



State of
New Hampshire

HOUSE RECORD

First Year of the 165th General Court

Calendar and Journal of the 2017 Session

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Vol. 39

Concord, N.H.

Thursday, March 9, 2017

No. 10

HOUSE JOURNAL No. 9 (Cont'd)

Wednesday, March 8, 2017

RECESS

The House reconvened at 9:30 a.m.

(Speaker Jasper in the Chair)

RESOLUTION

Rep. Hinch offered the following: RESOLVED, that the reading of bills be by title only and resolutions by caption only and that all bills ordered to third reading on March 8th, 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.
Motion adopted.

Third Reading and Final Passage

HB 397, relative to juvenile justice procedures.

HB 629-FN, establishing a preference for the appointment of the child's grandparent as guardian of the minor in certain cases.

HB 99, relative to beverage containers.

HB 140-FN, relative to sales and samples provided by wine manufacturers.

HB 152-FN, relative to wholesale distributors of alcoholic beverages.

HB 250, establishing a committee to consider revisions to the New Hampshire health insurance laws.

HB 310, relative to insurance group-wide supervision and relative to supervisory college confidentiality.

HB 329, establishing a committee to study balance billing.

HB 330-FN, relative to form and rate filing fees.

HB 343, relative to disapproval of forms.

HB 455-FN, relative to the practices of pharmacy benefit managers.

HB 457-FN, relative to consumer credit division entities.

HB 473, relative to the sale of gift certificates.

HB 501, relative to access to minutes of meetings of condominium unit owner's associations.

HB 502, relative to the availability of condominium financial information to unit owners.

HB 527, relative to confidentiality of forms and rates.

HB 549-FN, relative to beverage vendor fees.

HB 600-FN, relative to requirements for certain alcoholic beverage licenses.

HB 97-FN, relative to the use of drones.

HB 448, relative to certain ignition interlock violations.

HB 474-FN, regulating the use of a cell site simulator device.

HB 122, relative to withdrawal from a cooperative school district.

HB 210, relative to a code of ethics for certified educational personnel.

HB 216, relative to educational assignments for pupils who have been suspended.

HB 226, relative to documenting the improvement of non-proficient readers.

HB 304, relative to implementation of academic standards by a local school board and relative to review of academic standards under consideration by the state board of education.

HB 339, relative to reimbursement of transportation costs for students attending a career and technical education center.

HB 391, relative to checklists in other districts.

HB 412, relative to the pre-engineering technology curriculum.

HB 556, requiring schools to post the state telephone numbers to report child abuse.

HB 607-FN-A, establishing a New Hampshire student access grant program and making an appropriation therefor.

HB 537, relative to campaign contributions.

HB 342, establishing a commission to study the transition of certain regulatory authority to the department of environmental services from the Environmental Protection Agency.

HB 82, relative to hair braiding.

HB 323, relative to standards for revaluations established by the assessing standards board.

HB 334, relative to exemptions from licensure by the board of medical imaging and radiation therapy.

HB 373, relative to rulemaking on forms for allied health professionals and relative to information on court cases concerning the validity of administrative rules.

HB 468-FN, relative to licensure of mental health practitioners from other states.

HB 517, relative to the function and organization of the department of administrative services risk management unit and division of personnel.

HB 538-FN, requiring occupational regulatory boards and commissions to post reciprocity information.

HB 540-FN, repealing the voluntary greenhouse gas emissions reductions registry.

HB 561-FN, relative to contributions by retirement system employers for certain full-time positions changed to part-time or interim employment and relative to enforcement of provisions concerning retired members working part-time after retirement.

HB 575-FN, relative to the certification of acupuncture detoxification specialists.

HB 586-FN, relative to the regulation of certain professions by the office of professional licensure and certification.

HB 595-FN, relative to positions in the corporations division of the secretary of state's office.

HB 650-FN, relative to procedures of the board of psychologists.

HB 409, relative to the university system of New Hampshire and community college system of New Hampshire operating budgets.

HB 414-FN-A, limiting parental liability under a CHINS petition in certain circumstances.

HB 400, requiring the department of health and human services to develop a 10-year plan for mental health services.

HB 450, relative to the membership of the New Hampshire commission on deafness and hearing loss.

HB 484, establishing a commission on the seacoast cancer cluster investigation.

HB 511, establishing a commission to study environmentally-triggered chronic illness.

HB 288, relative to the statutory construction of the phrase "under oath."

HB 305, clarifying lessee liability for month-to-month leases.

HB 439, relative to the admissibility of proffered evidence in sexual assault cases.

HB 460, relative to minutes under the right-to-know law.

HB 545, relative to immunity from prosecution for persons involved in a drug-related emergency.

HB 95, establishing a committee to study how taxpayer funds appropriated to the university system of New Hampshire and the community college system of New Hampshire are expended and the procedures to ensure accountability for such expenditures.

HB 475, relative to honoring Jessie Doe and Mary L.R. Farnum, the first women elected to the New Hampshire house of representatives.

HB 131, relative to the costs for notice of changes in a zoning district.

HB 265, relative to accessory dwelling units.

HB 437, relative to the authority of municipal law enforcement officers.

HB 514, relative to alternate members of an elected planning board.

HB 371-L, relative to bond requirements for public works contracts.

HB 195, establishing a committee to study temporary seasonal docks.

HB 431, establishing a commission to study long term goals and requirements for drinking water in the seacoast area.

HB 336, relative to standards for outdoor wood-fired hydronic heaters.

HB 337, relative to municipal regulations of small wind energy systems.

HB 513, authorizing the state veterans' advisory committee to accept gifts, grants, and donations for payment of the committee's costs.

HCR 9, affirming states' powers based on the Constitution for the United States and the Constitution of New Hampshire.

HB 315, relative to persons who may accompany a youth operator of an OHRV or a snowmobile.

HB 319, relative limiting 20-day registration plates.

HB 363, repealing the laws regarding motorized locomotives and ski area plates.

HB 433, relative to number plate decals for firefighters.

HB 451, relative to motorcycle endorsements and restrictions and relative to enhanced drivers' licenses and identification cards.

HB 479-FN, authorizing Rotary Foundation number plate decals.

HB 164, relative to poker in private residences.

HB 215, establishing a commission to study the legalization, regulation, and taxation of marijuana.

HB 580-FN-A, regulating online fantasy sports contests.

HB 349-FN, relative to out-of-home placements under the child protection act.

HB 79-FN, relative to New Hampshire products purchased and sold by the liquor commission.

HB 353-FN, relative to sales of beer in refillable containers.

HB 436, exempting persons using virtual currency from registering as money transmitters.

HB 94-FN, prohibiting certain defenses in prostitution and human trafficking cases.

HB 640-FN, relative to the penalties for possession of marijuana.

HB 557-FN, relative to school attendance in towns with no public schools.

HB 620, relative to compliance with state and federal education mandates.

HB 372, relative to construction of the terms “resident,” “inhabitant,” “residence,” and “residency.”

HB 430, relative to recording voters’ out-of-state drivers’ licenses.

HB 552-FN, relative to investigation of voter verification letters.

HB 612, relative to livestock and meat inspection.

HB 85, relative to installation requirements for arc-fault circuit interrupters.

HB 184-FN, relative to the license requirement for medical imaging and radiation therapy and relative to registration by practitioners with the board of medical imaging and radiation therapy.

HB 294-FN-A, relative to the cost of fiscal analysis of legislation relating to the retirement system.

HB 322, adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

HB 469, establishing a continuous quality improvement program for pharmacies.

HB 157, adding chronic pain to qualifying conditions under therapeutic use of cannabis.

HB 160, adding post-traumatic stress disorder to qualifying medical conditions under therapeutic use of cannabis.

HB 472, permitting qualifying patients to cultivate cannabis for their own therapeutic use.

Rep. Hinch moved that the House adjourn.

Motion adopted.

HOUSE JOURNAL No. 10

Thursday, March 9, 2017

The House was called to order by the Speaker.

Prayer was offered by House Chaplain, Reverend Kate Atkinson, Rector of St. Paul’s Church in Concord.

O God, You brought forth humankind in celebration of Your creative power - offering a feast of color, language, music, cultures and traditions to which each of us contributes. We give You thanks for the characteristics that make every person unique, for the differences that enrich our life experience, and help us grow in knowledge, empathy, and understanding, providing opportunities for strangers to become friends. Today, as we celebrate the rich diversity of our human race, we pray for a deeper commitment to living out that celebration every day. Keep us mindful that we are all made in Your image. We are all Your beloved children, brothers and sisters journeying together through a life that is much less arduous, much more pleasing, when we support and encourage and delight in one another. Amen.

Representative Charlotte DiLorenzo, member from Newmarket, Representative Jean Jeudy, member from Manchester, Representative Aboul Khan, member from Seabrook, and Representative Latha Mangipudi, member from Nashua, led the Pledge of Allegiance.

The National Anthem was sung by Rosette EsPerance of Manchester.

LEAVES OF ABSENCE

Reps. Ronald Belanger, Berube, Biggie, Fraser, Friel, Morrison, John J. O’Connor, Pellegrino, Plumer and Wallace, the day, illness.

Reps. Azarian, Burns, Chirichiello, Fisher, Flanders, Francese, Kotowski, Henry Marsh, Merner, O’Neil, Rodd and Souza, the day, important business.

INTRODUCTION OF GUESTS

Darian Davis and Samuel Alicea, students at Tilton School, Pages for the day.

Fritz EsPerance, husband of the singer, guest of Rep. Jeudy. Linda Twombly and Heather Pendry, wife and daughter of Rep. Twombly. Sarah Huckman, her daughter Sarah, and Christy, Boyd and Lia Hegarty, guests of Rep. Butler. Stephanie Alicea, daughter of Rep. Alicea. Students from Pembroke Hill School, guests of Reps. Doherty, Schuett and Seaworth.

INTRODUCTION OF SPECIAL GUEST

The Speaker introduced David Alward, Canada's Consul General to New England.
The Consul General addressed the House.

REGULAR CALENDAR CONT'D**SPECIAL ORDER**

HB 116, relative to assessing the consequences of the *Citizens United* decision. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Norman Silber for the Majority of Election Law. Under the language of this bill, this legislature directs our congressional delegation to amend the Federal Constitution to address money in politics. Proponents believe this is necessary because of the consequences of the *Citizens United* decision, which they argue should be overturned because of the money now being spent in politics. The majority of the committee believes that this bill is unnecessary in light of the fact that there is a constitutional amendment that would overturn the *Citizens United* decision. The majority of the committee also believed that the Supreme Court's reasoning set out in the *Citizens United* case addresses valuable First Amendment rights which should be protected. Vote 10-8.

Rep. Wayne Moynihan for the Minority of Election Law. This bill calls upon the NH Congressional Delegation to do all in its power to support and pass an amendment to the US Constitution to address the corrupting influence of money in politics as a consequence of the *Citizen's United* decision. Eighteen states and sixty-nine New Hampshire towns have passed resolutions calling for such an amendment. The bill empowers committees of the New Hampshire Senate and House to conduct public hearings in four areas of the state, to thereby enable the citizens of those sixty-nine towns, and others, to offer first hand testimony regarding the amendment and its language. The passage of the bill will be unambiguous recognition of the demand that New Hampshire citizens have delivered to the New Hampshire House that it take action to oppose the consequences of *Citizens United*.

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

Rep. Read spoke against and yielded to questions.

Rep. Silber spoke in favor.

On a division vote, with 193 members having voted in the affirmative, and 165 in the negative, the majority committee report was adopted.

SPECIAL ORDER

HB 384, establishing a committee to study ballot access in New Hampshire. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Yvonne Dean-Bailey for the Majority of Election Law. Though this bill is well intentioned, the committee finds the creation of a study committee unnecessary. The proposed committee would be charged with looking into how candidate or political organizations attain ballot access. Currently, New Hampshire has very simple methods to get on the ballot including low signature requirements and minimal fees. The nominating process in place supports the ability of many individuals to get on the ballot, as evidenced by our most recent presidential election. Further, the Libertarian Party is now on the ballot. The majority of the committee believes the current methods are sufficient and does not recommend a study committee for this topic. Vote 11-8.

Rep. William Pearson for the Minority of Election Law. This bill creates a study committee that would examine the process by which a potential candidate for a New Hampshire public office gains access to the ballot. The minority recognizes the concerns surrounding changes to New Hampshire's ballot access laws and would like to study them further. Because the minority recognizes the legitimacy of these concerns, but also the desire of New Hampshire's citizens to see their diverse interests and views represented in their government, we respectfully disagree with the majority's recommendation and would instead suggest a motion of Ought to Pass for this bill.

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

Rep. William Pearson spoke against.

Rep. Dean-Bailey spoke in favor.

Rep. Cote requested a roll call; sufficiently seconded.

YEAS 214 - NAYS 149

YEAS - 214

BELKNAP

Abear, Marc
Howard, Raymond
Spanos, Peter

Aldrich, Glen
Lang, Timothy
Sylvia, Michael

Comtois, Barbara
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, 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
Tucker, Edith

Judd, Bing
Thomas, Yvonne

Richardson, Herbert

Theberge, Robert

GRAFTON

Bailey, Brad
Darrow, Stephen
Schwaegler, Vicki

Binford, David
Hennessey, Erin
Johnson, Tiffany

Boutin, Skylar
Hull, Robert

Brown, Duane
Ladd, Rick

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Fedolfi, Jim
Smith, Gregory
Halstead, Carolyn
Hinch, Richard
Graham, John
Rice, Kimberly
Lascelles, Richard
Murotake, David
Ohm, Bill
Prout, Andrew
Rouillard, Claire
Seidel, Carl
Twombly, Timothy
Valera, John

Griffin, Barbara
Moore, Craig
Danielson, David
Ferreira, Elizabeth
Gagne, Larry
Hansen, Peter
Hopper, Gary
Moore, Josh
Kurk, Neal
LeBrun, Donald
Murphy, Keith
Panasiti, Reed
Ober, Russell
Sanborn, Laurie
Shaw, Barbara
Ulery, Jordan

Barry, Richard
Carr, John
Dickey, Glen
Freeman, Lisa
Gargas, Carolyn
Hellwig, Steve
Hynes, Dan
Jack, Martin
L'Heureux, Robert
Lewicke, John
Negron, Steve
Pierce, David
Renzullo, Andrew
Schleien, Eric
Somero, Paul
Sullivan, Victoria

Burt, John
Christensen, Chris
Donovan, Daniel
Griffin, Gerald
Gould, Linda
Herbert, Christopher
Belanger, James
Judy, Jean
Ober, Lynne
McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Roberts, Carol
Scully, Kevin
Wolf, Terry
Vaillancourt, Steve

MERRIMACK

Kuch, Bill
Wolf, Dan
Klose, John
McGuire, Carol
Walsh, Thomas

Brewster, Michael
Hill, Gregory
Leavitt, John
Pearl, Howard
Testerman, Dave

Copp, Anne
Hoell, J.R.
Moffett, Michael
Smith, Ryan
Wells, Natalie

Long, Douglas
Horn, Werner
Marple, Richard
Seaworth, Brian

ROCKINGHAM

Cook, Allen
Baldasaro, Alfred
Bove, Martin
Dean-Bailey, Yvonne
Edgar, Michael
Gay, Betty
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Major, Norman
McMahon, Charles
Osborne, Jason
Tilton, Rio
Stone, Brian
True, Chris
Welch, David

Abrami, Patrick
Barnes, Arthur
Cali-Pitts, Jacqueline
DeSimone, Debra
Elliott, Robert
Green, Dennis
Itse, Daniel
O'Connor, John
Lundgren, David
Manning, John
Milz, David
Packard, Sherman
Rimol, Bob
Sytek, John
Verville, Kevin
Weyler, Kenneth

Allen, Mary
Bates, David
Chase, Francis
Doucette, Fred
Emerick, J. Tracy
Guthrie, Joseph
Edwards, Jess
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Nasser, Jim
Polewarczyk, William
Sapareto, Frank
Torosian, Peter
Vose, Michael
Willis, Brenda

Altschiller, Debra
Bean, Philip
Thomas, Douglas
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Janigian, John
Khan, Aboul
Pearson, Mark
McKinney, Betsy
Nigrello, Robert
Gordon, Richard
Spillane, James
Tripp, Richard
Webb, James
Woitkun, Steven

STRAFFORD

Beaudoin, Steven
Keans, Sandra
Phinney, Brandon
Spang, Judith

Harrington, Michael
Turcotte, Leonard
Pitre, Joseph
Spencer, Matthew

Horgan, James
McNally, Jody
Graham, Robert
Vincent, Kenneth

Kaczynski, Thomas
Mullen, John
Scruton, Matthew
Wuelper, Kurt

SULLIVAN

Schmidt, Andrew
Laware, Thomas

Gagnon, Raymond
Rollins, Skip

Gauthier, Francis
Smith, Steven

Grenier, James

NAYS - 149 BELKNAP

Huot, David

CARROLL

Buco, Thomas

Butler, Edward

Knirk, Jerry

CHESHIRE

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

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

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

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

COOS

Hatch, William

Lafamme, Larry

Moynihan, Wayne

GRAFTON

Abel, Richard
Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

Almy, Susan
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Bennett, Travis
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Campion, Polly
Maes, Kevin
Rand, Steven

HILLSBOROUGH

Ayala, Jessica
Chandley, Shannon
DiSilvestro, Linda
Forest, Armand
Heath, Mary
Klee, Patricia
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Smith, Timothy

Backus, Robert
Cornell, Patricia
Dyer, Caleb
Freitas, Mary
Schmidt, Janice
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Rosenwald, Cindy
Van Houten, Connie

Beaulieu, Jane
Cote, David
Edwards, Elizabeth
Fromuth, Bart
Keane, Amelia
Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Harvey, Suzanne
Vann, Ivy

Bouldin, Amanda
Sullivan, Daniel
Elber, Joel
Goley, Jeffrey
King, Mark
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Sofikitis, Catherine
Williams, Kermit

MERRIMACK

Alicea, Caroletta
Ebel, Karen
MacKay, James
Patten, Dick
Shurtleff, Stephen
Woolpert, David

Bartlett, Christy
Gile, Mary
Kenison, Linda
Richards, Beth
Soucy, Timothy

Carson, Clyde
Moffett, Howard
Luneau, David
Rogers, Katherine
Wallner, Mary Jane

Doherty, David
Henle, Paul
Myler, Mel
Schuett, Dianne
Walz, Mary Beth

ROCKINGHAM

Berrien, Skip
DiLorenzo, Charlotte
Malloy, Dennis
Gordon, Pamela
Le, Tamara

Cahill, Michael
Farnham, Betsey
McBeath, Rebecca
Pantelakos, Laura
Ward, Gerald

Costable, Michael
Gilman, Julie
Messmer, Mindi
Read, Ellen

Cushing, Robert Renny
Lovejoy, Patricia
Murray, Kate
Sonssich, Peter

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Opderbecke, Linn
Southworth, Thomas

Burton, Wayne
Fontneau, Timothy
Horigan, Timothy
Schmidt, Peter
Sprague, Dale

Gilley, Jacalyn
Frost, Sherry
Krans, Hamilton
Salloway, Jeffrey
Treleaven, Susan

Ellis, Donna
Gourgue, Amanda
Smith, Marjorie
Sandler, Catt
Wall, Janet

SULLIVAN

Cloutier, John
Tanner, Linda

Gottling, Suzanne

Irwin, Virginia

Oxenham, Lee

and the majority committee report was adopted.

SPECIAL ORDER

HB 447, relative to allocating electoral college electors based on the national popular vote. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Yvonne Dean-Bailey for the Majority of Election Law. This bill requires New Hampshire to enter an inter-state compact to allocate its electoral college votes to the winner of the national popular vote. This is a direct attempt to dismantle the electoral college system and dilute New Hampshire's voice in the selection of our

president. The committee supports the original intent of the electoral college which was to ensure that small states like New Hampshire have the ability to fully participate in national elections and are not canceled out by large states like Texas and California. The committee believes our current method of apportioning electors encourages high voter participation as New Hampshire voters know their votes have an impact. Vote 11-8. Rep. William Pearson for the Minority of Election Law. This bill establishes an interstate compact that goes into effect when states having electoral delegates totaling 270 enact similar legislation. So far, that number is 165. Should New Hampshire join this group, and if the requisite number of delegates is met, our 4 electors - along with the 266 others - will go to the candidate that wins the national popular vote. The minority sees this change as a positive step towards a more representative democracy and respectfully disagrees with the majority's recommendation.

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

Rep. William Pearson spoke against and yielded to questions.

Rep. Cote requested a roll call; sufficiently seconded.

YEAS 234 - NAYS 132

YEAS - 234

BELKNAP

Abear, Marc
Howard, Raymond
Spanos, Peter

Aldrich, Glen
Lang, Timothy
Sylvia, Michael

Comtois, Barbara
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
Cordelli, Glenn
McConkey, Mark
Marsh, William

Buco, Thomas
Crawford, Karel
Nelson, Bill

Chandler, Gene
McCarthy, Frank
Schmidt, Stephen

Comeau, Ed
Knirk, Jerry
Umberger, Karen

CHESHIRE

Hunt, John
Sterling, Franklin

Mann, John

McConnell, James

O'Day, John

COOS

Fothergill, John
Theberge, Robert

Judd, Bing
Tucker, Edith

Lafamme, Larry
Thomas, Yvonne

Richardson, Herbert

GRAFTON

Bailey, Brad
Darrow, Stephen
Schwaegler, Vicki

Binford, David
Hennessey, Erin
Johnson, Tiffany

Boutin, Skylar
Hull, Robert

Brown, Duane
Ladd, Rick

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Donovan, Daniel
Freeman, Lisa
Gagne, Larry
Hansen, Peter
Hynes, Dan
Jack, Martin
L'Heureux, Robert
Leishman, Peter
Murotake, David
Notter, Jeanine
Proulx, Mark
Roberts, Carol
Scully, Kevin
Somero, Paul
Sullivan, Victoria

Griffin, Barbara
Moore, Craig
Sullivan, Daniel
Dyer, Caleb
Fromuth, Bart
Gargas, Carolyn
Hellwig, Steve
Belanger, James
Rice, Kimberly
Ober, Lynne
Lewicke, John
Murphy, Keith
Ohm, Bill
Prout, Andrew
Rouillard, Claire
Seidel, Carl
Wolf, Terry
Vaillancourt, Steve

Barry, Richard
Carr, John
Danielson, David
Fedolfi, Jim
Griffin, Gerald
Gould, Linda
Hinch, Richard
Graham, John
King, Mark
Lascelles, Richard
McCarthy, Michael
Negron, Steve
Panasiti, Reed
Ober, Russell
Sanborn, Laurie
Shaw, Barbara
Twombly, Timothy
Valera, John

Burt, John
Christensen, Chris
Dickey, Glen
Ferreira, Elizabeth
Smith, Gregory
Halstead, Carolyn
Hopper, Gary
Moore, Josh
Kurk, Neal
LeBrun, Donald
Martineau, Jesse
Newman, Sue
Pierce, David
Renzullo, Andrew
Schleien, Eric
Sofikitis, Catherine
Ulery, Jordan
Zaricki, Nick

MERRIMACK

Kuch, Bill
Wolf, Dan
Hoell, J.R.
Luneau, David
Myler, Mel
Walsh, Thomas

Brewster, Michael
Ebel, Karen
Horn, Werner
Moffett, Michael
Pearl, Howard
Testerman, Dave

Copp, Anne
Moffett, Howard
Klose, John
Marple, Richard
Smith, Ryan
Wells, Natalie

Long, Douglas
Hill, Gregory
Leavitt, John
McGuire, Carol
Seaworth, Brian
Woolpert, David

ROCKINGHAM

Cook, Allen
Barnes, Arthur
Cali-Pitts, Jacqueline
Dean-Bailey, Yvonne
Edgar, Michael
Gay, Betty
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Major, Norman
McKinney, Betsy
Nigrello, Robert
Gordon, Richard
Spillane, James
Tripp, Richard
Webb, James
Woitkun, Steven

Abrami, Patrick
Bates, David
Chase, Francis
DeSimone, Debra
Elliott, Robert
Green, Dennis
Itse, Daniel
O'Connor, John
Lundgren, David
Manning, John
McMahon, Charles
Osborne, Jason
Tilton, Rio
Stone, Brian
True, Chris
Welch, David

Allen, Mary
Bean, Philip
Costable, Michael
Doucette, Fred
Emerick, J. Tracy
Guthrie, Joseph
Edwards, Jess
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Milz, David
Packard, Sherman
Rimol, Bob
Sytek, John
Verville, Kevin
Weyler, Kenneth

Baldasaro, Alfred
Bove, Martin
Thomas, Douglas
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Janigian, John
Khan, Aboul
Pearson, Mark
McBeath, Rebecca
Nasser, Jim
Polewarczyk, William
Sapareto, Frank
Torosian, Peter
Vose, Michael
Willis, Brenda

STRAFFORD

Beaudoin, Steven
Horrigan, Timothy
Smith, Marjorie
Pitre, Joseph
Spencer, Matthew

Cilley, Jacalyn
Kaczynski, Thomas
McNally, Jody
Graham, Robert
Sprague, Dale

Harrington, Michael
Krans, Hamilton
Mullen, John
Salloway, Jeffrey
Vincent, Kenneth

Horgan, James
Turcotte, Leonard
Phinney, Brandon
Scruton, Matthew
Wuelper, Kurt

SULLIVAN

Gauthier, Francis
Smith, Steven

Grenier, James
Tanner, Linda

Laware, Thomas

Rollins, Skip

NAYS - 132**BELKNAP**

Huot, David

CARROLL

Butler, Edward

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Parkhurst, Henry
Pearson, William

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
Shepardson, Marjorie
Weber, Lucy

Berch, Paul
Ley, Douglas
Johnsen, Gladys
Stallcop, Joseph

Bordenet, John
Eaton, Daniel
Meador, David
Tatro, Bruce

COOS

Hatch, William

Moynihan, Wayne

GRAFTON

Abel, Richard
Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

Almy, Susan
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Bennett, Travis
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Campion, Polly
Maes, Kevin
Rand, Steven

HILLSBOROUGH

Ayala, Jessica
Chandley, Shannon
Edwards, Elizabeth
Gidge, Kenneth
Schmidt, Janice
Lisle, David
Manley, Jonathan
O'Brien, Michael
Walsh, Robert
Van Houten, Connie

Backus, Robert
Cornell, Patricia
Elber, Joel
Goley, Jeffrey
Jeudy, Jean
MacKay, Mariellen
Martin, Joelle
O'Leary, Richard
Rosenwald, Cindy
Vann, Ivy

Beaulieu, Jane
Cote, David
Forest, Armand
Heath, Mary
Keane, Amelia
MacKenzie, Mark
McNamara, Richard
Long, Patrick
Harvey, Suzanne
Williams, Kermit

Bouldin, Amanda
DiSilvestro, Linda
Freitas, Mary
Herbert, Christopher
Klee, Patricia
Mangipudi, Latha
Nutting, Allison
Porter, Marjorie
Smith, Timothy

MERRIMACK

Alicea, Caroletta
Doherty, David
Kenison, Linda
Schuett, Dianne
Walz, Mary Beth

Bartlett, Christy
Gile, Mary
Patten, Dick
Shurtleff, Stephen

Rice, Chip
Henle, Paul
Richards, Beth
Soucy, Timothy

Carson, Clyde
MacKay, James
Rogers, Katherine
Wallner, Mary Jane

ROCKINGHAM

Altschiller, Debra
DiLorenzo, Charlotte
Malloy, Dennis
Pantelakos, Laura
Ward, Gerald

Berrien, Skip
Farnham, Betsey
Messmer, Mindi
Read, Ellen

Cahill, Michael
Gilman, Julie
Murray, Kate
Somssich, Peter

Cushing, Robert Renny
Lovejoy, Patricia
Gordon, Pamela
Le, Tamara

STRAFFORD

Bixby, Peter
Fontneau, Timothy
Keans, Sandra
Southworth, Thomas

Burton, Wayne
Frost, Sherry
Opderbecke, Linn
Spang, Judith

Ellis, Donna
Gourgue, Amanda
Schmidt, Peter
Treleven, Susan

Epstein, Isaac
Grassie, Chuck
Sandler, Catt
Wall, Janet

SULLIVAN

Schmidt, Andrew
Irwin, Virginia

Cloutier, John
Oxenham, Lee

Gagnon, Raymond

Gottling, Suzanne

and the majority committee report was adopted.

SPECIAL ORDER

HB 387-FN-A, making an appropriation to the department of health and human services for the developmental services system. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.** Rep. David Danielson for the Majority of Finance. This bill seeks an appropriation to the Department of Health and Human Services (DHHS) for the purpose of establishing what sponsors feel would be adequate compensation for those who provide for the care of persons with developmental and acquired disabilities, acquired brain disorders and providers of in-home support. The appropriated general fund amount sought is an additional 2% per annum which, after matching federal funds, would provide a 4% per year salary increase for direct service providers for the 2018-2019 budget. The majority of Finance, empathetic to those who testified on behalf of HB 387, felt that this appropriation is best considered as part of HB 1 DHHS budget rather than a stand-alone bill. Vote 15-10.

Rep. Katherine Rogers for the Minority of Finance. This bill would provide a four percent increase in the rates paid to providers, half of which New Hampshire would pay out of general funds, and half of which would be paid by the federal government through the Medicaid program. During the public hearing for HB 387, Direct Support Professionals (DSPs), family members of individuals receiving supports, and representatives from various provider organizations and associations provided clear testimony of the need for a rate increase. DSPs have responsibility for the safety and well-being of our most vulnerable citizens. They provide assistance with bathing, feeding, dressing, hygiene, medication administration, housekeeping, transportation, access to the community, employment support, attending medical appointments, and other important activities of daily living. Governor Sununu announced an increase in funding for people with developmental disabilities in his budget. While this increase certainly aids in serving those who are currently waiting for services, it doesn't address the challenge that providers are experiencing with recruitment of qualified and committed workers to provide direct supports. This is an incredible responsibility, yet as Governor Sununu mentioned in his budget address, "we pay people more to wash dishes than to wash and care for our own family members." The minority believes that the Governor's budget drew a clear path to the funding of this bill and as such it should be voted Ought to Pass at this time as an indication of the legislature's explicit support of the raise for these providers and merged into the budget as the process works its way through the legislature.

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

Rep. McMahon spoke against.

Rep. Danielson spoke in favor.

Rep. Kurk requested a roll call; sufficiently seconded.

YEAS 182 - NAYS 181**YEAS - 182****BELKNAP**

Abear, Marc
Lang, Timothy
Sylvia, Michael

Aldrich, Glen
Maloney, Michael
Vadney, Herbert

Comtois, Barbara
Silber, Norman
Varney, Peter

Fields, Dennis
Spanos, Peter

CARROLL

Avellani, Lino
Crawford, Karel
Umberger, Karen

Chandler, Gene
McCarthy, Frank
Marsh, William

Comeau, Ed
McConkey, Mark

Cordelli, Glenn
Nelson, Bill

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Sterling, Franklin

COOS

Fothergill, John
Thomas, Yvonne

Judd, Bing

Richardson, Herbert

Theberge, Robert

GRAFTON

Bailey, Brad
Hennessey, Erin
Johnson, Tiffany

Binford, David
Hull, Robert

Boutin, Skylar
Ladd, Rick

Brown, Duane
Schwaegler, Vicki

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Danielson, David
Ferreira, Elizabeth
Smith, Gregory
Hansen, Peter
Belanger, James
Kurk, Neal
Lewicke, John
Negron, Steve
Pierce, David
Renzullo, Andrew
Seidel, Carl
Ulery, Jordan
Zaricki, Nick

Griffin, Barbara
Moore, Craig
Dickey, Glen
Freeman, Lisa
Gagne, Larry
Hellwig, Steve
Graham, John
L'Heureux, Robert
McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Somero, Paul
Sullivan, Victoria

Barry, Richard
Carr, John
Dyer, Caleb
Fromuth, Bart
Gould, Linda
Hinch, Richard
Moore, Josh
Ober, Lynne
Murotake, David
Ohm, Bill
Prout, Andrew
Schleien, Eric
Wolf, Terry
Vaillancourt, Steve

Burt, John
Christie, Rick
Fedolff, Jim
Griffin, Gerald
Halstead, Carolyn
Hopper, Gary
Rice, Kimberly
Lascelles, Richard
Murphy, Keith
Panasiti, Reed
Ober, Russell
Scully, Kevin
Twombly, Timothy
Valera, John

MERRIMACK

Kuch, Bill
Hill, Gregory
Leavitt, John
Pearl, Howard
Wells, Natalie

Copp, Anne
Hobell, J.R.
Moffett, Michael
Smith, Ryan

Long, Douglas
Horn, Werner
Marple, Richard
Seaworth, Brian

Wolf, Dan
Klose, John
McGuire, Carol
Walsh, Thomas

ROCKINGHAM

Cook, Allen
Barnes, Arthur
Costable, Michael
Elliott, Robert
Green, Dennis
Edwards, Jess
Khan, Aboul
Manning, John
Nasser, Jim
Polewarczyk, William
Spillane, James
True, Chris
Welch, David

Abrami, Patrick
Bates, David
Thomas, Douglas
Emerick, J. Tracy
Hagan, Joseph
Janvrian, John
Lundgren, David
Matthews, Carolyn
Nigrello, Robert
Gordon, Richard
Sytek, John
Verville, Kevin
Weyler, Kenneth

Allen, Mary
Bean, Philip
Dean-Bailey, Yvonne
Fesh, Robert
Hoelzel, Kathleen
Janvrian, Jason
Griffin, Mary
McKinney, Betsy
Osborne, Jason
Tilton, Rio
Torosian, Peter
Vose, Michael
Woitkun, Steven

Baldasaro, Alfred
Chase, Francis
DeSimone, Debra
Gay, Betty
Itse, Daniel
O'Connor, John
Major, Norman
Milz, David
Packard, Sherman
Rimol, Bob
Tripp, Richard
Webb, James

STRAFFORD

Beaudoin, Steven
Turcotte, Leonard
Pitre, Joseph

Harrington, Michael
McNally, Jody
Graham, Robert

Horgan, James
Mullen, John
Scruton, Matthew

Kaczynski, Thomas
Phinney, Brandon
Wuelper, Kurt

SULLIVAN

Schmidt, Andrew
Rollins, Skip

Gauthier, Francis
Smith, Steven

Grenier, James

Laware, Thomas

NAYS - 181**BELKNAP**

Howard, Raymond

Huot, David

CARROLL

Buco, Thomas

Butler, Edward

Knirk, Jerry

Schmidt, Stephen

CHESHIRE

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

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

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

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

COOS

Hatch, William

Laflamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Darrow, Stephen
Maes, Kevin
Rand, Steven

Almy, Susan
Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

Bennett, Travis
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Campion, Polly
Josephson, Timothy
Nordgren, Sharon
White, Andrew

HILLSBOROUGH

Ayala, Jessica
Chandley, Shannon
DiSilvestro, Linda
Forest, Armand
Heath, Mary
Judy, Jean
LeBrun, Donald
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Sanborn, Laurie
Van Houten, Connie

Backus, Robert
Cornell, Patricia
Donovan, Daniel
Freitas, Mary
Herbert, Christopher
Keane, Amelia
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Shaw, Barbara
Vann, Ivy

Beaulieu, Jane
Cote, David
Edwards, Elizabeth
Gidge, Kenneth
Schmidt, Janice
King, Mark
Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Sofikitis, Catherine
Williams, Kermit

Bouldin, Amanda
Sullivan, Daniel
Elber, Joel
Goley, Jeffrey
Jack, Martin
Klee, Patricia
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Smith, Timothy

MERRIMACK

Alicea, Caroletta
Carson, Clyde
Moffett, Howard
Luneau, David
Rogers, Katherine
Testerman, Dave

Bartlett, Christy
Doherty, David
Henle, Paul
Myler, Mel
Schuett, Dianne
Wallner, Mary Jane

Brewster, Michael
Ebel, Karen
MacKay, James
Patten, Dick
Shurtleff, Stephen
Walz, Mary Beth

Rice, Chip
Gile, Mary
Kenison, Linda
Richards, Beth
Soucy, Timothy
Woolpert, David

ROCKINGHAM

Altschiller, Debra
Cali-Pitts, Jacqueline
Dowling, Patricia
Guthrie, Joseph
Pearson, Mark
Messmer, Mindi
Read, Ellen
Le, Tamara

Berrien, Skip
Cushing, Robert Renny
Edgar, Michael
Katsakiores, Phyllis
Malloy, Dennis
Murray, Kate
Sapareto, Frank
Ward, Gerald

Bove, Martin
DiLorenzo, Charlotte
Farnham, Betsey
Kolodziej, Walter
McBeath, Rebecca
Gordon, Pamela
Somssich, Peter
Willis, Brenda

Cahill, Michael
Doucette, Fred
Gilman, Julie
Lovejoy, Patricia
McMahon, Charles
Pantelakos, Laura
Stone, Brian

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Sandler, Catt
Sprague, Dale

Burton, Wayne
Fontneau, Timothy
Horigan, Timothy
Opderbecke, Linn
Southworth, Thomas
Treleaven, Susan

Cilley, Jacalyn
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Spang, Judith
Vincent, Kenneth

Ellis, Donna
Gourgue, Amanda
Krans, Hamilton
Salloway, Jeffrey
Spencer, Matthew
Wall, Janet

SULLIVAN

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Tanner, Linda

Gottling, Suzanne

Irwin, Virginia

and the majority committee report was adopted.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Kurk moved that the House reconsider its action whereby, on a roll call vote of 182-181, the House adopted the majority committee report of Inexpedient to Legislate, on **HB 387-FN-A**, making an appropriation to the department of health and human services for the developmental services system.

Rep. Kurk spoke against.

Rep. Hinch requested a roll call; sufficiently seconded.

YEAS 179 - NAYS 187

**YEAS - 179
BELKNAP**

Howard, Raymond

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
Pearson, William

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

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

COOS

Hatch, William
Thomas, Yvonne

Laflamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

Almy, Susan
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Bennett, Travis
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Campion, Polly
Maes, Kevin
Rand, Steven

HILLSBOROUGH

Ayala, Jessica
Chandlee, Shannon
DiSilvestro, Linda
Forest, Armand
Heath, Mary
Judy, Jean
LeBrun, Donald
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Shaw, Barbara
Vann, Ivy

Backus, Robert
Cornell, Patricia
Donovan, Daniel
Freitas, Mary
Herbert, Christopher
Keane, Amelia
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Sofikitis, Catherine
Williams, Kermit

Beaulieu, Jane
Cote, David
Edwards, Elizabeth
Gidge, Kenneth
Schmidt, Janice
King, Mark
Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Smith, Timothy

Bouldin, Amanda
Sullivan, Daniel
Elber, Joel
Goley, Jeffrey
Jack, Martin
Klee, Patricia
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Van Houten, Connie

MERRIMACK

Alicea, Caroletta
Carson, Clyde
Moffett, Howard
Luneau, David
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Doherty, David
Henle, Paul
Myler, Mel
Schuett, Dianne
Walz, Mary Beth

Brewster, Michael
Ebel, Karen
MacKay, James
Patten, Dick
Shurtleff, Stephen
Woolpert, David

Rice, Chip
Gile, Mary
Kenison, Linda
Richards, Beth
Soucy, Timothy

ROCKINGHAM

Altschiller, Debra
Cali-Pitts, Jacqueline
Dowling, Patricia
Guthrie, Joseph
Malloy, Dennis
Messmer, Mindi
Read, Ellen
Le, Tamara

Berrien, Skip
Cushing, Robert Renny
Edgar, Michael
Kolodziej, Walter
Manning, John
Murray, Kate
Sapareto, Frank
Ward, Gerald

Bove, Martin
DiLorenzo, Charlotte
Farnham, Betsey
Lovejoy, Patricia
McBeath, Rebecca
Gordon, Pamela
Somssich, Peter
Willis, Brenda

Cahill, Michael
Doucette, Fred
Gilman, Julie
Pearson, Mark
McMahon, Charles
Pantelakos, Laura
Stone, Brian

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Sandler, Catt
Sprague, Dale

Burton, Wayne
Fontneau, Timothy
Horrigan, Timothy
Opderbecke, Linn
Southworth, Thomas
Treleven, Susan

Cilley, Jacalyn
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Spang, Judith
Vincent, Kenneth

Ellis, Donna
Gourgue, Amanda
Krans, Hamilton
Salloway, Jeffrey
Spencer, Matthew
Wall, Janet

SULLIVAN

Schmidt, Andrew
Irwin, Virginia

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Tanner, Linda

Gottling, Suzanne

NAYS - 187**BELKNAP**

Abear, Marc
Lang, Timothy
Sylvia, Michael

Aldrich, Glen
Maloney, Michael
Vadney, Herbert

Comtois, Barbara
Silber, Norman
Varney, Peter

Fields, Dennis
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
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COOS

Fothergill, John	Judd, Bing	Richardson, Herbert	Theberge, Robert
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GRAFTON

Bailey, Brad	Binford, David	Boutin, Skylar	Brown, Duane
Darrow, Stephen	Hennessey, Erin	Hull, Robert	Ladd, Rick
Schwaegler, Vicki	Johnson, Tiffany		

HILLSBOROUGH

Ammon, Keith	Griffin, Barbara	Barry, Richard	Burt, John
Byron, Frank	Moore, Craig	Carr, John	Christensen, Chris
Christie, Rick	Danielson, David	Dickey, Glen	Dyer, Caleb
Fedolfi, Jim	Ferreira, Elizabeth	Freeman, Lisa	Fromuth, Bart
Griffin, Gerald	Smith, Gregory	Gagne, Larry	Gargas, Carolyn
Gould, Linda	Halstead, Carolyn	Hansen, Peter	Hellwig, Steve
Hinch, Richard	Hopper, Gary	Hynes, Dan	Belanger, James
Graham, John	Moore, Josh	Rice, Kimberly	Kurk, Neal
L'Heureux, Robert	Ober, Lynne	Lascelles, Richard	Lewicke, John
McCarthy, Michael	Murotake, David	Murphy, Keith	Negron, Steve
Notter, Jeanine	Ohm, Bill	Panasiti, Reed	Pierce, David
Proulx, Mark	Prout, Andrew	Ober, Russell	Renzullo, Andrew
Rouillard, Claire	Sanborn, Laurie	Schleien, Eric	Scully, Kevin
Seidel, Carl	Somero, Paul	Wolf, Terry	Twombly, Timothy
Ulery, Jordan	Sullivan, Victoria	Vaillancourt, Steve	Valera, John
Zaricki, Nick			

MERRIMACK

Kuch, Bill	Copp, Anne	Long, Douglas	Wolf, Dan
Hill, Gregory	Hoell, J.R.	Horn, Werner	Klose, John
Leavitt, John	Moffett, Michael	Marple, Richard	McGuire, Carol
Pearl, Howard	Smith, Ryan	Seaworth, Brian	Walsh, Thomas
Testerman, Dave	Wells, Natalie		

ROCKINGHAM

Cook, Allen	Abrami, Patrick	Allen, Mary	Baldasaro, Alfred
Barnes, Arthur	Bates, David	Bean, Philip	Chase, Francis
Costable, Michael	Thomas, Douglas	Dean-Bailey, Yvonne	DeSimone, Debra
Elliott, Robert	Emerick, J. Tracy	Fesh, Robert	Gay, Betty
Green, Dennis	Hagan, Joseph	Hoelzel, Kathleen	Itse, Daniel
Edwards, Jess	Janigian, John	Janvrin, Jason	O'Connor, John
Katsakiores, Phyllis	Khan, Aboul	Lundgren, David	Griffin, Mary
Major, Norman	Matthews, Carolyn	McKinney, Betsy	Milz, David
Nasser, Jim	Nigrello, Robert	Osborne, Jason	Packard, Sherman
Polewarczyk, William	Gordon, Richard	Tilton, Rio	Rimol, Bob
Spillane, James	Sytek, John	Torosian, Peter	Tripp, Richard
True, Chris	Verville, Kevin	Vose, Michael	Webb, James
Welch, David	Weyler, Kenneth	Woitkun, Steven	

STRAFFORD

Beaudoin, Steven	Harrington, Michael	Horgan, James	Kaczynski, Thomas
Turcotte, Leonard	McNally, Jody	Mullen, John	Phinney, Brandon
Pitre, Joseph	Graham, Robert	Scruton, Matthew	Wuelper, Kurt

SULLIVAN

Gauthier, Francis	Grenier, James	Laware, Thomas	Rollins, Skip
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and the motion failed.

REGULAR CALENDAR CONT'D

HB 478, prohibiting discrimination based on gender identity. **OUGHT TO PASS.**

Rep. Jerry Knirk for Health, Human Services and Elderly Affairs. This bill prohibits discrimination on the basis of gender identity under Chapter 354-A which empowers the Human Rights Commission. It extends to gender identity the same protections against discrimination which exist for age, sex, sexual orientation, race, creed, color, marital status, familial status, physical or mental disability or national origin. These are protections against discrimination in housing, employment practices and public accommodations. Chapter 354-A already provides appropriate religious exemptions. The committee heard strong testimony from the transgender community and the business, legal and enforcement communities and faith leaders that this bill will provide needed strong protections. Vote 15-2.

MOTION TO LAY ON THE TABLE

Rep. Packard moved that **HB 478**, prohibiting discrimination based on gender identity, be laid on the table.
Rep. Hinch requested a roll call; sufficiently seconded.

YEAS 187 - NAYS 179**YEAS - 187****BELKNAP**

Abear, Marc
Howard, Raymond
Spanos, Peter

Aldrich, Glen
Lang, Timothy
Sylvia, Michael

Comtois, Barbara
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
Cordelli, Glenn
Schmidt, Stephen

Buco, Thomas
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark
Marsh, William

Comeau, Ed
Nelson, Bill

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Sterling, Franklin

COOS

Judd, Bing

Richardson, Herbert

Theberge, Robert

GRAFTON

Bailey, Brad
Hull, Robert

Binford, David
Ladd, Rick

Boutin, Skylar
Schwaegler, Vicki

Brown, Duane
Johnson, Tiffany

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Ferreira, Elizabeth
Smith, Gregory
Hansen, Peter
Belanger, James
Kurk, Neal
LeBrun, Donald
Murphy, Keith
Panasiti, Reed
Ober, Russell
Scully, Kevin
Ulery, Jordan

Griffin, Barbara
Moore, Craig
Danielson, David
Freeman, Lisa
Gagne, Larry
Hellwig, Steve
Graham, John
L'Heureux, Robert
Lewicke, John
Negron, Steve
Pierce, David
Renzullo, Andrew
Seidel, Carl
Sullivan, Victoria

Barry, Richard
Carr, John
Dickey, Glen
Fromuth, Bart
Gould, Linda
Hinch, Richard
Moore, Josh
Ober, Lynne
McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Somero, Paul
Valera, John

Burt, John
Christensen, Chris
Fedolli, Jim
Griffin, Gerald
Halstead, Carolyn
Hopper, Gary
Rice, Kimberly
Lascelles, Richard
Murotake, David
Ohm, Bill
Prout, Andrew
Sanborn, Laurie
Twombly, Timothy

MERRIMACK

Kuch, Bill
Hill, Gregory
Leavitt, John
Pearl, Howard
Testerman, Dave

Brewster, Michael
Hoell, J.R.
Moffett, Michael
Smith, Ryan
Wells, Natalie

Copp, Anne
Horn, Werner
Marple, Richard
Seaworth, Brian

Long, Douglas
Klose, John
McGuire, Carol
Walsh, Thomas

ROCKINGHAM

Cook, Allen
Barnes, Arthur
Chase, Francis
DeSimone, Debra
Emerick, J. Tracy
Hagan, Joseph
Janigian, John
Khan, Aboul
Pearson, Mark
McKinney, Betsy
Packard, Sherman
Rimol, Bob
Torosian, Peter
Vose, Michael
Willis, Brenda

Abrami, Patrick
Bates, David
Costable, Michael
Doucette, Fred
Fesh, Robert
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Major, Norman
Milz, David
Polewarczyk, William
Sapareto, Frank
Tripp, Richard
Webb, James
Woitkun, Steven

Allen, Mary
Bean, Philip
Thomas, Douglas
Dowling, Patricia
Green, Dennis
Itse, Daniel
O'Connor, John
Lundgren, David
Manning, John
Nigrello, Robert
Gordon, Richard
Spillane, James
True, Chris
Welch, David

Baldasaro, Alfred
Bove, Martin
Dean-Bailey, Yvonne
Elliott, Robert
Guthrie, Joseph
Edwards, Jess
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Osborne, Jason
Tilton, Rio
Sytek, John
Verville, Kevin
Weyler, Kenneth

STRAFFORD

Beaudoin, Steven
Turcotte, Leonard
Pitre, Joseph
Wuelper, Kurt

Harrington, Michael
McNally, Jody
Graham, Robert

Horgan, James
Mullen, John
Scruton, Matthew

Kaczynski, Thomas
Phinney, Brandon
Spencer, Matthew

Gauthier, Francis
Smith, Steven

Grenier, James

SULLIVAN

Laware, Thomas

Rollins, Skip

NAYS - 179

BELKNAP

Huot, David

CARROLL

Butler, Edward

Crawford, Karel

Knirk, Jerry

CHESHIRE

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

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

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

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

COOS

Fothergill, John
Tucker, Edith

Hatch, William
Thomas, Yvonne

Laflamme, Larry

Moynihan, Wayne

GRAFTON

Abel, Richard
Darrow, Stephen
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Almy, Susan
Dontonville, Roger
Maes, Kevin
Rand, Steven

Bennett, Travis
Hennessey, Erin
Massimilla, Linda
Smith, Suzanne

Campion, Polly
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

HILLSBOROUGH

Ayala, Jessica
Chandley, Shannon
DiSilvestro, Linda
Elber, Joel
Gidge, Kenneth
Hynes, Dan
Keane, Amelia
Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Sofikitis, Catherine
Van Houten, Connie

Backus, Robert
Cornell, Patricia
Donovan, Daniel
Forest, Armand
Goley, Jeffrey
Schmidt, Janice
King, Mark
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Smith, Timothy
Vann, Ivy

Beaulieu, Jane
Cote, David
Dyer, Caleb
Freitas, Mary
Heath, Mary
Jack, Martin
Klee, Patricia
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Schleien, Eric
Wolf, Terry
Williams, Kermit

Bouldin, Amanda
Sullivan, Daniel
Edwards, Elizabeth
Gargas, Carolyn
Herbert, Christopher
Judy, Jean
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Shaw, Barbara
Vaillancourt, Steve
Zaricki, Nick

MERRIMACK

Alicea, Caroletta
Wolf, Dan
Moffett, Howard
Luneau, David
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Doherty, David
Henle, Paul
Myler, Mel
Schuett, Dianne
Walz, Mary Beth

Rice, Chip
Ebel, Karen
MacKay, James
Patten, Dick
Shurtleff, Stephen
Woolpert, David

Carson, Clyde
Gile, Mary
Kenison, Linda
Richards, Beth
Soucy, Timothy

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Gay, Betty
McBeath, Rebecca
Nasser, Jim
Somssich, Peter

Berrien, Skip
DiLorenzo, Charlotte
Gilman, Julie
McMahon, Charles
Gordon, Pamela
Stone, Brian

Cahill, Michael
Edgar, Michael
Lovejoy, Patricia
Messmer, Minda
Pantelakos, Laura
Le, Tamara

Cali-Pitts, Jacqueline
Farnham, Betsey
Malloy, Dennis
Murray, Kate
Read, Ellen
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
Irvin, Virginia

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Tanner, Linda

Gottling, Suzanne

and the motion was adopted.

REGULAR CALENDAR CONT'D

HB 536, directing the wellness and primary prevention council to establish a system of family resource centers of quality. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Pamela Gordon for the Majority of Health, Human Services and Elderly Affairs. Family Resource Centers play a unique role in our communities and are crucial to the health and wellness of New Hampshire families. In order to meet the needs of New Hampshire communities, a stronger infrastructure of Family Resource Centers of quality is necessary. Vote 10-9.

Rep. Jess Edwards for the Minority of Health, Human Services and Elderly Affairs. The minority of the committee would have preferred that the bill be retained in committee to work on over the coming months.

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

Rep. Jess Edwards spoke against.

Rep. Berrien spoke in favor.

Majority committee report adopted and ordered to third reading.

HB 638-FN-L, repealing the New Hampshire health protection program. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. William Marsh for the Majority of Health, Human Services and Elderly Affairs. New Hampshire cannot afford this bill. Per the fiscal note, it would cost almost \$493,000,000 in FY 2018. It would further comprise the already tenuous finances of a number of New Hampshire Hospitals and providers, it would deny health care to a large segment of New Hampshire citizens, and compromise our response to the opioid crisis. Vote 13-6.

Rep. Jess Edwards for the Minority of Health, Human Services and Elderly Affairs. The minority wanted to retain this bill so that this committee could pro-actively assess any changes in federal legislation, and amend as appropriate to meet the New Futures Medicaid program requirements. Parliamentary procedure requires a motion to defeat the majority's recommendation of Inexpedient to Legislate. When that happens, a motion to recommit will be made from the floor.

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

Rep. William Marsh spoke in favor.

Majority committee report adopted.

HB 136, clarifying the equity jurisdiction of the judicial branch family division. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Michael Sylvia for the Majority of Judiciary. This bill clarifies the equity jurisdiction of the judicial branch family division. As currently written, RSA 490-D:3 leaves open an overly broad reach as it relates to other statutes. This existing language allows the court to disregard statutes which have been put in place to narrow the courts' jurisdiction in equity cases. This bill removes the clause, "Notwithstanding any law to the contrary," and adds that jurisdiction also lies, "where no other special provision has been made by law." This combination focuses the jurisdiction of the family division and brings it in line with other related statutes. Vote 9-6.

Rep. Timothy Horrigan for the Minority of Judiciary. The minority does not share the view that RSA 490-D:3, the statute on equity jurisdiction of the family courts, needs to be changed. The minority further does not see how the bill's proposed language would change anything. The bill seems to just restate the same thing as existing law in different words.

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

Rep. Sylvia spoke in favor.

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

On a division vote, with 192 members having voted in the affirmative, and 161 in the negative, the majority committee report was adopted and ordered to third reading.

HB 138, relative to persons held in civil contempt. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Michael Sylvia for the Majority of Judiciary. This bill would require the court to find, in a civil contempt order, prior to incarceration, that the person has liquid assets to satisfy the contempt. It also provides that borrowing or sale of principal residence or sole motor vehicle could be mandated in satisfaction of the contempt. A subcommittee was formed to investigate options to focus the bill, adequately define "liquid assets," and assure findings of facts prior to incarceration in civil contempt. While sympathetic to the plight of those who may be unjustly incarcerated, the balance of evidence and testimony indicated that this legislation is not adequately defined to provide proper guidance to the court. Vote 14-3.

Rep. Kurt Wuelper for the Minority of Judiciary. As amended, this bill would require the family division to hold a finding of fact hearing to determine if one delinquent in paying court ordered payments actually has the liquid assets to pay without borrowing money or incurring financial penalties before putting that person into jail for non-payment. Knowing that too many people are incarcerated for failure to pay alimony or child support without such a hearing, the minority believes this is a needed protection for them.

MOTION TO LAY ON THE TABLE

Rep. Hagan moved that **HB 138**, relative to persons held in civil contempt, be laid on the table. Motion adopted.

REGULAR CALENDAR CONT'D

HB 170, relative to posting notice and minutes of public meetings on the public body's website. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Kurt Wuelper for the Majority of Judiciary. This bill sought to require posting of public meeting notices and minutes on the internet. The committee agreed this is a good idea, but felt that such a requirement would be an unfunded mandate. As amended, the bill requires only that if public bodies do post to the internet, they do so consistently. We believe this will enhance the public's access to these postings and stimulate use of the internet for these purposes. Vote 13-1.

Rep. Timothy Horrigan for the Minority of Judiciary. The minority agrees that it is a good idea to post notices and minutes on a public body's web site. However, the minority recognizes that not all communities have web sites which can be easily and securely updated. Even larger communities which have information technology departments may have issue with data security and data integrity.

Majority Amendment (0380h)

Amend RSA 91-A:2, II as inserted by section 1 of the bill by replacing it with the following:

II. Subject to the provisions of RSA 91-A:3, all meetings, whether held in person, by means of telephone or electronic communication, or in any other manner, shall be open to the public. Except for town meetings, school district meetings, and elections, no vote while in open session may be taken by secret ballot. Any person shall be permitted to use recording devices, including, but not limited to, tape recorders, cameras, and videotape equipment, at such meetings. Minutes of all such meetings, including nonpublic sessions, shall include the names of members, persons appearing before the public bodies, and a brief description of the subject matter discussed and final decisions. Subject to the provisions of RSA 91-A:3, minutes shall be promptly recorded and open to public inspection not more than 5 business days after the meeting, except as provided in RSA 91-A:6, and shall be treated as permanent records of any public body, or any subordinate body thereof, without exception. ***If minutes are posted on the public body's Internet website, then they shall be posted on such website consistently for all subsequent meetings, once they become available.*** Except in an emergency or when there is a meeting of a legislative committee, a notice of the time and place of each such meeting, including a nonpublic session, shall be posted in 2 appropriate places one of which may be the public body's Internet website, if such exists, or shall be printed in a newspaper of general circulation in the city or town at least 24 hours, excluding Sundays and legal holidays, prior to such meetings. ***If notices are posted on the public body's Internet website, then they shall be posted on such website consistently for all subsequent meetings.*** An emergency shall mean a situation where immediate undelayed action is deemed to be imperative by the chairman or presiding officer of the public body, who shall post a notice of the time and place of such meeting as soon as practicable, and shall employ whatever further means are reasonably available to inform the public that a meeting is to be held. The minutes of the meeting shall clearly spell out the need for the emergency meeting. When a meeting of a legislative committee is held, publication made pursuant to the rules of the house of representatives or the senate, whichever rules are appropriate, shall be sufficient notice. If the charter of any city or town or guidelines or rules of order of any public body require a broader public access to official meetings and records than herein described, such charter provisions or guidelines or rules of order shall take precedence over the requirements of this chapter. For the purposes of this paragraph, a business day means the hours of 8 a.m. to 5 p.m. on Monday through Friday, excluding national and state holidays.

AMENDED ANALYSIS

This bill declares that if notice of meetings and minutes of public meetings are posted on a public body's Internet website, they shall be posted for all subsequent meetings.

Majority committee amendment adopted.

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

Rep. Horrigan spoke against.

Rep. Wuelper spoke in favor.

On a division vote, with 313 members having voted in the affirmative, and 45 in the negative, the majority committee report was adopted and ordered to third reading.

HB 174, limiting jurisdiction of the superior courts over certain adequate education statutes and adequate education grants. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Sandra Keans for the Majority of Judiciary. The majority of the committee believes that this bill would fundamentally change the historical balance between the three branches of government: the executive, the

legislative and the judicial. It has been a hallmark of our democracy that when folks are being harmed by a legislative action that they go to the courts to determine the constitutionality of that action. Vote 11-4. Rep. Kurt Wuelper for the Minority of Judiciary. For over 200 years the General court defined an adequate education and its funding levels until, by the Claremont and Londonderry decisions, the Supreme Court put itself in charge by creating mandates that, we believe, are found nowhere in the Constitution and have been a constant source of litigation. The minority believes HB 174 will reclaim the legislature's right to control education policy and funding and restore proper constitutional order.

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

Reps. Keans and Hagan spoke in favor.

Rep. Wuelper spoke against.

Rep. Prout requested a roll call; not sufficiently seconded

Majority committee report adopted.

HB 186, relative to immunity from civil liability for sports officials. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jason Janvrin for Judiciary. This bill as amended provides that certain actions in which the state is a plaintiff be brought within 3 years. This non-germane amendment had a public hearing and completely replaces the underlying bill. The language of the amendment resulted from a bipartisan Senate and House study committee in 2015-2016, as well as from SB 421 of 2016 which was sent to interim study and resulted in the language of the amendment being recommended for future legislation. The amendment deals with statute of limitations when the state is the plaintiff. This bill requires action by the state within 3 years of knowledge of an act, omission, or violation. There is an additional provision that allows the state to bring action beyond 3 years. The Attorney General also supported the language of this bill. Vote 10-7.

Amendment (0286h)

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

AN ACT relative to limitation of actions in which the state is a plaintiff.

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

1 New Section; Limitation of Actions; State as Plaintiff. Amend RSA 508 by inserting after section 4-g the following new section:

508:4-h State as Plaintiff. Except as otherwise provided by law, all personal actions or civil enforcement actions in which the state is a plaintiff shall be brought within 3 years of the date when the plaintiff agency, department, authority, or official possessed actual knowledge of the act, omission, or violation complained of, unless the state demonstrates that the delay was not unreasonable or prejudicial to the defendant, or that the detriment to the public caused by the delay outweighs the detriment to defendant. Such limitation shall not apply to any violation or wrong that is ongoing or has otherwise not been corrected.

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

AMENDED ANALYSIS

This bill provides that certain actions in which the state is a plaintiff be brought within 3 years.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 441, relative to confidentiality in applying for public sector jobs. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Michael Sylvia for the Majority of Judiciary. This bill would add to RSA 91-A:3 II another matter which could be considered or acted upon in non-public session. The statute currently includes, "(b) The hiring of any person as a public employee." This bill seeks to add, "The initial screening of applications for public sector employment." The majority of the committee felt that this addition to our Right-To-Know law would unnecessarily obscure hiring practices. As a reminder, the preamble to RSA 91-A reads, "Openness in the conduct of public business is essential to a democratic society. The purpose of this chapter is to ensure both the greatest possible public access to the actions, discussions and records of all public bodies, and their accountability to the people." Vote 8-6.

Rep. Timothy Horrigan for the Minority of Judiciary. The minority believes that all job applicants, even for public jobs, deserve the right to privacy during the hiring process. This bill would allow public bodies to screen applicants in non-public session, while still maintaining transparency.

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

Reps. Horrigan and Cahill spoke against.

Rep. Sylvia spoke in favor.

On a division vote, with 197 members having voted in the affirmative, and 158 in the negative, the majority committee report was adopted.

HB 524, relative to participation in meetings open to the public. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Robert Hull for the Majority of Judiciary. This bill as amended seeks to place a definition on the word “emergency” within existing law at RSA 91-A:2, III (b). Current law allows a public body to operate without a quorum present based only upon the declaration of an emergency by the chairman or presiding officer of that body, without more. Currently the word “emergency” is undefined and as such is subjective, and can be used to justify operating without a quorum for any reason. This bill clarifies the definition of “emergency” to include only instances of immediate peril to the public health or safety. The majority of the committee felt that in order to allow public business to be conducted without a quorum present, there must be extraordinary circumstances that exist as justification. Vote 9-8.

Rep. Timothy Horrigan for the Minority of Judiciary. RSA 91-A:2, III (b) currently requires a majority of a public body to be present in person (rather than by telephone) for a quorum except when there is an emergency. The current law defines an emergency as any situation when immediate action is imperative. If passed, this bill would additionally require immediate peril to health or safety. The minority felt that immediate action should be taken whenever it is needed regardless of whether or not there is a disaster going on at the time.

Majority Amendment (0354h)

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

AN ACT relative to the definition of “emergency” for purposes of a quorum under the right-to-know law.

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

1 Right-to-Know Law; Quorum. Amend RSA 91-A:2, III(b) to read as follows:

(b) Except in an emergency, a quorum of the public body shall be physically present at the location specified in the meeting notice as the location of the meeting. For purposes of this subparagraph, an “emergency” means ~~[that immediate action is imperative]~~ **there is immediate peril to the public health or safety and that immediate action is imperative** and the physical presence of a quorum is not reasonably practical within the period of time requiring action. The determination that an emergency exists shall be made by the chairman or presiding officer of the public body, and the facts upon which that determination is based shall be included in the minutes of the meeting.

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

AMENDED ANALYSIS

This bill clarifies the definition of “emergency” for purposes of a quorum under the right-to-know law. Majority committee amendment adopted.

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

Rep. Horrigan spoke against.

Rep. Janvrin spoke in favor.

On a division vote, with 185 members having voted in the affirmative, and 164 in the negative, the majority committee report was adopted and ordered to third reading.

The House recessed at 12:00 p.m.

RECESS

The House reconvened at 1:15 p.m.

(Speaker Jasper in the Chair)**REGULAR CALENDAR CONT'D****HB 578-FN**, relative to banning abortion after viability. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Claire Rouillard for the Majority of Judiciary. This bill as amended establishes a new RSA 132-B, Viable Fetus Protection Act, which completely replaces the bill as introduced. Importantly, this bill complies with the U.S. Supreme Court’s opinion, *Roe v. Wade*, 410 US 113, 164 (1973) which provides, “if the state is interested in protecting fetal life after viability, it may go so far as to proscribe abortion during that period, except when necessary to preserve the life or health of the mother.” This bill prohibits abortion once a fetus is viable as “determined by a physician after consultation with and examination of the pregnant woman.” Because medical opinion differs as to the number of weeks in the pregnancy a fetus is viable, there is no delineated number of weeks to determine viability in this bill. Rather, viability is defined as “the point in pregnancy when, in the good faith medical judgment of a physician, there is a reasonable likelihood of the fetus’ sustained survival outside the uterus without the application of extraordinary medical measures.” The exceptions to a post-viability abortion necessary to preserve the life or health of the pregnant woman also include cases of twin-to-twin transfusion syndrome or to remove a fetus with severe anomalies incompatible with life. A physician who performs an abortion in violation of this chapter shall be subject to disciplinary actions under RSA 329. No criminal penalty is contained in this bill. The original sponsors of this bill support this amendment. Vote 10-7.

Rep. Linda Kenison for the Minority of Judiciary. The minority of the committee concluded that both the original bill and the committee amendment represent an erosion of the rights of New Hampshire families to make private medical decisions in consultation with their doctor without ensuring necessary protections of women. The committee amendment, called the "Viable Fetus Protection Act," focuses on restricting access rather than striking a fair and constitutionally firm balance between protecting and establishing allowable limitations. The U.S. Supreme Court's decision in *Roe v Wade* held that the U.S. Constitution's guarantee of liberty protects a woman's decision to have an abortion, limits government involvement with private medical decisions prior to fetal viability, and enables states to restrict post-viability abortions with exceptions to protect health and life of the pregnant woman. Support for *Roe v Wade* and access to safe, legal abortion has always had strong support in New Hampshire. The minority seeks to uphold New Hampshire's bipartisan tradition of protecting privacy rights and abortion access by enacting a policy for the State of New Hampshire that mirrors the rights and limitations established in the *Roe v Wade* decision through support of a floor amendment.

Majority Amendment (0440h)

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

AN ACT relative to abortions after viability.

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

1 Statement of Finding. The general court finds that it is the purpose of the state of New Hampshire to assert a compelling state interest in protecting the lives of viable unborn fetuses.

2 New Chapter; Viable Fetus Protection Act. Amend RSA by inserting after chapter 132-A the following new chapter:

CHAPTER 132-B VIALE FETUS PROTECTION ACT

132-B:1 Title. This chapter shall be known and may be cited as the "viable fetus protection act."

132-B:2 Definitions. In this chapter:

I. "Abortion" means the use or prescription of any instrument, medicine, drug, or any other substance or device intentionally to terminate the pregnancy of a female known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the child after live birth, or to remove an ectopic pregnancy or the products from a spontaneous miscarriage.

II. "Viability" means the point in pregnancy when, in the good faith medical judgment of a physician, there is reasonable likelihood of the fetus' sustained survival outside the uterus without the application of extraordinary medical measures.

132-B:3 Abortion After Viability Prohibited; Exception.

I. The determination of viability shall be solely that of the treating physician after consultation with and examination of the pregnant woman.

II. No abortion shall be performed upon a pregnant woman after viability of the fetus except when necessary to preserve the life or health of the pregnant woman, in cases of Twin to Twin Transfusion Syndrome cases, or to remove a fetus with severe anomalies incompatible with life.

III. The physician, when performing an abortion to preserve the life or health of the pregnant woman, shall make every effort to preserve the life of the viable fetus.

IV. All post viability abortions shall be performed by a physician licensed pursuant to RSA 329.

132-B:4 Applicability. Nothing in this chapter shall be construed to change accepted medical practice pursuant to RSA 326-B:11 relating to abortions prior to fetal viability or termination of pregnancy pursuant to RSA 132:32 - RSA 132:36.

132-B:5 Disciplinary Action. Any physician who performs an abortion in violation of this chapter shall be subject to disciplinary action under RSA 329.

3 Effective Date. This act shall take effect January 1, 2018.

AMENDED ANALYSIS

This bill establishes the viable fetus protection act which prohibits abortions after viability.

Rep. Rouillard spoke in favor.

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

YEAS 170 - NAYS 189

YEAS - 170

BELKNAP

Abear, Marc
Lang, Timothy
Sylvia, Michael

Aldrich, Glen
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, Peter

Howard, Raymond
Spanos, Peter

CARROLL

Avellani, Lino
McConkey, Mark

Comeau, Ed
Nelson, Bill

Cordelli, Glenn
Schmidt, Stephen

McCarthy, Frank
Marsh, William

CHESHIRE

McConnell, James

O'Day, John

COOS

Fothergill, John

Judd, Bing

Theberge, Robert

GRAFTON

Bailey, Brad
Darrow, Stephen
Schwaegler, Vicki

Binford, David
Ham, Bonnie

Boutin, Skylar
Hull, Robert

Brown, Duane
Ladd, Rick

HILLSBOROUGH

Griffin, Barbara
Moore, Craig
Dickey, Glen
Freeman, Lisa
Gagne, Larry
Hellwig, Steve
Belanger, James
Kurk, Neal
Lewicke, John
Murphy, Keith
Pierce, David
Rouillard, Claire
Seidel, Carl
Ulery, Jordan

Barry, Richard
Carr, John
Donovan, Daniel
Fromuth, Bart
Gould, Linda
Hinch, Richard
Moore, Josh
Ober, Lynne
McCarthy, Michael
Negron, Steve
Proulx, Mark
Sanborn, Laurie
Somero, Paul
Sullivan, Victoria

Burt, John
Christensen, Chris
Fedolfi, Jim
Griffin, Gerald
Halstead, Carolyn
Hopper, Gary
Judy, Jean
Lascelles, Richard
Martineau, Jesse
Notter, Jeanine
Prout, Andrew
Schleien, Eric
Wolf, Terry
Valera, John

Byron, Frank
Christie, Rick
Ferreira, Elizabeth
Smith, Gregory
Hansen, Peter
Hynes, Dan
Rice, Kimberly
LeBrun, Donald
Murotake, David
Ohm, Bill
Renzullo, Andrew
Scully, Kevin
Twombly, Timothy

MERRIMACK

Kuch, Bill
Horn, Werner
McGuire, Carol
Walsh, Thomas

Brewster, Michael
Klose, John
Pearl, Howard
Testerman, Dave

Hill, Gregory
Leavitt, John
Smith, Ryan
Wells, Natalie

Hoell, J.R.
Moffett, Michael
Seaworth, Brian

ROCKINGHAM

Cook, Allen
Barnes, Arthur
Chase, Francis
DeSimone, Debra
Emerick, J. Tracy
Guthrie, Joseph
Janvrin, Jason
Kolodziej, Walter
Major, Norman
Nasser, Jim
Gordon, Richard
Stone, Brian
Verville, Kevin
Weyler, Kenneth

Abrami, Patrick
Bates, David
Costable, Michael
Doucette, Fred
Fesh, Robert
Hagan, Joseph
O'Connor, John
Lundgren, David
Manning, John
Nigrello, Robert
Rimol, Bob
Sytek, John
Vose, Michael

Allen, Mary
Bean, Philip
Thomas, Douglas
Dowling, Patricia
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Osborne, Jason
Sapareto, Frank
Tripp, Richard
Webb, James

Baldasaro, Alfred
Bove, Martin
Dean-Bailey, Yvonne
Elliott, Robert
Green, Dennis
Itse, Daniel
Khan, Aboul
Pearson, Mark
McMahon, Charles
Polewarczyk, William
Spillane, James
True, Chris
Welch, David

STRAFFORD

Beaudoin, Steven
McNally, Jody
Scruton, Matthew

Harrington, Michael
Mullen, John
Spencer, Matthew

Horgan, James
Pitre, Joseph

Turcotte, Leonard
Graham, Robert

SULLIVAN

Gagnon, Raymond

Gauthier, Francis

Laware, Thomas

Smith, Steven

NAYS - 189**BELKNAP**

Comtois, Barbara

Huot, David

CARROLL

Butler, Edward

Knirk, Jerry

Umberger, Karen

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry

Ames, Richard
Harvey, Cathryn
Fenton, Donovan

Berch, Paul
Ley, Douglas
Johnsen, Gladys

Bordenet, John
Eaton, Daniel
Hunt, John

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Panasiti, Reed
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Vann, Ivy

Baroody, Benjamin
Cleaver, Skip
DiSilvestro, Linda
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Mackay, Mariellen
Martin, Joelle
O'Brien, Michael
Porter, Marjorie
Rosenwald, Cindy
Smith, Timothy
Williams, Kermit

Beaulieu, Jane
Cornell, Patricia
Dyer, Caleb
Freitas, Mary
Heath, Mary
Jack, Martin
L'Heureux, Robert
Mackenzie, Mark
McNamara, Richard
O'Leary, Richard
Ober, Russell
Harvey, Suzanne
Vaillancourt, Steve

MERRIMACK

Turcotte, Alan
Carson, Clyde
Doherty, David
Mackay, James
Myler, Mel
Schuett, Dianne
Walz, Mary Beth

Alicea, Caroletta
Copp, Anne
Ebel, Karen
Kenison, Linda
Patten, Dick
Shurtleff, Stephen
Woolpert, David

Bartlett, Christy
Long, Douglas
Moffett, Howard
Luneau, David
Richards, Beth
Soucy, Timothy

Rice, Chip
Wolf, Dan
Henle, Paul
Marple, Richard
Rogers, Katherine
Wallner, Mary Jane

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Gilman, Julie
Malloy, Dennis
Milz, David
Tilton, Rio
Torosian, Peter

Berrien, Skip
DiLorenzo, Charlotte
Edwards, Jess
McBeath, Rebecca
Murray, Kate
Read, Ellen
Ward, Gerald

Cahill, Michael
Edgar, Michael
Janigian, John
McKinney, Betsy
Gordon, Pamela
Somssich, Peter
Willis, Brenda

Cali-Pitts, Jacqueline
Farnham, Betsey
Lovejoy, Patricia
Messmer, Mindi
Pantelakos, Laura
Le, Tamara
Woitkun, Steven

STRAFFORD

Bixby, Peter
Epstein, Isaac
Horigan, Timothy
Smith, Marjorie
Salloway, Jeffrey
Sprague, Dale
Wuelper, Kurt

Burton, Wayne
Fontneau, Timothy
Kaczynski, Thomas
Opderbecke, Linn
Sandler, Catt
Treleaven, Susan

Cilley, Jacalyn
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Southworth, Thomas
Vincent, Kenneth

Ellis, Donna
Grassie, Chuck
Krans, Hamilton
Phinney, Brandon
Spang, Judith
Wall, Janet

SULLIVAN

Schmidt, Andrew
Irwin, Virginia

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Rollins, Skip

Grenier, James
Tanner, Linda

and the majority committee amendment failed.

MOTION TO LAY ON THE TABLE

Rep. Hagan moved that **HB 578-FN**, relative to banning abortion after viability, be laid on the table.

On a division vote, with 280 members having voted in the affirmative, and 82 in the negative, the motion was adopted.

MOTION TO SPECIAL ORDER

Rep. Christensen moved that **HB 485**, relative to standards for emerging contaminants in drinking water be made a Special Order as the next order of business.

Rep. Christensen spoke in favor.

Motion adopted.

SPECIAL ORDER**HB 485**, relative to standards for emerging contaminants in drinking water. **OUGHT TO PASS WITH AMENDMENT.**

Rep. James McConnell for Resources, Recreation and Development. We all know the Governor specifically mentioned safe drinking water and protecting our most vulnerable in his budget address to the House and Senate. This bill would provide the state with the tools necessary to follow through on the Governor's goals enabling the state to move quickly to adopt Ambient Water Quality Standards for emerging contaminants that are more protective of public health than federal standards. Information about chemistry and toxic effects of emerging contaminants can develop rapidly. The science on public health effects from exposure to emerging contaminants sometimes evolves more quickly than the federal government can react. The committee heard testimony from scientific and healthcare experts supporting the need for the state to be proactive in protecting fetal development and our young children from exposures to toxic chemicals. The amendment redrafts the bill to remove terms like "most conservative standard" which were either not well defined or had questionable attainability. Vote 18-1.

Amendment (0322h)

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

1 New Subdivision; Contaminants in Drinking Water. Amend RSA 485 by inserting after section 16-d the following new subdivision:

Emerging Contaminants

485:16-e Emerging Contaminants of Concern. The commissioner, in consultation with the commissioner of the department of health and human services, shall annually identify pollutants of emerging concern to the public's health relative to drinking water and ambient groundwater and shall adopt rules under RSA 541-A relative to drinking water standards pursuant to RSA 485:3, and ambient groundwater quality standards pursuant to RSA 485-C:6 which are applicable to such contaminants. For purposes of this section, contaminants of emerging concern shall mean any synthetic or naturally occurring chemical or any microorganism that is not commonly monitored in the environment but has the potential to enter the environment and cause known or suspected adverse ecological or human health effects. In establishing standards relative to such contaminants, the commissioner shall follow methodology pursuant to RSA 485-C:6.

485:16-f Perfluorochemicals and 1,4 Dioxane. The commissioner shall, in consultation with the commissioner of the department of health and human services, no later than 60 days from the effective date of this act, adopt rules under RSA 541-A relative to drinking water standards pursuant to RSA 485:3, and ambient groundwater quality standards pursuant to RSA 485-C:6 applicable to Perfluorooctanesulfonate (PFOS), Perfluorooctanoic Acid (PFOA), and 1,4-dioxane. In establishing such standards, the commissioner shall follow methodology pursuant to RSA 485-C:6.

2 Ambient Groundwater Quality Standards. Amend RSA 485-C:6 to read as follows:

485-C:6 Ambient Groundwater Quality Standards.

I. The commissioner shall establish and adopt ambient groundwater quality standards for regulated contaminants which adversely affect human health or the environment. Ambient groundwater standards shall apply to all regulated contaminants which result from human operations or activities, but do not apply to naturally occurring contaminants. Where federal maximum contaminant level or health advisories have been promulgated under the Federal Safe Drinking Water Act or rules relevant to such act, ambient groundwater quality standards shall be ~~[equivalent to]~~ **no less stringent than** such standards. ***The commissioner may adopt standards more stringent than federal maximum contaminant levels or health advisories if, accounting for an adequate margin of safety to protect human health at all life stages, including but not limited to pre-natal development, the commissioner determines federal standards are insufficient for protection of human health. Where such standards are based upon non-cancer risk, the ambient groundwater quality standards shall be based on an oral reference dose and a relative source contribution factor of 20 percent. When the oral reference dose is based on an effect that can occur from early life exposure in animals or in humans, the drinking water ingestion rate used shall be 0.175 liters per kilogram body weight per day.*** Where such standards are based upon cancer risks, the ambient groundwater quality standards shall be equivalent to that exposure which causes a lifetime exposure risk of one cancer in 1,000,000 exposed population. Where no federal maximum contaminant level or health advisory has been issued, the commissioner may adopt ambient groundwater quality standards on a basis which provides for an adequate margin of safety to protect human health and safety.

II. ***Health advisories that are adopted as ambient groundwater quality standards shall be reviewed by the department at least every 3 years to determine if new research warrants revising the current ambient groundwater quality standard. If the department finds a revision is necessary they shall begin rulemaking to adopt the revised standard within 60 days of such finding.***

III. Ambient groundwater quality standards shall be the water quality basis for issuance of groundwater discharge permits under RSA 485-A:13.

[H-] **IV.** Except for discharges of domestic wastewater regulated under RSA 485-A:13 and RSA 485-A:29, no person shall violate ambient groundwater quality standards.

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

AMENDED ANALYSIS

This bill requires the department of environmental services to use exposure scenarios in children and other vulnerable populations to determine ambient groundwater quality standards.
Committee amendment adopted.

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

YEAS 335 - NAYS 29

YEAS - 335

BELKNAP

Abear, Marc
Huot, David
Vadney, Herbert

Aldrich, Glen
Lang, Timothy

Contois, Barbara
Silber, Norman

Fields, Dennis
Spanos, Peter

CARROLL

Avellani, Lino
Nelson, Bill

Butler, Edward
Schmidt, Stephen

Knirk, Jerry
Umberger, Karen

McConkey, Mark
Marsh, William

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Mann, John
Shepardson, Marjorie
Pearson, William

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

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

Hatch, William
Theberge, Robert

Judd, Bing
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

GRAFTON

Abel, Richard
Binford, David
Darrow, Stephen
Higgins, Patricia
Maes, Kevin
Rand, Steven
Johnson, Tiffany

Almy, Susan
Boutin, Skylar
Dontonville, Roger
Hull, Robert
Massimilla, Linda
Schwaegler, Vicki
White, Andrew

Bailey, Brad
Brown, Duane
Ham, Bonnie
Josephson, Timothy
Mulligan, Mary Jane
Smith, Suzanne

Bennett, Travis
Campion, Polly
Hennessey, Erin
Ladd, Rick
Nordgren, Sharon
Sykes, George

HILLSBOROUGH

Ammon, Keith
Baroody, Benjamin
Byron, Frank
Christensen, Chris
Cote, David
DiSilvestro, Linda
Ferreira, Elizabeth
Smith, Gregory
Goley, Jeffrey
Heath, Mary
Hynes, Dan
Jack, Martin
King, Mark
Ober, Lynne
Lewicke, John
MacKenzie, Mark
Martineau, Jesse
Negron, Steve
O'Brien, Michael
Panasiti, Reed
Ober, Russell
Rosenwald, Cindy
Schleien, Eric
Sofikitis, Catherine
Ulery, Jordan
Vann, Ivy

Ayala, Jessica
Barry, Richard
Moore, Craig
Christie, Rick
Sullivan, Daniel
Donovan, Daniel
Forest, Armand
Gagne, Larry
Gould, Linda
Herbert, Christopher
Belanger, James
Judy, Jean
Klee, Patricia
Lascelles, Richard
Lisle, David
Mangipudi, Latha
McNamara, Richard
Newman, Sue
O'Leary, Richard
Pierce, David
Walsh, Robert
Rouillard, Claire
Scully, Kevin
Smith, Timothy
Sullivan, Victoria
Williams, Kermit

Griffin, Barbara
Beaulieu, Jane
Carr, John
Cleaver, Skip
Danielson, David
Edwards, Elizabeth
Freitas, Mary
Gargas, Carolyn
Halstead, Carolyn
Hinch, Richard
Graham, John
Rice, Kimberly
Kurk, Neal
LeBrun, Donald
Mackay, Mariellen
Manley, Jonathan
Murotake, David
Notter, Jeanine
Ohm, Bill
Porter, Marjorie
Renzullo, Andrew
Harvey, Suzanne
Seidel, Carl
Wolf, Terry
Valera, John

Backus, Robert
Bouldin, Amanda
Chandley, Shannon
Cornell, Patricia
Dickey, Glen
Elber, Joel
Griffin, Gerald
Gidge, Kenneth
Hansen, Peter
Hopper, Gary
Schmidt, Janice
Keane, Amelia
L'Heureux, Robert
Leishman, Peter
McCarthy, Michael
Martin, Joelle
Murphy, Keith
Nutting, Allison
Long, Patrick
Proulx, Mark
Roberts, Carol
Sanborn, Laurie
Shaw, Barbara
Twombly, Timothy
Van Houten, Connie

MERRIMACK

Turcotte, Alan
Rice, Chip
Doherty, David
Henle, Paul
Kenison, Linda
Moffett, Michael
Patten, Dick
Rogers, Katherine
Walsh, Thomas
Woolpert, David

Alicea, Caroletta
Carson, Clyde
Ebel, Karen
Hill, Gregory
Klose, John
Marple, Richard
Pearl, Howard
Schuett, Dianne
Testerman, Dave

Kuch, Bill
Long, Douglas
Gile, Mary
Horn, Werner
Leavitt, John
McGuire, Carol
Smith, Ryan
Shurtleff, Stephen
Wallner, Mary Jane

Bartlett, Christy
Wolf, Dan
Moffett, Howard
Mackay, James
Luneau, David
Myler, Mel
Richards, Beth
Soucy, Timothy
Walz, Mary Beth

ROCKINGHAM

Cook, Allen
Baldasaro, Alfred
Berrien, Skip
Chase, Francis
Dean-Bailey, Yvonne
Dowling, Patricia
Farnham, Betsey
Green, Dennis
Itse, Daniel
O'Connor, John
Lovejoy, Patricia
Major, Norman
McBeath, Rebecca
Milz, David
Osborne, Jason
Polewarczyk, William
Rimol, Bob
Stone, Brian
Verville, Kevin
Welch, David

Abrami, Patrick
Barnes, Arthur
Bove, Martin
Costable, Michael
DeSimone, Debra
Edgar, Michael
Fesh, Robert
Guthrie, Joseph
Edwards, Jess
Katsakiores, Phyllis
Lundgren, David
Malloy, Dennis
McKinney, Betsy
Murray, Kate
Gordon, Pamela
Gordon, Richard
Sapareto, Frank
Sytek, John
Vose, Michael
Weyler, Kenneth

Allen, Mary
Bates, David
Cahill, Michael
Cushing, Robert Renny
DiLorenzo, Charlotte
Elliott, Robert
Gay, Betty
Hagan, Joseph
Janigian, John
Khan, Aboul
Griffin, Mary
Manning, John
McMahon, Charles
Nasser, Jim
Packard, Sherman
Tilton, Rio
Somssich, Peter
Le, Tamara
Ward, Gerald
Willis, Brenda

Altschiller, Debra
Bean, Philip
Cali-Pitts, Jacqueline
Thomas, Douglas
Doucette, Fred
Emerick, J. Tracy
Gilman, Julie
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Pearson, Mark
Matthews, Carolyn
Messmer, Mindi
Nigrello, Robert
Pantelakos, Laura
Read, Ellen
Spillane, James
True, Chris
Webb, James

STRAFFORD

Bixby, Peter
Epstein, Isaac
Horgan, James
Krans, Hamilton
Mullen, John
Pitre, Joseph
Scruton, Matthew
Sprague, Dale

Burton, Wayne
Fontneau, Timothy
Horrigan, Timothy
Turcotte, Leonard
Opderbecke, Linn
Graham, Robert
Southworth, Thomas
Treleaven, Susan

Gilley, Jacalyn
Frost, Sherry
Kaczynski, Thomas
Smith, Marjorie
Schmidt, Peter
Salloway, Jeffrey
Spang, Judith
Vincent, Kenneth

Ellis, Donna
Grassie, Chuck
Keans, Sandra
McNally, Jody
Phinney, Brandon
Sandler, Catt
Spencer, Matthew
Wall, Janet

SULLIVAN

Schmidt, Andrew
Gottling, Suzanne
Oxenham, Lee

Cloutier, John
Grenier, James
Rollins, Skip

Gagnon, Raymond
Irvin, Virginia
Smith, Steven

Gauthier, Francis
Laware, Thomas
Tanner, Linda

NAYS - 29**BELKNAP**

Howard, Raymond

Maloney, Michael

Sylvia, Michael

Varney, Peter

CARROLL

Comeau, Ed

Cordelli, Glenn

McCarthy, Frank

CHESHIRE**HILLSBOROUGH**

Burt, John
Fromuth, Bart
Somero, Paul

Dyer, Caleb
Hellwig, Steve
Vaillancourt, Steve

Fedolfi, Jim
Moore, Josh

Freeman, Lisa
Prout, Andrew

MERRIMACK

Brewster, Michael
Wells, Natalie

Copp, Anne

Hobell, J.R.

Seaworth, Brian

ROCKINGHAM

Torosian, Peter

Tripp, Richard

Woitkun, Steven

STRAFFORD

Beaudoin, Steven

Harrington, Michael

Wuelper, Kurt

and the committee report was adopted and referred to the Committee on Finance.

MOTION TO SUSPEND HOUSE RULES

Reps. Hinch and Shurtleff moved that House Rules be so far suspended as to allow **HB 485**, relative to standards for emerging contaminants in drinking water, be referred to Finance as a second committee. Motion adopted by the necessary two-thirds vote.

REGULAR CALENDAR CONT'D

HB 589-FN, repealing the law relative to providing certain parameters for access to reproductive health care facilities. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Linda Kenison for the Majority of Judiciary. A bipartisan majority of the committee found this bill, a measure to repeal New Hampshire's buffer zone law, Inexpedient to Legislate. Current law, which was enacted with bipartisan support in 2014, allows for the establishment of a zone of privacy and safety up to 25 feet which limits the physical presence of protesters from the entrance to a reproductive health facility while at the same time balancing the First Amendment rights of those individuals wishing to express their opinions on the public sidewalk adjacent to the facility. New Hampshire's law is constitutional. The buffer zone was carefully tailored to strike a balance between public safety, free speech, and privacy rights. The majority of this committee feels the current law, as enacted, is a carefully crafted New Hampshire solution that threads the needle between First Amendment rights and privacy of patients and providers and feel it would be unnecessary and harmful to undo this important tool which may aid in privacy and public safety. The committee did hear testimony of intimidation and threats to women trying to enter the facility, causing them anxiety and fear for their safety. Additionally, the majority of this committee believes no woman should face shaming, intimidation, physical obstruction or fear of harm while seeking to access confidential medical care. Vote 9-8. Rep. Dan Hynes for the Minority of Judiciary. The minority of the committee believes buffer laws are unconstitutional per a unanimous United States Supreme Court decision invalidating Massachusetts' buffer zone. Demonstrators have First Amendment rights of free speech and freedom to associate, which buffer zone laws at abortion clinics infringe upon. Presently, the law has not been enforced because its constitutionality is in question.

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

Reps. Wuelper and Hynes spoke against.

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

YEAS 191 - NAYS 165**YEAS - 191
BELKNAP**

Huot, David

CARROLL

Butler, Edward

Knirk, Jerry

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
McConnell, James
Stallcop, Joseph
Weber, Lucy

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
Meador, David
Sterling, Franklin

Berch, Paul
Ley, Douglas
Johnsen, Gladys
Parkhurst, Henry
Tatro, Bruce

Bordenet, John
Eaton, Daniel
Mann, John
Shepardson, Marjorie
Pearson, William

COOS

Judd, Bing
Thomas, Yvonne

Lafamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Boutin, Skylar
Ham, Bonnie
Maes, Kevin
Rand, Steven

Almy, Susan
Campion, Polly
Hennessey, Erin
Massimilla, Linda
Smith, Suzanne

Bailey, Brad
Darrow, Stephen
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Bennett, Travis
Dontonville, Roger
Josephson, Timothy
Nordgren, Sharon
White, Andrew

HILLSBOROUGH

Ayala, Jessica
Chandlee, Shannon
Sullivan, Daniel
Forest, Armand
Gidge, Kenneth
Herbert, Christopher
King, Mark
Lisle, David
Manley, Jonathan
Newman, Sue

Backus, Robert
Cleaver, Skip
DiSilvestro, Linda
Freitas, Mary
Goley, Jeffrey
Schmidt, Janice
Klee, Patricia
MacKay, Mariellen
Martin, Joelle
Nutting, Allison

Baroody, Benjamin
Cornell, Patricia
Donovan, Daniel
Smith, Gregory
Hansen, Peter
Jack, Martin
Kurk, Neal
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael

Beaulieu, Jane
Cote, David
Elber, Joel
Gargas, Carolyn
Heath, Mary
Keane, Amelia
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard

Long, Patrick
Ober, Russell
Harvey, Suzanne
Wolf, Terry

Panasiti, Reed
Walsh, Robert
Shaw, Barbara
Van Houten, Connie

Porter, Marjorie
Roberts, Carol
Sofikitis, Catherine
Vann, Ivy

Proulx, Mark
Rosenwald, Cindy
Smith, Timothy
Williams, Kermit

MERRIMACK

Turcotte, Alan
Carson, Clyde
Ebel, Karen
MacKay, James
Patten, Dick
Soucy, Timothy

Alicea, Caroletta
Long, Douglas
Gile, Mary
Kenison, Linda
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Wolf, Dan
Moffett, Howard
Luneau, David
Schuett, Dianne
Walz, Mary Beth

Rice, Chip
Doherty, David
Henle, Paul
Myler, Mel
Shurtleff, Stephen
Woolpert, David

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Allen, Mary
Cali-Pitts, Jacqueline
Dowling, Patricia
Janigian, John
Manning, John
Milz, David
Tilton, Rio
Tripp, Richard

Altschiller, Debra
Cushing, Robert Renny
Edgar, Michael
Lovejoy, Patricia
McBeath, Rebecca
Murray, Kate
Read, Ellen
Ward, Gerald

Berrien, Skip
DiLorenzo, Charlotte
Farnham, Betsey
Major, Norman
McKinney, Betsy
Gordon, Pamela
Somssich, Peter
Willis, Brenda

Cahill, Michael
Doucette, Fred
Gilman, Julie
Malloy, Dennis
Messmer, Mindi
Pantelakos, Laura
Le, Tamara
Woitkun, Steven

STRAFFORD

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

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

Ellis, Donna
Grassie, Chuck
Krans, Hamilton
Salloway, Jeffrey
Sprague, Dale

Epstein, Isaac
Horgan, James
Smith, Marjorie
Sandler, Catt
Treleven, Susan

SULLIVAN

Schmidt, Andrew
Irwin, Virginia

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Rollins, Skip

Grenier, James
Tanner, Linda

NAYS - 165

BELKNAP

Abear, Marc
Howard, Raymond
Spanos, Peter

Aldrich, Glen
Lang, Timothy
Sylvia, Michael

Comtois, Barbara
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
McConkey, Mark

Comeau, Ed
Nelson, Bill

Cordelli, Glenn
Schmidt, Stephen

McCarthy, Frank
Marsh, William

CHESHIRE

COOS

GRAFTON

Hunt, John

O'Day, John

Fothergill, John

Binford, David
Johnson, Tiffany

Brown, Duane

Hull, Robert

Schwaegler, Vicki

HILLSBOROUGH

Ammon, Keith
Burt, John
Christensen, Chris
Dyer, Caleb
Fromuth, Bart
Halstead, Carolyn
Hynes, Dan
Judy, Jean
LeBrun, Donald
Murphy, Keith
Pierce, David
Sanborn, Laurie
Somero, Paul
Vaillancourt, Steve

Griffin, Barbara
Byron, Frank
Christie, Rick
Edwards, Elizabeth
Griffin, Gerald
Hellwig, Steve
Belanger, James
Rice, Kimberly
Lewicke, John
Negron, Steve
Prout, Andrew
Schleien, Eric
Twombly, Timothy
Valera, John

Barry, Richard
Moore, Craig
Danielson, David
Ferreira, Elizabeth
Gagne, Larry
Hinch, Richard
Graham, John
L'Heureux, Robert
McCarthy, Michael
Notter, Jeanine
Renzullo, Andrew
Scully, Kevin
Ulery, Jordan

Bouldin, Amanda
Carr, John
Dickey, Glen
Freeman, Lisa
Gould, Linda
Hopper, Gary
Moore, Josh
Lascelles, Richard
Murotake, David
Ohm, Bill
Rouillard, Claire
Seidel, Carl
Sullivan, Victoria

MERRIMACK

Kuch, Bill
Hoell, J.R.

Brewster, Michael
Horn, Werner

Copp, Anne
Klose, John

Hill, Gregory
Leavitt, John

Moffett, Michael
Smith, Ryan
Wells, Natalie

Marple, Richard
Seaworth, Brian

McGuire, Carol
Walsh, Thomas

Pearl, Howard
Testerman, Dave

ROCKINGHAM

Cook, Allen
Bates, David
Costable, Michael
Elliott, Robert
Green, Dennis
Itse, Daniel
Katsakiores, Phyllis
Griffin, Mary
Nasser, Jim
Polewarczyk, William
Spillane, James
True, Chris
Welch, David

Abrami, Patrick
Bean, Philip
Thomas, Douglas
Emerick, J. Tracy
Guthrie, Joseph
Edwards, Jess
Khan, Aboul
Pearson, Mark
Nigrello, Robert
Gordon, Richard
Stone, Brian
Verville, Kevin
Weyler, Kenneth

Baldasaro, Alfred
Bove, Martin
Dean-Bailey, Yvonne
Fesh, Robert
Hagan, Joseph
Janvrin, Jason
Kolodziej, Walter
Matthews, Carolyn
Osborne, Jason
Rimol, Bob
Sytek, John
Vose, Michael

Barnes, Arthur
Chase, Francis
DeSimone, Debra
Gay, Betty
Hoelzel, Kathleen
O'Connor, John
Lundgren, David
McMahon, Charles
Packard, Sherman
Sapareto, Frank
Torosian, Peter
Webb, James

STRAFFORD

Beaudoin, Steven
McNally, Jody
Graham, Robert

Harrington, Michael
Mullen, John
Scruton, Matthew

Kaczynski, Thomas
Phinney, Brandon
Spencer, Matthew

Turcotte, Leonard
Pitre, Joseph
Wuelper, Kurt

SULLIVAN

Gagnon, Raymond

Gauthier, Francis

Laware, Thomas

Smith, Steven

and the majority committee report was adopted.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. White moved that the House reconsider its action whereby, on a roll call vote of 191-165, the House adopted the majority committee report of Inexpedient to Legislate on **HB 589-FN**, repealing the law relative to providing certain parameters for access to reproductive health care facilities.

Rep. White spoke against.

Motion failed.

REGULAR CALENDAR CONT'D

HB 614-FN, relative to forfeiture of personal property. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Michael Sylvia for the Majority of Judiciary. This bill enhances due process rights protected by our state laws in cases of asset forfeiture. Currently, our statutes require a criminal conviction before seized assets may be forfeited to the state. The federal government has a program, Equitable Sharing, which offers less protection to the right of due process. This bill restricts state and local agencies from access to the federal program to only the largest of seizures: greater than \$100,000 in cash. All seizures below \$100,000 in cash made by state and local agencies will be required to be prosecuted under the laws of New Hampshire. This bill specifically affirms the ability of local and state agencies to collaborate with federal agencies in criminal investigations. This bill does nothing to inhibit criminal investigations and seizures. It assures that the protection of our laws are applied in the majority of forfeiture actions. Vote 9-8.

Rep. Sandra Keans for the Minority of Judiciary. The minority believes this bill cannot and does not change the forfeiture laws. The federal regulations are very explicit as to how forfeitures are divided among the participating law enforcement agencies. When drug busts are "small time" the laws of New Hampshire can be in play. Whenever the feds are a part of the operation, they take control of the prosecution and forfeiture dispersal. The sponsors motives for this potential legislation are good. It is not practical because of a misunderstanding of the federal laws.

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

Rep. Elizabeth Edwards spoke in favor.

Rep. Berch spoke against.

Rep. Sylvia spoke in favor and requested a roll call; sufficiently seconded.

YEAS 219 - NAYS 139

YEAS - 219

BELKNAP

Abear, Marc
Lang, Timothy
Sylvia, Michael

Aldrich, Glen
Maloney, Michael
Vadney, Herbert

Comtois, Barbara
Silber, Norman
Varney, Peter

Howard, Raymond
Spanos, Peter

CARROLL

Avellani, Lino
Cordelli, Glenn
Schmidt, Stephen

Butler, Edward
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark
Marsh, William

Comeau, Ed
Nelson, Bill

CHESHIRE

Ley, Douglas
O'Day, John

Faulkner, Barry
Stallcop, Joseph

Hunt, John
Sterling, Franklin

McConnell, James

COOS

Judd, Bing

Theberge, Robert

Tucker, Edith

Thomas, Yvonne

GRAFTON

Abel, Richard
Darrow, Stephen
Higgins, Patricia
Schwaegler, Vicki

Bailey, Brad
Dontonville, Roger
Hull, Robert
Johnson, Tiffany

Binford, David
Ham, Bonnie
Ladd, Rick

Brown, Duane
Hennessey, Erin
Rand, Steven

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Dickey, Glen
Ferreira, Elizabeth
Gargas, Carolyn
Hellwig, Steve
Belanger, James
Rice, Kimberly
Ober, Lynne
McNamara, Richard
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Seidel, Carl
Sullivan, Victoria

Barry, Richard
Moore, Craig
Donovan, Daniel
Fromuth, Bart
Gould, Linda
Hinch, Richard
Graham, John
King, Mark
LeBrun, Donald
Murotake, David
Ohm, Bill
Prout, Andrew
Sanborn, Laurie
Somero, Paul
Vaillancourt, Steve

Bouldin, Amanda
Christensen, Chris
Dyer, Caleb
Griffin, Gerald
Halstead, Carolyn
Hopper, Gary
Moore, Josh
Kurk, Neal
Lewicke, John
Murphy, Keith
Panasiti, Reed
Ober, Russell
Schleien, Eric
Wolf, Terry
Valera, John

Burt, John
Christie, Rick
Edwards, Elizabeth
Smith, Gregory
Hansen, Peter
Hynes, Dan
Schmidt, Janice
L'Heureux, Robert
Manley, Jonathan
Negron, Steve
Pierce, David
Renzullo, Andrew
Scully, Kevin
Ulery, Jordan
Vann, Ivy

MERRIMACK

Alicea, Caroletta
Long, Douglas
Hoell, J.R.
Moffett, Michael
Rogers, Katherine
Wells, Natalie

Kuch, Bill
Wolf, Dan
Horn, Werner
Marple, Richard
Seaworth, Brian

Brewster, Michael
Ebel, Karen
Klose, John
McGuire, Carol
Walsh, Thomas

Copp, Anne
Hill, Gregory
Leavitt, John
Pearl, Howard
Testerman, Dave

ROCKINGHAM

Cook, Allen
Baldasaro, Alfred
Bove, Martin
Thomas, Douglas
Dowling, Patricia
Fesh, Robert
Hagan, Joseph
Janigian, John
Kolodziej, Walter
Manning, John
Miz, David
Packard, Sherman
Read, Ellen
Spillane, James
Tripp, Richard
Webb, James
Woitkun, Steven

Abrami, Patrick
Barnes, Arthur
Chase, Francis
Dean-Bailey, Yvonne
Edgar, Michael
Gay, Betty
Hoelzel, Kathleen
Janvriin, Jason
Lundgren, David
Matthews, Carolyn
Nasser, Jim
Polewarczyk, William
Rimol, Bob
Stone, Brian
True, Chris
Welch, David

Allen, Mary
Bates, David
Costable, Michael
DeSimone, Debra
Elliott, Robert
Green, Dennis
Itse, Daniel
O'Connor, John
Griffin, Mary
McKinney, Betsy
Nigrello, Robert
Gordon, Richard
Sapareto, Frank
Le, Tamara
Verville, Kevin
Weyler, Kenneth

Altschiller, Debra
Bean, Philip
Cushing, Robert Renny
Doucette, Fred
Emerick, J. Tracy
Guthrie, Joseph
Edwards, Jess
Katsakiores, Phyllis
Major, Norman
McMahon, Charles
Osborne, Jason
Tilton, Rio
Somssich, Peter
Torosian, Peter
Vose, Michael
Willis, Brenda

STRAFFORD

Beaudoin, Steven
Fontneau, Timothy
Kaczynski, Thomas
Mullen, John
Scruton, Matthew

Bixby, Peter
Frost, Sherry
Turcotte, Leonard
Phinney, Brandon
Spencer, Matthew

Cilley, Jacalyn
Harrington, Michael
Smith, Marjorie
Pitre, Joseph
Wuelper, Kurt

Epstein, Isaac
Horgan, James
McNally, Jody
Graham, Robert

SULLIVAN

Gauthier, Francis
Oxenham, Lee

Grenier, James
Rollins, Skip

Irwin, Virginia
Smith, Steven

Laware, Thomas

NAYS - 139
BELKNAP

Fields, Dennis

Huot, David

CARROLL

Knirk, Jerry

CHESHIRE

Abbott, Michael
Burridge, Delmar
Johnsen, Gladys
Shepardson, Marjorie

Ames, Richard
Harvey, Cathryn
Mann, John
Tatro, Bruce

Berch, Paul
Eaton, Daniel
Meador, David
Pearson, William

Bordenet, John
Fenton, Donovan
Parkhurst, Henry
Weber, Lucy

COOS

Fothergill, John

Hatch, William

Laflamme, Larry

Moynihan, Wayne

GRAFTON

Almy, Susan
Josephson, Timothy
Nordgren, Sharon

Bennett, Travis
Maes, Kevin
Smith, Suzanne

Boutin, Skylar
Massimilla, Linda
Sykes, George

Campion, Polly
Mulligan, Mary Jane

HILLSBOROUGH

Ayala, Jessica
Beaulieu, Jane
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Heath, Mary
Keane, Amelia
Lisle, David
Martin, Joelle
O'Brien, Michael
Walsh, Robert
Shaw, Barbara
Van Houten, Connie

Griffin, Barbara
Carr, John
Cote, David
Elber, Joel
Gagne, Larry
Herbert, Christopher
Klee, Patricia
MacKay, Mariellen
Martineau, Jesse
O'Leary, Richard
Roberts, Carol
Sofikitis, Catherine
Williams, Kermit

Backus, Robert
Chandlee, Shannon
Sullivan, Daniel
Forest, Armand
Gidge, Kenneth
Jack, Martin
Lascelles, Richard
MacKenzie, Mark
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Smith, Timothy

Baroody, Benjamin
Cleaver, Skip
Danielson, David
Freeman, Lisa
Goley, Jeffrey
Judy, Jean
Leishman, Peter
Mangipudi, Latha
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Twombly, Timothy

MERRIMACK

Turcotte, Alan
Doherty, David
MacKay, James
Patten, Dick
Wallner, Mary Jane

Bartlett, Christy
Gle, Mary
Kenison, Linda
Schuett, Dianne
Walz, Mary Beth

Rice, Chip
Moffett, Howard
Luneau, David
Shurtleff, Stephen
Woolpert, David

Carson, Clyde
Henle, Paul
Myler, Mel
Soucy, Timothy

ROCKINGHAM

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

Cahill, Michael
Gilman, Julie
McBeath, Rebecca
Pantelakos, Laura

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Messmer, Mindi
Sytek, John

DiLorenzo, Charlotte
Pearson, Mark
Murray, Kate
Ward, Gerald

STRAFFORD

Burton, Wayne
Keans, Sandra
Salloway, Jeffrey
Sprague, Dale

Ellis, Donna
Krans, Hamilton
Sandler, Catt
Treleaven, Susan

Grassie, Chuck
Opderbecke, Linn
Southworth, Thomas
Vincent, Kenneth

Horrigan, Timothy
Schmidt, Peter
Spang, Judith
Wall, Janet

SULLIVAN

Cloutier, John

Gagnon, Raymond

Gottling, Suzanne

Tanner, Linda

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

MOTION TO LIMIT DEBATE

Reps. Hinch and Shurtleff moved that debate be limited to 2 minutes per speaker, including questions.
Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 246 - NAYS 115

YEAS - 246
BELKNAP

Fields, Dennis
Varney, Peter

Huot, David

Maloney, Michael

Spanos, Peter

CARROLL

Chandler, Gene
Nelson, Bill

McCarthy, Frank
Schmidt, Stephen

Knirk, Jerry
Umberger, Karen

McConkey, Mark

CHESHIRE

Abbott, Michael
Burridge, Delmar
Fenton, Donovan
McConnell, James
Shepardson, Marjorie
Pearson, William

Ames, Richard
Harvey, Cathryn
Johnsen, Gladys
Meador, David
Stallcop, Joseph
Weber, Lucy

Berch, Paul
Ley, Douglas
Hunt, John
O'Day, John
Sterling, Franklin

Bordenet, John
Faulkner, Barry
Mann, John
Parkhurst, Henry
Tatro, Bruce

COOS

Fothergill, John
Theberge, Robert

Hatch, William
Tucker, Edith

Judd, Bing
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Abel, Richard
Boutin, Skylar
Higgins, Patricia
Nordgren, Sharon

Almy, Susan
Darrow, Stephen
Ladd, Rick
Smith, Suzanne

Bailey, Brad
Dontonville, Roger
Maes, Kevin
Sykes, George

Bennett, Travis
Hennessey, Erin
Mulligan, Mary Jane
White, Andrew

HILLSBOROUGH

Ayala, Jessica
Barry, Richard
Carr, John
Cornell, Patricia
Dickey, Glen
Forest, Armand
Gagne, Larry
Heath, Mary
Hynes, Dan
Judy, Jean
L'Heureux, Robert
Lisle, David
Mangipudi, Latha
Murotake, David
Ohm, Bill
Proulx, Mark
Rosenwald, Cindy
Shaw, Barbara
Van Houten, Connie

Griffin, Barbara
Beaulieu, Jane
Chandley, Shannon
Cote, David
DiSilvestro, Linda
Freeman, Lisa
Gargas, Carolyn
Herbert, Christopher
Belanger, James
Rice, Kimberly
Ober, Lynne
MacKay, Mariellen
Manley, Jonathan
Newman, Sue
Panasiti, Reed
Ober, Russell
Rouillard, Claire
Somero, Paul
Vann, Ivy

Backus, Robert
Byron, Frank
Christensen, Chris
Sullivan, Daniel
Donovan, Daniel
Freitas, Mary
Goley, Jeffrey
Hinch, Richard
Graham, John
Keane, Amelia
Lascelles, Richard
McCarthy, Michael
Martineau, Jesse
Nutting, Allison
Pierce, David
Walsh, Robert
Sanborn, Laurie
Wolf, Terry

Baroody, Benjamin
Moore, Craig
Cleaver, Skip
Danielson, David
Dyer, Caleb
Smith, Gregory
Hansen, Peter
Hopper, Gary
Schmidt, Janice
Kurk, Neal
LeBrun, Donald
MacKenzie, Mark
McNamara, Richard
O'Brien, Michael
Porter, Marjorie
Roberts, Carol
Seidel, Carl
Valera, John

MERRIMACK

Turcotte, Alan
Long, Douglas
Gle, Mary
Kenison, Linda
Myler, Mel
Soucy, Timothy

Kuch, Bill
Wolf, Dan
Moffett, Howard
Klose, John
Patten, Dick
Walsh, Thomas

Bartlett, Christy
Doherty, David
Henle, Paul
Leavitt, John
Schuett, Dianne
Wallner, Mary Jane

Rice, Chip
Ebel, Karen
MacKay, James
Luneau, David
Shurtleff, Stephen
Woolpert, David

ROCKINGHAM

Abrami, Patrick
Bove, Martin
DeSimone, Debra
Edgar, Michael
Fesh, Robert
Hagan, Joseph
O'Connor, John
Lovejoy, Patricia
Major, Norman
McBeath, Rebecca
Milz, David
Osborne, Jason
Sapareto, Frank
Ward, Gerald
Willis, Brenda

Allen, Mary
Cahill, Michael
DiLorenzo, Charlotte
Elliott, Robert
Gilman, Julie
Hoelzel, Kathleen
Katsakiores, Phyllis
Lundgren, David
Malloy, Dennis
McKinney, Betsy
Murray, Kate
Packard, Sherman
Sytek, John
Webb, James
Woitkun, Steven

Barnes, Arthur
Chase, Francis
Doucette, Fred
Emerick, J. Tracy
Green, Dennis
Edwards, Jess
Khan, Aboul
Griffin, Mary
Manning, John
McMahon, Charles
Nasser, Jim
Pantelakos, Laura
Le, Tamara
Welch, David

Berrien, Skip
Dean-Bailey, Yvonne
Dowling, Patricia
Farnham, Betsey
Guthrie, Joseph
Janigian, John
Kolodziej, Walter
Pearson, Mark
Matthews, Carolyn
Messmer, Mindi
Nigrello, Robert
Rimol, Bob
Tripp, Richard
Weyler, Kenneth

STRAFFORD

Beaudoin, Steven
Fontneau, Timothy
Horgan, James
Opderbecke, Linn

Bixby, Peter
Frost, Sherry
Krans, Hamilton
Pitre, Joseph

Burton, Wayne
Grassie, Chuck
McNally, Jody
Graham, Robert

Ellis, Donna
Harrington, Michael
Mullen, John
Salloway, Jeffrey

Sandler, Catt
Sprague, Dale
Wuelper, Kurt

Scruton, Matthew
Treleaven, Susan

Southworth, Thomas
Vincent, Kenneth

Spang, Judith
Wall, Janet

SULLIVAN

Gagnon, Raymond
Laware, Thomas

Gauthier, Francis
Oxenham, Lee

Gottling, Suzanne
Rollins, Skip

Grenier, James
Smith, Steven

NAYS - 115

BELKNAP

Abear, Marc
Lang, Timothy

Aldrich, Glen
Silber, Norman

Comtois, Barbara
Sylvia, Michael

Howard, Raymond
Vadney, Herbert

CARROLL

Avellani, Lino
Marsh, William

Butler, Edward

Comeau, Ed

Cordelli, Glenn

CHESHIRE

COOS

Eaton, Daniel

Lafiamme, Larry

GRAFTON

Binford, David
Hull, Robert
Schwaegler, Vicki

Brown, Duane
Josephson, Timothy
Johnson, Tiffany

Campion, Polly
Massimilla, Linda

Ham, Bonnie
Rand, Steven

HILLSBOROUGH

Ammon, Keith
Edwards, Elizabeth
Griffin, Gerald
Hellwig, Steve
Klee, Patricia
Murphy, Keith
Long, Patrick
Schleien, Eric
Twombly, Timothy
Williams, Kermit

Bouldin, Amanda
Elber, Joel
Gidge, Kenneth
Moore, Josh
Leishman, Peter
Negron, Steve
Prout, Andrew
Scully, Kevin
Ulery, Jordan

Burt, John
Ferreira, Elizabeth
Gould, Linda
Jack, Martin
Lewicke, John
Notter, Jeanine
Renzullo, Andrew
Sofikitis, Catherine
Sullivan, Victoria

Christie, Rick
Fromuth, Bart
Halstead, Carolyn
King, Mark
Martin, Joelle
O'Leary, Richard
Harvey, Suzanne
Smith, Timothy
Vaillancourt, Steve

MERRIMACK

Alicea, Caroletta
Hill, Gregory
Marple, Richard
Seaworth, Brian

Brewster, Michael
Hoell, J.R.
McGuire, Carol
Testerman, Dave

Carson, Clyde
Horn, Werner
Pearl, Howard
Walz, Mary Beth

Copp, Anne
Moffett, Michael
Rogers, Katherine
Wells, Natalie

ROCKINGHAM

Cook, Allen
Bean, Philip
Thomas, Douglas
Gordon, Pamela
Read, Ellen
Torosian, Peter

Altschiller, Debra
Cali-Pitts, Jacqueline
Gay, Betty
Polewarczyk, William
Somssich, Peter
True, Chris

Baldasaro, Alfred
Costable, Michael
Itse, Daniel
Gordon, Richard
Spillane, James
Verville, Kevin

Bates, David
Cushing, Robert Renny
Janvrin, Jason
Tilton, Rio
Stone, Brian
Vose, Michael

STRAFFORD

Cilley, Jacalyn
Keans, Sandra
Phinney, Brandon

Epstein, Isaac
Turcotte, Leonard
Spencer, Matthew

Horrigan, Timothy
Smith, Marjorie

Kaczynski, Thomas
Schmidt, Peter

SULLIVAN

Cloutier, John

Irwin, Virginia

Tanner, Linda

and the motion was adopted.

REGULAR CALENDAR CONT'D

HB 617-FN, relative to jury trials for imposition of fines in zoning violations. OUGHT TO PASS WITH AMENDMENT.

Rep. Michael Sylvia for Judiciary. This bill as amended removes a provision from RSA 676:17, I which allows planning and zoning boards to negate a person's right to a jury trial. In cases where a possible violation continues and fines are applied for each subsequent day after receiving notice, the current statute provides that each day be treated as a separate offense. By doing so, an alleged violator could be subjected to fines easily surpassing \$1500 in total. Our constitution provides in Article 20 that for cases (causes) in which the value in controversy is greater than \$1500, the parties have a right to trial by jury. This bill does not change the amount of the fines or the further fines for subsequent days of a continuing violation. It simply assures the possibility of a jury trial should the issue not be resolved and the fines total more than \$1500. Vote 8-7.

Amendment (0200h)

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

AN ACT relative to penalties for violations of planning and zoning laws.

Amend the bill by replacing section 1 with the following:

1 Planning and Zoning; Fines and Penalties; Continuing Violation. Amend RSA 676:17, I to read as follows:

I. Any person who violates any of the provisions of this title, or any local ordinance, code, or regulation adopted under this title, or any provision or specification of any application, plat, or plan approved by, or any requirement or condition of a permit or decision issued by, any local administrator or land use board acting under the authority of this title shall be guilty of a misdemeanor if a natural person, or guilty of a felony if any other person; and shall be subject to a civil penalty of \$275 for the first offense, and \$550 for subsequent offenses, for each day that such violation is found to continue after the conviction date or after the date on which the violator receives written notice from the municipality that the violator is in violation, whichever is earlier. ~~[Each day that a violation continues shall be a separate offense.]~~

AMENDED ANALYSIS

This bill removes the authority to charge each day of a continuing violation of planning and zoning laws as a separate offense.

Committee amendment adopted.

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

Rep. Berch spoke against.

Rep. Sylvia spoke in favor.

Rep. Prout requested a roll call; sufficiently seconded.

YEAS 189 - NAYS 166**YEAS - 189****BELKNAP**

Abear, Marc
Howard, Raymond
Spanos, Peter

Aldrich, Glen
Lang, Timothy
Sylvia, Michael

Comtois, Barbara
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
McConkey, Mark
Marsh, William

Comeau, Ed
Nelson, Bill

Cordelli, Glenn
Schmidt, Stephen

McCarthy, Frank
Umberger, Karen

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Sterling, Franklin

COOS

Fothergill, John

Judd, Bing

Theberge, Robert

Thomas, Yvonne

GRAFTON

Abel, Richard
Darrow, Stephen
Schwaegler, Vicki

Bailey, Brad
Ham, Bonnie
Johnson, Tiffany

Binford, David
Hull, Robert

Brown, Duane
Ladd, Rick

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Dyer, Caleb
Fromuth, Bart
Gould, Linda
Hopper, Gary
Moore, Josh
Lascelles, Richard
Murotake, David
Ohm, Bill
Prout, Andrew
Sanborn, Laurie
Somero, Paul
Sullivan, Victoria

Barry, Richard
Moore, Craig
Danielson, David
Edwards, Elizabeth
Griffin, Gerald
Halstead, Carolyn
Hynes, Dan
Kurk, Neal
LeBrun, Donald
Murphy, Keith
Panasiti, Reed
Ober, Russell
Schleien, Eric
Wolf, Terry
Vaillancourt, Steve

Bouldin, Amanda
Carr, John
Dickey, Glen
Ferreira, Elizabeth
Smith, Gregory
Hellwig, Steve
Belanger, James
L'Heureux, Robert
Lewicke, John
Negron, Steve
Pierce, David
Renzullo, Andrew
Scully, Kevin
Twombly, Timothy
Valera, John

Burt, John
Christensen, Chris
Donovan, Daniel
Freeman, Lisa
Gargas, Carolyn
Hinch, Richard
Graham, John
Ober, Lynne
McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Seidel, Carl
Ulery, Jordan

MERRIMACK

Kuch, Bill
Wolf, Dan

Brewster, Michael
Hill, Gregory

Copp, Anne
Hoell, J.R.

Long, Douglas
Horn, Werner

Klose, John
McGuire, Carol
Testerman, Dave

Leavitt, John
Smith, Ryan
Wells, Natalie

Moffett, Michael
Seaworth, Brian

Marple, Richard
Walsh, Thomas

ROCKINGHAM

Cook, Allen
Barnes, Arthur
Chase, Francis
DeSimone, Debra
Emerick, J. Tracy
Guthrie, Joseph
Edwards, Jess
Kolodziej, Walter
Major, Norman
Milz, David
Polewarczyk, William
Sapareto, Frank
Torosian, Peter
Webb, James
Woitkun, Steven

Abrami, Patrick
Bates, David
Costable, Michael
Doucette, Fred
Fesh, Robert
Hagan, Joseph
Janigian, John
Lundgren, David
Manning, John
Nasser, Jim
Gordon, Richard
Spillane, James
True, Chris
Welch, David

Allen, Mary
Bean, Philip
Thomas, Douglas
Dowling, Patricia
Gay, Betty
Hoelzel, Kathleen
O'Connor, John
Griffin, Mary
McKinney, Betsy
Osborne, Jason
Read, Ellen
Stone, Brian
Verville, Kevin
Weyler, Kenneth

Baldasaro, Alfred
Bove, Martin
Dean-Bailey, Yvonne
Elliott, Robert
Gilman, Julie
Itse, Daniel
Katsakiores, Phyllis
Pearson, Mark
McMahon, Charles
Packard, Sherman
Rimol, Bob
Sytek, John
Vose, Michael
Willis, Brenda

Beaudoin, Steven
McNally, Jody
Graham, Robert

Harrington, Michael
Mullen, John
Scruton, Matthew

Kaczynski, Thomas
Phinney, Brandon
Spencer, Matthew

Turcotte, Leonard
Pitre, Joseph
Wuelper, Kurt

STRAFFORD

Gauthier, Francis

Laware, Thomas

Rollins, Skip

Smith, Steven

SULLIVAN

NAYS - 166

BELKNAP

Huot, David

Butler, Edward

Chandler, Gene

CARROLL

Knirk, Jerry

CHESHIRE

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

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

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

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

COOS

Hatch, William

Laflamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Almy, Susan
Dontonville, Roger
Maes, Kevin
Rand, Steven

Bennett, Travis
Hennessey, Erin
Massimilla, Linda
Smith, Suzanne

Boutin, Skylar
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Campion, Polly
Josephson, Timothy
Nordgren, Sharon
White, Andrew

HILLSBOROUGH

Ayala, Jessica
Beaulieu, Jane
Cote, David
Forest, Armand
Goley, Jeffrey
Jack, Martin
Klee, Patricia
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Shaw, Barbara
Vann, Ivy

Griffin, Barbara
Chandlee, Shannon
Sullivan, Daniel
Freitas, Mary
Heath, Mary
Judy, Jean
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Sofikitis, Catherine
Williams, Kermit

Backus, Robert
Cleaver, Skip
DiSilvestro, Linda
Gagne, Larry
Herbert, Christopher
Keane, Amelia
Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Smith, Timothy

Baroody, Benjamin
Cornell, Patricia
Elber, Joel
Gidge, Kenneth
Schmidt, Janice
King, Mark
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Van Houten, Connie

MERRIMACK

Turcotte, Alan
Carson, Clyde
Moffett, Howard
Luneau, David
Shurtleff, Stephen
Woolpert, David

Alicea, Caroletta
Doherty, David
Henle, Paul
Myler, Mel
Soucy, Timothy

Bartlett, Christy
Ebel, Karen
MacKay, James
Patten, Dick
Wallner, Mary Jane

Rice, Chip
Gile, Mary
Kenison, Linda
Schuett, Dianne
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Janvrin, Jason
McBeath, Rebecca
Gordon, Pamela
Tripp, Richard

Berrien, Skip
DiLorenzo, Charlotte
Lovejoy, Patricia
Messmer, Mindi
Pantelakos, Laura
Ward, Gerald

Cahill, Michael
Edgar, Michael
Malloy, Dennis
Murray, Kate
Tilton, Rio

Cali-Pitts, Jacqueline
Farnham, Betsey
Matthews, Carolyn
Nigrello, Robert
Le, Tamara

STRAFFORD

Bixby, Peter
Epstein, Isaac
Horgan, James
Smith, Marjorie
Sandler, Catt
Treleaven, Susan

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

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

Ellis, Donna
Grassie, Chuck
Krans, Hamilton
Salloway, Jeffrey
Sprague, Dale

SULLIVAN

Cloutier, John
Irwin, Virginia

Gagnon, Raymond
Oxenham, Lee

Gottling, Suzanne
Tanner, Linda

Grenier, James

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

HB 115-FN, establishing a state minimum wage and providing for adjustments to the minimum wage.
MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.

Rep. Keith Murphy for the Majority of Labor, Industrial and Rehabilitative Services. This bill would set the minimum wage at \$9.50 per hour on January 1, 2018, and then increase it to \$12 in 2019. Thereafter it would be indexed to inflation. The tipped minimum wage would increase from \$3.27 per hour to \$5.70 in 2018 and \$7.20 in 2019. The majority of the committee finds that the unemployment rate in our state is at a historically low level, indicating a labor shortage. Wages have been steadily increasing in response, to the point that very few people are earning the minimum wage of \$7.25 per hour. HB 115 would give us by far the highest tipped wage in New England and more than twice that of Massachusetts, putting our hospitality and tourism industries at risk. Everyone wants our citizens to succeed economically, but the majority believes that increasing the minimum wage would most harm those that can least afford it, by deterring employers from hiring those with limited experience or those starting over after leaving the criminal justice system. While well intended, the majority of the committee was persuaded that the free market and the law of supply and demand is already working to raise wages, as evidenced by the fact that our state currently has the fifth highest per capita income in the nation. Vote 12-9.

Rep. Douglas Ley for the Minority of Labor, Industrial and Rehabilitative Services. New Hampshire is becoming the low wage haven in New England, as every other state in the region has increased their minimum wage without suffering any deleterious economic consequences. According to state wage data, 16,000 employees still earn hourly wages at or below the Federal minimum of \$7.25/hour, and this group is heavily skewed female and above age 20. Therefore, the minority believes that raising the minimum wage will improve the quality of life for thousands of New Hampshire citizens, ease the financial burden placed on social welfare agencies and programs, and help make New Hampshire wages more competitive, thereby bring more workers back into New Hampshire.

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

Rep. Cilley spoke against.

Rep. Stephen Schmidt spoke in favor.

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

YEAS 193 - NAYS 169**YEAS - 193****BELKNAP**

Abear, Marc
Howard, Raymond
Spanos, Peter

Aldrich, Glen
Lang, Timothy
Sylvia, Michael

Comtois, Barbara
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark
Marsh, William

Comeau, Ed
Nelson, Bill

Cordelli, Glenn
Schmidt, Stephen

CHESHIRE

Hunt, John

McConnell, James

O'Day, John

Sterling, Franklin

COOS

Fothergill, John

Judd, Bing

Theberge, Robert

GRAFTONBailey, Brad
Hennessey, Erin
Johnson, TiffanyBinford, David
Hull, RobertBrown, Duane
Ladd, RickHam, Bonnie
Schwaegler, Vicki**HILLSBOROUGH**Ammon, Keith
Burt, John
Christensen, Chris
Dyer, Caleb
Fromuth, Bart
Gargas, Carolyn
Hellwig, Steve
Belanger, James
Kurk, Neal
LeBrun, Donald
Murphy, Keith
Panasi, Reed
Ober, Russell
Schleien, Eric
Wolf, Terry
Vaillancourt, SteveGriffin, Barbara
Byron, Frank
Christie, Rick
Fedolfi, Jim
Griffin, Gerald
Gould, Linda
Hinch, Richard
Graham, John
L'Heureux, Robert
Lewicke, John
Negron, Steve
Pierce, David
Renzullo, Andrew
Scully, Kevin
Twombly, Timothy
Valera, JohnBarry, Richard
Moore, Craig
Dickey, Glen
Ferreira, Elizabeth
Smith, Gregory
Halstead, Carolyn
Hopper, Gary
Moore, Josh
Ober, Lynne
McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Seidel, Carl
Ulery, JordanBouldin, Amanda
Carr, John
Donovan, Daniel
Freeman, Lisa
Gagne, Larry
Hansen, Peter
Hynes, Dan
Rice, Kimberly
Lascelles, Richard
Murotake, David
Ohm, Bill
Prout, Andrew
Sanborn, Laurie
Somero, Paul
Sullivan, Victoria**MERRIMACK**Kuch, Bill
Hill, Gregory
Marple, Richard
Seaworth, BrianCopp, Anne
Hoell, J.R.
McGuire, Carol
Walsh, ThomasLong, Douglas
Klose, John
Pearl, Howard
Testerman, DaveWolf, Dan
Moffett, Michael
Smith, Ryan
Wells, Natalie**ROCKINGHAM**Cook, Allen
Barnes, Arthur
Chase, Francis
DeSimone, Debra
Fesh, Robert
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Major, Norman
McMahon, Charles
Osborne, Jason
Tilton, Rio
Stone, Brian
True, Chris
Welch, DavidAbrami, Patrick
Bates, David
Costable, Michael
Doucette, Fred
Green, Dennis
Itse, Daniel
O'Connor, John
Lundgren, David
Manning, John
Milz, David
Packard, Sherman
Rimol, Bob
Sytek, John
Verville, Kevin
Weyler, KennethAllen, Mary
Bean, Philip
Thomas, Douglas
Elliott, Robert
Guthrie, Joseph
Edwards, Jess
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Nasser, Jim
Polewarczyk, William
Sapareto, Frank
Torosian, Peter
Vose, Michael
Woitkun, StevenBaldasaro, Alfred
Bove, Martin
Dean-Bailey, Yvonne
Emerick, J. Tracy
Hagan, Joseph
Janigian, John
Khan, Aboul
Pearson, Mark
McKinney, Betsy
Nigrello, Robert
Gordon, Richard
Spillane, James
Tripp, Richard
Webb, James**STRAFFORD**Beaudoin, Steven
Turcotte, Leonard
Pitre, Joseph
Wuelper, KurtHarrington, Michael
McNally, Jody
Graham, RobertHorgan, James
Mullen, John
Scruton, MatthewKaczynski, Thomas
Phinney, Brandon
Spencer, Matthew**SULLIVAN**Gauthier, Francis
Smith, Steven

Grenier, James

Laware, Thomas

Rollins, Skip

NAYS - 169**BELKNAP****CARROLL****CHESHIRE**

Huot, David

Butler, Edward

Knirk, Jerry

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Meador, David
Pearson, WilliamAmes, Richard
Harvey, Cathryn
Fenton, Donovan
Parkhurst, Henry
Weber, LucyBerch, Paul
Ley, Douglas
Johnsen, Gladys
Shepardson, MarjorieBordenet, John
Eaton, Daniel
Mann, John
Stallcop, Joseph

COOS

Hatch, William
Thomas, Yvonne

Laflamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Campion, Polly
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Almy, Susan
Darrow, Stephen
Maes, Kevin
Rand, Steven

Bennett, Travis
Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

Boutin, Skylar
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

HILLSBOROUGH

Ayala, Jessica
Chandley, Shannon
Sullivan, Daniel
Elber, Joel
Goley, Jeffrey
Jack, Martin
Klee, Patricia
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Shaw, Barbara
Vann, Ivy

Backus, Robert
Cleaver, Skip
Danielson, David
Forest, Armand
Heath, Mary
Judy, Jean
Leishman, Peter
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Sofikitis, Catherine
Williams, Kermit

Baroody, Benjamin
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Herbert, Christopher
Keane, Amelia
Lisle, David
Marley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Smith, Timothy

Beaulieu, Jane
Cote, David
Edwards, Elizabeth
Gidge, Kenneth
Schmidt, Janice
King, Mark
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Van Houten, Connie

MERRIMACK

Turcotte, Alan
Rice, Chip
Gle, Mary
MacKay, James
Myler, Mel
Shurtleff, Stephen
Woolpert, David

Alicea, Caroletta
Carson, Clyde
Moffett, Howard
Kenison, Linda
Patten, Dick
Soucy, Timothy

Bartlett, Christy
Doherty, David
Henle, Paul
Leavitt, John
Rogers, Katherine
Wallner, Mary Jane

Brewster, Michael
Ebel, Karen
Horn, Werner
Luneau, David
Schuett, Dianne
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Farnham, Betsey
Malloy, Dennis
Gordon, Pamela
Le, Tamara

Berrien, Skip
DiLorenzo, Charlotte
Gay, Betty
McBeath, Rebecca
Pantelakos, Laura
Ward, Gerald

Cahill, Michael
Dowling, Patricia
Gilman, Julie
Messmer, Mindi
Read, Ellen
Willis, Brenda

Cali-Pitts, Jacqueline
Edgar, Michael
Lovejoy, Patricia
Murray, Kate
Somssich, Peter

STRAFFORD

Bixby, Peter
Epstein, Isaac
Horrigan, Timothy
Opderbecke, Linn
Southworth, Thomas
Vincent, Kenneth

Burton, Wayne
Fontneau, Timothy
Keans, Sandra
Schmidt, Peter
Spang, Judith
Wall, Janet

Cilley, Jacalyn
Frost, Sherry
Krans, Hamilton
Salloway, Jeffrey
Sprague, Dale

Ellis, Donna
Grassie, Chuck
Smith, Marjorie
Sandler, Catt
Treleven, Susan

SULLIVAN

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Tanner, Linda

Gottling, Suzanne

Irwin, Virginia

and the majority committee report was adopted.

MOTION TO AMEND LIMITED DEBATE

Rep. Marjorie Smith moved to amend limited debate to 3 minutes per speaker and 2 minutes for questions. The Speaker ruled the motion out of order.

REGULAR CALENDAR CONT'D

HB 130, prohibiting an employer from using credit history in employment decisions. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Keith Murphy for the Majority of Labor, Industrial and Rehabilitative Services. This bill seeks to eliminate the opportunity for employers to use credit history in evaluating prospective employees, with some limited exceptions made for certain employers such as banks and government agencies. The majority of the committee believes that given the expense of obtaining credit reports on prospective employees, employers generally will only do so when there is a fiduciary responsibility that requires this factor be taken into consideration. Furthermore the committee finds that there are numerous employers besides banks that require employees to handle cash

as well as personal financial information. The employees of virtually any retail or hospitality business handle thousands of dollars of cash daily, as well as customers' credit cards. While it is rare for these businesses to require credit histories as a condition of employment for any roles below management, the majority of the committee believes it would be bad policy for the state to take away this tool from our employers. We are leary of restricting any employer's due diligence options and seek instead to encourage our companies to grow and hire more employees, and therefore recommend HB 130 Inexpedient to Legislate. Vote 12-9.

Rep. Linda DiSilvestro for the Minority of Labor, Industrial and Rehabilitative Services. The minority feels that restrictions on asking about credit history would not hurt employers, nor cause an increased cost to the employer. The state is having difficulty filling positions. Any potential worker could have his/her identity stolen, and then spend years trying to correct their credit history while pursuing a career, then find that they are denied a position because of identity theft.

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

Rep. MacKenzie spoke against.

Rep. Murphy spoke in favor.

On a division vote, with 190 members having voted in the affirmative, and 170 in the negative, the majority committee report was adopted.

HB 194, permitting employers to pay wages to employees weekly or biweekly. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Leonard Turcotte for the Majority of Labor, Industrial and Rehabilitative Services. This bill would allow, but not require, employers to pay their employees on a biweekly basis without the necessity of requesting an exemption from the Department of Labor (DOL). Current law requires the payment of wages on a weekly basis unless a waiver is requested. Though small, employers would see a reduction in time and administrative costs as they would no longer have to file paperwork for waivers. There would also be a reduction in administrative workload at the DOL since they would no longer need to process the waiver requests. An identical bill (HB 1252) overwhelmingly passed the House of Representatives last year by a vote of 173-112. Currently, there are only 3 other states that require the payment of wages on a weekly basis, and some states allow the payment of wages at intervals as long as a month. Reducing unnecessary regulations and red tape make this bill attractive. Additionally, allowing the employer and employee to set their business relationship maintains our state's free market principles. The majority therefore recommends ought to pass. Vote 11-9.

Rep. Douglas Ley for the Minority of Labor, Industrial and Rehabilitative Services. This bill eliminates the requirement that employers fill out a brief, one-page form with the Department of Labor in order to pay employees biweekly. The minority believes this is not an onerous or unreasonable process for employers. Moreover, it helps the Department of Labor ensure that employers are meeting legal requirements for workers compensation, etc., especially since some 15% of applications are initially denied until corrective action is taken by the employer. Therefore, the current process works to protect employers and employees, imposes no undue burden, and need not be changed.

MOTION TO LAY ON THE TABLE

Rep. Ley moved that **HB 194**, permitting employers to pay wages to employees weekly or biweekly, be laid on the table.

On a division vote, with 176 members having voted in the affirmative, and 181 in the negative, the motion failed.

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

Rep. Cahill spoke against.

(Rep. Chandler in the Chair)

Rep. Leonard Turcotte spoke in favor.

Majority committee report adopted and ordered to third reading.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Almy moved that the House reconsider its action whereby, on a roll call vote of 246-115, the House adopted the motion to limit debate to 2 minutes per speaker, including questions.

Reps. Almy and Ley spoke in favor.

Reps. Weyler and Hinch spoke against.

Rep. Vaillancourt spoke in favor and requested a roll call; sufficiently seconded.

YEAS 154 - NAYS 206

YEAS - 154

BELKNAP

Comtois, Barbara
Sylvia, Michael

Howard, Raymond

Lang, Timothy

Silber, Norman

CARROLL

Avellani, Lino
Marsh, William

Buco, Thomas

Butler, Edward

Comeau, Ed

CHESHIRE

Berch, Paul
Johnsen, Gladys

Burridge, Delmar
Parkhurst, Henry

Ley, Douglas
Pearson, William

Eaton, Daniel

COOS

Hatch, William

Lafamme, Larry

GRAFTON

Almy, Susan
Dontonville, Roger
Maes, Kevin
Sykes, George

Binford, David
Ham, Bonnie
Massimilla, Linda
Johnson, Tiffany

Campion, Polly
Higgins, Patricia
Nordgren, Sharon
White, Andrew

Darrow, Stephen
Josephson, Timothy
Smith, Suzanne

HILLSBOROUGH

Ammon, Keith
Chandley, Shannon
DiSilvestro, Linda
Fromuth, Bart
Halstead, Carolyn
Schmidt, Janice
King, Mark
Mackenzie, Mark
Murphy, Keith
O'Leary, Richard
Walsh, Robert
Scully, Kevin
Ulery, Jordan
Williams, Kermit

Baroody, Benjamin
Christie, Rick
Edwards, Elizabeth
Gidge, Kenneth
Heath, Mary
Jack, Martin
Klee, Patricia
Mangipudi, Latha
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Sofikitis, Catherine
Vaillancourt, Steve

Bouldin, Amanda
Cleaver, Skip
Elber, Joel
Goley, Jeffrey
Hellwig, Steve
Judy, Jean
Leishman, Peter
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Smith, Timothy
Van Houten, Connie

Burt, John
Cornell, Patricia
Ferreira, Elizabeth
Gould, Linda
Belanger, James
Keane, Amelia
Lewicke, John
McNamara, Richard
O'Brien, Michael
Prout, Andrew
Schleien, Eric
Twombly, Timothy
Vann, Ivy

MERRIMACK

Turcotte, Alan
Rice, Chip
Horn, Werner
McGuire, Carol
Shurtleff, Stephen

Alicea, Caroletta
Carson, Clyde
Luneau, David
Smith, Ryan
Wallner, Mary Jane

Bartlett, Christy
Henle, Paul
Moffett, Michael
Schuett, Dianne
Walz, Mary Beth

Brewster, Michael
Hoell, J.R.
Marple, Richard
Seaworth, Brian

ROCKINGHAM

Cook, Allen
Bean, Philip
Cushing, Robert Renny
Lovejoy, Patricia
Murray, Kate
Gordon, Richard
Le, Tamara
Ward, Gerald

Altschiller, Debra
Cahill, Michael
Dowling, Patricia
Malloy, Dennis
Gordon, Pamela
Read, Ellen
Torosian, Peter

Baldasaro, Alfred
Cali-Pitts, Jacqueline
Edgar, Michael
McBeath, Rebecca
Pantelakos, Laura
Somssich, Peter
Tripp, Richard

Bates, David
Costable, Michael
Itse, Daniel
Messmer, Minda
Polewarczyk, William
Stone, Brian
Verville, Kevin

STRAFFORD

Bixby, Peter
Horrigan, Timothy
Spang, Judith
Wall, Janet

Burton, Wayne
Keans, Sandra
Spencer, Matthew

Epstein, Isaac
Turcotte, Leonard
Treleaven, Susan

Frost, Sherry
Smith, Marjorie
Vincent, Kenneth

SULLIVAN

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Tanner, Linda

Gottling, Suzanne

Irwin, Virginia

NAYS - 206**BELKNAP**

Abear, Marc
Maloney, Michael

Aldrich, Glen
Spanos, Peter

Fields, Dennis
Vadney, Herbert

Huot, David
Varney, Peter

CARROLL

Cordelli, Glenn
Nelson, Bill

McCarthy, Frank
Schmidt, Stephen

Knirk, Jerry
Umberger, Karen

McConkey, Mark

CHESHIRE

Abbott, Michael
Faulkner, Barry
McConnell, James
Stallcop, Joseph

Ames, Richard
Fenton, Donovan
Meador, David
Sterling, Franklin

Bordenet, John
Hunt, John
O'Day, John
Tatro, Bruce

Harvey, Cathryn
Mann, John
Shepardson, Marjorie
Weber, Lucy

COOS

Fothergill, John
Tucker, Edith

Judd, Bing
Thomas, Yvonne

Moynihan, Wayne

Theberge, Robert

GRAFTON

Abel, Richard
Brown, Duane
Rand, Steven

Bailey, Brad
Hull, Robert
Schwaegler, Vicki

Bennett, Travis
Ladd, Rick

Boutin, Skylar
Mulligan, Mary Jane

HILLSBOROUGH

Ayala, Jessica
Beaulieu, Jane
Christensen, Chris
Dickey, Glen
Forest, Armand
Smith, Gregory
Herbert, Christopher
Moore, Josh
Ober, Lynne
MacKay, Mariellen
Murotake, David
Panasiti, Reed
Renzullo, Andrew
Seidel, Carl
Sullivan, Victoria

Griffin, Barbara
Byron, Frank
Cote, David
Donovan, Daniel
Freeman, Lisa
Gagne, Larry
Hinch, Richard
Rice, Kimberly
Lascelles, Richard
McCarthy, Michael
Negron, Steve
Pierce, David
Roberts, Carol
Shaw, Barbara
Valera, John

Backus, Robert
Moore, Craig
Sullivan, Daniel
Dyer, Caleb
Freitas, Mary
Gargas, Carolyn
Hopper, Gary
Kurk, Neal
LeBrun, Donald
Marley, Jonathan
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Somero, Paul

Barry, Richard
Carr, John
Danielson, David
Fedolfi, Jim
Griffin, Gerald
Hansen, Peter
Graham, John
L'Heureux, Robert
Lisle, David
Martineau, Jesse
Ohm, Bill
Ober, Russell
Sanborn, Laurie
Wolf, Terry

MERRIMACK

Kuch, Bill
Doherty, David
Hill, Gregory
Leavitt, John
Rogers, Katherine
Wells, Natalie

Copp, Anne
Ebel, Karen
MacKay, James
Myler, Mel
Soucy, Timothy
Woolpert, David

Long, Douglas
Gile, Mary
Kenison, Linda
Patten, Dick
Walsh, Thomas

Wolf, Dan
Moffett, Howard
Klose, John
Pearl, Howard
Testerman, Dave

ROCKINGHAM

Abrami, Patrick
Bove, Martin
DeSimone, Debra
Emerick, J. Tracy
Gilman, Julie
Hoelzel, Kathleen
O'Connor, John
Lundgren, David
Manning, John
Miz, David
Packard, Sherman
Spillane, James
Webb, James
Woitkun, Steven

Allen, Mary
Chase, Francis
DiLorenzo, Charlotte
Farnham, Betsey
Green, Dennis
Edwards, Jess
Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Nasser, Jim
Tilton, Rio
Sytek, John
Welch, David

Barnes, Arthur
Thomas, Douglas
Doucette, Fred
Fesh, Robert
Guthrie, Joseph
Janigian, John
Khan, Aboul
Pearson, Mark
McKinney, Betsy
Nigrello, Robert
Rimol, Bob
True, Chris
Weyler, Kenneth

Berrien, Skip
Dean-Bailey, Yvonne
Elliott, Robert
Gay, Betty
Hagan, Joseph
Janvrin, Jason
Kolodziej, Walter
Major, Norman
McMahon, Charles
Osborne, Jason
Sapareto, Frank
Vose, Michael
Willis, Brenda

STRAFFORD

Beaudoin, Steven
Harrington, Michael
McNally, Jody
Phinney, Brandon
Sandler, Catt
Wuelper, Kurt

Ellis, Donna
Horgan, James
Mullen, John
Pitre, Joseph
Scruton, Matthew

Fontneau, Timothy
Kaczynski, Thomas
Opderbecke, Linn
Graham, Robert
Southworth, Thomas

Grassie, Chuck
Krans, Hamilton
Schmidt, Peter
Salloway, Jeffrey
Sprague, Dale

SULLIVAN

Gauthier, Francis
Smith, Steven

Grenier, James

Laware, Thomas

Rollins, Skip

and the motion failed.

REGULAR CALENDAR CONT'D

HB 442, relative to criminal records checks in the employee application process. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Leonard Turcotte for the Majority of Labor, Industrial and Rehabilitative Services. This bill would prevent an employer from including a question regarding criminal history on a job application. During testimony, we heard from several groups requesting that an amendment be added to exempt their particular employers. The majority believes creating special classes is not appropriate and the fact that so many wanted exemptions illustrates just one of the bill's shortcomings. The bill contains language that would allow civil penalties for an employer deemed to be in violation if an exact employment process is not followed, creating a future for certain lawsuit filings and the costs associated with them. There would also be added costs and time, for both the em-

ployer and employee, if the current job application process were changed to be in compliance with this bill. Adding further regulations and mandates on businesses makes our state less business friendly. An employer needs to be allowed to run their business as seen fit by that employer with the least bureaucratic interference possible. For the foregoing reasons, the majority of the committee recommends Inexpedient to Legislate. Vote 12-9.

Rep. Michael Cahill for the Minority of Labor, Industrial and Rehabilitative Services. This bill was offered in an attempt to allow employers and applicants an opportunity to discuss criminal history during an interview rather than having a box checked on an application; this often leads to the circular file despite any skills, qualifications or years that have passed since the offence. After hearing from employers prohibited from hiring those with criminal records, the sponsor worked to address their issues with exceptions that made sense for our state.

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

Rep. Cahill spoke against.

Rep. Leonard Turcotte spoke in favor.

Majority committee report adopted.

(Speaker Jasper in the Chair)

REGULAR CALENDAR CONT'D

HB 520, relative to right to work. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Fred Doucette for the Majority of Labor, Industrial and Rehabilitative Services. After 7 hours of testimony, the majority remain convinced that "right to work" is inappropriate and wrong for New Hampshire. Much of the testimony in favor of "right to work" came from witnesses based outside of New Hampshire, who failed to offer any evidence that this legislation would improve the business climate, or lead to better working conditions, or create new jobs in New Hampshire. Passage of this legislation would insert government into the employer-employee relationship, an interference that is unwarranted and unwanted. In addition, the majority has deep concerns with regards to the provision of civil and criminal penalties, thereby opening up an entirely new arena for employment litigation. Therefore, the majority conclude that this legislation has no more merit than the previous 34 versions of "right to work" put forth since 1979. We recommend this version be defeated like all previous versions. Vote 14-7.

Rep. Lino Avellani for the Minority of Labor, Industrial and Rehabilitative Services. The minority is of the opinion that "right to work" will enhance the "New Hampshire Advantage." States with right to work legislation have demonstrated increased levels of economic growth, employment opportunity and wage increase. The minority also believes that the only thing this very misunderstood legislation will do is enable an employee who does not wish to join a union to do so without any financial contribution to the same. A positive consequence of passage will be increased communication from the unions to explain and justify the benefits of membership.

CONSIDERATION OF HOUSE BILL

Notwithstanding House Rule 20 (c), shall the House consider **HB 520**, relative to right to work?

Rep. Hoell requested a roll call; not sufficiently seconded.

On a division vote, with 157 members having voted in the affirmative, and 204 in the negative, the question of consideration failed.

REGULAR CALENDAR CONT'D

CACR 6, relating to conflict of interest. Providing that no member of the general court shall sponsor, advocate for, nor vote on any legislation which would create a financial conflict of interest. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Kathleen Hoelzel for the Majority of Legislative Administration. This proposed amendment to the state constitution would put a question on the ballot asking voters if an article should be adopted prohibiting state legislators from advocating for or sponsoring legislation with which they have a financial interest. We have long recognized that the members of our citizen legislature may file legislation on issues with which they are familiar and may have some financial interest. In order to ensure as much transparency as possible on this important issue, the Legislative Ethics Committee (RSA 14-B) was established in 1991. This law has been expanded and strengthened since that time, most recently after an exhaustive review by a statutory commission that met in 2013-2014. The changes proposed by this commission were ultimately adopted last year. In addition, the House further clarified the ethics guidelines as they relate to conflicts of interest just two weeks ago. Under the ethics laws all legislators are required to file financial disclosure forms annually. In addition, any legislator with a conflict of interest with a specific piece of legislation, which includes both financial and non-financial interests, is required to file a Declaration of Intent Form. This form includes a description of the conflict and a statement declaring whether the legislator will or will not participate in the work on the legislation. The penalty for failure to file or filing a false statement is a misdemeanor. The majority believes that conflicts of interest have been appropriately addressed in our ethics laws. Vote 7-4.

Rep. Timothy Smith for the Minority of Legislative Administration. The minority feels that this proposed amendment to the state constitution represents a logical and prudent measure for legislative reform. An amendment to eliminate financial conflict of interest actions in the legislature would boost public confidence and reassure the voters that we are all here to do their business, and not just our own business. This is a measure with enormous bipartisan support outside of the state house, with about 50 constituents contacting the committee, testifying, or signing the blue sheet in support of the amendment. Many expressed shock that such a provision was not already in our state constitution.

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

Rep. Hoelzel spoke in favor.

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

YEAS 208 - NAYS 153

YEAS - 208

BELKNAP

Abear, Marc
Silber, Norman
Varney, Peter

Comtois, Barbara
Spanos, Peter

Fields, Dennis
Sylvia, Michael

Maloney, Michael
Vadney, Herbert

CARROLL

Avellani, Lino
Comeau, Ed
Schmidt, Stephen

Buco, Thomas
Cordelli, Glenn
Umberger, Karen

Butler, Edward
McConkey, Mark
Marsh, William

Chandler, Gene
Nelson, Bill

CHESHIRE

Berch, Paul
Hunt, John
Parkhurst, Henry

Bordenet, John
Mann, John
Sterling, Franklin

Eaton, Daniel
McConnell, James
Tatro, Bruce

Faulkner, Barry
O'Day, John

COOS

Judd, Bing

Theberge, Robert

Thomas, Yvonne

GRAFTON

Almy, Susan
Brown, Duane
Hennessey, Erin
Smith, Suzanne

Bailey, Brad
Darrow, Stephen
Hull, Robert
Johnson, Tiffany

Binford, David
Dontonville, Roger
Ladd, Rick

Boutin, Skylar
Ham, Bonnie
Schwaegler, Vicki

HILLSBOROUGH

Ammon, Keith
Burt, John
Christensen, Chris
Fedolfi, Jim
Smith, Gregory
Halstead, Carolyn
Hopper, Gary
Moore, Josh
Ober, Lynne
Lewicke, John
Negron, Steve
Pierce, David
Renzullo, Andrew
Seidel, Carl
Sullivan, Victoria

Griffin, Barbara
Byron, Frank
Sullivan, Daniel
Freeman, Lisa
Gagne, Larry
Hansen, Peter
Hynes, Dan
Jack, Martin
Lascelles, Richard
McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Somero, Paul
Vaillancourt, Steve

Backus, Robert
Moore, Craig
Danielson, David
Fromuth, Bart
Gargas, Carolyn
Hellwig, Steve
Belanger, James
Kurk, Neal
LeBrun, Donald
Murotake, David
Ohm, Bill
Prout, Andrew
Sanborn, Laurie
Wolf, Terry
Valera, John

Barry, Richard
Carr, John
Donovan, Daniel
Griffin, Gerald
Gould, Linda
Hinch, Richard
Graham, John
L'Heureux, Robert
Leishman, Peter
Murphy, Keith
Panasiti, Reed
Ober, Russell
Scully, Kevin
Twombly, Timothy

MERRIMACK

Kuch, Bill
Wolf, Dan
Klose, John
McGuire, Carol
Soucy, Timothy

Rice, Chip
Hill, Gregory
Leavitt, John
Pearl, Howard
Testerman, Dave

Copp, Anne
Hoell, J.R.
Moffett, Michael
Smith, Ryan
Wells, Natalie

Long, Douglas
Horn, Werner
Marple, Richard
Seaworth, Brian

ROCKINGHAM

Abrami, Patrick
Bates, David
Costable, Michael
Dowling, Patricia
Gay, Betty
Hagan, Joseph

Allen, Mary
Bean, Philip
Thomas, Douglas
Elliott, Robert
Gilman, Julie
Hoelzel, Kathleen

Baldasaro, Alfred
Bove, Martin
Dean-Bailey, Yvonne
Emerick, J. Tracy
Green, Dennis
Edwards, Jess

Barnes, Arthur
Chase, Francis
DeSimone, Debra
Fesh, Robert
Guthrie, Joseph
Janigian, John

Janvrin, Jason
Kolodziej, Walter
Major, Norman
McMahon, Charles
Osborne, Jason
Tilton, Rio
Stone, Brian
Vose, Michael
Willis, Brenda

O'Connor, John
Lundgren, David
Manning, John
Milz, David
Packard, Sherman
Rimol, Bob
Sytek, John
Webb, James
Woitkun, Steven

Katsakiores, Phyllis
Griffin, Mary
Matthews, Carolyn
Nasser, Jim
Polewarczyk, William
Sapareto, Frank
Tripp, Richard
Welch, David

Khan, Aboul
Pearson, Mark
McKinney, Betsy
Nigrello, Robert
Gordon, Richard
Spillane, James
True, Chris
Weyler, Kenneth

STRAFFORD

Beaudoin, Steven
Kaczynski, Thomas
Mullen, John
Graham, Robert
Vincent, Kenneth

Bixby, Peter
Turcotte, Leonard
Schmidt, Peter
Scruton, Matthew
Wall, Janet

Harrington, Michael
Smith, Marjorie
Phinney, Brandon
Spencer, Matthew
Wuelper, Kurt

Horgan, James
McNally, Jody
Pitre, Joseph
Sprague, Dale

SULLIVAN

Gauthier, Francis
Smith, Steven

Grenier, James

Irwin, Virginia

Rollins, Skip

NAYS - 153

BELKNAP

Aldrich, Glen

Howard, Raymond

Huot, David

Lang, Timothy

CARROLL

McCarthy, Frank

Knirk, Jerry

CHESHIRE

Abbott, Michael
Ley, Douglas
Shepardson, Marjorie

Ames, Richard
Fenton, Donovan
Stallcop, Joseph

Burridge, Delmar
Johnsen, Gladys
Pearson, William

Harvey, Cathryn
Meador, David
Weber, Lucy

COOS

Fothergill, John
Tucker, Edith

Hatch, William

Laflamme, Larry

Moynihan, Wayne

GRAFTON

Abel, Richard
Josephson, Timothy
Nordgren, Sharon

Bennett, Travis
Maes, Kevin
Rand, Steven

Campion, Polly
Massimilla, Linda
Sykes, George

Higgins, Patricia
Mulligan, Mary Jane
White, Andrew

HILLSBOROUGH

Ayala, Jessica
Chandley, Shannon
Cote, David
Edwards, Elizabeth
Freitas, Mary
Herbert, Christopher
King, Mark
MacKenzie, Mark
Martineau, Jesse
O'Brien, Michael
Walsh, Robert
Schleien, Eric
Ulery, Jordan

Baroody, Benjamin
Christie, Rick
Dickey, Glen
Elber, Joel
Gidge, Kenneth
Schmidt, Janice
Klee, Patricia
Mangipudi, Latha
McNamara, Richard
O'Leary, Richard
Roberts, Carol
Shaw, Barbara
Van Houten, Connie

Beaulieu, Jane
Cleaver, Skip
DiSilvestro, Linda
Ferreira, Elizabeth
Goley, Jeffrey
Judy, Jean
Lisle, David
Manley, Jonathan
Newman, Sue
Long, Patrick
Rosenwald, Cindy
Sofikitis, Catherine
Vann, Ivy

Bouldin, Amanda
Cornell, Patricia
Dyer, Caleb
Forest, Armand
Heath, Mary
Keane, Amelia
MacKay, Mariellen
Martin, Joelle
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Smith, Timothy
Williams, Kermit

MERRIMACK

Turcotte, Alan
Carson, Clyde
Moffett, Howard
Luneau, David
Schuett, Dianne
Woolpert, David

Alicea, Caroletta
Doherty, David
Henle, Paul
Myler, Mel
Shurtleff, Stephen

Bartlett, Christy
Ebel, Karen
MacKay, James
Patten, Dick
Wallner, Mary Jane

Brewster, Michael
Gle, Mary
Kenison, Linda
Rogers, Katherine
Walz, Mary Beth

ROCKINGHAM

Cook, Allen
Cali-Pitts, Jacqueline
Farnham, Betsey
McBeath, Rebecca
Pantelakos, Laura
Torosian, Peter

Altschiller, Debra
Cushing, Robert Renny
Itse, Daniel
Messmer, Mindi
Read, Ellen
Verville, Kevin

Berrien, Skip
DiLorenzo, Charlotte
Lovejoy, Patricia
Murray, Kate
Somssich, Peter
Ward, Gerald

Cahill, Michael
Edgar, Michael
Malloy, Dennis
Gordon, Pamela
Le, Tamara

STRAFFORD

Burton, Wayne
Fontneau, Timothy
Keans, Sandra
Sandler, Catt

Cilley, Jacalyn
Frost, Sherry
Krans, Hamilton
Southworth, Thomas

Ellis, Donna
Grassie, Chuck
Opderbecke, Linn
Spang, Judith

Epstein, Isaac
Horrigan, Timothy
Salloway, Jeffrey
Treleven, Susan

SULLIVAN

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Tanner, Linda

Gottling, Suzanne

Laware, Thomas

and the majority committee report was adopted.

HCR 2, supporting efforts to ensure that students from New Hampshire have access to debt-free higher education at public colleges and universities. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Sherman Packard for the Majority of Legislative Administration. The majority of the committee believes that any effort to control student debt should be considered. However, we do not believe that the adoption of a House Concurrent Resolution is the most effective way to achieve this goal. This resolution urges the NH General Court to support increased funding to the states and increased aid to students to ensure access to debt-free higher education. A more constructive approach would be to offer specific legislative proposals. We suggest that the sponsors submit ideas for achieving this goal as part of the budget process. In addition, more money may be coming from the federal government to help in this effort; we could identify programs through which to disburse these funds. Vote 7-4.

Rep. Lucy Weber for the Minority of Legislative Administration. This is a simple resolution encouraging access to a debt-free college education. The minority believes that student debt is one of the critical issues facing the State of New Hampshire at this time; impacting not only students, but also their parents, the willingness and ability of students to remain in the State of New Hampshire, and the availability to NH businesses of a qualified, appropriately educated work force. The resolution simply encourages access to a debt-free college education in the following four ways: first, encourage increased support to states to promote increased investment in higher education and lower costs for students. Second, encourage increased aid to students to lower their debt load. Third, encourage increased efficiency and innovation to lower costs and enable speedy and less costly degree completion. Finally, encourage ways of reducing the burden of existing student debt. The minority is persuaded that measures such as these would provide benefits to students, businesses and the state economy, and so supports passage of the resolution.

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

Rep. Packard spoke in favor.

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

YEAS 202 - NAYS 149**YEAS - 202****BELKNAP**

Abear, Marc
Howard, Raymond
Spanos, Peter

Aldrich, Glen
Lang, Timothy
Sylvia, Michael

Comtois, Barbara
Maloney, Michael
Vadney, Herbert

Fields, Dennis
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
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Twombly, Timothy
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Hynes, Dan
Rice, Kimberly
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McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Seidel, Carl
Ulery, Jordan

Forest, Armand
Smith, Gregory
Hansen, Peter
Belanger, James
Kurk, Neal
LeBrun, Donald
Murotake, David
Ohm, Bill
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Janigian, John
Khan, Aboul
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Gordon, Richard
Spillane, James
True, Chris
Welch, David

Allen, Mary
Bean, Philip
Thomas, Douglas
Elliott, Robert
Gilman, Julie
Hoelzel, Kathleen
Janvrin, Jason
Kolodziej, Walter
Major, Norman
McMahon, Charles
Osborne, Jason
Tilton, Rio
Sytek, John
Verville, Kevin
Weyler, Kenneth

Baldasaro, Alfred
Bove, Martin
DeSimone, Debra
Emerick, J. Tracy
Green, Dennis
Itse, Daniel
O'Connor, John
Lundgren, David
Manning, John
Milz, David
Packard, Sherman
Rimol, Bob
Torosian, Peter
Vose, Michael
Willis, Brenda

Barnes, Arthur
Chase, Francis
DiLorenzo, Charlotte
Fesh, Robert
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Edwards, Jess
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Matthews, Carolyn
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Sapareto, Frank
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Harrington, Michael
Turcotte, Leonard
Phinney, Brandon
Wuelper, Kurt

Horgan, James
McNally, Jody
Graham, Robert

Kaczynski, Thomas
Mullen, John
Scruton, Matthew

SULLIVAN

Gauthier, Francis
Smith, Steven

Grenier, James

Laware, Thomas

Rollins, Skip

NAYS - 149

BELKNAP

Huot, David

CARROLL

Butler, Edward

Knirk, Jerry

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Parkhurst, Henry
Weber, Lucy

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
Shepardson, Marjorie

Berch, Paul
Ley, Douglas
Mann, John
Stallcop, Joseph

Bordenet, John
Eaton, Daniel
Meador, David
Pearson, William

COOS

Hatch, William

Laflamme, Larry

Moynihan, Wayne

Thomas, Yvonne

GRAFTON

Abel, Richard
Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

Almy, Susan
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Bennett, Travis
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Campion, Polly
Maes, Kevin
Rand, Steven

HILLSBOROUGH

Ayala, Jessica
Bouldin, Amanda
Cote, David
Freitas, Mary
Heath, Mary
Keane, Amelia
Mackay, Mariellen
Martin, Joelle
O'Brien, Michael
Walsh, Robert
Shaw, Barbara
Vann, Ivy

Backus, Robert
Chandley, Shannon
Sullivan, Daniel
Gargas, Carolyn
Herbert, Christopher
King, Mark
Mackenzie, Mark
Martineau, Jesse
O'Leary, Richard
Roberts, Carol
Sofikitis, Catherine
Williams, Kermit

Barody, Benjamin
Cleaver, Skip
Dickey, Glen
Gidge, Kenneth
Jack, Martin
Klee, Patricia
Mangipudi, Latha
McNamara, Richard
Long, Patrick
Rosenwald, Cindy
Smith, Timothy

Beaulieu, Jane
Cornell, Patricia
Elber, Joel
Goley, Jeffrey
Judy, Jean
Lisle, David
Manley, Jonathan
Nutting, Allison
Porter, Marjorie
Harvey, Suzanne
Van Houten, Connie

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Turcotte, Alan
Carson, Clyde
Mackay, James
Patten, Dick
Soucy, Timothy

Alicea, Caroletta
Doherty, David
Kenison, Linda
Rogers, Katherine
Wallner, Mary Jane

Bartlett, Christy
Moffett, Howard
Luneau, David
Schuett, Dianne
Walz, Mary Beth

Rice, Chip
Henle, Paul
Myler, Mel
Shurtleff, Stephen
Woolpert, David

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Malloy, Dennis
Gordon, Pamela
Stone, Brian

Berrien, Skip
Edgar, Michael
McBeath, Rebecca
Pantelakos, Laura
Le, Tamara

Cahill, Michael
Farnham, Betsey
Messmer, Mindi
Read, Ellen
Ward, Gerald

Cali-Pitts, Jacqueline
Lovejoy, Patricia
Murray, Kate
Somssich, Peter

STRAFFORD

Bixby, Peter
Epstein, Isaac
Horrigan, Timothy
Salloway, Jeffrey
Sprague, Dale

Burton, Wayne
Fontneau, Timothy
Krans, Hamilton
Sandler, Catt
Treleven, Susan

Cilley, Jacalyn
Frost, Sherry
Smith, Marjorie
Southworth, Thomas
Vincent, Kenneth

Ellis, Donna
Grassie, Chuck
Opderbecke, Linn
Spang, Judith
Wall, Janet

SULLIVAN

Cloutier, John
Tanner, Linda

Gottling, Suzanne

Irwin, Virginia

Oxenham, Lee

and the majority committee report was adopted.

HB 313, allowing a town to appropriate funds to create a town scholarship fund. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Jane Beaulieu for the Majority of Municipal and County Government. This bill would allow a municipality to create a town scholarship fund. It is enabling legislation and is only allowed if the legislative body votes to establish the fund. The bill, however, is not clear if the school or the parent is to receive the funds, which might be a conflict with prohibitions on support for religious schools. The bill also presents a possible conflict with existing statute which provides that special funds be established only for a "public purpose." Testimony from the Department of Revenue Administration indicates that department may have a serious problem with this. The majority of the committee felt that there were too many unanswered issues to make this bill worthy of passage at this time. Vote 18-2.

Rep. Francis Gauthier for the Minority of Municipal and County Government. This bill allows a town to establish a scholarship fund for the benefit of town residents. Many of towns and/or cities in NH have certain traditional industries that are unique to their area, and they set up schools in their town to train local young people, especially to fill the vacancies in those industries and to keep the industrial base vibrant. To help with this effort, towns need to set up scholarships within their town. The sad situation today is that there's no more on-the-job-training. A person needs to have a certain amount of training in order to qualify for a job in industry. Majority committee report adopted.

HB 461, relative to the acceptance of grants by Carroll county. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Frank McCarthy for the Majority of Municipal and County Government. Many counties have a committee to oversee grants and adopt policies for the acceptance of these grants. The Carroll County delegation wants to make this mandatory for their county and no longer optional. Although passing legislation for one county to solve local problems is not a normal action taken by the Municipal & County Government committee, the committee saw no reason to deny this request from the county delegation. Vote 11-9.

Rep. Clyde Carson for the Minority of Municipal and County Government. This bill requires that Carroll County establish a grant committee to review grants. Counties already do this without legislation and the minority on the committee believe this legislation is unnecessary.

Majority committee report adopted and ordered to third reading.

HB 481, relative to the use of small capacity, light weight plastic bags by retailers. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Franklin Sterling for the Majority of Municipal and County Government. This bill would give the authority to municipalities to prohibit the use of certain plastic bags within their community. The effect of such legislation is not clear, and potential environmental and economic impacts require further study. The majority of the committee believes that this cure might be more detrimental than the problem, and that the bill should not go forward, as towns are not now empowered to adopt such a sweeping environmental and economical change. Vote 14-6.

Rep. Clyde Carson for the Minority of Municipal and County Government. This bill enables towns to regulate the distribution of certain plastic bags. The minority on the committee believes that towns should be able to adopt ordinances to minimize the impact on the environment from plastic bags in their communities.

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

Reps. Shepardson and Bartlett spoke against.

Rep. Sterling spoke in favor.

On a division vote, with 189 members having voted in the affirmative, and 147 in the negative, the majority committee report was adopted.

HB 376, requiring construction projects that disturb sediments of estuarine waters to analyze the characteristics of the sediments and report them to the department of environmental services. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Suzanne Smith for the Majority of Resources, Recreation and Development. This bill, as amended, requires that the Department of Environmental Services adopt rules so that persons undertaking major projects where dredging will disturb sediment in estuarine waters will be required to provide to the department analysis of the characteristics of the sediment. The Great Bay estuary is officially listed as impaired or threatened by the department in various areas and for various reasons such as loss of eelgrass, high bacteria count, low pH, low dissolved oxygen, too much nitrogen, and reduced photosynthesis, as well as impairment by chemicals such as dioxin, mercury, and polychlorinated biphenyls (PCBs). Expansion of oyster aquaculture operations in the Great Bay estuary is benefitting the health of these waters. The amendment exempts natural resource restoration projects, such as oyster operations, and also corrects an error as to the statutory chapter being amended by the bill. Vote 10-9. Rep. Linda Gould for the Minority of Resources, Recreation and Development. The minority believes that this legislation is not needed because any project that disturbs tidal waters requires a dredge and fill permit now. The Department of Environmental Services already requires sediment sampling for many projects in estuarine waters. Projects are able to be mitigated with best management practices. There have been technological improvements used in other New England areas on construction projects that also alleviate the need for this bill. The prohibition on permits also would impact municipal and state infrastructure projects. The minority sees this as over burdensome regulation.

Majority Amendment (0521h)

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

AN ACT relative to the disturbance of sediments in estuarine waters.

Amend the bill by replacing section 1 with the following:

1 New Paragraph; Disturbance of Sediments in Estuarine Waters. Amend RSA 482-A:11 by inserting after paragraph X the following new paragraph:

XI. The commissioner shall adopt rules, pursuant to RSA 541-A, requiring that persons undertaking major projects seeking a permit to dredge in estuarine waters under this chapter shall analyze the characteristics of the sediments and report them to the department of environmental services at the time of the application for a permit. Persons undertaking natural resource restoration projects seeking a permit shall be exempt from such analysis.

AMENDED ANALYSIS

This bill requires the commissioner of the department of environmental services to adopt rules relative to requiring persons undertaking major projects which will dredge estuarine waters to make certain reports. Majority committee amendment adopted.

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

Rep. Gould spoke against.

Rep. Suzanne Smith spoke in favor and yielded to questions.

On a division vote, with 170 members having voted in the affirmative, and 176 in the negative, the majority committee report failed.

Rep. Renzullo moved the minority committee report of Inexpedient to Legislate.

On a division vote, with 188 members having voted in the affirmative, and 161 in the negative, the minority committee report was adopted.

HB 179, relative to financing the construction of high pressure gas pipelines. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Herbert Richardson for the Majority of Science, Technology and Energy. This bill is unnecessary because the Public Utilities Commission has already ruled that, under the current electric restructuring statute, electric customers cannot be made to pay for costs associated with constructing natural gas pipelines. Other legislation is currently being considered that amends the restructuring statute in a manner that may allow this practice, with the aim of reducing the price of electricity in the state. Half of the electricity currently generated in the region is produced using natural gas. However, there is a shortage of the fuel in the winter-time to serve both heating and electrical production needs due to limited pipeline capacity. This leads to an increased cost of gas which drives up electricity prices. The House should not foreclose consideration of any new approaches to increase the supply of low-cost natural gas to the state. We need to reduce electric rates in order to improve the job market and our economy, and this bill fails to accomplish this. Vote 13-8.

Rep. Howard Moffett for the Minority of Science, Technology and Energy. This bill would prevent another potential round of stranded cost charges from being imposed on New Hampshire electric ratepayers, comparable to those imposed in the aftermath of construction of Seabrook and the Merrimack Station scrubber. The legislature passed the Electric Utility Restructuring Act, RSA 374-F, to reduce costs for electric ratepayers by separating generation services from transmission and distribution, deregulating the generation sector to bring competitive market forces into play, and shifting the risk of power plant construction cost overruns from ratepayers to investors. Electric rates in New Hampshire and New England are still among the highest in the country, hurting manufacturing businesses and residential ratepayers alike. Some members of the minority agree with the majority that the most effective way to reduce electric rates would be to expand natural gas pipeline capacity into New England. The question is how to pay for it. Eversource, whose monthly electric bills to ratepayers have included significant stranded cost charges from either Seabrook or the Merrimack scrubber over the last three decades, has petitioned the Public Utilities Commission (PUC) to allow it to enter into a 20-year contract to purchase capacity on the proposed Access Northeast natural gas pipeline in order to finance the project. The project would be built by a consortium that includes one of Eversource's affiliates. This would leave New Hampshire electric ratepayers on the hook for up to 20 years of gas pipeline construction costs even if the new capacity, which is needed in the short term, does not continue to be "used and useful" for the entire 20-year period because of potential advances in renewables and battery storage technology. The PUC has denied Eversource's petition on grounds that it would shift the risk of stranded costs from investors back to ratepayers in violation of the Electric Utility Restructuring Act. Eversource has appealed that decision to the NH Supreme Court. There are several well-funded parties better able to bear the risk of possible stranded costs arising from gas pipeline construction, including the gas pipeline companies themselves, the investor-owned generating companies that buy and burn natural gas, and the shareholders of Eversource, whose management believes the new pipeline capacity would pay for itself in just a few years. Eversource management may well be right, but there's no reason to shift the risk that they may be wrong back to ratepayers.

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

Rep. Howard Moffett spoke against.

Rep. Douglas Thomas spoke in favor.

APPEAL OF THE RULING OF THE CHAIR

Rep. Aldrich challenged the ruling of the Chair on asking him not to use a recording device in the Chamber.

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

On a division vote, with 271 members having voted in the affirmative, and 53 in the negative, the ruling of the Chair was upheld.

HB 179 CONT'D

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

Rep. Vose spoke in favor.

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

On a division vote, with 176 members having voted in the affirmative, and 157 in the negative, the majority committee report was adopted.

HB 352-FN, relative to the energy efficiency fund. **OUGHT TO PASS.**

Rep. Herbert Richardson for Science, Technology and Energy. This bill expands the purposes for which monies in the Energy Efficiency Fund may be used by the Department of Administrative Services, Division of Plant and Property to include State renewable energy projects and to reimburse the Division of Public Works, Design and Construction for construction administration services provided to other agencies for their energy efficiency or renewable energy projects. It also expands the revenue sources of the fund to include utility rebate programs and Public Utilities Commission incentive payments for energy projects that the State has completed. Vote 18-3. Committee report adopted and ordered to third reading.

HB 493, relative to evaluating the public interest of gas pipeline capacity contracts. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Douglas Thomas for the Majority of Science, Technology and Energy. This bill seeks to require the Public Utilities Commission (PUC) to determine whether any gas pipeline capacity contract with a term of more than one year is in the public interest. Further, it outlines specific criteria for the PUC to consider. The committee heard testimony from the PUC that these areas are currently part of the review process. The bipartisan majority of the committee feels that part of the bill is duplicative and the rest could limit future gas projects, thus limiting the state's ability to seek ways to lower the cost of electricity. Vote 16-5.

Rep. Peter Somssich for the Minority of Science, Technology and Energy. The minority believes that this bill, requiring the Public Utilities Commission (PUC) to determine a public interest in gas pipeline capacity contracts, is in the best interest of ratepayers. Electric utility ratepayers should not be required to assume the risk of stranded costs and other expenses for gas capacity contracts of up to 20 years, when this capacity may not be needed in the near future. Financing of such investments should not be at electrical ratepayers' expense. Past experiences with stranded costs associated with the Seabrook nuclear power plant and the scrubber at the Bow power plant should be avoided since these increase the electric bills to ratepayers.

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

Rep. Somssich spoke against.

Rep. Douglas Thomas spoke in favor.

Majority committee report adopted.

HB 535, relative to community net metering. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Michael Vose for the Majority of Science, Technology and Energy. This bill sought to expand the net metering program by adding hydroelectric or other renewable power from plants owned by municipalities that produce up to and including 5MW of generation. The city of Nashua was one such municipality cited during testimony. The majority felt that the bill had unintended consequences, namely, that it would (1) raise costs to ratepayers, and (2) increase the size and scope of the net metering program, which could put a strain on the grid. The majority also felt that it would be premature to expand this program while the PUC considers a docket on the pricing of net-metered power sold back to the grid. Vote 13-8.

Rep. David Murotake for the Minority of Science, Technology and Energy. The minority of the committee felt this bill provided a useful method of gradually introducing an increase from the current 1 megawatt net metering cap, to 5 mega watts for municipal electric generators. The Public Utilities Commission testified the bill would provide clarity for the Commission, as to the intent of the legislature for net metering for municipalities, not being considered in current dockets. An amendment added public school districts to the definition of municipal electric generators, including regional public school districts serving multiple municipalities.

MOTION TO LAY ON THE TABLE

Rep. Barry moved that **HB 535**, relative to community net metering, be laid on the table.

Motion adopted.

REGULAR CALENDAR CONT'D

HB 466, relative to the selection of delegates to an article V convention. **INEXPEDIENT TO LEGISLATE.**

Rep. Russell Ober for State-Federal Relations and Veterans Affairs. No Article V convention will occur in the near future, so it is not necessary to determine qualifications for delegates at this time. It may be that circumstances will change in futures years and require details of a proposed convention to be settled - but it may also be that the pressure to convene an Article V convention will encourage Congress to propose reforms and amendments. Vote 17-0.

MOTION TO LAY ON THE TABLE

Rep. Baldasaro moved that **HB 466**, relative to the selection of delegates to an article V convention, be laid on the table.

Motion adopted.

REGULAR CALENDAR CONT'D

HCR 5, applying for a convention of the states under Article V of the Constitution of the United States. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Alfred Baldasaro for the Majority of State-Federal Relations and Veterans Affairs. The majority of the committee believes that this House Concurrent Resolution is the wrong vehicle for requesting an Article V constitutional convention. We also believe any such convention would have too many topics to cover, and that it would leave the door open to too many different changes to the Constitution. Finally, we note that states can only call for an Article V convention; the Congress would then call the shots in bringing it about. Vote 10-7.

Rep. Patricia Klee for the Minority of State-Federal Relations and Veterans Affairs. The strong minority of the committee believes that this House Concurrent Resolution ought to pass. We recognize that it effectively stipulates the particular areas of Federal overreach that have increasingly compromised our country's economic fitness, and our own state's proper degree of constitutional autonomy. This bill identifies and invokes a legitimate, controllable constitutional tool which is built into the language of our founding national document, that empowers the many individual states to hold their federal government to account and ensure that it functions within the scope prescribed to it by the states in that document.

MOTION TO LAY ON THE TABLE

Rep. Baldasaro moved that **HCR 5**, applying for a convention of the states under Article V of the Constitution of the United States, be laid on the table.

Motion adopted.

REGULAR CALENDAR CONT'D

HCR 7, 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. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Alfred Baldasaro for the Majority of State-Federal Relations and Veterans Affairs. We believe this resolution is not ready for prime time. It talks about requesting a limited convention. There are no constitutional writings on a limited convention. It also wants election reform changes where *Citizens United* was a first amendment issue, yet the way the resolution is written, they want amendments to the constitution that do not abrogate or amend the first amendment, which goes against the sponsors' intent on election reform. Vote 11-7.

Rep. David Woolpert for the Minority of State-Federal Relations and Veterans Affairs. The minority of our committee believes there are major flaws in the ways our country's national elections are conducted. Whether it's the contributions from large organizations, contributions from wealthy people outside of the state voting for a U.S. Congressman, or the role of the Electoral College, the election process needs to be changed. We do not fear a "runaway" convention because ratification requirements prevent any changes to the U.S. Constitution from being harmful to this country. We trust this process of accomplishing change.

MOTION TO LAY ON THE TABLE

Rep. Baldasaro moved that **HCR 7**, 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, be laid on the table.

Rep. Timothy Smith requested a roll call; sufficiently seconded.

YEAS 210 - NAYS 133

YEAS - 210

BELKNAP

Abear, Marc
Maloney, Michael
Varney, Peter

Comtois, Barbara
Silber, Norman

Fields, Dennis
Spanos, Peter

Lang, Timothy
Vadney, Herbert

CARROLL

Avellani, Lino
Cordelli, Glenn
Schmidt, Stephen

Buco, Thomas
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark
Marsh, William

Comeau, Ed
Nelson, Bill

CHESHIRE

Ames, Richard
Ley, Douglas
Meador, David
Sterling, Franklin

Berch, Paul
Eaton, Daniel
O'Day, John
Tatro, Bruce

Bordenet, John
Hunt, John
Parkhurst, Henry

Harvey, Cathryn
McConnell, James
Shepardson, Marjorie

COOS

Thomas, Yvonne

GRAFTON

Almy, Susan
Darrow, Stephen
Hull, Robert
Smith, Suzanne

Binford, David
Dontonville, Roger
Ladd, Rick
Johnson, Tiffany

Boutin, Skylar
Ham, Bonnie
Maes, Kevin

Brown, Duane
Hennessey, Erin
Schwaegler, Vicki

HILLSBOROUGH

Ammon, Keith
 Moore, Craig
 Cote, David
 Fedolfi, Jim
 Griffin, Gerald
 Gidge, Kenneth
 Hellwig, Steve
 Belanger, James
 Rice, Kimberly
 Lascelles, Richard
 Martineau, Jesse
 Notter, Jeanine
 Porter, Marjorie
 Renzullo, Andrew
 Schleien, Eric
 Twombly, Timothy

Griffin, Barbara
 Carr, John
 Dickey, Glen
 Ferreira, Elizabeth
 Smith, Gregory
 Goley, Jeffrey
 Hinch, Richard
 Graham, John
 Kurk, Neal
 LeBrun, Donald
 Murotake, David
 Ohm, Bill
 Proulx, Mark
 Rosenwald, Cindy
 Scully, Kevin
 Ulery, Jordan

Barry, Richard
 Christensen, Chris
 Donovan, Daniel
 Freeman, Lisa
 Gagne, Larry
 Gould, Linda
 Hopper, Gary
 Moore, Josh
 L'Heureux, Robert
 Leishman, Peter
 Murphy, Keith
 Panastiti, Reed
 Prout, Andrew
 Rouillard, Claire
 Seidel, Carl
 Sullivan, Victoria

Byron, Frank
 Christie, Rick
 Dyer, Caleb
 Fromuth, Bart
 Gargas, Carolyn
 Hansen, Peter
 Hynes, Dan
 Judy, Jean
 Ober, Lynne
 McCarthy, Michael
 Negron, Steve
 Pierce, David
 Ober, Russell
 Sanborn, Laurie
 Somero, Paul
 Valera, John

MERRIMACK

Turcotte, Alan
 Long, Douglas
 Marple, Richard
 Testerman, Dave

Kuch, Bill
 Wolf, Dan
 McGuire, Carol
 Walz, Mary Beth

Brewster, Michael
 Hill, Gregory
 Pearl, Howard
 Wells, Natalie

Copp, Anne
 Klose, John
 Walsh, Thomas

ROCKINGHAM

Cook, Allen
 Barnes, Arthur
 Cahill, Michael
 Dean-Bailey, Yvonne
 Dowling, Patricia
 Green, Dennis
 Itse, Daniel
 Katsakiores, Phyllis
 Griffin, Mary
 Manning, John
 Milz, David
 Polewarczyk, William
 Stone, Brian
 True, Chris
 Welch, David

Abrami, Patrick
 Bates, David
 Chase, Francis
 DeSimone, Debra
 Emerick, J. Tracy
 Guthrie, Joseph
 Janigian, John
 Khan, Aboul
 Pearson, Mark
 Matthews, Carolyn
 Nasser, Jim
 Gordon, Richard
 Sytek, John
 Verville, Kevin
 Weyler, Kenneth

Allen, Mary
 Bean, Philip
 Costable, Michael
 DiLorenzo, Charlotte
 Fesh, Robert
 Hagan, Joseph
 Janvrin, Jason
 Kolodziej, Walter
 Major, Norman
 McKinney, Betsy
 Nigrello, Robert
 Tilton, Rio
 Torosian, Peter
 Vose, Michael
 Willis, Brenda

Baldasaro, Alfred
 Bove, Martin
 Thomas, Douglas
 Doucette, Fred
 Gilman, Julie
 Hoelzel, Kathleen
 O'Connor, John
 Lundgren, David
 Malloy, Dennis
 McMahon, Charles
 Packard, Sherman
 Spillane, James
 Tripp, Richard
 Webb, James
 Woitkun, Steven

STRAFFORD

Beaudoin, Steven
 Turcotte, Leonard
 Schmidt, Peter
 Sandler, Catt
 Wuelper, Kurt

Harrington, Michael
 Smith, Marjorie
 Phinney, Brandon
 Scruton, Matthew

Kaczynski, Thomas
 McNally, Jody
 Pitre, Joseph
 Spang, Judith

Krans, Hamilton
 Mullen, John
 Graham, Robert
 Spencer, Matthew

SULLIVAN

Gauthier, Francis
 Smith, Steven

Gottling, Suzanne

Laware, Thomas

Rollins, Skip

NAYS - 133**BELKNAP**

Howard, Raymond

Huot, David

CARROLL

Butler, Edward

Knirk, Jerry

CHESHIRE

Abbott, Michael
 Johnsen, Gladys
 Weber, Lucy

Burridge, Delmar
 Mann, John

Faulkner, Barry
 Stallcop, Joseph

Fenton, Donovan
 Pearson, William

COOS

Fothergill, John
 Theberge, Robert

Hatch, William

Lafamme, Larry

Moynihan, Wayne

GRAFTON

Abel, Richard
 Higgins, Patricia
 Nordgren, Sharon

Bailey, Brad
 Josephson, Timothy
 Rand, Steven

Bennett, Travis
 Massimilla, Linda
 Sykes, George

Campion, Polly
 Mulligan, Mary Jane
 White, Andrew

HILLSBOROUGH

Ayala, Jessica
Burt, John
Sullivan, Daniel
Forest, Armand
Schmidt, Janice
Klee, Patricia
MacKenzie, Mark
McNamara, Richard
Long, Patrick
Shaw, Barbara
Van Houten, Connie

Backus, Robert
Chandley, Shannon
DiSilvestro, Linda
Freitas, Mary
Jack, Martin
Lewicke, John
Mangipudi, Latha
Nutting, Allison
Walsh, Robert
Sofikitis, Catherine
Vann, Ivy

Baroody, Benjamin
Cleaver, Skip
Edwards, Elizabeth
Heath, Mary
Keane, Amelia
Lisle, David
Manley, Jonathan
O'Brien, Michael
Roberts, Carol
Smith, Timothy
Williams, Kermit

Bouldin, Amanda
Cornell, Patricia
Elber, Joel
Herbert, Christopher
King, Mark
MacKay, Mariellen
Martin, Joelle
O'Leary, Richard
Harvey, Suzanne
Vaillancourt, Steve

MERRIMACK

Alicea, Caroletta
Moffett, Howard
MacKay, James
Myler, Mel
Schuett, Dianne
Wallner, Mary Jane

Bartlett, Christy
Henle, Paul
Kenison, Linda
Patten, Dick
Seaworth, Brian
Woolpert, David

Carson, Clyde
Hoell, J.R.
Luneau, David
Smith, Ryan
Shurtleff, Stephen

Doherty, David
Horn, Werner
Moffett, Michael
Rogers, Katherine
Soucy, Timothy

ROCKINGHAM

Altschiller, Debra
Edgar, Michael
Lovejoy, Patricia
Pantelakos, Laura
Ward, Gerald

Berrien, Skip
Farnham, Betsey
McBeath, Rebecca
Read, Ellen

Cali-Pitts, Jacqueline
Gay, Betty
Murray, Kate
Somssich, Peter

Cushing, Robert Renny
Edwards, Jess
Gordon, Pamela
Le, Tamara

STRAFFORD

Bixby, Peter
Fontneau, Timothy
Horrigan, Timothy
Sprague, Dale

Burton, Wayne
Frost, Sherry
Keans, Sandra
Treleaven, Susan

Cilley, Jacalyn
Grassie, Chuck
Opderbecke, Linn
Vincent, Kenneth

Ellis, Donna
Horgan, James
Southworth, Thomas
Wall, Janet

SULLIVAN

Cloutier, John
Tanner, Linda

Gagnon, Raymond

Irwin, Virginia

Oxenham, Lee

and the motion was adopted.

Rep. Wall voted Nay and intended to vote Yea.

REGULAR CALENDAR CONT'D

HR 8, urging Congress to investigate the lawsuits against Trump University. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Skip Rollins for the Majority of State-Federal Relations and Veterans Affairs. The lawsuit of Trump University has been settled out of court. There are many other bills of much more importance that Washington needs to concentrate on for the betterment of the country. Vote 9-8.

Rep. Elizabeth Edwards for the Minority of State-Federal Relations and Veterans Affairs. The minority felt that HR 8, as introduced, had too narrow a focus. We felt a more comprehensive resolution, via amendment, needed to be brought forward addressing potential violations of the emoluments clause. The President's business interests are managed by his children, which does not alleviate concerns about corruption. A true blind trust, such as those used by prior presidents, would restore faith that the Chief Executive is not compromised by conflicts of interest.

MOTION TO LAY ON THE TABLE

Rep. Baldasaro moved that **HR 8**, urging Congress to investigate the lawsuits against Trump University, be laid on the table.

On a division vote, with 243 members having voted in the affirmative, and 99 in the negative, the motion was adopted.

REGULAR CALENDAR CONT'D

HB 364, relative to accidents involving youth operators of motor vehicles. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Chris True for the Majority of Transportation. This bill will authorize the director to suspend or revoke a youth operator's license upon receiving evidence or information that the holder was included in an accident resulting in the death or serious bodily injury while the operator was in violation of any prohibition or restriction on the youth operator's license. The committee amendment changes the suspension maximum to 12 months. Vote 11-3.

Rep. Werner Horn for the Minority of Transportation. When a youth operator violates statute by operating a vehicle after 1:00 a.m. or with too many people in the vehicle they are subject to a suspension of 20 days for a first offense. Under this bill, as amended, youth operators can lose their license for up to 12 months via administrative hearing for the same offense when involved in an accident where there is serious bodily injury or death. The hearing is held to determine license suspension based on the violation of statute and this bill allows different penalties for the same offense.

Majority Amendment (0134h)

Amend the bill by replacing section 1 with the following:

1 New Subparagraph; Youth Operators' Licenses; Suspension Following Accident. Amend RSA 263:14, III by inserting after subparagraph (e) the following new subparagraph:

(f) The director, after a hearing, may suspend or revoke a youth operator's license upon receipt of proper evidence or information that the holder was involved in an accident resulting in death or serious bodily injury while the operator was violating any prohibition or restriction in this section. A suspension under this subparagraph shall be in effect for up to 12 months while the appropriate law enforcement agency is investigating the accident. Majority committee amendment adopted.

Majority committee report adopted and ordered to third reading.

HB 417-FN, expanding the right-to-know law to certain motor vehicle records. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Steven Smith for Transportation. This bill allows access to municipal auditors of key data points to verify municipal financial transactions. An oversight in RSA 260:14 makes no provision for municipalities using a contracted auditor to fulfill their duty under RSA 41:9. The committee amendment changes the scope of the records to only four data points and restricts access further than the original bill to only municipal auditors while retaining criminal penalties for further disclosure. Vote 14-0.

Amendment (0667h)

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

AN ACT relative to certain motor vehicle records.

Amend the bill by replacing section 1 with the following:

1 New Paragraph; Motor Vehicle Records. Amend RSA 260:14 by inserting after paragraph III-c the following new paragraph:

III-d. A municipal agent appointed pursuant to RSA 261:74-a may provide the name of a person who has registered a motor vehicle together with the permit number, vehicle identification number, and fee paid in such transaction to a nongovernmental contracted agent of a municipality for audit purposes only for the purposes of RSA 41:9, VI and RSA 41:31-c. Any information received by the nongovernmental contracted agent shall not be further transferred or otherwise made available to any other person. The municipal agent shall not provide the requested information without a written request from the nongovernmental contracted agent. The municipal agent shall keep the written request on file together with a copy of the information provided.

AMENDED ANALYSIS

This bill authorizes a municipal agent to provide certain information regarding a motor vehicle transaction for audit purposes only to a nongovernmental contracted agent hired by the municipality.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 424-FN, relative to documentation required for registration of certain title exempted vehicles and modifying the requirements for removal and sale of certain vehicles. **OUGHT TO PASS.**

Rep. Chris True for Transportation. This bill improves motor vehicle record-keeping by making three simple changes. It updates the law to require, rather than allow, the town or city clerk to copy the bill of sale and New Hampshire certificate of registration or title for their records when processing registrations for certain title exempted vehicles. The bill also modifies the requirements for removal of abandoned vehicles if the owner of an abandoned vehicle can't be determined, and increases the notice of sale period provided to owners of abandoned vehicles. Vote 14-0.

Committee report adopted and ordered to third reading.

HB 432, relative to enforcement of parking prohibitions. **OUGHT TO PASS.**

Rep. Thomas Walsh for Transportation. Currently in RSA 265:69-a, a person with a walking disability who witnesses a vehicle parked in a walking disability designated space without the appropriate placard or plate, can provide written testimony under oath with clear photographic evidence as sufficient evidence to prove the violation. This bill only adds that upon receipt of proper evidence the appropriate law enforcement agency shall follow up on the violation. Vote 10-4.

Committee report adopted and ordered to third reading.

HB 458, relative to motorcycle headlamps. **OUGHT TO PASS.**

Rep. Werner Horn for Transportation. The committee has enormous respect for the director of the Division of Motor Vehicles (DMV) and believes they are the appropriate authority to decide the headlamp colors to be approved for motorcycles. This is consistent with accepted practices for motor vehicles. Vote 11-3. Committee report adopted and ordered to third reading.

HB 553-FN, relative to biennial motorcycle inspections. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Thomas Walsh for the Majority of Transportation. This bill seeks to change motorcycle inspection requirements under RSA 266:1 from annually to biennially. While it may be true that many motorcycle owners do not travel many miles annually, it is also true that many parts wear faster on motorcycles, particularly tires. Storing them, especially outdoors, can be far worse than driving them. Aside from the bill's sponsor, all testimony heard was against this change. Citizens, mechanics, and motorcycle enthusiasts felt the current system is not an inconvenience and that safety of the motoring public, the riders, and their passengers is most important. The bipartisan majority of the committee agrees. Vote 11-3.

Rep. Werner Horn for the Minority of Transportation. The minority of the committee believes that annual inspections of motorcycles represent an unnecessary overreach into Granite State lives. The average rider puts 2,500 miles per year on a motorcycle, and it is unlikely that a component will wear out in 5,000 miles driven in a two year span, except tires and brakes if the rider abuses those components. Nothing in this bill would prevent responsible riders from more frequent inspections if they desired.

MOTION TO LAY ON THE TABLE

Rep. Steven Smith moved that **HB 553-FN**, relative to biennial motorcycle inspections, be laid on the table. Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 246 - NAYS 96**YEAS - 246****BELKNAP**

Fields, Dennis
Spanos, Peter

Lang, Timothy

Maloney, Michael

Silber, Norman

CARROLL

Buco, Thomas
McConkey, Mark
Marsh, William

Butler, Edward
Nelson, Bill

Chandler, Gene
Schmidt, Stephen

McCarthy, Frank
Umberger, Karen

CHESHIRE

Abbott, Michael
Burridge, Delmar
Johnsen, Gladys
Parkhurst, Henry

Ames, Richard
Harvey, Cathryn
Hunt, John
Stallcop, Joseph

Berch, Paul
Eaton, Daniel
McConnell, James
Sterling, Franklin

Bordenet, John
Faulkner, Barry
Meador, David
Weber, Lucy

COOS

Fothergill, John

Moynihan, Wayne

Theberge, Robert

Thomas, Yvonne

GRAFTON

Almy, Susan
Dontonville, Roger
Maes, Kevin
Smith, Suzanne

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

Boutin, Skylar
Higgins, Patricia
Rand, Steven
White, Andrew

Brown, Duane
Ladd, Rick
Schwaegler, Vicki

HILLSBOROUGH

Ayala, Jessica
Barry, Richard
Chandley, Shannon
Cornell, Patricia
DiSilvestro, Linda
Forest, Armand
Gagne, Larry
Hansen, Peter
Graham, John
Keane, Amelia
L'Heureux, Robert
Leishman, Peter
MacKenzie, Mark
Martineau, Jesse

Griffin, Barbara
Byron, Frank
Christensen, Chris
Cote, David
Donovan, Daniel
Freeman, Lisa
Gargas, Carolyn
Heath, Mary
Schmidt, Janice
King, Mark
Ober, Lynne
Lisle, David
Mangipudi, Latha
McNamara, Richard

Backus, Robert
Moore, Craig
Christie, Rick
Sullivan, Daniel
Fedolli, Jim
Freitas, Mary
Gidge, Kenneth
Hinch, Richard
Judy, Jean
Klee, Patricia
Lascelles, Richard
MacKay, Mariellen
Manley, Jonathan
Murotake, David

Baroody, Benjamin
Carr, John
Cleaver, Skip
Dickey, Glen
Ferreira, Elizabeth
Griffin, Gerald
Goley, Jeffrey
Hynes, Dan
Rice, Kimberly
Kurk, Neal
LeBrun, Donald
McCarthy, Michael
Martin, Joelle
Negron, Steve

Notter, Jeanine
Ohm, Bill
Proulx, Mark
Rouillard, Claire
Smith, Timothy
Valera, John

Nutting, Allison
Panasiti, Reed
Ober, Russell
Harvey, Suzanne
Wolf, Terry
Williams, Kermit

O'Brien, Michael
Pierce, David
Walsh, Robert
Seidel, Carl
Twombly, Timothy

O'Leary, Richard
Porter, Marjorie
Rosenwald, Cindy
Shaw, Barbara
Uery, Jordan

MERRIMACK

Turcotte, Alan
Copp, Anne
Moffett, Howard
Kenison, Linda
Marple, Richard
Smith, Ryan
Wallner, Mary Jane

Alicea, Caroletta
Long, Douglas
Hill, Gregory
Klose, John
Myler, Mel
Shurtleff, Stephen
Walz, Mary Beth

Brewster, Michael
Wolf, Dan
Horn, Werner
Luneau, David
Patten, Dick
Soucy, Timothy
Wells, Natalie

Carson, Clyde
Doherty, David
MacKay, James
Moffett, Michael
Pearl, Howard
Walsh, Thomas

ROCKINGHAM

Cook, Allen
Bates, David
Cali-Pitts, Jacqueline
DeSimone, Debra
Emerick, J. Tracy
Green, Dennis
Itse, Daniel
Khan, Aboul
Griffin, Mary
Manning, John
Messmer, Mindi
Gordon, Pamela
Tilton, Rio
Sytek, John
Vose, Michael
Weyler, Kenneth

Abrami, Patrick
Berrien, Skip
Chase, Francis
DiLorenzo, Charlotte
Farnham, Betsey
Guthrie, Joseph
Janigian, John
Kolodziej, Walter
Pearson, Mark
Matthews, Carolyn
Milz, David
Packard, Sherman
Read, Ellen
Le, Tamara
Ward, Gerald
Willis, Brenda

Allen, Mary
Bove, Martin
Thomas, Douglas
Doucette, Fred
Gay, Betty
Hagan, Joseph
Janvrin, Jason
Lovejoy, Patricia
Major, Norman
McKinney, Betsy
Nasser, Jim
Pantelakos, Laura
Rimol, Bob
Torosian, Peter
Webb, James

Barnes, Arthur
Cahill, Michael
Dean-Bailey, Yvonne
Dowling, Patricia
Gilman, Julie
Hoelzel, Kathleen
Katsakiores, Phyllis
Lundgren, David
Malloy, Dennis
McMahon, Charles
Nigrello, Robert
Polewarczyk, William
Somssich, Peter
True, Chris
Welch, David

STRAFFORD

Bixby, Peter
Frost, Sherry
Horrigan, Timothy
McNally, Jody
Sandler, Catt
Treleven, Susan

Ellis, Donna
Grassie, Chuck
Keans, Sandra
Mullen, John
Scruton, Matthew
Vincent, Kenneth

Epstein, Isaac
Harrington, Michael
Krans, Hamilton
Opderbecke, Linn
Southworth, Thomas
Wall, Janet

Fontneau, Timothy
Horgan, James
Smith, Marjorie
Graham, Robert
Spang, Judith

SULLIVAN

Gagnon, Raymond
Oxenham, Lee

Gauthier, Francis
Rollins, Skip

Gottling, Suzanne
Smith, Steven

Laware, Thomas

NAYS - 96

BELKNAP

Howard, Raymond

Huot, David

CARROLL

Cordelli, Glenn

Knirk, Jerry

CHESHIRE

O'Day, John

Shepardson, Marjorie

COOS

Hatch, William

Lafamme, Larry

GRAFTON

Abel, Richard
Darrow, Stephen
Massimilla, Linda

Bennett, Travis
Ham, Bonnie
Mulligan, Mary Jane

Binford, David
Hull, Robert
Johnson, Tiffany

Campion, Polly
Josephson, Timothy

HILLSBOROUGH

Ammon, Keith
Edwards, Elizabeth
Gould, Linda

Bouldin, Amanda
Elber, Joel
Hellwig, Steve

Burt, John
Fromuth, Bart
Herbert, Christopher

Dyer, Caleb
Smith, Gregory
Hopper, Gary

Belanger, James
Murphy, Keith
Roberts, Carol
Sofikitis, Catherine
Van Houten, Connie

Moore, Josh
Long, Patrick
Sanborn, Laurie
Somero, Paul
Vann, Ivy

Jack, Martin
Prout, Andrew
Schleien, Eric
Sullivan, Victoria

Lewicke, John
Renzullo, Andrew
Scully, Kevin
Vaillancourt, Steve

MERRIMACK

Kuch, Bill
Rogers, Katherine
Woolpert, David

Henle, Paul
Schuett, Dianne

Hoell, J.R.
Seaworth, Brian

McGuire, Carol
Testerman, Dave

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
McBeath, Rebecca
Stone, Brian

Baldasaro, Alfred
Edgar, Michael
Murray, Kate
Tripp, Richard

Bean, Philip
Fesh, Robert
Gordon, Richard
Verville, Kevin

Costable, Michael
Edwards, Jess
Spillane, James
Woitkun, Steven

STRAFFORD

Beaudoin, Steven
Turcotte, Leonard
Sprague, Dale

Burton, Wayne
Phinney, Brandon
Wuelper, Kurt

Cilley, Jacalyn
Pitre, Joseph

Kaczynski, Thomas
Spencer, Matthew

SULLIVAN

Cloutier, John

Irwin, Virginia

Tanner, Linda

and the motion was adopted.

REGULAR CALENDAR CONT'D

HB 598-FN-L, relative to voluntary registration of motor vehicles. **INEXPEDIENT TO LEGISLATE.**

Rep. Steven Smith for Transportation. The legal argument for making vehicle registrations optional hinges on creating an enforceable definition and standard for a vehicle that is used for profit or gain. The bill fails to do this. For this reason, and the fact that the hundreds of millions of dollars in fiscal impact are not covered, the committee finds the bill inexpedient to legislate. Vote 17-1.

MOTION TO LAY ON THE TABLE

Rep. Steven Smith moved that **HB 598-FN-L**, relative to voluntary registration of motor vehicles, be laid on the table.

Motion adopted.

REGULAR CALENDAR CONT'D

HB 648-FN, relative to van parking for persons with disabilities. **OUGHT TO PASS.**

Rep. Michael O'Brien for Transportation. This bill will allow one additional "van only" parking spot for lots of 151 spots or greater. As our population ages, the number of handicap placards issued increases. Currently, "van accessible" is only a suggestion. These vans' mechanisms have extended space requirements, rendering some conventional walking disabled spots unusable. This bill assures that there is at least one, and only one, spot set aside for these vehicles and will make New Hampshire the first state in the nation to increase current ADA allowable spaces. Vote 10-4.

MOTION TO LAY ON THE TABLE

Rep. Mariellen MacKay moved that **HB 648-FN**, relative to van parking for persons with disabilities, be laid on the table.

On a division vote, with 193 members having voted in the affirmative, and 149 in the negative, the motion was adopted.

REGULAR CALENDAR CONT'D

HB 332, relative to dedicated funds with no activity in the financial system for at least the most recent fiscal year. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Susan Almy for Ways and Means. This bill comes out of the new Joint Committee on Dedicated Funds. After a review of the expenditures and revenues over the past few years of all dedicated funds, the committee identified those with no recent activity, and queried the agencies responsible for them as to whether the funds were still needed. The bill consists of a repeal of those funds which the agencies said were unnecessary. Some were replaced by newer programs and funds, such as the Healthy Kids Fund, and others were programs that ended or never got off the ground. The amendment removes from the bill two such funds that were under loose oversight from an agency and in fact are needed, a Pease development authority sub-fund and the Skyhaven airport maintenance and operations fund. For those funds which still contain small amounts of money, the funds lapse either to a related fund or to the general fund. Vote 23-0.

Amendment (0561h)

Amend section 1 of the bill by deleting paragraphs XIX and XX and renumbering the original paragraphs XXI-XXV to read as XIX-XXIII, respectively.

Amend the bill by deleting sections 18-22 and renumbering the original sections 23-27 to read as 18-22, respectively.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 560-FN-A-L, establishing keno. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Bill Ohm for the Majority of Ways and Means. This bill allows the operation of Keno in NH. Keno will only be allowed in businesses that have a license to pour liquor. The bill provides for a local control option whereas communities must opt-in to allow keno. Oversight and rule making authority will be provided by the lottery commission. The lottery commission states that Keno can be easily implemented within its budget using existing terminals and hardware. Keno will provide a new non tax revenue source with conservative first year estimates of between \$8-12 million. All net proceeds shall be deposited to the education trust fund. Vote 20-3.

Rep. Marc Abear for the Minority of Ways and Means. This bill makes keno legal in NH. This bill makes it possible for you to play keno wherever the facility is licensed to pour liquor. NH has enough addiction problems without adding to the social costs from gaming. Gaming revenues are neither a reliable nor a desirable source of education funding.

Majority Amendment (0481h)

Amend RSA 284:45, VI as inserted by section 1 of the bill by inserting after subparagraph (c) the following new subparagraph:

(d) Document that no minor under the age of 18 shall be allowed to purchase or redeem a keno ticket.

Amend RSA 284:46 as inserted by section 1 of the bill by inserting after paragraph III the following new paragraph:

IV. The lottery commission shall only issue a license for an eligible location where keno tickets shall be sold and the game played within the area apportioned to distribute beverages pursuant to RSA 284:45. The lottery commission shall control the installation of the keno ticket terminals and ensure that the sale of the tickets is limited to the area apportioned to distribute beverages pursuant to RSA 284:45.

Amend RSA 284:47 as inserted by section 1 of the bill by inserting after paragraph III the following new paragraph:

IV. No one under the age of 18 years shall be allowed to purchase or redeem a keno ticket.

Amend the bill by replacing section 4 with the following:

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

Majority committee amendment adopted.

Majority committee report adopted and ordered to third reading.

HB 573-FN, relative to the exemption from property taxation for charitable nonprofit hospitals. **INEXPEDIENT TO LEGISLATE.**

Rep. Patrick Abrami for Ways and Means. This bill calls for limiting the charitable non-profit hospital exemption from property tax to only the main campus of a hospital. The committee struggled with understanding what was included as part of the campus. In addition there was recognition that some hospitals are land locked and that the only way to grow was to build a secondary building in a different location in their service area. Those that are not land locked can simply add onto an existing structure. If this bill were to be passed the land locked facility would have to pay property tax on their off-site expansion while the hospital that can simply add onto an existing structure would not have to pay property tax on their expanded space. This did not seem to be a uniform application of tax policy. Given the lack of definition and the establishment of an unbalanced approach to the taxation of property owned by charitable non-profit hospitals, the committee unanimously found this bill inexpedient to legislate. Vote 22-0.

Committee report adopted.

HB 574-FN, increasing the limit on contributions to the community development finance authority for which an investment tax credit may be taken. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Timothy Lang for the Majority of Ways and Means. The Community Development Finance Authority tax credit program links historical and/or not for profit projects with local businesses to foster community development. This is done by exchanging a 75% tax credit against business donations to the historical or not for profit project. The amendment increases the limit on contributions from \$5 million to \$6 million which can be used as an available tax credit investment into our local communities to support building, renovating, and improvements in our local historical buildings or not for profit programs. Vote 19-3.

Rep. Charlie Burns for the Minority of Ways and Means. The primary intent of the bill is to increase the availability of tax credits in order to stimulate community development. While the minority does not object to the intent or the amount of the proposed tax credits, it believes that this money comes out of the General Fund and therefore should be a decision of the Finance Committee.

Majority Amendment (0545h)

Amend RSA 162-L:10, IV(b) as inserted by section 1 of the bill by replacing it with the following:

(b) Contributions received by the authority for which credit is to be taken shall not exceed [~~\$5,000,000~~] **\$6,000,000** in any state fiscal year. Contributions received by the authority in excess of [~~\$5,000,000~~] **\$6,000,000** in any state fiscal year shall not be eligible for credit in such fiscal year but may be carried forward to the next succeeding fiscal year or years and shall be given priority in determining the total contributions eligible for credit in such fiscal year.

Majority committee amendment adopted.

Majority committee report adopted and ordered to third reading.

HB 576-FN, increasing the amount of inspection sticker fees to be transferred to the motor vehicle air pollution abatement fund. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.** Rep. Marc Abear for the Majority of Ways and Means. This bill increases the fee for vehicle inspection stickers by \$0.50 per sticker. This is a tripling of the fee to seventy five cents per sticker. This triples the funding from this source to the air pollution abatement fund. The bill diverts money which could be used for highway funding to air pollution abatement monitoring by the Department of Environmental Services. The majority of the committee supports inexpedient to legislate. Vote 13-9.

Rep. Richard Ames for the Minority of Ways and Means. This bill seeks to establish an equitable fee system for the air pollution control work of the Department of Environmental Services (DES). At the hearing on this bill, testimony by DES revealed that motor vehicles in New Hampshire produce, through a \$0.25 fee per motor vehicle inspection, only 5% of the revenue used by DES for its air pollution control programs even though air pollution emitted by motor vehicles accounts for nearly 50% of all air pollution emitted in the state. In contrast, fees paid for air pollution abatement by manufacturers and other stationary or "smoke stack" sources of air pollution account for 55% of this DES revenue. The fee rate paid by these stationary source manufacturers has increased from \$85 per ton in 2003 to the current rate of \$292 per ton. One such manufacturer reported a \$21,691 fee increase since 2010. To enable continuation of essential DES air pollution control work while avoiding any further burdening of our manufacturing industry, this bill would move the air pollution abatement part of the motor vehicle inspection sticker fee from \$0.25 to \$0.75. The minority recommends approval of this bill so that revenue from this very modest \$0.50 fee increase per motor vehicle inspection will become available to fund continued protection of our clean air while enabling significant fee relief for our manufacturing industry.

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

On a division vote, with 200 members having voted in the affirmative, and 142 in the negative, the majority committee report was adopted.

HB 581-FN, establishing a credit against business profits taxes for media production expenditures in New Hampshire. **INEXPEDIENT TO LEGISLATE.**

Rep. Marc Abear for Ways and Means. This bill provides transferable tax credits which could be used to fund media production. No evidence was provided to the committee to support claims of benefits through additional economic activity or to support demonstrable ability to attract new media activity. Vote 23-0.

Committee report adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR

CACR 2, relating to natural rights of children. Providing that children have a natural right to be protected by their parents. **INEXPEDIENT TO LEGISLATE.**

Rep. Kimberly Rice for Children and Family Law. The legislature has considered similar amendments multiple times. The committee believes this will have unintended consequences and again rejected this concept. Vote 12-0.

MOTION TO LAY ON THE TABLE

Rep. Kimberly Rice moved that **CACR 2**, relating to natural rights of children. Providing that children have a natural right to be protected by their parents, be laid on the table.

Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 499, relative to the age at which certain persons may marry. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Mary Beth Walz for Children and Family Law. The committee concluded New Hampshire should require both males and females be eighteen before marriage. Recognizing the physical and emotional immaturity of teens, the committee concluded there is no good reason for an exception. There was concern that a teen could be coerced into a marriage. The committee learned that many marriages are between a very young female and a much older male, a fact that raised serious concerns. Finally, this bill as amended corrects a constitutional infirmity with our current law. Vote 11-0.

Amendment (0536H)

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

AN ACT relative to the age at which persons may marry.

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

1 Marriageable; Age of Consent. Amend RSA 457:4 and 457:5 to read as follows:

457:4 Marriageable. ~~[No male below the age of 14 years and no female below the age of 13 years shall be capable of contracting a valid marriage that is entered into by one male and one female, and all marriages contracted by such persons shall be null and void.]~~ No male below the age of 18 and no female below the age of 18 shall be capable of contracting a valid marriage ~~[between persons of the same gender]~~, and all marriages contracted by such persons shall be null and void.

457:5 Of Consent. The age of consent shall be in the male and in the female, 18 years. Any marriage contracted by a person below the age of consent~~[- except as hereinafter provided, may in the discretion of the superior court be annulled at the suit of the party who at the time of contracting such marriage was below the age of consent, or at the suit of his or her parent or guardian, unless such party after arriving at such age shall have confirmed the marriage]~~ **shall be null and void; provided that any marriage recognized as valid in the state prior to the effective date of this section and RSA 457:4 shall continue to be recognized as valid on or after the effective date of this section.**

2 Marriage; Prohibitions. Amend RSA 457:8 to read as follows:

457:8 Prohibitions. No town clerk shall issue any certificate for the marriage of any person below the age of consent, and no magistrate or minister of religion shall solemnize the marriage of any such person, if such clerk, magistrate or minister knows or has reasonable cause to believe that such person is below such age~~[- unless permission for such marriage has been given under this subdivision]~~. No magistrate or minister of religion shall solemnize any marriage by proxy.

3 Marriage Registration Form; Reference to Waiver for Age Removed. Amend RSA 5-C:41, III to read as follows:

III. The clerk of the town or city shall complete the following statistical and legal information on the marriage application worksheet for both the bride and groom with information supplied by the bride and groom: the number which represents of the currently intended marriage; if previously married, whether a civil annulment occurred or the marriage ended by death or divorce; the date of civil annulment or that the last marriage ended; their race and ancestry; their level of education; any ~~[waivers]~~ **waiver for time** presented by the groom or the bride, ~~[either for time or age pursuant to RSA 457:4 through RSA 457:9 or]~~ **pursuant to** RSA 457:26 ~~[and RSA 457:27]~~; whether proof of age of the bride and groom was demonstrated using identification with photograph; if applicable, the divorce decree; and, if applicable, the death record of the former spouse.

4 Documentation of Marriage; Procedure for Waiver of 3-Day Waiting Period. RSA 457:28 is repealed and reenacted to read as follows:

457:28 Procedure. Upon receipt of an application under RSA 457:27, the court shall at once hear the parties, and, if satisfied that special cause exists for shortening the period of 3 days provided in RSA 457:26, shall grant permission therefor, which shall be filed with the court and shall be reported to the division of vital records. The division shall note the fact of the granting of such permission upon the certificate and upon all copies thereof which are by law required to be kept.

5 Powers and Duties of Guardians of Minors; Reference Change. Amend RSA 463:12, III(e) to read as follows:

(e) Consent to the ~~[marriage or]~~ adoption of the minor as provided in RSA 170-B:5 ~~[and RSA 457:6]~~.

6 Repeal. The following are repealed:

I. RSA 5-C:41, XIV, relative to the marriage registration form for a minor.

II. RSA 5-C:45, relative to marriage by minors.

III. RSA 457:6, relative to petition by party under age.

IV. RSA 457:7, relative to permission for minor to marry.

V. RSA 457:28-b, relative to destruction of records related to petition.

VI. RSA 547:3, II(c), relative to probate court jurisdiction over waivers for marriage of minors.

7 Effective Date. This act shall take effect January 1, 2018.

AMENDED ANALYSIS

This bill requires individuals to be at least 18 years of age to marry.
Committee amendment adopted.

The question now being adoption of the committee report of Ought to Pass with Amendment.
Rep. Walz offered floor amendment (0810h).

Floor Amendment (0810h)

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

AN ACT relative to the age at which persons may marry.

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

1 Marriageable; Age of Consent. Amend RSA 457:4 and 457:5 to read as follows:

457:4 Marriageable. ~~[No male below the age of 14 years and no female below the age of 13 years shall be capable of contracting a valid marriage that is entered into by one male and one female, and all marriages contracted by such persons shall be null and void.]~~ No male below the age of 18 and no female below the age of 18 shall be capable of contracting a valid marriage ~~[between persons of the same gender]~~, and all marriages contracted by such persons shall be null and void.

457:5 Of Consent. The age of consent shall be in the male and in the female, 18 years. Any marriage contracted by a person below the age of consent ~~[except as hereinafter provided, may in the discretion of the superior court be annulled at the suit of the party who at the time of contracting such marriage was below the age of consent, or at the suit of his or her parent or guardian, unless such party after arriving at such age shall have confirmed the marriage]~~ **shall be null and void; provided that any marriage recognized as valid in the state prior to the effective date of this section and RSA 457:4 shall continue to be recognized as valid on or after the effective date of this section.**

2 Marriage; Prohibitions. Amend RSA 457:8 to read as follows:

457:8 Prohibitions. No town clerk shall issue any certificate for the marriage of any person below the age of consent, and no magistrate or minister of religion shall solemnize the marriage of any such person, if such clerk, magistrate or minister knows or has reasonable cause to believe that such person is below such age; ~~unless permission for such marriage has been given under this subdivision].~~ No magistrate or minister of religion shall solemnize any marriage by proxy.

3 Marriage Registration Form; Reference to Waiver for Age Removed. Amend RSA 5-C:41, III to read as follows:

III. The clerk of the town or city shall complete the following statistical and legal information on the marriage application worksheet for both the bride and groom with information supplied by the bride and groom: the number which represents of the currently intended marriage; if previously married, whether a civil annulment occurred or the marriage ended by death or divorce; the date of civil annulment or that the last marriage ended; their race and ancestry; their level of education; ~~[any waivers presented by the groom or the bride, either for time or age pursuant to RSA 457:4 through RSA 457:9 or RSA 457:26 and RSA 457:27;]~~ whether proof of age of the bride and groom was demonstrated using identification with photograph; if applicable, the divorce decree; and, if applicable, the death record of the former spouse.

4 Powers and Duties of Guardians of Minors; Reference Change. Amend RSA 463:12, III(e) to read as follows:

(e) Consent to the ~~[marriage or]~~ adoption of the minor as provided in RSA 170-B:5 ~~[and RSA 457:6].~~

5 Repeal. The following are repealed:

I. RSA 5-C:41, XIV, relative to the marriage registration form for a minor.

II. RSA 5-C:45, relative to marriage by minors.

III. RSA 457:6, relative to petition by party under age.

IV. RSA 457:7, relative to permission for minor to marry.

V. RSA 457:28, relative to procedure.

VI. RSA 457:28-b, relative to destruction of records related to petition.

VII. RSA 547:3, II(c), relative to probate court jurisdiction over waivers for marriage of minors.

6 Effective Date. This act shall take effect January 1, 2018.

AMENDED ANALYSIS

This bill requires individuals to be at least 18 years of age to marry.

Rep. Walz spoke in favor.

Floor amendment (0810h) was adopted.

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

Rep. Bates spoke against.

Rep. Walz spoke in favor.

MOTION TO INDEFINITELY POSTPONE

Rep. Spillane moved that **HB 499**, relative to the age at which certain persons may marry, be Indefinitely Postponed.

Rep. Spillane spoke in favor and yielded to questions.

Reps. Bates and Rouillard spoke in favor.

Rep. Shurtleff requested a roll call; sufficiently seconded.

YEAS 179 - NAYS 168

YEAS - 179

BELKNAP

Abear, Marc
Lang, Timothy
Varney, Peter

Contois, Barbara
Silber, Norman

Fields, Dennis
Spanos, Peter

Howard, Raymond
Vadney, Herbert

CARROLL

Avellani, Lino
McCarthy, Frank
Umberger, Karen

Chandler, Gene
Knirk, Jerry
Marsh, William

Comeau, Ed
McConkey, Mark

Cordelli, Glenn
Schmidt, Stephen

CHESHIRE

Johnsen, Gladys
O'Day, John

Hunt, John
Stallcop, Joseph

McConnell, James
Sterling, Franklin

Meador, David

COOS

Moynihhan, Wayne

Theberge, Robert

GRAFTON

Bailey, Brad
Ham, Bonnie
Schwaegler, Vicki

Binford, David
Hennessey, Erin
Johnson, Tiffany

Brown, Duane
Hull, Robert

Darrow, Stephen
Ladd, Rick

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Ferreira, Elizabeth
Gagne, Larry
Hellwig, Steve
Moore, Josh
Ober, Lynne
Murphy, Keith
Panastiti, Reed
Renzullo, Andrew
Scully, Kevin
Twombly, Timothy

Ayala, Jessica
Moore, Craig
Dickey, Glen
Freeman, Lisa
Gidge, Kenneth
Hopper, Gary
Rice, Kimberly
Lascalles, Richard
Negron, Steve
Proulx, Mark
Rouillard, Claire
Seidel, Carl
Ulery, Jordan

Griffin, Barbara
Carr, John
Donovan, Daniel
Fromuth, Bart
Gould, Linda
Belanger, James
Kurk, Neal
LeBrun, Donald
Notter, Jeanine
Prout, Andrew
Sanborn, Laurie
Shaw, Barbara
Sullivan, Victoria

Burt, John
Christensen, Chris
Fedolff, Jim
Griffin, Gerald
Hansen, Peter
Graham, John
L'Heureux, Robert
Murotake, David
Ohm, Bill
Ober, Russell
Schleien, Eric
Somero, Paul
Valera, John

MERRIMACK

Turcotte, Alan
Long, Douglas
Horn, Werner
Marple, Richard
Walsh, Thomas

Kuch, Bill
Wolf, Dan
Kenison, Linda
McGuire, Carol
Testerman, Dave

Brewster, Michael
Hill, Gregory
Klose, John
Pearl, Howard
Wells, Natalie

Copp, Anne
Hoell, J.R.
Moffett, Michael
Seaworth, Brian
Woolpert, David

ROCKINGHAM

Abrami, Patrick
Bean, Philip
Thomas, Douglas
Gay, Betty
Itse, Daniel
O'Connor, John
Griffin, Mary
McBeath, Rebecca
Nasser, Jim
Polewarczyk, William
Somssich, Peter
Tripp, Richard
Welch, David

Allen, Mary
Bove, Martin
DeSimone, Debra
Green, Dennis
Edwards, Jess
Katsakiores, Phyllis
Major, Norman
McKinney, Betsy
Osborne, Jason
Gordon, Richard
Spillane, James
True, Chris
Weyler, Kenneth

Baldasaro, Alfred
Chase, Francis
Doucette, Fred
Guthrie, Joseph
Janigian, John
Kolodziej, Walter
Manning, John
McMahon, Charles
Packard, Sherman
Tilton, Rio
Sytek, John
Vose, Michael
Woitkun, Steven

Bates, David
Costable, Michael
Emerick, J. Tracy
Hagan, Joseph
Janvrin, Jason
Lundgren, David
Matthews, Carolyn
Milz, David
Pantelakos, Laura
Rimol, Bob
Torosian, Peter
Webb, James

STRAFFORD

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

Ellis, Donna
Turcotte, Leonard
Graham, Robert
Wall, Janet

Harrington, Michael
McNally, Jody
Sandler, Catt
Wuelper, Kurt

Horgan, James
Mullen, John
Spang, Judith

SULLIVAN

Gauthier, Francis

Laware, Thomas

Rollins, Skip

NAYS - 168**BELKNAP**

Huot, David

Maloney, Michael

CARROLL

Buco, Thomas

Butler, Edward

Nelson, Bill

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Shepardson, Marjorie

Ames, Richard
Harvey, Cathryn
Fenton, Donovan
Tatro, Bruce

Berch, Paul
Ley, Douglas
Mann, John
Pearson, William

Bordenet, John
Eaton, Daniel
Parkhurst, Henry
Weber, Lucy

COOS

Fothergill, John

Hatch, William

Laflamme, Larry

Thomas, Yvonne

GRAFTON

Abel, Richard
Campion, Polly
Maes, Kevin
Rand, Steven

Almy, Susan
Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

Bennett, Travis
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Boutin, Skylar
Josephson, Timothy
Nordgren, Sharon
White, Andrew

HILLSBOROUGH

Backus, Robert
Chandlee, Shannon
Sullivan, Daniel
Elber, Joel
Gargas, Carolyn
Hinch, Richard
Keane, Amelia
Lewicke, John
MacKenzie, Mark
Martineau, Jesse
O'Leary, Richard
Walsh, Robert
Smith, Timothy
Vann, Ivy

Baroody, Benjamin
Cleaver, Skip
DiSilvestro, Linda
Forest, Armand
Goley, Jeffrey
Schmidt, Janice
King, Mark
Lisle, David
Mangipudi, Latha
McNamara, Richard
Long, Patrick
Rosenwald, Cindy
Wolf, Terry
Williams, Kermit

Barry, Richard
Cornell, Patricia
Dyer, Caleb
Freitas, Mary
Heath, Mary
Jack, Martin
Klee, Patricia
MacKay, Mariellen
Marley, Jonathan
Nutting, Allison
Pierce, David
Harvey, Suzanne
Vaillancourt, Steve

Bouldin, Amanda
Cote, David
Edwards, Elizabeth
Smith, Gregory
Herbert, Christopher
Jaudy, Jean
Leishman, Peter
McCarthy, Michael
Martin, Joelle
O'Brien, Michael
Porter, Marjorie
Sofikitis, Catherine
Van Houten, Connie

MERRIMACK

Alicea, Caroletta
Moffett, Howard
Myler, Mel
Schuett, Dianne
Walz, Mary Beth

Bartlett, Christy
Henle, Paul
Patten, Dick
Shurtleff, Stephen

Carson, Clyde
MacKay, James
Smith, Ryan
Soucy, Timothy

Doherty, David
Luneau, David
Rogers, Katherine
Wallner, Mary Jane

ROCKINGHAM

Cook, Allen
Cahill, Michael
DiLorenzo, Charlotte
Fesh, Robert
Lovejoy, Patricia
Murray, Kate
Stone, Brian
Willis, Brenda

Altschiller, Debra
Cali-Pitts, Jacqueline
Dowling, Patricia
Gilman, Julie
Pearson, Mark
Nigrello, Robert
Le, Tamara

Barnes, Arthur
Cushing, Robert Renny
Edgar, Michael
Hoelzel, Kathleen
Malloy, Dennis
Gordon, Pamela
Verville, Kevin

Berrien, Skip
Dean-Bailey, Yvonne
Farnham, Betsey
Khan, Aboul
Messmer, Mindi
Read, Ellen
Ward, Gerald

STRAFFORD

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

Burton, Wayne
Frost, Sherry
Keans, Sandra
Schmidt, Peter
Sprague, Dale

Cilley, Jacalyn
Gourgue, Amanda
Krans, Hamilton
Phinney, Brandon
Treleaven, Susan

Epstein, Isaac
Grassie, Chuck
Smith, Marjorie
Scruton, Matthew
Vincent, Kenneth

SULLIVAN

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Smith, Steven

Gottling, Suzanne
Tanner, Linda

Irwin, Virginia

and the motion was adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 106, relative to corroborating evidence in sexual assault prosecutions. **INEXPEDIENT TO LEGISLATE.** Rep. Robert Renny Cushing for Criminal Justice and Public Safety. This bill stands to leave NH with the weakest sexual assault statute in the nation. The committee heard from prosecutors that, if passed, the State would be unable to convict a sexual offender (against an adult or child) who does not have a prior record of sexual assault, unless there was an eyewitness to the assault or DNA evidence to corroborate a sexual assault victim's testimony. However, the committee heard from medical professionals and law enforcement that, unlike what we see in an episode of CSI, DNA is not available in most sexual assault cases, as evidence is easily lost from the body in general daily activities, such as eating, drinking, brushing teeth, changing clothes, bathing, or us-

ing the bathroom. Additionally, experts provided testimony stating that most sexual assaults happen behind closed doors without eyewitnesses, leaving little opportunity for corroborating evidence in these cases. Passage of this bill would send a chilling message to victims of sexual assault - that they are less credible than victims of any other crime and that their sworn testimony is not to be believed. According to a research collaborative project of the University of New Hampshire, the New Hampshire Division of Public Health Services, and the New Hampshire Coalition Against Domestic and Sexual Violence, the rates of sexual assault in NH are higher than those nationally. According to their research, 22.7% of women in NH have been the victim of a sexual assault, with 19.5% having been the victim of sexual assault with penetration. These figures represent 112,909 NH women who have experienced sexual assault. These rates of sexual assault are significantly higher than those found in the National Violence Against Women Survey, in which 17.6% of women reported having been sexually assaulted, and 14.8% reported being a victim of sexual assault including penetration. Sexual assault impacts men and women of all age groups in NH, but young women and children of both genders are at greatest risk for sexual violence. The high prevalence of sexual assault in NH has serious consequences that affect the health and well-being of communities. Research shows that victims of sexual violence more often report poorer health, are at significantly increased risk for mental health and substance abuse problems, and are negatively affected economically. Sexual assault is already a significantly underreported crime due to many reasons including fear, shame and trauma. Statistically, only 1 in 3 sexual assaults are ever reported to law enforcement. Numerous people testified that, if passed, this bill would lead to a decline in reported sexual assaults and allow sexual predators to go free. This bill was opposed by survivors of childhood and adult sexual assault, the NH Coalition Against Domestic and Sexual Violence and their 13 member programs, the NH Association of Chiefs of Police, the NH Police Association, the NH Troopers Association, teachers, numerous local law enforcement agencies, psychologists, medical professionals, sexual offender treatment providers, the General Foundation of Women's Club-NH, the County Attorneys Association, the NH Civil Liberties Union, the Department of Corrections, and the NH Sexual Assault Nurse Examiner Program. Vote 18-0.

MOTION TO LAY ON THE TABLE

Rep. Welch moved that **HB 106**, relative to corroborating evidence in sexual assault prosecutions, be laid on the table.

Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 626-FN, relative to annulment of criminal records. **INEXPEDIENT TO LEGISLATE.**

Rep. Shannon Chandley for Criminal Justice and Public Safety. One provision of this bill, the restriction on re-filing a further petition for annulment after denial, was addressed in the previously passed HB 516. The other elements of the bill, including a provision for annulments of arrests prior to the enactment of the annulment statute, were deemed by the majority of the committee to be costly and unworkable. The majority of the committee agreed that the process in place is sufficient and the decision to annul is best left to the discretion of the court. Vote 19-2.

MOTION TO LAY ON THE TABLE

Rep. Welch moved that **HB 626-FN**, relative to annulment of criminal records, be laid on the table.

Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 341, repealing the provisions for tax exemption for certain chartered public school facilities. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert Elliott for Education. This bill would repeal the local option to reduce the taxes attributable to a chartered public school facility renting or leasing its building or facilities from a property owner which is not exempt from property taxes. If passed, this bill would result in possible increased operating costs for already financially strapped charter schools. Therefore, the bill hampers a much needed educational choice for students and parents by creating a financial hindrance that would impede the progress of charter schools. Vote 17-0.

MOTION TO LAY ON THE TABLE

Rep. Ladd moved that **HB 341**, repealing the provisions for tax exemption for certain chartered public school facilities, be laid on the table.

Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 396, relative to student assessment data privacy. **INEXPEDIENT TO LEGISLATE.**

Rep. Glenn Cordelli for Education. This bill deals with student personally identifiable information. The committee found that much of the bill is already in statute. The bill does raise the issue of student data at the local district level which might require additional future legislation. Vote 19-0.

MOTION TO LAY ON THE TABLE

Rep. Ladd moved that **HB 396**, relative to student assessment data privacy, be laid on the table.
Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 204-FN, relative to bonds for public employees. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter Schmidt for Executive Departments and Administration. This bill would permit certain state inhabitants to have access to bonds issued to indemnify public and municipal employees, and give the bonding company an equitable remedy of subrogation. The committee, by strong majority, believes the bill has questionable workability, and is also not necessary. Vote 18-2.

MOTION TO LAY ON THE TABLE

Rep. McGuire moved that **HB 204-FN**, relative to bonds for public employees, be laid on the table.
Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 618-FN, eliminating the bureau of certificate of title and providing for the criminal prosecution for its supervisor. **INEXPEDIENT TO LEGISLATE.**

Rep. Carol Roberts for Executive Departments and Administration. This bill would eliminate the Bureau of Certificate of Title and would decrease state revenue by over \$9 million in the first year. Additionally vehicle titles prove ownership, and include technical information about the vehicle to further define it - its gross vehicle weight, motive power, and purchase price when new. Vote 19-1.

MOTION TO LAY ON THE TABLE

Rep. McGuire moved that **HB 618-FN**, eliminating the bureau of certificate of title and providing for the criminal prosecution for its supervisor, be laid on the table.
Motion adopted.

MOTION TO REMOVE FROM THE TABLE

Rep. Butler moved that **HB 478**, prohibiting discrimination based on gender identity, be removed from the table.
Rep. Butler requested a roll call; sufficiently seconded.

YEAS 168 - NAYS 180**YEAS - 168
BELKNAP**

Huot, David

CARROLL

Butler, Edward

Knirk, Jerry

CHESHIRE

Abbott, Michael
Burridge, Delmar
Faulkner, Barry
Meador, David
Pearson, William

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

Theberge, Robert

GRAFTON

Abel, Richard
Campion, Polly
Hennessey, Erin
Massimilla, Linda
Smith, Suzanne

Almy, Susan
Darrow, Stephen
Higgins, Patricia
Mulligan, Mary Jane
Sykes, George

Bennett, Travis
Dontonville, Roger
Josephson, Timothy
Nordgren, Sharon
White, Andrew

Boutin, Skylar
Ham, Bonnie
Maes, Kevin
Rand, Steven

HILLSBOROUGH

Ayala, Jessica
Chandlee, Shannon
Sullivan, Daniel
Edwards, Elizabeth
Gidge, Kenneth
Schmidt, Janice
King, Mark
Mackay, Mariellen
Martin, Joelle

Backus, Robert
Cleaver, Skip
DiSilvestro, Linda
Elber, Joel
Goley, Jeffrey
Jack, Martin
Klee, Patricia
Mackenzie, Mark
Martineau, Jesse

Barody, Benjamin
Cornell, Patricia
Donovan, Daniel
Forest, Armand
Heath, Mary
Jeucl, Jean
Leishman, Peter
Mangipudi, Latha
McNamara, Richard

Bouldin, Amanda
Cote, David
Dyer, Caleb
Freitas, Mary
Herbert, Christopher
Keane, Amelia
Lisle, David
Manley, Jonathan
Nutting, Allison

O'Brien, Michael
Walsh, Robert
Schleien, Eric
Vaillancourt, Steve

O'Leary, Richard
Roberts, Carol
Shaw, Barbara
Van Houten, Connie

Long, Patrick
Rosenwald, Cindy
Sofikitis, Catherine
Vann, Ivy

Porter, Marjorie
Harvey, Suzanne
Smith, Timothy
Williams, Kermit

MERRIMACK

Turcotte, Alan
Doherty, David
Kenison, Linda
Rogers, Katherine
Wallner, Mary Jane

Alicea, Caroletta
Moffett, Howard
Luneau, David
Schuett, Dianne
Walz, Mary Beth

Bartlett, Christy
Henle, Paul
Myler, Mel
Shurtleff, Stephen
Woolpert, David

Carson, Clyde
MacKay, James
Patten, Dick
Soucy, Timothy

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Gay, Betty
McBeath, Rebecca
Pantelakos, Laura
Le, Tamara

Berrien, Skip
DiLorenzo, Charlotte
Gilman, Julie
Messmer, Mindi
Read, Ellen
Ward, Gerald

Cahill, Michael
Edgar, Michael
Lovejoy, Patricia
Murray, Kate
Somssich, Peter

Cali-Pitts, Jacqueline
Farnham, Betsey
Malloy, Dennis
Gordon, Pamela
Stone, Brian

STRAFFORD

Bixby, Peter
Epstein, Isaac
Grassie, Chuck
Krans, Hamilton
Phinney, Brandon
Sprague, Dale

Burton, Wayne
Fontneau, Timothy
Horgan, James
Smith, Marjorie
Sandler, Catt
Treleven, Susan

Cilley, Jacalyn
Frost, Sherry
Horrigan, Timothy
Opderbecke, Linn
Southworth, Thomas
Vincent, Kenneth

Ellis, Donna
Gourgue, Amanda
Keans, Sandra
Schmidt, Peter
Spang, Judith
Wall, Janet

SULLIVAN

Cloutier, John
Oxenham, Lee

Gagnon, Raymond
Tanner, Linda

Gottling, Suzanne

Irwin, Virginia

NAYS - 180

BELKNAP

Abear, Marc
Lang, Timothy
Vadney, Herbert

Comtois, Barbara
Maloney, Michael
Varney, Peter

Fields, Dennis
Silber, Norman

Howard, Raymond
Spanos, Peter

CARROLL

Avellani, Lino
Cordelli, Glenn
Schmidt, Stephen

Buco, Thomas
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark
Marsh, William

Comeau, Ed
Nelson, Bill

CHESHIRE

Hunt, John
Tatro, Bruce

McConnell, James

O'Day, John

Sterling, Franklin

COOS

GRAFTON

Bailey, Brad
Ladd, Rick

Binford, David
Schwaegler, Vicki

Brown, Duane
Johnson, Tiffany

Hull, Robert

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Freeman, Lisa
Gagne, Larry
Hellwig, Steve
Graham, John
L'Heureux, Robert
Lewicke, John
Negron, Steve
Pierce, David
Renzullo, Andrew
Seidel, Carl
Ulery, Jordan

Griffin, Barbara
Moore, Craig
Dickey, Glen
Fromuth, Bart
Gargas, Carolyn
Hinch, Richard
Moore, Josh
Ober, Lynne
McCarthy, Michael
Notter, Jeanine
Proulx, Mark
Rouillard, Claire
Somero, Paul
Sullivan, Victoria

Barry, Richard
Carr, John
Fedolfi, Jim
Griffin, Gerald
Gould, Linda
Hopper, Gary
Rice, Kimberly
Lascelles, Richard
Murotake, David
Ohm, Bill
Prout, Andrew
Sanborn, Laurie
Wolf, Terry
Valera, John

Burt, John
Christensen, Chris
Ferreira, Elizabeth
Smith, Gregory
Hansen, Peter
Belanger, James
Kurk, Neal
LeBrun, Donald
Murphy, Keith
Panasiti, Reed
Ober, Russell
Scully, Kevin
Twombly, Timothy

MERRIMACK

Kuch, Bill
Wolf, Dan

Brewster, Michael
Hill, Gregory

Copp, Anne
Hoell, J.R.

Long, Douglas
Horn, Werner

Klose, John
 Pearl, Howard
 Testerman, Dave

Moffett, Michael
 Smith, Ryan
 Wells, Natalie

Marple, Richard
 Seaworth, Brian

McGuire, Carol
 Walsh, Thomas

ROCKINGHAM

Cook, Allen
 Barnes, Arthur
 Chase, Francis
 DeSimone, Debra
 Fesh, Robert
 Hoelzel, Kathleen
 Janvrin, Jason
 Kolodziej, Walter
 Major, Norman
 McMahon, Charles
 Osborne, Jason
 Tilton, Rio
 Torosian, Peter
 Vose, Michael
 Willis, Brenda

Abrami, Patrick
 Bates, David
 Costable, Michael
 Doucette, Fred
 Green, Dennis
 Itse, Daniel
 O'Connor, John
 Lundgren, David
 Manning, John
 Milz, David
 Packard, Sherman
 Rimol, Bob
 Tripp, Richard
 Webb, James
 Woitkun, Steven

Allen, Mary
 Bean, Philip
 Thomas, Douglas
 Dowling, Patricia
 Guthrie, Joseph
 Edwards, Jess
 Katsakiores, Phyllis
 Griffin, Mary
 Matthews, Carolyn
 Nasser, Jim
 Polewarczyk, William
 Spillane, James
 True, Chris
 Welch, David

Baldasaro, Alfred
 Bove, Martin
 Dean-Bailey, Yvonne
 Emerick, J. Tracy
 Hagan, Joseph
 Janigian, John
 Khan, Aboul
 Pearson, Mark
 McKinney, Betsy
 Nigrello, Robert
 Gordon, Richard
 Sytek, John
 Verville, Kevin
 Weyler, Kenneth

STRAFFORD

Beaudoin, Steven
 McNally, Jody
 Scruton, Matthew

Harrington, Michael
 Mullen, John
 Spencer, Matthew

Kaczynski, Thomas
 Pitre, Joseph
 Wuelper, Kurt

Turcotte, Leonard
 Graham, Robert

SULLIVAN

Gauthier, Francis

Laware, Thomas

Rollins, Skip

Smith, Steven

and the motion failed.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 362, prohibiting certain immunization requirements for noncommunicable diseases. OUGHT TO PASS WITH AMENDMENT.

Rep. Charles McMahon for Health, Human Services and Elderly Affairs. The bill as amended provides a definition for non communicable diseases to RSA 141-C:20-a. Further it retains a parent's right of determining the efficacy of health care decisions relative to childhood vaccination choices. Vote 20-1.

Amendment (0638h)

Amend RSA 141-C:20-a, III as inserted by section 1 of the bill by replacing it with the following:

III. Nothing in this section shall require an immunization/vaccination requirement for diseases that are noncommunicable. "Noncommunicable disease" means a disease that is not infectious or transmissible from person-to-person.

AMENDED ANALYSIS

This bill declares that immunization/vaccine requirements shall not be required for diseases that are non-communicable.

Committee amendment adopted.

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

Rep. William Marsh offered floor amendment (0721h).

Floor Amendment (0721h)

Amend the bill by replacing section 1 with the following:

1 New Paragraphs; Communicable Disease; Child Immunization. Amend RSA 141-C:20-a by inserting after paragraph II the following new paragraphs:

III. Nothing in this section shall require an immunization/vaccination requirement for diseases that are noncommunicable. "Noncommunicable disease" means a disease that is not infectious or transmissible from person-to-person.

IV. Hepatitis B vaccine shall not be required for children to be admitted or enrolled in any school or child care agency, public or private.

AMENDED ANALYSIS

This bill declares that immunization/vaccine requirements shall not be required for diseases that are noncommunicable. This bill also declares that the hepatitis B vaccine shall not be required for children to be admitted in any school or child care agency.

Rep. Knirk spoke against.

Rep. William Marsh spoke in favor and requested a roll call; not sufficiently seconded.

Floor amendment (0721h) failed.

Committee report adopted and ordered to third reading.

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, March 23, 2017 at 10:00 a.m.

Rep. Shurtleff requested a roll call; sufficiently seconded.

YEAS 150 - NAYS 185**YEAS - 150****BELKNAP**

Fields, Dennis
Spanos, Peter

Howard, Raymond
Vadney, Herbert

Maloney, Michael
Varney, Peter

Silber, Norman

CARROLL

Chandler, Gene
Schmidt, Stephen

Cordelli, Glenn
Umberger, Karen

McConkey, Mark
Marsh, William

Nelson, Bill

CHESHIRE

Hunt, John

Sterling, Franklin

COOS

Theberge, Robert

GRAFTON

Bailey, Brad
Hull, Robert

Binford, David
Ladd, Rick

Brown, Duane

Darrow, Stephen

HILLSBOROUGH

Ammon, Keith
Byron, Frank
Christie, Rick
Freeman, Lisa
Gargas, Carolyn
Hopper, Gary
Rice, Kimberly
Lascelles, Richard
Murphy, Keith
Panasiti, Reed
Renzullo, Andrew
Seidel, Carl
Ulery, Jordan

Griffin, Barbara
Moore, Craig
Dickey, Glen
Griffin, Gerald
Gould, Linda
Belanger, James
Kurk, Neal
LeBrun, Donald
Negron, Steve
Proulx, Mark
Rouillard, Claire
Somero, Paul
Vaillancourt, Steve

Barry, Richard
Carr, John
Donovan, Daniel
Smith, Gregory
Hansen, Peter
Graham, John
L'Heureux, Robert
McCarthy, Michael
Notter, Jeanine
Prout, Andrew
Sanborn, Laurie
Wolf, Terry
Valera, John

Burt, John
Christensen, Chris
Fedolfi, Jim
Gagne, Larry
Hinch, Richard
Moore, Josh
Ober, Lynne
Murotake, David
Ohm, Bill
Ober, Russell
Scully, Kevin
Twombly, Timothy

MERRIMACK

Kuch, Bill
Hoell, J.R.
McGuire, Carol
Walsh, Thomas

Brewster, Michael
Horn, Werner
Pearl, Howard
Testerman, Dave

Long, Douglas
Klose, John
Smith, Ryan
Wells, Natalie

Hill, Gregory
Marple, Richard
Seaworth, Brian

ROCKINGHAM

Cook, Allen
Barnes, Arthur
Costable, Michael
Doucette, Fred
Hagan, Joseph
Janigian, John
Lundgren, David
Matthews, Carolyn
Osborne, Jason
Rimol, Bob
True, Chris
Weyler, Kenneth

Abrami, Patrick
Bates, David
Thomas, Douglas
Emerick, J. Tracy
Hoelzel, Kathleen
O'Connor, John
Griffin, Mary
McKinney, Betsy
Packard, Sherman
Spillane, James
Verville, Kevin
Woitkun, Steven

Allen, Mary
Bean, Philip
Dean-Bailey, Yvonne
Fesh, Robert
Itse, Daniel
Katsakiores, Phyllis
Major, Norman
Milz, David
Polewarczyk, William
Sytek, John
Webb, James

Baldasaro, Alfred
Chase, Francis
DeSimone, Debra
Green, Dennis
Edwards, Jess
Khan, Aboul
Manning, John
Nigrello, Robert
Gordon, Richard
Tripp, Richard
Welch, David

STRAFFORD

Beaudoin, Steven
McNally, Jody
Sandler, Catt

Harrington, Michael
Mullen, John
Scruton, Matthew

Horgan, James
Pitre, Joseph
Spencer, Matthew

Turcotte, Leonard
Graham, Robert

SULLIVAN

Gauthier, Francis	Laware, Thomas	Rollins, Skip	Smith, Steven
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NAYS - 185**BELKNAP**

Abear, Marc	Huot, David	Lang, Timothy
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CARROLL

Avellani, Lino	Comeau, Ed	McCarthy, Frank	Knirk, Jerry
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CHESHIRE

Abbott, Michael	Ames, Richard	Berch, Paul	Bordenet, John
Burridge, Delmar	Harvey, Cathryn	Ley, Douglas	Eaton, Daniel
Faulkner, Barry	Fenton, Donovan	Johnsen, Gladys	Mann, John
McConnell, James	Meador, David	O'Day, John	Parkhurst, Henry
Shepardson, Marjorie	Stallcop, Joseph	Tatro, Bruce	Pearson, William
Weber, Lucy			

COOS

Hatch, William	Laflamme, Larry	Moynihan, Wayne	Thomas, Yvonne
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GRAFTON

Abel, Richard	Almy, Susan	Boutin, Skylar	Campion, Polly
Dontonville, Roger	Ham, Bonnie	Hennessey, Erin	Higgins, Patricia
Josephson, Timothy	Maes, Kevin	Massimilla, Linda	Mulligan, Mary Jane
Nordgren, Sharon	Rand, Steven	Schwaegler, Vicki	Smith, Suzanne
Sykes, George	Johnson, Tiffany	White, Andrew	

HILLSBOROUGH

Ayala, Jessica	Backus, Robert	Baroody, Benjamin	Chandley, Shannon
Cleaver, Skip	Cornell, Patricia	Cote, David	Sullivan, Daniel
Dyer, Caleb	Edwards, Elizabeth	Elber, Joel	Ferreira, Elizabeth
Freitas, Mary	Fromuth, Bart	Gidge, Kenneth	Goley, Jeffrey
Heath, Mary	Hellwig, Steve	Herbert, Christopher	Schmidt, Janice
Jack, Martin	Jeudy, Jean	Keane, Amelia	King, Mark
Klee, Patricia	Leishman, Peter	Lewicke, John	Lisle, David
MacKay, Mariellen	MacKenzie, Mark	Mangipudi, Latha	Manley, Jonathan
Martin, Joelle	Martineau, Jesse	McNamara, Richard	Nutting, Allison
O'Brien, Michael	O'Leary, Richard	Long, Patrick	Pierce, David
Porter, Marjorie	Roberts, Carol	Rosenwald, Cindy	Harvey, Suzanne
Schleien, Eric	Shaw, Barbara	Sofikitis, Catherine	Smith, Timothy
Sullivan, Victoria	Van Houten, Connie	Vann, Ivy	Williams, Kermit

MERRIMACK

Turcotte, Alan	Alicea, Caroletta	Bartlett, Christy	Copp, Anne
Wolf, Dan	Doherty, David	Moffett, Howard	Henle, Paul
MacKay, James	Kenison, Linda	Luneau, David	Moffett, Michael
Myler, Mel	Rogers, Katherine	Schuett, Dianne	Shurtleff, Stephen
Soucy, Timothy	Wallner, Mary Jane	Walz, Mary Beth	Woolpert, David

ROCKINGHAM

Altschiller, Debra	Berrien, Skip	Bove, Martin	Cahill, Michael
Cali-Pitts, Jacqueline	Cushing, Robert Renny	DiLorenzo, Charlotte	Dowling, Patricia
Edgar, Michael	Farnham, Betsey	Gay, Betty	Gilman, Julie
Guthrie, Joseph	Janvrin, Jason	Lovejoy, Patricia	Pearson, Mark
Malloy, Dennis	McBeath, Rebecca	McMahon, Charles	Messmer, Mindi
Murray, Kate	Nasser, Jim	Gordon, Pamela	Pantelakos, Laura
Tilton, Rio	Read, Ellen	Somssich, Peter	Stone, Brian
Le, Tamara	Torosian, Peter	Vose, Michael	Ward, Gerald
Willis, Brenda			

STRAFFORD

Bixby, Peter	Burton, Wayne	Cilley, Jacalyn	Ellis, Donna
Epstein, Isaac	Fontneau, Timothy	Frost, Sherry	Gourgue, Amanda
Grassie, Chuck	Horrigan, Timothy	Kaczynski, Thomas	Keans, Sandra
Krans, Hamilton	Smith, Marjorie	Opderbecke, Linn	Schmidt, Peter
Phinney, Brandon	Southworth, Thomas	Sprague, Dale	Treleven, Susan
Vincent, Kenneth	Wall, Janet	Wuelper, Kurt	

SULLIVAN

Cloutier, John	Gagnon, Raymond	Gottling, Suzanne	Irwin, Virginia
Oxenham, Lee	Tanner, Linda		

and the motion failed.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 394, relative to public employees testifying before legislative committees. **INEXPEDIENT TO LEGISLATE.** Rep. Lucy Weber for Legislative Administration. This bill would have prohibited all public employees from testifying at the legislature during working hours unless one of three conditions had been met: 1) the committee chair specifically requested the public employee to testify, and the chair's written request was provided to the committee clerk, or 2) the public employee was explicitly authorized to represent the employer in the matter testified about, and written documentation of the authorization was given to the committee clerk, or 3) the public employee used personal or vacation time to testify, and written verification of the use of personal or vacation time was provided to the committee clerk. The bill would apply to every public employee at every level, state, county and local. Committee members noted a number of concerns about the bill. First, because of the definition used of "public employee," there was concern that some directly appointed public employees might not actually be covered by the wording of the bill. Second, in a number of cases, there is a degree of ambiguity as to who qualifies as the employer from whom authorization may be obtained. Third, there was concern about how to ascertain what the "working hours" of any given employee were. Finally, as to the local entities, committee members believe that this is a matter of policy to be decided entirely at the local level, not by mandate from the legislature. Vote 12-0.

MOTION TO LAY ON THE TABLE

Rep. Hinch moved that **HB 394**, relative to public employees testifying before legislative committees, be laid on the table.

Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 541-FN, relative to the compensation of members of the general court. **INEXPEDIENT TO LEGISLATE.** Rep. Phyllis Katsakiores for Legislative Administration. This bill would have the State Treasurer secure silver coins to compensate legislators. 200 silver coins would be equal to over \$3,000.00 for each member and over \$4,000.00 for each presiding officer in compensation. The committee felt that this change in the way state legislators are compensated would be too cumbersome and too expensive. Vote 12-0.

MOTION TO LAY ON THE TABLE

Rep. Hinch moved that **HB 541-FN**, relative to the compensation of members of the general court, be laid on the table.

Rep. Hinch requested a roll call; sufficiently seconded.

YEAS 286 - NAYS 48**YEAS - 286****BELKNAP**

Fields, Dennis
Maloney, Michael
Varney, Peter

Howard, Raymond
Silber, Norman

Huot, David
Spanos, Peter

Lang, Timothy
Vadney, Herbert

CARROLL

Avellani, Lino
McCarthy, Frank
Umberger, Karen

Chandler, Gene
McConkey, Mark
Marsh, William

Comeau, Ed
Nelson, Bill

Cordelli, Glenn
Schmidt, Stephen

CHESHIRE

Abbott, Michael
Burridge, Delmar
Hunt, John
Parkhurst, Henry
Tatro, Bruce

Ames, Richard
Faulkner, Barry
Mann, John
Shepardson, Marjorie
Pearson, William

Berch, Paul
Fenton, Donovan
McConnell, James
Stallcop, Joseph
Weber, Lucy

Bordenet, John
Johnsen, Gladys
O'Day, John
Sterling, Franklin

COOS

Hatch, William

Laflamme, Larry

Theberge, Robert

Thomas, Yvonne

GRAFTON

Almy, Susan
Campion, Polly
Hennessey, Erin
Maes, Kevin
Rand, Steven
Johnson, Tiffany

Bailey, Brad
Darrow, Stephen
Higgins, Patricia
Massimilla, Linda
Schwaegler, Vicki
White, Andrew

Boutin, Skylar
Dontonville, Roger
Hull, Robert
Mulligan, Mary Jane
Smith, Suzanne

Brown, Duane
Ham, Bonnie
Ladd, Rick
Nordgren, Sharon
Sykes, George

HILLSBOROUGH

Ammon, Keith
Baroody, Benjamin

Ayala, Jessica
Barry, Richard

Griffin, Barbara
Burt, John

Backus, Robert
Byron, Frank

Moore, Craig
 Cleaver, Skip
 Dickey, Glen
 Elber, Joel
 Freitas, Mary
 Gagne, Larry
 Gould, Linda
 Hinch, Richard
 Moore, Josh
 Keane, Amelia
 L'Heureux, Robert
 Lisle, David
 Manley, Jonathan
 Murotake, David
 O'Leary, Richard
 Pierce, David
 Renzullo, Andrew
 Harvey, Suzanne
 Shaw, Barbara
 Sullivan, Victoria
 Vann, Ivy

Carr, John
 Cornell, Patricia
 DiSilvestro, Linda
 Fedolff, Jim
 Fromuth, Bart
 Gargas, Carolyn
 Hansen, Peter
 Hopper, Gary
 Jack, Martin
 King, Mark
 Ober, Lynne
 MacKay, Mariellen
 Martin, Joelle
 Murphy, Keith
 Ohm, Bill
 Porter, Marjorie
 Roberts, Carol
 Sanborn, Laurie
 Sofikitis, Catherine
 Vaillancourt, Steve

Chandlee, Shannon
 Cote, David
 Donovan, Daniel
 Ferreira, Elizabeth
 Griffin, Gerald
 Gidge, Kenneth
 Heath, Mary
 Belanger, James
 Jeudy, Jean
 Klee, Patricia
 Lascelles, Richard
 McCarthy, Michael
 Martineau, Jesse
 Negron, Steve
 Long, Patrick
 Proulx, Mark
 Rosenwald, Cindy
 Schleien, Eric
 Wolf, Terry
 Valera, John

Christensen, Chris
 Sullivan, Daniel
 Edwards, Elizabeth
 Freeman, Lisa
 Smith, Gregory
 Goley, Jeffrey
 Hellwig, Steve
 Graham, John
 Rice, Kimberly
 Kurk, Neal
 LeBrun, Donald
 Mackenzie, Mark
 McNamara, Richard
 O'Brien, Michael
 Panasiti, Reed
 Ober, Russell
 Rouillard, Claire
 Seidel, Carl
 Twombly, Timothy
 Van Houten, Connie

MERRIMACK

Turcotte, Alan
 Brewster, Michael
 Hill, Gregory
 Kenison, Linda
 Myler, Mel
 Shurtleff, Stephen
 Wallner, Mary Jane

Alicea, Caroletta
 Long, Douglas
 Hoell, J.R.
 Klose, John
 Pearl, Howard
 Soucy, Timothy
 Walz, Mary Beth

Kuch, Bill
 Wolf, Dan
 Horn, Werner
 Luneau, David
 Smith, Ryan
 Walsh, Thomas
 Wells, Natalie

Bartlett, Christy
 Moffett, Howard
 MacKay, James
 McGuire, Carol
 Schuett, Dianne
 Testerman, Dave

ROCKINGHAM

Cook, Allen
 Barnes, Arthur
 Bove, Martin
 Cushing, Robert Renny
 DiLorenzo, Charlotte
 Emerick, J. Tracy
 Gilman, Julie
 Edwards, Jess
 Katsakiores, Phyllis
 Griffin, Mary
 Manning, John
 McMahon, Charles
 Osborne, Jason
 Gordon, Richard
 Sytek, John
 True, Chris
 Webb, James

Abrami, Patrick
 Bates, David
 Cahill, Michael
 Thomas, Douglas
 Doucette, Fred
 Farnham, Betsey
 Guthrie, Joseph
 Janigian, John
 Khan, Aboul
 Pearson, Mark
 Matthews, Carolyn
 Milz, David
 Gordon, Pamela
 Tilton, Rio
 Le, Tamara
 Verville, Kevin
 Welch, David

Allen, Mary
 Bean, Philip
 Cali-Pitts, Jacqueline
 Dean-Bailey, Yvonne
 Dowling, Patricia
 Fesh, Robert
 Hagan, Joseph
 Janvrin, Jason
 Lovejoy, Patricia
 Major, Norman
 McBeath, Rebecca
 Nasser, Jim
 Packard, Sherman
 Rimol, Bob
 Torosian, Peter
 Vose, Michael
 Willis, Brenda

Baldasaro, Alfred
 Berrien, Skip
 Chase, Francis
 DeSimone, Debra
 Edgar, Michael
 Gay, Betty
 Hoelzel, Kathleen
 O'Connor, John
 Lundgren, David
 Malloy, Dennis
 McKinney, Betsy
 Nigrello, Robert
 Pantelakos, Laura
 Spillane, James
 Tripp, Richard
 Ward, Gerald
 Woitkun, Steven

STRAFFORD

Beaudoin, Steven
 Ellis, Donna
 Grassie, Chuck
 Keans, Sandra
 Mullen, John
 Pitre, Joseph
 Southworth, Thomas
 Vincent, Kenneth

Bixby, Peter
 Fontneau, Timothy
 Harrington, Michael
 Krans, Hamilton
 Opderbecke, Linn
 Graham, Robert
 Spencer, Matthew
 Wall, Janet

Burton, Wayne
 Frost, Sherry
 Horgan, James
 Turcotte, Leonard
 Schmidt, Peter
 Sandler, Catt
 Sprague, Dale

Gilley, Jacalyn
 Gourgue, Amanda
 Kaczynski, Thomas
 McNally, Jody
 Phinney, Brandon
 Scruton, Matthew
 Treleaven, Susan

Gagnon, Raymond
 Laware, Thomas

Gauthier, Francis
 Oxenham, Lee

Gottling, Suzanne
 Smith, Steven

Irwin, Virginia
 Tanner, Linda

NAYS - 48

BELKNAP

CARROLL

CHESHIRE

Abear, Marc

Knirk, Jerry

Harvey, Cathryn

Ley, Douglas

Eaton, Daniel

Meador, David

COOS

Moynihan, Wayne

GRAFTON

Abel, Richard

Binford, David

Josephson, Timothy

HILLSBOROUGHChristie, Rick
Leishman, Peter
Prout, Andrew
Ulery, JordanDyer, Caleb
Lewicke, John
Scully, Kevin
Williams, KermitHerbert, Christopher
Mangipudi, Latha
Somero, PaulSchmidt, Janice
Nutting, Allison
Smith, Timothy**MERRIMACK**Copp, Anne
Marple, RichardDoherty, David
Rogers, KatherineHenle, Paul
Seaworth, BrianMoffett, Michael
Woolpert, David**ROCKINGHAM**Altschiller, Debra
Messmer, Mindi
Stone, BrianCostable, Michael
Murray, Kate
Weyler, KennethGreen, Dennis
Read, EllenItse, Daniel
Somssich, Peter**STRAFFORD**

Epstein, Isaac

Horigan, Timothy

Smith, Marjorie

Wuelper, Kurt

SULLIVAN

Cloutier, John

Rollins, Skip

and the motion was adopted.

Rep. Comeau voted Yea and intended to vote Nay.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 121, relative to the maximum optional fee for transportation improvements charged by municipalities when collecting motor vehicle registration fees. **OUGHT TO PASS.**

Rep. Franklin Sterling for Municipal and County Government. Municipalities currently have the option to add an amount up to a maximum of \$5.00 to the cost of motor vehicle registrations for transportation related infrastructure improvements. The maximum amount was set in 1997 and has been used by many municipalities to improve their town roads and bridges as well as provide transportation amenities for their residents. Some communities don't use this at all and it is entirely up to the legislative body to allow it in the amount specified, and only for reasons specified. It is felt that allowing an increase from \$5 to a maximum of \$10 would be reasonable when compared to overall cost increases since 1997. The bill would help offset some of the associated construction cost escalators realized over the past two decades. These are local dollars used for local projects approved by the legislative body. This is true local control. This bill does not increase any fee as it is not mandatory, but simply sets a cap. Vote 19-1.

Committee report adopted and ordered to third reading.

HB 303-L, relative to filling vacancies in the office of county commissioner. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Franklin Sterling for Municipal and County Government. The original intent of this bill was to remove any doubt that the entire county delegation would be voting to elect a candidate to fill a vacancy in the office of county commissioner. Existing statute left this practice in doubt. Hillsborough County, due to its size, wishes to have only the delegates from the district in which there is a vacancy vote on a replacement. Since only district voters initially elect a commissioner, the delegation feels only representatives from the district that has a vacancy should vote on a replacement. The amendment specifies that Hillsborough County will fill a vacancy by a vote of the delegation members from the district that has a vacancy. Vote 20-0.

Amendment (0291h)

Amend the bill by replacing section 1 with the following:

1 Vacancies; County Commissioner. Amend RSA 661:9, II(a) to read as follows:

II.(a) If a vacancy occurs in the office of a county commissioner, the members of the county convention, **or, if the vacancy occurs in Hillsborough county, the members of the county convention representing the cities and towns in the commissioner's district**, shall fill the vacancy by majority vote until the next biennial election of county officers. If the term filled is less than the unexpired term, then notwithstanding any provisions of RSA 653:1, VI, the commissioner district filled pursuant to this paragraph shall be added to the next biennial election ballot to be chosen by the voters of the county for a 2-year term.

AMENDED ANALYSIS

This bill requires that a vacancy in the office of a county commissioner in Hillsborough county be filled by a majority vote of the county convention members representing the cities and towns in the commissioner's district.

MOTION TO LAY ON THE TABLE

Rep. Vaillancourt moved that **HB 303-L**, relative to filling vacancies in the office of county commissioner, be laid on the table.

On a division vote, with 74 members having voted in the affirmative, and 261 in the negative, the motion failed.

The question being adoption of committee amendment (0291h).

Committee amendment adopted.

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

Rep. Vaillancourt spoke against.

Rep. Sterling spoke in favor.

Committee report adopted and ordered to third reading.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 316, relative to a statewide property tax exemption for commercial and industrial construction. **OUGHT TO PASS.**

Rep. Frank McCarthy for Municipal and County Government. This is a business and tax base growth bill. It allows a community to exempt some commercial and industrial construction costs from being assessed for taxes. The exemption shall specify the annual percentage, but cannot exceed 50 percent per year, for a maximum period of ten years following the new construction. This allows a municipality to attract growth or new businesses with a tax break. Although it will not result in a total increase in the final tax revenues in the first year, it will still increase total collected taxes. Once adopted by the local legislative body, the percentage rate and duration of the exemption shall be granted uniformly within that municipality to all projects for which a proper application is filed. Vote 19-0.

Committee report adopted and ordered to third reading.

HB 419-FN-L, relative to real estate leased for a public charter school. **INEXPEDIENT TO LEGISLATE.**

Rep. Jane Beaulieu for Municipal and County Government. Public Schools sometimes occupy space in a taxable property. This bill would require a municipality to calculate the pro-rata share of taxes attributed to that school space and refund that portion of taxes. The bill states that the school needs to make the application, and the refund goes to the school and not the property owner. The committee felt that this process, determination of liability for taxes, and tax exemption should be left up to the community and their assessing departments. RSA 79-H already establishes a procedure whereby cities or towns can optionally give property tax breaks to chartered public schools which lease taxable real estate, as well as to their landlords. This bill undermines the authority of municipal government and singles out charter schools while doing nothing for other public schools. Vote 18-2.

MOTION TO LAY ON THE TABLE

Rep. James Belanger moved that **HB 419-FN-L**, relative to real estate leased for a public charter school, be laid on the table.

Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 585-FN-L, abolishing fluoridation in water. **INEXPEDIENT TO LEGISLATE.**

Rep. Frank McCarthy for Municipal and County Government. This bill and other similar bills have been before the committee in the past and require mandates to communities over what they do with their drinking water. The bill would prohibit the introduction of fluoride into any drinking water statewide. It would remove the local option based on a belief that fluoride is harmful. There are currently ten municipalities serving 289,300 people that fluoridate their drinking water. The department of Health and Human Services states this bill may increase state expenditures related to the Medicaid program. The Department further states that, according to current medical and dental practice and recommendation, systemic fluoride is considered best practice for the prevention of tooth decay and infection for children aged 12 and under. If 10 percent of the 33,784 Medicaid recipients living in areas that currently fluoridate their water were to receive fluoride supplements, the Medicaid costs would increase annually by about \$642,000. Vote 19-1.

MOTION TO LAY ON THE TABLE

Rep. James Belanger moved that **HB 585-FN-L**, abolishing fluoridation in water, be laid on the table.

Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 199, relative to including hydroelectric in renewable energy classes. **INEXPEDIENT TO LEGISLATE.**

Rep. David Murotake for Science, Technology and Energy. The New Hampshire Electric Renewable Portfolio Standards, RSA 362-F:4, IV defines four Electric Renewable Energy Class IV as small hydroelectric generators with a nameplate capacity of 5 mega watts or less, placed in operation before January 1, 2006. This bill adds all hydroelectric energy, including large hydroelectric generators, to Class IV electric renewable energy classes.

After considering testimony from the Public Utilities Commission, the committee determined inclusion of all hydroelectric generators to this Class would flood the Class IV market with Renewable Energy Certificates, driving the market price of RECs to near-zero. This would result in disastrous financial consequences, not only to small hydro generators, but to other RPS Classes including the biomass industry, on which much of the state depends for its livelihood. Vote 21-0.

MOTION TO LAY ON THE TABLE

Rep. Barry moved that **HB 199**, relative to including hydroelectric in renewable energy classes, be laid on the table. Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 225, repealing the electric renewable portfolio standard. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Michael Vose for Science, Technology and Energy. This bill, as amended, adds new reporting requirements for renewable energy certificates (RECs) under the Renewable Portfolio Standard (RPS). These new requirements will add transparency to the reporting of REC trading activity. Expanded quarterly reports will provide information about the number and destination of traded RECs. This bill originally sought to repeal the RPS, but its lack of support for biomass electricity generators and the forest products industry on which they rely made it untenable. Vote 21-0.

Amendment (0436h)

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

AN ACT relative to information collection concerning electric renewable portfolio standards.

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

1 Electric Renewable Portfolio Standard; Information Collection. RSA 362-F:8 is repealed and reenacted to read as follows:

362-F:8 Information Collection.

I. By July 31 of each year, each provider of electricity shall submit a report to the commission or cause a report to be submitted by the administrator of the NEPOOL Generation Information System to the commission, in a form approved by the commission, documenting its compliance with the requirements of this chapter for the prior year. The report shall also include the number of renewable energy certificates that were purchased during the prior year and identify the class of each renewable energy certificate and source of the renewable energy certificate.

II. By July 31 of each year, each certified New Hampshire renewable energy certificate provider shall submit a report to the commission or cause a report to be submitted by the administrator of the NEPOOL Generation Information System to the commission, in a form approved by the commission, documenting the number of renewable energy certificates that were produced during the prior year on a quarterly basis and the class of each renewable energy certificate.

III. The information under paragraphs I and II shall be disclosed as public information by the commission as part of its annual reporting pursuant to RSA 362-F:10, IV. The commission may investigate compliance and collect any information necessary to verify and audit the information provided to the commission by providers of electricity and renewable energy certificates.

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

AMENDED ANALYSIS

This bill modifies the requirements for annual reports by providers of electricity and renewable energy certificates concerning electric renewable portfolio standards.

MOTION TO LAY ON THE TABLE

Rep. Harrington moved that **HB 225**, relative to information collection concerning electric renewable portfolio standards, be laid on the table.

On a division vote, with 47 members having voted in the affirmative, and 284 in the negative, the motion failed.

The question being adoption of committee amendment (0436h).

Committee amendment adopted.

Committee report adopted and ordered to third reading.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 462, relative to rules of the site evaluation committee. **INEXPEDIENT TO LEGISLATE.**

Rep. Gregory Smith for Science, Technology and Energy. The Site Evaluation Committee and the Joint Legislative Committee on Administrative Rules spent considerable time and effort working with all stakeholders affected by the types of energy projects associated with this bill to develop the existing siting rules. It was the unanimous vote of the committee that we not attempt to legislatively change these rules affecting scenic views, fire safety, and transparency in relation to wind, pipeline, and other projects. Vote 21-0.

MOTION TO LAY ON THE TABLE

Rep. Barry moved that **HB 462**, relative to rules of the site evaluation committee, be laid on the table.
Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 335, relative to notice of federal motor carrier safety regulations. **INEXPEDIENT TO LEGISLATE.**
Rep. Werner Horn for Transportation. Any granite stater has the opportunity to ask the Joint Legislative Committee on Administrative Rules (JLCAR) to add them to the email service that provides updates to rule changes from the federal motor carrier safety committee. Additionally, membership in the New Hampshire motor carrier association gives its members access to the information. With these opportunities this bill is unnecessary. Vote 14-0.

MOTION TO LAY ON THE TABLE

Rep. Steven Smith moved that **HB 335**, relative to notice of federal motor carrier safety regulations, be laid on the table.
Motion adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 398, establishing a commission to study and evaluate providing financial incentives for professional media production activity in New Hampshire. **INEXPEDIENT TO LEGISLATE.**
Rep. Arthur Barnes for Ways and Means. Although the committee views professional media productions produced in New Hampshire as a welcomed development, the major stumbling block to supporting this effort is the historical financial incentives the industry insists are necessary. The financial incentives that have been requested are credits against the business profits tax with the provision said tax credits be transferable; sold or assigned. It is the transfer of these tax credits that causes a great deal of concern to the committee. Vote 19-0.

MOTION TO LAY ON THE TABLE

Rep. Major moved that **HB 398**, establishing a commission to study and evaluate providing financial incentives for professional media production activity in New Hampshire, be laid on the table.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D

HB 615-FN-A, reducing the rates of the business profits tax and the business enterprise tax. **INEXPEDIENT TO LEGISLATE.**

Rep. Timothy Lang for Ways and Means. In a previous session this house passed a bill that became law that has business tax reductions. 2016 saw the first set of reductions take effect. If revenue targets were hit a second round of reductions will take effect in 2018. By all indications, those revenue targets will be hit and we will see further business tax reductions in 2018. Based on these two reductions already in place and creating a moving target on revenue, the committee recommends a "breathing period" before further changes to business tax policy so the complete impact of last year's tax reduction can be reviewed. Vote 23-0.

MOTION TO LAY ON THE TABLE

Rep. Major moved that **HB 615-FN-A**, reducing the rates of the business profits tax and the business enterprise tax, be laid on the table.
Motion 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, March 23, 2017 at 10:00 a.m.

LATE SESSION**Third Reading and Final Passage**

HB 536, directing the wellness and primary prevention council to establish a system of family resource centers of quality.

HB 136, clarifying the equity jurisdiction of the judicial branch family division.

HB 170, relative to posting notice and minutes of public meetings on the public body's website.

HB 186, relative to limitation of actions in which the state is a plaintiff.

HB 524, relative to the definition of "emergency" for purposes of a quorum under the right-to-know law.

HB 614-FN, relative to forfeiture of personal property.

HB 617-FN, relative to penalties for violations of planning and zoning laws.

HB 194, permitting employers to pay wages to employees weekly or biweekly.

HB 461, relative to the acceptance of grants by Carroll county.

HB 352-FN, relative to the energy efficiency fund.

HB 364, relative to accidents involving youth operators of motor vehicles.

HB 417-FN, relative to certain motor vehicle records.

HB 424-FN, relative to documentation required for registration of certain title exempted vehicles and modifying the requirements for removal and sale of certain vehicles.

HB 432, relative to enforcement of parking prohibitions.

HB 458, relative to motorcycle headlamps.

HB 332, relative to dedicated funds with no activity in the financial system for at least the most recent fiscal year.

HB 560-FN-A-L, establishing keno.

HB 574-FN, increasing the limit on contributions to the community development finance authority for which an investment tax credit may be taken.

HB 362, prohibiting certain immunization requirements for noncommunicable diseases.

HB 121, relative to the maximum optional fee for transportation improvements charged by municipalities when collecting motor vehicle registration fees.

HB 303-L, relative to filling vacancies in the office of county commissioner.

HB 316, relative to a statewide property tax exemption for commercial and industrial construction.

HB 225, relative to information collection concerning electric renewable portfolio standards.

UNANIMOUS CONSENT

Rep. Alicea requested Unanimous Consent of the House regarding diversity.

MOTION TO PRINT REMARKS

Without objection, the Speaker ordered the remarks made by Rep. Alicea during Unanimous Consent be printed in the Permanent Journal.

REMARKS

Rep. Alicea: Thank you, Mister Speaker. Colleagues, staff and guest of the House. Many of you are not aware that I am the owner of two businesses and a co-owner of another. After sitting most recently with my business partner interviewing an individual for a key position at one of the company's, I thought back to questions that I had asked the gentleman. You know the basics, where do you see yourself in 3-5 years? What did you do in your last position? What are you bringing to the table that is different than what others have shared that they will bring? Then I thought I had found exactly what I wanted to share with this Body for Black History/Diversity Month. I began to wonder what had Black Americans contributed to the country to enhance our lives and how did these "things" that we work with and see daily that are all around us get there? You know all the things that I, and we take for granted. So I began researching. What would it be like if contributions from Black Americans had not come to fruition? The information that I found was amazing to me and in my opinion has a tremendous impact on society. I'm sure that you'll agree and I'd like to share a few with you now. American Black inventors. Great heroes that happen to be Black. Mr. Garret Morgan was the inventor of the traffic light. Every time I sit at Main Street and Bridge Street I think, "Oh my God, who thought of this?" Mr. George Crum who worked at a restaurant and he served some people french fries and they complained that they were too thick. He was very angry so he went back into the kitchen, found a potato, sliced it as thin as he possibly could. It was patented in 1853, our potato chip. Mr. George Grant who was a dentist, but he liked to play golf. He invented the golf tee and it was patented December 12, 1899. Mr. Lonnie Johnson. Oh my goodness, how would I stand my grandchildren in the pool in the summer without the super soaker, which was patented August 26, 1994? Mr. John Love, inventor of the early portable pencil sharpener that was patented in 1897. Mr. Willis Johnson, inventor of the eggbeater. I chose that because I don't cook and I thought that was hilarious. It was patented February 5, 1884. Mr. Otis Boykin. A number of you, I'm sure, know who he is. He invented the control unit for the artificial heart, resistors for pacemakers. I think that's really cool. He had 11 patents as he continued to make it better and better. Mr. Fred Jones had a long list of inventions. Most of them were done July 12, 1949. He began with the refrigeration system for trucks. I'll bet the truckers like him. Motion picture devices, radio transmissions and most importantly, something we don't have in this House and that's an air conditioner. Mr. Alexander Miles. Every time I get on the elevator and somebody pushes that button I think about him. He invented the opening and closing of the elevator doors. It was patented October 11, 1887. I proudly share these inventions made by Black American inventors that frankly changed all of our lives or someone's life that we know in some way. There are so many more great inventions, however, our time is precious, but if I've put a bug in your ear to be interested in all that is around us and how it got here then we are a step closer to acceptance. Since Black American inventors' creations have helped this great Nation be more great, then we are also accepting of diversity. Who knew? I'm not an inventor. There's no MacGyver in me at all, however, I do know that my being here and doing what I do, accepting accomplishments and respecting differences is a constant reminder that I care, and the differences that I make, they are mine to give, to share to keep us going forward. As my grandmother always said, "When you walk backward you walk back in time." I'm walking forward. Will you walk with me? Thank you.

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 6:30 p.m.

RECESS

(Speaker Jasper in the Chair)

RESOLUTION

Rep. Vaillancourt offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 30, 48, 53, 72, 108, 113, 114, 137, 204 and 245 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**First, second reading and referral**

SB 30, defining woodland buffers and relative to such woodland buffers for the purposes of the shoreland protection act. (Resources, Recreation and Development)

SB 48, establishing a commission to study the efficiency and effectiveness of the fish and game department's operations, governance, and management structure. (Fish and Game and Marine Resources)

SB 53, relative to regulation of appraisal management companies by the real estate appraiser board. (Executive Departments and Administration)

SB 72, establishing a committee to study certain investments by municipalities. (Municipal and County Government)

SB 108, relative to absentee ballot applications. (Election Law)

SB 113, relative to an electronic poll book trial program. (Election Law)

SB 114, prohibiting a candidate from receiving the nomination of more than one party. (Election Law)

SB 137-FN, relative to licensure by endorsement granted by the board of nursing. (Executive Departments and Administration)

SB 204-FN, relative to Purple Heart and Pearl Harbor survivor number plates. (Transportation)

SB 245-FN-A, establishing a committee to study unemployment tax discounts. (Ways and Means)

SENATE MESSAGES**CONCURRENCE**

HB 87, relative to vacancies in the office of moderator.

HB 123, relative to continuation of a public hearing of the zoning board of adjustment.

HB 127, relative to vacancies in county offices.

RECESS

(Speaker Jasper in the Chair)

RESOLUTION

Rep. Hoelzel offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 25, 61, 67, 71, 129, 132, 140, 143, 152, 193, 197, 222 and 230 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**First, second reading and referral**

SB 25, relative to small claims resulting from accidents due to activities of the department of transportation. (Transportation)

SB 61, relative to medical records of a deceased spouse or next of kin. (Health, Human Services and Elderly Affairs)

SB 67, relative to the authority of state police employees. (Criminal Justice and Public Safety)

SB 71, relative to the law governing alimony. (Children and Family Law)

SB 129, requiring a portion of the renewable energy fund to benefit low to moderate income residential customers, relative to electric renewable energy classes, relative to the class rate for biomass, and relative to requirements for incentive payments from the renewable energy fund. (Science, Technology and Energy)

SB 132, establishing a New Hampshire inventory of historic burial grounds and cemeteries. (Resources, Recreation and Development)

SB 140, relative to the independent investment committee in the New Hampshire retirement system. (Executive Departments and Administration)

SB 143, relative to court requests for documents in conjunction with petitions for guardianship of a minor and guardianship of an incapacitated person. (Children and Family Law)

SB 152, relative to criminal history background checks for certain health care workers. (Health, Human Services and Elderly Affairs)

SB 193-FN, establishing education freedom savings accounts for students. (Education)

SB 197-FN-A, making an appropriation to the department of justice to enforce election and lobbying laws. (Finance)

SB 222, relative to the New Hampshire birth conditions program and relative to the administration of certain prescription medication for treatment of a communicable disease. (Health, Human Services and Elderly Affairs)

SB 230-FN, establishing the Uniform Power of Attorney Act. (Judiciary)

RECESS