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New Hampshire

HOUSE RECORD

First Year of the 165th General Court Calendar and Journal of the 2017 Session

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Concord, N.H.

Thursday, January 26, 2017

No. 4

HOUSE JOURNAL No. 3 (Cont'd)

Thursday, January 5, 2017

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

HOUSE JOURNAL No. 4

Thursday, January 26, 2017

The House assembled at 10:00 a.m., the hour to which it stood adjourned, and was called to order by the Speaker. His Excellency, Governor Christopher Sununu, 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. Give us strength, O God, to be upright and honorable in all that we do. Keep us mindful of our responsibility, as role models and people of influence, to exemplify reason, wisdom, courtesy, justice, and respect for all. We acknowledge before You, the embodiment of all that is good and just, that there are times when we struggle to control our angry and unhelpful reactions. There are times when we fail to focus on the common good because our own priorities and desires get in the way. God our Creator, You made us and You know every aspect of our human nature. You understand our weaknesses and You rejoice in our resolve to overcome them. Give us the strength we need, O God, to be upright and honorable in all that we do. Amen.

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

The National Anthem was sung by Esther Elonga, a senior at Concord High School.

LEAVES OF ABSENCE

Reps. Biggie, Chase, Cote, Massimilla, Oxenham and Twombly, the day, illness.

Reps. Brown, Dean-Bailey, Milz, O'Neil, Pantelakos, Phinney, Renzullo, Rimol, Timothy Smith and Spillane, the day, important business.

INTRODUCTION OF GUESTS

Anna-Marie DiPasquale, guest of the House.

COMMUNICATION

January 5, 2017

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:

Hillsborough County District No. 37

Eric Schleien, r, Hudson (26A Pine Rd.) 03051

Sincerely,
William M. Gardner, Secretary of State

COMMUNICATION

January 18, 2017

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:

Grafton County District No. 9

Jeff Shackett, r, Bridgewater (181 Whittemore Pt. Rd.) 03222

Sincerely,
 William M. Gardner, Secretary of State

COMMUNICATION

January 5, 2017

The Honorable Shawn Jasper, Speaker
 New Hampshire House of Representatives
 The Statehouse, 25 Capitol Street
 Concord, New Hampshire

Dear Mr. Speaker,

It is with mixed emotions that I write this letter, On January 5th, at 5:00 pm, I will be resigning from the New Hampshire House of Representatives to join the administration of Governor Chris Sununu.

I would like to thank the citizens of Wolfeboro for allowing me to serve them for the last two years, it has been an honor.

I would also like to thank my fellow representatives on both sides of the aisle for their friendship during my time in the House, I had a great time with all of you!

And, finally, I would like to thank Governor Sununu for allowing me to serve the citizens of Wolfeboro, and the State of New Hampshire in a new and challenging position. I hope to serve them, and you, my fellow Representatives, well.

With the deepest respect for this institution and those who serve in it, Thank you again and I will see you down the hall!

All my best,
 Harold B. Parker, Representative for Wolfeboro
 New Hampshire House of Representatives

MOTION TO VACATE

Rep. Major moved that the House vacate the reference of **HB 121**, relative to the maximum optional fee for transportation improvements charged by municipalities when collecting motor vehicle registration fees, and **HB 316**, relative to a statewide property tax exemption for commercial and industrial construction, to the Committee on Ways and Means.

Motion adopted.

The Speaker referred **HBs 121 and 316** to the Committee on Municipal and County Government.

CONSENT CALENDAR

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

CACR 5, relating to the nomination and appointment of officers. Providing that judicial officers shall be confirmed by the legislature, removed by Rep. Hoell.

Consent Calendar adopted.

HB 76, relative to involuntary administration of medication to inmates with mental illnesses. **INEXPEDIENT TO LEGISLATE.**

Rep. John Burt for Criminal Justice and Public Safety. The committee believes that this bill is unnecessary because the Department of Corrections stated that the issue is presently covered under RSA 627:6, VII and is very rarely used. The Department of Corrections also has policy PPD 6.18 and, again, uses this policy very few times. Vote 18-1.

HB 100, relative to the definition and use of toy smoke devices. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jody McNally for Criminal Justice and Public Safety. This bill will legalize the sale of toy smoke devices as defined by the American Pyrotechnic Association and classifies the devices as consumer fireworks.

Currently they are prohibited by inclusion with smoke bombs which are used by law enforcement. The toy smoke devices will only be sold to individuals 21 years of age or older and by licensed fireworks dealers. The amendment specifies that the bill will be effective on passage. Vote 16-0.

Amendment (0057h)

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

1 Toy Smoke Device; Exemption from Prohibition on the Sale or Use of Smoke Bombs. Amend RSA 644:16-b, I to read as follows:

I. In this section, "smoke bomb" means any kind of device containing chemicals which when ignited gives off dense clouds of smoke; ***provided that this definition shall not include a toy smoke device, as defined by the American Pyrotechnics Association in APA Standard 87-1 (2001), section 3.1.1.7, that is sold or offered for sale by a person licensed to sell permissible fireworks pursuant to RSA 160-C.***

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

HB 143, relative to recommittal of a prisoner by the parole board. **OUGHT TO PASS.**

Rep. Robert Renny Cushing for Criminal Justice and Public Safety. This bill was requested by the Adult Parole Board to provide the board with additional discretion to determine an appropriate sanction for parolees who violate the conditions of their release. There are a small number of cases that the parole board deals with when, in the best judgment of the parole board members, a setback for violation of parole conditions should be less than 90 days. Examples of this would include a parolee testing positive for drug use, indicating a relapse, and intensive outpatient treatment might be preferable to incarceration, or a minor infraction such as failing to report on time for an appointment. The committee believes public safety is best served by passage of this bill to enable the parole board latitude to impose on a case-to-case basis a recommittal period of less than 90 days if it will aid in the rehabilitation of the inmate. Vote 19-1.

HB 153-FN, requiring a manslaughter charge for heroin and fentanyl dealers when the user dies. **INEXPEDIENT TO LEGISLATE.**

Rep. Larry Gagne for Criminal Justice and Public Safety. This well-intended bill requiring a manslaughter charge for heroin and fentanyl dealers when the user dies is unnecessary and duplicative as RSA 318-B:26, IX already provides that any person who manufactures, sells or dispenses a controlled drug is strictly liable for a death resulting from use of that substance and may be sentenced to imprisonment for life or for such term as the court may order. Vote 20-0.

HB 228, relative to transportation of alcoholic beverages by a minor. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Beth Rodd for Criminal Justice and Public Safety. The purpose of this bill, as amended, is to expand the eligible family members who may accompany a minor transporting alcoholic beverages in a car or boat to include siblings over the age of 25 years, a stepparent, grandparent, step grandparent or a domestic partner. Vote 18-2.

Amendment (0038h)

Amend the bill by replacing section 1 with the following:

1 Transportation of Alcoholic Beverages by a Minor. Amend RSA 265-A:45, I-II to read as follows:

I. Notwithstanding RSA 265-A:44, II, no driver under the age of 21 shall, except when accompanied by a ***sibling who is 25 years of age or older***, parent, ***stepparent***, legal guardian, ***grandparent***, ***stepgrandparent***, or legal age spouse ***or domestic partner***, transport any liquor or beverage in any part of a vehicle. A driver violating this section may have his or her license or privilege to drive suspended for 60 days.

II. No person operating a boat while under the age of 21 shall, except when accompanied by a ***sibling who is 25 years of age or older***, parent, ***stepparent***, legal guardian, ***grandparent***, ***stepgrandparent***, or legal age spouse ***or domestic partner***, transport any liquor or beverage in any part of a boat with an intent to consume such liquor or beverage. Anyone violating this paragraph may, following a hearing, have his or her privilege to operate a boat on the waters of the state suspended for 90 days and may additionally have his or her license or privilege to drive suspended for 90 days.

HB 282, relative to a prisoner's participation in the work release program. **INEXPEDIENT TO LEGISLATE.**

Rep. Shannon Chandley for Criminal Justice and Public Safety. The committee recognizes the good intentions of the sponsors and supporters of this bill. With few exceptions, members agree that the pursuit of higher education by prisoners is a worthy endeavor. As written, the bill did not adequately define "the pursuit of higher education" nor address practical issues such as dropped classes and acceptable institutions. Moreover, much of the testimony presented faulted the bill for removing the prosecutor of record and the court from the proceedings to determine eligibility for currently approved release options as defined in RSA 651. Vote 18-2.

HB 107, relative to the membership of the advanced manufacturing education advisory council. **OUGHT TO PASS.**

Rep. J.R. Hoell for Executive Departments and Administration. The bill adds one additional member, from a small high tech manufacturer, to the Advanced Manufacturing Education Advisory Council (AMEAC). The

AMEAC felt that there was not adequate representation from the smaller high tech manufacturers (defined as having 20 or fewer employees) and asked to have this change made to the membership of the council. The committee heard no objections to this change. Vote 17-0.

HB 255, relative to allowing a designee for the commissioner of the department of administrative services on certain commissions. **OUGHT TO PASS.**

Rep. Peter Hansen for Executive Departments and Administration. This bill grants the Commissioner of the Department of Administrative Services the authority to appoint a designee to serve on the State Retiree Health Plan Commission and the Enhanced 911 Commission. This change will give the commissioner more flexibility to attend to other duties. All other commissions and statutory committees to which the commissioner has been appointed contain this provision. Vote 10-1.

HB 200, relative to Food and Drug Administration approval of medication, equipment, and therapies. **INEXPEDIENT TO LEGISLATE.**

Rep. Jess Edwards for Health, Human Services and Elderly Affairs. The FDA was established to ensure the safety and efficacy of drugs and subsequently medical devices. The committee understands the concerns regarding the speed and cost of the current FDA approval process. However, the charter of the committee follows the Hippocratic Oath to first do no harm. Current practice allows for investigational uses under institutional controls, and the committee is concerned that research essential to making data driven decisions would be undermined by its passage. The bill is deemed to represent the granting of exceptional latitude which will likely tend towards instances of significant harm. Therefore, the bill is recommended Inexpedient to Legislate. Vote 19-0.

HB 256, relative to self-ordering for laboratory testing. **INEXPEDIENT TO LEGISLATE.**

Rep. Jerry Knirk for Health, Human Services and Elderly Affairs. The committee had positive feelings about patient empowerment, but voted unanimously for ITL. The committee believed that the risks outweighed the benefits. A trusting physician-patient relationship is essential to medical decision making. Diagnosis and management of medical disorders relies more on the history and physical than lab tests. Incorrect self-diagnosis may lead to patient distress over a disease they do not have. Vote 20-0.

HB 268, establishing a committee to study the consequences of tobacco use by minors in New Hampshire. **INEXPEDIENT TO LEGISLATE.**

Rep. John Fothergill for Health, Human Services and Elderly Affairs. The committee unanimously voted to recommend ITL. The committee agrees the use of tobacco and vaping producers by minors is a significant problem. However, many studies have been done and data is available. More studies are unnecessary. It is time to act and pass legislation to address the issues where possible. Vote 19-0.

HB 269, establishing a committee to study ways to educate New Hampshire families about lung cancer risks. **INEXPEDIENT TO LEGISLATE.**

Rep. John Fothergill for Health, Human Services and Elderly Affairs. The committee voted to recommend ITL on this bill because it is too broad and not fully researched. The committee agrees with the intention of the bill, which is to raise public awareness of radon and its relationship to Lung Cancer. The committee wondered if the states Radiation Advisory Committee might address these very issues, and would welcome more specific legislation to address these concerns. Vote 19-0.

HB 178, establishing a commission to study processes to resolve right-to-know complaints. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Linda Kenison for Judiciary. As amended, this bill establishes a commission to study processes to resolve right-to-know complaints. Currently, the only recourse for right-to-know complainants is to bring a lawsuit. The sponsors are looking for a less costly and time-consuming remedy to resolve complaints. Vote 18-0.

Amendment (0049h)

Amend RSA 91-A:8-a, I(a) as inserted by section 1 of the bill by replacing it with the following:

(a) The members of the commission shall be as follows:

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

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

(3) The attorney general, or designee.

(4) One municipal official, appointed by the New Hampshire Municipal Association.

(5) One school board member, appointed by the New Hampshire School Boards Association.

(6) One county official, appointed by the New Hampshire Association of Counties.

(7) One member who shall have brought suit pro se under RSA 91-A:7, appointed by the governor.

(8) One member representing the New Hampshire Press Association, appointed by that association.

(9) One member representing Right To Know New Hampshire, appointed by that organization.

(10) One member of the New Hampshire Civil Liberties Union, appointed by that organization.

(11) One citizen member, appointed by the governor.

Amend RSA 91-A:8-a, III and IV as inserted by section 1 of the bill by replacing them with the following:

III. The members of the commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the house member. The first meeting of the commission shall be held within 30 days of the effective date of this section. Seven members of the commission shall constitute a quorum.

IV. The commission shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2017.

Amend paragraph I of section 3 of the bill by replacing it with the following:

I. Section 2 of this act shall take effect November 1, 2017.

HB 183, establishing a commission to study costs of requests for information under the right-to-know law. **INEXPEDIENT TO LEGISLATE.**

Rep. Michael Sylvia for Judiciary. This bill would establish a commission to study the costs for public bodies to comply with right-to-know requests under RSA 91-A. This body has heard a couple of bills in recent years seeking to impose fees associated with 91-A requests. It is the opinion of the committee that imposing such fees will hamper transparency in government and that public bodies have protection in the law enabling them to fend off overly broad and burdensome requests. Vote 16-1.

HB 185, relative to the powers of commissioners of deeds. **INEXPEDIENT TO LEGISLATE.**

Rep. Jason Janvrin for Judiciary. This bill proposes adding authority for commissioners of deeds to issue subpoenas outside the state and attempts to clarify the authority of the commissioner to act as a justice of the peace in and out of the state. The committee felt that current law is unambiguous and adding authority to the commissioner to subpoena outside the state is beyond the scope of the office. Vote 16-1.

HB 187, repealing exceptions to claims against the state. **INEXPEDIENT TO LEGISLATE.**

Rep. Jordan Ulery for Judiciary. This bill would repeal RSA 541-B:19 which provides immunity to state employees who operate within the scope of their job assignment and who act in a reasonable manner. The committee heard testimony that such repeal would have a detrimental effect on the ability of the state to hire and retain qualified employees. Vote 18-0.

HB 188, relative to the statute of limitations for continuing violations of rights which are guaranteed by the federal or state constitution. **INEXPEDIENT TO LEGISLATE.**

Rep. Michael Sylvia for Judiciary. This bill seeks to amend RSA 508:4 related to the statute of limitations for personal actions by adding a category "continuing violations of rights which are guaranteed by the federal or state constitution." There is no indication that this special category is not part of the broader category 'personal action.' In the general category of personal action there is an exception for damages that are not immediately discovered which can then reach back beyond the 3 year limit. This bill as written removes the special category from that exemption thereby holding to a strict 3 year statute of limitations. In summary this bill harms the people's right to personal actions. Vote 18-0.

HB 241, relative to the duties of and meeting requirements for the judicial council. **INEXPEDIENT TO LEGISLATE.**

Rep. Dan Hynes for Judiciary. This bill seeks to require the Judicial Council to publish its meeting notices in the legislative calendar, seeks to add an additional meeting that the Judicial Council feels is not necessary, and seeks to require public comment at its meetings on any issue. The Judicial Council has agreed to publish an agenda of meetings 10 days prior to its meetings. The committee unanimously felt the remainder of the bill's requirements were not necessary especially since there are other mechanisms available for citizens to be heard. Vote 18-0.

HB 259-FN, relative to the records of the probate court. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Timothy Horrigan for Judiciary. Registers of probate currently have very few remaining duties, but they are still responsible for preserving counties' historic probate court files. The secretary of state is responsible for preserving vital records in the state archives. This bill as amended formally empowers the secretary of state (and hence the state archivist) to work with the court system as well as with the registers of probate to preserve historically significant probate court records. Vote 17-0.

Amendment (0009h)

Amend the bill by replacing section 1 with the following:

1 Registers of Probate; Preservation of Files. Amend RSA 548:5 to read as follows:

548:5 Preservation of Files. The register of probate shall be responsible for coordinating with the **secretary of state and the** administrative judge of the circuit court established in RSA 490-F the preservation of any closed files having the potential for historical significance. The register may recommend that these files be sent to the records center established under RSA 5. The register of probate shall maintain a current index describing the location of any files which have been removed from the court pursuant to this section.

2017-0009h
AMENDED ANALYSIS

This bill requires registers of probate to coordinate with the secretary of state the preservation of closed files having the potential for historical significance.

HB 281, relative to the jurisdiction of the board of claims. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert Hull for Judiciary. This bill seeks to increase the monetary amount of a claim over which the board of claims has concurrent jurisdiction with the superior court. In light of the fact the existing monetary amount has not been exceeded, the committee felt this bill was unnecessary. Vote 17-0.

CACR 1, relating to the general court. Providing that the general court shall hold sessions biennially. **INEXPEDIENT TO LEGISLATE.**

Rep. Sherman Packard for Legislative Administration. This constitutional amendment would undo the will of the voters of New Hampshire who in 1984 voted to amend our constitution allowing for annual sessions. Testimony was offered by a member of the last constitutional convention who summarized why the issue was brought forward; namely that in the second year of a term while the House and Senate were not meeting, either it was left to five members of each body to determine essentially all matters that may have arisen, or there were countless numbers of special sessions. The sponsor suggested there would be cost saving measures should the amendment pass. However, the committee believes that may not be the case. In this day and age you would not be able to find enough part-time legislative staff who could commit to the needs of the institution and there would likely be more special sessions and numerous study committees and commissions as in the days before the annual sessions. Lastly, this committee does not believe that one small committee, no matter its composition, should be left to run all the affairs of the legislature for 18 months of a legislative term. Vote 12-0.

REGULAR CALENDAR

HB 278, repealing criminal defamation. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Shannon Chandley for the Majority of Criminal Justice and Public Safety. This bill would eliminate the misdemeanor crime of defamation. The sponsor argued that those who are defamed are adequately served by civil law. The majority of the committee believes that the state may, under certain, albeit infrequent, circumstances, have an interest in prosecuting criminal defamation. Repealing the statute was deemed by most to be unnecessary. Vote 14-6.

Rep. John Burt for the Minority of Criminal Justice and Public Safety. The minority of the committee feels this bill is a housekeeping measure. The testimony from the state was that RSA 644:11 is almost never used, as it is too hard to prove in a court of law. If a person is defamed they could sue the person who defamed them in court, which is easier to prove.

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

Rep. Chandley spoke in favor.

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

YEAS 262 - NAYS 92

**YEAS - 262
BELKNAP**

Fields, Dennis
Lang, Timothy

Flanders, Donald
Spanos, Peter

Fraser, Valerie
Varney, Peter

Huot, David

CARROLL

Buco, Thomas
Knirk, Jerry
Umberger, Karen

Butler, Edward
McConkey, Mark
Marsh, William

Chandler, Gene
Nelson, Bill

Crawford, Karel
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Mann, John
Shepardson, Marjorie
Weber, Lucy

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
McConnell, James
Stallcop, Joseph

Berch, Paul
Ley, Douglas
Johnsen, Gladys
Meador, David
Sterling, Franklin

Bordenet, John
Eaton, Daniel
Hunt, John
Parkhurst, Henry
Tatro, Bruce

COOS

Fothergill, John
Moynihan, Wayne

Judd, Bing
Richardson, Herbert

Laflamme, Larry
Theberge, Robert

Merner, Troy
Thomas, Yvonne

GRAFTON

Abel, Richard
Darrow, Stephen
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Almy, Susan
Dontonville, Roger
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Bailey, Brad
Ham, Bonnie
Ladd, Rick
Shackett, Jeffrey

Campion, Polly
Hennessey, Erin
Maes, Kevin
Smith, Suzanne

HILLSBOROUGH

Ayala, Jessica
Burns, Charlie
Chandley, Shannon
Sullivan, Daniel
Forest, Armand
Goley, Jeffrey
Hinch, Richard
Jack, Martin
King, Mark
Lascelles, Richard
McCarthy, Michael
Martin, Joelle
Newman, Sue
Long, Patrick
Porter, Marjorie
Roberts, Carol
Scully, Kevin
Wolf, Terry
Williams, Kermit

Baroody, Benjamin
Byron, Frank
Christensen, Chris
Danielson, David
Freitas, Mary
Gould, Linda
Hopper, Gary
Jeudy, Jean
Klee, Patricia
LeBrun, Donald
MacKenzie, Mark
Martineau, Jesse
Nutting, Allison
Panasiti, Reed
Proulx, Mark
Rosenwald, Cindy
Seidel, Carl
Valera, John

Barry, Richard
Moore, Craig
Cleaver, Skip
DiSilvestro, Linda
Gagne, Larry
Heath, Mary
Graham, John
Rice, Kimberly
Kurk, Neal
Lisle, David
Mangipudi, Latha
McNamara, Richard
O'Brien, Michael
Pellegrino, Anthony
Ober, Russell
Rouillard, Claire
Shaw, Barbara
Van Houten, Connie

Beaulieu, Jane
Carr, John
Cornell, Patricia
Elber, Joel
Gargas, Carolyn
Herbert, Christopher
Schmidt, Janice
Keane, Amelia
L'Heureux, Robert
MacKay, Mariellen
Manley, Jonathan
Negron, Steve
Ohm, Bill
Pierce, David
Walsh, Robert
Harvey, Suzanne
Snow, Kendall
Vann, Ivy

MERRIMACK

Turcotte, Alan
Rice, Chip
Doherty, David
Henle, Paul
Kotowski, Frank
Patten, Dick
Rogers, Katherine
Walsh, Thomas

Alicea, Caroletta
Carson, Clyde
Ebel, Karen
MacKay, James
Leavitt, John
Pearl, Howard
Schuett, Dianne
Wallner, Mary Jane

Kuch, Bill
Long, Douglas
Gile, Mary
Kenison, Linda
Luneau, David
Richards, Beth
Shurtleff, Stephen
Walz, Mary Beth

Bartlett, Christy
Wolf, Dan
Moffett, Howard
Klose, John
Myler, Mel
Rodd, Beth
Soucy, Timothy
Woolpert, David

ROCKINGHAM

Abrami, Patrick
Barnes, Arthur
Cahill, Michael
DiLorenzo, Charlotte
Elliott, Robert
Francesca, Paula
Hagan, Joseph
Katsakiores, Phyllis
Griffin, Mary
Manning, John
McMahon, Charles
Nasser, Jim
Somssich, Peter
Vose, Michael
Weyler, Kenneth

Allen, Mary
Bean, Philip
Cali-Pitts, Jacqueline
Doucette, Fred
Emerick, J. Tracy
Gay, Betty
Hoelzel, Kathleen
Khan, Aboul
Pearson, Mark
Matthews, Carolyn
Messmer, Mindi
Nigrello, Robert
Stone, Brian
Ward, Gerald
Willis, Brenda

Altschiller, Debra
Berrien, Skip
Cushing, Robert Renny
Dowling, Patricia
Farnham, Betsey
Guthrie, Joseph
Janvrin, Jason
Lovejoy, Patricia
Major, Norman
McBeath, Rebecca
Morrison, Sean
Gordon, Pamela
Sytek, John
Webb, James
Woitkun, Steven

Azarian, Gary
Bove, Martin
Thomas, Douglas
Edgar, Michael
Fesh, Robert
Marsh, Henry
O'Connor, John
Lundgren, David
Malloy, Dennis
McKinney, Betsy
Murray, Kate
Sapareto, Frank
Le, Tamara
Welch, David

STRAFFORD

Berube, Roger
Epstein, Isaac
Horgan, James
McNally, Jody
Salloway, Jeffrey
Sprague, Dale

Bixby, Peter
Fontneau, Timothy
Horriggan, Timothy
Mullen, John
Sandler, Catt
Treleven, Susan

Cilley, Jacalyn
Frost, Sherry
Krans, Hamilton
Opderbecke, Linn
Scruton, Matthew
Vincent, Kenneth

Ellis, Donna
Grassie, Chuck
Smith, Marjorie
Schmidt, Peter
Southworth, Thomas
Wall, Janet

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Smith, Steven

Cloutier, John
Grenier, James
Tanner, Linda

Gagnon, Raymond
Irwin, Virginia

Gauthier, Francis
Laware, Thomas

NAYS - 92**BELKNAP**

Abear, Marc
Maloney, Michael
Vadney, Herbert

Aldrich, Glen
Plumer, John

Comtois, Barbara
Silber, Norman

Howard, Raymond
Sylvia, Michael

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

McCarthy, Frank

CHESHIRE

O'Day, John

COOS

Tucker, Edith

GRAFTONBinford, David
Schwaegler, VickiBoutin, Skylar
Johnson, Tiffany

Hull, Robert

Rand, Steven

HILLSBOROUGHBackus, Robert
Dickey, Glen
Ferreira, Elizabeth
Smith, Gregory
Moore, Josh
Notter, Jeanine
Schleien, Eric
Ulery, JordanBouldin, Amanda
Dyer, Caleb
Freeman, Lisa
Halstead, Carolyn
Lewicke, John
O'Leary, Richard
Sofikitis, Catherine
Sullivan, VictoriaBurt, John
Edwards, Elizabeth
Fromuth, Bart
Hansen, Peter
Murotake, David
Prout, Andrew
Somero, Paul
Vaillancourt, SteveChristie, Rick
Fedolff, Jim
Griffin, Gerald
Belanger, James
Murphy, Keith
Sanborn, Laurie
Souza, Kathleen**MERRIMACK**Brewster, Michael
Horn, Werner
Smith, RyanCopp, Anne
Moffett, Michael
Seaworth, BrianHill, Gregory
Marple, Richard
Testerman, DaveHoell, J.R.
McGuire, Carol
Wells, Natalie**ROCKINGHAM**Cook, Allen
Costable, Michael
Janigian, John
Torosian, Peter
Wallace, ScottBaldasaro, Alfred
Gilman, Julie
Kolodziej, Walter
Tripp, RichardBates, David
Green, Dennis
Gordon, Richard
True, ChrisChirichiello, Brian
Edwards, Jess
Read, Ellen
Verville, Kevin**STRAFFORD**Beaudoin, Steven
Turcotte, Leonard
Wuelper, KurtGourgue, Amanda
Pitre, JosephHarrington, Michael
Graham, RobertKaczynski, Thomas
Spencer, Matthew**SULLIVAN**

O'Connor, John

Rollins, Skip

and the majority committee report was adopted.

Rep. Janigian voted Nay and intended to vote Yea.

HB 91, relative to General John Stark Day. **OUGHT TO PASS.**

Rep. J.R. Hoell for Executive Departments and Administration. Currently, General John Stark Day is celebrated on the fourth Monday of April in accordance with RSA 4:13-1. This bill changes one word in the statute, which moves the memorial date from the fourth week to the second week of the month. The current date of the annual proclamation does not coincide with either the birthday or death of Gen. Stark. Testimony to the committee and research showed no good reason to use the fourth week over the second week. The students who testified in favor of this change pointed out that the statute encourages schools to commemorate the day with appropriate educational activities and yet many schools have their spring break the fourth week. Moving the celebration two weeks earlier would allow more schools to participate in these activities. Vote 15-0. Committee report adopted and ordered to third reading.

HB 206-FN-A, establishing a special marriage officiant license. **INEXPEDIENT TO LEGISLATE.**

Rep. Kurt Wuelper for Judiciary. This bill seeks to allow a new state license authorizing any individual to perform a single specified marriage for a fee of \$90, with \$80 of that going into the victim's assistance fund. The committee felt that charging over three times the amount called for judges or justices of the peace to perform the ceremony was excessive. Testimony indicated that town/city clerks might have serious problems certifying the completion of marriages if people from other states or countries failed to complete and return the paperwork. Vote 13-5.

Rep. Cushing spoke against and yielded to questions.

Rep. Wuelper spoke in favor and yielded to questions.

Rep. Avellani requested a roll call; sufficiently seconded.

YEAS 204 - NAYS 158**YEAS - 204****BELKNAP**

Abear, Marc
Flanders, Donald
Maloney, Michael
Sylvia, Michael

Aldrich, Glen
Fraser, Valerie
Plumer, John
Varney, Peter

Fields, Dennis
Howard, Raymond
Silber, Norman

Fisher, Robert
Lang, Timothy
Spanos, Peter

CARROLL

Avellani, Lino
Crawford, Karel
Schmidt, Stephen

Chandler, Gene
McCarthy, Frank
Umberger, Karen

Comeau, Ed
McConkey, Mark
Marsh, William

Cordelli, Glenn
Nelson, Bill

CHESHIRE

Hunt, John
Tatro, Bruce

McConnell, James

O'Day, John

Sterling, Franklin

COOS

Fothergill, John
Theberge, Robert

Judd, Bing

Merner, Troy

Richardson, Herbert

GRAFTON

Bailey, Brad
Dontonville, Roger
Schwaegler, Vicki

Binford, David
Ham, Bonnie
Shackett, Jeffrey

Boutin, Skylar
Hull, Robert
Johnson, Tiffany

Darrow, Stephen
Ladd, Rick

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Fedolfi, Jim
Fromuth, Bart
Gargas, Carolyn
Hinch, Richard
Graham, John
Kurk, Neal
LeBrun, Donald
Murphy, Keith
O'Leary, Richard
Pierce, David
Schleien, Eric
Souza, Kathleen
Vaillancourt, Steve

Barry, Richard
Moore, Craig
Danielson, David
Ferreira, Elizabeth
Griffin, Gerald
Gould, Linda
Hopper, Gary
Moore, Josh
L'Heureux, Robert
Lewicke, John
Negron, Steve
Ohm, Bill
Ober, Russell
Scully, Kevin
Wolf, Terry
Valera, John

Burns, Charlie
Carr, John
Dickey, Glen
Forest, Armand
Smith, Gregory
Halstead, Carolyn
Hynes, Dan
Jack, Martin
Ober, Lynne
McCarthy, Michael
Newman, Sue
Panasiti, Reed
Rouillard, Claire
Seidel, Carl
Ulery, Jordan

Burt, John
Christensen, Chris
Dyer, Caleb
Freeman, Lisa
Gagne, Larry
Hansen, Peter
Belanger, James
Rice, Kimberly
Lascelles, Richard
Murotake, David
Notter, Jeanine
Pellegrino, Anthony
Sanborn, Laurie
Somero, Paul
Sullivan, Victoria

MERRIMACK

Kuch, Bill
Hill, Gregory
Leavitt, John
Patten, Dick
Testerman, Dave

Copp, Anne
Hoell, J.R.
Moffett, Michael
Pearl, Howard
Wells, Natalie

Long, Douglas
Klose, John
Marple, Richard
Seaworth, Brian

Ebel, Karen
Kotowski, Frank
McGuire, Carol
Walsh, Thomas

ROCKINGHAM

Cook, Allen
Baldasaro, Alfred
Bove, Martin
Thomas, Douglas
Elliott, Robert
Green, Dennis
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Major, Norman
McMahon, Charles
Gordon, Richard
Tripp, Richard
Webb, James
Woitkun, Steven

Abrami, Patrick
Barnes, Arthur
Cahill, Michael
DiLorenzo, Charlotte
Emerick, J. Tracy
Guthrie, Joseph
Itse, Daniel
O'Connor, John
Lundgren, David
Manning, John
Morrison, Sean
Sapareto, Frank
True, Chris
Welch, David

Allen, Mary
Bates, David
Chirichiello, Brian
Doucette, Fred
Fesh, Robert
Marsh, Henry
Edwards, Jess
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Nasser, Jim
Sytek, John
Verville, Kevin
Weyler, Kenneth

Azarian, Gary
Bean, Philip
Costable, Michael
Dowling, Patricia
Gilman, Julie
Hagan, Joseph
Janigian, John
Khan, Aboul
Pearson, Mark
McKinney, Betsy
Nigrello, Robert
Torosian, Peter
Vose, Michael
Willis, Brenda

STRAFFORD

Beaudoin, Steven
Kaczynski, Thomas
Pitre, Joseph
Spencer, Matthew

Berube, Roger
Turcotte, Leonard
Graham, Robert
Wuelper, Kurt

Gourgue, Amanda
McNally, Jody
Sandler, Catt

Horgan, James
Mullen, John
Scruton, Matthew

SULLIVAN

Schmidt, Andrew
Laware, Thomas

Gauthier, Francis
Rollins, Skip

Grenier, James
Smith, Steven

O'Connor, John

NAYS - 158**BELKNAP**

Huot, David

Vadney, Herbert

CARROLL

Buco, Thomas

Butler, Edward

Knirk, Jerry

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Meader, David
Weber, Lucy

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
Parkhurst, Henry

Berch, Paul
Ley, Douglas
Johnsen, Gladys
Shepardson, Marjorie

Bordenet, John
Eaton, Daniel
Mann, John
Stallcop, Joseph

COOS

Hatch, William
Thomas, Yvonne

Lafamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Higgins, Patricia
Nordgren, Sharon
White, Andrew

Almy, Susan
Josephson, Timothy
Rand, Steven

Campion, Polly
Maes, Kevin
Smith, Suzanne

Hennessey, Erin
Mulligan, Mary Jane
Sykes, George

HILLSBOROUGH

Ayala, Jessica
Bouldin, Amanda
Sullivan, Daniel
Freitas, Mary
Herbert, Christopher
King, Mark
MacKenzie, Mark
Martineau, Jesse
Long, Patrick
Walsh, Robert
Shaw, Barbara
Vann, Ivy

Backus, Robert
Chandlee, Shannon
DiSilvestro, Linda
Goley, Jeffrey
Schmidt, Janice
Klee, Patricia
Mangipudi, Latha
McNamara, Richard
Porter, Marjorie
Roberts, Carol
Snow, Kendall
Williams, Kermit

Baroody, Benjamin
Cleaver, Skip
Edwards, Elizabeth
Heath, Mary
Judy, Jean
Lisle, David
Manley, Jonathan
Nutting, Allison
Proulx, Mark
Rosenwald, Cindy
Snow, Kendall
Sofikitis, Catherine

Beaulieu, Jane
Cornell, Patricia
Elber, Joel
Hellwig, Steve
Keane, Amelia
MacKay, Mariellen
Martin, Joelle
O'Brien, Michael
Prout, Andrew
Harvey, Suzanne
Van Houten, Connie

MERRIMACK

Turcotte, Alan
Rice, Chip
Gile, Mary
MacKay, James
Smith, Ryan
Schuett, Dianne
Walz, Mary Beth

Alicea, Caroletta
Carson, Clyde
Moffett, Howard
Kenison, Linda
Richards, Beth
Shurtleff, Stephen
Woolpert, David

Bartlett, Christy
Wolf, Dan
Henle, Paul
Luneau, David
Rodd, Beth
Soucy, Timothy

Brewster, Michael
Doherty, David
Horn, Werner
Myler, Mel
Rogers, Katherine
Wallner, Mary Jane

ROCKINGHAM

Altschiller, Debra
Edgar, Michael
Lovejoy, Patricia
Murray, Kate
Stone, Brian

Berrien, Skip
Farnham, Betsey
Malloy, Dennis
Gordon, Pamela
Le, Tamara

Cali-Pitts, Jacqueline
Francese, Paula
McBeath, Rebecca
Read, Ellen
Wallace, Scott

Cushing, Robert Renny
Gay, Betty
Messmer, Mindi
Somssich, Peter
Ward, Gerald

STRAFFORD

Bixby, Peter
Epstein, Isaac
Harrington, Michael
Smith, Marjorie
Southworth, Thomas
Wall, Janet

Burton, Wayne
Fontneau, Timothy
Horrigan, Timothy
Opderbecke, Linn
Sprague, Dale

Cilley, Jacalyn
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Treleaven, Susan

Ellis, Donna
Grassie, Chuck
Krans, Hamilton
Salloway, Jeffrey
Vincent, Kenneth

SULLIVAN

Cloutier, John
Tanner, Linda

Gagnon, Raymond

Gottling, Suzanne

Irwin, Virginia

and the committee report was adopted.

HB 105, naming a building in honor of Van McLeod. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Virginia Irwin for Public Works and Highways. This bill as amended seeks to name a building which is the home of the Division of Cultural Resources, at 19 Pillsbury Street in Concord, New Hampshire after Van McLeod, the former Commissioner of the Division of Cultural Resources. Van McLeod served as Commissioner for 24 years, and his name is synonymous with arts, film, and culture in New Hampshire. There could be no more fitting tribute than to name this facility in his honor. Vote 17-0.

Amendment (0043h)

Amend the bill by replacing section 2 with the following:

2 Signage. The cost of design, construction, maintenance, and installation of any signage, replacement signage, or other markers required under section 1 of this act shall not be a charge to the state. However, the design, construction, and installation of any signage or other markers required under this act shall be approved by the department of administrative services.

Amendment adopted.

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

Rep. Irwin spoke in favor.

Committee report unanimously adopted and ordered to third reading.

INTRODUCTION OF SPECIAL GUESTS

The Chair recognized Joan Goshgarian, wife of the late Commissioner McLeod and the Honorable Paul Hodes, former member of Congress and friend of Commissioner McLeod.

MOTION TO PRINT REMARKS

Without objection, the Speaker ordered the remarks made by Rep. Irwin be printed in the Permanent Journal.

REMARKS

Rep. Irwin: Thank you, Mister Speaker. Mister Speaker and colleagues, I rise today to honor Donald Van McLeod as we plan to name a building for him at 19 Pillsbury Street in Concord, NH. He was the former Commissioner of the Division of Cultural Resources and that is the building where that department is located. Oddly enough it is also the site of the original Concord hospital so not only did Van McLeod spend most of his professional life there, he was born there. We had wonderful testimony in our committee on Public Works and I wanted to share with you some of the remarks of Congressman Paul Hodes, who was a friend of Van. "Van McLeod was many things in his life and he touched many people. He was first and foremost a husband, a father and a devoted son because family and tradition meant so much to him. He was a true icon in his public life. He served as New Hampshire's Commissioner of Cultural Resources for 25 years. He knew how to build partnerships inspiring New Hampshire's agency heads to come together for regular weekly lunches." He was a rock and roll lighting technician; a film and theater producer and director; a founder of theater and film companies; a teacher; a mentor and a professional clown. The words that fit Van so well and which were constants throughout his life were courage, independence and service. He had the courage to battle and survive cancer, though marked by its scars, never to lose his sense of humor or his passion for the arts and culture. He had the courage to fiercely advocate for the arts in New Hampshire through thick and thin and ups and downs of different administrations and budgets and that takes courage. He had great relationships with people from all walks of life and all political persuasions. Van knew the arts didn't belong to one political party or another and he maintained an independence that made him trusted and respected by Governors and Representatives of both parties. Finally, he believed in public service and the value of service to the citizens of New Hampshire. His father was a diplomat and so was Van. He was a consummate diplomat and we shall not see another of his like for a very long time. He left a legacy that makes us proud to live in this great state and grateful for his life. We honor him by naming the building in which he was born so that generations can be inspired by his example. I ask all of you to vote yes on this bill. Thank you.

BILL REMOVED FROM THE CONSENT CALENDAR

CACR 5, relating to the nomination and appointment of officers. Providing that judicial officers shall be confirmed by the legislature. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert Nigrello for Legislative Administration. Currently, judicial officers are nominated and appointed by the Governor and Council. CACR 5 would amend the state constitution by requiring judicial officers to be nominated by the Governor or the Council and confirmed by a majority of the Legislature in joint session. Committee members were concerned about the length of time that judicial posts would be vacant and the possibility of dueling appointments by the Governor and the Council. There was also a concern about the politicizing of appointments. Vote 12-0.

Committee report adopted.

AMENDMENT TO HOUSE RULES

Rep. Shurtleff moved the adoption of an amendment to House Rule 43 (b).

Amend House Rule 43 (b) by adding the following sentence:

(b) Executive sessions shall be advertised in the House Calendar no less than 2 days prior to committee action or announced on the floor of the House by the Chairman of the appropriate committee. ***A bill may only be taken up in executive session on the same day as its public hearing with a unanimous vote of those present on the committee to which it was referred.***

Rep. Heath spoke in favor.

MOTION TO LAY ON THE TABLE

Rep. Chandler moved that the Amendment to House Rule 43 (b), be laid on the table.

Rep. Hinch requested a roll call; sufficiently seconded.

YEAS 200 - NAYS 165**YEAS - 200****BELKNAP**

Abear, Marc
Fraser, Valerie
Plumer, John
Vadney, Herbert

Aldrich, Glen
Howard, Raymond
Silber, Norman
Varney, Peter

Fields, Dennis
Lang, Timothy
Spanos, Peter

Flanders, Donald
Maloney, Michael
Sylvia, Michael

CARROLL

Avellani, Lino
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark
Marsh, William

Cordelli, Glenn
Nelson, Bill

Crawford, Karel
Schmidt, Stephen

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Sterling, Franklin

COOS

Fothergill, John
Theberge, Robert

Judd, Bing

Merner, Troy

Richardson, Herbert

GRAFTON

Bailey, Brad
Ham, Bonnie
Schwaegler, Vicki

Binford, David
Hennessey, Erin
Shackett, Jeffrey

Boutin, Skylar
Hull, Robert
Johnson, Tiffany

Darrow, Stephen
Ladd, Rick

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Fedolfi, Jim
Smith, Gregory
Halstead, Carolyn
Hopper, Gary
Moore, Josh
Ober, Lynne
McCarthy, Michael
Notter, Jeanine
Pierce, David
Rouillard, Claire
Somero, Paul
Sullivan, Victoria

Barry, Richard
Moore, Craig
Danielson, David
Ferreira, Elizabeth
Gagne, Larry
Hansen, Peter
Hynes, Dan
Rice, Kimberly
Lascelles, Richard
Murotake, David
Ohm, Bill
Proulx, Mark
Sanborn, Laurie
Souza, Kathleen
Vaillancourt, Steve

Burns, Charlie
Carr, John
Dickey, Glen
Freeman, Lisa
Gargas, Carolyn
Hellwig, Steve
Belanger, James
Kurk, Neal
LeBrun, Donald
Murphy, Keith
Panasiti, Reed
Prout, Andrew
Scully, Kevin
Wolf, Terry
Valera, John

Burt, John
Christensen, Chris
Dyer, Caleb
Griffin, Gerald
Gould, Linda
Hinch, Richard
Graham, John
L'Heureux, Robert
Lewicke, John
Negron, Steve
Pellegrino, Anthony
Ober, Russell
Seidel, Carl
Ulery, Jordan

MERRIMACK

Kuch, Bill
Wolf, Dan
Klose, John
Marple, Richard
Seaworth, Brian

Brewster, Michael
Hill, Gregory
Kotowski, Frank
McGuire, Carol
Walsh, Thomas

Copp, Anne
Hoell, J.R.
Leavitt, John
Pearl, Howard
Testerman, Dave

Long, Douglas
Horn, Werner
Moffett, Michael
Smith, Ryan
Wells, Natalie

ROCKINGHAM

Cook, Allen
Baldasaro, Alfred
Bove, Martin
Doucette, Fred
Fesh, Robert
Marsh, Henry
Edwards, Jess

Abrami, Patrick
Barnes, Arthur
Chirichiello, Brian
Dowling, Patricia
Gay, Betty
Hagan, Joseph
Janigian, John

Allen, Mary
Bates, David
Costable, Michael
Elliott, Robert
Green, Dennis
Hoelzel, Kathleen
Janvrin, Jason

Azarian, Gary
Bean, Philip
Thomas, Douglas
Emerick, J. Tracy
Guthrie, Joseph
Itse, Daniel
O'Connor, John

Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Nasser, Jim
Sapareto, Frank
Tripp, Richard
Wallace, Scott
Willis, Brenda

Khan, Aboul
Pearson, Mark
McKinney, Betsy
Nigrello, Robert
Stone, Brian
True, Chris
Webb, James
Woitkun, Steven

Kolodziej, Walter
Major, Norman
McMahon, Charles
Gordon, Richard
Sytek, John
Verville, Kevin
Welch, David

Lundgren, David
Manning, John
Morrison, Sean
Tilton, Rio
Torosian, Peter
Vose, Michael
Weyler, Kenneth

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

Berube, Roger
Turcotte, Leonard
Graham, Robert

Harrington, Michael
McNally, Jody
Scruton, Matthew

Horgan, James
Mullen, John
Spencer, Matthew

Gauthier, Francis
Rollins, Skip

Grenier, James
Smith, Steven

O'Connor, John

Laware, Thomas

STRAFFORD

SULLIVAN

NAYS - 165

BELKNAP

Fisher, Robert

Huot, David

CARROLL

Buco, Thomas

Butler, Edward

Comeau, Ed

Knirk, Jerry

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Meader, David
Tatro, Bruce

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
Parkhurst, Henry
Weber, Lucy

Berch, Paul
Ley, Douglas
Johnsen, Gladys
Shepardson, Marjorie

Bordenet, John
Eaton, Daniel
Mann, John
Stallcop, Joseph

Hatch, William
Thomas, Yvonne

Laflamme, Larry

COOS

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Higgins, Patricia
Nordgren, Sharon
White, Andrew

Almy, Susan
Josephson, Timothy
Rand, Steven

Campion, Polly
Maes, Kevin
Smith, Suzanne

Dontonville, Roger
Mulligan, Mary Jane
Sykes, George

HILLSBOROUGH

Ayala, Jessica
Bouldin, Amanda
Sullivan, Daniel
Forest, Armand
Heath, Mary
Judy, Jean
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Shaw, Barbara
Vann, Ivy

Backus, Robert
Chandlee, Shannon
DiSilvestro, Linda
Freitas, Mary
Herbert, Christopher
Keane, Amelia
Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Snow, Kendall
Williams, Kermit

Baroody, Benjamin
Cleaver, Skip
Edwards, Elizabeth
Fromuth, Bart
Schmidt, Janice
King, Mark
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Sofikitis, Catherine

Beaulieu, Jane
Cornell, Patricia
Elber, Joel
Goley, Jeffrey
Jack, Martin
Klee, Patricia
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Schleien, Eric
Van Houten, Connie

Turcotte, Alan
Carson, Clyde
Moffett, Howard
Luneau, David
Rodd, Beth
Soucy, Timothy

Alicea, Caroletta
Doherty, David
Henle, Paul
Myler, Mel
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Ebel, Karen
MacKay, James
Patten, Dick
Schuett, Dianne
Walz, Mary Beth

Rice, Chip
Gile, Mary
Kenison, Linda
Richards, Beth
Shurtleff, Stephen
Woolpert, David

MERRIMACK

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Francese, Paula
McBeath, Rebecca
Read, Ellen

Berrien, Skip
DiLorenzo, Charlotte
Gilman, Julie
Messmer, Mindi
Somssich, Peter

Cahill, Michael
Edgar, Michael
Lovejoy, Patricia
Murray, Kate
Le, Tamara

Cali-Pitts, Jacqueline
Farnham, Betsey
Malloy, Dennis
Gordon, Pamela
Ward, Gerald

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Sandler, Catt
Treleaven, Susan

Burton, Wayne
Fontneau, Timothy
Horrigan, Timothy
Opderbecke, Linn
Southworth, Thomas
Vincent, Kenneth

Cilley, Jacalyn
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Spang, Judith
Wall, Janet

Ellis, Donna
Gourgue, Amanda
Krans, Hamilton
Salloway, Jeffrey
Sprague, Dale

SULLIVAN

Schmidt, Andrew
Irwin, Virginia

Cloutier, John
Tanner, Linda

Gagnon, Raymond

Gottling, Suzanne

and the motion was adopted.

AMENDMENT TO HOUSE RULES

Rep. Shurtleff moved the adoption of an amendment to House Rule 63.

Amend House Rule 63 by inserting a new clause:

Deadly weapons; electronic devices; cameras. No person, including members of the House, except law enforcement officers while actively engaged in carrying out their duties as such, shall display any deadly weapon as defined in RSA 625:11, V while in the House Chamber, anterooms, cloakrooms, or House gallery. Any person in violation of this rule shall be subject to ejection from any such premises on the order of the Speaker and disciplinary action or arrest or both by action of the House. ***Members of the House shall successfully complete a gun safety course, approved by the Speaker, prior to carrying a concealed weapon in the locations specified under this rule.*** Nothing in this rule shall indicate that the security officer appointed by the House under Rule 61 has the right to stop and search a member of the House on the premises of the House or that any person is precluded a legally permitted exercise of self-defense or defense of others. With the exception of devices for the hearing impaired, no member shall operate audible electronic transmitting and/or receiving devices nor shall any member operate a video camera or a camera utilizing flash bulbs on the floor of the House, while the House is in session.

Rep. Shurtleff spoke in favor.

MOTION TO LAY ON THE TABLE

Rep. Chandler moved that the Amendment to House Rule 63, be laid on the table.

Rep. Hinch requested a roll call; sufficiently seconded.

YEAS 208 - NAYS 156**YEAS - 208****BELKNAP**

Abear, Marc
Flanders, Donald
Maloney, Michael
Sylvia, Michael

Aldrich, Glen
Fraser, Valerie
Plumer, John
Vadney, Herbert

Fields, Dennis
Howard, Raymond
Silber, Norman
Varney, Peter

Fisher, Robert
Lang, Timothy
Spanos, Peter

CARROLL

Avellani, Lino
Crawford, Karel
Schmidt, Stephen

Chandler, Gene
McCarthy, Frank
Umberger, Karen

Comeau, Ed
McConkey, Mark
Marsh, William

Cordelli, Glenn
Nelson, Bill

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Sterling, Franklin

COOS

Fothergill, John
Theberge, Robert

Judd, Bing

Merner, Troy

Richardson, Herbert

GRAFTON

Bailey, Brad
Ham, Bonnie
Rand, Steven

Binford, David
Hennessey, Erin
Schwaegler, Vicki

Boutin, Skylar
Hull, Robert
Shackett, Jeffrey

Darrow, Stephen
Ladd, Rick
Johnson, Tiffany

HILLSBOROUGH

Ammon, Keith
Burt, John
Christensen, Chris
Dyer, Caleb
Fromuth, Bart
Gargas, Carolyn
Hellwig, Steve
Belanger, James

Barry, Richard
Byron, Frank
Christie, Rick
Fedolff, Jim
Griffin, Gerald
Gould, Linda
Hinch, Richard
Graham, John

Bouldin, Amanda
Moore, Craig
Danielson, David
Ferreira, Elizabeth
Smith, Gregory
Halstead, Carolyn
Hopper, Gary
Moore, Josh

Burns, Charlie
Carr, John
Dickey, Glen
Freeman, Lisa
Gagne, Larry
Hansen, Peter
Hynes, Dan
Rice, Kimberly

Kurk, Neal
LeBrun, Donald
Murphy, Keith
Panasiti, Reed
Prout, Andrew
Schleien, Eric
Souza, Kathleen
Vaillancourt, Steve

L'Heureux, Robert
Lewicke, John
Negrin, Steve
Pellegrino, Anthony
Ober, Russell
Scully, Kevin
Wolf, Terry
Valera, John

Ober, Lynne
McCarthy, Michael
Notter, Jeanine
Pierce, David
Rouillard, Claire
Seidel, Carl
Ulery, Jordan
Zaricki, Nick

Lascelles, Richard
Murotake, David
Ohm, Bill
Proulx, Mark
Sanborn, Laurie
Somero, Paul
Sullivan, Victoria

MERRIMACK

Kuch, Bill
Wolf, Dan
Klose, John
Marple, Richard
Seaworth, Brian

Brewster, Michael
Hill, Gregory
Kotowski, Frank
McGuire, Carol
Walsh, Thomas

Copp, Anne
Hoell, J.R.
Leavitt, John
Pearl, Howard
Testerman, Dave

Long, Douglas
Horn, Werner
Moffett, Michael
Smith, Ryan
Wells, Natalie

ROCKINGHAM

Cook, Allen
Baldasaro, Alfred
Bove, Martin
Doucette, Fred
Fesh, Robert
Guthrie, Joseph
Itse, Daniel
O'Connor, John
Lundgren, David
Manning, John
Morrison, Sean
Tilton, Rio
Torosian, Peter
Vose, Michael
Weyler, Kenneth

Abrami, Patrick
Barnes, Arthur
Chirichiello, Brian
Dowling, Patricia
Gay, Betty
Marsh, Henry
Edwards, Jess
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Nasser, Jim
Sapareto, Frank
Tripp, Richard
Wallace, Scott
Willis, Brenda

Allen, Mary
Bates, David
Costable, Michael
Elliott, Robert
Gilman, Julie
Hagan, Joseph
Janigian, John
Khan, Aboul
Pearson, Mark
McKinney, Betsy
Nigrello, Robert
Stone, Brian
True, Chris
Webb, James
Woitkun, Steven

Azarian, Gary
Bean, Philip
Thomas, Douglas
Emerick, J. Tracy
Green, Dennis
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Major, Norman
McMahon, Charles
Gordon, Richard
Sytek, John
Verville, Kevin
Welch, David

STRAFFORD

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

Ellis, Donna
Turcotte, Leonard
Graham, Robert

Harrington, Michael
McNally, Jody
Scruton, Matthew

Horgan, James
Mullen, John
Spencer, Matthew

SULLIVAN

Gauthier, Francis
Rollins, Skip

Grenier, James
Smith, Steven

O'Connor, John

Laware, Thomas

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BELKNAP

Huot, David

CARROLL

Buco, Thomas

Butler, Edward

Knirk, Jerry

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Meader, David
Tatro, Bruce

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
Parkhurst, Henry
Weber, Lucy

Berch, Paul
Ley, Douglas
Johnsen, Gladys
Shepardson, Marjorie

Bordenet, John
Eaton, Daniel
Mann, John
Stallcop, Joseph

COOS

Hatch, William
Thomas, Yvonne

Laflamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Higgins, Patricia
Nordgren, Sharon

Almy, Susan
Josephson, Timothy
Smith, Suzanne

Campion, Polly
Maes, Kevin
Sykes, George

Dontonville, Roger
Mulligan, Mary Jane
White, Andrew

HILLSBOROUGH

Ayala, Jessica
Cleaver, Skip
Edwards, Elizabeth
Heath, Mary
Jeudy, Jean

Backus, Robert
Cornell, Patricia
Elber, Joel
Herbert, Christopher
Keane, Amelia

Baroody, Benjamin
Sullivan, Daniel
Forest, Armand
Schmidt, Janice
King, Mark

Beaulieu, Jane
DiSilvestro, Linda
Freitas, Mary
Jack, Martin
Klee, Patricia

Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Snow, Kendall
Williams, Kermit

Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Sofikitis, Catherine

MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Van Houten, Connie

MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Shaw, Barbara
Vann, Ivy

MERRIMACK

Turcotte, Alan
Carson, Clyde
Moffett, Howard
Luneau, David
Rodd, Beth
Soucy, Timothy

Alicea, Caroletta
Doherty, David
Henle, Paul
Myler, Mel
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Ebel, Karen
MacKay, James
Patten, Dick
Schuett, Dianne
Walz, Mary Beth

Rice, Chip
Gile, Mary
Kenison, Linda
Richards, Beth
Shurtleff, Stephen
Woolpert, David

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Francese, Paula
Messmer, Mindi
Somssich, Peter

Berrien, Skip
DiLorenzo, Charlotte
Lovejoy, Patricia
Murray, Kate
Le, Tamara

Cahill, Michael
Edgar, Michael
Malloy, Dennis
Gordon, Pamela
Ward, Gerald

Cali-Pitts, Jacqueline
Farnham, Betsey
McBeath, Rebecca
Read, Ellen

STRAFFORD

Berube, Roger
Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Sandler, Catt
Treleaven, Susan

Bixby, Peter
Fontneau, Timothy
Horrigan, Timothy
Opderbecke, Linn
Southworth, Thomas
Vincent, Kenneth

Burton, Wayne
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Spang, Judith
Wall, Janet

Cilley, Jacalyn
Gourgue, Amanda
Krans, Hamilton
Salloway, Jeffrey
Sprague, Dale

SULLIVAN

Schmidt, Andrew
Irwin, Virginia

Cloutier, John
Tanner, Linda

Gagnon, Raymond

Gottling, Suzanne

and 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, Thursday, February 2, 2017 at 10:00 a.m.

LATE SESSION

Third Reading and Final Passage

HB 100, relative to the definition and use of toy smoke devices.

HB 143, relative to recommittal of a prisoner by the parole board.

HB 228, relative to transportation of alcoholic beverages by a minor.

HB 107, relative to the membership of the advanced manufacturing education advisory council.

HB 255, relative to allowing a designee for the commissioner of the department of administrative services on certain commissions.

HB 178, establishing a commission to study processes to resolve right-to-know complaints.

HB 259-FN, relative to the records of the probate court.

HB 91, relative to General John Stark Day.

HB 105, naming a building in honor of Van McLeod.

UNANIMOUS CONSENT

Rep. Mangipudi requested Unanimous Consent of the House regarding Holi, a Hindu Spring festival.

Rep. Porter requested Unanimous Consent of the House regarding speeches from the well.

RECESS MOTION

Rep. Hinch moved that the House stand in recess for the purposes of the introduction of bills and receiving Senate messages.

Motion adopted.

The House recessed at 11:15 a.m.

RECESS