

State of New Hampshire HOUSE RECORD

First Year of the 162nd General Court
Calendar and Journal of the 2011 Session

Vol. 33

Concord, N. H.

Wednesday, February 16, 2011

No. 19

HOUSE JOURNAL No. 6 (cont.)

Tuesday, February 15, 2011

Rep. Tucker moved that the House adjourn.
Adopted.

HOUSE JOURNAL No. 7

Wednesday, February 16, 2011

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

Prayer was offered by House Chaplain, Reverend Roger Boucher of Gilmanton Iron Works. Heavenly Father, once again You wake us to a day where constant attention will be needed to serve our constituents well. We seek, then, the breath of Your spirit that we may discharge our obligations with full hearts. If yesterday we accomplished only small wonders, help us today to achieve larger ones with the help of Your grace. We are all Your children and You wish us to care for our families, for our friends and for the good of all. Help us to speak with a voice that supports true human flourishing. Give us strength, again today, to discern our neighbor's best interest as if it were our own and guide us with a joyful energy to do Your will, now and forever. Amen.

Representative Lawrence Perkins, member from Seabrook, led the Pledge of Allegiance.

Representative James Garrity of Atkinson led the National Anthem.

LEAVES OF ABSENCE

Reps. Ronald Belanger, Berube, Cartwright and Major, the day, illness.
Reps. Ahlgren, Beattie, Benn, Bouchard, Brendon Browne, Condra, Coughlin, Ginsburg, Keans, Leonard, Levasseur, Marcus, Merrick, Norelli, Pelletier, Michael Reed, Serlin, Swank and Watrous, the day, important business.
Reps. Gladys Johnsen, Rhodes and Russell, the day, illness in the family.

INTRODUCTION OF GUESTS

Nicolas Gamache and Sara Lunderville, grandson and guest of Rep. Jim Belanger. Fourth grade students at Pembroke Hill School in Pembroke, guests of Rep. Seaworth.
Winnacunnet High School Students and Assistant Principals, guests of Reps. Lawrence and Amy Perkins.

INTRODUCTION OF SPECIAL GUESTS

Andrey Kornev, Yuriy Vlasjuk and Katerina Alekseyeva, members of the World Affairs Council, guests through the Open World Program.

REGULAR CALENDAR (CONT'D)

SB 1-FN-L, eliminating the automatic continuation requirement for public employee collective bargaining agreements. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Joanne A. Ward for the Majority of Labor, Industrial and Rehabilitative Services: This bill eliminates the automatic continuation requirement for public employee bargaining agreements. Municipalities have encouraged this vote to help control their town/city budgets from costs not anticipated, and not within their control. This applies to public sector employees only. Vote 13-4.

Rep. Jeffrey P. Goley for the Minority of Labor, Industrial and Rehabilitative Services: The minority of the committee believes the "evergreen law" that has been in place since 2008 should not be repealed. Evergreen balanced the negotiating powers between employees and employers in the public sector by making sure all parts of a contract were enforced when that contract expired, including negotiated pay plans.

The question being adoption of the majority committee report of Ought to Pass.

Reps. Infantine and Ward spoke in favor.

Rep. White spoke against and yielded to questions.

Rep. White requested a roll call; sufficiently seconded.

YEAS 282 NAYS 70

YEAS 282

BELKNAP

Accornero, Harry
Flanders, Donald
Millham, Alida
Swinford, Elaine

Bolster, Peter
Greemore, Robert
Pilliod, James
Tobin, William

Comtois, Guy
Kingsbury, Robert
Simpson, Tyler
Worsman, Colette

Fields, Dennis
Luther, Robert
St. Cyr, Jeffrey

CARROLL

Babson, David Jr
Merrow, Harry
Schmidt, Stephen

Chandler, Gene
Patten, Betsey
Tregenza, Norman

Fleck, Joseph
Pettengill, Laurie
Umberger, Karen

McCarthy, Frank
Scala, Dino

CHESHIRE

Butynski, William	Byrnes, John	Dwinell, Richard	Emerson, Susan
Hawkes, Samuel	Hunt, John	Moore, Charles	Moore, Robert Jr
Smith, Edwin	Sterling, Franklin Jr	Tatro, Bruce	

COOS

Daugherty, Duffy	Rappaport, Laurence	Richardson, Herbert	Tholl, John Jr
Tremblay, Marc			

GRAFTON

Almy, Susan	Bradley, Lester	Brosseau, Charles	Bulis, Lyle
Cooney, Mary	Eaton, Stephanie	Gionet, Edmond	Harding, Laurie
Ingbretson, Paul	Ladd, Rick Jr	Mirski, Paul	Pastor, Beatriz
Reilly, Harold Sr	Shackett, Jeffrey	Simard, Paul	Sorg, Gregory
Sova, Charles			

HILLSBOROUGH

Avard, Kevin	Balboni, Michael	Ball, J. Michael	Barry, J. Gail
Barry, Richard	Belanger, James	Belvin, William	Bergevin, Jerry
Boehm, Ralph	Brown, Kevin	Burt, John	Buxton, Michael
Cebrowski, John	Christensen, D.L.	Christiansen, Lars	Coffey, James
	Chris		
Cusson-Cail, Kathleen	Daniels, Gary	DeJong, Cameron	Doherty, Shaun
Donovan, Daniel	Emerton, Larry	Erickson, Duane	Flanagan, Jack
Fredette, Robert	Gagne, Larry	Gandia, Laura	Gargas, Carolyn
Gimas, John	Gonzalez, Carlos	Graham, John	Greazzo, Phil
Haefner, Robert	Hansen, Peter	Hardwick, Harry	Hawkins, Kenneth
Hinch, Richard	Hogan, Edith	Holden, Frank	Hopper, Gary
Hutchinson, Winfred	Infantine, William	Jasper, Shawn	Krasucki, Joseph
Kurk, Neal	Lambert, George	LeBrun, Donald	Maltz, Jonathan
McCarthy, Michael	McClarren, Donald	McGuinness, Sean	Mecheski, Holly
Messier, Irene	Moran, Edward	Murphy, Keith	Notter, Jeanine
Ober, Lynne	Ober, Russell III	Ohm, Bill	Palmer, Barry
Palmer, Stephen	Parison, James	Pellegrino, Tony	Pepino, Leo
Peterson, Lenette	Pratt, Calvin	Proulx, Mark	Renzullo, Andrew
Robbins, David	Rowe, Robert	Scontsas, Lisa	Seidel, Carl
Silva, Peter	Simmons, Tammy	Soucy, Connie	Souza, Kathleen
Stepanek, Stephen	Stroud, Kathleen	Summers, James	Terrio, Ross
Thomas, Joseph	Twombly, Timothy	Ulery, Jordan	Vaillancourt, Steve
Villeneuve, Moe	Warden, Mark	Whitehead, Randall	Willette, Robert

MERRIMACK

Blankenbeker, Lynne	Coffey, Jennifer	Cohn, Seth	Cox, Sean
Giuda, J. Brandon	Hamm, Christine	Hess, David	Hill, Gregory
Hoell, J.R.	Keane, Thomas	Kidder, David	Kotowski, Frank
Kreis, Kenneth Sr	Lauer-Rago, Kathleen	Lindsley, Mark	Lockwood, Priscilla
McDonnell, John	McGuire, Carol	McGuire, Dan	Palfrey, David
Reed, Dennis	Richardson, Jon	Sanborn, Laurie	Seaworth, G. Brian
Smith, Molly	Smith, Todd	Winter, Steven	

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Comerford, Timothy
Devine, James
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Katsakiores, Phyllis
MacMahon, Bruce
McMahon, Charles
Okerman, Richard
Reagan, John
Sanders, Elisabeth
Schroadter, Adam
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Allen, Mary
Bates, David
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Kolodziej, Walter
Manuse, Andrew
Murphy, Brian
Oigny, Jeffrey
Reichard, Kevin
Sapareto, Frank
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

Antosz, Jason
Bettencourt, David
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Itse, Daniel
Lovejoy, Patricia
Mauro, Donna
Nevins, Chris
Packard, Sherman
Rice, Frederick
Sapienza, Marie
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin
Wheaton, Gary

Azarian, Gary
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garritty, James
Headd, James
Kappler, Lawrence
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Ritter, Glenn
Schlachman, Donna
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

STRAFFORD

Andolina, Donald
Grassie, Anne
Jones, Kyle
Munck, Philip
Parsons, Robbie
Vita, Carol

Brown, Julie
Groen, Warren
Jones, Laura
Newton, Clifford
Pitre, Joseph
Vita, Lucien

Cataldo, Sam
Harty, Martin
Kaen, Naida
O'Connor, William
Roberts, Jenna
Weeden, Michael

DeLemus, Susan
Hooper, Dorothea
Larsen, Kirsten
Panek, William
Spang, Judith

SULLIVAN

Bowers, Spec
Laware, Thomas
Schmidt, Andrew

Cunningham, Steven
Lovett, Charlene
Smith, Steven

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 70

BELKNAP

None

CARROLL

None

CHESHIRE

Carr, Daniel
Lindsey, Steven
Weber, Lucy

Chase, Cynthia
Meader, David
Weed, Charles

Johnson, Jane
Parkhurst, Henry

Lerandeau, Alfred
Sad, Tara

COOS

Coulombe, Gary

Remick, William

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James

Gould, Franklin

Nordgren, Sharon

Pierce, David

Smith, Suzanne

Taylor, Kathleen

Townsend, Charles

White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Garrity, Patrick
Katsiantonis, Thomas
Rokas, Theodoros

Brunelle, Michael
Gidge, Kenneth
Long, Patrick
Rosenwald, Cindy

Cote, David
Goley, Jeffrey
Pilotte, Maurice
Sullivan, Daniel

Day, Russell
Gorman, Mary
Porter, Marjorie

MERRIMACK

Deloge, Helen
Gile, Mary
Potter, Frances
Wallner, Mary Jane

DeStefano, Stephen
MacKay, James
Rice, Chip
Williams, Robert

Foose, Robert
Owen, Derek
Richardson, Gary

Frazer, June
Patten, Dick
Shurtleff, Stephen

ROCKINGHAM

Cali-Pitts, Jacqueline
Perkins, Amy
Quandt, Matt

DiPentima, Rich
Perkins, Lawrence
Read, Robin Jr

Moody, Marcia
Powers, James

Pantelakos, Laura
Quandt, Marshall

STRAFFORD

Hofemann, Roland
Wall, Janet

Horrigan, Timothy
Watters, David

Schmidt, Peter

Spainhower, Dale

SULLIVAN

Cloutier, John

Gagnon, Raymond

Lefebvre, Benjamin

and the majority committee report was adopted.

Ordered to third reading.

***HB 249-L*, relative to procedures for property revaluations. MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Betsey L. Patten for the Majority of Municipal and County Government: The State of New Hampshire taxes its people based on the constitution and statutory requirements. The constitution in Article II, Part 5 requires “proportional and reasonable assessments” and in Article II, Part 6 also requires “there shall be a valuation of the estates within the state taken anew once in every five years.” In RSA 75:1 “the selectmen shall appraise....and all other taxable property at its market value. Market value means the property’s full and true value as the same would be appraised in payment of a just debt due from a solvent debtor. The selectmen shall receive and consider all evidence that may be submitted to them relative to the value of property, the value of which cannot be determined by personal examination.” In RSA 75:8 the law requires that “annually, and in accordance with state assessing guidelines, the assessors and selectmen shall adjust assessments to reflect changes so that all assessments are reasonably proportional within that municipality.” In order to comply with the constitution and state laws, the selectmen, board of assessors or individual assessors have tools to do their job. One of the tools is a statistical update “which means to maintain proportionality by analyzing market sales throughout the municipality to identify and implement needed value changes to the affected areas or classes of property.” A sales analysis is done by comparing property sales with assessed values. If the analysis shows any class of property, i.e.: manufactured housing or condominiums, being sold for over or under the assessed value, an update using that analysis is done to endure that class of property is being taxed accurately and proportionally to other classes of property within the municipality. HB 249 prohibits the use of a statistical updates and the consequence of that action is a requirement to do a full measure and list and revaluation yearly, costing the

municipalities. The cost of a full revaluation in Hudson in 2002 was \$243,000 where the statistical update in 2004 was \$45,400. If HB 249 were to pass, New Hampshire municipalities will be mandated to conduct more expensive full revaluations every year. In these trying economic times it is incumbent upon the government to limit costs as much as possible. The assessing standards board has been implementing guidelines and standards for the assessing community and is continuing to ensure the assessing process performs in a manner that yields a product that is accurate and proportional. All along the way there is an appeal process if errors or omissions are found. Vote 15-1.

Rep. John A. Burt for the Minority of Municipal and County Government: With using statistical updates there may be abuses. If someone buys my neighbors \$180,000 home for \$500,000, your taxes will go up using statistical updates. Yet you could not sell your home for that increase, plus you pay more taxes because using statistical updates says your property is worth more.

Majority committee report adopted.

HB 267-FN, permitting the adoption of slot machine gaming in a city or town.
INEXPEDIENT TO LEGISLATE.

Rep. Priscilla P. Lockwood for Municipal and County Government: If we want to have gambling it should be done on the state line, not piecemeal by municipalities. We should not be passing on regulatory obligations to the towns and cities. Vote 16-0.

Committee report adopted.

HB 202-FN, relative to road salt applicators. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Harry C. Merrow for the Majority of Resources, Recreation and Development: This bill would require a salt application certificate for commercial application. It would require an annual fee, not yet determined, and extensive paper work which must be kept for three years. The bill also establishes a salt fund and a two person department to inspect, and keep records at the state level at a cost of between 83K to 98K per year. One reason for doing this was to limit the liability of the contractor. We question this and believe most commercial applications already have adequate insurance. We do not feel the bill is needed at this time. Vote 10-5.

Rep. Marcia G. Moody for the Minority of Resources, Recreation and Development: Salt applied to parking lots, roadways and other surfaces has been well documented as a cause of an official "impaired waters" status of New Hampshire water bodies, especially in the more developed parts of the state. The committee has been working on legislation to address this problem for several years. HB 202 is carefully crafted to offer strong incentives for salt applicators to be trained and to implement proper salt application practices. These include only the necessary amount of salt and proper spreading techniques. The minority feels that making salt applicator certification voluntary enables a choice. Offering protection against liability for property owners and those using these procedures would be an incentive to use only an appropriate amount of salt. Private commercial applicators have testified that this is an appropriate means of achieving the desired minimization of salt use, while still protecting the safety of those using roadways and parking areas.

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

Rep. Moody spoke against.

Reps. Kappler and Merrow spoke in favor.

Rep. Dan McGuire requested a roll call; sufficiently seconded.

YEAS 302 NAYS 53

YEAS 302

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
St. Cyr, Jeffrey

Bolster, Peter
Greemore, Robert
Millham, Alida
Swinford, Elaine

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Tobin, William

Fields, Dennis
Luther, Robert
Simpson, Tyler
Worsman, Colette

CARROLL

Babson, David Jr
Merrow, Harry
Schmidt, Stephen

Chandler, Gene
Patten, Betsey
Tregenza, Norman

Fleck, Joseph
Pettengill, Laurie
Umberger, Karen

McCarthy, Frank
Scala, Dino

CHESHIRE

Butynski, William
Hawkes, Samuel
Meader, David
Sterling, Franklin Jr

Byrnes, John
Hunt, John
Moore, Charles
Tatro, Bruce

Dwinell, Richard
Johnson, Jane
Moore, Robert Jr
Weber, Lucy

Emerson, Susan
Lerandeau, Alfred
Smith, Edwin

COOS

Daugherty, Duffy
Theberge, Robert

Rappaport, Laurence
Tholl, John Jr

Remick, William
Tremblay, Marc

Richardson, Herbert

GRAFTON

Almy, Susan
Eaton, Stephanie
Ladd, Rick Jr
Simard, Paul
Townsend, Charles

Bradley, Lester
Gionet, Edmond
Mirski, Paul
Sorg, Gregory

Brosseau, Charles
Harding, Laurie
Reilly, Harold Sr
Sova, Charles

Bulis, Lyle
Ingbretson, Paul
Shackett, Jeffrey
Taylor, Kathleen

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Boehm, Ralph
Buxton, Michael

Balboni, Michael
Belanger, James
Brown, Kevin
Campbell, David

Ball, J. Michael
Belvin, William
Brownrigg, Randall Jr
Cebrowski, John

Barry, J. Gail
Bergevin, Jerry
Burt, John
Christensen, D.L.
Chris
Cusson-Cail, Kathleen
Doherty, Shaun
Flanagan, Jack
Gargas, Carolyn
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Krasucki, Joseph
Long, Patrick
McGuinness, Sean
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Scotsas, Lisa
Simmons, Tammy
Stroud, Kathleen

Christiansen, Lars
Daniels, Gary
Donovan, Daniel
Fredette, Robert
Gimas, John
Haefner, Robert
Hikel, John
Hopper, Gary
Kurk, Neal
Maltz, Jonathan
Mecheski, Holly
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Seidel, Carl
Soucy, Connie

Coffey, James
Day, Russell
Emerton, Larry
Gagne, Larry
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Lambert, George
McCarthy, Michael
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Rosenwald, Cindy
Shaw, Barbara
Souza, Kathleen

Cote, David
DeJong, Cameron
Erickson, Duane
Gandia, Laura
Graham, John
Hardwick, Harry
Hogan, Edith
Infantine, William
LeBrun, Donald
McClarren, Donald
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Rowe, Robert
Silva, Peter
Stepanek, Stephen

Summers, James
Ulery, Jordan
Whitehead, Randall

Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Thomas, Joseph
Villeneuve, Moe

Twombly, Timothy
Warden, Mark

MERRIMACK

Blankenbeker, Lynne
Deloge, Helen
Hess, David
Kidder, David
Lindsley, Mark
McGuire, Dan
Richardson, Jon
Smith, Todd

Coffey, Jennifer
DeStefano, Stephen
Hill, Gregory
Kotowski, Frank
Lockwood, Priscilla
Palfrey, David
Sanborn, Laurie
Winter, Steven

Cohn, Seth
Giuda, J. Brandon
Hoell, J.R.
Kreis, Kenneth Sr
McDonnell, John
Reed, Dennis
Seaworth, G. Brian

Cox, Sean
Hamm, Christine
Keane, Thomas
Lauer-Rago, Kathleen
McGuire, Carol
Richardson, Gary
Smith, Molly

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garrity, James
Headd, James
Itse, Daniel
Lovejoy, Patricia
Mauro, Donna
Nevins, Chris
Packard, Sherman
Quandt, Marshall
Rice, Frederick
Sapienza, Marie
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin
Wheaton, Gary

Allen, Mary
Bates, David
Cali-Pitts, Jacqueline
Comerford, Timothy
Devine, James
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Kappler, Lawrence
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Quandt, Matt
Ritter, Glenn
Schlachman, Donna
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Antosz, Jason
Bettencourt, David
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
MacMahon, Bruce
McMahon, Charles
Okerman, Richard
Perkins, Amy
Reagan, John
Sanders, Elisabeth
Schroadter, Adam
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Azarian, Gary
Birdsell, Regina
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Manuse, Andrew
Murphy, Brian
Oigny, Jeffrey
Perkins, Lawrence
Reichard, Kevin
Sapareto, Frank
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

STRAFFORD

Andolina, Donald
Groen, Warren
Larsen, Kirsten
Panek, William
Schmidt, Peter
Watters, David

Brown, Julie
Harty, Martin
Munck, Philip
Parsons, Robbie
Vita, Carol
Weeden, Michael

Cataldo, Sam
Jones, Kyle
Newton, Clifford
Pitre, Joseph
Vita, Lucien

DeLemus, Susan
Jones, Laura
O'Connor, William
Roberts, Jenna
Wall, Janet

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene
Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

BELKNAP

None

CARROLL

None

CHESHIRE

Chase, Cynthia
Weed, Charles

Lindsey, Steven

Parkhurst, Henry

Sad, Tara

COOS

Coulombe, Gary

Thomas, Yvonne

GRAFTON

Aguiar, James
Pastor, Beatriz

Cooney, Mary
Pierce, David

Gould, Franklin
Smith, Suzanne

Nordgren, Sharon
White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Goley, Jeffrey
Pilotte, Maurice

Brunelle, Michael
Gorman, Mary
Porter, Marjorie

Garrity, Patrick
Katsiantonis, Thomas
Rokas, Theodoros

Gidge, Kenneth
Messier, Irene
Sullivan, Daniel

MERRIMACK

Foose, Robert
Owen, Derek
Shurtleff, Stephen

Frazer, June
Patten, Dick
Wallner, Mary Jane

Gile, Mary
Potter, Frances
Williams, Robert

MacKay, James
Rice, Chip

ROCKINGHAM

DiPentima, Rich

Moody, Marcia

Powers, James

Read, Robin Jr

STRAFFORD

Grassie, Anne
Kaen, Naida

Hofemann, Roland
Spainhower, Dale

Hooper, Dorothea
Spang, Judith

Horrigan, Timothy

SULLIVAN

Cloutier, John
and the majority committee report was adopted.

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

HB 230, exempting the repair of certain structures from compensatory mitigation requirements. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Peter S. Bolster for the Majority of Resources, Recreation and Development: This bill exempts owners of waters, solely within the boundaries of the owner's property and that have no abutters who repair or replace existing structures from compensatory mitigation requirements. The bill addresses an economical and practical means to repair and maintain existing structures on small bodies of water without the need for expensive compensatory mitigation. Vote 11-4.

Rep. Judith T. Spang for the Minority of Resources, Recreation and Development: The minority believes this bill needs work to clarify its language and to establish whether this would be found to be a non-issue, when existing state regulations are examined more closely.

Majority committee report adopted and ordered to third reading.

HB 440-FN, requiring that New Hampshire join the lawsuit challenging federal health care reform legislation, and repealing the authority for state implementation of federal health care reform. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Daniel J. Tamburello for the Majority of State-Federal Relations and Veterans Affairs: Passage of this bill would require the attorney general of the state of New Hampshire to join the lawsuit challenging the federal health care reform act. This bill will save taxpayer dollars by preventing the state from setting up a bureaucracy and infrastructure as required by the federal law currently determined to be unconstitutional. Vote 8-2.

Rep. Robert L. Theberge for the Minority of State-Federal Relations and Veterans Affairs: The minority believes that this bill encroaches upon the essential functions of the executive branch. The proposed legislation clearly constitutes an enforcement action challenging federal law. Also, passing this bill, which would take away the authority of the New Hampshire insurance department to enforce these insurance laws, would undermine New Hampshire control and put Granite Staters at risk. By passing this bill and rescinding that authority, the legislature will be passing the reins over to the federal government to take control of the program. The minority would like efforts made to strengthen our health care system and not seek to overturn policies that are benefiting our state.

The question being adoption of the majority committee report of Ought to Pass.

Reps. Rosenwald and Theberge spoke against.

Reps. Tamburello and Vaillancourt spoke in favor.

Rep. Hess spoke in favor and yielded to questions.

Rep. Stephen Palmer requested a roll call; sufficiently seconded.

YEAS 267 NAYS 92

YEAS 267

BELKNAP

Accornero, Harry	Comtois, Guy	Fields, Dennis	Greemore, Robert
Kingsbury, Robert	Luther, Robert	Malone, Robert	Simpson, Tyler
St. Cyr, Jeffrey	Swinford, Elaine	Tilton, Franklin	Tobin, William
Worsman, Colette			

CARROLL

Babson, David Jr	Chandler, Gene	Fleck, Joseph	McCarthy, Frank
Merrow, Harry	Patten, Betsey	Pettengill, Laurie	Scala, Dino
Schmidt, Stephen	Tregenza, Norman	Umberger, Karen	

CHESHIRE

Byrnes, John	Dwinell, Richard	Hunt, John	Johnson, Jane
Moore, Charles	Moore, Robert Jr	Smith, Edwin	Sterling, Franklin Jr

COOS

Daugherty, Duffy	Rappaport, Laurence	Remick, William	Richardson, Herbert
Tholl, John Jr	Tremblay, Marc		

GRAFTON

Bradley, Lester	Brosseau, Charles	Bulis, Lyle	Eaton, Stephanie
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Gionet, Edmond
Reilly, Harold Sr
Sova, Charles

Ingbretson, Paul
Shackett, Jeffrey

Ladd, Rick Jr
Simard, Paul

Mirski, Paul
Sorg, Gregory

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Boehm, Ralph
Buxton, Michael

Balboni, Michael
Belanger, James
Brown, Kevin
Cebrowski, John

Ball, J. Michael
Belvin, William
Brownrigg, Randall Jr
Christensen, D.L.
Chris

Barry, J. Gail
Bergevin, Jerry
Burt, John
Christiansen, Lars

Coffey, James
DeJong, Cameron
Erickson, Duane
Gandia, Laura
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McGuinness, Sean
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Scontsas, Lisa
Soucy, Connie
Summers, James
Ulery, Jordan
Whitehead, Randall

Cusson-Cail, Kathleen
Doherty, Shaun
Flanagan, Jack
Gimas, John
Haefner, Robert
Hikel, John
Hopper, Gary
Krasucki, Joseph
Maltz, Jonathan
Mecheski, Holly
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Daniels, Gary
Donovan, Daniel
Fredette, Robert
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Kurk, Neal
McCarthy, Michael
Messier, Irene
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Day, Russell
Emerton, Larry
Gagne, Larry
Graham, John
Hardwick, Harry
Hogan, Edith
Infantine, William
Lambert, George
McClarren, Donald
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Warden, Mark

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Keane, Thomas
Lindsley, Mark
Palfrey, David
Seaworth, G. Brian

Coffey, Jennifer
Hess, David
Kotowski, Frank
McDonnell, John
Reed, Dennis
Smith, Molly

Cohn, Seth
Hill, Gregory
Kreis, Kenneth Sr
McGuire, Carol
Richardson, Jon
Smith, Todd

Cox, Sean
Hoell, J.R.
Lauer-Rago, Kathleen
McGuire, Dan
Sanborn, Laurie
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Copeland, Timothy
Duarte, Joe
Garcia, Marilinda
Headd, James
Itse, Daniel
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Quandt, Matt
Ritter, Glenn
Schroadter, Adam

Allen, Mary
Bates, David
Charron, Gene
Davenport, Joshua
Elliott, Robert
Garrity, James
Hoelzel, Kathleen
Kappler, Lawrence
MacMahon, Bruce
McMahon, Charles
Okerman, Richard
Perkins, Amy
Reagan, John
Sanders, Elisabeth
Sedensky, John

Antosz, Jason
Bettencourt, David
Chirichiello, Brian
DeSimone, Debra
Ferrante, Beverly
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Oigny, Jeffrey
Perkins, Lawrence
Reichard, Kevin
Sapareto, Frank
Sheffert, Kenneth

Azarian, Gary
Birdsell, Regina
Comerford, Timothy
Devine, James
Fesh, Robert
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman
Quandt, Marshall
Rice, Frederick
Sapienza, Marie
Shuler, Wyman III

Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin
Wheaton, Gary

Sytek, John
Tucker, Pamela
Webb, James

STRAFFORD

Andolina, Donald
Groen, Warren
Larsen, Kirsten
Panek, William
Vita, Lucien

Brown, Julie
Harty, Martin
Munck, Philip
Parsons, Robbie
Weeden, Michael

Cataldo, Sam
Jones, Kyle
Newton, Clifford
Pitre, Joseph

DeLemus, Susan
Jones, Laura
O'Connor, William
Vita, Carol

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 92

BELKNAP

Bolster, Peter

Flanders, Donald

Millham, Alida

Pilliod, James

CARROLL

None

CHESHIRE

Butynski, William
Hawkes, Samuel
Parkhurst, Henry
Weed, Charles

Carr, Daniel
Lerandeau, Alfred
Sad, Tara

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Emerson, Susan
Meador, David
Weber, Lucy

COOS

Coulombe, Gary

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Harding, Laurie
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Cooney, Mary
Pastor, Beatriz
Townsend, Charles

Gould, Franklin
Pierce, David
White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Gargas, Carolyn
Gorman, Mary
Porter, Marjorie
Sullivan, Daniel

Brunelle, Michael
Garrity, Patrick
Katsiantonis, Thomas
Rokas, Theodoros

Campbell, David
Gidge, Kenneth
Long, Patrick
Rosenwald, Cindy

Cote, David
Goley, Jeffrey
Pilotte, Maurice
Shaw, Barbara

MERRIMACK

Deloge, Helen
Gile, Mary
MacKay, James

DeStefano, Stephen
Hamm, Christine
Owen, Derek

Foose, Robert
Kidder, David
Patten, Dick

Frazer, June
Lockwood, Priscilla
Potter, Frances

Rice, Chip
Williams, Robert

Richardson, Gary

Shurtleff, Stephen

Wallner, Mary Jane

ROCKINGHAM

Cali-Pitts, Jacqueline
Gould, Kenneth
Powers, James

Case, Frank
Lovejoy, Patricia
Read, Robin Jr

DiPentima, Rich
Moody, Marcia
Schlachman, Donna

Dowling, Patricia
Pantelakos, Laura

STRAFFORD

Grassie, Anne
Kaen, Naida
Spang, Judith

Hofemann, Roland
Roberts, Jenna
Wall, Janet

Hooper, Dorothea
Schmidt, Peter
Watters, David

Horrigan, Timothy
Spainhower, Dale

SULLIVAN

Cloutier, John

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

and the majority committee report was adopted.

Referred to the Committee on Commerce and Consumer Affairs.

HCR 6, requiring the Congress of the United States of America to reaffirm its adherence to the Constitution of the United States regarding international agreements and treaties.

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

Rep. Lucien A. Vita for the Majority of State-Federal Relations and Veterans Affairs: HCR 6 is a straight-forward wakeup call to the Congress of the United States and those countries and supranational organizations who would wish to enter into treaties with the United States. The United States Constitution, which we, as legislators, have all sworn to uphold, absolutely requires that all treaties entered into by the United States be subjected to a 2/3 majority approval of the United States Senate (congressional oversight) prior to the implementation of a treaty. The congressional oversight requirement acts as a safeguard against unconstitutional changes to our laws and regulations, changes which can diminish the sovereignty and independence of the citizens of New Hampshire. This resolution states that the current practice of allowing bureaucrats, not responsible to the people, and elected officials to sign onto treaties that have not suffered congressional oversight will no longer be tolerated by the people of New Hampshire. Vote 8-2.

Rep. Robert L. Theberge for the Minority of State-Federal Relations and Veterans Affairs: The minority strongly believes that the present legislation does not mirror, as stated in committee, HCR 29, which this House passed in 2010. HCR 29 addressed the "fast tracking authority" whereas this legislation admonishes President George W. Bush for having signed a formal agreement with Canada and Mexico which established the security and prosperity partnership. In addition, the bill undermines the authority of New Hampshire's congressional delegation and encroaches upon the essential functions of the executive branch.

Majority Amendment (0180h)

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

Whereas, the SPP's stated goals compromise and infringe upon the sovereignty and independence of the state of New Hampshire; and

Whereas, the government of the United States of America has not been delegated either the right or the authority to surrender any of the sovereignty or independence of the state of New Hampshire to any foreign or supranational body; and

Whereas, all legislators have taken an oath to uphold and defend the Constitutions of New Hampshire and the United States according to the meaning understood and accepted by the people of the United States, at the time of adoption; and

Whereas, the Constitution for the United States as accepted by the people of New Hampshire requires and demands National federal protection of the sovereignty and independence of the state of New Hampshire; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring:

That the President and the Congress of the United States be required to reaffirm their allegiance to the Constitution of the United States by severing all commitments to agreements and treaties that have not been subjected to Constitutional authority and Congressional oversight; the New Hampshire Congressional delegation is urged to use diligence in all of its efforts and energies to prevent any further involvement of the government of the state of New Hampshire with agreements and treaties that have not been subjected to Constitutional authority and Congressional oversight; and

That the clerk of the house of representatives deliver signed copies of this resolution to the President of the United States of America, the Speaker of the United States House of Representatives, the President of the United States Senate, each member of the United States Congress, the presiding officers of each state's legislature and the members of the New Hampshire congressional delegation so that they may be apprised of the sense of the citizens of New Hampshire in this matter.

Majority committee amendment adopted.

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

Rep. Peter Schmidt spoke against and yielded to questions.

Rep. Lucien Vita spoke in favor and yielded to questions.

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

YEAS 215 NAYS 140

YEAS 215

BELKNAP

Accornero, Harry	Comtois, Guy	Fields, Dennis	Greemore, Robert
Kingsbury, Robert	Luther, Robert	Malone, Robert	Simpson, Tyler
Swinford, Elaine	Tilton, Franklin	Tobin, William	Worsman, Colette

CARROLL

Babson, David Jr	Fleck, Joseph	McCarthy, Frank	McConkey, Mark
Patten, Betsey	Pettengill, Laurie	Scala, Dino	Schmidt, Stephen
Tregenza, Norman			

CHESHIRE

Byrnes, John	Dwinell, Richard	Moore, Charles	Moore, Robert Jr
Smith, Edwin			

COOS

Daugherty, Duffy	Rappaport, Laurence	Richardson, Herbert	Tholl, John Jr
Tremblay, Marc			

GRAFTON

Brosseau, Charles	Eaton, Stephanie	Gionet, Edmond	Ingbertson, Paul
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Mirski, Paul
Sorg, Gregory

Reilly, Harold Sr
Sova, Charles

Shackett, Jeffrey

Simard, Paul

HILLSBOROUGH

Avard, Kevin
Belanger, James
Burt, John

Balboni, Michael
Bergevin, Jerry
Buxton, Michael

Ball, J. Michael
Brown, Kevin
Christensen, D.L.
Chris

Barry, J. Gail
Brownrigg, Randall Jr
Christiansen, Lars

Coffey, James
Doherty, Shaun
Flanagan, Jack
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Krasucki, Joseph
McClarren, Donald
Murphy, Keith
Parison, James
Proulx, Mark
Seidel, Carl
Souza, Kathleen
Thomas, Joseph
Warden, Mark

Cusson-Cail, Kathleen
Donovan, Daniel
Gagne, Larry
Haefner, Robert
Hikel, John
Hopper, Gary
Lambert, George
McGuinness, Sean
Notter, Jeanine
Pellegrino, Tony
Renzullo, Andrew
Silva, Peter
Stepanek, Stephen
Ulery, Jordan
Willette, Robert

Daniels, Gary
Emerton, Larry
Gandia, Laura
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Maltz, Jonathan
Mecheski, Holly
Ober, Lynne
Peterson, Lenette
Rowe, Robert
Simmons, Tammy
Summers, James
Vaillancourt, Steve

DeJong, Cameron
Erickson, Duane
Gonzalez, Carlos
Hardwick, Harry
Hogan, Edith
Infantine, William
McCarthy, Michael
Messier, Irene
Palmer, Stephen
Pratt, Calvin
Scontsas, Lisa
Soucy, Connie
Terrio, Ross
Villeneuve, Moe

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Kreis, Kenneth Sr
McGuire, Dan
Smith, Molly

Coffey, Jennifer
Hill, Gregory
Lauer-Rago, Kathleen
Reed, Dennis
Smith, Todd

Cohn, Seth
Hoell, J.R.
Lindsley, Mark
Sanborn, Laurie
Soltani, Tony

Cox, Sean
Kotowski, Frank
McGuire, Carol
Seaworth, G. Brian

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Davenport, Joshua
Elliott, Robert
Hoelzel, Kathleen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Peckham, Michele
Reichard, Kevin
Sapareto, Frank
Sheffert, Kenneth
Tamburello, Daniel
Waterhouse, Kevin
Wheaton, Gary

Allen, Mary
Bates, David
Chirichiello, Brian
DeSimone, Debra
Ferrante, Beverly
Hutchinson, Karen
Kolodziej, Walter
Mauro, Donna
O'Connor, John
Perkins, Amy
Rice, Frederick
Sapienza, Marie
Shuler, Wyman III
Tasker, Kyle
Webb, James

Antosz, Jason
Bettencourt, David
Comerford, Timothy
Devine, James
Fesh, Robert
Itse, Daniel
Lundgren, David
McKinney, Betsy
Okerman, Richard
Perkins, Lawrence
Ritter, Glenn
Schroadter, Adam
Smith, William
Tremblay, Stella
Welch, David

Azarian, Gary
Birdsell, Regina
Copeland, Timothy
Duarte, Joe
Griffin, Mary
Kappler, Lawrence
MacMahon, Bruce
McMahon, Charles
Oigny, Jeffrey
Quandt, Matt
Sanders, Elisabeth
Sedensky, John
Sullivan, Kevin
Tucker, Pamela
Weyler, Kenneth

STRAFFORD

Andolina, Donald
Harty, Martin
Larsen, Kirsten
Parsons, Robbie

Cataldo, Sam
Hofemann, Roland
Munck, Philip
Pitre, Joseph

DeLemus, Susan
Jones, Kyle
Newton, Clifford
Vita, Carol

Groen, Warren
Jones, Laura
O'Connor, William
Vita, Lucien

Weeden, Michael

SULLIVAN

Bowers, Spec
Laware, Thomas

Cunningham, Steven
Osgood, Joe

Howard, Thomas
Smith, Steven

LaCasse, Paul Sr

NAYS 140

BELKNAP

Bolster, Peter
St. Cyr, Jeffrey

Flanders, Donald

Millham, Alida

Pilliod, James

CARROLL

Merrow, Harry

Umberger, Karen

CHESHIRE

Butynski, William
Hawkes, Samuel
Lindsey, Steven
Sterling, Franklin Jr

Carr, Daniel
Hunt, John
Meador, David
Tatro, Bruce

Chase, Cynthia
Johnson, Jane
Parkhurst, Henry
Weber, Lucy

Emerson, Susan
Lerandeau, Alfred
Sad, Tara
Weed, Charles

COOS

Coulombe, Gary

Remick, William

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Cooney, Mary
Nordgren, Sharon
Taylor, Kathleen

Almy, Susan
Gould, Franklin
Pastor, Beatriz
Townsend, Charles

Bradley, Lester
Harding, Laurie
Pierce, David
White, Andrew

Bulis, Lyle
Ladd, Rick Jr
Smith, Suzanne

HILLSBOROUGH

Baroody, Benjamin
Brunelle, Michael
Fredette, Robert
Gimas, John
Jeudy, Jean
Long, Patrick
Pilotte, Maurice
Rokas, Theodoros
Sullivan, Daniel

Barry, Richard
Campbell, David
Gargasz, Carolyn
Goley, Jeffrey
Katsiantonis, Thomas
Moran, Edward
Porter, Marjorie
Rosenwald, Cindy
Whitehead, Randall

Belvin, William
Cebrowski, John
Garrity, Patrick
Gorman, Mary
Kurk, Neal
Ohm, Bill
Ramsey, Peter
Shaw, Barbara

Boehm, Ralph
Cote, David
Gidge, Kenneth
Jasper, Shawn
LeBrun, Donald
Palmer, Barry
Robbins, David
Stroud, Kathleen

MERRIMACK

Deloge, Helen
Gile, Mary
Lockwood, Priscilla
Palfrey, David
Richardson, Gary
Williams, Robert

DeStefano, Stephen
Hamm, Christine
MacKay, James
Patten, Dick
Richardson, Jon

Foose, Robert
Hess, David
McDonnell, John
Potter, Frances
Shurtleff, Stephen

Frazer, June
Kidder, David
Owen, Derek
Rice, Chip
Wallner, Mary Jane

ROCKINGHAM

Cali-Pitts, Jacqueline	Case, Frank	Charron, Gene	DiPentima, Rich
Dowling, Patricia	Garcia, Marilinda	Garrity, James	Gould, Kenneth
Hagan, Joseph	Headd, James	Introne, Robert	Lovejoy, Patricia
Moody, Marcia	Nevins, Chris	Packard, Sherman	Pantelakos, Laura
Powers, James	Read, Robin Jr	Reagan, John	Schlachman, Donna
Sullivan, James	Sytek, John	Waddell, James	Ward, Joanne

STRAFFORD

Brown, Julie	Grassie, Anne	Hooper, Dorothea	Horrigan, Timothy
Kaen, Naida	Panek, William	Roberts, Jenna	Schmidt, Peter
Spainhower, Dale	Spang, Judith	Sprague, Dale	Wall, Janet
Watters, David			

SULLIVAN

Cloutier, John	Gagnon, Raymond	Lefebvre, Benjamin	Lovett, Charlene
Rodeschin, Beverly	Schmidt, Andrew		

and the majority committee report was adopted.
Referred to the Committee on Finance.

HB 414-FN-A, establishing an assessment on motor vehicle inspections to be deposited in the police standards and training council training fund. **INEXPEDIENT TO LEGISLATE.**
Rep. John A. Hikel for Transportation: While this bill is well intended in order to fund police standards training, an increase of five dollars per New Hampshire safety inspection fee that will be passed on to the consumer is just too much of an increase and will cause repair shop, inspection stations, and consumers great hardship. Vote 11-3.
Rep. Cohn requested a roll call; sufficiently seconded.

YEAS 353 NAYS 10

YEAS 353

BELKNAP

Accornero, Harry	Bolster, Peter	Comtois, Guy	Fields, Dennis
Flanders, Donald	Greemore, Robert	Kingsbury, Robert	Luther, Robert
Malone, Robert	Millham, Alida	Pilliod, James	Simpson, Tyler
St. Cyr, Jeffrey	Swinford, Elaine	Tilton, Franklin	Tobin, William
Worsman, Colette			

CARROLL

Babson, David Jr	Chandler, Gene	Fleck, Joseph	McCarthy, Frank
McConkey, Mark	Merrow, Harry	Patten, Betsey	Pettengill, Laurie
Scala, Dino	Schmidt, Stephen	Tregenza, Norman	Umberger, Karen

CHESHIRE

Butynski, William	Byrnes, John	Carr, Daniel	Chase, Cynthia
Dwinell, Richard	Emerson, Susan	Hunt, John	Johnson, Jane
Lerandeau, Alfred	Meador, David	Moore, Charles	Moore, Robert Jr
Parkhurst, Henry	Sad, Tara	Smith, Edwin	Sterling, Franklin Jr
Tatro, Bruce	Weber, Lucy		

COOS

Coulombe, Gary	Daugherty, Duffy	Rappaport, Laurence	Remick, William
----------------	------------------	---------------------	-----------------

Richardson, Herbert
Tremblay, Marc

Theberge, Robert

Tholl, John Jr

Thomas, Yvonne

GRAFTON

Aguiar, James
Bulis, Lyle
Gould, Franklin
Mirski, Paul
Reilly, Harold Sr
Sorg, Gregory

Almy, Susan
Cooney, Mary
Harding, Laurie
Nordgren, Sharon
Shackett, Jeffrey
Sova, Charles

Bradley, Lester
Eaton, Stephanie
Ingbretson, Paul
Pastor, Beatriz
Simard, Paul
Taylor, Kathleen

Brosseau, Charles
Gionet, Edmond
Ladd, Rick Jr
Pierce, David
Smith, Suzanne
Townsend, Charles

HILLSBOROUGH

Avard, Kevin
Barry, J. Gail
Bergevin, Jerry
Brunelle, Michael
Cebrowski, John

Balboni, Michael
Barry, Richard
Boehm, Ralph
Burt, John
Christensen, D.L.
Chris

Ball, J. Michael
Belanger, James
Brown, Kevin
Buxton, Michael
Christiansen, Lars

Baroody, Benjamin
Belvin, William
Brownrigg, Randall Jr
Campbell, David
Coffey, James

Cote, David

Cusson-Cail,
Kathleen

Daniels, Gary

Day, Russell

DeJong, Cameron
Emerton, Larry
Gagne, Larry
Gidge, Kenneth
Gorman, Mary
Hardwick, Harry
Hogan, Edith
Infantine, William
Krasucki, Joseph
Long, Patrick
McGuinness, Sean
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Porter, Marjorie
Renzullo, Andrew
Rowe, Robert
Silva, Peter
Stepanek, Stephen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Doherty, Shaun
Erickson, Duane
Gandia, Laura
Gimas, John
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Jasper, Shawn
Kurk, Neal
Maltz, Jonathan
Mecheski, Holly
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Pratt, Calvin
Robbins, David
Rowe, Lisa
Simmons, Tammy
Stroud, Kathleen
Thomas, Joseph
Villeneuve, Moe

Donovan, Daniel
Flanagan, Jack
Gargas, Carolyn
Goley, Jeffrey
Haefner, Robert
Hikel, John
Hopper, Gary
Jeudy, Jean
Lambert, George
McCarthy, Michael
Messier, Irene
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Proulx, Mark
Rokas, Theodoros
Seidel, Carl
Soucy, Connie
Sullivan, Daniel
Twombly, Timothy
Warden, Mark

Drisko, Richard
Fredette, Robert
Garrity, Patrick
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Katsiantonis, Thomas
LeBrun, Donald
McClarren, Donald
Moran, Edward
Ober, Russell III
Parison, James
Pilotte, Maurice
Ramsey, Peter
Rosenwald, Cindy
Shaw, Barbara
Souza, Kathleen
Summers, James
Ulery, Jordan
Whitehead, Randall

MERRIMACK

Blankenbeker, Lynne
Deloge, Helen
Giuda, J. Brandon
Hoell, J.R.
Lauer-Rago, Kathleen
McDonnell, John
Palfrey, David
Rice, Chip
Seaworth, G. Brian
Winter, Steven

Coffey, Jennifer
DeStefano, Stephen
Hamm, Christine
Kidder, David
Lindsley, Mark
McGuire, Carol
Patten, Dick
Richardson, Gary
Smith, Molly

Cohn, Seth
Frazer, June
Hess, David
Kotowski, Frank
Lockwood, Priscilla
McGuire, Dan
Potter, Frances
Richardson, Jon
Smith, Todd

Cox, Sean
Gile, Mary
Hill, Gregory
Kreis, Kenneth Sr
MacKay, James
Owen, Derek
Reed, Dennis
Sanborn, Laurie
Soltani, Tony

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Chirichiello, Brian
DeSimone, Debra
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Manuse, Andrew
Moody, Marcia
Okerman, Richard
Perkins, Amy
Quandt, Matt
Rice, Frederick
Sapienza, Marie
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Allen, Mary
Bates, David
Cali-Pitts, Jacqueline
Comerford, Timothy
Devine, James
Elliott, Robert
Garrity, James
Headd, James
Itse, Daniel
Lovejoy, Patricia
Mauro, Donna
Murphy, Brian
Oligny, Jeffrey
Perkins, Lawrence
Read, Robin Jr
Ritter, Glenn
Schlachman, Donna
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Antosz, Jason
Bettencourt, David
Case, Frank
Copeland, Timothy
DiPentima, Rich
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Kappler, Lawrence
Lundgren, David
McKinney, Betsy
Nevins, Chris
Packard, Sherman
Powers, James
Reagan, John
Sanders, Elisabeth
Schroadter, Adam
Smith, William
Tamburello, Daniel
Waddell, James
Weyler, Kenneth

Azarian, Gary
Birdsell, Regina
Charron, Gene
Davenport, Joshua
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
MacMahon, Bruce
McMahon, Charles
O'Connor, John
Peckham, Michele
Quandt, Marshall
Reichard, Kevin
Sapareto, Frank
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Wheaton, Gary

STRAFFORD

Andolina, Donald
Grassie, Anne
Hooper, Dorothea
Kaen, Naida
O'Connor, William
Roberts, Jenna
Sprague, Dale
Watters, David

Brown, Julie
Groen, Warren
Horrigan, Timothy
Larsen, Kirsten
Panek, William
Schmidt, Peter
Vita, Carol
Weeden, Michael

Cataldo, Sam
Harty, Martin
Jones, Kyle
Munck, Philip
Parsons, Robbie
Spainhower, Dale
Vita, Lucien

DeLemus, Susan
Hofemann, Roland
Jones, Laura
Newton, Clifford
Pitre, Joseph
Spang, Judith
Wall, Janet

SULLIVAN

Bowers, Spec
Howard, Thomas
Lovett, Charlene
Smith, Steven

Cloutier, John
LaCasse, Paul Sr
Osgood, Joe

Cunningham, Steven
Laware, Thomas
Rodeschin, Beverly

Gagnon, Raymond
Lefebvre, Benjamin
Schmidt, Andrew

NAYS 10

BELKNAP

None

CARROLL

None

CHESHIRE

Hawkes, Samuel

Lindsey, Steven

Weed, Charles

COOS

None

GRAFTON

White, Andrew

HILLSBOROUGH

None

MERRIMACK

Foose, Robert

Shurtleff, Stephen

Wallner, Mary Jane

Williams, Robert

ROCKINGHAM

Pantelakos, Laura

Welch, David

STRAFFORD

None

SULLIVAN

None

and the committee report was adopted.

HB 626-FN, relative to a division of motor vehicles office location in Milford.

INEXPEDIENT TO LEGISLATE.

Rep. John R. Cloutier for Transportation: This bill would require the department of safety to maintain a division of motor vehicles (DMV) driver licensing and registration substation in the town of Milford. Furthermore, a portion of the building that housed the substation would also be available to the Milford district court. First, this bill would set a bad precedent by requiring the department of safety to maintain a Milford DMV substation as part of state law. This requirement has never been put into law before, and, if passed, would encourage legislation to file similar bills mandating the location of DMV substations in their districts. Second, the 2009 capital budget dealt with this issue by upgrading the Nashua DMV substation at a cost of \$250,000 so Milford residents could travel to that substation for their licensing and registration needs. Finally, there is presently legislation, House Bill 438, before the legislature that would deal with the Milford district court. Vote 13-1. Committee report adopted.

HB 37-FN-A, reestablishing the initial monthly gross charge exemption to the communications services tax. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Gary S. Azarian for the Majority of Ways and Means: This bill reestablishes the exemption to the communications services tax for the first \$12 of the monthly gross charge for a residential customer's telephone exchange access and service. The cost to the revenue side is small compared to the benefit gained by the elderly and those on the lower socio-economic level. Vote 14-5.

Rep. Susan W. Almy for the Minority of Ways and Means: According to the sponsor and data from the telephone companies, this bill will cost approximately \$5 million a year to the state's revenues. It will benefit land-line customers to the tune of 84 cents/month. Most, if not all, land-line customers poor enough to care about this amount - dwarfed by the \$7.49 of federal taxes on the same basic bill – have given up their lines and moved to cheap trac

phones for emergency use. They and other elderly that need the state's services will be hurt much more by the loss of those services in the budget. Why make the hole in our budget worse?

MOTION TO LAY ON THE TABLE

Rep. Brunelle moved that ***HB 37-FN-A***, reestablishing the initial monthly gross charge exemption to the communications services tax, be laid on the table.

Rep. Brunelle requested a roll call; sufficiently seconded.

YEAS 97 NAYS 265

YEAS 97

BELKNAP

Pilliod, James

CARROLL

McCarthy, Frank

CHESHIRE

Butynski, William
Lerandeau, Alfred
Sad, Tara

Carr, Daniel
Lindsey, Steven
Tatro, Bruce

Chase, Cynthia
Meador, David
Weber, Lucy

Hawkes, Samuel
Parkhurst, Henry
Weed, Charles

COOS

Coulombe, Gary

Remick, William

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Harding, Laurie
Pierce, David
White, Andrew

Almy, Susan
Ladd, Rick Jr
Smith, Suzanne

Cooney, Mary
Nordgren, Sharon
Taylor, Kathleen

Gould, Franklin
Pastor, Beatriz
Townsend, Charles

HILLSBOROUGH

Baroody, Benjamin
Cote, David
Gorman, Mary
Moran, Edward
Rokas, Theodoros

Brunelle, Michael
Garrity, Patrick
Jeudy, Jean
Pilotte, Maurice
Rosenwald, Cindy

Campbell, David
Gidge, Kenneth
Katsiantonis, Thomas
Porter, Marjorie
Shaw, Barbara

Christiansen, Lars
Goley, Jeffrey
Long, Patrick
Ramsey, Peter
Sullivan, Daniel

MERRIMACK

Deloge, Helen
Hamm, Christine
Owen, Derek
Richardson, Gary

DeStefano, Stephen
Kidder, David
Patten, Dick
Shurtleff, Stephen

Foose, Robert
Lockwood, Priscilla
Potter, Frances
Wallner, Mary Jane

Frazer, June
MacKay, James
Rice, Chip
Williams, Robert

ROCKINGHAM

Allen, Mary
Hagan, Joseph
Pantelakos, Laura

Cali-Pitts, Jacqueline
Introne, Robert
Perkins, Lawrence

DiPentima, Rich
Lovejoy, Patricia
Powers, James

Gould, Kenneth
Moody, Marcia
Read, Robin Jr

Schlachman, Donna

STRAFFORD

Brown, Julie
Horrigan, Timothy
Spainhower, Dale
Watters, David

Grassie, Anne
Kaen, Naida
Spang, Judith

Harty, Martin
Roberts, Jenna
Sprague, Dale

Hooper, Dorothea
Schmidt, Peter
Wall, Janet

SULLIVAN

Cloutier, John

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

NAYS 265

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Swinford, Elaine

Bolster, Peter
Greemore, Robert
Millham, Alida
Tilton, Franklin

Comtois, Guy
Kingsbury, Robert
Simpson, Tyler
Tobin, William

Fields, Dennis
Luther, Robert
St. Cyr, Jeffrey
Worsman, Colette

CARROLL

Babson, David Jr
Merrow, Harry
Schmidt, Stephen

Chandler, Gene
Patten, Betsey
Tregenza, Norman

Fleck, Joseph
Pettengill, Laurie
Umberger, Karen

McConkey, Mark
Scala, Dino

CHESHIRE

Byrnes, John
Johnson, Jane
Sterling, Franklin Jr

Dwinell, Richard
Moore, Charles

Emerson, Susan
Moore, Robert Jr

Hunt, John
Smith, Edwin

COOS

Daugherty, Duffy
Tremblay, Marc

Rappaport, Laurence

Richardson, Herbert

Tholl, John Jr

GRAFTON

Bradley, Lester
Gionet, Edmond
Shackett, Jeffrey

Brosseau, Charles
Ingbretson, Paul
Simard, Paul

Bulis, Lyle
Mirski, Paul
Sorg, Gregory

Eaton, Stephanie
Reilly, Harold Sr
Sova, Charles

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Boehm, Ralph
Buxton, Michael

Balboni, Michael
Belanger, James
Brown, Kevin
Cebrowski, John

Ball, J. Michael
Belvin, William
Brownrigg, Randall Jr
Christensen, D.L.
Chris

Barry, J. Gail
Bergevin, Jerry
Burt, John
Coffey, James

Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Gandia, Laura
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank

Daniels, Gary
Donovan, Daniel
Flanagan, Jack
Gargasz, Carolyn
Haefner, Robert
Hikel, John
Hopper, Gary

Day, Russell
Drisko, Richard
Fredette, Robert
Gimas, John
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred

DeJong, Cameron
Emerton, Larry
Gagne, Larry
Gonzalez, Carlos
Hardwick, Harry
Hogan, Edith
Infantine, William

Jasper, Shawn
LeBrun, Donald
McGuinness, Sean
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Krasucki, Joseph
Maltz, Jonathan
Mecheski, Holly
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Kurk, Neal
McCarthy, Michael
Messier, Irene
Ober, Russell III
Parison, James
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Warden, Mark

Lambert, George
McClarren, Donald
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Scotsas, Lisa
Soucy, Connie
Summers, James
Ulery, Jordan
Whitehead, Randall

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Kotowski, Frank
McDonnell, John
Reed, Dennis
Smith, Molly

Coffey, Jennifer
Hess, David
Kreis, Kenneth Sr
McGuire, Carol
Richardson, Jon
Smith, Todd

Cohn, Seth
Hill, Gregory
Lauer-Rago, Kathleen
McGuire, Dan
Sanborn, Laurie
Soltani, Tony

Cox, Sean
Hoell, J.R.
Lindsley, Mark
Palfrey, David
Seaworth, G. Brian
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Bates, David
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Headd, James
Kappler, Lawrence
MacMahon, Bruce
McMahon, Charles
Okerman, Richard
Perkins, Amy
Reichard, Kevin
Sapareto, Frank
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin
Wheaton, Gary

Antosz, Jason
Bettencourt, David
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Hoelzel, Kathleen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Oigny, Jeffrey
Quandt, Marshall
Rice, Frederick
Sapienza, Marie
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Azarian, Gary
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garritty, James
Hutchinson, Karen
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman
Quandt, Matt
Ritter, Glenn
Schroadter, Adam
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Baldasaro, Alfred
Brown, Paul
Comerford, Timothy
Devine, James
Ferrante, Beverly
Griffin, Mary
Itse, Daniel
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Reagan, John
Sanders, Elisabeth
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

STRAFFORD

Andolina, Donald
Hofemann, Roland
Munck, Philip
Parsons, Robbie
Weeden, Michael

Cataldo, Sam
Jones, Kyle
Newton, Clifford
Pitre, Joseph

DeLemus, Susan
Jones, Laura
O'Connor, William
Vita, Carol

Groen, Warren
Larsen, Kirsten
Panek, William
Vita, Lucien

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven
and the motion failed.

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

The question now being adoption of the majority committee report of Ought to Pass.
Rep. Vaillancourt spoke in favor.
Rep. Almy spoke against.
Rep. Stepanek spoke in favor, yielded to questions and requested a roll call; sufficiently seconded.

YEAS 277 NAYS 82

YEAS 277

BELKNAP

Accornero, Harry	Bolster, Peter	Comtois, Guy	Fields, Dennis
Flanders, Donald	Greemore, Robert	Kingsbury, Robert	Luther, Robert
Malone, Robert	Millham, Alida	Pilliod, James	Simpson, Tyler
St. Cyr, Jeffrey	Tilton, Franklin	Tobin, William	Worsman, Colette

CARROLL

Babson, David Jr	Chandler, Gene	Fleck, Joseph	McCarthy, Frank
McConkey, Mark	Morrow, Harry	Patten, Betsey	Pettengill, Laurie
Scala, Dino	Schmidt, Stephen	Tregenza, Norman	Umberger, Karen

CHESHIRE

Byrnes, John	Dwinell, Richard	Emerson, Susan	Hunt, John
Johnson, Jane	Moore, Charles	Moore, Robert Jr	Smith, Edwin
Sterling, Franklin Jr			

COOS

Daugherty, Duffy	Rappaport, Laurence	Remick, William	Richardson, Herbert
Tholl, John Jr	Tremblay, Marc		

GRAFTON

Bradley, Lester	Brosseau, Charles	Bulis, Lyle	Eaton, Stephanie
Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr	Mirski, Paul
Reilly, Harold Sr	Shackett, Jeffrey	Simard, Paul	Sorg, Gregory
Sova, Charles			

HILLSBOROUGH

Avard, Kevin	Balboni, Michael	Ball, J. Michael	Barry, J. Gail
Barry, Richard	Belvin, William	Bergevin, Jerry	Boehm, Ralph
Brown, Kevin	Brownrigg, Randall Jr	Burt, John	Buxton, Michael
Campbell, David	Cebrowski, John	Christensen, D.L.	Christiansen, Lars
		Chris	
Coffey, James	Cusson-Cail, Kathleen	Daniels, Gary	Day, Russell
DeJong, Cameron	Doherty, Shaun	Donovan, Daniel	Drisko, Richard
Emerton, Larry	Erickson, Duane	Flanagan, Jack	Fredette, Robert
Gagne, Larry	Gandia, Laura	Gargas, Carolyn	Gimas, John
Gonzalez, Carlos	Greazzo, Phil	Haefner, Robert	Hansen, Peter
Hardwick, Harry	Hawkins, Kenneth	Hikel, John	Hinch, Richard
Hogan, Edith	Holden, Frank	Hopper, Gary	Hutchinson, Winfred
Infantine, William	Jasper, Shawn	Judy, Jean	Katsiantonis, Thomas
Krasucki, Joseph	Kurk, Neal	Lambert, George	LeBrun, Donald

Maltz, Jonathan
Mecheski, Holly
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

McCarthy, Michael
Messier, Irene
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

McClarren, Donald
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Warden, Mark

McGuinness, Sean
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Scontsas, Lisa
Soucy, Connie
Summers, James
Ulery, Jordan
Whitehead, Randall

MERRIMACK

Blankenbeker, Lynne
Hess, David
Kreis, Kenneth Sr
McDonnell, John
Reed, Dennis
Smith, Molly

Cohn, Seth
Hill, Gregory
Lauer-Rago, Kathleen
McGuire, Carol
Richardson, Jon
Smith, Todd

Cox, Sean
Hoell, J.R.
Lindsley, Mark
McGuire, Dan
Sanborn, Laurie
Soltani, Tony

Giuda, J. Brandon
Kotowski, Frank
Lockwood, Priscilla
Palfrey, David
Seaworth, G. Brian
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Comerford, Timothy
Devine, James
Ferrante, Beverly
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Oligny, Jeffrey
Perkins, Lawrence
Reichard, Kevin
Sapareto, Frank
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin
Wheaton, Gary

Allen, Mary
Bates, David
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman
Quandt, Marshall
Rice, Frederick
Sapienza, Marie
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Antosz, Jason
Bettencourt, David
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Headd, James
Itse, Daniel
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Quandt, Matt
Ritter, Glenn
Schroadter, Adam
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Azarian, Gary
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garritty, James
Hoelzel, Kathleen
Kappler, Lawrence
MacMahon, Bruce
McMahon, Charles
Okerman, Richard
Perkins, Amy
Reagan, John
Sanders, Elisabeth
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

STRAFFORD

Andolina, Donald
Groen, Warren
Larsen, Kirsten
Panek, William
Vita, Carol

Brown, Julie
Harty, Martin
Munck, Philip
Parsons, Robbie
Vita, Lucien

Cataldo, Sam
Jones, Kyle
Newton, Clifford
Pitre, Joseph
Weeden, Michael

DeLemus, Susan
Jones, Laura
O'Connor, William
Sprague, Dale

SULLIVAN

Bowers, Spec
Laware, Thomas

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Smith, Steven

NAYS 82

BELKNAP

None

CARROLL

None

CHESHIRE

Butynski, William
Lerandeau, Alfred
Sad, Tara

Carr, Daniel
Lindsey, Steven
Tatro, Bruce

Chase, Cynthia
Meador, David
Weber, Lucy

Hawkes, Samuel
Parkhurst, Henry
Weed, Charles

COOS

Coulombe, Gary

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Harding, Laurie
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Cooney, Mary
Pastor, Beatriz
Townsend, Charles

Gould, Franklin
Pierce, David
White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Garrity, Patrick
Pilotte, Maurice
Rosenwald, Cindy

Belanger, James
Gidge, Kenneth
Porter, Marjorie
Shaw, Barbara

Brunelle, Michael
Goley, Jeffrey
Ramsey, Peter
Sullivan, Daniel

Cote, David
Gorman, Mary
Rokas, Theodoros

MERRIMACK

Deloge, Helen
Gile, Mary
Owen, Derek
Richardson, Gary

DeStefano, Stephen
Hamm, Christine
Patten, Dick
Shurtleff, Stephen

Foose, Robert
Kidder, David
Potter, Frances
Wallner, Mary Jane

Frazer, June
MacKay, James
Rice, Chip
Williams, Robert

ROCKINGHAM

Cali-Pitts, Jacqueline
Moody, Marcia
Schlachman, Donna

DiPentima, Rich
Pantelakos, Laura

Gould, Kenneth
Powers, James

Lovejoy, Patricia
Read, Robin Jr

STRAFFORD

Grassie, Anne
Kaen, Naida
Spang, Judith

Hofemann, Roland
Roberts, Jenna
Wall, Janet

Hooper, Dorothea
Schmidt, Peter
Watters, David

Horriggan, Timothy
Spainhower, Dale

SULLIVAN

Cloutier, John
and the majority committee report was adopted.
Ordered to third reading.

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

LAID ON THE TABLE

Rep. Stepanek moved that ***HB 37-FN-A***, reestablishing the initial monthly gross charge exemption to the communications services tax, be laid on the table.

APPEAL OF THE RULING OF THE CHAIR

Rep. Gary Richardson appealed the ruling of the Chair for declaring that a motion to Lay on the Table was in order on ***HB 37-FN-A***, reestablishing the initial monthly gross charge exemption to the communications services tax.

The question being shall the ruling of the Chair be upheld.

On a division vote, 274 members having voted in the affirmative and 89 in the negative, the ruling of the Chair was upheld.

The question now being the motion to Lay on the Table.

Rep. Powers requested a roll call; sufficiently seconded.

YEAS 275 NAYS 89

YEAS 275

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
St. Cyr, Jeffrey
Worsman, Colette

Bolster, Peter
Greemore, Robert
Millham, Alida
Swinford, Elaine

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Tilton, Franklin

Fields, Dennis
Luther, Robert
Simpson, Tyler
Tobin, William

CARROLL

Babson, David Jr
McConkey, Mark
Scala, Dino

Chandler, Gene
Morrow, Harry
Schmidt, Stephen

Fleck, Joseph
Patten, Betsey
Tregenza, Norman

McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

CHESHIRE

Butynski, William
Hawkes, Samuel
Smith, Edwin

Byrnes, John
Hunt, John
Sterling, Franklin Jr

Dwinell, Richard
Johnson, Jane

Emerson, Susan
Moore, Robert Jr

COOS

Daugherty, Duffy
Tholl, John Jr

Rappaport, Laurence
Tremblay, Marc

Remick, William

Richardson, Herbert

GRAFTON

Bradley, Lester
Gionet, Edmond
Reilly, Harold Sr
Sova, Charles

Brosseau, Charles
Ingbretson, Paul
Shackett, Jeffrey
Townsend, Charles

Bulis, Lyle
Ladd, Rick Jr
Simard, Paul

Eaton, Stephanie
Mirski, Paul
Sorg, Gregory

HILLSBOROUGH

Avard, Kevin
Belvin, William
Burt, John

Ball, J. Michael
Boehm, Ralph
Buxton, Michael

Barry, Richard
Brown, Kevin
Cebrowski, John

Belanger, James
Brownrigg, Randall Jr
Christensen, D.L.
Chris

Christiansen, Lars
Day, Russell
Drisko, Richard
Fredette, Robert
Gidge, Kenneth
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Jasper, Shawn
Kurk, Neal
McCarthy, Michael
Messier, Irene
Ohm, Bill
Pellegrino, Tony
Pratt, Calvin
Robbins, David
Silva, Peter
Stepanek, Stephen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Coffey, James
DeJong, Cameron
Emerton, Larry
Gagne, Larry
Goley, Jeffrey
Haefner, Robert
Hikel, John
Hopper, Gary
Jeudy, Jean
Lambert, George
McClarren, Donald
Moran, Edward
Palmer, Barry
Pepino, Leo
Proulx, Mark
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Thomas, Joseph
Villeneuve, Moe

Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Gandia, Laura
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Katsiantonis, Thomas
LeBrun, Donald
McGuinness, Sean
Notter, Jeanine
Palmer, Stephen
Peterson, Lenette
Ramsey, Peter
Scontsas, Lisa
Soucy, Connie
Sullivan, Daniel
Twombly, Timothy
Warden, Mark

Daniels, Gary
Donovan, Daniel
Flanagan, Jack
Gargas, Carolyn
Gorman, Mary
Hardwick, Harry
Hogan, Edith
Infantine, William
Krasucki, Joseph
Maltz, Jonathan
Mecheski, Holly
Ober, Lynne
Parison, James
Porter, Marjorie
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Summers, James
Ulery, Jordan
Whitehead, Randall

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Kreis, Kenneth Sr
McDonnell, John
Sanborn, Laurie
Winter, Steven

Coffey, Jennifer
Hess, David
Lauer-Rago, Kathleen
McGuire, Carol
Seaworth, G. Brian

Cohn, Seth
Hill, Gregory
Lindsley, Mark
Palfrey, David
Smith, Molly

Cox, Sean
Kotowski, Frank
Lockwood, Priscilla
Reed, Dennis
Smith, Todd

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Comerford, Timothy
Devine, James
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Katsakiores, Phyllis
MacMahon, Bruce
McMahon, Charles
Okerman, Richard
Perkins, Amy
Rice, Frederick
Schroadter, Adam
Smith, William
Tamburello, Daniel
Ward, Joanne
Weyler, Kenneth

Allen, Mary
Bates, David
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Introne, Robert
Kolodziej, Walter
Manuse, Andrew
Murphy, Brian
Oligny, Jeffrey
Perkins, Lawrence
Ritter, Glenn
Sedensky, John
Sullivan, James
Tremblay, Stella
Waterhouse, Kevin
Wheaton, Gary

Antosz, Jason
Bettencourt, David
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Itse, Daniel
Lovejoy, Patricia
Mauro, Donna
Nevins, Chris
Packard, Sherman
Quandt, Marshall
Sanders, Elisabeth
Sheffert, Kenneth
Sullivan, Kevin
Tucker, Pamela
Webb, James

Azarian, Gary
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garrity, James
Headd, James
Kappler, Lawrence
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Quandt, Matt
Sapareto, Frank
Shuler, Wyman III
Sytek, John
Waddell, James
Welch, David

STRAFFORD

Andolina, Donald
Groen, Warren

Brown, Julie
Harty, Martin

Cataldo, Sam
Horrigan, Timothy

DeLemus, Susan
Jones, Laura

Larsen, Kirsten
Panek, William
Sprague, Dale

Munck, Philip
Parsons, Robbie
Vita, Carol

Newton, Clifford
Pitre, Joseph
Vita, Lucien

O'Connor, William
Spang, Judith
Weeden, Michael

SULLIVAN

Bowers, Spec
Laware, Thomas

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 89

BELKNAP

None

CARROLL

None

CHESHIRE

Carr, Daniel
Meader, David
Tatro, Bruce

Chase, Cynthia
Moore, Charles
Weber, Lucy

Lerandeau, Alfred
Parkhurst, Henry
Weed, Charles

Lindsey, Steven
Sad, Tara

COOS

Coulombe, Gary

Hatch, William

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Harding, Laurie
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Cooney, Mary
Pastor, Beatriz
White, Andrew

Gould, Franklin
Pierce, David

HILLSBOROUGH

Balboni, Michael
Brunelle, Michael
Gimas, John
Pilotte, Maurice

Baroody, Benjamin
Campbell, David
Long, Patrick
Rokas, Theodoros

Barry, J. Gail
Cote, David
Murphy, Keith
Rosenwald, Cindy

Bergevin, Jerry
Garritty, Patrick
Ober, Russell III
Shaw, Barbara

MERRIMACK

Deloge, Helen
Gile, Mary
MacKay, James
Potter, Frances
Shurtleff, Stephen

DeStefano, Stephen
Hamm, Christine
McGuire, Dan
Rice, Chip
Soltani, Tony

Foose, Robert
Hoell, J.R.
Owen, Derek
Richardson, Gary
Wallner, Mary Jane

Frazer, June
Kidder, David
Patten, Dick
Richardson, Jon
Williams, Robert

ROCKINGHAM

Cali-Pitts, Jacqueline
Pantelakos, Laura
Reichard, Kevin

DiPentima, Rich
Powers, James
Sapienza, Marie

Hutchinson, Karen
Read, Robin Jr
Schlachman, Donna

Moody, Marcia
Reagan, John
Tasker, Kyle

STRAFFORD

Grassie, Anne
Kaen, Naida

Hofemann, Roland
Roberts, Jenna

Hooper, Dorothea
Schmidt, Peter

Jones, Kyle
Spainhower, Dale

Wall, Janet

Watters, David

SULLIVAN

Cloutier, John

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

Smith, Steven

and the motion was adopted.

REGULAR CALENDAR CONT'D

HB 166-FN-A-L, reducing the rate of the meals and rooms tax. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Laurie J. Sanborn for the Majority of Ways and Means: This bill reduces the meals and rooms tax back to the 8 percent level. When the tax was increased by 12.5 percent to the 9 percent level, the tourism industry, small businesses, and residents of New Hampshire were all negatively affected. Reducing the tax is good for our economy, encourages people to spend money here, and helps our business community grow and create jobs. Vote 16-5.

Rep. Christine C. Hamm for the Minority of Ways and Means: This bill would reduce the meals and rooms tax from 9 percent to 8 percent, the potential effect of which could result in more than \$27 million in lost revenues. In contrast, this multi-million dollar loss would affect a consumer renting a \$70 room in a hotel by only 70 cents, i.e. instead of paying \$6.30 tax on that room, he would now pay \$5.60. Since saving 70 cents is hardly enough to be a factor in such a decision as to whether or not to rent a hotel room, and since the commissioner of the department of resources and economic development confirmed that assumption when he testified there had been no impact on the state meals and rooms revenues that could be attributable to the rate's increase in 2010, and since the state is in need of sustainable revenues, the minority considers a reduction of this rate to be unnecessary and inadvisable at this time.

The question being adoption of the majority committee report of Ought to Pass.

Rep. Hamm spoke against and yielded to questions.

Reps. Sapareto and Stepanek spoke in favor.

Rep. Stepanek requested a roll call; sufficiently seconded.

YEAS 285 NAYS 78

YEAS 285

BELKNAP

Accornero, Harry

Flanders, Donald

Malone, Robert

St. Cyr, Jeffrey

Worsman, Colette

Bolster, Peter

Greemore, Robert

Millham, Alida

Swinford, Elaine

Comtois, Guy

Kingsbury, Robert

Pilliod, James

Tilton, Franklin

Fields, Dennis

Luther, Robert

Simpson, Tyler

Tobin, William

CARROLL

Babson, David Jr

McConkey, Mark

Scala, Dino

Chandler, Gene

Merrow, Harry

Schmidt, Stephen

Fleck, Joseph

Patten, Betsey

Tregenza, Norman

McCarthy, Frank

Pettengill, Laurie

Umberger, Karen

CHESHIRE

Byrnes, John

Johnson, Jane

Smith, Edwin

Dwinell, Richard

Lindsey, Steven

Sterling, Franklin Jr

Emerson, Susan

Moore, Charles

Hunt, John

Moore, Robert Jr

COOS

Daugherty, Duffy
Tholl, John Jr

Rappaport, Laurence
Tremblay, Marc

Remick, William

Richardson, Herbert

GRAFTON

Bradley, Lester
Gionet, Edmond
Reilly, Harold Sr
Sova, Charles

Brosseau, Charles
Ingbretson, Paul
Shackett, Jeffrey
White, Andrew

Bulis, Lyle
Ladd, Rick Jr
Simard, Paul

Eaton, Stephanie
Mirski, Paul
Sorg, Gregory

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Boehm, Ralph
Buxton, Michael

Balboni, Michael
Belanger, James
Brown, Kevin
Campbell, David

Ball, J. Michael
Belvin, William
Brownrigg, Randall Jr
Cebrowski, John

Barry, J. Gail
Bergevin, Jerry
Burt, John
Christensen, D.L.
Chris

Christiansen, Lars
Day, Russell
Drisko, Richard
Fredette, Robert
Gonzalez, Carlos
Hardwick, Harry
Hogan, Edith
Infantine, William
Kurk, Neal
McCarthy, Michael
Messier, Irene
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Coffey, James
DeJong, Cameron
Emerton, Larry
Gagne, Larry
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Jasper, Shawn
Lambert, George
McClarren, Donald
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Warden, Mark

Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Gandia, Laura
Haefner, Robert
Hikel, John
Hopper, Gary
Jeudy, Jean
LeBrun, Donald
McGuinness, Sean
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Scontsas, Lisa
Soucy, Connie
Summers, James
Ulery, Jordan
Whitehead, Randall

Daniels, Gary
Donovan, Daniel
Flanagan, Jack
Gimas, John
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Krasucki, Joseph
Maltz, Jonathan
Mecheski, Holly
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

MERRIMACK

Blankenbeker, Lynne
DeStefano, Stephen
Hoell, J.R.
Kreis, Kenneth Sr
McGuire, Carol
Reed, Dennis
Smith, Molly

Coffey, Jennifer
Giuda, J. Brandon
Keane, Thomas
Lauer-Rago, Kathleen
McGuire, Dan
Richardson, Jon
Smith, Todd

Cohn, Seth
Hess, David
Kidder, David
Lindsley, Mark
Palfrey, David
Sanborn, Laurie
Soltani, Tony

Cox, Sean
Hill, Gregory
Kotowski, Frank
McDonnell, John
Patten, Dick
Seaworth, G. Brian
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Comerford, Timothy
Devine, James
Ferrante, Beverly

Allen, Mary
Bates, David
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert

Antosz, Jason
Bettencourt, David
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda

Azarian, Gary
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garritty, James

Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Oligny, Jeffrey
Perkins, Lawrence
Reichard, Kevin
Sapareto, Frank
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman
Quandt, Marshall
Rice, Frederick
Sapienza, Marie
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Headd, James
Itse, Daniel
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Quandt, Matt
Ritter, Glenn
Schroadter, Adam
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Hoelzel, Kathleen
Kappler, Lawrence
MacMahon, Bruce
McMahon, Charles
Okerman, Richard
Perkins, Amy
Reagan, John
Sanders, Elisabeth
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

STRAFFORD

Andolina, Donald
Groen, Warren
Jones, Laura
O'Connor, William
Sprague, Dale
Weeden, Michael

Brown, Julie
Harty, Martin
Larsen, Kirsten
Panek, William
Vita, Carol

Cataldo, Sam
Hofemann, Roland
Munck, Philip
Parsons, Robbie
Vita, Lucien

DeLemus, Susan
Jones, Kyle
Newton, Clifford
Pitre, Joseph
Watters, David

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 78

BELKNAP

None

CARROLL

None

CHESHIRE

Butynski, William
Lerandeau, Alfred
Tatro, Bruce

Carr, Daniel
Meader, David
Weber, Lucy

Chase, Cynthia
Parkhurst, Henry
Weed, Charles

Hawkes, Samuel
Sad, Tara

COOS

Coulombe, Gary

Hatch, William

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Harding, Laurie
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Cooney, Mary
Pastor, Beatriz
Townsend, Charles

Gould, Franklin
Pierce, David

HILLSBOROUGH

Baroody, Benjamin
Garrity, Patrick

Brunelle, Michael
Gidge, Kenneth

Cote, David
Goley, Jeffrey

Gargas, Carolyn
Gorman, Mary

Long, Patrick
Rokas, Theodoros

Pilotte, Maurice
Rosenwald, Cindy

Porter, Marjorie
Shaw, Barbara

Ramsey, Peter
Sullivan, Daniel

MERRIMACK

Deloge, Helen
Hamm, Christine
Potter, Frances
Wallner, Mary Jane

Foose, Robert
Lockwood, Priscilla
Rice, Chip
Williams, Robert

Frazer, June
MacKay, James
Richardson, Gary

Gile, Mary
Owen, Derek
Shurtleff, Stephen

ROCKINGHAM

Cali-Pitts, Jacqueline
Moody, Marcia
Schlachman, Donna

DiPentima, Rich
Pantelakos, Laura

Gould, Kenneth
Powers, James

Lovejoy, Patricia
Read, Robin Jr

STRAFFORD

Grassie, Anne
Roberts, Jenna
Wall, Janet

Hooper, Dorothea
Schmidt, Peter

Horrigan, Timothy
Spainhower, Dale

Kaen, Naida
Spang, Judith

SULLIVAN

Cloutier, John
and the majority committee report was adopted.
Ordered to third reading.

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

LAID ON THE TABLE

Rep. Stepanek moved that **HB 166-FN-A-L**, reducing the rate of the meals and rooms tax, be laid on the table.

Rep. Wallner requested a roll call; sufficiently seconded.

YEAS 254 NAYS 109

YEAS 254

BELKNAP

Accornero, Harry
Greemore, Robert
Millham, Alida
Tilton, Franklin

Bolster, Peter
Kingsbury, Robert
Simpson, Tyler
Tobin, William

Fields, Dennis
Luther, Robert
St. Cyr, Jeffrey
Worsman, Colette

Flanders, Donald
Malone, Robert
Swinford, Elaine

CARROLL

Babson, David Jr
McConkey, Mark
Scala, Dino

Chandler, Gene
Merrow, Harry
Schmidt, Stephen

Fleck, Joseph
Patten, Betsey
Tregenza, Norman

McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

CHESHIRE

Butynski, William
Hawkes, Samuel
Moore, Robert Jr

Byrnes, John
Hunt, John
Smith, Edwin

Dwinell, Richard
Johnson, Jane
Sterling, Franklin Jr

Emerson, Susan
Lindsey, Steven

COOS

Daugherty, Duffy
Tholl, John Jr

Rappaport, Laurence
Tremblay, Marc

Remick, William

Richardson, Herbert

GRAFTON

Bradley, Lester
Gionet, Edmond
Reilly, Harold Sr
Townsend, Charles

Brosseau, Charles
Ingbretson, Paul
Shackett, Jeffrey

Bulis, Lyle
Ladd, Rick Jr
Sorg, Gregory

Eaton, Stephanie
Mirski, Paul
Sova, Charles

HILLSBOROUGH

Avard, Kevin
Belvin, William
Burt, John

Ball, J. Michael
Boehm, Ralph
Buxton, Michael

Barry, Richard
Brown, Kevin
Cebrowski, John

Belanger, James
Brownrigg, Randall Jr
Christensen, D.L.
Chris
Daniels, Gary

Christiansen, Lars

Coffey, James

Cusson-Cail,
Kathleen

Day, Russell
Drisko, Richard
Fredette, Robert
Gonzalez, Carlos
Hardwick, Harry
Hogan, Edith
Jasper, Shawn
Lambert, George
McClarren, Donald
Moran, Edward
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Rowe, Robert
Simmons, Tammy
Summers, James
Ulery, Jordan
Willette, Robert

DeJong, Cameron
Emerton, Larry
Gagne, Larry
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Judy, Jean
LeBrun, Donald
McGuinness, Sean
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Ramsey, Peter
Scotsas, Lisa
Soucy, Connie
Terrio, Ross
Vaillancourt, Steve

Doherty, Shaun
Erickson, Duane
Gandia, Laura
Haefner, Robert
Hikel, John
Hutchinson, Winfred
Krasucki, Joseph
Maltz, Jonathan
Mecheski, Holly
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Renzullo, Andrew
Seidel, Carl
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Donovan, Daniel
Flanagan, Jack
Gargas, Carolyn
Hansen, Peter
Hinch, Richard
Infantine, William
Kurk, Neal
McCarthy, Michael
Messier, Irene
Ober, Russell III
Parison, James
Pratt, Calvin
Robbins, David
Silva, Peter
Stroud, Kathleen
Twombly, Timothy
Whitehead, Randall

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Kidder, David
Lindsley, Mark
Owen, Derek
Seaworth, G. Brian

Coffey, Jennifer
Hess, David
Kotowski, Frank
Lockwood, Priscilla
Palfrey, David
Smith, Molly

Cohn, Seth
Hill, Gregory
Kreis, Kenneth Sr
McDonnell, John
Reed, Dennis
Smith, Todd

Cox, Sean
Keane, Thomas
Lauer-Rago, Kathleen
McGuire, Carol
Sanborn, Laurie
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Brown, Paul
Chirichiello, Brian
DeSimone, Debra
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Kolodziej, Walter
McKinney, Betsy

Allen, Mary
Bates, David
Cali-Pitts, Jacqueline
Comerford, Timothy
Devine, James
Garcia, Marilinda
Hagan, Joseph
Introne, Robert
Lovejoy, Patricia
McMahon, Charles

Antosz, Jason
Bettencourt, David
Case, Frank
Copeland, Timothy
Dowling, Patricia
Garritty, James
Headd, James
Itse, Daniel
Lundgren, David
Murphy, Brian

Azarian, Gary
Birdsell, Regina
Charron, Gene
Davenport, Joshua
Elliott, Robert
Gould, Kenneth
Hoelzel, Kathleen
Kappler, Lawrence
Mauro, Donna
Nevins, Chris

O'Connor, John
Perkins, Amy
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Waterhouse, Kevin

Oigny, Jeffrey
Perkins, Lawrence
Sapareto, Frank
Sullivan, James
Tremblay, Stella
Welch, David

Packard, Sherman
Quandt, Marshall
Sedensky, John
Sullivan, Kevin
Tucker, Pamela
Weyler, Kenneth

Peckham, Michele
Quandt, Matt
Shuler, Wyman III
Sytek, John
Ward, Joanne

STRAFFORD

Andolina, Donald
Groen, Warren
Munck, Philip
Spang, Judith
Weeden, Michael

Brown, Julie
Harty, Martin
Newton, Clifford
Sprague, Dale

Cataldo, Sam
Horrigan, Timothy
Pitre, Joseph
Vita, Carol

DeLemus, Susan
Larsen, Kirsten
Roberts, Jenna
Vita, Lucien

SULLIVAN

Bowers, Spec
Laware, Thomas

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 109

BELKNAP

Comtois, Guy

Pilliod, James

CARROLL

None

CHESHIRE

Carr, Daniel
Moore, Charles
Weber, Lucy

Chase, Cynthia
Parkhurst, Henry
Weed, Charles

Lerandeau, Alfred
Sad, Tara

Meador, David
Tatro, Bruce

COOS

Coulombe, Gary

Hatch, William

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Harding, Laurie
Simard, Paul

Almy, Susan
Nordgren, Sharon
Smith, Suzanne

Cooney, Mary
Pastor, Beatriz
Taylor, Kathleen

Gould, Franklin
Pierce, David
White, Andrew

HILLSBOROUGH

Balboni, Michael
Brunelle, Michael
Gidge, Kenneth
Hopper, Gary
Porter, Marjorie
Souza, Kathleen

Baroody, Benjamin
Campbell, David
Gimas, John
Long, Patrick
Rokas, Theodoros
Sullivan, Daniel

Barry, J. Gail
Cote, David
Goley, Jeffrey
Murphy, Keith
Rosenwald, Cindy
Warden, Mark

Bergevin, Jerry
Garrity, Patrick
Gorman, Mary
Pilotte, Maurice
Shaw, Barbara

MERRIMACK

Deloge, Helen
Gile, Mary

DeStefano, Stephen
Hamm, Christine

Foose, Robert
Hoell, J.R.

Frazer, June
MacKay, James

McGuire, Dan
Richardson, Gary
Wallner, Mary Jane

Patten, Dick
Richardson, Jon
Williams, Robert

Potter, Frances
Shurtleff, Stephen

Rice, Chip
Soltani, Tony

ROCKINGHAM

DiPentima, Rich
MacMahon, Bruce
Pantelakos, Laura
Reichard, Kevin
Schlachman, Donna
Waddell, James

Duarte, Joe
Manuse, Andrew
Powers, James
Rice, Frederick
Schroadter, Adam
Webb, James

Ferrante, Beverly
Moody, Marcia
Read, Robin Jr
Ritter, Glenn
Sheffert, Kenneth

Katsakiores, Phyllis
Okerman, Richard
Reagan, John
Sapienza, Marie
Tasker, Kyle

STRAFFORD

Grassie, Anne
Jones, Laura
Parsons, Robbie
Watters, David

Hofemann, Roland
Kaen, Naida
Schmidt, Peter

Hooper, Dorothea
O'Connor, William
Spainhower, Dale

Jones, Kyle
Panek, William
Wall, Janet

SULLIVAN

Cloutier, John
Smith, Steven

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

and the motion was adopted.

Rep. Katsiantonis declared a conflict of interest on **HB 166-FN-A-L** and did not participate.

BILLS REMOVED FROM THE CONSENT CALENDAR

HB 65, relative to the advisory board on private investigative agencies and security services, and firearms proficiency for armed security guards, private investigators, and bail enforcement agents. **INEXPEDIENT TO LEGISLATE.**

Rep. Philip E. Ginsburg for Criminal Justice and Public Safety: This bill would require representation on the advisory board from all three types of armed security personnel. The committee is satisfied that existing standards, which allow for more than one representative from among personnel who constitute the great majority of affected persons, is satisfactory. The bill would also allow persons licensed to carry firearms in their work to carry weapons in their off-duty hours as private citizens without complying with routine licensing requirements. The committee does not believe this is fair or prudent. Vote 16-0.

Rep. Ulery spoke against.

Rep. Gagne spoke in favor.

Committee report adopted.

HB 124-FN, allowing any person to request conviction information regarding public officials. **INEXPEDIENT TO LEGISLATE.**

Rep. Kyle J. Tasker for Criminal Justice and Public Safety: This bill is unneeded for its intended purpose. A public official's background is already easily accessible with modern means. Vote 14-0.

Rep. Ulery spoke against.

Rep. Tasker spoke in favor.

Committee report adopted.

HB 109, relative to residential fire sprinklers. **INEXPEDIENT TO LEGISLATE.**

Rep. James P. Belanger for Municipal and County Government: Passage of this bill would effectively put the planning board in the building and construction business instead of the land subdivision business where it belongs. RSA 674:36 already gives the planning board

authority to determine a subdivision scattered and premature for lack of a water source for fire protection and RSA 674:21 gives it the authority to assess impact fees for cisterns or other non-natural sources of water. Not having sprinklers does not endanger the public but mandating them infringes on personal freedoms. Vote 16-0.

Rep. Ferrante moved Recommit and spoke in favor.

Reps. James Belanger and Burt spoke against.

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

Adopted.

Recommitted to the Committee on Municipal and County Government.

RESOLUTION

Rep. Bettencourt 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, February 23, 2011 at 10:00 a.m.

Adopted.

LATE SESSION

Third reading and final passage

SB 1-FN-L, eliminating the automatic continuation requirement for public employee collective bargaining agreements.

HB 230, exempting the repair of certain structures from compensatory mitigation requirements.

UNANIMOUS CONSENT

Reps. Hamm, Itse and Eaton addressed the House.

MOTION TO PRINT REMARKS

Rep. Parkhurst moved that the remarks made by Rep. Itse be printed in the Permanent Journal.

Adopted.

REMARKS

Rep. Itse: Thank you, Mister Speaker. I am actually here at the request of the woman who runs the store downstairs by the House of Flags, Virginia Drew. She was surprised that on the day this legislature opened, that this unanimous consent had not been made because it is actually a very auspicious anniversary, January 5th. January 5th is the day that New Hampshire adopted its first constitution in 1776. It's important because New Hampshire is actually a state of firsts. We all hear about the battle of Concord and Lexington, the start of the war for independence, but we had the battle of Fort William and Mary more than a year prior to that here, where the patriots of the Portsmouth area obtained the powder and shot from Fort William and Mary that they had just been taxed to provide and they used that powder and shot in the prosecution of their part in the battle of Bunker Hill that really saved the infant war for independence. The following year brought great turmoil in New Hampshire. It was a period of lawlessness and anarchy with growing problems in the outlying areas of the state. This reached a crescendo when the people of the state - Governor Wentworth was harboring a public official in his house and the people of the state rolled a cannon up to his front door demanding that he turn this individual over to them. After that, Governor Wentworth, who was a three generation New Hampshire citizen and his family

had held the governorship, I believe, for all three generations and he then retired to Fort William and Mary and shortly thereafter he and his family left and went to England. We get to January 1776, and this is important, all the other charters - Connecticut gets hailed as the constitution state, they had the first constitution, but that constitution was enacted under and with the authority of the King of Great Britain. New Hampshire had the first free constitution on this continent and in the preamble they phrased it this way.

The sudden and abrupt departure of his Excellency, John Wentworth, Esq., our late Governor, and several of the Council, leaving us destitute of legislation, and no executive courts being open to punish criminal offenders; whereby the lives and properties of the honest people of this colony are liable to the machinations and evil designs of wicked men, *Therefore*, for the preservation of peace and good order, and the security of the lives and properties of the inhabitants of this colony, we conceive ourselves reduced to the necessity of establishing a FORM OF GOVERNMENT to continue during the present unhappy and unnatural contest with Great Britain; PROTESTING and DECLARING that we never sought to throw off our dependence upon Great Britain, but felt ourselves happy under her protection, while we could enjoy our constitutional rights and privileges. And that we shall rejoice if such a reconciliation between us and our parent State can be effected as shall be approved by the CONTINENTAL CONGRESS, in whose prudence and wisdom we confide.

Followed was the description of the first free government on this continent, six months, nearly, prior to the Declaration of Independence. I thank you and that was how we began this session.

RECESS MOTION

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

The House recessed at 1:05 p.m.

RECESS

COMMITTEE ASSIGNMENTS

The Speaker made the following changes to committee assignments:

Rep. Jasper off the Committee on House Rules.

Rep. Silva on the Committee on House Rules.

Rep. Jasper off the Special Committee on Public Employee Pensions Reform.

Rep. Waddell on the Special Committee on Public Employee Pensions Reform.

RECESS

(Rep. Gorman in the Chair)

RESOLUTION

Rep. Sad offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 18, 21, 25, 29, 36, 37, 42, 43, 45, 60, 62, 65, 66, 67, 68, 85, 91, 96, 97, 98, 99, 112, 115, 116, 127 and 140 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 18**, deleting a function of the central tax services unit. (Ways and Means)
SB 21, relative to exemptions from excavating and drainage permits. (Resources, Recreation and Development)
SB 25, relative to the Connecticut River Valley resource commission. (Executive Departments and Administration)
SB 29, relative to the definition of “moped” and relative to motorcycle endorsements. (Transportation)
SB 36, relative to the permanent siting of the Hampton-Exeter District Court. (Judiciary)
SB 37, relative to the determination of residency for certain pupils. (Education)
SB 42, relative to the declaration of consideration for purposes of the real estate transfer tax. (Ways and Means)
SB 43, making a technical correction to the tobacco tax laws. (Ways and Means)
SB 45, relative to criteria for designation as a Granite State scholar. (Education)
SB 60, relative to the definition of commercial motor vehicle. (Transportation)
SB 62, relative to persons participating in the return to work program. (Commerce and Consumer Affairs)
SB 65, making technical corrections to a law relative to court facility financing. (Judiciary)
SB 66, relative to nonresident fees for motorcycle rider education. (Transportation)
SB 67, establishing a committee to study school vouchers and school choice. (Education)
SB 68, relative to records of disciplinary actions taken by the electricians' board. (Executive Departments and Administration)
SB 85, naming a bay in the town of Meredith Johnson Bay. (Resources, Recreation and Development)
SB 91, relative to automatic fire suppression sprinklers. (Municipal and County Government)
SB 96, relative to amending the charter of The Pinkerton Academy. (Education)
SB 97, relative to the application of the community revitalization tax relief incentive. (Ways and Means)
SB 98, revising the international registration plan. (Transportation)
SB 99, relative to trailer brakes. (Transportation)
SB 112, relative to the membership on the advanced manufacturing education advisory council. (Executive Departments and Administration)
SB 115, relative to observing voter check-in. (Election Law)
SB 116, relative to the manufactured housing installation standards board. (Commerce and Consumer Affairs)
SB 127-FN, relative to the city of Manchester's contributory retirement system. (Executive Departments and Administration)
SB 140-FN, relative to the disposition of military justice fines. (State-Federal Relations and Veterans Affairs)

RECESS

(Rep. Theberge in the Chair)

ENROLLED BILL REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled Senate Bill numbered 1.

Rep. Kidder, Sen. Bradley for the Committee

RECESS

(Rep. James Garrity in the Chair)

RESOLUTION

Rep. Kurk offered the following: RESOLVED, that late drafting and introduction having been approved by the Rules Committee, House Bill numbered 648 shall be by this resolution read a first and second time by the therein listed title, sent for printing and referred to the therein designated committee.
Adopted.

INTRODUCTION OF HOUSE BILL

First, second reading and referral

HB 648, relative to eminent domain petitions by public utilities. (Rappaport, Coos 1; Remick, Coos 2; Kurk, Hills 7; Tholl, Coos 2; Ladd, Graf 5; Daugherty, Coos 1; Brosseau, Graf 6; Reilly, Graf 8; Forrester, Dist 2: Science, Technology and Energy)

RECESS