

State of New Hampshire HOUSE RECORD

First Year of the 162nd General Court
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Concord, N. H.

Wednesday, June 22, 2011

No. 57

HOUSE JOURNAL No. 21 (cont.)

Wednesday, June 8, 2011

Rep. Tucker moved that the House adjourn.
Adopted.

HOUSE JOURNAL No. 22

Wednesday, June 22, 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.

Search us, O God, and know our hearts today. As we draw near to the two hundred thirty fifth year of National Independence we ask that You bless these men and women who are here again to establish the laws which secure the solid foundation for political order and to make the hard choices to delete those that do not. Help them to keep vigilant over our human rights, acknowledged in the founding of this great nation and state, but not infinitely malleable or to be abused, for eternal vigilance is the price of liberty. Each of these representatives are a sign of the most deeply felt universal human drives, ambitions and desires of our people. Under the tolerance of our constitution, we acknowledge the need for Your guidance, Lord, for without You our feet are clay, and, in addition, the order of liberty obligates a profound respect for You, Nature's God, You, who compel us to establish good law and use common sense. Press us forward, then, without sentimentalism, but with courage, to bring confidence in our governing to the people, that their life plans will be meaningful and that the common good will be protected. We always remember those of the chamber in the hospital and their families who are ill as well as our active duty men and women. Keep them safe and give them healing. Out of the many we are one, if not by birth, then by commitment, and we still, confidently assert that we are one nation, under God, with liberty and justice for all. Therefore, help us to bear good fruit this day. Help us to work together with the best displays of leadership. Bless us with the wisdom needed to sustain the life-

force which You, O Lord, have forged and delivered as a free gift to all of us who are the true, the grateful, and the free. We ask this in Your name. Amen.

Representative Derek Owen, member from Hopkinton, led the Pledge of Allegiance.

Representative Kevin Avard of Nashua led the singing of the National Anthem.

LEAVES OF ABSENCE

Reps. Hofemann, Lerandean, Michael Reed and Sad, the day, illness.

Reps. Foote, Lauer-Rago, Leonard, Bruce MacMahon, Panek, Schroader, Tasker and Worsman, the day, important business.

Rep. Sapareto, the day, death in the family.

INTRODUCTION OF GUESTS

Clark and Jan Lindley, guests of Rep. Chip Rice. Mary Beth Spainhower and R. Scott Beaumont, wife and brother-in-law of Rep. Spainhower. Franziska Bahl and Ruth Owen, guest and wife of Rep. Owen. Ed and Betty Dotterweich, mother and father-in-law of Rep. Proulx.

INTRODUCTION OF SPECIAL GUESTS

Members and coach of the Portsmouth High School Baseball team, division II State Champions; members and coach of the Portsmouth High School Girl's Lacrosse team, division II State Champions; and members and instructor of the Portsmouth High School Percussion Ensemble, winners of the open class division at the Winter Guard International Percussion World Championships.

The Speaker introduced the Honorable Pam Coughlin, former member from Mont Vernon and Hillsborough County Register of Deeds and Derry District Court Justice, the Honorable John Coughlin and parents of Rep. Coughlin. Judge Coughlin is home on leave from service to our country in Iraq.

COMMITTEE OF CONFERENCE REPORTS ON SENATE BILLS

COMMITTEE OF CONFERENCE REPORT ON SB 12-FN

Committee of Conference Report on SB 12-FN, an act relative to screening panels for medical injury claims.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 519-B:13, VI as inserted by section 1 of the bill by replacing it with the following:

VI. The committee shall make a final report of its findings about medical liability insurance rates and the mandatory panel process and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before December 1, 2013. The report shall include a recommendation to terminate, continue, or amend RSA 519-B. Amend the bill by replacing section 3 with the following:

3 Effective Date.

I. Section 2 of this act shall take effect December 31, 2013.

II. The remainder of this act shall take effect 60 days after its passage.

Conferees: Sens. Houde, Dist. 5; Groen, Dist. 6; and Luther, Dist. 12.
Conferees: Reps. Rowe, Hills. 6; Giuda, Merr. 7; Peterson, Hills. 19; and Barry Palmer, Hills. 26.
Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 33-FN

Committee of Conference Report on SB 33-FN, an act relative to retired state employee contributions for medical benefits costs.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

Conferees: Sens. Carson, Dist. 14; Groen, Dist. 6; and D'Allesandro, Dist. 20.

Conferees: Reps. Carol McGuire, Merr. 8; Pilotte, Hills. 16; Winter, Merr. 3; and Bowers, Sull. 3.

Rep. Carol McGuire spoke against.

Committee of Conference Report failed.

MOTION TO SUSPEND HOUSE RULES

Rep. Carol McGuire moved that House Rules be so far suspended as to allow formation of a new Committee of Conference, sign off and consideration after the deadline on **SB 33**, relative to retired state employee contributions for medical benefits costs.

On a division vote, 258 members having voted in the affirmative and 97 in the negative, the motion was adopted by the necessary two-thirds vote.

COMMITTEE OF CONFERENCE REPORTS ON SENATE BILLS (CONT'D)

COMMITTEE OF CONFERENCE REPORT ON SB 45

Committee of Conference Report on SB 45, an act relative to criteria for designation as a granite state scholar.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 188-D:39, I as inserted by section 1 of the bill by replacing it with the following:

I. The granite state scholar designation shall be made for any New Hampshire resident who graduates in the top 10 percent of his or her class from an accredited ***or approved*** New Hampshire high school, and who receives a combined score ~~[of 1200 or more]~~ ***equaling at least 75 percent of the maximum possible score*** on the Scholastic Aptitude Test I, or the equivalent score on ~~[the ACT Assessment examination]~~ ***another nationally recognized and norm referenced assessment recognized by the department of education for the purpose of granting granite state scholar designation.*** The granite state scholar designation shall be determined using class rank and standardized test scores taken no later than January 31 of the student's senior year in high school.

Conferees: Sens. Stiles, Dist. 24; Forsythe, Dist. 4; and D'Allesandro, Dist. 20.

Conferees: Reps. Balboni, Hills. 21; Ladd, Graf. 5; Boehm, Hills. 27; and Gile, Merr. 10.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 50

Committee of Conference Report on SB 50, an act making various changes to laws regulating trusts and trust companies.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 564-B:12-1206(e) as inserted by section 14 of the bill by replacing it with the following:

(e) Nothing in this section shall limit the authority of the director of charitable trusts or the department of health and human services provided by common law or other statute.

Amend RSA 564-B:10-1005 as inserted by section 11 of the bill by inserting after paragraph (d) the following new paragraph:

(e) Nothing in this section shall limit the authority of the director of charitable trusts or the department of health and human services otherwise provided by common law or other statute.

Amend RSA 564:19 as inserted by section 5 of the bill by inserting after paragraph V the following new paragraph:

VI. Nothing in this section shall limit the authority of the director of charitable trusts or the department of health and human services otherwise provided by common law or other statute.

Conferees: Sens. Bradley, Dist. 3; White, Dist. 9; and D'Allesandro, Dist. 20.

Reps. Hunt, Ches. 7; Jennifer Coffey, Merr. 6; McClarren, Hills. 21; and Schlachman, Rock. 13.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 52-FN

Committee of Conference Report on SB 52-FN, an act excluding persons convicted of violent crimes and sexually violent persons from mandatory early release on probation or parole.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the Senate.

Conferees: Sens. Groen, Dist. 6; Luther, Dist. 12; and Houde, Dist. 5.

Conferees: Reps. Bettencourt, Rock. 4; Kreis, Merr. 6; Gagne, Hills. 13; and Swinford, Belk. 5.

Rep. Shurtleff spoke against.

Rep. Bettencourt spoke in favor.

Rep. Pierce requested a roll call; sufficiently seconded.

YEAS 270 NAYS 100

YEAS 270

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Merrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John
Johnson, Jane
Sterling, Franklin Jr

Cartwright, Anne
Moore, Charles

Dwinell, Richard
Moore, Robert Jr

Hunt, John
Smith, Edwin

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

Bulis, Lyle
Ladd, Rick Jr
Simard, Paul

Eaton, Stephanie
Mirski, Paul
Sorg, Gregory

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Bergevin, Jerry
Buxton, Michael

Balboni, Michael
Beattie, Thomas
Boehm, Ralph
Cebrowski, John

Ball, J. Michael
Belanger, James
Brown, Kevin
Champagne, Norma

Barry, J. Gail
Belvin, William
Burt, John
Christensen, D.L.
Chris

Christiansen, Lars
Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Gandia, Laura
Greazzo, Phil
Hawkins, Kenneth
Hogan, Timothy
Infantine, William
Lambert, George
Marcus, Bruce
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Pratt, Calvin
Seidel, Carl
Souza, Kathleen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Coffey, James
Daniels, Gary
Donovan, Daniel
Flanagan, Jack
Gargas, Carolyn
Haefner, Robert
Hikel, John
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McCarthy, Michael
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Proulx, Mark
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Condra, William
Day, Russell
Drisko, Richard
Fredette, Robert
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hopper, Gary
Katsiantonis, Thomas
Levasseur, Nickolas
McClarren, Donald
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Renzullo, Andrew
Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Warden, Mark

Coughlin, Sean
DeJong, Cameron
Emerton, Larry
Gagne, Larry
Graham, John
Hardwick, Harry
Hogan, Edith
Hutchinson, Winfred
Krasucki, Joseph
Maltz, Jonathan
McGuinness, Sean
Ober, Russell III
Parison, James
Pilotte, Maurice
Rowe, Robert
Soucy, Connie
Swank, Matthew
Ulery, Jordan
Whitehead, Randall

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Keane, Thomas
Lindsley, Mark
McGuire, Dan

Coffey, Jennifer
Hess, David
Kidder, David
Lockwood, Priscilla
Reed, Dennis

Cohn, Seth
Hill, Gregory
Kotowski, Frank
McDonnell, John
Richardson, Jon

Cox, Sean
Hoell, J.R.
Kreis, Kenneth Sr
McGuire, Carol
Sanborn, Laurie

Seaworth, G. Brian

Smith, Molly

Smith, Todd

Winter, Steven

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Birdsell, Regina
Comerford, Timothy
Devine, James
Ferrante, Beverly
Griffin, Mary
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Okerman, Richard
Perkins, Amy
Reagan, John
Sanders, Elisabeth
Smith, William
Tremblay, Stella
Waterhouse, Kevin

Allen, Mary
Bates, David
Brown, Paul
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Itse, Daniel
Lundgren, David
McMahon, Charles
Oigny, Jeffrey
Perkins, Lawrence
Reichard, Kevin
Sedensky, John
Sullivan, James
Tucker, Pamela
Webb, James

Antosz, Jason
Belanger, Ronald
Case, Frank
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Headd, James
Kappler, Lawrence
Major, Norman
Murphy, Brian
Packard, Sherman
Quandt, Marshall
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Waddell, James
Weyler, Kenneth

Azarian, Gary
Bettencourt, David
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garritty, James
Hoelzel, Kathleen
Katsakiores, Phyllis
Manuse, Andrew
O'Connor, John
Peckham, Michele
Quandt, Matt
Ritter, Glenn
Shuler, Wyman III
Tamburello, Daniel
Ward, Joanne

STRAFFORD

Andolina, Donald
Domingo, Baldwin
Larsen, Kirsten
O'Connor, William
Vita, Carol

Brown, Julie
Groen, Warren
Leonard, Frederick Jr
Parsons, Robbie
Vita, Lucien

Cataldo, Sam
Jones, Kyle
Munck, Philip
Pitre, Joseph
Weeden, Michael

DeLemus, Susan
Jones, Laura
Newton, Clifford
Sprague, Dale

SULLIVAN

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

Laware, Thomas
Smith, Steven

NAYS 100

BELKNAP

None

CARROLL

None

CHESHIRE

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

Carr, Daniel
Johnsen, Gladys
Roberts, Kris

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Emerson, Susan
Meador, David
Weber, Lucy

COOS

Coulombe, Gary
Thomas, Yvonne

Hatch, William

Merrick, Evalyn

Theberge, Robert

GRAFTON

Aguiar, James
Harding, Laurie
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Benn, Bernard
Pastor, Beatriz
Townsend, Charles

Gould, Franklin
Pierce, David
White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Daler, Jennifer
Goley, Jeffrey
Long, Patrick
Rokas, Ted

Brunelle, Michael
Garrity, Patrick
Gorman, Mary
Messier, Irene
Rosenwald, Cindy

Campbell, David
Gidge, Kenneth
Jeudy, Jean
Porter, Marjorie
Shaw, Barbara

Cote, David
Gimas, John
Kurk, Neal
Rhodes, Brian
Sullivan, Daniel

MERRIMACK

Bouchard, Candace
Gile, Mary
Patten, Dick
Shurtleff, Stephen

Deloge, Helen
MacKay, James
Potter, Frances
Wallner, Mary Jane

DeStefano, Stephen
Owen, Derek
Rice, Chip
Watrous, Rick

Frazer, June
Palfrey, David
Richardson, Gary
Williams, Robert

ROCKINGHAM

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Pantelakos, Laura
Serlin, Christopher

Charron, Gene
Moody, Marcia
Powers, James
Sytek, John

DiPentima, Rich
Nevins, Chris
Read, Robin Jr
Welch, David

Gould, Kenneth
Norelli, Terie
Schlachman, Donna

STRAFFORD

Berube, Roger
Hooper, Dorothea
Pelletier, Marsha
Spang, Judith

Browne, Brendon
Horrigan, Timothy
Roberts, Jenna
Wall, Janet

Ginsburg, Philip
Kaen, Naida
Schmidt, Peter
Watters, David

Grassie, Anne
Keans, Sandra
Spainhower, Dale

SULLIVAN

Cloutier, John

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

and the Committee of Conference Report was adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 53-FN

SB 53-FN, relative to the definition of nursing and establishing a nursing assistant registry fund administered by the board of nursing.

Committee of Conference Report on SB 53-FN, an act relative to the definition of nursing and establishing a nursing assistant registry fund administered by the board of nursing.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by inserting after the enacting clause the following and renumbering the original sections 1-4 to read as 2-5, respectively:

1 New Paragraph; Nurse Practice Act; Definitions. Amend RSA 326-B:2 by inserting after paragraph VII the following new paragraph:

VII-a. "Nurse" means a person authorized to practice nursing and who holds a current license to provide care as an APRN, RN, or LPN.

AMENDED ANALYSIS

This bill adds a definition for nurse and clarifies the nursing assistant registry administered by the board of nursing.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 68

Committee of Conference Report on SB 68, an act relative to records of disciplinary actions taken by the electricians' board.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 319-C:12, IV as inserted by section 1 of the bill by replacing it with the following:

IV. The board shall retain the record of an action taken in a disciplinary proceeding under this section for 7 years from the date of final decision of the action and shall not consider such disciplinary action more than 7 years after the final decision in any future disciplinary proceeding concerning the same licensee.

AMENDED ANALYSIS

This bill requires that records of actions taken in disciplinary proceedings by the electricians' board shall not be considered after 7 years.

Conferees: Sens. Gallus, Dist. 1; Luther, Dist. 12; and Larsen, Dist. 15.

Conferees: Reps. Hawkins, Hills. 18; Sytek, Rock. 4; Hansen, Hills. 6; and Bowers, Sull. 3.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 70-FN

Committee of Conference Report on SB 70-FN, an act relative to remedies in landlord-tenant actions.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 3 with the following:

3 Repeal. RSA 540:1-b, IV, relative to the civil penalty for landlord agents, is repealed.

AMENDED ANALYSIS

This bill:

I. Reduces the number of days a landlord is required to store a tenant's abandoned property.

II. Limits the damages available for violations of the storage requirement.

III. Repeals the \$1,000 civil penalty imposed on landlords of restricted property who do not provide the town clerk with the name and address of an agent authorized to accept service on their behalf.

Committee of Conference Report adopted.

Reps. Greazzo and Brian Murphy declared a conflict of interest and did not participate.

COMMITTEE OF CONFERENCE REPORT ON SB 75-FN

Committee of Conference Report on SB 75-FN, an act relative to clarification of part-time service in the state retirement system.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

2 New Paragraph; Retirement System; Part Time; Group I and Group II. Amend RSA 100-A:1 by inserting after paragraph XXXIII the following new paragraph:

XXXIV. "Part-time," for purposes of employment of a retired member of the New Hampshire retirement system, but excepting per diem court security officers and court bailiffs, means employment by an employer depending on the group classification of the employment as follows:

(a) For group I, part-time employment of the retired member shall not exceed 32 hours in a normal calendar week; except for group I employment which in some instances may exceed 32 hours in any normal calendar week. In such case the part-time employment of the retired member shall not exceed 1,300 hours in a calendar year, so long as such part-time employment does not occur outside of a 5-consecutive-month period in any 12-month period.

(b) For group II, part-time employment of the retired member shall not exceed 32 hours in a normal calendar week; except for group II employment which in some instances may exceed 32 hours in any normal calendar week. In such case the part-time employment of the retired member shall not exceed 1,300 hours in a calendar year, so long as such part-time employment does not occur outside of a 5-consecutive-month period in any 12-month period.

3 Contingency. If SB 3-FN-A-LOCAL of the 2011 regular legislative session becomes law, then section 20 of SB 3-FN-A-LOCAL shall not take effect.

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

AMENDED ANALYSIS

This bill defines part time employment for purposes of the New Hampshire retirement system. The bill also modifies the definition of part-time employment under the retirement system inserted by SB 3-FN-A-LOCAL of the 2011 legislative session.

Conferees: Sens. Groen, Dist. 6; Bradley, Dist. 3; and Larsen, Dist. 15.

Conferees: Reps. Hawkins, Hills. 18; Cohn, Merr. 6; Winter, Merr. 3; and Shuler, Rock. 11. Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 88

Committee of Conference Report on SB 88, an act relative to physical force in defense of a person and relative to brandishing of a firearm or other means of self-defense.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

1 Physical Force in Defense of Person. Amend RSA 627:4, III to read as follows:

III. A person is not justified in using deadly force on another to defend himself or **herself or** a third person from deadly force by the other if he **or she** knows that he **or she** and the third person can, with complete safety:

(a) Retreat from the encounter, except that he **or she** is not required to retreat if he **or she** is within his **or her** dwelling [or], its curtilage, **or anywhere he or she has a right to be**, and was not the initial aggressor; or

(b) Surrender property to a person asserting a claim of right thereto; or

(c) Comply with a demand that he **or she** abstain from performing an act which he **or she** is not obliged to perform; nor is the use of deadly force justifiable when, with the purpose of causing death or serious bodily harm, the ~~actor~~ **person** has provoked the use of force against himself **or herself** in the same encounter[-]; **or**

(d) If he **or she** is a law enforcement officer or a private person assisting ~~him~~ **the officer** at ~~his~~ **the officer's** direction and was acting pursuant to RSA 627:5, ~~he~~ **the**

person need not retreat.

2 Sentences and Limitations. Amend RSA 651:2, II-g to read as follows:

II-g. If a person is convicted of a felony, an element of which is the possession, use or attempted use of a deadly weapon, and the deadly weapon is a firearm, such person may be sentenced to a maximum term of 20 years' imprisonment in lieu of any other sentence prescribed for the crime. ~~[The person shall be given a minimum mandatory sentence of not less than 3 years' imprisonment for a first offense and a minimum mandatory sentence of not less than 6 years' imprisonment if such person has been previously convicted of any state or federal offense for which the maximum penalty provided was imprisonment in excess of one year, and an element of which was the possession, use or attempted use of a firearm. Neither the whole nor any part of the minimum sentence imposed under this paragraph shall be suspended or reduced.]~~

3 New Section; Justification; Civil Immunity. Amend RSA 627 by inserting after section 1 the following new section:

627:1-a Civil Immunity. A person who uses force in self-protection or in the protection of other persons pursuant to RSA 627:4, in the protection of premises and property pursuant to RSA 627:7 and 627:8, in law enforcement pursuant to RSA 627:5, or in the care or welfare of a minor pursuant to RSA 627:6, is justified in using such force and shall be immune from civil liability for personal injuries sustained by a perpetrator which were caused by the acts or omissions of the person as a result of the use of force. In a civil action initiated by or on behalf of a perpetrator against the person, the court shall award the person reasonable attorney's fees, and costs, including but not limited to, expert witness fees, court costs, and compensation for loss of income.

4 Justification; Definitions. Amend RSA 627:9, IV to read as follows:

IV. "Non-deadly force" means any assault or confinement which does not constitute deadly force. ***The act of producing or displaying a weapon shall constitute non-deadly force.***

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

AMENDED ANALYSIS

This bill:

I. Allows a person who is anywhere he or she has a right to be to use deadly force to protect oneself or a third person.

II. Inserts a civil immunity provision for the use of force against a perpetrator in certain circumstances.

III. Deletes the minimum mandatory sentencing requirement for felony convictions which include the possession, use, or attempted use of a firearm.

IV. Amends the definition of "non-deadly force" to include the act of producing or displaying a weapon.

Rep. Ginsburg spoke against.

Rep. Welch spoke in favor.

Rep. Jennifer Coffey requested a roll call; sufficiently seconded.

YEAS 283 NAYS 89

YEAS 283

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

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

CHESHIRE

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

COOS

Daugherty, Duffy	Rappaport, Laurence	Remick, William	Richardson, Herbert
Tholl, John Jr	Thomas, Yvonne	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	Beattie, Thomas	Belanger, James	Belvin, William
Bergevin, Jerry	Boehm, Ralph	Brown, Kevin	Brownrigg, Randall Jr
Burt, John	Buxton, Michael	Cebrowski, John	Champagne, Norma
Christensen, D.L.	Christiansen, Lars	Coffey, James	Condra, William
Chris			
Coughlin, Sean	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	Gidge, Kenneth	Goley, Jeffrey
Gonzalez, Carlos	Gorman, Mary	Graham, John	Greazzo, Phil
Haefner, Robert	Hansen, Peter	Hardwick, Harry	Hawkins, Kenneth
Hikel, John	Hinch, Richard	Hogan, Edith	Hogan, Timothy
Holden, Frank	Hopper, Gary	Hutchinson, Winfred	Infantine, William
Jeudy, Jean	Krasucki, Joseph	Kurk, Neal	Lambert, George
LeBrun, Donald	Levasseur, Nickolas	Maltz, Jonathan	Marcus, Bruce
McCarthy, Michael	McClarren, Donald	McGuinness, Sean	Mecheski, Holly
Messier, Irene	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	Rowe, Robert
Seidel, Carl	Shaw, Barbara	Silva, Peter	Simmons, Tammy
Soucy, Connie	Souza, Kathleen	Stepanek, Stephen	Stroud, Kathleen
Swank, Matthew	Terrio, Ross	Thomas, Joseph	Twombly, Timothy
Ulery, Jordan	Vaillancourt, Steve	Villeneuve, Moe	Warden, Mark
Whitehead, Randall			

MERRIMACK

Blankenbeker, Lynne	Coffey, Jennifer	Cohn, Seth	Cox, Sean
Giuda, J. Brandon	Hill, Gregory	Hoell, J.R.	Keane, Thomas

Kotowski, Frank
McDonnell, John
Reed, Dennis
Smith, Molly

Kreis, Kenneth Sr
McGuire, Carol
Richardson, Jon
Smith, Todd

Lindsley, Mark
McGuire, Dan
Sanborn, Laurie
Winter, Steven

Lockwood, Priscilla
Palfrey, David
Seaworth, G. Brian

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garrity, James
Hoelzel, Kathleen
Kappler, Lawrence
Major, Norman
McMahon, Charles
Okerman, Richard
Perkins, Amy
Reagan, John
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Ward, Joanne
Weyler, Kenneth

Allen, Mary
Bates, David
Brown, Paul
Comerford, Timothy
Devine, James
Ferrante, Beverly
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Oigny, Jeffrey
Perkins, Lawrence
Reichard, Kevin
Sedensky, John
Sullivan, James
Tremblay, Stella
Waterhouse, Kevin

Antosz, Jason
Belanger, Ronald
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman
Quandt, Marshall
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Tucker, Pamela
Webb, James

Azarian, Gary
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
Shuler, Wyman III
Sytek, John
Waddell, James
Welch, David

STRAFFORD

Andolina, Donald
Domingo, Baldwin
Larsen, Kirsten
Parsons, Robbie
Vita, Lucien

Brown, Julie
Groen, Warren
Leonard, Frederick Jr
Pitre, Joseph
Watters, David

Cataldo, Sam
Jones, Kyle
Newton, Clifford
Roberts, Jenna
Weeden, Michael

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 89

BELKNAP

None

CARROLL

None

CHESHIRE

Butynski, William
Johnsen, Gladys
Tatro, Bruce

Carr, Daniel
Meader, David
Weber, Lucy

Chase, Cynthia
Parkhurst, Henry
Weed, Charles

Hawkes, Samuel
Roberts, Kris

COOS

Coulombe, Gary	Hatch, William	Merrick, Evalyn	Theberge, Robert
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GRAFTON

Aguiar, James	Almy, Susan	Benn, Bernard	Gould, Franklin
Harding, Laurie	Nordgren, Sharon	Pastor, Beatriz	Pierce, David
Smith, Suzanne	Taylor, Kathleen	Townsend, Charles	White, Andrew

HILLSBOROUGH

Baroody, Benjamin	Brunelle, Michael	Campbell, David	Cote, David
Daler, Jennifer	Gargasz, Carolyn	Garrity, Patrick	Gimas, John
Katsiantonis, Thomas	Long, Patrick	Pilotte, Maurice	Porter, Marjorie
Rhodes, Brian	Rokas, Ted	Rosenwald, Cindy	Sullivan, Daniel

MERRIMACK

Bouchard, Candace	Deloge, Helen	DeStefano, Stephen	Frazer, June
Gile, Mary	Kidder, David	Mackay, James	Owen, Derek
Patten, Dick	Potter, Frances	Rice, Chip	Richardson, Gary
Shurtleff, Stephen	Wallner, Mary Jane	Watrous, Rick	Williams, Robert

ROCKINGHAM

Cali-Pitts, Jacqueline	DiPentima, Rich	Gould, Kenneth	Lovejoy, Patricia
Moody, Marcia	Norelli, Terie	Pantelakos, Laura	Powers, James
Read, Robin Jr	Schlachman, Donna	Serlin, Christopher	

STRAFFORD

Berube, Roger	Browne, Brendon	Ginsburg, Philip	Grassie, Anne
Hooper, Dorothea	Horrigan, Timothy	Kaen, Naida	Keans, Sandra
Munck, Philip	Pelletier, Marsha	Schmidt, Peter	Spainhower, Dale
Spang, Judith	Sprague, Dale	Wall, Janet	

SULLIVAN

Cloutier, John	Gagnon, Raymond	Lefebvre, Benjamin	Schmidt, Andrew
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and the Committee of Conference Report was adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 89

Committee of Conference Report on SB 89, an act establishing a study committee on the procurement of health insurance by employee leasing companies.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after section 3 with the following:

4 Committee Established. There is established a committee to study the procurement of health insurance by employee leasing companies.

5 Membership and Compensation.

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

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

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

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

6 Duties. The committee shall study the procurement of health insurance by employee leasing companies licensed under RSA 277-B, including whether policies sponsored by employee leasing companies should be exempt from the rating requirements and other standards for small employer coverage set forth in RSA 420-G.

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

8 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2011.

9 Insurance Bulletin Suspended. The department of insurance bulletin INS NO. 10-008-AB is hereby suspended until December 31, 2013.

10 Effective Date.

I. Sections 1-3 of this act shall take effect 60 days after its passage.

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

AMENDED ANALYSIS

This bill clarifies the procedures for employee benefits and for employee leasing companies. This bill reestablishes the committee to study the procurement of health insurance by employee leasing companies. The bill also repeals insurance bulletin INS NO. 10-008-AB.

Conferees: Sens. Bragdon, Dist. 11; Carson, Dist. 14; and Houde, Dist. 5.

Conferees: Reps. Hunt, Ches. 7; Flanders, Belk. 4; Nevins, Rock. 15; and Taylor, Graf. 2.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 91

Committee of Conference Report on SB 91, an act relative to automatic fire suppression sprinklers.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 New Paragraph; Power to Amend State Building Code and Establish Enforcement Procedures. Amend RSA 674:51 by inserting after paragraph IV the following new paragraph:

V. No municipality or local land use board as defined in RSA 672:7 shall adopt any ordinance, regulation, code, or administrative practice requiring the installation of automatic fire suppression sprinklers in any new or existing detached one- or 2-family dwelling unit in a structure used only for residential purposes. Notwithstanding any provision of law to the contrary, no municipality or local land use board shall enforce any existing ordinance, regulation, code, or administrative practice requiring the installation or use of automatic fire suppression sprinklers in any manufactured housing unit as defined in RSA 674:31 situated in a manufactured housing park as defined in RSA 205-A:1, II.

Conferees: Sens. Barnes, Dist. 17; Boutin, Dist. 16; and Forrester, Dist. 2.

Conferees: Reps. Sterling, Ches. 7; Ferrante, Rock. 5; Betsey Patten, Carr. 4; and Burt, Hills. 7.

Rep. Sterling yielded to questions.

Rep. DeStefano requested a roll call; sufficiently seconded.

YEAS 284 NAYS 92

YEAS 284

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Morrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John
Hawkes, Samuel
Moore, Robert Jr

Cartwright, Anne
Hunt, John
Smith, Edwin

Dwinell, Richard
Johnson, Jane
Sterling, Franklin Jr

Emerson, Susan
Moore, Charles

COOS

Coulombe, Gary
Richardson, Herbert

Daugherty, Duffy
Tholl, John Jr

Rappaport, Laurence
Tremblay, Marc

Remick, William

GRAFTON

Almy, Susan
Bulis, Lyle
Ladd, Rick Jr
Simard, Paul

Benn, Bernard
Eaton, Stephanie
Mirski, Paul
Sorg, Gregory

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

Brosseau, Charles
Ingbretson, Paul
Shackett, Jeffrey
Taylor, Kathleen

HILLSBOROUGH

Avard, Kevin
Barry, J. Gail
Belvin, William
Brownrigg, Randall Jr
Christensen, D.L.
Chris
Daniels, Gary
Donovan, Daniel
Fredette, Robert
Gidge, Kenneth
Greazzo, Phil
Hawkins, Kenneth
Hogan, Timothy
Infantine, William
Lambert, George
McCarthy, Michael
Messier, Irene
Ober, Lynne

Balboni, Michael
Barry, Richard
Bergevin, Jerry
Burt, John
Christiansen, Lars
Chris
Day, Russell
Drisko, Richard
Gagne, Larry
Gimas, John
Haefner, Robert
Hikel, John
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McClarren, Donald
Moran, Edward
Ober, Russell III

Ball, J. Michael
Beattie, Thomas
Boehm, Ralph
Cebrowski, John
Coffey, James
DeJong, Cameron
Emerton, Larry
Gandia, Laura
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hopper, Gary
Krasucki, Joseph
Maltz, Jonathan
McGuinness, Sean
Murphy, Keith
Ohm, Bill

Baroody, Benjamin
Belanger, James
Brown, Kevin
Champagne, Norma
Cusson-Cail,
Kathleen
Doherty, Shaun
Erickson, Duane
Gargas, Carolyn
Graham, John
Hardwick, Harry
Hogan, Edith
Hutchinson, Winfred
Kurk, Neal
Marcus, Bruce
Mecheski, Holly
Notter, Jeanine
Palmer, Barry

Palmer, Stephen
Peterson, Lenette
Rowe, Robert
Soucy, Connie
Terrio, Ross
Vaillancourt, Steve

Parison, James
Pratt, Calvin
Seidel, Carl
Souza, Kathleen
Thomas, Joseph
Villeneuve, Moe

Pellegrino, Tony
Proulx, Mark
Silva, Peter
Stepanek, Stephen
Twombly, Timothy
Warden, Mark

Pepino, Leo
Renzullo, Andrew
Simmons, Tammy
Swank, Matthew
Ulery, Jordan
Whitehead, Randall

MERRIMACK

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

Coffey, Jennifer
Giuda, J. Brandon
Keane, Thomas
Lindsley, Mark
McGuire, Dan
Richardson, Gary
Smith, Todd

Cohn, Seth
Hess, David
Kidder, David
Lockwood, Priscilla
Palfrey, David
Sanborn, Laurie
Winter, Steven

Cox, Sean
Hill, Gregory
Kotowski, Frank
McDonnell, John
Potter, Frances
Seaworth, G. Brian

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Kappler, Lawrence
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Reichard, Kevin
Schlachman, Donna
Smith, William
Tamburello, Daniel
Ward, Joanne
Weyler, Kenneth

Allen, Mary
Bates, David
Brown, Paul
Comerford, Timothy
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Major, Norman
McMahon, Charles
Okerman, Richard
Quandt, Marshall
Rice, Frederick
Sedensky, John
Sullivan, James
Tremblay, Stella
Waterhouse, Kevin

Antosz, Jason
Belanger, Ronald
Case, Frank
Copeland, Timothy
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Manuse, Andrew
Murphy, Brian
Oigny, Jeffrey
Quandt, Matt
Ritter, Glenn
Sheffert, Kenneth
Sullivan, Kevin
Tucker, Pamela
Webb, James

Azarian, Gary
Bettencourt, David
Charron, Gene
Davenport, Joshua
Elliott, Robert
Garrity, James
Headd, James
Itse, Daniel
Lovejoy, Patricia
Mauro, Donna
Nevins, Chris
Packard, Sherman
Reagan, John
Sanders, Elisabeth
Shuler, Wyman III
Sytek, John
Waddell, James
Welch, David

STRAFFORD

Andolina, Donald
Domingo, Baldwin
Larsen, Kirsten
Parsons, Robbie
Vita, Lucien

Brown, Julie
Groen, Warren
Leonard, Frederick Jr
Pitre, Joseph
Watters, David

Cataldo, Sam
Jones, Kyle
Newton, Clifford
Sprague, Dale
Weeden, Michael

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

SULLIVAN

Bowers, Spec
Laware, Thomas

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

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 92

BELKNAP

None

CARROLL

None

CHESHIRE

Butynski, William
Lindsey, Steven
Tatro, Bruce

Carr, Daniel
Meador, David
Weber, Lucy

Chase, Cynthia
Parkhurst, Henry
Weed, Charles

Johnsen, Gladys
Roberts, Kris

COOS

Hatch, William

Merrick, Evalyn

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Pastor, Beatriz
White, Andrew

Gould, Franklin
Pierce, David

Harding, Laurie
Smith, Suzanne

Nordgren, Sharon
Townsend, Charles

HILLSBOROUGH

Brunelle, Michael
Cote, David
Garrity, Patrick
Katsiantonis, Thomas
Porter, Marjorie
Shaw, Barbara

Buxton, Michael
Coughlin, Sean
Goley, Jeffrey
Levasseur, Nickolas
Rhodes, Brian
Stroud, Kathleen

Campbell, David
Daler, Jennifer
Gorman, Mary
Long, Patrick
Rokas, Ted
Sullivan, Daniel

Condra, William
Flanagan, Jack
Jeudy, Jean
Pilotte, Maurice
Rosenwald, Cindy
Willette, Robert

MERRIMACK

Bouchard, Candace
MacKay, James
Richardson, Jon
Williams, Robert

Deloge, Helen
Owen, Derek
Shurtleff, Stephen

DeStefano, Stephen
Patten, Dick
Wallner, Mary Jane

Frazer, June
Rice, Chip
Watrous, Rick

ROCKINGHAM

Cali-Pitts, Jacqueline
Norelli, Terie
Powers, James

Devine, James
Pantelakos, Laura
Read, Robin Jr

DiPentima, Rich
Perkins, Amy
Serlin, Christopher

Moody, Marcia
Perkins, Lawrence

STRAFFORD

Berube, Roger
Hooper, Dorothea
Munck, Philip
Spainhower, Dale

Browne, Brendon
Horrigan, Timothy
Pelletier, Marsha
Spang, Judith

Ginsburg, Philip
Kaen, Naida
Roberts, Jenna
Wall, Janet

Grassie, Anne
Keans, Sandra
Schmidt, Peter

SULLIVAN

Cloutier, John
Smith, Steven

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

and the Committee of Conference Report was adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 92

Committee of Conference Report on SB 92, an act establishing an economic strategic commission to review the relationship between business and government.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 359-K:3, I(e) as inserted by section 1 of the bill by replacing it with the following:

(e) Three commissioners of New Hampshire departments or their designees, one of whom shall be appointed by the governor, one of whom shall be appointed by the senate president, and one of whom shall be appointed by the speaker of the house of representatives.

Conferees: Sens. Carson, Dist. 14; Sanborn, Dist. 7; and Larsen, Dist. 13.

Conferees: Reps. Carol McGuire, Merr. 8; Peter Schmidt, Straf. 4; Proulx, Hills. 15; and Hansen, Hills. 6.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 123

Committee of Conference Report on SB 123, an act relative to notification if a person found incompetent to stand trial and civilly committed is released into the community.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as passed by the Senate.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 148-FN

Committee of Conference Report on SB 148-FN, an act relative to health insurance coverage and declaring that the attorney general should join the lawsuit challenging the Patient Protection and Affordable Care Act.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

2 Effective Date. This act shall take effect July 1, 2011.

AMENDED ANALYSIS

This bill provides that a resident of New Hampshire shall not be required to obtain, or be assessed a fee or fine for failure to obtain, health insurance coverage.

Conferees: Sens. Prescott, Dist. 23; De Blois, Dist. 18; and Bradley, Dist. 3.

Conferees: Reps. Hunt, Ches. 7; Flanders, Belk. 4; Manuse, Rock. 5; and Leonard, Straf. 1.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 161-FN

Committee of Conference Report on SB 161-FN, an act relative to procedures for adoption of agency rules under the administrative procedures act.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 5 with the following.

5 Filing Proposed Rule Text; Establishing and Revising Text of Rules. RSA 541-A:10 is repealed and reenacted to read as follows:

541-A:10 Filing of Proposed Rule Text; Establishing and Revising Text.

I. At the same time the notice required by RSA 541-A:6, I is filed, the agency shall file the text of the proposed rule with the director of legislative services. The first time a rule is proposed under RSA 541-A:3 to implement newly-enacted state authority, the agency shall send an electronic copy of the notice and proposed rule to the chair of each house and senate standing policy committee, as defined in RSA 541-A:1, XVI, for distribution to the members of such standing policy committees. If the newly-enacted state authority was not referred originally to a standing policy committee, the agency shall send an electronic copy of the notice and proposed rule to the speaker of the house and senate president for appropriate distribution. If the agency does not have the technology necessary to send an electronic copy, the agency shall send a paper copy. The members of the standing policy committees receiving proposed rules may review the proposed rules to determine whether the proposed rule is consistent with the intent of the authorizing legislation. If a standing policy committee concludes that the proposed rule is not consistent with the intent of the authorizing legislation, the standing policy committee shall send written notice to the agency, with a copy to the director of legislative services, identifying the provision or provisions the committee believes to be inconsistent with legislative intent. Such written notice may be sent to the agency via e-mail and shall be delivered so as to be received by the agency no later than the deadline for public comment specified in the rulemaking notice. If the agency does not receive notice from any standing policy committee by the end of the public comment period, the agency may proceed on the basis that the rule is consistent with the intent of the authorizing legislation. The text of the proposed rules as filed by the agency pursuant to RSA 541-A:3, III shall not be changed prior to the hearing held pursuant to RSA 541-A:11, I(a).

II. The agency shall not establish the text of the final proposal until after the conclusion of the public comment period established pursuant to RSA 541-A:11, I(b). If the agency elects to solicit comment pursuant to RSA 541-A:11, I(c), the agency shall prepare a draft final proposal that is annotated to show how the rules as initially proposed are proposed to be changed. In response to comment received, the agency may revise the draft prior to filing the final proposal in accordance with RSA 541-A:12.

Conferees: Sens. Merrill, Dist. 21; White, Dist. 9; and Luther, Dist. 12.

Conferees: Reps. Carol McGuire, Merr. 8; Whitehead, Hills. 26; Sytek, Rock. 4; and Pilotte, Hills. 16.

Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 166

Committee of Conference Report on SB 166, an act relative to medical benefits for beneficiaries of a police officer or firefighter killed in the line of duty.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

1 Findings and Purpose. The legislature finds that, through no fault of their own, certain persons entitled to benefits as surviving spouses and dependents of group II members killed in the line of duty have been provided with incorrect information concerning the benefits to which they are entitled over an extended period of time. Such persons have relied in good faith upon this incorrect information and have ordered their lives accordingly. In order to avoid the unfairness that would occur if these errors were retrospectively corrected,

the state of New Hampshire will provide such persons in this position with the benefits that they were promised.

2 Additional Medical Benefits; Surviving Spouse and Dependents; Group II Member Killed in Line of Duty. On the effective date of this act, if the premium payment under RSA 100-A:52 and RSA 21-I:30-a for the surviving spouse and dependent children of a police officer or firefighter killed in the line of duty, as determined under RSA 21-I:29-a, is not for the full amount of the premium for eligible medical and surgical benefits, and the local political subdivision has elected not to pay the excess cost of the premium for such medical and surgical benefits, the state shall pay the difference between the amount paid by the local political subdivision and the amount under RSA 21-I:30-a, I, so that the benefit is not reduced by the application of any benefit limitation or premium contribution for such surviving spouses and dependent children.

3 Application. Nothing in this act shall authorize or require the state to pay for any premium for eligible medical and surgical benefits that was being paid for by the local political subdivision on January 1, 2011.

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

AMENDED ANALYSIS

This bill provides for payment of the premium for medical benefits for surviving spouses and dependent children of a police officer or firefighter killed in the line of duty.
Committee of Conference Report adopted.

COMMITTEE OF CONFERENCE REPORT ON SB 196

Committee of Conference Report on SB 196, an act relative to the renomination or reelection of teachers and prohibiting assessing teacher performance based solely on assessment scores.
Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 189:14-a, I as inserted by section 1 of the bill by replacing it with the following:

I.(a) Any teacher who has a professional standards certificate from the state board of education and who has taught for one or more years in the same school district shall be notified in writing on or before April 15 or within 15 days of the adoption of the district budget by the legislative body, whichever is later, if that teacher is not to be renominated or reelected, provided that no notification shall occur later than the Friday following the second Tuesday in May.

(b) ***School boards shall have a teacher performance evaluation policy.***

(c) Any such teacher who has taught for ~~[3 consecutive years or more in the same school district]~~ ***5 consecutive years or more in the teacher's current school district, or who taught for 3 consecutive years or more in the teacher's current school district before July 1, 2011,*** and who has been so notified may request in writing within 10 days of receipt of said notice a hearing before the school board and may in said request ask for reasons for failure to be renominated or reelected. For purposes of this section only, a leave of absence shall not interrupt the consecutive nature of a teacher's service, but neither shall such a leave be included in the computation of a teacher's service. Computation of a teacher's service for any other purposes shall not be affected by this section. The notice shall advise the teacher of all of the teacher's rights under this section. The school board, upon receipt of said request, shall provide for a hearing on the request to be held within 15 days. The school board shall issue its decision in writing within 15 days of the close of the hearing.

Amend the bill by replacing sections 2 and 3 with the following:

2 Review by State Board. Amend RSA 189:14-b, I to read as follows:

I. A teacher aggrieved by such decision may either petition the state board of

education for review thereof or request arbitration under the terms of a collective bargaining agreement ***pursuant to RSA 273-A:4***, if applicable, but may not do both. Such petition must be in writing and filed with the state board within 10 days after the issuance of the decision to be reviewed. Upon receipt of such petition, the state board shall notify the school board of the petition for review, and shall forthwith proceed to a consideration of the matter. Such consideration shall include a hearing if either party shall request it. The state board shall issue its decision within 15 days after the petition for review is filed, and the decision of the state board shall be final and binding upon both parties. ***A petition for review under this section shall constitute the exclusive remedy available to a teacher on the issue of the nonrenewal of such teacher.***

3 Grievance Procedures. Amend RSA 273-A:4 to read as follows:

273-A:4 Grievance Procedures. Every agreement negotiated under the terms of this chapter shall be reduced to writing and shall contain workable grievance procedures. ***No grievance resulting from the failure of a teacher to be renewed pursuant to RSA 189:14-a shall be subject to arbitration or any other binding resolution, except as provided by RSA 189:14-a and RSA 189:14-b. Any such provision in force as of the effective date of this section shall be null and void upon the expiration date of that collective bargaining agreement. However, after the expiration date of that collective bargaining agreement, nothing in this section shall be deemed to prohibit the school district public employer and the exclusive bargaining representative from entering into a subsequent agreement that may include arbitration or any other binding resolution for teacher nonrenewals pursuant to RSA 189:14-a and RSA 189:14-b. If such grievance procedures become incorporated into a subsequent collective bargaining agreement, those procedures shall become null and void at the expiration of that agreement. "Grievance resulting from failure of a teacher to be renewed" means a grievance that challenges nonrenewal, or that seeks reversal or reinstatement from nonrenewal as a remedy.***

Conferees: Sens. Stiles, Dist. 24; Forsythe, Dist. 4; and Bragdon, Dist. 11.

Conferees: Reps. Balboni, Hills. 21; Boehm, Hills. 27; Hill, Merr. 6; and Gile, Merr. 10.

Committee of Conference Report adopted.

The House recessed at 10:55 a.m.

RECESS

(Speaker O'Brien in the Chair)

The House reconvened at 11:50 a.m.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2012 and June 30, 2013.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2012 and June 30, 2013. (Report printed SJ 6-22-11)

Reps. Rosenwald, Benn, Baroody and Wallner spoke against.

Rep. Weyler spoke in favor and yielded to questions.

Rep. Jasper requested a roll call; sufficiently seconded.

YEAS 274 NAYS 108

YEAS 274

BELKNAP

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

Bolster, Peter
Greemore, Robert
Pilliod, James
Swinford, Elaine

Comtois, Guy
Kingsbury, Robert
Russell, David
Tilton, Franklin

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

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Merrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John
Johnson, Jane
Sterling, Franklin Jr

Cartwright, Anne
Moore, Charles

Dwinell, Richard
Moore, Robert Jr

Hunt, John
Smith, Edwin

COOS

Daugherty, Duffy
Tremblay, Marc

Rappaport, Laurence

Richardson, Herbert

Tholl, John Jr

GRAFTON

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

Brosseau, Charles
Ingbretson, Paul
Shackett, Jeffrey

Bulis, Lyle
Ladd, Rick Jr
Simard, Paul

Eaton, Stephanie
Mirski, Paul
Sorg, Gregory

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Bergevin, Jerry
Burt, John
Christensen, D.L.
Chris
Coughlin, Sean
DeJong, Cameron
Emerton, Larry
Gagne, Larry
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hopper, Gary
Krasucki, Joseph
Maltz, Jonathan
McGuinness, Sean
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen

Balboni, Michael
Beattie, Thomas
Boehm, Ralph
Buxton, Michael
Christiansen, Lars

Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Gandia, Laura
Graham, John
Hardwick, Harry
Hogan, Edith
Hutchinson, Winfred
Kurk, Neal
Marcus, Bruce
Mecheski, Holly
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Silva, Peter
Stepanek, Stephen

Ball, J. Michael
Belanger, James
Brown, Kevin
Cebrowski, John
Coffey, James

Daniels, Gary
Donovan, Daniel
Flanagan, Jack
Gargas, Carolyn
Greazzo, Phil
Hawkins, Kenneth
Hogan, Timothy
Infantine, William
Lambert, George
McCarthy, Michael
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen

Barry, J. Gail
Belvin, William
Brownrigg, Randall Jr
Champagne, Norma
Condra, William

Day, Russell
Drisko, Richard
Fredette, Robert
Gimas, John
Haefner, Robert
Hikel, John
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McClarren, Donald
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Scontsas, Lisa
Soucy, Connie
Summers, James

Swank, Matthew
Ulery, Jordan
Whitehead, Randall

Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Thomas, Joseph
Villeneuve, Moe

Twombly, Timothy
Warden, Mark

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Keane, Thomas
Lindsley, Mark
McGuire, Dan
Sanborn, Laurie
Winter, Steven

Coffey, Jennifer
Hess, David
Kidder, David
Lockwood, Priscilla
Palfrey, David
Seaworth, G. Brian

Cohn, Seth
Hill, Gregory
Kotowski, Frank
McDonnell, John
Reed, Dennis
Smith, Molly

Cox, Sean
Hoell, J.R.
Kreis, Kenneth Sr
McGuire, Carol
Richardson, Jon
Smith, Todd

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Birdsell, Regina
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Oigny, Jeffrey
Reichard, Kevin
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

Allen, Mary
Bates, David
Brown, Paul
Comerford, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Antosz, Jason
Belanger, Ronald
Case, Frank
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Headd, James
Itse, Daniel
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele
Ritter, Glenn
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Azarian, Gary
Bettencourt, David
Charron, Gene
DeSimone, Debra
Elliott, Robert
Garritty, James
Hoelzel, Kathleen
Kappler, Lawrence
Major, Norman
McMahon, Charles
Okerman, Richard
Reagan, John
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

STRAFFORD

Andolina, Donald
Jones, Kyle
Munck, Philip
Pitre, Joseph

Cataldo, Sam
Jones, Laura
Newton, Clifford
Vita, Carol

DeLemus, Susan
Larsen, Kirsten
O'Connor, William
Vita, Lucien

Groen, Warren
Leonard, Frederick Jr
Parsons, Robbie
Weeden, Michael

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 108

BELKNAP

Millham, Alida

CARROLL

None

CHESHIRE

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

Carr, Daniel
Johnsen, Gladys
Roberts, Kris

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Emerson, Susan
Meador, David
Weber, Lucy

COOS

Coulombe, Gary
Theberge, Robert

Hatch, William
Thomas, Yvonne

Merrick, Evalyn

Remick, William

GRAFTON

Aguiar, James
Harding, Laurie
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Benn, Bernard
Pastor, Beatriz
Townsend, Charles

Gould, Franklin
Pierce, David
White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Daler, Jennifer
Gorman, Mary
Long, Patrick
Ramsey, Peter
Shaw, Barbara

Brunelle, Michael
Garrity, Patrick
Jeudy, Jean
Messier, Irene
Rhodes, Brian
Sullivan, Daniel

Campbell, David
Gidge, Kenneth
Katsiantonis, Thomas
Pilotte, Maurice
Rokas, Ted

Cote, David
Goley, Jeffrey
Levasseur, Nickolas
Porter, Marjorie
Rosenwald, Cindy

MERRIMACK

Bouchard, Candace
Gile, Mary
Patten, Dick
Shurtleff, Stephen

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

DeStefano, Stephen
MacKay, James
Rice, Chip
Watrous, Rick

Frazer, June
Owen, Derek
Richardson, Gary
Williams, Robert

ROCKINGHAM

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Perkins, Amy
Quandt, Matt

Copeland, Timothy
Moody, Marcia
Perkins, Lawrence
Read, Robin Jr

DiPentima, Rich
Norelli, Terie
Powers, James
Schlachman, Donna

Gould, Kenneth
Pantelakos, Laura
Quandt, Marshall
Serlin, Christopher

STRAFFORD

Berube, Roger
Ginsburg, Philip
Kaen, Naida
Schmidt, Peter
Wall, Janet

Brown, Julie
Grassie, Anne
Keans, Sandra
Spainhower, Dale
Watters, David

Browne, Brendon
Hooper, Dorothea
Pelletier, Marsha
Spang, Judith

Domingo, Baldwin
Horriggan, Timothy
Roberts, Jenna
Sprague, Dale

SULLIVAN

Cloutier, John
and the Committee of Conference Report was adopted.

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 2-FN-A-L, relative to state fees funds, revenues, and expenditures.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 2-FN-A-L, relative to state fees funds, revenues, and expenditures. (Report printed SJ 6-22-11)

Reps. Norelli, Kris Roberts, Almy and Vaillancourt spoke against.

Reps. Giuda and Bettencourt spoke in favor.

Rep. Lynne Ober spoke in favor and yielded to questions.

Rep. Jasper requested a roll call; sufficiently seconded.

YEAS 259 NAYS 119

YEAS 259

BELKNAP

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

Bolster, Peter
Greemore, Robert
Pilliod, James
Swinford, Elaine

Comtois, Guy
Kingsbury, Robert
Russell, David
Tilton, Franklin

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

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Merrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John
Johnson, Jane
Sterling, Franklin Jr

Cartwright, Anne
Moore, Charles

Dwinell, Richard
Moore, Robert Jr

Hunt, John
Smith, Edwin

COOS

Daugherty, Duffy

Rappaport, Laurence Richardson, Herbert

GRAFTON

Bradley, Lester
Gionet, Edmond
Reilly, Harold Sr

Brosseau, Charles
Ingbretson, Paul
Simard, Paul

Bulis, Lyle
Ladd, Rick Jr
Sorg, Gregory

Eaton, Stephanie
Mirski, Paul
Sova, Charles

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Bergevin, Jerry
Burt, John

Balboni, Michael
Beattie, Thomas
Boehm, Ralph
Cebrowski, John

Ball, J. Michael
Belanger, James
Brown, Kevin
Champagne, Norma

Barry, J. Gail
Belvin, William
Brownrigg, Randall Jr
Christensen, D.L.
Chris

Christiansen, Lars
Cusson-Cail, Kathleen
Donovan, Daniel
Flanagan, Jack
Gimas, John
Haefner, Robert
Hikel, John
Holden, Frank
Jasper, Shawn

Coffey, James
Daniels, Gary
Drisko, Richard
Fredette, Robert
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hopper, Gary
Krasucki, Joseph

Condra, William
Day, Russell
Emerton, Larry
Gagne, Larry
Graham, John
Hardwick, Harry
Hogan, Edith
Hutchinson, Winfred
Kurk, Neal

Coughlin, Sean
Doherty, Shaun
Erickson, Duane
Gargasz, Carolyn
Greazzo, Phil
Hawkins, Kenneth
Hogan, Timothy
Infantine, William
Lambert, George

LeBrun, Donald
McGuinness, Sean
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Robbins, David
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Warden, Mark

Maltz, Jonathan
Mecheski, Holly
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Whitehead, Randall

Marcus, Bruce
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Scotsas, Lisa
Soucy, Connie
Swank, Matthew
Ulery, Jordan
Willette, Robert

McClarren, Donald
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Terrio, Ross
Villeneuve, Moe

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Kidder, David
Lockwood, Priscilla
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
Keane, Thomas
Lindsley, Mark
McGuire, Dan
Sanborn, Laurie
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Birdsell, Regina
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Packard, Sherman
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Ward, Joanne
Weyler, Kenneth

Allen, Mary
Bates, David
Brown, Paul
Comerford, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Peckham, Michele
Ritter, Glenn
Shuler, Wyman III
Tamburello, Daniel
Waterhouse, Kevin

Antosz, Jason
Belanger, Ronald
Case, Frank
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Headd, James
Itse, Daniel
Lundgren, David
McKinney, Betsy
O'Connor, John
Reagan, John
Sanders, Elisabeth
Smith, William
Tucker, Pamela
Webb, James

Azarian, Gary
Bettencourt, David
Charron, Gene
DeSimone, Debra
Elliott, Robert
Garrity, James
Hoelzel, Kathleen
Kappler, Lawrence
Major, Norman
McMahon, Charles
Oigny, Jeffrey
Reichard, Kevin
Sedensky, John
Sullivan, James
Waddell, James
Welch, David

STRAFFORD

Andolina, Donald
Jones, Kyle
Munck, Philip
Pitre, Joseph

Cataldo, Sam
Jones, Laura
Newton, Clifford
Vita, Carol

DeLemus, Susan
Larsen, Kirsten
O'Connor, William
Vita, Lucien

Groen, Warren
Leonard, Frederick Jr
Parsons, Robbie
Weeden, Michael

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 119

BELKNAP

Millham, Alida

CARROLL

None

CHESHIRE

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

Carr, Daniel
Johnsen, Gladys
Roberts, Kris

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Emerson, Susan
Meador, David
Weber, Lucy

COOS

Coulombe, Gary
Theberge, Robert

Hatch, William
Thomas, Yvonne

Merrick, Evalyn
Tremblay, Marc

Remick, William

GRAFTON

Aguiar, James
Harding, Laurie
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Benn, Bernard
Pierce, David
Townsend, Charles

Gould, Franklin
Shackett, Jeffrey
White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Cote, David
Garrity, Patrick
Jeudy, Jean
McCarthy, Michael
Proulx, Mark
Rosenwald, Cindy
Vaillancourt, Steve

Brunelle, Michael
Daler, Jennifer
Gidge, Kenneth
Katsiantonis, Thomas
Messier, Irene
Ramsey, Peter
Shaw, Barbara

Buxton, Michael
DeJong, Cameron
Goley, Jeffrey
Levasseur, Nickolas
Pilotte, Maurice
Rhodes, Brian
Sullivan, Daniel

Campbell, David
Gandia, Laura
Gorman, Mary
Long, Patrick
Porter, Marjorie
Rokas, Ted
Summers, James

MERRIMACK

Bouchard, Candace
Gile, Mary
Owen, Derek
Richardson, Gary
Williams, Robert

Deloge, Helen
Hamm, Christine
Patten, Dick
Shurtleff, Stephen

DeStefano, Stephen
Hoell, J.R.
Potter, Frances
Wallner, Mary Jane

Frazer, June
MacKay, James
Rice, Chip
Watrous, Rick

ROCKINGHAM

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Pantelakos, Laura
Quandt, Marshall
Serlin, Christopher

Copeland, Timothy
Moody, Marcia
Perkins, Amy
Quandt, Matt
Sytek, John

DiPentima, Rich
Norelli, Terie
Perkins, Lawrence
Read, Robin Jr
Tremblay, Stella

Gould, Kenneth
Okerman, Richard
Powers, James
Schlachman, Donna

STRAFFORD

Berube, Roger
Grassie, Anne
Keans, Sandra
Spainhower, Dale
Watters, David

Brown, Julie
Hooper, Dorothea
Pelletier, Marsha
Spang, Judith

Browne, Brendon
Horrigian, Timothy
Roberts, Jenna
Sprague, Dale

Ginsburg, Philip
Kaen, Naida
Schmidt, Peter
Wall, Janet

SULLIVAN

Cloutier, John Gagnon, Raymond Lefebvre, Benjamin Schmidt, Andrew
and the Committee of Conference Report was adopted.
Rep. Tholl declared a conflict of interest and did not participate.

SENATE MESSAGE

ACCEDES TO REQUEST FOR NEW COMMITTEE OF CONFERENCE

SB 33-FN, relative to retired state employee contributions for medical benefits costs.
The President appointed Sens. Carson, Groen and D'Allesandro.

MOTION TO SUSPEND HOUSE RULES

Rep. Carol McGuire moved that the rules be so far suspended as to allow consideration at the present time and without the required printing of a Committee of Conference Report on **SB 33-FN**, relative to retired state employee contributions for medical benefits costs.
On a division vote, 280 members having voted in the affirmative and 98 in the negative, the motion was adopted by the necessary two-thirds vote.

COMMITTEE OF CONFERENCE REPORT ON SENATE BILL NEW COMMITTEE OF CONFERENCE REPORT ON SB 33-FN

Committee of Conference Report on SB 33-FN, an act relative to retired state employee contributions for medical benefits costs.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

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

1 New Paragraph; State Employee Contributions to Medical and Surgical Benefits.

Amend RSA 21-I:30 by inserting after paragraph VII the following new paragraph:

VIII. The commissioner of administrative services shall invoice and collect from retired state employees under the age of 65 years receiving medical and surgical benefits provided under this section, who do not receive a retirement allowance as defined in RSA 100-A:1, XXII, the premium contribution amounts of 12.5 percent of the total monthly premium for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent of the total monthly premium for 2 plan participants. The commissioner of administrative services is also authorized to invoice and collect from such other participants contribution amounts as specified by law. Collected amounts shall be deposited in the employee and retiree benefit risk management fund. Failure to remit payment of the contribution amount in full within 30 days of billing shall be grounds for terminating benefits, effective from the beginning of the billing period. Reenrollment shall be dependent upon payment of any outstanding contribution or other amounts within 6 months of the termination date. If a participant fails to remit payment in full for participation within 30 days of billing, on the 30th day the participant shall be notified by certified mail, return receipt requested, that he or she shall remit payment to the department within 10 business days of receiving the letter or his or her benefits shall be terminated effective upon the 10th business day after receipt of the letter and that reenrollment shall be dependent upon payment of any outstanding contribution or other amount within 6 months of the termination date.

2 New Hampshire Retirement System; Medical and Surgical Benefit Administration.
RSA 100-A:54, III is repealed and reenacted to read as follows:

III. The retirement system shall deduct from the monthly retirement allowance of

retired state employees under the age of 65 years receiving medical and surgical benefits provided pursuant to RSA 21-I:30, the premium contribution amounts of 12.5 percent of the total monthly premium for each such retiree and 12.5 percent of the total monthly premium for each applicable spouse; provided that the charge to each household shall not exceed 12.5 percent of the total monthly premium for 2 plan participants. The department of administrative services shall provide information as to the total monthly premium cost for each participant to the retirement system for purposes of calculating this deduction. Deducted amounts, which shall be in addition to and notwithstanding any amounts payable by the retirement system pursuant to RSA 100-A:52, RSA 100-A:52-a, and RSA 100-A:52-b, shall be deposited in the employee and retiree benefit risk management fund. In the event the retiree's monthly allowance is insufficient to cover the certified contribution amount, the retirement system shall so notify the department of administrative services, which shall invoice and collect from the retiree the remaining contribution amount. Failure to remit payment of the contribution amount in full within 30 days of billing shall be grounds for terminating benefits, effective from the beginning of the billing period. Reenrollment shall be dependent upon payment of any outstanding contribution or other amounts within 6 months of the termination date. The department of administrative services shall provide notice of the termination of benefits as provided in RSA 21-I:30, VIII.

3 Effective Date. This act shall take effect July 1, 2011 at 12:01 a.m.

Conferees: Sens. Carson, Dist. 14; Groen, Dist. 6; and D'Allesandro, Dist. 20.

Conferees: Reps. Carol McGuire, Merr. 8; Pilotte, Hills. 16; Winter, Merr. 3; and Bowers, Sull. 3.

Rep. Carol McGuire spoke in favor.

Rep. Patrick Garrity requested a roll call; sufficiently seconded.

YEAS 278 NAYS 99

YEAS 278

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Morrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John
Johnson, Jane
Sterling, Franklin Jr

Cartwright, Anne
Moore, Charles

Dwinell, Richard
Moore, Robert Jr

Hunt, John
Smith, Edwin

COOS

Daugherty, Duffy
Tholl, John Jr

Rappaport, Laurence

Remick, William

Richardson, Herbert

GRAFTON

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

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

Bulis, Lyle
Ingbretson, Paul
Shackett, Jeffrey

Eaton, Stephanie
Ladd, Rick Jr
Simard, Paul

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Bergevin, Jerry
Burt, John
Christensen, D.L.
Chris
Coughlin, Sean
Day, Russell
Drisko, Richard
Fredette, Robert
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hopper, Gary
Krasucki, Joseph
Maltz, Jonathan
Mecheski, Holly
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Proulx, Mark
Scotsas, Lisa
Soucy, Connie
Summers, James
Twombly, Timothy
Warden, Mark

Balboni, Michael
Beattie, Thomas
Boehm, Ralph
Buxton, Michael
Christiansen, Lars

Cusson-Cail, Kathleen
DeJong, Cameron
Emerton, Larry
Gagne, Larry
Graham, John
Hardwick, Harry
Hogan, Edith
Hutchinson, Winfred
Kurk, Neal
Marcus, Bruce
Messier, Irene
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Swank, Matthew
Ulery, Jordan
Whitehead, Randall

Ball, J. Michael
Belanger, James
Brown, Kevin
Cebrowski, John
Coffey, James

Daler, Jennifer
Doherty, Shaun
Erickson, Duane
Gandia, Laura
Greazzo, Phil
Hawkins, Kenneth
Hogan, Timothy
Infantine, William
Lambert, George
McClarren, Donald
Moran, Edward
Ober, Russell III
Parison, James
Pilotte, Maurice
Robbins, David
Silva, Peter
Stepanek, Stephen
Terrio, Ross
Vaillancourt, Steve
Willette, Robert

Barry, J. Gail
Belvin, William
Brownrigg, Randall Jr
Champagne, Norma
Condra, William

Daniels, Gary
Donovan, Daniel
Flanagan, Jack
Gargas, Carolyn
Haefner, Robert
Hikel, John
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McGuinness, Sean
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Thomas, Joseph
Villeneuve, Moe

MERRIMACK

Blankenbeker, Lynne
Hess, David
Kidder, David
Lockwood, Priscilla
Palfrey, David
Smith, Molly

Coffey, Jennifer
Hill, Gregory
Kotowski, Frank
McDonnell, John
Reed, Dennis
Smith, Todd

Cohn, Seth
Hoell, J.R.
Kreis, Kenneth Sr
McGuire, Carol
Sanborn, Laurie
Winter, Steven

Cox, Sean
Keane, Thomas
Lindsley, Mark
McGuire, Dan
Seaworth, G. Brian

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Birdsell, Regina
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Kappler, Lawrence
Major, Norman
McMahon, Charles
Okerman, Richard

Allen, Mary
Bates, David
Brown, Paul
Comerford, Timothy
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Hutchinson, Karen
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Oligny, Jeffrey

Antosz, Jason
Belanger, Ronald
Case, Frank
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman

Azarian, Gary
Bettencourt, David
Charron, Gene
DeSimone, Debra
Elliott, Robert
Garrity, James
Headd, James
Itse, Daniel
Lundgren, David
McKinney, Betsy
O'Connor, John
Peckham, Michele

Reagan, John
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Reichard, Kevin
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Ritter, Glenn
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

STRAFFORD

Andolina, Donald
Groen, Warren
Leonard, Frederick Jr
Parsons, Robbie
Vita, Lucien

Brown, Julie
Jones, Kyle
Munck, Philip
Pitre, Joseph
Weeden, Michael

Cataldo, Sam
Jones, Laura
Newton, Clifford
Schmidt, Peter

DeLemus, Susan
Larsen, Kirsten
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 99

BELKNAP

None

CARROLL

None

CHESHIRE

Butynski, William
Hawkes, Samuel
Roberts, Kris

Carr, Daniel
Johnsen, Gladys
Tatro, Bruce

Chase, Cynthia
Meader, David
Weber, Lucy

Emerson, Susan
Parkhurst, Henry
Weed, Charles

COOS

Coulombe, Gary
Thomas, Yvonne

Hatch, William
Tremblay, Marc

Merrick, Evalyn

Theberge, Robert

GRAFTON

Aguiar, James
Nordgren, Sharon
Townsend, Charles

Almy, Susan
Pierce, David
White, Andrew

Benn, Bernard
Smith, Suzanne

Gould, Franklin
Taylor, Kathleen

HILLSBOROUGH

Baroody, Benjamin
Garrity, Patrick
Judy, Jean
McCarthy, Michael
Rokas, Ted

Brunelle, Michael
Gidge, Kenneth
Katsiantonis, Thomas
Porter, Marjorie
Rosenwald, Cindy

Campbell, David
Gimas, John
Levasseur, Nickolas
Ramsey, Peter
Shaw, Barbara

Cote, David
Goley, Jeffrey
Long, Patrick
Rhodes, Brian
Sullivan, Daniel

MERRIMACK

Bouchard, Candace

Deloge, Helen

DeStefano, Stephen

Frazer, June

Gile, Mary
Patten, Dick
Richardson, Jon
Williams, Robert

Hamm, Christine
Potter, Frances
Shurtleff, Stephen

MacKay, James
Rice, Chip
Wallner, Mary Jane

Owen, Derek
Richardson, Gary
Watrous, Rick

ROCKINGHAM

Cali-Pitts, Jacqueline
Moody, Marcia
Perkins, Lawrence
Read, Robin Jr

Copeland, Timothy
Norelli, Terie
Powers, James
Schlachman, Donna

DiPentima, Rich
Pantelakos, Laura
Quandt, Marshall
Serlin, Christopher

Lovejoy, Patricia
Perkins, Amy
Quandt, Matt

STRAFFORD

Berube, Roger
Hooper, Dorothea
Pelletier, Marsha
Sprague, Dale

Browne, Brendon
Horrigan, Timothy
Roberts, Jenna
Wall, Janet

Ginsburg, Philip
Kaen, Naida
Spainhower, Dale
Watters, David

Grassie, Anne
Keans, Sandra
Spang, Judith

SULLIVAN

Cloutier, John
and the Committee of Conference Report was adopted.

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

The House recessed at 1:50 p.m.

RECESS

(Speaker O'Brien in the Chair)

The House reconvened at 2:50 p.m.

GOVERNOR'S VETO MESSAGE ON HB 109

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on June 15, 2011, I vetoed HB 109, an act relative to residential fire sprinklers. HB 109 prohibits local planning boards from requiring the installation of a fire suppression sprinkler system in proposed one or two-family residences as a condition of approval for a local permits. It also lessens the ability of local communities to work cooperatively with developers to move projects forward in cost-effective ways. Instead of allowing communities to work with developers to substitute sprinkler systems, communities will now have to revert to requiring what may be more costly options: fire ponds, cisterns, wider road widths, increasing the size of building lots and increasing the size of distance between buildings. HB 109 will also prohibit municipalities from enforcing their current sprinkler ordinances. Today, communities from Salem to Hooksett to Boscawen to Lebanon have these ordinances, which have been approved by the local governing bodies. I believe that the decision of whether or not to require fire sprinklers for new or renovated residential development should remain a local one. The State should not dictate a required course of action. It is obviously the local community that is impacted from new residential development both in terms of land use and in terms of bearing the costs of providing increased fire protection services. This legislation will remove local control over an important issue. The State Fire Marshal and numerous local fire departments across the State also have concerns about the ability of local officials to continue to have fire sprinkler systems as a local option. For these reasons, I am vetoing HB 109.

Respectfully submitted, John H. Lynch, Governor

The question being, notwithstanding the Governor's veto, shall **HB 109**, relative to residential fire sprinklers, become law?

Rep. Kris Roberts spoke against.
Reps. Sterling and Hunt spoke in favor.

Pursuant to the New Hampshire Constitution, Part II, Article 44, a roll call, requiring a two-thirds vote of the House for approval, was taken.

YEAS 294 NAYS 72

YEAS 294

BELKNAP

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

CARROLL

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

CHESHIRE

Byrnes, John	Cartwright, Anne	Dwinell, Richard	Emerson, Susan
Hunt, John	Johnson, Jane	Meador, David	Moore, Charles
Moore, Robert Jr	Roberts, Kris	Smith, Edwin	Sterling, Franklin Jr
Tatro, Bruce			

COOS

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

GRAFTON

Almy, Susan	Benn, Bernard	Bradley, Lester	Brosseau, Charles
Bulis, Lyle	Gionet, Edmond	Ingbretson, Paul	Ladd, Rick Jr
Mirski, Paul	Pierce, David	Reilly, Harold Sr	Shackett, Jeffrey
Simard, Paul	Smith, Suzanne	Sorg, Gregory	Sova, Charles
Taylor, Kathleen			

HILLSBOROUGH

Avard, Kevin	Balboni, Michael	Ball, J. Michael	Baroody, Benjamin
Barry, J. Gail	Barry, Richard	Beattie, Thomas	Belanger, James
Belvin, William	Bergevin, Jerry	Boehm, Ralph	Brown, Kevin
Brownrigg, Randall Jr	Burt, John	Campbell, David	Cebrowski, John
Champagne, Norma	Christensen, D.L.	Christiansen, Lars	Coffey, James
	Chris		
Coughlin, Sean	Cusson-Cail, Kathleen	Daniels, Gary	Day, Russell
DeJong, Cameron	Doherty, Shaun	Donovan, Daniel	Drisko, Richard
Emerton, Larry	Erickson, Duane	Fredette, Robert	Gagne, Larry
Gandia, Laura	Gargas, Carolyn	Gimas, John	Gonzalez, Carlos
Graham, John	Greazzo, Phil	Haefner, Robert	Hansen, Peter
Hardwick, Harry	Hawkins, Kenneth	Hikel, John	Hinch, Richard

Hogan, Edith
Infantine, William
Lambert, George
Maltz, Jonathan
McGuinness, Sean
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Ramsey, Peter
Scontsas, Lisa
Soucy, Connie
Summers, James
Ulery, Jordan
Whitehead, Randall

Holden, Frank
Jasper, Shawn
LeBrun, Donald
Marcus, Bruce
Mecheski, Holly
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Swank, Matthew
Vaillancourt, Steve
Willette, Robert

Hopper, Gary
Krasucki, Joseph
Levasseur, Nickolas
McCarthy, Michael
Messier, Irene
Ober, Russell III
Parison, James
Pratt, Calvin
Robbins, David
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Hutchinson, Winfred
Kurk, Neal
Long, Patrick
McClarren, Donald
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Rowe, Robert
Simmons, Tammy
Sullivan, Daniel
Twombly, Timothy
Warden, Mark

MERRIMACK

Blankenbeker, Lynne
DeStefano, Stephen
Hill, Gregory
Kotowski, Frank
McDonnell, John
Palfrey, David
Sanborn, Laurie
Winter, Steven

Coffey, Jennifer
Gile, Mary
Hoell, J.R.
Kreis, Kenneth Sr
McGuire, Carol
Reed, Dennis
Seaworth, G. Brian

Cohn, Seth
Giuda, J. Brandon
Keane, Thomas
Lindsley, Mark
McGuire, Dan
Richardson, Gary
Smith, Molly

Cox, Sean
Hess, David
Kidder, David
Lockwood, Priscilla
Owen, Derek
Richardson, Jon
Smith, Todd

ROCKINGHAM

Abrami, Patrick
Belanger, Ronald
Case, Frank
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Okerman, Richard
Quandt, Marshall
Rice, Frederick
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

Azarian, Gary
Bettencourt, David
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Itse, Daniel
Lovejoy, Patricia
Murphy, Brian
Packard, Sherman
Quandt, Matt
Ritter, Glenn
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Baldasaro, Alfred
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garrity, James
Headd, James
Kappler, Lawrence
Major, Norman
Nevins, Chris
Pantelakos, Laura
Reagan, John
Sanders, Elisabeth
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Bates, David
Brown, Paul
Comerford, Timothy
Devine, James
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Katsakiores, Phyllis
Manuse, Andrew
O'Connor, John
Peckham, Michele
Reichard, Kevin
Schlachman, Donna
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

STRAFFORD

Andolina, Donald
Ginsburg, Philip
Keans, Sandra
Newton, Clifford
Roberts, Jenna
Watters, David

Brown, Julie
Groen, Warren
Larsen, Kirsten
O'Connor, William
Sprague, Dale
Weeden, Michael

Cataldo, Sam
Jones, Kyle
Leonard, Frederick Jr
Parsons, Robbie
Vita, Carol

DeLemus, Susan
Jones, Laura
Munck, Philip
Pitre, Joseph
Vita, Lucien

SULLIVAN

Bowers, Spec
LaCasse, Paul Sr
Rodeschin, Beverly

Cunningham, Steven
Laware, Thomas
Smith, Steven

Gagnon, Raymond
Lovett, Charlene

Howard, Thomas
Osgood, Joe

NAYS 72

BELKNAP

Pilliod, James

CARROLL

None

CHESHIRE

Butynski, William
Johnsen, Gladys
Weed, Charles

Carr, Daniel
Lindsey, Steven

Chase, Cynthia
Parkhurst, Henry

Hawkes, Samuel
Weber, Lucy

COOS

Coulombe, Gary

Hatch, William

Merrick, Evalyn

Thomas, Yvonne

GRAFTON

Aguiar, James
Townsend, Charles

Gould, Franklin
White, Andrew

Harding, Laurie

Nordgren, Sharon

HILLSBOROUGH

Brunelle, Michael
Daler, Jennifer
Judy, Jean
Rhodes, Brian
Stroud, Kathleen

Buxton, Michael
Garrity, Patrick
Katsiantonis, Thomas
Rokas, Ted

Condra, William
Gidge, Kenneth
Pilotte, Maurice
Rosenwald, Cindy

Cote, David
Gorman, Mary
Porter, Marjorie
Shaw, Barbara

MERRIMACK

Bouchard, Candace
MacKay, James
Wallner, Mary Jane

Deloge, Helen
Patten, Dick
Watrous, Rick

Frazer, June
Potter, Frances
Williams, Robert

Hamm, Christine
Shurtleff, Stephen

ROCKINGHAM

Allen, Mary
Norelli, Terie
Read, Robin Jr

Cali-Pitts, Jacqueline
Perkins, Amy
Serlin, Christopher

DiPentima, Rich
Perkins, Lawrence

Moody, Marcia
Powers, James

STRAFFORD

Berube, Roger
Horrigan, Timothy
Spainhower, Dale

Browne, Brendon
Kaen, Naida
Spang, Judith

Grassie, Anne
Pelletier, Marsha
Wall, Janet

Hooper, Dorothea
Schmidt, Peter

SULLIVAN

Cloutier, John
and the veto was overridden.

Lefebvre, Benjamin

Schmidt, Andrew

GOVERNOR'S VETO MESSAGE ON HB 133

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on June 8, 2011, I vetoed HB 133, relative to the minimum wage. This legislation repeals New Hampshire's state minimum wage law, effectively ceding state control and authority to the federal government. This legislation would make New Hampshire one of only a handful of states that completely defer to the federal government and do not independently establish their own minimum wage laws. I do not support turning over complete authority to the federal government to determine what makes sense for our citizens or our businesses. The minimum wage law ensures that our citizens receive at least a minimum level of compensation for their hard work. It also helps ensure a level playing field for business owners - the overwhelming majority of whom want to give their employees a decent day's wage for a day's hard work. New Hampshire's current minimum wage is set at the federal level, and it is appropriate. But four years ago, we agreed that - after a decade of federal inaction - we needed to act to help families meet rising costs. This legislation removes the New Hampshire legislature from that debate, and gives authority to set the minimum wage solely to the federal government. New Hampshire's current economic strategy is working. We have one of the lowest unemployment rates in the nation. Ten thousand more people are working now than at the same time last year. We have one of the fastest-growing economies in the nation. And we have one of the highest median incomes in the nation. New Hampshire has had a minimum wage law since 1949, and neither our citizens nor our businesses have called for its repeal. There is no need to undermine our state's economic strategy or cede our state authority to the federal government. Therefore I am vetoing this legislation.

Respectfully submitted, John H. Lynch, Governor

The question being, notwithstanding the Governor's veto, shall **HB 133**, relative to the minimum wage, become law?

Reps. White, Weed and Campbell spoke against.

Rep. Daniels spoke in favor.

Pursuant to the New Hampshire Constitution, Part II, Article 44, a roll call, requiring a two-thirds vote of the House for approval, was taken.

YEAS 261 NAYS 110

YEAS 261

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Merrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John

Cartwright, Anne

Dwinell, Richard

Emerson, Susan

Hunt, John
Smith, Edwin

Johnson, Jane
Sterling, Franklin Jr

Moore, Charles

Moore, Robert Jr

COOS

Daugherty, Duffy
Tremblay, Marc

Rappaport, Laurence

Richardson, Herbert

Tholl, John Jr

GRAFTON

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

Brosseau, Charles
Ingbretson, Paul
Shackett, Jeffrey

Bulis, Lyle
Ladd, Rick Jr
Simard, Paul

Eaton, Stephanie
Mirski, Paul
Sorg, Gregory

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Bergevin, Jerry
Burt, John
Christensen, D.L.
Chris
Coughlin, Sean
DeJong, Cameron
Emerton, Larry
Gargas, Carolyn
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Kurk, Neal
Marcus, Bruce
Mecheski, Holly
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Balboni, Michael
Beattie, Thomas
Boehm, Ralph
Buxton, Michael
Christiansen, Lars

Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Graham, John
Hardwick, Harry
Hogan, Edith
Infantine, William
Lambert, George
McCarthy, Michael
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Warden, Mark

Ball, J. Michael
Belanger, James
Brown, Kevin
Cebrowski, John
Coffey, James

Daniels, Gary
Donovan, Daniel
Gagne, Larry
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McClarren, Donald
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Scotsas, Lisa
Soucy, Connie
Summers, James
Ulery, Jordan
Whitehead, Randall

Barry, J. Gail
Belvin, William
Brownrigg, Randall Jr
Champagne, Norma
Condra, William

Day, Russell
Drisko, Richard
Gandia, Laura
Haefner, Robert
Hikel, John
Hopper, Gary
Krasucki, Joseph
Maltz, Jonathan
McGuinness, Sean
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Swank, Matthew
Vaillancourt, Steve
Willette, Robert

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Keane, Thomas
McDonnell, John
Reed, Dennis
Smith, Molly

Coffey, Jennifer
Hess, David
Kotowski, Frank
McGuire, Carol
Richardson, Jon
Smith, Todd

Cohn, Seth
Hill, Gregory
Kreis, Kenneth Sr
McGuire, Dan
Sanborn, Laurie
Winter, Steven

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

ROCKINGHAM

Abrami, Patrick
Belanger, Ronald
Case, Frank
Copeland, Timothy
Duarte, Joe

Azarian, Gary
Bettencourt, David
Charron, Gene
Davenport, Joshua
Elliott, Robert

Baldasaro, Alfred
Birdsell, Regina
Chirichiello, Brian
DeSimone, Debra
Ferrante, Beverly

Bates, David
Brown, Paul
Comerford, Timothy
Devine, James
Fesh, Robert

Garcia, Marilinda
Headd, James
Kappler, Lawrence
Manuse, Andrew
O'Connor, John
Reagan, John
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Garrity, James
Hoelzel, Kathleen
Katsakiores, Phyllis
Mauro, Donna
Okerman, Richard
Reichard, Kevin
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

Griffin, Mary
Introne, Robert
Kolodziej, Walter
Murphy, Brian
Packard, Sherman
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Hagan, Joseph
Itse, Daniel
Major, Norman
Nevins, Chris
Peckham, Michele
Ritter, Glenn
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

STRAFFORD

Andolina, Donald
Jones, Kyle
Munck, Philip
Pitre, Joseph

Cataldo, Sam
Jones, Laura
Newton, Clifford
Vita, Carol

DeLemus, Susan
Larsen, Kirsten
O'Connor, William
Vita, Lucien

Groen, Warren
Leonard, Frederick Jr
Parsons, Robbie
Weeden, Michael

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 110

BELKNAP

None

CARROLL

None

CHESHIRE

Butynski, William
Johnsen, Gladys
Roberts, Kris

Carr, Daniel
Lindsey, Steven
Tatro, Bruce

Chase, Cynthia
Meader, David
Weber, Lucy

Hawkes, Samuel
Parkhurst, Henry
Weed, Charles

COOS

Coulombe, Gary
Theberge, Robert

Hatch, William
Thomas, Yvonne

Merrick, Evalyn

Remick, William

GRAFTON

Aguiar, James
Harding, Laurie
Taylor, Kathleen

Almy, Susan
Nordgren, Sharon
Townsend, Charles

Benn, Bernard
Pierce, David
White, Andrew

Gould, Franklin
Smith, Suzanne

HILLSBOROUGH

Baroody, Benjamin
Daler, Jennifer
Gimas, John
Jeudy, Jean
Messier, Irene

Brunelle, Michael
Fredette, Robert
Goley, Jeffrey
Katsiantonis, Thomas
Pilotte, Maurice

Campbell, David
Garrity, Patrick
Gonzalez, Carlos
Levasseur, Nickolas
Porter, Marjorie

Cote, David
Gidge, Kenneth
Gorman, Mary
Long, Patrick
Ramsey, Peter

Rhodes, Brian
Sullivan, Daniel

Rokas, Ted

Rosenwald, Cindy

Shaw, Barbara

MERRIMACK

Bouchard, Candace
Gile, Mary
MacKay, James
Rice, Chip
Watrous, Rick

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

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

Frazer, June
Lockwood, Priscilla
Potter, Frances
Wallner, Mary Jane

ROCKINGHAM

Allen, Mary
Gould, Kenneth
Pantelakos, Laura
Quandt, Marshall
Serlin, Christopher

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Perkins, Amy
Quandt, Matt

DiPentima, Rich
Moody, Marcia
Perkins, Lawrence
Read, Robin Jr

Dowling, Patricia
Norelli, Terie
Powers, James
Schlachman, Donna

STRAFFORD

Berube, Roger
Grassie, Anne
Keans, Sandra
Spainhower, Dale
Watters, David

Brown, Julie
Hooper, Dorothea
Pelletier, Marsha
Spang, Judith

Browne, Brendon
Horrigan, Timothy
Roberts, Jenna
Sprague, Dale

Ginsburg, Philip
Kaen, Naida
Schmidt, Peter
Wall, Janet

SULLIVAN

Cloutier, John
and the veto was overridden.

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

GOVERNOR'S VETO MESSAGE ON HB 329-FN

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on June 15, 2011, I vetoed HB 329. I support parental notification and parental involvement in a minor's decision to seek an abortion. The decision whether to complete a pregnancy or seek an abortion is a serious and life-changing one for any pregnant woman. Minors need and benefit from the support and guidance of their parents. However, any law must make reasonable allowances for cases where that is not possible. I am particularly troubled by the lack of an exception for the victims of rape, incest and abuse. If the legislature works with me on this change and the other limited, common-sense changes outlined in this message, I would sign parental notification legislation. First, a young woman should not be forced to involve the person that abused her in the first place in this decision. That is why of the 36 states that require some form of parental involvement, 16 include exceptions from notification for rape or incest or abuse. There must be an exception for rape, incest and abuse in any parental notification law in New Hampshire. Second, some of the provisions of this legislation are unclear and too narrow. The health exception does not allow a physician to sufficiently exercise his or her best medical judgment and proceed with an abortion when a delay will create a grave and immediate risk to the minor's health. For example, when a physician sees a minor patient who is hemorrhaging, the physician may not be able to definitively determine whether a delay in performing an abortion would result in the irreversible impairment of a major bodily function, even if the physician has determined that there is surely a grave and immediate risk to the minor's health. The bill's medical emergency provision requires a physician to determine in a very short time frame that a delay will create a serious risk of a substantial and irreversible impairment of a major bodily function. That standard is narrow, complex and unworkable. It is difficult for a

physician – at any point in time – to be certain that a delay will present a “serious risk” that there will be both a “substantial and irreversible” impairment of a major bodily function. If the physician chooses not go forward with the abortion because of uncertainty of the risk, the minor’s health could be affected. If the physician performs the abortion and is wrong in that determination, then he or she is subject to criminal liability. The medical emergency standard now in HB 329 needs to allow physicians to exercise their full professional judgment based on all the potential serious health impacts to their patients. Lastly, this bill subjects medical professionals to potential imprisonment and civil lawsuits without giving medical providers sufficient guidance on how to comply with the law. The law should include clear standards on what information must be collected from the minor and what records should be kept. Because this legislation lacks an exception for rape and incest, and for the other reasons I have articulated, I am vetoing HB 329. If the legislature passes a bill that addresses these concerns, then I am prepared to sign a parental notification law.

Respectfully submitted, John H. Lynch, Governor

The question being, notwithstanding the Governor’s veto, shall ***HB 329-FN***, requiring parental notification before abortions may be performed on unemancipated minors, become law?

Reps. Rowe, Giuda, Souza and Groen spoke in favor.

Reps. Chase and Bouchard spoke against.

Pursuant to the New Hampshire Constitution, Part II, Article 44, a roll call, requiring a two-thirds vote of the House for approval, was taken.

YEAS 266 NAYS 102

YEAS 266

BELKNAP

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

Bolster, Peter
Greemore, Robert
Pilliod, James
Swinford, Elaine

Comtois, Guy
Kingsbury, Robert
Russell, David
Tilton, Franklin

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

CARROLL

Ahlgren, Christopher
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Merrow, Harry
Schmidt, Stephen

Knox, J. David
Patten, Betsey
Tregenza, Norman

CHESHIRE

Butynski, William
Emerson, Susan
Smith, Edwin

Byrnes, John
Johnson, Jane
Sterling, Franklin Jr

Cartwright, Anne
Moore, Charles

Dwinell, Richard
Moore, Robert Jr

COOS

Daugherty, Duffy
Tholl, John Jr

Rappaport, Laurence
Tremblay, Marc

Remick, William

Richardson, Herbert

GRAFTON

Bradley, Lester
Ingretson, Paul

Brosseau, Charles
Ladd, Rick Jr

Bulis, Lyle
Mirski, Paul

Gionet, Edmond
Reilly, Harold Sr

Shackett, Jeffrey

Sorg, Gregory

Sova, Charles

HILLSBOROUGH

Avard, Kevin
Barry, Richard
Bergevin, Jerry
Burt, John
Christensen, D.L.
Chris
Coughlin, Sean
DeJong, Cameron
Erickson, Duane
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Krasucki, Joseph
Marcus, Bruce
Moran, Edward
Ohm, Bill
Pellegrino, Tony
Pratt, Calvin
Rowe, Robert
Simmons, Tammy
Stroud, Kathleen
Thomas, Joseph
Villeneuve, Moe

Balboni, Michael
Beattie, Thomas
Boehm, Ralph
Buxton, Michael
Christiansen, Lars

Cusson-Cail, Kathleen
Doherty, Shaun
Fredette, Robert
Graham, John
Hardwick, Harry
Hogan, Edith
Infantine, William
Lambert, George
McClarren, Donald
Murphy, Keith
Palmer, Barry
Pepino, Leo
Proulx, Mark
Scontsas, Lisa
Soucy, Connie
Sullivan, Daniel
Twombly, Timothy
Warden, Mark

Ball, J. Michael
Belanger, James
Brown, Kevin
Cebrowski, John
Coffey, James

Daniels, Gary
Donovan, Daniel
Gagne, Larry
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McGuinness, Sean
Notter, Jeanine
Palmer, Stephen
Peterson, Lenette
Renzullo, Andrew
Seidel, Carl
Souza, Kathleen
Summers, James
Ulery, Jordan
Whitehead, Randall

Barry, J. Gail
Belvin, William
Brownrigg, Randall Jr
Champagne, Norma
Condra, William

Day, Russell
Emerton, Larry
Gandia, Laura
Haefner, Robert
Hikel, John
Hopper, Gary
Katsiantonis, Thomas
Maltz, Jonathan
Mecheski, Holly
Ober, Lynne
Parison, James
Pilotte, Maurice
Robbins, David
Silva, Peter
Stepanek, Stephen
Swank, Matthew
Vaillancourt, Steve
Willette, Robert

MERRIMACK

Blankenbeker, Lynne
DeStefano, Stephen
Hoell, J.R.
Lindsley, Mark
Palfrey, David
Seaworth, G. Brian

Coffey, Jennifer
Giuda, J. Brandon
Keane, Thomas
McDonnell, John
Reed, Dennis
Smith, Molly

Cohn, Seth
Hess, David
Kotowski, Frank
McGuire, Carol
Richardson, Jon
Smith, Todd

Cox, Sean
Hill, Gregory
Kreis, Kenneth Sr
McGuire, Dan
Sanborn, Laurie
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Bates, David
Brown, Paul
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Itse, Daniel
Major, Norman
Murphy, Brian
Packard, Sherman
Quandt, Marshall
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Allen, Mary
Belanger, Ronald
Charron, Gene
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Headd, James
Kappler, Lawrence
Manuse, Andrew
Nevins, Chris
Peckham, Michele
Quandt, Matt
Ritter, Glenn
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Azarian, Gary
Bettencourt, David
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Garritty, James
Hoelzel, Kathleen
Katsakiores, Phyllis
Mauro, Donna
O'Connor, John
Perkins, Amy
Reagan, John
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

Baldasaro, Alfred
Birdsell, Regina
Comerford, Timothy
Devine, James
Ferrante, Beverly
Griffin, Mary
Introne, Robert
Kolodziej, Walter
McMahon, Charles
Okerman, Richard
Perkins, Lawrence
Reichard, Kevin
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

STRAFFORD

Andolina, Donald
Groen, Warren
Leonard, Frederick Jr
Parsons, Robbie
Weeden, Michael

Berube, Roger
Jones, Kyle
Munck, Philip
Pitre, Joseph

Cataldo, Sam
Jones, Laura
Newton, Clifford
Vita, Carol

DeLemus, Susan
Larsen, Kirsten
O'Connor, William
Vita, Lucien

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 102

BELKNAP

Millham, Alida

CARROLL

Babson, David Jr

CHESHIRE

Carr, Daniel
Johnsen, Gladys
Roberts, Kris

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Hawkes, Samuel
Meador, David
Weber, Lucy

Hunt, John
Parkhurst, Henry
Weed, Charles

COOS

Coulombe, Gary
Thomas, Yvonne

Hatch, William

Merrick, Evalyn

Theberge, Robert

GRAFTON

Aguiar, James
Gould, Franklin
Simard, Paul
White, Andrew

Almy, Susan
Harding, Laurie
Smith, Suzanne

Benn, Bernard
Nordgren, Sharon
Taylor, Kathleen

Eaton, Stephanie
Pierce, David
Townsend, Charles

HILLSBOROUGH

Baroody, Benjamin
Daler, Jennifer
Gimas, John
Levasseur, Nickolas
Ramsey, Peter
Shaw, Barbara

Brunelle, Michael
Drisko, Richard
Goley, Jeffrey
Long, Patrick
Rhodes, Brian

Campbell, David
Gargasz, Carolyn
Gorman, Mary
Messier, Irene
Rokas, Ted

Cote, David
Gidge, Kenneth
Jeudy, Jean
Porter, Marjorie
Rosenwald, Cindy

MERRIMACK

Bouchard, Candace
Hamm, Christine
Owen, Derek
Richardson, Gary
Williams, Robert

Deloge, Helen
Kidder, David
Patten, Dick
Shurtleff, Stephen

Frazer, June
Lockwood, Priscilla
Potter, Frances
Wallner, Mary Jane

Gile, Mary
MacKay, James
Rice, Chip
Watrous, Rick

ROCKINGHAM

Cali-Pitts, Jacqueline	Case, Frank	DiPentima, Rich	Gould, Kenneth
Lovejoy, Patricia	Moody, Marcia	Norelli, Terie	Pantelakos, Laura
Powers, James	Read, Robin Jr	Schlachman, Donna	Serlin, Christopher

STRAFFORD

Brown, Julie	Browne, Brendon	Ginsburg, Philip	Grassie, Anne
Hooper, Dorothea	Horrigan, Timothy	Kaen, Naida	Keans, Sandra
Pelletier, Marsha	Roberts, Jenna	Schmidt, Peter	Spainhower, Dale
Spang, Judith	Sprague, Dale	Wall, Janet	Watters, David

SULLIVAN

Cloutier, John	Gagnon, Raymond	Lefebvre, Benjamin	Schmidt, Andrew
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and the veto was overridden.

MOTION TO PRINT REMARKS

Rep. Kappler moved that the remarks made during the Parliamentary Inquiries on **HB 1-A**, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2012 and June 30, 2013 and **HB 2-FN-A-L**, relative to state fees funds, revenues, and expenditures, be printed in the Permanent Journal.

On a division vote, 205 members having voted in the affirmative and 163 in the negative, the motion was adopted.

PARLIAMENTARY INQUIRIES – HB 1-A

Rep. Nordgren: Thank you, Mister Speaker. If I know that HB 1 will forever change the state of New Hampshire and harm hundreds of citizens we have been elected to serve; if I know that HB 1 will withdraw lifesaving services to the disabled, mentally ill and elderly struggling to remain independent; if know HB 1, created in backrooms out of the public view, will prevent job creation; that the largest cuts in the nation to higher education will prevent our talented students from joining our work force; if I know that this proposed budget will be remembered for raising property taxes, cutting services for citizens, victims of domestic abuse, putting families in communities at risk by horrendous funding cuts in programs for our most troubled children; if I know that this body has abandoned our most needy citizens, turned our backs on our citizens and changed the very fabric of this state; and, Mister Speaker, if I know New Hampshire voters will not forget this reckless budget, would I press the red button and remember our friends and neighbors in need? Thank you, Mister Speaker.

Rep. Jasper: Thank you, Mister Speaker. Mister Speaker, if I know that members of my party stood here for two budget cycles and warned of what was coming, warned of over spending, warned of over taxation and warned of the dire situation we would find ourselves in because those tax increases and those spending increases were unsustainable; Mister Speaker, because I know all that, I find the complaints from the loyal opposition to ring hollow. Mister Speaker, if I know that we suffered through a 24% increase in our budget over two cycles and I know that this budget only goes down 11%; and, Mister Speaker, I know that the people of the state of New Hampshire are resilient and I know that the generosity of the people of New Hampshire to those in need through private charities and churches know no bounds when people are truly in need, but I know that this is a responsible budget because you can't say that the state of New Hampshire will fall apart over 11% decrease in spending; Mister Speaker, if I know we have done the very best we could given the disaster that was handed to us from the loyal opposition; Mister Speaker would I then

support the hard work of both the House and the Senate, conferees and the members of the Finance Committee on both of those bodies and do the right thing and the responsible thing and push the green button and support the Committee of Conference Report?

PARLIAMENTARY INQUIRIES – HB 2-FN-A-L

Rep. Wallner: Thank you, Mister Speaker. If I know that passing HB 2 will have devastating effects on New Hampshire's children, working families and senior citizens; and, if I know that HB 2 is a job killer and does not create new jobs; and, if I know that HB 2 will increase property taxes by downshifting the state's responsibility to the local communities; and, if I further know that for the legislature, the budget process may be ending, however our citizens will just be beginning to deal with the devastating effects on their lives by our actions here today, would I now press the red button because we can and we must do better for our children, our working families, our businesses and our citizens?

Rep. Jasper: Thank you, Mister Speaker. Mister Speaker, if I know that I along with many other people would have liked to have done better, would have liked to have seen more of the House position, but, Mister Speaker, if I know one thing, Mister Speaker, and that is no Committee of Conference on the budget gets signed off without the approval of the Speaker of this House; and, Mister Speaker, if I know one other thing and that is that you are not a man who capitulates; and, Mister Speaker, if I know that you signed off on a budget that you believed was the best deal that we could get and a HB 2 that was the best deal that we were going to get; and, Mister Speaker, if I know that I listened to someone up here very passionately talk about doing better, but admitting to having voted for the budget that caused us to bleed so heavily, because Mister Speaker, he said that he was afraid it was going to result in more spending if we didn't pass it, but Mister Speaker, if I know that I heard the loyal opposition say that they looked to sky for revenues and spending; and, Mister Speaker, I know there was never any danger of that budget going higher or that budget being defeated; Mister Speaker would I then do the right thing and support the Committee of Conference by pushing the green button?

MOTION TO PRINT REMARKS

Rep. Tamburello moved that the remarks made by Rep. Groen on **HB 329-FN**, requiring parental notification before abortions may be performed on unemancipated minors, be printed in the Permanent Journal.

On a division vote, 210 members having voted in the affirmative and 159 in the negative, the motion was adopted.

CLERK'S NOTE

A motion to print the entire debate on on **HB 329-FN**, requiring parental notification before abortions may be performed on unemancipated minors, was adopted and the debate can be found later in this Journal.

APPEAL OF THE RULING OF THE CHAIR

Rep. DeStefano appealed the ruling of the Chair whereby the Chair declared that the House cannot take up the Veto Message on **HB 474-FN**, relative to freedom of choice on whether to join a labor union, because it is not on the Agenda.

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

Reps. DeStefano and Weber spoke against.

Reps. Jasper and Chandler spoke in favor.

Rep. Weber requested a roll call; sufficiently seconded.

YEAS 267 NAYS 101

YEAS 267

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Merrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John
Johnson, Jane
Sterling, Franklin Jr

Cartwright, Anne
Moore, Charles

Dwinell, Richard
Moore, Robert Jr

Hunt, John
Smith, Edwin

COOS

Daugherty, Duffy
Tremblay, Marc

Rappaport, Laurence

Remick, William

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
Bergevin, Jerry
Burt, John
Christensen, D.L.
Chris
Coughlin, Sean
DeJong, Cameron
Emerton, Larry
Gandia, Laura
Gorman, Mary
Hansen, Peter
Hinch, Richard
Hutchinson, Winfred
Kurk, Neal
Marcus, Bruce
Mecheski, Holly
Notter, Jeanine
Palmer, Barry
Peterson, Lenette
Robbins, David

Balboni, Michael
Beattie, Thomas
Boehm, Ralph
Buxton, Michael
Christiansen, Lars

Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Gargas, Carolyn
Graham, John
Hardwick, Harry
Hogan, Edith
Infantine, William
Lambert, George
McCarthy, Michael
Messier, Irene
Ober, Lynne
Palmer, Stephen
Pratt, Calvin
Rowe, Robert

Ball, J. Michael
Belanger, James
Brown, Kevin
Cebrowski, John
Coffey, James

Daniels, Gary
Donovan, Daniel
Fredette, Robert
Gidge, Kenneth
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Jasper, Shawn
LeBrun, Donald
McClarren, Donald
Moran, Edward
Ober, Russell III
Parison, James
Proulx, Mark
Scontsas, Lisa

Barry, J. Gail
Belvin, William
Brownrigg, Randall Jr
Champagne, Norma
Condra, William

Day, Russell
Drisko, Richard
Gagne, Larry
Gonzalez, Carlos
Haefner, Robert
Hikel, John
Hopper, Gary
Krasucki, Joseph
Maltz, Jonathan
McGuinness, Sean
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Renzullo, Andrew
Seidel, Carl

Silva, Peter
Stepanek, Stephen
Thomas, Joseph
Villeneuve, Moe

Simmons, Tammy
Stroud, Kathleen
Twombly, Timothy
Warden, Mark

Soucy, Connie
Summers, James
Ulery, Jordan
Whitehead, Randall

Souza, Kathleen
Swank, Matthew
Vaillancourt, Steve
Willette, Robert

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Kidder, David
Lockwood, Priscilla
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
Keane, Thomas
Lindsley, Mark
McGuire, Dan
Sanborn, Laurie
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Bates, David
Brown, Paul
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Headd, James
Kappler, Lawrence
Manuse, Andrew
Nevins, Chris
Peckham, Michele
Reichard, Kevin
Sedensky, John
Sullivan, James
Tasker, Kyle
Ward, Joanne
Weyler, Kenneth

Allen, Mary
Belanger, Ronald
Charron, Gene
DeSimone, Debra
Elliott, Robert
Garritty, James
Hoelzel, Kathleen
Katsakiores, Phyllis
Mauro, Donna
O'Connor, John
Perkins, Amy
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Waterhouse, Kevin

Azarian, Gary
Bettencourt, David
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Griffin, Mary
Introne, Robert
Kolodziej, Walter
McMahon, Charles
Okerman, Richard
Perkins, Lawrence
Ritter, Glenn
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Webb, James

Baldasaro, Alfred
Birdsell, Regina
Comerford, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Itse, Daniel
Major, Norman
Murphy, Brian
Packard, Sherman
Reagan, John
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Waddell, James
Welch, David

STRAFFORD

Andolina, Donald
Jones, Kyle
Munck, Philip
Pitre, Joseph

Cataldo, Sam
Jones, Laura
Newton, Clifford
Vita, Carol

DeLemus, Susan
Larsen, Kirsten
O'Connor, William
Vita, Lucien

Groen, Warren
Leonard, Frederick Jr
Parsons, Robbie
Weeden, Michael

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 101

BELKNAP

None

CARROLL

None

CHESHIRE

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

Carr, Daniel
Johnsen, Gladys
Roberts, Kris

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Emerson, Susan
Meador, David
Weber, Lucy

COOS

Coulombe, Gary
Theberge, Robert

Hatch, William
Thomas, Yvonne

Merrick, Evalyn

Richardson, Herbert

GRAFTON

Aguiar, James
Harding, Laurie
Taylor, Kathleen

Almy, Susan
Nordgren, Sharon
Townsend, Charles

Benn, Bernard
Pierce, David
White, Andrew

Gould, Franklin
Smith, Suzanne

HILLSBOROUGH

Baroody, Benjamin
Garrity, Patrick
Katsiantonis, Thomas
Pilotte, Maurice
Rokas, Ted

Brunelle, Michael
Gimas, John
Levasseur, Nickolas
Porter, Marjorie
Rosenwald, Cindy

Cote, David
Goley, Jeffrey
Long, Patrick
Ramsey, Peter
Shaw, Barbara

Daler, Jennifer
Jeudy, Jean
Pepino, Leo
Rhodes, Brian
Sullivan, Daniel

MERRIMACK

Bouchard, Candace
Gile, Mary
Patten, Dick
Shurtleff, Stephen

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

DeStefano, Stephen
MacKay, James
Rice, Chip
Watrous, Rick

Frazer, June
Owen, Derek
Richardson, Gary
Williams, Robert

ROCKINGHAM

Case, Frank
Lovejoy, Patricia
Powers, James
Schlachman, Donna

Copeland, Timothy
Moody, Marcia
Quandt, Marshall
Serlin, Christopher

DiPentima, Rich
Norelli, Terie
Quandt, Matt

Gould, Kenneth
Pantelakos, Laura
Read, Robin Jr

STRAFFORD

Berube, Roger
Grassie, Anne
Keans, Sandra
Spainhower, Dale
Watters, David

Brown, Julie
Hooper, Dorothea
Pelletier, Marsha
Spang, Judith

Browne, Brendon
Horrigan, Timothy
Roberts, Jenna
Sprague, Dale

Ginsburg, Philip
Kaen, Naida
Schmidt, Peter
Wall, Janet

SULLIVAN

Cloutier, John
and the ruling of the Chair was upheld.

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

MOTION TO PRINT REMARKS

Rep. Rosenwald moved that the Parliamentary Inquiry of the Speaker and the Appeal of the ruling of the Chair debate be printed in the Permanent Journal.

Rep. Bettencourt requested a roll call; sufficiently seconded.

YEAS 333 NAYS 36

YEAS 333

BELKNAP

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

CARROLL

Ahlgren, Christopher	Babson, David Jr	Chandler, Gene	Fleck, Joseph
Knox, J. David	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	Hawkes, Samuel	Hunt, John
Johnsen, Gladys	Johnson, Jane	Lindsey, Steven	Meador, David
Moore, Charles	Moore, Robert Jr	Parkhurst, Henry	Roberts, Kris
Smith, Edwin	Sterling, Franklin Jr	Tatro, Bruce	Weber, Lucy
Weed, Charles			

COOS

Coulombe, Gary	Daugherty, Duffy	Hatch, William	Merrick, Evalyn
Richardson, Herbert	Theberge, Robert	Tholl, John Jr	Thomas, Yvonne
Tremblay, Marc			

GRAFTON

Almy, Susan	Benn, Bernard	Brosseau, Charles	Bulis, Lyle
Eaton, Stephanie	Gionet, Edmond	Harding, Laurie	Ingbretson, Paul
Mirski, Paul	Nordgren, Sharon	Pierce, David	Reilly, Harold Sr
Shackett, Jeffrey	Simard, Paul	Smith, Suzanne	Sova, Charles
Taylor, Kathleen	Townsend, Charles	White, Andrew	

HILLSBOROUGH

Avard, Kevin	Balboni, Michael	Ball, J. Michael	Baroody, Benjamin
Barry, J. Gail	Barry, Richard	Beattie, Thomas	Belanger, James
Belvin, William	Boehm, Ralph	Brown, Kevin	Brownrigg, Randall Jr
Brunelle, Michael	Burt, John	Buxton, Michael	Campbell, David
Cebrowski, John	Champagne, Norma	Christensen, D.L.	Christiansen, Lars
		Chris	
Coffey, James	Condra, William	Cote, David	Coughlin, Sean
Cusson-Cail, Kathleen	Daler, Jennifer	Daniels, Gary	Day, Russell
DeJong, Cameron	Doherty, Shaun	Donovan, Daniel	Drisko, Richard
Emerton, Larry	Erickson, Duane	Fredette, Robert	Gagne, Larry
Gandia, Laura	Gargas, Carolyn	Garrity, Patrick	Gidge, Kenneth
Gimas, John	Goley, Jeffrey	Gonzalez, Carlos	Gorman, Mary
Graham, John	Greazzo, Phil	Haefner, Robert	Hansen, Peter
Hardwick, Harry	Hawkins, Kenneth	Hikel, John	Hinch, Richard
Hogan, Edith	Hopper, Gary	Hutchinson, Winfred	Infantine, William
Jasper, Shawn	Jeudy, Jean	Katsiantonis, Thomas	Krasucki, Joseph

Kurk, Neal
Long, Patrick
McGuinness, Sean
Ober, Lynne
Palmer, Stephen
Pilotte, Maurice
Ramsey, Peter
Rokas, Ted
Seidel, Carl
Soucy, Connie
Sullivan, Daniel
Whitehead, Randall

Lambert, George
Maltz, Jonathan
Mecheski, Holly
Ober, Russell III
Parison, James
Porter, Marjorie
Renzullo, Andrew
Rosenwald, Cindy
Shaw, Barbara
Souza, Kathleen
Summers, James

LeBrun, Donald
Marcus, Bruce
Moran, Edward
Ohm, Bill
Pellegrino, Tony
Pratt, Calvin
Rhodes, Brian
Rowe, Robert
Silva, Peter
Stepanek, Stephen
Thomas, Joseph

Levasseur, Nickolas
McClarren, Donald
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Proulx, Mark
Robbins, David
Scoutsas, Lisa
Simmons, Tammy
Stroud, Kathleen
Ulery, Jordan

MERRIMACK

Blankenbeker, Lynne
Cox, Sean
Gile, Mary
Hill, Gregory
Lindsley, Mark
McGuire, Dan
Potter, Frances
Richardson, Jon
Smith, Molly
Williams, Robert

Bouchard, Candace
Deloge, Helen
Giuda, J. Brandon
Kidder, David
MacKay, James
Owen, Derek
Reed, Dennis
Sanborn, Laurie
Smith, Todd
Winter, Steven

Coffey, Jennifer
DeStefano, Stephen
Hamm, Christine
Kotowski, Frank
McDonnell, John
Palfrey, David
Rice, Chip
Seaworth, G. Brian
Wallner, Mary Jane

Cohn, Seth
Frazer, June
Hess, David
Kreis, Kenneth Sr
McGuire, Carol
Patten, Dick
Richardson, Gary
Shurtleff, Stephen
Watrous, Rick

ROCKINGHAM

Abrami, Patrick
Bates, David
Brown, Paul
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Headd, James
Katsakiores, Phyllis
Manuse, Andrew
Murphy, Brian
Okerman, Richard
Perkins, Amy
Quandt, Matt
Rice, Frederick
Sedensky, John
Sullivan, James
Tasker, Kyle
Webb, James

Allen, Mary
Belanger, Ronald
Cali-Pitts, Jacqueline
Devine, James
Elliott, Robert
Garrity, James
Introne, Robert
Kolodziej, Walter
Mauro, Donna
Nevins, Chris
Packard, Sherman
Perkins, Lawrence
Read, Robin Jr
Ritter, Glenn
Serlin, Christopher
Sullivan, Kevin
Tucker, Pamela
Welch, David

Azarian, Gary
Bettencourt, David
Case, Frank
DiPentima, Rich
Ferrante, Beverly
Griffin, Mary
Itse, Daniel
Lovejoy, Patricia
McMahon, Charles
Norelli, Terie
Pantelakos, Laura
Powers, James
Reagan, John
Sanders, Elisabeth
Sheffert, Kenneth
Sytek, John
Waddell, James
Weyler, Kenneth

Baldasaro, Alfred
Birdsell, Regina
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Kappler, Lawrence
Major, Norman
Moody, Marcia
O'Connor, John
Peckham, Michele
Quandt, Marshall
Reichard, Kevin
Schlachman, Donna
Shuler, Wyman III
Tamburello, Daniel
Ward, Joanne

STRAFFORD

Andolina, Donald
Cataldo, Sam
Groen, Warren
Jones, Laura
Leonard, Frederick Jr
Pelletier, Marsha
Spainhower, Dale
Watters, David

Berube, Roger
DeLemus, Susan
Hooper, Dorothea
Kaen, Naida
Munck, Philip
Pitre, Joseph
Spang, Judith
Weeden, Michael

Brown, Julie
Ginsburg, Philip
Horrigan, Timothy
Keans, Sandra
Newton, Clifford
Roberts, Jenna
Sprague, Dale

Browne, Brendon
Grassie, Anne
Jones, Kyle
Larsen, Kirsten
O'Connor, William
Schmidt, Peter
Wall, Janet

SULLIVAN

Cloutier, John
LaCasse, Paul Sr
Osgood, Joe

Cunningham, Steven
Laware, Thomas
Rodeschin, Beverly

Gagnon, Raymond
Lefebvre, Benjamin
Schmidt, Andrew

Howard, Thomas
Lovett, Charlene
Smith, Steven

NAYS 36

BELKNAP

Comtois, Guy

Millham, Alida

Russell, David

CARROLL

None

CHESHIRE

Cartwright, Anne

COOS

Rappaport, Laurence

Remick, William

GRAFTON

Aguiar, James

Bradley, Lester

Gould, Franklin

Sorg, Gregory

HILLSBOROUGH

Bergevin, Jerry
Murphy, Keith
Vaillancourt, Steve

Holden, Frank
Peterson, Lenette
Villeneuve, Moe

McCarthy, Michael
Swank, Matthew
Warden, Mark

Messier, Irene
Twombly, Timothy
Willette, Robert

MERRIMACK

Keane, Thomas

Lockwood, Priscilla

ROCKINGHAM

Charron, Gene
Hoelzel, Kathleen

Chirichiello, Brian
Smith, William

DeSimone, Debra
Tremblay, Stella

Gould, Kenneth
Waterhouse, Kevin

STRAFFORD

Parsons, Robbie

Vita, Carol

Vita, Lucien

SULLIVAN

Bowers, Spec
and the motion was adopted.

INQUIRY

Rep. Weber: Mister Speaker, where in our House Rules does it require that a veto be placed on an agenda rather than in the House calendar where the veto message has been published for a number of weeks?

Speaker O'Brien: Again, this question keeps on coming up. I harken you back, Representative, to your presence on the House floor when the minority leader made the same

ruling with regards to the medical marijuana veto bill. It established precedence in this House that the Speaker places the veto on the agenda. Senate messages. What is your further inquiry?

Rep. Weber: Further inquiry, Mister Speaker. Were the House Rules, as adopted this year, not changed to say that the House Rules themselves as printed control over House precedent and is it not true that there is no mention in House Rules of an agenda, there is only a mention in House Rules of a calendar?

Speaker O'Brien: We are not inconsistent and the ruling of the Chair is not inconsistent with House Rules. The Chair recognizes the House Clerk for a Senate Message. For what reason does the member rise?

Rep. DeStefano: I want to appeal the decision.

Speaker O'Brien: Which decision?

Rep. DeStefano: The one that you just made.

Speaker O'Brien: Could you restate the decision? Could you restate the decision, Representative, that you challenge?

Rep. DeStefano: I am challenging the decision that you just made for Representative Weber.

Speaker O'Brien: The question before the House is shall the ruling of the Chair relative to the setting of the agenda be sustained? Are you ready for the question?

Rep. DeStefano: This is a debatable issue.

Speaker O'Brien: Do you wish to be heard on your challenge? You can be heard on your challenge.

Rep. DeStefano: Thank you, Mister Speaker. About a year ago, Mister Speaker, a very wise State Representative from Mont Vernon stood up here in May and there was a veto message in front of the House and it was in the calendar and he made two points. The first was Part II, Article 44 of the Constitution states that when a bill is vetoed, it shall be returned the legislative body from once it came who shall then enter the veto message into their House Journal and proceed to consider it. The second point, Section 755, Part 3 of Mason's states, "Legislation returned by the Executive with objections is usually considered promptly." After those statements were made, the Speaker of the House agreed with that Representative and we voted on that veto message. So my question, Mister Speaker, is can we do that now?

Speaker O'Brien: Have you concluded your remarks, Representative?

Rep. DeStefano: Yes I have.

Speaker O'Brien: The Chair recognizes the member from Hudson, Rep. Jasper to speak on the challenge.

Rep. Jasper: Thank you, Mister Speaker.

Speaker O'Brien: You are called to order, Representative (DeStefano), if you have concluded your remarks. You may proceed.

Rep. Jasper: Thank you, Mister Speaker. As we have discussed and you have ruled before, the veto is in the possession of the Speaker and it is within the prerogative of the Speaker to decide when the vote comes to the House. I think that is proper. That is the way it has always been done to the best of my recollection and it is certainly the proper way to conduct the business of the House. I would strongly urge the House to uphold the ruling of the Speaker. Thank you.

Speaker O'Brien: For what reason does the member rise? You are recognized to speak to the motion.

Rep. Weber: Thank you, Mister Speaker. With respect to the challenge on publishing matters in an agenda before they can be voted on by this House, I don't remember any practice and precedent ever cited including on this issue except for two weeks ago when it was stated that something must be published in an agenda. Our Rules which specifically control over practice and precedent, speak to publishing of veto messages in the House Calendar which has been done. I don't know what the agenda is or what rule the agenda is

referred to in, but I know that our House Rules do not refer to agendas. The House Rules control over practice and precedent and whatever agenda we are speaking about is not distributed either to members of this House or to members of the public so no one other than recipients of whatever agenda we are talking about would have any knowledge of what was to be decided by this body today and that would violate both our House Rules and our Constitution, Mister Speaker. I ask that the body vote to sustain the Constitution, sustain our House Rules and not sustain the ruling of the Chair. Thank you.

Speaker O'Brien: The Chair takes the question. The Chair recognizes the member from Bartlett, Rep. Chandler to speak to the challenge.

Rep. Chandler: Thank you, Mister Speaker. I would only state that I realize this is a very emotional issue. Both sides are trying to make a point about when they want a vote on this matter to take place. I can only tell you that I think it was back in 2003 when I happened to be in that position where the Speaker is presently and much to the Clerk's great consternation and argument with me, I took up vetoes in January, the first morning we came back to start the second year of the Session. I can only tell you that it is the prerogative, it always has been, of the Speaker to do the veto when he sees fit. Thank you.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 25-FN-A, making appropriations for capital improvements.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 25-FN-A, making appropriations for capital improvements. (Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 26-FN, relative to the definition of gross misconduct for purposes of unemployment compensation.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 26-FN, relative to the definition of gross misconduct for purposes of unemployment compensation. (Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 131, relative to indemnification of volunteers performing duties in the state park system.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 131, relative to indemnification of volunteers performing duties in the state park system. (Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 248, establishing a commission to study business regulations in New Hampshire.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 248, establishing a commission to study business regulations in New Hampshire.
(Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 299-FN, relative to the method of financing for the judicial retirement plan.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 299-FN, relative to the method of financing for the judicial retirement plan. (Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 337-FN-L, relative to the calculations and distribution of adequate education grants.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 337-FN-L, relative to the calculations and distribution of adequate education grants.
(Report printed SJ 6-22-11)
Rep. Lynne Ober spoke in favor.
Rep. Gary Richardson spoke against and requested a roll call; sufficiently seconded.

YEAS 249 NAYS 102

YEAS 249

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Babson, David Jr
Morrow, Harry
Tregenza, Norman

Knox, J. David
Patten, Betsey
Umberger, Karen

McCarthy, Frank
Pettengill, Laurie

McConkey, Mark
Schmidt, Stephen

CHESHIRE

Byrnes, John
Hunt, John
Smith, Edwin

Cartwright, Anne
Johnson, Jane
Sterling, Franklin Jr

Dwinell, Richard
Moore, Robert Jr

Emerson, Susan
Roberts, Kris

COOS

Daugherty, Duffy

Rappaport, Laurence

Remick, William

Tremblay, Marc

GRAFTON

Bradley, Lester
Gionet, Edmond

Brosseau, Charles
Ingretson, Paul

Bulis, Lyle
Mirski, Paul

Eaton, Stephanie
Reilly, Harold Sr

Shackett, Jeffrey
Sova, Charles

Simard, Paul

Smith, Suzanne

Sorg, Gregory

HILLSBOROUGH

Avard, Kevin
Belanger, James
Burt, John
Christensen, D.L.
Chris
Coughlin, Sean
DeJong, Cameron
Emerton, Larry
Gandia, Laura
Greazzo, Phil
Hawkins, Kenneth
Holden, Frank
Lambert, George
McCarthy, Michael
Messier, Irene
Ober, Lynne
Palmer, Stephen
Peterson, Lenette
Robbins, David
Silva, Peter
Summers, James
Ulery, Jordan

Ball, J. Michael
Belvin, William
Buxton, Michael
Christiansen, Lars

Cusson-Cail, Kathleen
Doherty, Shaun
Erickson, Duane
Gargas, Carolyn
Haefner, Robert
Hikel, John
Hutchinson, Winfred
LeBrun, Donald
McClarren, Donald
Moran, Edward
Ober, Russell III
Parison, James
Pratt, Calvin
Rowe, Robert
Soucy, Connie
Swank, Matthew
Villeneuve, Moe

Barry, J. Gail
Boehm, Ralph
Cebrowski, John
Coffey, James

Daniels, Gary
Donovan, Daniel
Fredette, Robert
Gonzalez, Carlos
Hansen, Peter
Hinch, Richard
Krasucki, Joseph
Maltz, Jonathan
McGuinness, Sean
Murphy, Keith
Ohm, Bill
Pellegrino, Tony
Proulx, Mark
Scontsas, Lisa
Stepanek, Stephen
Thomas, Joseph
Whitehead, Randall

Barry, Richard
Brown, Kevin
Champagne, Norma
Condra, William

Day, Russell
Drisko, Richard
Gagne, Larry
Graham, John
Hardwick, Harry
Hogan, Edith
Kurk, Neal
Marcus, Bruce
Mecheski, Holly
Notter, Jeanine
Palmer, Barry
Pepino, Leo
Renzullo, Andrew
Seidel, Carl
Stroud, Kathleen
Twombly, Timothy

MERRIMACK

Blankenbeker, Lynne
Giuda, J. Brandon
Kidder, David
Lockwood, Priscilla
Palfrey, David
Seaworth, G. Brian

Coffey, Jennifer
Hill, Gregory
Kotowski, Frank
McDonnell, John
Reed, Dennis
Smith, Molly

Cohn, Seth
Hoell, J.R.
Kreis, Kenneth Sr
McGuire, Carol
Richardson, Jon
Smith, Todd

Cox, Sean
Keane, Thomas
Lindsley, Mark
McGuire, Dan
Sanborn, Laurie
Winter, Steven

ROCKINGHAM

Abrami, Patrick
Belanger, Ronald
Case, Frank
Davenport, Joshua
Duarte, Joe
Garcia, Marilinda
Hagan, Joseph
Kappler, Lawrence
Manuse, Andrew
Nevins, Chris
Peckham, Michele
Reichard, Kevin
Sedensky, John
Sullivan, James
Tasker, Kyle
Waterhouse, Kevin

Allen, Mary
Bettencourt, David
Charron, Gene
DeSimone, Debra
Elliott, Robert
Garrity, James
Headd, James
Katsakiores, Phyllis
Mauro, Donna
O'Connor, John
Quandt, Marshall
Rice, Frederick
Sheffert, Kenneth
Sullivan, Kevin
Tremblay, Stella
Webb, James

Azarian, Gary
Birdsell, Regina
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Gould, Kenneth
Hoelzel, Kathleen
Kolodziej, Walter
McMahon, Charles
Okerman, Richard
Quandt, Matt
Ritter, Glenn
Shuler, Wyman III
Sytek, John
Tucker, Pamela
Weyler, Kenneth

Baldasaro, Alfred
Brown, Paul
Copeland, Timothy
Dowling, Patricia
Fesh, Robert
Griffin, Mary
Itse, Daniel
Major, Norman
Murphy, Brian
Packard, Sherman
Reagan, John
Sanders, Elisabeth
Smith, William
Tamburello, Daniel
Ward, Joanne

STRAFFORD

Andolina, Donald
Groen, Warren
Leonard, Frederick Jr
Pitre, Joseph

Brown, Julie
Jones, Kyle
Newton, Clifford
Vita, Carol

Cataldo, Sam
Jones, Laura
O'Connor, William
Vita, Lucien

DeLemus, Susan
Larsen, Kirsten
Parsons, Robbie
Weeden, Michael

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 102

BELKNAP

None

CARROLL

Fleck, Joseph

Scala, Dino

CHESHIRE

Butynski, William
Johnsen, Gladys
Tatro, Bruce

Carr, Daniel
Lindsey, Steven
Weber, Lucy

Chase, Cynthia
Meador, David
Weed, Charles

Hawkes, Samuel
Parkhurst, Henry

COOS

Coulombe, Gary
Thomas, Yvonne

Merrick, Evalyn

Richardson, Herbert

Theberge, Robert

GRAFTON

Aguiar, James
Harding, Laurie
Taylor, Kathleen

Almy, Susan
Ladd, Rick Jr
Townsend, Charles

Benn, Bernard
Nordgren, Sharon
White, Andrew

Gould, Franklin
Pierce, David

HILLSBOROUGH

Balboni, Michael
Cote, David
Gimas, John
Jeudy, Jean
Pilotte, Maurice
Rokas, Ted
Sullivan, Daniel

Baroody, Benjamin
Daler, Jennifer
Goley, Jeffrey
Katsiantonis, Thomas
Porter, Marjorie
Rosenwald, Cindy
Vaillancourt, Steve

Bergevin, Jerry
Garrity, Patrick
Gorman, Mary
Levasseur, Nickolas
Ramsey, Peter
Shaw, Barbara

Campbell, David
Gidge, Kenneth
Infantine, William
Long, Patrick
Rhodes, Brian
Souza, Kathleen

MERRIMACK

Bouchard, Candace
Gile, Mary
Owen, Derek
Wallner, Mary Jane

Deloge, Helen
Hamm, Christine
Patten, Dick
Watrous, Rick

DeStefano, Stephen
Hess, David
Potter, Frances
Williams, Robert

Frazer, June
MacKay, James
Richardson, Gary

ROCKINGHAM

Bates, David
Moody, Marcia

Cali-Pitts, Jacqueline
Norelli, Terie

DiPentima, Rich
Pantelakos, Laura

Lovejoy, Patricia
Powers, James

Read, Robin Jr

Schlachman, Donna

Serlin, Christopher

STRAFFORD

Berube, Roger
Hooper, Dorothea
Munck, Philip
Spainhower, Dale
Watters, David

Browne, Brendon
Horrigan, Timothy
Pelletier, Marsha
Spang, Judith

Ginsburg, Philip
Kaen, Naida
Roberts, Jenna
Sprague, Dale

Grassie, Anne
Keans, Sandra
Schmidt, Peter
Wall, Janet

SULLIVAN

Cloutier, John

Gagnon, Raymond

Lefebvre, Benjamin

Schmidt, Andrew

and the Committee of Conference Report was adopted.

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

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 348-FN, transferring the duties of the racing and charitable gaming commission to the lottery commission and abolishing the racing and charitable gaming commission, and prohibiting new electronic gaming devices without statutory authorization.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 348-FN, transferring the duties of the racing and charitable gaming commission to the lottery commission and abolishing the racing and charitable gaming commission, and prohibiting new electronic gaming devices without statutory authorization. (Report printed SJ 6-22-11)

Rep. Lambert spoke against and yielded to questions.

Reps. Hawkins and Kurk spoke in favor and yielded to questions.

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

YEAS 203 NAYS 155

YEAS 203

BELKNAP

Bolster, Peter
Millham, Alida

Fields, Dennis
Russell, David

Flanders, Donald
St. Cyr, Jeffrey

Kingsbury, Robert
Tilton, Franklin

CARROLL

Ahlgren, Christopher
Knox, J. David
Umberger, Karen

Babson, David Jr
McConkey, Mark

Chandler, Gene
Patten, Betsey

Fleck, Joseph
Schmidt, Stephen

CHESHIRE

Butynski, William
Dwinell, Richard
Johnson, Jane
Roberts, Kris

Byrnes, John
Emerson, Susan
Lindsey, Steven
Smith, Edwin

Carr, Daniel
Hawkes, Samuel
Meador, David
Tatro, Bruce

Chase, Cynthia
Johnsen, Gladys
Parkhurst, Henry
Weber, Lucy

COOS

Daugherty, Duffy

Merrick, Evalyn

Rappaport, Laurence

Remick, William

Theberge, Robert

Tholl, John Jr

GRAFTON

Aguiar, James
Bulis, Lyle
Ingbretson, Paul
Smith, Suzanne
White, Andrew

Almy, Susan
Gionet, Edmond
Nordgren, Sharon
Sorg, Gregory

Benn, Bernard
Gould, Franklin
Pierce, David
Taylor, Kathleen

Brosseau, Charles
Harding, Laurie
Shackett, Jeffrey
Townsend, Charles

HILLSBOROUGH

Balboni, Michael
Bergevin, Jerry
Cebrowski, John
Cote, David
Donovan, Daniel
Goley, Jeffrey
Haefner, Robert
Hinch, Richard
Infantine, William
Krasucki, Joseph
Moran, Edward
Pilotte, Maurice
Robbins, David
Seidel, Carl
Stepanek, Stephen
Villeneuve, Moe

Baroody, Benjamin
Boehm, Ralph
Christiansen, Lars
Coughlin, Sean
Emerton, Larry
Gonzalez, Carlos
Hansen, Peter
Hogan, Edith
Jasper, Shawn
Kurk, Neal
Palmer, Barry
Porter, Marjorie
Rokas, Ted
Shaw, Barbara
Sullivan, Daniel
Whitehead, Randall

Barry, J. Gail
Brunelle, Michael
Coffey, James
Daler, Jennifer
Gargasz, Carolyn
Gorman, Mary
Hardwick, Harry
Hopper, Gary
Jeudy, Jean
Marcus, Bruce
Pellegrino, Tony
Renzullo, Andrew
Rosenwald, Cindy
Silva, Peter
Thomas, Joseph

Belvin, William
Campbell, David
Condra, William
Doherty, Shaun
Gimas, John
Graham, John
Hawkins, Kenneth
Hutchinson, Winfred
Katsiantonis, Thomas
Messier, Irene
Pepino, Leo
Rhodes, Brian
Rowe, Robert
Souza, Kathleen
Ulery, Jordan

MERRIMACK

Blankenbeker, Lynne
Frazer, June
Kidder, David
MacKay, James
Patten, Dick
Richardson, Gary
Watrous, Rick

Bouchard, Candace
Gile, Mary
Kotowski, Frank
McDonnell, John
Potter, Frances
Richardson, Jon
Williams, Robert

Deloge, Helen
Hamm, Christine
Lindsley, Mark
Owen, Derek
Reed, Dennis
Shurtleff, Stephen
Winter, Steven

DeStefano, Stephen
Hess, David
Lockwood, Priscilla
Palfrey, David
Rice, Chip
Wallner, Mary Jane

ROCKINGHAM

Azarian, Gary
Case, Frank
Elliott, Robert
Griffin, Mary
Major, Norman
Norelli, Terie
Read, Robin Jr
Schlachman, Donna
Smith, William
Weyler, Kenneth

Belanger, Ronald
Devine, James
Ferrante, Beverly
Hagan, Joseph
McMahon, Charles
Packard, Sherman
Reagan, John
Sedensky, John
Tucker, Pamela

Bettencourt, David
DiPentima, Rich
Garrity, James
Headd, James
Moody, Marcia
Pantelakos, Laura
Rice, Frederick
Serlin, Christopher
Waterhouse, Kevin

Cali-Pitts, Jacqueline
Dowling, Patricia
Gould, Kenneth
Kappler, Lawrence
Nevins, Chris
Quandt, Marshall
Sanders, Elisabeth
Shuler, Wyman III
Welch, David

STRAFFORD

Andolina, Donald
Ginsburg, Philip
Keans, Sandra
Spang, Judith

Brown, Julie
Grassie, Anne
Newton, Clifford
Sprague, Dale

Browne, Brendon
Groen, Warren
Schmidt, Peter
Wall, Janet

Cataldo, Sam
Hooper, Dorothea
Spainhower, Dale
Watters, David

SULLIVAN

Cloutier, John
Schmidt, Andrew

Gagnon, Raymond

Lefebvre, Benjamin

Rodeschin, Beverly

NAYS 155

BELKNAP

Accornero, Harry
Malone, Robert
Tobin, William

Comtois, Guy
Pilliod, James

Greemore, Robert
Simpson, Tyler

Luther, Robert
Swinford, Elaine

CARROLL

McCarthy, Frank
Tregenza, Norman

Merrow, Harry

Pettengill, Laurie

Scala, Dino

CHESHIRE

Cartwright, Anne
Weed, Charles

Hunt, John

Moore, Robert Jr

Sterling, Franklin Jr

COOS

Coulombe, Gary

Richardson, Herbert

Thomas, Yvonne

Tremblay, Marc

GRAFTON

Bradley, Lester
Reilly, Harold Sr

Eaton, Stephanie
Simard, Paul

Ladd, Rick Jr
Sova, Charles

Mirski, Paul

HILLSBOROUGH

Avard, Kevin
Brown, Kevin
Christensen, D.L.
Chris

Ball, J. Michael
Burt, John
Cusson-Cail, Kathleen

Barry, Richard
Buxton, Michael
Daniels, Gary

Belanger, James
Champagne, Norma
Day, Russell

DeJong, Cameron
Gandia, Laura
Hikel, John
Long, Patrick
McGuinness, Sean
Ober, Lynne
Parison, James
Ramsey, Peter
Summers, James
Willette, Robert

Erickson, Duane
Garrity, Patrick
Holden, Frank
Maltz, Jonathan
Mecheski, Holly
Ober, Russell III
Peterson, Lenette
Scotsas, Lisa
Swank, Matthew

Fredette, Robert
Gidge, Kenneth
Lambert, George
McCarthy, Michael
Murphy, Keith
Ohm, Bill
Pratt, Calvin
Soucy, Connie
Twombly, Timothy

Gagne, Larry
Greazzo, Phil
LeBrun, Donald
McClarren, Donald
Notter, Jeanine
Palmer, Stephen
Proulx, Mark
Stroud, Kathleen
Vaillancourt, Steve

MERRIMACK

Coffey, Jennifer
Hoell, J.R.
McGuire, Dan
Smith, Todd

Cox, Sean
Keane, Thomas
Sanborn, Laurie

Giuda, J. Brandon
Kreis, Kenneth Sr
Seaworth, G. Brian

Hill, Gregory
McGuire, Carol
Smith, Molly

ROCKINGHAM

Abrami, Patrick
Birdsell, Regina
Copeland, Timothy
Fesh, Robert
Katsakiores, Phyllis
Mauro, Donna
Peckham, Michele
Ritter, Glenn
Sytek, John
Ward, Joanne

Allen, Mary
Brown, Paul
Davenport, Joshua
Garcia, Marilinda
Kolodziej, Walter
Murphy, Brian
Powers, James
Sheffert, Kenneth
Tamburello, Daniel
Webb, James

Baldasaro, Alfred
Charron, Gene
DeSimone, Debra
Hoelzel, Kathleen
Lovejoy, Patricia
O'Connor, John
Quandt, Matt
Sullivan, James
Tasker, Kyle

Bates, David
Chirichiello, Brian
Duarte, Joe
Itse, Daniel
Manuse, Andrew
Okerman, Richard
Reichard, Kevin
Sullivan, Kevin
Tremblay, Stella

STRAFFORD

Berube, Roger
Jones, Laura
Munck, Philip
Pitre, Joseph
Weeden, Michael

DeLemus, Susan
Kaen, Naida
O'Connor, William
Roberts, Jenna

Horrigan, Timothy
Larsen, Kirsten
Parsons, Robbie
Vita, Carol

Jones, Kyle
Leonard, Frederick Jr
Pelletier, Marsha
Vita, Lucien

SULLIVAN

Bowers, Spec
Laware, Thomas
and the Committee of Conference Report was adopted.

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Smith, Steven

The House recessed at 4:55 p.m.

RECESS

(Speaker O'Brien in the Chair)

The House reconvened at 5:00 p.m.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 380, exempting the commission on the status of men from repeal on June 30, 2011 and adding a duty to the commission.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 380, exempting the commission on the status of men from repeal on June 30, 2011 and adding a duty to the commission. (Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 462-FN, relative to the determination of employer assessments for excess benefits paid by employers in the retirement system.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 462-FN, relative to the determination of employer assessments for excess benefits paid by employers in the retirement system. (Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 483-FN-L, relative to mosquito control.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 483-FN-L, relative to mosquito control. (Report printed SJ 6-22-11)

Committee of Conference Report adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 542-FN, prohibiting a school district from requiring that a parent send his or her child to any school or program to which the parent may be conscientiously opposed.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 542-FN, prohibiting a school district from requiring that a parent send his or her child to any school or program to which the parent may be conscientiously opposed. (Report printed SJ 6-22-11)

Rep. Gorman spoke against.

Rep. Balboni spoke in favor.

Rep. Gile requested a roll call; sufficiently seconded.

YEAS 240 NAYS 108

YEAS 240

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Ahlgren, Christopher
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Babson, David Jr
McConkey, Mark
Scala, Dino

Chandler, Gene
Morrow, Harry
Schmidt, Stephen

Fleck, Joseph
Patten, Betsey
Tregenza, Norman

CHESHIRE

Byrnes, John
Johnson, Jane

Cartwright, Anne
Moore, Robert Jr

Dwinell, Richard
Smith, Edwin

Hunt, John
Sterling, Franklin Jr

COOS

Daugherty, Duffy
Tremblay, Marc

Rappaport, Laurence

Richardson, Herbert

Tholl, John Jr

GRAFTON

Bradley, Lester
Gionet, Edmond
Reilly, Harold Sr

Brosseau, Charles
Gould, Franklin
Shackett, Jeffrey

Bulis, Lyle
Ingbretson, Paul
Sorg, Gregory

Eaton, Stephanie
Mirski, Paul
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
Christensen, D.L.	Christiansen, Lars	Coffey, James	Coughlin, Sean
Chris			
Cusson-Cail, Kathleen	Daniels, Gary	Day, Russell	DeJong, Cameron
Doherty, Shaun	Donovan, Daniel	Emerton, Larry	Erickson, Duane
Fredette, Robert	Gagne, Larry	Gandia, Laura	Gonzalez, Carlos
Graham, John	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	Krasucki, Joseph	Kurk, Neal
Lambert, George	LeBrun, Donald	Maltz, Jonathan	Marcus, Bruce
McClarren, Donald	McGuinness, Sean	Mecheski, Holly	Messier, Irene
Moran, Edward	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	Soucy, Connie
Souza, Kathleen	Stepanek, Stephen	Stroud, Kathleen	Summers, James
Thomas, Joseph	Twombly, Timothy	Ulery, Jordan	Vaillancourt, Steve
Villeneuve, Moe	Whitehead, Randall	Willette, Robert	

MERRIMACK

Blankenbeker, Lynne	Coffey, Jennifer	Cox, Sean	Hess, David
Hill, Gregory	Keane, Thomas	Kotowski, Frank	Kreis, Kenneth Sr
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	Allen, Mary	Azarian, Gary	Baldasaro, Alfred
Bates, David	Belanger, Ronald	Bettencourt, David	Birdsell, Regina
Brown, Paul	Chirichiello, Brian	Copeland, Timothy	Davenport, Joshua
DeSimone, Debra	Devine, James	Dowling, Patricia	Duarte, Joe
Elliott, Robert	Ferrante, Beverly	Fesh, Robert	Garcia, Marilinda
Garrity, James	Griffin, Mary	Hagan, Joseph	Headd, James
Hoelzel, Kathleen	Itse, Daniel	Kappler, Lawrence	Katsakiores, Phyllis
Kolodziej, Walter	Major, Norman	Manuse, Andrew	Mauro, Donna
McMahon, Charles	Nevins, Chris	O'Connor, John	Okerman, Richard
Packard, Sherman	Peckham, Michele	Reagan, John	Reichard, Kevin
Rice, Frederick	Ritter, Glenn	Sanders, Elisabeth	Sedensky, John
Sheffert, Kenneth	Shuler, Wyman III	Smith, William	Sullivan, James
Sullivan, Kevin	Sytek, John	Tamburello, Daniel	Tremblay, Stella
Tucker, Pamela	Ward, Joanne	Waterhouse, Kevin	Webb, James
Welch, David	Weyler, Kenneth		

STRAFFORD

Andolina, Donald	Cataldo, Sam	DeLemus, Susan	Groen, Warren
Larsen, Kirsten	Leonard, Frederick Jr	Munck, Philip	Newton, Clifford
O'Connor, William	Parsons, Robbie	Pitre, Joseph	Vita, Carol
Vita, Lucien	Weeden, Michael		

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 108

BELKNAP

None

CARROLL

Knox, J. David

CHESHIRE

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

Carr, Daniel
Johnsen, Gladys
Roberts, Kris

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Emerson, Susan
Meador, David
Weber, Lucy

COOS

Coulombe, Gary
Thomas, Yvonne

Merrick, Evalyn

Remick, William

Theberge, Robert

GRAFTON

Aguiar, James
Ladd, Rick Jr
Smith, Suzanne

Almy, Susan
Nordgren, Sharon
Taylor, Kathleen

Benn, Bernard
Pierce, David
Townsend, Charles

Harding, Laurie
Simard, Paul
White, Andrew

HILLSBOROUGH

Baroody, Benjamin
Cote, David
Gidge, Kenneth
Katsiantonis, Thomas
Pilotte, Maurice
Rokas, Ted

Brunelle, Michael
Daler, Jennifer
Gimas, John
Levasseur, Nickolas
Porter, Marjorie
Rosenwald, Cindy

Campbell, David
Gargasz, Carolyn
Gorman, Mary
Long, Patrick
Ramsey, Peter
Shaw, Barbara

Condra, William
Garritty, Patrick
Jeudy, Jean
Murphy, Keith
Rhodes, Brian
Sullivan, Daniel

MERRIMACK

Bouchard, Candace
Gile, Mary
MacKay, James
Rice, Chip
Watrous, Rick

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

DeStefano, Stephen
Hoell, J.R.
Patten, Dick
Shurtleff, Stephen

Frazer, June
Kidder, David
Potter, Frances
Wallner, Mary Jane

ROCKINGHAM

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Powers, James
Serlin, Christopher

Charron, Gene
Moody, Marcia
Quandt, Marshall

DiPentima, Rich
Norelli, Terie
Read, Robin Jr

Gould, Kenneth
Pantelakos, Laura
Schlachman, Donna

STRAFFORD

Berube, Roger
Grassie, Anne
Kaen, Naida
Schmidt, Peter
Wall, Janet

Brown, Julie
Hooper, Dorothea
Keans, Sandra
Spainhower, Dale
Watters, David

Browne, Brendon
Horrigan, Timothy
Pelletier, Marsha
Spang, Judith

Ginsburg, Philip
Jones, Laura
Roberts, Jenna
Sprague, Dale

SULLIVAN

Cloutier, John Gagnon, Raymond Lefebvre, Benjamin Schmidt, Andrew
and the Committee of Conference Report was adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 601-FN, relative to implementation of federal health care reform.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 601-FN, relative to implementation of federal health care reform. (Report printed SJ 6-22-11)

Reps. Weber and Rosenwald spoke against.

Rep. Hunt spoke in favor.

Rep. Rosenwald requested a roll call; sufficiently seconded.

YEAS 254 NAYS 96

YEAS 254

BELKNAP

Accornero, Harry
Flanders, Donald
Malone, Robert
Simpson, Tyler
Tobin, William

Bolster, Peter
Greemore, Robert
Millham, Alida
St. Cyr, Jeffrey

Comtois, Guy
Kingsbury, Robert
Pilliod, James
Swinford, Elaine

Fields, Dennis
Luther, Robert
Russell, David
Tilton, Franklin

CARROLL

Ahlgren, Christopher
Knox, J. David
Patten, Betsey
Tregenza, Norman

Babson, David Jr
McCarthy, Frank
Pettengill, Laurie
Umberger, Karen

Chandler, Gene
McConkey, Mark
Scala, Dino

Fleck, Joseph
Merrow, Harry
Schmidt, Stephen

CHESHIRE

Byrnes, John
Johnson, Jane

Cartwright, Anne
Moore, Robert Jr

Dwinell, Richard
Smith, Edwin

Hunt, John
Sterling, Franklin 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
Taylor, Kathleen

Bulis, Lyle
Ladd, Rick Jr
Simard, Paul

Eaton, Stephanie
Mirski, Paul
Sorg, Gregory

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
Coffey, James	Condra, William	Coughlin, Sean	Cusson-Cail, Kathleen
Daniels, Gary	Day, Russell	DeJong, Cameron	Doherty, Shaun
Donovan, Daniel	Erickson, Duane	Fredette, Robert	Gagne, Larry
Gandia, Laura	Gidge, Kenneth	Gonzalez, Carlos	Graham, John
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	Krasucki, Joseph	Kurk, Neal	Lambert, George
LeBrun, Donald	Maltz, Jonathan	Marcus, Bruce	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
Soucy, Connie	Souza, Kathleen	Stepanek, Stephen	Stroud, Kathleen
Summers, James	Thomas, Joseph	Twombly, Timothy	Ulery, Jordan
Vaillancourt, Steve	Villeneuve, Moe	Whitehead, Randall	

MERRIMACK

Blankenbeker, Lynne	Coffey, Jennifer	Cox, Sean	Giuda, J. Brandon
Hess, David	Hill, Gregory	Hoell, J.R.	Keane, Thomas
Kidder, David	Kotowski, Frank	Kreis, Kenneth Sr	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	Allen, Mary	Azarian, Gary	Baldasaro, Alfred
Bates, David	Belanger, Ronald	Bettencourt, David	Birdsell, Regina
Brown, Paul	Charron, Gene	Chirichiello, Brian	Copeland, Timothy
Davenport, Joshua	DeSimone, Debra	Devine, James	Duarte, Joe
Elliott, Robert	Ferrante, Beverly	Fesh, Robert	Garcia, Marilinda
Garrity, James	Griffin, Mary	Hagan, Joseph	Headd, James
Hoelzel, Kathleen	Itse, Daniel	Kappler, Lawrence	Katsakiores, Phyllis
Kolodziej, Walter	Major, Norman	Manuse, Andrew	Mauro, Donna
McMahon, Charles	Murphy, Brian	Nevins, Chris	O'Connor, John
Okerman, Richard	Packard, Sherman	Peckham, Michele	Quandt, Marshall
Quandt, Matt	Reagan, John	Reichard, Kevin	Rice, Frederick
Ritter, Glenn	Sanders, Elisabeth	Sedensky, John	Sheffert, Kenneth
Shuler, Wyman III	Smith, William	Sullivan, James	Sullivan, Kevin
Sytek, John	Tamburello, Daniel	Tasker, Kyle	Tremblay, Stella
Tucker, Pamela	Ward, Joanne	Waterhouse, Kevin	Webb, James
Welch, David	Weyler, Kenneth		

STRAFFORD

Andolina, Donald	Berube, Roger	Brown, Julie	Cataldo, Sam
DeLemus, Susan	Groen, Warren	Jones, Laura	Larsen, Kirsten
Leonard, Frederick Jr	Munck, Philip	Newton, Clifford	O'Connor, William

Parsons, Robbie
Weeden, Michael

Pitre, Joseph

Vita, Carol

Vita, Lucien

SULLIVAN

Bowers, Spec
Laware, Thomas
Smith, Steven

Cunningham, Steven
Lovett, Charlene

Howard, Thomas
Osgood, Joe

LaCasse, Paul Sr
Rodeschin, Beverly

NAYS 96

BELKNAP

None

CARROLL

None

CHESHIRE

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

Carr, Daniel
Johnsen, Gladys
Roberts, Kris

Chase, Cynthia
Lindsey, Steven
Tatro, Bruce

Emerson, Susan
Meadar, David
Weber, Lucy

COOS

Coulombe, Gary

Merrick, Evalyn

Theberge, Robert

Thomas, Yvonne

GRAFTON

Aguiar, James
Harding, Laurie
Townsend, Charles

Almy, Susan
Nordgren, Sharon
White, Andrew

Benn, Bernard
Pierce, David

Gould, Franklin
Smith, Suzanne

HILLSBOROUGH

Baroody, Benjamin

Campbell, David

Christensen, D.L.
Chris

Christiansen, Lars

Cote, David
Gimas, John
Levasseur, Nickolas
Ramsey, Peter
Shaw, Barbara

Daler, Jennifer
Gorman, Mary
Long, Patrick
Rhodes, Brian
Sullivan, Daniel

Gargas, Carolyn
Jeudy, Jean
Pilotte, Maurice
Rokas, Ted

Garrity, Patrick
Katsiantonis, Thomas
Porter, Marjorie
Rosenwald, Cindy

MERRIMACK

Bouchard, Candace
Gile, Mary
Patten, Dick
Shurtleff, Stephen

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

DeStefano, Stephen
MacKay, James
Rice, Chip
Watrous, Rick

Frazer, June
Owen, Derek
Richardson, Gary
Williams, Robert

ROCKINGHAM

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Powers, James

DiPentima, Rich
Moody, Marcia
Read, Robin Jr

Dowling, Patricia
Norelli, Terie
Schlachman, Donna

Gould, Kenneth
Pantelakos, Laura
Serlin, Christopher

STRAFFORD

Browne, Brendon	Ginsburg, Philip	Grassie, Anne	Hooper, Dorothea
Horrigan, Timothy	Kaen, Naida	Keans, Sandra	Pelletier, Marsha
Roberts, Jenna	Schmidt, Peter	Spainhower, Dale	Spang, Judith
Sprague, Dale	Wall, Janet	Watters, David	

SULLIVAN

Cloutier, John Gagnon, Raymond Lefebvre, Benjamin Schmidt, Andrew
and the Committee of Conference Report was adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 605, authorizing the business finance authority to establish a New Hampshire innovation business job growth program.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 605, authorizing the business finance authority to establish a New Hampshire innovation business job growth program. (Report printed SJ 6-22-11)

Rep. Dan McGuire spoke against.

Rep. Stepanek spoke in favor.

Rep. Gary Richardson requested a roll call; sufficiently seconded.

YEAS 247 NAYS 101

YEAS 247

BELKNAP

Accornero, Harry	Bolster, Peter	Fields, Dennis	Flanders, Donald
Greemore, Robert	Luther, Robert	Malone, Robert	Millham, Alida
Pilliod, James	Russell, David	St. Cyr, Jeffrey	Tilton, Franklin
Tobin, William			

CARROLL

Ahlgren, Christopher	Babson, David Jr	Chandler, Gene	Knox, J. David
McCarthy, Frank	McConkey, Mark	Morrow, Harry	Patten, Betsey
Schmidt, Stephen	Tregenza, Norman	Umberger, Karen	

CHESHIRE

Butynski, William	Byrnes, John	Carr, Daniel	Chase, Cynthia
Dwinell, Richard	Emerson, Susan	Hunt, John	Johnsen, Gladys
Johnson, Jane	Meador, David	Moore, Robert Jr	Parkhurst, Henry
Roberts, Kris	Smith, Edwin	Tatro, Bruce	Weber, Lucy
Weed, Charles			

COOS

Coulombe, Gary	Daugherty, Duffy	Merrick, Evalyn	Remick, William
Theberge, Robert	Thomas, Yvonne	Tremblay, Marc	

GRAFTON

Aguiar, James	Almy, Susan	Benn, Bernard	Bulis, Lyle
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Eaton, Stephanie
Ladd, Rick Jr
Simard, Paul
White, Andrew

Gionet, Edmond
Nordgren, Sharon
Smith, Suzanne

Gould, Franklin
Pierce, David
Taylor, Kathleen

Harding, Laurie
Reilly, Harold Sr
Townsend, Charles

HILLSBOROUGH

Avard, Kevin
Boehm, Ralph
Campbell, David

Baroody, Benjamin
Brown, Kevin
Christensen, D.L.
Chris

Barry, J. Gail
Brunelle, Michael
Christiansen, Lars

Belanger, James
Buxton, Michael
Coffey, James

Cote, David
Doherty, Shaun
Gargas, Carolyn
Gonzalez, Carlos
Hardwick, Harry
Holden, Frank
Judy, Jean
Long, Patrick
Moran, Edward
Ohm, Bill
Peterson, Lenette
Ramsey, Peter
Rosenwald, Cindy
Shaw, Barbara
Stroud, Kathleen
Uler, Jordan

Cusson-Cail, Kathleen
Emerton, Larry
Garrity, Patrick
Gorman, Mary
Hawkins, Kenneth
Hutchinson, Winfred
Katsiantonis, Thomas
Maltz, Jonathan
Notter, Jeanine
Palmer, Barry
Pilotte, Maurice
Rhodes, Brian
Rowe, Robert
Silva, Peter
Sullivan, Daniel
Villeneuve, Moe

Daler, Jennifer
Fredette, Robert
Gidge, Kenneth
Graham, John
Hinch, Richard
Infantine, William
Kurk, Neal
McCarthy, Michael
Ober, Lynne
Parison, James
Porter, Marjorie
Robbins, David
Scontsas, Lisa
Soucy, Connie
Thomas, Joseph
Whitehead, Randall

Day, Russell
Gagne, Larry
Gimas, John
Haefner, Robert
Hogan, Edith
Jasper, Shawn
Levasseur, Nickolas
McClarren, Donald
Ober, Russell III
Pellegrino, Tony
Proulx, Mark
Rokas, Ted
Seidel, Carl
Stepanek, Stephen
Twombly, Timothy

MERRIMACK

Blankenbeker, Lynne
Frazer, June
Hess, David
Kreis, Kenneth Sr
Owen, Derek
Rice, Chip
Wallner, Mary Jane

Bouchard, Candace
Gile, Mary
Hill, Gregory
Lockwood, Priscilla
Patten, Dick
Richardson, Gary
Williams, Robert

Deloge, Helen
Giuda, J. Brandon
Kidder, David
MacKay, James
Potter, Frances
Sanborn, Laurie
Winter, Steven

DeStefano, Stephen
Hamm, Christine
Kotowski, Frank
McDonnell, John
Reed, Dennis
Shurtleff, Stephen

ROCKINGHAM

Abrami, Patrick
Bettencourt, David
Devine, James
Ferrante, Beverly
Griffin, Mary
Katsakiores, Phyllis
Moody, Marcia
Packard, Sherman
Quandt, Marshall
Sanders, Elisabeth
Sullivan, Kevin
Webb, James

Allen, Mary
Cali-Pitts, Jacqueline
DiPentima, Rich
Fesh, Robert
Headd, James
Lovejoy, Patricia
Murphy, Brian
Pantelakos, Laura
Quandt, Matt
Schlachman, Donna
Tucker, Pamela
Welch, David

Azarian, Gary
Charron, Gene
Dowling, Patricia
Garcia, Marilinda
Hoelzel, Kathleen
Major, Norman
Norelli, Terie
Peckham, Michele
Read, Robin Jr
Sedensky, John
Ward, Joanne
Weyler, Kenneth

Belanger, Ronald
Copeland, Timothy
Elliott, Robert
Garrity, James
Kappler, Lawrence
McMahon, Charles
O'Connor, John
Powers, James
Rice, Frederick
Serlin, Christopher
Waterhouse, Kevin

STRAFFORD

Berube, Roger
DeLemus, Susan
Jones, Laura

Brown, Julie
Grassie, Anne
Kaen, Naida

Browne, Brendon
Hooper, Dorothea
Keans, Sandra

Cataldo, Sam
Horriggan, Timothy
Munck, Philip

O'Connor, William
Schmidt, Peter
Vita, Lucien

Pelletier, Marsha
Spainhower, Dale
Wall, Janet

Pitre, Joseph
Spang, Judith
Watters, David

Roberts, Jenna
Vita, Carol
Weeden, Michael

SULLIVAN

Cloutier, John
Lovett, Charlene
Smith, Steven

Gagnon, Raymond
Osgood, Joe

Howard, Thomas
Rodeschin, Beverly

Lefebvre, Benjamin
Schmidt, Andrew

NAYS 101

BELKNAP

Comtois, Guy

Kingsbury, Robert

Simpson, Tyler

Swinford, Elaine

CARROLL

Fleck, Joseph

Pettengill, Laurie

Scala, Dino

CHESHIRE

Cartwright, Anne

Hawkes, Samuel

Lindsey, Steven

Sterling, Franklin Jr

COOS

Rappaport, Laurence

Richardson, Herbert

Tholl, John Jr

GRAFTON

Bradley, Lester
Shackett, Jeffrey

Brosseau, Charles
Sorg, Gregory

Ingbretson, Paul
Sova, Charles

Mirski, Paul

HILLSBOROUGH

Balboni, Michael
Bergevin, Jerry
Daniels, Gary
Gandia, Laura
Hopper, Gary
McGuinness, Sean
Pepino, Leo
Summers, James

Ball, J. Michael
Burt, John
DeJong, Cameron
Greazzo, Phil
Krasucki, Joseph
Messier, Irene
Pratt, Calvin
Vaillancourt, Steve

Barry, Richard
Condra, William
Donovan, Daniel
Hansen, Peter
Lambert, George
Murphy, Keith
Renzullo, Andrew
Willette, Robert

Belvin, William
Coughlin, Sean
Erickson, Duane
Hikel, John
LeBrun, Donald
Palmer, Stephen
Souza, Kathleen

MERRIMACK

Coffey, Jennifer
Lindsley, Mark
Richardson, Jon
Watrous, Rick

Cox, Sean
McGuire, Carol
Seaworth, G. Brian

Hoell, J.R.
McGuire, Dan
Smith, Molly

Keane, Thomas
Palfrey, David
Smith, Todd

ROCKINGHAM

Baldasaro, Alfred
Chirichiello, Brian
Gould, Kenneth
Manuse, Andrew
Reagan, John
Shuler, Wyman III

Bates, David
Davenport, Joshua
Hagan, Joseph
Mauro, Donna
Reichard, Kevin
Smith, William

Birdsell, Regina
DeSimone, Debra
Itse, Daniel
Nevins, Chris
Ritter, Glenn
Sullivan, James

Brown, Paul
Duarte, Joe
Kolodziej, Walter
Okerman, Richard
Sheffert, Kenneth
Sytek, John

Tamburello, Daniel

Tasker, Kyle

Tremblay, Stella

STRAFFORD

Andolina, Donald
Parsons, Robbie

Ginsburg, Philip

Groen, Warren

Leonard, Frederick Jr

SULLIVAN

Bowers, Spec

Cunningham, Steven

LaCasse, Paul Sr

Laware, Thomas

and the Committee of Conference Report was adopted.

SENATE MESSAGE

ADOPTION OF COMMITTEE OF CONFERENCE REPORT

HB 622, relative to adjustments to the semi-annual and quarterly collection of property taxes in towns and cities.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL

HB 622, relative to adjustments to the semi-annual and quarterly collection of property taxes in towns and cities. (Report printed SJ 6-22-11)
Committee of Conference Report adopted.

SENATE MESSAGE

The Senate has voted to override the Governor's veto on the following bills:

HB 109, relative to residential fire sprinklers.

HB 133, relative to the minimum wage.

HB 329-FN, requiring parental notification before abortions may be performed on unemancipated minors.

MOTION TO PRINT DEBATE

Rep. Jasper moved that the entire debate on **HB 329-FN**, requiring parental notification before abortions may be performed on unemancipated minors, be printed in the Permanent Journal.

Adopted.

DEBATE ON HB 329-FN

Rep. Rowe: I thank you, Mister Speaker. Mister Speaker, I bring great joy. Everyone that is going to speak on this bill, on the override, has agreed to speak less than three minutes and only address issues mentioned in the Governor's veto message. So this will be short. I will address the procedural issue. The others will address substantive. I would like you to turn, if you look at the message, I will read it, "If the legislature works with me on this change and the other limited, common sense changes outlined in this message, I would sign parental notification legislation." As Chairman of the House Judiciary Committee, I run a very open and inclusive Committee. I try to bring everyone to the table, listen to everyone and hopefully bring consensus. This is important and in this bill, I did, but, "If the legislature works with me." The Governor or any of his representatives never showed. Had they showed and given suggestions or amendments, we probably would have accepted them. I don't know what they are, no one came forth. This is one sentence in here that is nothing more than a smokescreen and I'm sorry to see it end there. It's an insult to anyone that tries to work with both parties. I encourage you to vote green. Thank you.

Rep. Giuda: Thank you, Mister Speaker. I was proud to give the majority report on this bill when it passed this body and I'm proud to stand here today to ask you to override the

Governor's veto. I can guarantee that the Committee thoughtfully considered every concern raised in the Governor's veto and it is in the bill. We passed this pro-family, pro-parent and pro-child legislation by a wide margin and I say let's show the Governor that we mean business. I just want to address the Governor's three issues. The Governor stated that he wanted to see an exception made for victims of rape, incest or abuse. However, this bill already has a broader exception so that a child that is not comfortable with her parent or guardian being notified for any reason, including rape, incest or abuse, can seek judicial approval by a simple bypass. It's already in the bill and the Governor knows it. That objection is a smokescreen. Further, no U.S. Supreme Court decision on a case such as this required an exception that the Governor talks about because our exception is already broader. And finally, rape, incest and abuse are crimes. By requiring the involvement of either a parent or a court, these crimes will now be recorded, something that's not happening now. Second, the Governor wanted to change the language "substantial and irreversible" with regards to a physicians' judgment. He called it "unworkable, complex and too narrow." Well, Governor the U.S. Supreme Court disagrees. Justice O'Connor rejects that exact language in *Planned Parenthood vs. Casey*, 1992 and said, "The medical emergency definition imposes no undue burden on a woman's abortion right." If it passes the U.S. Supreme Court, it certainly should pass our muster. Finally, the Governor is worried that abortion providers who fail to comply with the law may be subject to criminal or civil penalties and that the guidelines are unclear. Another smokescreen, a ridiculous smokescreen. Do we really believe that doctors who've completed higher education can't comply with the parental notification law? If you believe that, then I'll help you by providing you with the first step. Notify the parent. It's not hard, it's very simple. This excellent bill brings New Hampshire in line with 43 other states that require either notification or some actually require consent. If you believe that children need their parents involved in these monumental life decisions, then support this bill again and support the override and let's make it law. I ask you to support the House and Senate position, join the 43 other states in reinforcing parent's rights and protecting children. Thank you.

Rep. Chase: Thank you, Mister Speaker. Respected colleagues, I rise in support of the Governor's veto of HB 329 and I ask you to consider sustaining this veto as well. I have watched with great interest the email exchanges that have gone on for nearly a week now. Most messages have come from a mostly small geographical area within our state asking, no demanding, that I vote to override the veto. I cannot do this. It is important to point out that the vast majority of New Hampshire families provide loving and stable homes for their children. This law does not apply to those families. Children in crisis from such homes will turn to their parents who have provided for and protected them since birth. They do not need this law. Sadly, not every home is a wonderful home or a loving home. Some homes are abusive even sexually abusive. Some children are coerced into having sex with family members. Sexual abuse is real. It happens in New Hampshire. It happens in New England and it happens all over this country. It is not just an inner-city issue. It's not a class issue either. It happens in religious homes and secular homes. It could be happening in your town and even on your street. Here are just three examples that I have personally dealt with in my professional career. No, I cannot give you any more details. These cases are governed by federal privacy regulations, but here is case one. A girl removed from her home when she was three, was bounced around between several foster homes and a failed adoption. She was sexually assaulted by a male living in her foster home when she was eight years old. A potential adoptive father raped her at fourteen. Who would this girl report to for permission to have an abortion? Case number two. A young high school student reported that her father forced her to have sex with him so she would "Know what it feels like." Had she needed an abortion, how supportive would this father likely have been? Case number three. Two brothers, age 15 and 13, were pimping their six-grade sister to make money. The school found out about it when the school nurse suspected that the young girl was pregnant. Her normally high grades had plummeted and she was becoming anorexic because she thought

her stomach was too fat. This is reality; it's not made up horror stories. These stories are real. I have known them. This legislation is about children such as these that need protection of this legislation. This is not about you good and responsible parents. It's about the most abused and vulnerable children in our state. I have read several emails where writers express the opinion that this legislation is unnecessary because there are so few of these sexual abuse cases in New Hampshire. To those I would ask just how many vulnerable girls have to suffer like these girls have in order to protect the illusion that it is an attack on good parenting. Are two enough? Three? Five? Do we still believe in some form of human sacrifice of children? Must abused and vulnerable girls suffer to pay for the manufactured fears of the many? Those who need your response to this legislation appear to know only half of the story. My fellow legislators, this is the other half. Please join me in sustaining the Governor's veto so that we can protect all of New Hampshire's children. Thank you for your attention and I will not be taking any questions.

Rep. Souza: Thank you, Mister Speaker. Thank you colleagues and I want to say thank you for your patience with this bill over the years. Thank you for your support for this bill over the years. We think we have it just right. We are very pleased with it. It meets all constitutional requirements. It meets the Governor's previous off-stated concern. It provides for young women in bad circumstances who do not want to go to their parents. The judicial bypass is about the strongest in the country. The wording on the health has been perfected. It is acceptable to the U.S. Supreme Court. It's acceptable to all the other states that have it with no problems. The time has come for this bill. Again, I thank you for your patience with it and let's do the right thing. Get it into law now. Thank you so much.

Rep. Bouchard: Thank you, Mister Speaker. The Governor's veto message clearly states he supports parental notification and would sign notification legislation if reasonable, common sense changes were made such as it is not unreasonable not to exempt victims of rape or incest or abuse. It is unreasonable and it is also cruel for the victim of the abuse to have to notify her abuser. HB 329 does not stand up and protect the fundamental right of the teenage girl to be free from violence and have access to safe healthcare. We have a moral obligation to protect teens in a violent home. This bill fails to do that. This bill potentially protects the abuser and I know in my heart that is just wrong. It is not reasonable to criminalize medical providers. HB 329 also has a criminal penalty, a misdemeanor for medical providers and very vague language. Given how we have tried to protect the doctor/patient relationship with Lyme disease, this is a very harsh approach that singles out abortion. HB 329 may appear constitutional, but the real test of the judicial bypass will come with implementing it. What if a young woman knows or is related to the clerk or the security guard at her closest court? How is a young woman in Keene going to have confidential access when the court is housed in city hall? I am concerned that our court system is just not up to the task of providing the kind of confidentiality that is required. This is not easy to do. Even the big urban court systems have had problems. In fact, that is why the Illinois' parental involvement law was challenged and is not being allowed to be in force. It will be the state's responsibility to ensure the teen has confidential access to the courts. Another thing to consider is the standard for a judge to exempt a teen from notifying a parent does not include rape, incest or abuse. The lack of clarity means that a teen that has been abused in some way could be forced to notify the abusing parent. Our courts were not asked how they would implement this policy of 24/7 confidential access and I don't think it will be easy for them to do and it will be costly for them to do and there was no money put in the budget for this provision. If New Hampshire were to have a parental notification law, it should honor our state's commitment to limited government and our tradition of reasonable common sense laws. As elected members of this body, we have an obligation to pass reasonable common sense laws that can be implemented. You may agree with the title and the intent of HB 329, but it is the language we are voting on. The Governor stated in his message that he would sign a parental notification law if his concerns are addressed. A bi-partisan amendment was offered in the Senate and would have addressed the Governor's

concerns and there is a starting point. In the House, hearing the public hearing in the House, many people addressed the problems with the judicial bypass and other issues that were brought up in the Governor's veto message. Voting to sustain the veto is not a vote against parental notification, but a vote to work with the Governor for a law that is right for New Hampshire parents and protects teens and violent homes. A teen potentially having to notify her abuser is just morally wrong. HB 329 is dangerous and extreme public policy and it is questionable whether it is constitutional so please vote to sustain. Thank you very much.

Rep. Groen: Thank you, Mister Speaker. I have a news bulletin. Two women came to Judge Judy and stood before her. One of them said, "Judge Judy, this woman and I live in the same house. I had a baby while she was there with me. The third day after my child was born this woman also had a baby. We were alone. There was no one in the house but the two of us. During the night this woman's son died because she laid on him. So she got up in the middle of the night and took my son from my side while I was asleep. She put him by her breast and put her dead son by my breast. The next morning I got up to nurse my son and he was dead. When I looked closely at him though in the morning light I saw that it wasn't the son that I had born. The other women said the living son is my son, the dead one is yours." But, the first one insisted, "No the dead one is yours, the living one is mine" and so they argued before Judge Judy. So Judge Judy said, "This one says my son's alive. The other says no your son is dead." So Judge Judy said, "Bring me a knife." So they brought a knife to the judge. She then gave an order to cut the living child in two and give half to one and half to the other. The woman whose son was alive was filled with compassion for her son and said, "Judge Judy please give her the living baby. Don't kill him." But, the other said, "Neither I nor you shall have him. Cut him in two." Then Judge Judy gave her ruling. "Give the living baby to the first woman. Do not kill him. She is the mother." Then all of America heard the verdict that Judge Judy had given and they held her in awe because they saw that she had wisdom from God to administer justice. It's apparent that some of you recognize this story and that I have been playing fast and loose with the name of the judge. For over 3,000 years, we have been talking about the wisdom of Solomon and this is why. But, still after 3,000 years we are still struggling with the issue of the ownership of children. Some want to own children for the purpose of raising them and others say they own them and it is their prerogative if they want to take knives and cut them in pieces. This law doesn't cut the legality of abortion. I wish it did, but it doesn't. It is only about the sharing of information with responsible parties, the parents and of course we have all talked about the bypass. Now comes the Governor talking of rape. It's not about rape, it's about parental rights. But, if the Governor wants to talk about rape, let's talk about rape. I'd ask you to consider this. There is my wife and she is pregnant from a normal love relationship. There is my sister as a result of rape. Which of these children deserves to die? The answer is obvious isn't it? Now, if we go forward with this solution and my sister needs to have an abortion, now we have two victims. We have my sister who has been raped and we have her baby that is now dead. Before we had one perpetrator, the rapist over here and now we have two perpetrators. One of them is my sister who affected the death of her child. Only the government can come up with a solution that solves a problem by creating twice as many problems. My question is this for you Governor and for those who support you in this. If as a result of pregnancy that results from rape someone must die, let's kill the rapist. Mister Speaker, let's override the veto and pass this reasonable law.

MOTION TO PRINT DEBATE

Rep. Keans moved that the entire debate on **HB 1-A**, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2012 and June 30, 2013 and **HB 2-FN-A-L**, relative to state fees funds, revenues, and expenditures, be printed in the Permanent Journal.

Rep. Vaillancourt spoke against.

On a division vote, 167 members having voted in the affirmative and 173 in the negative, the motion failed.

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 and when the House adjourns today, it be to the Call of the Chair.
Adopted.

UNANIMOUS CONSENT

Reps. Tucker and Pelletier addressed the House.

MOTION TO PRINT REMARKS

Rep. Hikel moved that the remarks made by Rep. Tucker be printed in the Permanent Journal.
Adopted.

REMARKS

Rep. Tucker: Thank you, Mister Speaker. I promise to be quick. Many of us in the comfort of this Chamber, we talk about freedom and liberty but there are few of us who have put ourselves in harm's way to defend and preserve the freedom and the liberty we enjoy. To those who have, we owe our most sincere gratitude, respect and our prayers. Our colleague, Rep. Lynne Blankenkaker, is such a person deserving of those accolades. Next week, she will deploy to Afghanistan on her fifth tour of duty with the United States Naval Reserve. To put herself in harm's way, working in the hot zone as a nurse on medivacs and assisting in emergency surgeries. Our state and our country are great because of the steadfast principles upon which they were founded of freedom, liberty and democracy. I rise today to recognize that it is Rep. Blankenkaker and those in uniform who have fought to protect those principles. Thank you for your service, patriotism and sacrifice Rep. Blankenkaker.

MOTION TO PRINT REMARKS

Rep. Shurtleff moved that the remarks made by Rep. Pelletier be printed in the Permanent Journal.
Adopted.

REMARKS

Rep. Pelletier: Thank you, members of the House and Speaker. I rise for unanimous consent to honor Bill McCann who was a Representative here and who died in early May. For me, he was a mentor to me in politics and he also watched over me and supported me in my professional life as well. So for those years, I have created a poem and I'll be very short. This has to do with towers.

Towers

There are those towers in our life
who stand high above the rest,
a rite of passage, a signpost for direction,
a compass pointing north, someone to emulate
beyond price, because it was meant to be.
There are towers that help build firm foundations,
when we do not have a clue how to start,
who see the horizon that will carry us the distance

when we only see dirty windows, clouded over
and smell rotten trash scattered among our streets,
or feel the rumbling of adversity in our stomachs,
a chanced thief waiting for relief.
We have not yet found our voice on an empty page,
but somehow you knew it was there:
Inspiration, perspiration, desperation that cannot wait,
out of the box, into the open, not a human mistake.
Behold God breathing the same air we take in.
Engage, create, capture a single turning moment.
Towers will hold us up, reminding us who we are,
who we have to thank: our parents, our friends,
our nation, and the yet unnamed futures
that walk a century in the shadow of standing towers
that make us proud.
Our page is no longer blank.

MOMENT OF SILENCE

A moment of silence was observed in honor and in memory of the former member from Dover, the Honorable Richard McCann.

RECESS MOTION

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

The House recessed at 5:55 p.m.

RECESS

(Speaker O'Brien in the Chair)

ENROLLED BILL AMENDMENTS

HB-1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2012 and June 30, 2013.

Amendment (2522-EBA)

Amend paragraph II of section 14 of the bill by replacing line 2 with the following:
in class 060, benefits, contained in section 1 of this act by \$87,775 for the fiscal year ending June 30,
Adopted.

HB 2-FN-A-L, relative to state fees, funds, revenues, and expenditures.

Amendment (2521-EBA)

Amend RSA 135-C:2, II-a as inserted by section 15 of the bill by replacing lines 2 and 3 with the following:
nurse licensed by the board of nursing who is ***certified as*** a psychiatric mental health
~~[specialist and who has at least 2 years' experience as an advanced practice registered nurse working with individuals who have mental illness, as defined in paragraph X of this section, and who meets any other criteria specified in rules adopted by the department]~~ ***nurse practitioner by a board-recognized national certifying body.***

Amend RSA 135-C:5, II as inserted by section 16 of the bill by replacing line 4 with the following:

monitoring may include review of the individual records of ~~[state-funded clients]~~ **persons with severe mental**

Amend RSA 187-A:20-b, I as inserted by section 131 of the bill by replacing line 2 with the following:

associate, or bachelor degree at any public postsecondary institution within the state that is

Amend RSA 187-A:20-b, II as inserted by section 131 of the bill by replacing line 1 with the following:

II. In this section, an eligible individual is a person who is less than 23 years of age and

Amend section 135 of the bill by replacing line 1 with the following:

135 The New England Higher Education Compact; Funding. Amend RSA 200-A:5

Amend section 136 of the bill by replacing line 1 with the following:

136 The New England Higher Education Compact; Enforcement. Amend RSA 200-A:8

Amend RSA 200-A:9 as inserted by section 136 of the bill by replacing line 9 with the following:

education or internship terminates. Within a period equal to twice the number of school years of his **or her**

Amend section 147 of the bill by replacing line 1 with the following:

147 Higher Education Corporations; Continuing Review. Amend RSA 292:8-ff, III to read

Amend RSA 292:8-ff as inserted by section 147 of the bill by replacing line 2 with the following:

of any institution which no longer meets the standards established by rule under ~~[RSA 188-D:8-a]~~

Amend subparagraph I(b) of section 149 of the bill by replacing line 1 with the following:

(b) Scholarships awarded under New England higher education compact

Amend subparagraph II(a) of section 149 of the bill by replacing line 2 with the following: education pursuant to RSA 292:8-b through RSA 292:8-kk.

Amend RSA 188-G:1, II as inserted by section 150 of the bill by replacing line 1 with the following:

II. In this chapter, "private postsecondary career school" shall not include:

Amend RSA 100-A:1, XVIII as inserted by section 163 of the bill by replacing line 6 with the following:

and special duty paid to the member over the member's last 7 years or over all of the years

Amend section 193 of the bill by replacing line 1 with the following:

193 New Section; Rest Areas and Welcome Centers. Amend RSA 12-A by inserting after section 43-a the

Amend section 197 of the bill by replacing line 1 with the following:

197 Unclassified Salaries. Amend RSA 94:1-a, I(b) by deleting:

Amend section 207 of the bill by replacing line 2 with the following:

the fiscal biennium ending June 30, 2011 shall not be deposited in the revenue stabilization reserve account

Amend section 300 of the bill by replacing line 1 with the following:

300 New Subparagraph; Duties; Office of Reimbursements. Amend RSA 126-A:34, I by inserting

Amend section 351 of the bill by replacing line 2 with the following:

facilities of the department of administrative services, the administrative office of the courts shall

Amend section 358 of the bill by replacing lines 13 and 14 with the following:

services shall provide a report of savings to the fiscal committee of the general court and the

oversight committee on health and human services.

Amend paragraph II of section 364 of the bill by replacing line 2 with the following:
to paragraph I, with the approval of the fiscal committee of the general court and the governor and

Amend subparagraph I(b) of section 368 of the bill by replacing it with the following:

(b) The returns shall be filed on or before June 27, 2011; and

Amend section 381 of the bill by replacing line 3 with the following:

president, the fiscal committee of the general court, the secretary of state, and the director of the

Amend RSA 483-B:9, V(b)(2) as inserted by section 399 of the bill by replacing line 1 with the following:

(2)(A) Within the natural woodland buffer of a given lot the vegetation, except

lawn,

Adopted.

RECESS

(Speaker O'Brien in the Chair)

ENROLLED BILL AMENDMENTS

HB 130, relative to accountability for the opportunity for an adequate education and relative to an exception for the election of school board members by the Concord school district.

Amendment (2517-EBA)

Amend RSA 193-E:3-b, I(b)(1) as inserted by section 1 of the bill by replacing line 1 with the following:

[a] **(b)(1)** The commissioner shall require school officials to submit a narrative explanation

Amend RSA 193-E:3-b, I(b)(2) as inserted by section 1 of the bill by replacing line 1 with the following:

[b] **(2)** The commissioner shall review the responses to each school's self-assessment

Amend RSA 193-E:3-b, I(b)(3) as inserted by section 1 of the bill by replacing line 1 with the following:

[e] **(3)** Schools that successfully demonstrate that they provide the opportunity for an

Amend RSA 193-E:3-b, I(b)(4) as inserted by section 1 of the bill by replacing line 1 with the following:

[d] **(4)** Schools that are unable to demonstrate that they provide the opportunity for an

Amend RSA 193-E:3-b, I(b)(5) as inserted by section 1 of the bill by replacing line 1 with the following:

[e] **(5)** The commissioner shall integrate, to the maximum extent practicable, the input-

Amend RSA 193-E:3-b, I(b)(6) as inserted by section 1 of the bill by replacing line 1 with the following:

[f] **(6)** Beginning September 1, 2012, the department shall annually conduct site visits

Adopted.

HB 390, relative to the reinstatement and repeal of certain boards, commissions, councils, advisory committees, and task forces, and relative to the commission on the status of women.

Amendment (2515-EBA)

Amend paragraph (6) of section 2 of the bill by replacing it with the following:

(6) RSA 227-C:18-22

State Heritage Collections Committee

Adopted.

HB 489-FN, establishing a health information organization corporation.

Amendment (2409-EBA)

Amend the amending language of section 7 of the bill by replacing line 2 with the following:

A:5 by inserting after paragraph XIX the following new paragraph:

Amend section 7 of the bill by replacing line 3 with the following:

XX. The commissioner shall enter into a contract with the health information organization

Adopted.

HB 490-FN, adopting the interstate compact for juveniles.

Amendment (2332-EBA)

Amend paragraph VI of article III of RSA 169-A:2 as inserted by section 1 of the bill by replacing lines 6 and 7 with the following:

managed by an executive director and interstate commission staff; administer enforcement and compliance with the provisions of the compact, its by-laws and rules, and perform such other duties

Amend paragraph IX of article III of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 3 with the following:

and any of its committees may close a meeting to the public where it determines by a 2/3 vote

Amend paragraph X of article III of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 5 with the following:

a full and accurate summary of any actions taken, and the reasons therefor, including a description

Amend subparagraph I(j) of article IV of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 2 with the following:

and services, and to receive, utilize, and dispose of it.

Amend subparagraph I(c) of article V of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 1 with the following:

(c) Providing for the establishment of committees governing any general or specific

Amend subparagraph I(f) of article V of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 3 with the following:

payment and/or reserving of all of its debts and obligations;

Amend subparagraph III(b) of article V of RSA 169-A:2 as inserted by section 1 of the bill by replacing lines 3 and 4 with the following:

such person's state may not exceed the limits of liability set forth under the constitution and laws of that state for state officials, employees, and agents. Nothing in this subparagraph shall be construed to

Amend paragraph II of article X of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 5 with the following:

that state. The governors of nonmember states or their designees shall be invited to participate in

Amend subparagraph I(c) of article XI of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 4 with the following:

intent to withdraw within 60 days of its receipt thereof.

Amend subparagraph III(a) of article XI of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 1 with the following:

(a) Suspension or termination of membership in the compact shall be imposed Amend paragraph IV of article XI of RSA 169-A:2 as inserted by section 1 of the bill by replacing line 4 with the following:
its offices, to enforce compliance with the provisions of the compact and its duly promulgated rules and
Adopted.

RECESS

(Speaker O'Brien in the Chair)

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 1 and 2.

Rep. Kidder, Sen. Bradley for the Committee

SENATE MESSAGES

ADOPTION OF COMMITTEE OF CONFERENCE REPORTS

SB 12-FN, relative to screening panels for medical injury claims.

SB 33-FN, relative to retired state employee contributions for medical benefits costs.

SB 45, relative to criteria for designation as a Granite State scholar.

SB 50, making various changes to laws regulating trusts and trust companies.

SB 52-FN, excluding persons convicted of violent crimes and sexually violent persons from mandatory early release on probation or parole.

SB 53-FN, relative to the definition of nursing and establishing a nursing assistant registry fund administered by the board of nursing.

SB 68, relative to records of disciplinary actions taken by the electricians' board.

SB 70-FN, relative to remedies in landlord-tenant actions.

SB 75-FN, relative to clarification of part-time service in the state retirement system.

SB 88, relative to physical force in defense of a person and relative to the brandishing of a firearm or other means of self-defense.

SB 89, establishing a study committee on the procurement of health insurance by employee leasing companies.

SB 91, relative to automatic fire suppression sprinklers.

SB 92, establishing an economic strategic commission to review the relationship between business and government.

SB 123, relative to notification if a person found incompetent to stand trial and civilly committed is released into the community.

SB 148-FN, relative to health insurance coverage and declaring that the attorney general should join the lawsuit challenging the Patient Protection and Affordable Care Act.

SB 161-FN, relative to procedures for adoption of agency rules under the administrative procedures act.

SB 166, relative to medical benefits for beneficiaries of a police officer or firefighter killed in the line of duty.

SB 196, relative to the renomination or reelection of teachers and prohibiting assessing teacher performance based solely on assessment scores.

RECESS

(Rep. Bettencourt in the Chair)

ENROLLED BILL AMENDMENTS

SB 52-FN, excluding persons convicted of violent crimes and sexually violent persons from mandatory early release on probation or parole. (Amendment printed SJ 6-22-11)

Adopted.

SB 53-FN, relative to the nursing assistant registry administered by the board of nursing. (Amendment printed SJ 6-22-11)
Adopted.

SB 88, relative to physical force in defense of a person, brandishing a firearm or other means of self-defense, and carrying firearms. (Amendment printed SJ 6-22-11)
Adopted.

SB 89, relative to employee leasing companies. (Amendment printed SJ 6-22-11)
Adopted.

SB 148-FN, relative to health insurance coverage, requiring the attorney general to join the lawsuit challenging the Patient Protection and Affordable Care Act, and requiring federal grant moneys received by the state for implementation of the Patient Protection and Affordable Care Act to be returned to the federal government. (Amendment printed SJ 6-22-11)
Adopted.

RECESS

(Rep. Peter Schmidt in the Chair)

ENROLLED BILL AMENDMENT

SB 50, making various changes to laws regulating trusts and trust companies. (Amendment printed SJ 6-22-11)
Adopted.

RECESS

(Rep. Itse in the Chair)

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 390, 489 and 490 and Senate Bills numbered 2, 51, 63, 97, 120, 166 and 189.
Rep. Kidder, Sen. White for the Committee

RECESS

(Speaker O'Brien in the Chair)

ENROLLED BILL AMENDMENT

HB 248, establishing a commission to study business regulations in New Hampshire.

Amendment (2528-EBA)

Amend the bill by replacing section 2 with the following:

2 Repeal. RSA 359-K, relative to a commission to study business regulations in New Hampshire, is repealed.

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

3 Contingent Renumbering. If SB 92 of the 2011 legislative session becomes law, RSA 359-K as inserted by section 1 of this bill and the reference to RSA 359-K as inserted by section 2 of this bill shall be renumbered as RSA 359-L.

Adopted.

RECESS

(Rep. Sova in the Chair)

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills numbered 130, 131, 299, 380, 462, 483, 542, 601, 605 and 622 and Senate Bills numbered 12, 33, 45, 68, 70, 75, 91, 92, 123, 161 and 196.

Rep. Hawkins, Sen. White for the Committee

RECESS

(Rep. Bettencourt in the Chair)

ENROLLED BILL AMENDMENTS

HB 26-FN, relative to the definition of gross misconduct for purposes of unemployment compensation.

Amendment (2531-EBA)

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

AN ACT relative to the definition of gross misconduct for purposes of unemployment compensation and relative to disqualification for unemployment benefits.

Adopted.

HB 337-FN-L, amending the calculation and distribution of adequate education grants, repealing fiscal capacity disparity aid, and providing stabilization grants to certain municipalities.

Amendment (2534-EBA)

Amend RSA 198:38, I as inserted by section 10 of the bill by replacing line 2 with the following:

membership in attendance of pupils in kindergarten through grade 12, as defined in RSA 189:1-d, III

Adopted.

HB 348-FN, relative to games of chance and prohibiting the racing and charitable gaming commission and the lottery commission from authorizing new gambling machines or devices.

Amendment (2533-EBA)

Amend section 2 of the bill by replacing line 9 with the following:

V-a. "Game operator employer" means a primary game operator or a business

Amend RSA 287-D:2-c, V as inserted by section 7 of the bill by replacing line 1 with the following:

V. Prior to conducting any games of chance, the game operator or the game [operator's] operator

Amend RSA 287-D:2-c, II(c) as inserted by section 21 of the bill by replacing line 1 with the following:

(c) A list of the **known** [~~games of chance in~~] **game dates on** which the game operator will

Amend RSA 287-D:2-e, I(g) as inserted by section 23 of the bill by replacing line 1 with the following:

(g) In the event of a dedicated camera malfunction, the game operator employer

or the

Amend RSA 287-D:2-e, II(a) as inserted by section 23 of the bill by replacing line 1 with the following:

(a) Have an auxiliary or backup power source available and capable of

Amend RSA 287-D:2-e, II(c) as inserted by section 23 of the bill by replacing line 1 with the following:

(c) Utilize cameras that possess the capability of having a picture displayed on a

Adopted.

HB 25-FN-A, making appropriations for capital improvements.

Amendment (2532-EBA)

Amend section 1 of the bill by replacing line 2 of paragraph XIV, B with the following:

Total state appropriation paragraph XIV \$922,394

Amend section 1 of the bill by replacing line 8 of paragraph XVII, A with the following:

made from the fisheries habitat account established in RSA 214:1-g.

Amend section 14 of the bill by replacing line 2 with the following:

appropriation made to the department of corrections in 2009, 145:1, IV, F for
stormwater/sewer

Amend section 26 of the bill by replacing line 1 with the following:

26 Total Adjusted; 2005; Highway Funded Projects. Amend 2005, 259:4, total state

Amend section 28 of the bill by replacing line 1 of paragraph 52 with the following:

52. The appropriation made to the department of environmental services in 2010, 29:4, I,
for

Amend section 28 of the bill by replacing line 1 of paragraph 55 with the following:

55. The appropriation made to the department of environmental services in 2005, 259:1,
VI, B,

Amend section 28 of the bill by replacing line 2 of paragraph 75 with the following:

145:1, X, A, for statewide roofs and park repairs.

Adopted.

RECESS

(Speaker O'Brien in the Chair)

ENROLLED BILLS REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bills
numbered 25, 26, 248, 337 and 348 and Senate Bills numbered 50, 52, 53, 88, 89 and 148.

Rep. Hawkins, Sen. White for the Committee

RECESS