State of
New Hampshire

HOUSE RECORD

2018 SPECIAL SESSION

HOUSE JOURNAL NO. 1

Wednesday, July 25, 2018

The House assembled at 10:30 a.m., on a date specified in the Call for Special Session of the House by the Governor, and was called to order by the Speaker.

Prayer was offered by the member from Hampstead, Representative Mark Pearson.
Gracious God, from time to time You raise up New Hampshire to be a light across our lands. We fought the Pine Tree Revolution as a matter of principle. We host the first in the nation presidential primary to inform voters of where candidates stand and now our deliberations are being watched across America on matters of interstate commerce. O God, give us courtesy in our speech and wisdom in our deliberations. For the glory of Your name and the well-being of Your people, Amen.

Representative James Webb, member from Derry, led the Pledge of Allegiance.

The National Anthem was sung by Tracy Hickey, a student at The Voice Studio in Derry.

LEAVES OF ABSENCE

Reps. Carr, Cote, Elliott, Forest, Henle, Hull, O'Brien, Salloway, Daniel Sullivan, Alan Turcotte and Robert Walsh, the day, illness.
Reps. Beaulieu, Bixby, Boutin, Bove, Brown, Burns, Byron, Crawford, Elizabeth Edwards, Jess Edwards, Faulkner, Freeman, Gay, Higgins, Josephson, Judd, Kaczynski, Khan, Kolodziej, L'Heureux, Leishman, Lisle, Lundgren, Osborne, Parkhurst, Phinney, Proulx, Renzullo, Richards, Marjorie Smith, Somero, Souza, Victoria Sullivan, Treleaven, Vann and Woolpert, the day, important business.
Reps. Ebel and Mangipudi, the day, illness in the family.

INTRODUCTION OF GUESTS

Jean Hickey, mother of the singer, guest of Rep. Webb. Anne Dontonville, and Howard and Elianna Apothaker, wife and guests of Rep. Dontonville. Elizabeth Thomas, Donna and Darrell Campbell, wife and guests of Rep. Doug Thomas. Heidi Hamer, guest of Rep. Van Houten. Peter Orsmond, guest of Rep. Wall. Sir John Hewsted, guest of Rep. Hill. Emma Snider, granddaughter of Rep. Opderbecke. Evelyn and Alex Seaworth, daughter and son of Rep. Seaworth. The Honorable Suzanne Vail, former member from Nashua, and Sherry Dutzy, guests of Reps. Klee and Rosenwald. The Honorable Peggy McCarthy, former member from Nashua and Michelle Harrah, guests of Rep. Michael McCarthy.

COMMUNICATION

VIA EMAIL May 23, 2018

Dear Mr. Speaker,
This email is to inform you that I am resigning from my position as NH State Representative effective May 24th, 2018. I am so sorry to leave, but I will be leaving my district to marry my ever-patient fiancé. The past 2 years have been amazing, and I cannot wait to be a Representative again one day. I hope whoever fills my seat has an equally life-changing time in this position, because I would not have traded it for the world.
Thank you so much for this opportunity to give back to our wonderful state.

The Honorable Allison Nutting
Hillsborough 34

COMMUNICATION

VIA EMAIL May 24, 2018

Dear Mr. Speaker:
I am writing to resign as the District 29, Portsmouth Ward 5, State Representative affective May 29, 2018. My husband and I will be moving to a new home in another Ward on that day. It has been a privilege to serve in the last two terms. I will miss working alongside the many dedicated and passionate representatives who strive to make a difference in the lives of New Hampshire residents.

Sincerely,
Pamela S. Gordon
State Representative
District 29

COMMUNICATION

VIA EMAIL June 1, 2018

Good morning Mr. Speaker, It is with deep regret that I must resign from the House of Representatives effective immediately. I have sold my house and am moving from the district. It has been a pleasure serving with you and my fellow colleagues in the House. If you have any questions feel free to call me or email me. Thank you. Bill.

William J. O'Neil
NH House of Representatives
District 9 Manchester

COMMUNICATION

VIA EMAIL June 1, 2018

I no longer live in the town of Merrimack to which I was elected. Accordingly, I am resigning my House State Rep. position.

Thank you,
Dan Hynes

COMMUNICATION

VIA EMAIL June 5, 2018

Dear Mr. Speaker,
I am resigning from my seat at the NH House of Representatives. My district is Hills D4 and this is my second term. Family matters require that I resign at this time. Specifically, we are moving out of state and our house sold very quickly. The closing is June 8th.
Being a representative to the NH House has been a rewarding experience for me. I have helped make some things happen and of course - there were disappointments. But through it all, I always felt everyone's input was respected and I commend you and your staff for creating the kind of environment that achieves this.
I have one last deliverable - I was appointed to the Broadband Study committee (based on HB 238) last fall and the final meeting is June 8th. I regret that I cannot be there but will send my input today to the committee members as well as to the very able coordinators Carol Miller from NH DRED and Joel Anderson, Researcher for the S,T,&E committee.

Best regards,
Carol R. Roberts

COMMUNICATION

VIA EMAIL June 8, 2018

House of Representatives
Speaker Chandler
House Clerk

Representative Anne Copp from Danbury NH
Merrimack County District 1
The Towns of Danbury, Andover and Salisbury

I have moved from the district and would like to notify you of my resignation.
Thank you for your service to this Freshman Representative. I hope to serve again in the future.

Best regards,
Anne Copp

COMMUNICATION

VIA EMAIL July 24, 2018

Unfortunately I must resign my seat in the New Hampshire General Court as I no longer reside in my elected district. I knew I would not be able to serve another term but had hoped to stay in district 37 until the end of the biennium. Unfortunately my landlord decided to sell the house at the end of our lease rather than putting it on the market at the start of winter.

I would like to say what a privilege it has been to serve in the General Court where I believe I have done what is right for both my district and the State of New Hampshire. It has been a great honor to work with those that carry on the great traditions of New Hampshire, I believe many of them could hold their own in a room with founders Sullivan and Langdon; I hope our paths cross again in the future.

Rep. Steve Hellwig
Election Law
Hillsborough District 37
(Hudson & Pelham)

The Speaker accepted the resignations with regret.

CALL FOR A SPECIAL SESSION
A PROCLAMATION
BY HIS EXCELLENCY CHRISTOPHER T. SUNUNU, GOVERNOR
WITH THE ADVICE OF THE HONORABLE EXECUTIVE COUNCIL
In the year of our Lord Two Thousand and Eighteen

WHEREAS, on June 21, 2018, the United States Supreme Court issued its decision in South Dakota v. Wayfair, Inc., et al, (the "Wayfair decision") in which the Court overturned 50 years of precedent that a retailer must be physically present in a state before the state could impose its sales and use tax collection requirements; and

WHEREAS, the Wayfair decision has created enormous uncertainty and could require New Hampshire businesses to collect sales and use taxes for over 10,000 state and local jurisdictions where they have no physical presence; and

WHEREAS, the State of New Hampshire has made a fundamental policy decision to not impose a general sales and use tax; and

WHEREAS, the welfare of the people of the State of New Hampshire requires the convening of the General Court in special legislative session for the purpose of enacting legislation to respond to the Wayfair decision; and

WHEREAS, the Executive Department, in calling such a session, intends an agenda limited to passing comprehensive legislation which takes every feasible and legally permissible step to protect New Hampshire citizens and businesses from any and all attempts by foreign state and local taxing jurisdictions to impose sales and use tax collection obligations on New Hampshire businesses in violation of the Due Process Clause and Commerce Clause of the United States Constitution or any other provision of law;

NOW, THEREFORE I, CHRISTOPHER T. SUNUNU, GOVERNOR, with the advice of the Council, on a motion duly seconded, hereby exercise my legislative authority under Part 2, Article 50 of the New Hampshire Constitution and summon the General Court to convene in Special Session on a date to be specified by the Speaker of the House and the President of the Senate, but to occur no later than August 15, 2018.

Christopher T. Sununu, Governor

CALL OF THE ROLL

BELKNAP COUNTY

Dist. No. 1 (1) Valerie Fraser, r
Dist. No. 2 (4) Marc Abear, r; Glen C. Aldrich, r; Herbert R. Vadney, r
Dist. No. 3 (4) David O. Huot, d; Philip Spagnuolo, d; Peter J. Spanos, r; Franklin T. Tilton, r
Dist. No. 4 (2) Dennis H. Fields, r; Timothy P. Lang, r
Dist. No. 5 (2) Peter R. Varney, r
Dist. No. 6 (2) John R. Plumer, r; Michael J. Sylvia, r
Dist. No. 7 (1) Barbara Comtois, r
Dist. No. 8 (1) Raymond Howard, r
Dist. No. 9 (1) Charlie St. Clair, d

CARROLL COUNTY

Dist. No. 1 (1) Gene G. Chandler, r
Dist. No. 2 (3) Thomas L. Buco, d; Frank H. McCarthy, r; Karen C. Umberger, r
Dist. No. 3 (2) Jerry Knirk, d; Mark E. McConkey, r

Dist. No. 4 (2) Glenn Cordelli, r
Dist. No. 5 (3) Lino M. Avellani, r; Ed Comeau, r; Bill G. Nelson, r
Dist. No. 6 (2) Edith M. DesMarais, d; Stephen J. Schmidt, r
Dist. No. 7 (1) Edward A. Butler, d
Dist. No. 8 (1) William M. Marsh, r

CHESHIRE COUNTY

Dist. No. 1 (4) Michael D. Abbott, d; Paul S. Berch, d; Lucy M. Weber, d
Dist. No. 2 (1) John E. Mann, d
Dist. No. 3 (1) Daniel A. Eaton, d
Dist. No. 4 (1)
Dist. No. 5 (1) John Bordenet, d
Dist. No. 6 (1) David R. Meader, d
Dist. No. 7 (1) Gladys Johnsen, d
Dist. No. 8 (1) Donovan Fenton, d
Dist. No. 9 (2) Richard Ames, d; Douglas A. Ley, d
Dist. No. 10 (1) Marjorie J. Shepardson, d
Dist. No. 11 (2) John B. Hunt, r; John E. O'Day, r
Dist. No. 12 (2) James W. McConnell, r
Dist. No. 13 (1)
Dist. No. 14 (1) Franklin W. Sterling, r
Dist. No. 15 (1)
Dist. No. 16 (2) Delmar D. Burridge, d; William A. Pearson, d

COOS COUNTY

Dist. No. 1 (2) John Fothergill, r
Dist. No. 2 (1) Wayne T. Moynihan, d
Dist. No. 3 (3) Larry L. Laflamme, d; ; Robert L. Theberge, r; Yvonne D. Thomas, d
Dist. No. 4 (1) Herbert D. Richardson, r
Dist. No. 5 (1) Edith Tucker, d
Dist. No. 6 (1) William A. Hatch, d
Dist. No. 7 (1) Troy Merner, r

GRAFTON COUNTY

Dist. No. 1 (2) Erin T. Hennessey, r; Linda A. Massimilla, d
Dist. No. 2 (1)
Dist. No. 3 (1) Vicki Schwaegler, r
Dist. No. 4 (1) Rick M. Ladd, r
Dist. No. 5 (1) Bonnie D. Ham, r
Dist. No. 6 (1) Kevin G. Maes, d
Dist. No. 7 (1) Tiffany Johnson, r
Dist. No. 8 (3) Travis Bennett, d; Steven Rand, d; Suzanne J. Smith, d
Dist. No. 9 (2) Vincent Paul Migliore, r
Dist. No. 10 (1) Roger W. Dontonville, d
Dist. No. 11 (1)
Dist. No. 12 (4) Polly K. Campion, d; Mary Jane Mulligan, d; Sharon Nordgren, d
Dist. No. 13 (4) Richard M. Abel, d; Susan W. Almy, d; George E. Sykes, d; Andrew A. White, d
Dist. No. 14 (1) Brad Bailey, r;
Dist. No. 15 (1) David W. Binford, r
Dist. No. 16 (1)
Dist. No. 17 (1) Stephen Darrow, r

HILLSBOROUGH COUNTY

Dist. No. 1 (2) Jim Fedolfi, r; Marjorie A. Porter, d
Dist. No. 2 (3) Gary S. Hopper, r; Neal M. Kurk, r
Dist. No. 3 (1) Jonathan F. Manley, d
Dist. No. 4 (2) Kermit R. Williams, d
Dist. No. 5 (2) Glen Dickey, r; Gerald Griffin, r
Dist. No. 6 (5) Rick G. Christie, r; Barbara J. Griffin, r; David W. Pierce, r; Claire A. Rouillard, r; Nick Zaricki, r
Dist. No. 7 (6) David J. Danielson, r; Bart Fromuth, r; Linda Gould, r; John A. Graham, r; Keith Murphy, r; Terry M. Wolf, r

Dist. No. 8 (2)	Jeffrey P. Goley, d
Dist. No. 9 (2)	
Dist. No. 10 (2)	Jean L. Jeudy, d; Patrick T. Long, d
Dist. No. 11 (2)	
Dist. No. 12 (2)	Amanda Bouldin, d
Dist. No. 13 (2)	Larry G. Gagne, r; Richard O'Leary, d
Dist. No. 14 (2)	Mary C. Freitas, d; Mary Heath, d
Dist. No. 15 (2)	Erika Connors, d
Dist. No. 16 (2)	Barbara E. Shaw, d
Dist. No. 17 (2)	Mark MacKenzie, d; Timothy J. Smith, d
Dist. No. 18 (2)	Patricia Cornell, d
Dist. No. 19 (2)	Robert A. Backus, d; Joel Elber, d
Dist. No. 20 (2)	Richard W. Lascelles, r
Dist. No. 21 (8)	Richard W. Barry, r; Chris Christensen, r; Richard W. Hinch, r; Josh Moore, r; Jeanine M. Notter, r
Dist. No. 22 (3)	Shannon E. Chandley, d; Peter T. Hansen, r; Reed A. Panasiti, r
Dist. No. 23 (4)	Barbara Biggie, r; Carolyn Halstead, r; Joelle Martin, d
Dist. No. 24 (2)	
Dist. No. 25 (2)	
Dist. No. 26 (2)	John Lewicke, r
Dist. No. 27 (2)	James P. Belanger, r; Carolyn M. Gargasz, r
Dist. No. 28 (3)	Elizabeth Ferreira, r; Janice E. Schmidt, d; Carl Seidel, r
Dist. No. 29 (3)	Suzanne Harvey, d; Michael J. McCarthy, r; Sue Newman, d
Dist. No. 30 (3)	Patricia S. Klee, d; Mariellen J. MacKay, d; Cindy Rosenwald, d
Dist. No. 31 (3)	Amelia Keane, d
Dist. No. 32 (3)	Donald L. LeBrun, r; David K. Murotake, r; Steve Negron, r
Dist. No. 33 (3)	Kenneth N. Gidge, d; Mark King, d; Kevin Scully, r
Dist. No. 34 (3)	Catherine Sofikitis, d; Timothy L. Twombly, r;
Dist. No. 35 (3)	
Dist. No. 36 (3)	Martin L. Jack, d; Bill H. Ohm, r
Dist. No. 37 (11)	Caleb Q. Dyer, r; Lynne M. Ober, r; Russell T. Ober, r; Andrew Prout, r; Kimberly A. Rice, r; Gregory G. Smith, r; Jordan G. Ulery, r
Dist. No. 38 (2)	Richard D. McNamara, d; John J. Valera, r
Dist. No. 39 (1)	John A. Burt, r
Dist. No. 40 (1)	Keith Ammon, r
Dist. No. 41 (1)	Laurie J. Sanborn, r
Dist. No. 42 (2)	
Dist. No. 43 (3)	Benjamin C. Baroody, d; Christopher J. Herbert, d
Dist. No. 44 (2)	Mark McLean, r
Dist. No. 45 (2)	Connie Van Houten, d

MERRIMACK COUNTY

Dist. No. 1 (1)	
Dist. No. 2 (2)	Werner D. Horn, r; Dave Testerman, r
Dist. No. 3 (2)	Gregory Hill, r
Dist. No. 4 (1)	Douglas B. Long, r
Dist. No. 5 (2)	Dan Wolf, r
Dist. No. 6 (2)	Beth Rodd, d
Dist. No. 7 (1)	Clyde J. Carson, d
Dist. No. 8 (1)	Caroletta C. Alicea, d
Dist. No. 9 (2)	Howard M. Moffett, d; Michael Moffett, r
Dist. No. 10 (3)	David Luneau, d; Mel Myler, d; Mary Jane Wallner, d
Dist. No. 11 (1)	Stephen J. Shurtleff, d
Dist. No. 12 (1)	
Dist. No. 13 (1)	
Dist. No. 14 (1)	James R. MacKay, d
Dist. No. 15 (1)	Linda B. Kenison, d
Dist. No. 16 (1)	Timothy A. Soucy, d
Dist. No. 17 (1)	Dick W. Patten, d
Dist. No. 18 (1)	Kristina Schultz, d
Dist. No. 19 (1)	Christy D. Bartlett, d

Dist. No. 20 (3) David Doherty, d; Dianne E. Schuett, d; Brian Seaworth, r
Dist. No. 21 (2) Michael Brewster, r; John F. Klose, r
Dist. No. 22 (1)
Dist. No. 23 (3) J.R. Hoell, r; Bill Kuch, r; Mary Beth Walz, d
Dist. No. 24 (4) Frank R. Kotowski, r; Richard Marple, r; Thomas C. Walsh, r
Dist. No. 25 (1) Natalie J. Wells, r
Dist. No. 26 (1) Howard Pearl, r
Dist. No. 27 (2) Mary Stuart Gile, d
Dist. No. 28 (1) Katherine D. Rogers, d
Dist. No. 29 (1) Carol M. McGuire, r

ROCKINGHAM COUNTY

Dist. No. 1 (1) Brian J. Stone, r
Dist. No. 2 (3) James A. Spillane, r; Kevin Verville, r
Dist. No. 3 (3) Michael Costable, r; Kathleen M. Hoelzel, r; Carolyn L. Matthews, r
Dist. No. 4 (5) Joseph M. Hagan, r; Kari Lerner, d; Chris True, r
Dist. No. 5 (7) Alfred P. Baldasaro, r; Betsy McKinney, r; Sherman A. Packard, r; Douglas W. Thomas, r
Dist. No. 6 (10) Brian K. Chirichiello, r; Patricia A. Dowling, r; Robert M. Fesh, r; Phyllis M. Katsakiores, r; David E. Milz, r; John T. O'Connor, r; Frank V. Sapareto, r; Richard P. Tripp, r; James C. Webb, r; Brenda Willis, r
Dist. No. 7 (4) David M. Bates, r; Mary E. Griffin, r; Charles E. McMahon, r
Dist. No. 8 (9) Arthur E. Barnes, r; John Janigian, r; John J. Manning, r; John Sytek, r
Dist. No. 9 (2) Sean D. Morrison, r; Michael Vose, r
Dist. No. 10 (1) Daniel C. Itse, r
Dist. No. 11 (1) Allen W. Cook, r
Dist. No. 12 (1)
Dist. No. 13 (4) Dennis Green, r; Joseph A. Guthrie, r+d; David A. Welch, r; Kenneth L. Weyler, r
Dist. No. 14 (4) Debra L. DeSimone, r; William G. Friel, r; Norman L. Major, r; Peter E. Torosian, r
Dist. No. 15 (1) Mary M. Allen, r
Dist. No. 16 (1) Robert L. Nigrello, r
Dist. No. 17 (3) Michael D. Cahill, d; Charlotte I. DiLorenzo, d; Ellen Read, d
Dist. No. 18 (4) Skip Berrien, d; Paula Francese, d; Julie D. Gilman, d
Dist. No. 19 (2) Patrick F. Abrami, r; Debra Altschiller, d
Dist. No. 20 (3) Francis G. Chase, r; Jason A. Janvrin, r
Dist. No. 21 (4) Philip W. Bean, r; Robert R. Cushing, d, Michael A. Edgar, d; J. Tracy Emerick, r
Dist. No. 22 (1) Henry A. Marsh, r
Dist. No. 23 (1) Dennis Malloy, d
Dist. No. 24 (2) Mindi Messmer, d; Kate Murray, d
Dist. No. 25 (1) Laura C. Pantelakos, d
Dist. No. 26 (1) Rebecca McBeath, d
Dist. No. 27 (1) Peter F. Somssich, d
Dist. No. 28 (1) Gerald W. R. Ward, d
Dist. No. 29 (1)
Dist. No. 30 (1) Jacqueline A. Cali-Pitts, d
Dist. No. 31 (1) Tamara Le, d
Dist. No. 32 (1)
Dist. No. 33 (1) Scott Wallace, r
Dist. No. 34 (1) Mark A. Pearson, r
Dist. No. 35 (1) Richard E. Gordon, r
Dist. No. 36 (1) Patricia T. Lovejoy, d
Dist. No. 37 (1)

STRAFFORD COUNTY

Dist. No. 1 (2) Robert V. Graham, r; John A. Mullen, r
Dist. No. 2 (2) James F. Horgan, r; Joseph A. Pitre, r
Dist. No. 3 (2) Michael D. Harrington, r; Kurt Wuelper, r
Dist. No. 4 (2) Jacalyn L. Cilley, d; Leonard P. Turcotte, r
Dist. No. 5 (1)
Dist. No. 6 (5) Wayne M. Burton, d; Timothy O. Horrigan, d; Judith T. Spang, d; Janet G. Wall, d&r
Dist. No. 7 (1) Timothy Fontneau, d

Dist. No. 8 (1) Donna Ellis, d
Dist. No. 9 (1) Steven P. Beaudoin, r
Dist. No. 10 (1) Jody McNally, r
Dist. No. 11 (1) Chuck Grassie, d
Dist. No. 12 (1) Matthew Scruton, r
Dist. No. 13 (1) Casey M. Conley, d
Dist. No. 14 (1) Hamilton R. Krans, d
Dist. No. 15 (1) Linn Opderbecke, d
Dist. No. 16 (1) Sherry Frost, d
Dist. No. 17 (3) Kenneth S. Vincent, d
Dist. No. 18 (3) Roger R. Berube, d; Matthew Spencer, r; Dale R. Sprague, d
Dist. No. 19 (1) Peter B. Schmidt, d
Dist. No. 20 (1) Thomas L. Southworth, d
Dist. No. 21 (1) Catt Sandler, d
Dist. No. 22 (1)
Dist. No. 23 (1) Sandra B. Keans, d
Dist. No. 24 (1)
Dist. No. 25 (1) Amanda Gourgue, d

SULLIVAN COUNTY

Dist. No. 1 (2) Lee Walker Oxenham, d; Brian M. Sullivan, d
Dist. No. 2 (1) Suzanne H. Gottling, d
Dist. No. 3 (1) Francis Gauthier, r
Dist. No. 4 (1) John J. O'Connor, r
Dist. No. 5 (1) Raymond G. Gagnon, d
Dist. No. 6 (2) Virginia O. Irwin, d; Skip A. Rollins, r
Dist. No. 7 (1) James L. Grenier, r
Dist. No. 8 (1) Thomas W. Laware, r
Dist. No. 9 (1) Linda L. Tanner, d
Dist. No. 10 (1) John R. Cloutier, d
Dist. No. 11 (1) Steven D. Smith, r

With 316 members having answered the call of the roll, a quorum was declared present.

SENATE MESSAGE

The Senate, pursuant to a call from the Governor and Council, has assembled and is now ready to proceed with the business of the 2018 Special Session.

ADOPTION OF RULES

Reps. Hinch and Shurtleff moved that the House adopt Special Session Rules, as proposed by the Rules Committee, for the 2018 Special Session.

2018 HOUSE SPECIAL SESSION RULES
AS PROPOSED BY THE HOUSE RULES COMMITTEE
DUTIES OF THE SPEAKER

1. Calling the body to order. The Speaker shall take the chair at precisely the hour to which the House has been called and shall immediately call the members to order.

2. Decorum, order and appeal. The Speaker shall preserve decorum and order, may speak on points of order in preference to other members, and shall decide questions of order. The decision of the Speaker on a question of order shall be conclusive unless the decision is immediately appealed to the House. The House shall decide the appeal by a majority vote of those members present and voting.

3. Voting: conditions of. The Speaker shall not be called on to vote unless the vote would be decisive. If the vote is tied after the Speaker has voted, the question shall be lost.

4. Signing of resolutions warrants, subpoenas, etc. The Speaker shall sign all resolutions, and addresses after passage or enrollment. All warrants, subpoenas and other processes issued by order of the House shall be signed by the Speaker and attested to by the Clerk.

5. Authority to clear gallery. The Speaker or chairman of the committee of the whole House shall have the power to order the gallery cleared in cases of any disturbance or disorderly conduct.

6. Designating a substitute to preside. The Speaker shall have power to substitute any member to perform the duties of the Chair. If absent, the Speaker shall designate a member to perform the duties of the Chair unless otherwise ordered by the House.

DECORUM AND DEBATE

7. Members to be seated and activate voting stations. When the House is called to order, members shall take their seats and shall activate their voting stations immediately. When they leave their seats for any reason they shall deactivate their stations.

8. Mason's Manual of Legislative Procedure as parliamentary guide. In all cases not provided for by the Constitution, House Rules or Joint Rules, *Mason's Manual of Legislative Procedure*, 2010 Edition, shall be the parliamentary guide.

9. Members: shall rise to address Speaker. When any member is about to speak in debate, make a motion, or deliver any matter to the House, the member shall rise from his or her seat and respectfully address the Speaker, declaring the purpose for which the member rises to speak.

10. Members: first rising shall speak first. In all cases the member rising first shall speak first. When two or more members rise at the same time, the Speaker shall name the person to speak. When many members choose to speak, they may file their names with the Clerk, who shall supply the list to the Speaker. The Speaker shall name the order in which the members shall speak. No member will be denied the opportunity to speak unless the House has consented to moving the previous question, has voted to limit debate and the time allotted for debate has expired, or the last speaker defending the moving party's recommendation has been recognized to speak.

11. Members: speaking more than twice. No member shall speak more than twice on the same question without permission from the House. No member shall speak more than once until every member choosing to speak has spoken.

12. Members: walking in front of podium prohibited. While the Speaker is putting a question or addressing the House, no one shall walk out of or across the House. While a member is speaking, no one shall pass between that member and the other members of the House, nor shall anyone engage in private conversation.

13. Members: questions of order. If any member transgresses the rules of the House, the Speaker shall, or any member may, call the member to order. The member called to order shall immediately sit down and the question of order shall be distinctly stated by the Speaker.

14. Ethics Guidelines. In all instances, every member shall act in conformance with the duly adopted New Hampshire General Court Ethics Guidelines and opinions of the Legislative Ethics Committee.

15. Persons permitted on floor/in anteroom during session.

(a) The following persons shall be admitted within the door of the Representatives' chamber or anteroom while the House is in session: House members and officers, the Governor, Council members, the Secretary of State, the Treasurer, the President of the Senate and the Senate Clerks.

(b) No other person shall be admitted within the door of the Representatives' chamber or anteroom while the House is in session, except with the permission of the Speaker.

16. Motions: in possession of the House. After a motion is stated by the Speaker, it shall be in possession of the House, but may be withdrawn at any time before an amendment.

17. Motions: order of precedence; to Indefinitely Postpone; amendment as substitute motion.

(a) When any question is under debate, precedence of motions shall be as follows:

(1) to adjourn;
(2) to lay on the table;
(3) for the previous question;
(4) to amend;
(5) to postpone indefinitely.

Motions to adjourn, to lay on the table, for the previous question, and to take from the table shall be decided without debate.

(b) When a question is postponed indefinitely, that question shall not be acted on during the same session, unless two-thirds of those members present and voting vote in favor thereof.

(c) No new motion shall be admitted under color of amendment as a substitute for the motion under debate.

18. Previous question.

(a) The Speaker shall put the previous question in the following form: "Shall debate now be limited?" and all debate on the main question shall be suspended until the previous question has been decided. After the adoption of the previous question, the sense of the House shall forthwith be taken on pending amendments, in their regular order, and then on the main question.

(b) All incidental questions of order arising after a motion of the previous question and related to the subjects affected by the order of the previous question shall be decided without debate.

(c) If the previous question is decided in the negative, it shall not again be in order for the particular question under consideration until after adjournment, but the main question shall be left before the House and disposed of as though the previous question had not been put.

19. Voting: by voice, division and roll call; must be present when question put; seconding roll call request; voting stations; members required to vote. There shall be three forms of deciding the question: voice vote, division vote, roll call vote. No member shall vote in any case if the member is not present when the question is put.

(a) The question put by voice vote shall be: "All those in favor of the question say 'aye,'" and after the affirmative vote is expressed, "Those of a contrary opinion say 'no.'"

(b) A division vote shall be taken if the Speaker doubts the voice vote or if a member calls for a division vote initially or before the Speaker announces the result of the vote. When a division of the House is taken, the Speaker may appoint a teller for each seating division of the House, who shall report to the Chair the state of the vote.

(c) A roll call shall be taken when a member moves for a roll call vote and that motion is seconded by 10 other members. The member requesting the roll call vote and the 10 members who second the motion shall notify the clerk in writing or shall rise from their seats or otherwise be recognized by the Speaker. Whenever a roll call vote is requested and properly seconded, members shall enter the chamber to take their seats and the question shall then be put to the House.

(d) When a division or a roll call is taken, the Speaker shall put the question and open the voting stations for not more than 30 seconds. Each member present at his or her voting station shall press either the YES (Green) or NO (Red) button unless excused by the House for a special reason. After closing the vote, the Speaker shall rise and state the decision of the House.

20. Tie vote, question lost. In case of a tie vote, the question shall be lost.

21. Leaving seats prohibited during voting. No member shall leave his or her seat while the voting machine is in use and until the Speaker announces the result of the vote.

22. Reconsideration. No vote shall be reconsidered unless the motion for reconsideration is made immediately after action on the legislation.

23. Objection to reading paper/document. When the reading of a paper or a document is objected to by a member, the question shall be determined by a vote of the House without debate.

24. Absences. All members shall attend to their duties in the House or committee, and no one shall be absent from the service of the House or committee unless the member has leave, or is sick and unable to attend.

COMMITTEES AND THEIR DUTIES

25. There shall be a Committee on Enrolled Bills, appointed by the Speaker, to carefully examine each piece of legislation, enroll it, and report it on behalf of the Committee to the House. If the examination of legislation shall disclose any clerical error or imperfection, it shall be reported back to the House with such amendments as are required to correct the same; and any measures so reported shall be subject to amendment in those particulars and in no other respect.

BILLS

26. Enactment of laws, as provided in the Call for the Special Session, shall be by bill. No bill or resolution shall be introduced into the House the subject matter of which is not included in the Call. Only Special Session Senate Bills or Special Session Senate Resolutions shall be introduced into the House.

27. Drafting by Office of Legislative Services

(a) All memorials, and other papers addressed to the House and all bills to be introduced in the House, except those House resolutions not taking a policy position that are prepared by the Clerk of the House, shall be delivered or caused to be delivered to the Office of Legislative Services by the member presenting them. The Office of Legislative Services shall prepare those resolutions, memorials and other papers in proper form and shall present them to the member(s) for signature. All such legislation shall be prepared for signature by the sponsor.

(b) All bills addressed to the House, shall be endorsed with the name and the district of the legislator presenting them.

28. Three readings. Every resolution shall have three separate readings in the House prior to its passage. The first and second readings shall be by title only which may be accomplished by a single motion. The time assigned for the third reading of resolutions shall be after passage in the early session unless otherwise ordered by the House.

29. Clerk to provide copies for distribution. After each resolution has been numbered, the Clerk shall procure a sufficient number of copies for distribution.

30. Amendments.

(a) No amendment shall be made until the second reading of a bill or resolution. All amendments to bills or resolutions shall be prepared by the Office of Legislative Services, with the name of the member and the district.

(b) No amendment shall be added to any bill or resolution which is not germane to the subject matter of the legislative document.

31. House rules suspension. No standing Special Session rule of the House shall be suspended unless two-thirds of the members vote in favor thereof. A motion to suspend the rules is debatable.

ORDER OF BUSINESS

32. Early/late sessions; leaves of absence.

(a) The order of business in the early session shall be as follows:

1. Prayer by the Chaplain or a substitute designated by the Speaker, pledge of allegiance and leaves of absence if received before the start of the legislative day;

2. Introduction of guests;

3. Introduction, first and second reading of resolutions;

4. Messages from the Senate, the Governor and the Secretary of State;

5. Resolutions, motions and notices;

6. Third reading of resolutions;

7. Adjournment from the early session.

(b) The order of business in the late session shall be as follows:

1. Resolutions and motions;

2. Personal privilege in accordance with *Mason's Manual of Legislative Procedure*, Sec. 220-226, 2010 edition.

3. Unanimous consent in accordance with *Mason's Manual of Legislative Procedure*, Sec. 537, 2010 edition.

4. Adjournment.

(c) The order of business listed in this rule shall be adhered to unless otherwise ordered by a majority of those members of the House present and voting.

(d) Leaves of absence may be granted by the House at any time.

OFFICERS AND PERSONNEL

33. Speaker shall define duties of officers and personnel. The elected and appointed non-member officers and personnel of the House shall be under the direction of the Speaker, who shall define their duties not fixed by statute or otherwise ordered by the House.

34. Expenditures approval. No officer or employee of the House during the session or any adjournment thereof shall purchase or contract to purchase, pay or promise to pay any sum of money on behalf of the House or issue any requisition or manifest without securing the approval in writing of the Speaker of the House or designee.

35. Security officer. The Speaker may appoint an individual trained and experienced in security matters or law enforcement work, who, under the supervision and direction of the Speaker, shall prevent the deliberations of the House from being disrupted or interfered with by any person or persons not members thereof.

36. Influencing legislation, prohibition of. No employee or attaché of the House Sergeant-at-Arms shall, directly or indirectly, be personally involved with or attempt to influence the passage or consideration of any measure whatsoever. If any such employee or attaché becomes involved with any such measure, it shall be grounds for summary dismissal.

MISCELLANEOUS

37. Deadly weapons; electronic devices; cameras. No person, including members of the House, except law enforcement officers while actively engaged in carrying out their duties as such, shall display any deadly weapon as defined in RSA 625:11, V while in the House Chamber, anterooms, cloakrooms, or House gallery. Any person in violation of this rule shall be subject to ejection from any such premises on the order of the Speaker and disciplinary action or arrest or both by action of the House. Nothing in this rule shall indicate that the security officer appointed by the House under Rule 35 has the right to stop and search a member of the House on the premises of the House or that any person is precluded a legally permitted exercise of self-defense or defense of others. With the exception of devices for the hearing impaired, no member shall operate audible electronic transmitting and/or receiving devices nor shall any member operate a video camera or a camera utilizing flash bulbs on the floor of the House, while the House is in session.

38. Sources of Authority. The procedures of the New Hampshire House shall be derived from the following sources in the order of precedence listed:

(a) Constitutional provisions.

(b) Rules of the New Hampshire House.

(c) Custom, usage and precedent.

(d) Adopted parliamentary manual (*Mason's Manual of Legislative Procedure*, 2010 edition).

(e) Statutory provisions.

The question being adoption of the House Special Session Rules.
Rep. Hoell offered a floor amendment.

AMENDMENT TO SPECIAL SESSION RULES
OFFERED BY REP. JR HOELL

1. Calling the body to order. The Speaker shall take the chair at precisely the hour to which the House has adjourned and shall immediately call the members to order.

2. Decorum, order and appeal. The Speaker shall preserve decorum and order, may speak on points of order in preference to other members, and shall decide questions of order. The decision of the Speaker on a question of order shall be conclusive unless the decision is immediately appealed to the House. The House shall decide the appeal by a majority vote of those members present and voting.

3. Appointing committees. The Speaker shall appoint all committees unless otherwise directed by the House, subject to the provisions of Rule 28. The Speaker may substitute members of committees.

4. Referral of bills, etc., to committees. The Speaker shall refer all bills, resolutions, and other matters coming before the House to the appropriate committees, unless otherwise ordered by the House. The Speaker may refer the same jointly to two committees.

5. Voting: conditions of. The Speaker shall not be called on to vote unless the vote would be decisive. If the vote is tied after the Speaker has voted, the question shall be lost.

6. Signing of bills, warrants,, subpoenas, etc. The Speaker shall sign all bills, resolutions, and addresses after passage or enrollment. All warrants, subpoenas and other processes issued by order of the House shall be signed by the Speaker and attested to by the Clerk.

7. Authority to clear gallery. The Speaker or chairman of the committee of the whole House shall have the power to order the gallery cleared in cases of any disturbance or disorderly conduct.

8. Designating a substitute to preside. The Speaker shall have power to substitute any member to perform the duties of the Chair. If absent, the Speaker shall designate a member to perform the duties of the Chair unless otherwise ordered by the House.

9. Members to be seated and activate voting stations. When the House is called to order, members shall take their seats and shall activate their voting stations immediately. When they leave their seats for any reason they shall deactivate their stations.

10. Mason's Manual of Legislative Procedure as parliamentary guide. In all cases not provided for by the Constitution, House Rules or Joint Rules, *Mason's Manual of Legislative Procedure*, 2010 Edition, shall be the parliamentary guide.

11. Members: shall rise to address Speaker. When any member is about to speak in debate, make a motion, or deliver any matter to the House, the member shall rise from his or her seat and respectfully address the Speaker, declaring the purpose for which the member rises to speak.

12. Members: first rising shall speak first. In all cases the member rising first shall speak first. When two or more members rise at the same time, the Speaker shall name the person to speak. When many members choose to speak, they may file their names with the Clerk, who shall supply the list to the Speaker. The Speaker shall name the order in which the members shall speak.

13. Members: speaking more than twice. No member shall speak more than twice on the same question without permission from the House. No member shall speak more than once until every member choosing to speak has spoken.

14. Members: walking in front of podium prohibited. While the Speaker is putting a question or addressing the House, no one shall walk out of or across the House. While a member is speaking, no one shall pass between that member and the other members of the House, nor shall anyone engage in private conversation.

15. Members: questions of order. If any member transgresses the rules of the House, the Speaker shall, or any member may, call the member to order. The member called to order shall immediately sit down and the question of order shall be distinctly stated by the Speaker.

16. Ethics Guidelines. In all instances, every member shall act in conformance with the duly adopted New Hampshire General Court Ethics Guidelines and opinions of the Legislative Ethics Committee

17. Persons permitted on floor/in anteroom during session.

(a) The following persons shall be admitted within the door of the Representatives' chamber or anteroom while the House is in session: House members and officers, the Governor, Council members, the Secretary of State, the Treasurer, the President of the Senate and the Senate Clerks.

(b) No other person shall be admitted within the door of the Representatives' chamber or anteroom while the House is in session, except with the permission of the Speaker.

18. Motions: in possession of the House. After a motion is stated by the Speaker, it shall be in possession of the House, but may be withdrawn at any time before an amendment.

19. Motions: order of precedence; to table CACR; to Indefinitely Postpone; amendment as substitute motion.

(a) When any question is under debate, precedence of motions shall be as follows:

(1) to adjourn;

(2) to lay on the table;

(3) for the previous question;

(4) to commit;
(5) to amend;
(6) to postpone indefinitely.

Motions to adjourn, to lay on the table, for the previous question, and to take from the table shall be decided without debate.

(b) A motion to lay on the table a Constitutional Amendment Concurrent Resolution shall require a majority vote. No motion to indefinitely postpone a Constitutional Amendment Concurrent Resolution shall pass unless approved by an affirmative vote of three-fifths of the entire House membership.

(c) When a question is postponed indefinitely, that question shall not be acted on during the same session, unless two-thirds of those members present and voting vote in favor thereof.

(d) No new motion shall be admitted under color of amendment as a substitute for the motion under debate.

20. Previous question.

(a) The Speaker shall put the previous question in the following form: "Shall debate now be limited?" and all debate on the main question shall be suspended until the previous question has been decided. After the adoption of the previous question, the sense of the House shall forthwith be taken on pending amendments, in their regular order, and then on the main question.

(b) All incidental questions of order arising after a motion of the previous question and related to the subjects affected by the order of the previous question shall be decided without debate.

(c) If the previous question is decided in the negative, it shall not again be in order for the particular question under consideration until after adjournment, but the main question shall be left before the House and disposed of as though the previous question had not been put.

21. Voting: by voice, division and roll call; must be present when question put; seconding roll call request; voting stations; members required to vote. There shall be three forms of deciding the question: voice vote, division vote, roll call vote. No member shall vote in any case if the member is not present when the question is put.

(a) The question put by voice vote shall be: "All those in favor of the question say 'aye,'" and after the affirmative vote is expressed, "Those of a contrary opinion say 'no.'"

(b) A division vote shall be taken if the Speaker doubts the voice vote or if a member calls for a division vote initially or before the Speaker announces the result of the vote. When a division of the House is taken, the Speaker may appoint a teller for each seating division of the House, who shall report to the Chair the state of the vote.

(c) A roll call shall be taken when a member moves for a roll call vote and that motion is seconded by 10 other members. The member requesting the roll call vote and the 10 members who second the motion shall notify the clerk in writing or shall rise from their seats or otherwise be recognized by the Speaker. Whenever a roll call vote is requested and properly seconded, members shall enter the chamber to take their seats and the question shall then be put to the House.

(d) When a division or a roll call is taken, the Speaker shall put the question and open the voting stations for not more than 30 seconds. Each member present at his or her voting station shall press either the YES (Green) or NO (Red) button unless excused by the House for a special reason. After closing the vote, the Speaker shall rise and state the decision of the House.

22. Tie vote, question lost. In case of a tie vote, the question shall be lost.

23. Leaving seats prohibited during voting. No member shall leave his or her seat while the voting machine is in use and until the Speaker announces the result of the vote.

24. Reconsideration. No vote shall be reconsidered unless the motion for reconsideration is made by a member who voted with the prevailing side while the bill or resolution is in the possession of the House. A motion for reconsideration is debatable only to the extent that it does not open the underlying question to debate.

25. Objection to reading paper/document. When the reading of a paper or a document is objected to by a member, the question shall be determined by a vote of the House without debate.

26. Absences. All members shall attend to their duties in the House or committee, and no one shall be absent from the service of the House or committee unless the member has leave, or is sick and unable to attend.

27. Composition; appointment. The membership on all committees of the House shall be divided between the major political parties in the same proportion that the House membership of the majority party bears to the House membership of the minority party. No member shall serve on more than one standing committee; membership on the Rules Committee shall not be included for purposes of this calculation. The appointments to committees for the majority party shall be made by the Speaker and appointments to committees for the minority party shall be made by the Speaker with the advice of the duly appointed minority party leader. Membership on committees shall reflect a broad diversity of experience and interests. Notwithstanding the provisions of this rule, the Speaker and the minority party leader may agree on a different proportion for the membership of any particular committee.

28. Serving in accordance with Ethics Guidelines. Participation on a committee by any member shall be in accordance with the New Hampshire General Court Ethics Guidelines. If a member chooses not to participate in a committee under the New Hampshire General Court Ethics Guidelines, the Speaker may substitute another member.

29. Committee names and duties. The following standing policy committees shall be appointed at the commencement of any session and will consist of not more than 24 members, with the exception of the House Finance Committee, which will have no more than 26 members: Commerce and Consumer Affairs; Enrolled Bills; Finance; Judiciary; Rules; and Ways and Means. The Speaker may designate divisions within committees.

(a) It shall be the duty of the Committee on Commerce and Consumer Affairs to consider all matters pertaining to commerce, banks and banking institutions; insurance companies and contracts or insurance of any character; the licensing of businesses to sell liquor; the needs of the business community; all matters relating to consumer affairs and the economic conditions of commerce and industry; all matters relating to the economic development of the state, and such other matters as may be referred to it.

(b) It shall be the duty of the Committee on Enrolled Bills to carefully examine each piece of legislation, enroll it, and report it on behalf of the Committee to the House. If the examination of legislation shall disclose any clerical error or imperfection, it shall be reported back to the House with such amendments as are required to correct the same; and any measures so reported shall be subject to amendment in those particulars and in no other respect.

(c) It shall be the duty of the Committee on Finance to examine and consider the state of the treasury and the budget; subjects concerning the financial interest of the state; all measures carrying appropriations of state money except claims against the state and such other matters as may be referred to it. Prior to the report of the Finance Committee to the House, the Speaker may refer the budget of certain self-sustaining state agencies to appropriate committees for study and recommendation.

(d) It shall be the duty of the Committee on Judiciary to consider all matters relating to the judicial system, right-to-know law, guardianships, life and death (such as abortion or assisted death), landlord/tenant rights, civil proceedings, tort law, forfeiture, immunity, and probate; and such other matters as may be referred to it.

(e) It shall be the duty of the Committee on Rules to consider all matters pertaining to House procedural rules and deadlines; and to recommend rules of proper debate.

(f) It shall be the duty of the Committee on Ways and Means to examine and consider the state of the treasury; to consider and report on all bills and resolutions relating to raising money by a state tax and the apportionment of same; matters relating to taxes and fees on tobacco; all dedicated funds except for the highway and turnpike funds; state fees, and all methods of raising revenue for the state; and such other matters as may be referred to it. The Committee on Ways and Means shall report to the House in the form of a resolution its estimates of state revenues on a periodic basis.

30. Reporting: meeting. The committees shall promptly consider and report on all matters referred to them. The standing committees, or any special committees, shall meet during the session in the respective committee rooms at such times as the committee may determine, unless the House shall otherwise order. No committee shall meet while the House is in session unless the Speaker shall consider it necessary. The Speaker may authorize any committee having a heavy workload to meet as needed on non-legislative days.

31. Designating the chairman. The first-named member of any committee appointed by the Speaker shall be chairman; and in case of the chairman's absence or being excused by the House, the next-named member shall be chairman, and so on, as often as the case may happen, unless otherwise ordered by the Speaker.

32. Enactment of laws, as provided in the Call for the Special Session, shall be by bill. No bill or resolution shall be introduced into the House the subject matter of which is not included in the Call.

33. Drafting by Office of Legislative Services: preparation; fiscal notes; bill numbering; state-agency bills; sponsors and limitation of; money bill definition; chapter study committee duration and membership.

(a) All papers addressed to the House and all bills and resolutions to be introduced in the House, except those house resolutions not taking a policy position that are prepared by the Clerk of the House, shall be delivered or caused to be delivered to the Office of Legislative Services by the member presenting them. The Office of Legislative Services shall prepare those bills, resolutions, and other papers in proper form and shall present them to the member(s) for signature. Legislative Services shall give precedence in drafting legislation to any measure that carries a fiscal note and all such legislation shall be prepared for signature by the sponsor by the date specified in Rule 53.

(b) All bills, resolutions, and other papers addressed to the House, shall be endorsed with the name and the district of the legislator presenting them. All legislation shall be numbered serially according to type of legislation introduced. Each bill shall be marked on the first page "Special Session House Bill"; each concurrent resolution proposing a constitutional amendment shall be marked "Special Session Constitutional Amendment Concurrent Resolution"; other concurrent resolutions shall be marked "Special Session House Concurrent Resolution"; and each house resolution shall be marked "Special Session House Resolution."

(c) No LSR number shall be assigned and no House bill shall be drafted unless the LSR or bill has a House sponsor. No more than ten House members shall be allowed to sponsor any bill or floor amendment. No more than 5 Senate members shall be allowed to co-sponsor legislation originating in the House.

(d) If a drafting request for a bill or resolution, filed with the Office of Legislative Services, requires a fiscal note as provided in RSA 14:44-47, the substance or a draft of the proposal may be provided to the Legislative Budget Assistant for preparation of the required fiscal note without the specific consent of the sponsor of the proposal.

(e) For the purposes of these rules, money bills are those that either appropriate money or affect state revenues, whether new or existing.

(f) Any study committee, commission, task force or any other like entity created and/or authorized by chapter law shall file its report and dissolve by November 1st of the second-year session. Only legislators shall be members of any such entity.

34. Drafting: deadline reference. Every request by a member of the House for drafting a bill, house resolution taking a policy position, concurrent resolution, or constitutional amendment-concurrent resolution, which complies with these Rules, shall be accepted by the Office of Legislative Services for processing no later than the date specified by Rule 53. Each request shall be accompanied by sufficient information necessary for drafting. This deadline shall not apply to house resolutions that do not propose policy positions.

35. Sign off: deadline reference; failure to sign off; introduction.

(a) The sponsor of any legislation shall sign it for introduction before the introduction date established in these rules.

(b) If the primary sponsor signs the legislation in time for introduction, but one or more co-sponsors fails to sign, the legislation shall be introduced in the names of those sponsors who have signed. If the primary sponsor fails to sign the legislation in time for introduction, a co-sponsor may become the primary sponsor.

(c) House Bills, House Constitutional Amendment Concurrent Resolutions, House Concurrent Resolutions and House Resolutions proposing that the House take a policy position may be introduced at any time prior to any deadline established by the House for their introduction. The exception being that House Resolutions proposing that the House take a policy position may be introduced into the House at any time after the deadline for introduction of bills and resolutions if approved by either a majority of the Committee on Rules, or a two-thirds vote of those House members present and voting.

36. Three readings. Every bill, resolution, and concurrent resolution proposing that the House take a policy position shall have three separate readings in the House prior to its passage. The first and second readings and referral to committee shall be by title only which may be accomplished by a single motion. No bill or resolution after it has been read a second time shall have a third reading until after adjournment from the early session. The time assigned for the third reading of bills, resolutions, and joint resolutions shall be in the late session unless otherwise ordered by the House. The orders of the day for the reading of bills shall hold for every succeeding day until disposed.

37. Clerk to provide Chairman's copies, bill copies for distribution. After each bill has been numbered and referred by the Speaker to the appropriate committee, the Clerk shall provide a copy to the committee chairman and procure a sufficient number of copies for distribution.

38. Hearings and notices. A hearing shall be held on each bill referred to a committee. Notice of committee action shall be posted as follows:

(a) Public hearings shall be advertised in the House Calendar no less than 4 days prior to a hearing.

(b) Executive sessions shall be advertised in the House Calendar no less than 2 days prior to committee action or announced on the floor of the House by the Chairman of the appropriate committee.

(c) All other committee or subcommittee meetings at which decisions are made or information is received shall be advertised in the House Calendar or, if scheduled after the calendar deadline, shall be posted in the Clerk's Office and outside the committee room at least 24 hours prior to the meeting.

(d) When requested by the President of the Senate, the Speaker may authorize and direct the appropriate House committee or committees to sit with the appropriate Senate committee or committees at a public hearing of any Senate bill, and no further public hearing on such bill shall be required when such bill is received subsequently in the House from the Senate.

39. Reporting of bills; committee reports; retained bills; printing of committee reports and amendments; Part I, Article 28-a Constitutional compliance.

(a) All bills in the possession of committees shall be reported out by the date specified in Rule 53 with one of the following recommendations: Ought to Pass, Ought to Pass with Amendment, Inexpedient to Legislate, Refer for Interim Study.

(b) All committee reports on bills shall be printed in the House Calendar at least once prior to the date listed for floor action. If a bill is reported favorably with an amendment, the committee report shall describe the bill as amended. The amendment shall be printed in the House Calendar.

(c) No committee shall report with a positive recommendation any bill or resolution which would, if enacted, be a violation of any article of the Constitution of New Hampshire or the Constitution of the United States of America or grant broad rulemaking authority to an agency or department. The vice chairman or another member of each committee shall review all pending legislation and shall advise the chairman and the members of all legislation before the committee which should be reviewed in terms of this Rule.

40. Amending bills; non-germane amendments; majority reports considered first.

(a) No amendment shall be made until the second reading of a bill. All amendments to bills shall be prepared by the Office of Legislative Services, with the name of the member and the district represented by the member or the name of the policy committee proposing the amendment.

(b) No amendment shall be added to any bill, resolution, or concurrent resolution which is not germane to the subject matter of the legislative document as referred to the Committee, unless the language of the amendment has been the subject of a duly noticed public hearing advertised in the House Calendar. Copies of the amendment shall be available at the Sergeant-at-Arms office at least 24 hours prior to the scheduled hearing.

(c) When a bill comes before the House, the body shall first consider the printed majority report of the committee. The Speaker shall not permit a motion to substitute any permitted alternative report for the Committee Report until the House has properly disposed of the majority report.

(d) A floor amendment to any bill, not having been previously printed in the House Calendar, shall be turned in to the Clerk of the House by the close of business on the day preceding the House session where the bill is scheduled to be debated.

41. Bills appropriating state money; affecting state revenues, fees, licensure and/or certification, criminal penalties, state bonding authority; second-committee referrals to Finance, Ways & Means, chairman may decline bill referral.

(a) All bills appropriating state money shall, if approved by the House when reported by the appropriate policy committee, be referred to the Committee on Finance. All bills affecting state revenues may, if approved by the House when reported by the appropriate policy committee, be referred to the Committee on Finance. If such bills have been referred to the Committee on Finance after report by another standing committee, the Committee on Finance may report separately and no further hearings shall be required by the Committee on Finance. Hearings on bills assigned to the Committee on Finance may, at the discretion of the chairman, be assigned to and held by the division of the committee to which the bill is assigned and no further hearing may be required.

(b) All bills and resolutions affecting state revenues and fees shall, if approved by the House when reported from the appropriate policy committee, be referred to the Committee on Ways and Means

(c) The chairmen of committees receiving a bill or referral as outlined in this rule with the approval of the Speaker may decline the referral of any bill from another committee or, notwithstanding the provisions of these rules, waive the public hearing on any bill referred from another committee.

(g) Nothing in this section shall require a bill be referred to more than one second committee.

42. Committees must report bills; report of No Recommendation. All committees must report all bills referred to them seven days prior to any deadline for the House to take action unless otherwise provided in Rule 53. Any bill not reported shall be placed on the calendar by the Speaker with a report of No Recommendation and the reference to committee shall be revoked.

43. Consent calendar. No bill shall be on a Consent Calendar if it has a fiscal impact or appropriation. No other bill shall be on a Consent Calendar unless the committee to which the bill was referred approves its placement on the Consent Calendar by a unanimous vote in executive session. Any member may request removal of any bill listed on the Consent Calendar. Any bill removed from the Consent Calendar shall be taken up at the conclusion of the Regular Calendar. All matters remaining on the Consent Calendar shall be acted upon without debate.

44. House rules suspension. No standing rule of the House shall be suspended unless two-thirds of the members present vote in favor thereof. A motion to suspend the rules is debatable.

45. Rescinding a House rule. No rule shall be rescinded unless two days' notice of a motion has been given and two-thirds of House members present vote therefor.

46. Early/late sessions; leaves of absence.

(a) The order of business in the early session shall be as follows:

1. Prayer by the Chaplain or a substitute designated by the Speaker, pledge of allegiance and leaves of absence if received before the start of the legislative day;

2. Introduction of guests;

3. Introduction, first and second reading and referral of bills;

4. Messages from the Senate, the Governor and the Secretary of State;

5. Consideration of Consent Calendar items;

6. Reports from committees;

7. Resolutions, motions and notices;

8. Adjournment from the early session.

(b) The order of business in the late session shall be as follows:

1. Third reading of bills, resolutions and joint resolutions;

2. Resolutions and motions;

3. Personal privilege in accordance with *Mason's Manual of Legislative Procedure*, Sec. 220-226, 2010 edition.

4. Unanimous consent in accordance with *Mason's Manual of Legislative Procedure*, Sec. 537, 2010 edition.

5. Adjournment to a date certain.

(c) The order of business listed in this rule shall be adhered to unless otherwise ordered by a majority of those members of the House present and voting.

(d) Leaves of absence may be granted by the House at any time.

47. Speaker shall define duties of officers and personnel. The elected and appointed non-member officers and personnel of the House shall be under the direction of the Speaker, who shall define their duties not fixed by statute or otherwise ordered by the House.

48. Expenditures approval. No officer or employee of the House during the session or any adjournment thereof shall purchase or contract to purchase, pay or promise to pay any sum of money on behalf of the House or issue any requisition or manifest without securing the approval in writing of the Speaker of the House or designee.

49. Security officer. The Speaker may appoint an individual trained and experienced in security matters or law enforcement work, who, under the supervision and direction of the Speaker, shall prevent the deliberations of the House from being disrupted or interfered with by any person or persons not members thereof.

50. Influencing legislation, prohibition of. No employee or attaché of the House Sergeant-at-Arms shall, directly or indirectly, be personally involved with or attempt to influence the passage or consideration of any measure whatsoever. If any such employee or attaché becomes involved with any such measure, it shall be grounds for summary dismissal.

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

52. Sources of Authority. The procedures of the New Hampshire House shall be derived from the following sources in the order of precedence listed:

(a) Constitutional provisions.

(b) Rules of the New Hampshire House.

(c) Custom, usage and precedent.

(d) Adopted parliamentary manual (*Mason's Manual of Legislative Procedure*, 2010 edition).

(e) Statutory provisions.

53. House Deadlines. Legislative action for the biennium shall be subject to the following deadlines:

Special Session Deadlines

Tuesday, July 31, 2018	Last day to introduce all House Bills
Wednesday, August 15, 2018	Last day to report all HBs
Wednesday, August 22, 2018	Last day to act on all HBs
Wednesday, September 5, 2018	Last day to report all SBs
Thursday, September 13, 2018	Last day to act on SBs; receive messages

54. Subpoena Power. No subpoena shall issue except by majority vote of the entire House membership and upon the signature of the Speaker. The Committee on Rules shall determine the form of subpoenas and subpoenas *duces tecum* and specify conditions, if any, with regard to the issuance and use of such subpoenas.

55. Committee of conference reports.

(a) Whenever there is any disagreement between the House and the Senate on the content of any bill or resolution, and whenever both bodies, voting separately, have agreed to establish a committee of conference, the Speaker shall appoint four members to the House conference committee. Exceptions: (1) the House committee of conference on the operating budget shall consist of five members; and (2) the number of members of the committees of conference on any bill may increase or decrease if the presiding officers of both the House and the Senate agree.

(b) The first-named person from the body where the bill or resolution in disagreement originated shall have the authority to call the time and place for the first meeting of the committee of conference on said bill.

(c) The first-named House member on a committee of conference shall be the chairman of the House conferees. The chairman of the committee of conference of the body where the bill or resolution in disagreement originated shall chair the joint meeting(s) of the committee of conference.

(d) A committee of conference may neither change the title of any bill submitted to it nor add amendments that are not germane to the subject matter of the bill as originally submitted to it. For the purpose of this rule, a non-germane amendment is any subject matter not contained in either the House or Senate version of the bill.

(e) A member of a committee of conference who has been removed for any reason and replaced with another member of the House shall have his or her name appear on the committee of conference report with a strike-through showing the individual is no longer a member of the committee of conference.

(f) The House shall not receive any committee of conference report that amends any bill with a tax or fee increased, or creates a new tax or fee, which tax or fee has not received a public hearing and an affirmative vote of the House.

56. Committee Chairman; Duties. The duties of each committee chairman, appointed pursuant to House Rule 32, shall be the following:

(a) To preside at all meetings of the committee;

(b) To call the meeting to order at the time and place designated by the meeting notice;

(c) A quorum being present, to cause the committee to proceed with its business in the proper order according to the agenda and to announce the business before the committee as it proceeds with such business;

(d) To preserve order and decorum and to speak on points of order, in which case the chairman shall have preference over other members;

(e) To decide all points of order, subject to appeal to the committee;

(f) To explain or clarify any rule of procedure upon request;

(g) To state, or direct the clerk to state, each motion as it is made;

(h) To recognize members;

(i) To state and put to a vote all questions requiring a vote or upon which a vote is ordered and to announce the vote;

(j) To appoint the chairman and all members of all subcommittees;

(k) To assign duties and responsibilities to the vice-chairman of the committee;

(l) To sign all documents which require the chairman's signature;

(m) To arrange for the posting and filing of committee notices;

(n) To supervise and be responsible for the preparation of committee reports and supplements;

(o) To submit requests to the Speaker for committee members' attendance at and travel to off-site meetings;

(p) To have custody of all legislative documents and reports referred or submitted to the committee during the legislative session;

(q) To transmit to the Clerk each legislative document and report which the committee has: 1) reported, or 2) been discharged from considering, or 3) been ordered to report;

(r) To carry out all other duties as may be required.

57. Members, Duty to Attend Meetings; Attendance Record. It shall be the duty of committee members to attend and participate in all committee meetings. A record of the members present and the members absent at each committee meeting shall be maintained. The chairman shall be responsible for assuring that this record is maintained and shall notify the Speaker of excessive unexcused absences.

58. Excessive Absences. Each committee chairman may request the Speaker to remove from committee membership any member of the committee whose absences from committee meetings are judged to be excessive in number.

59. Notice of Executive Sessions. Notice of all executive sessions at which a recorded vote will be taken shall be given by notification in the House Calendar at least two days prior to said executive session, or notification by the Chairman of the appropriate committee on the floor of the House.

60. Notice; Contents. Each meeting notice shall contain the following information:

(1) time and place of the meeting;

(2) matters proposed for consideration;

(3) other information that the committee deems pertinent.

61. Quorum Required to Transact Business. The presence of a quorum, defined as a majority of each committee, shall be required for a committee to transact business and no official action shall be taken by a committee unless a quorum is present.

62. Vote Required for Committee Actions; Members Disqualified. The approval of a majority of the quorum present shall be required for a committee to decide a question or to take official action on any matter; provided however, that a member who has filed a Declaration of Intent pursuant to the Ethics Guidelines that the member will not participate, shall not be required to vote and shall not be counted for purposes of determining the number necessary or for establishing a quorum to act on that question.

63. Roll Call, Recorded Votes Required. At each legislative committee meeting, final action on any bill or resolution shall be by roll call. All roll call votes shall appear in the records of the committee as otherwise provided in these rules. In all roll call votes the names of the members voting for the motion, the names of the members voting against the motion, and the names of members not participating because of a conflict of interest, or absent shall be recorded. If a member is present when the question is put, he or she must vote when called unless the member is not participating pursuant to the New Hampshire General Court Ethics Guidelines.

64. Minutes of Meetings Required; Contents. Minutes of each meeting shall be kept by the committee clerk or under the direction of the clerk and they shall constitute a written record of committee proceedings at such meeting. The minutes shall contain:

(a) The time and place of the meeting of the committee;

(b) The members present or absent;

(c) The names and addresses of all persons appearing before the committee with the names and address, if any, of the person, firm, corporation or association in whose behalf the appearance is made;

(d) The bills, resolutions or other matters considered;

(e) Action of the committee, including final action of the committee with respect to each bill or resolution on which the committee makes a report to the House;

(f) The vote of each member on each bill or resolution, matter or motion considered by the committee on which a roll call vote is taken;

(g) The important points made by each witness at a public hearing and by each member of the committee, insofar as possible.

65. Permanent Committee Records; Disposition.

(a) The permanent records of the committee shall include a file of the public record on each bill or resolution received by the committee. The public record on each bill or resolution shall include minutes of all committee and subcommittee meetings, a copy of the original document, a copy of committee amendments proposed by a member, whether adopted or not, and the disposition thereof; a copy of any fiscal note, actuarial note or notice attached to a bill or resolution at the time of committee consideration; all prepared statements which have been filed with the committee by members or interested parties. Only paper copies of letters, statements or other documents delivered by a member or other interested party to the committee chair, vice chair or committee clerk in hand or by US or commercial mail shall constitute a filing with the committee and made part of the public record.

(b) The permanent records of the committee shall be kept by the House Clerk in a place designated by the Speaker.

66. Open Meetings. All meetings of any committee of the House and Senate shall be open to the public subject to the provisions of N.H. RSA 91-A.

67. Back-Up Rules. In such cases where New Hampshire House Committee rules are silent, *Mason's Manual of Legislative Procedures*, 2010 Edition, shall be the parliamentary guide.

Rep. Hoell spoke in favor.

Rep. Graham spoke against and yielded to questions.

Rep. White requested a roll call; sufficiently seconded.

YEAS 125 - NAYS 188

YEAS - 125

BELKNAP

Abear, Marc	Aldrich, Glen	Comtois, Barbara	Fraser, Valerie
Howard, Raymond	Huot, David	St. Clair, Charlie	Sylvia, Michael

CARROLL

Avellani, Lino	Comeau, Ed	DesMarais, Edith	Knirk, Jerry

CHESHIRE

Berch, Paul	Burridge, Delmar	Eaton, Daniel	McConnell, James
O'Day, John	Pearson, William		

COOS

Thomas, Yvonne

GRAFTON

Abel, Richard	Binford, David	Ham, Bonnie	Massimilla, Linda
Nordgren, Sharon	Rand, Steven	Johnson, Tiffany	

HILLSBOROUGH

Ammon, Keith	Burt, John	Christie, Rick	Dickey, Glen
Dyer, Caleb	Elber, Joel	Ferreira, Elizabeth	Fromuth, Bart
Griffin, Gerald	Gould, Linda	Hansen, Peter	Hopper, Gary
Moore, Josh	Jack, Martin	Keane, Amelia	King, Mark
Klee, Patricia	Lewicke, John	Martin, Joelle	McLean, Mark
Murotake, David	Murphy, Keith	Negron, Steve	Notter, Jeanine
O'Leary, Richard	Long, Patrick	Porter, Marjorie	Prout, Andrew
Rosenwald, Cindy	Rouillard, Claire	Scully, Kevin	Sofikitis, Catherine
Twombly, Timothy	Ulery, Jordan	Valera, John	Zaricki, Nick

MERRIMACK

Alicea, Caroletta
Carson, Clyde
Horn, Werner
Pearl, Howard
Kuch, Bill
Gile, Mary
Kenison, Linda
Schultz, Kristina
Bartlett, Christy
Hill, Gregory
Marple, Richard
Seaworth, Brian
Brewster, Michael
Hoell, J.R.
McGuire, Carol
Wells, Natalie

ROCKINGHAM

Cook, Allen
Cali-Pitts, Jacqueline
Green, Dennis
Lovejoy, Patricia
Spillane, James
Verville, Kevin
Baldasaro, Alfred
Costable, Michael
Marsh, Henry
Manning, John
Le, Tamara
Wallace, Scott
Bates, David
Cushing, Robert Renny
Itse, Daniel
Gordon, Richard
Torosian, Peter
Ward, Gerald
Bean, Philip
Friel, William
Lerner, Kari
Somssich, Peter
True, Chris

STRAFFORD

Beaudoin, Steven
Ellis, Donna
Harrington, Michael
Pitre, Joseph
Wuelper, Kurt
Berube, Roger
Fontneau, Timothy
Keans, Sandra
Sandler, Catt
Cilley, Jacalyn
Gourgue, Amanda
Turcotte, Leonard
Spang, Judith
Conley, Casey
Grassie, Chuck
Opderbecke, Linn
Spencer, Matthew

SULLIVAN

Cloutier, John
Oxenham, Lee
Gagnon, Raymond
Smith, Steven
Irwin, Virginia
Sullivan, Brian
O'Connor, John

NAYS - 188

BELKNAP

Tilton, Franklin
Spagnuolo, Philip
Fields, Dennis
Spanos, Peter
Lang, Timothy
Vadney, Herbert
Plumer, John
Varney, Peter

CARROLL

Buco, Thomas
McConkey, Mark
Marsh, William
Butler, Edward
Nelson, Bill
Cordelli, Glenn
Schmidt, Stephen
McCarthy, Frank
Umberger, Karen

CHESHIRE

Abbott, Michael
Fenton, Donovan
Meader, David
Ames, Richard
Johnsen, Gladys
Shepardson, Marjorie
Bordenet, John
Hunt, John
Sterling, Franklin
Ley, Douglas
Mann, John
Weber, Lucy

COOS

Fothergill, John
Moynihan, Wayne
Hatch, William
Richardson, Herbert
Laflamme, Larry
Theberge, Robert
Merner, Troy
Tucker, Edith

GRAFTON

Almy, Susan
Darrow, Stephen
Maes, Kevin
Smith, Suzanne
Bailey, Brad
Dontonville, Roger
Migliore, Vincent Paul
Sykes, George
Bennett, Travis
Hennessey, Erin
Mulligan, Mary Jane
White, Andrew
Campion, Polly
Ladd, Rick
Schwaegler, Vicki

HILLSBOROUGH

Griffin, Barbara
Bouldin, Amanda
Cornell, Patricia
Smith, Gregory
Goley, Jeffrey
Hinch, Richard
Jeudy, Jean
Lascelles, Richard
Manley, Jonathan
Panasiti, Reed
Sanborn, Laurie
Wolf, Terry
Backus, Robert
Chandley, Shannon
Danielson, David
Gagne, Larry
Halstead, Carolyn
Belanger, James
Rice, Kimberly
LeBrun, Donald
McNamara, Richard
Pierce, David
Seidel, Carl
Van Houten, Connie
Barry, Richard
Christensen, Chris
Fedolfi, Jim
Gargasz, Carolyn
Heath, Mary
Graham, John
Kurk, Neal
MacKay, Mariellen
Newman, Sue
Ober, Russell
Shaw, Barbara
Williams, Kermit
Biggie, Barbara
Connors, Erika
Freitas, Mary
Gidge, Kenneth
Herbert, Christopher
Schmidt, Janice
Ober, Lynne
MacKenzie, Mark
Ohm, Bill
Harvey, Suzanne
Smith, Timothy

MERRIMACK

Long, Douglas
MacKay, James
Moffett, Michael
Rogers, Katherine
Walsh, Thomas
Wolf, Dan
Klose, John
Myler, Mel
Schuett, Dianne
Testerman, Dave
Doherty, David
Kotowski, Frank
Patten, Dick
Shurtleff, Stephen
Wallner, Mary Jane
Moffett, Howard
Luneau, David
Rodd, Beth
Soucy, Timothy
Walz, Mary Beth

ROCKINGHAM

Abrami, Patrick	Allen, Mary	Altschiller, Debra	Barnes, Arthur
Berrien, Skip	Cahill, Michael	Chase, Francis	Chirichiello, Brian
Thomas, Douglas	DeSimone, Debra	DiLorenzo, Charlotte	Dowling, Patricia
Edgar, Michael	Emerick, J. Tracy	Fesh, Robert	Francese, Paula
Gilman, Julie	Guthrie, Joseph	Hagan, Joseph	Hoelzel, Kathleen
Janigian, John	Janvrin, Jason	O'Connor, John	Katsakiores, Phyllis
Griffin, Mary	Pearson, Mark	Major, Norman	Malloy, Dennis
Matthews, Carolyn	McBeath, Rebecca	McKinney, Betsy	McMahon, Charles
Messmer, Mindi	Milz, David	Morrison, Sean	Murray, Kate
Nigrello, Robert	Packard, Sherman	Pantelakos, Laura	Read, Ellen
Sapareto, Frank	Stone, Brian	Sytek, John	Tripp, Richard
Vose, Michael	Webb, James	Welch, David	Weyler, Kenneth
Willis, Brenda			

STRAFFORD

Burton, Wayne	Frost, Sherry	Horgan, James	Horrigan, Timothy
Krans, Hamilton	McNally, Jody	Mullen, John	Schmidt, Peter
Graham, Robert	Scruton, Matthew	Southworth, Thomas	Sprague, Dale
Vincent, Kenneth	Wall, Janet		

SULLIVAN

Gauthier, Francis	Gottling, Suzanne	Grenier, James	Laware, Thomas
Rollins, Skip	Tanner, Linda		

and the amendment to the House Special Session Rules failed.

The question now being adoption of House Special Session Rules.
Rep. Hoell offered a floor amendment.

AMENDMENT TO SPECIAL SESSION RULES
OFFERED BY REP. JR HOELL

26. Enactment of laws, as provided in the Call for the Special Session, shall be by bill. No bill or resolution shall be introduced into the House the subject matter of which is not included in the Call.
Rep. Hoell spoke in favor.
Rep. Graham spoke against.
Rep. Leonard Turcotte requested a roll call; sufficiently seconded.

YEAS 98 - NAYS 216

YEAS - 98

BELKNAP

Abear, Marc	Aldrich, Glen	Comtois, Barbara	Fraser, Valerie
Howard, Raymond	Lang, Timothy	St. Clair, Charlie	Sylvia, Michael

CARROLL

Avellani, Lino	Comeau, Ed	DesMarais, Edith	Knirk, Jerry

CHESHIRE

Berch, Paul	Burridge, Delmar	Mann, John	McConnell, James
O'Day, John	Pearson, William		

COOS

Thomas, Yvonne

GRAFTON

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

HILLSBOROUGH

Ammon, Keith	Burt, John	Christie, Rick	Dickey, Glen
Dyer, Caleb	Ferreira, Elizabeth	Fromuth, Bart	Griffin, Gerald
Gould, Linda	Halstead, Carolyn	Hansen, Peter	Moore, Josh
Keane, Amelia	King, Mark	Lewicke, John	McLean, Mark
Murotake, David	Murphy, Keith	Negron, Steve	Notter, Jeanine
Prout, Andrew	Rouillard, Claire	Scully, Kevin	Sofikitis, Catherine
Twombly, Timothy	Ulery, Jordan	Valera, John	Zaricki, Nick

MERRIMACK

Bartlett, Christy	Brewster, Michael	Gile, Mary	Hill, Gregory
Hoell, J.R.	Horn, Werner	Marple, Richard	McGuire, Carol
Pearl, Howard	Rogers, Katherine	Schultz, Kristina	Seaworth, Brian
Walsh, Thomas	Wells, Natalie		

ROCKINGHAM

Baldasaro, Alfred
Bates, David
Bean, Philip
Cali-Pitts, Jacqueline
Chirichiello, Brian
Costable, Michael
Cushing, Robert Renny
Green, Dennis
Itse, Daniel
Manning, John
Gordon, Richard
Sapareto, Frank
Spillane, James
Le, Tamara
Torosian, Peter
True, Chris
Verville, Kevin
Wallace, Scott

STRAFFORD

Beaudoin, Steven
Berube, Roger
Cilley, Jacalyn
Gourgue, Amanda
Harrington, Michael
Horrigan, Timothy
Turcotte, Leonard
Pitre, Joseph
Spencer, Matthew
Wuelper, Kurt

SULLIVAN

Cloutier, John
O'Connor, John
Oxenham, Lee
Smith, Steven

NAYS - 216

BELKNAP

Tilton, Franklin
Fields, Dennis
Huot, David
Plumer, John
Spagnuolo, Philip
Spanos, Peter
Vadney, Herbert
Varney, Peter

CARROLL

Buco, Thomas
Butler, Edward
Cordelli, Glenn
McCarthy, Frank
McConkey, Mark
Nelson, Bill
Schmidt, Stephen
Umberger, Karen
Marsh, William

CHESHIRE

Abbott, Michael
Ames, Richard
Bordenet, John
Ley, Douglas
Eaton, Daniel
Fenton, Donovan
Johnsen, Gladys
Hunt, John
Meader, David
Shepardson, Marjorie
Sterling, Franklin
Weber, Lucy

COOS

Fothergill, John
Hatch, William
Laflamme, Larry
Merner, Troy
Moynihan, Wayne
Richardson, Herbert
Theberge, Robert
Tucker, Edith

GRAFTON

Abel, Richard
Almy, Susan
Bailey, Brad
Bennett, Travis
Campion, Polly
Darrow, Stephen
Dontonville, Roger
Hennessey, Erin
Ladd, Rick
Maes, Kevin
Migliore, Vincent Paul
Mulligan, Mary Jane
Nordgren, Sharon
Schwaegler, Vicki
Smith, Suzanne
Sykes, George
White, Andrew

HILLSBOROUGH

Griffin, Barbara
Backus, Robert
Baroody, Benjamin
Barry, Richard
Biggie, Barbara
Bouldin, Amanda
Chandley, Shannon
Christensen, Chris
Connors, Erika
Cornell, Patricia
Danielson, David
Elber, Joel
Fedolfi, Jim
Freitas, Mary
Smith, Gregory
Gagne, Larry
Gargasz, Carolyn
Gidge, Kenneth
Goley, Jeffrey
Heath, Mary
Herbert, Christopher
Hinch, Richard
Hopper, Gary
Belanger, James
Graham, John
Schmidt, Janice
Jack, Martin
Jeudy, Jean
Rice, Kimberly
Klee, Patricia
Kurk, Neal
Ober, Lynne
Lascelles, Richard
LeBrun, Donald
MacKay, Mariellen
McCarthy, Michael
MacKenzie, Mark
Manley, Jonathan
Martin, Joelle
McNamara, Richard
Newman, Sue
O'Leary, Richard
Ohm, Bill
Long, Patrick
Panasiti, Reed
Pierce, David
Ober, Russell
Rosenwald, Cindy
Harvey, Suzanne
Sanborn, Laurie
Seidel, Carl
Shaw, Barbara
Smith, Timothy
Wolf, Terry
Van Houten, Connie
Williams, Kermit

MERRIMACK

Alicea, Caroletta
Kuch, Bill
Carson, Clyde
Long, Douglas
Wolf, Dan
Doherty, David
Moffett, Howard
MacKay, James
Kenison, Linda
Klose, John
Kotowski, Frank
Luneau, David
Moffett, Michael
Myler, Mel
Patten, Dick
Rodd, Beth
Schuett, Dianne
Shurtleff, Stephen
Soucy, Timothy
Testerman, Dave
Wallner, Mary Jane
Walz, Mary Beth

ROCKINGHAM

Cook, Allen
Abrami, Patrick
Allen, Mary
Altschiller, Debra
Barnes, Arthur
Berrien, Skip
Cahill, Michael
Chase, Francis
Thomas, Douglas
DeSimone, Debra
DiLorenzo, Charlotte
Dowling, Patricia
Edgar, Michael
Emerick, J. Tracy
Fesh, Robert
Francese, Paula

Friel, William	Gilman, Julie	Guthrie, Joseph	Marsh, Henry
Hagan, Joseph	Hoelzel, Kathleen	Janigian, John	Janvrin, Jason
O'Connor, John	Katsakiores, Phyllis	Lerner, Kari	Lovejoy, Patricia
Griffin, Mary	Pearson, Mark	Major, Norman	Malloy, Dennis
Matthews, Carolyn	McBeath, Rebecca	McKinney, Betsy	McMahon, Charles
Messmer, Mindi	Milz, David	Morrison, Sean	Murray, Kate
Nigrello, Robert	Packard, Sherman	Pantelakos, Laura	Read, Ellen
Somssich, Peter	Stone, Brian	Sytek, John	Tripp, Richard
Vose, Michael	Ward, Gerald	Webb, James	Welch, David
Weyler, Kenneth	Willis, Brenda		

STRAFFORD

Burton, Wayne	Conley, Casey	Ellis, Donna	Fontneau, Timothy
Frost, Sherry	Grassie, Chuck	Horgan, James	Keans, Sandra
Krans, Hamilton	McNally, Jody	Mullen, John	Opderbecke, Linn
Schmidt, Peter	Graham, Robert	Sandler, Catt	Scruton, Matthew
Southworth, Thomas	Spang, Judith	Sprague, Dale	Vincent, Kenneth
Wall, Janet			

SULLIVAN

Gagnon, Raymond	Gauthier, Francis	Gottling, Suzanne	Grenier, James
Irwin, Virginia	Laware, Thomas	Rollins, Skip	Sullivan, Brian
Tanner, Linda			

and the amendment to House Special Session Rules failed.

The question now being adoption of House Special Session Rules.

(Rep. Packard in the Chair)

Reps. Burt and Valera spoke against.

(Speaker Chandler in the Chair)

Rep. Graham spoke in favor.
Rep. Hoell requested a roll call; sufficiently seconded.

YEAS 235 - NAYS 79

YEAS - 235

BELKNAP

Tilton, Franklin	Fields, Dennis	Huot, David	Lang, Timothy
Plumer, John	Spagnuolo, Philip	Spanos, Peter	Vadney, Herbert
Varney, Peter			

CARROLL

Buco, Thomas	Butler, Edward	Cordelli, Glenn	DesMarais, Edith
McCarthy, Frank	Knirk, Jerry	McConkey, Mark	Nelson, Bill
Schmidt, Stephen	Umberger, Karen	Marsh, William	

CHESHIRE

Abbott, Michael	Ames, Richard	Bordenet, John	Ley, Douglas
Eaton, Daniel	Fenton, Donovan	Johnsen, Gladys	Hunt, John
Mann, John	Meader, David	Shepardson, Marjorie	Sterling, Franklin
Weber, Lucy			

COOS

Fothergill, John	Hatch, William	Laflamme, Larry	Merner, Troy
Moynihan, Wayne	Theberge, Robert	Tucker, Edith	Thomas, Yvonne

GRAFTON

Abel, Richard	Almy, Susan	Bailey, Brad	Bennett, Travis
Campion, Polly	Darrow, Stephen	Dontonville, Roger	Hennessey, Erin
Ladd, Rick	Maes, Kevin	Migliore, Vincent Paul	Mulligan, Mary Jane
Schwaegler, Vicki	Smith, Suzanne	Sykes, George	White, Andrew

HILLSBOROUGH

Griffin, Barbara	Backus, Robert	Baroody, Benjamin	Barry, Richard
Biggie, Barbara	Bouldin, Amanda	Chandley, Shannon	Christensen, Chris
Connors, Erika	Cornell, Patricia	Danielson, David	Elber, Joel
Fedolfi, Jim	Freitas, Mary	Smith, Gregory	Gagne, Larry
Gargasz, Carolyn	Gidge, Kenneth	Goley, Jeffrey	Halstead, Carolyn
Hansen, Peter	Heath, Mary	Herbert, Christopher	Hinch, Richard
Hopper, Gary	Belanger, James	Graham, John	Schmidt, Janice

Jack, Martin
Jeudy, Jean
Rice, Kimberly
Klee, Patricia
Kurk, Neal
Ober, Lynne
Lascelles, Richard
LeBrun, Donald
MacKay, Mariellen
McCarthy, Michael
MacKenzie, Mark
Manley, Jonathan
Martin, Joelle
McNamara, Richard
Negron, Steve
Newman, Sue
Notter, Jeanine
O'Leary, Richard
Ohm, Bill
Long, Patrick
Panasiti, Reed
Pierce, David
Porter, Marjorie
Ober, Russell
Rosenwald, Cindy
Rouillard, Claire
Harvey, Suzanne
Sanborn, Laurie
Seidel, Carl
Shaw, Barbara
Sofikitis, Catherine
Wolf, Terry
Van Houten, Connie

MERRIMACK

Kuch, Bill
Bartlett, Christy
Carson, Clyde
Long, Douglas
Wolf, Dan
Doherty, David
Moffett, Howard
Hill, Gregory
Horn, Werner
MacKay, James
Kenison, Linda
Klose, John
Kotowski, Frank
Luneau, David
Moffett, Michael
Myler, Mel
Patten, Dick
Rodd, Beth
Rogers, Katherine
Schuett, Dianne
Schultz, Kristina
Seaworth, Brian
Shurtleff, Stephen
Soucy, Timothy
Walsh, Thomas
Testerman, Dave
Wallner, Mary Jane
Walz, Mary Beth
Wells, Natalie

ROCKINGHAM

Cook, Allen
Abrami, Patrick
Allen, Mary
Altschiller, Debra
Barnes, Arthur
Berrien, Skip
Cahill, Michael
Cali-Pitts, Jacqueline
Chase, Francis
Cushing, Robert Renny
Thomas, Douglas
DeSimone, Debra
DiLorenzo, Charlotte
Dowling, Patricia
Edgar, Michael
Emerick, J. Tracy
Fesh, Robert
Francese, Paula
Friel, William
Gilman, Julie
Guthrie, Joseph
Marsh, Henry
Hagan, Joseph
Hoelzel, Kathleen
Janigian, John
Janvrin, Jason
O'Connor, John
Katsakiores, Phyllis
Lerner, Kari
Griffin, Mary
Pearson, Mark
Major, Norman
Malloy, Dennis
Manning, John
Matthews, Carolyn
McBeath, Rebecca
McKinney, Betsy
McMahon, Charles
Messmer, Mindi
Milz, David
Morrison, Sean
Murray, Kate
Nigrello, Robert
Packard, Sherman
Pantelakos, Laura
Read, Ellen
Somssich, Peter
Spillane, James
Stone, Brian
Sytek, John
Tripp, Richard
Verville, Kevin
Vose, Michael
Webb, James
Welch, David
Weyler, Kenneth
Willis, Brenda

STRAFFORD

Burton, Wayne
Cilley, Jacalyn
Conley, Casey
Ellis, Donna
Fontneau, Timothy
Grassie, Chuck
Horgan, James
Horrigan, Timothy
Keans, Sandra
Krans, Hamilton
McNally, Jody
Mullen, John
Opderbecke, Linn
Schmidt, Peter
Pitre, Joseph
Graham, Robert
Sandler, Catt
Scruton, Matthew
Southworth, Thomas
Spang, Judith
Sprague, Dale
Vincent, Kenneth
Wall, Janet
Wuelper, Kurt

SULLIVAN

Gauthier, Francis
Gottling, Suzanne
Grenier, James
Irwin, Virginia
Laware, Thomas
Rollins, Skip
Sullivan, Brian

NAYS - 79

BELKNAP

Abear, Marc
Aldrich, Glen
Comtois, Barbara
Fraser, Valerie
Howard, Raymond
St. Clair, Charlie
Sylvia, Michael

CARROLL

Avellani, Lino
Comeau, Ed

CHESHIRE

Berch, Paul
Burridge, Delmar
McConnell, James
O'Day, John
Pearson, William

COOS

Richardson, Herbert

GRAFTON

Binford, David
Ham, Bonnie
Massimilla, Linda
Nordgren, Sharon
Rand, Steven
Johnson, Tiffany

HILLSBOROUGH

Ammon, Keith
Burt, John
Christie, Rick
Dickey, Glen
Dyer, Caleb
Ferreira, Elizabeth
Fromuth, Bart
Griffin, Gerald

Gould, Linda	Moore, Josh	Keane, Amelia	King, Mark
Lewicke, John	McLean, Mark	Murotake, David	Murphy, Keith
Prout, Andrew	Scully, Kevin	Smith, Timothy	Twombly, Timothy
Ulery, Jordan	Valera, John	Williams, Kermit	Zaricki, Nick

MERRIMACK

Alicea, Caroletta	Brewster, Michael	Gile, Mary	Hoell, J.R.
Marple, Richard	McGuire, Carol	Pearl, Howard	

ROCKINGHAM

Baldasaro, Alfred	Bates, David	Bean, Philip	Chirichiello, Brian
Costable, Michael	Green, Dennis	Itse, Daniel	Lovejoy, Patricia
Gordon, Richard	Sapareto, Frank	Le, Tamara	Torosian, Peter
True, Chris	Wallace, Scott	Ward, Gerald	

STRAFFORD

Beaudoin, Steven	Berube, Roger	Frost, Sherry	Gourgue, Amanda
Harrington, Michael	Turcotte, Leonard	Spencer, Matthew	

SULLIVAN

Cloutier, John	O'Connor, John	Oxenham, Lee	Smith, Steven
Tanner, Linda			

and the House Special Session Rules were adopted.

RECESS

The House recessed at 11:30 a.m.

RECONVENED

The House reconvened at 11:50 a.m.

SENATE MESSAGE

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SSSB 1-FN, requiring notice and approval of certain actions to commence audits of collection liabilities arising under certain sales and use tax statutes and prohibiting New Hampshire remote sellers from disclosing private customer information to foreign taxing authorities in connection with the collection of certain sales and use taxes.

RESOLUTION

Reps. Hinch and Shurtleff offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Special Session Senate Bill numbered 1 shall be by this resolution read a first and second time by the therein listed title.
Motion adopted.

INTRODUCTION OF SPECIAL SESSION SENATE BILL

First and second reading

SSSB 1-FN, requiring notice and approval of certain actions to commence audits of collection liabilities arising under certain sales and use tax statutes and prohibiting New Hampshire remote sellers from disclosing private customer information to foreign taxing authorities in connection with the collection of certain sales and use taxes.

Rep. Hinch moved Ought to Pass.
Rep. Leonard Turcotte offered floor amendment (2129h).

Floor Amendment (2129h)

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

AN ACT establishing a commission to study ways to protect the New Hampshire advantage for New Hampshire businesses as a result of the uncertainty created from the recent United States Supreme Court decision on the collection of certain sales and use taxes.

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

1 New Chapter; Commission to Study Ways to Protect the New Hampshire Advantage for New Hampshire Businesses as a Result of the Uncertainty Created From the Recent United States Supreme Court Decision on the Collection of Certain Sales and Use Taxes. Amend RSA by inserting after chapter 78-D the following new chapter:

CHAPTER 78-E

COMMISSION TO STUDY WAYS TO PROTECT THE NEW HAMPSHIRE ADVANTAGE FOR NEW HAMPSHIRE BUSINESSES AS A RESULT OF THE UNCERTAINTY CREATED FROM THE RECENT UNITED STATES SUPREME COURT DECISION ON THE COLLECTION OF CERTAIN SALES AND USE TAXES

78-E:1 Commission Established. There shall be a commission to study ways to protect the New Hampshire advantage for New Hampshire businesses as a result of the uncertainty created from the United States Supreme Court decision in *South Dakota v. Wayfair*, which changed the long held view of the physical presence rule.

I. The commission shall be composed of 13 members, as follows:

(a) The attorney general, or designee.

(b) The commissioner of the department of revenue administration, or designee.

(c) The commissioner of the department of business and economic affairs, or designee.

(d) A member of the Business and Industry Association of New Hampshire, appointed by the governor.

(e) A member of the New Hampshire Retail Association, appointed by the president of the senate.

(f) A New Hampshire merchant, appointed by the speaker of the house of representatives.

(g) A New Hampshire remote seller, appointed by the president of the senate.

(h) A tax attorney or tax accountant, appointed by the speaker of the house of representatives.

(i) Three members of the house of representatives, one of whom shall be from the minority party, appointed by the speaker of the house of representatives.

(j) Two members of the senate, one of whom shall be from the minority party, appointed by the president of the senate.

II. The duties of commission shall include, but are not limited to:

(a) Monitoring subsequent United States Supreme Court decisions relating to the issues raised in *South Dakota v. Wayfair, Inc.*, and any other relevant court decisions that may impact New Hampshire businesses' obligations to collect sales and use taxes on behalf of foreign taxing jurisdictions or authorities.

(b) Monitoring attempts by other states to impose sales and use tax collection obligations on New Hampshire remote sellers and remote service providers.

(c) Studying the creation of a private right of action for violations of privacy in transactions associated with any attempts to impose sales and use tax collection obligations on New Hampshire remote sellers.

(d) Reviewing court cases regarding the Full Faith and Credit Clause of the United States Constitution to determine how these cases impact New Hampshire's ability to protect New Hampshire remote sellers from sales and use tax collection obligations, including but not limited to the following decisions:

(1) *Franchise Tax Board of California v. Hyatt*, 136 S.Ct.1277 (2016).

(2) *Pacific Employers Ins. Co. v. Industrial Accident Commission of State of California*, 306 U.S. 493 (1939).

(3) *Bradford Electric Light Co. v. Clapper*, 286 U.S. 145 (1932).

(e) Addressing concerns related to costs incurred by New Hampshire businesses in the collection of sales and use taxes on behalf of a foreign taxing jurisdiction or authority.

III. The commission may solicit information from any person or entity the commission deems relevant to its duties.

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

V. The commission shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library, in an initial report on or before November 1, 2018, an interim report on or before March 1, 2019, and a final report on or before June 1, 2019.

2 Repeal of Commission. RSA 78-E, relative to the establishment of a commission to study ways to protect the New Hampshire advantage for New Hampshire businesses as a result of the uncertainty created from the recent United States Supreme Court decision on the collection of certain sales and use taxes, is repealed.

3 Effective Date.

I. Section 2 of this act shall take effect June 1, 2019.

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

AMENDED ANALYSIS

This bill establishes a commission to study ways to protect the New Hampshire advantage for New Hampshire businesses as a result of the uncertainty created from the recent United States Supreme Court decision on the collection of certain sales and use taxes.

Reps. Leonard Turcotte, Itse and McGuire spoke in favor.

Rep. Abrami spoke against.

Rep. Verville requested a roll call; sufficiently seconded.

YEAS 164 - NAYS 151

YEAS - 164

BELKNAP

Abear, Marc
Aldrich, Glen
Comtois, Barbara
Fraser, Valerie
Howard, Raymond
Huot, David
Lang, Timothy
Spagnuolo, Philip
St. Clair, Charlie
Sylvia, Michael
Vadney, Herbert
Varney, Peter

CARROLL

Avellani, Lino
Comeau, Ed
DesMarais, Edith
Knirk, Jerry

CHESHIRE

Berch, Paul
Bordenet, John
Burridge, Delmar
Mann, John
McConnell, James
O'Day, John
Shepardson, Marjorie
Pearson, William
Weber, Lucy

COOS

Hatch, William
Laflamme, Larry
Thomas, Yvonne

GRAFTON

Abel, Richard
Binford, David
Campion, Polly
Dontonville, Roger
Ham, Bonnie
Massimilla, Linda
Nordgren, Sharon
Rand, Steven
Johnson, Tiffany

HILLSBOROUGH

Ammon, Keith
Backus, Robert
Burt, John
Christie, Rick
Connors, Erika
Dickey, Glen
Dyer, Caleb
Elber, Joel
Ferreira, Elizabeth
Freitas, Mary
Fromuth, Bart
Griffin, Gerald
Gidge, Kenneth
Gould, Linda
Halstead, Carolyn
Hansen, Peter
Herbert, Christopher
Hopper, Gary
Moore, Josh
Schmidt, Janice
Jack, Martin
Keane, Amelia
King, Mark
Klee, Patricia
Lewicke, John
MacKenzie, Mark
McLean, Mark
Murotake, David
Newman, Sue
Notter, Jeanine
O'Leary, Richard
Long, Patrick
Rouillard, Claire
Harvey, Suzanne
Scully, Kevin
Sofikitis, Catherine
Smith, Timothy
Twombly, Timothy
Ulery, Jordan
Valera, John
Williams, Kermit
Zaricki, Nick

MERRIMACK

Alicea, Caroletta
Kuch, Bill
Bartlett, Christy
Brewster, Michael
Doherty, David
Gile, Mary
Moffett, Howard
Hill, Gregory
Hoell, J.R.
Horn, Werner
Moffett, Michael
Marple, Richard
McGuire, Carol
Patten, Dick
Pearl, Howard
Schuett, Dianne
Schultz, Kristina
Seaworth, Brian
Walsh, Thomas
Walz, Mary Beth
Wells, Natalie

ROCKINGHAM

Cook, Allen
Allen, Mary
Baldasaro, Alfred
Bates, David
Bean, Philip
Berrien, Skip
Cahill, Michael
Cali-Pitts, Jacqueline
Costable, Michael
Cushing, Robert Renny
DiLorenzo, Charlotte
Dowling, Patricia
Francese, Paula
Gilman, Julie
Green, Dennis
Marsh, Henry
Itse, Daniel
Lerner, Kari
Lovejoy, Patricia
Manning, John
McBeath, Rebecca
Messmer, Mindi
Murray, Kate
Gordon, Richard
Read, Ellen
Somssich, Peter
Spillane, James
Le, Tamara
Torosian, Peter
True, Chris
Verville, Kevin
Wallace, Scott
Ward, Gerald
Willis, Brenda

STRAFFORD

Beaudoin, Steven
Berube, Roger
Cilley, Jacalyn
Conley, Casey
Ellis, Donna
Fontneau, Timothy
Frost, Sherry
Gourgue, Amanda
Grassie, Chuck
Harrington, Michael
Horrigan, Timothy
Keans, Sandra
Krans, Hamilton
Turcotte, Leonard
McNally, Jody
Opderbecke, Linn
Pitre, Joseph
Sandler, Catt
Southworth, Thomas
Spang, Judith
Spencer, Matthew
Wuelper, Kurt

SULLIVAN

Cloutier, John
Irwin, Virginia
O'Connor, John
Laware, Thomas
Oxenham, Lee
Smith, Steven
Sullivan, Brian
Tanner, Linda

NAYS - 151

BELKNAP

Tilton, Franklin
Fields, Dennis
Plumer, John
Spanos, Peter

CARROLL

Buco, Thomas	Butler, Edward	Cordelli, Glenn	McCarthy, Frank
McConkey, Mark	Nelson, Bill	Schmidt, Stephen	Umberger, Karen
Marsh, William			

CHESHIRE

Abbott, Michael	Ames, Richard	Ley, Douglas	Eaton, Daniel
Fenton, Donovan	Johnsen, Gladys	Hunt, John	Meader, David
Sterling, Franklin			

COOS

Fothergill, John	Merner, Troy	Moynihan, Wayne	Richardson, Herbert
Theberge, Robert	Tucker, Edith		

GRAFTON

Almy, Susan	Bailey, Brad	Bennett, Travis	Darrow, Stephen
Hennessey, Erin	Ladd, Rick	Maes, Kevin	Migliore, Vincent Paul
Mulligan, Mary Jane	Schwaegler, Vicki	Smith, Suzanne	Sykes, George
White, Andrew			

HILLSBOROUGH

Griffin, Barbara	Baroody, Benjamin	Barry, Richard	Biggie, Barbara
Bouldin, Amanda	Chandley, Shannon	Christensen, Chris	Cornell, Patricia
Danielson, David	Fedolfi, Jim	Smith, Gregory	Gagne, Larry
Gargasz, Carolyn	Goley, Jeffrey	Heath, Mary	Hinch, Richard
Belanger, James	Graham, John	Jeudy, Jean	Rice, Kimberly
Kurk, Neal	Ober, Lynne	Lascelles, Richard	LeBrun, Donald
MacKay, Mariellen	McCarthy, Michael	Manley, Jonathan	Martin, Joelle
McNamara, Richard	Murphy, Keith	Negron, Steve	Ohm, Bill
Panasiti, Reed	Pierce, David	Porter, Marjorie	Prout, Andrew
Ober, Russell	Rosenwald, Cindy	Sanborn, Laurie	Seidel, Carl
Shaw, Barbara	Wolf, Terry	Van Houten, Connie	

MERRIMACK

Carson, Clyde	Long, Douglas	Wolf, Dan	MacKay, James
Kenison, Linda	Klose, John	Kotowski, Frank	Luneau, David
Myler, Mel	Rodd, Beth	Rogers, Katherine	Shurtleff, Stephen
Soucy, Timothy	Testerman, Dave	Wallner, Mary Jane	

ROCKINGHAM

Abrami, Patrick	Altschiller, Debra	Barnes, Arthur	Chase, Francis
Chirichiello, Brian	Thomas, Douglas	DeSimone, Debra	Edgar, Michael
Emerick, J. Tracy	Fesh, Robert	Friel, William	Guthrie, Joseph
Hagan, Joseph	Hoelzel, Kathleen	Janigian, John	Janvrin, Jason
O'Connor, John	Katsakiores, Phyllis	Griffin, Mary	Pearson, Mark
Major, Norman	Malloy, Dennis	Matthews, Carolyn	McKinney, Betsy
McMahon, Charles	Milz, David	Morrison, Sean	Nigrello, Robert
Packard, Sherman	Pantelakos, Laura	Sapareto, Frank	Stone, Brian
Sytek, John	Tripp, Richard	Vose, Michael	Webb, James
Welch, David	Weyler, Kenneth		

STRAFFORD

Burton, Wayne	Horgan, James	Mullen, John	Schmidt, Peter
Graham, Robert	Scruton, Matthew	Sprague, Dale	Vincent, Kenneth
Wall, Janet			

SULLIVAN

Gagnon, Raymond	Gauthier, Francis	Gottling, Suzanne	Grenier, James
Rollins, Skip			

and floor amendment (2129h) was adopted.

Rep. Willis voted Yea and intended to vote Nay.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Timothy Smith moved that the House reconsider its action whereby, on a roll call vote of 164-151, the House adopted floor amendment (2129h) on **SSSB 1-FN,** establishing a commission to study ways to protect the New Hampshire advantage for New Hampshire businesses as a result of the uncertainty created from the recent United States Supreme Court decision on the collection of certain sales and use taxes.

Rep. Timothy Smith spoke against.

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

On a division vote, with 125 members having voted in the affirmative, and 190 in the negative, the motion failed.

The question now being adoption of the motion of Ought to Pass with Amendment.
On a division vote, with 258 members having voted in the affirmative, and 57 in the negative, the motion of Ought to Pass with Amendment was 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.
Motion adopted.

LATE SESSION

Third Reading and Final Passage

SSSB 1-FN, establishing a commission to study ways to protect the New Hampshire advantage for New Hampshire businesses as a result of the uncertainty created from the recent United States Supreme Court decision on the collection of certain sales and use taxes.

UNANIMOUS CONSENT

Rep. Itse requested Unanimous Consent of the House regarding not running for State Representative this year and addressed the House.

MOTION TO PRINT REMARKS

Rep. Shurtleff moved that the remarks made by Rep. Itse during Unanimous Consent be printed in the Permanent Journal.
Without objection, the Speaker ordered.

REMARKS

Rep. Itse: Thank you, Mister Speaker. I wanted to take this opportunity. I didn't do it during the regular session and this opportunity was made available to say thanks for the memories. As many of you know I've been up here for 18 years and after raising my family, this has probably been the most significant and rewarding experience of my life. I've really enjoyed it. I enjoy that we can have debate and argue and discuss and at the end of the day we walk away friends. To those of you who are in your early careers, this is your first or maybe second term, I want to encourage you. Politics is a long, long game. About 10 years ago, 2007 or 2008, I introduced a piece of legislation because I learned that my pastor who has an unincorporated church was limited to $5,000 per year in donations and I introduced legislation to remove that limitation. An unincorporated church is one that is not part of the government by the way, just so you know the definition. And it failed under the argument, what if people wanted to give money to a charlatan? To which I replied, "What if they did, that's not our business," but the bill failed in the House and I introduced it the next term and it failed in the House. Then the next term I was Chairman of Constitutional Review and Statutory Recodification, a long title, but the second half of that title meant we were to go through and find laws that we could remove from the books and reorganize the laws generally. So I went back and looked at that whole section of law and found that Quakers were also limited and no church could receive a donation more than $7,000. I bet some of you have violated that. There are limitations on the Episcopals to not engage in certain business practices because they were forbidden by church law, but no longer. So we tried to recodify the statutes and it failed and during that term I learned that probably the hardest thing to do between the House, the body over there and the Governor was to take out the trash. We entered another term and I resubmitted the full legislation again, the recodification and it failed in the House. Then we come to last term and I introduced the legislation again, the full legislation, and it failed in the House and then it came to this year. Instead of going to the Judiciary Committee, it went to the Ways and Means Committee. They looked at it and they said yeah, and my good friend, the Representative from Bow, was named head of the subcommittee and they took it and they worked it and they cleaned it up a little bit more. It passed the House on the Consent and it went over to the Senate and it passed on Consent. So after 10 years, what should have been a simple piece of legislation has become law. Politics is a long, long business. I am resigning this year because I have….I chose not to run again this year because I will have to be moving from my district because I have to reorganize my life after Jared's passing. I hope with all sincerity that at the soonest possible opportunity I will be rejoining you because this is a marvelous vocation. Thank you.

UNANIMOUS CONSENT

Rep. St. Clair requested Unanimous Consent of the House regarding an apology and addressed the House.

RECESS MOTION

Rep. Hinch moved that the 2018 Special Session stand in recess for the purposes of receiving Senate messages, enrolled bill amendments and enrolling Special Session Senate Bill numbered 1, at which time the House Special Session will stand adjourned.
Motion adopted.

The House recessed at 12:30 p.m.

RECESS

(Speaker Chandler in the Chair)

SENATE MESSAGE
NONCONCUR RENCE

SSSB 1-FN, establishing a commission to study ways to protect the New Hampshire advantage for New Hampshire businesses as a result of the uncertainty created from the recent United States Supreme Court decision on the collection of certain sales and use taxes.

MOTION TO ADJOURN

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

The 2018 Special Session of the House stands adjourned.