



State of
New Hampshire

HOUSE RECORD

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Concord, N.H.

Wednesday, March 23, 2016

No. 27

HOUSE JOURNAL No. 9 (Cont.)

Thursday, March 10, 2016

Rep. Hinch moved that the House adjourn.
Motion adopted.

HOUSE JOURNAL No. 10

Wednesday, March 23, 2016

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. Creator God, as each day comes to an end, You shroud Your creatures in the depths of night, so that we learn to appreciate the brightness of the sun. Whatever name we may give our faith, each one of us knows another kind of darkness: those times when our hearts are heavy with sorrow, fear, confusion or loss, and in this age of violence and terror, we encounter darkness on an even larger scale. We give You thanks, O God, for the promise of light. We thank You for the knowledge that not even the darkest pit can claim us as long as we trust in You. We praise You for the many ways Your hope and healing break into the black night of our despair, bright rays that pierce the darkness and restore our souls. Today, as we grieve with our brothers and sisters in Belgium, as our hearts break over the senseless loss of life, we praise You for Your glorious blessing of new life, especially evident this day in the birth of baby Henry. We give You thanks for his safe arrival, and for all the many ways You remind us that light is more powerful than darkness; life is the conqueror of death; love is greater than fear. Amen.

Rep. LeBrun, member from Nashua, led the Pledge of Allegiance.

Representative Mary Gile of Concord, Representative Victoria Sullivan of Manchester, Representative Mel Myler of Contoocook, and Representative John Balcom of Merrimack led the singing of the National Anthem.

MOMENT OF SILENCE

A moment of silence was observed in honor and in memory of the victims of the attacks in Brussels, Belgium.

LEAVES OF ABSENCE

Reps. Ronald Belanger, Bridge, Chris Brown, Comtois, Doucette, Gargas, Gidge, Kellogg, Moody, Priestley, Sanders, Verschuere and Wright, the day, illness.

Reps. Beaudoin, Goulette, Martha Hennessey, Hirsch, Oligny, Piper, Shaw, Gregory Smith, Timothy Smith, Soucy, Tamburello and Whitehouse, the day, important business.

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

INTRODUCTION OF GUESTS

Bojan Jovanovic and Leo Hoffman, exchange students at Milford High School, Pages for the day.

Debra and Zachary Schleien, mother and brother of Rep. Schleien. Dick Osborne and Mandy Gennaro, guest of Rep. Suzanne Smith. The Honorable Linda Tanner, former member from Georges Mills, guest of Rep. Irwin. Students from Proctor Academy in Andover, guests of Reps. Ratzki and Ebel. Fourth graders from Lincoln Street School in Exeter, guests of the Exeter Delegation.

HOUSE RESOLUTION 20**Memorializing State Representative Robert Luther of Laconia**

WHEREAS we have learned with profound sorrow of the death of our friend and colleague Robert A. Luther, who was serving his third term as a State Representative representing the citizens of Belknap County District 3, the city of Laconia; and

WHEREAS Robert Luther served with diligence and enthusiasm on the committees on Constitutional Review and Statutory Recodification, Judiciary, and Election Law where his chairs praised him with “he was a thoughtful and loyal member of the Judiciary committee, at a time when his health was not the best he never complained and went to great lengths to honor what he believed to be his responsibility to his constituents and the House,” and “he was always dependable, helpful, and easy to work with;” and

WHEREAS as a United States Navy veteran, a police officer in Gilford and Laconia, and a security officer at Lakes Region General Hospital, Robert Luther embodied the notion of protecting his country, community and those who needed medical assistance; and

WHEREAS Robert Luther was an active participant in local, as well as state government, having served on the Laconia city council for thirteen years, and he took a particular interest in his service as a member of the Belknap County Delegation, serving on multiple subcommittees and the county executive committee; now, therefore, be it **RESOLVED**, by the House of Representatives in Regular Session convened, Robert A. Luther be granted the highest praise and accolades and our profound thanks for his service to his country, the state, and the city he called home for 44 years, and, be it further

RESOLVED, that expressions of our most heartfelt sympathy be extended to his family and that a suitable copy of this Resolution be prepared for presentation to them.

Offered by the House of Representatives and adopted unanimously.

MOMENT OF SILENCE

A moment of silence was observed in honor and in memory of the Representative from Laconia, the Honorable Robert A. Luther.

REMARKS BY THE SPEAKER

Please join me in congratulating the Clerk on the birth of his son Henry.

SENATE MESSAGES**REQUESTS CONCURRENCE WITH AMENDMENTS**

HB 527, requiring school districts employing school resource officers to adopt a written agreement. (Amendment printed SJ 3-10-16)

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

Motion adopted.

HB 628-FN, relative to indemnification of health care provider facilities under certain circumstances. (Amendment printed SJ 2-4-16)

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

Motion adopted.

The Speaker appointed Reps. Fothergill, Kotowski, Sherman and MacKay.

CONSENT CALENDAR

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

HB 1699-FN-A-L, establishing a licensed alcohol and drug counselor in the bureau of emergency medical services to develop a training program for fire and emergency medical services personnel and making an appropriation therefor, removed by Rep. Goley.

Consent Calendar adopted.

HB 1594-FN, relative to emergency medical services. **OUGHT TO PASS.**

Rep. Robert Cushing for Criminal Justice and Public Safety. This bill makes it a misdemeanor to knowingly give false information during the course of an investigation conducted by emergency medical services. The penalty is consistent with the crime of giving false information to law enforcement during the course of an investigation. Vote 16-0.

HB 1130, requiring school districts to permit placement of a memorial honoring those who have died during military service. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Rick Ladd for Education. This bill as amended enables the placement of a memorial or memorial plaque on school property in memory of an alumnus of a junior high or high school in a district who died during active duty, with the condition that the memorial or memorial plaque is approved by either the school board or approved as a warrant article at the annual school district meeting. Expenses associated with design,

manufacture, installation or maintenance are not required of the municipality or school district; however, these entities are not precluded from offering fiscal support. The bill as amended places all decision making at the local level, either through the school board or the town meeting process. In summary, the bill as amended accomplishes the primary intent of respecting those who died while honorably serving our country on active duty, and secondly, the bill fully supports local control and eliminates any mandates. Vote 17-0.

Amendment (1093h)

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

AN ACT relative to placement on school property of a memorial or memorial plaque honoring those who have died during military service.

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

1 New Section; School Boards; Placement of Memorial or Memorial Plaque on School Property. Amend RSA 189 by inserting after section 18 the following new section:

189:18-a Memorial or Memorial Plaque on School Property. The placement of a memorial or memorial plaque on school property in memory of an alumnus of a junior high school or high school in the district who died honorably during active duty shall require approval from the school board or approval of a warrant article acted upon at the annual school district meeting. The cost for design, manufacture, installation, or maintenance of the memorial shall not be a charge to the state, any municipality, or the school district. This section shall not apply to the addition of names to already existing memorials or to plans for memorials initiated by the municipality or school district.

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

2016-1093h

AMENDED ANALYSIS

This bill permits, with the approval of the school board or by an approved warrant article at the annual school district meeting, the placement of a memorial or a memorial plaque on school property to honor alumni who have died honorably during active duty.

HB 1404-FN, relative to certain director positions in the insurance department. **OUGHT TO PASS.**

Rep. David Danielson for Finance. This bill establishes eight new unclassified positions in the Department of Insurance and will result in the elimination of the same number of classified positions, as there is no additional appropriation to cover any additional costs. There are no general funds involved. Vote 26-0.

HB 1630-FN-L, relative to calculating the base cost of an adequate education. **INEXPEDIENT TO LEGISLATE.**

Rep. Kenneth Weyler for Finance. Parts of this bill have been dealt with in other legislation. We heard the third grade math proficiency issue in both HB 218 and HB 242, and asked to have further information on this issue before committing state funds. The House also made changes in the adequacy distribution in HB 1 and HB 2; these changes would be revised yet again by this bill. Consequently, the committee determined this bill was not necessary at this time. Vote 26-0.

HB 1644-FN, relative to screening and treatment for dyslexia and related disorders and establishing a reading specialist in the department of education. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Susan Ford for Finance. This bill provides for screening and intervention for dyslexia and related disorders. It establishes a reading specialist position at the Department of Education to support students having difficulty reading and provide school districts with best practices of reading instruction. The position will be funded by a grant available to the department. Vote 26-0.

Amendment (1092h)

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

AN ACT relative to screening and intervention for dyslexia and related disorders and establishing a reading specialist position in the department of education.

Amend the bill by replacing section 1 with the following:

1 New Subdivision; Screening and Intervention for Dyslexia and Related Disorders. Amend RSA 200 by inserting after section 52 the following new subdivision:

Screening and Intervention for Dyslexia and Related Disorders

200:53 Definitions. In this subdivision:

I. "Dyslexia" means a specific learning disability that is:

- (a) Neurobiological in origin;
- (b) Characterized by difficulties with accurate or fluent word recognition and by poor spelling and decoding abilities that typically result from a deficit in the phonological component of language; and
- (c) Often unexpected in relation to other cognitive abilities and the provision of effective classroom instruction, and may include secondary consequences such as reading comprehension problems, and reduced reading experience that can impede growth of vocabulary and background knowledge.

II. "Potential indicators or risk factors of dyslexia and related disorders" means indicators that include, but shall not be limited to, difficulty in acquiring language skills, inability to comprehend oral or written language, difficulty in rhyming words, difficulty in naming letters, recognizing letters, matching letters to sounds, and blending sounds when speaking and reading words, difficulty recognizing and remembering sight words, consistent transposition of number sequences, letter reversals, inversions, and substitutions, and trouble in replication of content.

III. "Related disorders" includes disorders similar to or related to dyslexia, such as a phonological processing disorder, reading fluency disorder, and dysphasia.

200:54 Screening and Intervention for Dyslexia and Related Disorders.

I. School districts shall screen all public school students, including English learners, using the Dynamic Indicators of Basic Early Literacy Skills (DIBELS) or an equivalent cost effective screener for the identification of potential indicators or risk factors of dyslexia and related disorders upon enrollment in public school kindergarten or first grade, and at appropriate times thereafter, to monitor progress. Beginning in 2017, such screening shall be completed no later than November 30 of each school year.

II. The student's school district shall provide age-appropriate, evidence-based, intervention strategies for any student who is identified as having characteristics that are associated with potential indicators or risk factors of dyslexia and related disorders beginning no later than January 1, 2018.

III. The parent or legal guardian of any student who is identified by the public school as having characteristics that are associated with potential indicators or risk factors of dyslexia and related disorders shall be notified and provided with all screening information and findings, in addition to periodic formal screening results based on individual written intervention and support plans developed with the student's parents or legal guardian.

IV. A parent or legal guardian of any student who is identified as having characteristics that are associated with potential indicators or risk factors of dyslexia and related disorders has the right to submit the results of an independent evaluation from a licensed reading or intervention specialist highly trained in dyslexia, and related disorders for consideration by the student's school district. A parent or legal guardian who submits an independent evaluation shall assume all fiscal responsibility for that independent evaluation.

200:55 Reading Specialist.

I. There is hereby established in the department of education the position of reading specialist, a temporary classified position until June 30, 2017, which shall be funded by existing sources available to the department.

II. No later than January 1, 2017, the commissioner of the department of education shall designate a reading specialist to enable the department to provide school districts with the support and resources necessary to assist students with dyslexia and related disorders and their families. The reading specialist shall provide technical assistance for dyslexia and related disorders to school districts.

III. The reading specialist shall:

(a) Be trained and certified in best practice interventions and treatment models for dyslexia, with expertise in related disorders, and dysgraphia.

(b) Have a minimum of 3 years of field experience in screening, identifying, and treating dyslexia and related disorders.

(c) Be responsible for the implementation of professional awareness.

(d) Serve as the primary source of information and support for school districts to address the needs of students with dyslexia and related disorders, and dysgraphia.

200:56 Teacher Professional Development and Training.

I. No later than June 30, 2017, the reading specialist shall develop and make available a program to ensure all New Hampshire teachers and school administrators have access to materials to support professional awareness of best practices on:

(a) Recognition of the characteristics of dyslexia and related disorders, and dysgraphia.

(b) Evidence-based interventions and accommodations for dyslexia and related disorders, and dysgraphia.

II. The reading specialist and the council for teacher education established in RSA 190 shall collaborate to ensure that all teacher education programs offered at New Hampshire's public institutions of higher education provide explicit professional awareness of best practices on:

(a) Recognition of characteristics of dyslexia and related disorders, and dysgraphia.

(b) Evidence-based interventions and accommodations for dyslexia and related disorders, and dysgraphia.

200:57 Dyslexia Resource Guide. No later than June 30, 2017, the reading specialist shall develop and publish on the department of education's Internet website, a reading support resource guide to be used by school districts as a resource. The reading specialist shall solicit the advice of experts in the fields of dyslexia and related disorders, and dysgraphia in the development of the guide. The reading specialist shall update the guide as necessary.

2016-1092h
AMENDED ANALYSIS

This bill requires the commissioner of the department of education to designate a reading specialist to provide support and resources to school districts for identifying and assisting students with dyslexia and related disorders and their families.

This bill is a request of the committee to study policies which it determines are necessary for dyslexic students (2015, 172).

HB 1695-FN, establishing an office of health services planning and review within the department of health and human services. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Cindy Rosenwald for Finance. This bill establishes a process for development and compilation of publicly available data on health system patient safety, cost, quality, access, system performance, and financing. As amended, the Commissioner of Health and Human Services shall report to the Fiscal Committee on a funding plan and progress of the inter-departmental memorandum of understanding by October 1, 2016. The amendment clarifies there is no general fund appropriation in the bill. Finally, the amendment also requires the legislative budget assistant to assess the feasibility of evaluating cost-effectiveness of state-funded programs using available research studies. There is an interim report date of November 1, 2016, with the final report due one year later. Vote 25-1.

Amendment (1058h)

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

AN ACT relative to a health system public data resource plan for New Hampshire and establishing a special fund and relative to cost effectiveness of programs implemented within state agencies.

Amend RSA 126-A:70, V as inserted by section 1 of the bill by replacing it with the following:

V. The commissioner, in consultation with the council, shall enter into a memorandum of understanding with the insurance commissioner and attorney general for collaboration in the development of the publicly available information specified in paragraph I. The memorandum of understanding shall include a description of the resources that shall be made available to the department and shall specifically identify data and reports which shall be shared with the department. The commissioner shall submit a report on the implementation of the memorandum of understanding, including the cost to make the health system public data resource plan and to meet other requirements set forth in this subdivision, to the fiscal committee of the general court, established in RSA 14:30-a, on or before October 1, 2016. The report shall be subject to review and comment by the fiscal committee.

Amend RSA 126-A:70, VII as inserted by section 1 of the bill by replacing it with the following:

VII. The department, in consultation with the council, shall make the health system public data resource plan and meet other requirements set forth in this subdivision, subject to sufficient and available funding. No additional general funds shall be appropriated for this subdivision for the biennium ending June 30, 2017.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 Office of Legislative Budget Assistant; Cost Effectiveness of Programs Within State Agencies.

I. The legislative budget assistant, in collaboration with the department of administrative services and such other organizations as he or she may wish to consult, shall evaluate the feasibility of calculating and using cost effectiveness in evaluating new and existing state-funded programs. The process for determining cost effectiveness shall include, but not be limited to, the following steps:

(a) Systematically assessing high-quality studies from the United States and elsewhere to identify policy options that have been tried and tested and found to achieve improvements in outcomes.

(b) Determining the cost to produce the results found in subparagraph (a) in this state, determining the benefits from such an improved outcome, and calculating the net present value thereof.

(c) Assessing the risk in the estimates to determine the probability that a particular policy option's benefits will outweigh its costs.

(d) Ranking programs in state agencies based on net present value and risk.

II. The department of administrative services and each state agency shall furnish to the legislative budget assistant information, excluding information otherwise confidential under law, he or she may request in the course of carrying out the duties under this section in a mutually agreeable and compatible format.

III. The legislative budget assistant shall make an initial report by November 1, 2016, on the feasibility of calculating and using cost effectiveness in evaluating new and existing state programs. If the legislative budget assistant determines that calculating cost effectiveness is feasible, he or she shall make a final report on or before November 1, 2017, including recommendations for legislation, to the commissioner of administrative services, the chairpersons of the house and senate finance committees, the speaker of the house of representatives, the president of the senate, the state library, and the governor.

2016-1058h
AMENDED ANALYSIS

This bill establishes a health system public data resource plan for New Hampshire. Under this bill, the commissioner of the department of health and human services, the insurance commissioner, and the attorney general shall enter into a memorandum of understanding to collaborate in the development of publicly available information on health care system patient safety, cost, quality, access, and system performance, and information pertaining to the delivery and financing of the health care system in New Hampshire. The bill also establishes a health system public data resource planning council to provide consultation for the development of a 10-year health system public data resource plan for New Hampshire. The bill also establishes a fund for the implementation and administration of the requirements of the plan.

The bill also requires the office of the legislative budget assistant to evaluate the feasibility of calculating and using cost effectiveness in evaluating new and existing state programs.

HB 1298, relative to damage to private property. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Linda Kenison for Judiciary. This bill as amended puts in statute the rights of a landowner when dealing with someone that has dumped waste on their land or done damage to their land through illegal OHRV and snowmobile use. Currently, the landowner's right of redress is an action for trespass or claims for damages through a court action. These remedies do not always adequately compensate landowners for all the costs they incur and the outcomes are inconsistent. The bill will correct this by creating a "private right of action" for a landowner against any person who dumps waste on their property or vandalizes it through illegal OHRV or snowmobile use. This bill gives the court jurisdiction to enforce those remedies and the committee believes the penalties contained in the bill will provide a strong deterrent against anyone seeking to illegally dump or vandalize private property. This bill has broad support from a number of state agencies, landowner, conservation and recreation groups including, the New Hampshire Department of Resources and Economic Development (Division of Forest and Lands and Trails Bureau), New Hampshire Department of Environmental Services, New Hampshire Fish and Game Department, New Hampshire Snowmobile Association, New Hampshire Farm Bureau Federation, Society for the Protection of New Hampshire Forests, and the New Hampshire Timberland Owners Association. There was no testimony in opposition to this bill. Vote 16-1.

Amendment (1001h)

Amend RSA 149-P:1, II as inserted by section 1 of the bill by replacing it with the following:

II. Notwithstanding any rules adopted by the department of environmental services, any ordinance adopted by a municipality, or any provision of law, any person, as defined in RSA 147-A:2, XII, who without authorization, intentionally, recklessly, or negligently discharges, spills, releases, pollutes, disposes, dumps, leaks, injects, or places oil, gasoline, diesel fuel, fuel oil, motor oil, automotive oil, gasoline ethers, offensive matter, hazardous waste, waste, refuse, or solid waste as those terms are defined in RSA 146-A through RSA 149-O, upon the land of another, shall be liable to the owner of the land.

Amend RSA 149-P:1, III(c) as inserted by section 1 of the bill by replacing it with the following:

(c) Obtain a court order requiring the person causing the discharge to contain, clean up, and remediate the discharge at such person's expense;

Amend the bill by replacing section 3 with the following:

3 New Subparagraph; Penalties; OHRV/Operator Responsibilities; Damage to Public or Private Property.

Amend RSA 215-A:19, V by inserting after subparagraph (e) the following new subparagraph:

(f) The use of the OHRV has resulted in damage to public or private property.

Amend RSA 215-A:19, X(a) and (b) as inserted by section 4 of the bill by replacing it with the following:

(a) The cost of clean-up and restoration to the prior condition of the lands;

(b) Multiple damages of up to 3 times actual damages, based upon the level of culpability for the conduct, as determined by the trier of fact; and

Amend RSA 215-C:34, I(a)(1) as inserted by section 5 of the bill by replacing it with the following:

(1) To the owner of any lands where trees, shrubs, **roads**, or other property have been damaged as a result of travel over ~~[his or her]~~ **the owner's** premises by such vehicles.

HB 372, relative to certain private employers under workers' compensation. **REFER FOR INTERIM STUDY.**

Rep. Andrew White for Labor, Industrial and Rehabilitative Services. As written, this bill would exempt one group (small farms) from the workers' compensation requirements if payroll is less than \$10,000 per year. The bill contained several unintended consequences for both the employer and the employee that were of significant concern for the committee. The committee strongly supports the sponsors' intent and the motion will allow us to explore several options that were presented but could not be explored due to the impending deadline. Vote 14-0.

HB 1292, relative to the use of abandoned agricultural property. **OUGHT TO PASS.**

Rep. Franklin Sterling for Municipal and County Government. This bill was before the Municipal and County Committee as a second committee. It passed the first committee, Environment and Agriculture, with a 17-0 vote and was approved on the consent calendar. It simply makes a minor change to the wording of the statute dealing with agricultural property that had dropped into disuse and was to be used for farming again. It changes the descriptive word "disuse" to "abandonment." This committee agrees with the first committee in recommending passage of this bill. Vote 15-0.

HB 586-FN-L, relative to registration of automobile utility trailers. **REFER FOR INTERIM STUDY.**

Rep. Robert Nigrello for Ways and Means. The committee agrees with the sponsors to explore expanding access to trailer registrations. Interim Study would allow us to flush out the process and possibly focus on the revenue expected from tractor trailers only. Vote 17-1.

HB 1182-FN, establishing a committee to study fees for sales of wine by manufacturers. **OUGHT TO PASS.**

Rep. Joseph Lachance for Ways and Means. This bill establishes a study committee to report on fees for sales of wine by manufacturers licensed in New Hampshire. The duties of the committee shall include an examination of federal reporting requirements and a determination of what fee would be revenue neutral if NH switches from the current percentage of sales fee to a per gallon fee for wine manufacturers. The Ways and Means Committee agrees with the policy committee, Commerce and Consumer Affairs, that this issue should be studied. Vote 16-2.

HB 1568-FN-A, relative to prepaid road tolls for electric vehicles. **REFER FOR INTERIM STUDY.**

Rep. Bill Ohm for Ways and Means. In reviewing the bill for revenue impact, the committee was concerned that the cost of setting up the program would exceed the revenue received. Consequently the bill needs further work, and Interim Study is recommended. Vote 18-0.

HB 1584-FN, relative to the discharge of a person committed for nonpayment of a fine. **OUGHT TO PASS.**

Rep. Robert Nigrello for Ways and Means. The bill increases the monetary value of time served for nonpayment of a fine. The Ways and Means Committee agrees that the new value is appropriate. Vote 18-0.

HB 1590-FN-A-L, relative to the regulation and taxation of short-term rental businesses. **OUGHT TO PASS.**

Rep. Brian Gallagher for Ways and Means. This bill requires advertisements by short term rental businesses to display the Meals and Rooms Tax license number of the operator. The fee for such license remains unchanged. The Department of Revenue Administration is supportive of having operators properly display the Meals and Rooms Tax license number certificate, as well as, ensuring enhancement of the proper collection of the Meals and Rooms fees due the State of New Hampshire. Vote 18-0.

HB 1647-FN, repealing laws regulating hawkers and peddlers and itinerant vendors. **INEXPEDIENT TO LEGISLATE.**

Rep. Patrick Abrami for Ways and Means. This bill would repeal RSA 320 relative to state licensure of hawkers and peddlers and RSA 321 relative to state licensure of itinerant vendors. The elimination of these licenses would reduce state revenue by \$24,750 according to the Secretary of State. Municipalities that have no ordinances on these types of vendors would not be able to recoup the cost of background checks that they would need to perform to ensure that these are reputable businesses temporarily coming into their borders. The committee also felt that the system in place, including the current fee structure, is working very well and that there is no need to repeal these statutes. Vote 17-0.

HB 1655-FN, relative to the municipal registration fee for an agricultural/industrial utility vehicle used exclusively for farming or agriculture. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Susan Almy for Ways and Means. The bill fixes an oversight in a 2014 law change (Ch. 282, Laws of 2014, SB 231) that allowed some towns to increase fees on working vehicles that rarely use our roads. The Ways & Means Committee amendment follows the policy committee's intent of including identical vehicles in reversing the 2014 change to town fees. Vote 17-0.

Amendment (1012h)

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

AN ACT relative to the municipal registration fee for an agricultural/industrial utility vehicle.

Amend RSA 261:153, I as inserted by section 1 of the bill by replacing it with the following:

I. The treasurer of each city, or such other person as the city government may designate, and the town clerk of each town shall collect fees for such permits as follows: on each vehicle offered for registration a sum equal to 18 mills on each dollar of the maker's list price for a current model year vehicle, 15 mills on each dollar of the maker's list price for the first preceding model year vehicle, 12 mills on each dollar of the maker's list price for the second preceding model year vehicle, 9 mills on each dollar of the maker's list price for the third preceding model year vehicle, 6 mills on each dollar of the maker's list price for the fourth preceding model year vehicle, and 3 mills on each dollar of the maker's list price for the fifth preceding model year vehicle

and any model year prior thereto. In no event, however, shall the fee be less than \$5. Registration permit fees for construction equipment, as defined in RSA 259:42, shall be governed by RSA 261:64. The director shall make the final determination of any vehicle model year in any case in which a dispute arises. The fee collected hereunder for a vehicle used only in the manner and for the purposes specified in RSA 261:82 ***and for an agricultural/industrial utility vehicle, as defined in RSA 259:2-a***, shall be \$5; and provided further, that the fee collected hereunder for a farm tractor shall be \$5. In cases of doubt, the director may investigate for the purpose of determining eligibility for limited purpose registrations.

2016-1012h

AMENDED ANALYSIS

This bill establishes the municipal registration fee for an agricultural/industrial utility vehicle.

HB 1685-FN, relative to mortgage bankers, brokers, and servicers. **OUGHT TO PASS.**

Rep. Patrick Abrami for Ways and Means. This bill simply repeals RSA 397-A and reenacts it in a more concise manner. The statute has to do with licensing of nondepository mortgage bankers, brokers, and services. The committee verified that all the fees in the original statute have not changed in the statute as proposed by this bill. Therefore, the committee had no objection to this statute as rewritten. Vote 17-0.

MOTION TO PRINT DEBATE

Rep. White moved that the debate, including Parliamentary Inquiries, on the reconsideration motion from March 10, 2016, on **HB 2016**, relative to the state 10-year transportation improvement program, be printed in the Permanent Journal.

Rep. Rosenwald requested a roll call; sufficiently seconded.

YEAS 140 - NAYS 191

YEAS - 140

BELKNAP

Fisher, Robert

CARROLL

Buco, Thomas

Butler, Edward

Ticehurst, Susan

CHESHIRE

Abbott, Michael
Chase, Cynthia
Mann, John
Robertson, Timothy
Weber, Lucy

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

Tilton, Benjamin
Johnsen, Gladys
Pearson, William
Shepardson, Marjorie

Berch, Paul
Ley, Douglas
Phillips, Larry
Tatro, Bruce

COOS

Froburg, Alethea

Moynihan, Wayne

Theberge, Robert

Thomas, Yvonne

GRAFTON

Abel, Richard
Ford, Susan
Nordgren, Sharon
White, Andrew

Almy, Susan
Higgins, Patricia
Smith, Suzanne

Bennett, Travis
Maes, Kevin
Sykes, George

Cooney, Mary
Massimilla, Linda
Townsend, Charles

HILLSBOROUGH

Griffin, Barbara
Cohen, Alan
Eastman, Eric
Freitas, Mary
Hansberry, Daniel
Lachance, Joseph
Mangipudi, Latha
Brown, Pamela
Rosenwald, Cindy
Williams, Kermit

Backus, Robert
Cornell, Patricia
Edwards, Elizabeth
Goley, Jeffrey
Harvey, Suzanne
LeBrun, Donald
Manley, Jonathan
Porter, Marjorie
Schleien, Eric
Woodbury, David

Beaulieu, Jane
Cote, David
Ferreira, Elizabeth
Gorman, Mary
Heath, Mary
Leishman, Peter
McNamara, Richard
Proulx, Mark
Shattuck, Gilman

Roberts, Carol
DiSilvestro, Linda
Forest, Armand
Guerette, C. Lee
Jack, Martin
O'Brien, Michael
O'Neil, William
Walsh, Robert
Vann, Ivy

MERRIMACK

Turcotte, Alan
Bradley, Paula
Doherty, David
Frazer, June
Moffett, Howard
Rogers, Katherine

Alicea, Caroletta
Rice, Chip
Ebel, Karen
Kenison, Linda
Myler, Mel
Saunderson, George

French, Barbara
Carson, Clyde
Gile, Mary
Luneau, David
Patten, Dick
Schuett, Dianne

Bartlett, Christy
Deloge, Helen
Henle, Paul
MacKay, James
Ratzki, Mario
Wheeler, Deborah

ROCKINGHAM

Berrien, Skip
DiFranco, Debbie
Lovejoy, Patricia
Pantelakos, Laura

Borden, David
Francese, Paula
McBeath, Rebecca
Sherman, Thomas

Cahill, Michael
Ward, Gerald
McKinney, Betsy
Simpson, Alexis

Cali-Pitts, Jacqueline
Heffron, Frank
Gordon, Pamela
Tucker, Pamela

STRAFFORD

Baber, William
DiSesa, Len
Kaen, Naida
Spang, Judith

Bixby, Peter
Gardner, Janice
Smith, Marjorie
Stevens, Audrey

Burton, Wayne
Horrigan, Timothy
Schmidt, Peter
Treleven, Susan

Cilley, Jacalyn
Ward, Kenneth
Southworth, Thomas
Wall, Janet

SULLIVAN

Schmidt, Andrew
Irwin, Virginia

Cloutier, John
Laware, Thomas

Converse, Larry
O'Hearne, Andrew

Gottling, Suzanne
Oxenham, Lee

NAYS - 191**BELKNAP**

Aldrich, Glen
Flanders, Donald
Russell, David
Varney, Peter

Dumais, Russell
Gallagher, Brian
Spanos, Peter

Tilton, Franklin
Howard, Raymond
Fraser, Valerie

Fields, Dennis
Hurt, George
Vadney, Herbert

CARROLL

Avellani, Lino
Crawford, Karel
Parker, Harold

Chandler, Gene
McCarthy, Frank
Schmidt, Stephen

Comeau, Ed
McConkey, Mark
Umberger, Karen

Cordelli, Glenn
Nelson, Bill

CHESHIRE

Bordenet, John
McConnell, James

Emerson, Susan
Sterling, Franklin

Hunt, John

Roberts, Kris

COOS

Fothergill, John
Tholl, John

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Bailey, Brad
Johnson, Eric
Shackett, Jeffrey

Brown, Duane
Gionet, Edmond

Darrow, Stephen
Hull, Robert

Hennessey, Erin
Ladd, Rick

HILLSBOROUGH

Adams, Christopher
Biggie, Barbara
Christensen, Chris
Edelblut, Frank
Gould, Linda
Hinch, Richard
Rice, Kimberly
McClarren, Donald
Notter, Jeanine
Pellegrino, Anthony
Ober, Russell
Scontsas, Lisa
Souza, Kathleen
Twombly, Timothy
Zaricki, Nick

Ammon, Keith
Boehm, Ralph
Coffey, James
Estevez, Eric
Haefner, Robert
Hogan, Edith
Kurk, Neal
McLean, Mark
Ohm, Bill
Peterson, Ken
Rouillard, Claire
Seidel, Carl
Stepanek, Stephen
Ulery, Jordan

Balcom, John
Burt, John
Danielson, David
Flanagan, Jack
Halstead, Carolyn
Hopper, Gary
Ober, Lynne
Moore, Josh
McCarthy, Peggy
Pierce, David
Rowe, Robert
Simmons, Tammy
Straight, Phillip
Sullivan, Victoria

Barry, Richard
Byron, Frank
Donovan, Daniel
Gagne, Larry
Hansen, Peter
Belanger, James
Marston, Dick
Murotake, David
Palmer, Barry
Christie, Rick
Sanborn, Laurie
Snow, Kendall
Takesian, Charlene
Wolf, Terry

MERRIMACK

Brewster, Michael
French, Harold
Horn, Werner
Kuch, Bill
Seaworth, Brian

McGuire, Carol
Hess, David
Karrick, David
Marple, Richard
Walsh, Thomas

Long, Douglas
Hill, Gregory
Kidder, David
Martin, John
Wallner, Mary Jane

McGuire, Dan
Hoell, J.R.
Kotowski, Frank
Parent, Jason

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Cardon, G. Thomas
Dean-Bailey, Yvonne
Elliott, Robert

Abramson, Max
Barnes, Arthur
Chirichiello, Brian
DeSimone, Debra
Emerick, J. Tracy

Allen, Mary
Bates, David
Cook, Allen
Devine, James
Chase, Francis

Azarian, Gary
Bush, Carol
Thomas, Douglas
Duarte, Joe
Ferrante, Beverly

Fesh, Robert
Guthrie, Joseph
Introne, Robert
Kolodziej, Walter
Manning, John
Nigrello, Robert
Prudhomme-O'Brien, Katherine
Sytek, John
Welch, David

Friel, William
Harris, Jeffrey
Sweeney, Joe
Lundgren, David
Matthews, Carolyn
O'Connor, John
Gordon, Richard
True, Chris
Weyler, Kenneth

Gannon, William
Hodgdon, Bruce
Ward, Joanne
Griffin, Mary
McMahon, Charles
Osborne, Jason
Tilton, Rio
Vose, Michael
Woitkun, Steven

Green, Dennis
Hoelzel, Kathleen
Kappler, Lawrence
Major, Norman
Milz, David
Potucek, John
Spillane, James
Webb, James

STRAFFORD

Berube, Roger
Groen, Warren
Turcotte, Leonard
Wuelper, Kurt

Bickford, David
Hannon, Joseph
Leeman, Don

Graham, Robert
Jones, Laura
Mullen, John

Gray, James
Kaczynski, Thomas
Pitre, Joseph

SULLIVAN

Grenier, James

Rollins, Skip

Smith, Steven

and the motion failed.

Rep. Wallner voted Nay and intended to vote Yea.

REGULAR CALENDAR - PART I

HB 280-FN, authorizing multi-use decal plates, multi-use veterans decal plates, and relative to special motorcycle number plates for disabled veterans. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Daniel Eaton for the Majority of Finance. While very well intended, HB 280 would have significant unintended consequences. The bill starts out offering several new plate options to military vets that already have numerous plate options. To start this new option, the bill spends \$285,000 from the plate fund for a new program in a non-budget year, a fund that is already millions of dollars short due to prior legislative "borrowing." To allow the plate fund to break even, 57,000 new plates would have to be sold. Currently, there are 34,000 veteran plates in all categories. It must be assumed that many of the new plate purchases would come from the existing veteran plate population along with some from the current 51,000 moose and park plates further diminishing funds from already needy programs. It is easy to see that this will take years to just come even with replenishing the plate fund. Each year there are a few requests for new plates. HB 280 goes to the extreme of inviting any 501c(3) to apply for special plates by placing that language in statute. Not only is there the cost and time of an unprecedented number of bills, HB 280 will open the floodgates to every 501c(3) organization to request a special 3x3 inch sticker on their plate, thereby changing license plates from identifiers to advertisers. Finally, for the first time, we will be politicizing license plates, potentially creating the "lawyers relief act of 2016" and risking litigation costs for the foreseeable future depending on the political whims of the day and whether one or another 501c(3) is approved or not. Vote 14-12.

Rep. Karen Umberger for the Minority of Finance. The majority has overlooked the position of the House on the policy in HB 280. There will be only one plate created to which a service decal available only from the Office of Veterans' Services, for a \$10 fee, will be attached. If future 501c(3) organizations are approved there will be no additional costs for the Department of Safety to issue plates. In order for a person to obtain the new plate there is an additional \$15 cost. We do not anticipate this plate will result in any reduction in the number of moose plate or state parks plates issued, but it is likely to result in veterans choosing to display their service on the new decal license plate rather than using the current veteran plates. We do not believe HB 280 will result in politicizing license plates. This bill is a giant step forward to allowing special recognition for our veterans.

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

Rep. Steven Smith spoke against and yielded to questions.

Rep. Baldasaro spoke against.

Rep. Eaton spoke in favor and yielded to questions.

Rep. Hinch requested a roll call; sufficiently seconded.

YEAS 103 - NAYS 249

YEAS - 103 BELKNAP

Sylvia, Michael

Vadney, Herbert

CARROLL

Buco, Thomas

Ticehurst, Susan

CHESHIRE

Ames, Richard
Ley, Douglas

Berch, Paul
Mann, John

Bordenet, John
Parkhurst, Henry

Eaton, Daniel
Pearson, William

COOS

Froburg, Alethea

Thomas, Yvonne

GRAFTON

Bennett, Travis
Townsend, Charles

Ford, Susan

Nordgren, Sharon

Brown, Rebecca

HILLSBOROUGH

Backus, Robert
Cornell, Patricia
Edwards, Elizabeth
Gould, Linda
Harvey, Suzanne
Mangipudi, Latha
Rosenwald, Cindy
Snow, Kendall
Williams, Kermit

Beaulieu, Jane
Cote, David
Freitas, Mary
Guerette, C. Lee
Heath, Mary
Murotake, David
Rowe, Robert
Souza, Kathleen
Woodbury, David

Booras, Efstathia
Sullivan, Daniel
Goley, Jeffrey
Hansberry, Daniel
Herbert, Christopher
O'Neil, William
Scotsas, Lisa
Takesian, Charlene

Roberts, Carol
DiSilvestro, Linda
Gorman, Mary
Hansen, Peter
Leishman, Peter
Palmer, Barry
Shattuck, Gilman
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Deloge, Helen
Henle, Paul
Kidder, David
Rogers, Katherine
Wheeler, Deborah

Bartlett, Christy
Doherty, David
Frazer, June
MacKay, James
Saunderson, George

Bradley, Paula
Ebel, Karen
Karrick, David
Marple, Richard
Schuett, Dianne

Rice, Chip
Gile, Mary
Kenison, Linda
Myler, Mel
Wallner, Mary Jane

ROCKINGHAM

Allen, Mary
Francese, Paula
McKinney, Betsy
Simpson, Alexis

Berrien, Skip
Ward, Gerald
Gordon, Pamela

Cushing, Robert
Heffron, Frank
Pantelakos, Laura

Fesh, Robert
McBeath, Rebecca
Sherman, Thomas

STRAFFORD

Bickford, David
Smith, Marjorie
Stevens, Audrey

DiSesa, Len
Schmidt, Peter
Treleaven, Susan

Jones, Laura
Southworth, Thomas
Wall, Janet

Ward, Kenneth
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gagnon, Raymond

Gottling, Suzanne

O'Hearne, Andrew

NAYS - 249**BELKNAP**

Aldrich, Glen
Fisher, Robert
Hurt, George
Fraser, Valerie

Dumais, Russell
Flanders, Donald
LeBreche, Shari
Varney, Peter

Tilton, Franklin
Gallagher, Brian
Russell, David

Fields, Dennis
Howard, Raymond
Spanos, Peter

CARROLL

Avellani, Lino
Cordelli, Glenn
Nelson, Bill

Butler, Edward
Crawford, Karel
Parker, Harold

Chandler, Gene
McCarthy, Frank
Schmidt, Stephen

Comeau, Ed
McConkey, Mark
Umberger, Karen

CHESHIRE

Abbott, Michael
Johnsen, Gladys
Phillips, Larry
Sterling, Franklin

Tilton, Benjamin
Hunt, John
Robertson, Timothy
Tatro, Bruce

Chase, Cynthia
Roberts, Kris
Sad, Tara
Weber, Lucy

Emerson, Susan
McConnell, James
Shepardson, Marjorie

COOS

Fothergill, John
Rideout, Leon

Moynihan, Wayne
Theberge, Robert

Rappaport, Laurence
Tholl, John

Richardson, Herbert

GRAFTON

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

Almy, Susan
Darrow, Stephen
Higgins, Patricia
Maes, Kevin
Sykes, George

Bailey, Brad
Hennessey, Erin
Hull, Robert
Massimilla, Linda
White, Andrew

Cooney, Mary
Johnson, Eric
Ingbretson, Paul
Shackett, Jeffrey

HILLSBOROUGH

Adams, Christopher
 Barry, Richard
 Byron, Frank
 Danielson, David
 Estevez, Eric
 Gagne, Larry
 Hogan, Edith
 Jeudy, Jean
 Ober, Lynne
 Manley, Jonathan
 McLean, Mark
 Notter, Jeanine
 Parison, James
 Porter, Marjorie
 Walsh, Robert
 Seidel, Carl
 Twombly, Timothy
 Wolf, Terry

Ammon, Keith
 Biggie, Barbara
 Christensen, Chris
 Donovan, Daniel
 Ferreira, Elizabeth
 Haefner, Robert
 Hopper, Gary
 Rice, Kimberly
 Lachance, Joseph
 Marston, Dick
 McNamara, Richard
 Ohm, Bill
 Pellegrino, Anthony
 Proulx, Mark
 Rouillard, Claire
 Simmons, Tammy
 Ulery, Jordan
 Zaricki, Nick

Griffin, Barbara
 Boehm, Ralph
 Coffey, James
 Eastman, Eric
 Flanagan, Jack
 Halstead, Carolyn
 Belanger, James
 Kurk, Neal
 LeBrun, Donald
 Martel, Andre
 Moore, Josh
 Brown, Pamela
 Peterson, Ken
 Christie, Rick
 Sanborn, Laurie
 Stepanek, Stephen
 Sullivan, Victoria

Balcom, John
 Burt, John
 Cohen, Alan
 Edelblut, Frank
 Forest, Armand
 Hinch, Richard
 Jack, Martin
 Christiansen, Lars
 O'Brien, Michael
 McClarren, Donald
 Murphy, Keith
 McCarthy, Peggy
 Pierce, David
 Ober, Russell
 Schleien, Eric
 Straight, Phillip
 O'Brien, William

MERRIMACK

Turcotte, Alan
 Carson, Clyde
 Hess, David
 Kotowski, Frank
 Moffett, Howard
 Seaworth, Brian

French, Barbara
 Long, Douglas
 Hill, Gregory
 Kuch, Bill
 Parent, Jason
 Shurtleff, Stephen

Brewster, Michael
 McGuire, Dan
 Hoell, J.R.
 Luneau, David
 Patten, Dick
 Walsh, Thomas

McGuire, Carol
 French, Harold
 Horn, Werner
 Martin, John
 Ratzki, Mario

ROCKINGHAM

Christie, Andrew
 Baldasaro, Alfred
 Bush, Carol
 Chirichiello, Brian
 DeSimone, Debra
 Elliott, Robert
 Friel, William
 Hagan, Joseph
 Introne, Robert
 Katsakiores, Phyllis
 Griffin, Mary
 McMahon, Charles
 Osborne, Jason
 Prudhomme-O'Brien, Katherine
 Sytek, John
 Webb, James

Abrami, Patrick
 Barnes, Arthur
 Cahill, Michael
 Cook, Allen
 Devine, James
 Emerick, J. Tracy
 Gannon, William
 Harris, Jeffrey
 Sweeney, Joe
 Kolodziej, Walter
 Major, Norman
 Milz, David
 Packard, Sherman
 Gordon, Richard
 True, Chris
 Welch, David

Abramson, Max
 Bates, David
 Cali-Pitts, Jacqueline
 Thomas, Douglas
 DiFranco, Debbie
 Chase, Francis
 Green, Dennis
 Hodgdon, Bruce
 Ward, Joanne
 Lovejoy, Patricia
 Manning, John
 Nigrello, Robert
 Peckham, Michele
 Tilton, Rio
 Tucker, Pamela
 Weyler, Kenneth

Azarian, Gary
 Borden, David
 Cardon, G. Thomas
 Dean-Bailey, Yvonne
 Duarte, Joe
 Ferrante, Beverly
 Guthrie, Joseph
 Hoelzel, Kathleen
 Kappler, Lawrence
 Lundgren, David
 Matthews, Carolyn
 O'Connor, John
 Potucek, John
 Spillane, James
 Vose, Michael
 Woitkun, Steven

STRAFFORD

Baber, William
 Cilley, Jacalyn
 Groen, Warren
 Kaen, Naida
 Pitre, Joseph

Berube, Roger
 Gardner, Janice
 Hannon, Joseph
 Turcotte, Leonard
 Wuelper, Kurt

Bixby, Peter
 Graham, Robert
 Horrigan, Timothy
 Leeman, Don

Burton, Wayne
 Gray, James
 Kaczynski, Thomas
 Mullen, John

SULLIVAN

Schmidt, Andrew
 Laware, Thomas

Converse, Larry
 Rollins, Skip

Grenier, James
 Smith, Steven

Irwin, Virginia

and the majority committee report failed.

Rep. Umberger moved the minority committee report of Ought to Pass with Amendment and offered minority committee amendment (1089h).

Minority Amendment (1089h)

Amend RSA 261-C:2, III as inserted by section 1 of the bill by replacing it with the following:

III. The state office of veterans services may issue decals to eligible veterans and shall collect a fee of \$10 for the decal. Revenue collected under this paragraph shall be restricted revenue to the office of veterans services and shall not lapse.

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect July 1, 2017.

Rep. Umberger spoke in favor.

Minority committee amendment adopted.

Minority committee report adopted and ordered to third reading.

HB 626-FN-A, authorizing energy infrastructure development and designating energy infrastructure corridors. **OUGHT TO PASS WITH AMENDMENT.**

Rep. J. Tracy Emerick for Finance. This bill authorizes energy infrastructure development and designates energy infrastructure corridors, which require the Department of Transportation (DOT) to adopt an updated and revised utility accommodation manual that is approved by the federal government. This bill will allow developers to apply to use certain road right-of-ways as corridors for energy infrastructure. Should a developer desire to do this, an application must be submitted and within 30 days the DOT must verify if the submitted plan is complete or not. Once the plan is complete the DOT has 60 days to complete its conceptual study of the plan and issue a report, which is given both to the developer and the site evaluation committee [SEC]. Should the SEC approve the plan, then the developer will pay a lease fee to the DOT. According to the department, such lease fees may only be used for certain road construction projects. However, before developers may use the road right-of-ways, the DOT must revise its Utility Accommodation Manual. This manual must be approved by the federal government and placed on file both in the state and with the federal government before any developer may apply to use road right-of-ways. Therefore, a section of this bill requires the DOT to update this manual, which can be done at no additional cost to the DOT. After consultation with the DOT, the remainder of the bill will take effect after that manual is revised, updated, approved by the federal government and placed on file. Should the federal government not approve the use of these road right-of-ways for energy infrastructure development, this bill will not take effect. The costs and revenues associated with any additional corridor use is indeterminable. Vote 23-3.

Amendment (1080h)

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

AN ACT authorizing energy infrastructure development and designating energy infrastructure corridors and requiring the department of transportation to adopt an updated and revised utility accommodation manual.

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

1 Statement of Purpose. The legislature recognizes that high and volatile energy costs increasingly threaten the competitiveness of New Hampshire's businesses and industries and the financial resources of its electric ratepayers, and that new low-cost sources of energy are needed in order to stabilize and lower wholesale and retail electric rates in New Hampshire and New England. At the same time, as the state's citizens have become more aware of the value, to themselves and others, of New Hampshire's scenic natural landscapes, clean air, and unspoiled environment, it has become increasingly difficult to site and develop large-scale above-ground energy transmission lines from lower-cost neighboring regions. Such projects often face unacceptably high development costs, regulatory delays, and public opposition resulting from their potential adverse impacts on the state's most scenic natural landscapes, the value of adjoining and nearby private properties, and the comfort, health, and safety of adjacent homeowners. The general court therefore finds that it is in the public interest for the state to designate certain "energy infrastructure corridors" along, within, and under major state-owned transportation routes, for the underground collocation of major energy transmission lines necessary to promote balanced economic growth, reduce or mitigate high energy prices, and contribute to a cleaner and more natural environment, while providing the state highway fund with market-based revenues from private energy transmission companies in return for the use of such designated energy infrastructure corridors. The general court intends that the energy infrastructure corridors designated under this act are simply options for the siting of energy infrastructure and nothing in this act shall be construed as limiting the historic accommodation of utilities in all public rights of way.

2 New Chapter; Energy Infrastructure Development and Corridors. Amend RSA by inserting after chapter 162-Q the following new chapter:

CHAPTER 162-R

ENERGY INFRASTRUCTURE DEVELOPMENT AND CORRIDORS

162-R:1 Definitions.

I. "Energy infrastructure" includes high voltage DC or AC electric transmission facilities of 115 kV or greater, natural gas transmission lines, carbon dioxide pipelines, petroleum pipelines, and other energy transport pipelines or conduits.

II. "Energy infrastructure corridor" means an existing state-owned transportation right-of-way within which energy infrastructure could potentially be sited underground.

III. "Developer" means a person or legal entity that can demonstrate to the state the financial, technical, and managerial capability to engage in the development and construction of energy infrastructure.

IV. "Project" means the development or construction of energy infrastructure subject to site evaluation committee jurisdiction under RSA 162-H within an energy infrastructure corridor.

V. "Site evaluation committee" means the site evaluation committee established in RSA 162-H:3.

VI. "State-owned transportation right-of-way" means a highway or railroad right-of-way on land owned in fee by the state or a state agency or state authority.

VII. "Sufferance" means that the owner of energy infrastructure has no real property interest in the right-of-way, but merely occupies and uses the public right-of-way subject to terms and conditions established by the New Hampshire department of transportation.

162-R:2 Energy Infrastructure Corridors Designated.

I. In accordance with RSA 236:18, the state has the exclusive rights, insofar as they do not conflict with any federal statute, rule, or regulation, to build, lease, or utilize for any public purpose the space adjacent to (excluding the median) and below the toll highways and the interstate system highways within the state.

II. The following areas, owned by the state, are designated as energy infrastructure corridors:

(a) I-89 (between the intersection of I-93 and the Vermont border).

(b) I-93 (between the Massachusetts border and the Vermont border, excepting approximately 1.7 miles located in the White Mountain National Forest north of Franconia Notch state park).

(c) I-95 (between the Massachusetts border and the Maine border).

(d) NH Route 101 (between the intersection of I-93 and the intersection of I-95).

III. Nothing in this chapter shall require a developer of energy infrastructure to site or propose to site energy infrastructure, or any part thereof, within an energy infrastructure corridor designated under this chapter.

162-R:3 Energy Infrastructure Proposal Application Process.

I.(a) To initiate the application process, a developer may file with the department of transportation, a request for a preliminary conceptual feasibility study, including such project-specific information as the department may specify in accordance with the department's Utility Accommodation Manual.

(b) Within 30 days after such study request is filed, the department shall provide written notice to the developer, with a copy to the site evaluation committee, either accepting such study request as sufficiently complete to allow the department to evaluate the conceptual feasibility of the proposal and submit its recommendation to the committee, or specifying the additional information needed to complete its evaluation.

(c) Upon notice to the developer that the study request is deemed sufficiently complete for its purposes under subparagraph (a), the department shall have 60 days to determine whether and to what extent the proposed project route would be conceptually feasible within the applicable state-owned transportation right-of-way or rights-of-way, based on department standards and regulations.

(d) Within 60 days after notice to the developer that its submission has been deemed complete, the department shall submit its report on the conceptual feasibility of the project to the developer and the site evaluation committee, specifying any concerns or issues it believes the committee should consider in its review of the application.

II. The committee shall determine whether the application is complete, and shall proceed to review a completed application under RSA 162-H.

162-R:4 Energy Infrastructure Proposal; Decision Criteria.

I. The site evaluation committee shall evaluate and render a decision on an energy infrastructure proposal which chooses to use one or more designated energy infrastructure corridors pursuant to the provisions of this chapter.

II. The site evaluation committee may approve an energy infrastructure proposal for a project to be sited in whole or in part within one or more energy infrastructure corridors only if it finds that the project meets the criteria set forth in RSA 162-H.

162-R:5 Use of Energy Infrastructure Corridors; Requirements. Development and construction of energy infrastructure within an energy infrastructure corridor are governed by this section. No person shall engage in development or construction of energy infrastructure within an energy infrastructure corridor, unless such person is in compliance with applicable state and federal laws, rules, and regulations. Any development, construction, maintenance or use of energy infrastructure within an energy infrastructure corridor shall be at the sufferance of the department of transportation. All costs associated with installation, alteration, relocation (whether or not required by the department), and/or protection of energy infrastructure within an energy infrastructure corridor shall be the responsibility of the energy infrastructure developer or owner.

162-R:6 Revenues.

I. The department of transportation, right-of-way (ROW) appraisal bureau section, shall identify an initial estimate of the range of value for the use of state-owned land or assets within a designated energy infrastructure corridor and negotiate a value for such use with the developer. The actual and final value shall be subject to approval by the long range capital planning and utilization committee.

II. All revenues generated from the use of state-owned land or assets within energy infrastructure corridors designated under this chapter shall be deposited in the highway fund for use solely in state transportation programs funded in whole or in part by the Federal Highway Administration or other federal agencies and included in the state's 10-year transportation plan. Nothing in this section shall be deemed to affect the responsibility of a developer to pay separately to the site evaluation committee the fees required under RSA 162-H.

3 Updated and Revised Utility Accommodation Manual. The department of transportation shall update and revise its utility accommodation manual in order to provide for the optional use of the energy infrastructure corridors designated pursuant to RSA 162-R:2. The updated and revised manual shall be approved by the Federal Highway Administration no later than June 1, 2017.

4 Contingency. If the updated and revised utility accommodation manual required by section 3 of this act is adopted and approved by June 1, 2017, sections 1 and 2 of this act shall take effect July 1, 2017. If the updated and revised utility accommodation manual is not adopted and approved by June 1, 2017, sections 1 and 2 of this act shall not take effect. The commissioner of the department of transportation shall certify the date of approval of the manual to the secretary of state and the director of legislative services.

5 Effective Date.

I. Sections 1 and 2 of this act shall take effect as provided in section 4 of this act.

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

2016-1080h

AMENDED ANALYSIS

This bill establishes procedures for approval of proposals for energy infrastructure development and designates energy infrastructure corridors. This bill is contingent upon the adoption and approval of an updated and revised department of transportation utility accommodation manual.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

COMMUNICATION

March 23, 2016

Mr. Paul Smith
Clerk of the House of Representatives
State House
Concord, NH 03301

Dear Paul:

Please be advised that the following representative-elect was sworn into office by the Governor and Executive Council on this day:

Rockingham County District No. 21

Michael A. Edgar, d, Hampton (7 Ann's Terrace) 03842

Sincerely,

William M. Gardner, Secretary of State

REGULAR CALENDAR PART I CONT'D

HB 636-FN, relative to forfeiture of property. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Lynne Ober for Finance. This bill has three parts. A new section sets criteria that identifies property subject to criminal forfeiture. Another new section provides protection for an innocent owner whose property was seized. There is also a new section outlining procedures for disposition of unclaimed property and proceeds. Finally, the bill repeals the drug forfeiture fund at the end of the biennium, which allows the affected agencies to budget appropriately. Vote 18-7.

Amendment (0885H)

Amend the bill by inserting after section 6 the following and renumbering the original sections 7-8 to read as 8-9, respectively:

7 New Section; Budget and Appropriations; Department of Justice; Request for Appropriation for Drug Related Law Enforcement and Drug Treatment Programs. Amend RSA 9 by inserting after section 4-e the following new section:

9:4-f Department of Justice; Request for Appropriation for Drug Related Law Enforcement and Drug Treatment Programs. The department of justice shall include in its biennial operating budget request made pursuant to RSA 9:4, an appropriation to pay a portion of the costs of local, county, and state drug related investigations, as well as drug control law enforcement programs within New Hampshire. Such appropriation also may be used to pay extraordinary costs of local, county, and state drug prosecutions and trial expenses. Law enforcement agencies may apply to the department of justice for grants from the amount appropriated. Of the annual appropriation, \$5,000 shall be deposited into a special non-lapsing account established within the office of the state treasurer for the department of health and human services to fund drug education, prevention, and treatment services. The attorney general shall report 60 days after the close of each fiscal year to the governor and council and to the fiscal committee of the general court a summary of the grants provided to law enforcement agencies under this section for the preceding fiscal year.

Amend the bill by replacing section 9 with the following:

9 Effective Date.

I. Section 7 of this act shall take effect July 1, 2016.

II. Sections 1 and 2 of this act shall take effect January 1, 2017.

III. The remainder of this act shall take effect July 1, 2017.

2016-0885h

AMENDED ANALYSIS

This bill:

I. Limits forfeiture to cases in which the state has found by clear and convincing evidence that the property was derived from, or used in, the commission of a crime.

II. Requires the state to deposit proceeds from forfeited property in the general fund and repeals the drug forfeiture fund.

III. Directs the attorney general to include in the department of justice's budget request an appropriation for the cost of local, county, and state drug related enforcement actions.

IV. Establishes a special non-lapsing account for the department of health and human services to fund drug education, prevention, and treatment programs.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 1527-FN-A, authorizing additional part-time positions at the department of administrative services and making an appropriation therefor. **OUGHT TO PASS.**

Rep. Peter Spanos for Finance. This bill authorizes additional part-time positions at the Department of Administrative Services (DAS). Since 2006 staffing for DAS has been reduced by nearly 50 positions, and yet work has been added to this department via legislative bill passage. The legislature passed a requirement for work force planning within state agencies because nearly 50 percent of the state's workforce will be eligible to retire within 3 years, but no staffing was included when that bill passed. One of the three positions is a part-time workforce coordinator who will coordinate this planning. Another is a part-time payroll staff member. Recently there have been payroll issues that cost more than adding this part-time staff member to deal with them. The third position will add one part-time position to DAS Risk Management staff, which handles all insurance issues for the growing number of retirees who are eligible for retiree health care. Because the state is self-insured for health care, the Risk Management staff basically runs an insurance company. All state employee and retiree health issues are dealt with in the group. With more than 12,000 retirees and the expected rapid retirement of much of the state staff, this position is needed. Vote 25-0.

Committee report adopted and ordered to third reading.

HB 1531, permitting the legislature to open the state house on weekends. **OUGHT TO PASS.**

Rep. Peter Leishman for Finance. This bill would allow the legislature to enter into a memorandum of understanding with a private entity such as the Concord Chamber of Commerce, that would allow the State House to be open on agreed upon Saturdays from Memorial Day to Columbus Day. The memorandum would address issues including security, staffing, hours of operation, janitorial services and areas open for public viewing. In 2001, a legislative study committee charged with studying opening the State House to the public on weekends determined the costs would range from \$366,000 for 52 weekends to \$41,000 for 17 weekends. No fiscal note was provided to the committee due to a number of different variables, including that all expenses incurred would be borne by the private entity(s). No general funds are appropriated. Vote 22-4.

Committee report adopted and ordered to third reading.

HB 1551-FN-A, establishing the John and Molly Stark scholarship program and making an appropriation therefor. **REFER FOR INTERIM STUDY.**

Rep. Kenneth Weyler for Finance. This scholarship program is a great concept to help the top 20% of New Hampshire high school graduates attend higher education institutions in the state. However, 80% of the top grads already attend in-state. Moreover, there was no plan to fund the possible \$20 million that this could cost within three years. The sponsor suggested that additional study would be necessary to develop such a plan. The committee agreed. Vote 16-10.

Committee report adopted.

HB 1553-FN, transferring the administration of the telecommunications accounting unit. **OUGHT TO PASS.**

Rep. Peter Spanos for Finance. This bill transfers the statewide telecommunications accounting unit from the Department of Safety to the Department of Information Technology (DoIT) at the request of both departments. In addition, it provides one-time funding to ensure that the billing between state agencies can be done electronically, resulting in a cost savings of \$30,000 in the first year and additional cost savings in the following years. As a result, one position was eliminated from this accounting unit. Over the past several years, we have transitioned to a nearly total dependence on digital technologies in communications, making DoIT a more fitting place for these functions to reside. Vote 25-0.

Committee report adopted and ordered to third reading.

SB 238-FN, relative to the workers' compensation appeals board. **OUGHT TO PASS.**

Rep. David Danielson for Finance. RSA 281-A:42-a established the Compensation Appeals Board membership and compensation. SB 238-FN modifies the size of the membership pool and sets a percentage of board representation from the pool (1/3 employees, 1/3 employers, and 1/3 neutral attorneys). Compensation, unchanged from 1991, is increased for the chair to \$400 per diem, up from \$200, and members will be paid \$250 per diem, up from \$150. Because of the effective size reduction of appeal panels and because this self-funding board will not receive money from the general fund, the committee recommends passage of this bill. Vote 24-1. Committee report adopted and ordered to third reading.

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

HB 1243-FN-L, relative to storm water or sewage penalties. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Kurt Wuelper for the Majority of Judiciary. This bill enables municipalities to create a schedule of requirements and penalties (consistent with current law) to ensure proper operation and maintenance of sewage/storm water systems. The bill also provides for municipalities to recover costs associated with enforcement of local requirements. The bill contains language (identical to that of RSA 676:17 for planning/zoning) to allow the civil penalty actions to remain in circuit court and to allow the court to require a performance bond. The majority believes that the schedules would add transparency to the process and allow municipalities to distinguish between individuals and businesses when creating them. Vote 11-5.

Rep. Claire Rouillard for the Minority of Judiciary. This bill sets fines and civil penalties for violations of improper maintenance of sewage and storm water systems. It does not distinguish between individual homeowners' septic systems or commercial septic discharge into public waterways. The penalty established reads "not to exceed \$10,000 per day and each day a violation continues is a separate offense." This could be devastating to a homeowner. Also, this bill awards attorney fees only to the municipality if it prevails in the litigation and not to the homeowner if he or she prevails. This bill provides that a municipality can request the homeowner/defendant post a "bond," for projected expenses, which is generally posted by the plaintiff, not the defendant. Lastly, enhanced civil penalties may be assessed against the homeowner for any additional funds paid by the municipality, over and above all out-of-pocket expenses, costs, fees, etc. The minority of the committee felt this bill, as worded, was inequitable.

MOTION TO LAY ON THE TABLE

Rep. Rowe moved that **HB 1243-FN-L**, relative to storm water or sewage penalties, be laid on the table. Motion adopted.

REGULAR CALENDAR PART I CONT'D**HB 602-FN**, relative to the use of drones. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. John Burt for the Majority of Criminal Justice and Public Safety. This bill regulates the use of drones by government and individuals. It establishes criminal penalties and civil remedies for violation of the law. It is the opinion of the majority of the committee that the penalties are not equitable. Under RSA 644-A:9, II, a government actor who violates its provisions will have \$10,000 fined against the agency that said employee works under. An individual not working under state direction or a private citizen who violates its provisions will pay up to a \$1,000 fine and be guilty of class A misdemeanor. The private citizen pays out of pocket and the state actor pays nothing. It is also the majority position that the federal preemption section of RSA 644-A:7 which reads, "If federal law preempts any provision of this chapter, that provision shall not apply," gives a clear example of the extent of the loss of our 4th Amendment rights under the Patriot Act. Federal government agents would be able to preempt anything that this legislation attempts to protect. Vote 8-7.

Rep. Robert Cushing for the Minority of Criminal Justice and Public Safety. The minority of the committee recognizes all the important work that has been done over the past couple of years to shape sound public policy on the use of drones for the purpose of commerce, law enforcement, government and individual use and supports the passage of an amended version of this bill. The minority has two concerns about the current version of the bill that made it difficult to garner majority support for an Ought to Pass motion. The minority is opposed to the idea of weaponizing drones and opposed to permitting law enforcement to use drones to fire tear gas to quell civil disorder. Currently, Maine and Virginia ban the use of weaponized aircraft (drones) by law enforcement and the minority believes that New Hampshire should have a similar policy. The minority is also concerned that the bill as presented did not contain an exemption for the New Hampshire National Guard to permit the use of drones for training purposes. The minority supports an amendment that removes the problem portions of the bill so that the House can pass a drone bill that builds upon the enormous body of work done by so many lawmakers and stakeholders to have a policy on drones/unmanned aircraft vehicles which meets the needs of the people of the State of New Hampshire.

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

Rep. Cushing spoke against.

Rep. Burt spoke in favor.

Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 151 - NAYS 211**YEAS - 151
BELKNAP**

Aldrich, Glen
Gallagher, Brian
Russell, David
Vadney, Herbert

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

Fields, Dennis
Hurt, George
Sylvia, Michael

Fisher, Robert
LeBreche, Shari
Fraser, Valerie

CARROLL

Avellani, Lino
Nelson, Bill

Buco, Thomas

Comeau, Ed

McCarthy, Frank

CHESHIRE

Tilton, Benjamin
McConnell, James
Sterling, Franklin

Bordenet, John
Parkhurst, Henry
Tatro, Bruce

Hunt, John
Robertson, Timothy

Mann, John
Shepardson, Marjorie

COOS

Rideout, Leon

GRAFTON

Bailey, Brad
Gionet, Edmond

Brown, Duane
Hull, Robert

Hennessey, Erin
Shackett, Jeffrey

Johnson, Eric

HILLSBOROUGH

Adams, Christopher
Burt, John
Eastman, Eric
Ferreira, Elizabeth
Hansberry, Daniel
Rice, Kimberly
Martel, Andre
Murotake, David
Parison, James
Sweeney, Shawn
Seidel, Carl
Stepanek, Stephen
O'Brien, William

Ammon, Keith
Roberts, Carol
Edelblut, Frank
Gorman, Mary
Hansen, Peter
Christiansen, Lars
McClarren, Donald
Murphy, Keith
Pellegrino, Anthony
Sanborn, Laurie
Shattuck, Gilman
Takesian, Charlene
Williams, Kermit

Biggie, Barbara
Coffey, James
Edwards, Elizabeth
Gould, Linda
Hogan, Edith
Lachance, Joseph
McLean, Mark
Notter, Jeanine
Proulx, Mark
Schleien, Eric
Simmons, Tammy
Twombly, Timothy
Zaricki, Nick

Boehm, Ralph
Donovan, Daniel
Estevez, Eric
Halstead, Carolyn
Infantine, William
Marston, Dick
Moore, Josh
Ohm, Bill
Christie, Rick
Scontsas, Lisa
Souza, Kathleen
Sullivan, Victoria

MERRIMACK

Turcotte, Alan
Long, Douglas
Hoell, J.R.
Parent, Jason

Brewster, Michael
McGuire, Dan
Kidder, David
Patten, Dick

McGuire, Carol
French, Harold
Marple, Richard
Seaworth, Brian

Carson, Clyde
Hill, Gregory
Martin, John
Wheeler, Deborah

ROCKINGHAM

Abramson, Max
Bush, Carol
Thomas, Douglas
Ferrante, Beverly
Hodgdon, Bruce
Lundgren, David
Gordon, Pamela
Schroadter, Adam
Vose, Michael

Allen, Mary
Cali-Pitts, Jacqueline
Dean-Bailey, Yvonne
Gannon, William
Itse, Daniel
McKinney, Betsy
Peckham, Michele
Spillane, James

Baldasaro, Alfred
Chirichiello, Brian
Duarte, Joe
Green, Dennis
Kappler, Lawrence
McMahon, Charles
Prudhomme-O'Brien, Katherine
True, Chris

Bates, David
Cook, Allen
Chase, Francis
Harris, Jeffrey
Kolodziej, Walter
Osborne, Jason
Gordon, Richard
Tucker, Pamela

STRAFFORD

Berube, Roger
Horrigan, Timothy
Leeman, Don
Wuelper, Kurt

Gardner, Janice
Jones, Laura
Mullen, John

Groen, Warren
Kaczynski, Thomas
Pitre, Joseph

Hannon, Joseph
Turcotte, Leonard
Southworth, Thomas

SULLIVAN**NAYS - 211
BELKNAP**

Tilton, Franklin

Flanders, Donald

CARROLL

Butler, Edward
McConkey, Mark
Umberger, Karen

Chandler, Gene
Parker, Harold

Cordelli, Glenn
Schmidt, Stephen

Crawford, Karel
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Eaton, Daniel
Ley, Douglas
Weber, Lucy

Ames, Richard
Emerson, Susan
Pearson, William

Berch, Paul
Johnsen, Gladys
Phillips, Larry

Chase, Cynthia
Roberts, Kris
Sad, Tara

COOS

Fothergill, John
Richardson, Herbert

Froburg, Alethea
Theberge, Robert

Moynihan, Wayne
Tholl, John

Rappaport, Laurence
Thomas, Yvonne

GRAFTON

Abel, Richard
Darrow, Stephen
Ladd, Rick
Brown, Rebecca
White, Andrew

Almy, Susan
Ford, Susan
Maes, Kevin
Smith, Suzanne

Bennett, Travis
Higgins, Patricia
Massimilla, Linda
Sykes, George

Cooney, Mary
Ingbretson, Paul
Nordgren, Sharon
Townsend, Charles

HILLSBOROUGH

Griffin, Barbara
Barry, Richard
Byron, Frank
Cote, David
Flanagan, Jack
Goley, Jeffrey
Heath, Mary
Belanger, James
Ober, Lynne
Mangipudi, Latha
Brown, Pamela
Peterson, Ken
Walsh, Robert
Snow, Kendall
Wolf, Terry

Backus, Robert
Beaulieu, Jane
Christensen, Chris
Sullivan, Daniel
Forest, Armand
Guerette, C. Lee
Herbert, Christopher
Jack, Martin
LeBrun, Donald
Manley, Jonathan
Long, Patrick
Pierce, David
Rosenwald, Cindy
Straight, Phillip
Woodbury, David

Balcom, John
Booras, Efstathia
Cohen, Alan
Danielson, David
Freitas, Mary
Haefner, Robert
Hinch, Richard
Judy, Jean
Leishman, Peter
McNamara, Richard
McCarthy, Peggy
Porter, Marjorie
Rouillard, Claire
Ulery, Jordan

Barody, Benjamin
Bouldin, Amanda
Cornell, Patricia
DiSilvestro, Linda
Gagne, Larry
Harvey, Suzanne
Hopper, Gary
Kurk, Neal
O'Brien, Michael
O'Neil, William
Palmer, Barry
Ober, Russell
Rowe, Robert
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Rice, Chip
Gile, Mary
Frazer, June
Kuch, Bill
Myler, Mel
Schuett, Dianne

French, Barbara
Deloge, Helen
Henle, Paul
Karrick, David
Luneau, David
Ratzki, Mario
Shurtleff, Stephen

Bartlett, Christy
Doherty, David
Hess, David
Kenison, Linda
MacKay, James
Rogers, Katherine
Walsh, Thomas

Bradley, Paula
Ebel, Karen
Horn, Werner
Kotowski, Frank
Moffett, Howard
Saunderson, George
Wallner, Mary Jane

ROCKINGHAM

Christie, Andrew
Berrien, Skip
Cushing, Robert
Edgar, Michael
Francese, Paula
Hagan, Joseph
Sweeney, Joe
Griffin, Mary
McBeath, Rebecca
Packard, Sherman
Sherman, Thomas
Welch, David

Abrami, Patrick
Borden, David
DeSimone, Debra
Elliott, Robert
Friel, William
Heffron, Frank
Ward, Joanne
Major, Norman
Milz, David
Pantelakos, Laura
Simpson, Alexis
Weyler, Kenneth

Azarian, Gary
Cahill, Michael
Devine, James
Emerick, J. Tracy
Ward, Gerald
Hoelzel, Kathleen
Katsakiores, Phyllis
Manning, John
Nigrello, Robert
Potucek, John
Sytek, John
Woitkun, Steven

Barnes, Arthur
Cardon, G. Thomas
DiFranco, Debbie
Fesh, Robert
Guthrie, Joseph
Introne, Robert
Lovejoy, Patricia
Matthews, Carolyn
O'Connor, John
Tilton, Rio
Webb, James

STRAFFORD

Baber, William
Cilley, Jacalyn
Ward, Kenneth
Rollo, Deanna
Treleaven, Susan

Bickford, David
DiSesa, Len
Kaen, Naida
Spang, Judith
Wall, Janet

Bixby, Peter
Graham, Robert
Smith, Marjorie
Sprague, Dale

Burton, Wayne
Gray, James
Schmidt, Peter
Stevens, Audrey

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Oxenham, Lee

Cloutier, John
Grenier, James
Rollins, Skip

Converse, Larry
Irwin, Virginia
Smith, Steven

Gagnon, Raymond
O'Hearne, Andrew

and the majority committee report failed.

Rep. Cushing moved the minority committee report of Ought to Pass with Amendment and offered minority committee amendment (1047h).

Minority Amendment (1047h)

Amend RSA 644-A:2 as inserted by section 1 of the bill by deleting RSA 644-A:2, VI and renumbering the original RSA 644-A:2, VII-VIII to read as RSA 644-A:2, VI-VII, respectively.

Amend RSA 644-A:8 and RSA 644-A:9 as inserted by section 1 of the bill by replacing them with the following:

644-A:8 Applicability. The provisions of this chapter shall not apply to the New Hampshire national guard in the conduct of its official duties.

644-A:9 Construction. This chapter shall be construed to provide the greatest possible protection of the privacy of the people of this state. Nothing in this chapter shall be construed to impose liability in connection with newsgathering activity.

644-A:10 Penalties.

I. A government employee or agent who knowingly violates RSA 644-A:2, other than the reporting requirements in 644-A:2, II(c) and 644-A:2, VII, shall be guilty of a misdemeanor. A government employee or agent who violates the reporting requirements in RSA 644-A:2, II(c) or 644-A:2, VII shall be guilty of a violation for a first offense and a misdemeanor for any subsequent offense.

II. A government which violates RSA 644-A:2 may be subject to a civil penalty of up to \$10,000 which shall be deposited in the general fund of the state.

III. A person who suffers damages or injury caused by a government's use of a drone pursuant to this chapter may bring a civil action to recover actual damages which shall be limited to medical expenses, treatment, and rehabilitation, property damage, permanent physical impairment, court costs, and reasonable attorney's fees from the government. No claim for pain and suffering, emotional distress, mental anguish, disfigurement, loss of enjoyment, loss of companionship, services, or consortium, or other non-pecuniary losses shall be compensable under this chapter. This paragraph shall not be construed as a waiver of the sovereign immunity of the state.

IV. A person who violates RSA 644-A:3, I-VII shall be guilty of a misdemeanor.

V. Any person who suffers injury caused by a drone operated in violation of this chapter shall be entitled to damages from the person who committed the violation of not less than \$1,000 and an award of reasonable attorney fees.

VI. In addition to any other remedies allowed by law, a person who willfully gains unauthorized control over a drone shall be liable to the owner of the drone in an amount of not less than \$1,000 and an award of reasonable attorney fees.

2016-1047h

AMENDED ANALYSIS

This bill regulates the use of drones by government agencies and individuals and establishes criminal penalties and civil remedies for violations of the law.

Rep. Cushing spoke in favor.

Minority committee amendment adopted.

MOTION TO LAY ON THE TABLE

Rep. Burt moved that **HB 602-FN**, relative to the use of drones, be laid on the table.

Motion failed.

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

Rep. Abramson requested a roll call; sufficiently seconded.

YEAS 251 - NAYS 114**YEAS - 251****BELKNAP**

Dumais, Russell
Gallagher, Brian

Tilton, Franklin
Russell, David

Fields, Dennis

Flanders, Donald

CARROLL

Buco, Thomas
Crawford, Karel
Ticehurst, Susan

Butler, Edward
McConkey, Mark
Umberger, Karen

Chandler, Gene
Parker, Harold

Cordelli, Glenn
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Chase, Cynthia
Roberts, Kris
Pearson, William
Shepardson, Marjorie

Ames, Richard
Eaton, Daniel
Ley, Douglas
Phillips, Larry
Sterling, Franklin

Berch, Paul
Emerson, Susan
Mann, John
Robertson, Timothy
Tatro, Bruce

Bordenet, John
Johnsen, Gladys
Parkhurst, Henry
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Weber, Lucy

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

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Tholl, John

GRAFTON

Abel, Richard
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Ladd, Rick
Brown, Rebecca
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Maes, Kevin
Smith, Suzanne

Cooney, Mary
Higgins, Patricia
Massimilla, Linda
Sykes, George

HILLSBOROUGH

Griffin, Barbara
Barry, Richard
Bouldin, Amanda
Cohen, Alan
Danielson, David
Forest, Armand
Gorman, Mary
Hansberry, Daniel
Hinch, Richard
Jack, Martin
Ober, Lynne
Mangipudi, Latha
Brown, Pamela
Pellegrino, Anthony
Ober, Russell
Rowe, Robert
Straight, Phillip
Williams, Kermit

Backus, Robert
Beaulieu, Jane
Byron, Frank
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Gould, Linda
Harvey, Suzanne
Hopper, Gary
Judy, Jean
LeBrun, Donald
Manley, Jonathan
Long, Patrick
Peterson, Ken
Walsh, Robert
Sweeney, Shawn
Takesian, Charlene
Wolf, Terry

Balcom, John
Boehm, Ralph
Christensen, Chris
Cote, David
Donovan, Daniel
Gagne, Larry
Guerette, C. Lee
Heath, Mary
Infantine, William
Kurk, Neal
Leishman, Peter
McNamara, Richard
McCarthy, Peggy
Pierce, David
Rosenwald, Cindy
Shattuck, Gilman
Ulery, Jordan
Woodbury, David

Baroody, Benjamin
Booras, Efsthathia
Roberts, Carol
Sullivan, Daniel
Flanagan, Jack
Goley, Jeffrey
Haefner, Robert
Herbert, Christopher
Belanger, James
Christiansen, Lars
O'Brien, Michael
O'Neil, William
Palmer, Barry
Porter, Marjorie
Rouillard, Claire
Snow, Kendall
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Rice, Chip
Doherty, David
Hess, David
Kenison, Linda
MacKay, James
Ratzki, Mario
Shurtleff, Stephen

French, Barbara
Carson, Clyde
Ebel, Karen
Horn, Werner
Kotowski, Frank
Moffett, Howard
Rogers, Katherine
Walsh, Thomas

Bartlett, Christy
McGuire, Dan
Gile, Mary
Frazer, June
Kuch, Bill
Myler, Mel
Saunderson, George
Wallner, Mary Jane

Bradley, Paula
Deloge, Helen
Henle, Paul
Karrick, David
Luneau, David
Patten, Dick
Schuett, Dianne
Wheeler, Deborah

ROCKINGHAM

Christie, Andrew
Berrien, Skip
Cardon, G. Thomas
Devine, James
Emerick, J. Tracy
Ward, Gerald
Hoelzel, Kathleen
Katsakiores, Phyllis
Manning, John
Milz, David
Packard, Sherman
Sherman, Thomas
Welch, David

Abrami, Patrick
Borden, David
Chirichiello, Brian
DiFranco, Debbie
Fesh, Robert
Guthrie, Joseph
Introne, Robert
Lovejoy, Patricia
Matthews, Carolyn
Nigrello, Robert
Pantelakos, Laura
Simpson, Alexis
Weyler, Kenneth

Azarian, Gary
Cahill, Michael
Cushing, Robert
Edgar, Michael
Francese, Paula
Hagan, Joseph
Sweeney, Joe
Griffin, Mary
McBeath, Rebecca
O'Connor, John
Potucek, John
Sytek, John
Woitkun, Steven

Barnes, Arthur
Cali-Pitts, Jacqueline
DeSimone, Debra
Elliott, Robert
Friel, William
Heffron, Frank
Ward, Joanne
Major, Norman
McKinney, Betsy
Gordon, Pamela
Tilton, Rio
Webb, James

STRAFFORD

Baber, William
Burton, Wayne
Gardner, Janice
Kaen, Naida
Southworth, Thomas
Treleaven, Susan

Berube, Roger
Cheney, Catherine
Graham, Robert
Smith, Marjorie
Spang, Judith
Wall, Janet

Bickford, David
Cilley, Jacalyn
Gray, James
Schmidt, Peter
Sprague, Dale

Bixby, Peter
DiSesa, Len
Ward, Kenneth
Rollo, Deanna
Stevens, Audrey

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
O'Hearne, Andrew

Cloutier, John
Grenier, James
Oxenham, Lee

Converse, Larry
Irwin, Virginia
Rollins, Skip

Gagnon, Raymond
Laware, Thomas
Smith, Steven

NAYS - 114**BELKNAP**

Aldrich, Glen
LeBreche, Shari
Vadney, Herbert

Fisher, Robert
Spanos, Peter
Varney, Peter

Howard, Raymond
Sylvia, Michael

Hurt, George
Fraser, Valerie

CARROLL

Avellani, Lino

Comeau, Ed

McCarthy, Frank

Nelson, Bill

CHESHIRE

Tilton, Benjamin

Hunt, John

McConnell, James

COOS

Rideout, Leon

GRAFTON

Bailey, Brad
Hull, Robert

Brown, Duane
Shackett, Jeffrey

Hennessey, Erin

Johnson, Eric

HILLSBOROUGH

Adams, Christopher
Coffey, James
Estevez, Eric
Hogan, Edith
Martel, Andre
Murotake, David
Parison, James
Schleien, Eric
Souza, Kathleen
O'Brien, William

Ammon, Keith
Eastman, Eric
Ferreira, Elizabeth
Rice, Kimberly
McClarren, Donald
Murphy, Keith
Proulx, Mark
Scotsas, Lisa
Stepanek, Stephen
Zaricki, Nick

Biggie, Barbara
Edelblut, Frank
Halstead, Carolyn
Lachance, Joseph
McLean, Mark
Notter, Jeanine
Christie, Rick
Seidel, Carl
Twombly, Timothy

Burt, John
Edwards, Elizabeth
Hansen, Peter
Marston, Dick
Moore, Josh
Ohm, Bill
Sanborn, Laurie
Simmons, Tammy
Sullivan, Victoria

MERRIMACK

Turcotte, Alan
French, Harold
Marple, Richard

Brewster, Michael
Hill, Gregory
Martin, John

McGuire, Carol
Hoell, J.R.
Parent, Jason

Long, Douglas
Kidder, David
Seaworth, Brian

ROCKINGHAM

Abramson, Max
Bush, Carol
Duarte, Joe
Green, Dennis
Kappler, Lawrence
Osborne, Jason
Schroadter, Adam
Vose, Michael

Allen, Mary
Cook, Allen
Chase, Francis
Harris, Jeffrey
Kolodziej, Walter
Peckham, Michele
Spillane, James

Baldasaro, Alfred
Thomas, Douglas
Ferrante, Beverly
Hodgdon, Bruce
Lundgren, David
Prudhomme-O'Brien, Katherine
True, Chris

Bates, David
Dean-Bailey, Yvonne
Gannon, William
Itse, Daniel
McMahon, Charles
Gordon, Richard
Tucker, Pamela

STRAFFORD

DeLemus, Susan
Jones, Laura
Mullen, John

Groen, Warren
Kaczynski, Thomas
Pitre, Joseph

Hannon, Joseph
Turcotte, Leonard
Wuelper, Kurt

Horrigan, Timothy
Leeman, Don

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

HB 1681-FN, relative to hypodermic syringes and needles containing residual amounts of controlled drugs.
WITHOUT RECOMMENDATION.

Statement in support of Ought to Pass: The research shows conclusive evidence that increased syringe access and exchange programs can significantly decrease the harms to public safety and decrease the incidence of dangerous infectious disease, such as hepatitis C, HIV and other bloodborne diseases. One of the biggest barriers to safe disposal of dirty needles is the criminal penalty for having residual/non-usable amounts in a needle or syringe. This has been shown to not increase intravenous drug use, nor has it been shown to increase used syringes found in public. This potentially cost and life saving legislation will enable a stronger relationship between health care workers and law enforcement.

Rep. John Burt

Statement in support of Inexpedient to Legislate: The bill opens with the premise that by eliminating the penalty for possession of needles and syringes with an unusable quantity of a drug, it will automatically result in used needles that are discarded in parks, playgrounds, streets, and other numerous places to magically disappear and be disposed of in a safe and proper manner. Unfortunately, that is just not the case. Addicts will continue to discard used needles and reuse dirty needles even without penalty. The definition of "unusable quantity" is listed nowhere in law and it is open to interpretation - is it a drop, or half a needle-full, or a partial syringe? Additionally, removing the penalty and preventing law enforcement from using residual amounts contained

in syringes as probable cause to obtain a search warrant may result in offenders evading the law and would otherwise result in sizeable quantities of illicit drugs being discovered and dealers evading arrest. Much of the discussion centered on a needle take-back program that would reduce the incidence of the spread of hepatitis C, AIDS, and other bloodborne diseases. That is a laudable desire. Unfortunately, the bill does none of that, instead it just removes the penalty. Thus, is addressing only half of the problem, not making it better, but only hoping that things will get better? We would be far better off in working to create a needle exchange program with the attendant penalty reduction or elimination instead of passing a flawed bill and suffering the consequences.

Rep. John Tholl

Rep. Burt moved Ought to Pass.

Rep. Tholl spoke against.

Rep. Hannon spoke in favor and yielded to questions.

On a division vote, with 272 members having voted in the affirmative, and 86 in the negative, the motion of Ought to Pass was adopted and ordered to third reading.

REGULAR CALENDAR - PART II

HB 1120, relative to teacher qualifications at charter schools. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Ralph Boehm for the Majority of Education. This bill mandates that all teachers at a charter school must have a valid NH teaching credential or be “certified.” Charter schools have different requirements and only 50% must be certified. This bill would remove the ability of school administrators to consider qualified non-traditional candidates who may bring a valuable and diverse perspective to the teaching profession. Also, it is often difficult to find certified STEM field teachers while a large pool of industry STEM experts without certification are available who could potentially do a better job than a candidate with an arbitrary certificate. Charter schools are also innovators in teaching, obtaining teachers from industry, retired teachers, etc. Having all teachers “certified” does nothing for accountability. Charter schools have the best accountability; parents may remove their child if the school is not meeting their needs, unlike traditional public school. This bill is not needed. Vote 13-4.

Rep. Deanna Rollo for the Minority of Education. Currently we have two different standards regarding our public school teachers. All of our teachers in our traditional public schools have to be certified, however in our public charter schools only 50% of the teaching staff has to be certified, the remaining only need 3 years of teaching experience. This bill would require that all our public school teachers be held to the same standard of certification. Currently parents without any teaching credentials teach in some of our private schools, according to our current law they would be eligible to teach in our public charter schools after 3 years. We believe this is not in the best interest of our public charter school children.

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

Rep. Rollo requested a roll call; sufficiently seconded.

YEAS 267 - NAYS 96

YEAS - 267

BELKNAP

Aldrich, Glen
Fisher, Robert
Hurt, George
Sylvia, Michael

Dumais, Russell
Flanders, Donald
LeBreche, Shari
Fraser, Valerie

Tilton, Franklin
Gallagher, Brian
Russell, David
Vadney, Herbert

Fields, Dennis
Howard, Raymond
Spanos, Peter
Varney, Peter

CARROLL

Avellani, Lino
Crawford, Karel
Parker, Harold

Chandler, Gene
McCarthy, Frank
Schmidt, Stephen

Comeau, Ed
McConkey, Mark
Ticehurst, Susan

Cordelli, Glenn
Nelson, Bill
Umberger, Karen

CHESHIRE

Ames, Richard
Hunt, John
Phillips, Larry

Tilton, Benjamin
Roberts, Kris
Robertson, Timothy

Bordenet, John
Mann, John
Shepardson, Marjorie

Emerson, Susan
McConnell, James
Sterling, Franklin

COOS

Fothergill, John
Rideout, Leon

Froburg, Alethea
Tholl, John

Rappaport, Laurence

Richardson, Herbert

GRAFTON

Almy, Susan
Hennessey, Erin
Hull, Robert
Brown, Rebecca

Bailey, Brad
Johnson, Eric
Ingbreton, Paul
Shackett, Jeffrey

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

Darrow, Stephen
Higgins, Patricia
Massimilla, Linda

HILLSBOROUGH

Adams, Christopher
Balcom, John
Boehm, Ralph
Christensen, Chris
Donovan, Daniel
Ferreira, Elizabeth
Gargas, Carolyn
Halstead, Carolyn
Hinch, Richard
Belanger, James
Kurk, Neal
LeBrun, Donald
McClarren, Donald
Murphy, Keith
Palmer, Barry
Pierce, David
Rouillard, Claire
Scotsas, Lisa
Souza, Kathleen
Ulery, Jordan
Williams, Kermit

Ammon, Keith
Barry, Richard
Bouldin, Amanda
Coffey, James
Eastman, Eric
Flanagan, Jack
Gould, Linda
Hansen, Peter
Hogan, Edith
Jack, Martin
Christiansen, Lars
Leishman, Peter
McLean, Mark
Notter, Jeanine
Parison, James
Proulx, Mark
Rowe, Robert
Seidel, Carl
Stepanek, Stephen
Sullivan, Victoria
Wolf, Terry

Griffin, Barbara
Beaulieu, Jane
Burt, John
Cohen, Alan
Edwards, Elizabeth
Freitas, Mary
Guerette, C. Lee
Heath, Mary
Hopper, Gary
Judy, Jean
Ober, Lynne
Marston, Dick
Moore, Josh
Ohm, Bill
Pellegrino, Anthony
Christie, Rick
Sweeney, Shawn
Simmons, Tammy
Straight, Phillip
Vann, Ivy
Woodbury, David

Backus, Robert
Biggie, Barbara
Byron, Frank
Danielson, David
Estevez, Eric
Gagne, Larry
Haefner, Robert
Herbert, Christopher
Infantine, William
Rice, Kimberly
Lachance, Joseph
Martel, Andre
Murotake, David
McCarthy, Peggy
Peterson, Ken
Ober, Russell
Schleien, Eric
Snow, Kendall
Twombly, Timothy
O'Brien, William
Zaricki, Nick

Alicea, Caroletta
Rice, Chip
French, Harold
Hoell, J.R.
Kidder, David
Marple, Richard
Saunderson, George

Bartlett, Christy
Long, Douglas
Henle, Paul
Horn, Werner
Kotowski, Frank
Martin, John
Seaworth, Brian

MERRIMACK

Brewster, Michael
McGuire, Dan
Hess, David
Karrick, David
Kuch, Bill
Moffett, Howard
Walsh, Thomas

McGuire, Carol
Ebel, Karen
Hill, Gregory
Kenison, Linda
MacKay, James
Parent, Jason
Wheeler, Deborah

ROCKINGHAM

Christie, Andrew
Azarian, Gary
Bush, Carol
Thomas, Douglas
DiFranco, Debbie
Emerick, J. Tracy
Fesh, Robert
Hagan, Joseph
Hoelzel, Kathleen
Ward, Joanne
Lovejoy, Patricia
Manning, John
Milz, David
Packard, Sherman
Gordon, Richard
Simpson, Alexis
Tucker, Pamela
Weyler, Kenneth

Abrami, Patrick
Baldasaro, Alfred
Cardon, G. Thomas
Dean-Bailey, Yvonne
Duarte, Joe
Chase, Francis
Gannon, William
Harris, Jeffrey
Introne, Robert
Kappler, Lawrence
Lundgren, David
Matthews, Carolyn
Nigrello, Robert
Peckham, Michele
Tilton, Rio
Spillane, James
Vose, Michael
Woitkun, Steven

Abramson, Max
Barnes, Arthur
Chirichiello, Brian
DeSimone, Debra
Edgar, Michael
Rice, Frederick
Green, Dennis
Heffron, Frank
Itse, Daniel
Katsakiores, Phyllis
Griffin, Mary
McKinney, Betsy
O'Connor, John
Potucek, John
Schroader, Adam
Sytek, John
Webb, James

Allen, Mary
Bates, David
Cook, Allen
Devine, James
Elliott, Robert
Ferrante, Beverly
Guthrie, Joseph
Hodgdon, Bruce
Sweeney, Joe
Kolodziej, Walter
Major, Norman
McMahon, Charles
Osborne, Jason
Prudhomme-O'Brien, Katherine
Sherman, Thomas
True, Chris
Welch, David

Bickford, David
Gray, James
Kaczynski, Thomas
Mullen, John

Cheney, Catherine
Groen, Warren
Turcotte, Leonard
Pitre, Joseph

STRAFFORD

DeLemus, Susan
Hannon, Joseph
Leeman, Don
Spang, Judith

Graham, Robert
Jones, Laura
Smith, Marjorie
Wuelper, Kurt

Schmidt, Andrew
Laware, Thomas

Gottling, Suzanne
Oxenham, Lee

SULLIVAN

Grenier, James
Rollins, Skip

Irwin, Virginia
Smith, Steven

NAYS - 96**CARROLL**

Buco, Thomas

Butler, Edward

CHESHIRE

Abbott, Michael
Johnsen, Gladys
Sad, Tara

Berch, Paul
Ley, Douglas
Tatro, Bruce

Chase, Cynthia
Parkhurst, Henry
Weber, Lucy

Eaton, Daniel
Pearson, William

COOS

Hatch, William	Moynihan, Wayne	Thomas, Yvonne
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GRAFTON

Abel, Richard	Cooney, Mary	Ford, Susan	Maes, Kevin
Nordgren, Sharon	Sykes, George	Townsend, Charles	White, Andrew

HILLSBOROUGH

Baroody, Benjamin	Booras, Efstathia	Roberts, Carol	Cornell, Patricia
Cote, David	Sullivan, Daniel	DiSilvestro, Linda	Forest, Armand
Goley, Jeffrey	Gorman, Mary	Hansberry, Daniel	Harvey, Suzanne
O'Brien, Michael	Mangipudi, Latha	Manley, Jonathan	McNamara, Richard
O'Neil, William	Brown, Pamela	Long, Patrick	Porter, Marjorie
Walsh, Robert	Rosenwald, Cindy	Shattuck, Gilman	Takesian, Charlene

MERRIMACK

Turcotte, Alan	French, Barbara	Bradley, Paula	Carson, Clyde
Deloge, Helen	Doherty, David	Gile, Mary	Frazer, June
Luneau, David	Myler, Mel	Patten, Dick	Ratzki, Mario
Rogers, Katherine	Schuett, Dianne	Shurtleff, Stephen	Wallner, Mary Jane

ROCKINGHAM

Berrien, Skip	Borden, David	Cahill, Michael	Cali-Pitts, Jacqueline
Cushing, Robert	Francese, Paula	Friel, William	Ward, Gerald
McBeath, Rebecca	Gordon, Pamela	Pantelakos, Laura	

STRAFFORD

Baber, William	Berube, Roger	Bixby, Peter	Burton, Wayne
Cilley, Jacalyn	DiSesa, Len	Gardner, Janice	Horrigan, Timothy
Ward, Kenneth	Kaen, Naida	Schmidt, Peter	Rollo, Deanna
Southworth, Thomas	Sprague, Dale	Stevens, Audrey	Treleaven, Susan
Wall, Janet			

SULLIVAN

Cloutier, John	Converse, Larry	Gagnon, Raymond	O'Hearne, Andrew
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and the majority committee report was adopted.

HB 1229, prohibiting the inclusion of statewide assessment results in a student's transcript without consent. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Ralph Boehm for the Majority of Education. This bill adds the following language to current law, "The statewide assessment results of a student, or the student's school district shall not be included as part of the student's transcript unless the student, if 18 years of age or older, or the student's parent or legal guardian if the student is under 18 years of age, consents." The statewide assessment is an assessment of the schools and not the students. If the student is in a school that has a low assessment, that should not be on the student record. The student has no control of that assessment. Vote 10-8.

Rep. Mary Heath for the Minority of Education. The minority finds that this bill amends RSA 193-C: 6 to prohibit the use of statewide assessment results of a student or the student's school district as part of the student's transcript. Currently state law remains silent on this issue and leaves the decision to local school boards. The minority feels that this decision should be made locally with the local school board, educators, parents and the community. At this time it is not the practice of local school districts to include such results on student transcripts unless requested by the student or family. This bill is unnecessary and would dictate and possibly impede local reporting practices.

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

On a division vote, with 227 members having voted in the affirmative, and 138 in the negative, the majority committee report was adopted and ordered to third reading.

HB 1231, relative to school district policy regarding objectionable course material. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Victoria Sullivan for the Majority of Education. This bill amends existing law which allows parents to opt out of certain course material as long as parents provide an alternative educational activity at their own expense. This bill simply rectifies the weakness in existing law whereas there was not a provision for parental notification included. The majority feels that parental involvement in these matters is vital to the education of children. Vote 13-6.

Rep. James Verschueren for the Minority of Education. The bill requires the school district or classroom teacher to set a notification policy that alerts parents not less than one week in advance whenever curriculum course material is used for instruction of drug and alcohol education, human sexuality, or human sexual education.

Current law already provides for a parent to withdraw a student from class if the parent finds specific course material objectionable. The minority of the committee supports parental notification as a principle and believes that local school boards know best what the details of that policy should be and what level of content should be included. This bill is legislative over-reach. By putting this requirement into statute every piece of curriculum that may touch upon one of these subjects will require notification. This places an unreasonable burden on teachers and school districts to scour all content in all classes and all subjects in order to comply with statutory notification requirements.

Majority Amendment (0159h)

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

IX-c. Require school districts to adopt a policy allowing an exception to specific course material based on a parent's or legal guardian's determination that the material is objectionable. Such policy shall include a provision requiring the parent or legal guardian to notify the school principal or designee in writing of the specific material to which they object and a provision requiring an alternative agreed upon by the school district and the parent, at the parent's expense, sufficient to enable the child to meet state requirements for education in the particular subject area. ***The policy shall also require the school district or classroom teacher to provide parents and legal guardians not less than one week advance notice of curriculum course material used for instruction of drug and alcohol education, human sexuality, or human sexual education. The policy shall address the method of delivering notification to a parent or legal guardian. To the extent practicable, a school district shall make curriculum course materials available to parents or legal guardians for review upon request.*** The name of the parent or legal guardian and any specific reasons disclosed to school officials for the objection to the material shall not be public information and shall be excluded from access under RSA 91-A.

2016-0159h

AMENDED ANALYSIS

This bill requires school districts to provide advance notice to parents and legal guardians of course material involving discussion of drug and alcohol education, human sexuality, or human sexual education.

Majority committee amendment adopted.

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

On a division vote, with 219 members having voted in the affirmative, and 146 in the negative, the majority committee report was adopted and ordered to third reading.

HB 1274, establishing a committee to study the efficacy of changes in the community college system of New Hampshire. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Terry Wolf for the Majority of Education. This bill establishes a study committee to review changes in the community college system. The college system has undergone many changes over the last few years, adapting to the changing needs of employers, declining enrollments and less state funding. Much of the testimony was in relation to the shift to more adjunct faculty and changing programs. The majority of the committee believes a review of changes should be done by the public higher education study committee, which is already established. Vote 12-9. Rep. Mel Myler for the Minority of Education. There is recognition of the high quality of programs offered by the Community College System NH (CCSNH). The CCSNH is facing challenges of student enrollment and sources of revenue. The legislature created the CCSNH eight years ago and there has been no review of the CCSNH since its inception. The minority of the committee felt strongly that a study committee would be appropriate to review past and future needs of the system. There was ample testimony that question the current decision making process in light of limited resources and priority setting of the management of CCSNH.

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

Reps. Wolf and Ladd spoke in favor.

Rep. Myler spoke against.

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

YEAS 204 - NAYS 152

YEAS - 204

BELKNAP

Aldrich, Glen
Fisher, Robert
Hurt, George
Sylvia, Michael

Dumais, Russell
Flanders, Donald
LeBreche, Shari
Fraser, Valerie

Tilton, Franklin
Gallagher, Brian
Russell, David
Vadney, Herbert

Fields, Dennis
Howard, Raymond
Spanos, Peter
Varney, Peter

CARROLL

Avellani, Lino
Crawford, Karel
Parker, Harold

Chandler, Gene
McCarthy, Frank
Schmidt, Stephen

Comeau, Ed
McConkey, Mark
Umberger, Karen

Cordelli, Glenn
Nelson, Bill

CHESHIRE

Bordenet, John

Emerson, Susan

Hunt, John

COOSFothergill, John
Tholl, John

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTONBailey, Brad
Johnson, Eric
Ladd, RickBrown, Duane
Gionet, Edmond
Shackett, JeffreyDarrow, Stephen
Hull, RobertHennessey, Erin
Ingbretson, Paul**HILLSBOROUGH**Adams, Christopher
Barry, Richard
Byron, Frank
Eastman, Eric
Gagne, Larry
Hansen, Peter
Belanger, James
Lachance, Joseph
McLean, Mark
Notter, Jeanine
Parison, James
Proulx, Mark
Rowe, Robert
Scotsas, Lisa
Straight, Phillip
Sullivan, VictoriaAmmon, Keith
Biggie, Barbara
Christensen, Chris
Estevez, Eric
Gould, Linda
Hinch, Richard
Rice, Kimberly
LeBrun, Donald
Moore, Josh
Ohm, Bill
Pellegrino, Anthony
Christie, Rick
Sweeney, Shawn
Seidel, Carl
Takesian, Charlene
O'Brien, WilliamGriffin, Barbara
Boehm, Ralph
Coffey, James
Ferreira, Elizabeth
Haefner, Robert
Hogan, Edith
Kurk, Neal
Marston, Dick
Murotake, David
McCarthy, Peggy
Peterson, Ken
Ober, Russell
Sanborn, Laurie
Simmons, Tammy
Twombly, Timothy
Wolf, TerryBalcom, John
Burt, John
Danielson, David
Flanagan, Jack
Halstead, Carolyn
Infantine, William
Ober, Lynne
McClarren, Donald
Murphy, Keith
Palmer, Barry
Pierce, David
Rouillard, Claire
Schleien, Eric
Stepanek, Stephen
Ulery, Jordan
Zaricki, Nick**MERRIMACK**Brewster, Michael
French, Harold
Horn, Werner
Martin, JohnMcGuire, Carol
Hess, David
Kotowski, Frank
Parent, JasonLong, Douglas
Hill, Gregory
Kuch, Bill
Seaworth, BrianMcGuire, Dan
Hoell, J.R.
Marple, Richard
Walsh, Thomas**ROCKINGHAM**Christie, Andrew
Baldasaro, Alfred
Cardon, G. Thomas
Dean-Bailey, Yvonne
Elliott, Robert
Ferrante, Beverly
Gannon, William
Harris, Jeffrey
Itse, Daniel
Kolodziej, Walter
Manning, John
Milz, David
Packard, Sherman
Tilton, Rio
True, Chris
Welch, DavidAbrami, Patrick
Barnes, Arthur
Chirichiello, Brian
DeSimone, Debra
Emerick, J. Tracy
Fesh, Robert
Green, Dennis
Hodgdon, Bruce
Ward, Joanne
Lundgren, David
Matthews, Carolyn
Nigrello, Robert
Peckham, Michele
Schroadter, Adam
Tucker, Pamela
Weyler, KennethAllen, Mary
Bates, David
Cook, Allen
Devine, James
Chase, Francis
Francese, Paula
Guthrie, Joseph
Hoelzel, Kathleen
Kappler, Lawrence
Griffin, Mary
McKinney, Betsy
O'Connor, John
Potucek, John
Spillane, James
Vose, MichaelAzarian, Gary
Bush, Carol
Thomas, Douglas
Duarte, Joe
Rice, Frederick
Friel, William
Hagan, Joseph
Introne, Robert
Katsakiores, Phyllis
Major, Norman
McMahon, Charles
Osborne, Jason
Gordon, Richard
Sytek, John
Webb, James**STRAFFORD**Bickford, David
Gray, James
Turcotte, Leonard
Wuelper, KurtCheney, Catherine
Groen, Warren
Leeman, DonDeLemus, Susan
Horriggan, Timothy
Mullen, JohnGraham, Robert
Kaczynski, Thomas
Pitre, Joseph**SULLIVAN**

Grenier, James

Laware, Thomas

Rollins, Skip

Smith, Steven

NAYS - 152**CARROLL**

Butler, Edward

Ticehurst, Susan

CHESHIREAbbott, Michael
Chase, CynthiaAmes, Richard
Eaton, DanielTilton, Benjamin
Johnsen, GladysBerch, Paul
Roberts, Kris

Ley, Douglas
Phillips, Larry
Tatro, Bruce

Mann, John
Robertson, Timothy
Weber, Lucy

Parkhurst, Henry
Sad, Tara

Pearson, William
Shepardson, Marjorie

COOS

Froburg, Alethea

Hatch, William

Moynihan, Wayne

Thomas, Yvonne

GRAFTON

Abel, Richard
Ford, Susan
Nordgren, Sharon
Townsend, Charles

Almy, Susan
Higgins, Patricia
Brown, Rebecca
White, Andrew

Bennett, Travis
Maes, Kevin
Smith, Suzanne

Cooney, Mary
Massimilla, Linda
Sykes, George

HILLSBOROUGH

Backus, Robert
Roberts, Carol
Sullivan, Daniel
Freitas, Mary
Guerette, C. Lee
Herbert, Christopher
Christiansen, Lars
Manley, Jonathan
Long, Patrick
Shattuck, Gilman
Williams, Kermit

Baroody, Benjamin
Cohen, Alan
DiSilvestro, Linda
Gargas, Carolyn
Hansberry, Daniel
Hopper, Gary
Leishman, Peter
McNamara, Richard
Porter, Marjorie
Snow, Kendall
Woodbury, David

Beaulieu, Jane
Cornell, Patricia
Donovan, Daniel
Goley, Jeffrey
Harvey, Suzanne
Jack, Martin
O'Brien, Michael
O'Neil, William
Walsh, Robert
Souza, Kathleen

Booras, Efstathia
Cote, David
Forest, Armand
Gorman, Mary
Heath, Mary
Judy, Jean
Mangipudi, Latha
Brown, Pamela
Rosenwald, Cindy
Vann, Ivy

MERRIMACK

Turcotte, Alan
Bradley, Paula
Doherty, David
Frazer, June
Luneau, David
Patten, Dick
Schuett, Dianne

Alicea, Caroletta
Rice, Chip
Ebel, Karen
Karrick, David
MacKay, James
Ratzki, Mario
Shurtliff, Stephen

French, Barbara
Carson, Clyde
Gile, Mary
Kenison, Linda
Moffett, Howard
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Deloge, Helen
Henle, Paul
Kidder, David
Myler, Mel
Saunderson, George
Wheeler, Deborah

ROCKINGHAM

Abramson, Max
Cali-Pitts, Jacqueline
Ward, Gerald
Pantelakos, Laura

Berrien, Skip
Cushing, Robert
Heffron, Frank
Prudhomme-O'Brien, Katherine

Borden, David
DiFranco, Debbie
McBeath, Rebecca
Sherman, Thomas

Cahill, Michael
Edgar, Michael
Gordon, Pamela
Simpson, Alexis

STRAFFORD

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

Berube, Roger
DiSesa, Len
Ward, Kenneth
Rollo, Deanna
Stevens, Audrey

Bixby, Peter
Gardner, Janice
Kaen, Naida
Southworth, Thomas
Treleaven, Susan

Burton, Wayne
Hannon, Joseph
Smith, Marjorie
Spang, Judith
Wall, Janet

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne

Cloutier, John
Irwin, Virginia

Converse, Larry
O'Hearne, Andrew

Gagnon, Raymond
Oxenham, Lee

and the majority committee report was adopted.

The House recessed at 12:20 p.m.

RECESS

The House reconvened at 1:30 p.m.

(Speaker Jasper in the Chair)

REGULAR CALENDAR PART II CONT'D

HB 1300, relative to the content of patriotic exercises in public schools. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. John Balcom for the Majority of Education. This bill as amended requires the inclusion of a discussion of the "words, meaning, and history of the Pledge of Allegiance and Star Spangled Banner." The majority of the committee felt that these two foundations of our country's fabric are important enough that they be specified to be taught in our public schools. Vote 10-8.

Rep. Mary Heath for the Minority of Education. The Minority finds that the Pledge of Allegiance and the Star Spangled Banner should be inherent aspects of NH schools all year long and particularly on Memorial Day and Veterans Day. However, the minority feels that local curriculum remain the purview of the local school

district and school board and the General Court should not dictate what and when it should be taught. The bill calls for “a discussion of the words and meaning of the Pledge of Allegiance and the Star Spangled Banner” it is unclear if that means every year in every grade and what does a discussion mean? If the bill called for a policy developed by the local school board it would allow for the design of the actions called for but in its current rendition, this bill is far too ambivalent.

Majority Amendment (0539h)

Amend RSA 189:18 as inserted by section 1 of the bill by replacing it with the following:

189:18 Patriotic Exercises. In all public schools of the state one session, or a portion thereof, during the weeks in which Memorial Day and Veterans Day fall, shall be devoted to exercises of a patriotic nature, ***which shall include a discussion of the words, meaning, and history of the Pledge of Allegiance and the Star Spangled Banner.***

Majority committee amendment adopted.

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

YEAS 168 - NAYS 130

YEAS - 168

BELKNAP

Dumais, Russell
Gallagher, Brian
Spanos, Peter

Tilton, Franklin
Howard, Raymond
Vadney, Herbert

Fields, Dennis
LeBreche, Shari

Flanders, Donald
Russell, David

CARROLL

Avellani, Lino
McCarthy, Frank

Comeau, Ed
Nelson, Bill

Cordelli, Glenn
Umberger, Karen

Crawford, Karel

CHESHIRE

Abbott, Michael
Roberts, Kris

Tilton, Benjamin
McConnell, James

Emerson, Susan
Parkhurst, Henry

Johnsen, Gladys
Sterling, Franklin

COOS

Fothergill, John

Moynihan, Wayne

Rappaport, Laurence

Rideout, Leon

GRAFTON

Brown, Duane
Gionet, Edmond

Darrow, Stephen
Ingbretson, Paul

Hennessey, Erin
Ladd, Rick

Johnson, Eric
Townsend, Charles

HILLSBOROUGH

Adams, Christopher
Christensen, Chris
Eastman, Eric
Gagne, Larry
Hansen, Peter
Katsiantonis, Thomas
LeBrun, Donald
Moore, Josh
McCarthy, Peggy
Christie, Rick
Snow, Kendall
Sullivan, Victoria

Balcom, John
Cote, David
Edelblut, Frank
Gargas, Carolyn
Hinch, Richard
Christiansen, Lars
Marston, Dick
Murotake, David
Pellegrino, Anthony
Rouillard, Claire
Straight, Phillip

Baroody, Benjamin
Danielson, David
Estevez, Eric
Gould, Linda
Hogan, Edith
Ober, Lynne
McClarren, Donald
Notter, Jeanine
Peterson, Ken
Rowe, Robert
Twombly, Timothy

Boehm, Ralph
Donovan, Daniel
Flanagan, Jack
Haefner, Robert
Judy, Jean
Lachance, Joseph
McLean, Mark
Ohm, Bill
Proulx, Mark
Seidel, Carl
Ulery, Jordan

MERRIMACK

Turcotte, Alan
Ebel, Karen
Kotowski, Frank
Patten, Dick

Bradley, Paula
French, Harold
Kuch, Bill
Ratzki, Mario

McGuire, Carol
Hill, Gregory
Marple, Richard
Seaworth, Brian

Long, Douglas
Horn, Werner
Martin, John
Wheeler, Deborah

ROCKINGHAM

Christie, Andrew
Barnes, Arthur
Cardon, G. Thomas
Duarte, Joe
Chase, Francis
Friel, William
Hagan, Joseph
Introne, Robert

Abrami, Patrick
Bates, David
Chirichiello, Brian
Edgar, Michael
Rice, Frederick
Gannon, William
Harris, Jeffrey
Itse, Daniel

Allen, Mary
Bush, Carol
Thomas, Douglas
Elliott, Robert
Ferrante, Beverly
Green, Dennis
Hodgdon, Bruce
Kappler, Lawrence

Azarian, Gary
Cahill, Michael
Devine, James
Emerick, J. Tracy
Fesh, Robert
Guthrie, Joseph
Hoelzel, Kathleen
Griffin, Mary

Major, Norman
Milz, David
Potucek, John
Spillane, James
Welch, David

Matthews, Carolyn
Nigrello, Robert
Prudhomme-O'Brien, Katherine
True, Chris
Weyler, Kenneth

McKinney, Betsy
O'Connor, John
Gordon, Richard
Vose, Michael
Woitkun, Steven

McMahon, Charles
Peckham, Michele
Schroadter, Adam
Webb, James

STRAFFORD

Cheney, Catherine
Groen, Warren
Mullen, John

DeLemus, Susan
Kaczynski, Thomas
Pitre, Joseph

Graham, Robert
Turcotte, Leonard
Wall, Janet

Gray, James
Leeman, Don
Wuelper, Kurt

SULLIVAN

Converse, Larry
Laware, Thomas

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Rollins, Skip

Grenier, James

NAYS - 130

BELKNAP

Aldrich, Glen
Fraser, Valerie

Fisher, Robert
Varney, Peter

Hurt, George

Sylvia, Michael

CARROLL

Buco, Thomas

Butler, Edward

Schmidt, Stephen

Ticehurst, Susan

CHESHIRE

Ames, Richard
Eaton, Daniel
Robertson, Timothy
Weber, Lucy

Berch, Paul
Ley, Douglas
Sad, Tara

Bordenet, John
Mann, John
Shepardson, Marjorie

Chase, Cynthia
Phillips, Larry
Tatro, Bruce

GRAFTON

Abel, Richard
Ford, Susan
Brown, Rebecca

Almy, Susan
Higgins, Patricia
Smith, Suzanne

Bennett, Travis
Hull, Robert
Sykes, George

Cooney, Mary
Maes, Kevin
White, Andrew

HILLSBOROUGH

Griffin, Barbara
Burt, John
Edwards, Elizabeth
Goley, Jeffrey
Hansberry, Daniel
Belanger, James
Manley, Jonathan
Palmer, Barry
Rosenwald, Cindy
Simmons, Tammy
Woodbury, David

Backus, Robert
Roberts, Carol
Ferreira, Elizabeth
Gorman, Mary
Harvey, Suzanne
Jack, Martin
McNamara, Richard
Pierce, David
Schleien, Eric
Vann, Ivy
Zaricki, Nick

Beaulieu, Jane
Cohen, Alan
Forest, Armand
Guerette, C. Lee
Heath, Mary
Rice, Kimberly
Murphy, Keith
Porter, Marjorie
Scotsas, Lisa
Williams, Kermit

Booras, Efsthia
Cornell, Patricia
Freitas, Mary
Halstead, Carolyn
Herbert, Christopher
Mangipudi, Latha
Brown, Pamela
Ober, Russell
Shattuck, Gilman
Wolf, Terry

MERRIMACK

Alicea, Caroletta
Carson, Clyde
Gile, Mary
Karrick, David
MacKay, James
Shurtleff, Stephen

French, Barbara
McGuire, Dan
Henle, Paul
Kenison, Linda
Myler, Mel

Bartlett, Christy
Deloge, Helen
Hoell, J.R.
Kidder, David
Rogers, Katherine

Brewster, Michael
Doherty, David
Frazer, June
Luneau, David
Saunderson, George

ROCKINGHAM

Berrien, Skip
Francese, Paula
McBeath, Rebecca

Cushing, Robert
Ward, Gerald
Gordon, Pamela

Dean-Bailey, Yvonne
Heffron, Frank
Pantelakos, Laura

DiFranco, Debbie
Lovejoy, Patricia
Simpson, Alexis

STRAFFORD

Baber, William
Burton, Wayne
Hannon, Joseph
Kaen, Naida
Treleaven, Susan

Berube, Roger
Cilley, Jacalyn
Horrigan, Timothy
Rollo, Deanna

Bickford, David
DiSesa, Len
Jones, Laura
Southworth, Thomas

Bixby, Peter
Gardner, Janice
Ward, Kenneth
Stevens, Audrey

SULLIVAN

Cloutier, John

Irwin, Virginia

Oxenham, Lee

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

HB 1338, relative to student exemption from the statewide assessment. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Ralph Boehm for the Majority of Education. This bill gives parents the right to remove their child from taking the state annual assessment. Thus reinforcing parental rights as to their control of what their children have access to. Other states and even some school districts in this state are allowing parents to exempt their child from testing without any loss in Federal funds. The number of students not taking the test should not statistically jeopardize any comparison with other schools. Vote 10-9.

Rep. Mary Gile for the Minority of Education. The minority believes that this bill which amends the Statewide Education Improvement and Assessment Program section on requiring assessments (RSA 193-C:6) would create a student opt-out option from the statewide assessment process. This bill would conflict with current state educational accountability laws, undercut one of the tools that educators use to evaluate K-12 student progress, and jeopardize millions of dollars in federal funding for New Hampshire schools. Participation in the state assessment is also a criterion for the court decision that assures an adequate education. Furthermore, in December 2015, Congress reauthorized the ESEA of 1965 as The Every Student Succeeds Act (ESSA) for which neither rules nor guidance have been written. This bipartisan measure reauthorizes the 50-year-old Elementary and Secondary Education Act (ESEA), the nation's national education law and longstanding commitment to equal opportunity for all students. The new law builds on key areas of progress in recent years, made possible by the efforts of educators, communities, parents, and students across the country. It is premature to establish this bill and possibly jeopardize millions of federal dollars for our local school districts. By state law, and as a result of Supreme Court decisions requiring a statewide education accountability system, New Hampshire schools are required to participate in the statewide educational improvement and assessment program. If passed, this bill would discourage participation in the annual statewide assessment, violating the requirements of both federal and state law, as well as the requirements of the New Hampshire Supreme Court that New Hampshire have a broad assessment and accountability system. Allowing this bill to become law also poses significant fiscal risk by threatening tens of millions of dollars a year in federal funding to our schools. The federal government requires 95 percent of students to participate in a statewide assessment to receive Title I funding. This bill sends a bad message to our students. Students who are told that they can opt out of this critical component to their education will believe that they can opt out of other of requirements as well, which could in turn affect participation in day-to-day activities and interfere with both student assessment and direct instruction.

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

Rep. Heath spoke against.

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

Rep. Gile requested a roll call; sufficiently seconded.

YEAS 204 - NAYS 151**YEAS - 204****BELKNAP**

Aldrich, Glen
Flanders, Donald
LeBreche, Shari
Fraser, Valerie

Dumais, Russell
Gallagher, Brian
Russell, David
Vadney, Herbert

Tilton, Franklin
Howard, Raymond
Spanos, Peter
Varney, Peter

Fields, Dennis
Hurt, George
Sylvia, Michael

CARROLL

Avellani, Lino
Crawford, Karel
Schmidt, Stephen

Chandler, Gene
McCarthy, Frank
Umberger, Karen

Comeau, Ed
Nelson, Bill

Cordelli, Glenn
Parker, Harold

CHESHIRE

Tilton, Benjamin
Sterling, Franklin

Emerson, Susan

Hunt, John

McConnell, James

COOS

Fothergill, John
Tholl, John

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Bailey, Brad
Johnson, Eric
Ladd, Rick

Brown, Duane
Gionet, Edmond
Shackett, Jeffrey

Darrow, Stephen
Hull, Robert

Hennessey, Erin
Ingretson, Paul

HILLSBOROUGH

Adams, Christopher
Biggie, Barbara

Ammon, Keith
Boehm, Ralph

Griffin, Barbara
Burt, John

Balcom, John
Byron, Frank

Christensen, Chris
Eastman, Eric
Ferreira, Elizabeth
Gould, Linda
Hansen, Peter
Belanger, James
Lachance, Joseph
McLean, Mark
Notter, Jeanine
Parison, James
Christie, Rick
Sanborn, Laurie
Simmons, Tammy
Ulery, Jordan

Coffey, James
Edelblut, Frank
Flanagan, Jack
Guerette, C. Lee
Hinch, Richard
Rice, Kimberly
LeBrun, Donald
Moore, Josh
Ohm, Bill
Pellegrino, Anthony
Ober, Russell
Schleien, Eric
Souza, Kathleen
Sullivan, Victoria

Danielson, David
Edwards, Elizabeth
Gagne, Larry
Haefner, Robert
Hogan, Edith
Katsiantonis, Thomas
Marston, Dick
Murotake, David
McCarthy, Peggy
Peterson, Ken
Rouillard, Claire
Scotsas, Lisa
Straight, Phillip
Wolf, Terry

Donovan, Daniel
Estevez, Eric
Gargas, Carolyn
Halstead, Carolyn
Hopper, Gary
Ober, Lynne
McClarren, Donald
Murphy, Keith
Palmer, Barry
Proulx, Mark
Rowe, Robert
Seidel, Carl
Twombly, Timothy
Zaricki, Nick

Brewster, Michael
French, Harold
Horn, Werner
Martin, John

McGuire, Carol
Hess, David
Kotowski, Frank
Seaworth, Brian

MERRIMACK

Long, Douglas
Hill, Gregory
Kuch, Bill
Walsh, Thomas

McGuire, Dan
Hoell, J.R.
Marple, Richard

ROCKINGHAM

Christie, Andrew
Azarian, Gary
Bush, Carol
Dean-Bailey, Yvonne
Elliott, Robert
Ferrante, Beverly
Green, Dennis
Hodgdon, Bruce
Sweeney, Joe
Lundgren, David
Matthews, Carolyn
Nigrello, Robert
Peckham, Michele
Tilton, Rio
True, Chris
Welch, David

Abrami, Patrick
Baldasaro, Alfred
Chirichiello, Brian
DeSimone, Debra
Emerick, J. Tracy
Fesh, Robert
Guthrie, Joseph
Hoelzel, Kathleen
Ward, Joanne
Griffin, Mary
McKinney, Betsy
O'Connor, John
Potucek, John
Schroadter, Adam
Tucker, Pamela
Weyler, Kenneth

Abramson, Max
Barnes, Arthur
Cook, Allen
Devine, James
Chase, Francis
Friel, William
Hagan, Joseph
Introne, Robert
Kappler, Lawrence
Major, Norman
McMahon, Charles
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Vose, Michael
Woitkun, Steven

Allen, Mary
Bates, David
Thomas, Douglas
Duarte, Joe
Rice, Frederick
Gannon, William
Harris, Jeffrey
Itse, Daniel
Kolodziej, Walter
Manning, John
Milz, David
Packard, Sherman
Gordon, Richard
Sytek, John
Webb, James

Cheney, Catherine
Groen, Warren
Turcotte, Leonard
Wuelper, Kurt

DeLemus, Susan
Hannon, Joseph
Leeman, Don

STRAFFORD

Graham, Robert
Jones, Laura
Mullen, John

Gray, James
Kaczynski, Thomas
Pitre, Joseph

SULLIVAN

Rollins, Skip

Smith, Steven

NAYS - 151

BELKNAP

Fisher, Robert

CARROLL

Ticehurst, Susan

CHESHIRE

Berch, Paul
Johnsen, Gladys
Parkhurst, Henry
Sad, Tara

Bordenet, John
Roberts, Kris
Pearson, William
Shepardson, Marjorie

COOS

Theberge, Robert

GRAFTON

Bennett, Travis
Maes, Kevin
Smith, Suzanne

Cooney, Mary
Massimilla, Linda
Sykes, George

Froburg, Alethea

Moynihan, Wayne

Abel, Richard
Ford, Susan
Nordgren, Sharon
Townsend, Charles

Almy, Susan
Higgins, Patricia
Brown, Rebecca
White, Andrew

HILLSBOROUGH

Backus, Robert
 Roberts, Carol
 Sullivan, Daniel
 Goley, Jeffrey
 Heath, Mary
 Christiansen, Lars
 Manley, Jonathan
 Long, Patrick
 Rosenwald, Cindy
 Vann, Ivy

Baroody, Benjamin
 Cohen, Alan
 DiSilvestro, Linda
 Gorman, Mary
 Herbert, Christopher
 Leishman, Peter
 McNamara, Richard
 Pierce, David
 Shattuck, Gilman
 Williams, Kermit

Beaulieu, Jane
 Cornell, Patricia
 Forest, Armand
 Hansberry, Daniel
 Jack, Martin
 O'Brien, Michael
 O'Neil, William
 Porter, Marjorie
 Snow, Kendall
 Woodbury, David

Booras, Efsthathia
 Cote, David
 Freitas, Mary
 Harvey, Suzanne
 Jeudy, Jean
 Mangipudi, Latha
 Brown, Pamela
 Walsh, Robert
 Takesian, Charlene

MERRIMACK

Turcotte, Alan
 Bradley, Paula
 Doherty, David
 Frazer, June
 Luneau, David
 Patten, Dick
 Schuett, Dianne

Alicea, Caroletta
 Rice, Chip
 Ebel, Karen
 Karrick, David
 MacKay, James
 Ratzki, Mario
 Shurtleff, Stephen

French, Barbara
 Carson, Clyde
 Gile, Mary
 Kenison, Linda
 Moffett, Howard
 Rogers, Katherine
 Wallner, Mary Jane

Bartlett, Christy
 Deloge, Helen
 Henle, Paul
 Kidder, David
 Myler, Mel
 Saunderson, George
 Wheeler, Deborah

ROCKINGHAM

Berrien, Skip
 Cardon, G. Thomas
 Francese, Paula
 McBeath, Rebecca
 Simpson, Alexis

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

Cahill, Michael
 DiFranco, Debbie
 Heffron, Frank
 Pantelakos, Laura

Cali-Pitts, Jacqueline
 Edgar, Michael
 Lovejoy, Patricia
 Sherman, Thomas

STRAFFORD

Baber, William
 Burton, Wayne
 Horrigan, Timothy
 Schmidt, Peter
 Sprague, Dale

Berube, Roger
 Cilley, Jacalyn
 Ward, Kenneth
 Rollo, Deanna
 Stevens, Audrey

Bickford, David
 DiSesa, Len
 Kaen, Naida
 Southworth, Thomas
 Treleaven, Susan

Bixby, Peter
 Gardner, Janice
 Smith, Marjorie
 Spang, Judith
 Wall, Janet

SULLIVAN

Schmidt, Andrew
 Gottling, Suzanne

Cloutier, John
 Irwin, Virginia

Converse, Larry
 O'Hearne, Andrew

Gagnon, Raymond
 Oxenham, Lee

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

HB 1365, requiring public schools to observe New Hampshire constitution day. **INEXPEDIENT TO LEGISLATE.** Rep. Allen Cook for Education. This bill directs teachers to offer or provide a copy of the state constitution to students; however, this bill is duplicative of RSA 189:23 that currently directs the state board of education to distribute copies of the state constitution and election laws to all teachers for instruction in the upper elementary, junior and high school grades. Further, RSA:11 requires all public and private schools in the state to provide regular courses of instruction in the constitutions of the United States and New Hampshire. Lastly, this bill states that copies of the constitution shall be provided to students, but it does not define the grade levels. Early elementary students, K-3, have not yet acquired reading skills necessary to read the constitution. Vote 17-2.

Rep. Prudhomme-O'Brien spoke against.

Rep. Cook spoke in favor.

Rep. DeLemus requested a roll call; sufficiently seconded.

YEAS 276 - NAYS 83

YEAS - 276**BELKNAP**

Dumais, Russell
 Flanders, Donald
 Sylvia, Michael

Tilton, Franklin
 Gallagher, Brian

Fields, Dennis
 Hurt, George

Fisher, Robert
 Russell, David

CARROLL

Buco, Thomas
 Crawford, Karel
 Ticehurst, Susan

Butler, Edward
 McCarthy, Frank
 Umberger, Karen

Chandler, Gene
 McConkey, Mark

Comeau, Ed
 Schmidt, Stephen

CHESHIRE

Ames, Richard
 Eaton, Daniel

Berch, Paul
 Emerson, Susan

Bordenet, John
 Johnsen, Gladys

Chase, Cynthia
 Hunt, John

Roberts, Kris
Pearson, William
Shepardson, Marjorie

Ley, Douglas
Phillips, Larry
Sterling, Franklin

Mann, John
Robertson, Timothy
Tatro, Bruce

Parkhurst, Henry
Sad, Tara
Weber, Lucy

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Cooney, Mary
Gionet, Edmond
Maes, Kevin
Shackett, Jeffrey
White, Andrew

Almy, Susan
Darrow, Stephen
Higgins, Patricia
Massimilla, Linda
Smith, Suzanne

Bailey, Brad
Hennessey, Erin
Hull, Robert
Nordgren, Sharon
Sykes, George

Bennett, Travis
Ford, Susan
Ladd, Rick
Brown, Rebecca
Townsend, Charles

HILLSBOROUGH

Adams, Christopher
Balcom, John
Biggie, Barbara
Roberts, Carol
Cote, David
Edelblut, Frank
Forest, Armand
Goley, Jeffrey
Haefner, Robert
Heath, Mary
Jack, Martin
Christiansen, Lars
O'Brien, Michael
McClarren, Donald
Brown, Pamela
Peterson, Ken
Walsh, Robert
Schleien, Eric
Snow, Kendall
Williams, Kermit

Ammon, Keith
Baroody, Benjamin
Boehm, Ralph
Coffey, James
Sullivan, Daniel
Edwards, Elizabeth
Freitas, Mary
Gorman, Mary
Halstead, Carolyn
Herbert, Christopher
Judy, Jean
Ober, Lynne
Mangipudi, Latha
McNamara, Richard
Long, Patrick
Pierce, David
Rosenwald, Cindy
Scontsas, Lisa
Takesian, Charlene
Wolf, Terry

Griffin, Barbara
Barry, Richard
Booras, Efsthia
Cohen, Alan
Danielson, David
Ferreira, Elizabeth
Gagne, Larry
Gould, Linda
Hansberry, Daniel
Hinch, Richard
Rice, Kimberly
LeBrun, Donald
Manley, Jonathan
Murotake, David
McCarthy, Peggy
Porter, Marjorie
Rouillard, Claire
Shattuck, Gilman
Sullivan, Victoria
Woodbury, David

Backus, Robert
Beaulieu, Jane
Christensen, Chris
Cornell, Patricia
DiSilvestro, Linda
Flanagan, Jack
Gargas, Carolyn
Guerette, C. Lee
Harvey, Suzanne
Belanger, James
Katsiantonis, Thomas
Leishman, Peter
Marston, Dick
O'Neil, William
Palmer, Barry
Ober, Russell
Rowe, Robert
Simmons, Tammy
Vann, Ivy
Zaricki, Nick

MERRIMACK

Turcotte, Alan
Bradley, Paula
Long, Douglas
Gile, Mary
Frazer, June
Kuch, Bill
Martin, John
Saunderson, George
Wallner, Mary Jane

Alicea, Caroletta
McGuire, Carol
Deloge, Helen
Henle, Paul
Kenison, Linda
Luneau, David
Moffett, Howard
Schuett, Dianne
Wheeler, Deborah

French, Barbara
Rice, Chip
Doherty, David
Hess, David
Kidder, David
MacKay, James
Myler, Mel
Shurtleff, Stephen

Bartlett, Christy
Carson, Clyde
Ebel, Karen
Hill, Gregory
Kotowski, Frank
Marple, Richard
Ratzki, Mario
Walsh, Thomas

ROCKINGHAM

Christie, Andrew
Berrien, Skip
Cook, Allen
DeSimone, Debra
Edgar, Michael
Fesh, Robert
Guthrie, Joseph
Introne, Robert
Lovejoy, Patricia
Matthews, Carolyn
Milz, David
Packard, Sherman
Simpson, Alexis
Webb, James

Abrami, Patrick
Borden, David
Cushing, Robert
Devine, James
Elliott, Robert
Francesse, Paula
Hagan, Joseph
Ward, Joanne
Griffin, Mary
McBeath, Rebecca
Nigrello, Robert
Pantelakos, Laura
Sytek, John
Welch, David

Azarian, Gary
Cahill, Michael
Thomas, Douglas
DiFranco, Debbie
Emerick, J. Tracy
Friel, William
Heffron, Frank
Katsakiores, Phyllis
Major, Norman
McKinney, Betsy
O'Connor, John
Potucek, John
Tucker, Pamela
Weyler, Kenneth

Barnes, Arthur
Cali-Pitts, Jacqueline
Dean-Bailey, Yvonne
Duarte, Joe
Ferrante, Beverly
Ward, Gerald
Hoelzel, Kathleen
Kolodziej, Walter
Manning, John
McMahon, Charles
Gordon, Pamela
Sherman, Thomas
Vose, Michael
Woitkun, Steven

STRAFFORD

Baber, William
Burton, Wayne
Gardner, Janice
Jones, Laura

Berube, Roger
Cheney, Catherine
Gray, James
Ward, Kenneth

Bickford, David
Ciley, Jacalyn
Hannon, Joseph
Kaen, Naida

Bixby, Peter
DiSesa, Len
Horrigan, Timothy
Leeman, Don

Smith, Marjorie
Rollo, Deanna
Stevens, Audrey

Mullen, John
Southworth, Thomas
Treleven, Susan

Schmidt, Peter
Spang, Judith
Wall, Janet

Pitre, Joseph
Sprague, Dale

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Oxenham, Lee

Cloutier, John
Grenier, James
Smith, Steven

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

NAYS - 83

BELKNAP

Aldrich, Glen
Fraser, Valerie

Howard, Raymond
Vadney, Herbert

LeBreche, Shari
Varney, Peter

Spanos, Peter

CARROLL

Avellani, Lino

Cordelli, Glenn

Nelson, Bill

Parker, Harold

CHESHIRE

Abbott, Michael

Tilton, Benjamin

McConnell, James

COOS

Rideout, Leon

GRAFTON

Brown, Duane

Johnson, Eric

Ingbretson, Paul

HILLSBOROUGH

Burt, John
Estevez, Eric
Lachance, Joseph
Notter, Jeanine
Proulx, Mark
Souza, Kathleen

Byron, Frank
Hansen, Peter
McLean, Mark
Ohm, Bill
Christie, Rick
Straight, Phillip

Donovan, Daniel
Hogan, Edith
Moore, Josh
Parison, James
Sanborn, Laurie
Twombly, Timothy

Eastman, Eric
Hopper, Gary
Murphy, Keith
Pellegrino, Anthony
Seidel, Carl
Ulery, Jordan

MERRIMACK

Brewster, Michael
Horn, Werner
Seaworth, Brian

McGuire, Dan
Karrick, David

French, Harold
Patten, Dick

Hoell, J.R.
Rogers, Katherine

ROCKINGHAM

Abramson, Max
Bush, Carol
Rice, Frederick
Hodgdon, Bruce
Lundgren, David
Gordon, Richard

Allen, Mary
Cardon, G. Thomas
Gannon, William
Itse, Daniel
Osborne, Jason
Tilton, Rio

Baldasaro, Alfred
Chirichiello, Brian
Green, Dennis
Sweeney, Joe
Peckham, Michele
Spillane, James

Bates, David
Chase, Francis
Harris, Jeffrey
Kappler, Lawrence
Prudhomme-O'Brien, Katherine
True, Chris

STRAFFORD

DeLemus, Susan
Turcotte, Leonard

Graham, Robert
Wuelper, Kurt

Groen, Warren

Kaczynski, Thomas

SULLIVAN

Laware, Thomas

Rollins, Skip

and the committee report was adopted.

HB 1371, establishing a committee to study education savings accounts for families of special needs students.
REFER FOR INTERIM STUDY.

Rep. James Grenier for Education. This bill proposes a committee study of education savings accounts (ESA's) that are similar to health savings accounts that permit the account holder to pay for doctor's visits, medication, or other needs that they believe necessary. This program would include grades K through college. ESA's allow parents to actually take control of and customize their children's education. For those students with special needs, this bill supports tailoring learning to those needs. Vote 21-0.
Committee report adopted.

HB 1393, requiring the department of education to report statewide assessment results for school districts receiving certain state aid. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Deanna Rollo for the Majority of Education. This bill requires the commissioner of the department of education to report on the number of students receiving differentiated aid from the state and to compare the

statewide assessment results of those students, by category of aid received, with the statewide assessment results of students not receiving differentiated aid. Currently the DOE reports assessment information by sub groups and for multiple years. However local school districts do not collect and report program intervention data consistently based on how they employ adequacy funds. Therefore this bill could be construed as a hardship for local school districts. Vote 11-10.

Rep. Glenn Cordelli for the Minority of Education. This bill requires the Department of Education to report accountability and data relative to the four categories of differentiated aid in the adequacy formula. This information is available in the state student database. We need to make sure that our scarce education funds are producing the desired results, or look at other means to gain those results.

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

Rep. Cordelli spoke against and yielded to questions.

Rep. Ammon requested a roll call; sufficiently seconded.

YEAS 180 - NAYS 177

YEAS - 180

BELKNAP

Gallagher, Brian

CARROLL

Buco, Thomas
Umberger, Karen

Butler, Edward

Parker, Harold

Ticehurst, Susan

CHESHIRE

Abbott, Michael
Chase, Cynthia
Roberts, Kris
Pearson, William
Shepardson, Marjorie

Ames, Richard
Eaton, Daniel
Ley, Douglas
Phillips, Larry
Tatro, Bruce

Berch, Paul
Emerson, Susan
Mann, John
Robertson, Timothy
Weber, Lucy

Bordenet, John
Johnsen, Gladys
Parkhurst, Henry
Sad, Tara

COOS

Fothergill, John
Theberge, Robert

Froburg, Alethea
Tholl, John

Hatch, William
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Abel, Richard
Ford, Susan
Massimilla, Linda
Sykes, George

Almy, Susan
Gionet, Edmond
Nordgren, Sharon
Townsend, Charles

Bennett, Travis
Higgins, Patricia
Brown, Rebecca
White, Andrew

Cooney, Mary
Maes, Kevin
Smith, Suzanne

HILLSBOROUGH

Backus, Robert
Booras, Efstathia
Cote, David
Forest, Armand
Goley, Jeffrey
Hansberry, Daniel
Hinch, Richard
Christiansen, Lars
Manley, Jonathan
Long, Patrick
Walsh, Robert
Vann, Ivy

Baroody, Benjamin
Christensen, Chris
Sullivan, Daniel
Freitas, Mary
Gorman, Mary
Harvey, Suzanne
Belanger, James
Leishman, Peter
McNamara, Richard
Palmer, Barry
Rosenwald, Cindy
Williams, Kermit

Barry, Richard
Roberts, Carol
DiSilvestro, Linda
Gagne, Larry
Guerette, C. Lee
Heath, Mary
Jack, Martin
O'Brien, Michael
O'Neil, William
Pierce, David
Shattuck, Gilman
Wolf, Terry

Beaulieu, Jane
Cornell, Patricia
Flanagan, Jack
Gargas, Carolyn
Halstead, Carolyn
Herbert, Christopher
Judy, Jean
Mangipudi, Latha
Brown, Pamela
Proulx, Mark
Snow, Kendall
Woodbury, David

MERRIMACK

Turcotte, Alan
Bradley, Paula
Deloge, Helen
Henle, Paul
Kenison, Linda
MacKay, James
Patten, Dick
Schuett, Dianne
Wheeler, Deborah

Alicea, Caroletta
Rice, Chip
Doherty, David
Hess, David
Kidder, David
Marple, Richard
Ratzki, Mario
Shurtleff, Stephen

French, Barbara
Carson, Clyde
Ebel, Karen
Frazer, June
Kotowski, Frank
Moffett, Howard
Rogers, Katherine
Walsh, Thomas

Bartlett, Christy
Long, Douglas
Gile, Mary
Karrick, David
Luneau, David
Myler, Mel
Saunderson, George
Wallner, Mary Jane

ROCKINGHAM

Christie, Andrew
Cali-Pitts, Jacqueline
Edgar, Michael

Abrami, Patrick
Cushing, Robert
Francese, Paula

Berrien, Skip
Devine, James
Ward, Gerald

Cahill, Michael
DiFranco, Debbie
Hagan, Joseph

Heffron, Frank
McBeath, Rebecca
Pantelakos, Laura

Hoelzel, Kathleen
McMahon, Charles
Sherman, Thomas

Lovejoy, Patricia
Milz, David
Simpson, Alexis

Manning, John
Gordon, Pamela

STRAFFORD

Baber, William
Cilley, Jacalyn
Horrigan, Timothy
Schmidt, Peter
Sprague, Dale

Berube, Roger
DiSesa, Len
Ward, Kenneth
Rollo, Deanna
Stevens, Audrey

Bixby, Peter
Gardner, Janice
Kaen, Naida
Southworth, Thomas
Treleaven, Susan

Burton, Wayne
Gray, James
Smith, Marjorie
Spang, Judith
Wall, Janet

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Oxenham, Lee

Cloutier, John
Grenier, James

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

NAYS - 177

BELKNAP

Aldrich, Glen
Fisher, Robert
LeBrecht, Shari
Fraser, Valerie

Dumais, Russell
Flanders, Donald
Russell, David
Vadney, Herbert

Tilton, Franklin
Howard, Raymond
Spanos, Peter
Varney, Peter

Fields, Dennis
Hurt, George
Sylvia, Michael

CARROLL

Avellani, Lino
Crawford, Karel
Schmidt, Stephen

Chandler, Gene
McCarthy, Frank

Comeau, Ed
McConkey, Mark

Cordelli, Glenn
Nelson, Bill

CHESHIRE

Tilton, Benjamin

Hunt, John

McConnell, James

Sterling, Franklin

COOS

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

GRAFTON

Bailey, Brad
Johnson, Eric

Brown, Duane
Hull, Robert

Darrow, Stephen
Ingbretson, Paul

Hennessey, Erin
Ladd, Rick

HILLSBOROUGH

Adams, Christopher
Biggie, Barbara
Coffey, James
Edelblut, Frank
Gould, Linda
Hopper, Gary
LeBrun, Donald
Moore, Josh
Ohm, Bill
Peterson, Ken
Rouillard, Claire
Scotsas, Lisa
Straight, Phillip
Sullivan, Victoria

Ammon, Keith
Boehm, Ralph
Danielson, David
Edwards, Elizabeth
Haefner, Robert
Rice, Kimberly
Marston, Dick
Murotake, David
McCarthy, Peggy
Porter, Marjorie
Rowe, Robert
Seidel, Carl
Takesian, Charlene
Zaricki, Nick

Griffin, Barbara
Burt, John
Donovan, Daniel
Estevez, Eric
Hansen, Peter
Katsiantonis, Thomas
McClarren, Donald
Murphy, Keith
Parison, James
Christie, Rick
Sanborn, Laurie
Simmons, Tammy
Twombly, Timothy

Balcom, John
Byron, Frank
Eastman, Eric
Ferreira, Elizabeth
Hogan, Edith
Lachance, Joseph
McLean, Mark
Notter, Jeanine
Pellegrino, Anthony
Ober, Russell
Schleien, Eric
Souza, Kathleen
Ulery, Jordan

MERRIMACK

Brewster, Michael
Hill, Gregory
Martin, John

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

McGuire, Dan
Horn, Werner

French, Harold
Kuch, Bill

ROCKINGHAM

Abramson, Max
Barnes, Arthur
Cardon, G. Thomas
Dean-Bailey, Yvonne
Emerick, J. Tracy
Fesh, Robert
Guthrie, Joseph
Itse, Daniel
Katsakiores, Phyllis
Major, Norman
O'Connor, John

Allen, Mary
Bates, David
Chirichiello, Brian
DeSimone, Debra
Chase, Francis
Friel, William
Harris, Jeffrey
Sweeney, Joe
Kolodziej, Walter
Matthews, Carolyn
Osborne, Jason

Azarian, Gary
Borden, David
Cook, Allen
Duarte, Joe
Rice, Frederick
Gannon, William
Hodgdon, Bruce
Ward, Joanne
Lundgren, David
McKinney, Betsy
Packard, Sherman

Baldasaro, Alfred
Bush, Carol
Thomas, Douglas
Elliott, Robert
Ferrante, Beverly
Green, Dennis
Introne, Robert
Kappler, Lawrence
Griffin, Mary
Nigrello, Robert
Peckham, Michele

Potucek, John
Schroadter, Adam
Tucker, Pamela
Weyler, Kenneth

Prudhomme-O'Brien, Katherine
Spillane, James
Vose, Michael
Woitkun, Steven

Gordon, Richard
Sytek, John
Webb, James

Tilton, Rio
True, Chris
Welch, David

STRAFFORD

Bickford, David
Groen, Warren
Turcotte, Leonard
Wuelper, Kurt

Cheney, Catherine
Hannon, Joseph
Leeman, Don

DeLemus, Susan
Jones, Laura
Mullen, John

Graham, Robert
Kaczynski, Thomas
Pitre, Joseph

SULLIVAN

Laware, Thomas

Rollins, Skip

Smith, Steven

and the majority committee report was adopted.

HB 1484, relative to the election of members of the state board of education. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Terry Wolf for the Majority of Education. Members of the state board of education are currently nominated by the governor and approved by the executive council. Under this bill, five board members would be elected to the state board of education using the same districts as the executive council. The majority feels there is currently a process of checks and balances. Electing board members would make the process even more political with less qualified candidates. Vote 13-6.

Rep. Glenn Cordelli for the Minority of Education. The state board of education (BOE) is comprised of seven members – two at large members and 1 member from each of the five executive council districts. All are currently appointed by the governor. This bill changes appointment of the board members from the executive council districts to election by the people of each district. The governor will still appoint the two at large members and appoint the board chair. The minority believes the election of these members will put parents more in touch with their state board member, improve communication, and lead to a public discussion of school issues and greater accountability. We have confidence in the people to elect good people to the BOE, after all, they elected us.

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

Rep. Cordelli spoke against.

Rep. Wolf spoke in favor.

On a division vote, with 225 members having voted in the affirmative, and 126 in the negative, the majority committee report was adopted.

HB 1637-FN, relative to school attendance in towns with no public schools. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Ralph Boehm for the Majority of Education. There is currently a lawsuit pending on this issue; it may be already legal, but this bill clarifies certain aspects of the law. This bill allows a school district to assign a child to another public school in another school district or to an approved, non-religious private school if there is no public school for the child's grade in the child's resident district. The amendment states a private school approved for attendance. If a school district does not have its own public school for certain grades, the school district may tuition students to a non-religious private school that is approved for attendance by the Department of Education. This gives local control to school districts to do what is best for their children. Vote 12-9.

Rep. Mary Heath for the Minority of Education. The minority finds that while the intent and purpose of this bill to provide children for whom the town does not have access to a public school another private alternative is noteworthy; the full implication of this action is unclear. Also, there is a pending legal status related to this bill that should be settled prior to the establishment of the actions defined in this bill, to first determine its legality. In addition, as enacted, the far reaching implications and impact on NH's public education system have not been identified and must be considered and studied before this bill takes effect both at the state and local level.

Majority Amendment (0878h)

Amend the introductory paragraph of RSA 193:1, I as inserted by section 1 of the bill by replacing it with the following:

I. A parent of any child at least 6 years of age and under 18 years of age shall cause such child to attend the public school to which the child is assigned in the child's resident district. ***If there is no public school for the child's grade in the resident district, the district may assign the child to another public school in another school district or to a non-religious private school which has been approved for attendance by the department of education.*** Such child shall attend full time when such school is in session unless:

Amend RSA 194:22 as inserted by section 2 of the bill by replacing it with the following:

194:22 Contracts With Schools. Any school district may make a contract with an academy, high school, ***non-religious private school***, or other literary institution located in this or, when distance or transportation facilities make it necessary, in another state, ***to provide for the education of a pupil who resides in the district*** and raise and appropriate money to carry the contract into effect. ~~[If the contract is approved by~~

~~the state board the school with which it is made shall be deemed a high school maintained by the district.]~~
Notwithstanding any provision of law to the contrary, a school board may make a contract with any non-religious private school to provide for the education of a pupil who resides in the school district, and may raise and appropriate money for the purposes of the contract, if the school district does not have a public school at the pupil's grade level and the school board decides it is in the best interest of the pupil.

Amend RSA 194:27 as inserted by section 3 of the bill by replacing it with the following:

194:27 Tuition. Any district not maintaining a high school or school of corresponding grade shall pay for the tuition of any pupil who with parents or guardian resides in said district, or who, as a resident of said district, after full investigation by the state board of education is determined to be entitled to have his or her tuition paid by the district where the pupil resides, and who attends an approved public high school ~~or~~, public school of corresponding grade in another district ~~or~~, an approved public academy, ***or a non-religious private school which has been approved for attendance by the department of education.*** Except under contract as provided in RSA 194:22, the liability of any school district hereunder for the tuition of any pupil shall be the current expenses of operation of the receiving district for its high school, as estimated by the state board of education for the preceding school year. This current expense of operation shall include all costs except costs of transportation of pupils.

Amend the bill by inserting after section 4 the following and renumbering the original section 5 to read as 6:

5 New Paragraph; School Boards; Duty to Provide Education. Amend RSA 189:1-a by inserting after paragraph III the following new paragraph:

IV. Notwithstanding any provision of law to the contrary, a school board may make a contract with any non-religious private school to provide for the education of a pupil who resides in the school district, and may raise and appropriate money for the purposes of the contract, if the school district does not have a public school at the pupil's grade level and the school board decides it is in the best interest of the pupil.

2016-0878h

AMENDED ANALYSIS

This bill allows a school district to assign a child to another public school in another school district or to an approved, non-religious private school if there is no public school for the child's grade in the child's resident district. The bill also allows a school board to make a contract with a non-religious private school to provide for the education of a child who resides in a district which does not have a public school at the child's grade level. Majority committee amendment adopted.

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

On a division vote, with 208 members having voted in the affirmative, and 143 in the negative, the majority committee report was adopted and ordered to third reading.

REGULAR CALENDAR - PART III

HB 1135, relative to physical force in defense of a person. **INEXPEDIENT TO LEGISLATE.**

Rep. Len DiSesa for Criminal Justice and Public Safety. The Attorney General's Office and the NH Department of Safety strongly opposed this bill. It would make substantial changes to the law regarding deadly force and it would greatly expand the conditions when deadly force was to be used. As the statute stands now, one can only use deadly force against another person in self-defense if he or she reasonably believes that the other person is about to use unlawful deadly force against him or her (or another person). This bill expands that by making it legal to use deadly force against another person who he or she – or some other reasonable person – would reasonably believe is about to commit a felony against him/herself or another person. There are many felony-level crimes in the New Hampshire statutes that are not personal injury crimes, such as fraud, or crimes against property. Under the language changes in this bill, it would be legal for a person to use deadly force against another if one believed that person was about to commit fraud, or a computer crime, or any of the many other non-violent felonies covered under the statute. Further, this bill deletes and repeals a section of the deadly force law that allows for the use of deadly force to stop a kidnapping or forcible rape. Why would we want to do that? It also deletes a current provision that says that a private citizen who is assisting a law enforcement officer at the officer's request and direction and acting within the same laws that the officer must abide by, need not retreat from an encounter but may continue to assist the officer. That person is currently covered under these conditions under the "color of law." Removing this language would remove the protection for a citizen who assists a police officer in a dangerous situation. This bill also expands the current definition of the word "dwelling" and instead defines a dwelling to include a shed, barn, outhouse, attached porch, conveyance of any kind which has a roof over it (including a tent). The definition in current law is broad enough to incorporate most of these because it means any building, structure, boat or other place adapted for overnight accommodation of persons. Vote 17-0.

Rep. DiSesa spoke in favor.

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

YEAS 329 - NAYS 30**YEAS - 329****BELKNAP**

Dumais, Russell
Flanders, Donald
Russell, David

Tilton, Franklin
Gallagher, Brian
Spanos, Peter

Fields, Dennis
Hurt, George
Vadney, Herbert

Fisher, Robert
LeBreche, Shari
Varney, Peter

CARROLL

Avellani, Lino
Comeau, Ed
McConkey, Mark
Umberger, Karen

Buco, Thomas
Cordelli, Glenn
Nelson, Bill

Butler, Edward
Crawford, Karel
Schmidt, Stephen

Chandler, Gene
McCarthy, Frank
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Bordenet, John
Johnsen, Gladys
Mann, John
Phillips, Larry
Tatro, Bruce

Ames, Richard
Chase, Cynthia
Hunt, John
McConnell, James
Robertson, Timothy
Weber, Lucy

Tilton, Benjamin
Eaton, Daniel
Roberts, Kris
Parkhurst, Henry
Sad, Tara

Berch, Paul
Emerson, Susan
Ley, Douglas
Pearson, William
Shepardson, Marjorie

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Cooney, Mary
Ford, Susan
Ladd, Rick
Brown, Rebecca
Townsend, Charles

Almy, Susan
Brown, Duane
Gionet, Edmond
Maes, Kevin
Shackett, Jeffrey
White, Andrew

Bailey, Brad
Hennessey, Erin
Higgins, Patricia
Massimilla, Linda
Smith, Suzanne

Bennett, Travis
Johnson, Eric
Ingbretson, Paul
Nordgren, Sharon
Sykes, George

HILLSBOROUGH

Adams, Christopher
Baroody, Benjamin
Booras, Efstathia
Coffey, James
Sullivan, Daniel
Eastman, Eric
Ferreira, Elizabeth
Gargas, Carolyn
Gould, Linda
Hansberry, Daniel
Herbert, Christopher
Jack, Martin
Kurk, Neal
Leishman, Peter
Marston, Dick
Murotake, David
Ohm, Bill
Palmer, Barry
Porter, Marjorie
Walsh, Robert
Sanborn, Laurie
Simmons, Tammy
Takesian, Charlene
Vann, Ivy
Zaricki, Nick

Griffin, Barbara
Barry, Richard
Burt, John
Cohen, Alan
Danielson, David
Edelblut, Frank
Flanagan, Jack
Goley, Jeffrey
Guerette, C. Lee
Hansen, Peter
Hinch, Richard
Judy, Jean
Ober, Lynne
O'Brien, Michael
McClarren, Donald
Murphy, Keith
Brown, Pamela
Pellegrino, Anthony
Proulx, Mark
Rosenwald, Cindy
Schleien, Eric
Snow, Kendall
Twombly, Timothy
Williams, Kermit

Backus, Robert
Beaulieu, Jane
Byron, Frank
Cornell, Patricia
DiSilvestro, Linda
Edwards, Elizabeth
Freitas, Mary
Gonzalez, Carlos
Haefner, Robert
Harvey, Suzanne
Infantine, William
Rice, Kimberly
Lachance, Joseph
Mangipudi, Latha
McLean, Mark
Notter, Jeanine
Long, Patrick
Peterson, Ken
Christie, Rick
Rouillard, Claire
Scotsas, Lisa
Snow, Kathleen
Ulery, Jordan
Wolf, Terry

Balcom, John
Biggie, Barbara
Roberts, Carol
Cote, David
Donovan, Daniel
Estevez, Eric
Gagne, Larry
Gorman, Mary
Halstead, Carolyn
Heath, Mary
Belanger, James
Katsiantonis, Thomas
LeBrun, Donald
Manley, Jonathan
McNamara, Richard
O'Neil, William
McCarthy, Peggy
Pierce, David
Ober, Russell
Rowe, Robert
Shattuck, Gilman
Straight, Phillip
Sullivan, Victoria
Woodbury, David

MERRIMACK

Turcotte, Alan
Bradley, Paula
Long, Douglas
Ebel, Karen
Hess, David
Kidder, David
MacKay, James
Myler, Mel
Saunderson, George
Walsh, Thomas

Alicea, Caroletta
Brewster, Michael
McGuire, Dan
Gile, Mary
Hoell, J.R.
Kotowski, Frank
Marple, Richard
Patten, Dick
Schuett, Dianne
Wallner, Mary Jane

French, Barbara
Rice, Chip
Deloge, Helen
French, Harold
Karrick, David
Kuch, Bill
Martin, John
Ratzki, Mario
Seaworth, Brian
Wheeler, Deborah

Bartlett, Christy
Carson, Clyde
Doherty, David
Henle, Paul
Kenison, Linda
Luneau, David
Moffett, Howard
Rogers, Katherine
Shurtleff, Stephen

ROCKINGHAM

Christie, Andrew
 Baldasaro, Alfred
 Borden, David
 Chirichiello, Brian
 Dean-Bailey, Yvonne
 Edgar, Michael
 Rice, Frederick
 Friel, William
 Hagan, Joseph
 Introne, Robert
 Kappler, Lawrence
 Lundgren, David
 Matthews, Carolyn
 Milz, David
 Gordon, Pamela
 Potucek, John
 Simpson, Alexis
 Tucker, Pamela
 Weyler, Kenneth

Abrami, Patrick
 Barnes, Arthur
 Cahill, Michael
 Cook, Allen
 DeSimone, Debra
 Elliott, Robert
 Ferrante, Beverly
 Ward, Gerald
 Harris, Jeffrey
 Itse, Daniel
 Katsakiores, Phyllis
 Griffin, Mary
 McBeath, Rebecca
 Nigrello, Robert
 Packard, Sherman
 Tilton, Rio
 Spillane, James
 Vose, Michael
 Woitkun, Steven

Allen, Mary
 Bates, David
 Cali-Pitts, Jacqueline
 Cushing, Robert
 Devine, James
 Emerick, J. Tracy
 Fesh, Robert
 Gannon, William
 Heffron, Frank
 Sweeney, Joe
 Kolodziej, Walter
 Major, Norman
 McKinney, Betsy
 O'Connor, John
 Pantelakos, Laura
 Schroadter, Adam
 Sytek, John
 Webb, James

Azarian, Gary
 Berrien, Skip
 Cardon, G. Thomas
 Thomas, Douglas
 DiFranco, Debbie
 Chase, Francis
 Francese, Paula
 Green, Dennis
 Hoelzel, Kathleen
 Ward, Joanne
 Lovejoy, Patricia
 Manning, John
 McMahon, Charles
 Osborne, Jason
 Peckham, Michele
 Sherman, Thomas
 True, Chris
 Welch, David

STRAFFORD

Baber, William
 Burton, Wayne
 DiSesa, Len
 Hannon, Joseph
 Kaen, Naida
 Mullen, John
 Southworth, Thomas
 Wall, Janet

Berube, Roger
 Cheney, Catherine
 Gardner, Janice
 Horrigan, Timothy
 Turcotte, Leonard
 Schmidt, Peter
 Spang, Judith
 Wuelper, Kurt

Bickford, David
 Cilley, Jacalyn
 Graham, Robert
 Jones, Laura
 Leeman, Don
 Pitre, Joseph
 Stevens, Audrey

Bixby, Peter
 DeLemus, Susan
 Gray, James
 Ward, Kenneth
 Smith, Marjorie
 Rollo, Deanna
 Treleaven, Susan

SULLIVAN

Schmidt, Andrew
 Grenier, James
 Oxenham, Lee

Cloutier, John
 Irwin, Virginia
 Rollins, Skip

Gagnon, Raymond
 Laware, Thomas
 Smith, Steven

Gottling, Suzanne
 O'Hearne, Andrew

**NAYS - 30
BELKNAP**

Aldrich, Glen

Howard, Raymond

Sylvia, Michael

Fraser, Valerie

CHESHIRE

Sterling, Franklin

COOS

Rideout, Leon

GRAFTON

Darrow, Stephen

Hull, Robert

HILLSBOROUGH

Ammon, Keith
 Hopper, Gary
 Seidel, Carl

Boehm, Ralph
 Christiansen, Lars

Forest, Armand
 Moore, Josh

Hogan, Edith
 Parison, James

MERRIMACK

McGuire, Carol

Hill, Gregory

Horn, Werner

ROCKINGHAM

Abramson, Max
 Hodgdon, Bruce

Bush, Carol
 Prudhomme-O'Brien, Katherine

Duarte, Joe
 Gordon, Richard

Guthrie, Joseph

STRAFFORD

Groen, Warren

Kaczynski, Thomas

SULLIVAN

Converse, Larry

and the committee report was adopted.

HB 1153, prohibiting a political subdivision from adopting residency restrictions on sex offenders. **OUGHT TO PASS.**

Rep. Geoffrey Hirsch for Criminal Justice and Public Safety. This bill prohibits any political subdivision of the state from adopting an ordinance or bylaw that restricts the residence of a sexual offender or an offender against children. When released, sex offenders tend to want to live in the community they came from to get back on their feet with the assistance of family. Local residency restrictions could defeat the purpose of the registration process, producing conditions that hamper efforts to monitor and supervise offenders. Worse, some offenders will simply go “underground” where they become impossible to track. Residency restrictions may in fact be unconstitutional beyond being a threat to public safety. This bill is supported by NH law enforcement as well as the New Hampshire Coalition Against Domestic and Sexual Violence. Vote 15-1.

MOTION TO LAY ON THE TABLE

Rep. Webb moved that **HB 1153**, prohibiting a political subdivision from adopting residency restrictions on sex offenders, be laid on the table.

Rep. Webb requested a roll call; sufficiently seconded.

YEAS 122 - NAYS 237**YEAS - 122****BELKNAP**

Flanders, Donald
Russell, David

Gallagher, Brian
Spanos, Peter

Howard, Raymond
Fraser, Valerie

Hurt, George
Varney, Peter

CARROLL

Avellani, Lino
McConkey, Mark

Chandler, Gene

Cordelli, Glenn

McCarthy, Frank

CHESHIRE

Tilton, Benjamin

Hunt, John

Mann, John

Sterling, Franklin

COOS

Richardson, Herbert

Rideout, Leon

Theberge, Robert

Thomas, Yvonne

GRAFTON

Bailey, Brad
Ingbretson, Paul

Brown, Duane

Hennessey, Erin

Johnson, Eric

HILLSBOROUGH

Adams, Christopher
Burt, John
Gonzalez, Carlos
Hansen, Peter
Kurk, Neal
McClarren, Donald
Parison, James
Rouillard, Claire
Seidel, Carl
Twombly, Timothy

Balcom, John
Byron, Frank
Gorman, Mary
Hogan, Edith
Lachance, Joseph
Murotake, David
Pellegrino, Anthony
Rowe, Robert
Simmons, Tammy

Biggie, Barbara
Ferreira, Elizabeth
Gould, Linda
Infantine, William
LeBrun, Donald
Notter, Jeanine
Proulx, Mark
Sanborn, Laurie
Souza, Kathleen

Boehm, Ralph
Flanagan, Jack
Haefner, Robert
Rice, Kimberly
Manley, Jonathan
McCarthy, Peggy
Christie, Rick
Scotsas, Lisa
Straight, Phillip

MERRIMACK

Turcotte, Alan
Horn, Werner

Long, Douglas
Kidder, David

French, Harold
Marple, Richard

Hill, Gregory
Wheeler, Deborah

ROCKINGHAM

Allen, Mary
Bush, Carol
DeSimone, Debra
Rice, Frederick
Guthrie, Joseph
Kappler, Lawrence
Griffin, Mary
McKinney, Betsy
Prudhomme-O'Brien, Katherine
Tucker, Pamela

Azarian, Gary
Chirichiello, Brian
Devine, James
Ferrante, Beverly
Hodgdon, Bruce
Katsakiores, Phyllis
Major, Norman
O'Connor, John
Gordon, Richard
Vose, Michael

Baldasaro, Alfred
Cook, Allen
Duarte, Joe
Gannon, William
Sweeney, Joe
Kolodziej, Walter
Manning, John
Packard, Sherman
Spillane, James
Webb, James

Bates, David
Dean-Bailey, Yvonne
Chase, Francis
Green, Dennis
Ward, Joanne
Lundgren, David
Matthews, Carolyn
Potucek, John
True, Chris

STRAFFORD

DeLemus, Susan
Kaczynski, Thomas
Wuelper, Kurt

Gray, James
Turcotte, Leonard

Groen, Warren
Leeman, Don

Jones, Laura
Mullen, John

SULLIVAN

Cloutier, John

Laware, Thomas

Rollins, Skip

NAYS - 237**BELKNAP**Aldrich, Glen
Fisher, RobertDumais, Russell
LeBreche, ShariTilton, Franklin
Sylvia, MichaelFields, Dennis
Vadney, Herbert**CARROLL**Buco, Thomas
Nelson, BillButler, Edward
Schmidt, StephenComeau, Ed
Ticehurst, SusanCrawford, Karel
Umberger, Karen**CHESHIRE**Abbott, Michael
Chase, Cynthia
Roberts, Kris
Pearson, William
Shepardson, MarjorieAmes, Richard
Eaton, Daniel
Ley, Douglas
Phillips, Larry
Tatro, BruceBerch, Paul
Emerson, Susan
McConnell, James
Robertson, Timothy
Weber, LucyBordenet, John
Johnsen, Gladys
Parkhurst, Henry
Sad, Tara**COOS**Fothergill, John
Rappaport, LaurenceFroburg, Alethea
Tholl, John

Hatch, William

Moynihan, Wayne

GRAFTONAbel, Richard
Darrow, Stephen
Hull, Robert
Nordgren, Sharon
Sykes, GeorgeAlmy, Susan
Ford, Susan
Ladd, Rick
Brown, Rebecca
Townsend, CharlesBennett, Travis
Gionet, Edmond
Maes, Kevin
Shackett, Jeffrey
White, AndrewCooney, Mary
Higgins, Patricia
Massimilla, Linda
Smith, Suzanne**HILLSBOROUGH**Ammon, Keith
Barry, Richard
Roberts, Carol
Cote, David
Donovan, Daniel
Estevez, Eric
Gargas, Carolyn
Hansberry, Daniel
Hinch, Richard
Katsiantonis, Thomas
O'Brien, Michael
McNamara, Richard
Ohm, Bill
Peterson, Ken
Walsh, Robert
Snow, Kendall
Vann, Ivy
Zaricki, NickGriffin, Barbara
Beaulieu, Jane
Coffey, James
Sullivan, Daniel
Eastman, Eric
Forest, Armand
Goley, Jeffrey
Harvey, Suzanne
Belanger, James
Christiansen, Lars
Mangipudi, Latha
Moore, Josh
Brown, Pamela
Pierce, David
Rosenwald, Cindy
Takesian, Charlene
Williams, KermitBackus, Robert
Booras, Efstathia
Cohen, Alan
Danielson, David
Edelblut, Frank
Freitas, Mary
Guerette, C. Lee
Heath, Mary
Jack, Martin
Ober, Lynne
Marston, Dick
Murphy, Keith
Long, Patrick
Porter, Marjorie
Schleien, Eric
Ulery, Jordan
Wolf, TerryBaroody, Benjamin
Bouldin, Amanda
Cornell, Patricia
DiSilvestro, Linda
Edwards, Elizabeth
Gagne, Larry
Halstead, Carolyn
Herbert, Christopher
Jeudy, Jean
Leishman, Peter
McLean, Mark
O'Neil, William
Palmer, Barry
Ober, Russell
Shattuck, Gilman
Sullivan, Victoria
Woodbury, David**MERRIMACK**Alicea, Caroletta
Brewster, Michael
McGuire, Dan
Gile, Mary
Karrick, David
Luneau, David
Myler, Mel
Saunderson, George
Walsh, ThomasFrench, Barbara
McGuire, Carol
Deloge, Helen
Henle, Paul
Kenison, Linda
MacKay, James
Patten, Dick
Schuett, Dianne
Wallner, Mary JaneBartlett, Christy
Rice, Chip
Doherty, David
Hess, David
Kotowski, Frank
Martin, John
Ratzki, Mario
Seaworth, BrianBradley, Paula
Carson, Clyde
Ebel, Karen
Hoell, J.R.
Kuch, Bill
Moffett, Howard
Rogers, Katherine
Shurtleff, Stephen**ROCKINGHAM**Christie, Andrew
Berrien, Skip
Cardon, G. Thomas
Edgar, Michael
Francese, Paula
Harris, Jeffrey
Itse, Daniel
Milz, David
Pantelakos, Laura
Sherman, Thomas
Weyler, KennethAbrami, Patrick
Borden, David
Cushing, Robert
Elliott, Robert
Friel, William
Heffron, Frank
Lovejoy, Patricia
Nigrello, Robert
Peckham, Michele
Simpson, Alexis
Woitkun, StevenAbramson, Max
Cahill, Michael
Thomas, Douglas
Emerick, J. Tracy
Ward, Gerald
Hoelzel, Kathleen
McBeath, Rebecca
Osborne, Jason
Tilton, Rio
Sytek, JohnBarnes, Arthur
Cali-Pitts, Jacqueline
DiFranco, Debbie
Fesh, Robert
Hagan, Joseph
Introne, Robert
McMahon, Charles
Gordon, Pamela
Schroadter, Adam
Welch, David

STRAFFORD

Baber, William
Burton, Wayne
Gardner, Janice
Ward, Kenneth
Pitre, Joseph
Stevens, Audrey

Berube, Roger
Cheney, Catherine
Graham, Robert
Kaen, Naida
Rollo, Deanna
Treleaven, Susan

Bickford, David
Cilley, Jacalyn
Hannon, Joseph
Smith, Marjorie
Southworth, Thomas
Wall, Janet

Bixby, Peter
DiSesa, Len
Horrigan, Timothy
Schmidt, Peter
Spang, Judith

SULLIVAN

Schmidt, Andrew
Grenier, James
Smith, Steven

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Oxenham, Lee

and the motion failed.

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

Rep. Prudhomme-O'Brien spoke against.

Rep. Cushing spoke in favor and yielded to questions.

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

YEAS 264 - NAYS 92**YEAS - 264****BELKNAP**

Aldrich, Glen
Fisher, Robert
Russell, David

Dumais, Russell
Flanders, Donald
Sylvia, Michael

Tilton, Franklin
Gallagher, Brian
Vadney, Herbert

Fields, Dennis
LeBreche, Shari

CARROLL

Butler, Edward
Nelson, Bill

Comeau, Ed
Schmidt, Stephen

Crawford, Karel
Ticehurst, Susan

McConkey, Mark
Umberger, Karen

CHESHIRE

Abbott, Michael
Eaton, Daniel
Roberts, Kris
Pearson, William
Tatro, Bruce

Ames, Richard
Emerson, Susan
Ley, Douglas
Robertson, Timothy
Weber, Lucy

Berch, Paul
Johnsen, Gladys
Mann, John
Sad, Tara

Bordenet, John
Hunt, John
Parkhurst, Henry
Shepardson, Marjorie

COOS

Fothergill, John
Rappaport, Laurence

Froburg, Alethea
Theberge, Robert

Hatch, William
Tholl, John

Moynihan, Wayne
Thomas, Yvonne

GRAFTON

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

Almy, Susan
Darrow, Stephen
Hull, Robert
Massimilla, Linda
Sykes, George

Bailey, Brad
Ford, Susan
Ingbretson, Paul
Nordgren, Sharon
Townsend, Charles

Bennett, Travis
Gionet, Edmond
Ladd, Rick
Brown, Rebecca
White, Andrew

HILLSBOROUGH

Ammon, Keith
Barry, Richard
Burt, John
Cornell, Patricia
DiSilvestro, Linda
Forest, Armand
Goley, Jeffrey
Guerette, C. Lee
Hansen, Peter
Hinck, Richard
Rice, Kimberly
Lachance, Joseph
Mangipudi, Latha
Murotake, David
Ohm, Bill
Parison, James
Walsh, Robert
Scotsas, Lisa
Takesian, Charlene
Wolf, Terry

Backus, Robert
Beaulieu, Jane
Roberts, Carol
Cote, David
Donovan, Daniel
Freitas, Mary
Gonzalez, Carlos
Haefner, Robert
Harvey, Suzanne
Belanger, James
Katsiantonis, Thomas
LeBrun, Donald
Marston, Dick
Murphy, Keith
Brown, Pamela
Pierce, David
Rosenwald, Cindy
Shattuck, Gilman
Ulery, Jordan
Woodbury, David

Balcom, John
Biggie, Barbara
Coffey, James
Sullivan, Daniel
Eastman, Eric
Gagne, Larry
Gorman, Mary
Halstead, Carolyn
Heath, Mary
Jack, Martin
Kurk, Neal
Leishman, Peter
McLean, Mark
Notter, Jeanine
Long, Patrick
Porter, Marjorie
Rowe, Robert
Simmons, Tammy
Vann, Ivy

Baroody, Benjamin
Bouldin, Amanda
Cohen, Alan
Danielson, David
Edwards, Elizabeth
Gargas, Carolyn
Gould, Linda
Hansberry, Daniel
Herbert, Christopher
Judy, Jean
Ober, Lynne
O'Brien, Michael
McNamara, Richard
O'Neil, William
Palmer, Barry
Ober, Russell
Schleien, Eric
Snow, Kendall
Williams, Kermit

MERRIMACK

Alicea, Caroletta	French, Barbara	Bartlett, Christy	Bradley, Paula
Brewster, Michael	McGuire, Carol	Rice, Chip	Carson, Clyde
McGuire, Dan	Deloge, Helen	Doherty, David	Ebel, Karen
Gile, Mary	French, Harold	Henle, Paul	Hoell, J.R.
Karrick, David	Kenison, Linda	Kidder, David	Kotowski, Frank
Luneau, David	MacKay, James	Marple, Richard	Moffett, Howard
Myler, Mel	Patten, Dick	Ratzki, Mario	Rogers, Katherine
Saunderson, George	Schuett, Dianne	Seaworth, Brian	Shurtleff, Stephen
Wallner, Mary Jane	Wheeler, Deborah		

ROCKINGHAM

Christie, Andrew	Abrami, Patrick	Abramson, Max	Azarian, Gary
Barnes, Arthur	Berrien, Skip	Borden, David	Bush, Carol
Cahill, Michael	Cali-Pitts, Jacqueline	Cook, Allen	Cushing, Robert
Dean-Bailey, Yvonne	Devine, James	DiFranco, Debbie	Edgar, Michael
Elliott, Robert	Emerick, J. Tracy	Chase, Francis	Fesh, Robert
Francesse, Paula	Ward, Gerald	Hagan, Joseph	Harris, Jeffrey
Heffron, Frank	Hodgdon, Bruce	Hoelzel, Kathleen	Introne, Robert
Sweeney, Joe	Ward, Joanne	Kappler, Lawrence	Katsakiores, Phyllis
Lovejoy, Patricia	Griffin, Mary	Major, Norman	Matthews, Carolyn
McBeath, Rebecca	McMahon, Charles	Milz, David	Osborne, Jason
Gordon, Pamela	Packard, Sherman	Pantelakos, Laura	Potucek, John
Tilton, Rio	Schroadter, Adam	Sherman, Thomas	Simpson, Alexis
Spillane, James	Sytek, John	Vose, Michael	Welch, David
Weyler, Kenneth			

STRAFFORD

Baber, William	Berube, Roger	Bickford, David	Bixby, Peter
Burton, Wayne	Cheney, Catherine	Cilley, Jacalyn	DiSesa, Len
Gardner, Janice	Gray, James	Hannon, Joseph	Horrigan, Timothy
Ward, Kenneth	Kaen, Naida	Smith, Marjorie	Mullen, John
Schmidt, Peter	Pitre, Joseph	Rollo, Deanna	Southworth, Thomas
Spang, Judith	Stevens, Audrey	Treleaven, Susan	Wall, Janet

SULLIVAN

Schmidt, Andrew	Cloutier, John	Converse, Larry	Gagnon, Raymond
Gottling, Suzanne	Grenier, James	Irwin, Virginia	O'Hearne, Andrew
Oxenham, Lee	Smith, Steven		

NAYS - 92**BELKNAP**

Howard, Raymond	Hurt, George	Spanos, Peter	Fraser, Valerie
Varney, Peter			

CARROLL

Avellani, Lino	Buco, Thomas	Cordelli, Glenn	McCarthy, Frank
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CHESHIRE

Tilton, Benjamin	Chase, Cynthia	McConnell, James	Phillips, Larry
Sterling, Franklin			

COOS

Richardson, Herbert	Rideout, Leon
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GRAFTON

Brown, Duane	Hennessey, Erin	Johnson, Eric
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HILLSBOROUGH

Adams, Christopher	Griffin, Barbara	Boehm, Ralph	Booras, Efsthia
Byron, Frank	Edelblut, Frank	Estevez, Eric	Ferreira, Elizabeth
Flanagan, Jack	Hogan, Edith	Hopper, Gary	Infantine, William
Christiansen, Lars	Manley, Jonathan	McClarren, Donald	Moore, Josh
McCarthy, Peggy	Pellegrino, Anthony	Peterson, Ken	Proulx, Mark
Christie, Rick	Rouillard, Claire	Sanborn, Laurie	Seidel, Carl
Souza, Kathleen	Straight, Phillip	Twombly, Timothy	Sullivan, Victoria
Zaricki, Nick			

MERRIMACK

Turcotte, Alan	Long, Douglas	Hess, David	Hill, Gregory
Horn, Werner	Kuch, Bill	Martin, John	Walsh, Thomas

ROCKINGHAM

Allen, Mary
Chirichiello, Brian
Rice, Frederick
Green, Dennis
Manning, John
Peckham, Michele
Tucker, Pamela

Baldasaro, Alfred
Thomas, Douglas
Ferrante, Beverly
Guthrie, Joseph
McKinney, Betsy
Prudhomme-O'Brien, Katherine
Webb, James

Bates, David
DeSimone, Debra
Friel, William
Itse, Daniel
Nigrello, Robert
Gordon, Richard

Cardon, G. Thomas
Duarte, Joe
Gannon, William
Kolodziej, Walter
O'Connor, John
True, Chris

STRAFFORD

DeLemus, Susan
Kaczynski, Thomas

Graham, Robert
Turcotte, Leonard

Groen, Warren
Leeman, Don

Jones, Laura
Wuelper, Kurt

SULLIVAN

Laware, Thomas

Rollins, Skip

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

HB 1261, relative to multiple indictments in criminal prosecutions. **INEXPEDIENT TO LEGISLATE.**

Rep. Laura Pantelakos for Criminal Justice and Public Safety. This bill would have prevented a grand jury from issuing more than one indictment per criminal act. Current practice allows the grand jury to return an indictment for the crime and an additional indictment for a lesser included offense, thus allowing the jury at the time of trial the option of finding the suspect guilty of the lesser crime rather than the major crime. The committee felt that removing that option would eliminate the ability of the jury to reach a just verdict and is not in accordance with the intent of the justice system. Vote 16-1.

Rep. Tholl spoke in favor.

Rep. Abramson spoke against and requested a roll call; not sufficiently seconded.

On a division vote, with 287 members having voted in the affirmative, and 36 in the negative, the committee report was adopted.

HB 1318, relative to sex offender registration. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Arthur Barnes for Criminal Justice and Public Safety. This bill changes the circumstances and criteria under which certain sex offenders may petition to have their name removed from the sex offender registry public list and be relieved from the requirement of continued registration. The bill attempts to correct the constitutional violations brought to light in the New Hampshire Supreme Court opinion of John Doe v. State of New Hampshire issued February 12, 2015. In 1987, John Doe pleaded guilty to two counts of aggravated felonious sexual assault. He was sentenced to two and a half to five years' imprisonment, which was deferred for two years. He was placed on probation for four years. As part of his sentence, the he was required to attend sex counseling, which he did weekly for two years. In August 1990, his probation was terminated. On January 1, 1993, he became subject to registration as a sex offender. Sometime after 2006 he sought a declaratory judgment in superior court that RSA chapter 651-B is unconstitutional as applied it him because it violates the prohibition against retrospective laws and the Due Process Clause of the New Hampshire Constitution. The trial court ruled the act did not violate the Ex Post Facto Clause because the legislature intended the act to be regulatory, and any punitive effects of the act did not override this regulatory purpose by the clearest proof. The court also stated that it could not find the act had a punitive effect because the state's laws are presumed constitutional. This lead to an appeal the New Hampshire Supreme Court. Quoting from the judgment: "In summary, our analysis leads us to conclude that RSA chapter 651-B has a punitive effect as applied to the petitioner. We recognize the important interests that the legislature seeks to further with this statute, but in our view, the punitive effect of the current act is enough to overcome any non-punitive legislative intent as to this petitioner. Absent the lifetime-registration-without-review provision, we would not find the other effects of the act sufficiently punitive to overcome the presumption of its constitutionality. Accordingly, to prevent an untoward result that would substantially undermine the act's public protection goals, we conclude that the act can be enforced against the petitioner consistently with the constitutional probation against retrospective laws only if he is promptly given as opportunity for either a court hearing, or an administrative hearing subject to judicial review, at which he is permitted to demonstrate that he no longer poses a risk sufficient to justify continued registration. If the hearing results in a finding that he has made the required showing that he is not a danger to the public' he must be relieved from the requirements of registration. If after such a hearing, it is determined that he has not made the required showing, he must continue to comply with the act, but thereafter he must be afforded periodic opportunities for further hearings, at reasonable intervals, to revisit whether registration continues to be necessary." This bill seeks to resolve the constitutional issues with the law. Vote 13-2.

Amendment (0819h)

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

1 Registration of Criminal Offenders; Duration of Registration. Amend RSA 651-B:6 to read as follows:

651-B:6 Duration of Registration.

I. **Subject to the provisions of paragraph IV**, all tier II or tier III offenders shall be registered for life.

II. All tier I offenders shall be registered for a 10-year period from the date of release, provided that any such registration period shall not run concurrently with any registration period resulting from a subsequent violation or attempted violation of an offense for which the person is required to register.

III.(a)(1) ~~All tier III offenders shall remain on the public list contained in RSA 651-B:7 for life.~~

(2) A tier II **or tier III** offender may petition the superior court to have his or her name and information removed from the public list. The petition shall not be filed prior to the completion of all the terms and conditions of the sentence and in no case earlier than 15 years after the date of release. The petition shall be accompanied by a risk assessment prepared by a qualified psychiatrist or psychologist at the offender's expense. The court may grant the petition **only** if the offender **is not under arrest or indictment for, or** has not been convicted of, any ~~[felony, class A misdemeanor,]~~ sex offense~~;~~ or offense against a child, has successfully completed any periods of supervised release, probation, or parole, and has successfully completed an appropriate sex offender treatment program as determined by the court. If the court denies the petition, the offender shall not file another petition for 5 years from the date of denial.

~~[(3)]~~ (b) A tier I offender may petition the superior court to have his or her name and other information removed from the public list. The petition shall not be filed prior to the completion of all the terms and conditions of the sentence and in no case earlier than 5 years after the date of release. The petition shall be accompanied by a risk assessment prepared by a qualified psychiatrist or psychologist at the offender's expense. The court may grant the petition **only** if the offender **is not under arrest or indictment for, or** has not been convicted of, any ~~[felony, class A misdemeanor,]~~ sexual offense~~;~~ or offense against a child, has successfully completed any periods of supervised release, probation, or parole, and has successfully completed an appropriate sex offender treatment program as determined by the court.

~~[(b)]~~ Prior to granting any petition to remove an offender from the public list, the court shall provide notice to the county attorney who prosecuted the case, the victim advocate, and the victim or victim's family, and permit those parties to be heard on the petition. Prior to any decision granting the application, the court shall provide the victim with the opportunity to address the court. The victim may appear personally, or by counsel, or may provide a written statement to reasonably express his or her views concerning the offense, the person responsible, and the need for maintaining the registration requirement. The judge shall consider the statements of the victim pursuant to this section when making a decision regarding the application. The judge shall grant the application, after a hearing, only where, in the opinion of the court, removal from the registration requirements will assist the individual in the individual's rehabilitation and will be consistent with the public welfare.]

IV. A tier II or tier III offender may petition the superior court during his or her month of birth to be relieved from the registration requirements under this chapter. The petition shall include the petitioner's current address and information about each conviction for which he or she is required to register, including the nature of the offense, the sentence imposed, and the court and the jurisdiction in which the petitioner was convicted. The petition shall be accompanied by a certified copy of the petitioner's criminal history record from each jurisdiction in which he or she is required to register. The petition shall not be filed prior to the completion of all the terms and conditions of the sentence, including any supervision, and in no case earlier than 15 years after the date of release from a tier II offender's most recent conviction that required registration, and in the case of a tier III offender no earlier than 25 years after the date of release from the tier III offender's most recent conviction that required registration. The petition shall be accompanied by a risk assessment prepared by a qualified psychiatrist or psychologist at the offender's expense, which indicates that the offender is not a danger to the public and no longer poses a risk sufficient to justify continued registration. The court may grant the petition only if the petitioner is not under arrest or indictment for, or has been convicted of, any sex offense or offense against a child since the most recent qualifying conviction requiring registration, has successfully completed any period of supervised release, probation, or parole, has successfully completed an appropriate sex offender treatment program as determined by the court, has demonstrated compliance with registration requirements for 15 years, and he or she is no longer a danger to the public and no longer poses a risk sufficient to justify continued registration. The petition shall be filed in the county where the most recent predicate conviction occurred, except if the most recent conviction occurred in another state or jurisdiction, the petition shall be filed in the county where the petitioner resides. If the court denies the petition, the petitioner shall not file another petition under this section for 5 years from the date of the court's denial. Such petition shall not be filed or addressed as part of a criminal case.

V.(a) Prior to granting any petition to remove an offender from the public list, the court shall provide notice to the county attorney who prosecuted the case, the victim advocate, and the victim or victim's family, and permit those parties to be heard on the petition. Prior to any decision granting the petition, the court shall provide the victim with the opportunity to address the court. The victim

may appear personally, or through a representative, or may provide a written statement to reasonably express his or her views concerning the offense, the person responsible, and the need for maintaining the registration requirement. The judge shall consider the statements of the victim pursuant to this section when making a decision regarding the petition. The judge shall grant the petition, after a hearing, only where, in the opinion of the court, removal from the public list will assist the individual in the individual's rehabilitation and will be consistent with the public welfare.

(b) Prior to granting any petition to relieve an offender from the registration requirements under this chapter, the court shall hold a hearing on the petition. The court shall provide notice of the hearing at least 60 days prior to the hearing to the county attorney who prosecuted the most recent offense requiring registration, the victim advocate, the victim or victim's family, the department of safety sex offender unit, and the department of corrections, and shall permit those parties to be heard on the petition. If the most recent conviction requiring registration is an out of state conviction, notice shall be given to the county attorney in the county where the offender is currently residing. Prior to any decision granting the petition, the court shall provide the victim or victim's family with the opportunity to address the court. The victim or victim's family may appear personally, or through a representative, or may provide a written statement to reasonably express his or her views concerning the offense, the person responsible, and the need for maintaining the registration requirement. The judge shall consider the statements of the victim or victim's family pursuant to this section when rendering a decision regarding the petition. The judge shall grant the petition, after a hearing, only where, in the opinion of the court, the petitioner has proven by clear and convincing evidence that he or she no longer poses a risk sufficient to justify continued registration and is not a danger to the public.

[IV-] VI. Any offender who was convicted before January 1, 1994, and who has fully served all aspects of his or her sentence and has not re-offended may petition the superior court to be relieved from the requirements of registration. The petition shall be subject to the requirements of paragraph IV, except that the offender shall not be required to wait the 15 or 25 years, or for the month of his or her birth. The hearing shall be held in accordance with the requirements of subparagraph V(b). The offender shall pay the costs of the legal service in connection with hearing. The petitioner shall have the right to counsel. If the court denies the petition, the offender shall not file another petition under this section for 5 years from the date of the court's denial.

VII. Registration of any juvenile required to register pursuant to RSA 651-B:1, XI(a)(3) or (4) shall end when the juvenile turns 17 years of age unless the court which adjudicated the juvenile as a delinquent retains jurisdiction over the juvenile pursuant to RSA 169-B:4, V, in which case registration of the juvenile shall end when the court terminates jurisdiction over the juvenile's case. When the registration of a juvenile terminates, the department shall remove information relating to the juvenile from the SOR system and records of the juvenile's registration shall be handled in accordance with RSA 169-B:35 and RSA 169-B:36.

2 Registration of Criminal Offenders; Hearing. Amend RSA 651-B:10, I to read as follows:

I. Any offender required to register for an offense committed in another state, country, territory, or tribal territory, or under federal law that is determined to be a reasonably equivalent offense to an offense listed **in** RSA 651-B:1, V(a) or RSA 651-B:1, VII(a) or (b) may appeal that determination to the commissioner. The offender shall, within 10 days of notification, request a hearing on the matter before the commissioner. If such a request is made, the commissioner shall promptly schedule and conduct a hearing pursuant to rules adopted under RSA 541-A. ~~[The offender]~~ **Either party** shall have the right to appeal the commissioner's decision in superior court.

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

MOTION TO LAY ON THE TABLE

Rep. Tholl moved that **HB 1318**, relative to sex offender registration, be laid on the table.
Motion adopted.

REGULAR CALENDAR PART III CONT'D

HB 1610-FN, legalizing the possession and cultivation of marijuana for personal use. **INEXPEDIENT TO LEGISLATE.**

Rep. Dick Marston for Criminal Justice and Public Safety. This bill would have legalized possession of marijuana for persons over the age of 21 and legalized the cultivation of up to 6 plants by individuals, of which 3 could be adult plants which could produce up to 3 pounds. The committee heard testimony from many sources, including the proponents of legalization, that marijuana is not a harmless drug. The majority of the committee felt that legalizing marijuana and allowing the cultivation of up to 6 plants would not prevent persons under the age of 21 in obtaining the drug from either legal or illicit means. The committee felt that in light of the ongoing opioid crisis and the information given to the task force about how a young man went from marijuana use to prescription drugs and on to heroin addiction, that now is not the time to legalize a drug that is illegal under federal statutes. Vote 9-4.

MOTION TO LAY ON THE TABLE

Rep. Tholl moved that **HB 1610-FN**, legalizing the possession and cultivation of marijuana for personal use, be laid on the table.

Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 229 - NAYS 119**YEAS - 229****BELKNAP**

Dumais, Russell
Gallagher, Brian
Spanos, Peter

Tilton, Franklin
Hurt, George
Varney, Peter

Fields, Dennis
LeBreche, Shari

Flanders, Donald
Russell, David

CARROLL

Buco, Thomas
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark

Cordelli, Glenn
Nelson, Bill

Crawford, Karel
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Emerson, Susan
Parkhurst, Henry
Sterling, Franklin

Ames, Richard
Hunt, John
Pearson, William
Tatro, Bruce

Tilton, Benjamin
Roberts, Kris
Sad, Tara
Weber, Lucy

Chase, Cynthia
Mann, John
Shepardson, Marjorie

COOS

Fothergill, John
Richardson, Herbert

Froburg, Alethea
Theberge, Robert

Moynihan, Wayne
Tholl, John

Rappaport, Laurence
Thomas, Yvonne

GRAFTON

Almy, Susan
Johnson, Eric
Brown, Rebecca

Cooney, Mary
Ford, Susan
Smith, Suzanne

Brown, Duane
Higgins, Patricia
Sykes, George

Hennessey, Erin
Maes, Kevin
Townsend, Charles

HILLSBOROUGH

Griffin, Barbara
Barry, Richard
Christensen, Chris
Cote, David
Flanagan, Jack
Gargas, Carolyn
Gould, Linda
Hansen, Peter
Hogan, Edith
Jeudy, Jean
Leishman, Peter
Marston, Dick
Ohm, Bill
Palmer, Barry
Porter, Marjorie
Rosenwald, Cindy
Snow, Kendall
Twombly, Timothy

Backus, Robert
Biggie, Barbara
Roberts, Carol
Sullivan, Daniel
Forest, Armand
Goley, Jeffrey
Haefner, Robert
Harvey, Suzanne
Infantine, William
Kurk, Neal
O'Brien, Michael
McClarren, Donald
Brown, Pamela
Pellegrino, Anthony
Proulx, Mark
Rowe, Robert
Souza, Kathleen
Williams, Kermit

Balcom, John
Boehm, Ralph
Cohen, Alan
DiSilvestro, Linda
Freitas, Mary
Gonzalez, Carlos
Halstead, Carolyn
Heath, Mary
Belanger, James
Ober, Lynne
Mangipudi, Latha
Moore, Josh
Long, Patrick
Peterson, Ken
Ober, Russell
Seidel, Carl
Straight, Phillip
Wolf, Terry

Baroody, Benjamin
Byron, Frank
Cornell, Patricia
Donovan, Daniel
Gagne, Larry
Gorman, Mary
Hansberry, Daniel
Hinch, Richard
Jack, Martin
LeBrun, Donald
Manley, Jonathan
O'Neil, William
McCarthy, Peggy
Pierce, David
Walsh, Robert
Shattuck, Gilman
Takesian, Charlene
Woodbury, David

MERRIMACK

Turcotte, Alan
Rice, Chip
Hill, Gregory
Kidder, David
Marple, Richard
Schuett, Dianne
Wheeler, Deborah

French, Barbara
Doherty, David
Horn, Werner
Kotowski, Frank
Moffett, Howard
Shurtleff, Stephen

Bartlett, Christy
Ebel, Karen
Karrick, David
Luneau, David
Myler, Mel
Walsh, Thomas

Bradley, Paula
Henle, Paul
Kenison, Linda
MacKay, James
Patten, Dick
Wallner, Mary Jane

ROCKINGHAM

Christie, Andrew
Barnes, Arthur
Cardon, G. Thomas
DeSimone, Debra
Chase, Francis

Abrami, Patrick
Berrien, Skip
Chirichello, Brian
Devine, James
Rice, Frederick

Allen, Mary
Bush, Carol
Cook, Allen
Duarte, Joe
Ferrante, Beverly

Azarian, Gary
Cahill, Michael
Thomas, Douglas
Elliott, Robert
Fesh, Robert

Francese, Paula
Harris, Jeffrey
Ward, Joanne
Lovejoy, Patricia
Matthews, Carolyn
O'Connor, John
Peckham, Michele
Sherman, Thomas
Webb, James

Gannon, William
Hodgdon, Bruce
Kappler, Lawrence
Griffin, Mary
McBeath, Rebecca
Gordon, Pamela
Potucek, John
Simpson, Alexis
Welch, David

Guthrie, Joseph
Hoelzel, Kathleen
Katsakiores, Phyllis
Major, Norman
McKinney, Betsy
Packard, Sherman
Gordon, Richard
Sytek, John
Weyler, Kenneth

Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Manning, John
McMahon, Charles
Pantelakos, Laura
Tilton, Rio
Tucker, Pamela
Woitkun, Steven

STRAFFORD

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

Burton, Wayne
Turcotte, Leonard
Pitre, Joseph
Stevens, Audrey

Cheney, Catherine
Leeman, Don
Rollo, Deanna
Treleaven, Susan

Gray, James
Mullen, John
Southworth, Thomas
Wall, Janet

SULLIVAN

Cloutier, John
O'Hearne, Andrew

Gagnon, Raymond
Smith, Steven

Gottling, Suzanne

Grenier, James

NAYS - 119

BELKNAP

Aldrich, Glen
Fraser, Valerie

Fisher, Robert
Vadney, Herbert

Howard, Raymond

Sylvia, Michael

CARROLL

Avellani, Lino

Butler, Edward

Comeau, Ed

Ticehurst, Susan

CHESHIRE

Berch, Paul
Ley, Douglas

Bordenet, John
McConnell, James

Eaton, Daniel
Phillips, Larry

Johnsen, Gladys
Robertson, Timothy

COOS

Rideout, Leon

GRAFTON

Abel, Richard
Gionet, Edmond
Nordgren, Sharon

Bailey, Brad
Hull, Robert

Bennett, Travis
Ingretson, Paul

Darrow, Stephen
Massimilla, Linda

HILLSBOROUGH

Adams, Christopher
Burt, John
Edelblut, Frank
Guerette, C. Lee
Christiansen, Lars
Murotake, David
Christie, Rick
Simmons, Tammy
Zaricki, Nick

Ammon, Keith
Coffey, James
Edwards, Elizabeth
Herbert, Christopher
Lachance, Joseph
Murphy, Keith
Rouillard, Claire
Ulery, Jordan

Beaulieu, Jane
Danielson, David
Estevez, Eric
Rice, Kimberly
McLean, Mark
Notter, Jeanine
Schleien, Eric
Sullivan, Victoria

Bouldin, Amanda
Eastman, Eric
Ferreira, Elizabeth
Katsiantonis, Thomas
McNamara, Richard
Parison, James
Scoutsas, Lisa
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Long, Douglas
Hoell, J.R.
Rogers, Katherine

Brewster, Michael
McGuire, Dan
Kuch, Bill
Saunderson, George

McGuire, Carol
Deloge, Helen
Martin, John
Seaworth, Brian

Carson, Clyde
French, Harold
Ratzki, Mario

ROCKINGHAM

Abramson, Max
Cushing, Robert
Emerick, J. Tracy
Heffron, Frank
Osborne, Jason
True, Chris

Baldasaro, Alfred
Dean-Bailey, Yvonne
Friel, William
Itse, Daniel
Prudhomme-O'Brien, Katherine
Vose, Michael

Bates, David
DiFranco, Debbie
Ward, Gerald
Sweeney, Joe
Schroadter, Adam

Cali-Pitts, Jacqueline
Edgar, Michael
Green, Dennis
Nigrello, Robert
Spillane, James

STRAFFORD

Bickford, David
Gardner, Janice
Jones, Laura
Smith, Marjorie

Bixby, Peter
Graham, Robert
Ward, Kenneth
Spang, Judith

Cilley, Jacalyn
Groen, Warren
Kaczynski, Thomas
Wuelper, Kurt

DeLemus, Susan
Hannon, Joseph
Kaen, Naida

SULLIVAN

Schmidt, Andrew
Oxenham, Lee

Converse, Larry
Rollins, Skip

Irwin, Virginia

Laware, Thomas

and the motion was adopted.

REGULAR CALENDAR PART III CONT'D**HB 1414**, repealing the home education advisory council. **INEXPEDIENT TO LEGISLATE.**

Rep. Ralph Boehm for Education. This bill repeals the Home Education Advisory Council (HEAC). This Council is needed and wanted by the majority of home school parents. It is the buffer between the State Board of Education and home schoolers. A statement from some home school parents made several years ago when another bill tried to do the same thing indicated that the HEAC is the only protection they have. The council also exists to advise parents who wish to home school as to the state laws, and if needed, recommend laws. There are two Representatives and one Senator on the HEAC as non-voting members. The HEAC also gives feedback to the State Board of Education on any proposed rules dealing with home education. This bill, if passed, will seriously affect home schooling in New Hampshire. Vote 19-1.

Rep. Boehm spoke in favor.

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

YEAS 273 - NAYS 71**YEAS - 273****BELKNAP**

Dumais, Russell
Gallagher, Brian
Spanos, Peter

Tilton, Franklin
Hurt, George
Vadney, Herbert

Fields, Dennis
LeBreche, Shari

Flanders, Donald
Russell, David

CARROLL

Avellani, Lino
Cordelli, Glenn
Nelson, Bill

Buco, Thomas
Crawford, Karel
Schmidt, Stephen

Butler, Edward
McCarthy, Frank
Ticehurst, Susan

Comeau, Ed
McConkey, Mark
Umberger, Karen

CHESHIRE

Abbott, Michael
Bordenet, John
Johnsen, Gladys
Mann, John
Robertson, Timothy
Tatro, Bruce

Ames, Richard
Chase, Cynthia
Hunt, John
Parkhurst, Henry
Sad, Tara
Weber, Lucy

Tilton, Benjamin
Eaton, Daniel
Roberts, Kris
Pearson, William
Shepardson, Marjorie

Berch, Paul
Emerson, Susan
Ley, Douglas
Phillips, Larry
Sterling, Franklin

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Cooney, Mary
Gionet, Edmond
Massimilla, Linda
Sykes, George

Almy, Susan
Hennessey, Erin
Higgins, Patricia
Nordgren, Sharon
Townsend, Charles

Bailey, Brad
Johnson, Eric
Ingbretson, Paul
Brown, Rebecca

Bennett, Travis
Ford, Susan
Maes, Kevin
Smith, Suzanne

HILLSBOROUGH

Backus, Robert
Beaulieu, Jane
Byron, Frank
Cohen, Alan
Danielson, David
Forest, Armand
Goley, Jeffrey
Guerette, C. Lee
Harvey, Suzanne
Hogan, Edith
Rice, Kimberly
Ober, Lynne
Manley, Jonathan
McNamara, Richard
Long, Patrick
Peterson, Ken
Ober, Russell

Balcom, John
Biggie, Barbara
Christensen, Chris
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Gonzalez, Carlos
Haefner, Robert
Heath, Mary
Belanger, James
Katsiantonis, Thomas
LeBrun, Donald
Marston, Dick
O'Neil, William
McCarthy, Peggy
Pierce, David
Walsh, Robert

Baroody, Benjamin
Boehm, Ralph
Roberts, Carol
Cote, David
Donovan, Daniel
Gagne, Larry
Gorman, Mary
Halstead, Carolyn
Herbert, Christopher
Jack, Martin
Kurk, Neal
Leishman, Peter
McClarren, Donald
Ohm, Bill
Palmer, Barry
Porter, Marjorie
Rosenwald, Cindy

Barry, Richard
Bouldin, Amanda
Coffey, James
Sullivan, Daniel
Flanagan, Jack
Gargas, Carolyn
Gould, Linda
Hansberry, Daniel
Hinch, Richard
Jeudy, Jean
Christiansen, Lars
Mangipudi, Latha
McLean, Mark
Brown, Pamela
Pellegrino, Anthony
Proulx, Mark
Rouillard, Claire

Rowe, Robert
Shattuck, Gilman
Takesian, Charlene
Wolf, Terry

Sanborn, Laurie
Simmons, Tammy
Ulery, Jordan
Woodbury, David

Scontsas, Lisa
Snow, Kendall
Vann, Ivy

Seidel, Carl
Straight, Phillip
Williams, Kermit

MERRIMACK

Turcotte, Alan
Bradley, Paula
Deloge, Helen
French, Harold
Kenison, Linda
MacKay, James
Patten, Dick
Schuett, Dianne
Wheeler, Deborah

Alicea, Caroletta
Rice, Chip
Doherty, David
Henle, Paul
Kotowski, Frank
Marple, Richard
Ratzki, Mario
Shurtleff, Stephen

French, Barbara
Carson, Clyde
Ebel, Karen
Hess, David
Kuch, Bill
Moffett, Howard
Rogers, Katherine
Walsh, Thomas

Bartlett, Christy
Long, Douglas
Gile, Mary
Karrick, David
Luneau, David
Myler, Mel
Saunderson, George
Wallner, Mary Jane

ROCKINGHAM

Abrami, Patrick
Berrien, Skip
Chirichiello, Brian
Dean-Bailey, Yvonne
Edgar, Michael
Ferrante, Beverly
Ward, Gerald
Hoelzel, Kathleen
Kolodziej, Walter
Manning, John
McMahon, Charles
Packard, Sherman
Sherman, Thomas
Weyler, Kenneth

Allen, Mary
Cahill, Michael
Cook, Allen
DeSimone, Debra
Elliott, Robert
Fesh, Robert
Hagan, Joseph
Introne, Robert
Lovejoy, Patricia
Matthews, Carolyn
Nigrello, Robert
Pantelakos, Laura
Simpson, Alexis
Woitkun, Steven

Azarian, Gary
Cali-Pitts, Jacqueline
Cushing, Robert
Devine, James
Chase, Francis
Francese, Paula
Harris, Jeffrey
Sweeney, Joe
Griffin, Mary
McBeath, Rebecca
O'Connor, John
Peckham, Michele
Sytek, John

Bates, David
Cardon, G. Thomas
Thomas, Douglas
DiFranco, Debbie
Rice, Frederick
Friel, William
Heffron, Frank
Katsakiores, Phyllis
Major, Norman
McKinney, Betsy
Gordon, Pamela
Potucek, John
Welch, David

STRAFFORD

Baber, William
Cheney, Catherine
Horrigan, Timothy
Smith, Marjorie
Southworth, Thomas
Treleaven, Susan

Bickford, David
Cilley, Jacalyn
Ward, Kenneth
Mullen, John
Spang, Judith
Wall, Janet

Bixby, Peter
Gardner, Janice
Kaen, Naida
Schmidt, Peter
Sprague, Dale

Burton, Wayne
Gray, James
Leeman, Don
Rollo, Deanna
Stevens, Audrey

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
O'Hearne, Andrew

Cloutier, John
Grenier, James
Oxenham, Lee

Converse, Larry
Irwin, Virginia
Smith, Steven

Gagnon, Raymond
Laware, Thomas

NAYS - 71 BELKNAP

Aldrich, Glen
Fraser, Valerie

Fisher, Robert
Varney, Peter

Howard, Raymond

Sylvia, Michael

CHESHIRE

McConnell, James

COOS

Rideout, Leon

GRAFTON

Brown, Duane

Darrow, Stephen

Hull, Robert

HILLSBOROUGH

Adams, Christopher
Eastman, Eric
Hansen, Peter
Murphy, Keith
Schleien, Eric
Zaricki, Nick

Ammon, Keith
Edelblut, Frank
Lachance, Joseph
Notter, Jeanine
Souza, Kathleen

Griffin, Barbara
Estevez, Eric
Moore, Josh
Parison, James
Twombly, Timothy

Burt, John
Ferreira, Elizabeth
Murotake, David
Christie, Rick
Sullivan, Victoria

MERRIMACK

Brewster, Michael
Hoell, J.R.

McGuire, Carol
Horn, Werner

McGuire, Dan
Martin, John

Hill, Gregory
Seaworth, Brian

ROCKINGHAM

Christie, Andrew
 Bush, Carol
 Green, Dennis
 Ward, Joanne
 Gordon, Richard
 Tucker, Pamela

Abramson, Max
 Duarte, Joe
 Guthrie, Joseph
 Kappler, Lawrence
 Schroadter, Adam
 Vose, Michael

Baldasaro, Alfred
 Emerick, J. Tracy
 Hodgdon, Bruce
 Osborne, Jason
 Spillane, James

Barnes, Arthur
 Gannon, William
 Itse, Daniel
 Prudhomme-O'Brien, Katherine
 True, Chris

STRAFFORD

Graham, Robert
 Kaczynski, Thomas

Groen, Warren
 Turcotte, Leonard

Hannon, Joseph
 Pitre, Joseph

Jones, Laura
 Wuelper, Kurt

SULLIVAN

Rollins, Skip

and the committee report was adopted.

HB 1497, relative to the limits on disclosure of information used on college entrance exams. **OUGHT TO PASS.** Rep. Glenn Cordelli for Education. Since the SAT or ACT can now be used as the statewide assessment in high school, this bill incorporates them into our privacy statutes. In addition, it adds an opt-out provision to have personal information destroyed by the SAT or ACT testing entity. Vote 19-0. Committee report adopted and ordered to third reading.

HB 1143, relative to showing a ballot. **INEXPEDIENT TO LEGISLATE.**

Rep. William Gannon for Election Law. This bill would repeal the prohibition on a voter taking a digital image of his or her marked ballot. A US District Court order on this issue is currently being appealed. The majority believes that this legislation should not be adopted. We believe in the sanctity of the secret ballot. In early NH history, there was often coercion at the voting booth. We want the voter to feel free from all intimidation and outside pressures when casting a ballot. Voting is one of the most fundamental rights and its sanctity should be defended at all costs. Vote 17-0.

Rep. Rideout spoke against.

The Speaker ruled the debate by Rep. Rideout out of order.

APPEAL OF THE RULING OF THE CHAIR

Rep. Rideout challenged the ruling of the Chair on the ruling that debate was out of order.

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

Ruling of the Chair upheld.

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

Rep. Gannon spoke in favor.

MOTION TO LAY ON THE TABLE

Rep. Hoelzel moved that **HB 1143**, relative to showing a ballot, be laid on the table.

Rep. Rideout requested a roll call; sufficiently seconded.

YEAS 221 - NAYS 119**YEAS - 221****BELKNAP**

Dumais, Russell
 LeBreche, Shari

Tilton, Franklin
 Russell, David

Fields, Dennis
 Spanos, Peter

Gallagher, Brian

CARROLL

Buco, Thomas
 McCarthy, Frank

Butler, Edward
 McConkey, Mark

Chandler, Gene
 Schmidt, Stephen

Crawford, Karel
 Umberger, Karen

CHESHIRE

Abbott, Michael
 Bordenet, John
 Johnsen, Gladys
 Mann, John
 Sad, Tara
 Weber, Lucy

Ames, Richard
 Chase, Cynthia
 Hunt, John
 McConnell, James
 Shepardson, Marjorie

Tilton, Benjamin
 Eaton, Daniel
 Roberts, Kris
 Parkhurst, Henry
 Sterling, Franklin

Berch, Paul
 Emerson, Susan
 Ley, Douglas
 Pearson, William
 Tatro, Bruce

COOS

Fothergill, John
 Theberge, Robert

Hatch, William
 Tholl, John

Moynihan, Wayne
 Thomas, Yvonne

Richardson, Herbert

GRAFTON

Bailey, Brad
Ford, Susan
Massimilla, Linda
Townsend, Charles

Bennett, Travis
Gionet, Edmond
Nordgren, Sharon

Brown, Duane
Higgins, Patricia
Smith, Suzanne

Darrow, Stephen
Maes, Kevin
Sykes, George

HILLSBOROUGH

Griffin, Barbara
Barry, Richard
Cohen, Alan
Danielson, David
Forest, Armand
Gonzalez, Carlos
Hansen, Peter
Hopper, Gary
Christiansen, Lars
O'Brien, Michael
McNamara, Richard
McCarthy, Peggy
Proulx, Mark
Rowe, Robert
Twombly, Timothy

Backus, Robert
Beaulieu, Jane
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Gorman, Mary
Harvey, Suzanne
Belanger, James
Ober, Lynne
Mangipudi, Latha
O'Neil, William
Pellegrino, Anthony
Ober, Russell
Snow, Kendall
Williams, Kermit

Balcom, John
Christensen, Chris
Cote, David
Donovan, Daniel
Gargas, Carolyn
Haefner, Robert
Heath, Mary
Judy, Jean
LeBrun, Donald
Manley, Jonathan
Brown, Pamela
Pierce, David
Walsh, Robert
Straight, Phillip
Woodbury, David

Baroody, Benjamin
Roberts, Carol
Sullivan, Daniel
Estevez, Eric
Goley, Jeffrey
Hansberry, Daniel
Hinch, Richard
Kurk, Neal
Leishman, Peter
Marston, Dick
Long, Patrick
Porter, Marjorie
Rosenwald, Cindy
Takesian, Charlene

MERRIMACK

Turcotte, Alan
Rice, Chip
Henle, Paul
Kenison, Linda
MacKay, James
Myler, Mel
Saunderson, George
Wallner, Mary Jane

Alicea, Caroletta
Deloge, Helen
Hess, David
Kotowski, Frank
Marple, Richard
Patten, Dick
Schuett, Dianne
Wheeler, Deborah

French, Barbara
Doherty, David
Horn, Werner
Kuch, Bill
Martin, John
Ratzki, Mario
Shurtleff, Stephen

Bradley, Paula
Ebel, Karen
Karrick, David
Luneau, David
Moffett, Howard
Rogers, Katherine
Walsh, Thomas

ROCKINGHAM

Christie, Andrew
Barnes, Arthur
Cali-Pitts, Jacqueline
Devine, James
Rice, Frederick
Ward, Gerald
Hoelzel, Kathleen
Kolodziej, Walter
Matthews, Carolyn
Nigrello, Robert
Pantelakos, Laura
Sytek, John
Woitkun, Steven

Abrami, Patrick
Berrien, Skip
Chirichiello, Brian
DiFranco, Debbie
Fesh, Robert
Gannon, William
Introne, Robert
Griffin, Mary
McBeath, Rebecca
O'Connor, John
Peckham, Michele
Webb, James

Allen, Mary
Bush, Carol
Cushing, Robert
Elliott, Robert
Francese, Paula
Guthrie, Joseph
Sweeney, Joe
Major, Norman
McKinney, Betsy
Gordon, Pamela
Sherman, Thomas
Welch, David

Azarian, Gary
Cahill, Michael
DeSimone, Debra
Chase, Francis
Friel, William
Hagan, Joseph
Katsakiores, Phyllis
Manning, John
McMahon, Charles
Packard, Sherman
Simpson, Alexis
Weyler, Kenneth

STRAFFORD

Baber, William
Cheney, Catherine
Ward, Kenneth
Mullen, John
Stevens, Audrey

Bickford, David
Cilley, Jacalyn
Kaen, Naida
Schmidt, Peter
Wall, Janet

Bixby, Peter
Gray, James
Leeman, Don
Rollo, Deanna

Burton, Wayne
Horrigan, Timothy
Smith, Marjorie
Spang, Judith

SULLIVAN

Schmidt, Andrew
Grenier, James
Smith, Steven

Cloutier, John
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

Gottling, Suzanne
Oxenham, Lee

NAYS - 119**BELKNAP**

Aldrich, Glen
Hurt, George
Varney, Peter

Fisher, Robert
Sylvia, Michael

Flanders, Donald
Fraser, Valerie

Howard, Raymond
Vadney, Herbert

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Ticehurst, Susan

CHESHIRE

Robertson, Timothy

COOS

Froburg, Alethea

Rappaport, Laurence

Rideout, Leon

GRAFTONAbel, Richard
Johnson, EricAlmy, Susan
Hull, Robert

Cooney, Mary

Hennessey, Erin

HILLSBOROUGHAdams, Christopher
Burt, John
Edelblut, Frank
Gould, Linda
Rice, Kimberly
McLean, Mark
Notter, Jeanine
Christie, Rick
Scotsas, Lisa
Ulery, Jordan
Zaricki, NickAmmon, Keith
Byron, Frank
Edwards, Elizabeth
Hogan, Edith
Katsiantonis, Thomas
Moore, Josh
Ohm, Bill
Rouillard, Claire
Seidel, Carl
Sullivan, VictoriaBoehm, Ralph
Coffey, James
Ferreira, Elizabeth
Infantine, William
Lachance, Joseph
Murotake, David
Parison, James
Sanborn, Laurie
Simmons, Tammy
Vann, IvyBouldin, Amanda
Eastman, Eric
Gagne, Larry
Jack, Martin
McClarren, Donald
Murphy, Keith
Peterson, Ken
Schleien, Eric
Souza, Kathleen
Wolf, Terry**MERRIMACK**Bartlett, Christy
Long, Douglas
Hill, GregoryBrewster, Michael
McGuire, Dan
Hoell, J.R.McGuire, Carol
Gile, Mary
Seaworth, BrianCarson, Clyde
French, Harold**ROCKINGHAM**Abramson, Max
Cook, Allen
Edgar, Michael
Harris, Jeffrey
Ward, Joanne
Potucek, John
Schroadter, Adam
Vose, MichaelBaldasaro, Alfred
Thomas, Douglas
Emerick, J. Tracy
Heffron, Frank
Kappler, Lawrence
Prudhomme-O'Brien, Katherine
Spillane, JamesBates, David
Dean-Bailey, Yvonne
Ferrante, Beverly
Hodgdon, Bruce
Lovejoy, Patricia
Gordon, Richard
True, ChrisCardon, G. Thomas
Duarte, Joe
Green, Dennis
Itse, Daniel
Osborne, Jason
Tilton, Rio
Tucker, Pamela**STRAFFORD**DeLemus, Susan
Hannon, Joseph
Pitre, JosephGardner, Janice
Jones, Laura
Southworth, ThomasGraham, Robert
Kaczynski, Thomas
Treleaven, SusanGroen, Warren
Turcotte, Leonard
Wuelper, Kurt**SULLIVAN**

Converse, Larry

Laware, Thomas

Rollins, Skip

and the motion was adopted.

REGULAR CALENDAR PART III CONT'D

HB 1144-L, relative to notice for sessions of correction of the check list. **OUGHT TO PASS WITH AMENDMENT.** Rep. Kathleen Souza for Election Law. This bill, as amended, removes an obsolete notice requirement for meetings of Supervisors of the Checklist to register voters and makes the notice language consistent with RSA 91-A, the Right to Know law. This bill changes the newspaper notification from mandatory to optional. Testimony showed that citizens do not rely on small notices in the newspaper, that the meetings are well noticed by other means, and that recent changes in the law allow citizens to register to vote, make changes, etc., with the Town or City Clerk at any time throughout the year, at their convenience. This bill provides for notice to be given on the town or city's website, if such exists, or in a newspaper, plus at least one other appropriate location. Vote 19-0.

Amendment (0212h)

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

1 Correction of Checklist; Notice. Amend RSA 654:27 to read as follows:

654:27 Session for Correction. In cities and towns, the supervisors of the checklist shall be in session for the correction of the checklist at some suitable place in the city or town on the Saturday 10 days prior to the election and upon which all hearings shall be finally closed; provided that if the Saturday falls on a holiday weekend, that session shall be held on Tuesday, 7 days prior to the election, between 7:00 p.m. and 7:30 p.m. and at the discretion of the supervisors for extended hours. Notice of the day, hour, and place of each session of the board of supervisors shall be given upon the checklists first posted *in 2 appropriate places one of which shall be the city or town's Internet website, if such exists, or* [and] shall be [published] *printed* in a newspaper of general circulation in the city or town at least 7 days prior to each such session. The reconvening of any session which has been adjourned shall not require the publication of notice.

2 Verification of Checklist; Notice. Amend RSA 654:38, I to read as follows:

I. Between April 1 and August 1 in the next even-numbered year, the supervisors shall ~~[advertise]~~ **post** notice of their sessions ***in 2 appropriate places one of which shall be the town or city's Internet website, if such exists, or printed*** at least twice in a newspaper of general circulation in the town or city and hold sufficient sessions for verification of the checklist as in their opinion will enable all eligible voters in said town or ward to appear before them and register or reregister as the case may be. Whenever a person is reregistered, his ***or her*** party designation, if any, on the checklist undergoing revision shall not be changed except as provided in RSA 654:34.

3 Verification of Checklist; Notice. Amend RSA 654:39, II to read as follows:

II. Between April 1 and August 1 of 1981 and thereafter in each year ending with a one, the supervisors shall ~~[advertise and]~~ post notice of their sessions ***in 2 appropriate places one of which shall be the town or city's Internet website, if such exists, or published*** at least twice in a newspaper of general circulation and at the office of the town or city clerk or at the town hall and hold sufficient sessions for verification of the checklist as in their opinion will enable all eligible voters in said town or ward to appear before them and register or reregister as the case may be. Whenever a person is reregistered, his ***or her*** party designation, if any, on the checklist undergoing revision shall not be changed except as provided in RSA 654:34.

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

2016-0212h

AMENDED ANALYSIS

This bill modifies requirements for notice of sessions for the correction or verification of the checklist. Committee amendment adopted.

The question now being adoption of the committee report of Ought to Pass with Amendment. Rep. Bates offered floor amendment (0403h).

Floor Amendment (0403h)

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

2 Verification of Checklist; Notice. Amend RSA 654:38, I to read as follows:

I. Between April 1 and August 1 in the next even-numbered year, the supervisors shall ~~[advertise]~~ **post** notice of their sessions ***in 2 appropriate places one of which shall be the town or city's Internet website, if such exists, and printed*** at least twice in a newspaper of general circulation in the town or city and hold sufficient sessions for verification of the checklist as in their opinion will enable all eligible voters in said town or ward to appear before them and register or reregister as the case may be. Whenever a person is reregistered, his ***or her*** party designation, if any, on the checklist undergoing revision shall not be changed except as provided in RSA 654:34.

3 Verification of Checklist; Notice. Amend RSA 654:39, II to read as follows:

II. Between April 1 and August 1 of 1981 and thereafter in each year ending with a one, the supervisors shall ~~[advertise and]~~ post notice of their sessions ***in 2 appropriate places one of which shall be the town or city's Internet website, if such exists, and published*** at least twice in a newspaper of general circulation and at the office of the town or city clerk or at the town hall and hold sufficient sessions for verification of the checklist as in their opinion will enable all eligible voters in said town or ward to appear before them and register or reregister as the case may be. Whenever a person is reregistered, his ***or her*** party designation, if any, on the checklist undergoing revision shall not be changed except as provided in RSA 654:34.

Rep. Bates spoke in favor.

Rep. Gray spoke against.

On a division vote, with 271 members having voted in the affirmative, and 71 in the negative, floor amendment (0403h) was adopted.

Committee report adopted and ordered to third reading.

HB 1661-FN, relative to conversion therapy seeking to change a person's sexual orientation. OUGHT TO PASS WITH AMENDMENT.

Rep. John Fothergill for Health, Human Services and Elderly Affairs. This bill as amended prohibits licensed counselors to engage in conversion therapy with a person under 18 years of age. It also allows unlicensed counselors to be sued over conversion therapy. The committee heard overwhelming testimony as to the harms of conversion therapy and no evidence that it is even effective. Vote 17-0.

Amendment (0067h)

Amend the introductory paragraph of RSA 332-L:3, I(b) as inserted by section 2 of the bill by replacing it with the following:

(b) Advertise for the provision of conversion therapy for monetary compensation in exchange for such services where such advertising claims:

Amend the bill by deleting RSA 332-L:4 as inserted by section 2 of the bill.

MOTION TO LIMIT DEBATE

Reps. Hinch and Shurtleff moved to limit debate on **HB 1661-FN**, relative to conversion therapy seeking to change a person's sexual orientation, to 15 minutes on each side, including questions.

MOTION TO LAY ON THE TABLE

Rep. Ohm moved that **HB 1661-FN**, relative to conversion therapy seeking to change a person's sexual orientation, be laid on the table.

Rep. Schleien requested a roll call; sufficiently seconded.

YEAS 167 - NAYS 175**YEAS - 167****BELKNAP**

Aldrich, Glen
Gallagher, Brian
Russell, David

Dumais, Russell
Howard, Raymond
Spanos, Peter

Tilton, Franklin
Hurt, George
Sylvia, Michael

Flanders, Donald
LeBreche, Shari
Fraser, Valerie

CARROLL

Avellani, Lino
McCarthy, Frank

Buco, Thomas
McConkey, Mark

Cordelli, Glenn

Crawford, Karel

CHESHIRE

Tilton, Benjamin
Parkhurst, Henry

Bordenet, John
Sterling, Franklin

Hunt, John

McConnell, James

COOS

Rappaport, Laurence

Richardson, Herbert

Rideout, Leon

Thomas, Yvonne

GRAFTON

Bailey, Brad
Johnson, Eric

Bennett, Travis
Hull, Robert

Brown, Duane

Darrow, Stephen

HILLSBOROUGH

Adams, Christopher
Biggie, Barbara
Danielson, David
Estevez, Eric
Gargas, Carolyn
Haefner, Robert
Infantine, William
Christiansen, Lars
McClarren, Donald
Murphy, Keith
Pellegrino, Anthony
Ober, Russell
Simmons, Tammy
Ulery, Jordan

Griffin, Barbara
Boehm, Ralph
Donovan, Daniel
Ferreira, Elizabeth
Gonzalez, Carlos
Hansen, Peter
Judy, Jean
Ober, Lynne
McLean, Mark
Notter, Jeanine
Peterson, Ken
Sanborn, Laurie
Souza, Kathleen
Sullivan, Victoria

Balcom, John
Burt, John
Eastman, Eric
Forest, Armand
Gould, Linda
Hogan, Edith
Katsiantonis, Thomas
LeBrun, Donald
Moore, Josh
Ohm, Bill
Proulx, Mark
Scontsas, Lisa
Straight, Phillip

Baroody, Benjamin
Byron, Frank
Edelblut, Frank
Gagne, Larry
Guerette, C. Lee
Hopper, Gary
Kurk, Neal
Marston, Dick
Murotake, David
Parison, James
Christie, Rick
Seidel, Carl
Twombly, Timothy

MERRIMACK

Brewster, Michael
Gile, Mary
Horn, Werner
Patten, Dick

McGuire, Carol
French, Harold
Kuch, Bill
Ratzki, Mario

Long, Douglas
Hill, Gregory
Marple, Richard
Wheeler, Deborah

McGuire, Dan
Hoell, J.R.
Martin, John

ROCKINGHAM

Abrami, Patrick
Baldasaro, Alfred
Chirichiello, Brian
DeSimone, Debra
Emerick, J. Tracy
Friel, William
Hodgdon, Bruce
Kappler, Lawrence
Manning, John
Prudhomme-O'Brien, Katherine
Sytek, John
Webb, James

Abramson, Max
Barnes, Arthur
Cook, Allen
Devine, James
Chase, Francis
Gannon, William
Introne, Robert
Katsakiores, Phyllis
McKinney, Betsy
Gordon, Richard
True, Chris
Welch, David

Allen, Mary
Bates, David
Thomas, Douglas
Duarte, Joe
Rice, Frederick
Green, Dennis
Itse, Daniel
Kolodziej, Walter
Nigrello, Robert
Schroadter, Adam
Tucker, Pamela
Weyler, Kenneth

Azarian, Gary
Bush, Carol
Dean-Bailey, Yvonne
Elliott, Robert
Fesh, Robert
Hagan, Joseph
Ward, Joanne
Griffin, Mary
Potucek, John
Spillane, James
Vose, Michael
Woitkun, Steven

STRAFFORD

Bickford, David
Graham, Robert
Leeman, Don

Cheney, Catherine
Groen, Warren
Mullen, John

DeLemus, Susan
Kaczynski, Thomas
Pitre, Joseph

Gardner, Janice
Turcotte, Leonard
Wuelper, Kurt

SULLIVAN

Schmidt, Andrew

Gagnon, Raymond

Laware, Thomas

Rollins, Skip

NAYS - 175**BELKNAP**

Fields, Dennis

Fisher, Robert

Vadney, Herbert

Varney, Peter

CARROLL

Butler, Edward
Ticehurst, Susan

Chandler, Gene
Umberger, Karen

Comeau, Ed

Schmidt, Stephen

CHESHIRE

Abbott, Michael
Eaton, Daniel
Ley, Douglas
Robertson, Timothy

Ames, Richard
Emerson, Susan
Mann, John
Sad, Tara

Berch, Paul
Johnsen, Gladys
Pearson, William
Shepardson, Marjorie

Chase, Cynthia
Roberts, Kris
Phillips, Larry
Weber, Lucy

COOS

Fothergill, John
Theberge, Robert

Froburg, Alethea
Tholl, John

Hatch, William

Moynihan, Wayne

GRAFTON

Abel, Richard
Ford, Susan
Massimilla, Linda
Townsend, Charles

Almy, Susan
Gionet, Edmond
Nordgren, Sharon

Cooney, Mary
Higgins, Patricia
Smith, Suzanne

Hennessey, Erin
Maes, Kevin
Sykes, George

HILLSBOROUGH

Ammon, Keith
Bouldin, Amanda
Cohen, Alan
DiSilvestro, Linda
Gorman, Mary
Hinch, Richard
Lachance, Joseph
Manley, Jonathan
Long, Patrick
Walsh, Robert
Shattuck, Gilman
Williams, Kermit

Backus, Robert
Christensen, Chris
Cornell, Patricia
Edwards, Elizabeth
Hansberry, Daniel
Belanger, James
Leishman, Peter
McNamara, Richard
McCarthy, Peggy
Rosenwald, Cindy
Snow, Kendall
Wolf, Terry

Barry, Richard
Roberts, Carol
Cote, David
Freitas, Mary
Harvey, Suzanne
Jack, Martin
O'Brien, Michael
O'Neil, William
Pierce, David
Rouillard, Claire
Takesian, Charlene
Woodbury, David

Beaulieu, Jane
Coffey, James
Sullivan, Daniel
Goley, Jeffrey
Heath, Mary
Rice, Kimberly
Mangipudi, Latha
Brown, Pamela
Porter, Marjorie
Schleien, Eric
Vann, Ivy
Zaricki, Nick

MERRIMACK

Turcotte, Alan
Bradley, Paula
Doherty, David
Karrick, David
MacKay, James
Saunderson, George
Walsh, Thomas

Alicea, Caroletta
Rice, Chip
Ebel, Karen
Kenison, Linda
Moffett, Howard
Schuett, Dianne
Wallner, Mary Jane

French, Barbara
Carson, Clyde
Henle, Paul
Kotowski, Frank
Myler, Mel
Seaworth, Brian

Bartlett, Christy
Deloge, Helen
Hess, David
Luneau, David
Rogers, Katherine
Shurtleff, Stephen

ROCKINGHAM

Christie, Andrew
Cardon, G. Thomas
Ferrante, Beverly
Harris, Jeffrey
Lovejoy, Patricia
McMahon, Charles
Packard, Sherman
Sherman, Thomas

Berrien, Skip
Cushing, Robert
Francese, Paula
Heffron, Frank
Major, Norman
O'Connor, John
Pantelakos, Laura
Simpson, Alexis

Cahill, Michael
DiFranco, Debbie
Ward, Gerald
Hoelzel, Kathleen
Matthews, Carolyn
Osborne, Jason
Peckham, Michele

Cali-Pitts, Jacqueline
Edgar, Michael
Guthrie, Joseph
Sweeney, Joe
McBeath, Rebecca
Gordon, Pamela
Tilton, Rio

STRAFFORD

Baber, William
Gray, James
Ward, Kenneth
Rollo, Deanna
Treleaven, Susan

Bixby, Peter
Hannon, Joseph
Kaen, Naida
Southworth, Thomas
Wall, Janet

Burton, Wayne
Horrigan, Timothy
Smith, Marjorie
Spang, Judith

Cilley, Jacalyn
Jones, Laura
Schmidt, Peter
Stevens, Audrey

SULLIVAN

Cloutier, John
Irwin, Virginia

Converse, Larry
O'Hearne, Andrew

Gottling, Suzanne
Oxenham, Lee

Grenier, James
Smith, Steven

and the motion failed.

The question now being adoption of the motion to limit debate.

Rep. Hoell moved to amend the motion to allow 45 minutes for each side, including questions.

On a division vote, with 61 members having voted in the affirmative, and 280 in the negative, the motion failed.

The question now being adoption of the motion to limit debate to 15 minutes on each side, including questions.

Rep. Chris Christensen moved to amend the motion to running time.

Rep. Brewster requested a roll call; sufficiently seconded.

YEAS 213 - NAYS 129**YEAS - 213****BELKNAP**

Dumais, Russell
Flanders, Donald
LeBreche, Shari

Tilton, Franklin
Gallagher, Brian
Russell, David

Fields, Dennis
Howard, Raymond
Fraser, Valerie

Fisher, Robert
Hurt, George
Varney, Peter

CARROLL

Buco, Thomas
McConkey, Mark

Comeau, Ed
Nelson, Bill

Crawford, Karel
Schmidt, Stephen

McCarthy, Frank
Umberger, Karen

CHESHIRE

Abbott, Michael
Chase, Cynthia
Ley, Douglas
Pearson, William
Shepardson, Marjorie

Ames, Richard
Eaton, Daniel
Mann, John
Phillips, Larry
Sterling, Franklin

Tilton, Benjamin
Emerson, Susan
McConnell, James
Robertson, Timothy
Tatro, Bruce

Bordenet, John
Hunt, John
Parkhurst, Henry
Sad, Tara

COOS

Froburg, Alethea
Theberge, Robert

Hatch, William
Tholl, John

Moynihan, Wayne

Rappaport, Laurence

GRAFTON

Abel, Richard
Brown, Duane
Maes, Kevin

Bailey, Brad
Hennessey, Erin
Smith, Suzanne

Bennett, Travis
Gionet, Edmond
Sykes, George

Cooney, Mary
Higgins, Patricia

HILLSBOROUGH

Balcom, John
Biggie, Barbara
Roberts, Carol
Cote, David
Estevez, Eric
Gonzalez, Carlos
Hansen, Peter
Jack, Martin
Kurk, Neal
Leishman, Peter
McClarren, Donald
Brown, Pamela
Peterson, Ken
Ober, Russell
Shattuck, Gilman
Takesian, Charlene

Baroody, Benjamin
Boehm, Ralph
Coffey, James
Danielson, David
Forest, Armand
Gorman, Mary
Harvey, Suzanne
Jeudy, Jean
Christiansen, Lars
O'Brien, Michael
McNamara, Richard
Long, Patrick
Pierce, David
Rouillard, Claire
Simmons, Tammy
Williams, Kermit

Barry, Richard
Byron, Frank
Cohen, Alan
DiSilvestro, Linda
Freitas, Mary
Haefner, Robert
Heath, Mary
Rice, Kimberly
Ober, Lynne
Mangipudi, Latha
Murotake, David
McCarthy, Peggy
Porter, Marjorie
Schleien, Eric
Snow, Kendall
Wolf, Terry

Beaulieu, Jane
Christensen, Chris
Cornell, Patricia
Donovan, Daniel
Gargas, Carolyn
Hansberry, Daniel
Hinch, Richard
Katsiantonis, Thomas
LeBrun, Donald
Manley, Jonathan
O'Neil, William
Pellegrino, Anthony
Christie, Rick
Scotsas, Lisa
Straight, Phillip
Woodbury, David

MERRIMACK

French, Barbara
Long, Douglas
Gile, Mary
Luneau, David
Moffett, Howard
Rogers, Katherine

Bartlett, Christy
Deloge, Helen
Henle, Paul
MacKay, James
Myler, Mel
Saunderson, George

Bradley, Paula
Doherty, David
Hess, David
Marple, Richard
Patten, Dick
Schuett, Dianne

Rice, Chip
Ebel, Karen
Kotowski, Frank
Martin, John
Ratzki, Mario
Walsh, Thomas

ROCKINGHAM

Christie, Andrew
Barnes, Arthur

Abrami, Patrick
Bush, Carol

Allen, Mary
Cardon, G. Thomas

Azarian, Gary
Chirichiello, Brian

DeSimone, Debra
Chase, Francis
Francese, Paula
Green, Dennis
Introne, Robert
Kolodziej, Walter
Manning, John
Gordon, Pamela
Schroadter, Adam
Welch, David

DiFranco, Debbie
Rice, Frederick
Friel, William
Guthrie, Joseph
Sweeney, Joe
Lovejoy, Patricia
McBeath, Rebecca
Peckham, Michele
Sherman, Thomas
Weyler, Kenneth

Duarte, Joe
Ferrante, Beverly
Ward, Gerald
Hagan, Joseph
Ward, Joanne
Griffin, Mary
McKinney, Betsy
Potucek, John
Vose, Michael
Woitkun, Steven

Elliott, Robert
Fesh, Robert
Gannon, William
Hoelzel, Kathleen
Katsakiores, Phyllis
Major, Norman
O'Connor, John
Tilton, Rio
Webb, James

Bickford, David
Gardner, Janice
Schmidt, Peter
Stevens, Audrey

Bixby, Peter
Ward, Kenneth
Pitre, Joseph
Treleaven, Susan

Burton, Wayne
Leeman, Don
Rollo, Deanna

Cheney, Catherine
Mullen, John
Southworth, Thomas

Schmidt, Andrew
Grenier, James

Cloutier, John
Laware, Thomas

Gagnon, Raymond
Oxenham, Lee

Gottling, Suzanne
Rollins, Skip

STRAFFORD

SULLIVAN

NAYS - 129

BELKNAP

Aldrich, Glen

Spanos, Peter

Sylvia, Michael

Vadney, Herbert

Avellani, Lino
Ticehurst, Susan

Butler, Edward

Chandler, Gene

Cordelli, Glenn

CARROLL

Berch, Paul

Johnsen, Gladys

Roberts, Kris

Weber, Lucy

CHESHIRE

Fothergill, John

Richardson, Herbert

Rideout, Leon

Thomas, Yvonne

COOS

GRAFTON

Almy, Susan
Hull, Robert

Darrow, Stephen
Massimilla, Linda

Johnson, Eric
Nordgren, Sharon

Ford, Susan
Townsend, Charles

HILLSBOROUGH

Ammon, Keith
Burt, John
Edwards, Elizabeth
Gould, Linda
Belanger, James
Moore, Josh
Parison, James
Sanborn, Laurie
Ulery, Jordan

Griffin, Barbara
Sullivan, Daniel
Ferreira, Elizabeth
Guerette, C. Lee
Lachance, Joseph
Murphy, Keith
Proulx, Mark
Seidel, Carl
Sullivan, Victoria

Backus, Robert
Eastman, Eric
Gagne, Larry
Hogan, Edith
Marston, Dick
Notter, Jeanine
Walsh, Robert
Souza, Kathleen
Vann, Ivy

Bouldin, Amanda
Edelblut, Frank
Goley, Jeffrey
Hopper, Gary
McLean, Mark
Ohm, Bill
Rosenwald, Cindy
Twombly, Timothy
Zaricki, Nick

Turcotte, Alan
Carson, Clyde
Hoell, J.R.
Kuch, Bill
Wheeler, Deborah

Alicea, Caroletta
McGuire, Dan
Horn, Werner
Seaworth, Brian

Brewster, Michael
French, Harold
Karrick, David
Shurtleff, Stephen

McGuire, Carol
Hill, Gregory
Kenison, Linda
Wallner, Mary Jane

MERRIMACK

ROCKINGHAM

Abramson, Max
Cahill, Michael
Thomas, Douglas
Emerick, J. Tracy
Itse, Daniel
Nigrello, Robert
Prudhomme-O'Brien, Katherine
Sytek, John

Baldasaro, Alfred
Cali-Pitts, Jacqueline
Dean-Bailey, Yvonne
Harris, Jeffrey
Kappler, Lawrence
Osborne, Jason
Gordon, Richard
True, Chris

Bates, David
Cook, Allen
Devine, James
Heffron, Frank
Matthews, Carolyn
Packard, Sherman
Simpson, Alexis
Tucker, Pamela

Berrien, Skip
Cushing, Robert
Edgar, Michael
Hodgdon, Bruce
McMahon, Charles
Pantelakos, Laura
Spillane, James

STRAFFORD

Baber, William
Gray, James
Jones, Laura
Smith, Marjorie

Cilley, Jacalyn
Groen, Warren
Kaczynski, Thomas
Spang, Judith

DeLemus, Susan
Hannon, Joseph
Kaen, Naida
Wall, Janet

Graham, Robert
Horrigan, Timothy
Turcotte, Leonard
Wuelper, Kurt

SULLIVAN

Converse, Larry

Irwin, Virginia

O'Hearne, Andrew

Smith, Steven

and the motion was adopted.

The question now being adoption of the motion to limit debate to 15 running minutes on each side, including questions.

Rep. Sylvia requested a roll call; sufficiently seconded.

YEAS 269 - NAYS 73**YEAS - 269****BELKNAP**

Dumais, Russell
Flanders, Donald
Russell, David

Tilton, Franklin
Gallagher, Brian
Spanos, Peter

Fields, Dennis
Hurt, George
Fraser, Valerie

Fisher, Robert
LeBreche, Shari
Varney, Peter

CARROLL

Buco, Thomas
Crawford, Karel
Schmidt, Stephen

Butler, Edward
McCarthy, Frank
Ticehurst, Susan

Chandler, Gene
McConkey, Mark
Umberger, Karen

Comeau, Ed
Nelson, Bill

CHESHIRE

Abbott, Michael
Bordenet, John
Hunt, John
McConnell, James
Robertson, Timothy
Tatro, Bruce

Ames, Richard
Chase, Cynthia
Roberts, Kris
Parkhurst, Henry
Sad, Tara
Weber, Lucy

Tilton, Benjamin
Eaton, Daniel
Ley, Douglas
Pearson, William
Shepardson, Marjorie

Berch, Paul
Emerson, Susan
Mann, John
Phillips, Larry
Sterling, Franklin

COOS

Fothergill, John
Rappaport, Laurence
Thomas, Yvonne

Froburg, Alethea
Richardson, Herbert

Hatch, William
Theberge, Robert

Moynihan, Wayne
Tholl, John

GRAFTON

Abel, Richard
Cooney, Mary
Gionet, Edmond
Massimilla, Linda
Townsend, Charles

Almy, Susan
Brown, Duane
Higgins, Patricia
Nordgren, Sharon

Bailey, Brad
Hennessey, Erin
Hull, Robert
Smith, Suzanne

Bennett, Travis
Ford, Susan
Maes, Kevin
Sykes, George

HILLSBOROUGH

Backus, Robert
Beaulieu, Jane
Byron, Frank
Cohen, Alan
Danielson, David
Estevez, Eric
Goley, Jeffrey
Haefner, Robert
Heath, Mary
Rice, Kimberly
LeBrun, Donald
Manley, Jonathan
Murotake, David
McCarthy, Peggy
Porter, Marjorie
Walsh, Robert
Scotsas, Lisa
Straight, Phillip
Wolf, Terry

Balcom, John
Biggie, Barbara
Christensen, Chris
Cornell, Patricia
DiSilvestro, Linda
Forest, Armand
Gonzalez, Carlos
Hansberry, Daniel
Hinch, Richard
Katsiantonis, Thomas
Leishman, Peter
Marston, Dick
O'Neil, William
Pellegrino, Anthony
Proulx, Mark
Rosenwald, Cindy
Shattuck, Gilman
Takesian, Charlene
Woodbury, David

Baroody, Benjamin
Boehm, Ralph
Roberts, Carol
Cote, David
Donovan, Daniel
Freitas, Mary
Gorman, Mary
Hansen, Peter
Jack, Martin
Christiansen, Lars
O'Brien, Michael
McClarren, Donald
Brown, Pamela
Peterson, Ken
Christie, Rick
Rouillard, Claire
Simmons, Tammy
Sullivan, Victoria
Zaricki, Nick

Barry, Richard
Bouldin, Amanda
Coffey, James
Sullivan, Daniel
Edelblut, Frank
Gargas, Carolyn
Guerette, C. Lee
Harvey, Suzanne
Judy, Jean
Ober, Lynne
Mangipudi, Latha
McNamara, Richard
Long, Patrick
Pierce, David
Ober, Russell
Schleien, Eric
Snow, Kendall
Williams, Kermit

MERRIMACK

Turcotte, Alan
Rice, Chip
Ebel, Karen
Karrick, David
Luneau, David
Moffett, Howard
Rogers, Katherine
Walsh, Thomas

French, Barbara
Carson, Clyde
Gile, Mary
Kenison, Linda
MacKay, James
Myler, Mel
Saunderson, George
Wallner, Mary Jane

Bartlett, Christy
Long, Douglas
Henle, Paul
Kotowski, Frank
Marple, Richard
Patten, Dick
Schuett, Dianne
Wheeler, Deborah

Bradley, Paula
Doherty, David
Hess, David
Kuch, Bill
Martin, John
Ratzki, Mario
Shurtleff, Stephen

ROCKINGHAM

Christie, Andrew
Barnes, Arthur
Cardon, G. Thomas
Devine, James
Emerick, J. Tracy
Fesh, Robert
Gannon, William
Heffron, Frank
Sweeney, Joe
Lovejoy, Patricia
Matthews, Carolyn
Nigrello, Robert
Pantelakos, Laura
Tilton, Rio
Vose, Michael
Woitkun, Steven

Abrami, Patrick
Berrien, Skip
Chirichiello, Brian
DiFranco, Debbie
Chase, Francis
Francese, Paula
Green, Dennis
Hodgdon, Bruce
Ward, Joanne
Griffin, Mary
McBeath, Rebecca
O'Connor, John
Peckham, Michele
Sherman, Thomas
Webb, James

Allen, Mary
Bush, Carol
Dean-Bailey, Yvonne
Duarte, Joe
Rice, Frederick
Friel, William
Guthrie, Joseph
Hoelzel, Kathleen
Katsakiores, Phyllis
Major, Norman
McKinney, Betsy
Gordon, Pamela
Potucek, John
Simpson, Alexis
Welch, David

Azarian, Gary
Cahill, Michael
DeSimone, Debra
Elliott, Robert
Ferrante, Beverly
Ward, Gerald
Hagan, Joseph
Introne, Robert
Kolodziej, Walter
Manning, John
McMahon, Charles
Packard, Sherman
Gordon, Richard
Sytek, John
Weyler, Kenneth

STRAFFORD

Baber, William
Cheney, Catherine
Ward, Kenneth
Schmidt, Peter
Spang, Judith

Bickford, David
Cilley, Jacalyn
Kaen, Naida
Pitre, Joseph
Stevens, Audrey

Bixby, Peter
Gardner, Janice
Leeman, Don
Rollo, Deanna
Treleaven, Susan

Burton, Wayne
Gray, James
Mullen, John
Southworth, Thomas
Wall, Janet

SULLIVAN

Schmidt, Andrew
Grenier, James
Oxenham, Lee

Cloutier, John
Irwin, Virginia
Rollins, Skip

Gagnon, Raymond
Laware, Thomas
Smith, Steven

Gottling, Suzanne
O'Hearne, Andrew

NAYS - 73**BELKNAP**

Aldrich, Glen

Howard, Raymond

Sylvia, Michael

Vadney, Herbert

CARROLL

Avellani, Lino

Cordelli, Glenn

CHESHIRE

Johnsen, Gladys

COOS

Rideout, Leon

GRAFTON

Darrow, Stephen

Johnson, Eric

HILLSBOROUGH

Ammon, Keith
Edwards, Elizabeth
Hogan, Edith
Lachance, Joseph
Notter, Jeanine
Seidel, Carl
Vann, Ivy

Griffin, Barbara
Ferreira, Elizabeth
Hopper, Gary
McLean, Mark
Ohm, Bill
Souza, Kathleen

Burt, John
Gagne, Larry
Belanger, James
Moore, Josh
Parison, James
Twombly, Timothy

Eastman, Eric
Gould, Linda
Kurk, Neal
Murphy, Keith
Sanborn, Laurie
Ulery, Jordan

MERRIMACK

Alicea, Caroletta
Deloge, Helen
Horn, Werner

Brewster, Michael
French, Harold
Seaworth, Brian

McGuire, Carol
Hill, Gregory

McGuire, Dan
Hoell, J.R.

ROCKINGHAM

Abramson, Max
Cook, Allen
Harris, Jeffrey
Prudhomme-O'Brien, Katherine
Tucker, Pamela

Baldasaro, Alfred
Cushing, Robert
Itse, Daniel
Schroadter, Adam

Bates, David
Thomas, Douglas
Kappler, Lawrence
Spillane, James

Cali-Pitts, Jacqueline
Edgar, Michael
Osborne, Jason
True, Chris

STRAFFORD

DeLemus, Susan
Horrigan, Timothy
Smith, Marjorie

Graham, Robert
Jones, Laura
Wuelper, Kurt

Groen, Warren
Kaczynski, Thomas

Hannon, Joseph
Turcotte, Leonard

SULLIVAN

Converse, Larry

and the motion was adopted.

The question being adoption of committee amendment (0067h).

Committee amendment adopted.

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

Reps. Groen, Moore, Baldasaro, Cook and Ohm spoke against.

Reps. Simpson, Butler, Zaricki and Fothergill spoke in favor.

Reps. Hoell and Prudhomme-O'Brien spoke against and yielded to questions.

Rep. Schleien spoke in favor, yielded to questions and requested a roll call; sufficiently seconded.

YEAS 229 - NAYS 99**YEAS - 229****BELKNAP**

Dumais, Russell
Russell, David

Fields, Dennis
Spanos, Peter

Fisher, Robert
Vadney, Herbert

LeBreche, Shari

CARROLL

Butler, Edward
Ticehurst, Susan

Chandler, Gene
Umberger, Karen

Comeau, Ed

Schmidt, Stephen

CHESHIRE

Abbott, Michael
Bordenet, John
Johnsen, Gladys
Parkhurst, Henry
Sad, Tara
Weber, Lucy

Ames, Richard
Chase, Cynthia
Roberts, Kris
Pearson, William
Shepardson, Marjorie

Tilton, Benjamin
Eaton, Daniel
Ley, Douglas
Phillips, Larry
Sterling, Franklin

Berch, Paul
Emerson, Susan
Mann, John
Robertson, Timothy
Tatro, Bruce

COOS

Fothergill, John
Theberge, Robert

Hatch, William
Tholl, John

Moynihan, Wayne

Richardson, Herbert

GRAFTON

Abel, Richard
Darrow, Stephen
Higgins, Patricia
Smith, Suzanne

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

Bennett, Travis
Ford, Susan
Massimilla, Linda
Townsend, Charles

Cooney, Mary
Gionet, Edmond
Nordgren, Sharon

HILLSBOROUGH

Ammon, Keith
Biggie, Barbara
Roberts, Carol
Sullivan, Daniel
Edwards, Elizabeth
Goley, Jeffrey
Hansberry, Daniel
Hinch, Richard
Kurk, Neal
O'Brien, Michael
Murotake, David
McCarthy, Peggy
Porter, Marjorie
Rosenwald, Cindy
Snow, Kendall
Williams, Kermit

Balcom, John
Bouldin, Amanda
Cohen, Alan
Danielson, David
Estevez, Eric
Gorman, Mary
Hansen, Peter
Belanger, James
Christiansen, Lars
Mangipudi, Latha
O'Neil, William
Pellegrino, Anthony
Proulx, Mark
Rouillard, Claire
Straight, Phillip
Wolf, Terry

Barry, Richard
Byron, Frank
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Guerette, C. Lee
Harvey, Suzanne
Jack, Martin
Ober, Lynne
Manley, Jonathan
Brown, Pamela
Peterson, Ken
Ober, Russell
Schleien, Eric
Takesian, Charlene
Woodbury, David

Beaulieu, Jane
Christensen, Chris
Cote, David
Donovan, Daniel
Gargas, Carolyn
Haefner, Robert
Heath, Mary
Rice, Kimberly
Leishman, Peter
McClarren, Donald
Long, Patrick
Pierce, David
Walsh, Robert
Shattuck, Gilman
Vann, Ivy
Zaricki, Nick

MERRIMACK

Turcotte, Alan
Bradley, Paula
Doherty, David
Hess, David
Kuch, Bill
Myler, Mel
Saunderson, George
Wallner, Mary Jane

Alicea, Caroletta
Rice, Chip
Ebel, Karen
Karrick, David
Luneau, David
Patten, Dick
Schuett, Dianne
Wheeler, Deborah

French, Barbara
Carson, Clyde
Gile, Mary
Kenison, Linda
MacKay, James
Ratzki, Mario
Shurtleff, Stephen

Bartlett, Christy
Deloge, Helen
Henle, Paul
Kotowski, Frank
Moffett, Howard
Rogers, Katherine
Walsh, Thomas

ROCKINGHAM

Christie, Andrew
Barnes, Arthur
Cardon, G. Thomas
Devine, James
Elliott, Robert
Ferrante, Beverly
Guthrie, Joseph
Sweeney, Joe
Major, Norman
Nigrello, Robert
Pantelakos, Laura
Schroadter, Adam
Vose, Michael

Abrami, Patrick
Berrien, Skip
Cushing, Robert
DiFranco, Debbie
Emerick, J. Tracy
Francese, Paula
Heffron, Frank
Katsakiores, Phyllis
Matthews, Carolyn
O'Connor, John
Peckham, Michele
Sherman, Thomas
Welch, David

Abramson, Max
Cahill, Michael
Dean-Bailey, Yvonne
Duarte, Joe
Chase, Francis
Friel, William
Hoelzel, Kathleen
Lovejoy, Patricia
McBeath, Rebecca
Osborne, Jason
Potucek, John
Simpson, Alexis
Woitkun, Steven

Azarian, Gary
Cali-Pitts, Jacqueline
DeSimone, Debra
Edgar, Michael
Rice, Frederick
Ward, Gerald
Introne, Robert
Griffin, Mary
McMahon, Charles
Gordon, Pamela
Tilton, Rio
Sytek, John

STRAFFORD

Baber, William
Cheney, Catherine
Horriggan, Timothy
Schmidt, Peter
Sprague, Dale

Bickford, David
Cilley, Jacalyn
Ward, Kenneth
Rollo, Deanna
Stevens, Audrey

Bixby, Peter
Gardner, Janice
Kaen, Naida
Southworth, Thomas
Treleaven, Susan

Burton, Wayne
Hannon, Joseph
Smith, Marjorie
Spang, Judith
Wall, Janet

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Smith, Steven

Cloutier, John
Grenier, James

Converse, Larry
Irwin, Virginia

Gagnon, Raymond
O'Hearne, Andrew

NAYS - 99**BELKNAP**

Aldrich, Glen
Howard, Raymond
Varney, Peter

Tilton, Franklin
Hurt, George

Flanders, Donald
Sylvia, Michael

Gallagher, Brian
Fraser, Valerie

CARROLL

Avellani, Lino
McConkey, Mark

Buco, Thomas
Nelson, Bill

Cordelli, Glenn

McCarthy, Frank

CHESHIRE**COOS**

Hunt, John

McConnell, James

Rappaport, Laurence

Rideout, Leon

GRAFTON

Bailey, Brad
Ingbretson, Paul

Brown, Duane

Johnson, Eric

Hull, Robert

HILLSBOROUGH

Adams, Christopher
Coffey, James
Gagne, Larry
Hopper, Gary
LeBrun, Donald
Murphy, Keith
Scotsas, Lisa
Twombly, Timothy

Griffin, Barbara
Eastman, Eric
Gonzalez, Carlos
Infantine, William
Marston, Dick
Notter, Jeanine
Seidel, Carl
Ulery, Jordan

Boehm, Ralph
Edelblut, Frank
Gould, Linda
Judy, Jean
McLean, Mark
Ohm, Bill
Simmons, Tammy
Sullivan, Victoria

Burt, John
Ferreira, Elizabeth
Hogan, Edith
Lachance, Joseph
Moore, Josh
Christie, Rick
Souza, Kathleen

MERRIMACK

Brewster, Michael
French, Harold
Marple, Richard

McGuire, Carol
Hill, Gregory
Martin, John

Long, Douglas
Hoell, J.R.
Seaworth, Brian

McGuire, Dan
Horn, Werner

ROCKINGHAM

Allen, Mary
Cook, Allen
Hagan, Joseph
Ward, Joanne
Prudhomme-O'Brien, Katherine

Baldasaro, Alfred
Thomas, Douglas
Harris, Jeffrey
Kappler, Lawrence
Gordon, Richard

Bates, David
Gannon, William
Hodgdon, Bruce
Kolodziej, Walter
True, Chris

Bush, Carol
Green, Dennis
Itse, Daniel
McKinney, Betsy
Tucker, Pamela

STRAFFORD

DeLemus, Susan
Jones, Laura
Mullen, John

Graham, Robert
Kaczynski, Thomas
Pitre, Joseph

Gray, James
Turcotte, Leonard
Wuelper, Kurt

Groen, Warren
Leeman, Don

SULLIVAN

Laware, Thomas

Rollins, Skip

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

HB 1701-FN, relative to specialty care in drop-in or walk-in clinics. **INEXPEDIENT TO LEGISLATE.**

Rep. Donald LeBrun for Health, Human Services and Elderly Affairs. This bill clarifies licensure for facilities offering specialty care for drop-in or walk-in patients. This bill presented extensive controversy in the committee debate that it decided the best course of action was to ITL the bill rather than possibly do unexpected harm. Vote 16-1.

MOTION TO LAY ON THE TABLE

Rep. Joe Sweeney moved that **HB 1701-FN**, relative to specialty care in drop-in or walk-in clinics, be laid on the table.

Motion adopted.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Marple moved that the House reconsider its action whereby, on a roll call vote of 180-177, the House adopted the majority committee report of Inexpedient to Legislate on **HB 1393**, requiring the department of education to report statewide assessment results for school districts receiving certain state aid.

On a division vote, with 117 members having voted in the affirmative, and 211 in the negative, the motion failed.

REGULAR CALENDAR PART III CONT'D

HB 1126, limiting the authority of delegates to Article V conventions. **INEXPEDIENT TO LEGISLATE.**

Rep. Russell Ober for Legislative Administration. This bill establishes a procedure for the selection of delegates to an Article V Convention. An Article V Convention is a convention called by the states for the purpose of proposing amendments to the US Constitution. The bill is premature and unnecessary. There would be adequate time, if an Article V Convention were called, for determining the authority of delegates. The language of the bill places restrictions on delegates that may or may not be appropriate at that time. We should not be forcing our representatives into positions which could change if, or when, such a convention is called. Vote 7-1.

MOTION TO LAY ON THE TABLE

Rep. Hinch moved that **HB 1126**, limiting the authority of delegates to Article V conventions, be laid on the table. Motion adopted.

REGULAR CALENDAR PART III CONT'D

HB 1263, authorizing municipalities to use form-based codes as an alternative zoning regulation. **INEXPEDIENT TO LEGISLATE.**

Rep. James Belanger for Municipal and County Government. This bill attempts to provide boilerplate zoning codes that would fit all communities from Vallejo, California, to Hollis, New Hampshire. Although the codes can be modified to fit local needs and desires, they are simply suggestions and communities in New Hampshire are already using them as suggested wording for their zoning regulations. If this bill passed and was adopted into our statutes, it would send a message to communities that this was the preferred method of adopting zoning which would conflict with their local authority. The committee felt there was no need to send suggestive language to communities who are very capable of developing their own language and are able to use the suggested codes without language from the state. Vote 14-0.

MOTION TO LAY ON THE TABLE

Rep. James Belanger moved that **HB 1263**, authorizing municipalities to use form-based codes as an alternative zoning regulation, be laid on the table.

On a division vote, with 306 members having voted in the affirmative, and 17 in the negative, the motion was adopted.

REGULAR CALENDAR PART III CONT'D

HB 1359, relative to the tax credit for service-connected disability. **INEXPEDIENT TO LEGISLATE.**

Rep. James Belanger for Municipal and County Government. The intent of this bill is something most would support as it recognizes the sacrifice our veterans have made for our freedom. But the bill ignores the financial status of veterans who qualify. It allows surviving spouses to be tax exempt if they enter into a civil union with a partner. It does not allow for veterans who are terminally ill from Agent Orange. The committee awaits the arrival of SB 348 on the same subject which addresses concerns over this House bill. Vote 16-0.

MOTION TO LAY ON THE TABLE

Rep. James Belanger moved that **HB 1359**, relative to the tax credit for service-connected disability, be laid on the table.

Motion adopted.

REGULAR CALENDAR PART III CONT'D

HB 1134, relative to open access to broadband infrastructure. **INEXPEDIENT TO LEGISLATE.**

Rep. Herbert Vadney for Science, Technology and Energy. This bill posited that towns are blocking passage of high speed internet cables from passing through their towns and thereby hindering the expansion of broadband internet access to citizens. The promoters of the bill could not cite any actual cases of such hindrance, but were basing the need on what they had heard from other people. Vote 20-0.

MOTION TO LAY ON THE TABLE

Rep. Hinch moved that **HB 1134**, relative to open access to broadband infrastructure, be laid on the table.

Rep. Abramson requested a roll call; not sufficiently seconded.

On a division vote, with 286 members having voted in the affirmative, and 33 in the negative, the motion was adopted.

REGULAR CALENDAR PART III CONT'D

HCR 10, requesting an investigation on whether benzodiazepines contribute to suicides by veterans. **INEXPEDIENT TO LEGISLATE.**

Rep. Peggy McCarthy for State-Federal Relations and Veterans Affairs. This resolution recommends a very small investigation limited to one segment of the population. Benzodiazepines are prescribed to more than veterans and any investigation should look at all who have taken the drug plus the variety of other drugs being taken at the same time by this population. Testimony given said this is not a problem in New Hampshire. The Veteran's Association both nationally and in New Hampshire is already taking proactive steps to address the issues of prescription drug use and suicides by veterans. The decision made about drugs should be between a doctor and his or her patient. Vote 13-0.

MOTION TO LAY ON THE TABLE

Rep. Russell Ober moved that **HCR 10**, requesting an investigation on whether benzodiazepines contribute to suicides by veterans, be laid on the table.

Rep. Abramson requested a roll call; not sufficiently seconded.

On a division vote, with 277 members having voted in the affirmative, and 44 in the negative, the motion was adopted.

BILL REMOVED FROM THE CONSENT CALENDAR

HB 1699-FN-A-L, establishing a licensed alcohol and drug counselor in the bureau of emergency medical services to develop a training program for fire and emergency medical services personnel and making an appropriation therefor. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter Leishman for Finance. This bill proposed to establish a new position of licensed alcohol and drug counselor (LADC) in the Department of Safety (DOS), Bureau of Emergency Medical Services. DOS revised its original request. The bill originally asked for one new staff position but requested funding for five new staff positions. DOS then asked for one consultant in FY 17 whose responsibilities would be to produce a written list of treatment resources for first responders to have. The list has already been developed and published by the Department of Health and Human Services and is available now. DOS will develop a well-thought-out plan for the consultant and submit it as part of the next budget. Consequently, the committee believes it would be more effective to use the state's limited funds for additional drug treatment programs as opposed to establishing these positions and/or hiring this consultant. Vote 26-0.

MOTION TO LAY ON THE TABLE

Rep. Lynne Ober moved that **HB 1699-FN-A-L**, establishing a licensed alcohol and drug counselor in the bureau of emergency medical services to develop a training program for fire and emergency medical services personnel and making an appropriation therefor, be laid on the table.

On a division vote, with 267 members having voted in the affirmative, and 52 in the negative, the motion was adopted.

RESOLUTION

Rep. Hinch offered the following: **RESOLVED**, that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and resolutions by caption only and that all bills ordered to third reading be read a third time by this resolution, and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet, Wednesday, April 6, 2016 at 10:00 a.m.

LATE SESSION**Third Reading and Final Passage**

HR 20, memorializing State Representative Robert Luther of Laconia.

HB 1594-FN, relative to emergency medical services.

HB 1130, relative to placement on school property of a memorial or memorial plaque honoring those who have died during military service.

HB 1404-FN, relative to certain director positions in the insurance department.

HB 1644-FN, relative to screening and intervention for dyslexia and related disorders and establishing a reading specialist position in the department of education.

HB 1695-FN, relative to a health system public data resource plan for New Hampshire and establishing a special fund and relative to cost effectiveness of programs implemented within state agencies.

HB 1298, relative to damage to private property.

HB 1292, relative to the use of abandoned agricultural property.

HB 1182-FN, establishing a committee to study fees for sales of wine by manufacturers.

HB 1584-FN, relative to the discharge of a person committed for nonpayment of a fine.

HB 1590-FN-A-L, relative to the regulation and taxation of short-term rental businesses.

HB 1655-FN, relative to the municipal registration fee for an agricultural/industrial utility vehicle.

HB 1685-FN, relative to mortgage bankers, brokers, and servicers.

HB 280-FN, authorizing multi-use decal plates, multi-use veterans decal plates, and relative to special motorcycle number plates for disabled veterans.

HB 626-FN-A, authorizing energy infrastructure development and designating energy infrastructure corridors and requiring the department of transportation to adopt an updated and revised utility accommodation manual.

HB 636-FN, relative to forfeiture of property.

HB 1527-FN-A, authorizing additional part-time positions at the department of administrative services and making an appropriation therefor.

HB 1531, permitting the legislature to open the state house on weekends.

HB 1553-FN, transferring the administration of the telecommunications accounting unit.

HB 602-FN, relative to the use of drones.

HB 1681-FN, relative to hypodermic syringes and needles containing residual amounts of controlled drugs.

HB 1229, prohibiting the inclusion of statewide assessment results in a student's transcript without consent.

HB 1231, relative to school district policy regarding objectionable course material.

HB 1300, relative to the content of patriotic exercises in public schools.

HB 1338, relative to student exemption from the statewide assessment.

HB 1371, establishing a committee to study education savings accounts for families of special needs students.

HB 1637-FN, relative to school attendance in towns with no public schools.

HB 1153, prohibiting a political subdivision from adopting residency restrictions on sex offenders.

HB 1497, relative to the limits on disclosure of information used on college entrance exams.

HB 1144-L, relative to notice for sessions of correction of the check list.

HB 1661-FN, relative to conversion therapy seeking to change a person's sexual orientation.

RECESS MOTION

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

Motion adopted.

The House recessed at 5:10 p.m.

RECESS

(Rep. Chandler in the Chair)

ENROLLED BILL AMENDMENT

SB 110-FN, establishing the administrative supervision act. (Amendment printed SJ 3-24-16)

Adopted.

RECESS

(Rep. Russell Ober in the Chair)

ENROLLED BILL REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bill numbered 301.

Rep. Hinch, Sen. Prescott for the Committee

ENROLLED BILL AMENDMENT

SB 380, establishing the drinking water and groundwater trust fund and establishing the New Hampshire drinking water and groundwater advisory commission. (Amendment printed SJ 3-24-16)
Adopted.

SENATE MESSAGES
CONCURRENCE

HB 1438-FN-L, relative to the registration of antique trailers.

NONCONCURRENCE

HB 661-FN, relative to record keeping for sold or transferred animals and making certain technical corrections to the law governing the sale or transfer of animals.

RECESS

(Speaker Jasper in the Chair)

RESOLUTION

Rep. Packard offered the following: **RESOLVED**, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 308, 324, 326, 336, 337, 341, 342, 345, 347, 348, 362, 374, 376, 379, 381, 387, 391, 394, 401, 402, 404, 415, 416, 417, 421, 423, 430, 431, 432, 439, 452, 456, 466, 475, 481, 482, 488, 491, 492, 494, 495, 496, 503, 506, 509, 510, 515, 519, 521, 527, 532, 533, 535, 539, 540, 541, 544, 546, 547, 552, 553, Senate Concurrent Resolution numbered 3 and 4, and Constitutional Amendment Concurrent Resolution numbered 27 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.

Motion adopted.

INTRODUCTION OF SENATE BILLS, SCRS AND CACR**First, second reading and referral**

SB 308, relative to the definition of small loans and relative to certain fees on small loans. (Commerce and Consumer Affairs)

SB 324, eliminating the land use board and requiring approval of federal land acquisitions by the governor and executive council. (Executive Departments and Administration)

SB 326, relative to the membership of the community college system of New Hampshire board of trustees. (Education)

SB 336, relative to the qualifications for obtaining a license to carry a concealed pistol or revolver. (Criminal Justice and Public Safety)

SB 337, establishing a committee to study the immunity of court-appointed special advocates. (Judiciary)

SB 341, establishing a committee to study guardianship in New Hampshire. (Judiciary)

SB 342-FN, making certain changes to business profits tax provisions affecting a business organization when owners sell or exchange ownership interests in the business. (Ways and Means)

SB 345, relative to the definition of agritourism. (Environment and Agriculture)

SB 347, enabling the state and municipalities to adopt laws and ordinances regulating attire on state and municipal property. (Municipal and County Government)

SB 348, allowing municipalities to adopt a property tax exemption for certain disabled veterans. (Municipal and County Government)

SB 362, requiring notice to planning boards of placement of signs on scenic byways. (Transportation)

SB 374, requiring the department of environmental services to update coastal flooding trends. (Resources, Recreation and Development)

SB 376-FN, relative to wildlife corridors. (Fish and Game and Marine Resources)

SB 379, relative to additional tests to determine alcohol concentration. (Criminal Justice and Public Safety)

SB 381, relative to the combustion of the wood component of construction and demolition debris. (Science, Technology and Energy)

SB 387, relative to the disposition of ward accounts. (Judiciary)

SB 391, relative to annulment of certain misdemeanor offenses. (Criminal Justice and Public Safety)

SB 394, relative to criminal history record checks of nursing home administrators. (Criminal Justice and Public Safety)

SB 401-FN, relative to insurance coverage for prescription eye drops. (Commerce and Consumer Affairs)

SB 402, relative to procedures related to the disclosure of exculpatory evidence by police officers. (Judiciary)

SB 404, relative to the burden of proof for a divorced parent's petition to relocate children of the marriage. (Children and Family Law)

SB 415, requiring appropriate hydration be made available to certain animals and establishing a committee to study harmful weather conditions for dogs. (Environment and Agriculture)

SB 416, relative to flexible working arrangements in employment. (Labor, Industrial and Rehabilitative Services)

SB 417, relative to employment contract restrictions upon physicians. (Health, Human Services and Elderly Affairs)

SB 421, relative to liability of governmental units. (Executive Departments and Administration)

SB 423, relating to the right of 17-year olds to register to vote. (Election Law)

SB 430, establishing a commission to study long-term peer-to-peer recovery services in New Hampshire. (Health, Human Services and Elderly Affairs)

SB 431, relative to data submission by insurers. (Commerce and Consumer Affairs)

SB 432, relative to itemized bills for medical services. (Commerce and Consumer Affairs)

SB 439, establishing a commission to study the shortage of nurses and other skilled health care workers for home health care services and post-acute care services. (Health, Human Services and Elderly Affairs)

SB 452-FN, requiring certain state agencies to conduct an audit of laws governing coastal regions to enable authorities to take appropriate actions. (Executive Departments and Administration)

SB 456-FN, relative to reporting of receipts and expenditures by candidates and candidate committees. (Election Law)

SB 466-FN, relative to the detention of a minor while waiting for the disposition of his or her case. (Children and Family Law)

SB 475-FN, requiring law enforcement agencies to file crime reports with the department of safety. (Criminal Justice and Public Safety)

SB 481-FN, relative to a special health care service license and establishing a fund. (Health, Human Services and Elderly Affairs)

SB 482-FN-L, establishing a committee to study the effect of short-term rentals on municipalities. (Municipal and County Government)

SB 488-FN-L, relative to breastfeeding. (Commerce and Consumer Affairs)

SB 491-FN, relative to Medicaid home health care services and relative to the scope of practice of licensed nursing assistants. (Health, Human Services and Elderly Affairs)

SB 492-FN, relative to expenditures from the energy efficiency fund. (Science, Technology and Energy)

SB 494-FN-A, limiting an exemption from the road toll. (Ways and Means)

SB 495-FN-A, relative to state retiree health plan costs and funding. (Finance)

SB 496-FN, relative to personal care attendant services. (Health, Human Services and Elderly Affairs)

SB 503-FN-A, relative to pre-kindergarten education using "pay for success" financing. (Education)

SB 506, clarifying who may adopt. (Judiciary)

SB 509-FN, relative to voter registration forms and relative to voter identity verification. (Election Law)

SB 510-FN, relative to parking at state park parking meters. (Transportation)

SB 515-FN, relative to child neglect and other changes to the child protection act. (Children and Family Law)

SB 519, relative to highway signs. (Transportation)

SB 521-FN, relative to an OHRV registration fee for persons who are members of an OHRV club. (Resources, Recreation and Development)

SB 527-FN-A, making an appropriation to the police standards and training council, repealing the police standards and training council training fund, making an appropriation to the department of safety for the purchase of state police cruisers. (Finance)

SB 532-FN, relative to prior authorization for substance abuse treatment. (Commerce and Consumer Affairs)

SB 533-FN-A-L, relative to the governor's commission on alcohol and drug abuse prevention, treatment, and recovery and making supplemental appropriations to the commission, the department of justice, and the department of health and human services. (Health, Human Services and Elderly Affairs)

SB 535-FN-A, establishing a grant program for high schools for heroin and opiate prevention education. (Health, Human Services and Elderly Affairs)

SB 539, relative to access to records under the child protection act. (Criminal Justice and Public Safety)

SB 540-FN, relative to the possession, use, or sale of kratom by any person under 18 years of age. (Criminal Justice and Public Safety)

SB 541, establishing a commission to study provider rates. (Health, Human Services and Elderly Affairs)

SB 544, establishing a committee to study funding options for the Internet crimes against children task force. (Criminal Justice and Public Safety)

SB 546-FN, relative to petitions for verification of checklists. (Election Law)

SB 547, establishing a commission to study if current force protection measures provide adequate safeguards for New Hampshire national guard personnel, facilities, and equipment. (State-Federal Relations and Veterans Affairs)

SB 552-FN, relative to application of the Internal Revenue Code to provisions of the business profits tax. (Ways and Means)

SB 553, relative to implementation of the Medicaid managed care program. (Health, Human Services and Elderly Affairs)

SCR 3, applying to the United States Congress to convene a limited convention for the exclusive purpose of proposing amendments to the federal Constitution concerning election reform that do not abrogate or amend the first amendment to the federal Constitution. (State-Federal Relations and Veterans Affairs)

SCR 4, applying for an Article V convention to propose an amendment to the Constitution of the United States that imposes fiscal restraints on the federal government. (State-Federal Relations and Veterans Affairs)

CACR 27, relating to the operating budget. Providing that the state shall not spend more from any fund than such fund receives in revenue, nor use the proceeds of any bond to fund its annual operating expenditures. (Finance)

RECESS

(Rep. Bates in the Chair)

ENROLLED BILL AMENDMENT

SB 238-FN, relative to the workers' compensation appeals board. (Amendment printed SJ 3-31-16)
Adopted.

RECESS

(Rep. Andrew Christie in the Chair)

ENROLLED BILL REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled Senate Bill numbered 380.
Rep. Hinch, Sen. Prescott for the Committee

RECESS

(Rep. Rosenwald in the Chair)

ENROLLED BILL AMENDMENT

HB 1696-FN, requesting a modification of the New Hampshire health protection program.

Amendment (1246-EBA)

Amend RSA 404-G:2, X-c as inserted by section 9 of the bill by replacing line 2 with the following:
to RSA 126-A:5, XXV.
Adopted.

SENATE MESSAGE

CONCURRENCE

HB 242, relative to the statewide improvement and assessment program.

HB 295, correcting a reference in the housing law to municipal agreements regarding the construction of parking facilities.

HB 1145, establishing a committee to study suspensions and expulsions in licensed preschools and in kindergarten through grade 3.

HB 1171, relative to appeals heard by the waste management council.

HB 1199, allowing adults to play children's bingo at private campgrounds or hotels.

HB 1315, adding mixed-use development to the definition of business and industrial facility.

HB 1355, relative to poultry producers exempted from meat inspection requirements.

HB 1388-FN, expanding crossbow use into muzzel loader season.

HB 1418-L, relative to the minutes of nonpublic sessions of public bodies.

HB 1419, relative to voting records in nonpublic sessions of public bodies.

REFERRED FOR INTERIM STUDY

HB 183, relative to voter registration forms.

NONCONCURRENCE

HB 110, relative to placement of political advertising.

HB 1113, requiring a performance audit of the sex offender treatment program in the department of corrections.

COMMITTEE ASSIGNMENTS

The Speaker made the following changes to committee assignments:
Rep. Edgar assigned to the Committee on Labor, Industrial and Rehabilitative Services.

RECESS

(Rep. Emerson in the Chair)

ENROLLED BILL REPORT

The Committee on Enrolled Bills has examined and found correctly enrolled House Bill numbered 1696.
Rep. Hinch, Sen. Soucy for the Committee

SENATE MESSAGE

CONCURRENCE

HB 1696-FN, requesting a modification of the New Hampshire health protection program.

COMMITTEE ASSIGNMENTS

The Speaker made the following changes to committee assignments:

Rep. Edgar is off the Committee on Labor, Industrial and Rehabilitative Services and on the Committee on Fish and Game and Marine Resources.

Rep. Zaricki is off the Committee on Labor, Industrial and Rehabilitative Services.

RECESS