke against.
Rep. Harvey spoke in favor.
Committee report adopted and ordered to third reading.

HB 586-FN, relative to the presence of a law enforcement officer at an administrative license suspension hearing. **OUGHT TO PASS.**

Rep. Stanley E. Stevens for Criminal Justice and Public Safety: This bill allows a representative of the arresting law enforcement agency, at the option of the head of that agency, to present the arresting officer's sworn report and supporting documentation. Because these hearings are administrative, there is no need to require the arresting officer to be present. An administrative license suspension (ALS) hearing is intended to be a simple procedure. It is only held when a person has been charged with operating under the influence of alcohol or drugs and has refused to submit to a field sobriety test and a breath or chemical test. It is not a criminal trial. The standard of evidence in these hearings is a "preponderance of evidence." The criminal justice system allows persons other than the arresting officer to be represented and their reports are routinely admitted at hearings as records made in the ordinary course of business. It makes sense to apply this same standard to ALS hearings. Vote 18-0.
Committee report adopted and ordered to third reading.

HB 522, allowing municipalities to adopt a road maintenance property tax credit for resident unit owners in an over-55 condominium community. **INEXPEDIENT TO LEGISLATE.**
Rep. David H. Kidder for Local and Regulated Revenues: This bill was voted ITL due to the tax downshifting. It was deemed a local issue and should be dealt with on a local basis. Vote 18-0.
Committee report adopted.

HB 364, relative to municipalities' authority to contract with the department of

environmental services for dam maintenance. **INEXPEDIENT TO LEGISLATE.**

Rep. Chris Christensen for Resources, Recreation and Development: This bill would put the department of environmental services in competition with private contractors to do dam maintenance on municipally owned dams. The sponsor indicated that this would save money for towns with high risk dams as liability insurance is expensive for private contractors. The committee felt it was inappropriate for DES to enter into competition with the private sector. Research from the attorney general's office, without taking a position, did not build a comfort level with the possible unintended consequence of the state inadvertently assuming future liability. DES was opposed to this bill as they have limited assets and they are fully engaged in maintaining state owned dams. There was no authorization for this, nor was there an appropriation in the bill. Vote 17-0.

Rep. Bickford spoke against.

Rep. Chris Christensen spoke in favor.

Committee report adopted.

HB 224, relative to safety provisions for swimming in lakes. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Paul H. Ingersoll for Transportation: The intent of the committee was to make our lakes safe. This bill requires all swimmers that swim beyond 150 feet from shoreline must wear a red swim cap while swimming on the following lakes: Newfound Lake, Ossipee Lake, Squam Lake, Sunapee Lake, Lake Winnepesaukee, and Lake Winnisquam. This allows boaters to see and identify swimmers in open water. Vote 15-0.

Amendment (0509h)

Amend the bill by replacing section 2 with the following:

2 New Section; Identification of the Presence of Swimmers. Amend RSA 270 by inserting after section 31 the following new section:

270:31-a Identification of the Presence of Swimmers. Any person who swims in an area of Newfound Lake, Ossipee Lake, Squam Lake, Lake Sunapee, Lake Winnepesaukee, or Lake Winnisquam which is not within the boundaries of a swim line or is more than 150 feet from the shore shall be accompanied by a watercraft displaying a swimmers' flag which clearly identifies the presence of the person swimming or shall wear apparel, such as a head cap, that is easily visible above the waterline to indicate the presence of the person swimming. The commissioner of safety shall adopt rules, pursuant to RSA 541-A, relative to the design and color of swimmers' flags and the requirements for display of such flags and colors for swimmers' apparel.

Amendment adopted.

The question now being adoption of the committee report of Ought to Pass with Amendment.

Reps. Lockwood and Wendelboe spoke against.

Rep. Robert Williams spoke in favor.

Reps. Leishman and Gottling spoke in favor and yielded to questions.

Rep. Comerford requested a roll call; sufficiently seconded.

YEAS 97 NAYS 201

YEAS 97

BELKNAP

Reever, Judith

Stuart, Richard

CARROLL

Buco, Thomas

Umberger, Karen

CHESHIRE

Butcher, Suzanne
Meader, David

Butynski, William
Robertson, Timothy

Carr, Daniel
Sad, Tara

Eaton, Daniel
Weed, Charles

COOS

Ingersoll, Paul Sr

Mears, Lucy

Thomas, Yvonne

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Smith, Suzanne

Almy, Susan
Friedrich, Carol
Mulholland, Catherine

Benn, Bernard
Gould, Franklin
Nordgren, Sharon

Cooney, Mary
Harding, Laurie
Pierce, David

HILLSBOROUGH

Baroody, Benjamin
Flurey, Joan
Hackel, Paul
Jeudy, Jean
Marshall, Seth

Beck, Catriona
Foster, Linda
Hammond, Jill
Komi, Richard
Matarazzo, Anthony
Sr

Chandley, Shannon
Garrity, Patrick
Harvey, Philip
Leishman, Peter
O'Brien, Michael Sr

Cote, David
Ginsburg, Ruth
Harvey, Suzanne
Mack, Ron
Pilotte, Maurice

Schulze, Joan

Shattuck, Gilman

Shaw, Barbara

Walsh, Robert Jr

MERRIMACK

Brown, Carole
Kelly, Sally
Porter, Margaret
Shurtleff, Stephen
Webb, Leigh

Clarke, Claire
Kidder, David
Potter, Frances
Stetson, William
Williams, Robert

Davis, Frank
McMahon, Patricia
Richardson, Gary
Tilton, Joy
Yeaton, Charles

Gile, Mary
Osborne, Jessie
Schuett, Dianne
Wallner, Mary Jane

ROCKINGHAM

Abbott, Dennis
Kepner, Susan

Brown, C. Pennington
McCarthy, Barbara

Flanders, John Sr
Pantelakos, Laura

Henson, John
Read, Robin Jr

STRAFFORD

Brown, Larry
Lauterborn, Elaine
Rous, Emma

Burke, Rachel
Perry, Robert
Spang, Judith

Grassie, Anne
Rogers, Rose Marie
Vachon, Dennis

Hubbard, Pamela
Rollo, Deanna

SULLIVAN

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra

NAYS 201

BELKNAP

Arsenault, Beth
Flanders, Donald
Nedeau, Stephen

Bolster, Peter
Merry, Liz
Pilliod, James

Boyce, Laurie
Miller, Kate
Russell, David

Fields, Dennis
Millham, Alida
Swinford, Elaine

Wendelboe, Fran

CARROLL

Ahlgren, Christopher
Knox, J. David
Stevens, Stanley

Butler, Edward
McConkey, Mark
Wiley, Susan

Chandler, Gene
Patten, Betsey

Fleck, Joseph
Scala, Dino

CHESHIRE

Butterworth, Timothy
Laurent, John

Emerson, Susan
Parkhurst, Henry

Hunt, John
Roberts, Kris

Johnson, Jane
Sterling, Franklin Jr

COOS

Hatch, William
Remick, William

Merrick, Evalyn
Richardson, Herbert

Merrick, Scott
Stohl, Eric

Rappaport, Laurence
Theberge, Robert

GRAFTON

Bulis, Lyle
Maybeck, Margie
Ward, Brien

Gionet, Edmond
Preston, Philip

Ingbretson, Paul
Taylor, Kathleen

Ladd, Rick Jr
Townsend, Charles

HILLSBOROUGH

Batula, Peter
Bergin, Peter
Chase, Claudia
Daniels, Gary
Drisko, Richard
Goley, Jeffrey
Hikel, John
Hopper, Gary
Kelley, John
Kurk, Neal
Lisle, Carolyn
Moran, Edward
Palmer, Stephen
Renzullo, Andrew
Soucy, Connie
Vaillancourt, Steve

Beauchamp, Roger
Boehm, Ralph
Chininis, Alexis
Day, Russell
Elliott, Nancy
Gorman, Mary
Hogan, Edith
Infantine, William
Knowles, John
L'Heureux, Robert
Long, Patrick
Movsesian, Lori
Pellegrino, Tony
Rowe, Robert
Spaulding, Jayne
Villeneuve, Moe

Beaulieu, Jane
Boisvert, Ronald
Christensen, Chris
Doherty, Shaun
Gagne, Larry
Graham, John
Holden, Frank
Irwin, Anne-Marie
Knowles, Mary Ann
Levasseur, Nickolas
Mead, Robert
O'Brien, William
Pratt, Calvin
Ryder, Donald
Thompson, Robert
Willette, Robert

Belvin, William
Cebrowski, John
Clemons, Jane
Dokmo, Cynthia
Gargas, Carolyn
Hardy, Valerie
Holden, Rip
Katsiantonis, Thomas
Kopka, Angeline
Levesque, Melanie
Messier, Irene
O'Neil, James
Price, Pamela
Seidel, Carl
Ulery, Jordan
Winters, Joel

MERRIMACK

Anderson, Eric
DeStefano, Stephen
McGuire, Carol
Smith, Todd

Bartlett, Michael
Hess, David
Palfrey, David
Wheeler, Deborah

Bouchard, Candace
Kotowski, Frank
Rice, Chip

Boutin, David
Lockwood, Priscilla
Rodd, Beth

ROCKINGHAM

Allen, Mary
Bettencourt, David
Case, Frank
Day, Judith
DiPentima, Rich
Emiro, Frank
Gould, Kenneth

Baldasaro, Alfred
Bishop, Franklin
Charron, Gene
DeSimone, Debra
Dowling, Patricia
Ferrante, Beverly
Griffin, Mary

Bates, David
Bridle, Russell
Comerford, Timothy
Devine, James
Dumaine, Dudley
Garrity, James
Hagan, Joseph

Belanger, Ronald
Cali-Pitts, Jacqueline
Crisler, Margaret
DiFruscia, Anthony
Elliott, Robert
Gleason, John
Headd, James

Hoelzel, Kathleen	Hutchinson, Gina	Ingram, Russell	Introne, Robert
Kappler, L. Mike	Katsakiores, George	Katsakiores, Phyllis	Kolodziej, Walter
Lyons, Melissa	Major, Norman	Mann, Maureen	McMahon, Charles
Nevins, Chris	Nord, Susi	Packard, Sherman	Perkins, Amy
Perkins, Lawrence	Petterson, Don	Priestley, Anne	Quandt, Matt
Rausch, James	Russell, Trinka	Scamman, Stella	Scamman, W.
			Douglas Jr
Schlachman, Donna	Sedensky, John	Smith, William	Splaine, James
Sullivan, James	Tucker, Pamela	Weare, Everett	Webber, Carolyn
Welch, David	Wells, Roger		

STRAFFORD

Bickford, David	Brown, Julie	Groen, Warren	Horrigan, Timothy
Keans, Sandra	Price, Susan	Sprague, Dale	Vita, Carol
Wall, Janet	Watters, David		

SULLIVAN

Howard, Thomas Osgood, Joe Rodeschin, Beverly
 and the committee report failed.
 Rep. Packard moved Inexpedient to Legislate.
 Motion adopted.

HB 272, relative to operation of OHRVs on state highways in Coos county. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jennifer R. Coffey for Transportation: This bill allows OHRV's on paved shoulders of state highways after approval at the request of a town in consultation with the bureau of trails and with approval of the department of transportation. The committee agreed this will enhance business and tourism. Vote 16-0.

Amendment (0837h)

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

AN ACT relative to operation of OHRVs on paved shoulders of state highways.

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

1 New Subparagraph; Operation of Certain Vehicles Within Highway Rights-of-Way.

Amend RSA 236:56, II by inserting after subparagraph (e) the following new subparagraph:

(f) Paved Shoulders. The operation of OHRVs shall be allowed within the rights-of-way or upon the paved shoulders of class I, II, III, and III-a highways upon the request of a town or city or OHRV club, as defined in RSA 215-A:1, V-a, after consultation with the bureau of trails and with the approval of the department of transportation.

2 OHRV Trails; Evaluation Process; Department of Transportation Property. Amend RSA 215-A:43, VIII to read as follows:

VIII. This section shall not apply to department of transportation property required for trail crossing or connector permits [~~at, or which directly connect to, Jericho Mountain state park~~].

3 OHRV Operation; Certain Highways. Amend RSA 215-A:10, I to read as follows:

I. A person shall not operate an OHRV on the traveled portions or the plowed snowbanks adjacent to class I, class II, class III, or class III-a highways, ***except as provided in RSA 236:56.***

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

AMENDED ANALYSIS

This bill establishes a process for allowing OHRV use on the paved shoulders of certain highways upon request of a municipality or OHRV club.

Reps. Theberge and Robert Williams spoke against.

Amendment failed.

The question now being adoption of the motion of Ought to Pass.

Rep. Carr spoke in favor and yielded to questions.

Motion failed.

Rep. Stohl moved Inexpedient to Legislate.

Motion adopted.

RESOLUTION

Rep. Wallner 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 8, 2009.

Adopted.

LATE SESSION

Third reading and final passage

HB 436-FN-L, relative to civil marriage and civil unions.

HB 187-FN, relative to the state building code and establishing a committee to study the sale and installation of manufactured and modular homes and related consumer protections.

HB 334-FN, relative to consumer credit.

HB 350, prohibiting the sale and distribution of household cleaning products containing phosphorus.

HB 204, relative to discovery in driving while intoxicated cases.

HB 312, permitting a person to record a law enforcement officer in the course of such officer's official duties.

HB 370, relative to equality of treatment of victims of crime.

HB 408-FN, relative to the regulation of physicians and physician assistants by the board of medicine.

HB 429, relative to cider.

HB 363, eliminating requirements for additional breath tests for blood alcohol content.

HB 474-FN, prohibiting the trafficking in persons for the purposes of sexual or labor exploitation.

HB 586-FN, relative to the presence of a law enforcement officer at an administrative license suspension hearing.

RECESS MOTION

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

Adopted.

The House recessed at 6:30 p.m.

RECESS

(Rep. Foster in the Chair)

SENATE MESSAGE

CONCURRENCE

HB 66, relative to the legal age for blood donations.

HB 223-FN-L, changing the effective date for the implementation of the retirement system employer assessments for excess benefits.

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 66 and 223.

Rep. Schuett, Sen. D'Allesandro for the Committee

RECESS

(Rep. Boutin in the Chair)

RESOLUTION

Rep. Butcher offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 63, 82, 98, 108, 112, 114, 130, 137, 157, 158, 180, 193, 196, 197, 199, 200 and 204 and Constitutional Amendment Concurrent Resolution numbered 9 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.

Adopted.

INTRODUCTION OF SENATE BILLS AND CACR

First, second reading and referral

SB 63-FN, relative to ensuring consumer access to care upon the termination of a participating provider. (Commerce and Consumer Affairs)

SB 82-FN, eliminating fees for plates and registration for certain veterans and authorizing purple heart special number plates for veterans on active duty. (Transportation)

SB 98, establishing a commission to study state regulations governing installation of boilers, pressure vessels, and related high performance HVAC equipment. (Executive Departments and Administration)

SB 108, establishing a committee to study the imposition of assessments to retirement system employers for excess benefits paid to retirees. (Executive Departments and Administration)

SB 112, establishing a commission to study community- and residential-based treatment programs for certain adults with developmental disabilities. (Health, Human Services and Elderly Affairs)

SB 114, relative to the threshold for notification for lead levels and a window replacement program. (Health, Human Services and Elderly Affairs)

SB 130, prohibiting the advertising and conducting of certain live musical performances or productions. (Judiciary)

SB 137-FN-A, relative to animal population control. (Environment and Agriculture)

SB 157, relative to the procedure for listing candidates on election ballots and establishing a citizen-funded election task force. (Election Law)

SB 158, establishing a commission to study the creation of an uncompensated care fund to provide payments to certain health care providers. (Health, Human Services and Elderly Affairs)

SB 180-FN, establishing an accountability system to ensure the opportunity for an adequate education and repealing the legislative committee on costing an adequate education. (Education)

SB 193, relative to the interest rate on small loans and relative to the definition of lender for purposes of regulating such loans. (Commerce and Consumer Affairs)

SB 196, relative to non-judicial punishment for offenses by military officers and personnel. (State-Federal Relations and Veterans Affairs)

SB 197, decreasing the quorum for the right-to-know oversight commission. (Judiciary)

SB 199, establishing a committee to study the training of public safety officials to respond to persons with mental illness. (Health, Human Services and Elderly Affairs)

SB 200-FN, relative to retirement system death benefits for members who die while performing military service. (Executive Departments and Administration)

SB 204, relative to postsecondary educational assistance for New Hampshire national guard members and excluding certain entities that license software from the definition of private postsecondary career school. (Education)

CACR 9, relating to term of office. Providing that beginning with the 2012 general election, there shall be a 4-year term of office for governor. (Election Law)

RECESS

(Rep. Wallner in the Chair)

RESOLUTION

Rep. Davis offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 10, 17, 50, 67, 88, 89, 117, 124, 127, 144, 156, 173, 178, 182, 190 and 201 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.
Adopted.

INTRODUCTION OF SENATE BILLS

First, second reading and referral

SB 10-FN-A-L, making an appropriation to the town of Allenstown for disaster assistance in response to the May 2006 and April 2007 floods. (Finance)

SB 17, relative to Selective Service registration upon driver's license application or renewal. (Transportation)

SB 50, relative to funds and programs of the department of environmental services. (Environment and Agriculture)

SB 67-FN-A, relative to funding certain AIDS services organizations and relative to certain operating budget reductions for fiscal year 2009. (Health, Human Services and Elderly Affairs)

SB 88, relative to recommendations of marital masters. (Judiciary)

SB 89-FN, relative to unemployment overpayments. (Labor, Industrial and Rehabilitative Services)

SB 117, establishing a committee to study the feasibility of establishing a program to provide low-cost firewood from state lands to low-income individuals. (Science, Technology and Energy)

SB 124, relative to beaver dams. (Resources, Recreation and Development)

SB 127, making renewable energy facilities eligible for certain bonds issued by municipalities and business and industrial development authorities. (Commerce and Consumer Affairs)

SB 144-FN, allowing the unemployment compensation trust fund to be charged for benefits paid for certain employee terminations. (Labor, Industrial and Rehabilitative Services)

SB 156, relative to the commission to study the creation of an animal care worker classification. (Executive Departments and Administration)

SB 173, authorizing the commissioner of corrections to accept certain gifts. (Executive Departments and Administration)

SB 178, relative to the operation of the special school district for the education of eligible offenders held in facilities operated by the department of corrections, and establishing the director of community corrections position in the department of corrections. (Executive Departments and Administration)

SB 182-FN-A, establishing a committee to study business tax credits. (Ways and Means)

SB 190, relative to race track cocktail lounge licenses. (Commerce and Consumer Affairs)
SB 201-FN, relative to classification of misdemeanor offenses. (Criminal Justice and Public Safety)

SENATE MESSAGE

CONCURRENCE

HB 74, relative to student membership on a school board.

HB 99, relative to supervised driving time by persons completing driver education.

RECESS

HOUSE SESSION OF MARCH 26, 2009 (CONT'D)

The Speaker called the House to order at 10:00 a.m. on Wednesday, April 8, 2009.

CLERK'S NOTE

The following action took place on the actual date of April 8, 2009.

MOTION TO ADJOURN

Rep. Packard moved that the House adjourn from the session of March 26, 2009.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 170 NAYS 196

YEAS 170

BELKNAP

Bolster, Peter
Millham, Alida
St. Cyr, Jeffrey

Boyce, Laurie
Nedeau, Stephen
Swinford, Elaine

Fields, Dennis
Pilliod, James
Veazey, John

Flanders, Donald
Russell, David
Wendelboe, Fran

CARROLL

Ahlgren, Christopher
Knox, J. David
Scala, Dino

Buco, Thomas
McConkey, Mark
Stevens, Stanley

Chandler, Gene
Patten, Betsey
Umberger, Karen

Fleck, Joseph
Roberts, John

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Johnson, Jane

Laurent, John

Roberts, Kris

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbretson, Paul

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Boehm, Ralph

Beauchamp, Roger
Boisvert, Ronald

Belvin, William
Cebrowski, John

Bergin, Peter
Christensen, Chris

Christiansen, Lars
Drisko, Richard
Gandia, Laura
Hawkins, Ken
Hogan, Edith
Jasper, Shawn
Mead, Robert
O'Neil, James
Pellegrino, Tony
Ramsey, Peter
Seidel, Carl
Ulery, Jordan

Daniels, Gary
Elliott, Nancy
Gargas, Carolyn
Hikel, John
Holden, Frank
Kurk, Neal
Messier, Irene
Ober, Lynne
Pepino, Leo
Renzullo, Andrew
Silva, Peter
Villeneuve, Moe

Day, Russell
Emerton, Larry
Graham, John
Hinch, Richard
Hopper, Gary
L'Heureux, Robert
Moran, Edward
Ober, Russell III
Pratt, Calvin
Rowe, Robert
Spaulding, Jayne
Willette, Robert

Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hinkle, Peyton
Infantine, William
McCarthy, Michael
O'Brien, William
Palmer, Stephen
Price, Pamela
Ryder, Donald
Tahir, Saghir

MERRIMACK

Anderson, Eric
Kidder, David
Palfrey, David

Boutin, David
Kotowski, Frank
Reed, Dennis

Coffey, Jennifer
Lockwood, Priscilla
Smith, Todd

Hess, David
McGuire, Carol

ROCKINGHAM

Allen, Mary
Bettencourt, David
Charron, Gene
Devine, James
Emiro, Frank
Garritty, James
Hagan, Joseph
Ingram, Russell
Katsakiores, George
McMahon, Charles
Perkins, Lawrence
Reagan, John

Baldasaro, Alfred
Bishop, Franklin
Comerford, Timothy
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank

Bates, David
Brown, C. Pennington
Crisler, Margaret
Dumaine, Dudley
Fesh, Robert
Gould, Kenneth
Howard, Doreen
Itse, Daniel
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella

Belanger, Ronald
Case, Frank
DeSimone, Debra
Elliott, Robert
Flanders, John Sr
Griffin, Mary
Hutchinson, Karen
Kappler, L. Mike
McKinney, Betsy
Perkins, Amy
Rausch, James
Scamman, W.
Douglas Jr
Sullivan, James
Welch, David

Sedensky, John
Tucker, Pamela

Smith, William
Van Patten, Don

Stiles, Nancy
Weare, Everett

STRAFFORD

Berube, Roger
Hofemann, Roland

Bickford, David
Twombly, James

Brown, Julie
Vita, Carol

Groen, Warren

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 196

BELKNAP

Arsenault, Beth
Reever, Judith

Johnson, William
Stuart, Richard

Merry, Liz

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Burridge, Delmar
Carlson, Nancy
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Carr, Daniel
Meador, David
Robertson, Timothy

Butterworth, Timothy
Eaton, Daniel
Mitchell, Bonnie
Sad, Tara

COOS

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Townsend, Charles

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Baroody, Benjamin
Caron, June
Cote, David
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Judy, Jean
Knowles, John
Leishman, Peter
Long, Patrick
Nixon, David
Rhodes, Brian
Shattuck, Gilman
Thompson, Robert
Winters, Joel

Beaulieu, Jane
Chandley, Shannon
Craig, James
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Katsiantonis, George
Knowles, Mary Ann
Levasseur, Nickolas
Mack, Ron
O'Brien, Michael Sr
Rokas, Theodoros
Shaw, Barbara
Vaillancourt, Steve

Beck, Catriona
Chase, Claudia
Flurey, Joan
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, Thomas
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
Pilotte, Maurice
Rosenwald, Cindy
Soucy, Timothy
Walsh, Robert Jr

Campbell, David
Clemons, Jane
Foster, Linda
Hackel, Paul
Harvey, Philip
Irwin, Anne-Marie
Kelley, John
LaPlante, Roland
Lisle, Carolyn
Movsesian, Lori
Poznanski, Brian
Schulze, Joan
Sullivan, Daniel
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
Gile, Mary
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Bouchard, Candace
DeJoie, John
Hamm, Christine
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Brown, Carole
Foose, Robert
Kelly, Sally
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Clarke, Claire
French, Barbara
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
Cushing, Robert
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

Borden, David
Day, Judith
Kepner, Susan
McEachern, Paul
Pettersen, Don
Splaine, James

Cali-Pitts, Jacqueline
DiPentima, Rich
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Webber, Carolyn

Casey, Kimberley
Henson, John
Mann, Maureen
Nord, Susi
Russell, Trinkia

STRAFFORD

Brennan, William	Brown, Jennifer	Brown, Larry	Browne, Brendon
Burke, Rachel	Cyr, James	Domingo, Baldwin	Grassie, Anne
Horrigan, Timothy	Hubbard, Pamela	Hutz, Sarah	Kaen, Naida
Keans, Sandra	Lauterborn, Elaine	Lewis, Robert	Perry, Robert
Price, Susan	Rogers, Rose Marie	Rollo, Deanna	Rollo, Michael
Rous, Emma	Ryder, Mark	Schmidt, Peter	Smith, Marjorie
Spang, Judith	Wall, Janet	Ward, Kenneth	

SULLIVAN

Cloutier, John	Donovan, Thomas Jr	Gottling, Suzanne	Harris, Sandra
Houde-Quimby, Charlotte	McClammer, Jim	Skinder, Carla	Sweeney, Cynthia

and the motion failed.

RECONSIDERED

Having voted on the prevailing side, Rep. Kopka moved that the House reconsider its action whereby it found **HB 415**, adding certain terms regarding non-discrimination to the laws, Inexpedient to Legislate.

Reps. Groen and William O'Brien spoke against.

Reps. Vaillancourt and Tupper spoke in favor.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 190 NAYS 180

YEAS 190

BELKNAP

Arsenault, Beth	Johnson, William	Merry, Liz	Miller, Kate
Reever, Judith	Stuart, Richard		

CARROLL

Bridgham, Robert	Butler, Edward	Wiley, Susan
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CHESHIRE

Allen, Peter	Burridge, Delmar	Butcher, Suzanne	Butterworth, Timothy
Butynski, William	Carlson, Nancy	Carr, Daniel	Eaton, Daniel
Hunt, John	Lerandeau, Alfred	Lindsey, Steven	Meador, David
Mitchell, Bonnie	Parkhurst, Henry	Richardson, Barbara	Robertson, Timothy
Sad, Tara	Weber, Lucy	Weed, Charles	

COOS

Mears, Lucy	Merrick, Evalyn	Merrick, Scott	Theberge, Robert
Thomas, Yvonne			

GRAFTON

Aguiar, James	Almy, Susan	Benn, Bernard	Cooney, Mary
Ford, Susan	Friedrich, Carol	Gould, Franklin	Harding, Laurie
Laliberte, Suzanne	Mulholland, Catherine	Nordgren, Sharon	Pastor, Beatriz
Pierce, David	Preston, Philip	Smith, Suzanne	Townsend, Charles

HILLSBOROUGH

Beaulieu, Jane
Chase, Claudia
Flurey, Joan
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
Poznanski, Brian
Schulze, Joan
Vaillancourt, Steve

Beck, Catriona
Clemons, Jane
Foster, Linda
Hackel, Paul
Harvey, Philip
Irwin, Anne-Marie
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Movsesian, Lori
Rhodes, Brian
Shattuck, Gilman
Walsh, Robert Jr

Caron, June
Cote, David
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Jeudy, Jean
Komi, Richard
Levasseur, Nickolas
Mack, Ron
Nixon, David
Rokas, Theodoros
Shaw, Barbara
Williams, Carol

Chandley, Shannon
Craig, James
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
O'Brien, Michael Sr
Rosenwald, Cindy
Thompson, Robert

MERRIMACK

Bartlett, Michael
Davis, Frank
Gile, Mary
Osborne, Jessie
Reardon, Tara
Shurtlett, Dianne
Tupper, Frank
Webb, Leigh

Bouchard, Candace
DeJoie, John
Hamm, Christine
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Brown, Carole
Foose, Robert
Kelly, Sally
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Clarke, Claire
French, Barbara
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
Cushing, Robert
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

Borden, David
Day, Judith
Kepner, Susan
McEachern, Paul
Pettersen, Don
Splaine, James

Cali-Pitts, Jacqueline
DiPentima, Rich
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Webber, Carolyn

Casey, Kimberley
Henson, John
Mann, Maureen
Nord, Susi
Russell, Trinkia

STRAFFORD

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Lewis, Robert
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Browne, Brendon
Grassie, Anne
Kaen, Naida
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Price, Susan
Rous, Emma
Spang, Judith

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte

Donovan, Thomas Jr
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

NAYS 180

BELKNAP

Bolster, Peter

Boyce, Laurie

Fields, Dennis

Flanders, Donald

Millham, Alida
St. Cyr, Jeffrey

Nedeau, Stephen
Swinford, Elaine

Pilliod, James
Veazey, John

Russell, David
Wendelboe, Fran

CARROLL

Ahlgren, Christopher
Knox, J. David
Scala, Dino

Buco, Thomas
McConkey, Mark
Stevens, Stanley

Chandler, Gene
Patten, Betsey
Umberger, Karen

Fleck, Joseph
Roberts, John

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Johnson, Jane

Laurent, John

Roberts, Kris

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Matheson, Robert

Gionet, Edmond
Maybeck, Margie

Ingbretson, Paul
Ward, Brien

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Boehm, Ralph
Christensen, Chris
Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hinkle, Peyton
Infantine, William
Kurk, Neal
Moran, Edward
Ober, Russell III
Pilotte, Maurice
Renzullo, Andrew
Silva, Peter
Tahir, Saghir
Winters, Joel

Beauchamp, Roger
Boisvert, Ronald
Christiansen, Lars
Drisko, Richard
Gandia, Laura
Hawkins, Ken
Hogan, Edith
Jasper, Shawn
L'Heureux, Robert
O'Brien, William
Palmer, Stephen
Pratt, Calvin
Rowe, Robert
Soucy, Timothy
Ulery, Jordan

Belvin, William
Campbell, David
Daniels, Gary
Elliott, Nancy
Gargasz, Carolyn
Hikel, John
Holden, Frank
Katsiantonis, George
McCarthy, Michael
O'Neil, James
Pellegrino, Tony
Price, Pamela
Ryder, Donald
Spaulding, Jayne
Villeneuve, Moe

Bergin, Peter
Cebrowski, John
Day, Russell
Emerton, Larry
Graham, John
Hinch, Richard
Hopper, Gary
Katsiantonis, Thomas
Mead, Robert
Ober, Lynne
Pepino, Leo
Ramsey, Peter
Seidel, Carl
Sullivan, Daniel
Willette, Robert

MERRIMACK

Anderson, Eric
Kidder, David
Palfrey, David

Boutin, David
Kotowski, Frank
Reed, Dennis

Coffey, Jennifer
Lockwood, Priscilla
Smith, Todd

Hess, David
McGuire, Carol

ROCKINGHAM

Allen, Mary
Bettencourt, David
Charron, Gene
Devine, James
Emiro, Frank
Garrity, James
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike

Baldasaro, Alfred
Bishop, Franklin
Comerford, Timothy
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Headd, James
Ingram, Russell
Katsakiores, George

Bates, David
Brown, C. Pennington
Crisler, Margaret
Dumaine, Dudley
Fesh, Robert
Gould, Kenneth
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis

Belanger, Ronald
Case, Frank
DeSimone, Debra
Elliott, Robert
Flanders, John Sr
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter

Major, Norman	McKinney, Betsy	McMahon, Charles	Nevins, Chris
Packard, Sherman	Perkins, Amy	Perkins, Lawrence	Priestley, Anne
Quandt, Matt	Rausch, James	Reagan, John	Sapareto, Frank
Scamman, Stella	Scamman, W.	Sedensky, John	Smith, William
	Douglas Jr		
Stiles, Nancy	Sullivan, James	Tucker, Pamela	Van Patten, Don
Weare, Everett	Welch, David		

STRAFFORD

Berube, Roger	Bickford, David	Brennan, William	Brown, Julie
Groen, Warren	Hofemann, Roland	Twombly, James	Vita, Carol

SULLIVAN

Howard, Thomas	Osgood, Joe	Rodeschin, Beverly
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and the motion was adopted.

(Rep. Foster in the Chair)

The question now being adoption of the motion of Inexpedient to Legislate on **HB 415**, adding certain terms regarding non-discrimination to the laws.

Rep. Rowe spoke in favor and requested a quorum call.

The Speaker declared a quorum present.

Rep. Wendelboe spoke in favor.

Reps. Butler and Norelli spoke against.

Rep. Cushing requested a quorum call.

The Speaker declared a quorum present.

Rep. William O'Brien spoke in favor and yielded to questions.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 182 NAYS 189

YEAS 182

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Millham, Alida	Nedeau, Stephen	Pilliod, James	Russell, David
St. Cyr, Jeffrey	Swinford, Elaine	Veazey, John	Wendelboe, Fran

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	Knox, J. David
McConkey, Mark	Patten, Betsey	Roberts, John	Scala, Dino
Stevens, Stanley	Umberger, Karen		

CHESHIRE

Emerson, Susan	Johnson, Jane	Laurent, John	Roberts, Kris
Sterling, Franklin Jr			

COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
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Matheson, Robert

Maybeck, Margie

Ward, Brien

Williams, Burton

HILLSBOROUGH

Batula, Peter
Boehm, Ralph
Christensen, Chris
Drisko, Richard
Gandia, Laura
Haley, Robert
Hinkle, Peyton
Hopper, Gary
Kurk, Neal
Moran, Edward
Ober, Lynne
Pepino, Leo
Renzullo, Andrew
Ryder, Donald
Spaulding, Jayne
Villeneuve, Moe

Beauchamp, Roger
Boisvert, Ronald
Daniels, Gary
Elliott, Nancy
Gargasz, Carolyn
Hawkins, Ken
Hogan, Edith
Infantine, William
L'Heureux, Robert
Movsesian, Lori
Ober, Russell III
Peterson, Andrew
Rhodes, Brian
Seidel, Carl
Sullivan, Daniel
Willette, Robert

Belvin, William
Caron, June
Day, Russell
Emerton, Larry
Graham, John
Hikel, John
Holden, Frank
Jasper, Shawn
McCarthy, Michael
O'Brien, William
Palmer, Stephen
Pratt, Calvin
Rokas, Theodoros
Silva, Peter
Tahir, Saghir

Bergin, Peter
Cebrowski, John
Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hinch, Richard
Holden, Rip
Katsiantonis, Thomas
Mead, Robert
O'Neil, James
Pellegrino, Tony
Price, Pamela
Rowe, Robert
Soucy, Timothy
Ulery, Jordan

MERRIMACK

Anderson, Eric
Hess, David
McGuire, Carol

Boutin, David
Kidder, David
Palfrey, David

Coffey, Jennifer
Kotowski, Frank
Reed, Dennis

DeStefano, Stephen
Lockwood, Priscilla
Smith, Todd

ROCKINGHAM

Allen, Mary
Bettencourt, David
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Quandt, Matt
Scamman, Stella

Stiles, Nancy
Weare, Everett

Baldasaro, Alfred
Bishop, Franklin
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Rausch, James
Scamman, W.
Douglas Jr
Sullivan, James
Welch, David

Bates, David
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Preston, Mark
Reagan, John
Sedensky, John

Tucker, Pamela

Belanger, Ronald
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Priestley, Anne
Sapareto, Frank
Smith, William

Van Patten, Don

STRAFFORD

Bickford, David
Hofemann, Roland

Brennan, William
Lewis, Robert

Brown, Julie
Twombly, James

Groen, Warren
Vita, Carol

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

BELKNAP

Arsenault, Beth
Reever, Judith

Johnson, William
Stuart, Richard

Merry, Liz

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Hunt, John
Mitchell, Bonnie
Sad, Tara

Burridge, Delmar
Carlson, Nancy
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Eaton, Daniel
Meador, David
Robertson, Timothy

COOS

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pierce, David

Almy, Susan
Friedrich, Carol
Mulholland, Catherine
Preston, Philip

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Smith, Suzanne

Cooney, Mary
Harding, Laurie
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Beaulieu, Jane
Clemons, Jane
Gidge, Kenneth
Hardy, Valerie
Hodges, Kevin
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
Pilotte, Maurice
Schulze, Joan
Vaillancourt, Steve

Beck, Catriona
Cote, David
Gorman, Mary
Harvey, Philip
Irwin, Anne-Marie
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
Poznanski, Brian
Shattuck, Gilman
Walsh, Robert Jr

Chandley, Shannon
Flurey, Joan
Hackel, Paul
Harvey, Suzanne
Judy, Jean
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Nixon, David
Ramsey, Peter
Shaw, Barbara
Williams, Carol

Chase, Claudia
Garrity, Patrick
Hammond, Jill
Hebert, Roger
Katsiantonis, George
Komi, Richard
Levasseur, Nickolas
Mack, Ron
O'Brien, Michael Sr
Rosenwald, Cindy
Thompson, Robert
Winters, Joel

MERRIMACK

Bartlett, Michael
Davis, Frank
Gile, Mary
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Bouchard, Candace
DeJoie, John
Hamm, Christine
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Brown, Carole
Foote, Robert
Kelly, Sally
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Clarke, Claire
French, Barbara
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
Cushing, Robert

Borden, David
Day, Judith

Cali-Pitts, Jacqueline
DiPentima, Rich

Casey, Kimberley
Gould, Kenneth

Henson, John
Mann, Maureen
Nord, Susi
Read, Robin Jr
Webber, Carolyn

Hutchinson, Gina
McCarthy, Barbara
Norelli, Terie
Russell, Trinka

Kepner, Susan
McEachern, Paul
Pantelakos, Laura
Schlachman, Donna

Lyons, Melissa
Moody, Marcia
Pettersen, Don
Splaine, James

STRAFFORD

Berube, Roger
Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

Browne, Brendon
Grassie, Anne
Kaen, Naida
Price, Susan
Rous, Emma
Spang, Judith

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte
and the motion failed.

Donovan, Thomas Jr
McClammer, Jim
Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

MOTION TO LAY ON THE TABLE

Rep. Itse moved that **HB 415**, adding certain terms regarding non-discrimination to the laws, be laid on the table.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 181 NAYS 191

YEAS 181

BELKNAP

Bolster, Peter
Millham, Alida
St. Cyr, Jeffrey

Boyce, Laurie
Nedeau, Stephen
Swinford, Elaine

Fields, Dennis
Pilliod, James
Veazey, John

Flanders, Donald
Russell, David
Wendelboe, Fran

CARROLL

Ahlgren, Christopher
McConkey, Mark
Stevens, Stanley

Chandler, Gene
Patten, Betsey
Umberger, Karen

Fleck, Joseph
Roberts, John

Knox, J. David
Scala, Dino

CHESHIRE

Emerson, Susan
Roberts, Kris

Hunt, John
Sterling, Franklin Jr

Johnson, Jane

Laurent, John

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Matheson, Robert
Williams, Burton

Gionet, Edmond
Maybeck, Margie

Ingbretson, Paul
Taylor, Kathleen

Ladd, Rick Jr
Ward, Brien

HILLSBOROUGH

Batula, Peter
Caron, June
Day, Russell
Emerton, Larry
Graham, John
Hikel, John
Holden, Frank
Jasper, Shawn
McCarthy, Michael
O'Brien, William
Palmer, Stephen
Pilotte, Maurice
Rhodes, Brian
Seidel, Carl
Sullivan, Daniel
Willette, Robert

Belvin, William
Cebrowski, John
Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hinch, Richard
Holden, Rip
Katsiantonis, Thomas
Mead, Robert
O'Neil, James
Pellegrino, Tony
Pratt, Calvin
Rokas, Theodoros
Silva, Peter
Tahir, Saghir

Bergin, Peter
Christensen, Chris
Drisko, Richard
Gandia, Laura
Haley, Robert
Hinkle, Peyton
Hopper, Gary
Kurk, Neal
Moran, Edward
Ober, Lynne
Pepino, Leo
Price, Pamela
Rowe, Robert
Soucy, Timothy
Ulery, Jordan

Boehm, Ralph
Daniels, Gary
Elliott, Nancy
Gargas, Carolyn
Hawkins, Ken
Hogan, Edith
Infantine, William
L'Heureux, Robert
Movsesian, Lori
Ober, Russell III
Peterson, Andrew
Renzullo, Andrew
Ryder, Donald
Spaulding, Jayne
Villeneuve, Moe

MERRIMACK

Anderson, Eric
Hess, David
McGuire, Carol

Boutin, David
Kidder, David
Palfrey, David

Coffey, Jennifer
Kotowski, Frank
Reed, Dennis

DeStefano, Stephen
Lockwood, Priscilla
Smith, Todd

ROCKINGHAM

Allen, Mary
Bettencourt, David
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Quandt, Matt
Scamman, Stella

Baldasaro, Alfred
Bishop, Franklin
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Rausch, James
Scamman, W.
Douglas Jr
Sullivan, James
Welch, David

Bates, David
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Preston, Mark
Reagan, John
Sedensky, John

Belanger, Ronald
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Priestley, Anne
Sapareto, Frank
Smith, William

Stiles, Nancy
Weare, Everett

Tucker, Pamela

Van Patten, Don

STRAFFORD

Bickford, David
Twombly, James

Brown, Julie
Vita, Carol

Groen, Warren

Hofemann, Roland

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 191

BELKNAP

Arsenault, Beth
Reever, Judith

Johnson, William
Stuart, Richard

Merry, Liz

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Burridge, Delmar
Carlson, Nancy
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Carr, Daniel
Meador, David
Robertson, Timothy

Butterworth, Timothy
Eaton, Daniel
Mitchell, Bonnie
Sad, Tara

COOS

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pierce, David

Almy, Susan
Friedrich, Carol
Mulholland, Catherine
Preston, Philip

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Smith, Suzanne

Cooney, Mary
Harding, Laurie
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Beauchamp, Roger
Chandley, Shannon
Flurey, Joan
Hackel, Paul
Harvey, Suzanne
Judy, Jean
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Nixon, David
Rosenwald, Cindy
Thompson, Robert
Winters, Joel

Beaulieu, Jane
Chase, Claudia
Garrity, Patrick
Hammond, Jill
Hebert, Roger
Katsiantonis, George
Komi, Richard
Levasseur, Nickolas
Mack, Ron
O'Brien, Michael Sr
Schulze, Joan
Vaillancourt, Steve

Beck, Catriona
Clemons, Jane
Gidge, Kenneth
Hardy, Valerie
Hodges, Kevin
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
Poznanski, Brian
Shattuck, Gilman
Walsh, Robert Jr

Boisvert, Ronald
Cote, David
Gorman, Mary
Harvey, Philip
Irwin, Anne-Marie
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
Ramsey, Peter
Shaw, Barbara
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
Gile, Mary
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Bouchard, Candace
DeJoie, John
Hamm, Christine
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Brown, Carole
Foosse, Robert
Kelly, Sally
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Clarke, Claire
French, Barbara
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
Cushing, Robert
Henson, John

Borden, David
Day, Judith
Hutchinson, Gina

Cali-Pitts, Jacqueline
DiPentima, Rich
Kepner, Susan

Casey, Kimberley
Gould, Kenneth
Lyons, Melissa

Mann, Maureen
Nord, Susi
Read, Robin Jr
Webber, Carolyn

McCarthy, Barbara
Norelli, Terie
Russell, Trink

McEachern, Paul
Pantelakos, Laura
Schlachman, Donna

Moody, Marcia
Pettersen, Don
Splaine, James

STRAFFORD

Berube, Roger
Browne, Brendon
Grassie, Anne
Kaen, Naida
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

Brennan, William
Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Price, Susan
Rous, Emma
Spang, Judith

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Lewis, Robert
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte
and the motion failed.

Donovan, Thomas Jr
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

The question before the House is the motion of Ought to Pass.
Rep. Palmer offered floor amendment (1233h).

Floor Amendment (1233h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 Religious Exemptions. Amend RSA 354-A:18 to read as follows:

354-A:18 Exemption for Religious Organizations. Nothing contained in this chapter shall be construed to bar any religious or denominational institution or organization, or any organization operated for charitable or educational purposes, which is operated, supervised or controlled by or in connection with a religious organization, from limiting admission to or giving preference to persons of the same religion or denomination or from making such selection as is calculated by such organization to promote the religious principles for which it is established or maintained, ***including hiring practices regarding sexual orientation and gender identity and expression when such hiring practices run counter to a religious organizations beliefs.***

AMENDED ANALYSIS

This bill defines gender identity and expression and adds it to the list of classes of people protected from discrimination.

This bill allows an exemption for religious institutions.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 154 NAYS 209

YEAS 154

BELKNAP

Bolster, Peter
Johnson, William
Swinford, Elaine

Boyce, Laurie
Nedeau, Stephen
Veazey, John

Fields, Dennis
Russell, David
Wendelboe, Fran

Flanders, Donald
St. Cyr, Jeffrey

CARROLL

Ahlgren, Christopher	Fleck, Joseph	Knox, J. David	McConkey, Mark
Patten, Betsey	Roberts, John	Scala, Dino	Stevens, Stanley
Umberger, Karen			

CHESHIRE

Emerson, Susan	Johnson, Jane	Laurent, John	Sterling, Franklin Jr
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COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien	Williams, Burton	

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Cebrowski, John
Christensen, Chris	Christiansen, Lars	Daniels, Gary	Day, Russell
Doherty, Shaun	Drisko, Richard	Elliott, Nancy	Emerton, Larry
Gagne, Larry	Gandia, Laura	Gargas, Carolyn	Graham, John
Haefner, Robert	Hawkins, Ken	Hikel, John	Hinch, Richard
Hinkle, Peyton	Hogan, Edith	Holden, Frank	Hopper, Gary
Infantine, William	Jasper, Shawn	Kurk, Neal	L'Heureux, Robert
McCarthy, Michael	Mead, Robert	Moran, Edward	O'Brien, William
Ober, Lynne	Ober, Russell III	Palmer, Stephen	Pellegrino, Tony
Pepino, Leo	Peterson, Andrew	Pilotte, Maurice	Price, Pamela
Renzullo, Andrew	Rokas, Theodoros	Rowe, Robert	Ryder, Donald
Seidel, Carl	Silva, Peter	Spaulding, Jayne	Tahir, Saghir
Ulery, Jordan	Villeneuve, Moe	Willette, Robert	

MERRIMACK

Anderson, Eric	Coffey, Jennifer	Hess, David	Kotowski, Frank
McGuire, Carol	Palfrey, David	Reed, Dennis	Smith, Todd

ROCKINGHAM

Bates, David	Bettencourt, David	Bishop, Franklin	Case, Frank
Charron, Gene	Comerford, Timothy	Crisler, Margaret	DeSimone, Debra
Devine, James	Dumaine, Dudley	Elliott, Robert	Emiro, Frank
Ferrante, Beverly	Fesh, Robert	Flanders, John Sr	Garrity, James
Gleason, John	Griffin, Mary	Hagan, Joseph	Headd, James
Hoelzel, Kathleen	Hutchinson, Karen	Ingram, Russell	Introne, Robert
Itse, Daniel	Kappler, L. Mike	Katsakiores, George	Katsakiores, Phyllis
Kolodziej, Walter	Major, Norman	McKinney, Betsy	McMahon, Charles
Nevins, Chris	Packard, Sherman	Perkins, Amy	Perkins, Lawrence
Priestley, Anne	Quandt, Matt	Rausch, James	Reagan, John
Sapareto, Frank	Scamman, Stella	Scamman, W.	Sedensky, John
		Douglas Jr	
Smith, William	Stiles, Nancy	Sullivan, James	Tucker, Pamela
Van Patten, Don	Weare, Everett		

STRAFFORD

Bickford, David
Lauterborn, Elaine

Brennan, William
Twombly, James

Brown, Julie
Vita, Carol

Groen, Warren

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 209

BELKNAP

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

Millham, Alida

Pilliod, James

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Hunt, John
Mitchell, Bonnie
Robertson, Timothy

Burridge, Delmar
Carlson, Nancy
Lerandeau, Alfred
Parkhurst, Henry
Sad, Tara

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weber, Lucy

Butterworth, Timothy
Eaton, Daniel
Meador, David
Roberts, Kris
Weed, Charles

COOS

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Boisvert, Ronald
Cote, David
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, George
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Movsesian, Lori
Poznanski, Brian
Schulze, Joan
Sullivan, Daniel
Williams, Carol

Beaulieu, Jane
Caron, June
Flurey, Joan
Hackel, Paul
Harvey, Philip
Holden, Rip
Katsiantonis, Thomas
Komi, Richard
Levasseur, Nickolas
Mack, Ron
Nixon, David
Ramsey, Peter
Shattuck, Gilman
Thompson, Robert
Winters, Joel

Beck, Catriona
Chandley, Shannon
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
O'Brien, Michael Sr
Rhodes, Brian
Shaw, Barbara
Vaillancourt, Steve

Bergin, Peter
Chase, Claudia
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Jeudy, Jean
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
O'Neil, James
Rosenwald, Cindy
Soucy, Timothy
Walsh, Robert Jr

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Foosse, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Cushing, Robert
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Pantelakos, Laura
Schlachman, Donna

Borden, David
Day, Judith
Henson, John
Lyons, Melissa
Moody, Marcia
Pettersen, Don
Splaine, James

Brown, C. Pennington
DiFruscia, Anthony
Howard, Doreen
Mann, Maureen
Nord, Susi
Read, Robin Jr
Webber, Carolyn

Casey, Kimberley
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Norelli, Terie
Russell, Trinka
Welch, David

STRAFFORD

Berube, Roger
Burke, Rachel
Hofemann, Roland
Kaen, Naida
Price, Susan
Rous, Emma
Spang, Judith
Watters, David

Brown, Jennifer
Cyr, James
Horrigan, Timothy
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Sprague, Dale

Brown, Larry
Domingo, Baldwin
Hubbard, Pamela
Lewis, Robert
Rollo, Deanna
Schmidt, Peter
Wall, Janet

Browne, Brendon
Grassie, Anne
Hutz, Sarah
Perry, Robert
Rollo, Michael
Smith, Marjorie
Ward, Kenneth

SULLIVAN

Cloutier, John
McClammer, Jim
and floor amendment (1233h) failed.

Donovan, Thomas Jr
Skinder, Carla

Gottling, Suzanne
Sweeney, Cynthia

Harris, Sandra

(Speaker Norelli in the Chair)

The question now being adoption of the motion of Ought to Pass.
Rep. Groen offered floor amendment (1240h).

Floor Amendment (1240h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 New Section; Education Exemptions. Amend 354-A by inserting after section 18 the following new section:

354-A:18-a Educational Exemptions. Nothing contained in this chapter shall be construed to require a private or religious educational institution to discontinue the practice of admitting students of one sex only.

AMENDED ANALYSIS

This bill defines gender identity and expression and adds it to the list of classes of people protected from discrimination.

This bill allows an exemption for private single sex educational institutions.

Rep. Groen spoke in favor and requested a roll call; sufficiently seconded.

YEAS 157 NAYS 206

YEAS 157

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Pilliod, James	Russell, David	St. Cyr, Jeffrey
Swinford, Elaine	Veazey, John	Wendelboe, Fran	

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	Knox, J. David
McConkey, Mark	Patten, Betsey	Roberts, John	Scala, Dino
Stevens, Stanley	Umberger, Karen		

CHESHIRE

Emerson, Susan	Johnson, Jane	Laurent, John	Sterling, Franklin Jr
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COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien	Williams, Burton	

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Cebrowski, John
Christensen, Chris	Christiansen, Lars	Daniels, Gary	Doherty, Shaun
Drisko, Richard	Elliott, Nancy	Emerton, Larry	Gagne, Larry
Gandia, Laura	Gargas, Carolyn	Graham, John	Haefner, Robert
Hawkins, Ken	Hikel, John	Hinch, Richard	Hinkle, Peyton
Hogan, Edith	Holden, Frank	Hopper, Gary	Infantine, William
Jasper, Shawn	Kurk, Neal	L'Heureux, Robert	McCarthy, Michael
Mead, Robert	Moran, Edward	O'Brien, William	Ober, Russell III
Palmer, Stephen	Pellegrino, Tony	Pepino, Leo	Pilotte, Maurice
Price, Pamela	Renzullo, Andrew	Rowe, Robert	Ryder, Donald
Seidel, Carl	Silva, Peter	Spaulding, Jayne	Sullivan, Daniel
Tahir, Saghir	Ulery, Jordan	Villeneuve, Moe	Willette, Robert

MERRIMACK

Anderson, Eric	Coffey, Jennifer	Hess, David	Kotowski, Frank
McGuire, Carol	Palfrey, David	Reed, Dennis	Smith, Todd

ROCKINGHAM

Baldasaro, Alfred	Bates, David	Bettencourt, David	Bishop, Franklin
Case, Frank	Charron, Gene	Comerford, Timothy	Crisler, Margaret
DeSimone, Debra	Devine, James	DiFruscia, Anthony	Dumaine, Dudley
Elliott, Robert	Emiro, Frank	Ferrante, Beverly	Fesh, Robert
Flanders, John Sr	Garrity, James	Gleason, John	Griffin, Mary
Hagan, Joseph	Headd, James	Hoelzel, Kathleen	Hutchinson, Karen
Ingram, Russell	Introne, Robert	Itse, Daniel	Kappler, L. Mike
Katsakiores, George	Katsakiores, Phyllis	Kolodziej, Walter	Major, Norman
McKinney, Betsy	McMahon, Charles	Nevins, Chris	Packard, Sherman
Perkins, Amy	Perkins, Lawrence	Priestley, Anne	Quandt, Matt

Rausch, James
Scamman, W.
Douglas Jr
Sullivan, James
Welch, David

Reagan, John
Sedensky, John

Tucker, Pamela

Sapareto, Frank
Smith, William

Van Patten, Don

Scamman, Stella
Stiles, Nancy

Weare, Everett

STRAFFORD

Bickford, David
Hofemann, Roland
Vita, Carol

Brennan, William
Horrigan, Timothy

Brown, Julie
Sprague, Dale

Groen, Warren
Twombly, James

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 206

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz
Stuart, Richard

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Hunt, John
Mitchell, Bonnie
Sad, Tara

Burridge, Delmar
Carlson, Nancy
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Eaton, Daniel
Meador, David
Robertson, Timothy

COOS

Mears, Lucy

Merrick, Evalyn

Merrick, Scott

Thomas, Yvonne

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Townsend, Charles

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Boisvert, Ronald
Clemons, Jane
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Kelley, John
Kopka, Angeline
Levesque, Melanie

Beaulieu, Jane
Caron, June
Cote, David
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Jeudy, Jean
Knowles, John
LaPlante, Roland
Lisle, Carolyn

Beck, Catriona
Chandley, Shannon
Flurey, Joan
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, George
Knowles, Mary Ann
Leishman, Peter
Long, Patrick

Bergin, Peter
Chase, Claudia
Foster, Linda
Hackel, Paul
Harvey, Philip
Holden, Rip
Katsiantonis, Thomas
Komi, Richard
Levasseur, Nickolas
Mack, Ron

Marshall, Seth
O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Thompson, Robert
Winters, Joel

Messier, Irene
O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Vaillancourt, Steve

Movsesian, Lori
Peterson, Andrew
Rokas, Theodoros
Shaw, Barbara
Walsh, Robert Jr

Nixon, David
Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Foosse, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Cushing, Robert
Henson, John
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Webber, Carolyn

Borden, David
Day, Judith
Howard, Doreen
Mann, Maureen
Nord, Susi
Russell, Trinkia

Brown, C. Pennington
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

Casey, Kimberley
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Pettersen, Don
Splaine, James

STRAFFORD

Berube, Roger
Burke, Rachel
Hubbard, Pamela
Lauterborn, Elaine
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brown, Jennifer
Cyr, James
Hutz, Sarah
Lewis, Robert
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Larry
Domingo, Baldwin
Kaen, Naida
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

Browne, Brendon
Grassie, Anne
Keans, Sandra
Price, Susan
Rous, Emma
Spang, Judith

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte

Donovan, Thomas Jr
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

and floor amendment (1240h) failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Ingbretson offered floor amendment (1273h).

Floor Amendment (1273h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 New Section; Occupational Exemptions. Amend RSA 354-A by inserting after section 18 the following new section:

354-A:18-a Occupational Exemptions. Nothing contained in this chapter shall be construed to require any institution or organization to admit or employ any individual in any

program on the basis of sex in those certain circumstances where sex is a bona fide occupational qualification reasonably necessary to that position.

AMENDED ANALYSIS

This bill defines gender identity and expression and adds it to the list of classes of people protected from discrimination.

This bill allows an exemption for occupations where sex is a bona fide occupational qualification reasonably necessary to a position.

Rep. Ingbertson spoke in favor.

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

YEAS 156 NAYS 207

YEAS 156

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Russell, David	St. Cyr, Jeffrey	Swinford, Elaine
Veazey, John	Wendelboe, Fran		

CARROLL

Ahlgren, Christopher	Fleck, Joseph	McConkey, Mark	Patten, Betsey
Roberts, John	Scala, Dino	Stevens, Stanley	Umberger, Karen

CHESHIRE

Emerson, Susan	Johnson, Jane	Laurent, John	Sterling, Franklin Jr
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COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbertson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien	Williams, Burton	

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Cebrowski, John
Christensen, Chris	Christiansen, Lars	Daniels, Gary	Doherty, Shaun
Drisko, Richard	Elliott, Nancy	Emerton, Larry	Gagne, Larry
Gandia, Laura	Graham, John	Haefner, Robert	Hawkins, Ken
Hikel, John	Hinch, Richard	Hinkle, Peyton	Hogan, Edith
Holden, Frank	Hopper, Gary	Infantine, William	Jasper, Shawn
Kurk, Neal	L'Heureux, Robert	McCarthy, Michael	Mead, Robert
Moran, Edward	O'Brien, William	Ober, Lynne	Ober, Russell III
Palmer, Stephen	Pellegrino, Tony	Pepino, Leo	Peterson, Andrew
Price, Pamela	Renzullo, Andrew	Rowe, Robert	Ryder, Donald
Seidel, Carl	Shaw, Barbara	Silva, Peter	Spaulding, Jayne
Sullivan, Daniel	Tahir, Saghir	Ulery, Jordan	Villeneuve, Moe
Willette, Robert			

MERRIMACK

Anderson, Eric	Coffey, Jennifer	Hess, David	Kidder, David
Kotowski, Frank	McGuire, Carol	Palfrey, David	Reed, Dennis

Smith, Todd

ROCKINGHAM

Baldasaro, Alfred	Bates, David	Bettencourt, David	Bishop, Franklin
Case, Frank	Charron, Gene	Comerford, Timothy	Crisler, Margaret
DeSimone, Debra	Devine, James	DiFruscia, Anthony	Dowling, Patricia
Dumaine, Dudley	Elliott, Robert	Emiro, Frank	Ferrante, Beverly
Fesh, Robert	Flanders, John Sr	Garrity, James	Gleason, John
Griffin, Mary	Hagan, Joseph	Headd, James	Hoelzel, Kathleen
Howard, Doreen	Hutchinson, Karen	Ingram, Russell	Introne, Robert
Itse, Daniel	Kappler, L. Mike	Katsakiores, George	Katsakiores, Phyllis
Kolodziej, Walter	Major, Norman	McKinney, Betsy	McMahon, Charles
Nevins, Chris	Packard, Sherman	Perkins, Amy	Perkins, Lawrence
Priestley, Anne	Quandt, Matt	Rausch, James	Reagan, John
Sapareto, Frank	Scamman, Stella	Scamman, W.	Sedensky, John
		Douglas Jr	
Smith, William	Stiles, Nancy	Sullivan, James	Tucker, Pamela
Van Patten, Don	Weare, Everett	Welch, David	

STRAFFORD

Bickford, David	Brown, Julie	Groen, Warren	Hofemann, Roland
Sprague, Dale	Twombly, James	Vita, Carol	

SULLIVAN

Howard, Thomas	Osgood, Joe	Rodeschin, Beverly
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NAYS 207

BELKNAP

Arsenault, Beth	Johnson, William	Merry, Liz	Miller, Kate
Millham, Alida	Pilliod, James	Reever, Judith	Stuart, Richard

CARROLL

Bridgham, Robert	Butler, Edward	Knox, J. David	Wiley, Susan
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CHESHIRE

Allen, Peter	Burridge, Delmar	Butcher, Suzanne	Butterworth, Timothy
Butynski, William	Carlson, Nancy	Carr, Daniel	Eaton, Daniel
Hunt, John	Lerandeu, Alfred	Lindsey, Steven	Meador, David
Mitchell, Bonnie	Parkhurst, Henry	Richardson, Barbara	Robertson, Timothy
Sad, Tara	Weber, Lucy	Weed, Charles	

COOS

Mears, Lucy	Merrick, Evalyn	Merrick, Scott	Thomas, Yvonne
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GRAFTON

Aguiar, James	Almy, Susan	Benn, Bernard	Cooney, Mary
Ford, Susan	Friedrich, Carol	Gould, Franklin	Harding, Laurie
Laliberte, Suzanne	Matheson, Robert	Mulholland, Catherine	Nordgren, Sharon
Pastor, Beatriz	Pierce, David	Preston, Philip	Smith, Suzanne
Townsend, Charles			

HILLSBOROUGH

Beauchamp, Roger	Beaulieu, Jane	Beck, Catriona	Bergin, Peter
Boisvert, Ronald	Caron, June	Chandley, Shannon	Chase, Claudia
Clemons, Jane	Cote, David	Flurey, Joan	Foster, Linda
Gargas, Carolyn	Garrity, Patrick	Gidge, Kenneth	Gorman, Mary
Hackel, Paul	Haley, Robert	Hammond, Jill	Hardy, Valerie
Harvey, Philip	Harvey, Suzanne	Hebert, Roger	Hodges, Kevin
Holden, Rip	Irwin, Anne-Marie	Jeudy, Jean	Katsiantonis, George
Katsiantonis, Thomas	Kelley, John	Knowles, John	Knowles, Mary Ann
Komi, Richard	Kopka, Angeline	LaPlante, Roland	Leishman, Peter
Levasseur, Nickolas	Levesque, Melanie	Lisle, Carolyn	Long, Patrick
Mack, Ron	Marshall, Seth	Messier, Irene	Movsesian, Lori
Nixon, David	O'Brien, Michael Sr	O'Neil, James	Pilotte, Maurice
Poznanski, Brian	Ramsey, Peter	Rhodes, Brian	Rokas, Theodoros
Schulze, Joan	Shattuck, Gilman	Soucy, Timothy	Thompson, Robert
Vaillancourt, Steve	Walsh, Robert Jr	Williams, Carol	Winters, Joel

MERRIMACK

Bartlett, Michael	Bouchard, Candace	Brown, Carole	Clarke, Claire
Davis, Frank	DeJoie, John	DeStefano, Stephen	Foose, Robert
French, Barbara	Gile, Mary	Hamm, Christine	Kelly, Sally
Lockwood, Priscilla	McMahon, Patricia	Osborne, Jessie	Owen, Derek
Porter, Margaret	Potter, Frances	Reardon, Tara	Rice, Chip
Richardson, Gary	Rodd, Beth	Schuett, Dianne	Shurtleff, Stephen
Stetson, William	Tilton, Joy	Tupper, Frank	Wallner, Mary Jane
Walz, Mary Beth	Watrous, Rick	Webb, Leigh	Wheeler, Deborah
Williams, Robert	Yeaton, Charles		

ROCKINGHAM

Abbott, Dennis	Borden, David	Brown, C. Pennington	Casey, Kimberley
Cushing, Robert	Day, Judith	DiPentima, Rich	Gould, Kenneth
Henson, John	Hutchinson, Gina	Kepner, Susan	Lyons, Melissa
Mann, Maureen	McCarthy, Barbara	McEachern, Paul	Moody, Marcia
Nord, Susi	Pantelakos, Laura	Petterson, Don	Read, Robin Jr
Russell, Trinkia	Schlachman, Donna	Splaine, James	Webber, Carolyn

STRAFFORD

Berube, Roger	Brennan, William	Brown, Jennifer	Brown, Larry
Browne, Brendon	Burke, Rachel	Cyr, James	Domingo, Baldwin
Grassie, Anne	Horrigan, Timothy	Hubbard, Pamela	Hutz, Sarah
Kaen, Naida	Keans, Sandra	Lauterborn, Elaine	Lewis, Robert
Perry, Robert	Price, Susan	Rogers, Rose Marie	Rollo, Deanna
Rollo, Michael	Rous, Emma	Ryder, Mark	Schmidt, Peter
Smith, Marjorie	Spang, Judith	Wall, Janet	Ward, Kenneth
Watters, David			

SULLIVAN

Cloutier, John	Donovan, Thomas Jr	Gottling, Suzanne	Harris, Sandra
Houde-Quimby, Charlotte	McClammer, Jim	Skinder, Carla	Sweeney, Cynthia

and floor amendment (1273h) failed.

The question now being adoption of the motion of Ought to Pass.

Rep. Pierce moved the previous question.

Rep. Pierce withdrew the motion.

The question now being adoption of the motion of Ought to Pass.

Rep. Itse offered floor amendment (1276h).

Floor Amendment (1276h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 New Section; Exemptions. Amend RSA 354-A by inserting after section 18 the following new section:

354-A:18-a Exemption. Nothing contained in this chapter shall be construed to bar any private employer or an owner occupied rental property from limiting employment or denying rental space based upon the employer's or owner's religious or ethical beliefs about gender identity and expression.

AMENDED ANALYSIS

This bill defines gender identity and expression and adds it to the list of classes of people protected from discrimination.

This bill also allows private employer's and owners of owner occupied rental properties to reject applicants based upon their religious or ethical beliefs about gender identity and expression.

Rep. Itse spoke in favor and requested a roll call; sufficiently seconded.

YEAS 145 NAYS 225

YEAS 145

BELKNAP

Bolster, Peter
Nedeau, Stephen
Swinford, Elaine

Boyce, Laurie
Pilliod, James
Wendelboe, Fran

Fields, Dennis
Russell, David

Flanders, Donald
St. Cyr, Jeffrey

CARROLL

Fleck, Joseph
Scala, Dino

Knox, J. David
Stevens, Stanley

McConkey, Mark
Umberger, Karen

Roberts, John

CHESHIRE

Emerson, Susan

Johnson, Jane

Laurent, John

Sterling, Franklin Jr

COOS

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbretson, Paul
Williams, Burton

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Christensen, Chris

Belvin, William
Christiansen, Lars

Boehm, Ralph
Daniels, Gary

Cebrowski, John
Day, Russell

Doherty, Shaun
Gagne, Larry
Hawkins, Ken
Hogan, Edith
Jasper, Shawn
McCarthy, Michael
Ober, Lynne
Pepino, Leo
Rowe, Robert
Tahir, Saghir

Drisko, Richard
Gandia, Laura
Hikel, John
Holden, Frank
Katsiantonis, Thomas
Mead, Robert
Ober, Russell III
Peterson, Andrew
Ryder, Donald
Ulery, Jordan

Elliott, Nancy
Graham, John
Hinch, Richard
Hopper, Gary
Kurk, Neal
Moran, Edward
Palmer, Stephen
Price, Pamela
Seidel, Carl
Villeneuve, Moe

Emerton, Larry
Haefner, Robert
Hinkle, Peyton
Infantine, William
L'Heureux, Robert
O'Brien, William
Pellegrino, Tony
Renzullo, Andrew
Silva, Peter
Willette, Robert

MERRIMACK

Anderson, Eric
Kotowski, Frank
Smith, Todd

Coffey, Jennifer
McGuire, Carol

Hess, David
Palfrey, David

Kidder, David
Reed, Dennis

ROCKINGHAM

Allen, Mary
Bettencourt, David
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Hagan, Joseph
Ingram, Russell
Katsakiores, George
McMahon, Charles
Perkins, Lawrence
Sapareto, Frank
Tucker, Pamela

Baldasaro, Alfred
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Headd, James
Introne, Robert
Katsakiores, Phyllis
Nevins, Chris
Quandt, Matt
Sedensky, John
Van Patten, Don

Bates, David
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hoelzel, Kathleen
Itse, Daniel
Kolodziej, Walter
Packard, Sherman
Rausch, James
Smith, William
Weare, Everett

Belanger, Ronald
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Perkins, Amy
Reagan, John
Sullivan, James
Welch, David

STRAFFORD

Bickford, David
Twombly, James

Brown, Julie
Vita, Carol

Groen, Warren

Hofemann, Roland

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 225

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz
Stuart, Richard

Miller, Kate
Veazey, John

CARROLL

Ahlgren, Christopher
Wiley, Susan

Bridgham, Robert

Butler, Edward

Patten, Betsey

CHESHIRE

Allen, Peter
Butynski, William
Hunt, John

Burridge, Delmar
Carlson, Nancy
Lerandean, Alfred

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven

Butterworth, Timothy
Eaton, Daniel
Meador, David

Mitchell, Bonnie
Sad, Tara

Parkhurst, Henry
Weber, Lucy

Richardson, Barbara
Weed, Charles

Robertson, Timothy

COOS

Hatch, William
Rappaport, Laurence

Mears, Lucy
Theberge, Robert

Merrick, Evalyn
Thomas, Yvonne

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Boisvert, Ronald
Clemons, Jane
Gargas, Carolyn
Hackel, Paul
Harvey, Philip
Holden, Rip
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Spaulding, Jayne
Walsh, Robert Jr

Beaulieu, Jane
Caron, June
Cote, David
Garritty, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Sullivan, Daniel
Williams, Carol

Beck, Catriona
Chandley, Shannon
Flurey, Joan
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Jeudy, Jean
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Movsesian, Lori
Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Thompson, Robert
Winters, Joel

Bergin, Peter
Chase, Claudia
Foster, Linda
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, George
Komi, Richard
Levasseur, Nickolas
Mack, Ron
Nixon, David
Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Vaillancourt, Steve

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Bouchard, Candace
DeJoie, John
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Brown, Carole
DeStefano, Stephen
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Clarke, Claire
Foote, Robert
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gleason, John
Howard, Doreen
Mann, Maureen
Moody, Marcia
Priestley, Anne
Schlachman, Donna

Borden, David
Cushing, Robert
Gould, Kenneth
Hutchinson, Gina
McCarthy, Barbara
Nord, Susi
Read, Robin Jr
Splaine, James

Brown, C. Pennington
Day, Judith
Griffin, Mary
Kepner, Susan
McEachern, Paul
Pantelakos, Laura
Russell, Trinkia
Stiles, Nancy

Cali-Pitts, Jacqueline
DiPentima, Rich
Henson, John
Lyons, Melissa
McKinney, Betsy
Pettersen, Don
Scamman, Stella
Webber, Carolyn

STRAFFORD

Berube, Roger	Brennan, William	Brown, Jennifer	Brown, Larry
Browne, Brendon	Burke, Rachel	Cyr, James	Domingo, Baldwin
Grassie, Anne	Horrigan, Timothy	Hubbard, Pamela	Hutz, Sarah
Kaen, Naida	Keans, Sandra	Lauterborn, Elaine	Lewis, Robert
Perry, Robert	Price, Susan	Rogers, Rose Marie	Rollo, Deanna
Rollo, Michael	Rous, Emma	Ryder, Mark	Schmidt, Peter
Smith, Marjorie	Spang, Judith	Sprague, Dale	Wall, Janet
Ward, Kenneth	Watters, David		

SULLIVAN

Cloutier, John	Donovan, Thomas Jr	Gagnon, Raymond	Gottling, Suzanne
Harris, Sandra	Houde-Quimby, Charlotte	McClammer, Jim	Skinder, Carla

Sweeney, Cynthia

and floor amendment (1276h) failed.

The question now being adoption of the motion of Ought to Pass.

Rep. Wendelboe offered floor amendment (1266h).

Floor Amendment (1266h)

Amend RSA 21:51 as inserted by section 1 of the bill by replacing it with the following:

21:51 Gender Identity and Expression. "Gender identity and expression" means the presence of discernable intermediate or atypical combinations of physical features that usually distinguish male from female resulting in apparent biological characteristics of both the male and female sexes.

Rep. Wendelboe spoke in favor and requested a roll call; sufficiently seconded.

YEAS 152 NAYS 211

YEAS 152

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Pilliod, James	Russell, David	St. Cyr, Jeffrey
Swinford, Elaine	Wendelboe, Fran		

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	McConkey, Mark
Patten, Betsey	Roberts, John	Scala, Dino	Stevens, Stanley
Umberger, Karen			

CHESHIRE

Emerson, Susan	Johnson, Jane	Laurent, John	Sterling, Franklin Jr
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COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien	Williams, Burton	

HILLSBOROUGH

Batula, Peter
Cebrowski, John
Day, Russell
Emerton, Larry
Haefner, Robert
Hinkle, Peyton
Infantine, William
McCarthy, Michael
Ober, Lynne
Pepino, Leo
Seidel, Carl
Ulery, Jordan

Belvin, William
Christensen, Chris
Doherty, Shaun
Gagne, Larry
Hawkins, Ken
Hogan, Edith
Jasper, Shawn
Mead, Robert
Ober, Russell III
Renzullo, Andrew
Silva, Peter
Villeneuve, Moe

Boehm, Ralph
Christiansen, Lars
Drisko, Richard
Gandia, Laura
Hikel, John
Holden, Frank
Kurk, Neal
Moran, Edward
Palmer, Stephen
Rowe, Robert
Spaulding, Jayne
Willette, Robert

Boisvert, Ronald
Daniels, Gary
Elliott, Nancy
Gargas, Carolyn
Hinch, Richard
Hopper, Gary
L'Heureux, Robert
O'Brien, William
Pellegrino, Tony
Ryder, Donald
Tahir, Saghir

MERRIMACK

Anderson, Eric
Palfrey, David

Coffey, Jennifer
Reed, Dennis

Kotowski, Frank
Smith, Todd

McGuire, Carol

ROCKINGHAM

Allen, Mary
Bettencourt, David
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Smith, William
Van Patten, Don

Baldasaro, Alfred
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Stiles, Nancy
Weare, Everett

Bates, David
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella
Sullivan, James

Belanger, Ronald
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Sedensky, John
Tucker, Pamela

STRAFFORD

Bickford, David
Sprague, Dale

Brown, Julie
Twombly, James

Groen, Warren
Vita, Carol

Hofemann, Roland

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 211

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz
Stuart, Richard

Miller, Kate
Veazey, John

CARROLL

Bridgham, Robert

Butler, Edward

Knox, J. David

Wiley, Susan

CHESHIRE

Allen, Peter	Burridge, Delmar	Butcher, Suzanne	Butterworth, Timothy
Butynski, William	Carlson, Nancy	Carr, Daniel	Eaton, Daniel
Hunt, John	Lerandean, Alfred	Lindsey, Steven	Meador, David
Mitchell, Bonnie	Parkhurst, Henry	Richardson, Barbara	Robertson, Timothy
Sad, Tara	Weber, Lucy	Weed, Charles	

COOS

Hatch, William	Mears, Lucy	Merrick, Evalyn	Merrick, Scott
Theberge, Robert	Thomas, Yvonne		

GRAFTON

Aguiar, James	Almy, Susan	Benn, Bernard	Cooney, Mary
Ford, Susan	Friedrich, Carol	Gould, Franklin	Harding, Laurie
Laliberte, Suzanne	Matheson, Robert	Mulholland, Catherine	Nordgren, Sharon
Pastor, Beatriz	Pierce, David	Preston, Philip	Smith, Suzanne
Taylor, Kathleen	Townsend, Charles		

HILLSBOROUGH

Beauchamp, Roger	Beaulieu, Jane	Beck, Catriona	Bergin, Peter
Caron, June	Chandley, Shannon	Chase, Claudia	Clemons, Jane
Cote, David	Flurey, Joan	Foster, Linda	Garritty, Patrick
Gidge, Kenneth	Gorman, Mary	Hackel, Paul	Haley, Robert
Hammond, Jill	Hardy, Valerie	Harvey, Philip	Harvey, Suzanne
Hebert, Roger	Hodges, Kevin	Holden, Rip	Irwin, Anne-Marie
Jeady, Jean	Katsiantonis, George	Katsiantonis, Thomas	Kelley, John
Knowles, John	Knowles, Mary Ann	Komi, Richard	Kopka, Angeline
LaPlante, Roland	Leishman, Peter	Levasseur, Nickolas	Levesque, Melanie
Lisle, Carolyn	Long, Patrick	Mack, Ron	Marshall, Seth
Messier, Irene	Movsesian, Lori	Nixon, David	O'Brien, Michael Sr
O'Neil, James	Peterson, Andrew	Pilotte, Maurice	Poznanski, Brian
Price, Pamela	Ramsey, Peter	Rhodes, Brian	Rokas, Theodoros
Rosenwald, Cindy	Schulze, Joan	Shattuck, Gilman	Soucy, Timothy
Sullivan, Daniel	Thompson, Robert	Vaillancourt, Steve	Walsh, Robert Jr
Williams, Carol	Winters, Joel		

MERRIMACK

Bartlett, Michael	Bouchard, Candace	Brown, Carole	Clarke, Claire
Davis, Frank	DeJoie, John	DeStefano, Stephen	Foose, Robert
French, Barbara	Gile, Mary	Hamm, Christine	Kelly, Sally
Kidder, David	Lockwood, Priscilla	McMahon, Patricia	Osborne, Jessie
Owen, Derek	Porter, Margaret	Potter, Frances	Rice, Chip
Rodd, Beth	Schuetz, Dianne	Shurtleff, Stephen	Stetson, William
Tilton, Joy	Tupper, Frank	Wallner, Mary Jane	Walz, Mary Beth
Watrous, Rick	Webb, Leigh	Wheeler, Deborah	Williams, Robert
Yeaton, Charles			

ROCKINGHAM

Abbott, Dennis	Borden, David	Brown, C. Pennington	Cali-Pitts, Jacqueline
Casey, Kimberley	Cushing, Robert	Day, Judith	DiPentima, Rich
Gould, Kenneth	Henson, John	Hutchinson, Gina	Kepner, Susan
Lyons, Melissa	Mann, Maureen	McCarthy, Barbara	McEachern, Paul

Moody, Marcia
Read, Robin Jr
Webber, Carolyn

Nord, Susi
Russell, Trinka
Welch, David

Pantelakos, Laura
Schlachman, Donna

Petterson, Don
Splaine, James

STRAFFORD

Berube, Roger
Browne, Brendon
Horrigan, Timothy
Keans, Sandra
Price, Susan
Rous, Emma
Wall, Janet

Brennan, William
Burke, Rachel
Hubbard, Pamela
Lauterborn, Elaine
Rogers, Rose Marie
Schmidt, Peter
Ward, Kenneth

Brown, Jennifer
Domingo, Baldwin
Hutz, Sarah
Lewis, Robert
Rollo, Deanna
Smith, Marjorie
Watters, David

Brown, Larry
Grassie, Anne
Kaen, Naida
Perry, Robert
Rollo, Michael
Spang, Judith

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte

Donovan, Thomas Jr
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

and floor amendment (1266h) failed.

The question now being adoption of the motion of Ought to Pass.

MOTION TO LAY ON THE TABLE

Rep. Ingbertson moved that **HB 415**, adding certain terms regarding non-discrimination to the laws, be laid on the table.

Rep. Eaton requested a roll call; sufficiently seconded.

YEAS 174 NAYS 194

YEAS 174

BELKNAP

Bolster, Peter
Millham, Alida
St. Cyr, Jeffrey

Boyce, Laurie
Nedeau, Stephen
Swinford, Elaine

Fields, Dennis
Pilliod, James
Veazey, John

Flanders, Donald
Russell, David
Wendelboe, Fran

CARROLL

Ahlgren, Christopher
McConkey, Mark
Stevens, Stanley

Chandler, Gene
Patten, Betsey
Umberger, Karen

Fleck, Joseph
Roberts, John

Knox, J. David
Scala, Dino

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Hunt, John

Johnson, Jane

Laurent, John

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Taylor, Kathleen

Ingbertson, Paul
Ward, Brien

Ladd, Rick Jr
Williams, Burton

HILLSBOROUGH

Batula, Peter	Belvin, William	Bergin, Peter	Boehm, Ralph
Caron, June	Cebrowski, John	Christensen, Chris	Christiansen, Lars
Daniels, Gary	Day, Russell	Doherty, Shaun	Drisko, Richard
Elliott, Nancy	Emerton, Larry	Gagne, Larry	Gandia, Laura
Gargas, Carolyn	Graham, John	Haefner, Robert	Hawkins, Ken
Hikel, John	Hinch, Richard	Hinkle, Peyton	Hogan, Edith
Holden, Frank	Holden, Rip	Hopper, Gary	Infantine, William
Jasper, Shawn	Katsiantonis, George	Katsiantonis, Thomas	Kurk, Neal
L'Heureux, Robert	McCarthy, Michael	Mead, Robert	Moran, Edward
Movsesian, Lori	O'Brien, William	O'Neil, James	Ober, Lynne
Ober, Russell III	Palmer, Stephen	Pellegrino, Tony	Pepino, Leo
Peterson, Andrew	Price, Pamela	Renzullo, Andrew	Rowe, Robert
Ryder, Donald	Seidel, Carl	Shaw, Barbara	Silva, Peter
Spaulding, Jayne	Sullivan, Daniel	Tahir, Saghir	Ulery, Jordan
Villeneuve, Moe	Willette, Robert		

MERRIMACK

Anderson, Eric	Coffey, Jennifer	DeStefano, Stephen	Hess, David
Kidder, David	Kotowski, Frank	Lockwood, Priscilla	McGuire, Carol
Palfrey, David	Reed, Dennis	Smith, Todd	

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Bates, David	Belanger, Ronald
Bettencourt, David	Cali-Pitts, Jacqueline	Case, Frank	Charron, Gene
Comerford, Timothy	Crisler, Margaret	DeSimone, Debra	Devine, James
DiFruscia, Anthony	Dowling, Patricia	Dumaine, Dudley	Elliott, Robert
Emiro, Frank	Ferrante, Beverly	Fesh, Robert	Flanders, John Sr
Garrity, James	Gleason, John	Griffin, Mary	Hagan, Joseph
Headd, James	Hoelzel, Kathleen	Howard, Doreen	Hutchinson, Karen
Ingram, Russell	Introne, Robert	Itse, Daniel	Kappler, L. Mike
Katsakiores, George	Katsakiores, Phyllis	Kolodziej, Walter	Major, Norman
McKinney, Betsy	McMahon, Charles	Nevins, Chris	Packard, Sherman
Perkins, Amy	Perkins, Lawrence	Priestley, Anne	Quandt, Matt
Rausch, James	Reagan, John	Sapareto, Frank	Scamman, Stella
Sedensky, John	Smith, William	Stiles, Nancy	Sullivan, James
Tucker, Pamela	Van Patten, Don	Weare, Everett	Welch, David

STRAFFORD

Bickford, David	Brown, Julie	Groen, Warren	Hofemann, Roland
Sprague, Dale	Twombly, James	Vita, Carol	

SULLIVAN

Howard, Thomas	Osgood, Joe	Rodeschin, Beverly
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NAYS 194

BELKNAP

Arsenault, Beth	Johnson, William	Merry, Liz	Miller, Kate
Reever, Judith	Stuart, Richard		

CARROLL

Bridgham, Robert Butler, Edward Wiley, Susan

CHESHIRE

Allen, Peter	Burridge, Delmar	Butcher, Suzanne	Butterworth, Timothy
Butynski, William	Carlson, Nancy	Carr, Daniel	Eaton, Daniel
Lerandeau, Alfred	Lindsey, Steven	Meador, David	Mitchell, Bonnie
Parkhurst, Henry	Richardson, Barbara	Robertson, Timothy	Sad, Tara
Weber, Lucy	Weed, Charles		

COOS

Hatch, William	Mears, Lucy	Merrick, Evalyn	Merrick, Scott
Theberge, Robert	Thomas, Yvonne		

GRAFTON

Aguiar, James	Almy, Susan	Benn, Bernard	Cooney, Mary
Ford, Susan	Friedrich, Carol	Gould, Franklin	Harding, Laurie
Laliberte, Suzanne	Matheson, Robert	Mulholland, Catherine	Nordgren, Sharon
Pastor, Beatriz	Pierce, David	Preston, Philip	Smith, Suzanne
Townsend, Charles			

HILLSBOROUGH

Beauchamp, Roger	Beaulieu, Jane	Beck, Catriona	Boisvert, Ronald
Chandley, Shannon	Chase, Claudia	Clemons, Jane	Cote, David
Flurey, Joan	Foster, Linda	Garrity, Patrick	Gidge, Kenneth
Gorman, Mary	Hackel, Paul	Haley, Robert	Hammond, Jill
Hardy, Valerie	Harvey, Philip	Harvey, Suzanne	Hebert, Roger
Hodges, Kevin	Irwin, Anne-Marie	Judy, Jean	Kelley, John
Knowles, John	Knowles, Mary Ann	Komi, Richard	Kopka, Angeline
LaPlante, Roland	Leishman, Peter	Levasseur, Nickolas	Levesque, Melanie
Lisle, Carolyn	Long, Patrick	Mack, Ron	Marshall, Seth
Messier, Irene	Nixon, David	O'Brien, Michael Sr	Pilotte, Maurice
Poznanski, Brian	Ramsey, Peter	Rhodes, Brian	Rokas, Theodoros
Rosenwald, Cindy	Schulze, Joan	Shattuck, Gilman	Soucy, Timothy
Thompson, Robert	Vaillancourt, Steve	Walsh, Robert Jr	Williams, Carol
Winters, Joel			

MERRIMACK

Bartlett, Michael	Bouchard, Candace	Brown, Carole	Clarke, Claire
Davis, Frank	DeJoie, John	Foose, Robert	French, Barbara
Gile, Mary	Hamm, Christine	Kelly, Sally	McMahon, Patricia
Osborne, Jessie	Owen, Derek	Porter, Margaret	Potter, Frances
Reardon, Tara	Rice, Chip	Rodd, Beth	Schuett, Dianne
Shurtleff, Stephen	Stetson, William	Tilton, Joy	Tupper, Frank
Wallner, Mary Jane	Walz, Mary Beth	Watrous, Rick	Webb, Leigh
Wheeler, Deborah	Williams, Robert	Yeaton, Charles	

ROCKINGHAM

Abbott, Dennis	Borden, David	Brown, C. Pennington	Casey, Kimberley
Cushing, Robert	Day, Judith	DiPentima, Rich	Gould, Kenneth
Henson, John	Hutchinson, Gina	Kepner, Susan	Lyons, Melissa
Mann, Maureen	McCarthy, Barbara	McEachern, Paul	Moody, Marcia

Nord, Susi
Russell, Trinka

Pantelakos, Laura
Schlachman, Donna

Petterson, Don
Splaine, James

Read, Robin Jr
Webber, Carolyn

STRAFFORD

Berube, Roger
Browne, Brendon
Horrigan, Timothy
Keans, Sandra
Price, Susan
Rous, Emma
Spang, Judith

Brennan, William
Burke, Rachel
Hubbard, Pamela
Lauterborn, Elaine
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brown, Jennifer
Domingo, Baldwin
Hutz, Sarah
Lewis, Robert
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Larry
Grassie, Anne
Kaen, Naida
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte

Donovan, Thomas Jr
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

and the motion failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Seidel offered floor amendment (1265h).

Floor Amendment (1265h)

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

1 New Section; Statutory Construction; Gender Identity and Expression. Amend RSA 21 by inserting after section 50 the following new section:

21:51 Gender Misassignment. “Gender misassignment” means the presence of a medically verifiable abnormal physical condition due to an identifiable abnormality of the chromosomes that determine the manifest sexuality of a person.

2 State Commission for Human Rights; Title and Purposes of Chapter. Amend RSA 354-A:1 to read as follows:

354-A:1 Title and Purposes of Chapter. This chapter shall be known as the “Law Against Discrimination.” It shall be deemed an exercise of the police power of the state for the protection of the public welfare, health and peace of the people of this state, and in fulfillment of the provisions of the constitution of this state concerning civil rights. The general court hereby finds and declares that practices of discrimination against any of its inhabitants because of age, sex, **gender misassignment**, race, creed, color, marital status, familial status, physical or mental disability or national origin are a matter of state concern, that such discrimination not only threatens the rights and proper privileges of its inhabitants but menaces the institutions and foundation of a free democratic state and threatens the peace, order, health, safety and general welfare of the state and its inhabitants. A state agency is hereby created with power to eliminate and prevent discrimination in employment, in places of public accommodation and in housing accommodations because of age, sex, race, creed, color, marital status, familial status, physical or mental disability or national origin as herein provided; and the commission established hereunder is hereby given general jurisdiction and power for such purposes. In addition, the agencies and councils so created shall exercise their authority to assure that no person be discriminated against on account of sexual orientation.

3 New Paragraph; State Commission for Human Rights. Amend RSA 354-A:2 by inserting after paragraph XIV-d the following new paragraph:

XIV-e. “Gender misassignment” means the presence of a medically verifiable abnormal physical condition due to an identifiable abnormality of the chromosomes that determine the manifest sexuality of a person.

4 State Commission for Human Rights; General Powers and Duties of the Commission. Amend RSA 354-A:5, VIII to read as follows:

VIII. To create such advisory agencies and conciliation councils, local, regional or statewide, as in its judgment will aid in effectuating the purpose of this chapter, and the commission may empower them to study the problems of discrimination in all or specific fields of human relationships or in specific instances of discrimination, because of age, sex, ***gender misassignment***, race, color, sexual orientation, marital status, familial status, or physical or mental disability, religious creed or national origin, in order to foster, through community effort or otherwise, good will, cooperation and conciliation among the groups and elements of the population of the state, and make recommendations to the commission for the development of policies and procedures in general and in specific instances, and for programs of formal and informal education which the commission may recommend to the appropriate state agency. Such advisory agencies and conciliation councils shall be composed of representative citizens, serving without pay, but with reimbursement for actual and necessary traveling expenses; and the commission may make provision for technical clerical assistance to such agencies and councils and for the expenses of such assistance.

5 State Commission for Human Rights; General Powers and Duties of the Commission. Amend RSA 354-A:5, IX to read as follows:

IX. To issue such publications and such results of investigations and research as in its judgment will tend to promote good will and minimize or eliminate discrimination because of age, sex, ***gender misassignment***, race, color, marital status, familial status, physical or mental disability, religious creed or national origin, and on account of sexual orientation.

6 State Commission for Human Rights; Opportunity for Employment Without Discrimination a Civil Right. Amend RSA 354-A:6 to read as follows:

354-A:6 Opportunity for Employment Without Discrimination a Civil Right. The opportunity to obtain employment without discrimination because of age, sex, ***gender misassignment***, race, creed, color, marital status, physical or mental disability or national origin is hereby recognized and declared to be a civil right. In addition, no person shall be denied the benefits of the rights afforded by this section on account of that person's sexual orientation.

7 State Commission for Human Rights; Unlawful Discriminatory Practices. Amend RSA 354-A:7, I to read as follows:

I. For an employer, because of the age, sex, ***gender misassignment***, race, color, marital status, physical or mental disability, religious creed, or national origin of any individual, to refuse to hire or employ or to bar or to discharge from employment such individual or to discriminate against such individual in compensation or in terms, conditions or privileges of employment, unless based upon a bona fide occupational qualification. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

8 State Commission for Human Rights; Unlawful Discriminatory Practices. Amend RSA 354-A:7, II to read as follows:

II. For a labor organization, because of the age, sex, ***gender misassignment***, race, color, marital status, physical or mental disability, creed, or national origin of any individual, to exclude from full membership rights or to expel from its membership such individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer, unless based upon a bona fide occupational qualification. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

9 State Commission for Human Rights; Unlawful Discriminatory Practices. Amend RSA 354-A:7, III to read as follows:

III. For any employer or employment agency to print or circulate or to cause to be printed or circulated any statement, advertisement or publication, or to use any form of

application for employment or to make any inquiry or record in connection with employment, which expresses, directly or indirectly, any limitation, specification or discrimination as to age, sex, race, color, marital status, physical or mental disability, religious creed or national origin or any intent to make any such limitation, specification or discrimination in any way on the ground of age, sex, ***gender misassignment***, race, color, marital status, physical or mental disability, religious creed or national origin, unless based upon a bona fide occupational qualification; provided, however, that nothing in this chapter shall limit an employer after the offer of hire of an individual from inquiring into and keeping records of any existing or pre-existing physical or mental conditions. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

10 State Commission for Human Rights; Equal Housing Opportunity Without Discrimination a Civil Right. Amend RSA 354-A:8 to read as follows:

354-A:8 Equal Housing Opportunity Without Discrimination a Civil Right. The opportunity to obtain housing without discrimination because of age, sex, ***gender misassignment***, race, creed, color, marital status, familial status, physical or mental disability or national origin is hereby recognized and declared a civil right. In addition, no person shall be denied the benefit of the rights afforded by this section on account of that person's sexual orientation.

11 State Commission for Human Rights; Unlawful Discriminatory Practices. Amend RSA 354-A:10 to read as follows:

354-A:10 Unlawful Discriminatory Practices. It shall be an unlawful discriminatory practice for any person, being the owner, lessee, sublessee, assignee, managing agent or other person having the right to rent or lease a dwelling or commercial structure or being in the business of selling or renting dwellings or commercial structures:

I. To refuse to sell or rent after the receipt of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling or commercial structure to any person because of age, sex, ***gender misassignment***, race, color, marital status, familial status, physical or mental disability, religion or national origin. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

II. To discriminate against any person in the terms, conditions, or privilege of sale or rental of a dwelling or commercial structure, or in the provision of services or facilities in connection therewith, because of age, sex, ***gender misassignment***, race, color, marital status, familial status, physical or mental disability, religion or national origin. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

III. To make, print or publish, or cause to be made, printed or published, any notice, statement or advertisement, with respect to the sale or rental of a dwelling or commercial structure that indicates any preference, limitation, or discrimination based on age, sex, ***gender misassignment***, race, color, marital status, familial status, physical or mental disability, religion or national origin, or an intention to make any such preference, limitation or discrimination. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

IV. To represent to any person because of age, sex, ***gender misassignment***, race, color, marital status, familial status, physical or mental disability, religion or national origin that any dwelling or commercial structure is not available for inspection, sale, or rental when such dwelling is in fact so available. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

V. For profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons of a particular age, sex, ***gender misassignment***, race, color, marital status, familial status, physical or mental disability, religion or national origin. In addition, no

person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

VI. To evict a tenant solely on the grounds that the person has acquired immune deficiency syndrome (AIDS) or is regarded to have acquired immune deficiency syndrome.

VII. For any person or other entity whose business includes engaging in residential real estate-related transactions to discriminate against any person in making available such a transaction, or in the terms or conditions of such a transaction, because of age, race, color, religion, sex, **gender misassignment**, disability, familial status, marital status, or national origin. In addition, no person shall be denied the benefit of the rights afforded by this paragraph on account of that person's sexual orientation.

VIII. To deny any person access to, or membership or participation in, any multiple-listing service, real estate brokers' organization or other service, organization, or facility relating to the business of selling or renting dwellings, or to discriminate against that person in the terms or conditions of such access, membership, or participation, on account of age, familial status, sex, **gender misassignment**, race, color, creed, disability, national origin, marital status, or sexual orientation.

12 State Commission for Human Rights; Equal Access to Public Accommodations a Civil Right. Amend RSA 354-A:16 to read as follows:

354-A:16 Equal Access to Public Accommodations a Civil Right. The opportunity for every individual to have equal access to places of public accommodation without discrimination because of age, sex, **gender misassignment**, race, creed, color, marital status, physical or mental disability or national origin is hereby recognized and declared to be a civil right. In addition, no person shall be denied the benefit of the rights afforded by this section on account of that person's sexual orientation.

13 State Commission for Human Rights; Unlawful Discriminatory Practices in Public Accommodations. Amend RSA 354-A:17 to read as follows:

354-A:17 Unlawful Discriminatory Practices in Public Accommodations. It shall be an unlawful discriminatory practice for any person, being the owner, lessee, proprietor, manager, superintendent, agent or employee of any place of public accommodation, because of the age, sex, **gender misassignment**, race, creed, color, marital status, physical or mental disability or national origin of any person, directly or indirectly, to refuse, withhold from or deny to such person any of the accommodations, advantages, facilities or privileges thereof; or, directly or indirectly, to publish, circulate, issue, display, post or mail any written or printed communication, notice or advertisement to the effect that any of the accommodations, advantages, facilities and privileges of any such place shall be refused, withheld from or denied to any person on account of age, sex, **gender misassignment**, race, creed, color, marital status, physical or mental disability or national origin; or that the patronage or custom thereat of any person belonging to or purporting to be of any particular age, sex, **gender misassignment**, race, creed, color, marital status, physical or mental disability or national origin is unwelcome, objectionable or acceptable, desired or solicited. In addition, no person shall be denied the benefit of the rights afforded by this section on account of that person's sexual orientation.

14 Department of Administrative Services; Division of Personnel. Amend RSA 21-I:42, XVI to read as follows:

XVI. Developing and implementing an equal employment opportunity program that will ensure the employment of all qualified people regardless of age, sex, **gender misassignment**, race, color, sexual orientation, ethnic background, marital status, or physical or mental disability. This program shall include a review and revision of the job classification process and testing process to ensure that they are free from either conscious or inadvertent bias.

15 Department of Administrative Services; Classified Employees; Prohibitions; Penalty. Amend RSA 21-I:52, I to read as follows:

I. No person shall be appointed or promoted to, or demoted or dismissed from, any position in the classified service, or in any way favored or discriminated against with respect to employment in the classified service because of the person's political opinions, religious beliefs or affiliations, age, sex, **gender misassignment**, or race. In addition, no person shall have any such employment action taken on account of such person's sexual orientation. Nothing in this section shall require the appointment or prevent the dismissal of any person who advocates the overthrow of the government by unconstitutional and violent means. No person shall use, or promise to use directly or indirectly, any official authority or influence, whether possessed or anticipated, to secure or attempt to secure for any person an appointment or advantage in appointment to a position in the classified service, or an increase in pay or other advantage in employment in any such position, for the purpose of influencing the vote or political action of any person, or for any consideration. No employee in the state classified service shall hold any remunerative elective public office, or have other employment, either of which creates an actual, direct and substantial conflict of interest with the employee's employment, which conflict cannot be alleviated by said employee abstaining from actions directly affecting such classified employment. Determination of such conflict shall be made by the personnel appeals board after the parties are afforded rights to a hearing pursuant to RSA 21-I:58. The burden of proof in establishing such a conflict shall be upon the party alleging it. No action affecting said employee shall be taken by the appointing authority because of such public office or other employment until after a full hearing before and approval of such action by the personnel appeals board. If an actual, direct and substantial conflict of interest, which cannot be alleviated by abstention by the employee, is found by the personnel appeals board, the board must approve any action proposed by the appointing authority; and the employee shall be given a reasonable amount of time to leave the employee's public office or other employment or otherwise end the conflict before the appointing authority initiates that action.

16 Department of Administrative Services; Classified Employees; Appeals. Amend RSA 21-I:58, I to read as follows:

I. Any permanent employee who is affected by any application of the personnel rules, except for those rules enumerated in RSA 21-I:46, I and the application of rules in classification decisions appealable under RSA 21-I:57, may appeal to the personnel appeals board within 15 calendar days of the action giving rise to the appeal. The appeal shall be heard in accordance with the procedures provided for adjudicative proceedings in RSA 541-A. If the personnel appeals board finds that the action complained of was taken by the appointing authority for any reason related to politics, religion, age, sex, **gender misassignment**, race, color, ethnic background, marital status, or disabling condition, or on account of the person's sexual orientation, or was taken in violation of a statute or of rules adopted by the director, the employee shall be reinstated to the employee's former position or a position of like seniority, status, and pay. The employee shall be reinstated without loss of pay, provided that the sum shall be equal to the salary loss suffered during the period of denied compensation less any amount of compensation earned or benefits received from any other source during the period. "Any other source" shall not include compensation earned from continued casual employment during the period if the employee held the position of casual employment prior to the period, except to the extent that the number of hours worked in such casual employment increases during the period. In all cases, the personnel appeals board may reinstate an employee or otherwise change or modify any order of the appointing authority, or make such other order as it may deem just.

17 Residential Care and Health Facility; Patients' Bill of Rights. Amend RSA 151:21, XVI to read as follows:

XVI. The patient shall not be denied appropriate care on the basis of race, religion, color, national origin, sex, **gender misassignment**, age, disability, marital status, or source of payment, nor shall any such care be denied on account of the patient's sexual orientation.

18 Residential Care and Health Facility; Patients' Bill of Rights. Amend RSA 151:21-b, II(b) to read as follows:

(b) Receive appropriate and professional care without discrimination based on race, color, national origin, religion, sex, **gender misassignment**, disability, or age, nor shall any such care be denied on account of the patient's sexual orientation.

19 Civil Rights Act; Enforcement. Amend RSA 354-B:1, I to read as follows:

I. All persons have the right to engage in lawful activities and to exercise and enjoy the rights secured by the United States and New Hampshire Constitutions and the laws of the United States and New Hampshire without being subject to actual or threatened physical force or violence against them or any other person or by actual or threatened damage to or trespass on property when such actual or threatened conduct is motivated by race, color, religion, national origin, ancestry, sexual orientation, gender, **gender misassignment**, or disability. "Threatened physical force" and "threatened damage to or trespass on property" is a communication, by physical conduct or by declaration, of an intent to inflict harm on a person or a person's property by some unlawful act with a purpose to terrorize or coerce.

20 Sentences; Extended Term of Imprisonment. Amend RSA 651:6, I(f) to read as follows:

(f) Was substantially motivated to commit the crime because of hostility towards the victim's religion, race, creed, sexual orientation as defined in RSA 21:49, national origin ~~[or]~~, sex, **or gender misassignment as defined in RSA 21:51**;

21 Franchising and Regulation of Cable Television Systems; Rights of Individuals. Amend RSA 53-C:3-g to read as follows:

53-C:3-g Rights of Individuals. No cable television system operator shall deny service, deny access, or otherwise discriminate against subscribers, channel users, or any other citizens on the basis of age, race, religion, sex, **gender misassignment, sexual orientation**, physical disability, or country of natural origin.

22 New Hampshire Mental Health Services System; Discrimination Prohibited; Eligibility for Services. Amend RSA 135-C:13 to read as follows:

135-C:13 Discrimination Prohibited; Eligibility for Services. Every severely mentally disabled person shall be eligible for admission to the state mental health services system, and no such person shall be denied services because of race, color or religion, sex, **gender misassignment**, or inability to pay. Eligible persons shall include formerly severely mentally disabled persons who without continued services would probably become severely mentally disabled again. Each client has a right to adequate and humane treatment provided in accordance with generally accepted clinical and professional standards. The treatment shall include such psychological, psychiatric, habilitative, rehabilitative, vocational and case management services which are necessary and appropriate to bring about an improvement, when possible, in the client's condition and which are available within the state mental health services system. If necessary services are not available, such service shall be documented through individual service plans. When services have been documented to be necessary but unavailable, each agency responsible for provision of such services shall notify the department of the need for them, and the department shall utilize such information for budgetary planning purposes. The treatment may include housing and such other services as the department may elect to provide to severely mentally disabled persons. Eligibility for services in the mental health system for persons under 21 years of age shall be determined after consideration of the services provided under RSA 186-C, RSA 169-B, RSA 169-C, RSA 169-D, or any other law. The commissioner shall adopt rules, pursuant to RSA 541-A, relative to the eligibility of severely mentally disabled persons to receive state services and the service guarantees for clients in the state system.

23 New Hampshire Mental Health Services System; Fundamental Rights. Amend RSA 135-C:56, IV to read as follows:

IV. No person receiving mental health services shall be discriminated against in any manner because of race, color, sex, **gender misassignment, sexual orientation**, religion, national origin, age, disability, or degree of disability.

24 New Hampshire Employment Program and Family Assistance Program; Administrative Duties; Rulemaking. Amend RSA 167:83, III(e) to read as follows:

(e) To not be discriminated against because of gender, race, creed, color, sex, **gender misassignment, sexual orientation**, age, disability, political affiliation or beliefs, religion, or national origin.

25 Postsecondary Education Commission; Grants; Discrimination Prohibited. Amend RSA 188-D:35, II to read as follows:

II. No person shall be excluded from participation in, or denied the benefits of, this program because of race, color, age, sex, **gender misassignment, sexual orientation**, or national origin.

26 Loan Corporations; Administration of Loans; No Discrimination. Amend RSA 195-E:14, I to read as follows:

I. The foundation, a qualified educational institution and a loan corporation shall have the full power and authority and be subject to all rights, responsibilities and liabilities for the administration of a loan program and for the distribution and collection of loans to qualified students or their parents, including the determination of who is eligible to receive loans, the amounts of the loans, repayment schedules and interest rates to be charged; provided that the terms are in accordance with law and do not discriminate against any person on account of race, creed, national origin, sex, **gender misassignment, sexual orientation** or age. In the case of student loans made to eligible students or the parents of such students who attend educational institutions that are not qualified educational institutions, the foundation shall have primary responsibility for the administration of such portion of the loan program and the servicing of such loans; provided, however, that this sentence shall not prohibit the foundation from contracting with another entity for assistance in such administration and servicing as agent for the foundation.

27 Housing Finance Authority; Definitions. Amend RSA 204-C:1, X to read as follows:

X. "Eligible persons and families" shall mean a person or persons, and families of 2 or more persons, irrespective of race, creed, national origin, ~~or~~ sex, **gender misassignment, or sexual orientation**, determined by the authority to require assistance under this chapter on account of insufficient personal or family income taking into consideration, without limitation, such factors as follows: (a) the amount of the total income of such persons and families available for housing needs; (b) the size of the family; (c) the cost and condition of housing facilities available; (d) the ability of such persons and families to compete successfully in the normal private housing market and to pay the amounts at which private enterprise is providing decent, safe and sanitary housing; and (e) if appropriate, standards established for various federal programs determining eligibility based on income of such persons and families.

28 Dog and Horse Racing Employees, Elections. Amend RSA 273-C:10, VI(b) to read as follows:

(b) The board shall decertify any employee organization which is found in a judicial proceeding to discriminate with regard to membership, or with regard to the conditions thereof, because of age, sex, **gender misassignment, sexual orientation**, race, color, creed, marital status or national origin; or has systematically failed to allow its membership equal participation in the affairs of the employee organization.

29 Consumer Guaranty Contracts; Prohibited Acts and Terms. Amend RSA 415-C:7, I(h) to read as follows:

(h) Unfairly discriminate based solely on age, place or area of residence, race, color, creed, national origin, ancestry, marital or civil union status, lawful occupation including military service, gender, **gender misassignment, sexual orientation**, religion, or blindness or other disability.

30 Preferred Provider Agreements; Discrimination Prohibited. Amend RSA 420-C:5 to read as follows:

420-C:5 Discrimination Prohibited. No health care insurer shall discriminate against any provider on the basis of religion, race, color, national origin, age, sex, ***gender misassignment, sexual orientation***, or marital status. Reasonable terms and conditions including, but not limited to, those based on economic or geographic considerations, certain affiliations, or professional privileges shall not be prohibited under this section.

31 Jurors; Prohibition of Discrimination. Amend RSA 500-A:4 to read as follows:

500-A:4 Prohibition of Discrimination. A citizen of this state shall not be excluded from jury service on account of race, color, religion, sex, ***gender misassignment, sexual orientation***, national origin or economic status.

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

AMENDED ANALYSIS

This bill defines gender misassignment and adds it to the list of classes of people protected from discrimination.

Reps. Seidel and Bates spoke in favor.

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

YEAS 158 NAYS 212

YEAS 158

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Johnson, William	Nedeau, Stephen	Russell, David	St. Cyr, Jeffrey
Swinford, Elaine	Veazey, John	Wendelboe, Fran	

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	McConkey, Mark
Patten, Betsey	Roberts, John	Scala, Dino	Stevens, Stanley
Umberger, Karen			

CHESHIRE

Emerson, Susan	Johnson, Jane	Laurent, John	Sterling, Franklin Jr
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COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien	Williams, Burton	

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Boisvert, Ronald
Cebrowski, John	Christensen, Chris	Christiansen, Lars	Daniels, Gary
Day, Russell	Doherty, Shaun	Drisko, Richard	Elliott, Nancy
Emerton, Larry	Gagne, Larry	Gandia, Laura	Gargasz, Carolyn
Haefner, Robert	Hawkins, Ken	Hikel, John	Hinch, Richard
Hinkle, Peyton	Hogan, Edith	Holden, Frank	Hopper, Gary
Infantine, William	Jasper, Shawn	Kurk, Neal	L'Heureux, Robert
McCarthy, Michael	Mead, Robert	Moran, Edward	O'Brien, William
Ober, Lynne	Ober, Russell III	Palmer, Stephen	Pellegrino, Tony

Pepino, Leo
Ryder, Donald
Spaulding, Jayne
Willette, Robert

Price, Pamela
Seidel, Carl
Tahir, Saghir

Renzullo, Andrew
Shaw, Barbara
Ulery, Jordan

Rowe, Robert
Silva, Peter
Villeneuve, Moe

MERRIMACK

Anderson, Eric
McGuire, Carol

Coffey, Jennifer
Palfrey, David

Hess, David
Reed, Dennis

Kotowski, Frank
Smith, Todd

ROCKINGHAM

Allen, Mary
Bettencourt, David
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Smith, William
Van Patten, Don

Baldasaro, Alfred
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Stiles, Nancy
Welch, David

Bates, David
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella
Sullivan, James

Belanger, Ronald
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garritty, James
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Sedensky, John
Tucker, Pamela

STRAFFORD

Berube, Roger
Hofemann, Roland
Vita, Carol

Bickford, David
Lauterborn, Elaine

Brown, Julie
Sprague, Dale

Groen, Warren
Twombly, James

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 212

BELKNAP

Arsenault, Beth
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

Millham, Alida

CARROLL

Bridgham, Robert

Butler, Edward

Knox, J. David

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Hunt, John
Mitchell, Bonnie
Sad, Tara

Burridge, Delmar
Carlson, Nancy
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Eaton, Daniel
Meador, David
Robertson, Timothy

COOS

Hatch, William

Mears, Lucy

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Caron, June
Cote, David
Gidge, Kenneth
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
O'Brien, Michael Sr
Poznanski, Brian
Rosenwald, Cindy
Sullivan, Daniel
Williams, Carol

Beaulieu, Jane
Chandley, Shannon
Flurey, Joan
Gorman, Mary
Hammond, Jill
Hebert, Roger
Judy, Jean
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
O'Neil, James
Ramsey, Peter
Schulze, Joan
Thompson, Robert
Winters, Joel

Beck, Catriona
Chase, Claudia
Foster, Linda
Graham, John
Hardy, Valerie
Hodges, Kevin
Katsiantonis, George
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Movsesian, Lori
Peterson, Andrew
Rhodes, Brian
Shattuck, Gilman
Vaillancourt, Steve

Bergin, Peter
Clemons, Jane
Garrrity, Patrick
Hackel, Paul
Harvey, Philip
Holden, Rip
Katsiantonis, Thomas
Komi, Richard
Levasseur, Nickolas
Mack, Ron
Nixon, David
Pilotte, Maurice
Rokas, Theodoros
Soucy, Timothy
Walsh, Robert Jr

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Stetson, William
Walz, Mary Beth
Williams, Robert

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Clarke, Claire
Foose, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gould, Kenneth
Lyons, Melissa
Moody, Marcia
Preston, Mark
Splaine, James

Borden, David
Cushing, Robert
Henson, John
Mann, Maureen
Nord, Susi
Read, Robin Jr
Weare, Everett

Brown, C. Pennington
Day, Judith
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Russell, Trink
Webber, Carolyn

Cali-Pitts, Jacqueline
DiPentima, Rich
Kepner, Susan
McEachern, Paul
Petterson, Don
Schlachman, Donna

STRAFFORD

Brennan, William
Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Rogers, Rose Marie

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lewis, Robert
Rollo, Deanna

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Perry, Robert
Rollo, Michael

Browne, Brendon
Grassie, Anne
Kaen, Naida
Price, Susan
Rous, Emma

Ryder, Mark
Wall, Janet

Schmidt, Peter
Ward, Kenneth

Smith, Marjorie
Watters, David

Spang, Judith

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

and floor amendment (1265h) failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Comerford offered floor amendment (1272h).

Floor Amendment (1272h)

Amend the bill by replacing section 2 with the following:

2 New Section; Exemptions. Amend RSA 354-A by inserting after section 18 the following new section:

354-A:18-a Exemption; Cases or Claims Concerning Gender Identity and Expression or Gender Misassignment. In no event shall any cases or claims concerning gender identity and expression or gender misassignment be considered within the jurisdiction of the state commission for human rights or be heard by such commission.

Amend the bill by deleting sections 3-13 and renumbering the original sections 14-32 to read as 3-21, respectively.

Rep. Comerford spoke in favor.

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

YEAS 149 NAYS 221

YEAS 149

BELKNAP

Bolster, Peter
Nedeau, Stephen
Veazey, John

Boyce, Laurie
Russell, David
Wendelboe, Fran

Fields, Dennis
St. Cyr, Jeffrey

Flanders, Donald
Swinford, Elaine

CARROLL

Chandler, Gene
Roberts, John

Fleck, Joseph
Scala, Dino

McConkey, Mark
Stevens, Stanley

Patten, Betsey
Umberger, Karen

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Hunt, John

Johnson, Jane

Laurent, John

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbretson, Paul
Williams, Burton

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter

Belvin, William

Boehm, Ralph

Cebrowski, John

Christensen, Chris
Doherty, Shaun
Gandia, Laura
Hawkins, Ken
Hogan, Edith
Jasper, Shawn
McCarthy, Michael
Ober, Lynne
Pepino, Leo
Seidel, Carl
Villeneuve, Moe

Christiansen, Lars
Drisko, Richard
Gargasz, Carolyn
Hikel, John
Holden, Frank
Katsiantonis, George
Mead, Robert
Ober, Russell III
Renzullo, Andrew
Silva, Peter
Willette, Robert

Daniels, Gary
Elliott, Nancy
Graham, John
Hinch, Richard
Hopper, Gary
Katsiantonis, Thomas
Moran, Edward
Palmer, Stephen
Rowe, Robert
Tahir, Saghir

Day, Russell
Gagne, Larry
Haefner, Robert
Hinkle, Peyton
Infantine, William
L'Heureux, Robert
O'Brien, William
Pellegrino, Tony
Ryder, Donald
Ulery, Jordan

MERRIMACK

Anderson, Eric
McGuire, Carol

Coffey, Jennifer
Palfrey, David

Hess, David
Reed, Dennis

Kotowski, Frank
Smith, Todd

ROCKINGHAM

Allen, Mary
Bettencourt, David
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Sullivan, James
Welch, David

Baldasaro, Alfred
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Packard, Sherman
Quandt, Matt
Sedensky, John
Tucker, Pamela

Bates, David
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Perkins, Amy
Rausch, James
Smith, William
Van Patten, Don

Belanger, Ronald
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Lawrence
Reagan, John
Stiles, Nancy
Weare, Everett

STRAFFORD

Brown, Julie
Vita, Carol

Groen, Warren

Hofemann, Roland

Twombly, James

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 221

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

CARROLL

Ahlgren, Christopher
Wiley, Susan

Bridgham, Robert

Butler, Edward

Knox, J. David

CHESHIRE

Allen, Peter

Burridge, Delmar

Butcher, Suzanne

Butterworth, Timothy

Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Carlson, Nancy
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Carr, Daniel
Meador, David
Robertson, Timothy

Eaton, Daniel
Mitchell, Bonnie
Sad, Tara

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Boisvert, Ronald
Clemons, Jane
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Knowles, Mary Ann
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
O'Neil, James
Price, Pamela
Rosenwald, Cindy
Soucy, Timothy
Vaillancourt, Steve

Beaulieu, Jane
Caron, June
Emerton, Larry
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Jeudy, Jean
Komi, Richard
Leishman, Peter
Long, Patrick
Movsesian, Lori
Peterson, Andrew
Ramsey, Peter
Schulze, Joan
Spaulding, Jayne
Walsh, Robert Jr

Beck, Catriona
Chandleley, Shannon
Flurey, Joan
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Kelley, John
Kopka, Angeline
Levasseur, Nickolas
Mack, Ron
Nixon, David
Pilotte, Maurice
Rhodes, Brian
Shattuck, Gilman
Sullivan, Daniel
Williams, Carol

Bergin, Peter
Chase, Claudia
Foster, Linda
Hackel, Paul
Harvey, Philip
Holden, Rip
Knowles, John
Kurk, Neal
Levesque, Melanie
Marshall, Seth
O'Brien, Michael Sr
Poznanski, Brian
Rokas, Theodoros
Shaw, Barbara
Thompson, Robert
Winters, Joel

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Stetson, William
Walz, Mary Beth
Williams, Robert

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Clarke, Claire
Foosse, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gould, Kenneth
Lyons, Melissa
McMahon, Charles
Pettersen, Don
Scamman, Stella

Borden, David
Cushing, Robert
Henson, John
Mann, Maureen
Moody, Marcia
Preston, Mark
Schlachman, Donna

Brown, C. Pennington
Day, Judith
Hutchinson, Gina
McCarthy, Barbara
Nord, Susi
Read, Robin Jr
Splaine, James

Cali-Pitts, Jacqueline
DiPentima, Rich
Kepner, Susan
McEachern, Paul
Pantelakos, Laura
Russell, Trinkia
Webber, Carolyn

STRAFFORD

Berube, Roger	Bickford, David	Brennan, William	Brown, Jennifer
Brown, Larry	Browne, Brendon	Burke, Rachel	Cyr, James
Domingo, Baldwin	Grassie, Anne	Horrigan, Timothy	Hubbard, Pamela
Hutz, Sarah	Kaen, Naida	Keans, Sandra	Lauterborn, Elaine
Lewis, Robert	Perry, Robert	Price, Susan	Rogers, Rose Marie
Rollo, Deanna	Rollo, Michael	Rous, Emma	Ryder, Mark
Schmidt, Peter	Smith, Marjorie	Spang, Judith	Sprague, Dale
Wall, Janet	Ward, Kenneth	Watters, David	

SULLIVAN

Cloutier, John	Donovan, Thomas Jr	Gagnon, Raymond	Gottling, Suzanne
Harris, Sandra	Houde-Quimby, Charlotte	McClammer, Jim	Skinder, Carla

Sweeney, Cynthia

and floor amendment (1272h) failed.

The question now being adoption of the motion of Ought to Pass.

Rep. Tucker offered floor amendment (1262h).

Floor Amendment (1262h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 Place of Public Accommodation. Amend RSA 354-A:2, XIV to read as follows:

XIV. "Place of public accommodation" includes any inn, tavern or hotel, whether conducted for entertainment, the housing or lodging of transient guests, or for the benefit, use or accommodations of those seeking health, recreation or rest, any restaurant, eating house, public conveyance on land or water, bathhouse, barbershop, theater, golf course, sports arena, health care provider, and music or other public hall, store or other establishment which caters or offers its services or facilities or goods to the general public. "Public accommodation" shall not include any institution or club which is in its nature distinctly private ***and shall not, for any purpose or matter involving gender identity and expression, involve bathrooms, lavatories, public dressing rooms, schools, playgrounds, parks, sports lockers or dressing rooms.***

Rep. Tucker spoke in favor.

Rep. Groen requested a roll call; sufficiently seconded.

YEAS 162 NAYS 207

YEAS 162

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Pilliod, James	Russell, David	St. Cyr, Jeffrey
Swinford, Elaine	Veazey, John	Wendelboe, Fran	

CARROLL

Chandler, Gene	Fleck, Joseph	Knox, J. David	McConkey, Mark
Patten, Betsey	Roberts, John	Scala, Dino	Stevens, Stanley
Umberger, Karen			

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Hunt, John

Johnson, Jane

Laurent, John

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbretson, Paul
Williams, Burton

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Cebrowski, John
Day, Russell
Emerton, Larry
Graham, John
Hinch, Richard
Holden, Rip
Kurk, Neal
Moran, Edward
Palmer, Stephen
Price, Pamela
Seidel, Carl
Tahir, Saghir

Belvin, William
Christensen, Chris
Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hinkle, Peyton
Hopper, Gary
L'Heureux, Robert
O'Brien, William
Pellegrino, Tony
Renzullo, Andrew
Silva, Peter
Ulery, Jordan

Boehm, Ralph
Christiansen, Lars
Drisko, Richard
Gandia, Laura
Hawkins, Ken
Hogan, Edith
Infantine, William
McCarthy, Michael
Ober, Lynne
Pepino, Leo
Rowe, Robert
Spaulding, Jayne
Villeneuve, Moe

Boisvert, Ronald
Daniels, Gary
Elliott, Nancy
Gargas, Carolyn
Hikel, John
Holden, Frank
Jasper, Shawn
Mead, Robert
Ober, Russell III
Peterson, Andrew
Ryder, Donald
Sullivan, Daniel
Willette, Robert

MERRIMACK

Anderson, Eric
McGuire, Carol

Coffey, Jennifer
Palfrey, David

Hess, David
Reed, Dennis

Kotowski, Frank
Smith, Todd

ROCKINGHAM

Allen, Mary
Bettencourt, David
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Headd, James
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Smith, William
Van Patten, Don

Baldasaro, Alfred
Bishop, Franklin
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Stiles, Nancy
Weare, Everett

Bates, David
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella
Sullivan, James
Welch, David

Belanger, Ronald
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Sedensky, John
Tucker, Pamela

STRAFFORD

Berube, Roger
Hofemann, Roland

Bickford, David
Sprague, Dale

Brown, Julie
Twombly, James

Groen, Warren
Vita, Carol

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 207

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz
Stuart, Richard

Miller, Kate

CARROLL

Ahlgren, Christopher

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Burridge, Delmar
Carlson, Nancy
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Carr, Daniel
Meador, David
Robertson, Timothy

Butterworth, Timothy
Eaton, Daniel
Mitchell, Bonnie
Sad, Tara

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Caron, June
Cote, David
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Katsiantonis, George
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Movsesian, Lori
Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Walsh, Robert Jr

Beaulieu, Jane
Chandley, Shannon
Flurey, Joan
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, Thomas
Komi, Richard
Levasseur, Nickolas
Mack, Ron
Nixon, David
Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Williams, Carol

Beck, Catriona
Chase, Claudia
Foster, Linda
Hackel, Paul
Harvey, Philip
Irwin, Anne-Marie
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Thompson, Robert
Winters, Joel

Bergin, Peter
Clemons, Jane
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Jeudy, Jean
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Messier, Irene
O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Vaillancourt, Steve

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Lockwood, Priscilla

Bouchard, Candace
DeJoie, John
Gile, Mary
McMahon, Patricia

Brown, Carole
DeStefano, Stephen
Kelly, Sally
Osborne, Jessie

Clarke, Claire
Foosse, Robert
Kidder, David
Owen, Derek

Porter, Margaret
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Potter, Frances
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Reardon, Tara
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Rice, Chip
Stetson, William
Walz, Mary Beth
Williams, Robert

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Read, Robin Jr
Webber, Carolyn

Borden, David
Cushing, Robert
Henson, John
Lyons, Melissa
Nord, Susi
Russell, Trinka

Brown, C. Pennington
Day, Judith
Howard, Doreen
Mann, Maureen
Pantelakos, Laura
Schlachman, Donna

Cali-Pitts, Jacqueline
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Pettersen, Don
Splaine, James

STRAFFORD

Brennan, William
Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Price, Susan
Rous, Emma
Spang, Judith

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Lewis, Robert
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Browne, Brendon
Grassie, Anne
Kaen, Naida
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Sweeney, Cynthia

and floor amendment (1262h) failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Hinkle offered floor amendment (1264h).

Floor Amendment (1264h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 State Commission on Human Rights; Definitions; Employer. Amend RSA 354-A:2, VII to read as follows:

VII. "Employer" does not include any employer with fewer than 6 persons in its employ, an exclusively social club, or a fraternal or religious association or corporation, if such club, association, or corporation is not organized for private profit, as evidenced by declarations filed with the Internal Revenue Service or for those not recognized by the Internal Revenue Service, those organizations recognized by the New Hampshire secretary of state. Entities claiming to be religious organizations, including religious educational entities, may file a good faith declaration with the human rights commission that the organization is an organization affiliated with, or its operations are in accordance with the doctrine and teaching of a recognized and organized religion to provide evidence of their religious status. "Employer" shall include the state and all political subdivisions, boards, departments, and commissions thereof. ***For all purposes of matters involving gender identity and expression, "employer" shall not include any employment for which any employer makes a bona fide determination that the person holding such employment shall be a person of either the male or female sex.***

Rep. Hinkle spoke in favor and yielded to questions.
Rep. William O'Brien requested a roll call; sufficiently seconded.

YEAS 157 NAYS 208

YEAS 157

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Russell, David	St. Cyr, Jeffrey	Swinford, Elaine
Wendelboe, Fran			

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	McConkey, Mark
Patten, Betsey	Roberts, John	Scala, Dino	Stevens, Stanley
Umberger, Karen			

CHESHIRE

Emerson, Susan	Hunt, John	Johnson, Jane	Laurent, John
Sterling, Franklin Jr			

COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien	Williams, Burton	

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Boisvert, Ronald
Cebrowski, John	Christensen, Chris	Christiansen, Lars	Daniels, Gary
Day, Russell	Doherty, Shaun	Drisko, Richard	Elliott, Nancy
Emerton, Larry	Gagne, Larry	Gandia, Laura	Gargas, Carolyn
Haefner, Robert	Hawkins, Ken	Hikel, John	Hinch, Richard
Hinkle, Peyton	Hogan, Edith	Holden, Frank	Hopper, Gary
Infantine, William	Jasper, Shawn	Katsiantonis, Thomas	Kurk, Neal
L'Heureux, Robert	McCarthy, Michael	Mead, Robert	Moran, Edward
O'Brien, William	Ober, Lynne	Ober, Russell III	Palmer, Stephen
Pellegrino, Tony	Pepino, Leo	Peterson, Andrew	Price, Pamela
Renzullo, Andrew	Rowe, Robert	Ryder, Donald	Seidel, Carl
Silva, Peter	Spaulding, Jayne	Tahir, Saghir	Ulery, Jordan
Villeneuve, Moe	Willette, Robert		

MERRIMACK

Anderson, Eric	Coffey, Jennifer	Hess, David	Kidder, David
Kotowski, Frank	McGuire, Carol	Palfrey, David	Reed, Dennis
Smith, Todd			

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Bates, David	Belanger, Ronald
Bettencourt, David	Bishop, Franklin	Case, Frank	Charron, Gene

Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Headd, James
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Smith, William
Weare, Everett

Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Stiles, Nancy
Welch, David

DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Scamman, Stella
Sullivan, James

Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Sedensky, John
Tucker, Pamela

STRAFFORD

Bickford, David
Sprague, Dale

Brown, Julie
Twombly, James

Groen, Warren
Vita, Carol

Hofemann, Roland

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 208

BELKNAP

Johnson, William
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

Millham, Alida

CARROLL

Bridgham, Robert

Butler, Edward

Knox, J. David

Wiley, Susan

CHESHIRE

Allen, Peter
Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Burridge, Delmar
Carlson, Nancy
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Carr, Daniel
Meador, David
Robertson, Timothy

Butterworth, Timothy
Eaton, Daniel
Mitchell, Bonnie
Sad, Tara

COOS

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Caron, June
Cote, David

Beaulieu, Jane
Chandley, Shannon
Flurey, Joan

Beck, Catriona
Chase, Claudia
Foster, Linda

Bergin, Peter
Clemons, Jane
Garrity, Patrick

Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Jeudy, Jean
Knowles, Mary Ann
Leishman, Peter
Long, Patrick

Movsesian, Lori
Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Vaillancourt, Steve

Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, George
Komi, Richard
Levasseur, Nickolas
Mack, Ron

Nixon, David
Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Walsh, Robert Jr

Hackel, Paul
Harvey, Philip
Holden, Rip
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth

O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Sullivan, Daniel
Williams, Carol

Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony
Sr
O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Thompson, Robert
Winters, Joel

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Bouchard, Candace
DeJoie, John
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Brown, Carole
DeStefano, Stephen
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Clarke, Claire
Foose, Robert
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Pettersen, Don
Splaine, James

Borden, David
Cushing, Robert
Henson, John
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Webber, Carolyn

Brown, C. Pennington
Day, Judith
Howard, Doreen
Mann, Maureen
Nord, Susi
Russell, Trinka

Cali-Pitts, Jacqueline
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

STRAFFORD

Berube, Roger
Browne, Brendon
Horrigan, Timothy
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brennan, William
Burke, Rachel
Hubbard, Pamela
Lauterborn, Elaine
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Jennifer
Cyr, James
Hutz, Sarah
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

Brown, Larry
Grassie, Anne
Kaen, Naida
Price, Susan
Rous, Emma
Spang, Judith

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Sweeney, Cynthia
and floor amendment (1264h) failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Mead offered floor amendment (1263h).

Floor Amendment (1263h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 State Commission on Human Rights; Definitions; Employer. Amend RSA 354-A:2, VII to read as follows:

VII. "Employer" does not include any employer with fewer than 6 persons in its employ, an exclusively social club, or a fraternal or religious association or corporation, if such club, association, or corporation is not organized for private profit, as evidenced by declarations filed with the Internal Revenue Service or for those not recognized by the Internal Revenue Service, those organizations recognized by the New Hampshire secretary of state. Entities claiming to be religious organizations, including religious educational entities, may file a good faith declaration with the human rights commission that the organization is an organization affiliated with, or its operations are in accordance with the doctrine and teaching of a recognized and organized religion to provide evidence of their religious status. "Employer" shall include the state and all political subdivisions, boards, departments, and commissions thereof. ***The definition of "employer" shall not result in liability for a child care facility, or elementary school, a secondary school, or the governing or managerial bodies, agencies, or individuals of the same, for not hiring or promoting, or discharging from employment, persons because of the gender identify and expression of such person.***

Rep. Mead spoke in favor.

Rep. Nancy Elliott requested a roll call; sufficiently seconded.

YEAS 143 NAYS 215

YEAS 143

BELKNAP

Bolster, Peter
Nedeau, Stephen
Wendelboe, Fran

Boyce, Laurie
Russell, David

Fields, Dennis
St. Cyr, Jeffrey

Flanders, Donald
Swinford, Elaine

CARROLL

Chandler, Gene
Scala, Dino

Fleck, Joseph
Stevens, Stanley

McConkey, Mark
Umberger, Karen

Roberts, John

CHESHIRE

Emerson, Susan

Johnson, Jane

Laurent, John

Sterling, Franklin Jr

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbertson, Paul

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Cebrowski, John
Day, Russell
Gagne, Larry

Belvin, William
Christensen, Chris
Doherty, Shaun
Gandia, Laura

Boehm, Ralph
Christiansen, Lars
Drisko, Richard
Graham, John

Boisvert, Ronald
Daniels, Gary
Elliott, Nancy
Haefner, Robert

Hawkins, Ken
Hogan, Edith
Jasper, Shawn
McCarthy, Michael
Ober, Lynne
Pepino, Leo
Ryder, Donald
Tahir, Saghir

Hikel, John
Holden, Frank
Katsiantonis, Thomas
Mead, Robert
Ober, Russell III
Peterson, Andrew
Seidel, Carl
Ulery, Jordan

Hinch, Richard
Hopper, Gary
Kurk, Neal
Moran, Edward
Palmer, Stephen
Renzullo, Andrew
Silva, Peter
Villeneuve, Moe

Hinkle, Peyton
Infantine, William
L'Heureux, Robert
O'Brien, William
Pellegrino, Tony
Rowe, Robert
Sullivan, Daniel
Willette, Robert

MERRIMACK

Anderson, Eric
Palfrey, David

Coffey, Jennifer
Reed, Dennis

Kotowski, Frank
Smith, Todd

McGuire, Carol

ROCKINGHAM

Allen, Mary
Bishop, Franklin
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Griffin, Mary
Ingram, Russell
Katsakiores, George
McMahon, Charles
Perkins, Lawrence
Reagan, John
Stiles, Nancy
Weare, Everett

Baldasaro, Alfred
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Hagan, Joseph
Introne, Robert
Katsakiores, Phyllis
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Sullivan, James

Bates, David
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Headd, James
Itse, Daniel
Kolodziej, Walter
Packard, Sherman
Quandt, Matt
Sedensky, John
Tucker, Pamela

Bettencourt, David
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garritty, James
Hoelzel, Kathleen
Kappler, L. Mike
Major, Norman
Perkins, Amy
Rausch, James
Smith, William
Van Patten, Don

STRAFFORD

Berube, Roger
Twombly, James

Brown, Julie
Vita, Carol

Groen, Warren

Hofemann, Roland

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 215

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Pilliod, James

Merry, Liz
Reever, Judith

Miller, Kate
Stuart, Richard

CARROLL

Ahlgren, Christopher
Wiley, Susan

Bridgham, Robert

Butler, Edward

Patten, Betsey

CHESHIRE

Burridge, Delmar
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Eaton, Daniel
Meador, David
Robertson, Timothy

Butterworth, Timothy
Hunt, John
Mitchell, Bonnie
Sad, Tara

Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

COOS

Hatch, William
Thomas, Yvonne

Mears, Lucy

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Caron, June
Cote, David
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Knowles, John
Leishman, Peter
Long, Patrick

Beaulieu, Jane
Chandley, Shannon
Flurey, Joan
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Judy, Jean
Knowles, Mary Ann
Levasseur, Nickolas
Mack, Ron

Beck, Catriona
Chase, Claudia
Foster, Linda
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, George
Kopka, Angeline
Levesque, Melanie
Marshall, Seth

Bergin, Peter
Clemons, Jane
Gargas, Carolyn
Hackel, Paul
Harvey, Philip
Holden, Rip
Kelley, John
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony
Sr
O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Spaulding, Jayne
Williams, Carol

Messier, Irene
O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Thompson, Robert
Winters, Joel

Movsesian, Lori
Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Vaillancourt, Steve

Nixon, David
Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Walsh, Robert Jr

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Foose, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gleason, John
Hutchinson, Gina
McCarthy, Barbara
Nord, Susi
Russell, Trinkia
Webber, Carolyn

Borden, David
Cushing, Robert
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Pantelakos, Laura
Scamman, Stella
Welch, David

Brown, C. Pennington
Day, Judith
Henson, John
Lyons, Melissa
McKinney, Betsy
Petterson, Don
Schlachman, Donna

Cali-Pitts, Jacqueline
DiPentima, Rich
Howard, Doreen
Mann, Maureen
Moody, Marcia
Read, Robin Jr
Splaine, James

STRAFFORD

Bickford, David	Brennan, William	Brown, Jennifer	Brown, Larry
Browne, Brendon	Burke, Rachel	Cyr, James	Grassie, Anne
Horrigan, Timothy	Hubbard, Pamela	Hutz, Sarah	Kaen, Naida
Keans, Sandra	Lauterborn, Elaine	Perry, Robert	Price, Susan
Rogers, Rose Marie	Rollo, Deanna	Rollo, Michael	Rous, Emma
Ryder, Mark	Schmidt, Peter	Smith, Marjorie	Spang, Judith
Wall, Janet	Ward, Kenneth	Watters, David	

SULLIVAN

Cloutier, John	Donovan, Thomas Jr	Gagnon, Raymond	Gottling, Suzanne
Harris, Sandra	Houde-Quimby, Charlotte	McClammer, Jim	Skinder, Carla

Sweeney, Cynthia
and floor amendment (1263h) failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Nancy Elliott offered floor amendment (1261h).

Floor Amendment (1261h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 State Commission on Human Rights; Definitions; Place of Public Accommodation.

Amend RSA 354-A:2, XIV to read as follows:

XIV. "Place of public accommodation" includes any inn, tavern or hotel, whether conducted for entertainment, the housing or lodging of transient guests, or for the benefit, use or accommodations of those seeking health, recreation or rest, any restaurant, eating house, public conveyance on land or water, bathhouse, barbershop, theater, golf course, sports arena, health care provider, and music or other public hall, store or other establishment which caters or offers its services or facilities or goods to the general public. "Public accommodation" shall not include any institution or club which is in its nature distinctly private ***and shall not, for all purposes of matters involving gender identity and expression, include residents' or patients' rooms in nursing homes, hospices, hospitals and similar health care facilities.***

Rep. Nancy Elliott spoke in favor.

Rep. Dumaine requested a roll call; sufficiently seconded.

YEAS 147 NAYS 213

YEAS 147

BELKNAP

Bolster, Peter	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Pilliod, James	Russell, David	St. Cyr, Jeffrey
Swinford, Elaine	Wendelboe, Fran		

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	McConkey, Mark
Patten, Betsey	Roberts, John	Scala, Dino	Stevens, Stanley
Umberger, Karen			

CHESHIRE

Emerson, Susan	Johnson, Jane	Laurent, John	Sterling, Franklin Jr
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COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Maybeck, Margie	Ward, Brien		

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Boisvert, Ronald
Cebrowski, John	Christensen, Chris	Christiansen, Lars	Daniels, Gary
Day, Russell	Doherty, Shaun	Drisko, Richard	Elliott, Nancy
Gagne, Larry	Gandia, Laura	Graham, John	Haefner, Robert
Hawkins, Ken	Hikel, John	Hinch, Richard	Hinkle, Peyton
Hogan, Edith	Holden, Frank	Hopper, Gary	Infantine, William
Jasper, Shawn	Katsiantonis, George	Katsiantonis, Thomas	Kurk, Neal
L'Heureux, Robert	McCarthy, Michael	Mead, Robert	Moran, Edward
O'Brien, William	Ober, Lynne	Ober, Russell III	Palmer, Stephen
Pellegrino, Tony	Pepino, Leo	Renzullo, Andrew	Rowe, Robert
Ryder, Donald	Seidel, Carl	Silva, Peter	Spaulding, Jayne
Tahir, Saghir	Ulery, Jordan	Villeneuve, Moe	Willette, Robert

MERRIMACK

Anderson, Eric	Coffey, Jennifer	Kotowski, Frank	McGuire, Carol
Palfrey, David	Reed, Dennis	Smith, Todd	

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Bates, David	Bishop, Franklin
Case, Frank	Charron, Gene	Comerford, Timothy	Crisler, Margaret
DeSimone, Debra	Devine, James	DiFruscia, Anthony	Dowling, Patricia
Dumaine, Dudley	Elliott, Robert	Emiro, Frank	Ferrante, Beverly
Fesh, Robert	Flanders, John Sr	Garrity, James	Gleason, John
Griffin, Mary	Hagan, Joseph	Headd, James	Hoelzel, Kathleen
Hutchinson, Karen	Ingram, Russell	Introne, Robert	Itse, Daniel
Kappler, L. Mike	Katsakiores, George	Katsakiores, Phyllis	Kolodziej, Walter
Major, Norman	McKinney, Betsy	McMahon, Charles	Nevins, Chris
Packard, Sherman	Perkins, Amy	Perkins, Lawrence	Priestley, Anne
Quandt, Matt	Rausch, James	Reagan, John	Sapareto, Frank
Sedensky, John	Smith, William	Stiles, Nancy	Sullivan, James
Tucker, Pamela	Van Patten, Don	Weare, Everett	

STRAFFORD

Brown, Julie	Groen, Warren	Hofemann, Roland	Twombly, James
Vita, Carol			

SULLIVAN

Howard, Thomas	Osgood, Joe	Rodeschin, Beverly
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BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz
Stuart, Richard

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Burridge, Delmar
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Eaton, Daniel
Meador, David
Robertson, Timothy

Butterworth, Timothy
Hunt, John
Mitchell, Bonnie
Sad, Tara

Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Caron, June
Cote, David
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Knowles, Mary Ann
Leishman, Peter
Long, Patrick

Beaulieu, Jane
Chandley, Shannon
Flurey, Joan
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Jeudy, Jean
Komi, Richard
Levasseur, Nickolas
Mack, Ron

Beck, Catriona
Chase, Claudia
Foster, Linda
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth

Bergin, Peter
Clemons, Jane
Gargas, Carolyn
Hackel, Paul
Harvey, Philip
Holden, Rip
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony
Sr
O'Brien, Michael Sr
Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Walsh, Robert Jr

Messier, Irene
O'Neil, James
Ramsey, Peter
Schulze, Joan
Sullivan, Daniel
Williams, Carol

Movsesian, Lori
Peterson, Andrew
Rhodes, Brian
Shattuck, Gilman
Thompson, Robert
Winters, Joel

Nixon, David
Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Vaillancourt, Steve

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Shurtleff, Stephen

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy

Clarke, Claire
Foos, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank

Wallner, Mary Jane
Wheeler, Deborah

Walz, Mary Beth
Williams, Robert

Watrous, Rick
Yeaton, Charles

Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Cali-Pitts, Jacqueline
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

Bettencourt, David
Casey, Kimberley
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Pettersen, Don
Splaine, James

Borden, David
Cushing, Robert
Henson, John
Lyons, Melissa
Moody, Marcia
Russell, Trink
Webber, Carolyn

Brown, C. Pennington
Day, Judith
Howard, Doreen
Mann, Maureen
Nord, Susi
Scamman, Stella
Welch, David

STRAFFORD

Berube, Roger
Brown, Larry
Grassie, Anne
Kaen, Naida
Price, Susan
Rous, Emma
Spang, Judith

Bickford, David
Browne, Brendon
Horrigan, Timothy
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brennan, William
Burke, Rachel
Hubbard, Pamela
Lauterborn, Elaine
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Jennifer
Cyr, James
Hutz, Sarah
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Sweeney, Cynthia
and floor amendment (1261h) failed.

The question now being adoption of the motion of Ought to Pass.
Rep. Silva offered floor amendment (1269h).

Floor Amendment (1269h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 State Commission on Human Rights; Definitions; Employer. Amend RSA 354-A:2, VII to read as follows:

VII. "Employer" does not include any employer with fewer than 6 persons in its employ, an exclusively social club, or a fraternal or religious association or corporation, if such club, association, or corporation is not organized for private profit, as evidenced by declarations filed with the Internal Revenue Service or for those not recognized by the Internal Revenue Service, those organizations recognized by the New Hampshire secretary of state. Entities claiming to be religious organizations, including religious educational entities, may file a good faith declaration with the human rights commission that the organization is an organization affiliated with, or its operations are in accordance with the doctrine and teaching of a recognized and organized religion to provide evidence of their religious status. "Employer" shall include the state and all political subdivisions, boards, departments, and commissions thereof. ***This definition shall not be construed to prohibit an employer from requiring employees to share or not share, have a required hair length, remove apparatus used in connection with body piercings, prohibit or require makeup, cover tattoos, wear clothing apparently appropriate for the gender appearance of the individual, or anything that would detract from the professionalism of the employers' business.***

Rep. Silva spoke in favor.

Rep. Itse requested a roll call; sufficiently seconded.

YEAS 149 NAYS 207

YEAS 149

BELKNAP

Boyce, Laurie	Fields, Dennis	Flanders, Donald	Nedeau, Stephen
Russell, David	St. Cyr, Jeffrey	Swinford, Elaine	Wendelboe, Fran

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	McConkey, Mark
Patten, Betsey	Roberts, John	Scala, Dino	Stevens, Stanley
Umberger, Karen			

CHESHIRE

Emerson, Susan	Laurent, John	Sterling, Franklin Jr
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COOS

Rappaport, Laurence	Remick, William	Richardson, Herbert	Stohl, Eric
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GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingbertson, Paul	Maybeck, Margie
Ward, Brien			

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Cebrowski, John
Christensen, Chris	Christiansen, Lars	Daniels, Gary	Day, Russell
Doherty, Shaun	Drisko, Richard	Elliott, Nancy	Emerton, Larry
Gagne, Larry	Gandia, Laura	Graham, John	Haefner, Robert
Hawkins, Ken	Hikel, John	Hinch, Richard	Hinkle, Peyton
Hogan, Edith	Holden, Frank	Holden, Rip	Hopper, Gary
Infantine, William	Jasper, Shawn	Katsiantonis, Thomas	Kurk, Neal
L'Heureux, Robert	McCarthy, Michael	Mead, Robert	Moran, Edward
O'Brien, William	Ober, Lynne	Ober, Russell III	Palmer, Stephen
Pellegrino, Tony	Pepino, Leo	Peterson, Andrew	Renzullo, Andrew
Rowe, Robert	Ryder, Donald	Seidel, Carl	Shaw, Barbara
Silva, Peter	Spaulding, Jayne	Tahir, Saghir	Ulery, Jordan
Villeneuve, Moe	Willette, Robert		

MERRIMACK

Anderson, Eric	Coffey, Jennifer	Kotowski, Frank	McGuire, Carol
Palfrey, David	Reed, Dennis	Smith, Todd	

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Bates, David	Bettencourt, David
Bishop, Franklin	Case, Frank	Charron, Gene	Comerford, Timothy
Crisler, Margaret	DeSimone, Debra	Devine, James	DiFruscia, Anthony
Dowling, Patricia	Dumaine, Dudley	Elliott, Robert	Emiro, Frank
Ferrante, Beverly	Fesh, Robert	Flanders, John Sr	Garrity, James
Gleason, John	Griffin, Mary	Hagan, Joseph	Headd, James

Hoelzel, Kathleen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Scamman, Stella
Sullivan, James
Welch, David

Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Sedensky, John
Tucker, Pamela

Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Smith, William
Van Patten, Don

Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Sapareto, Frank
Stiles, Nancy
Weare, Everett

STRAFFORD

Bickford, David
Lauterborn, Elaine

Brown, Julie
Twombly, James

Groen, Warren
Vita, Carol

Hofemann, Roland

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 207

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Pilliod, James

Merry, Liz
Stuart, Richard

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Burridge, Delmar
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Eaton, Daniel
Meader, David
Robertson, Timothy

Butterworth, Timothy
Hunt, John
Mitchell, Bonnie
Sad, Tara

Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Boisvert, Ronald
Cote, David
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Jeudy, Jean

Beaulieu, Jane
Caron, June
Flurey, Joan
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Katsiantonis, George

Beck, Catriona
Chandley, Shannon
Foster, Linda
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Kelley, John

Bergin, Peter
Clemons, Jane
Gargas, Carolyn
Hackel, Paul
Harvey, Philip
Irwin, Anne-Marie
Knowles, John

Knowles, Mary Ann
Leishman, Peter
Long, Patrick

Komi, Richard
Levasseur, Nickolas
Mack, Ron

Kopka, Angeline
Levesque, Melanie
Marshall, Seth

LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony
Sr
O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Thompson, Robert
Winters, Joel

Messier, Irene
O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Vaillancourt, Steve

Movsesian, Lori
Pilotte, Maurice
Rokas, Theodoros
Soucy, Timothy
Walsh, Robert Jr

Nixon, David
Poznanski, Brian
Rosenwald, Cindy
Sullivan, Daniel
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Foose, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Pettersen, Don
Webber, Carolyn

Borden, David
Cushing, Robert
Henson, John
Lyons, Melissa
Moody, Marcia
Read, Robin Jr

Brown, C. Pennington
Day, Judith
Howard, Doreen
Mann, Maureen
Nord, Susi
Schlachman, Donna

Cali-Pitts, Jacqueline
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Splaine, James

STRAFFORD

Berube, Roger
Browne, Brendon
Grassie, Anne
Kaen, Naida
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brennan, William
Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Price, Susan
Rous, Emma
Spang, Judith

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Sweeney, Cynthia
and floor amendment (1269h) failed.

The question now being adoption of the motion of Ought to Pass.
Rep. William Smith offered floor amendment (1275h).

Floor Amendment (1275h)

Amend the bill by inserting after section 31 the following and renumbering the original section 32 to read as 33:

32 New Section; Exemptions. Amend RSA 354-A by inserting after section 18 the following new section:

354-A:18-a Exemption for Criminal Offenses.

I. Nothing in this chapter shall be deemed to allow a person's gender identity or expression to be a defense to any misdemeanor or felony.

II. If a person is convicted of a criminal offense requiring incarceration, such person's gender identity expression shall not be considered in the assignment of such person to a correctional facility.

AMENDED ANALYSIS

This bill defines gender identity and expression and adds it to the list of classes of people protected from discrimination.

This bill also disqualifies gender identity and expression as a defense to any misdemeanor or felony.

Rep. William Smith spoke in favor.

Rep. Bates requested a roll call; sufficiently seconded.

YEAS 144 NAYS 212

YEAS 144

BELKNAP

Boyce, Laurie
Pilliod, James
Wendelboe, Fran

Fields, Dennis
Russell, David

Flanders, Donald
St. Cyr, Jeffrey

Nedeau, Stephen
Swinford, Elaine

CARROLL

Ahlgren, Christopher
Patten, Betsey
Umberger, Karen

Chandler, Gene
Roberts, John

Fleck, Joseph
Scala, Dino

McConkey, Mark
Stevens, Stanley

CHESHIRE

Emerson, Susan

Johnson, Jane

Laurent, John

Sterling, Franklin Jr

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbretson, Paul

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Christensen, Chris
Doherty, Shaun
Gandia, Laura
Hawkins, Ken
Holden, Frank
Kurk, Neal
Moran, Edward
Palmer, Stephen
Renzullo, Andrew
Silva, Peter

Belvin, William
Christiansen, Lars
Drisko, Richard
Gargasz, Carolyn
Hikel, John
Hopper, Gary
L'Heureux, Robert
O'Brien, William
Pellegrino, Tony
Rowe, Robert
Spaulding, Jayne

Boehm, Ralph
Daniels, Gary
Elliott, Nancy
Graham, John
Hinkle, Peyton
Infantine, William
McCarthy, Michael
Ober, Lynne
Pepino, Leo
Ryder, Donald
Tahir, Saghir

Cebrowski, John
Day, Russell
Gagne, Larry
Haefner, Robert
Hogan, Edith
Jasper, Shawn
Mead, Robert
Ober, Russell III
Peterson, Andrew
Seidel, Carl
Ulery, Jordan

Villeneuve, Moe

Willette, Robert

MERRIMACK

Anderson, Eric
Palfrey, David

Coffey, Jennifer
Reed, Dennis

Kotowski, Frank
Smith, Todd

McGuire, Carol

ROCKINGHAM

Allen, Mary
Bishop, Franklin
Crisler, Margaret
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Quandt, Matt
Sedensky, John
Tucker, Pamela

Baldasaro, Alfred
Case, Frank
DeSimone, Debra
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Rausch, James
Smith, William
Van Patten, Don

Bates, David
Charron, Gene
Devine, James
Emiro, Frank
Garrity, James
Headd, James
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Reagan, John
Stiles, Nancy
Weare, Everett

Bettencourt, David
Comerford, Timothy
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Priestley, Anne
Sapareto, Frank
Sullivan, James

STRAFFORD

Brown, Julie
Vita, Carol

Groen, Warren

Hofemann, Roland

Twombly, James

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 212

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz
Stuart, Richard

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Burridge, Delmar
Carlson, Nancy
Lerandean, Alfred
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Eaton, Daniel
Meader, David
Robertson, Timothy

Butynski, William
Hunt, John
Mitchell, Bonnie
Sad, Tara

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James

Almy, Susan

Benn, Bernard

Cooney, Mary

Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Townsend, Charles

Friedrich, Carol
Matheson, Robert
Pierce, David

Gould, Franklin
Mulholland, Catherine
Preston, Philip

Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Boisvert, Ronald
Emerton, Larry
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Judy, Jean
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony
Sr
O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Sullivan, Daniel
Williams, Carol

Beaulieu, Jane
Caron, June
Flurey, Joan
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Katsiantonis, George
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Messier, Irene

O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Thompson, Robert
Winters, Joel

Beck, Catriona
Chandley, Shannon
Foster, Linda
Hackel, Paul
Harvey, Philip
Holden, Rip
Katsiantonis, Thomas
Komi, Richard
Levasseur, Nickolas
Mack, Ron
Movsesian, Lori

Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Vaillancourt, Steve

Bergin, Peter
Cote, David
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth
Nixon, David

Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Walsh, Robert Jr

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Bouchard, Candace
DeJoie, John
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Brown, Carole
DeStefano, Stephen
Hamm, Christine
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Clarke, Claire
Foosse, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

Borden, David
Cushing, Robert
Gould, Kenneth
Kepner, Susan
McEachern, Paul
Petterson, Don
Splaine, James

Brown, C. Pennington
Day, Judith
Henson, John
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Webber, Carolyn

Cali-Pitts, Jacqueline
DiFruscia, Anthony
Howard, Doreen
Mann, Maureen
Nord, Susi
Scamman, Stella
Welch, David

STRAFFORD

Bickford, David
Browne, Brendon
Grassie, Anne
Kaen, Naida
Price, Susan
Rous, Emma
Spang, Judith

Brennan, William
Burke, Rachel
Horriggan, Timothy
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

and floor amendment (1275h) failed.

The question now being adoption of the motion of Ought to Pass.

MOTION TO LAY ON THE TABLE

Rep. Tahir moved that **HB 415**, adding certain terms regarding non-discrimination to the laws, be laid on the table.

Rep. Sterling requested a roll call; sufficiently seconded.

YEAS 171 NAYS 200

YEAS 171

BELKNAP

Bolster, Peter
Millham, Alida
St. Cyr, Jeffrey

Boyce, Laurie
Nedeau, Stephen
Swinford, Elaine

Fields, Dennis
Pilliod, James
Wendelboe, Fran

Flanders, Donald
Russell, David

CARROLL

Ahlgren, Christopher
Patten, Betsey
Umberger, Karen

Chandler, Gene
Roberts, John

Fleck, Joseph
Scala, Dino

McConkey, Mark
Stevens, Stanley

CHESHIRE

Emerson, Susan
Roberts, Kris

Hunt, John
Sterling, Franklin Jr

Johnson, Jane

Laurent, John

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbretson, Paul

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Caron, June
Daniels, Gary
Elliott, Nancy
Gargas, Carolyn
Hikel, John
Holden, Rip
Katsiantonis, Thomas
Mead, Robert
Ober, Russell III
Peterson, Andrew
Ryder, Donald

Belvin, William
Cebrowski, John
Day, Russell
Emerton, Larry
Graham, John
Hinkle, Peyton
Hopper, Gary
Kurk, Neal
Moran, Edward
Palmer, Stephen
Price, Pamela
Seidel, Carl

Bergin, Peter
Christensen, Chris
Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hogan, Edith
Infantine, William
L'Heureux, Robert
Movsesian, Lori
Pellegrino, Tony
Renzullo, Andrew
Shaw, Kimberly

Boehm, Ralph
Christiansen, Lars
Drisko, Richard
Gandia, Laura
Hawkins, Ken
Holden, Frank
Jasper, Shawn
McCarthy, Michael
Ober, Lynne
Pepino, Leo
Rowe, Robert
Silva, Peter

Spaulding, Jayne
Villeneuve, Moe

Sullivan, Daniel
Willette, Robert

Tahir, Saghir

Ulery, Jordan

MERRIMACK

Anderson, Eric
Hess, David
McGuire, Carol

Boutin, David
Kidder, David
Palfrey, David

Coffey, Jennifer
Kotowski, Frank
Reed, Dennis

DeStefano, Stephen
Lockwood, Priscilla
Smith, Todd

ROCKINGHAM

Allen, Mary
Bettencourt, David
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Rausch, James
Scamman, W.
Douglas Jr
Sullivan, James
Welch, David

Baldasaro, Alfred
Bishop, Franklin
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Preston, Mark
Reagan, John
Sedensky, John

Tucker, Pamela

Bates, David
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Priestley, Anne
Sapareto, Frank
Smith, William

Van Patten, Don

Belanger, Ronald
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Quandt, Matt
Scamman, Stella
Stiles, Nancy

Weare, Everett

STRAFFORD

Berube, Roger
Hofemann, Roland

Bickford, David
Sprague, Dale

Brown, Julie
Twombly, James

Groen, Warren
Vita, Carol

SULLIVAN

Gagnon, Raymond

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 200

BELKNAP

Arsenault, Beth
Reever, Judith

Johnson, William
Stuart, Richard

Merry, Liz

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Burridge, Delmar
Carlson, Nancy
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butcher, Suzanne
Carr, Daniel
Meador, David
Robertson, Timothy

Butterworth, Timothy
Eaton, Daniel
Mitchell, Bonnie
Sad, Tara

Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

COOS

Hatch, William

Mears, Lucy

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Chandlely, Shannon
Flurey, Joan
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth

Beaulieu, Jane
Chase, Claudia
Foster, Linda
Hackel, Paul
Harvey, Philip
Irwin, Anne-Marie
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony Sr
O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Vaillancourt, Steve

Beck, Catriona
Clemons, Jane
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Judy, Jean
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Messier, Irene

Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Walsh, Robert Jr

Boisvert, Ronald
Cote, David
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Katsiantonis, George
Komi, Richard
Levasseur, Nickolas
Mack, Ron
Nixon, David

O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Thompson, Robert
Winters, Joel

Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
Gile, Mary
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Bouchard, Candace
DeJoie, John
Hamm, Christine
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Brown, Carole
Foote, Robert
Kelly, Sally
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Clarke, Claire
French, Barbara
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
Gleason, John
Kepner, Susan
McEachern, Paul
Pettersen, Don
Splaine, James

Borden, David
Cushing, Robert
Gould, Kenneth
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Webber, Carolyn

Brown, C. Pennington
Day, Judith
Henson, John
Mann, Maureen
Nord, Susi
Russell, Trink

Cali-Pitts, Jacqueline
DiPentima, Rich
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

STRAFFORD

Brennan, William
Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine
Rollo, Deanna
Schmidt, Peter

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Perry, Robert
Rollo, Michael
Smith, Marjorie

Browne, Brendon
Grassie, Anne
Kaen, Naida
Price, Susan
Rous, Emma
Spang, Judith

Wall, Janet

Ward, Kenneth

Watters, David

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte

Donovan, Thomas Jr
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

and the motion failed.

The question now being adoption of the motion of Ought to Pass.

MOTION TO INDEFINITELY POSTPONE

Rep. Comerford moved that **HB 415**, adding certain terms regarding non-discrimination to the laws, be indefinitely postponed.

Rep. Comerford requested a roll call; sufficiently seconded.

YEAS 160 NAYS 212

YEAS 160

BELKNAP

Bolster, Peter
Nedeau, Stephen
Wendelboe, Fran

Boyce, Laurie
Pilliod, James

Fields, Dennis
St. Cyr, Jeffrey

Flanders, Donald
Swinford, Elaine

CARROLL

Ahlgren, Christopher
McConkey, Mark
Stevens, Stanley

Chandler, Gene
Patten, Betsey
Umberger, Karen

Fleck, Joseph
Roberts, John

Knox, J. David
Scala, Dino

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Johnson, Jane

Laurent, John

Roberts, Kris

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Maybeck, Margie

Gionet, Edmond
Ward, Brien

Ingbretson, Paul

Ladd, Rick Jr

HILLSBOROUGH

Batula, Peter
Cebrowski, John
Day, Russell
Emerton, Larry
Haefner, Robert
Hogan, Edith
Jasper, Shawn
McCarthy, Michael
Ober, Russell III
Peterson, Andrew

Belvin, William
Christensen, Chris
Doherty, Shaun
Gagne, Larry
Hawkins, Ken
Holden, Frank
Katsiantonis, George
Mead, Robert
Palmer, Stephen
Price, Pamela

Boehm, Ralph
Christiansen, Lars
Drisko, Richard
Gandia, Laura
Hikel, John
Hopper, Gary
Katsiantonis, Thomas
Moran, Edward
Pellegrino, Tony
Renzullo, Andrew

Boisvert, Ronald
Daniels, Gary
Elliott, Nancy
Graham, John
Hinkle, Peyton
Infantine, William
L'Heureux, Robert
Ober, Lynne
Pepino, Leo
Rowe, Robert

Ryder, Donald
Spaulding, Jayne
Villeneuve, Moe

Seidel, Carl
Sullivan, Daniel
Willette, Robert

Shaw, Kimberly
Tahir, Saghir

Silva, Peter
Ulery, Jordan

MERRIMACK

Anderson, Eric
Kidder, David
Reed, Dennis

Boutin, David
Kotowski, Frank
Smith, Todd

Coffey, Jennifer
McGuire, Carol

Hess, David
Palfrey, David

ROCKINGHAM

Allen, Mary
Bettencourt, David
Comerford, Timothy
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Rausch, James
Smith, William
Van Patten, Don

Baldasaro, Alfred
Bishop, Franklin
Crisler, Margaret
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Preston, Mark
Reagan, John
Stiles, Nancy
Weare, Everett

Bates, David
Case, Frank
DeSimone, Debra
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Priestley, Anne
Sapareto, Frank
Sullivan, James
Welch, David

Belanger, Ronald
Charron, Gene
Devine, James
Emiro, Frank
Garritty, James
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Quandt, Matt
Sedensky, John
Tucker, Pamela

STRAFFORD

Berube, Roger
Hofemann, Roland

Bickford, David
Sprague, Dale

Brown, Julie
Twombly, James

Groen, Warren
Vita, Carol

SULLIVAN

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

NAYS 212

BELKNAP

Arsenault, Beth
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz
Russell, David

Miller, Kate
Stuart, Richard

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Burridge, Delmar
Carlson, Nancy
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Eaton, Daniel
Meader, David
Robertson, Timothy

Butynski, William
Hunt, John
Mitchell, Bonnie
Sad, Tara

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Almy, Susan
Friedrich, Carol
Matheson, Robert
Pierce, David
Townsend, Charles

Benn, Bernard
Gould, Franklin
Mulholland, Catherine
Preston, Philip

Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Smith, Suzanne

HILLSBOROUGH

Beauchamp, Roger
Caron, June
Cote, David
Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Irwin, Anne-Marie
Knowles, Mary Ann
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony Sr
O'Brien, Michael Sr
Ramsey, Peter
Schulze, Joan
Thompson, Robert
Winters, Joel

Beaulieu, Jane
Chandley, Shannon
Flurey, Joan
Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Jeudy, Jean
Komi, Richard
Leishman, Peter
Long, Patrick
Messier, Irene

O'Neil, James
Rhodes, Brian
Shattuck, Gilman
Vaillancourt, Steve

Beck, Catriona
Chase, Claudia
Foster, Linda
Gorman, Mary
Hardy, Valerie
Hodges, Kevin
Kelley, John
Kopka, Angeline
Levasseur, Nickolas
Mack, Ron
Movsesian, Lori

Pilotte, Maurice
Rokas, Theodoros
Shaw, Barbara
Walsh, Robert Jr

Bergin, Peter
Clemons, Jane
Gargas, Carolyn
Hackel, Paul
Harvey, Philip
Holden, Rip
Knowles, John
Kurk, Neal
Levesque, Melanie
Marshall, Seth
Nixon, David

Poznanski, Brian
Rosenwald, Cindy
Soucy, Timothy
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
French, Barbara
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Bouchard, Candace
DeJoie, John
Gile, Mary
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

Brown, Carole
DeStefano, Stephen
Hamm, Christine
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Clarke, Claire
Foote, Robert
Kelly, Sally
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
DiPentima, Rich
Kepner, Susan
McEachern, Paul
Pettersen, Don
Scamman, W.
Douglas Jr

Borden, David
Cushing, Robert
Gould, Kenneth
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Schlachman, Donna

Brown, C. Pennington
Day, Judith
Henson, John
Mann, Maureen
Nord, Susi
Russell, Trinkia
Splaine, James

Cali-Pitts, Jacqueline
DiFruscia, Anthony
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Scamman, Stella
Webber, Carolyn

STRAFFORD

Brennan, William
Burke, Rachel
Horrigan, Timothy
Keans, Sandra

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Perry, Robert

Browne, Brendon
Grassie, Anne
Kaen, Naida
Price, Susan

Rogers, Rose Marie
Ryder, Mark
Wall, Janet

Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Rollo, Michael
Smith, Marjorie
Watters, David

Rous, Emma
Spang, Judith

SULLIVAN

Cloutier, John
Harris, Sandra

Donovan, Thomas Jr
Houde-Quimby,
Charlotte

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Sweeney, Cynthia
and the motion failed.

The question now being adoption of the motion of Ought to Pass.

Rep. Eaton moved the previous question.

The question being shall debate be limited.

Rep. Dumaine requested a roll call; sufficiently seconded.

YEAS 222 NAYS 151

YEAS 222

BELKNAP

Bolster, Peter
Millham, Alida

Johnson, William
Reever, Judith

Merry, Liz

Miller, Kate

CARROLL

Bridgham, Robert
Roberts, John

Butler, Edward
Wiley, Susan

Knox, J. David

Patten, Betsey

CHESHIRE

Burridge, Delmar
Carlson, Nancy
Lindsey, Steven
Richardson, Barbara
Weber, Lucy

Butcher, Suzanne
Carr, Daniel
Meador, David
Roberts, Kris
Weed, Charles

Butterworth, Timothy
Eaton, Daniel
Mitchell, Bonnie
Robertson, Timothy

Butynski, William
Lerandeau, Alfred
Parkhurst, Henry
Sad, Tara

COOS

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

Theberge, Robert

GRAFTON

Aguiar, James
Ford, Susan
Ladd, Rick Jr
Nordgren, Sharon
Smith, Suzanne

Almy, Susan
Friedrich, Carol
Laliberte, Suzanne
Pastor, Beatriz
Taylor, Kathleen

Benn, Bernard
Gould, Franklin
Matheson, Robert
Pierce, David
Townsend, Charles

Cooney, Mary
Harding, Laurie
Mulholland, Catherine
Preston, Philip

HILLSBOROUGH

Beauchamp, Roger
Boisvert, Ronald
Clemons, Jane

Beaulieu, Jane
Caron, June
Cote, David

Beck, Catriona
Chandley, Shannon
Drisko, Richard

Bergin, Peter
Chase, Claudia
Flurey, Joan

Foster, Linda
Graham, John
Hardy, Valerie
Hodges, Kevin
Katsiantonis, Thomas
Komi, Richard
Levasseur, Nickolas
Mack, Ron

Movsesian, Lori
Poznanski, Brian
Rosenwald, Cindy
Sullivan, Daniel

Gargasz, Carolyn
Hackel, Paul
Harvey, Philip
Irwin, Anne-Marie
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth

Nixon, David
Ramsey, Peter
Schulze, Joan
Thompson, Robert

Garrity, Patrick
Haley, Robert
Harvey, Suzanne
Jeudy, Jean
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony
Sr
O'Brien, Michael Sr
Rhodes, Brian
Shattuck, Gilman
Walsh, Robert Jr

Gidge, Kenneth
Hammond, Jill
Hebert, Roger
Katsiantonis, George
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Messier, Irene

O'Neil, James
Rokas, Theodoros
Shaw, Barbara
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
Hamm, Christine
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Wheeler, Deborah

Bouchard, Candace
Foose, Robert
Kelly, Sally
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Wallner, Mary Jane
Williams, Robert

Brown, Carole
French, Barbara
Kidder, David
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Walz, Mary Beth
Yeaton, Charles

Clarke, Claire
Gile, Mary
Lockwood, Priscilla
Porter, Margaret
Richardson, Gary
Stetson, William
Watrous, Rick

ROCKINGHAM

Abbott, Dennis
Casey, Kimberley
DiPentima, Rich
Gleason, John
Hutchinson, Karen
McEachern, Paul
Pantelakos, Laura
Read, Robin Jr

Schlachman, Donna
Webber, Carolyn

Belanger, Ronald
Crisler, Margaret
Emiro, Frank
Gould, Kenneth
Kepner, Susan
McKinney, Betsy
Petterson, Don
Russell, Trink

Smith, William
Welch, David

Bishop, Franklin
Cushing, Robert
Fesh, Robert
Griffin, Mary
Mann, Maureen
Moody, Marcia
Priestley, Anne
Scamman, Stella

Splaine, James

Borden, David
Day, Judith
Garrity, James
Henson, John
McCarthy, Barbara
Nord, Susi
Rausch, James
Scamman, W.
Douglas Jr
Weare, Everett

STRAFFORD

Bickford, David
Burke, Rachel
Hofemann, Roland
Kaen, Naida
Rogers, Rose Marie
Ryder, Mark
Sprague, Dale
Watters, David

Brown, Jennifer
Cyr, James
Horrigan, Timothy
Keans, Sandra
Rollo, Deanna
Schmidt, Peter
Vita, Carol

Brown, Larry
Domingo, Baldwin
Hubbard, Pamela
Perry, Robert
Rollo, Michael
Smith, Marjorie
Wall, Janet

Browne, Brendon
Grassie, Anne
Hutz, Sarah
Price, Susan
Rous, Emma
Spang, Judith
Ward, Kenneth

SULLIVAN

Cloutier, John
Harris, Sandra

Skinder, Carla

Donovan, Thomas Jr
Houde-Quimby,
Charlotte
Sweeney, Cynthia

Gagnon, Raymond
McClammer, Jim

Gottling, Suzanne
Osgood, Joe

NAYS 151

BELKNAP

Arsenault, Beth	Boyce, Laurie	Fields, Dennis	Flanders, Donald
Nedeau, Stephen	Pilliod, James	Russell, David	St. Cyr, Jeffrey
Stuart, Richard	Swinford, Elaine	Wendelboe, Fran	

CARROLL

Ahlgren, Christopher	Chandler, Gene	Fleck, Joseph	McConkey, Mark
Scala, Dino	Stevens, Stanley	Umberger, Karen	

CHESHIRE

Emerson, Susan	Hunt, John	Johnson, Jane	Laurent, John
Sterling, Franklin Jr			

COOS

Hatch, William	Rappaport, Laurence	Remick, William	Richardson, Herbert
Stohl, Eric			

GRAFTON

Bulis, Lyle	Gionet, Edmond	Ingretson, Paul	Maybeck, Margie
Ward, Brien			

HILLSBOROUGH

Batula, Peter	Belvin, William	Boehm, Ralph	Cebrowski, John
Christensen, Chris	Christiansen, Lars	Daniels, Gary	Day, Russell
Doherty, Shaun	Elliott, Nancy	Emerton, Larry	Gagne, Larry
Gandia, Laura	Gorman, Mary	Haefner, Robert	Hawkins, Ken
Hikel, John	Hinkle, Peyton	Hogan, Edith	Holden, Frank
Holden, Rip	Hopper, Gary	Infantine, William	Jasper, Shawn
Kurk, Neal	L'Heureux, Robert	McCarthy, Michael	Mead, Robert
Moran, Edward	O'Brien, William	Ober, Lynne	Ober, Russell III
Palmer, Stephen	Pellegrino, Tony	Pepino, Leo	Peterson, Andrew
Pilotte, Maurice	Price, Pamela	Renzullo, Andrew	Rowe, Robert
Ryder, Donald	Seidel, Carl	Shaw, Kimberly	Silva, Peter
Soucy, Timothy	Spaulding, Jayne	Tahir, Saghir	Ulery, Jordan
Vaillancourt, Steve	Villeneuve, Moe	Willette, Robert	Winters, Joel

MERRIMACK

Anderson, Eric	Boutin, David	Coffey, Jennifer	DeJoie, John
DeStefano, Stephen	Hess, David	Kotowski, Frank	McGuire, Carol
Palfrey, David	Reed, Dennis	Smith, Todd	Tupper, Frank
Webb, Leigh			

ROCKINGHAM

Allen, Mary	Baldasaro, Alfred	Bates, David	Bettencourt, David
Brown, C. Pennington	Cali-Pitts, Jacqueline	Case, Frank	Charron, Gene
Comerford, Timothy	DeSimone, Debra	Devine, James	DiFruscia, Anthony
Dowling, Patricia	Dumaine, Dudley	Elliott, Robert	Ferrante, Beverly
Flanders, John Sr	Hagan, Joseph	Headd, James	Hoelzel, Kathleen
Howard, Doreen	Hutchinson, Gina	Ingram, Russell	Introne, Robert

Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Preston, Mark
Sedensky, John
Van Patten, Don

Kappler, L. Mike
Lyons, Melissa
Packard, Sherman
Quandt, Matt
Stiles, Nancy

Katsakiores, George
Major, Norman
Perkins, Amy
Reagan, John
Sullivan, James

Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Sapareto, Frank
Tucker, Pamela

STRAFFORD

Berube, Roger
Lauterborn, Elaine

Brennan, William
Twombly, James

Brown, Julie

Groen, Warren

SULLIVAN

Howard, Thomas
and the motion was adopted.

Rodeschin, Beverly

The question now being adoption of the motion of Ought to Pass.
Rep. William O'Brien requested a roll call; sufficiently seconded.

YEAS 188 NAYS 187

YEAS 188

BELKNAP

Arsenault, Beth
Reever, Judith

Johnson, William
Stuart, Richard

Merry, Liz

Miller, Kate

CARROLL

Bridgham, Robert

Butler, Edward

Wiley, Susan

CHESHIRE

Burridge, Delmar
Carlson, Nancy
Lerandeau, Alfred
Parkhurst, Henry
Weber, Lucy

Butcher, Suzanne
Carr, Daniel
Lindsey, Steven
Richardson, Barbara
Weed, Charles

Butterworth, Timothy
Eaton, Daniel
Meador, David
Robertson, Timothy

Butynski, William
Hunt, John
Mitchell, Bonnie
Sad, Tara

COOS

Hatch, William
Theberge, Robert

Mears, Lucy
Thomas, Yvonne

Merrick, Evalyn

Merrick, Scott

GRAFTON

Aguiar, James
Ford, Susan
Laliberte, Suzanne
Pierce, David

Almy, Susan
Friedrich, Carol
Mulholland, Catherine
Preston, Philip

Benn, Bernard
Gould, Franklin
Nordgren, Sharon
Smith, Suzanne

Cooney, Mary
Harding, Laurie
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Beaulieu, Jane
Clemons, Jane
Garrity, Patrick
Hammond, Jill

Beck, Catriona
Cote, David
Gidge, Kenneth
Hardy, Valerie

Chandley, Shannon
Flurey, Joan
Gorman, Mary
Harvey, Philip

Chase, Claudia
Foster, Linda
Hackel, Paul
Harvey, Suzanne

Hebert, Roger
Katsiantonis, George
Komi, Richard
Levasseur, Nickolas
Mack, Ron

Nixon, David
Ramsey, Peter
Thompson, Robert
Winters, Joel

Hodges, Kevin
Kelley, John
Kopka, Angeline
Levesque, Melanie
Marshall, Seth

O'Brien, Michael Sr
Rosenwald, Cindy
Vaillancourt, Steve

Irwin, Anne-Marie
Knowles, John
LaPlante, Roland
Lisle, Carolyn
Matarazzo, Anthony
Sr

Pilotte, Maurice
Schulze, Joan
Walsh, Robert Jr

Jeudy, Jean
Knowles, Mary Ann
Leishman, Peter
Long, Patrick
Messier, Irene

Poznanski, Brian
Shattuck, Gilman
Williams, Carol

MERRIMACK

Bartlett, Michael
Davis, Frank
Gile, Mary
Osborne, Jessie
Reardon, Tara
Schuett, Dianne
Tupper, Frank
Webb, Leigh

Bouchard, Candace
DeJoie, John
Hamm, Christine
Owen, Derek
Rice, Chip
Shurtleff, Stephen
Wallner, Mary Jane
Wheeler, Deborah

Brown, Carole
Foose, Robert
Kelly, Sally
Porter, Margaret
Richardson, Gary
Stetson, William
Walz, Mary Beth
Williams, Robert

Clarke, Claire
French, Barbara
McMahon, Patricia
Potter, Frances
Rodd, Beth
Tilton, Joy
Watrous, Rick
Yeaton, Charles

ROCKINGHAM

Abbott, Dennis
Cushing, Robert
Henson, John
Mann, Maureen
Nord, Susi
Russell, Trinkia

Borden, David
Day, Judith
Hutchinson, Gina
McCarthy, Barbara
Pantelakos, Laura
Schlachman, Donna

Cali-Pitts, Jacqueline
DiPentima, Rich
Kepner, Susan
McEachern, Paul
Petterson, Don
Splaine, James

Casey, Kimberley
Gould, Kenneth
Lyons, Melissa
Moody, Marcia
Read, Robin Jr
Webber, Carolyn

STRAFFORD

Brown, Jennifer
Cyr, James
Hubbard, Pamela
Lauterborn, Elaine
Rollo, Deanna
Schmidt, Peter
Ward, Kenneth

Brown, Larry
Domingo, Baldwin
Hutz, Sarah
Perry, Robert
Rollo, Michael
Smith, Marjorie
Watters, David

Browne, Brendon
Grassie, Anne
Kaen, Naida
Price, Susan
Rous, Emma
Spang, Judith

Burke, Rachel
Horrigan, Timothy
Keans, Sandra
Rogers, Rose Marie
Ryder, Mark
Wall, Janet

SULLIVAN

Cloutier, John
Houde-Quimby,
Charlotte

Donovan, Thomas Jr
McClammer, Jim

Gottling, Suzanne
Skinder, Carla

Harris, Sandra
Sweeney, Cynthia

NAYS 187

BELKNAP

Bolster, Peter
Millham, Alida
St. Cyr, Jeffrey

Boyce, Laurie
Nedeau, Stephen
Swinford, Elaine

Fields, Dennis
Pilliod, James
Wendelboe, Fran

Flanders, Donald
Russell, David

CARROLL

Ahlgren, Christopher

Chandler, Gene

Fleck, Joseph

Knox, J. David

McConkey, Mark
Stevens, Stanley

Patten, Betsey
Umberger, Karen

Roberts, John

Scala, Dino

CHESHIRE

Emerson, Susan
Sterling, Franklin Jr

Johnson, Jane

Laurent, John

Roberts, Kris

COOS

Rappaport, Laurence

Remick, William

Richardson, Herbert

Stohl, Eric

GRAFTON

Bulis, Lyle
Matheson, Robert

Gionet, Edmond
Maybeck, Margie

Ingbretson, Paul
Taylor, Kathleen

Ladd, Rick Jr
Ward, Brien

HILLSBOROUGH

Batula, Peter
Boehm, Ralph
Christensen, Chris
Doherty, Shaun
Gagne, Larry
Haefner, Robert
Hinkle, Peyton
Hopper, Gary
Kurk, Neal
Moran, Edward
Ober, Lynne
Pepino, Leo
Renzullo, Andrew
Ryder, Donald
Silva, Peter
Tahir, Saghir

Beauchamp, Roger
Boisvert, Ronald
Christiansen, Lars
Drisko, Richard
Gandia, Laura
Haley, Robert
Hogan, Edith
Infantine, William
L'Heureux, Robert
Movsesian, Lori
Ober, Russell III
Peterson, Andrew
Rhodes, Brian
Seidel, Carl
Soucy, Timothy
Ulery, Jordan

Belvin, William
Caron, June
Daniels, Gary
Elliott, Nancy
Gargasz, Carolyn
Hawkins, Ken
Holden, Frank
Jasper, Shawn
McCarthy, Michael
O'Brien, William
Palmer, Stephen
Pratt, Calvin
Rokas, Theodoros
Shaw, Barbara
Spaulding, Jayne
Villeneuve, Moe

Bergin, Peter
Cebrowski, John
Day, Russell
Emerton, Larry
Graham, John
Hikel, John
Holden, Rip
Katsiantonis, Thomas
Mead, Robert
O'Neil, James
Pellegrino, Tony
Price, Pamela
Rowe, Robert
Shaw, Kimberly
Sullivan, Daniel
Willette, Robert

MERRIMACK

Anderson, Eric
Hess, David
McGuire, Carol

Boutin, David
Kidder, David
Palfrey, David

Coffey, Jennifer
Kotowski, Frank
Reed, Dennis

DeStefano, Stephen
Lockwood, Priscilla
Smith, Todd

ROCKINGHAM

Allen, Mary
Bettencourt, David
Case, Frank
DeSimone, Debra
Dumaine, Dudley
Fesh, Robert
Griffin, Mary
Howard, Doreen
Itse, Daniel
Kolodziej, Walter
Nevins, Chris
Preston, Mark
Reagan, John

Baldasaro, Alfred
Bishop, Franklin
Charron, Gene
Devine, James
Elliott, Robert
Flanders, John Sr
Hagan, Joseph
Hutchinson, Karen
Kappler, L. Mike
Major, Norman
Packard, Sherman
Priestley, Anne
Sapareto, Frank

Bates, David
Bridle, Russell
Comerford, Timothy
DiFruscia, Anthony
Emiro, Frank
Garrity, James
Headd, James
Ingram, Russell
Katsakiores, George
McKinney, Betsy
Perkins, Amy
Quandt, Matt
Scamman, Stella

Belanger, Ronald
Brown, C. Pennington
Crisler, Margaret
Dowling, Patricia
Ferrante, Beverly
Gleason, John
Hoelzel, Kathleen
Introne, Robert
Katsakiores, Phyllis
McMahon, Charles
Perkins, Lawrence
Rausch, James
Scamman, W.
Douglas Jr

Sedensky, John
Tucker, Pamela

Smith, William
Van Patten, Don

Stiles, Nancy
Weare, Everett

Sullivan, James
Welch, David

STRAFFORD

Berube, Roger
Groen, Warren
Vita, Carol

Bickford, David
Hofemann, Roland

Brennan, William
Sprague, Dale

Brown, Julie
Twombly, James

SULLIVAN

Gagnon, Raymond
and the motion was adopted.
Ordered to third reading.

Howard, Thomas

Osgood, Joe

Rodeschin, Beverly

MOTION TO PRINT DEBATE

Rep. Dumaine moved that the debate on **HB 415**, adding certain terms regarding non-discrimination to the laws, be printed in the Permanent Journal.
Reps. Dumaine and Eaton spoke in favor.
Adopted.

CLERK'S NOTE

The debate on **HB 415**, adding certain terms regarding non-discrimination to the laws, will be printed in the 2009 Permanent Journal.

RESOLUTION

Rep. Wallner offered the following: **RESOLVED**, that **HB 415**, adding certain terms regarding non-discrimination to the laws, be read by title only and that it be read a third time by this resolution, and that its title be the same as adopted, and that it be passed at the present time and when the House adjourns it be to meet April 8, 2009 at 3:00 p.m.
Adopted.

Third reading and final passage

HB 415, adding certain terms regarding non-discrimination to the laws.

Rep. Wallner moved that the House adjourn.
Adopted.