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HOUSE RECORD

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Wednesday, March 4, 2015

No. 22

HOUSE JOURNAL No. 7 (Cont.)

Wednesday, February 18, 2015

Rep. Packard moved that the House adjourn.
Adopted.

HOUSE JOURNAL No. 8

Wednesday, March 4, 2015

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

Her Excellency, Governor Margaret Wood Hassan, joined the Speaker on the rostrum for the day's opening ceremonies.

Prayer was offered by House Chaplain, Reverend Kate Atkinson, Rector of St. Paul's Church in Concord. Almighty God, bless the members of this House, their staff, their colleagues, and our Governor, Maggie Hassan. During these challenging weeks, as each person takes on their share of the burden of work, give them energy, purpose, and clarity of thought. There are so many distractions in our daily lives, including those which prey upon our human weaknesses, so I pray for Your protection for these dedicated women and men. Keep them safe from anything that might divert them from their tasks; give them concentration, focus and perseverance. May they be confident in their skills and their knowledge, and have vision to imagine new possibilities. Bless them in the work they do today and every day, and give them the satisfaction of a job well done. Amen.

Representative Stephen Schmidt, member from Wolfeboro, led the Pledge of Allegiance.

The National Anthem was sung by Nathan Smith, a junior at Concord High School.

LEAVES OF ABSENCE

Reps. Berube, Cote, Gladys Johnsen, Manning, Frank McCarthy, Moody, Oxenham, Parsons and Wheeler, the day, illness.

Reps. Fisher, Flanders, Forest, Gidge, Guerette, Hull, Thomas Katsiantonis, Kolodziej, Douglas Long, Milz and Souza, the day, important business.

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

INTRODUCTION OF GUESTS

Ifreet Taheea and Ulviyya Akbarova, exchange students at Pittsfield High School, Pages for the day.

Joel Weinrebe and Brad Ober, guest of Rep. LeBreche. Glen Allred, brother of Rep. Valerie Fraser. Students from Merrimack High School, guests of Rep. Notter. Students from The White Mountain School, government and civics field course, guests of Reps. Bailey and Ford. Joan Smith, mother of the singer, guest of Rep. MacKay.

CONSENT CALENDAR

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

HB 302, requiring a public hearing prior to the submission of a grant application by the department of education, removed by Rep. Hoell.

HB 228, relative to showing or specially marking a ballot, removed by Rep. Rideout.

HB 406, relative to the date of the state primary election, removed by Rep. Joe Sweeney.

HB 620-FN, relative to the Interstate Voter Registration Crosscheck Program, removed by Rep. Hoell.

HB 627-FN, relative to registering to vote, removed by Rep. Hoell.

HB 665-FN, relative to nomination papers, removed by Rep. Abramson.

HB 202, repealing the authority for the dispensing of prescription drugs in certain clinics, removed by Rep. Hoell.

HB 489, relative to annulment of mental health records, removed by Rep. Hoell.

HB 435, relative to persons held in civil contempt, removed by Rep. Hoell.

HB 224-FN, repealing the exemption for water and air pollution control facilities from local property taxation, removed by Rep. Cushing.

HB 525, relative to appropriations in the county budget, removed by Rep. Frank McCarthy.

HB 148, limiting the authority of delegates to Article V conventions, removed by Rep. Horrigan.

HCR 2, applying to Congress to hold a convention for amendments, removed by Rep. Notter.

HCR 3, applying to Congress to call a convention of states under the United States Constitution, removed by Rep. Horrigan.

HB 437-FN, exempting proprietorships from taxation under the business enterprise tax, removed by Rep. Itse.

HB 438-FN-A, exempting proprietorships from taxation under the business profits tax, removed by Rep. Hoell. Consent Calendar adopted.

HB 126, establishing a commission to study issues related to students receiving special education services while attending a chartered public school. **OUGHT TO PASS.**

Rep. Mary Heath for Education. This bill establishes a commission to study the issues related to students receiving special education services while attending a chartered school and is the result of the study committee assigned by the House Education Committee related to HB 1128. Numerous individuals came forward with related concerns on this issue, thus the need to establish a year-long commission to study and recommend findings related to: funding of special ed services, practices related to relationships and communication between public charter schools and LEA's to better serve children with disabilities. Vote 18-3.

HB 237, requiring vocational education centers to prioritize science, technology, engineering, and mathematics curricula as a condition for funding. **INEXPEDIENT TO LEGISLATE.**

Rep. John L. Balcom for Education. This bill was not considered necessary for a statewide vocational program that currently is working well. Furthermore, the committee believed that it made little sense to have popular career center programs such as culinary arts and automotive mechanics competing for different levels of funding priorities than STEM programs. Vote 21-0.

CACR 12, relating to qualifications for public office. Providing that no person shall be qualified for any elective office unless previously residing in and having as domicile a place within the limits of the district for which the candidate is seeking office for no less than the term of the office sought. **INEXPEDIENT TO LEGISLATE.**

Rep. William M. Gannon for Election Law. The intent of the bill was to place a domicile requirement on candidates for office equal to the term of office. The qualification clause of the U.S. Constitution states that neither Congress nor the states may add to the qualifications of residents as this is an exclusive enumeratory power of the U.S. Congress. The U.S. Supreme Court decision in *U.S. Term Limits, Inc. v. Thornton* (1995) found that states cannot add to those qualifications for federal office stated in the U.S. Constitution. According to that decision, this bill would be unconstitutional. Vote 18-0.

HB 127, relative to identification of voters. **INEXPEDIENT TO LEGISLATE.**

Rep. Edith A. Hogan for Election Law. This bill authorizes the ballot clerk to verify the identity of a voter. Currently the clerk, city, town or ward moderator or supervisors of the checklist can verify a person's identity if they don't produce an authorized photo identification. This bill would add ballot clerks to the list and the committee doesn't feel it is appropriate to expand this list. A strong majority of the committee feels this bill is inexpedient to legislate. Vote 17-1.

HB 140, relative to appointment of inspectors of election. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Barbara J. Griffin for Election Law. This bill modifies the procedure for appointing inspectors of election. Currently town and ward political committees are to appoint the inspectors of election per RSA 658:2. Often this does not happen, leaving the obligation on selectmen who often have a difficult task to find qualified voters to serve. The original bill allowed appointments by town officials without regard to political party. After consideration of comment from the public and secretary of state's office, the committee adopted the bill as amended. The amendment maintains the party role as provided for in the current statute, but allows the appointments to occur in conjunction with the moderator, and sets forth a specific process to follow in the appointment of the inspectors of election. Vote 17-0.

Amendment (0355h)

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

1 Inspectors of Election; Appointment. Amend RSA 658:2 to read as follows:

658:2 Appointment. ~~[Each town and ward political committee of the 2 political parties which cast the largest number of votes for governor in the state at the last previous general election is authorized to appoint between] Prior to May 15 [and July 15] of each general election year, *the selectmen, in consultation with the moderator, shall make a list of registered voters in the town or ward in equal numbers from the 2 political parties that received the highest number of votes for governor in the last state general election to serve as inspectors of election for the next 2-year period. The list shall designate* 2 inspectors of election *from each party* to act at each polling place. If the number of voters qualified to vote at a polling place shall exceed 2,000, ~~[said political committees may each appoint]~~ *the list may designate* for such polling place one additional inspector *from each party* for each 1,500 qualified voters or fraction thereof in excess of 2,000. The ~~[town and ward political committees may also appoint]~~ *list may also designate* such additional inspectors, equally divided between said 2 political parties, as the moderator considers necessary for the efficient conduct of the election. *The selectmen shall submit the list to the town or ward political committees of the 2 parties for approval or changes. The list, approved or changed by the political committees, shall constitute the appointments of inspectors of election for the applicable term.* On or before July 15, the ~~[chairmen of said political committees]~~ *selectmen* shall notify the appointees and the town or ward clerk and city clerk concerned as to appointments made under this authority. ~~[If any such appointments are not made by said political committees and proper notification thereof given on or before July 15, then the appointments shall be made by the selectmen of the town or ward in equal numbers from said 2 political parties.]~~~~

2 Inspectors of Election; Alternates. Amend RSA 658:5 to read as follows:

658:5 Alternates. In making appointments of inspectors of elections as provided in RSA 658:2, ~~[town and ward political committees or town and ward]~~ *the selectmen, in consultation with the moderator,* may designate a list of alternates *to the list of appointed inspectors*, who shall meet the same qualifications as inspectors of elections~~[, to]~~. *Alternates shall* be called in numerical order to serve in case one or more of the principal appointees fails to accept the appointment or is otherwise unavailable to perform his *or her* duties.

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

HB 149, relative to qualifications for the office of county commissioner. **OUGHT TO PASS.**

Rep. William A. Pearson for Election Law. This bill seeks to include county commissioner as one of the offices incompatible with executive councilor. The law already excludes governor, U.S. senator and representative, state senator and representative, county sheriff, county attorney, county treasurer, register of deeds and register of probate from being on executive council. It is the belief of the committee that there would also exist a conflict of interest should someone inhabit both the offices of executive councilor and county commissioner. Vote 18-0.

HB 204, relative to incompatibility of town offices. **INEXPEDIENT TO LEGISLATE.**

Rep. Wayne M. Burton for Election Law. This bill inserts "cemetery trustee" into the list of town appointments that can only be held one at a time. Other positions incompatible with cemetery trustee are: town treasurer, moderator, trustee of the trust funds, selectman, and head of the town's police department on a full-time basis. Absent compelling testimony in support of this bill and any discussions in committee that would cause us concern, the vote for inexpedient to legislate was unanimous. Vote 18-0.

HB 304, establishing a committee to study public access to political campaign information. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Kathleen F. Souza for Election Law. This bill establishes a committee to study public access to campaign information by looking into the possibility of using an on-line reporting system. This might make our campaign finance reporting more transparent and encourage citizen confidence in our system. HB 304 would also look into the feasibility of an on-line clearinghouse of voter information, something of potential benefit to the electorate. Vote 15-1.

Amendment (0359h)

Amend the bill by replacing section 3 with the following:

3 Duties.

I. The committee shall study public access to political campaign information. The committee shall evaluate the merits and viability of having the state establish or endorse:

(a) A system of online campaign finance reporting.

(b) An online clearinghouse of information for voters, including voter registration and polling place information and information filed by candidates and political committees.

II. The committee shall solicit input from the secretary of state and the attorney general.

HB 311, relative to withdrawal of candidates. **INEXPEDIENT TO LEGISLATE.**

Rep. Travis Bennett for Election Law. RSA 655:30 identifies that candidates who want to withdraw must do so by the end of the filing period. HB 311 would extend the date to the Wednesday following. Both the subcommittee and full committee unanimously recommended to inexpedient to legislate this bill due to concerns about conflicts arising from shifting the withdrawal deadline to after the filing period closes. Vote 18-0.

HB 432, relative to counting votes. **INEXPEDIENT TO LEGISLATE.**

Rep. James P. Gray for Election Law. This bill would modify both RSA 659:17 and 659:64. RSA 659:17 requires instruction to voters describing how to vote be printed at the top of the general election ballot. HB 432 would add an additional instruction informing voters that if they incorrectly mark their ballot that they may request a new ballot from the moderator. RSA 658:28 requires this same information be printed on a voter instruction card that is posted in each voting booth. The committee did not agree that the information should also be printed on each ballot. RSA 659:64 provides guidance on counting ballots, which are not marked in compliance with the instructions. HB 432 describes some of the marks found on ballots during the most recent recounts and provides instructions on how those ballots would be counted. The committee believes that the determination of the intent of the voter must be done by evaluating each mark on the ballot in context with the other marks on the ballot and should not be prescribed in law. Vote 18-0.

HB 649-FN, relative to campaign contributions. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert A. Luther for Election Law. RSA 664 regulates political expenditures and contributions; and codifies the reporting requirements. HB 649 would further regulate the contributions made by individuals who are not residents of New Hampshire to \$250 and require the fiscal agent of a candidate who receives a contribution from any out-of-state source in the last week prior to the primary or general election to report it to the secretary of state within 48 hours of receipt. The committee believes that limiting the contributions of individuals who are not New Hampshire residents to \$250 is unjust and the change to the reporting requirement unneeded. Vote 16-0.

HB 652-FN, relative to undeclared voters. **INEXPEDIENT TO LEGISLATE.**

Rep. Duane R. Brown for Election Law. Current law allows undeclared voters to declare as a registered voter with party affiliation prior to voting in a primary election and return to undeclared status after voting. This bill allows undeclared voters to vote in any party primary without declaring party affiliation. Voting in a party primary should be for members of that party. The current system is appropriate and should not be changed. Vote 18-0.

HB 412, relative to reporting of corrective action implementation of audit findings by entities subject to an audit by the legislative budget assistant. **INEXPEDIENT TO LEGISLATE.**

Rep. David J. Danielson for Finance. This bill requires an agency audited by the Legislative Budget Assistant to report its progress on remedying those corrective actions noted in the audit. The issue the committee recognized is that there is no provision for follow-up actions regarding the implementation of those required actions; the bill merely required a report. After consultation with agencies about next steps to ensure audit findings are corrected as needed, it was observed that the Fiscal Committee, which hears reports on all audits, could, if it wished, set specific follow-up deadlines as part of its supervisory responsibilities. Vote 20-0.

HB 534, relative to the duties of the housing finance authority. **OUGHT TO PASS.**

Rep. Timothy L. Twombly for Finance. This bill requires the NH Housing Finance Authority to disclose all terms and conditions associated with grants or loans made to municipalities including requirements of a third party, such as a federal agency, which may be providing funds. It also sets November 1 as a deadline for the agency's annual report of operations with a complete certified financial audit of its preceding fiscal year. Vote 21-0.

HB 654-FN-A-L, relative to the distribution of marriage license fees and the funding source for the domestic violence grant program. **INEXPEDIENT TO LEGISLATE.**

Rep. Cindy Rosenwald for Finance. This bill removes the \$38 of the marriage license fee currently appropriated to fund domestic violence programs and adds this money to the general fund. The bill establishes a new dedicated fund, which would be authorized to accept gifts, grants and donations to fund domestic violence. During testimony, the committee learned that 50% of murders and 92% of murder-suicides in New Hampshire involve domestic violence. The committee believes the bill's proposed funding mechanism is less stable than the current funding mechanism for these important programs and would leave vulnerable victims of domestic violence less protected. In addition to the Finance Committee looking at the domestic violence funding during the budget process, there is also a bill before the legislature to examine all dedicated funds. Vote 23-1.

HB 678-FN, requiring an evaluation of vendor performance on certain state contracts. **INEXPEDIENT TO LEGISLATE.**

Rep. J. Tracy Emerick for Finance. While well intended, this bill is insufficiently complete to accomplish the desired results. The posting of evaluations on the internet is not well advised due to the potential for lawsuits by poorly rated vendors. Another bill, the result of a study committee, with the same evaluation topic is in process. The bill also required additional staff with no appropriation in the bill. Vote 24-0.

HB 232, relative to training in suicide risk assessment, treatment, and management. **INEXPEDIENT TO LEGISLATE.**

Rep. Lucy M. Weber for Health, Human Services and Elderly Affairs. Committee members share the concern about the appropriate level of training in suicide risk assessment, treatment and management for mental health care workers. However, we believe that another bill currently being heard would provide a more comprehensive approach to the issue. Vote 15-0.

HB 337, relative to the patients' bill of rights. **INEXPEDIENT TO LEGISLATE.**

Rep. John Fothergill for Health, Human Services and Elderly Affairs. The intent of the bill was to abolish the patients' bill of rights if the person was not of sound mind and relinquish those rights to an immediate family member or guardian. The committee heard very little testimony to support such a bill. Most patient advocates were opposed, as was the committee. Vote 14-0.

HB 483, relative to the commission on primary care workforce issues. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Thomas M. Sherman for Health, Human Services and Elderly Affairs. This bill, as amended expands the membership of the commission and extends the commission's sunset to 2019. Primary care workforce and manpower issues represent a significant ongoing challenge throughout New Hampshire. The commission is anxious to continue its work. Vote 15-0.

Amendment (0236h)

Amend the bill by replacing section 1 with the following:

1 Commission on Primary Care Workforce Issues; Membership. Amend RSA 126-T:1 to read as follows:

126-T:1 Commission Established; Membership. There is hereby established a commission on primary care workforce issues. The members of the commission shall be as follows:

I. One member of the house of representatives, appointed by the speaker of the house of representatives.

II. The commissioner of the department of health and human services, or designee.

III. The commissioner of the department of labor, or designee.

IV. **The insurance commissioner, or designee.**

V. The dean, or designee, from a public **institution with a** health science school, appointed by the president of the institution.

[V-] VI. The dean, or designee, from a private **institution with a** health science school, appointed by the president of the institution.

[VI-] VII. A representative of the New Hampshire Medical Society, appointed by the society.

[VII-] VIII. A representative of the New Hampshire Dental Society, appointed by the society.

[VIII-] IX. A representative of the New Hampshire Mental Health Coalition, appointed by the coalition.

[IX-] X. Three representatives from the state's rural **and underserved** health care facilities, including 2 practitioners and one administrator, appointed by the governor.

[X-] XI. A representative of the New Hampshire Citizens Health Initiative, appointed by such organization.

[XI-] XII. A representative of the New Hampshire Area Health Education Center, appointed by the organization.

[XII-] XIII. A representative of the Bi-State Primary Care Association, appointed by the association.

[XIII-] XIV. Three at large members, nominated by the commission and appointed by the governor.

XV. **A representative of the New Hampshire Nurse Practitioner Association, appointed by the association.**

XVI. **A representative of the New Hampshire Society of Physician Assistants Association, appointed by the association.**

XVII. **A representative of the New Hampshire Hospital Association, appointed by the association.**

Amend the bill by deleting sections 2 and 3 and renumbering the original sections 4-6 to read as 2-4, respectively.

HB 225, requiring the defendant to personally appear in the courtroom during a victim impact statement. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David Woodbury for Judiciary. This bill seeks to require a defendant to be present during a victim's impact presentation prior to sentencing. We are familiar with a recent attempt by a convicted murderer to avoid facing the family of his victim. This bill would avoid this, but would give the sentencing judge some leeway to excuse attendance if circumstances at the time warranted. Vote 16-1.

Amendment (0205h)

Amend RSA 651:4-a as inserted by section 1 of the bill by replacing it with the following:

651:4-a [Victims of Certain Violent Crimes Against a Person Permitted to Speak Before Sentencing and at Sentence Reduction or Suspension Hearings] **Right of Crime Victim to Address Judge; Defendant Required to Personally Appear.** Before a judge sentences or suspends or reduces the sentence of any person for capital, first degree or second degree murder, attempted murder, manslaughter, aggravated felonious sexual assault, felonious sexual assault, first degree assault, or negligent homicide committed in consequence of being under the influence of intoxicating liquor or controlled drugs, the victim of the offense, or the victim's next of kin if the victim has died, shall have the opportunity to address the judge. The victim or victim's next of kin may appear personally or by counsel and may reasonably express his views concerning the offense, the person responsible, and the need for restitution. The prosecutor[, the person to be sentenced,] and the attorney for the [person to be sentenced shall have the right to] **defendant may** be present when the victim or victim's next of kin so addresses the judge. **The defendant shall personally appear in court when the victim or victim's next of kin addresses the judge, unless excused by the court.** The judge may consider the statements of the victim or next of kin made pursuant to this section when imposing sentence or making a decision regarding sentence reduction or sentence suspension.

HB 415, limiting liability of out-of-state emergency services entities responding to incidents in New Hampshire. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Linda B. Kenison for Judiciary. New Hampshire emergency services responders have limited liability in responding to incidents in New Hampshire. New Hampshire towns bordering Maine, Massachusetts and Vermont have interstate mutual aid emergency services compacts. This bill would provide the same limited liability afforded to New Hampshire emergency services responders to out-of-state emergency services responders responding to incidents in New Hampshire. There was no opposition to this bill. Vote 15-0.

Amendment (0421h)

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

1 New Section; Liability Limited for Certain Out-of-State Emergency Services Entities. Amend RSA 508 by inserting after section 12-b the following new section:

508:12-c Liability Limited for Certain Out-of-State Emergency Services. When a police officer, firefighter, or other emergency services worker from an out-of-state entity responds to an emergency in New Hampshire, such out-of-state entity and its employees and volunteers shall have all the same liability limitations to which a New Hampshire entity, police officer, firefighter, or emergency services worker would be entitled under New Hampshire laws.

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

HB 417, relative to reimbursement of fees and out-of-pocket expenses associated with estate administration. **INEXPEDIENT TO LEGISLATE.**

Rep. David Woodbury for Judiciary. This bill seeks to require a ruling on payment of fees and expenses to administrators or executors within 90 days of the request to the court. This does not seem to be a problem in the probate division and could, if enacted, cause premature disbursement of estate funds. Vote 18-0.

HB 193, relative to utility assessments for the use of village district roads. **OUGHT TO PASS WITH AMENDMENT.**

Rep. James E. Coffey for Municipal and County Government. This bill ensures that when a municipality receives payment for the use of its roads by a public utility that the municipality is the owner of the road or right of way. This bill prevents towns from charging for the use of roads owned by a village district and requires that any fees or taxes go to the municipality that owns the road. Vote 18-0.

Amendment (0363h)

Amend the bill by replacing section 1 with the following:

1 New Paragraph; Village District; Commissioner's Duties; Roads. Amend RSA 52:3-a by inserting after paragraph II the following new paragraph:

III. No town or city shall levy any fee or collect any tax for the use by any utility of roads maintained by a village district under RSA 52:1, I(m), except on the vote of the village district commissioners for remittance to the village district.

HB 199, relative to tax relief information contained on a property tax bill. **INEXPEDIENT TO LEGISLATE.**

Rep. Marjorie A. Porter for Municipal and County Government. This bill requires municipalities to add a reference to the low and moderate income homeowners property tax relief program to the information on a local property tax bill. Although the bill is well-intentioned, the committee had several concerns. The low and moderate income tax relief program only applies to the state-wide property tax, and not local property taxes. Those applying for the program apply to the state, not the local municipality. It was felt that including references to a state program on the local bill would cause confusion for the taxpayer, and may set an unfortunate precedent for the future. Vote 12-4.

HB 227, relative to eminent domain on public lands. **OUGHT TO PASS WITH AMENDMENT.**

Rep. James P. Belanger for Municipal and County Government. This bill, as amended, provides a non-binding vote to accept or reject the taking of public land in easements by eminent domain as a result of state or federal permissions. Although non binding, it provides an opportunity for the municipality to negotiate with the "taker" with the possibility of an agreement such as exchange of land or some other compromise. Vote 18-0.

Amendment (0362h)

Amend RSA 371:25 as inserted by section 1 of the bill by replacing it with the following:

371:25 Land Acquired With Public Funds and Donated Land. Whenever any party, having power of eminent domain or not, seeks to violate the covenants and conservation easements or both, placed on land which has been acquired with public funds or land which has been donated to a public entity, the proposal shall require the approval of the legislative body of the affected municipality or unincorporated place. No lands or rights of way or easements shall be taken by eminent domain without the approval of the affected legislative body as evidenced by a vote of the affected legislative body, at a duly called special or regular meeting of the legislative body. This subdivision shall not apply to state-owned lands.

HB 233, relative to local approval of mining activity. **OUGHT TO PASS.**

Rep. Ken S. Peterson for Municipal and County Government. This bill clarifies the scope of local approval requirements for mining activity, and also modifies some requirements for pre-application meetings. The statement that pre-application meetings and documentation are not public information has been removed, and a requirement has been inserted to provide notice of the pre-application meeting for public comments on the potential application. The local approval mining permit ordinance as noted in RSA 12-E:4, IV must be consistent with this chapter unless it attempts to impose a less stringent standard or requirement than those already established in the chapter. Vote 18-0.

HB 250, relative to requirements for perambulation of town lines. **INEXPEDIENT TO LEGISLATE.**

Rep. Keith Ammon for Municipal and County Government. This bill as amended, attempts to eliminate the age old practice of perambulation of town lines because of new advancements in GPS and electronic surveillance equipment like drones and; "because it has become too hard and is being ignored by selectmen anyway." Perambulation is the act of walking the town line with selectmen, or their designees, from adjoining towns and agreeing to the location of town property lines. Even using surveying grade GPS equipment brings one to the approximate location of a town bound and does not verify if the bound is still there or in need of replacement. It also does not show if recent development has encroached on town lines. Many instances were brought to the committee's attention where, after perambulation, property and even homes were found to be in a different town than what the tax maps showed. The fact that selectmen are not diligent in having this done is no excuse to eliminate it. The period of time between perambulations and imposing penalties for ignoring the statute might be a subject for change but the act of agreeing with your neighbor as to where your property lines are should not be eliminated. The notion that some selectmen are not physically capable of doing the perambulation was brought up but this is no different today than it was 100 years ago. Vote 14-2.

HB 257, relative to amending municipal charters. **INEXPEDIENT TO LEGISLATE.**

Rep. Bruce L. Tatro for Municipal and County Government. This bill would move the municipal elections to the same time as state and national elections. The secretary of state stated doing this will further complicate elections and would cause more confusion of voters and cause long times in the voting booth. Vote 14-0.

HB 268, establishing a committee to study the adoption of low-impact housing development standards by the department of environmental services. **OUGHT TO PASS.**

Rep. Marjorie A. Porter for Municipal and County Government. This bill came as a request of the commission on housing policy and regulation established in 2013. This commission was tasked with examining state regulations having to do with housing development and to identify areas where problems might exist that impede housing development throughout the state. The commission discovered there were some inconsistencies between the standards DES requires for low-impact development and those being required by local authorities. This has caused confusion and delays for developers. HB 268 establishes a committee to study the issue and to suggest resolutions. Vote 15-3.

HB 277, relative to the policy for acceptance of grants by county conventions. **INEXPEDIENT TO LEGISLATE.**

Rep. Chris Brown for Municipal and County Government. This bill mandated that a grant committee be established by each county to review grants prior to their acceptance. Currently counties are free to establish their own processes in the regard. This seemed to us to be fixing procedures in many counties that were not broken. It was not clear to us that a grant committee is inherently an improvement over existing systems of oversight and review. Counties should continue to have flexibility in performing their duties and resolving their own differences when they arise. Vote 16-0.

HB 289, relative to the content of annual town reports. **INEXPEDIENT TO LEGISLATE.**

Rep. Ken S. Peterson for Municipal and County Government. This bill would mandate that all municipalities with a population between 500 and 15,000 inhabitants include in their annual town report municipal building energy consumption statistics for the year. The bill's author acknowledged that the stated population numbers were purely arbitrary. This would not be enabling legislation, but a requirement directed by the state to these communities. It was felt that a directive by the state forcing towns to make another ancillary written report was not in the spirit of the NH philosophy of government. Vote 13-2.

HB 313, relative to municipal elections. **INEXPEDIENT TO LEGISLATE.**

Rep. Benjamin L. Tilton for Municipal and County Government. This bill permits cities to hold municipal elections on biennial election day. The majority of the committee agreed that the bill would create unintentional consequences. The first would be unacceptable wait times to vote. The second would be an increase of incomplete and inaccurate ballots caused by the increased items to vote on. The secretary of state's office testified that, as proven in the 1984 election, the more issues to vote on in the booth, the longer it takes and causes lines to vote and voters give up and leave without voting. They also vote for state issues and ignore the local issues. Vote 16-1.

HB 331, relative to absences among selectmen on election day. **OUGHT TO PASS.**

Rep. David A. Bickford for Municipal and County Government. This bill allows selectmen to designate someone to take their place during elections. The Attorney General has interpreted the constitution and now requires a quorum of the board of selectmen be present at elections for the entire day, which is very difficult for selectmen, they have to work. This bill will make public service easier for our citizens to participate in. Vote 16-0.

HB 335, relative to the disposition of rangeways. **INEXPEDIENT TO LEGISLATE.**

Rep. James E. Coffey for Municipal and County Government. This bill addresses a problem that was addressed in 2008 by HB 1491. Rangeways are long narrow strips of land, which were reserved usually for roads on colonial period plans of some towns. There is no present problem with "Rangeways" and most issues were resolved during the nineteenth century. The committee studied the subject and concluded that nothing was needed to be done at this time. Vote 18-0.

HB 339, relative to transfer station income. **INEXPEDIENT TO LEGISLATE.**

Rep. Marjorie A. Porter for Municipal and County Government. This bill would allow the local governing body of a municipality to transfer surplus funds from the reclamation trust fund to the capital reserve fund, and then expend those funds without having to get the approval of the legislative body at town meeting. This would circumvent the intent of trust funds as outlined in the current RSAs, which always requires legislative approval to withdraw and expend. Although the money spent in this way would be reported to the town after the fact, the committee felt this was not a wise course of action. Vote 16-0.

HB 348, allowing municipalities to adopt a property tax credit for elderly homeowners for the extent their tax bill exceeds 10 percent of income. **INEXPEDIENT TO LEGISLATE.**

Rep. Marjorie A. Porter for Municipal and County Government. This bill would allow municipalities to adopt a property tax credit for elderly homeowners such that the tax would not exceed 10% of their income. Property taxes do weigh heavily on the elderly, and the committee was sympathetic to the intention of this bill. However, the implementation would prove problematic and unwieldy for municipalities. Unlike states with an income tax, NH has no database of personal income, which towns could use to help make the 10% determination; town officials would be required to delve into each applicant's personal finances in order to do so. Municipalities already have the ability to help their elderly citizens via an elderly exemption, and the DRA reports every municipality in the state has adopted some form of elderly exemption for property taxes. Vote 17-0.

HB 444-L, exempting certain long-term residents from local school taxes. **INEXPEDIENT TO LEGISLATE.**

Rep. Chris Brown for Municipal and County Government. This bill exempts any person from paying school district taxes who has paid said taxes for 36 consecutive years or longer in New Hampshire. Our committee has been presented with many bills this session concerning property tax relief. None of them are without merit. On the other hand enacting any of them creates new inequities as it seeks to rectify existing inequities. The 36 consecutive year provision, however compelling, excludes many situations that could be equally or more deserving. Not the least of which is that it does not address one's ability to pay, an issue that affects many, but not all, older property owners. The bill also opens the door to arguments that only those with children in school should be paying for public schools. All of our citizens benefit from public schools and must share in its cost. Vote 17-1.

HB 451, relative to local approval of mining permits. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Franklin W. Sterling for Municipal and County Government. The purpose of this amended bill is to give local planning boards the authority to review and act on mining activity on sites of 5 acres or less. Current law does not allow for site plan review of such activity, granting local control is a desirable goal. Vote 17-0.

Amendment (0435h)

Amend RSA 12-E:5, I as inserted by section 3 of the bill by replacing it with the following:

I. Upon filing of a permit application or an application for an amended permit, the operator shall publish notice of such application in a newspaper in general circulation of each county wherein the affected land lies at least once each week for 2 successive weeks after filing the application. The operator shall notify landowners within 1/2 mile of the proposed permit area in writing of the application and shall file a copy of the mining and reclamation plan, or amended plan with the town clerk or city solicitor of the town or city wherein the land lies. ***If the mining activities are exempt under RSA 12-E:1, IX(a) the town or city planning board shall review the plan under the municipality's site plan review regulations if the municipality has adopted such regulations.***

HB 486, authorizing towns and cities to establish special assessment districts. **OUGHT TO PASS.**

Rep. Clyde J. Carson for Municipal and County Government. Special assessment districts provide municipalities with a new way to finance capital projects for a specific group of property owners. In many ways special assessment districts are similar to village districts, but without the requirement and overhead of a governing body. You might call it village district light. A special assessment district could be established to finance public facilities benefiting a defined group of properties for purposes such as parking garages,

extension of telecommunications, renewable energy projects, etc. A similar bill was introduced in the last legislative session and came before the Municipal and County Government Committee. The committee liked the concept, but felt the details of the bill needed work. The bill went to interim study and HB 486 is the result. A special assessment district starts with a petition to the governing body from a group of property owners representing at least 50% of the lots and 65% of the assessed value in the proposed district. The petitioners define the boundaries of the district along with the proposed improvement plan. The bill provides for notification of all property owners included in the district as well as a public hearing. The governing body has the authority to approve the district. The cost for the improvements are recovered through an assessment on the property tax bills within the district. The district would be dissolved once cost of the improvements had been repaid. Vote 16-0.

HB 487, requiring that planning board and zoning board of adjustment members be elected. **INEXPEDIENT TO LEGISLATE.**

Rep. James P. Belanger for Municipal and County Government. This bill requires that planning board and ZBA members be elected instead of appointed. That option exists now at a municipality's option. This bill would mandate it. Many good, qualified people are willing to serve but will not compete in an election process. An elected member who does not perform or attend is almost impossible to replace while that is not the case with an appointed member. Vote 16-1.

HB 497, relative to interference with a cemetery burial plot. **OUGHT TO PASS.**

Rep. Catherine Cheney for Municipal and County Government. This bill addresses an important issue where an ascendant survives and would like to relocate their relative's remains. Currently, only descendants have that permission. When someone passes before his/her time, earlier generations in the family should be able to authorize moving remains. The sponsor verified all related RSAs and contacted the New Hampshire Cemetery Association. There is no conflict or objections. The committee unanimously supports HB 497. Vote 17-0.

HB 524-FN-L, relative to the calculation of default budgets. **INEXPEDIENT TO LEGISLATE.**

Rep. James E. Coffey for Municipal and County Government. This bill looks to change the formula for SB 2 towns and school districts for the default budget from the prior year's budget to 98% of the prior year's expenditure. The committee realized that this amount cannot be calculated in time for the annual meeting. It was also observed that using a percentage of actual expenditure would encourage unnecessary spending. Vote 16-1.

HB 607, relative to fees for carrying a concealed firearm. **OUGHT TO PASS.**

Rep. David A. Bickford for Municipal and County Government. This bill places resident concealed firearm license fees into the issuing town's general fund. Non-resident license fees already go into the state's general fund that are issued by state police. This change coincides with that rather than having the fee go to a law enforcement department. The bill recognizes that the law names selectmen, mayors, police and designees to issue permits. Vote 15-2.

HB 662-FN-L, relative to property taxes paid by chartered public schools leasing property. **OUGHT TO PASS.**

Rep. Keith Ammon for Municipal and County Government. This bill would entitle those chartered public schools which are already exempt from property taxation, but which lease their facilities from an owner who is not exempt, to a rebate of the portion of the lease that pays for the property taxes. Other public and private schools currently receive property tax exemptions. Rebating property taxes to chartered public schools paying leases provides a level playing field for all schools. Vote 16-1.

HB 111, relative to land retained by the state. **INEXPEDIENT TO LEGISLATE.**

Rep. Judith T. Spang for Resources, Recreation and Development. By statute, lands retained by the state are "acquired to be held forever." A 5-acre parcel in Bradford was so reserved to protect the iconic Bradford Pines. The town fire department requested 20% of this land be removed for their use. However, the committee did not receive a letter of support from the selectmen, a consistent plan of what the use would be, or a compelling public need for it. Vote 14-0.

HB 306, relative to membership of the wetlands council and the water council. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Judith T. Spang for Resources, Recreation and Development. The wetlands and water councils are charged with advising the commissioner of the department of environmental services on state policies relating to wetlands and shorelands respectively, and principally to hear administrative appeals from department decisions. The councils have been experiencing problems with achieving a quorum because certain member departments find that the issues being acted upon are outside their area of concern. Removing those members will address this problem. The amendment adds two new members to the water council, one to represent lakes and one to represent rivers, to whom the work of the council will be more relevant. Both the NH Rivers Council and the NH Lakes Association have affirmed that they will nominate members who will be committed to participating actively. Vote 13-0.

Amendment (0133h)

Amend RSA 21-O:5-a, I as inserted by section 1 of the bill by replacing it with the following:

I. There is established a wetlands council for the purpose of implementing the provisions of law conferring on the department authority to decide matters relative to resources of the state, including, but not limited to, excavating, dredging, and filling waters of the state as well as activities occurring within the state's regulated shoreland under RSA 483-B. Appointees and officials shall have voting rights as members of the wetlands council; provided, however, that nothing in this section shall be construed as affecting other duties of the department with reference to dams, water levels, and administration of the department of environmental services. The wetlands council shall be composed of the following:

- (a) The executive director of the department of fish and game or designee.
- (b) The commissioner of transportation or designee.
- (c) The commissioner of resources and economic development or designee.
- (d) The director of the office of energy and planning or designee.
- (e) The commissioner of the department of agriculture, markets, and food, or designee.
- (f) ~~The commissioner of safety or designee.~~

(g) Eight members of the public appointed by the governor and council for a term of 3 years or until a successor is chosen. One of these shall be a member of a municipal conservation commission at the time of appointment, and be one of 3 nominees submitted by the New Hampshire Association of Conservation Commissions; one shall be a supervisor, associate supervisor, former associate supervisor, or former supervisor, of a conservation district at the time of appointment, and be one of 3 nominees submitted by the New Hampshire Association of Conservation Districts; one shall be ~~an elected~~ **a municipal official other than a member of the conservation commission** at the time of appointment, and be one of 3 nominees submitted by the New Hampshire Municipal Association; one shall be a natural resource scientist and be one of 3 nominees submitted by the New Hampshire Association of Natural Resource Scientists; one shall be a member of the construction industry and be one of 3 nominees submitted by the Associated General Contractors of New Hampshire; one shall be a member of the marine industry and be one of 3 nominees submitted by the New Hampshire Marine Trades Association; one shall have experience in environmental protection and resource management at the time of appointment and be one of 4 nominees submitted, 2 each, by the New Hampshire Audubon Society and the Society for the Protection of New Hampshire Forests; and one shall be a farm or forest landowner and be one of 2 nominees submitted, one each, by the New Hampshire Farm Bureau Federation and the New Hampshire Timberland Owners Association. One member of the council shall be elected annually as chairperson by the members of the council.

Amend the introductory paragraph of RSA 21-O:7, I as inserted by section 2 of the bill by replacing it with the following:

I. There is established a water council which shall consist of ~~[16]~~ **15** members:

Amend RSA 21-O:7, I(a) as inserted by section 2 of the bill by replacing it with the following:

(a) ~~[Eleven]~~ **Thirteen** of the members shall be public members appointed by the governor, with the consent of the council, who shall serve for terms of 4 years. Of these members, 2 shall represent the industrial interests of the state; one shall represent the vacation home or private recreational interests of the state; one shall represent the agricultural interests of the state; one shall be an employee of any municipal or privately-owned waterworks in the state; one shall be a representative of the septage hauling industry, nominated by the New Hampshire Association of Septage Haulers; one shall be a member of a statewide nonprofit conservation or environmental organization; one shall be a treatment plant operator; ~~[and]~~ one shall be a designer or installer of septic systems, nominated by the Granite State Designers and Installers Association; **one shall represent New Hampshire rivers, nominated by the New Hampshire Rivers Council, and one shall represent New Hampshire lakes, nominated by the New Hampshire Lakes Association.** The 2 remaining members shall be appointed and commissioned respectively as the chairman and vice chairman of the council;

HB 565-FN, relative to banning the use of boats on certain waters with a confirmed exotic aquatic species infestation. **INEXPEDIENT TO LEGISLATE.**

Rep. Carol M. McGuire for Resources, Recreation and Development. This well-intentioned bill attempts to limit the spread of milfoil and other invasive weeds by authorizing the commissioner of environmental services to quarantine infested waters by banning boats there. However, there is existing statutory authority to establish "restricted use areas" that has much the same effect, and HB 565 is unenforceable as written. HB 667, also addressing the spread of invasive weeds and currently in committee, has a more narrowly focused approach that should be as effective, with fewer unintended consequences and at much less expense. For these reasons, the committee agreed that HB 565 should not go forward. Vote 14-0.

HB 209, repealing New Hampshire's atomic energy policy. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert A. Backus for Science, Technology and Energy. This bill, as introduced, would have repealed RSA 162-B as archaic, out of date and also as setting an energy priority inconsistent with current New Hampshire law. After hearing testimony that some portions of the law were still considered relevant to certain users of

radioactive isotopes, the bill was amended substantially. However, various stakeholders and members of the committee still found issues with the proposed wording. Since the only purpose of the bill was to modernize a 1957 state statute having little current use, the committee felt, given the problems identified with the attempt to amend it, that the bill should be rejected and the existing statute left in force. Vote 20-0.

HB 234, relative to renewable portfolio standards. **INEXPEDIENT TO LEGISLATE.**

Rep. David K. Murotake for Science, Technology and Energy. This bill deletes electric renewable energy classes from the electric renewable portfolio standards. After consideration of testimony from stakeholders including agencies, utilities, commissions, and companies, the committee determined that the Renewable Electric Portfolio Standards (RPS) is net revenue positive for NH and its growing renewable energy businesses. The committee also determined that elimination of RPS class structure, which segregates a variety of different renewable energy generators (hydroelectric, solar, biomass, wind, geothermal) into separate classes, is essential, at least in the near term, to the continued survival of small businesses in the biomass, solar, and small hydroelectric industries. Elimination of the existing RPS class structures may well result in the failure of many small renewable energy businesses, which would be counter to the NH Energy Strategy, and bad for small energy businesses. Elimination of RPS classes, at least at this time, is inexpedient to legislate. Vote 19-0.

HB 252, relative to the divestiture of electrical generation facilities. **INEXPEDIENT TO LEGISLATE.**

Rep. David A. Borden for Science, Technology and Energy. The committee determined that HB 252 was not necessary as it interferes with a legislatively ordered proceeding that is underway at the Public Utilities Commission (PUC). PSNH (now Eversource Energy) emerged from electric utility restructuring in the early 2000s still owning some of its generation facilities, which has prompted discussion in the ensuing years as to whether restructuring should be completed with the divestiture of those plants. In 2013, the Legislative Oversight Committee on Electric Utility Restructuring formally took up the issue and concluded that the appropriate body to examine this complex economic issue and determine whether divestiture should occur was the PUC. Subsequently, HB 1602 was passed in 2014, which required the PUC to open a proceeding to determine if divestiture is in the economic interests of PSNH ratepayers and, if so, authorized the PUC to order such divestiture. The proceeding is underway and the Public Utilities Commission will be submitting a progress report to the Legislative Oversight Committee on March 31. Besides interfering with this important proceeding, the bill would put into statute an unworkable standard for divestiture. Vote 20-0.

HB 342, relative to property owners' consent for smart meter gateway devices. **INEXPEDIENT TO LEGISLATE.**

Rep. Carolyn Halstead for Science, Technology and Energy. This is a bill that changes the definition of a smart meter gateway (which is the device inside the home that is used to monitor and control household devices and is protected from use by the utility companies) to include the demarcation meter used by all utilities. By doing this, it would now require all utilities to get the permission of the owner to have a utilities usage meter on their house. The utilities usage meter has traditionally been the demarcation point between what the utilities own and what a resident owns and has access to. The owner having the ability to choose the utility usage meter (potentially restricting all options) is fraught with problems. The utility companies are entitled to measure usage for billing purposes. The information on the smarter utility usage meters are already being regulated to insure that data breaches do not occur. Vote 20-0.

HB 345, requiring utilities to provide data to consumers explaining rates and rate increases. **INEXPEDIENT TO LEGISLATE.**

Rep. Michael Vose for Science, Technology and Energy. This bill would require electricity suppliers to publish schedules showing their rates and prices and the data that supported those rates. It would also have prohibited customer disconnection for failure to pay. All these matters are being dealt with in greater detail in other legislation. Testimony from several sources suggested that bill had broad support. The Public Utilities Commission testified that it is preparing rules that deal with many of the issues described in this bill. Vote 20-0.

HB 360, relative to public utilities that fail to restore service within 3 days. **INEXPEDIENT TO LEGISLATE.**

Rep. James A. Parison for Science, Technology and Energy. This bill would set a fixed time limit of three days for a utility to restore service or be liable for damages. Currently the PUC has oversight responsibility pursuant to RSA 365, through Rule PUC 304.03 "Interruptions of Service." "(a) Each utility shall use all reasonable means within industry practices to avoid interruptions to service...(b) If an interruption to service occurs, the utility shall restore service within the shortest time reasonable, consistent with safety, and provide service on a 24-hour basis." Violators of PUC rules can be fined up to \$250k. Testimony from stakeholders included concerns around local or regional events that may not trigger a state of emergency and where safe access to begin repairs may not be possible for several days. Readiness for such an eventuality would require much higher levels of staffing, an increased cost to be born by ratepayers. Also undefined in the bill was the extent of "damages" for which the offending utility might be liable. Given affected customers have a remedy in the PUC complaint process (RSA 365, PUC 204) the committee feels this proposal, however noble in its simplicity, lacks a provision for extenuating circumstances that the current "reasonable" language affords. Vote 20-0.

HCR 4, urging Congress to adopt a policy ending the use of a backward American Flag on military uniforms. **OUGHT TO PASS.**

Rep. Alfred P. Baldasaro for State-Federal Relations and Veterans Affairs. The committee finds the use of a backward American flag on military uniforms to be contrary to, and in violation of the US Flag Code, Title 4, Subsections 7, 8 and 10, the display of the flags is meticulously outlined and never allows for the symbol of our country to be displayed backward anywhere. Furthermore, we find that in 2005, the secretary of the army overstepped his authority in ordering the display of a backward flag to be affixed to the US Army uniform. While adding a true representation of the American flag to a military uniform is allowed under the flag code, a backward flag is not. Vote 13-1.

HCR 5, calling for an article V convention for the purpose of considering a countermand amendment to the United States Constitution. **INEXPEDIENT TO LEGISLATE.**

Rep. Peggy A. McCarthy for State-Federal Relations and Veterans Affairs. The legislation addresses Article 28, which restores state sovereignty in the constitution republic by providing state legislatures countermand authority i.e., rescinding any congressional statute. The US Constitution provides a mechanism through the amendment process. Vote 13-0.

HCR 6, petitioning Congress for an Article V amendment convention. **INEXPEDIENT TO LEGISLATE.**

Rep. Peggy A. McCarthy for State-Federal Relations and Veterans Affairs. This bill calls for an Article V Convention for the purpose of proposing a balanced budget amendment to the Constitution of the United States of America. Other pending legislation, if passed, will accomplish the same goal. This bill did not receive adequate support from the committee and the majority voted HCR 6 inexpedient to legislate. Vote 13-0.

HR 11, requesting the National Oceanic and Atmospheric Administration and Congress to relax rules on Atlantic states recreational fishing. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Elizabeth Edwards for State-Federal Relations and Veterans Affairs. The public hearing was packed with recreational fishermen and the small business owners who cater to them who are harmed by NOAA's restrictions on recreational fishing. NOAA's restrictions are an example of oppressive federal regulations, in this case destroying both simple pleasures and entire livelihoods derived from family businesses that have spanned generations. A resolution is the least we can do to stand up for New Hampshire citizens. Vote 13-0.

Amendment (0389h)

Amend the resolution by replacing the third paragraph after the resolving clause with the following:

That copies of this resolution be sent by the house clerk to the National Oceanic and Atmospheric Administration, to the United States Secretary of Commerce, and to each member of the New Hampshire congressional delegation.

HB 310, relative to reporting the destruction of motor vehicles. **OUGHT TO PASS.**

Rep. Werner D. Horn for Transportation. This bill simplifies and avoids duplicate reporting of vehicles that are crushed or otherwise junked, and serves the primary purpose of preventing and detecting vehicle theft. This bill is supported by the department of safety. Vote 15-0.

HB 453, relative to special number plates for circuit court judges. **INEXPEDIENT TO LEGISLATE.**

Rep. Bruce E. Hodgdon for Transportation. The committee heard no testimony from judges asking for this plate. There was no need for this bill. Vote 14-1.

HB 187, relative to information sharing for enforcement of the tobacco tax and relative to the biennial adjustment of the filing threshold for the business enterprise tax. **OUGHT TO PASS.**

Rep. Susan W. Almy for Ways and Means. Revenue Administration is forbidden to share information about taxpayers with a few specific exemptions. This bill adds the liquor commission only for purposes of their enforcement of the tobacco tax. Secondly, the bill clarifies the law adjusting the business enterprise tax floor biennially for inflation. Vote 18-0.

HB 222-FN, exempting certain homeowners over 80 years of age from the statewide education tax. **INEXPEDIENT TO LEGISLATE.**

Rep. Brian S. Gallagher for Ways and Means. This well intended bill would require that a homeowner who is over 80 years of age and who has lived in his or her homestead for at least 5 years shall be exempt from the statewide education tax. The committee felt that since there was no income limit set in this bill and due to the fact that cities and towns already provide graduated property tax benefits to help compensate homeowners, this additional property tax benefit is not warranted. Vote 19-0.

HB 550-FN, relative to administration of the tobacco tax. **OUGHT TO PASS.**

Rep. John J. Manning for Ways and Means. This bill, at the request of the Department of Revenue Administration makes a number of technical and clarifying changes to RSA 78, Tobacco Tax Laws, which include clarifying activities constituting unauthorized sales of tobacco products, and other reporting information to the taxpayers records. Vote 19-0.

HB 558-FN, establishing a clean water tax credit. **INEXPEDIENT TO LEGISLATE.**

Rep. Patricia T. Lovejoy for Ways and Means. This bill attempts to set up another business tax credit program. Proceeds would be directed to non-profit environmental organizations, which would award grants to homeowners for replacing or upgrading septic systems. The provisional program is overly broad and there were too many unanswered questions. Vote 19-0.

REGULAR CALENDAR

CACR 1, relating to taxation. Providing that a 3/5 vote is required to pass legislation imposing new or increased taxes or license fees, or to authorize the issuance of state bonds and providing that the general court shall appropriate funds for payment of interest and installments of principal of all state bonds. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Robert L. Nigrello for the Majority of Ways and Means. This bill would be the first step in approving a constitutional amendment to require a 3/5 vote of the House of Representatives and the Senate to pass a new or increased tax or fee or to authorize the issuance of state bonds. The majority of the committee believes the current practice of majority rule has served the house and senate well since their incorporation. The NH legislative branch has a robust and transparent process to decide the fate of all legislation. Legislators are mindful of the effects on our constituents when seeking new taxes or for raising existing taxes. New Hampshire is ranked number 7 in the country by the Tax Foundation for business tax climate. Requiring a 3/5 vote for all taxes, fees and bond issuances, would be an undue burden to effectively manage the finances of the state. Vote 18-1.

Rep. Jordan G. Ulery for the Minority of Ways and Means. For far too long the general court has passed tax bills with little or no regard to the real need for the tax. All this bill does is assure that when a tax increase is warranted 60% of the membership agrees. This type of legislation returns the power to the people to pay their taxes, not limiting the imposition of taxes and license fees by political whim.

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

Rep. William O'Brien spoke against.

Rep. Hess spoke in favor.

Rep. Ulery spoke against, yielded to questions and requested a roll call; sufficiently seconded.

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Fields, Dennis

Hurt, George

Tilton, Franklin

CARROLL

Buco, Thomas
McConkey, Mark
Umberger, Karen

Butler, Edward
Parker, Harold

Chandler, Gene
Schmidt, Stephen

Crawford, Karel
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Chase, Cynthia
Ley, Douglas
Roberts, Kris
Sterling, Franklin

Ames, Richard
Eaton, Daniel
Parkhurst, Henry
Robertson, Timothy
Tatro, Bruce

Berch, Paul
Emerson, Susan
Pearson, William
Sad, Tara
Tilton, Benjamin

Bordenet, John
Hunt, John
Phillips, Larry
Shepardson, Marjorie
Weber, Lucy

COOS

Fothergill, John
Theberge, Robert

Froburg, Alethea
Tholl, John

Moynihan, Wayne
Thomas, Yvonne

Richardson, Herbert

GRAFTON

Abel, Richard
Brown, Chris
Gionet, Edmond
Maes, Kevin
Shackett, Jeffrey
White, Andrew

Almy, Susan
Brown, Rebecca
Hennessey, Martha
Massimilla, Linda
Smith, Suzanne

Bailey, Brad
Cooney, Mary
Higgins, Patricia
Nordgren, Sharon
Sykes, George

Bennett, Travis
Ford, Susan
Ladd, Rick
Piper, Wendy
Townsend, Charles

HILLSBOROUGH

Backus, Robert
Belanger, James
Christensen, Chris
DiSilvestro, Linda
Gargas, Carolyn
Hansen, Peter
Infantine, William
Long, Patrick

Balcom, John
Biggie, Barbara
Cohen, Alan
Flanagan, Jack
Goley, Jeffrey
Harvey, Suzanne
Jack, Martin
Mangipudi, Latha

Barry, Richard
Brown, Pamela
Cornell, Patricia
Freitas, Mary
Gorman, Mary
Heath, Mary
Jeudy, Jean
Manley, Jonathan

Beaulieu, Jane
Byron, Frank
Danielson, David
Gagne, Larry
Haefner, Robert
Herbert, Christopher
Leishman, Peter
McCarthy, Peggy

McNamara, Richard
Pierce, David
Rokas, Ted
Shattuck, Gilman
Soucy, Timothy
Vann, Ivy
Woodbury, David

O'Brien, Michael
Porter, Marjorie
Rosenwald, Cindy
Shaw, Barbara
Straight, Phillip
Walsh, Robert

O'Neil, William
Proulx, Mark
Rouillard, Claire
Smith, Timothy
Sullivan, Daniel
Williams, Kermit

Pellegrino, Anthony
Roberts, Carol
Rowe, Robert
Snow, Kendall
Takesian, Charlene
Wolf, Terry

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Kotowski, Frank
Moffett, Howard
Rice, Harold (Chip)
Shurtleff, Stephen

Bartlett, Christy
Doherty, David
Gile, Mary
Karrick, David
Luneau, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan

Bradley, Paula
Ebel, Karen
Henle, Paul
Kenison, Linda
MacKay, James
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Carson, Clyde
Frazer, June
Hess, David
Kidder, David
Marple, Richard
Ratzki, Mario
Schuett, Dianne
Walsh, Thomas

ROCKINGHAM

Abrami, Patrick
Belanger, Ronald
Cali-Pitts, Jacqueline
DeSimone, Debra
Elliott, Robert
Griffin, Mary
Hoelzel, Kathleen
Major, Norman
McMahon, Charles
Pantelakos, Laura
Sanders, Elisabeth
Sytek, John
Woitkun, Steven

Allen, Mary
Berrien, Skip
Cardon, G. Thomas
Devine, James
Ferrante, Beverly
Guthrie, Joseph
Introne, Robert
Matthews, Carolyn
Nigrello, Robert
Peckham, Michele
Sherman, Thomas
Ward, Gerald

Azarian, Gary
Borden, David
Chase, Francis
DiFranco, Debbie
Francese, Paula
Hagan, Joseph
Katsakiores, Phyllis
McBeath, Rebecca
O'Connor, John
Potucek, John
Simpson, Alexis
Ward, Joanne

Barnes, Arthur
Cahill, Michael
Cushing, Robert
Doucette, Fred
Gordon, Pamela
Heffron, Frank
Lovejoy, Patricia
McKinney, Betsy
Packard, Sherman
Priestley, Anne
Sweeney, Joe
Welch, David

STRAFFORD

Baber, William
Cilley, Jacalyn
Kaen, Naida
Smith, Marjorie
Stevens, Audrey

Bickford, David
DiSesa, Len
Mullen, John
Southworth, Thomas
Treleaven, Susan

Bixby, Peter
Gray, James
Rollo, Deanna
Spang, Judith
Verschueren, James

Burton, Wayne
Horrigan, Timothy
Schmidt, Peter
Sprague, Dale
Wall, Janet

SULLIVAN

Cloutier, John
Grenier, James

Converse, Larry
Laware, Thomas

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Schmidt, Andrew

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Aldrich, Glen
Howard, Jr., Raymond
Sylvia, Michael

Dumais, Russell
LeBreche, Shari
Vadney, Herbert

Fraser, Valerie
Luther, Robert
Varney, Peter

Gallagher, Brian
Spanos, Peter

CARROLL

Avellani, Lino
Wright, Ted

Comeau, Ed

Cordelli, Glenn

Nelson, Bill

CHESHIRE

McConnell, Jim

COOS

Rappaport, Laurence

Rideout, Leon

GRAFTON

Brown, Duane
Johnson, Eric

Darrow, Stephen

Hennessey, Erin

Ingbretson, Paul

HILLSBOROUGH

Adams, Christopher
Burt, John
Donovan, Daniel
Estevez, Eric
Goulette, William
Hogan, Edith

Ammon, Keith
Christiansen, Lars
Eastman, Eric
Ferreira, Elizabeth
Griffin, Barbara
Hopper, Gary

Boehm, Ralph
Christie, Rick
Edelblut, Frank
Fromuth, Bart
Halstead, Carolyn
Lachance, Joseph

Bouldin, Amanda
Coffey, James
Edwards, Elizabeth
Gould, Linda
Hinch, Richard
LeBrun, Donald

Marston, Dick
Murotake, David
Ober, Lynne
Parison, James
Schleien, Eric
Sullivan, Victoria

McClarren, Donald
Murphy, Keith
Ober, Russell
Peterson, Ken
Seidel, Carl
Twombly, Timothy

McLean, Mark
Notter, Jeanine
Ohm, Bill
Rice, Kimberly
Simmons, Tammy
Ulery, Jordan

Moore, Josh
O'Brien, William
Palmer, Barry
Sanborn, Laurie
Smith, Gregory
Zaricki, Nick

MERRIMACK

Brewster, Michael
Horn, Werner
McGuire, Dan

French, Harold
Kuch, Bill
Parent, Jason

Hill, Gregory
Martin, John
Seaworth, Brian

Hoell, J.R.
McGuire, Carol

ROCKINGHAM

Abramson, Max
Chirichiello, Brian
Fesh, Robert
Harris, Jeffrey
Kellogg, Shem
Prudhomme-O'Brien, Katherine
Thomas, Douglas
Webb, James

Baldasaro, Alfred
Cook, Allen
Friel, William
Hodgdon, Bruce
Lundgren, David
Rice, Frederick
True, Chris
Weyler, Kenneth

Bates, David
Duarte, Joe
Gannon, William
Itse, Daniel
Oigny, Jeffrey
Schroadter, Adam
Tucker, Pamela
Wood, David

Bush, Carol
Emerick, J. Tracy
Gordon, Richard
Kappler, Lawrence
Osborne, Jason
Spillane, James
Vose, Michael

STRAFFORD

Beaudoin, Steven
Jones, Laura
Pitre, Joseph

Cheney, Catherine
Kaczynski, Jr., Thomas
Turcotte, Leonard

Groen, Warren
Knowles, Robert
Wuelper, Kurt

Hannon, Joseph
Leeman, Don

SULLIVAN

Bridge, Ernest

Rollins, Skip

Smith, Steven

and the majority committee report was adopted.

HB 350, establishing a commission to study the impacts of the property tax on New Hampshire's residents, businesses, municipalities, and the economy. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Joseph R. Lachance for the Majority of Ways and Means. Specifically, this bill would create a property tax study commission mandating a comprehensive study of how New Hampshire's property taxes are designed, implemented or whether taxes in their current form promotes or hinders the economic well-being in our state. The property tax is an essential part of the diversified source of revenue in New Hampshire. The pros and cons of the argument of the property tax are well known. The committee questioned what further knowledge would be gained through a study commission. The committee felt specific bills dealing with property tax legislation being filed would be a more appropriate approach to decide possible changes. Vote 13-6.

Rep. Paul J. Henle for the Minority of Ways and Means. In 2013, 63 cents of every \$1 raised through taxation in New Hampshire was raised through the property tax. No other state in the union comes close to being so reliant on one tax. Since we have put all of our eggs in this one basket, it would behoove us to know as much as we can about this tax – but we don't. For many of our businesses the property tax is the biggest tax they pay. What impact does it have on the decisions they make? The minority believes it is applied unequally, but do we know just how unequally? How many taxpayers pay 1% or 10% of their income in property taxes? How many NH citizens have to leave our state when they retire? What effect does current use have? Does the property tax influence land use decisions? We know it skews real estate values, but by how much? What can be done to address these problems? We have a hodge podge of band-aids including elderly and veteran abatements, TIF districts and low-income assistance, but are there other options we should explore? Perhaps circuit breakers would help. What about homestead exemptions? What about other ways of assessing, or taxing different types of real estate differently?

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

Rep. Rebecca Brown spoke against.

Rep. Lachance spoke in favor.

Rep. Spang requested a roll call; sufficiently seconded.

YEAS 213 - NAYS 143

YEAS - 213

BELKNAP

Aldrich, Glen
Gallagher, Brian
Luther, Robert
Varney, Peter

Dumais, Russell
Howard, Jr., Raymond
Sylvia, Michael

Fields, Dennis
Hurt, George
Tilton, Franklin

Fraser, Valerie
LeBreche, Shari
Vadney, Herbert

CARROLL

Avellani, Lino
Cordelli, Glenn
Parker, Harold

Buco, Thomas
Crawford, Karel
Schmidt, Stephen

Chandler, Gene
McConkey, Mark
Umberger, Karen

Comeau, Ed
Nelson, Bill
Wright, Ted

CHESHIRE

Emerson, Susan
Tatro, Bruce

Hunt, John

McConnell, Jim

Sterling, Franklin

COOS

Fothergill, John
Tholl, John

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Almy, Susan
Gionet, Edmond
Piper, Wendy

Bailey, Brad
Hennessey, Erin

Brown, Duane
Johnson, Eric

Darrow, Stephen
Ladd, Rick

HILLSBOROUGH

Adams, Christopher
Beaulieu, Jane
Bouldin, Amanda
Christie, Rick
Edelblut, Frank
Fromuth, Bart
Goulette, William
Hansen, Peter
Infantine, William
Long, Patrick
McLean, Mark
Notter, Jeanine
Ohm, Bill
Pierce, David
Rowe, Robert
Shattuck, Gilman
Smith, Timothy
Ulery, Jordan

Ammon, Keith
Belanger, James
Burt, John
Coffey, James
Estevez, Eric
Gagne, Larry
Griffin, Barbara
Hinch, Richard
Kurk, Neal
Marston, Dick
Moore, Josh
O'Brien, William
Parison, James
Proulx, Mark
Sanborn, Laurie
Silva, Peter
Straight, Phillip
Walsh, Robert

Balcom, John
Biggie, Barbara
Byron, Frank
Danielson, David
Ferreira, Elizabeth
Gargas, Carolyn
Haefner, Robert
Hogan, Edith
Lachance, Joseph
McCarthy, Peggy
Murotake, David
Ober, Lynne
Pellegrino, Anthony
Rice, Kimberly
Schleien, Eric
Simmons, Tammy
Sullivan, Victoria
Wolf, Terry

Barry, Richard
Boehm, Ralph
Christensen, Chris
Donovan, Daniel
Flanagan, Jack
Gould, Linda
Halstead, Carolyn
Hopper, Gary
LeBrun, Donald
McClarren, Donald
Murphy, Keith
Ober, Russell
Peterson, Ken
Rouillard, Claire
Seidel, Carl
Smith, Gregory
Twombly, Timothy
Zaricki, Nick

MERRIMACK

French, Harold
Kotowski, Frank
McGuire, Carol
Walsh, Thomas

Hess, David
Kuch, Bill
McGuire, Dan

Hoell, J.R.
Marple, Richard
Parent, Jason

Horn, Werner
Martin, John
Seaworth, Brian

ROCKINGHAM

Abrami, Patrick
Barnes, Arthur
Cardon, G. Thomas
DeSimone, Debra
Elliott, Robert
Friel, William
Guthrie, Joseph
Hoelzel, Kathleen
Katsakiores, Phyllis
McKinney, Betsy
Oigny, Jeffrey
Peckham, Michele
Rice, Frederick
Sweeney, Joe
Tucker, Pamela
Welch, David

Allen, Mary
Bates, David
Chase, Francis
Devine, James
Emerick, J. Tracy
Gannon, William
Hagan, Joseph
Introne, Robert
Kellogg, Shem
McMahon, Charles
Osborne, Jason
Potucek, John
Sanders, Elisabeth
Sytek, John
Vose, Michael
Weyler, Kenneth

Azarian, Gary
Belanger, Ronald
Chirichiello, Brian
Doucette, Fred
Ferrante, Beverly
Gordon, Richard
Harris, Jeffrey
Itse, Daniel
Major, Norman
Nigrello, Robert
Packard, Sherman
Priestley, Anne
Schroadter, Adam
Thomas, Douglas
Ward, Joanne
Woitkun, Steven

Baldasaro, Alfred
Bush, Carol
Cook, Allen
Duarte, Joe
Fesh, Robert
Griffin, Mary
Hodgdon, Bruce
Kappler, Lawrence
Matthews, Carolyn
O'Connor, John
Pantelakos, Laura
Prudhomme-O'Brien, Katherine
Spillane, James
True, Chris
Webb, James
Wood, David

STRAFFORD

Beaudoin, Steven
Hannon, Joseph
Leeman, Don
Wall, Janet

Cheney, Catherine
Jones, Laura
Mullen, John
Wuelper, Kurt

Gray, James
Kaczynski, Jr., Thomas
Pitre, Joseph

Groen, Warren
Knowles, Robert
Turcotte, Leonard

SULLIVAN

Bridge, Ernest
Schmidt, Andrew

Grenier, James
Smith, Steven

Laware, Thomas

Rollins, Skip

NAYS - 143 BELKNAP

Spanos, Peter

CARROLL

Butler, Edward

Ticehurst, Susan

CHESHIRE

Abbott, Michael
Chase, Cynthia
Pearson, William
Sad, Tara

Ames, Richard
Eaton, Daniel
Phillips, Larry
Shepardson, Marjorie

Berch, Paul
Ley, Douglas
Roberts, Kris
Tilton, Benjamin

Bordenet, John
Parkhurst, Henry
Robertson, Timothy
Weber, Lucy

COOS

Froburg, Alethea

Moynihan, Wayne

Theberge, Robert

Thomas, Yvonne

GRAFTON

Abel, Richard
Cooney, Mary
Maes, Kevin
Smith, Suzanne

Bennett, Travis
Ford, Susan
Massimilla, Linda
Sykes, George

Brown, Chris
Hennessey, Martha
Nordgren, Sharon
Townsend, Charles

Brown, Rebecca
Higgins, Patricia
Shackett, Jeffrey
White, Andrew

HILLSBOROUGH

Backus, Robert
Cornell, Patricia
Freitas, Mary
Harvey, Suzanne
Judy, Jean
McNamara, Richard
Porter, Marjorie
Shaw, Barbara
Takesian, Charlene

Brown, Pamela
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Leishman, Peter
O'Brien, Michael
Roberts, Carol
Snow, Kendall
Vann, Ivy

Christiansen, Lars
Eastman, Eric
Gorman, Mary
Herbert, Christopher
Mangipudi, Latha
O'Neil, William
Rokas, Ted
Soucy, Timothy
Williams, Kermit

Cohen, Alan
Edwards, Elizabeth
Hansberry, Daniel
Jack, Martin
Manley, Jonathan
Palmer, Barry
Rosenwald, Cindy
Sullivan, Daniel
Woodbury, David

MERRIMACK

Alicea, Caroletta
Carson, Clyde
Frazer, June
Hill, Gregory
Kidder, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan

Bartlett, Christy
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Luneau, David
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Bradley, Paula
Doherty, David
Gile, Mary
Karrick, David
MacKay, James
Ratzki, Mario
Schuett, Dianne

Brewster, Michael
Ebel, Karen
Henle, Paul
Kenison, Linda
Moffett, Howard
Rice, Harold (Chip)
Shurtleff, Stephen

ROCKINGHAM

Abramson, Max
Cali-Pitts, Jacqueline
Gordon, Pamela
McBeath, Rebecca

Berrien, Skip
Cushing, Robert
Heffron, Frank
Sherman, Thomas

Borden, David
DiFranco, Debbie
Lovejoy, Patricia
Simpson, Alexis

Cahill, Michael
Francese, Paula
Lundgren, David
Ward, Gerald

STRAFFORD

Baber, William
Cilley, Jacalyn
Rollo, Deanna
Spang, Judith
Verschueren, James

Bickford, David
DiSesa, Len
Schmidt, Peter
Sprague, Dale

Bixby, Peter
Horrigan, Timothy
Smith, Marjorie
Stevens, Audrey

Burton, Wayne
Kaen, Naida
Southworth, Thomas
Treleven, Susan

SULLIVAN

Cloutier, John
O'Hearne, Andrew

Converse, Larry

Gagnon, Raymond

Gottling, Suzanne

and the majority committee report was adopted.
Rep. Hill voted Nay and intended to vote Yea.

HB 390-FN, relative to stop loss insurance. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Laura M. Jones for the Majority of Commerce and Consumer Affairs. This bill would change the group size for purposes of stop loss insurance. Current law sets the annual aggregate attachment point for groups of 50 or fewer employees at 120 percent of expected claims, and for groups of 51 or more employees at 110 percent of expected claims. This bill would set the attachment point of 120 percent to groups of 100 or fewer employees. Therefore, the change in required reserves would affect employers who self-insure that have

between 51 and 100 employees. According to the New Hampshire Insurance Department, there are an estimated 58 employers of this size who would be affected. The extra 10 percent of required risk assumed by these employers, in order to remain self-insured, would average an additional \$50,000 in required reserves, according to the Self-Insurance Institute of America. The provision of the Affordable Care Act (ACA) that increases the size of small groups to 100 employees in 2016 is not applicable to self-insurance. There are no documented problems with the fully insured market that would warrant this additional constraint upon our business community, and this legislation could take away their current insurance plans, eliminating an important health plan option. In addition, this suggested change is not based on any national model legislation, such as legislation developed by the National Association of Insurance Commissioners, nor is any other state pursuing this type of legislation. Vote 11-8.

Rep. Edward A. Butler for the Minority of Commerce and Consumer Affairs. Stop loss insurance protects employers who self-insure. Above a certain risk amount, stop loss kicks in and protects against large or catastrophic loss. The Affordable Care Act (ACA) requires that the definition of small group change in 2016 from 50 to 100. This is being done, at least in part, to bolster the fully insured small group market. The reason that the insurance department requested this change, to require that stop loss insurance follow this change in size at the state level, is to help protect the fully insured market. An analysis of stop loss options requested by the insurance department in 2012 notes: "If too many healthy small groups leave the rate regulated risk-based market...rates for those left in the small group insurance market could spike, ultimately destabilizing the market overall..." The minority believes that protecting the affordability of healthcare insurance is critical and believes that this request from the insurance department is reasonable.

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

On a division vote, 216 members having voted in the affirmative and 135 in the negative, the majority committee report was adopted.

HA 1, for the removal of certain state officials in the department of education. **INEXPEDIENT TO LEGISLATE.**

Rep. Mary Stuart Gile for Education. This house bill of address requests the removal of Virginia Barry, commissioner of education and Paul Leather, deputy commissioner of the department of education. The majority of the committee agreed that causes identified as reasons for removal reflected serious misunderstandings. Both the commissioners and the deputy commissioner promote and support New Hampshire as a local control state and neither has exceeded their responsibilities as outlined by the New Hampshire Constitution. Vote 14-5.

MOTION TO LAY ON THE TABLE

Rep. Lars Christiansen moved that **HA 1**, for the removal of certain state officials in the department of education, be laid on the table.

Rep. Lars Christiansen requested a roll call; not sufficiently seconded.

On a division vote, 75 members having voted in the affirmative and 285 in the negative, the motion failed.

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

Rep. Lars Christiansen spoke against.

Rep. Gile spoke in favor and yielded to questions.

Committee report adopted.

HB 116, relative to the renomination of teachers. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Glenn Cordelli for the Majority of Education. This bill reduces the current time of 5 years to 3 years for the renomination of teachers. With the massive ongoing changes in our schools, schools often require longer than 3 years to determine if a teacher should be renominated. It will often be to the teachers benefit to have a longer time to improve. Poor teachers can be terminated at any time. The majority believes current statute protects teachers and schools. Vote 14-7.

Rep. Mary Heath for the Minority of Education. The minority believes three consecutive years is sufficient time to award a continuing contract for educators. A continuing contract does not denote tenure and allows practicing teacher's access to due process. Furthermore, until 2011 New Hampshire only required three years as it is in Vermont, Massachusetts and Maine. New Hampshire needs to recruit and retain the best and the brightest teachers for its classrooms. Passage of HB 116 would assist in that process. The percentage of New Hampshire's teachers leaving the classroom within the first 5 years is increasing; defeating HB 116 only exacerbates that percentage.

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

Rep. Heath spoke against.

Rep. Cordelli spoke in favor.

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

YEAS 218 - NAYS 145**YEAS - 218****BELKNAP**

Aldrich, Glen
Fraser, Valerie
LeBreche, Shari
Tilton, Franklin

Comtois, Guy
Gallagher, Brian
Luther, Robert
Vadney, Herbert

Dumais, Russell
Howard, Jr., Raymond
Spanos, Peter
Varney, Peter

Fields, Dennis
Hurt, George
Sylvia, Michael

CARROLL

Avellani, Lino
McConkey, Mark
Wright, Ted

Chandler, Gene
Parker, Harold

Comeau, Ed
Schmidt, Stephen

Cordelli, Glenn
Umberger, Karen

CHESHIRE

Emerson, Susan
Roberts, Kris

Hunt, John
Sterling, Franklin

McConnell, Jim

Phillips, Larry

COOS

Fothergill, John

Rappaport, Laurence

Rideout, Leon

Tholl, John

GRAFTON

Bailey, Brad
Gionet, Edmond
Ladd, Rick

Brown, Duane
Hennessey, Erin
Massimilla, Linda

Brown, Rebecca
Ingbertson, Paul
Shackett, Jeffrey

Darrow, Stephen
Johnson, Eric

HILLSBOROUGH

Adams, Christopher
Belanger, James
Byron, Frank
Coffey, James
Edelblut, Frank
Fromuth, Bart
Goulette, William
Hansen, Peter
Infantine, William
Marston, Dick
Murotake, David
Ober, Lynne
Parison, James
Proulx, Mark
Sanborn, Laurie
Silva, Peter
Sullivan, Victoria
Wolf, Terry

Ammon, Keith
Biggie, Barbara
Christensen, Chris
Danielson, David
Estevez, Eric
Gagne, Larry
Griffin, Barbara
Hinch, Richard
Kurk, Neal
McCarthy, Peggy
Murphy, Keith
Ober, Russell
Pellegrino, Anthony
Rice, Kimberly
Schleien, Eric
Simmons, Tammy
Takesian, Charlene
Zaricki, Nick

Balcom, John
Boehm, Ralph
Christiansen, Lars
Donovan, Daniel
Ferreira, Elizabeth
Gonzalez, Carlos
Haefner, Robert
Hogan, Edith
Lachance, Joseph
McClarren, Donald
Notter, Jeanine
Ohm, Bill
Peterson, Ken
Rouillard, Claire
Seidel, Carl
Smith, Gregory
Twombly, Timothy

Barry, Richard
Burt, John
Christie, Rick
Eastman, Eric
Flanagan, Jack
Gould, Linda
Halstead, Carolyn
Hopper, Gary
LeBrun, Donald
Moore, Josh
O'Brien, William
Palmer, Barry
Pierce, David
Rowe, Robert
Shaw, Barbara
Straight, Phillip
Ulery, Jordan

MERRIMACK

Brewster, Michael
Hill, Gregory
Kuch, Bill
McGuire, Carol
Walsh, Thomas

Ebel, Karen
Hoell, J.R.
Luneau, David
McGuire, Dan

French, Harold
Kidder, David
Marple, Richard
Parent, Jason

Hess, David
Kotowski, Frank
Martin, John
Seaworth, Brian

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Bush, Carol
DeSimone, Debra
Elliott, Robert
Friel, William
Harris, Jeffrey
Itse, Daniel
Lovejoy, Patricia
McKinney, Betsy
Osborne, Jason
Priestley, Anne
Schroadter, Adam
Tamburello, Daniel
Tucker, Pamela
Welch, David

Abramson, Max
Barnes, Arthur
Chase, Francis
Devine, James
Emerick, J. Tracy
Gordon, Richard
Hodgdon, Bruce
Kappler, Lawrence
Lundgren, David
McMahon, Charles
Packard, Sherman
Prudhomme-O'Brien, Katherine
Spillane, James
Tasker, Kyle
Vose, Michael
Weyler, Kenneth

Allen, Mary
Bates, David
Chirichiello, Brian
Doucette, Fred
Ferrante, Beverly
Griffin, Mary
Hoelzel, Kathleen
Katsakiores, Phyllis
Major, Norman
Nigrello, Robert
Peckham, Michele
Rice, Frederick
Sweeney, Joe
Thomas, Douglas
Ward, Joanne
Woitkun, Steven

Azarian, Gary
Belanger, Ronald
Cook, Allen
Duarte, Joe
Fesh, Robert
Hagan, Joseph
Introne, Robert
Kellogg, Shem
Matthews, Carolyn
O'Connor, John
Potucek, John
Sanders, Elisabeth
Sytek, John
True, Chris
Webb, James
Wood, David

STRAFFORD

Beaudoin, Steven
Groen, Warren
Knowles, Robert
Smith, Marjorie
Wuelper, Kurt

Bickford, David
Hannon, Joseph
Leeman, Don
Turcotte, Leonard

Cheney, Catherine
Jones, Laura
Mullen, John
Verschueren, James

Gray, James
Kaczynski, Jr., Thomas
Pitre, Joseph
Whitehouse, Joshua

SULLIVAN

Bridge, Ernest
Smith, Steven

Grenier, James

Laware, Thomas

Rollins, Skip

NAYS - 145**CARROLL**

Buco, Thomas
Ticehurst, Susan

Butler, Edward

Crawford, Karel

Nelson, Bill

CHESHIRE

Abbott, Michael
Chase, Cynthia
Pearson, William
Tatro, Bruce

Ames, Richard
Eaton, Daniel
Robertson, Timothy
Tilton, Benjamin

Berch, Paul
Ley, Douglas
Sad, Tara
Weber, Lucy

Bordenet, John
Parkhurst, Henry
Shepardson, Marjorie

COOS

Froburg, Alethea
Theberge, Robert

Hatch, William
Thomas, Yvonne

Moynihan, Wayne

Richardson, Herbert

GRAFTON

Abel, Richard
Cooney, Mary
Maes, Kevin
Sykes, George

Almy, Susan
Ford, Susan
Nordgren, Sharon
Townsend, Charles

Bennett, Travis
Hennessey, Martha
Piper, Wendy
White, Andrew

Brown, Chris
Higgins, Patricia
Smith, Suzanne

HILLSBOROUGH

Backus, Robert
Cohen, Alan
Freitas, Mary
Hansberry, Daniel
Jack, Martin
Mangipudi, Latha
O'Brien, Michael
Rokas, Ted
Snow, Kendall
Walsh, Robert

Beaulieu, Jane
Cornell, Patricia
Gargas, Carolyn
Harvey, Suzanne
Judy, Jean
Manley, Jonathan
O'Neil, William
Rosenwald, Cindy
Soucy, Timothy
Williams, Kermit

Bouldin, Amanda
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Leishman, Peter
McLean, Mark
Porter, Marjorie
Shattuck, Gilman
Sullivan, Daniel
Woodbury, David

Brown, Pamela
Edwards, Elizabeth
Gorman, Mary
Herbert, Christopher
Long, Patrick
McNamara, Richard
Roberts, Carol
Smith, Timothy
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Deloge, Helen
Gile, Mary
Karrick, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan

Bartlett, Christy
Doherty, David
Henle, Paul
Kenison, Linda
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Bradley, Paula
Frazer, June
Hirsch, Geoffrey
MacKay, James
Ratzki, Mario
Schuett, Dianne

Carson, Clyde
French, Barbara
Horn, Werner
Moffett, Howard
Rice, Harold (Chip)
Shurtleff, Stephen

ROCKINGHAM

Berrien, Skip
Cardon, G. Thomas
Gannon, William
McBeath, Rebecca
Ward, Gerald

Borden, David
Cushing, Robert
Gordon, Pamela
Pantelakos, Laura

Cahill, Michael
DiFranco, Debbie
Guthrie, Joseph
Sherman, Thomas

Cali-Pitts, Jacqueline
Francese, Paula
Heffron, Frank
Simpson, Alexis

STRAFFORD

Baber, William
DiSesa, Len
Schmidt, Peter
Stevens, Audrey

Bixby, Peter
Horrigan, Timothy
Southworth, Thomas
Treleaven, Susan

Burton, Wayne
Kaen, Naida
Spang, Judith
Wall, Janet

Cilley, Jacalyn
Rollo, Deanna
Sprague, Dale
Ward, Kenneth

SULLIVAN

Cloutier, John
O'Hearne, Andrew

Converse, Larry
Schmidt, Andrew

Gagnon, Raymond

Gottling, Suzanne

and the majority committee report was adopted.

Rep. Prudhomme-O'Brien voted Yea and intended to vote Nay.

HB 142, relative to student social media policies by education institutions. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Ralph G. Boehm for Education. This bill protects students from educational institution access to their private social media accounts. School administration cannot force students to show their accounts without their permission, supply their account information or force a student to add school personnel to his/her social media. The amendment allows school districts to request information from parents in the case of a minor. This does not apply to school created social media accounts, whereby students and faculty may be members. The amendment was done to protect student's 4th and 5th amendment rights. This bill would apply to public or private schools, colleges, universities, or other institutions that offers students, participants, or trainees in an organized course of study or training that is academic, technical, vocational, trade-oriented, or designed to prepare a person for employment. Vote 16-4.

Amendment (1424h)

Amend RSA 189:70, I(d) as inserted by section 1 of the bill by replacing it with the following:

(d) Take or threaten to take any action against a student or prospective student to discipline or prohibit such student or prospective student from participation in curricular or co-curricular activities for refusal to disclose information or to take actions specified in subparagraphs (a)-(c).

Amend RSA 189:70, II(a) as inserted by section 1 of the bill by replacing it with the following:

(a) Conducting an investigation, without requiring or requesting access to a personal social media account through username, password, or other means of authentication, for the purpose of ensuring compliance with applicable law or educational institution's policies against student misconduct based on the receipt of specific information about activity associated with a student's social media account. In the case of a minor, the educational institution may request the student's parent or guardian to provide specific data from the student's social media account.

Amend RSA 189:70, IV(a) as inserted by section 1 of the bill by replacing it with the following:

(a) "Educational institution" means a public or private school, college, university, or other institution that offers students, participants, or trainees an organized course of study or training that is academic, technical, vocational, trade-oriented, or designed to prepare a person for employment. "Educational institution" shall not include a military school.

Committee amendment adopted.

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

Rep. Sylvia offered floor amendment (0597h).

Floor Amendment (0597h)

Amend RSA 189:70, I(d) as inserted by section 1 of the bill by replacing it with the following:

(d) Take or threaten to take any action against a student or prospective student to discipline or prohibit such student or prospective student from participation in any activity for refusal to disclose information or to take actions specified in subparagraphs (a)-(c).

Amend RSA 189:70, II(a) as inserted by section 1 of the bill by replacing it with the following:

(a) Conducting an investigation, without requiring or requesting access to a personal social media account through username, password, or other means of authentication, for the purpose of ensuring compliance with applicable law or educational institution's policies against student misconduct based on the receipt of specific information about activity associated with a student's social media account.

Amend RSA 189:70, IV(a) as inserted by section 1 of the bill by replacing it with the following:

(a) "Educational institution" means a public college, public university, or other institution that offers students, participants, or trainees an organized course of study or training that is academic, technical, vocational, trade-oriented, or designed to prepare a person for employment. "Educational institution" shall not include a military school, a nonpublic or private school, or a home school or home education program.

Rep. Sylvia spoke in favor.

Rep. Boehm spoke against.

Floor amendment (0597h) failed.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. William O'Brien moved that the House reconsider its action whereby, on a voice vote, the House failed to adopt floor amendment (0597h) on **HB 142**, relative to student social media policies by education institutions.

On a division vote, 196 members having voted in the affirmative and 165 in the negative, the motion was adopted.

CONSIDERATION OF FLOOR AMENDMENT (0597H)

The question now being adoption of floor amendment (0597h).

On a division vote, 112 members having voted in the affirmative and 249 in the negative, floor amendment (0597h) failed.

Committee report adopted and ordered to third reading.

REGULAR CALENDAR CONT'D

HB 206, relative to non-academic surveys or questionnaires given to students. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Mary Stuart Gile for the Majority of Education. This bill requires school districts to adopt a policy regarding student participation in non-academic surveys, or questionnaires. The bill further states that the policy require school districts to make such survey/questionnaires and their purpose available to students' parents/legal guardians at least 10 days prior to the distribution to students. The committee also supported that the students /parents/ legal guardians, right to opt out of participating in non-academic surveys be included in the policy. Vote 17-4.

Rep. James Verschueren for the Minority of Education. The minority has no objection to parental notification. Had this bill limited its reach requiring that every school district have in place a policy to specify notification requirements, there would be no objection. The fault with this bill is that it unnecessarily tramples on the local authority of the school board to determine how best to meet the laudable objective of effective parental notification. Worse still, federal law already requires parental notification, rendering this law duplicative and unnecessary.

Majority Amendment (0410h)

Amend RSA 186:11, IX-d as inserted by section 1 of the bill by replacing it with the following:

IX-d. Require school districts to adopt a policy governing the administration of non-academic surveys or questionnaires to students. The policy shall require school districts to notify a parent or legal guardian of a non-academic survey or questionnaire and its purpose. The school district shall make such surveys or questionnaires available, at the school and on the school or school district's website, for review by a student's parent or legal guardian at least 10 days prior to distribution to students. The policy shall also allow a parent or legal guardian to opt out of the non-academic survey or questionnaire either in writing or electronically. In this paragraph, "non-academic survey or questionnaire" means surveys, questionnaires, or other documents designed to elicit information about a student's social behavior, family life, religion, politics, sexual orientation, sexual activity, drug use, or any other information not related to a student's academics.

Rep. Moore spoke against.

Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 246 - NAYS 114**YEAS - 246****BELKNAP**

Aldrich, Glen
Howard, Jr., Raymond
Tilton, Franklin

Dumais, Russell
Hurt, George
Varney, Peter

Fields, Dennis
Luther, Robert

Fraser, Valerie
Spanos, Peter

CARROLL

Butler, Edward
McConkey, Mark
Umberger, Karen

Chandler, Gene
Nelson, Bill

Cordelli, Glenn
Parker, Harold

Crawford, Karel
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Chase, Cynthia
Ley, Douglas
Phillips, Larry
Tatro, Bruce

Ames, Richard
Eaton, Daniel
McConnell, Jim
Robertson, Timothy
Tilton, Benjamin

Berch, Paul
Emerson, Susan
Parkhurst, Henry
Sad, Tara
Weber, Lucy

Bordenet, John
Hunt, John
Pearson, William
Shepardson, Marjorie

COOS

Fothergill, John
Richardson, Herbert

Froburg, Alethea
Tholl, John

Hatch, William
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Almy, Susan
Darrow, Stephen
Hennessey, Martha
Massimilla, Linda
Sykes, George

Bennett, Travis
Ford, Susan
Higgins, Patricia
Nordgren, Sharon
Townsend, Charles

Brown, Rebecca
Gionet, Edmond
Ladd, Rick
Shackett, Jeffrey
White, Andrew

Cooney, Mary
Hennessey, Erin
Maes, Kevin
Smith, Suzanne

HILLSBOROUGH

Adams, Christopher
 Belanger, James
 Christensen, Chris
 Danielson, David
 Edwards, Elizabeth
 Gargas, Carolyn
 Halstead, Carolyn
 Heath, Mary
 Jack, Martin
 Leishman, Peter
 O'Brien, Michael
 Palmer, Barry
 Proulx, Mark
 Rowe, Robert
 Smith, Timothy
 Sullivan, Victoria
 Wolf, Terry

Balcom, John
 Biggie, Barbara
 Christiansen, Lars
 DiSilvestro, Linda
 Estevez, Eric
 Goley, Jeffrey
 Hansberry, Daniel
 Herbert, Christopher
 Jeudy, Jean
 Mangipudi, Latha
 O'Neil, William
 Peterson, Ken
 Roberts, Carol
 Sanborn, Laurie
 Snow, Kendall
 Twombly, Timothy
 Woodbury, David

Barry, Richard
 Brown, Pamela
 Cohen, Alan
 Donovan, Daniel
 Flanagan, Jack
 Gorman, Mary
 Hansen, Peter
 Hinch, Richard
 Kurk, Neal
 Manley, Jonathan
 Ober, Lynne
 Pierce, David
 Rokas, Ted
 Shattuck, Gilman
 Soucy, Timothy
 Walsh, Robert

Beaulieu, Jane
 Byron, Frank
 Cornell, Patricia
 Edelblut, Frank
 Freitas, Mary
 Haefner, Robert
 Harvey, Suzanne
 Infantine, William
 Lachance, Joseph
 McNamara, Richard
 Ober, Russell
 Porter, Marjorie
 Rosenwald, Cindy
 Shaw, Barbara
 Sullivan, Daniel
 Williams, Kermit

MERRIMACK

Alicea, Caroletta
 Deloge, Helen
 French, Barbara
 Hirsch, Geoffrey
 Kotowski, Frank
 Moffett, Howard
 Rice, Harold (Chip)
 Shurtleff, Stephen

Bartlett, Christy
 Doherty, David
 Gile, Mary
 Karrick, David
 Luneau, David
 Myler, Mel
 Rogers, Katherine
 Turcotte, Alan

Bradley, Paula
 Ebel, Karen
 Henle, Paul
 Kenison, Linda
 MacKay, James
 Patten, Dick
 Saunderson, George
 Wallner, Mary Jane

Carson, Clyde
 Frazer, June
 Hess, David
 Kidder, David
 Martin, John
 Ratzki, Mario
 Schuett, Dianne
 Walsh, Thomas

ROCKINGHAM

Abrami, Patrick
 Belanger, Ronald
 Cali-Pitts, Jacqueline
 Cook, Allen
 DiFranco, Debbie
 Fesh, Robert
 Griffin, Mary
 Heffron, Frank
 Lovejoy, Patricia
 McKinney, Betsy
 Pantelakos, Laura
 Simpson, Alexis
 Vose, Michael
 Welch, David

Abramson, Max
 Berrien, Skip
 Cardon, G. Thomas
 Cushing, Robert
 Doucette, Fred
 Francese, Paula
 Guthrie, Joseph
 Hoelzel, Kathleen
 Major, Norman
 McMahon, Charles
 Potucek, John
 Sweeney, Joe
 Ward, Gerald
 Weyler, Kenneth

Allen, Mary
 Borden, David
 Chase, Francis
 DeSimone, Debra
 Elliott, Robert
 Friel, William
 Hagan, Joseph
 Introne, Robert
 Matthews, Carolyn
 Osborne, Jason
 Sanders, Elisabeth
 Sytek, John
 Ward, Joanne
 Wood, David

Azarian, Gary
 Cahill, Michael
 Christie, Andrew
 Devine, James
 Ferrante, Beverly
 Gordon, Pamela
 Harris, Jeffrey
 Katsakiores, Phyllis
 McBeath, Rebecca
 Packard, Sherman
 Sherman, Thomas
 Thomas, Douglas
 Webb, James

STRAFFORD

Baber, William
 Cilley, Jacalyn
 Leeman, Don
 Southworth, Thomas
 Treleaven, Susan

Bickford, David
 DiSesa, Len
 Pitre, Joseph
 Spang, Judith
 Verschueren, James

Bixby, Peter
 Horrigan, Timothy
 Schmidt, Peter
 Sprague, Dale
 Wall, Janet

Burton, Wayne
 Kaen, Naida
 Smith, Marjorie
 Stevens, Audrey
 Ward, Kenneth

SULLIVAN

Cloutier, John
 Laware, Thomas
 Smith, Steven

Gagnon, Raymond
 O'Hearne, Andrew

Gottling, Suzanne
 Rollins, Skip

Grenier, James
 Schmidt, Andrew

NAYS - 114**BELKNAP**

Gallagher, Brian

LeBreche, Shari

Sylvia, Michael

Vadney, Herbert

CARROLL

Avellani, Lino
 Wright, Ted

Buco, Thomas

Comeau, Ed

Ticehurst, Susan

CHESHIRE**COOS**

Rappaport, Laurence

Rideout, Leon

GRAFTON

Abel, Richard
Ingbretson, Paul

Bailey, Brad
Johnson, Eric

Brown, Chris
Piper, Wendy

Brown, Duane

HILLSBOROUGH

Ammon, Keith
Christie, Rick
Fromuth, Bart
Goulette, William
LeBrun, Donald
McLean, Mark
Notter, Jeanine
Pellegrino, Anthony
Seidel, Carl
Straight, Phillip
Zaricki, Nick

Boehm, Ralph
Coffey, James
Gagne, Larry
Griffin, Barbara
Marston, Dick
Moore, Josh
O'Brien, William
Rice, Kimberly
Silva, Peter
Takesian, Charlene

Bouldin, Amanda
Eastman, Eric
Gonzalez, Carlos
Hogan, Edith
McCarthy, Peggy
Murotake, David
Ohm, Bill
Rouillard, Claire
Simmons, Tammy
Ulery, Jordan

Burt, John
Ferreira, Elizabeth
Gould, Linda
Hopper, Gary
McClarren, Donald
Murphy, Keith
Parison, James
Schleien, Eric
Smith, Gregory
Vann, Ivy

MERRIMACK

Brewster, Michael
Horn, Werner
McGuire, Dan

French, Harold
Kuch, Bill
Parent, Jason

Hill, Gregory
Marple, Richard
Seaworth, Brian

Hoell, J.R.
McGuire, Carol

ROCKINGHAM

Baldasaro, Alfred
Chirichiello, Brian
Gordon, Richard
Kellogg, Shem
Oligny, Jeffrey
Rice, Frederick
Tasker, Kyle

Barnes, Arthur
Duarte, Joe
Hodgdon, Bruce
Lundgren, David
Peckham, Michele
Schroadter, Adam
True, Chris

Bates, David
Emerick, J. Tracy
Itse, Daniel
Nigrello, Robert
Priestley, Anne
Spillane, James
Tucker, Pamela

Bush, Carol
Gannon, William
Kappler, Lawrence
O'Connor, John
Prudhomme-O'Brien, Katherine
Tamburello, Daniel
Woitkun, Steven

STRAFFORD

Beaudoin, Steven
Hannon, Joseph
Mullen, John
Wuelper, Kurt

Cheney, Catherine
Jones, Laura
Rollo, Deanna

Gray, James
Kaczynski, Jr., Thomas
Turcotte, Leonard

Groen, Warren
Knowles, Robert
Whitehouse, Joshua

SULLIVAN

Bridge, Ernest

Converse, Larry

and the majority committee amendment was adopted.

Majority committee report adopted and ordered to third reading.

HB 283, requiring school districts to establish a policy permitting a pupil's parent or legal guardian to observe his or her classes. **INEXPEDIENT TO LEGISLATE.**

Rep. John L. Balcom for Education. The majority of the committee agreed that all school districts should have such a policy; however, visitation by a pupil's parent could be requested for a myriad of reasons, some of which are based in family court decisions. Therefore, dictating guidelines for this policy is best left to the local school boards and administration. Vote 16-4.

Committee report adopted.

CACR 4, relating to the right to vote. Providing that 17-year olds who will be eligible to vote in the general election be permitted to vote in the election's primary election. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Barbara J. Griffin for the Majority of Election Law. This CACR seeks to change Article 11 of the New Hampshire constitution to allow inhabitants of the state who are 17 years of age at the primary, but 18 years of age at the general election, to vote in the primary for that general election in the community that is their domicile. The language of our constitution provides clear guidance. A change as proposed will create questions of applicability in other elections, such as special elections, and if the date of the primary is changed the period of time in question could be more than doubled. Implementation will cause more work for local officials for what is a political party event. There are also enforcement and implementation issues when primary and general elections occur on the same day. Currently individuals can register to vote in an election when they are 17 years of age allowing them to vote in the general or local election. While it was presented that the primary goal of the change is to increase voter turnout and participation, there was no evidence presented of such a long-term change in voter turnout in the 13 states where it has been implemented. Vote 10-7.

Rep. Wayne M. Burton for the Minority of Election Law. If approved by the house and by voters in the state via the 2016 general election, this proposed constitutional amendment would grant inhabitants 17 years of age who will reach age 18 prior to the general election an equal right to vote in the primary leading to that

election. The minority of the committee finds more than sufficient reason to put this issue before the voters in the next election cycle. The students from Merrimack High School who developed the proposal gave compelling arguments on behalf of their generation that disallowing their participation in the primary when they are 17, deprives them of their right to participate in the process of selecting the candidates who appear on the general election ballot when they can vote having attained the age of 18. The minority offers two primary reasons in support of their position. Turnout is historically low among young voters. This constitutional amendment if adopted would serve to encourage young people to begin voting and form a habit that will last a lifetime. The minority also believes that those old enough to be drafted into the armed forces should the draft be reinstated, deserve the opportunity to vote in the election establishing the national leaders who would make such a decision. Arguments against CACR 4 had to do with potential administrative challenges. David Scanlan, the Deputy Secretary of State testified that any administrative problems were not insurmountable. He also concurred with the assertion that administrative challenges should not preclude the adoption of a policy that will inspire young people to vote, a goal of the committee and his office. If the students from Merrimack High School, who had experienced what they perceive as unjust treatment – no vote in the primary, a vote in the general – are any example of the youth of the state, democracy in New Hampshire will be the beneficiary of an ought to pass recommendation.

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

Reps. Notter and Burton spoke against.

Reps. Barbara Griffin and Gray spoke in favor.

On a division vote, 263 members having voted in the affirmative and 93 in the negative, the majority committee report was adopted.

HB 185, authorizing straight ticket voting. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Robert A. Luther for the Majority of Election Law. This bill would allow straight ticket voting. In 2007, the straight ticket option was repealed. Over many years, election officials working on recounts reported many instances that confirmed voter confusion relating to straight ticket voting. In some instances, it is difficult to determine the intent of the voter. Voters still have the ability to vote for all candidates in one party without the straight ticket. Vote 16-2.

Rep. William M. Gannon for the Minority of Election Law. We, the minority, believe it should be a person's choice as a free citizen to choose to cast a straight ticket for one party. The majority argued that there can be administrative problems with straight ticket balloting on ballots that subsequently don't proceed with a straight ticket on their ballot and make counting hard. This, though problematic, avoids the intent of the bill, which is to give a voter their choice of an easy, straightforward vote for the party of their choice.

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

Rep. Gannon spoke against and yielded to questions.

Rep. Gray spoke in favor.

On a division vote, 335 members having voted in the affirmative and 28 in the negative, the majority committee report was adopted.

HB 404-FN, relative to showing a ballot. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. James P. Gray for the Majority of Election Law. Current law prohibits a person from showing his or her marked ballot in order to hinder any effort to sell votes. This law was updated last year to add a prohibition on taking a digital image or photograph of a marked ballot. Just as with HB 228, the committee believes that we should wait for the outcome of pending litigation before making any changes to this law. Vote 14-2.

Rep. Kathleen F. Souza for the Minority of Election Law. The minority of the committee felt that HB 404, repealing the current prohibition on showing one's ballot, is consistent with our right of free speech, a constitutional guarantee not to be abridged by the possibility that someone might attempt voter coercion. The person attempting coercion should be guilty of a crime, not the person exercising one's first amendment rights.

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

Reps. Rideout and Burt spoke against.

Rep. Gray spoke in favor and yielded to questions.

Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 233 - NAYS 131

**YEAS - 233
BELKNAP**

Dumais, Russell
Spanos, Peter

Fields, Dennis
Tilton, Franklin

Hurt, George
Varney, Peter

Luther, Robert

CARROLL

Buco, Thomas
McConkey, Mark
Ticehurst, Susan

Butler, Edward
Nelson, Bill
Umberger, Karen

Chandler, Gene
Parker, Harold

Crawford, Karel
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Chase, Cynthia
Parkhurst, Henry
Robertson, Timothy
Tatro, Bruce

Ames, Richard
Eaton, Daniel
Pearson, William
Sad, Tara
Tilton, Benjamin

Berch, Paul
Emerson, Susan
Phillips, Larry
Shepardson, Marjorie
Weber, Lucy

Bordenet, John
Hunt, John
Roberts, Kris
Sterling, Franklin

COOS

Fothergill, John
Tholl, John

Froburg, Alethea
Thomas, Yvonne

Hatch, William

Moynihan, Wayne

GRAFTON

Abel, Richard
Brown, Chris
Gionet, Edmond
Maes, Kevin
Smith, Suzanne

Almy, Susan
Brown, Duane
Hennessey, Martha
Massimilla, Linda
Sykes, George

Bailey, Brad
Cooney, Mary
Higgins, Patricia
Nordgren, Sharon
Townsend, Charles

Bennett, Travis
Ford, Susan
Ladd, Rick
Shackett, Jeffrey
White, Andrew

HILLSBOROUGH

Backus, Robert
Belanger, James
Christiansen, Lars
DiSilvestro, Linda
Goley, Jeffrey
Haefner, Robert
Heath, Mary
Hopper, Gary
LeBrun, Donald
Manley, Jonathan
Ober, Lynne
Pierce, David
Rosenwald, Cindy
Snow, Kendall
Takesian, Charlene
Woodbury, David

Balcom, John
Biggie, Barbara
Cohen, Alan
Flanagan, Jack
Gonzalez, Carlos
Hansberry, Daniel
Herbert, Christopher
Jack, Martin
Leishman, Peter
McNamara, Richard
Ober, Russell
Porter, Marjorie
Rowe, Robert
Soucy, Timothy
Vann, Ivy

Barry, Richard
Brown, Pamela
Cornell, Patricia
Freitas, Mary
Gorman, Mary
Hansen, Peter
Hinch, Richard
Jeudy, Jean
Long, Patrick
O'Brien, Michael
Palmer, Barry
Roberts, Carol
Shattuck, Gilman
Straight, Phillip
Walsh, Robert

Beaulieu, Jane
Christensen, Chris
Danielson, David
Gargas, Carolyn
Griffin, Barbara
Harvey, Suzanne
Hogan, Edith
Kurk, Neal
Mangipudi, Latha
O'Neil, William
Pellegrino, Anthony
Rokas, Ted
Smith, Timothy
Sullivan, Daniel
Williams, Kermit

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Kidder, David
Moffett, Howard
Rice, Harold (Chip)
Shurtleff, Stephen

Bartlett, Christy
Doherty, David
Gile, Mary
Horn, Werner
Kotowski, Frank
Myler, Mel
Rogers, Katherine
Turcotte, Alan

Bradley, Paula
Ebel, Karen
Henle, Paul
Karrick, David
Luneau, David
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Carson, Clyde
Frazer, June
Hess, David
Kenison, Linda
MacKay, James
Ratzki, Mario
Schuett, Dianne
Walsh, Thomas

ROCKINGHAM

Abrami, Patrick
Berrien, Skip
Chase, Francis
DeSimone, Debra
Elliott, Robert
Gannon, William
Hagan, Joseph
Katsakiores, Phyllis
Matthews, Carolyn
O'Connor, John
Sherman, Thomas
Ward, Joanne

Allen, Mary
Borden, David
Christie, Andrew
Devine, James
Ferrante, Beverly
Gordon, Pamela
Heffron, Frank
Lovejoy, Patricia
McBeath, Rebecca
Packard, Sherman
Simpson, Alexis
Webb, James

Azarian, Gary
Cahill, Michael
Cook, Allen
DiFranco, Debbie
Francese, Paula
Griffin, Mary
Hoelzel, Kathleen
Lundgren, David
McKinney, Betsy
Pantelakos, Laura
Sytek, John
Welch, David

Barnes, Arthur
Cali-Pitts, Jacqueline
Cushing, Robert
Doucette, Fred
Friel, William
Guthrie, Joseph
Introne, Robert
Major, Norman
Nigrello, Robert
Sanders, Elisabeth
Ward, Gerald
Woitkun, Steven

STRAFFORD

Baber, William
Cheney, Catherine
Horrigan, Timothy

Bickford, David
Cilley, Jacalyn
Kaen, Naida

Bixby, Peter
DiSesa, Len
Rollo, Deanna

Burton, Wayne
Gray, James
Schmidt, Peter

Smith, Marjorie
Stevens, Audrey

Southworth, Thomas
Treleaven, Susan

Spang, Judith
Wall, Janet

Sprague, Dale
Ward, Kenneth

SULLIVAN

Bridge, Ernest
Gottling, Suzanne
Schmidt, Andrew

Cloutier, John
Grenier, James
Smith, Steven

Converse, Larry
Laware, Thomas

Gagnon, Raymond
O'Hearne, Andrew

NAYS - 131

BELKNAP

Aldrich, Glen
Howard, Jr., Raymond

Comtois, Guy
LeBreche, Shari

Fraser, Valerie
Sylvia, Michael

Gallagher, Brian
Vadney, Herbert

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Wright, Ted

CHESHIRE

Ley, Douglas

McConnell, Jim

COOS

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

Theberge, Robert

GRAFTON

Brown, Rebecca
Johnson, Eric

Darrow, Stephen
Piper, Wendy

Hennessey, Erin

Ingbretson, Paul

HILLSBOROUGH

Adams, Christopher
Burt, John
Donovan, Daniel
Estevez, Eric
Gould, Linda
Lachance, Joseph
Moore, Josh
O'Brien, William
Proulx, Mark
Schleien, Eric
Simmons, Tammy
Ulery, Jordan

Ammon, Keith
Byron, Frank
Eastman, Eric
Ferreira, Elizabeth
Goulette, William
Marston, Dick
Murotake, David
Ohm, Bill
Rice, Kimberly
Seidel, Carl
Smith, Gregory
Wolf, Terry

Boehm, Ralph
Christie, Rick
Edelblut, Frank
Fromuth, Bart
Halstead, Carolyn
McCarthy, Peggy
Murphy, Keith
Parison, James
Rouillard, Claire
Shaw, Barbara
Sullivan, Victoria
Zaricki, Nick

Bouldin, Amanda
Coffey, James
Edwards, Elizabeth
Gagne, Larry
Infantine, William
McLean, Mark
Notter, Jeanine
Peterson, Ken
Sanborn, Laurie
Silva, Peter
Twombly, Timothy

MERRIMACK

Brewster, Michael
Kuch, Bill
McGuire, Dan

French, Harold
Marple, Richard
Parent, Jason

Hill, Gregory
Martin, John
Seaworth, Brian

Hoell, J.R.
McGuire, Carol

ROCKINGHAM

Abramson, Max
Bush, Carol
Emerick, J. Tracy
Hodgdon, Bruce
McMahon, Charles
Potucek, John
Spillane, James
Thomas, Douglas
Weyler, Kenneth

Baldasaro, Alfred
Cardon, G. Thomas
Fesh, Robert
Itse, Daniel
Oligny, Jeffrey
Prudhomme-O'Brien, Katherine
Sweeney, Joe
True, Chris
Wood, David

Bates, David
Chirichiello, Brian
Gordon, Richard
Kappler, Lawrence
Osborne, Jason
Rice, Frederick
Tamburello, Daniel
Tucker, Pamela

Belanger, Ronald
Duarte, Joe
Harris, Jeffrey
Kellogg, Shem
Peckham, Michele
Schroadter, Adam
Tasker, Kyle
Vose, Michael

STRAFFORD

Beaudoin, Steven
Kaczynski, Jr., Thomas
Pitre, Joseph
Wuelper, Kurt

Groen, Warren
Knowles, Robert
Turcotte, Leonard

Hannon, Joseph
Leeman, Don
Verschueren, James

Jones, Laura
Mullen, John
Whitehouse, Joshua

SULLIVAN

Irwin, Virginia

Rollins, Skip

and the majority committee report was adopted.

The House recessed at 12:25 p.m.

RECESS

The House reconvened at 1:25 p.m.

(Speaker Jasper in the Chair)

REGULAR CALENDAR CONT'D**HB 463**, relative to state agency communications. **MAJORITY: OUGHT TO PASS. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Peter R. Leishman for the Majority of Finance. The Legislative Budget Assistant (LBA) is legislatively mandated to conduct both performance and fiscal audits of state administrative agencies. From time to time agency heads have claimed that requested information is either confidential or attorney-client protected and have relied on the attorney general's office to support their position. The majority of the committee believes that should an administrative agency claim requested documents are confidential or attorney-client protected, the joint legislative fiscal committee should be tasked with determining whether documents are in fact confidential. Finally, we believe the question of disclosure of alleged confidential or attorney-client protected documents by the elected house and senate members of the fiscal committee, rather than the attorney general, will greatly enhance the LBA's on-going efforts to provide complete and transparent audits of administrative agencies and will not result in public disclosure of any confidential documents. Vote 19-5.

Rep. Cindy Rosenwald for the Minority of Finance. A loophole in the HIPAA privacy rule allows individually-identifiable medical records to be released to the Legislative Budget Assistant. The minority believes that psychiatric records of New Hampshire residents should not be disclosed to the legislative branch. The minority amendment requires that no individually-identifiable medical information be disclosed to the LBA; de-identified records will be available for use in audits.

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

Rep. Rosenwald offered floor amendment (0521h).

Floor Amendment (0521h)

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 New Section; Audits; Personal Health Information. Amend RSA 14 by inserting after section 31-c the following new section:

14:31-d Personal health information about an individual's medical condition or treatment disclosed during the course of an audit under this subdivision shall not contain the name or address of the individual unless the personal health information does not include a unique identifying record number.

Rep. Rosenwald spoke in favor.

Rep. Lynne Ober spoke against and requested a roll call; sufficiently seconded.

YEAS 104 - NAYS 244**YEAS - 104
BELKNAP**

Aldrich, Glen

CARROLL

Butler, Edward

Wright, Ted

CHESHIRE

Ames, Richard
Roberts, Kris
Tilton, Benjamin

Berch, Paul
Robertson, Timothy
Weber, Lucy

Ley, Douglas
Sad, Tara

Phillips, Larry
Shepardson, Marjorie

COOS

Froburg, Alethea

Hatch, William

Moynihan, Wayne

GRAFTON

Abel, Richard
Johnson, Eric

Brown, Rebecca
Massimilla, Linda

Ford, Susan
Smith, Suzanne

Ingbretson, Paul
White, Andrew

HILLSBOROUGH

Booras, Efstathia
Eastman, Eric
Fromuth, Bart
Harvey, Suzanne
LeBrun, Donald
Pellegrino, Anthony
Snow, Kendall

Christie, Rick
Edwards, Elizabeth
Goley, Jeffrey
Heath, Mary
Mangipudi, Latha
Porter, Marjorie
Vann, Ivy

Coffey, James
Ferreira, Elizabeth
Halstead, Carolyn
Jack, Martin
Manley, Jonathan
Rosenwald, Cindy
Williams, Kermit

Cohen, Alan
Freitas, Mary
Hansberry, Daniel
Judy, Jean
O'Brien, Michael
Shattuck, Gilman
Woodbury, David

MERRIMACK

Alicea, Caroletta
Deloge, Helen

Bartlett, Christy
Doherty, David

Bradley, Paula
Frazer, June

Brewster, Michael
French, Barbara

Gile, Mary
Myler, Mel
Rogers, Katherine

Hirsch, Geoffrey
Patten, Dick
Saunderson, George

Karrick, David
Ratzki, Mario
Shurtleff, Stephen

MacKay, James
Rice, Harold (Chip)
Wallner, Mary Jane

ROCKINGHAM

Berrien, Skip
Duarte, Joe
McMahon, Charles
Priestley, Anne
Vose, Michael

Borden, David
Gordon, Pamela
Oligny, Jeffrey
Sanders, Elisabeth
Ward, Gerald

Cali-Pitts, Jacqueline
Griffin, Mary
Pantelakos, Laura
Sherman, Thomas
Wood, David

Cushing, Robert
McBeath, Rebecca
Peckham, Michele
Simpson, Alexis

STRAFFORD

Baber, William
Leeman, Don
Ward, Kenneth

Bickford, David
Spang, Judith

Burton, Wayne
Treleven, Susan

Kaczynski, Jr., Thomas
Wall, Janet

SULLIVAN

Bridge, Ernest

Converse, Larry

Irwin, Virginia

Rollins, Skip

NAYS - 244

BELKNAP

Dumais, Russell
Howard, Jr., Raymond
Spanos, Peter
Varney, Peter

Fields, Dennis
Hurt, George
Sylvia, Michael

Fraser, Valerie
LeBreche, Shari
Tilton, Franklin

Gallagher, Brian
Luther, Robert
Vadney, Herbert

CARROLL

Avellani, Lino
Crawford, Karel
Schmidt, Stephen

Buco, Thomas
McConkey, Mark
Ticehurst, Susan

Comeau, Ed
Nelson, Bill
Umberger, Karen

Cordelli, Glenn
Parker, Harold

CHESHIRE

Abbott, Michael
Emerson, Susan
Pearson, William

Bordenet, John
Hunt, John
Sterling, Franklin

Chase, Cynthia
McConnell, Jim
Tatro, Bruce

Eaton, Daniel
Parkhurst, Henry

COOS

Fothergill, John
Theberge, Robert

Rappaport, Laurence
Tholl, John

Richardson, Herbert

Rideout, Leon

GRAFTON

Almy, Susan
Cooney, Mary
Hennessey, Martha
Piper, Wendy

Bailey, Brad
Darrow, Stephen
Higgins, Patricia
Shackett, Jeffrey

Brown, Chris
Gionet, Edmond
Maes, Kevin
Sykes, George

Brown, Duane
Hennessey, Erin
Nordgren, Sharon

HILLSBOROUGH

Adams, Christopher
Barry, Richard
Boehm, Ralph
Christensen, Chris
DiSilvestro, Linda
Flanagan, Jack
Gould, Linda
Hansen, Peter
Infantine, William
Long, Patrick
McClarren, Donald
Murphy, Keith
Ober, Lynne
Parison, James
Rice, Kimberly
Sanborn, Laurie
Shaw, Barbara
Smith, Timothy
Twombly, Timothy

Ammon, Keith
Beaulieu, Jane
Brown, Pamela
Christiansen, Lars
Donovan, Daniel
Gagne, Larry
Goulette, William
Herbert, Christopher
Kurk, Neal
Marston, Dick
McLean, Mark
Notter, Jeanine
Ober, Russell
Peterson, Ken
Roberts, Carol
Schleien, Eric
Silva, Peter
Straight, Phillip
Ulery, Jordan

Backus, Robert
Belanger, James
Burt, John
Cornell, Patricia
Edelblut, Frank
Gonzalez, Carlos
Griffin, Barbara
Hinch, Richard
Lachance, Joseph
Martel, Andre
Moore, Josh
O'Brien, William
Ohm, Bill
Pierce, David
Rouillard, Claire
Scotsas, Lisa
Simmons, Tammy
Sullivan, Victoria
Walsh, Robert

Balcom, John
Biggie, Barbara
Byron, Frank
Danielson, David
Estevez, Eric
Gorman, Mary
Haefner, Robert
Hogan, Edith
Leishman, Peter
McCarthy, Peggy
Murotake, David
O'Neil, William
Palmer, Barry
Proulx, Mark
Rowe, Robert
Seidel, Carl
Smith, Gregory
Takesian, Charlene
Zaricki, Nick

MERRIMACK

Carson, Clyde
Hill, Gregory
Kidder, David

Ebel, Karen
Hoell, J.R.
Kotowski, Frank

French, Harold
Horn, Werner
Kuch, Bill

Henle, Paul
Kenison, Linda
Luneau, David

Marple, Richard
Moffett, Howard
Turcotte, Alan

Martin, John
Parent, Jason
Walsh, Thomas

McGuire, Carol
Schuett, Dianne

McGuire, Dan
Seaworth, Brian

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Bush, Carol
Chirichiello, Brian
DiFranco, Debbie
Fesh, Robert
Gordon, Richard
Heffron, Frank
Itse, Daniel
Lovejoy, Patricia
McKinney, Betsy
Packard, Sherman
Schroadter, Adam
Thomas, Douglas
Webb, James

Abramson, Max
Barnes, Arthur
Cahill, Michael
Cook, Allen
Elliott, Robert
Francese, Paula
Guthrie, Joseph
Hodgdon, Bruce
Kappler, Lawrence
Lundgren, David
Nigrello, Robert
Potucek, John
Spillane, James
True, Chris
Welch, David

Allen, Mary
Bates, David
Cardon, G. Thomas
DeSimone, Debra
Emerick, J. Tracy
Friel, William
Hagan, Joseph
Hoelzel, Kathleen
Katsakiores, Phyllis
Major, Norman
O'Connor, John
Prudhomme-O'Brien, Katherine
Sweeney, Joe
Tucker, Pamela
Weyler, Kenneth

Azarian, Gary
Belanger, Ronald
Chase, Francis
Devine, James
Ferrante, Beverly
Gannon, William
Harris, Jeffrey
Introne, Robert
Kellogg, Shem
Matthews, Carolyn
Osborne, Jason
Rice, Frederick
Tamburello, Daniel
Ward, Joanne
Woitkun, Steven

STRAFFORD

Beaudoin, Steven
DiSesa, Len
Horrigan, Timothy
Mullen, John
Smith, Marjorie
Verschueren, James

Bixby, Peter
Gray, James
Jones, Laura
Pitre, Joseph
Southworth, Thomas
Wuelper, Kurt

Cheney, Catherine
Groen, Warren
Kaen, Naida
Rollo, Deanna
Stevens, Audrey

Cilley, Jacalyn
Hannon, Joseph
Knowles, Robert
Schmidt, Peter
Turcotte, Leonard

SULLIVAN

Cloutier, John
Laware, Thomas

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Schmidt, Andrew

Grenier, James
Smith, Steven

and floor amendment (0521h) failed.

Majority committee report adopted and ordered to third reading.

HB 539-FN, establishing an early learning incentive fund in the department of education. **INEXPEDIENT TO LEGISLATE.**

Rep. Laurie J. Sanborn for Finance. This bill creates a new dedicated fund in the department of education for the purpose of developing voluntary early learning programs for children aged 3-5. The fund would be non-lapsing and continually appropriated, and would be able to accept gifts and funding from any sources. Although this bill does not appropriate any funds, the majority of the committee is concerned about creating yet another dedicated fund and did not receive sufficient compelling data to support the necessity of this fund, given the existence of early learning programs. For these reasons, the majority believes this bill is inexpedient to legislate at this time. Vote 14-9.

Rep. Gile spoke against.

Rep. Sanborn spoke in favor.

Committee report adopted.

HB 631-FN-A, making an appropriation to the New Hampshire state house bicentennial education and commemoration fund. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter J. Spanos for Finance. RSA 17-R:3 initially established the New Hampshire State House Bicentennial Education and Commemoration Fund. This non-lapsing dedicated fund may accept various grants and gifts presently. HB 631-FN-appropriated \$1 into the fund and is unnecessary. Vote 21-3.

Committee report adopted.

HB 638-FN-A, reestablishing the catastrophic illness program and making an appropriation therefor. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Dan McGuire for the Majority of Finance. This bill reinstitutes the catastrophic illness program, which ended four years ago. It paid for some uncovered expenses for those with one of six specific severe medical conditions. HHS was given wide latitude on what expenses were covered, to what extent, how the program was administered, etc. This flexibility proved useful for the department to cover necessary items that otherwise would have fallen through the cracks. In its last two years, the program spent roughly \$100,000 per year. The department states that today a \$70,000 staff person would be required to run the program, so administrative expenses are very high. The committee also heard testimony that in the intervening years, insurance coverage has increased, and together with other changes to medical programs, the need for the program has lessened. Finally, if the department sees a need to resurrect the program, it can be done as part of their budget. For these reasons, HB 638 is inexpedient to legislate. Vote 14-10.

Rep. Katherine D. Rogers for the Minority of Finance. The minority believes that HB 638 would reserve a place in the budget for this program that was repealed in 2011. This program assisted residents of NH suffering from catastrophic illnesses in gaining access to needed diagnostic, curative, and rehabilitative health services when they are unable to pay the entire cost of the medical care and treatment on a continuing basis despite the existence of insurance, Medicare, Medicaid and other governmental assistance programs and private charitable assistance programs. HB 638 called for an appropriation of only \$1.00 to act as a "place holder" to allow for future discussion of this important and needed program.

Majority committee report adopted.

HB 136, prohibiting tanning facilities from tanning persons under 18 years of age. **OUGHT TO PASS.**

Rep. John Fothergill for Health, Human Services and Elderly Affairs. The committee considered three aspects. First was the safety of tanning and the preponderance of data, which shows tanning to be unsafe. The business aspect was considered, but the industry itself, assured us it was only between 0.5-2% of their business. Finally, parental rights were discussed at length and the benefits of preventing children under 18 from tanning are similar to the benefits of attempts to minimize their exposure to tobacco. Vote 14-0.

MOTION TO LAY ON THE TABLE

Rep. Itse moved that **HB 136**, prohibiting tanning facilities from tanning persons under 18 years of age, be laid on the table.

Rep. Sherman requested a roll call; sufficiently seconded.

YEAS 171 - NAYS 188

YEAS - 171

BELKNAP

Aldrich, Glen
Howard, Jr., Raymond
Spanos, Peter

Dumais, Russell
Hurt, George
Sylvia, Michael

Fields, Dennis
LeBreche, Shari
Vadney, Herbert

Fraser, Valerie
Luther, Robert
Varney, Peter

CARROLL

Avellani, Lino
Cordelli, Glenn

Buco, Thomas
Wright, Ted

Chandler, Gene

Comeau, Ed

CHESHIRE

Hunt, John

McConnell, Jim

Roberts, Kris

Sterling, Franklin

COOS

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Bailey, Brad
Piper, Wendy

Ingbretson, Paul
Shackett, Jeffrey

Johnson, Eric

Ladd, Rick

HILLSBOROUGH

Adams, Christopher
Beaulieu, Jane
Burt, John
Christie, Rick
Estevez, Eric
Gagne, Larry
Gould, Linda
Halstead, Carolyn
Hopper, Gary
Martel, Andre
Murotake, David
Ober, Lynne
Peterson, Ken
Rouillard, Claire
Seidel, Carl
Straight, Phillip
Ulery, Jordan

Ammon, Keith
Belanger, James
Byron, Frank
Coffey, James
Ferreira, Elizabeth
Goley, Jeffrey
Goulette, William
Hansen, Peter
Kurk, Neal
McCarthy, Peggy
Murphy, Keith
Ober, Russell
Proulx, Mark
Sanborn, Laurie
Silva, Peter
Sullivan, Victoria
Walsh, Robert

Balcom, John
Biggie, Barbara
Christensen, Chris
Eastman, Eric
Flanagan, Jack
Gonzalez, Carlos
Griffin, Barbara
Hinch, Richard
Lachance, Joseph
McClarren, Donald
Notter, Jeanine
Ohm, Bill
Rice, Kimberly
Schleien, Eric
Simmons, Tammy
Takesian, Charlene
Wolf, Terry

Barry, Richard
Boehm, Ralph
Christiansen, Lars
Edelblut, Frank
Fromuth, Bart
Gorman, Mary
Haefner, Robert
Hogan, Edith
Marston, Dick
McLean, Mark
O'Brien, William
Parison, James
Rosenwald, Cindy
Scontsas, Lisa
Smith, Gregory
Twombly, Timothy
Zaricki, Nick

MERRIMACK

Bradley, Paula
Hoell, J.R.
Martin, John
Seaworth, Brian

Brewster, Michael
Kidder, David
McGuire, Carol

French, Harold
Kuch, Bill
McGuire, Dan

Hill, Gregory
Marple, Richard
Parent, Jason

ROCKINGHAM

Abramson, Max
 Bush, Carol
 Emerick, J. Tracy
 Griffin, Mary
 Introne, Robert
 Kellogg, Shem
 Nigrello, Robert
 Packard, Sherman
 Rice, Frederick
 Tamburello, Daniel

Allen, Mary
 Chirichiello, Brian
 Ferrante, Beverly
 Harris, Jeffrey
 Itse, Daniel
 Lundgren, David
 O'Connor, John
 Potucek, John
 Sanders, Elisabeth
 Thomas, Douglas

Baldasaro, Alfred
 Cook, Allen
 Friel, William
 Hodgdon, Bruce
 Kappler, Lawrence
 Major, Norman
 Oligny, Jeffrey
 Priestley, Anne
 Schroadter, Adam
 True, Chris

Bates, David
 Duarte, Joe
 Gordon, Richard
 Hoelzel, Kathleen
 Katsakiores, Phyllis
 McKinney, Betsy
 Osborne, Jason
 Prudhomme-O'Brien, Katherine
 Spillane, James
 Wood, David

STRAFFORD

Beaudoin, Steven
 Cilley, Jacalyn
 Jones, Laura
 Pitre, Joseph

Bickford, David
 Gray, James
 Kaczynski, Jr., Thomas
 Turcotte, Leonard

Burton, Wayne
 Groen, Warren
 Knowles, Robert
 Wuelper, Kurt

Cheney, Catherine
 Hannon, Joseph
 Mullen, John

SULLIVAN

Bridge, Ernest

Laware, Thomas

Rollins, Skip

Smith, Steven

NAYS - 188**BELKNAP**

Gallagher, Brian

Tilton, Franklin

CARROLL

Butler, Edward
 Parker, Harold

Crawford, Karel
 Schmidt, Stephen

McConkey, Mark
 Ticehurst, Susan

Nelson, Bill

CHESHIRE

Abbott, Michael
 Chase, Cynthia
 Parkhurst, Henry
 Sad, Tara
 Weber, Lucy

Ames, Richard
 Eaton, Daniel
 Pearson, William
 Shepardson, Marjorie

Berch, Paul
 Emerson, Susan
 Phillips, Larry
 Tatro, Bruce

Bordenet, John
 Ley, Douglas
 Robertson, Timothy
 Tilton, Benjamin

COOS

Fothergill, John
 Theberge, Robert

Froburg, Alethea
 Tholl, John

Hatch, William
 Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Abel, Richard
 Brown, Duane
 Ford, Susan
 Higgins, Patricia
 Smith, Suzanne

Almy, Susan
 Brown, Rebecca
 Gionet, Edmond
 Maes, Kevin
 Sykes, George

Bennett, Travis
 Cooney, Mary
 Hennessey, Erin
 Massimilla, Linda
 Townsend, Charles

Brown, Chris
 Darrow, Stephen
 Hennessey, Martha
 Nordgren, Sharon
 White, Andrew

HILLSBOROUGH

Backus, Robert
 Cohen, Alan
 Donovan, Daniel
 Hansberry, Daniel
 Jack, Martin
 Long, Patrick
 O'Brien, Michael
 Pierce, David
 Shattuck, Gilman
 Soucy, Timothy
 Woodbury, David

Booras, Efstathia
 Cornell, Patricia
 Edwards, Elizabeth
 Harvey, Suzanne
 Judy, Jean
 Mangipudi, Latha
 O'Neil, William
 Porter, Marjorie
 Shaw, Barbara
 Sullivan, Daniel

Bouldin, Amanda
 Danielson, David
 Freitas, Mary
 Heath, Mary
 LeBrun, Donald
 Manley, Jonathan
 Palmer, Barry
 Roberts, Carol
 Smith, Timothy
 Vann, Ivy

Brown, Pamela
 DiSilvestro, Linda
 Gargas, Carolyn
 Herbert, Christopher
 Leishman, Peter
 Moore, Josh
 Pellegrino, Anthony
 Rowe, Robert
 Snow, Kendall
 Williams, Kermit

MERRIMACK

Alicea, Caroletta
 Doherty, David
 Gile, Mary
 Karrick, David
 MacKay, James
 Ratzki, Mario
 Schuett, Dianne
 Walsh, Thomas

Bartlett, Christy
 Ebel, Karen
 Henle, Paul
 Kenison, Linda
 Moffett, Howard
 Rice, Harold (Chip)
 Shurtleff, Stephen

Carson, Clyde
 Frazer, June
 Hess, David
 Kotowski, Frank
 Myler, Mel
 Rogers, Katherine
 Turcotte, Alan

Deloge, Helen
 French, Barbara
 Hirsch, Geoffrey
 Luneau, David
 Patten, Dick
 Saunderson, George
 Wallner, Mary Jane

ROCKINGHAM

Abrami, Patrick
Berrien, Skip
Cardon, G. Thomas
Devine, James
Fesh, Robert
Guthrie, Joseph
Matthews, Carolyn
Peckham, Michele
Tucker, Pamela
Webb, James

Azarian, Gary
Borden, David
Chase, Francis
DiFranco, Debbie
Francese, Paula
Hagan, Joseph
McBeath, Rebecca
Sherman, Thomas
Vose, Michael
Welch, David

Barnes, Arthur
Cahill, Michael
Cushing, Robert
Doucette, Fred
Gannon, William
Heffron, Frank
McMahon, Charles
Simpson, Alexis
Ward, Gerald
Weyler, Kenneth

Belanger, Ronald
Cali-Pitts, Jacqueline
DeSimone, Debra
Elliott, Robert
Gordon, Pamela
Lovejoy, Patricia
Pantelakos, Laura
Sweeney, Joe
Ward, Joanne
Woitkun, Steven

STRAFFORD

Baber, William
Kaen, Naida
Smith, Marjorie
Stevens, Audrey
Ward, Kenneth

Bixby, Peter
Leeman, Don
Southworth, Thomas
Treleven, Susan

DiSesa, Len
Rollo, Deanna
Spang, Judith
Verschueren, James

Horrigan, Timothy
Schmidt, Peter
Sprague, Dale
Wall, Janet

SULLIVAN

Cloutier, John
Grenier, James

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Schmidt, Andrew

and the motion failed.

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

Reps. Notter and Abramson spoke against and yielded to questions.

Rep. Azarian spoke in favor.

Rep. Fothergill spoke in favor and yielded to questions.

Rep. Sylvia requested a roll call; sufficiently seconded.

YEAS 199 - NAYS 162**YEAS - 199****BELKNAP**

Gallagher, Brian

LeBreche, Shari

Tilton, Franklin

CARROLL

Buco, Thomas
Schmidt, Stephen

Butler, Edward
Ticehurst, Susan

Crawford, Karel
Umberger, Karen

Nelson, Bill

CHESHIRE

Abbott, Michael
Eaton, Daniel
Pearson, William
Shepardson, Marjorie

Ames, Richard
Emerson, Susan
Phillips, Larry
Tatro, Bruce

Berch, Paul
Ley, Douglas
Robertson, Timothy
Tilton, Benjamin

Chase, Cynthia
Parkhurst, Henry
Sad, Tara
Weber, Lucy

COOS

Fothergill, John
Richardson, Herbert

Froburg, Alethea
Theberge, Robert

Hatch, William
Tholl, John

Moynihan, Wayne
Thomas, Yvonne

GRAFTON

Abel, Richard
Brown, Rebecca
Hennessey, Erin
Maes, Kevin
Sykes, George

Almy, Susan
Cooney, Mary
Hennessey, Martha
Massimilla, Linda
Townsend, Charles

Bennett, Travis
Ford, Susan
Higgins, Patricia
Nordgren, Sharon
White, Andrew

Brown, Chris
Gionet, Edmond
Ladd, Rick
Smith, Suzanne

HILLSBOROUGH

Backus, Robert
Christensen, Chris
Danielson, David
Freitas, Mary
Harvey, Suzanne
Jack, Martin
Mangipudi, Latha
Peterson, Ken
Roberts, Carol
Smith, Timothy
Sullivan, Daniel
Williams, Kermit

Belanger, James
Christiansen, Lars
Donovan, Daniel
Gonzalez, Carlos
Heath, Mary
Judy, Jean
Manley, Jonathan
Pierce, David
Rosenwald, Cindy
Snow, Kendall
Takesian, Charlene
Woodbury, David

Booras, Efstathia
Cohen, Alan
Estevez, Eric
Haefner, Robert
Herbert, Christopher
LeBrun, Donald
O'Brien, Michael
Porter, Marjorie
Rowe, Robert
Soucy, Timothy
Vann, Ivy

Brown, Pamela
Cornell, Patricia
Flanagan, Jack
Hansberry, Daniel
Hinch, Richard
Long, Patrick
Ober, Lynne
Proulx, Mark
Shattuck, Gilman
Straight, Phillip
Walsh, Robert

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Kotowski, Frank
Myler, Mel
Rogers, Katherine
Turcotte, Alan

Bartlett, Christy
Doherty, David
Gile, Mary
Karrick, David
Luneau, David
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Bradley, Paula
Ebel, Karen
Henle, Paul
Kenison, Linda
MacKay, James
Ratzki, Mario
Schuett, Dianne
Walsh, Thomas

Carson, Clyde
Frazer, June
Hess, David
Kidder, David
Moffett, Howard
Rice, Harold (Chip)
Shurtleff, Stephen

ROCKINGHAM

Abrami, Patrick
Borden, David
Chase, Francis
DiFranco, Debbie
Francese, Paula
Griffin, Mary
Hoelzel, Kathleen
Major, Norman
McMahon, Charles
Sanders, Elisabeth
Ward, Gerald

Azarian, Gary
Cahill, Michael
Cushing, Robert
Doucette, Fred
Friel, William
Guthrie, Joseph
Kappler, Lawrence
Matthews, Carolyn
Pantelakos, Laura
Sherman, Thomas
Ward, Joanne

Barnes, Arthur
Cali-Pitts, Jacqueline
DeSimone, Debra
Elliott, Robert
Gannon, William
Hagan, Joseph
Katsakiores, Phyllis
McBeath, Rebecca
Potucek, John
Simpson, Alexis
Weyler, Kenneth

Berrien, Skip
Cardon, G. Thomas
Devine, James
Fesh, Robert
Gordon, Pamela
Heffron, Frank
Lovejoy, Patricia
McKinney, Betsy
Priestley, Anne
Sweeney, Joe
Woitkun, Steven

STRAFFORD

Baber, William
Horrigan, Timothy
Schmidt, Peter
Sprague, Dale
Wall, Janet

Bixby, Peter
Kaen, Naida
Smith, Marjorie
Stevens, Audrey
Ward, Kenneth

Burton, Wayne
Leeman, Don
Southworth, Thomas
Treleaven, Susan

DiSesa, Len
Rollo, Deanna
Spang, Judith
Verschuieren, James

SULLIVAN

Cloutier, John
Grenier, James

Converse, Larry
O'Hearne, Andrew

Gagnon, Raymond
Schmidt, Andrew

Gottling, Suzanne

NAYS - 162**BELKNAP**

Aldrich, Glen
Howard, Jr., Raymond
Sylvia, Michael

Dumais, Russell
Hurt, George
Vadney, Herbert

Fields, Dennis
Luther, Robert
Varney, Peter

Fraser, Valerie
Spanos, Peter

CARROLL

Avellani, Lino
McConkey, Mark

Chandler, Gene
Parker, Harold

Comeau, Ed
Wright, Ted

Cordelli, Glenn

CHESHIRE

Bordenet, John
Sterling, Franklin

Hunt, John

McConnell, Jim

Roberts, Kris

COOS

Rappaport, Laurence

Rideout, Leon

GRAFTON

Bailey, Brad
Johnson, Eric

Brown, Duane
Piper, Wendy

Darrow, Stephen
Shackett, Jeffrey

Ingbretson, Paul

HILLSBOROUGH

Adams, Christopher
Beaulieu, Jane
Burt, John
DiSilvestro, Linda
Ferreira, Elizabeth
Goley, Jeffrey
Griffin, Barbara
Hopper, Gary
Marston, Dick
McLean, Mark
Notter, Jeanine
Ohm, Bill
Rice, Kimberly
Scontsas, Lisa
Simmons, Tammy
Ulery, Jordan

Ammon, Keith
Biggie, Barbara
Byron, Frank
Eastman, Eric
Fromuth, Bart
Gorman, Mary
Halstead, Carolyn
Kurk, Neal
Martel, Andre
Moore, Josh
O'Brien, William
Palmer, Barry
Rouillard, Claire
Seidel, Carl
Smith, Gregory
Wolf, Terry

Balcom, John
Boehm, Ralph
Christie, Rick
Edelblut, Frank
Gagne, Larry
Gould, Linda
Hansen, Peter
Lachance, Joseph
McCarthy, Peggy
Murotake, David
O'Neil, William
Parison, James
Sanborn, Laurie
Shaw, Barbara
Sullivan, Victoria
Zaricki, Nick

Barry, Richard
Bouldin, Amanda
Coffey, James
Edwards, Elizabeth
Gargas, Carolyn
Goulette, William
Hogan, Edith
Leishman, Peter
McClarren, Donald
Murphy, Keith
Ober, Russell
Pellegrino, Anthony
Schleien, Eric
Silva, Peter
Twombly, Timothy

MERRIMACK

Brewster, Michael
Horn, Werner
McGuire, Carol

French, Harold
Kuch, Bill
McGuire, Dan

Hill, Gregory
Marple, Richard
Parent, Jason

Hoell, J.R.
Martin, John
Seaworth, Brian

ROCKINGHAM

Abramson, Max
Belanger, Ronald
Duarte, Joe
Harris, Jeffrey
Kellogg, Shem
Oligny, Jeffrey
Prudhomme-O'Brien, Katherine
Tamburello, Daniel
Vose, Michael

Allen, Mary
Bush, Carol
Emerick, J. Tracy
Hodgdon, Bruce
Lundgren, David
Osborne, Jason
Rice, Frederick
Thomas, Douglas
Webb, James

Baldasaro, Alfred
Chirichiello, Brian
Ferrante, Beverly
Introne, Robert
Nigrello, Robert
Packard, Sherman
Schroadter, Adam
True, Chris
Welch, David

Bates, David
Cook, Allen
Gordon, Richard
Itse, Daniel
O'Connor, John
Peckham, Michele
Spillane, James
Tucker, Pamela
Wood, David

STRAFFORD

Beaudoin, Steven
Gray, James
Kaczynski, Jr., Thomas
Turcotte, Leonard

Bickford, David
Groen, Warren
Knowles, Robert
Wuelper, Kurt

Cheney, Catherine
Hannon, Joseph
Mullen, John

Cilley, Jacalyn
Jones, Laura
Pitre, Joseph

SULLIVAN

Bridge, Ernest
Smith, Steven

Irwin, Virginia

Laware, Thomas

Rollins, Skip

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

Rep. Infantine declared a conflict of interest and did not participate.

HB 389-FN, repealing the certificate of need moratorium. **INEXPEDIENT TO LEGISLATE.**

Rep. Thomas M. Sherman for Health, Human Services and Elderly Affairs. This bill carves out the nursing home, skilled nursing facility, intermediate care facility and rehabilitation facility industry for a moratorium on the certificate of need statute restrictions. The majority of the committee, while divided on whether the CON process should be allowed to sunset in 2016 as planned, were united in their opposition to exceptional carve outs from the CON process without clear benefit to the citizens of New Hampshire and with testimony to the resulting significant negative impact to current providers. Vote 9-5.

Rep. Carol McGuire spoke against.

Rep. Sherman spoke in favor.

On a division vote, 205 members having voted in the affirmative and 129 in the negative, the committee report was adopted.

HB 476-FN, amending the definition of "qualifying medical condition" in the therapeutic cannabis law. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Stephen J. Schmidt for Health, Human Services and Elderly Affairs. This bill, as amended, adds epilepsy, lupus, parkinson's disease and dementia associated with alzheimer's to the list of conditions for therapeutic cannabis. Compelling medical testimony was heard for reasons to include these chronic conditions and diseases in the therapeutic cannabis legislation to the benefit of New Hampshire patients. The bill leaves intact all the controls in place to restrict cannabis use to those patients where traditional medicine has failed to provide relief and continues to require a long-term relationship with a physician. Vote 10-3.

Amendment (0308h)

Amend RSA 126-X:1, IX(a) as inserted by section 1 of the bill by replacing it with the following:

(a) "Qualifying medical condition" means the presence of:

(1) Cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, hepatitis C currently receiving antiviral treatment, amyotrophic lateral sclerosis, muscular dystrophy, Crohn's disease, agitation of Alzheimer's disease, multiple sclerosis, chronic pancreatitis, spinal cord injury or disease, traumatic brain injury, ***epilepsy, lupus, Parkinson's disease, dementia associated with Alzheimer's disease***, or one or more injuries that significantly interferes with daily activities as documented by the patient's provider; and

(2) A severely debilitating or terminal medical condition or its treatment that has produced at least one of the following: elevated intraocular pressure, cachexia, chemotherapy-induced anorexia, wasting syndrome, severe pain that has not responded to previously prescribed medication or surgical measures or for which other treatment options produced serious side effects, constant or severe nausea, moderate to severe vomiting, seizures, or severe, persistent muscle spasms.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

CACR 9, relating to judgment on impeachment. Providing that persons impeached by the senate forfeit their state pensions and state-funded insurance. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Timothy O. Horrigan for the Majority of Judiciary. There have been only two impeachment trials in the history of the State of New Hampshire, and neither defendant was convicted by the State Senate. In 1790, Justice Woodbury Langdon resigned his post as a state judge during the trial, and in 2000, the senate acquitted Chief Justice David Brock. If either official had been convicted, the only penalties the Senate could have imposed, pursuant to Part second, Article 39 of the state constitution, would have been "removal from office" and "disqualification to hold or enjoy any place of honor, trust or profit under this State." Part second Article 39 has been unchanged since 1784, and the majority of the committee concluded that there was no need to change it now. The proposed additional penalties in CACR 9 of "the forfeiture of all state pension contributions and the profit thereon, and the loss of state-funded healthcare insurance" were unnecessary, in the view of the majority, and also could quite possibly be in violation of federal employee-benefits law. Moreover, the proposed changes to Part 2nd, Article 39 are in conflict with the existing language of Part 1st, Article 36-a, which stipulated that funds contributed to the New Hampshire Retirement System (including the new Hampshire Judicial Retirement System) "shall not be encumbered for, or diverted to, any other purposes." Vote 14-1.

Rep. Kurt F. Wuelper for the Minority of Judiciary. CACR 9 mandates a government officer who has been removed from office through impeachment, not receive any government funded pension/health benefits. The minority finds this a reasonable addition to the constitutionally specified maximum penalty.

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

Rep. Itse spoke against.

Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 235 - NAYS 121

YEAS - 235

BELKNAP

Dumais, Russell

Fields, Dennis

Luther, Robert

Tilton, Franklin

CARROLL

Buco, Thomas
McConkey, Mark
Ticehurst, Susan

Butler, Edward
Nelson, Bill

Chandler, Gene
Parker, Harold

Crawford, Karel
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Chase, Cynthia
Ley, Douglas
Robertson, Timothy
Tatro, Bruce

Ames, Richard
Eaton, Daniel
Parkhurst, Henry
Sad, Tara
Tilton, Benjamin

Berch, Paul
Emerson, Susan
Pearson, William
Shepardson, Marjorie
Weber, Lucy

Bordenet, John
Hunt, John
Phillips, Larry
Sterling, Franklin

COOS

Fothergill, John
Richardson, Herbert

Froburg, Alethea
Theberge, Robert

Hatch, William
Tholl, John

Moynihan, Wayne

GRAFTON

Abel, Richard
Brown, Chris
Gionet, Edmond
Ladd, Rick
Smith, Suzanne

Almy, Susan
Brown, Rebecca
Hennessey, Erin
Maes, Kevin
Sykes, George

Bailey, Brad
Cooney, Mary
Hennessey, Martha
Massimilla, Linda
Townsend, Charles

Bennett, Travis
Ford, Susan
Higgins, Patricia
Nordgren, Sharon
White, Andrew

HILLSBOROUGH

Backus, Robert
Biggie, Barbara
Christiansen, Lars
DiSilvestro, Linda
Gagne, Larry
Gorman, Mary
Harvey, Suzanne
Hopper, Gary
Kurk, Neal
Manley, Jonathan
O'Neil, William
Pierce, David
Rosenwald, Cindy
Shattuck, Gilman

Balcom, John
Booras, Efstathia
Cohen, Alan
Donovan, Daniel
Gargas, Carolyn
Haefner, Robert
Heath, Mary
Infantine, William
Leishman, Peter
McCarthy, Peggy
Ober, Russell
Porter, Marjorie
Rouillard, Claire
Shaw, Barbara

Beaulieu, Jane
Brown, Pamela
Cornell, Patricia
Flanagan, Jack
Goley, Jeffrey
Halstead, Carolyn
Herbert, Christopher
Jack, Martin
Long, Patrick
McLean, Mark
Palmer, Barry
Proulx, Mark
Rowe, Robert
Simmons, Tammy

Belanger, James
Christensen, Chris
Danielson, David
Freitas, Mary
Gonzalez, Carlos
Hansberry, Daniel
Hinch, Richard
Jeudy, Jean
Mangipudi, Latha
O'Brien, Michael
Pellegrino, Anthony
Roberts, Carol
Scontsas, Lisa
Smith, Gregory

Smith, Timothy
Sullivan, Daniel
Williams, Kermit

Snow, Kendall
Takesian, Charlene
Wolf, Terry

Soucy, Timothy
Vann, Ivy
Woodbury, David

Straight, Phillip
Walsh, Robert

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Kotowski, Frank
Moffett, Howard
Rogers, Katherine
Turcotte, Alan

Bartlett, Christy
Doherty, David
Gile, Mary
Karrick, David
Kuch, Bill
Myler, Mel
Saunderson, George
Wallner, Mary Jane

Bradley, Paula
Ebel, Karen
Henle, Paul
Kenison, Linda
Luneau, David
Patten, Dick
Schuett, Dianne
Walsh, Thomas

Carson, Clyde
Frazer, June
Hess, David
Kidder, David
MacKay, James
Ratzki, Mario
Shurtleff, Stephen

ROCKINGHAM

Abrami, Patrick
Borden, David
Chase, Francis
DiFranco, Debbie
Fesh, Robert
Griffin, Mary
Hoelzel, Kathleen
Matthews, Carolyn
Nigrello, Robert
Peckham, Michele
Sherman, Thomas
Ward, Joanne

Azarian, Gary
Cahill, Michael
Chirichiello, Brian
Doucette, Fred
Francese, Paula
Guthrie, Joseph
Katsakiores, Phyllis
McBeath, Rebecca
O'Connor, John
Potucek, John
Simpson, Alexis
Webb, James

Belanger, Ronald
Cali-Pitts, Jacqueline
Cushing, Robert
Elliott, Robert
Friel, William
Hagan, Joseph
Lovejoy, Patricia
McKinney, Betsy
Packard, Sherman
Priestley, Anne
Sweeney, Joe
Welch, David

Berrien, Skip
Cardon, G. Thomas
Devine, James
Ferrante, Beverly
Gordon, Pamela
Heffron, Frank
Major, Norman
McMahon, Charles
Pantelakos, Laura
Sanders, Elisabeth
Ward, Gerald

STRAFFORD

Baber, William
Cilley, Jacalyn
Jones, Laura
Schmidt, Peter
Sprague, Dale
Wall, Janet

Bickford, David
DiSesa, Len
Kaen, Naida
Smith, Marjorie
Stevens, Audrey
Ward, Kenneth

Bixby, Peter
Gray, James
Mullen, John
Southworth, Thomas
Treleaven, Susan

Burton, Wayne
Horrigan, Timothy
Rollo, Deanna
Spang, Judith
Verschuieren, James

SULLIVAN

Cloutier, John
Irwin, Virginia
Smith, Steven

Converse, Larry
Laware, Thomas

Gottling, Suzanne
O'Hearne, Andrew

Grenier, James
Schmidt, Andrew

NAYS - 121

BELKNAP

Aldrich, Glen
Hurt, George
Vadney, Herbert

Fraser, Valerie
LeBreche, Shari
Varney, Peter

Gallagher, Brian
Spanos, Peter

Howard, Jr., Raymond
Sylvia, Michael

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Wright, Ted

CHESHIRE

McConnell, Jim

COOS

Rappaport, Laurence

Rideout, Leon

Thomas, Yvonne

GRAFTON

Brown, Duane
Piper, Wendy

Darrow, Stephen
Shackett, Jeffrey

Ingbretson, Paul

Johnson, Eric

HILLSBOROUGH

Adams, Christopher
Burt, John
Eastman, Eric
Ferreira, Elizabeth
Griffin, Barbara
LeBrun, Donald
Murotake, David
Ohm, Bill
Sanborn, Laurie
Sullivan, Victoria

Ammon, Keith
Byron, Frank
Edelblut, Frank
Fromuth, Bart
Hansen, Peter
Marston, Dick
Murphy, Keith
Parison, James
Schleien, Eric
Twombly, Timothy

Boehm, Ralph
Christie, Rick
Edwards, Elizabeth
Gould, Linda
Hogan, Edith
McClarren, Donald
Notter, Jeanine
Peterson, Ken
Seidel, Carl
Ulery, Jordan

Bouldin, Amanda
Coffey, James
Estevez, Eric
Goulette, William
Lachance, Joseph
Moore, Josh
O'Brien, William
Rice, Kimberly
Silva, Peter
Zaricki, Nick

MERRIMACK

Brewster, Michael
Horn, Werner
McGuire, Dan

French, Harold
Marple, Richard
Parent, Jason

Hill, Gregory
Martin, John
Rice, Harold (Chip)

Hoell, J.R.
McGuire, Carol
Seaworth, Brian

ROCKINGHAM

Abramson, Max
Bates, David
Duarte, Joe
Harris, Jeffrey
Kappler, Lawrence
Osborne, Jason
Spillane, James
Tucker, Pamela
Wood, David

Allen, Mary
Bush, Carol
Emerick, J. Tracy
Hodgdon, Bruce
Kellogg, Shem
Prudhomme-O'Brien, Katherine
Tasker, Kyle
Vose, Michael

Baldasaro, Alfred
Cook, Allen
Gannon, William
Introne, Robert
Lundgren, David
Rice, Frederick
Thomas, Douglas
Weyler, Kenneth

Barnes, Arthur
DeSimone, Debra
Gordon, Richard
Itse, Daniel
Oligny, Jeffrey
Schroadter, Adam
True, Chris
Woitkun, Steven

STRAFFORD

Beaudoin, Steven
Knowles, Robert
Whitehouse, Joshua

Groen, Warren
Leeman, Don
Wuelper, Kurt

Hannon, Joseph
Pitre, Joseph

Kaczynski, Jr., Thomas
Turcotte, Leonard

SULLIVAN

Gagnon, Raymond

Rollins, Skip

and the majority committee report was adopted.

HB 151, establishing a committee to study end-of-life decisions. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Larry R. Phillips for the Majority of Judiciary. A bi-partisan majority supports helping citizens encounter end of life with personal, medical and appropriate decisions. This bill would study innovative approaches to medical care and dying, many of which have been implemented in other states. Through the efforts of such a committee, new initiatives could emerge. Vote 9-7.

Rep. Gary S. Hopper for the Minority of Judiciary. The sponsor of HB 151 would like us to use taxpayer's money to study "end of life issues." This is merely a euphemism for state-assisted suicide. Although the minority has great compassion for those who are at the end of their natural lives, we believe that this issue has been studied at great length in many places around this country and there is no need for New Hampshire to pay for a study, too.

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

On a division vote, 189 members having voted in the affirmative and 161 in the negative, the majority committee report was adopted and ordered to third reading.

HB 203, relative to the unauthorized practice of law. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David Woodbury for Judiciary. The legislature passed this measure last term but failed to take into account that many properties are owned by trusts. Trustees were not included in the original bill. This bill now extends to trustees, beneficiaries and their designees and/or property manager. The minority felt that the original bill should be allowed to mature or ripen to see what problems might actually arise. However, the omission of trustees was recognized last term at a point in time when amendment was no longer available. Vote 7-6.

Amendment (0284h)

Amend RSA 540:30 as inserted by section 1 of the bill by replacing it with the following:

540:30 Unauthorized Practice of Law; Exception; Certain Employees and Members of Limited Liability Companies, Corporations, or Partnerships. Notwithstanding RSA 311:7, a person of good character who is not approved to practice law in New Hampshire, but is a member or employee of a limited liability company, corporation, or partnership, which has 5 or fewer members, *that owns the premises, or is the trustee or beneficiary or the trustee's or beneficiary's designee of a trust that owns the premises, or is employed or contracted to manage the premises by the owner of the premises* shall, with the proper written authorization from the organization, be authorized to represent the entity on matters in the circuit court of New Hampshire arising under this chapter *and RSA 503*; provided that each such appearance shall require a new written authorization *and the cases under RSA 503 are a landlord/tenant dispute*.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 290, relative to the acceptance of risk in outdoor recreational activities. **OUGHT TO PASS.**

Rep. Michael J. Sylvia for Judiciary. This bill is a good bill for land owners, and it is even better for land users. If that isn't enough, it is also good for the State of New Hampshire. We all know how important outdoor recreational activity is to the economy of this state. By easing concerns of possible lawsuits, this bill allows

bikers, horse riders, hikers, snowshoers, cross country skiers and dog mushers to access the great network of trails throughout the state. While outdoor recreational activities carry a variety of potential risks, the enthusiasts are fully willing to accept the personal responsibility that is inherent in their sports. This bill brings the outdoor recreational activities assumption of risk in line with that of snowmobiles and OHRV operations. Vote 13-4.

Committee report adopted and ordered to third reading.

HB 315, relative to termination of tenancy. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Michael J. Sylvia for the Majority of Judiciary. The business of residential rentals is a unique type of business. The landlord, particularly in a multi-family property, needs to provide a hospitable environment for all of his or her customers (tenants). As law enforcement will attest, domestic quarrels can be the most volatile of relations. Landlords prefer to have peaceable customers that all get along. To this end, landlords are very careful about screening their new customers to assure that they will fit into the environment he or she wishes to maintain. It is a poor business practice to have frequent turnover in the residential property arena. Eviction is a sign of a failure in this business; it is only sought as a last resort. Eviction can be expensive and time consuming. HB 315 provides three additional causes for which a landlord may seek eviction; if the tenant fails to establish utility services, the tenant has an unauthorized person staying for extended periods, or the tenant keeps unauthorized pets or animals. Vote 11-7.

Rep. Timothy O. Horrigan for the Minority of Judiciary. HB 315 would add three items to the list of infractions, which can justify eviction with 7 days notice: failure to establish utility service, keeping one or more pets without permission of the landlord, or having any person staying more than 14 days in a row or 30 days per year without the landlord's written permission. The minority concluded that this bill was unnecessarily broad. The minority was especially concerned about the provision, which would allow a landlord to evict tenants merely because friends or family members happen to visit for more than just a few days. The concerns behind this bill could best be dealt with by addressing these issues specifically in tenants' lease contracts. Existing law already allows landlords to evict any tenant with 7 days notice who causes substantial damage to the property and/or who endangers the landlord, the landlord's representatives or other tenants. Existing law also allows landlords to evict tenants for any legitimate business or economic reason with 30 days notice.

Majority Amendment (0298h)

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

1 New Subparagraphs; Termination of Tenancy. Amend RSA 540:2, II by inserting after subparagraph (g) the following new subparagraphs:

(h) Failure by the tenant to establish utility service in the tenant's name or termination by the tenant or the utility provider of a utility service, where payment for such utility service is the tenant's obligation under the lease or rental agreement, provided that:

(1) No tenancy shall be terminated under this subparagraph if prior to the expiration of the eviction notice the tenant has the utility service established or restored and has reimbursed the landlord any costs associated with tenant's termination of said utility; and

(2) If the tenant cures his or her failure pursuant to subparagraph (1), the landlord may still initiate an eviction action pursuant to RSA 540:2, II(b) in cases in which the tenant's failure caused substantial damage to the premises, or the tenant has cured such failure more than 3 times in 12 months.

(i) A person staying in the leased premises who is not a party to the lease or rental agreement, without the written consent of the landlord, more than 14 consecutive days or 30 days in a 12-month period. No tenancy shall be terminated under this subparagraph if the tenant has the person who is not a party to the lease permanently leave the premises before the expiration of the eviction notice, provided that the tenant has not previously cured this breach of the lease or rental agreement.

(j) Having one or more pets or animals in the leased premises in violation of the lease or rental agreement. No tenancy shall be terminated under this subparagraph if the tenant has the unauthorized pets or animals permanently removed from the premises before the expiration of the eviction notice, provided that the tenant has not previously cured this breach of the lease or rental agreement.

2 Eviction Notice. Amend RSA 540:3, II to read as follows:

II. For all residential tenancies, 30 days' notice shall be sufficient in all cases; provided, however, that 7 days' notice shall be sufficient if the reason for the termination is as set forth in RSA 540:2, II(a), (b), [or] (d), **(h), (i), or (j)**.

3 Effective Date. This act shall take effect January 1, 2016.

Majority committee amendment adopted.

The question now being adoption of the majority committee report of Ought to Pass with Amendment. Rep. Sylvia requested a roll call; sufficiently seconded.

YEAS 263 - NAYS 95**YEAS - 263
BELKNAP**

Aldrich, Glen
Gallagher, Brian
Luther, Robert
Vadney, Herbert

Dumais, Russell
Howard, Jr., Raymond
Spanos, Peter
Varney, Peter

Fields, Dennis
Hurt, George
Sylvia, Michael

Fraser, Valerie
LeBreche, Shari
Tilton, Franklin

CARROLL

Avellani, Lino
Crawford, Karel
Schmidt, Stephen

Chandler, Gene
McConkey, Mark
Umberger, Karen

Comeau, Ed
Nelson, Bill
Wright, Ted

Cordelli, Glenn
Parker, Harold

CHESHIRE

Bordenet, John
Hunt, John
Shepardson, Marjorie

Chase, Cynthia
McConnell, Jim
Sterling, Franklin

Eaton, Daniel
Pearson, William
Tilton, Benjamin

Emerson, Susan
Phillips, Larry

COOS

Fothergill, John
Rideout, Leon

Hatch, William
Tholl, John

Rappaport, Laurence
Thomas, Yvonne

Richardson, Herbert

GRAFTON

Almy, Susan
Cooney, Mary
Ingbretson, Paul
Shackett, Jeffrey

Bailey, Brad
Darrow, Stephen
Johnson, Eric

Brown, Duane
Gionet, Edmond
Ladd, Rick

Brown, Rebecca
Hennessey, Erin
Piper, Wendy

HILLSBOROUGH

Adams, Christopher
Belanger, James
Bouldin, Amanda
Christiansen, Lars
Danielson, David
Edwards, Elizabeth
Freitas, Mary
Gonzalez, Carlos
Haefner, Robert
Heath, Mary
Infantine, William
LeBrun, Donald
Marston, Dick
Moore, Josh
O'Brien, William
Parison, James
Proulx, Mark
Rowe, Robert
Seidel, Carl
Smith, Timothy
Sullivan, Daniel
Ulery, Jordan

Ammon, Keith
Biggie, Barbara
Burt, John
Christie, Rick
Donovan, Daniel
Estevez, Eric
Fromuth, Bart
Gould, Linda
Halstead, Carolyn
Hinch, Richard
Judy, Jean
Leishman, Peter
McCarthy, Peggy
Murotake, David
Ober, Russell
Pellegrino, Anthony
Rice, Kimberly
Sanborn, Laurie
Silva, Peter
Snow, Kendall
Sullivan, Victoria
Walsh, Robert

Balcom, John
Boehm, Ralph
Byron, Frank
Coffey, James
Eastman, Eric
Ferreira, Elizabeth
Gagne, Larry
Goulette, William
Hansberry, Daniel
Hogan, Edith
Kurk, Neal
Long, Patrick
McClarren, Donald
Murphy, Keith
Ohm, Bill
Peterson, Ken
Roberts, Carol
Schleien, Eric
Simmons, Tammy
Soucy, Timothy
Takesian, Charlene
Wolf, Terry

Beaulieu, Jane
Booras, Efsthathia
Christensen, Chris
Cohen, Alan
Edelblut, Frank
Flanagan, Jack
Gargas, Carolyn
Griffin, Barbara
Hansen, Peter
Hopper, Gary
Lachance, Joseph
Manley, Jonathan
McLean, Mark
Notter, Jeanine
Palmer, Barry
Pierce, David
Rouillard, Claire
Scontsas, Lisa
Smith, Gregory
Straight, Phillip
Twombly, Timothy
Zaricki, Nick

MERRIMACK

Bradley, Paula
French, Harold
Horn, Werner
Marple, Richard
Myler, Mel
Schuett, Dianne

Brewster, Michael
Hess, David
Kidder, David
Martin, John
Parent, Jason
Seaworth, Brian

Doherty, David
Hill, Gregory
Kotowski, Frank
McGuire, Carol
Ratzki, Mario
Turcotte, Alan

French, Barbara
Hoell, J.R.
Kuch, Bill
McGuire, Dan
Saunderson, George
Walsh, Thomas

ROCKINGHAM

Abrami, Patrick
Barnes, Arthur
Cardon, G. Thomas
Cook, Allen
Elliott, Robert
Friel, William
Guthrie, Joseph

Abramson, Max
Bates, David
Chase, Francis
DeSimone, Debra
Emerick, J. Tracy
Gannon, William
Hagan, Joseph

Allen, Mary
Belanger, Ronald
Chirichiello, Brian
Doucette, Fred
Ferrante, Beverly
Gordon, Richard
Harris, Jeffrey

Baldasaro, Alfred
Bush, Carol
Christie, Andrew
Duarte, Joe
Fesh, Robert
Griffin, Mary
Hodgdon, Bruce

Hoelzel, Kathleen
Katsakiores, Phyllis
Major, Norman
Nigrello, Robert
Packard, Sherman
Rice, Frederick
Spillane, James
Thomas, Douglas
Webb, James
Wood, David

Introne, Robert
Kellogg, Shem
Matthews, Carolyn
O'Connor, John
Potucek, John
Sanders, Elisabeth
Sweeney, Joe
True, Chris
Welch, David

Itse, Daniel
Lovejoy, Patricia
McKinney, Betsy
Oligny, Jeffrey
Priestley, Anne
Schroadter, Adam
Tamburello, Daniel
Tucker, Pamela
Weyler, Kenneth

Kappler, Lawrence
Lundgren, David
McMahon, Charles
Osborne, Jason
Prudhomme-O'Brien, Katherine
Sherman, Thomas
Tasker, Kyle
Vose, Michael
Woitkun, Steven

STRAFFORD

Beaudoin, Steven
Gray, James
Kaczynski, Jr., Thomas
Mullen, John
Sprague, Dale
Whitehouse, Joshua

Bickford, David
Groen, Warren
Kaen, Naida
Pitre, Joseph
Stevens, Audrey
Wuelper, Kurt

Burton, Wayne
Hannon, Joseph
Knowles, Robert
Rollo, Deanna
Turcotte, Leonard

DiSesa, Len
Jones, Laura
Leeman, Don
Smith, Marjorie
Verschueren, James

SULLIVAN

Cloutier, John
Laware, Thomas

Converse, Larry
Rollins, Skip

Grenier, James
Schmidt, Andrew

Irwin, Virginia
Smith, Steven

NAYS - 95

CARROLL

Buco, Thomas

Butler, Edward

Ticehurst, Susan

CHESHIRE

Abbott, Michael
Parkhurst, Henry
Weber, Lucy

Ames, Richard
Robertson, Timothy

Berch, Paul
Sad, Tara

Ley, Douglas
Tatro, Bruce

COOS

Froburg, Alethea

Moynihan, Wayne

Theberge, Robert

GRAFTON

Abel, Richard
Hennessey, Martha
Nordgren, Sharon
White, Andrew

Bennett, Travis
Higgins, Patricia
Smith, Suzanne

Brown, Chris
Maes, Kevin
Sykes, George

Ford, Susan
Massimilla, Linda
Townsend, Charles

HILLSBOROUGH

Backus, Robert
Gorman, Mary
Mangipudi, Latha
Rosenwald, Cindy
Williams, Kermit

Brown, Pamela
Harvey, Suzanne
O'Brien, Michael
Shattuck, Gilman
Woodbury, David

Cornell, Patricia
Herbert, Christopher
O'Neil, William
Shaw, Barbara

DiSilvestro, Linda
Jack, Martin
Porter, Marjorie
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Ebel, Karen
Hirsch, Geoffrey
MacKay, James
Rogers, Katherine

Bartlett, Christy
Frazer, June
Karrick, David
Moffett, Howard
Shurtleff, Stephen

Carson, Clyde
Gile, Mary
Kenison, Linda
Patten, Dick
Wallner, Mary Jane

Deloge, Helen
Henle, Paul
Luneau, David
Rice, Harold (Chip)

ROCKINGHAM

Azarian, Gary
Cali-Pitts, Jacqueline
Francese, Paula
Pantelakos, Laura
Ward, Joanne

Berrien, Skip
Cushing, Robert
Gordon, Pamela
Peckham, Michele

Borden, David
Devine, James
Heffron, Frank
Simpson, Alexis

Cahill, Michael
DiFranco, Debbie
McBeath, Rebecca
Ward, Gerald

STRAFFORD

Baber, William
Schmidt, Peter
Wall, Janet

Bixby, Peter
Southworth, Thomas
Ward, Kenneth

Cilley, Jacalyn
Spang, Judith

Horrigan, Timothy
Treleven, Susan

SULLIVAN

Gagnon, Raymond

Gottling, Suzanne

O'Hearne, Andrew

and the majority committee report was adopted and ordered to third reading.

HB 540-FN, relative to access to court records in parenting cases. **INEXPEDIENT TO LEGISLATE.**

Rep. Linda B. Kenison for Judiciary. This bill adds a new section to RSA 461, Parental Rights and Responsibilities by adding section 461-A:25, Access to Court Records. This bill would require the court to provide parties with access to all records filed in parenting or child support cases. In addition, any court officer or employee who fails to comply shall be subject to prosecution for official oppression pursuant to RSA 643:1. This bill is in direct conflict with Chapter 170-C, Termination of Parental Rights. Specifically, 170-C:14 Confidentiality of Records. The bill as written would apply to court sealed records. HB 540 violates critical confidentiality protections. Releasing these sensitive documents could result in significant harm to the parties involved. Vote 16-2. Committee report adopted.

HB 191, relative to projects which are privately financed in energy efficiency and clean energy districts. **OUGHT TO PASS.**

Rep. Marjorie A. Porter for Municipal and County Government. This bill removes dollar amount caps and requirements for a loan loss reserve for projects which are privately financed in energy efficiency and clean energy districts under RSA 53-F. This clarifies the intent of the amendment to RSA 53-F added by the senate in 2014. Although understood in both the senate committee and the committee of conference in 2014 that projects financed by private investors would not be subject to dollar amount caps, the statute as written is unclear and has raised concerns from businesses interested in implementing energy efficiency and clean energy projects. Having the legislature cap the size of projects in this market-led effort will stymie project development and therefore reduce the benefits of the program. In addition, a loan loss reserve is unnecessary for privately financed projects because investors are interested in the program without one. The committee agreed that for projects that pose no financial risk to a municipality, the private market should negotiate details of projects without the general court limiting their conditions. Vote 10-5.

LAI'D ON THE TABLE

Rep. James Belanger moved that **HB 191**, relative to projects which are privately financed in energy efficiency and clean energy districts, be laid on the table.
Adopted.

REGULAR CALENDAR CONT'D**HB 192**, relative to the valuation of utility property. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Clyde J. Carson for the Majority of Municipal and County Government. This bill differentiates between the valuation of utility property as determined by the DRA for purpose of the state utility tax and the valuation of that property as determined by municipalities for purpose of municipal property taxes. This differentiation applies specifically to municipal property tax abatement requests from utilities. The vast majority of NH municipalities hire professional assessors to value utility property as part of their municipal reappraisals. The methods used by municipalities are market based, consistent with the way other property is appraised by municipalities and have been accepted by the courts as valid. The DRA uses cost to acquire minus depreciation for its appraisals, which is comparable to the asset value on the utility books. The DRA then allocates the value back to the municipalities in a way that makes direct comparisons difficult. The result of these two different approaches is that municipal appraisals are higher than the appraisals from the DRA. What has happened is that utility companies challenge the municipal appraisal through the abatement process, citing the lower DRA valuation with an expectation that the municipalities will settle for something less. The municipalities must either decide to take a lesser amount or go to court. Many municipalities are currently joined together defending against one utility in court, which is costly. This bill would not stop utilities from requesting abatements, but would not allow the DRA valuation to be used as the basis for those abatement requests. Vote 11-4.

Rep. Susan C. DeLemus for the Minority of Municipal and County Government. The minority of the committee felt this bill should be retained because of the disparity on how utility property is assessed differently for the same property in different communities. The DRA assessment method may result in lower assessed values but they treat similar property more uniformly. Removing the ability of a utility to use a differing opinion of value in an appeal prevents them from using evidence to prove their case.
Majority committee report adopted and ordered to third reading.

HB 416-L, relative to compensation for members of the Coos county convention. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Susan C. DeLemus for the Majority of Municipal and County Government. A majority of the committee felt that increasing the per diem for one out of 10 counties was not acceptable. The geographic area covered and the distances traveled to a county delegation meeting were considered but the fact that mileage was also paid for this travel swayed the committee. The county delegates often meet in Concord on session days and receive per diem. Vote 11-7.

Rep. Jane E. Beaulieu for the Minority of Municipal and County Government. The minority of the committee felt this bill should pass because most of the members of the Coos County Delegation co-sponsored this bill, which means most of these state legislators recommend passage. Coos County represents 21% of the state's land mass, which makes it very difficult for members of the delegation to meet at one designated location for county convention. This delegation wishes to have the right to meet in Coos County and to be paid for each meeting they call to fulfill their obligations. Currently the Coos County Delegation meet once in Concord for county convention on session days because most of the county delegation members attend session day and a quorum is in attendance. This meeting is somewhat inadequate because it makes it almost impossible for constituents to attend. The delegation is asking for compensation of mileage and a sum of up to \$50 for each of the three regional county convention meetings they currently conduct.

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

Rep. Theberge spoke against.

Rep. Kappler spoke in favor.

On a division vote, 172 members having voted in the affirmative and 167 in the negative, the majority committee report was adopted.

HB 526, relative to transfers of appropriations in Carroll county. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. James P. Belanger for the Majority of Municipal and County Government. This bill does for Carroll County substantially the same thing HB 1190 did last year for Hillsborough County. The only difference is that this bill sets the exact amount of dollars transferred between line items before requiring a vote of the executive committee is specified where the Hillsborough County bill allowed the executive committee to change that amount as they deemed necessary. This bill as amended creates more flexibility to allow transfers of amounts under \$1,000 without executive committee approval. Vote 10-8.

Rep. Keith Ammon for the Minority of Municipal and County Government. This bill, as amended, requires department heads to request permission of the county commissioners before transferring any appropriation in excess of \$1,000 from one line item to another. Then the county commissioners, if they approve, must report in writing their recommendations to the county executive committee, who then approve part or all of the transfer. It is noted that New Hampshire is not a "home rule" state but a "Dillon's Rule" state, meaning municipalities only have those powers expressly allowed by state law, and that past legislatures have enacted legislation specific to one county or another. However, there has to be a better way to govern counties than having constant requests for legislation, specific to one county or another, come before the legislature. These laws are often proposed by a select few claiming to represent the best interests of the entire county. One could come away with the impression that bills such as these are attempts to settle internal power struggles with the club of the state. The minority felt that laws governing counties should be general to all counties and enabling legislation so that each county can adopt provisions that make sense for its unique demographics, geography, etc. Why should state representatives who reside in other counties vote on laws that force a specific county government to take certain actions when they don't live in that county?

Majority Amendment (0293h)

Amend RSA 24:13-d, I as inserted by section 1 of the bill by replacing it with the following:

I. Prior to the transfer of an appropriation, or any part thereof exceeding \$1,000, or an accumulative total exceeding \$1,000, from one line item to another, the following procedure shall apply: a request to transfer an appropriation shall be made in writing, by the department head, whether elected or appointed, to the county commissioners, who, if they approve the same, shall report in writing their recommendation to the executive committee.

Majority committee amendment adopted.

Majority committee report adopted and ordered to third reading.

HB 689, relative to adoption of a default budget. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Keith Ammon for the Majority of Municipal and County Government. Senate Bill 2 (SB 2), enacted in 1995, is enabling legislation that allows towns and school districts to adopt, by a 3/5 majority of the town's voters, a prepackaged set of rules designed to address perceived problems with the traditional town meeting-style of government. Approximately thirty percent of towns have since adopted SB 2. One perceived problem addressed by SB 2 is the ability of the voters to vote down the budget during town meeting. In order to prevent this, the concept of a "default budget" was introduced. The default budget amount is determined using a calculation found in RSA 40:13 IX (b). Some budget item definitions in this calculation are open to interpretation and can be abused. Under SB 2, if a majority votes "no" on the proposed budget, instead of having to renegotiate the amount of the budget with the public, the governing body is allowed to impose an amount by default. This default amount is often nearly as much as the original proposed budget, giving the voters nearly no choice on voting day. HB 689, as amended, would allow voters in SB 2 jurisdictions to place

a question on the ballot asking in effect, 'should voters be able to vote on the default budget?' A 3/5th majority must approve this question. If that question passes, then on the following year's ballot, instead of just a single warrant article dealing with the budget, there would be two contingent warrant articles: one article for the proposed budget and one for the default budget, to be voted on separately. Should both the proposed and the default budget articles receive a majority vote, then the proposed budget would be the decided budget. If both questions fail to receive a majority then a traditional-style town meeting would be held for the sole purpose of determining the amount of the budget. This final resort is similar to how many local political subdivisions already determine their budgets. Vote 10-6.

Rep. Marjorie A. Porter for the Minority of Municipal and County Government. This bill seeks to change the way official ballot, or SB 2, towns vote for a budget. Presently, the governing body offers a proposed budget to the voters at a deliberative session, where changes can be made; at a later date, voters approve it or not in the voting booth. If the proposed budget fails, current law provides that a default budget is automatically adopted. Current law specifies what figures should and must be included in the default budget. HB 689 would change the law such that both the proposed AND the default budgets would be voted on in the voting booth. If both fail, a special "town meeting" would be held, where citizens would determine the operating budget. The bill does not specify what would happen if both budgets were to pass. The minority feels this process is unwieldy, and will cause confusion in the voting booth. It will create delays in getting budgets passed, and may result in a small group of vocal citizens passing an unworkable budget, leaving the town underfunded or unable to provide needed services. If voters are unhappy with the SB 2 process, nothing in current law prevents them from returning to the traditional town meeting format, or pursuing the establishment of a municipal charter.

Majority Amendment (0436h)

1 New Section; Use of Official Ballot; Contingent Warrant Article. Amend RSA 40 by inserting after section 13 the following new section:

40:13-a Contingent Warrant Article.

I. As an alternative to the provisions of RSA 40:13, X, the legislative body of the local political subdivision may, by a 3/5 majority of those voting on the question, require the default budget to be placed on the ballot as a separate contingent warrant article if no operating budget article is adopted. If neither the operating budget nor the default budget is adopted, the governing body may call a special meeting to take up the issue of a revised operating budget only; provided that RSA 31:5 and RSA 197:3 shall not apply to such a special meeting. The special meeting shall consist of a single session held pursuant to RSA 39 and RSA 40:1 through RSA 40:12, and shall not be subject to RSA 40:13.

II. The question of adopting the alternative in this section shall be placed on the official ballot at an annual meeting by the governing body or by petition under RSA 39:3 or 197:6, and shall read substantially as follows:

"Shall (local political subdivision) adopt the provisions of RSA 40:13-a, requiring the default budget to be placed on the ballot as a separate contingent warrant article if no operating budget article is adopted, and providing that the governing body may call a special meeting to take up a revised operating budget in the event that neither the operating budget nor the default budget is adopted?"

III. If the question is approved by a 3/5 majority of those voting on the question, the alternative shall be in effect beginning with the following year's annual meeting. The legislative body may rescind its adoption of this paragraph in the same manner.

IV. In political subdivisions that require the default budget to be voted on as a separate contingent warrant article if no operating budget article is adopted, the wording of the second session ballot question concerning the operating budget shall be as follows:

"Shall (local political subdivision) raise and appropriate as an operating budget, not including appropriations by special warrant articles and other appropriations voted separately, the amounts set forth on the budget posted with the warrant or as amended by vote of the first session, for the purposes set forth therein, totaling \$ _____?"

V. Should the article in paragraph IV be defeated, the wording of the second session contingent ballot question concerning the default budget shall be as follows:

"Shall (local political subdivision), if article ____ is defeated, raise and appropriate as the default budget \$ _____, which is the same as last year, with certain adjustments required by previous action of (local political subdivision) or by law? Should this article be defeated, the governing body shall call one special meeting to take up the issue of a revised operating budget only."

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

Majority committee amendment adopted.

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

Rep. Porter spoke against.

Rep. Ammon spoke in favor.

Rep. Burt requested a roll call; sufficiently seconded.

YEAS 203 - NAYS 148**YEAS - 203
BELKNAP**

Aldrich, Glen
Gallagher, Brian
Spanos, Peter
Varney, Peter

Dumais, Russell
Howard, Jr., Raymond
Sylvia, Michael

Fields, Dennis
Hurt, George
Tilton, Franklin

Fraser, Valerie
Luther, Robert
Vadney, Herbert

CARROLL

Avellani, Lino
McConkey, Mark
Wright, Ted

Chandler, Gene
Nelson, Bill

Comeau, Ed
Schmidt, Stephen

Cordelli, Glenn
Umberger, Karen

CHESHIRE

Bordenet, John
Roberts, Kris

Emerson, Susan
Sterling, Franklin

Hunt, John
Tilton, Benjamin

McConnell, Jim

COOS

Fothergill, John
Tholl, John

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Bailey, Brad
Hennessey, Erin
Shackett, Jeffrey

Brown, Duane
Ingbretson, Paul

Darrow, Stephen
Johnson, Eric

Gionet, Edmond
Ladd, Rick

HILLSBOROUGH

Adams, Christopher
Belanger, James
Burt, John
Christie, Rick
Eastman, Eric
Ferreira, Elizabeth
Gargas, Carolyn
Haefner, Robert
Hogan, Edith
Kurk, Neal
McClarren, Donald
Murphy, Keith
Ohm, Bill
Proulx, Mark
Sanborn, Laurie
Silva, Peter
Sullivan, Victoria
Walsh, Robert

Ammon, Keith
Biggie, Barbara
Byron, Frank
Coffey, James
Edelblut, Frank
Flanagan, Jack
Gonzalez, Carlos
Halstead, Carolyn
Hopper, Gary
Lachance, Joseph
McLean, Mark
Notter, Jeanine
Parison, James
Rice, Kimberly
Schleien, Eric
Simmons, Tammy
Takesian, Charlene
Wolf, Terry

Balcom, John
Boehm, Ralph
Christensen, Chris
Danielson, David
Edwards, Elizabeth
Fromuth, Bart
Gould, Linda
Hansen, Peter
Infantine, William
LeBrun, Donald
Moore, Josh
O'Brien, William
Pellegrino, Anthony
Rouillard, Claire
Scotsas, Lisa
Smith, Gregory
Twombly, Timothy
Zaricki, Nick

Barry, Richard
Bouldin, Amanda
Christiansen, Lars
Donovan, Daniel
Estevez, Eric
Gagne, Larry
Goulette, William
Hinch, Richard
Jeudy, Jean
Marston, Dick
Murotake, David
Ober, Russell
Peterson, Ken
Rowe, Robert
Seidel, Carl
Straight, Phillip
Ulery, Jordan

MERRIMACK

Brewster, Michael
Horn, Werner
Martin, John
Seaworth, Brian

French, Harold
Kotowski, Frank
McGuire, Carol
Walsh, Thomas

Hill, Gregory
Kuch, Bill
McGuire, Dan

Hoell, J.R.
Marple, Richard
Parent, Jason

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Bush, Carol
Cook, Allen
Emerick, J. Tracy
Gannon, William
Hagan, Joseph
Introne, Robert
Kellogg, Shem
O'Connor, John
Peckham, Michele
Rice, Frederick
Sweeney, Joe
Tucker, Pamela
Welch, David

Abramson, Max
Barnes, Arthur
Chase, Francis
DeSimone, Debra
Ferrante, Beverly
Gordon, Richard
Harris, Jeffrey
Itse, Daniel
Major, Norman
Oligny, Jeffrey
Potucek, John
Sanders, Elisabeth
Tasker, Kyle
Vose, Michael
Weyler, Kenneth

Allen, Mary
Bates, David
Chirichiello, Brian
Duarte, Joe
Fesh, Robert
Griffin, Mary
Hodgdon, Bruce
Kappler, Lawrence
McKinney, Betsy
Osborne, Jason
Priestley, Anne
Schroadter, Adam
Thomas, Douglas
Ward, Joanne

Azarian, Gary
Belanger, Ronald
Christie, Andrew
Elliott, Robert
Friel, William
Guthrie, Joseph
Hoelzel, Kathleen
Katsakiores, Phyllis
Nigrello, Robert
Packard, Sherman
Prudhomme-O'Brien, Katherine
Spillane, James
True, Chris
Webb, James

STRAFFORD

Beaudoin, Steven
Kaczynski, Jr., Thomas
Pitre, Joseph

Groen, Warren
Knowles, Robert
Turcotte, Leonard

Hannon, Joseph
Leeman, Don
Whitehouse, Joshua

Jones, Laura
Mullen, John
Wuelper, Kurt

SULLIVAN

Bridge, Ernest
Smith, Steven

Cloutier, John

Laware, Thomas

Rollins, Skip

NAYS - 148**BELKNAP**

LeBreche, Shari

CARROLL

Buco, Thomas
Ticehurst, Susan

Butler, Edward

Crawford, Karel

Parker, Harold

CHESHIRE

Abbott, Michael
Eaton, Daniel
Robertson, Timothy
Weber, Lucy

Ames, Richard
Parkhurst, Henry
Sad, Tara

Berch, Paul
Pearson, William
Shepardson, Marjorie

Chase, Cynthia
Phillips, Larry
Tatro, Bruce

COOS

Froburg, Alethea

Moynihan, Wayne

Theberge, Robert

Thomas, Yvonne

GRAFTON

Abel, Richard
Brown, Rebecca
Higgins, Patricia
Piper, Wendy
White, Andrew

Almy, Susan
Cooney, Mary
Maes, Kevin
Smith, Suzanne

Bennett, Travis
Ford, Susan
Massimilla, Linda
Sykes, George

Brown, Chris
Hennessey, Martha
Nordgren, Sharon
Townsend, Charles

HILLSBOROUGH

Backus, Robert
Cohen, Alan
Goley, Jeffrey
Harvey, Suzanne
Leishman, Peter
O'Brien, Michael
Rosenwald, Cindy
Snow, Kendall
Williams, Kermit

Beaulieu, Jane
Cornell, Patricia
Gorman, Mary
Heath, Mary
Long, Patrick
Pierce, David
Shattuck, Gilman
Soucy, Timothy
Woodbury, David

Booras, Efstathia
DiSilvestro, Linda
Griffin, Barbara
Herbert, Christopher
Mangipudi, Latha
Porter, Marjorie
Shaw, Barbara
Sullivan, Daniel

Brown, Pamela
Freitas, Mary
Hansberry, Daniel
Jack, Martin
Manley, Jonathan
Roberts, Carol
Smith, Timothy
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Luneau, David
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Bartlett, Christy
Doherty, David
Gile, Mary
Karrick, David
MacKay, James
Ratzki, Mario
Schuett, Dianne

Bradley, Paula
Ebel, Karen
Henle, Paul
Kenison, Linda
Moffett, Howard
Rice, Harold (Chip)
Shurtleff, Stephen

Carson, Clyde
Frazer, June
Hess, David
Kidder, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan

ROCKINGHAM

Berrien, Skip
Cardon, G. Thomas
Francese, Paula
Matthews, Carolyn
Simpson, Alexis

Borden, David
Cushing, Robert
Gordon, Pamela
McBeath, Rebecca
Ward, Gerald

Cahill, Michael
Devine, James
Heffron, Frank
Pantelakos, Laura
Wood, David

Cali-Pitts, Jacqueline
DiFranco, Debbie
Lovejoy, Patricia
Sherman, Thomas

STRAFFORD

Baber, William
DiSesa, Len
Rollo, Deanna
Spang, Judith
Verschueren, James

Bickford, David
Gray, James
Schmidt, Peter
Sprague, Dale
Wall, Janet

Bixby, Peter
Horrigan, Timothy
Smith, Marjorie
Stevens, Audrey
Ward, Kenneth

Burton, Wayne
Kaen, Naida
Southworth, Thomas
Treleven, Susan

SULLIVAN

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Schmidt, Andrew

Grenier, James

and the majority committee report was adopted and ordered to third reading.

HB 213, establishing an energy awareness commission. **INEXPEDIENT TO LEGISLATE.**

Rep. Herbert R. Vadney for Science, Technology and Energy. This bill would establish a special committee to focus on educating society to be more aware of energy issues. It is hard to imagine how any subject could get more visibility than energy already gets in radio, television, print media, schools, etc. Vote 15-3.
Committee report adopted.

HB 316, establishing a committee to study offshore wind energy production. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Herbert R. Vadney for the Majority of Science, Technology and Energy. The recently completed study of offshore wind painted a fairly dismal future for offshore wind. Although it is the place where the wind blows best, it is also where it is most difficult to install, to connect and to manage. Most of the currently installed offshore turbines are in shallow water (less than 50 feet). Our water past the Isle of Shoals gets deep very quickly dropping to 200-400 feet within four miles. No wind turbine anywhere has been installed in water even close to that depth. Further, the multiple line splices required to connect deep underwater transmission lines are extremely difficult. At best, another off-shore wind study now would be extremely premature. Vote 11-7.
Rep. Charles L. Townsend for the Minority of Science, Technology and Energy. A similar committee established through HB 1312 during the 2014 session met seven times and developed a great deal of information, including a finding that New Hampshire should continue to coordinate with the offshore wind development projects in Massachusetts and Maine. Continuing coordination will facilitate a request to the federal Bureau of Ocean Energy Management to identify suitable areas for wind energy development in the Massachusetts/New Hampshire/Maine offshore areas.
Majority committee report adopted.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Flanagan moved that the House reconsider its action whereby, on a division vote of 172-167, the House adopted the majority committee report of Inexpedient to Legislate on **HB 416-L**, relative to compensation for members of the Coos county convention.

Rep. Flanagan spoke against.

Rep. Porter spoke in favor.

On a division vote, 205 members having voted in the affirmative and 138 in the negative, the motion was adopted.

CONSIDERATION OF HB 416-L

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

Rep. Porter spoke against and yielded to questions.

Reps. Kappler and James Belanger spoke in favor.

Rep. Burt requested a roll call; sufficiently seconded.

YEAS 163 - NAYS 191**YEAS - 163
BELKNAP**

Aldrich, Glen
Hurt, George
Sylvia, Michael

Fraser, Valerie
LeBreche, Shari
Tilton, Franklin

Gallagher, Brian
Luther, Robert
Varney, Peter

Howard, Jr., Raymond
Spanos, Peter

CARROLL

Avellani, Lino

Comeau, Ed

Schmidt, Stephen

Wright, Ted

CHESHIRE

Bordenet, John

Hunt, John

McConnell, Jim

Pearson, William

COOS

Fothergill, John

Moynihan, Wayne

Richardson, Herbert

GRAFTON

Bailey, Brad
Ladd, Rick

Gionet, Edmond

Ingbretson, Paul

Johnson, Eric

HILLSBOROUGH

Adams, Christopher
Belanger, James
Burt, John
Christie, Rick
Eastman, Eric
Flanagan, Jack

Ammon, Keith
Biggie, Barbara
Byron, Frank
Coffey, James
Edelblut, Frank
Fromuth, Bart

Balcom, John
Boehm, Ralph
Christensen, Chris
Cohen, Alan
Edwards, Elizabeth
Gagne, Larry

Barry, Richard
Bouldin, Amanda
Christiansen, Lars
Danielson, David
Estevez, Eric
Gargas, Carolyn

Gonzalez, Carlos
Hansen, Peter
Infantine, William
LeBrun, Donald
Murphy, Keith
Ohm, Bill
Rice, Kimberly
Schleien, Eric
Straight, Phillip
Wolf, Terry

Gould, Linda
Hinch, Richard
Judy, Jean
McClarren, Donald
Notter, Jeanine
Parison, James
Rouillard, Claire
Scotsas, Lisa
Sullivan, Victoria
Zaricki, Nick

Goulette, William
Hogan, Edith
Kurk, Neal
Moore, Josh
O'Brien, William
Pellegrino, Anthony
Rowe, Robert
Silva, Peter
Twombly, Timothy

Halstead, Carolyn
Hopper, Gary
Lachance, Joseph
Murotake, David
Ober, Lynne
Peterson, Ken
Sanborn, Laurie
Simmons, Tammy
Ulery, Jordan

Hess, David
Kuch, Bill
Seaworth, Brian

Hoell, J.R.
Marple, Richard
Walsh, Thomas

Horn, Werner
Martin, John

Kotowski, Frank
McGuire, Carol

MERRIMACK

ROCKINGHAM

Abrami, Patrick
Bates, David
Cook, Allen
Elliott, Robert
Friel, William
Guthrie, Joseph
Hoelzel, Kathleen
Katsakiores, Phyllis
McKinney, Betsy
Osborne, Jason
Rice, Frederick
True, Chris
Welch, David

Abramson, Max
Chase, Francis
DeSimone, Debra
Emerick, J. Tracy
Gannon, William
Hagan, Joseph
Introne, Robert
Kellogg, Shem
Nigrello, Robert
Packard, Sherman
Schroadter, Adam
Vose, Michael

Azarian, Gary
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Gordon, Richard
Harris, Jeffrey
Itse, Daniel
Major, Norman
O'Connor, John
Potucek, John
Spillane, James
Ward, Joanne

Baldasaro, Alfred
Christie, Andrew
Duarte, Joe
Fesh, Robert
Griffin, Mary
Hodgdon, Bruce
Kappler, Lawrence
Matthews, Carolyn
Oigny, Jeffrey
Priestley, Anne
Tasker, Kyle
Webb, James

Beaudoin, Steven
Knowles, Robert
Stevens, Audrey

Hannon, Joseph
Leeman, Don
Turcotte, Leonard

Jones, Laura
Mullen, John
Whitehouse, Joshua

Kaczynski, Jr., Thomas
Sprague, Dale

STRAFFORD

Laware, Thomas

O'Hearne, Andrew

Rollins, Skip

Smith, Steven

SULLIVAN

NAYS - 191

BELKNAP

Vadney, Herbert

Dumais, Russell

Fields, Dennis

CARROLL

Buco, Thomas
McConkey, Mark
Umberger, Karen

Butler, Edward
Nelson, Bill

Cordelli, Glenn
Parker, Harold

Crawford, Karel
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Eaton, Daniel
Phillips, Larry
Shepardson, Marjorie

Ames, Richard
Emerson, Susan
Roberts, Kris
Tatro, Bruce

Berch, Paul
Ley, Douglas
Robertson, Timothy
Tilton, Benjamin

Chase, Cynthia
Parkhurst, Henry
Sad, Tara
Weber, Lucy

COOS

Froburg, Alethea
Theberge, Robert

Hatch, William
Tholl, John

Rappaport, Laurence
Thomas, Yvonne

Rideout, Leon

GRAFTON

Abel, Richard
Brown, Duane
Ford, Susan
Maes, Kevin
Shackett, Jeffrey
White, Andrew

Almy, Susan
Brown, Rebecca
Hennessey, Erin
Massimilla, Linda
Smith, Suzanne

Bennett, Travis
Cooney, Mary
Hennessey, Martha
Nordgren, Sharon
Sykes, George

Brown, Chris
Darrow, Stephen
Higgins, Patricia
Piper, Wendy
Townsend, Charles

HILLSBOROUGH

Backus, Robert
DiSilvestro, Linda
Goley, Jeffrey
Hansberry, Daniel

Beaulieu, Jane
Donovan, Daniel
Gorman, Mary
Harvey, Suzanne

Booras, Efstathia
Ferreira, Elizabeth
Griffin, Barbara
Heath, Mary

Cornell, Patricia
Freitas, Mary
Haefner, Robert
Herbert, Christopher

Jack, Martin
Manley, Jonathan
Ober, Russell
Roberts, Carol
Shaw, Barbara
Soucy, Timothy
Walsh, Robert

Leishman, Peter
Marston, Dick
Pierce, David
Rosenwald, Cindy
Smith, Gregory
Sullivan, Daniel
Williams, Kermit

Long, Patrick
McLean, Mark
Porter, Marjorie
Seidel, Carl
Smith, Timothy
Takesian, Charlene
Woodbury, David

Mangipudi, Latha
O'Brien, Michael
Proulx, Mark
Shattuck, Gilman
Snow, Kendall
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Carson, Clyde
Frazer, June
Henle, Paul
Kenison, Linda
McGuire, Dan
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Bartlett, Christy
Deloge, Helen
French, Barbara
Hill, Gregory
Kidder, David
Moffett, Howard
Ratzki, Mario
Schuett, Dianne

Bradley, Paula
Doherty, David
French, Harold
Hirsch, Geoffrey
Luneau, David
Myler, Mel
Rice, Harold (Chip)
Shurtleff, Stephen

Brewster, Michael
Ebel, Karen
Gile, Mary
Karrick, David
MacKay, James
Parent, Jason
Rogers, Katherine
Turcotte, Alan

ROCKINGHAM

Allen, Mary
Borden, David
Cardon, G. Thomas
Francese, Paula
McBeath, Rebecca
Sanders, Elisabeth
Thomas, Douglas
Woitkun, Steven

Barnes, Arthur
Bush, Carol
Cushing, Robert
Gordon, Pamela
Pantelakos, Laura
Sherman, Thomas
Tucker, Pamela
Wood, David

Belanger, Ronald
Cahill, Michael
DiFranco, Debbie
Heffron, Frank
Peckham, Michele
Simpson, Alexis
Ward, Gerald

Berrien, Skip
Cali-Pitts, Jacqueline
Doucette, Fred
Lovejoy, Patricia
Prudhomme-O'Brien, Katherine
Sweeney, Joe
Weyler, Kenneth

STRAFFORD

Baber, William
Cilley, Jacalyn
Horrigan, Timothy
Schmidt, Peter
Treleaven, Susan
Wuelper, Kurt

Bickford, David
DiSesa, Len
Kaen, Naida
Smith, Marjorie
Verschuere, James

Bixby, Peter
Gray, James
Pitre, Joseph
Southworth, Thomas
Wall, Janet

Burton, Wayne
Groen, Warren
Rollo, Deanna
Spang, Judith
Ward, Kenneth

SULLIVAN

Bridge, Ernest
Gottling, Suzanne

Cloutier, John
Grenier, James

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
Schmidt, Andrew

and the majority committee report failed.

Rep. Shurtleff moved the minority committee report of Ought to Pass.

MOTION TO LAY ON THE TABLE

Rep. Kappler moved that **HB 416-L**, relative to compensation for members of the Coos county convention, be laid on the table.

The Speaker ruled the motion out of order.

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

On a division vote, 200 members having voted in the affirmative and 155 in the negative, the minority committee report was adopted and ordered to third reading.

REGULAR CALENDAR CONT'D

HB 379, establishing a commission to study the effects of ocean acidification on commercially harvested species. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Michael Vose for the Majority of Science, Technology and Energy. This bill sought to establish a commission to study the effects of ocean acidification on commercially harvested species. Testimony revealed that many regional organizations have ongoing research projects to study this problem. New Hampshire Department of Environmental Services (DES) has representatives on one or more of these organizations. University of New Hampshire scientists are also studying this problem. Vote 10-9.

Rep. David A. Borden for the Minority of Science, Technology and Energy. Acidification has increased dramatically in the world's oceans, threatening hard-shelled species including lobsters. The minority of the committee felt that we should join Maine, Massachusetts, Rhode Island and the Maritime Provinces of Canada, which all have commissions to study this issue. The New Hampshire acidification commission will focus on how this growing problem will affect our fishing industry and help us present a united regional front in dealing with the federal government.

LAI D ON THE TABLE

Rep. Borden moved that **HB 379**, establishing a commission to study the effects of ocean acidification on commercially harvested species, be laid on the table.

On a division vote, 218 members having voted in the affirmative and 121 in the negative, the motion was adopted.

REGULAR CALENDAR CONT'D

HB 382, establishing a committee to study facilitating private investment in energy efficiency and renewable energy. **OUGHT TO PASS.**

Rep. Marjorie J. Shepardson for Science, Technology and Energy. This bill addresses two of the recommendations in the 10-Year State Energy Strategy: "improve consumer access to financing," and "attract private financing." There is enormous, pent up demand for energy investment and private investors are interested in energy efficiency, but we have not yet seen significant investment in New Hampshire. A study committee would be an effective way to start finding a solution that would benefit the state's ratepayers while helping us become more energy efficient. Vote 10-9.

Committee report adopted and ordered to third reading.

HB 409, banning corn-based ethanol as an additive to gasoline in New Hampshire. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Douglas W. Thomas for the Majority of Science, Technology and Energy. The majority of the committee felt that this bill would increase the price of gasoline by requiring 100% pure gasoline for New Hampshire only. Currently, all states in the region use a 10% blend of corn ethanol to gasoline (E10). Gasoline is more expensive than ethanol; production costs would be greater due to a unique and smaller amount refined, and delivery costs would increase since special deliveries would be needed. The vast majority of vehicles and newer model 2-cycle engines have been manufactured to accept E10 without harm to the engine and now run more efficiently. Corn used for ethanol is not used for food, but produces high-valued co-products, one of which lowers the cost of animal feed. In fact, since 2005 the price of food has increased at nearly the rate of the consumer price index and has not been affected by the increased production of corn for ethanol. Other gains in the environment by the use of E10 were also noted. Although arguments were heard that 100% gasoline is a slightly more efficient fuel than E10, the committee felt that the potential downside of New Hampshire being the only state without ethanol gasoline outweighed this one factor. Vote 17-1.

Rep. Jeanine M. Notter for the Minority of Science, Technology and Energy. The minority of one understands the committee's reasons for voting against the repeal. The lone "nayer" voted on principle: ethanol attracts water, causing rust, especially in smaller engines. Gasoline without ethanol costs more but the gas mileage improves. Gasoline without the 10% ethanol is available in a few locations. Airports were mentioned during the hearing. Some people do go the distance to buy gas without 10% ethanol, such as flyers of RC planes, or the prime sponsor of the bill.

Majority committee report adopted.

HB 543, repealing the electric renewable portfolio standard. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Herbert D. Richardson for the Majority of Science, Technology and Energy. This is the third of the three bills seeking to change the state's renewable portfolio law. After several hours of testimony, the vast majority of which opposed the bill, the committee recommends no further changes to the RPS program. This bill would have repealed the program altogether; to do so would eliminate hundreds of jobs and harm the state's renewable energy and forest industries. The renewable portfolio law's benefits are significant, ranging from encouraging schools and hospitals and a county complex to install wood pellet boilers to homeowner and municipal solar installations, to the state's largest biomass plant having been built in Berlin, and to the retention of the state's existing hydroelectric facilities and existing biomass plants and associated forestry jobs. For the same reasons noted in HB 234, we recommend the bill as ITL. Vote 17-2.

Rep. Jeanine M. Notter for the Minority of Science, Technology and Energy. First and foremost, the minority does have compassion for the woodsmen of New Hampshire. The committee heard from many businesses who said that they could not stay in business if it were not for the RPS mandate. What the minority objects to is the welfare subsidies creating jobs as opposed to the free market. It is taxing one group to give to another, which is against our principles. It is bad economics that increases the cost of electricity.

LAI D ON THE TABLE

Rep. Richardson moved that **HB 543**, repealing the electric renewable portfolio standard, be laid on the table. Rep. William O'Brien requested a roll call; sufficiently seconded.

YEAS 253 - NAYS 95**YEAS - 253
BELKNAP**

Fields, Dennis
Luther, Robert

Gallagher, Brian
Tilton, Franklin

Hurt, George
Vadney, Herbert

LeBreche, Shari
Varney, Peter

CARROLL

Butler, Edward
Nelson, Bill
Umberger, Karen

Chandler, Gene
Parker, Harold

Crawford, Karel
Schmidt, Stephen

McConkey, Mark
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Eaton, Daniel
Parkhurst, Henry
Robertson, Timothy
Tatro, Bruce

Ames, Richard
Emerson, Susan
Pearson, William
Sad, Tara
Tilton, Benjamin

Berch, Paul
Hunt, John
Phillips, Larry
Shepardson, Marjorie
Weber, Lucy

Bordenet, John
Ley, Douglas
Roberts, Kris
Sterling, Franklin

COOS

Fothergill, John
Rappaport, Laurence

Froburg, Alethea
Richardson, Herbert

Hatch, William
Tholl, John

Moynihan, Wayne
Thomas, Yvonne

GRAFTON

Abel, Richard
Brown, Rebecca
Hennessey, Erin
Maes, Kevin
Smith, Suzanne

Almy, Susan
Cooney, Mary
Hennessey, Martha
Nordgren, Sharon
Sykes, George

Bailey, Brad
Ford, Susan
Higgins, Patricia
Piper, Wendy
Townsend, Charles

Brown, Chris
Gionet, Edmond
Ladd, Rick
Shackett, Jeffrey
White, Andrew

HILLSBOROUGH

Adams, Christopher
Barry, Richard
Booras, Efstathia
Cohen, Alan
Ferreira, Elizabeth
Gargas, Carolyn
Gould, Linda
Hansberry, Daniel
Hinch, Richard
Kurk, Neal
Manley, Jonathan
Parison, James
Porter, Marjorie
Rouillard, Claire
Shaw, Barbara
Snow, Kendall
Takesian, Charlene
Williams, Kermit

Ammon, Keith
Beaulieu, Jane
Byron, Frank
Cornell, Patricia
Flanagan, Jack
Goley, Jeffrey
Griffin, Barbara
Harvey, Suzanne
Infantine, William
LeBrun, Donald
Murotake, David
Pellegrino, Anthony
Proulx, Mark
Rowe, Robert
Simmons, Tammy
Soucy, Timothy
Ulery, Jordan
Wolf, Terry

Backus, Robert
Belanger, James
Christensen, Chris
Danielson, David
Freitas, Mary
Gonzalez, Carlos
Haefner, Robert
Heath, Mary
Jack, Martin
Long, Patrick
Ober, Lynne
Peterson, Ken
Roberts, Carol
Sanborn, Laurie
Smith, Gregory
Straight, Phillip
Vann, Ivy
Woodbury, David

Balcom, John
Biggie, Barbara
Christiansen, Lars
DiSilvestro, Linda
Gagne, Larry
Gorman, Mary
Halstead, Carolyn
Herbert, Christopher
Judy, Jean
Mangipudi, Latha
Ober, Russell
Pierce, David
Rosenwald, Cindy
Shattuck, Gilman
Smith, Timothy
Sullivan, Daniel
Walsh, Robert
Zaricki, Nick

MERRIMACK

Bartlett, Christy
Doherty, David
Gile, Mary
Karrick, David
Luneau, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan

Bradley, Paula
Ebel, Karen
Henle, Paul
Kenison, Linda
MacKay, James
Patten, Dick
Saunderson, George
Wallner, Mary Jane

Carson, Clyde
Frazer, June
Hess, David
Kidder, David
McGuire, Carol
Ratzki, Mario
Schuett, Dianne
Walsh, Thomas

Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Kotowski, Frank
Moffett, Howard
Rice, Harold (Chip)
Shurtleff, Stephen

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Abrami, Patrick
Belanger, Ronald
Cahill, Michael
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Gordon, Pamela
Hagan, Joseph

Allen, Mary
Berrien, Skip
Cali-Pitts, Jacqueline
Christie, Andrew
DiFranco, Debbie
Fesh, Robert
Gordon, Richard
Heffron, Frank

Azarian, Gary
Borden, David
Cardon, G. Thomas
Cushing, Robert
Doucette, Fred
Francese, Paula
Griffin, Mary
Hoelzel, Kathleen

Barnes, Arthur
Bush, Carol
Chase, Francis
DeSimone, Debra
Duarte, Joe
Friel, William
Guthrie, Joseph
Introne, Robert

Katsakiores, Phyllis
McKinney, Betsy
Packard, Sherman
Priestley, Anne
Thomas, Douglas
Webb, James

Lovejoy, Patricia
Nigrello, Robert
Pantelakos, Laura
Sanders, Elisabeth
Vose, Michael
Welch, David

Matthews, Carolyn
O'Connor, John
Peckham, Michele
Sherman, Thomas
Ward, Gerald
Weyler, Kenneth

McBeath, Rebecca
Osborne, Jason
Potucek, John
Simpson, Alexis
Ward, Joanne
Woitkun, Steven

STRAFFORD

Baber, William
Cilley, Jacalyn
Jones, Laura
Pitre, Joseph
Sprague, Dale
Ward, Kenneth

Bickford, David
DiSesa, Len
Kaen, Naida
Schmidt, Peter
Stevens, Audrey

Bixby, Peter
Gray, James
Leeman, Don
Southworth, Thomas
Treleaven, Susan

Burton, Wayne
Horrigan, Timothy
Mullen, John
Spang, Judith
Wall, Janet

SULLIVAN

Cloutier, John
Grenier, James
Smith, Steven

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Schmidt, Andrew

NAYS - 95

BELKNAP

Aldrich, Glen
Sylvia, Michael

Fraser, Valerie

Howard, Jr., Raymond

Spanos, Peter

CARROLL

Avellani, Lino
Wright, Ted

Buco, Thomas

Comeau, Ed

Cordelli, Glenn

CHESHIRE

Chase, Cynthia

McConnell, Jim

COOS

Rideout, Leon

GRAFTON

Bennett, Travis
Johnson, Eric

Brown, Duane
Massimilla, Linda

Darrow, Stephen

Ingbretson, Paul

HILLSBOROUGH

Boehm, Ralph
Coffey, James
Estevez, Eric
Hogan, Edith
McClarren, Donald
Notter, Jeanine
Schleien, Eric
Sullivan, Victoria

Bouldin, Amanda
Donovan, Daniel
Fromuth, Bart
Hopper, Gary
McLean, Mark
O'Brien, William
Scotsas, Lisa
Twombly, Timothy

Burt, John
Eastman, Eric
Goulette, William
Lachance, Joseph
Moore, Josh
Ohm, Bill
Seidel, Carl

Christie, Rick
Edelblut, Frank
Hansen, Peter
Marston, Dick
Murphy, Keith
Rice, Kimberly
Silva, Peter

MERRIMACK

Alicea, Caroletta
Hoell, J.R.
Martin, John

Brewster, Michael
Horn, Werner
McGuire, Dan

French, Harold
Kuch, Bill
Seaworth, Brian

Hill, Gregory
Marple, Richard

ROCKINGHAM

Abramson, Max
Elliott, Robert
Hodgdon, Bruce
Major, Norman
Schroadter, Adam
Tucker, Pamela

Baldasaro, Alfred
Emerick, J. Tracy
Itse, Daniel
Oligny, Jeffrey
Spillane, James
Wood, David

Bates, David
Gannon, William
Kappler, Lawrence
Prudhomme-O'Brien, Katherine
Tasker, Kyle

Cook, Allen
Harris, Jeffrey
Kellogg, Shem
Rice, Frederick
True, Chris

STRAFFORD

Beaudoin, Steven
Knowles, Robert
Whitehouse, Joshua

Groen, Warren
Rollo, Deanna
Wuelper, Kurt

Hannon, Joseph
Turcotte, Leonard

Kaczynski, Jr., Thomas
Verschueren, James

SULLIVAN

Bridge, Ernest

Laware, Thomas

Rollins, Skip

and the motion was adopted.

REGULAR CALENDAR CONT'D

HB 196, requiring the removal of identifying features from vehicles formerly used as ambulances. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. George E. Sykes for the Majority of Transportation. This bill will regulate that a vehicle formerly used as a rescue vehicle or an ambulance can no longer have a siren, emergency lights, lettering with words such as emergency, ambulance or rescue. This will lessen the chance these used vehicles will be mistaken as a licensed ambulance or rescue vehicle, state, county, and municipal vehicle (leased or owned) by those entities, the American Red Cross, or transporting EMS agencies. Duly registered antique vehicles are exempt. The amendment clarifies the definitions allowing restored antique ambulances to retain their markings, and private EMS companies to also retain theirs. Vote 17-1.

Rep. Bruce E. Hodgdon for the Minority of Transportation. The minority feels that this bill puts a burden on a small business that purchases the vehicle by making them paint and remove all articles when it should be the seller. The bill should say, "Prior to selling or transfer of title, the owner or lessee shall remove all lights, lettering, siren, and repaint."

Majority Amendment (0282h)

Amend RSA 266:78-r as inserted by section 1 of the bill by replacing it with the following:

266:78-r Vehicle Formerly Used as Ambulance to Have Identifying Features Removed.

Prior to driving on the ways of the state, a vehicle which was formerly used as an ambulance or rescue vehicle but is no longer licensed as an ambulance under RSA 159-A, a person shall remove any siren, emergency lights, gold lettering, red cross, caduceus, or other medical insignia, "Keep back 500 feet," "Emergency," "Ambulance," "Rescue," or other lettering or insignia that might cause the vehicle to be mistaken for a working ambulance or rescue vehicle. The vehicle shall be repainted a different color than the traditional red and white pattern so that it is readily distinguishable from an ambulance. This section shall not apply to vehicles owned or leased by state, county, or municipal emergency response agencies, the American Red Cross, duly registered antique vehicles, or licensed transporting EMS agencies.

Majority committee amendment adopted.

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

Rep. Proulx spoke against.

Rep. Sykes spoke in favor and yielded to questions.

On a division vote, 263 members having voted in the affirmative and 73 in the negative, the majority committee report was adopted and ordered to third reading.

HB 467-FN, relative to the expiration of OHRV registrations and repealing the authority for 14-month initial OHRV registrations. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Thomas C. Walsh for Transportation. This bill, as amended, allows the fish and game department to issue 14-month OHRV registrations (includes May and June) for all registrants, not just for initial registrations, which are currently allowed. This is a convenience for the growing number of OHRV enthusiasts and has the support of the fish and game department. The committee amendment also removes the costs of the original bill. Vote 14-0.

Amendment (0292h)

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

AN ACT relative to the 14-month registration of off highway recreational vehicles.

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

1 Off Highway Recreational Vehicles; Registrations; 14-Month. Amend the introductory paragraph of RSA 215-A:21, X to read as follows:

X. The executive director shall issue to a person applying therefor a 14-month registration to include the months of May and June for an [initial] registration of an OHRV under RSA 215-A:23, provided that the prorated [initial] registration fee and the appropriation from each fee shall be as follows:

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

AMENDED ANALYSIS

This bill allows the fish and department to issue 14-month OHRV registrations. Current law allows the 14-month registration only on the initial registration.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 559-FN, relative to vehicle registration by entities doing business in New Hampshire. **OUGHT TO PASS.**

Rep. Thomas C. Walsh for Transportation. Out of state businesses with locations in NH have the option to register their vehicles in other states. This bill requires that vehicles, which are garaged here and travel our roads, contribute to NH by also being registered here. Vote 15-0.

Rep. Abramson spoke against.

Rep. Thomas Walsh spoke in favor and yielded to questions.

MOTION TO LAY ON THE TABLE

Rep. Kappler moved that **HB 559-FN**, relative to vehicle registration by entities doing business in New Hampshire, be laid on the table.

On a division vote, 97 members having voted in the affirmative and 235 in the negative, the motion failed. Committee report of Ought to Pass adopted and ordered to third reading.

REGULAR CALENDAR CONT'D

HB 621-FN, establishing fines for violations of the "wide berth" laws. **OUGHT TO PASS.**

Rep. Werner D. Horn for Transportation. This bill addresses an oversight in the existing wide berth laws where no fine was set for violations. Currently, violators are required to appear in court and learn of the fine there. This bill establishes a uniform fine structure. Vote 14-1.

Committee report adopted and ordered to third reading.

BILLS REMOVED FROM THE CONSENT CALENDAR

HB 302, requiring a public hearing prior to the submission of a grant application by the department of education. **INEXPEDIENT TO LEGISLATE.**

Rep. Barbara E. Shaw for Education. There are already sufficient checks and balances in place regarding grant applications by DOE. It is a comprehensive process with timelines and several layers of oversight, including executive council members and governor. Why add yet another level of government to what's already in place when there is no evidence of abuse, or misuse of funds to warrant policy change? Additionally, the federal government and the Legislative Budget Assistant (upon request) audit all grants in place. This bill is unnecessary. Vote 18-2.

Rep. Ladd spoke in favor.

Rep. Hoell spoke against and requested a roll call; sufficiently seconded.

YEAS 260 - NAYS 77**YEAS - 260****BELKNAP**

Fields, Dennis
LeBreche, Shari

Fraser, Valerie
Luther, Robert

Gallagher, Brian
Tilton, Franklin

Hurt, George
Varney, Peter

CARROLL

Buco, Thomas
Crawford, Karel
Schmidt, Stephen

Butler, Edward
McConkey, Mark
Ticehurst, Susan

Chandler, Gene
Nelson, Bill
Umberger, Karen

Cordelli, Glenn
Parker, Harold

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Abbott, Michael
Chase, Cynthia
Ley, Douglas
Phillips, Larry
Sterling, Franklin

Ames, Richard
Eaton, Daniel
McConnell, Jim
Robertson, Timothy
Tatro, Bruce

Berch, Paul
Emerson, Susan
Parkhurst, Henry
Sad, Tara
Tilton, Benjamin

Bordenet, John
Hunt, John
Pearson, William
Shepardson, Marjorie
Weber, Lucy

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Brown, Duane
Ford, Susan
Ladd, Rick
Piper, Wendy
White, Andrew

Almy, Susan
Brown, Rebecca
Gionet, Edmond
Maes, Kevin
Smith, Suzanne

Bailey, Brad
Cooney, Mary
Hennessey, Martha
Massimilla, Linda
Sykes, George

Brown, Chris
Darrow, Stephen
Higgins, Patricia
Nordgren, Sharon
Townsend, Charles

HILLSBOROUGH

Backus, Robert
Belanger, James
Byron, Frank
Danielson, David
Flanagan, Jack
Goley, Jeffrey
Goulette, William
Hansberry, Daniel
Hinch, Richard
Kurk, Neal

Balcom, John
Biggie, Barbara
Christensen, Chris
DiSilvestro, Linda
Freitas, Mary
Gonzalez, Carlos
Griffin, Barbara
Harvey, Suzanne
Infantine, William
LeBrun, Donald

Barry, Richard
Booras, Efstathia
Cohen, Alan
Donovan, Daniel
Gagne, Larry
Gorman, Mary
Haefner, Robert
Heath, Mary
Jack, Martin
Leishman, Peter

Beaulieu, Jane
Brown, Pamela
Cornell, Patricia
Edelblut, Frank
Gargas, Carolyn
Gould, Linda
Halstead, Carolyn
Herbert, Christopher
Judy, Jean
Long, Patrick

Mangipudi, Latha
Ober, Russell
Pierce, David
Rosenwald, Cindy
Seidel, Carl
Snow, Kendall
Takesian, Charlene
Wolf, Terry

Manley, Jonathan
Parison, James
Porter, Marjorie
Rouillard, Claire
Shattuck, Gilman
Soucy, Timothy
Vann, Ivy
Woodbury, David

O'Brien, Michael
Pellegrino, Anthony
Proulx, Mark
Rowe, Robert
Shaw, Barbara
Straight, Phillip
Walsh, Robert
Zaricki, Nick

Ober, Lynne
Peterson, Ken
Roberts, Carol
Scotsas, Lisa
Smith, Timothy
Sullivan, Daniel
Williams, Kermit

MERRIMACK

Alicea, Caroletta
Doherty, David
Henle, Paul
Karrick, David
Kuch, Bill
Martin, John
Rice, Harold (Chip)
Shurtleff, Stephen

Bradley, Paula
Ebel, Karen
Hess, David
Kenison, Linda
Luneau, David
Moffett, Howard
Rogers, Katherine
Turcotte, Alan

Carson, Clyde
Frazer, June
Hirsch, Geoffrey
Kidder, David
MacKay, James
Myler, Mel
Saunderson, George
Wallner, Mary Jane

Deloge, Helen
French, Barbara
Horn, Werner
Kotowski, Frank
Marple, Richard
Ratzki, Mario
Schuett, Dianne

ROCKINGHAM

Abrami, Patrick
Berrien, Skip
Cali-Pitts, Jacqueline
Christie, Andrew
Devine, James
Emerick, J. Tracy
Friel, William
Guthrie, Joseph
Introne, Robert
Matthews, Carolyn
O'Connor, John
Peckham, Michele
Sanders, Elisabeth
Ward, Gerald
Weyler, Kenneth

Azarian, Gary
Borden, David
Cardon, G. Thomas
Cook, Allen
DiFranco, Debbie
Ferrante, Beverly
Gannon, William
Harris, Jeffrey
Katsakiores, Phyllis
McBeath, Rebecca
Osborne, Jason
Potucek, John
Sherman, Thomas
Ward, Joanne
Woitkun, Steven

Barnes, Arthur
Bush, Carol
Chase, Francis
Cushing, Robert
Doucette, Fred
Fesh, Robert
Gordon, Pamela
Heffron, Frank
Lovejoy, Patricia
McKinney, Betsy
Packard, Sherman
Priestley, Anne
Simpson, Alexis
Webb, James
Wood, David

Belanger, Ronald
Cahill, Michael
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Francese, Paula
Griffin, Mary
Hoelzel, Kathleen
Major, Norman
Nigrello, Robert
Pantelakos, Laura
Rice, Frederick
Thomas, Douglas
Welch, David

STRAFFORD

Baber, William
DiSesa, Len
Leeman, Don
Smith, Marjorie
Treleaven, Susan
Wuelper, Kurt

Bickford, David
Gray, James
Mullen, John
Southworth, Thomas
Verschueren, James

Bixby, Peter
Horrigan, Timothy
Rollo, Deanna
Sprague, Dale
Wall, Janet

Burton, Wayne
Kaen, Naida
Schmidt, Peter
Stevens, Audrey
Ward, Kenneth

SULLIVAN

Cloutier, John
Irwin, Virginia
Schmidt, Andrew

Gagnon, Raymond
Laware, Thomas

Gottling, Suzanne
O'Hearne, Andrew

Grenier, James
Rollins, Skip

NAYS - 77 BELKNAP

Aldrich, Glen
Vadney, Herbert

Howard, Jr., Raymond

Spanos, Peter

Sylvia, Michael

CARROLL

Wright, Ted

COOS

GRAFTON

Johnson, Eric

HILLSBOROUGH

Adams, Christopher
Christiansen, Lars
Edwards, Elizabeth
Hogan, Edith
McClarren, Donald
Notter, Jeanine
Schleien, Eric
Sullivan, Victoria

Ammon, Keith
Christie, Rick
Ferreira, Elizabeth
Hopper, Gary
McLean, Mark
O'Brien, William
Silva, Peter
Twombly, Timothy

Boehm, Ralph
Coffey, James
Fromuth, Bart
Lachance, Joseph
Moore, Josh
Ohm, Bill
Simmons, Tammy
Ulery, Jordan

Burt, John
Eastman, Eric
Hansen, Peter
Marston, Dick
Murphy, Keith
Rice, Kimberly
Smith, Gregory

MERRIMACKBrewster, Michael
McGuire, CarolFrench, Harold
McGuire, DanHill, Gregory
Seaworth, Brian

Hoell, J.R.

ROCKINGHAMAbramson, Max
Duarte, Joe
Kappler, Lawrence
Schroadter, Adam
Tucker, PamelaAllen, Mary
Gordon, Richard
Kellogg, Shem
Spillane, James
Vose, MichaelBaldasaro, Alfred
Hodgdon, Bruce
Oigny, Jeffrey
Sweeney, JoeBates, David
Itse, Daniel
Prudhomme-O'Brien, Katherine
True, Chris**STRAFFORD**Groen, Warren
Pitre, JosephHannon, Joseph
Turcotte, LeonardKaczynski, Jr., Thomas
Whitehouse, Joshua

Knowles, Robert

SULLIVAN

Bridge, Ernest

Converse, Larry

and the committee report was adopted.

HB 228, relative to showing or specially marking a ballot. **INEXPEDIENT TO LEGISLATE.**

Rep. James P. Gray for Election Law. RSA 659:35 is designed to keep a person from selling his or her vote by requiring a marked ballot to be kept private. This law was updated last year to add references to digital images photographs. It is currently the subject of a lawsuit. The committee believes that it should not be changed prior to the conclusion of the court action. Vote 16-0.

MOTION TO LAY ON THE TABLE

Rep. Rideout moved that **HB 228**, relative to showing or specially marking a ballot, be laid on the table.

On a division vote, 149 members having voted in the affirmative and 184 in the negative, the motion failed.

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

Rep. Rideout requested a roll call; sufficiently seconded.

YEAS 253 - NAYS 89**YEAS - 253****BELKNAP**Fields, Dennis
LeBreche, Shari
Varney, PeterFraser, Valerie
Luther, RobertGallagher, Brian
Tilton, FranklinHurt, George
Vadney, Herbert**CARROLL**Buco, Thomas
McConkey, Mark
Ticehurst, SusanButler, Edward
Nelson, Bill
Umberger, KarenChandler, Gene
Parker, HaroldCrawford, Karel
Schmidt, Stephen**CHESHIRE**Abbott, Michael
Chase, Cynthia
Ley, Douglas
Roberts, Kris
Sterling, FranklinAmes, Richard
Eaton, Daniel
Parkhurst, Henry
Robertson, Timothy
Tatro, BruceBerch, Paul
Emerson, Susan
Pearson, William
Sad, Tara
Tilton, BenjaminBordenet, John
Hunt, John
Phillips, Larry
Shepardson, Marjorie
Weber, Lucy**COOS**Fothergill, John
Rappaport, Laurence
Thomas, YvonneFroburg, Alethea
Richardson, HerbertHatch, William
Theberge, RobertMoynihan, Wayne
Tholl, John**GRAFTON**Abel, Richard
Brown, Duane
Ford, Susan
Higgins, Patricia
Nordgren, Sharon
White, AndrewAlmy, Susan
Brown, Rebecca
Gionet, Edmond
Ladd, Rick
Smith, SuzanneBailey, Brad
Cooney, Mary
Hennessey, Erin
Maes, Kevin
Sykes, GeorgeBrown, Chris
Darrow, Stephen
Hennessey, Martha
Massimilla, Linda
Townsend, Charles**HILLSBOROUGH**Backus, Robert
Biggie, Barbara
Cohen, Alan
Donovan, Daniel
Gargas, CarolynBalcom, John
Booras, Efstathia
Cornell, Patricia
Flanagan, Jack
Goley, JeffreyBarry, Richard
Brown, Pamela
Danielson, David
Freitas, Mary
Gonzalez, CarlosBelanger, James
Christensen, Chris
DiSilvestro, Linda
Gagne, Larry
Gorman, Mary

Griffin, Barbara
Heath, Mary
Jeudy, Jean
Long, Patrick
O'Brien, Michael
Pellegrino, Anthony
Proulx, Mark
Rowe, Robert
Smith, Timothy
Sullivan, Daniel
Williams, Kermit

Haefner, Robert
Hinch, Richard
Kurk, Neal
Mangipudi, Latha
Ober, Lynne
Peterson, Ken
Roberts, Carol
Shattuck, Gilman
Snow, Kendall
Takesian, Charlene
Woodbury, David

Hansberry, Daniel
Hogan, Edith
LeBrun, Donald
Manley, Jonathan
Ober, Russell
Pierce, David
Rosenwald, Cindy
Shaw, Barbara
Soucy, Timothy
Vann, Ivy
Zaricki, Nick

Harvey, Suzanne
Jack, Martin
Leishman, Peter
McClarren, Donald
Parison, James
Porter, Marjorie
Rouillard, Claire
Smith, Gregory
Straight, Phillip
Walsh, Robert

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hill, Gregory
Kenison, Linda
Luneau, David
Myler, Mel
Saunderson, George
Wallner, Mary Jane

Bartlett, Christy
Doherty, David
Gile, Mary
Hirsch, Geoffrey
Kidder, David
MacKay, James
Ratzki, Mario
Schuett, Dianne
Walsh, Thomas

Bradley, Paula
Ebel, Karen
Henle, Paul
Horn, Werner
Kotowski, Frank
Marple, Richard
Rice, Harold (Chip)
Shurtleff, Stephen

Carson, Clyde
Frazer, June
Hess, David
Karrick, David
Kuch, Bill
Moffett, Howard
Rogers, Katherine
Turcotte, Alan

ROCKINGHAM

Abrami, Patrick
Belanger, Ronald
Cahill, Michael
Christie, Andrew
Devine, James
Elliott, Robert
Friel, William
Guthrie, Joseph
Katsakiores, Phyllis
McBeath, Rebecca
Packard, Sherman
Sanders, Elisabeth
Sweeney, Joe
Welch, David

Allen, Mary
Berrien, Skip
Cali-Pitts, Jacqueline
Cook, Allen
DiFranco, Debbie
Emerick, J. Tracy
Gannon, William
Heffron, Frank
Lovejoy, Patricia
McKinney, Betsy
Pantelakos, Laura
Schroadter, Adam
Vose, Michael
Weyler, Kenneth

Azarian, Gary
Borden, David
Cardon, G. Thomas
Cushing, Robert
Doucette, Fred
Ferrante, Beverly
Gordon, Pamela
Hoelzel, Kathleen
Major, Norman
Nigrello, Robert
Potucek, John
Sherman, Thomas
Ward, Gerald
Woitkun, Steven

Barnes, Arthur
Bush, Carol
Chase, Francis
DeSimone, Debra
Duarte, Joe
Francese, Paula
Griffin, Mary
Introne, Robert
Matthews, Carolyn
O'Connor, John
Priestley, Anne
Simpson, Alexis
Webb, James
Wood, David

STRAFFORD

Baber, William
DiSesa, Len
Leeman, Don
Smith, Marjorie
Stevens, Audrey
Ward, Kenneth

Bickford, David
Gray, James
Mullen, John
Southworth, Thomas
Treleaven, Susan
Wuelper, Kurt

Bixby, Peter
Horrigan, Timothy
Rollo, Deanna
Spang, Judith
Verschueren, James

Burton, Wayne
Kaen, Naida
Schmidt, Peter
Sprague, Dale
Wall, Janet

SULLIVAN

Cloutier, John
Irwin, Virginia
Smith, Steven

Gagnon, Raymond
Laware, Thomas

Gottling, Suzanne
O'Hearne, Andrew

Grenier, James
Rollins, Skip

NAYS - 89

BELKNAP

Aldrich, Glen

Howard, Jr., Raymond

Spanos, Peter

Sylvia, Michael

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Wright, Ted

CHESHIRE

COOS

GRAFTON

Ingbretson, Paul

Johnson, Eric

Piper, Wendy

HILLSBOROUGH

Adams, Christopher
Byron, Frank
Eastman, Eric

Ammon, Keith
Christiansen, Lars
Edelblut, Frank

Boehm, Ralph
Christie, Rick
Edwards, Elizabeth

Burt, John
Coffey, James
Ferreira, Elizabeth

Fromuth, Bart
Hansen, Peter
Marston, Dick
Notter, Jeanine
Schleien, Eric
Simmons, Tammy
Wolf, Terry

Gould, Linda
Hopper, Gary
McLean, Mark
O'Brien, William
Scotsas, Lisa
Sullivan, Victoria

Goulette, William
Infantine, William
Moore, Josh
Ohm, Bill
Seidel, Carl
Twombly, Timothy

Halstead, Carolyn
Lachance, Joseph
Murphy, Keith
Rice, Kimberly
Silva, Peter
Ulery, Jordan

MERRIMACK

Brewster, Michael
McGuire, Carol

French, Harold
McGuire, Dan

Hoell, J.R.
Seaworth, Brian

Martin, John

ROCKINGHAM

Abramson, Max
Fesh, Robert
Itse, Daniel
Osborne, Jason
Spillane, James
Ward, Joanne

Baldasaro, Alfred
Gordon, Richard
Kappler, Lawrence
Peckham, Michele
Thomas, Douglas

Bates, David
Harris, Jeffrey
Kellogg, Shem
Prudhomme-O'Brien, Katherine
True, Chris

Chirichiello, Brian
Hodgdon, Bruce
Oigny, Jeffrey
Rice, Frederick
Tucker, Pamela

STRAFFORD

Beaudoin, Steven
Kaczynski, Jr., Thomas
Whitehouse, Joshua

Groen, Warren
Knowles, Robert

Hannon, Joseph
Pitre, Joseph

Jones, Laura
Turcotte, Leonard

SULLIVAN

Bridge, Ernest
and the committee report was adopted.

HB 406, relative to the date of the state primary election. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert A. Luther for Election Law. This bill would amend RSA 653:8, state primary elections. These elections are now held on the second Tuesday in September of every even numbered year. This bill would move the primary to the first Tuesday in June of every even numbered year. It would change the filing dates from June to March. The committee felt the change in date was too great and the filing dates would be too significant a change for towns, with all their priorities, town meetings, tax collecting, etc. Vote 18-0.

Rep. Joe Sweeney spoke against.

Rep. Luther spoke in favor.

Committee report adopted.

HB 620-FN, relative to the Interstate Voter Registration Crosscheck Program. **INEXPEDIENT TO LEGISLATE.**

Rep. Duane R. Brown for Election Law. The bill would authorize the secretary of state to enter New Hampshire into the Interstate Voter Registration Crosscheck Program. While it is important to maintain accurate voter rolls, this program has proven itself untrustworthy and three states have already withdrawn. A major concern is providing personal voter information to a third party in addition to other states. The potential for fraud and identity theft is great. Vote 15-1.

Committee report adopted.

HB 627-FN, relative to registering to vote. **INEXPEDIENT TO LEGISLATE.**

Rep. Barbara J. Griffin for Election Law. Currently, New Hampshire is exempt from some of the provisions of the National Voter Registration Act (NHRA) because we are among the states that register voters on election day. This bill proposes to eliminate election day registration, which would trigger the NHRA requirement for a number of state agencies to register voters. The cost of this change is reported to be indeterminable, but sweeping in scope and deemed "significant." The current process of same day registration is part of our state system that results in voter participation rates that are higher than other states. Given the financial consequences and voter participation rates, the committee believed this bill was inappropriate. Vote 16-0.

Rep. Kappler requested a roll call; sufficiently seconded.

YEAS 275 - NAYS 64

YEAS - 275

BELKNAP

Fields, Dennis
LeBreche, Shari
Vadney, Herbert

Fraser, Valerie
Luther, Robert
Varney, Peter

Gallagher, Brian
Spanos, Peter

Hurt, George
Tilton, Franklin

CARROLL

Buco, Thomas
Crawford, Karel
Schmidt, Stephen

Butler, Edward
McConkey, Mark
Ticehurst, Susan

Chandler, Gene
Nelson, Bill
Umberger, Karen

Cordelli, Glenn
Parker, Harold

CHESHIRE

Abbott, Michael
Chase, Cynthia
Ley, Douglas
Roberts, Kris
Sterling, Franklin

Ames, Richard
Eaton, Daniel
Parkhurst, Henry
Robertson, Timothy
Tatro, Bruce

Berch, Paul
Emerson, Susan
Pearson, William
Sad, Tara
Tilton, Benjamin

Bordenet, John
Hunt, John
Phillips, Larry
Shepardson, Marjorie
Weber, Lucy

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Brown, Rebecca
Gionet, Edmond
Ladd, Rick
Piper, Wendy
White, Andrew

Almy, Susan
Cooney, Mary
Hennessey, Erin
Maes, Kevin
Smith, Suzanne

Bailey, Brad
Darrow, Stephen
Hennessey, Martha
Massimilla, Linda
Sykes, George

Brown, Duane
Ford, Susan
Higgins, Patricia
Nordgren, Sharon
Townsend, Charles

HILLSBOROUGH

Adams, Christopher
Beaulieu, Jane
Bouldin, Amanda
Christie, Rick
DiSilvestro, Linda
Edwards, Elizabeth
Gagne, Larry
Gould, Linda
Hansberry, Daniel
Hogan, Edith
Kurk, Neal
Manley, Jonathan
Ober, Lynne
Peterson, Ken
Roberts, Carol
Scotsas, Lisa
Smith, Timothy
Sullivan, Daniel
Vann, Ivy
Woodbury, David

Backus, Robert
Belanger, James
Brown, Pamela
Cohen, Alan
Donovan, Daniel
Ferreira, Elizabeth
Gargas, Carolyn
Griffin, Barbara
Harvey, Suzanne
Infantine, William
Leishman, Peter
Marston, Dick
Ober, Russell
Pierce, David
Rosenwald, Cindy
Shattuck, Gilman
Snow, Kendall
Sullivan, Victoria
Walsh, Robert
Zaricki, Nick

Balcom, John
Biggie, Barbara
Byron, Frank
Cornell, Patricia
Eastman, Eric
Flanagan, Jack
Gonzalez, Carlos
Haefner, Robert
Heath, Mary
Jack, Martin
Long, Patrick
McClarren, Donald
Parison, James
Porter, Marjorie
Rouillard, Claire
Shaw, Barbara
Soucy, Timothy
Takesian, Charlene
Williams, Kermit

Barry, Richard
Booras, Efsthia
Christensen, Chris
Danielson, David
Edelblut, Frank
Freitas, Mary
Gorman, Mary
Halstead, Carolyn
Hinch, Richard
Judy, Jean
Mangipudi, Latha
O'Brien, Michael
Pellegrino, Anthony
Proulx, Mark
Rowe, Robert
Simmons, Tammy
Straight, Phillip
Ulery, Jordan
Wolf, Terry

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Kotowski, Frank
McGuire, Dan
Rice, Harold (Chip)
Seaworth, Brian
Walsh, Thomas

Bartlett, Christy
Doherty, David
Gile, Mary
Horn, Werner
Luneau, David
Moffett, Howard
Rogers, Katherine
Shurtleff, Stephen

Bradley, Paula
Ebel, Karen
Henle, Paul
Karrick, David
MacKay, James
Myler, Mel
Saunderson, George
Turcotte, Alan

Carson, Clyde
Frazer, June
Hess, David
Kenison, Linda
Marple, Richard
Ratzki, Mario
Schuett, Dianne
Wallner, Mary Jane

ROCKINGHAM

Abrami, Patrick
Bates, David
Bush, Carol
Chase, Francis
Cushing, Robert
Doucette, Fred
Fesh, Robert
Gordon, Pamela
Heffron, Frank
Lovejoy, Patricia
McKinney, Betsy

Allen, Mary
Belanger, Ronald
Cahill, Michael
Chirichiello, Brian
DeSimone, Debra
Elliott, Robert
Francese, Paula
Griffin, Mary
Hoelzel, Kathleen
Major, Norman
Nigrello, Robert

Azarian, Gary
Berrien, Skip
Cali-Pitts, Jacqueline
Christie, Andrew
Devine, James
Emerick, J. Tracy
Friel, William
Guthrie, Joseph
Introne, Robert
Matthews, Carolyn
O'Connor, John

Barnes, Arthur
Borden, David
Cardon, G. Thomas
Cook, Allen
DiFranco, Debbie
Ferrante, Beverly
Gannon, William
Harris, Jeffrey
Katsakiores, Phyllis
McBeath, Rebecca
Oigny, Jeffrey

Packard, Sherman
 Prudhomme-O'Brien, Katherine
 Simpson, Alexis
 Ward, Joanne
 Wood, David

Pantelakos, Laura
 Sanders, Elisabeth
 Sweeney, Joe
 Webb, James

Potucek, John
 Schroadter, Adam
 Vose, Michael
 Welch, David

Priestley, Anne
 Sherman, Thomas
 Ward, Gerald
 Weyler, Kenneth

STRAFFORD

Baber, William
 DiSesa, Len
 Kaen, Naida
 Schmidt, Peter
 Stevens, Audrey
 Ward, Kenneth

Bickford, David
 Gray, James
 Leeman, Don
 Smith, Marjorie
 Treleaven, Susan
 Wuelper, Kurt

Bixby, Peter
 Horrigan, Timothy
 Mullen, John
 Southworth, Thomas
 Verschueren, James

Burton, Wayne
 Jones, Laura
 Rollo, Deanna
 Sprague, Dale
 Wall, Janet

SULLIVAN

Cloutier, John
 Grenier, James
 Rollins, Skip

Converse, Larry
 Irwin, Virginia
 Smith, Steven

Gagnon, Raymond
 Laware, Thomas

Gottling, Suzanne
 O'Hearne, Andrew

NAYS - 64

BELKNAP

Aldrich, Glen

Howard, Jr., Raymond

Sylvia, Michael

CARROLL

Avellani, Lino

Comeau, Ed

Wright, Ted

CHESHIRE

McConnell, Jim

COOS

Rideout, Leon

GRAFTON

Ingbreton, Paul

Johnson, Eric

HILLSBOROUGH

Boehm, Ralph
 Fromuth, Bart
 LeBrun, Donald
 Notter, Jeanine
 Sanborn, Laurie
 Smith, Gregory

Burt, John
 Goulette, William
 McLean, Mark
 O'Brien, William
 Schleien, Eric
 Twombly, Timothy

Christiansen, Lars
 Hansen, Peter
 Moore, Josh
 Ohm, Bill
 Seidel, Carl

Coffey, James
 Lachance, Joseph
 Murphy, Keith
 Rice, Kimberly
 Silva, Peter

MERRIMACK

Brewster, Michael
 Kuch, Bill

French, Harold
 Martin, John

Hill, Gregory
 McGuire, Carol

Hoell, J.R.

ROCKINGHAM

Abramson, Max
 Hodgdon, Bruce
 Osborne, Jason
 Thomas, Douglas

Baldasaro, Alfred
 Itse, Daniel
 Peckham, Michele
 True, Chris

Duarte, Joe
 Kappler, Lawrence
 Rice, Frederick
 Tucker, Pamela

Gordon, Richard
 Kellogg, Shem
 Spillane, James
 Woitkun, Steven

STRAFFORD

Beaudoin, Steven
 Knowles, Robert

Groen, Warren
 Pitre, Joseph

Hannon, Joseph
 Turcotte, Leonard

Kaczynski, Jr., Thomas
 Whitehouse, Joshua

SULLIVAN

Bridge, Ernest

and the committee report was adopted.

HB 665-FN, relative to nomination papers. **INEXPEDIENT TO LEGISLATE.**

Rep. Kathleen F. Souza for Election Law. This bill would change the number of nominations to get on the ballot. The committee felt the number was so drastically reduced that as few as 4 or 5 nominations were all that be required for some races. In addition, this bill would allow non-defined volunteer service to substitute for signatures. The committee saw many problems and ambiguities with this. Vote 15-1.

Rep. Hoelzel spoke in favor.

Rep. Abramson spoke against and requested a roll call; sufficiently seconded.

YEAS 286 - NAYS 56**YEAS - 286
BELKNAP**

Fields, Dennis
LeBreche, Shari
Vadney, Herbert

Fraser, Valerie
Luther, Robert

Gallagher, Brian
Spanos, Peter

Hurt, George
Tilton, Franklin

CARROLL

Buco, Thomas
Crawford, Karel
Schmidt, Stephen

Butler, Edward
McConkey, Mark
Ticehurst, Susan

Chandler, Gene
Nelson, Bill
Umberger, Karen

Cordelli, Glenn
Parker, Harold

CHESHIRE

Abbott, Michael
Chase, Cynthia
Ley, Douglas
Robertson, Timothy
Tatro, Bruce

Ames, Richard
Eaton, Daniel
Parkhurst, Henry
Sad, Tara
Tilton, Benjamin

Berch, Paul
Emerson, Susan
Pearson, William
Shepardson, Marjorie
Weber, Lucy

Bordenet, John
Hunt, John
Roberts, Kris
Sterling, Franklin

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Brown, Duane
Ford, Susan
Higgins, Patricia
Maes, Kevin
Smith, Suzanne

Almy, Susan
Brown, Rebecca
Gionet, Edmond
Ingbertson, Paul
Massimilla, Linda
Sykes, George

Bailey, Brad
Cooney, Mary
Hennessey, Erin
Johnson, Eric
Nordgren, Sharon
Townsend, Charles

Brown, Chris
Darrow, Stephen
Hennessey, Martha
Ladd, Rick
Piper, Wendy
White, Andrew

HILLSBOROUGH

Backus, Robert
Belanger, James
Brown, Pamela
Coffey, James
DiSilvestro, Linda
Gagne, Larry
Gorman, Mary
Halstead, Carolyn
Heath, Mary
Jeudy, Jean
Long, Patrick
McClarren, Donald
Ober, Russell
Peterson, Ken
Roberts, Carol
Sanborn, Laurie
Shaw, Barbara
Smith, Timothy
Sullivan, Daniel
Ulery, Jordan
Wolf, Terry

Balcom, John
Biggie, Barbara
Byron, Frank
Cohen, Alan
Donovan, Daniel
Gargas, Carolyn
Gould, Linda
Hansberry, Daniel
Hinch, Richard
Kurk, Neal
Mangipudi, Latha
Notter, Jeanine
Ohm, Bill
Pierce, David
Rosenwald, Cindy
Scotsas, Lisa
Silva, Peter
Snow, Kendall
Sullivan, Victoria
Vann, Ivy
Woodbury, David

Barry, Richard
Boehm, Ralph
Christensen, Chris
Cornell, Patricia
Flanagan, Jack
Goley, Jeffrey
Griffin, Barbara
Hansen, Peter
Infantine, William
LeBrun, Donald
Manley, Jonathan
O'Brien, Michael
Parison, James
Porter, Marjorie
Rouillard, Claire
Seidel, Carl
Simmons, Tammy
Soucy, Timothy
Takesian, Charlene
Walsh, Robert

Beaulieu, Jane
Booras, Efstathia
Christie, Rick
Danielson, David
Freitas, Mary
Gonzalez, Carlos
Haefner, Robert
Harvey, Suzanne
Jack, Martin
Leishman, Peter
Marston, Dick
Ober, Lynne
Pellegrino, Anthony
Proulx, Mark
Rowe, Robert
Shattuck, Gilman
Smith, Gregory
Straight, Phillip
Twombly, Timothy
Williams, Kermit

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hess, David
Kenison, Linda
MacKay, James
Myler, Mel
Schuett, Dianne
Walsh, Thomas

Bartlett, Christy
Doherty, David
French, Harold
Hirsch, Geoffrey
Kotowski, Frank
Marple, Richard
Ratzki, Mario
Shurtleff, Stephen

Bradley, Paula
Ebel, Karen
Gile, Mary
Horn, Werner
Kuch, Bill
McGuire, Dan
Rice, Harold (Chip)
Turcotte, Alan

Carson, Clyde
Frazer, June
Henle, Paul
Karrick, David
Luneau, David
Moffett, Howard
Saunderson, George
Wallner, Mary Jane

ROCKINGHAM

Abrami, Patrick
Bates, David
Bush, Carol
Chase, Francis

Allen, Mary
Belanger, Ronald
Cahill, Michael
Chirichiello, Brian

Azarian, Gary
Berrien, Skip
Cali-Pitts, Jacqueline
Christie, Andrew

Barnes, Arthur
Borden, David
Cardon, G. Thomas
Cook, Allen

Cushing, Robert
 Doucette, Fred
 Ferrante, Beverly
 Gannon, William
 Hoelzel, Kathleen
 Major, Norman
 Nigrello, Robert
 Peckham, Michele
 Sanders, Elisabeth
 Sweeney, Joe
 Ward, Gerald
 Weyler, Kenneth

DeSimone, Debra
 Duarte, Joe
 Fesh, Robert
 Gordon, Pamela
 Introne, Robert
 Matthews, Carolyn
 O'Connor, John
 Potucek, John
 Schroadter, Adam
 Thomas, Douglas
 Ward, Joanne
 Woitkun, Steven

Devine, James
 Elliott, Robert
 Francese, Paula
 Griffin, Mary
 Katsakiores, Phyllis
 McBeath, Rebecca
 Packard, Sherman
 Priestley, Anne
 Sherman, Thomas
 True, Chris
 Webb, James
 Wood, David

DiFranco, Debbie
 Emerick, J. Tracy
 Friel, William
 Heffron, Frank
 Lovejoy, Patricia
 McKinney, Betsy
 Pantelakos, Laura
 Prudhomme-O'Brien, Katherine
 Simpson, Alexis
 Vose, Michael
 Welch, David

STRAFFORD

Baber, William
 Cilley, Jacalyn
 Jones, Laura
 Mullen, John
 Southworth, Thomas
 Turcotte, Leonard
 Wuelper, Kurt

Bickford, David
 DiSesa, Len
 Kaen, Naida
 Rollo, Deanna
 Sprague, Dale
 Verschueren, James

Bixby, Peter
 Gray, James
 Knowles, Robert
 Schmidt, Peter
 Stevens, Audrey
 Wall, Janet

Burton, Wayne
 Horrigan, Timothy
 Leeman, Don
 Smith, Marjorie
 Treleaven, Susan
 Ward, Kenneth

SULLIVAN

Bridge, Ernest
 Gottling, Suzanne
 O'Hearne, Andrew

Cloutier, John
 Grenier, James
 Rollins, Skip

Converse, Larry
 Irwin, Virginia
 Smith, Steven

Gagnon, Raymond
 Laware, Thomas

NAYS - 56

BELKNAP

Aldrich, Glen

Howard, Jr., Raymond

Sylvia, Michael

Varney, Peter

CARROLL

Avellani, Lino

Comeau, Ed

Wright, Ted

CHESHIRE

COOS

HILLSBOROUGH

Adams, Christopher
 Eastman, Eric
 Fromuth, Bart
 McLean, Mark
 Rice, Kimberly

Bouldin, Amanda
 Edelblut, Frank
 Goulette, William
 Moore, Josh
 Schleien, Eric

Burt, John
 Edwards, Elizabeth
 Hogan, Edith
 Murphy, Keith
 Zaricki, Nick

Christiansen, Lars
 Ferreira, Elizabeth
 Lachance, Joseph
 O'Brien, William

MERRIMACK

Brewster, Michael
 McGuire, Carol

Hill, Gregory
 Rogers, Katherine

Hoell, J.R.
 Seaworth, Brian

Martin, John

ROCKINGHAM

Abramson, Max
 Harris, Jeffrey
 Kellogg, Shem
 Spillane, James

Baldasaro, Alfred
 Hodgdon, Bruce
 Oligny, Jeffrey
 Tucker, Pamela

Gordon, Richard
 Itse, Daniel
 Osborne, Jason

Guthrie, Joseph
 Kappler, Lawrence
 Rice, Frederick

STRAFFORD

Beaudoin, Steven
 Pitre, Joseph

Groen, Warren
 Whitehouse, Joshua

Hannon, Joseph

Kaczynski, Jr., Thomas

and the committee report was adopted.

HB 202, repealing the authority for the dispensing of prescription drugs in certain clinics. **INEXPEDIENT TO LEGISLATE.**

Rep. Lucy M. Weber for Health, Human Services and Elderly Affairs. The sponsor of this bill was particularly concerned about the use of mifepristone to produce medical abortions. The bill, as drafted, would have no effect on medical abortions, as registered nurses do not dispense these drugs. However, if passed, the bill would have significant adverse effects on basic and routine health care, particularly in rural and underserved areas in particular, the bill would interfere with pregnancy prevention in that it would prohibit the dispensing of birth control pills. It would also interfere with the treatment of sexually transmitted diseases, as it would prohibit the routine dispensing of antibiotics. Vote 14-0.

Committee report adopted.

HB 489, relative to annulment of mental health records. **INEXPEDIENT TO LEGISLATE.**

Rep. Kendall A. Snow for Health, Human Services and Elderly Affairs. This bill is a positive step towards enhancing the consumer rights and privacy of persons affected by mental illness and it is an important factor in reducing the stigma that could negatively impact the affected person. However, the actual records subject to annulment needs to be refined and more precisely defined as to what medical records are exempt from annulment. Some stakeholder concerns regarding waiting periods and limits on the number of annulments that can be pursued, needs to be considered. Vote 15-0.

MOTION TO LAY ON THE TABLE

Rep. Hannon moved that **HB 489**, relative to annulment of mental health records, be laid on the table. Motion failed.

Committee report adopted.

HB 435, relative to persons held in civil contempt. **INEXPEDIENT TO LEGISLATE.**

Rep. Timothy O. Horrigan for Judiciary. This bill would have made it much harder to collect civil judgments, by restricting the courts' ability to incarcerate persons for civil contempt. The losing defendant would be able to delay the collection process by demanding a hearing to find that he had sufficient liquid assets. The bill would do nothing to prevent defendants from diverting their liquid assets before the hearing. The bill would also forbid the courts from requiring a defendant to sell his or her principal residence and sole motor vehicle to satisfy a civil contempt finding, which would especially complicate family law cases. Bankruptcy law specifically excludes child support obligations from the list of debts, which can be discharged, but this bill included no such exclusion. Several of the witnesses who spoke in favor of this bill were parents who had been penalized under the current civil contempt regulations after failing to pay child support and/or alimony. This bill would have added a new section to RSA 491, which deals with the superior court system, but failed to add an equivalent section to RSA 502-A, which deals with the circuit court system, including the family courts. Finally, this bill only attempts to protect citizens of New Hampshire, which discriminates against citizens of other states who happen to be civil defendants in New Hampshire courts, as well as resident aliens. Vote 14-2.

Committee report adopted.

HB 224-FN, repealing the exemption for water and air pollution control facilities from local property taxation. **INEXPEDIENT TO LEGISLATE.**

Rep. Bruce L. Tatro for Municipal and County Government. The committee decided that repealing this exemption would be anti business and testimony from industry indicated the additional tax would either be passed on to consumers or might actually cause their companies to relocate to another state. Vote 15-1.

Rep. Frederick Rice spoke against.

Rep. Cushing spoke against and yielded to questions.

Reps. Burt and James Belanger spoke in favor.

Rep. Frederick Rice requested a roll call; not sufficiently seconded.

On a division vote, 249 members having voted in the affirmative and 77 in the negative, the committee report was adopted.

HB 525, relative to appropriations in the county budget. **INEXPEDIENT TO LEGISLATE.**

Rep. James E. Coffey for Municipal and County Government. This bill defines an appropriation as a single line item in a county budget. The committee felt this was micromanaging and would be a burden to most counties. Vote 16-1.

Committee report adopted.

HCR 2, applying to Congress to hold a convention for amendments. **OUGHT TO PASS.**

Rep. Timothy J. Smith for State Federal Relations and Veterans Affairs. This resolution applies to congress to hold a convention for proposing amendments for the sole purpose of getting money out of politics and restoring free and fair elections at all levels of government. Vote 13-2.

MOTION TO LAY ON THE TABLE

Rep. Notter moved that **HCR 2**, applying to Congress to hold a convention for amendments, be laid on the table.

Rep. Timothy Smith requested a roll call; not sufficiently seconded.

On a division vote, 156 members having voted in the affirmative and 170 in the negative, the motion failed.

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

Reps. McConnell and Baldasaro spoke against and yielded to questions.

Rep. Timothy Smith spoke in favor, yielded to questions and requested a roll call; sufficiently seconded.

YEAS 181 - NAYS 134**YEAS - 181
BELKNAP**Aldrich, Glen
Vadney, HerbertFields, Dennis
Varney, Peter

Gallagher, Brian

Hurt, George

CARROLL

McConkey, Mark

Schmidt, Stephen

Umberger, Karen

CHESHIREAbbott, Michael
Parkhurst, HenryAmes, Richard
Pearson, WilliamEmerson, Susan
Shepardson, MarjorieLey, Douglas
Tilton, Benjamin**COOS**Fothergill, John
Thomas, Yvonne

Richardson, Herbert

Theberge, Robert

Tholl, John

GRAFTONAbel, Richard
Cooney, Mary
Hennessey, Martha
Maes, Kevin
Townsend, CharlesBailey, Brad
Darrow, Stephen
Higgins, Patricia
Massimilla, Linda
White, AndrewBrown, Chris
Gionet, Edmond
Johnson, Eric
Piper, WendyBrown, Rebecca
Hennessey, Erin
Ladd, Rick
Smith, Suzanne**HILLSBOROUGH**Adams, Christopher
Belanger, James
Brown, Pamela
Cohen, Alan
Donovan, Daniel
Freitas, Mary
Heath, Mary
LeBrun, Donald
Marston, Dick
Ober, Lynne
Proulx, Mark
Smith, Timothy
Ulery, Jordan
Zaricki, NickBackus, Robert
Biggie, Barbara
Christensen, Chris
Cornell, Patricia
Eastman, Eric
Gargas, Carolyn
Hinch, Richard
Long, Patrick
McClarren, Donald
Ober, Russell
Roberts, Carol
Snow, Kendall
Vann, IvyBalcom, John
Boehm, Ralph
Christiansen, Lars
Danielson, David
Edelblut, Frank
Goley, Jeffrey
Jack, Martin
Mangipudi, Latha
Moore, Josh
Parison, James
Seidel, Carl
Soucy, Timothy
Walsh, RobertBeaulieu, Jane
Bouldin, Amanda
Christie, Rick
DiSilvestro, Linda
Edwards, Elizabeth
Harvey, Suzanne
Judy, Jean
Manley, Jonathan
O'Brien, Michael
Peterson, Ken
Shaw, Barbara
Straight, Phillip
Wolf, Terry**MERRIMACK**Alicia, Caroletta
Deloge, Helen
Gile, Mary
Kenison, Linda
Moffett, Howard
Shurtleff, StephenBradley, Paula
Doherty, David
Henle, Paul
Kotowski, Frank
Myler, Mel
Turcotte, AlanBrewster, Michael
Ebel, Karen
Hirsch, Geoffrey
Luneau, David
Rice, Harold (Chip)Carson, Clyde
French, Barbara
Karrick, David
MacKay, James
Rogers, Katherine**ROCKINGHAM**Abramson, Max
Belanger, Ronald
Cardon, G. Thomas
Cushing, Robert
Francese, Paula
Guthrie, Joseph
Lovejoy, Patricia
Priestley, Anne
Vose, Michael
Woitkun, StevenAllen, Mary
Berrien, Skip
Chase, Francis
Doucette, Fred
Friel, William
Heffron, Frank
Matthews, Carolyn
Sherman, Thomas
Ward, Gerald
Wood, DavidAzarian, Gary
Bush, Carol
Christie, Andrew
Duarte, Joe
Gordon, Pamela
Hoelzel, Kathleen
Pantelakos, Laura
Simpson, Alexis
Ward, JoanneBarnes, Arthur
Cahill, Michael
Cook, Allen
Ferrante, Beverly
Griffin, Mary
Katsakiores, Phyllis
Potucek, John
Tucker, Pamela
Weyler, Kenneth**STRAFFORD**Baber, William
Cilley, Jacalyn
Leeman, Don
Southworth, Thomas
Verschuere, JamesBickford, David
DiSesa, Len
Pitre, Joseph
Sprague, Dale
Wall, JanetBixby, Peter
Gray, James
Rollo, Deanna
Stevens, Audrey
Ward, KennethBurton, Wayne
Horrigan, Timothy
Schmidt, Peter
Treleaven, Susan**SULLIVAN**Cloutier, John
Grenier, James
Smith, StevenConverse, Larry
Irwin, VirginiaGagnon, Raymond
Laware, ThomasGottling, Suzanne
Rollins, Skip

NAYS - 134 BELKNAP

Fraser, Valerie
Spanos, Peter

Howard, Jr., Raymond
Sylvia, Michael

LeBreche, Shari
Tilton, Franklin

Luther, Robert

CARROLL

Avellani, Lino
Cordelli, Glenn
Ticehurst, Susan

Butler, Edward
Crawford, Karel
Wright, Ted

Chandler, Gene
Nelson, Bill

Comeau, Ed
Parker, Harold

CHESHIRE

Berch, Paul
Sad, Tara

Chase, Cynthia
Sterling, Franklin

Eaton, Daniel
Tatro, Bruce

McConnell, Jim
Weber, Lucy

COOS

Froburg, Alethea
Rideout, Leon

Hatch, William

Moynihan, Wayne

Rappaport, Laurence

GRAFTON

Almy, Susan
Nordgren, Sharon

Brown, Duane
Sykes, George

Ford, Susan

Ingbreton, Paul

HILLSBOROUGH

Barry, Richard
Ferreira, Elizabeth
Gould, Linda
Halstead, Carolyn
Kurk, Neal
Murphy, Keith
Pellegrino, Anthony
Rouillard, Claire
Shattuck, Gilman
Takesian, Charlene

Burt, John
Fromuth, Bart
Goulette, William
Hansen, Peter
Lachance, Joseph
Notter, Jeanine
Pierce, David
Sanborn, Laurie
Simmons, Tammy
Twombly, Timothy

Byron, Frank
Gagne, Larry
Griffin, Barbara
Hogan, Edith
Leishman, Peter
O'Brien, William
Rice, Kimberly
Schleien, Eric
Smith, Gregory
Williams, Kermit

Coffey, James
Gorman, Mary
Haefner, Robert
Infantine, William
McLean, Mark
Ohm, Bill
Rosenwald, Cindy
Scotsas, Lisa
Sullivan, Victoria
Woodbury, David

MERRIMACK

Bartlett, Christy
Horn, Werner
McGuire, Carol
Schuett, Dianne

Hess, David
Kuch, Bill
McGuire, Dan
Seaworth, Brian

Hill, Gregory
Marple, Richard
Ratzki, Mario
Wallner, Mary Jane

Hoell, J.R.
Martin, John
Saunderson, George
Walsh, Thomas

ROCKINGHAM

Abrami, Patrick
DiFranco, Debbie
Gannon, William
Introne, Robert
Major, Norman
Oligny, Jeffrey
Schroadter, Adam
Welch, David

Baldasaro, Alfred
Elliott, Robert
Gordon, Richard
Itse, Daniel
McBeath, Rebecca
Osborne, Jason
Spillane, James

Bates, David
Emerick, J. Tracy
Harris, Jeffrey
Kappler, Lawrence
Nigrello, Robert
Packard, Sherman
Thomas, Douglas

Devine, James
Fesh, Robert
Hodgdon, Bruce
Kellogg, Shem
O'Connor, John
Rice, Frederick
True, Chris

STRAFFORD

Beaudoin, Steven
Kaen, Naida
Turcotte, Leonard

Groen, Warren
Knowles, Robert
Whitehouse, Joshua

Jones, Laura
Mullen, John
Wuelper, Kurt

Kaczynski, Jr., Thomas
Spang, Judith

SULLIVAN

Bridge, Ernest

O'Hearne, Andrew

and the committee report was adopted and ordered to third reading.
Reps. Bailey and Biggie voted Yea and intended to vote Nay.

HB 148, limiting the authority of delegates to Article V conventions. **OUGHT TO PASS WITH AMENDMENT.** Rep. Linda A. Massimilla for State-Federal Relations and Veterans Affairs. This bill, as amended, reasserts the authority of the states in matters, which directly affect their sovereignty, solvency, and general welfare. Furthermore, this bill affirms that delegates/agents to an Article V convention of the states would strictly be identified as agents of the state of NH and would be bound by the law of agency. It assures the implementation of proportional penalties for non-compliance with the tenets of the "permitted scope" of an Article V application/resolution passed by the NH General Court and submitted to the United States Congress. This legislation addresses the fear of the perceived possibility for an unmanageable convention, by articulating practical safeguards, which are consistent with the recommendations of numerous notable and accomplished

constitutional scholars. NH delegates would be legally compelled to adhere to specifically identified subject matter when drafting or voting on proposed constitutional amendments at such a convention event. This bill, as amended, addresses the obligations of delegates to an Article V Convention of the states and the penalties for not fulfilling those duties. Vote 12-2.

Amendment (0378h)

Amend RSA 20-C:1, I as inserted by section 1 of the bill by replacing it with the following:

I. "Article V convention" means a convention for the purpose of proposing amendments, called by the states pursuant to Article V of the Constitution for the United States of America.

Amend RSA 20-C:1, V as inserted by section 1 of the bill by replacing it with the following:

V. "Unauthorized amendment" means any amendment outside the scope permitted by the general court of New Hampshire. If New Hampshire is one of the states whose application has prompted the call for the convention, then the permitted scope shall be the purposes specified in its petition. If the New Hampshire general court was not one of the two-thirds of the several states that applied for a convention, then the lawful scope and authority of the delegates shall be established by the resolution, which names the delegates. The general court shall adopt a scope and authority by concurrent resolution that is consonant with the tenor of the purposes contained in the relevant applications from the sister states.

Amend RSA 20-C:2 and 20-C:3 as inserted by section 1 of the bill by replacing them with the following:

20-C:2 Selection of Delegates.

I. Whenever an Article V convention is convened, the New Hampshire general court shall select delegates as follows. Four members of the delegation shall be appointed by the house of representatives. Three members of the delegation shall be appointed by the senate. No person holding any office or position with the government of the United States of America, including members of Congress, the judiciary, or executive branch, shall be named a delegate.

II. A list of 7 alternate delegates shall be selected and given priority as follows. The first alternate delegate shall be appointed by the senate. The second shall be appointed by the house of representatives. This method of alternating appointments shall continue until the full number is reached.

III. In the event that any delegate is unable or unwilling to serve or continue to serve, or if the delegate becomes disqualified as provided herein, the secretary of state shall immediately notify the first-named alternate that he or she has been appointed a delegate. The secretary of state shall also immediately notify the presiding officer of the convention that a replacement delegate has been named.

IV. The expenses of the delegates to the convention shall be paid at the same per diem rate as received by members of the general court.

20-C:3 Authority of Delegates.

I. No delegate from New Hampshire to the Article V convention shall have the authority to allow consideration, consider, or approve an unauthorized amendment. Improper support includes, but is not limited to, making or seconding a motion, voting for, or otherwise taking any formal action in favor of an unauthorized amendment to the Constitution.

II. Any vote taken by a delegate from New Hampshire at the Article V convention in violation of paragraph I shall be null and void. Any delegate making this vote shall be immediately disqualified from serving as a delegate to the Article V convention. Any other delegate from New Hampshire who believes that such disqualifying action has been taken by another delegate shall immediately report the same to the secretary of state. Upon receiving written or other recorded evidence of improper support by a delegate, the secretary of state shall take immediate action to revoke the credentials of the offending delegate and immediately issue new credentials to the first-named alternate.

III. Every delegate from New Hampshire to the Article V convention called for by the Article V application shall be required to take the following oath:

"I do solemnly swear or affirm that to the best of my abilities, I will, as a delegate to the Article V convention, uphold the Constitution and laws of the United States of America and the state of New Hampshire. I will accept and will act according to the limits of the authority as a delegate granted to me by New Hampshire law, and I will not vote to consider or approve any unauthorized amendment to the Constitution for the United States of America. I understand and accept any penalties that may be imposed on me by New Hampshire law for violating this oath."

IV. The secretary of state shall certify the selection of the New Hampshire delegates in writing to the Article V convention and shall provide a copy of the certification to each delegate. No delegate shall have authority to vote or otherwise serve as a delegate at the Article V convention without the certification.

V. The secretary of state shall notify the Article V convention and any delegate involved of the automatic revocation of that delegate's certification should the delegate violate his or her pledge to act only within the limits of the authority granted by the state of New Hampshire.

20-C:4 Enforcement by Attorney General; Right to Private Action.

I. The provisions of this chapter shall be enforced by the department of justice.

II. A New Hampshire citizen may file an action to enforce the requirements of this chapter and shall be entitled to reasonable attorney's fees if successful.

AMENDED ANALYSIS

This bill establishes a procedure for the selection of delegates to an Article V convention. The bill limits delegates' authority to consideration of amendments that are within the legitimate scope of the Article V applications. Delegates who consider unauthorized amendments may be recalled by the secretary of state.

On a division vote, 245 members having voted in the affirmative and 62 in the negative, the committee amendment was adopted.

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

Rep. Horrigan spoke against.

Rep. Eastman spoke in favor.

On a division vote, 233 members having voted in the affirmative and 76 in the negative, the committee report was adopted and ordered to third reading.

HCR 3, applying to Congress to call a convention of states under the United States Constitution. OUGHT TO PASS WITH AMENDMENT.

Rep. Robert L. Theberge for State-Federal Relations and Veterans Affairs. This bill mimics the application put forth by three other states; Georgia, Florida and Alaska for a convention of states. The members strongly believe that no part of the U.S. Constitution is less credible than another. An Article V convention is part of the U.S. Constitution and therefore should not be considered dangerous but a process to address the concerns of "we the people." Vote 13-0.

Amendment (0423h)

Amend the resolution by inserting after the first paragraph after the resolving clause the following new paragraph:

That the New Hampshire general court adopts this application with the following understandings (as the term "understanding" is used within the context of "reservations, understandings, and declarations" as provided in the Restatement (Third) of Foreign Relations Law of the United States section 313 cmt. g (1986)):

I. An application to Congress for an Article V convention of states confers no power on Congress other than to perform a ministerial function to "call" a convention of states; and

II. This ministerial duty shall be performed by Congress only when Article V applications for substantially the same purpose are received from two-thirds of the legislatures of the several states; and

III. The power of Congress to "call" a convention of states solely consists of the authority to name a reasonable time and place for the initial meeting of the convention of states; and

IV. Congress possesses no power whatsoever to name delegates to the convention of states, as this power remains exclusively within the authority of the legislatures of the several states; and

V. Congress possesses no power to set the number of delegates to be sent by any state; and

VI. Congress possesses no power whatsoever to determine any rules for said convention of states; and

VII. By definition, a convention of states means that states vote on the basis of one state, one vote; and

VIII. A convention of states convened pursuant to this application is limited to consideration of topics specified herein and no other; and

IX. The New Hampshire general court may provide instructions to its delegates (commissioners); and

X. The New Hampshire general court may recall its delegates at any time for breach of their duties or violation of their instructions; and

XI. Pursuant to the text of Article V, Congress may determine whether proposed amendments shall be ratified by the legislatures of the several states or by special state ratification conventions; the New Hampshire general court recommends that Congress specify its choice on ratification methodology contemporaneously with the call for the convention of states; and

XII. Congress possesses no power whatsoever with regard to the Article V convention of states beyond the 2 powers acknowledged herein; and

XIII. New Hampshire places express reliance on prior legal and judicial determinations that Congress possesses no power under Article I relative to the Article V process, and that Congress must act only as expressly specified in Article V.

LAID ON THE TABLE

Rep. Baldasaro moved that **HCR 3**, applying to Congress to call a convention of states under the United States Constitution, be laid on the table.

On a division vote, 205 members having voted in the affirmative and 101 in the negative, the motion was adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D**HB 437-FN**, exempting proprietorships from taxation under the business enterprise tax. **INEXPEDIENT TO LEGISLATE.**

Rep. Patrick F. Abrami for Ways and Means. This bill exempts from taxation under the business enterprise tax (BET) persons who perform business activity as a proprietorship. It was proposed that this change take effect July 1, 2015 or the first day of the next budget biennium. The prime argument for this bill is that proprietorships who register with the state pay this tax and those who do not register do not have to pay this tax. This is a false argument. The Department of Revenue Administration indicates that an individual engaged in business activity, whether registered with the State of New Hampshire or not, is considered a proprietor subject to business taxes. Legal precedent also indicates that a constitutional challenge could be made as this legislation exempts a classification of taxpayers. NH Supreme Court decisions in 1975 and 1990 are very clear in stating, "distinctions in tax treatment must rest upon reasonable classification of property, not upon classifications of taxpayers owning a common class of property." The budget estimates that the state will receive \$227,700,000 in BET revenue for FY 2015. BET paid by proprietorships has averaged 7.5% of total BET revenue, which would be \$17,100,000 of the projected \$227,700,000. From a practical standpoint in a tight budget year this change if it became law would result in a loss of \$17.1 million in revenue in FY 2016 and an undeterminable amount (although in the same range of loss) in FY 2017 and each fiscal year into the future. It was the bipartisan, unanimous decision of the committee that this bill be inexpedient to legislate. Vote 17-0. Committee report adopted.

HB 438-FN-A, exempting proprietorships from taxation under the business profits tax. **INEXPEDIENT TO LEGISLATE.**

Rep. Patrick F. Abrami for Ways and Means. This bill exempts from taxation under the business profits tax (BPT) persons who perform business activity as a proprietorship. It was proposed that this change take effect July 1, 2015 or the first day of the next budget biennium. The prime argument for this bill is that proprietorships who register with the state pay this tax and those who do not register do not have to pay this tax. This is a false argument. The Department of Revenue Administration indicates that an individual engaged in business activity, whether registered with the State of New Hampshire or not, is considered a proprietor subject to business taxes. Legal precedent also indicates that a constitutional challenge could be made as this legislation exempts classifications of taxpayers. NH Supreme Court decisions in 1975 and 1990 are very clear in stating, "distinctions in tax treatment must rest upon reasonable classification of property, not upon classifications of taxpayers owning a common class of property." The budget estimates that the state will receive \$340,500,000 in BPT revenue for FY 2015. BPT paid by proprietorships has averaged 5% of total BPT revenue, which would be \$17,025,000 of the projected \$340,500,000. From a practical standpoint in a tight budget year this change if it became law would result in a loss of \$17.025 million in revenue in FY 2016 and an undeterminable amount (although in the same range of loss) in FY 2017 and each fiscal year into the future. It was the bipartisan, unanimous decision of the committee that this bill be inexpedient to legislate. Vote 17-0. Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 254 - NAYS 54**YEAS - 254****BELKNAP**

Fields, Dennis
LeBreche, Shari

Fraser, Valerie
Luther, Robert

Gallagher, Brian
Spanos, Peter

Hurt, George
Tilton, Franklin

CARROLL

Butler, Edward
Parker, Harold

Crawford, Karel
Schmidt, Stephen

McConkey, Mark
Ticehurst, Susan

Nelson, Bill
Umberger, Karen

CHESHIRE

Abbott, Michael
Eaton, Daniel
Pearson, William
Tatro, Bruce

Ames, Richard
Emerson, Susan
Sad, Tara
Tilton, Benjamin

Berch, Paul
Ley, Douglas
Shepardson, Marjorie
Weber, Lucy

Chase, Cynthia
Parkhurst, Henry
Sterling, Franklin

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Brown, Duane
Ford, Susan

Almy, Susan
Brown, Rebecca
Gionet, Edmond

Bailey, Brad
Cooney, Mary
Hennessey, Erin

Brown, Chris
Darrow, Stephen
Hennessey, Martha

Higgins, Patricia
Piper, Wendy
White, Andrew

Maes, Kevin
Smith, Suzanne

Massimilla, Linda
Sykes, George

Nordgren, Sharon
Townsend, Charles

HILLSBOROUGH

Adams, Christopher
Belanger, James
Byron, Frank
Cornell, Patricia
Edelblut, Frank
Freitas, Mary
Gorman, Mary
Halstead, Carolyn
Hinch, Richard
Lachance, Joseph
Mangipudi, Latha
McLean, Mark
Ohm, Bill
Pierce, David
Rosenwald, Cindy
Shattuck, Gilman
Smith, Timothy
Sullivan, Victoria
Vann, Ivy
Woodbury, David

Balcom, John
Biggie, Barbara
Christensen, Chris
Danielson, David
Edwards, Elizabeth
Gagne, Larry
Gould, Linda
Hansen, Peter
Jack, Martin
LeBrun, Donald
Manley, Jonathan
O'Brien, Michael
Parison, James
Proulx, Mark
Rouillard, Claire
Shaw, Barbara
Snow, Kendall
Takesian, Charlene
Walsh, Robert

Barry, Richard
Boehm, Ralph
Coffey, James
DiSilvestro, Linda
Ferreira, Elizabeth
Gargas, Carolyn
Griffin, Barbara
Harvey, Suzanne
Judy, Jean
Leishman, Peter
Marston, Dick
Ober, Lynne
Pellegrino, Anthony
Rice, Kimberly
Scoutsas, Lisa
Simmons, Tammy
Soucy, Timothy
Twombly, Timothy
Williams, Kermit

Beaulieu, Jane
Brown, Pamela
Cohen, Alan
Donovan, Daniel
Flanagan, Jack
Goley, Jeffrey
Haefner, Robert
Heath, Mary
Kurk, Neal
Long, Patrick
McClarren, Donald
Ober, Russell
Peterson, Ken
Roberts, Carol
Seidel, Carl
Smith, Gregory
Straight, Phillip
Ulery, Jordan
Wolf, Terry

MERRIMACK

Alicea, Caroletta
Deloge, Helen
French, Barbara
Hirsch, Geoffrey
Kotowski, Frank
Marple, Richard
Ratzki, Mario
Schuett, Dianne
Walsh, Thomas

Bartlett, Christy
Doherty, David
Gile, Mary
Horn, Werner
Kuch, Bill
McGuire, Dan
Rice, Harold (Chip)
Shurtleff, Stephen

Bradley, Paula
Ebel, Karen
Henle, Paul
Karrick, David
Luneau, David
Moffett, Howard
Rogers, Katherine
Turcotte, Alan

Carson, Clyde
Frazer, June
Hess, David
Kenison, Linda
MacKay, James
Myler, Mel
Saunderson, George
Wallner, Mary Jane

ROCKINGHAM

Abrami, Patrick
Belanger, Ronald
Cardon, G. Thomas
Cushing, Robert
Duarte, Joe
Francesse, Paula
Griffin, Mary
Introne, Robert
McBeath, Rebecca
Packard, Sherman
Rice, Frederick
Vose, Michael
Weyler, Kenneth

Allen, Mary
Berrien, Skip
Chase, Francis
Devine, James
Elliott, Robert
Friel, William
Guthrie, Joseph
Lovejoy, Patricia
Nigrello, Robert
Pantelakos, Laura
Sherman, Thomas
Ward, Gerald
Woitkun, Steven

Azarian, Gary
Bush, Carol
Christie, Andrew
DiFranco, Debbie
Ferrante, Beverly
Gannon, William
Heffron, Frank
Major, Norman
O'Connor, John
Potucek, John
Simpson, Alexis
Ward, Joanne

Barnes, Arthur
Cahill, Michael
Cook, Allen
Doucette, Fred
Fesh, Robert
Gordon, Pamela
Hoelzel, Kathleen
Matthews, Carolyn
Oigny, Jeffrey
Priestley, Anne
True, Chris
Welch, David

STRAFFORD

Beaudoin, Steven
Cilley, Jacalyn
Jones, Laura
Pitre, Joseph
Southworth, Thomas
Turcotte, Leonard

Bickford, David
DiSesa, Len
Kaen, Naida
Rollo, Deanna
Spang, Judith
Wall, Janet

Bixby, Peter
Gray, James
Leeman, Don
Schmidt, Peter
Sprague, Dale
Ward, Kenneth

Burton, Wayne
Horrigan, Timothy
Mullen, John
Smith, Marjorie
Stevens, Audrey
Wuelper, Kurt

SULLIVAN

Cloutier, John
Irwin, Virginia
Smith, Steven

Converse, Larry
Laware, Thomas

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Rollins, Skip

NAYS - 54

BELKNAP

Aldrich, Glen
Varney, Peter

Howard, Jr., Raymond

Sylvia, Michael

Vadney, Herbert

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Wright, Ted

CHESHIRE

McConnell, Jim

COOS

Rideout, Leon

GRAFTON

Ingbretson, Paul

Johnson, Eric

HILLSBOROUGHBouldin, Amanda
Eastman, Eric
Murphy, Keith
Schleien, EricBurt, John
Goulette, William
Notter, Jeanine
Zaricki, NickChristiansen, Lars
Hogan, Edith
O'Brien, WilliamChristie, Rick
Moore, Josh
Sanborn, Laurie**MERRIMACK**Brewster, Michael
Seaworth, Brian

Hoell, J.R.

Martin, John

McGuire, Carol

ROCKINGHAMAbramson, Max
Gordon, Richard
Kappler, Lawrence
Spillane, JamesBaldasaro, Alfred
Harris, Jeffrey
Kellogg, Shem
Thomas, DouglasBates, David
Hodgdon, Bruce
Osborne, Jason
Tucker, PamelaEmerick, J. Tracy
Itse, Daniel
Schroadter, Adam
Wood, David**STRAFFORD**Groen, Warren
Whitehouse, Joshua

Hannon, Joseph

Kaczynski, Jr., Thomas

Knowles, Robert

SULLIVAN

Bridge, Ernest

and the committee report was adopted.

RESOLUTION

Rep. Flanagan offered the following: **RESOLVED**, that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and resolutions by caption only and that all bills ordered to third reading be read a third time by this resolution, and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet Wednesday, March 11, 2015 at 10:00 a.m.
Adopted.

LATE SESSION**Third reading and final passage**

HB 208-FN, relative to allowance sales under the New Hampshire regional greenhouse gas initiative program.

HB 126, establishing a commission to study issues related to students receiving special education services while attending a chartered public school.

HB 140, relative to appointment of inspectors of election.

HB 149, relative to qualifications for the office of county commissioner.

HB 304, establishing a committee to study public access to political campaign information.

HB 534, relative to the duties of the housing finance authority.

HB 483, relative to the commission on primary care workforce issues.

HB 225, requiring the defendant to personally appear in the courtroom during a victim impact statement.

HB 415, limiting liability of out-of-state emergency services entities responding to incidents in New Hampshire.

HB 193, relative to utility assessments for the use of village district roads.

HB 227, relative to eminent domain on public lands.

HB 233, relative to local approval of mining activity.

HB 268, establishing a committee to study the adoption of low-impact housing development standards by the department of environmental services.

HB 331, relative to absences among selectmen on election day.

HB 451, relative to local approval of mining permits.

HB 486, authorizing towns and cities to establish special assessment districts.

HB 497, relative to interference with a cemetery burial plot.

HB 607, relative to fees for carrying a concealed firearm.

HB 662-FN-L, relative to property taxes paid by chartered public schools leasing property.

HB 306, relative to membership of the wetlands council and the water council.

HCR 4, urging Congress to adopt a policy ending the use of a backward American Flag on military uniforms.

HR 11, requesting the National Oceanic and Atmospheric Administration and Congress to relax rules on Atlantic states recreational fishing.

HB 310, relative to reporting the destruction of motor vehicles.

HB 187, relative to information sharing for enforcement of the tobacco tax and relative to the biennial adjustment of the filing threshold for the business enterprise tax.

HB 550-FN, relative to administration of the tobacco tax.

HB 142, relative to student social media policies by education institutions.

HB 206, relative to non-academic surveys or questionnaires given to students.

HB 463, relative to state agency communications.

HB 136, prohibiting tanning facilities from tanning persons under 18 years of age.

HB 476-FN, amending the definition of “qualifying medical condition” in the therapeutic cannabis law.

HB 151, establishing a committee to study end-of-life decisions.

HB 203, relative to the unauthorized practice of law.

HB 290, relative to the acceptance of risk in outdoor recreational activities.

HB 315, relative to termination of tenancy.

HB 192, relative to the valuation of utility property.

HB 526, relative to transfers of appropriations in Carroll county.

HB 689, relative to adoption of a default budget.

HB 416-L, relative to compensation for members of the Coos county convention.

HB 382, establishing a committee to study facilitating private investment in energy efficiency and renewable energy.

HB 196, requiring the removal of identifying features from vehicles formerly used as ambulances.

HB 467-FN, relative to the 14-month registration of off highway recreational vehicles.

HB 559-FN, relative to vehicle registration by entities doing business in New Hampshire.

HB 621-FN, establishing fines for violations of the “wide berth” laws.

HCR 2, applying to Congress to hold a convention for amendments.

HB 148, limiting the authority of delegates to Article V conventions.

RECESS MOTION

Rep. Flanagan moved that the House stand in recess for the purposes of the introduction of bills and receiving Senate messages.

Adopted.

The House recessed at 6:10 p.m.

RECESS

(Rep. Peter Schmidt in the Chair)

RESOLUTION

Rep. Hess offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 5, 11, 13, 14, 16, 20, 21, 33, 35, 38, 39, 41, 43, 44, 46, 54, 56, 60, 63, 65, 69, 70, 71, 73, 74, 78, 80, 88, 90, 91, 93, 94, 96, 97, 98, 99, 101, 106, 116, 120, 141, 142, 143, 149, 166, 173, 182, 208, 218, 222 and 231 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.

Adopted.

INTRODUCTION OF SENATE BILLS

First, second reading and referral

SB 5, relative to transfers into the revenue stabilization reserve account. (Finance)

SB 11, recodifying the Uniform Interstate Family Support Act. (Children and Family Law)

SB 13, relative to the disposition of dedicated funds. (Finance)

SB 14, making technical corrections to the laws relative to the judicial council and repealing a limitation on compensation of counsel for indigent defendants. (Judiciary)

SB 16, relative to the requirement for observers of water skiers. (Resources, Recreation and Development)

SB 20-FN-L, establishing a commission on historic burial grounds and cemeteries. (Municipal and County Government)

SB 21, relative to the board of mental health practice. (Executive Departments and Administration)

SB 33, relative to continuing education requirements for mental health practitioners on suicide prevention. (Executive Departments and Administration)

SB 35, relative to the definition of wine-fortified. (Commerce and Consumer Affairs)

SB 38, establishing a commission to develop a land conservation plan. (Resources, Recreation and Development)

SB 39, relative to recounts on questions. (Election Law)

- SB 41**, establishing a commission to study government immunity from suit and accountability by its citizens. (Judiciary)
- SB 43**, relative to the care and custody of female prisoners. (Executive Departments and Administration)
- SB 44**, relative to nonpublic sessions of public bodies under the right-to-know law. (Judiciary)
- SB 46**, relative to public safety radio interoperability. (Science, Technology and Energy)
- SB 54**, relative to property tax payments by therapeutic cannabis alternative treatment centers. (Municipal and County Government)
- SB 56**, establishing a commission to study oversight, regulation, and reporting of patient safety and health care quality issues. (Health, Human Services and Elderly Affairs)
- SB 60**, establishing a commission to investigate implementation of decoupling for New Hampshire utilities. (Science, Technology and Energy)
- SB 63**, relative to membership of the board of directors for the New Hampshire rail transit authority. (Transportation)
- SB 65**, adding a judicial branch employee member to the deferred compensation commission. (Executive Departments and Administration)
- SB 69**, establishing a commission to study social impact bond funding for early childhood education for at-risk students. (Education)
- SB 70**, relative to the processing of lobster tails. (Fish and Game and Marine Resources)
- SB 71**, relative to the administration of glucagon injections for children in schools. (Education)
- SB 73**, relative to documentation of age to purchase alcoholic beverages and tobacco products. (Commerce and Consumer Affairs)
- SB 74**, establishing a committee to study reducing the cost of county government. (Municipal and County Government)
- SB 78**, relative to original and youth operators' licenses. (Transportation)
- SB 80**, relative to the state trails plan and establishing a committee on rail trails. (Resources, Recreation and Development)
- SB 88**, establishing a committee to study public-private partnerships for intermodal transportation. (Public Works and Highways)
- SB 90**, relative to the judicial branch budget. (Finance)
- SB 91**, relative to appointment of counsel for indigent defendants. (Judiciary)
- SB 93-FN-A**, relative to the definition of beverage. (Commerce and Consumer Affairs)
- SB 94**, relative to documents filed electronically with a court under oath. (Judiciary)
- SB 96**, establishing a commission to study the expansion of rights of defense and indemnification under RSA 99-D to proceedings against state employees before professional licensing boards. (Executive Departments and Administration)
- SB 97**, authorizing municipalities to adopt ordinances to regulate stormwater to comply with federal permit requirements. (Municipal and County Government)
- SB 98**, relative to third party review required by the planning board. (Municipal and County Government)
- SB 99**, establishing a committee to study allowing the sampling of beer or wine at farmer's markets. (Commerce and Consumer Affairs)
- SB 101**, prohibiting the state from requiring implementation of common core standards. (Education)
- SB 106-FN**, restricting the sale or possession of synthetic drugs. (Criminal Justice and Public Safety)
- SB 116-FN**, repealing the license requirement for carrying a concealed pistol or revolver. (Criminal Justice and Public Safety)
- SB 120-FN**, relative to applicants for secondary game operator licenses. (Ways and Means)
- SB 141**, relative to powers of the zoning board of adjustment. (Municipal and County Government)
- SB 142**, proclaiming September 25 as Ataxia Awareness Day. (Executive Departments and Administration)
- SB 143**, relative to defining phased development. (Municipal and County Government)
- SB 149**, relative to nonpublic sessions under the right-to-know law. (Judiciary)
- SB 166**, relative to facilitated individualized education program meetings. (Education)
- SB 173**, establishing a committee to study the feasibility of a club assistance program for off highway recreational vehicles. (Resources, Recreation and Development)
- SB 182**, relative to the sale of freshwater fishing bait. (Fish and Game and Marine Resources)
- SB 208**, establishing a committee to study limiting the sulfur content of liquid fuels. (Science, Technology and Energy)
- SB 218-FN**, making spoofing an unfair and deceptive act under the consumer protection law. (Commerce and Consumer Affairs)
- SB 222-FN**, relative to harassment of hunting, fishing, or trapping. (Fish and Game and Marine Resources)
- SB 231**, relative to the month of inspection for municipal fleets. (Transportation)

RECESS