



State of
New Hampshire

HOUSE RECORD

First Year of the 166th General Court

Calendar and Journal of the 2019 Session

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Vol. 41

Concord, N.H.

Wednesday, March 20, 2019

No. 11

HOUSE JOURNAL NO. 10 (Cont'd)

Tuesday, March 19, 2019

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

HOUSE JOURNAL NO. 11

Wednesday, March 20, 2019

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

Prayer was offered by Guest Chaplain, Reverend Drew Courtright, Curate of St. Paul's Church in Concord. Almighty God, giver of all good things. We thank You for the natural majesty and beauty of this land. they restore us, though we often destroy them. God of compassion heal us. We thank You for the great resources of this nation. They make us rich, though we often exploit them. God of mercy forgive us. We thank You for the men and women who have made this country strong. They are models for us, though we often fall short of them. God of power inspire us. We thank You for the torch of liberty which has been lit in this land. It has drawn people from every nation, though we have often hidden from its light. God of wisdom enlighten us. Help us, loving God, to finish the good work here begun. Strengthen our efforts to blot out ignorance and prejudice, and to abolish poverty and crime. And hasten the day when all our people, with many voices in one united chorus, will stand together and rejoice in Your love. Amen.

Representative Jeanine Notter, member from Merrimack, led the Pledge of Allegiance.

The National Anthem was sung by Kayleigh MacFarland, a junior at Granite State Arts Academy in Salem.

LEAVES OF ABSENCE

Reps. Comtois, Cote, Kittredge, L'Heureux, Morrison, Nelson, Pantelakos and Timothy Smith, the day, illness. Reps. Buchanan, Doherty, Fargo, Guthrie, Kotowski, Lucas, Lundgren, Marzullo, McBride, Merlino, Milz, Owens, Proulx, Prudhomme-O'Brien, Rooney, Trento, Varney and Vincent, the day, important business. Rep. Herbert, the day, illness in the family.

INTRODUCTION OF GUESTS

Jessica Bakas, and Zoe Norton, students at Moultonborough Academy, Page for the day.

The Honorable Lenette Peterson, former member from Merrimack, and Chris and Jamie MacFarland, guests of Rep. Notter. James Lynam, guest of Rep. Backus. Grace VanderEls, Andrew Kriner, Casey Coleman, Joseph O'Connor, Addie Kinnaly, Daniel Blankenship, and Maia Delano, 8th grade students from the Lincoln Ackerman School, and their teacher, Jim Cutting, guests of the Hampton, Hampton Falls, and Seabrook Delegations. Fourth-graders from the Webster School, guests of the Manchester Delegation. Joe Bigwood and John Theuner, guest of Rep. Schuett. Anne Cullen, and the Honorable Walter Sword, former Sergeant-at-Arms, guests of the Speaker.

ELECTION OF SERGEANT-AT-ARMS

The Speaker declared nominations were in order for Sergeant-at-Arms of the House.

Rep. Ley placed the name of J.B. Cullen for Sergeant-at-Arms of the House and addressed the House.

Rep. Hinch seconded the nomination and addressed the House.

There being no further nominations, and without objection, the Speaker closed nominations and directed the Clerk to cast one ballot for J.B. Cullen and he was declared the duly-elected Sergeant-at-Arms of the House for the 2019-2020 biennium.

J.B. Cullen addressed the House.

The Speaker administered the oath of office to J.B. Cullen.

REGULAR CALENDAR CONT'D

SPECIAL ORDER

HB 280, designating the red-tailed hawk as the state raptor. **OUGHT TO PASS.**

Rep. Donna Ellis for Environment and Agriculture. This bill names the Red Tail Hawk as our state raptor. The male and female hawks both take care of their young and represent strong families, just as NH as a state supports strong families. They also are beautiful birds that are numerous in this part of the United States. They control pests such as chipmunks and mice. Red Tail Hawks are resilient, adaptable, intelligent, bold, and patient, which are values that NH would like to be known as having. Vote 20-0.

Reps. Abramson, Cushing and Janvrin spoke in favor.

Rep. Bartlett spoke against.

Rep. Cushing requested a roll call; sufficiently seconded.

YEAS 333 - NAYS 11

YEAS - 333

BELKNAP

Aldrich, Glen
Huot, David
Plumer, John
Viens, Harry

Bean, Harry
Jurius, Deanna
Spanos, Peter

Feeney, George
Lang, Timothy
St. Clair, Charlie

Fields, Dennis
Mackie, Jonathan
Tilton, Franklin

CARROLL

Avellani, Lino
Cordelli, Glenn
Knirk, Jerry
Woodcock, Stephen

Buco, Thomas
Crawford, Karel
MacDonald, John

Burroughs, Anita
DesMarais, Edith
Marsh, William

Butler, Edward
Kanzler, Harrison
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Eaton, Daniel
Ley, Douglas
O'Day, John
Tatro, Bruce

Ames, Richard
Faulkner, Barry
Mann, John
Parkhurst, Henry
Von Plinsky, Sparky

Berch, Paul
Gomarlo, Jennie
Meador, David
Schapiro, Joe
Pearson, William

Bordenet, John
Harvey, Cathryn
Morrill, David
Swinburne, Sandy
Weber, Lucy

COOS

Craig, Kevin
Merner, Troy
Thomas, Yvonne

Fothergill, John
Moynihan, Wayne

Furbush, Michael
Noel, Henry

Laflamme, Larry
Tucker, Edith

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Ladd, Rick
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Adjutant, Joshua
Dontonville, Roger
Gordon, Edward
Maes, Kevin
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Almy, Susan
Egan, Timothy
Hennessey, Erin
Massimilla, Linda
Nordgren, Sharon
Stringham, Jerry

Campion, Polly
Fellows, Sallie
Josephson, Timothy
Migliore, Vincent Paul
Osborne, Richard
Smith, Suzanne

HILLSBOROUGH

Lekas, Alicia
Griffin, Barbara
Barry, Richard
Boehm, Ralph
Burns, Charles
Cohen, Bruce
Dargie, Paul
Erf, Keith
Flanagan, Jack
Graham, John
Hall, Brett
Hinch, Richard
Jeudy, Jean

Alexander, Joe
Backus, Robert
Beaulieu, Jane
Bordy, William
Camarota, Linda
Connors, Erika
Desjardin, Kathy
Espitia, Manny
Freitas, Mary
Greene, Bob
Hamer, Heidi
Indruk, Greg
King, Mark

Bouldin, Amanda
Balch, Chris
Belanger, James
Bosman, James
Chretien, Jacqueline
Cornell, Patricia
DiSilvestro, Linda
Davis, Fred
Gagne, Larry
Griffith, Willis
Harriott-Gathright, Linda
Schmidt, Janice
Klee, Patricia

Bouldin, Andrew
Baroody, Benjamin
Bernet, Jennifer
Bouchard, Donald
Cleaver, Skip
Danielson, David
Dutzy, Sherry
Fedolfi, Jim
Gould, Linda
Gunski, Michael
Heath, Mary
Jack, Martin
Klein-Knight, Nicole

Ober, Lynne
Long, Patrick
McGhee, Kat
Murphy, Nancy
Panasiti, Reed
Piedra, Israel
Query, Joshua
Rice, Kimberly
Shaw, Barbara
St. John, Michelle
Telerski, Laura
Vann, Ivy
Williams, Kermit

Langley, Diane
Murray, Megan
McLean, Mark
Nunez, Hershel
Pedersen, Michael
Plett, Fred
Newman, Ray
Riel, Cole
Snow, Kendall
Stack, Kathryn
Toomey, Dan
Thomas, Wendy
Woodbury, David

Lascelles, Richard
Mangipudi, Latha
Mombourquette, Donna
Nutting-Wong, Allison
Petrigno, Peter
Porter, Marjorie
Radhakrishnan, Julie
Rung, Rosemarie
Sofikitis, Catherine
Stevens, Deb
Vail, Suzanne
Whittemore, James

Leishman, Peter
Martin, Joelle
Mullen, Sue
O'Brien, Michael
Pickering, Daniel
Prout, Andrew
Renzullo, Andrew
Newman, Sue
Somero, Paul
Lekas, Tony
Van Houten, Constance
Wilhelm, Matthew

MERRIMACK

Allard, James
Ellison, Arthur
Hill, Gregory
Lane, Connie
Moffett, Howard
Richards, Beth
Schamberg, Thomas
Testerman, Dave
Walz, Mary Beth
Woods, Gary

Bartlett, Christy
Forsythe, Robert
Horn, Werner
Luneau, David
Myler, Mel
Rodd, Beth
Schuett, Dianne
Turcotte, Alan
Wazir, Safiya
Yakubovich, Michael

Carson, Clyde
Fox, Samantha
Karrick, David
Marple, Richard
Pearl, Howard
Rogers, Katherine
Schultz, Kristina
Wallner, Mary Jane
Wells, Kenneth

Ebel, Karen
Fulweiler, Joyce
Klose, John
McWilliams, Rebecca
Pimentel, Roderick
Saunderson, George
Soucy, Timothy
Walsh, Thomas
Wolf, Dan

ROCKINGHAM

Abbas, Daryl
Altschiller, Debra
Bunker, Lisa
Chirichiello, Brian
Thomas, Douglas
DiLorenzo, Charlotte
Eisner, Mary
Gilman, Julie
Harb, Robert
Janigian, John
Khan, Aboul
Love, David
Major, Norman
McMahon, Charles
Packard, Sherman
Roy, Terry
Torosian, Peter
Warner, Anne

Abrami, Patrick
Barnes, Arthur
Bushway, Patricia
Coursin, David
DeClercq, Edward
Dolan, Tom
Elliott, Robert
Green, Dennis
Hobson, Deborah
Janvrin, Jason
Kolodziej, Walter
Griffin, Mary
Malloy, Dennis
Melvin, Charles
Piemonte, Tony
Pearson, Stephen
Vallone, Mark
Welch, David

Abramson, Max
Berrien, Skip
Cahill, Michael
Cushing, Robert Renny
Desilets, Joel
Doucette, Fred
Fowler, William
Grossman, Gaby
Hoelzel, Kathleen
Murray, Kate
Le, Tamara
Pearson, Mark
McConnell, Liz
Meuse, David
Potucek, John
Somssich, Peter
Wallace, Scott
Weyler, Kenneth

Acton, Dennis
Bershtein, Alan
Cali-Pitts, Jacqueline
Davis, Dan
DeSimone, Debra
Edgar, Michael
Gay, Betty
Grote, Jaci
Osborne, Jason
Katsakiores, Phyllis
Loughman, Tom
Maggiore, Jim
McKinney, Betsy
O'Connor, John
Read, Ellen
Spillane, James
Ward, Gerald
Yokela, Josh

STRAFFORD

Bixby, Peter
Ellis, Donna
Grassie, Chuck
Horgan, James
McNally, Jody
Rich, Cecilia
Spang, Judith

Cannon, Gerri
Fontneau, Timothy
Harrington, Michael
Horriggan, Timothy
Opderbecke, Linn
Salloway, Jeffrey
Towne, Matthew

Chase, Wendy
Frost, Sherry
Hayward, Peter
Kenney, Cam
Schmidt, Peter
Sandler, Catt
Treleaven, Susan

Conley, Casey
Gourgue, Amanda
Higgins, Peg
Levesque, Cassandra
Perreault, Mona
Southworth, Thomas
Wall, Janet

SULLIVAN

Aron, Judy
Merchant, Gary
Stapleton, Walter

Callum, John
O'Hearne, Andrew
Smith, Steven

Cloutier, John
Oxenham, Lee
Sullivan, Brian

Laware, Thomas
Rollins, Skip
Tanner, Linda

NAYS - 11 BELKNAP

Howard, Raymond

HILLSBOROUGH

Bergeron, Paul

Burt, John

Notter, Jeanine

Ulery, Jordan

MERRIMACK

McGuire, Carol

ROCKINGHAM

Baldasaro, Al

Costable, Michael

Sytek, John

True, Chris

STRAFFORD

Wuelper, Kurt

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

MOTION TO PRINT DEBATE

Rep. Baldasaro moved that the debate on **HB 280**, designating the red-tailed hawk as the state raptor, be printed in the Permanent Journal.

Without objection, the Speaker ordered.

DEBATE ON HB 280

Rep. Abramson: Thank you, Mister Speaker. Mister Speaker, today I rise in support of the Ought to Pass motion from the committee in support of making the red-tailed hawk our state raptor. The red-tail, as it's also known may nest here in New Hampshire, but like our pioneer ancestors and their rugged pioneer spirit. Yes, this raptor makes its way out into the brave western frontier for the first time in its life, just like those who graduate from our New Hampshire schools. We know that most don't stay here. This raptor, like our unique progeny, does not want anyone else to care for him. He wants to care for himself. He does not want instruction from the time he leaves the nest to begin his six or seven-year journey of the Americas. He does not want to be controlled by others. While they may live longer in captivity, these birds, these raptors, choose to live free or die. They are rugged, independent, fiercely loyal to their lifelong mate and capable of surviving the most extreme weather changes imaginable. While the purple finch, our State Bird, flies South for the cold winter, the red-tailed hawk may adapt here or venture as far South as Central America. Mister Speaker, what better animal to recall to the Granite State, to all of our young students, our future leaders, future lawmakers, our inventors, our pioneers. Those young people who today propose all of the state animals, the state dogs, state songs, state frogs, state tartan, state wildcat or state reptile. Even those who have participated in the annual New Hampshire's dumbest law contest of which I am sure you have read about in the papers, the only business that the founders explicitly protected by our constitution. In traveling across our great country with 49 other states almost as free as the Granite State, years from now on some road trip or traveling by train, will they then look up and we do today? Will they then see a bird, no a raptor, looking down on them as the red-tailed hawk looked down on our ancestors over the last 400 years, no the last 1,500 years. Will they be reminded of raptors who can draw and recall their own heritage independent back to the time of the dinosaurs? Will they be reminded of a hunter who builds his home, patrols the earth, skims the water, trains his chicks and soars with the clouds all without permission? Will they remember then that one can only live free when one is willing to die free? Will our future pioneers then find themselves, as our ancestors did in this very same stage of life, looking back at this same raptor, a hunter who watched the discovery, the development and the conquest of the Americas?

Speaker Shurtleff: The question before the House is the recommendation that the bill Ought to Pass. The Chair recognizes the member from Hampton, Rep. Cushing, to speak in support of the recommendation.

Rep. Cushing: Thank you, Mister Speaker. Members of the House, 4 years ago I received a letter from a group of 4th-graders at the Lincoln Akerman School in Hampton Falls suggesting that the red-tailed hawk would make an appropriate state raptor and asked me if I would consider being a sponsor of such legislation. I went to the school and met with them and their teacher and as I discussed with them why they thought the red-tailed hawk would be an appropriate symbol for the State of New Hampshire, one thing above everything else stuck in my mind when they said one of the reasons why they liked the red-tailed hawk is because both parents participate in the raising of the offspring. I thought at this particular time what a great symbol that is and what a great example that we could follow, maybe as humans we can follow. I was pleased to sponsor the bill. It was before the House 4 years ago and something happened on the way to passage where a piece of legislation that was designed to provide an important symbol for the State of New Hampshire was hijacked into becoming a proxy for a debate about a social issue that really had nothing to do with the intentions of these 4th-graders and that bill did not pass. Sometimes you learn the process doing legislation and you learn things, not just about the bill, but also about the people who back them and one of the things that I appreciated in December going back to talk to those then 4th-graders who are now the 8th-graders sitting in the gallery, is how much they can teach me about what had transpired in the past 4 years. Listening to them talk about what their experience was, I was most struck by one of the students who said that 4 years ago I didn't even understand what Planned Parenthood was about. Now that I know what it is about, I can say that what that Representative did was really inappropriate. I think this is an opportunity for us to establish a symbol that works for the State of New Hampshire but also is a way to pay respect for tenacity, for perseverance and respect for those 8th-graders. Please thank them and support this bill.

Speaker Shurtleff: The question before the House is the committee recommendation that the bill Ought to Pass. The Chair recognizes the member from Concord, Rep. Bartlett, to speak against the recommendation.

Rep. Bartlett: Thank you, Mister Speaker. Good morning, colleagues. I'm here to oppose once again this effort to designate the red-tailed hawk as another state symbol. You may have already heard the history of the bill, so I'll just summarize. This bill was brought forth by a class of 4th-graders in 2014. It was defeated by the New Hampshire House. These same students are now in 8th grade and their former teacher decided to try again. In committee the students were asked if they had learned anymore about the red-tailed hawk since 4th grade and their answer was not really. They said they wanted to finish what they had started. Not a bad goal of course. One of the sponsors of the bill told them the reason he ran for his seat was because he wanted to see them succeed in having this bill passed. Really? My reasons to oppose are, shouldn't a state symbol say something unique about New Hampshire? The red-tailed hawk is common throughout the whole country. Also, we are now up to 39 state symbols. In 2014, we had 31 symbols. These 4th-grade teachers have been busy with the state symbol lesson. The House has about 1,000 bills to handle each year. To originate, publish and distribute each bill, the cost is about \$1,700. Many cases, these bills just move forward through the Consent Calendar because we just don't have time to oppose them. About 20% of all bills proposed are actually passed. With so many bills we sure could use the teachers and the students help with some of them. There are many causes that students have undertaken where they have delved into an issue and testified and made a real difference. This week there are bills that deal with the use of plastics. I think there are many students who are becoming aware that plastics and improper disposal are affecting our waterways, animals and environment. We have another bill regarding the transporting of students. This bill might affect them directly. There is even one regarding the regulation of coyote hunting and it would have been great to have had assistance if the students had an interest. Let's get back to this bill. If we had to have a state raptor, why not pick the Peregrine Falcon or the American Bald Eagle? These birds were endangered. A great deal of money, energy and research have been invested in their successful recovery in New Hampshire. This class, now 8th-graders, must have many issues of interest. They have the maturity and ability to help the legislature make good law. Lastly, this is a budget year, which brings forth many bills. Representatives on both sides of the aisle feel that our attention and energy need to be invested in how the people of New Hampshire will be affected by our decisions. I was recently reminded, however, by a very caring and smart woman that sometimes it's better to be kind than right. Maybe this is the year the students can ponder subjects about which they can help us in another year? If we pass this one, could we invite you back next year? Would you help us with a subject for which you have a passion? We would love to have you. Thanks for helping me set my priorities. Thank you.

Speaker Shurtleff: The Chair recognizes the last speaker on this issue, Rep. Janvrin, the member from Seabrook.

Rep. Janvrin: Thank you, Mister Speaker and I promise to be very brief. We all heard what happened 4-years ago, but I want to share a story of what happened eighteen months ago. I went through a training that taught me a little about how to be a leader and how to be a better person. One of those lessons that I learned, one of those many lessons that I learned was to leave a legacy. I met with these students in December and we talked at great length with the Rep. from Hampton and the other Rep. from Seabrook that has already spoken. One thing that stuck in my mind was when one of these students said, "Hey I'm graduating from this school and I'm going off to Winnacunnet next year and I want to leave a legacy." I hope that you will help these students leave that legacy.

Speaker Shurtleff: The question before the House is the committee recommendation that this bill Ought to Pass. Are you ready for the question? A roll call has been requested. Is that sufficiently seconded? It is sufficiently seconded. This will be a roll call vote. Members will kindly take their seats. Just a reminder to please turn your buttons on. This will be a roll call vote. The question before the House is the committee recommendation that the bill Ought to Pass. The Chair recognizes Rep. Bixby for a parliamentary inquiry.

Rep. Bixby: Thank you, Mister Speaker. Mister Speaker, if I know that getting involved in the legislative process, whether by helping repair outdated legislation or by introducing a new state symbol, is a powerful educational experience for our youth. And, if I know that the red-tailed hawk is a species in which both the mother and the father nurture their young is an excellent symbol for the Granite State. And, if I know that when I look up and I see a red-tailed hawk, whether it is patrolling my garden for voles or soaring over the hills of California, I feel proud to be from New Hampshire, would I then press the green button to officially make the red-tailed hawk a New Hampshire State Symbol?

Speaker Shurtleff: The question before the House is the committee recommendation that the bill Ought to Pass. This is a roll call vote. If you are in favor, you'll press the green button. If you are opposed, you'll press the red button. Voting stations will be open for 30 seconds. Rep. Edwards, we are in the voting mode. You need to be in your seat. If I can't escape, nobody escapes. Have all members present had an opportunity to vote? The House will be attentive to the display of the vote. With 333 voting Yea and 11 voting Nay, the recommendation of the committee is adopted. Thank you.

REGULAR CALENDAR CONT'D
MOTION TO SPECIAL ORDER

Rep. Ley moved that **HCR 7**, urging the president and congress to adopt a policy renouncing the first use of nuclear weapons, be made a Special Order as the next order of business.

Motion adopted.

SPECIAL ORDER

HCR 7, urging the president and congress to adopt a policy renouncing the first use of nuclear weapons.

MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. Joshua Adjutant for the Majority of State-Federal Relations and Veterans Affairs. A no first use policy is not new, both internationally and domestically. In the build up to the war in Iraq in 2003, even when we were convinced that Saddam Hussein had weapons of mass destruction and the Bush Doctrine called for pre-emptive war, the Bush administration still didn't order a nuclear strike on Saddam. This should be a bi-partisan issue, because the Heritage Foundation has congratulated Republican presidents for their efforts on nonproliferation. Vote 10-8.

Rep. Al Baldasaro for the Minority of State-Federal Relations and Veterans Affairs. The minority believes that this resolution is not ready for prime time and should be found Inexpedient to Legislate. In our opinion it is an empty political attack on the Executive Branch that throws no weight, and makes it look like we think we know better than the Federal Government. Per our Constitution, it is our Commander-in-Chief that has the responsibility for the safety of our country. It is not the job of the NH majority to second guess the person we elect as President in terms of how they comply with their constitutional duties to protect the American military. Many of us who served in Desert Shield and Desert Storm understand how our nuclear weapons were a deterrent that prevented Iraq from using chemical weapons on our troops in the theater of operations. This feel good resolution does nothing to protect the military on the ground. We understand that Russia clearly resents the constraints of the Intermediate-Range Nuclear Forces (INF) Treaty. Russia is violating the INF agreement by fielding the 9M729 cruise missile from land-based launchers. The United States insisted that they return to compliance by early February; because they did not, our President has given notice that our country will withdraw from the treaty. There are other countries that do not comply with any treaties, such as North Korea, China, Iran and Pakistan, and that threaten us in their use of nuclear, biological or chemical weapons. There are many steps in the process, through the Executive Branch, when it comes to using nuclear weapons. By maintaining our nuclear weapons, and being prepared to use them, they act as a deterrent in the best interests of the United States. This resolution is not a preventive measure that will ensure global security and does nothing to look out for the interests of our country, when under threat.

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

Rep. Baldasaro spoke against and yielded to questions.

Rep. Adjutant spoke in favor and yielded to questions.

Rep. Baldasaro requested a roll call; sufficiently seconded.

YEAS 192 - NAYS 162

YEAS - 192
BELKNAP

Huot, David

CARROLL

Burroughs, Anita

DesMarais, Edith

Kanzler, Harrison

Knirk, Jerry

CHESHIRE

Abbott, Michael
 Faulkner, Barry
 Meader, David
 Swinburne, Sandy
 Pearson, William

Ames, Richard
 Harvey, Cathryn
 Morrill, David
 Tatro, Bruce
 Weber, Lucy

Berch, Paul
 Ley, Douglas
 Parkhurst, Henry
 Thompson, Craig

Bordenet, John
 Mann, John
 Schapiro, Joe
 Von Plinsky, Sparky

COOS

Hatch, William
 Tucker, Edith

Laflamme, Larry
 Thomas, Yvonne

Moynihan, Wayne

Noel, Henry

GRAFTON

Abel, Richard
 Diggs, Francesca
 Ford, Susan
 Massimilla, Linda
 Ruprecht, Dennis
 Sykes, George

Adjutant, Joshua
 Dontonville, Roger
 French, Elaine
 Mulligan, Mary Jane
 Stavis, Laurel
 Weston, Joyce

Almy, Susan
 Egan, Timothy
 Josephson, Timothy
 Muscatel, Garrett
 Stringham, Jerry

Campion, Polly
 Fellows, Sallie
 Maes, Kevin
 Nordgren, Sharon
 Smith, Suzanne

HILLSBOROUGH

Bouldin, Amanda
 Baroody, Benjamin
 Bosman, James
 Cohen, Bruce
 DiSilvestro, Linda
 Freitas, Mary
 Harriott-Gathright, Linda
 Jack, Martin
 Klein-Knight, Nicole
 Martin, Joelle
 Nutting-Wong, Allison
 Piedra, Israel
 Riel, Cole
 Sofikitis, Catherine
 Telerski, Laura
 Vann, Ivy
 Woodbury, David

Bouldin, Andrew
 Beaulieu, Jane
 Bouchard, Donald
 Connors, Erika
 Dutzy, Sherry
 Griffith, Willis
 Heath, Mary
 Judy, Jean
 Langley, Diane
 Mombourquette, Donna
 O'Brien, Michael
 Porter, Marjorie
 Rung, Rosemarie
 St. John, Michelle
 Toomey, Dan
 Thomas, Wendy

Backus, Robert
 Bernet, Jennifer
 Chretien, Jacqueline
 Cornell, Patricia
 Espitia, Manny
 Hall, Brett
 Indruk, Greg
 King, Mark
 Long, Patrick
 Mullen, Sue
 Pedersen, Michael
 Query, Joshua
 Shaw, Barbara
 Stack, Kathryn
 Vail, Suzanne
 Wilhelm, Matthew

Balch, Chris
 Bordy, William
 Cleaver, Skip
 Desjardin, Kathy
 Davis, Fred
 Hamer, Heidi
 Schmidt, Janice
 Klee, Patricia
 Mangipudi, Latha
 Murphy, Nancy
 Pickering, Daniel
 Newman, Ray
 Snow, Kendall
 Stevens, Deb
 Van Houten, Constance
 Williams, Kermit

MERRIMACK

Bartlett, Christy
 Fox, Samantha
 Luneau, David
 Rodd, Beth
 Schultz, Kristina
 Wells, Kenneth

Carson, Clyde
 Fulweiler, Joyce
 MacKay, James
 Rogers, Katherine
 Wallner, Mary Jane
 Woods, Gary

Ebel, Karen
 Karrick, David
 McWilliams, Rebecca
 Saunderson, George
 Walz, Mary Beth
 Yakubovich, Michael

Ellison, Arthur
 Lane, Connie
 Myler, Mel
 Schuett, Dianne
 Wazir, Safiya

ROCKINGHAM

Acton, Dennis
 Cahill, Michael
 Eisner, Mary
 Murray, Kate
 Maggiore, Jim
 Meuse, David
 Warner, Anne

Altschiller, Debra
 Coursin, David
 Gilman, Julie
 Le, Tamara
 Malloy, Dennis
 Read, Ellen

Berrien, Skip
 Cushing, Robert Renny
 Grossman, Gaby
 Loughman, Tom
 McBeath, Rebecca
 Somssich, Peter

Bunker, Lisa
 DiLorenzo, Charlotte
 Grote, Jaci
 Lovejoy, Patricia
 McConnell, Liz
 Ward, Gerald

STRAFFORD

Bixby, Peter
 Ellis, Donna
 Higgins, Peg
 Opderbecke, Linn
 Sandler, Catt
 Treleaven, Susan

Cannon, Gerri
 Frost, Sherry
 Horrigan, Timothy
 Schmidt, Peter
 Southworth, Thomas
 Wall, Janet

Chase, Wendy
 Gourgue, Amanda
 Kenney, Cam
 Rich, Cecilia
 Spang, Judith

Conley, Casey
 Grassie, Chuck
 Levesque, Cassandra
 Salloway, Jeffrey
 Towne, Matthew

SULLIVAN

Cloutier, John
 Sullivan, Brian

Merchant, Gary
 Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

NAYS - 162**BELKNAP**

Aldrich, Glen
 Howard, Raymond
 Plumer, John
 Viens, Harry

Bean, Harry
 Jurius, Deanna
 Spanos, Peter

Feeney, George
 Lang, Timothy
 St. Clair, Charlie

Fields, Dennis
 Mackie, Jonathan
 Tilton, Franklin

CARROLL

Avellani, Lino
 Crawford, Karel
 Woodcock, Stephen

Buco, Thomas
 MacDonald, John

Butler, Edward
 Marsh, William

Cordelli, Glenn
 Ticehurst, Susan

CHESHIRE

Eaton, Daniel

Gomarilo, Jennie

Hunt, John

O'Day, John

COOS

Craig, Kevin

Fothergill, John

Furbush, Michael

Merner, Troy

GRAFTON

Gordon, Edward
 Osborne, Richard

Hennessey, Erin

Ladd, Rick

Migliore, Vincent Paul

HILLSBOROUGH

Lekas, Alicia
Belanger, James
Burt, John
Erf, Keith
Gould, Linda
Hinch, Richard
Leishman, Peter
Notter, Jeanine
Plett, Fred
Renzullo, Andrew
Lekas, Tony

Alexander, Joe
Bergeron, Paul
Camarota, Linda
Fedolfi, Jim
Graham, John
Hopper, Gary
Murray, Megan
Nunez, Hershel
Prout, Andrew
Rice, Kimberly
Ulery, Jordan

Griffin, Barbara
Boehm, Ralph
Danielson, David
Flanagan, Jack
Greene, Bob
Ober, Lynne
McGhee, Kat
Panasiti, Reed
Ober, Russell
Newman, Sue
Whittemore, James

Barry, Richard
Burns, Charles
Dargie, Paul
Gagne, Larry
Gunski, Michael
Lascelles, Richard
McLean, Mark
Petrigno, Peter
Radhakrishnan, Julie
Somero, Paul

MERRIMACK

Allard, James
Klose, John
Pearl, Howard
Soucy, Timothy
Wolf, Dan

Forsythe, Robert
Marple, Richard
Pimentel, Roderick
Testerman, Dave

Hill, Gregory
McGuire, Carol
Schamberg, Thomas
Turcotte, Alan

Horn, Werner
Moffett, Howard
Seaworth, Brian
Walsh, Thomas

ROCKINGHAM

Abbas, Daryl
Barnes, Arthur
Costable, Michael
Desilets, Joel
Edgar, Michael
Gay, Betty
Hoelzel, Kathleen
Khan, Aboul
Pearson, Mark
Melvin, Charles
Potucek, John
Sytek, John
Wallace, Scott

Abrami, Patrick
Bershtein, Alan
Davis, Dan
DeSimone, Debra
Edwards, Jess
Green, Dennis
Osborne, Jason
Kolodziej, Walter
Major, Norman
O'Connor, John
Roy, Terry
Torosian, Peter
Welch, David

Abramson, Max
Bushway, Patricia
Thomas, Douglas
Dolan, Tom
Elliott, Robert
Harb, Robert
Janigian, John
Love, David
McKinney, Betsy
Packard, Sherman
Pearson, Stephen
True, Chris
Weyler, Kenneth

Baldasaro, Al
Chirichiello, Brian
DeClercq, Edward
Doucette, Fred
Fowler, William
Hobson, Deborah
Katsakiores, Phyllis
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Spillane, James
Vallone, Mark
Yokela, Josh

STRAFFORD

Fontneau, Timothy
McNally, Jody

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Wuelper, Kurt

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Stapleton, Walter

Laware, Thomas
Smith, Steven

Lucas, Gates

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

REGULAR CALENDAR CONT'D

HB 442, relative to coyote hunting. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Robert L'Heureux for the Majority of Fish and Game and Marine Resources. This bill would have prevented the hunting of coyotes from April 1 through August 31. Coyotes are predators and hunt and kill in packs. This is the time of the year when deer, moose, and many other wild and domestic farm animals, such as cows, have their young. Deer fawns, moose calves, as well as many other animals born this time of year, are a major food source for coyotes. It is not uncommon for coyotes to attack and kill a mother deer and her fawn(s) while she is giving birth which has a huge negative impact on the NH deer herd. During committee testimony we heard from a farmer whose cow, defenseless while giving birth, was killed along with her calf, and both were devoured. There are also many reports of household cats and small dogs being attacked and killed by coyotes. The present system we have is working and is helping to keep the coyote population in check. Another negative aspect of this bill is that it would remove the authority of the Fish and Game Department to regulate and set the hunting season and give that authority to the legislature. Who is more qualified to regulate our wildlife, the Fish and Game Department experts or state politicians? Vote 14-6.

Rep. Ellen Read for the Minority of Fish and Game and Marine Resources. Coyotes are the only predator species in NH that does not have a closed season during young-rearing, and as such the biologists of the Fish and Game Department have previously recommended closing the coyote season during whelping. This would not affect property owners' rights to protect property and livestock. The department's own web site states that coyote would pose little risk to people or livestock. The minority believes that, since the legislature is the oversight body of all departments, and creates all law that governs departments, that it is incumbent upon us now to address this problem in statute, as the committee does with all bills that it passes regulating the department.

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

Reps. Read, Stack and Wendy Thomas spoke against.

Rep. Craig spoke in favor and yielded to questions.

Rep. Harvey spoke in favor.

On a division vote, with 233 members having voted in the affirmative, and 126 in the negative, the majority committee report was adopted.

HB 293, relative to employee credit privacy. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Michael Cahill for the Majority of Labor, Industrial and Rehabilitative Services. The majority believes that a poor credit history should not be an impediment to employment. Ironically, employment is needed in order to repay debts and repair the credit. One's credit history can be negatively impacted by inaccurate reporting, the actions of a spouse, or catastrophic medical bills, none of these should prevent employment. Vote 12-7. Rep. Lino Avellani for the Minority of Labor, Industrial and Rehabilitative Services. While the minority is supportive of most of this legislation, the sticking point was the broad definition of retail transaction. This could lead to unintended consequences for any size retail or hospitality operations that take credit/debit cards as a method of payment. This would leave certain business segments unable to do their due diligence in hiring suitable candidates, that will handle these types of sensitive transactions. With identity theft and credit card fraud on the rise, we should not take away the employers' ability of checking a prospective employees' credit, to ensure they are reasonably qualified to handle customers credit/debit cards and/or personal financial information.

MOTION TO LAY ON THE TABLE

Rep. Flanagan moved that **HB 293**, relative to employee credit privacy, be laid on the table.

Rep. Flanagan requested a roll call; sufficiently seconded.

YEAS 145 - NAYS 212

YEAS - 145

BELKNAP

Aldrich, Glen
Howard, Raymond
Plumer, John
Viens, Harry

Bean, Harry
Jurius, Deanna
Spanos, Peter

Feeney, George
Lang, Timothy
Sylvia, Michael

Fields, Dennis
Mackie, Jonathan
Tilton, Franklin

CARROLL

Avellani, Lino
MacDonald, John

Butler, Edward
Marsh, William

Cordelli, Glenn

Crawford, Karel

CHESHIRE

Hunt, John

O'Day, John

COOS

Craig, Kevin

Furbush, Michael

Merner, Troy

Thomas, Yvonne

GRAFTON

Gordon, Edward
Migliore, Vincent Paul

Hennessey, Erin

Ladd, Rick

Massimilla, Linda

HILLSBOROUGH

Lekas, Alicia
Barry, Richard
Burt, John
Fedolff, Jim
Graham, John
Hopper, Gary
Nunez, Hershel
Ober, Russell
Somero, Paul
Whittemore, James

Alexander, Joe
Belanger, James
Camarota, Linda
Flanagan, Jack
Greene, Bob
Ober, Lynne
Panasiti, Reed
Renzullo, Andrew
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Cohen, Bruce
Gagne, Larry
Gunski, Michael
Lascelles, Richard
Plett, Fred
Rice, Kimberly
Ulery, Jordan

Balch, Chris
Burns, Charles
Erf, Keith
Gould, Linda
Hinch, Richard
McLean, Mark
Prout, Andrew
Rung, Rosemarie
Warden, Mark

MERRIMACK

Allard, James
Klose, John
Seaworth, Brian
Yakovovich, Michael

Forsythe, Robert
Marple, Richard
Testerman, Dave

Hill, Gregory
McGuire, Carol
Walsh, Thomas

Horn, Werner
Pearl, Howard
Wolf, Dan

ROCKINGHAM

Abbas, Daryl
Baldasaro, Al
Costable, Michael

Abrami, Patrick
Barnes, Arthur
Davis, Dan

Abramson, Max
Bershtein, Alan
Thomas, Douglas

Acton, Dennis
Chirichello, Brian
DeClercq, Edward

DeSimone, Debra
Elliott, Robert
Harb, Robert
Janigian, John
Kolodziej, Walter
Major, Norman
O'Connor, John
Roy, Terry
Torosian, Peter
Weyler, Kenneth

Dolan, Tom
Fowler, William
Hobson, Deborah
Janvrin, Jason
Love, David
McKinney, Betsy
Packard, Sherman
Pearson, Stephen
True, Chris
Yokela, Josh

Doucette, Fred
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Spillane, James
Wallace, Scott

Edwards, Jess
Green, Dennis
Osborne, Jason
Khan, Aboul
Pearson, Mark
Melvin, Charles
Potucek, John
Sytek, John
Welch, David

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

Aron, Judy
Rollins, Skip

Callum, John
Stapleton, Walter

Laware, Thomas
Smith, Steven

Lucas, Gates

STRAFFORD

SULLIVAN

NAYS - 212

BELKNAP

Huot, David

St. Clair, Charlie

CARROLL

Buco, Thomas
Ticehurst, Susan

DesMarais, Edith
Woodcock, Stephen

Kanzler, Harrison

Knirk, Jerry

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Parkhurst, Henry
Thompson, Craig

Ames, Richard
Faulkner, Barry
Ley, Douglas
Schapiro, Joe
Von Plinsky, Sparky

Berch, Paul
Fenton, Donovan
Mann, John
Swinburne, Sandy
Pearson, William

Bordenet, John
Gomarlo, Jennie
Meador, David
Tatro, Bruce
Weber, Lucy

COOS

Fothergill, John
Noel, Henry

Hatch, William
Tucker, Edith

Laflamme, Larry

Moynihan, Wayne

GRAFTON

Abel, Richard
Dontonville, Roger
French, Elaine
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Adjutant, Joshua
Egan, Timothy
Josephson, Timothy
Nordgren, Sharon
Stringham, Jerry

Almy, Susan
Fellows, Sallie
Maes, Kevin
Osborne, Richard
Smith, Suzanne

Campion, Polly
Ford, Susan
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

HILLSBOROUGH

Backus, Robert
Bernet, Jennifer
Chretien, Jacqueline
Dargie, Paul
Espitia, Manny
Griffith, Willis
Heath, Mary
Judy, Jean
Langley, Diane
Mangipudi, Latha
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
Sofikitis, Catherine
Telerski, Laura
Vann, Ivy
Woodbury, David

Baroody, Benjamin
Bordy, William
Cleaver, Skip
Desjardin, Kathy
Davis, Fred
Hall, Brett
Indruk, Greg
King, Mark
Leishman, Peter
Martin, Joelle
Murphy, Nancy
Petrigno, Peter
Query, Joshua
Newman, Sue
St. John, Michelle
Toomey, Dan
Thomas, Wendy

Beaulieu, Jane
Bosman, James
Connors, Erika
DiSilvestro, Linda
Freitas, Mary
Hamer, Heidi
Schmidt, Janice
Klee, Patricia
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Shaw, Barbara
Stack, Kathryn
Vail, Suzanne
Wilhelm, Matthew

Bergeron, Paul
Bouchard, Donald
Cornell, Patricia
Dutzy, Sherry
Goley, Jeffrey
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mombourquette, Donna
O'Brien, Michael
Piedra, Israel
Radhakrishnan, Julie
Snow, Kendall
Stevens, Deb
Van Houten, Constance
Williams, Kermit

MERRIMACK

Bartlett, Christy
Fox, Samantha
Luneau, David
Myler, Mel

Carson, Clyde
Fulweiler, Joyce
MacKay, James
Pimentel, Roderick

Ebel, Karen
Karrick, David
McWilliams, Rebecca
Richards, Beth

Ellison, Arthur
Lane, Connie
Moffett, Howard
Rodd, Beth

Rogers, Katherine
Schultz, Kristina
Walz, Mary Beth

Saunderson, George
Soucy, Timothy
Wazir, Safiya

Schamberg, Thomas
Turcotte, Alan
Wells, Kenneth

Schuetz, Dianne
Wallner, Mary Jane
Woods, Gary

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
Desilets, Joel
Gilman, Julie
Le, Tamara
Malloy, Dennis
Read, Ellen
Warner, Anne

Berrien, Skip
Cali-Pitts, Jacqueline
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Somssich, Peter

Bunker, Lisa
Coursin, David
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia
McConnell, Liz
Vallone, Mark

Bushway, Patricia
Cushing, Robert Renny
Eisner, Mary
Murray, Kate
Maggiore, Jim
Meuse, David
Ward, Gerald

STRAFFORD

Bixby, Peter
Ellis, Donna
Grassie, Chuck
Kenney, Cam
Schmidt, Peter
Southworth, Thomas
Wall, Janet

Cannon, Gerri
Fontneau, Timothy
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Spang, Judith

Chase, Wendy
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Salloway, Jeffrey
Towne, Matthew

Conley, Casey
Gourgue, Amanda
Keans, Sandra
Operbecke, Linn
Sandler, Catt
Treleaven, Susan

SULLIVAN

Cloutier, John
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

and the motion failed.

Majority committee report adopted and ordered to third reading.

SB 1-FN, relative to family and medical leave. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Manny Espitia for the Majority of Labor, Industrial and Rehabilitative Services. The majority of the committee believes that family and medical leave insurance is important legislation that helps alleviate issues Granite Staters are facing. This bill is an addendum to unemployment insurance that would help with attracting young families, caring for our aging and vulnerable population, and helping fight the opioid epidemic. Young families are facing steep costs with child care and they want to spend some of the most important time bonding with their newborn. It also provides Granite Staters the opportunity to take care of ill and aging family members. The bill would also provide a respite to those struggling with addiction and allow them to avoid financial ruin as they chart a path to recovery. The insurance program would provide temporary, partial wage replacement (60% of wages) to eligible individuals for up to 12 weeks of leave annually to care for themselves or a family member. Small businesses would be able to provide a benefit to their employees, as it can be difficult for small businesses to offer a benefit of this magnitude. Medical certification demonstrating need would be required to qualify for the benefits. Employers could opt out of the program if they provide an equivalent or better benefit. Participating employers would remit insurance premium payments equal to 0.5% of wages (an average of \$5 per week) into the Family and Medical Leave Insurance Fund and be authorized as a payroll deduction. The Department of Employment Security would create a request for proposal for the implementation of the Paid Family and Medical Leave Insurance Fund. This legislation would also give the Commissioner of the Department of Employment Security the ability to adjust premiums or benefits up or down by 10% to ensure solvency of the fund. The proposed premium was set based on a New Hampshire specific actuarial analysis completed by the Institute for Women's Policy Research with support from the US Department of Labor. An overwhelming majority of Granite Staters support the establishment of Family and Medical Leave Insurance program, along with a majority of the House Labor Committee. Vote 12-7.

Rep. Lino Avellani for the Minority of Labor, Industrial and Rehabilitative Services. This Senate version of a Family and Medical Leave Insurance (FMLI) plan is a mandatory participation plan applicable to every public and private employee currently employed in the State of NH. This bill also mandates all employees participate in this social style, state run insurance plan, whether they meet the eligibility requirements to qualify for participation or not. This legislation does not explicitly exempt general fund revenues from being used to cover shortfalls or exempt employers from making up similar shortfalls of this fund. This legislation is also another burden on employers that include additional payroll costs and filings. This version also mandates employers with 20 or more employees hold their positions for them, which will increase small employer overhead costs. While employers may offer better coverage, this legislation sets a minimum standard for such coverage under FMLI and offers no exemption process for employers who already have an existing plan in place. There are also several private insurers that now offer this type of FMLI insurance on the open market. NH small businesses do not need another layer of state intrusion in the employer/employee relationship. The minority feels this bill does just that and also increases the costs for our small businesses, which are the backbone of New Hampshire's economy.

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

Rep. Espitia spoke in favor.

Rep. Mackie spoke against.

Rep. Rice requested a roll call; sufficiently seconded.

YEAS 219 - NAYS 142

YEAS - 219

BELKNAP

Huot, David

CARROLL

Buco, Thomas
Kanzler, Harrison

Burroughs, Anita
Knirk, Jerry

Butler, Edward
Ticehurst, Susan

DesMarais, Edith
Woodcock, Stephen

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Morrill, David
Thompson, Craig

Ames, Richard
Faulkner, Barry
Ley, Douglas
Schapiro, Joe
Von Plinsky, Sparky

Berch, Paul
Fenton, Donovan
Mann, John
Swinburne, Sandy
Pearson, William

Bordenet, John
Gomarlo, Jennie
Meador, David
Tatro, Bruce
Weber, Lucy

COOS

Fothergill, John
Noel, Henry

Hatch, William
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

Adjutant, Joshua
Dontonville, Roger
French, Elaine
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Almy, Susan
Egan, Timothy
Josephson, Timothy
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Campion, Polly
Fellows, Sallie
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

HILLSBOROUGH

Backus, Robert
Bergeron, Paul
Bouchard, Donald
Connors, Erika
DiSilvestro, Linda
Freitas, Mary
Hamer, Heidi
Schmidt, Janice
Klee, Patricia
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Newman, Sue
St. John, Michelle
Toomey, Dan
Thomas, Wendy

Balch, Chris
Bernet, Jennifer
Chretien, Jacqueline
Cornell, Patricia
Dutzy, Sherry
Goley, Jeffrey
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mombourquette, Donna
O'Brien, Michael
Piedra, Israel
Radhakrishnan, Julie
Shaw, Barbara
Stack, Kathryn
Vail, Suzanne
Wilhelm, Matthew

Baroody, Benjamin
Bordy, William
Cleaver, Skip
Dargie, Paul
Espitia, Manny
Griffith, Willis
Heath, Mary
Jeudy, Jean
Langley, Diane
Mangipudi, Latha
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
Snow, Kendall
Stevens, Deb
Van Houten, Constance
Williams, Kermit

Beaulieu, Jane
Bosman, James
Cohen, Bruce
Desjardin, Kathy
Davis, Fred
Hall, Brett
Indruk, Greg
King, Mark
Leishman, Peter
Martin, Joelle
Murphy, Nancy
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
Sofikitis, Catherine
Telerski, Laura
Vann, Ivy
Woodbury, David

MERRIMACK

Bartlett, Christy
Fox, Samantha
Luneau, David
Myler, Mel
Rogers, Katherine
Schultz, Kristina
Walz, Mary Beth

Carson, Clyde
Fulweiler, Joyce
MacKay, James
Pimentel, Roderick
Saunderson, George
Soucy, Timothy
Wazir, Safiya

Ebel, Karen
Karrick, David
McWilliams, Rebecca
Richards, Beth
Schamberg, Thomas
Turcotte, Alan
Wells, Kenneth

Ellison, Arthur
Lane, Connie
Moffett, Howard
Rodd, Beth
Schuett, Dianne
Wallner, Mary Jane
Woods, Gary

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom

Berrien, Skip
Cali-Pitts, Jacqueline
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia

Bunker, Lisa
Coursin, David
Eisner, Mary
Murray, Kate
Maggiore, Jim

Bushway, Patricia
Cushing, Robert Renny
Gilman, Julie
Le, Tamara
Malloy, Dennis

McBeath, Rebecca
Read, Ellen
Warner, Anne

McConnell, Liz
Somssich, Peter

McMahon, Charles
Vallone, Mark

Meuse, David
Ward, Gerald

STRAFFORD

Bixby, Peter
Ellis, Donna
Grassie, Chuck
Kenney, Cam
Schmidt, Peter
Southworth, Thomas
Wall, Janet

Cannon, Gerri
Fontneau, Timothy
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Spang, Judith

Chase, Wendy
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Salloway, Jeffrey
Towne, Matthew

Conley, Casey
Gourgue, Amanda
Keans, Sandra
Opderbecke, Linn
Sandler, Catt
Treleaven, Susan

SULLIVAN

Cloutier, John
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

NAYS - 142

BELKNAP

Aldrich, Glen
Howard, Raymond
Plumer, John
Tilton, Franklin

Bean, Harry
Jurius, Deanna
Spanos, Peter
Viens, Harry

Feeney, George
Lang, Timothy
St. Clair, Charlie

Fields, Dennis
Mackie, Jonathan
Sylvia, Michael

CARROLL

Avellani, Lino
Marsh, William

Cordelli, Glenn

Crawford, Karel

MacDonald, John

CHESHIRE

Hunt, John

O'Day, John

Parkhurst, Henry

COOS

Craig, Kevin

Furbush, Michael

Merner, Troy

GRAFTON

Gordon, Edward

Hennessey, Erin

Ladd, Rick

Migliore, Vincent Paul

HILLSBOROUGH

Lekas, Alicia
Belanger, James
Camarota, Linda
Gagne, Larry
Gunski, Michael
Lascelles, Richard
Panasiti, Reed
Renzullo, Andrew
Ulery, Jordan

Alexander, Joe
Boehm, Ralph
Erf, Keith
Gould, Linda
Hinch, Richard
McLean, Mark
Plett, Fred
Rice, Kimberly
Warden, Mark

Griffin, Barbara
Burns, Charles
Fedolfi, Jim
Graham, John
Hopper, Gary
Notter, Jeanine
Prout, Andrew
Somero, Paul
Whittemore, James

Barry, Richard
Burt, John
Flanagan, Jack
Greene, Bob
Ober, Lynne
Nunez, Hershel
Ober, Russell
Lekas, Tony

MERRIMACK

Allard, James
Klose, John
Seaworth, Brian
Yakubovich, Michael

Forsythe, Robert
Marple, Richard
Testerman, Dave

Hill, Gregory
McGuire, Carol
Walsh, Thomas

Horn, Werner
Pearl, Howard
Wolf, Dan

ROCKINGHAM

Abbas, Daryl
Baldasaro, Al
Costable, Michael
Desilets, Joel
Edwards, Jess
Green, Dennis
Osborne, Jason
Khan, Aboul
Pearson, Mark
O'Connor, John
Roy, Terry
Torosian, Peter
Weyler, Kenneth

Abrami, Patrick
Barnes, Arthur
Davis, Dan
DeSimone, Debra
Elliott, Robert
Harb, Robert
Janigian, John
Kolodziej, Walter
Major, Norman
Packard, Sherman
Pearson, Stephen
True, Chris
Yokela, Josh

Abramson, Max
Bershtein, Alan
Thomas, Douglas
Dolan, Tom
Fowler, William
Hobson, Deborah
Janvrin, Jason
Love, David
McKinney, Betsy
Piemonte, Tony
Spillane, James
Wallace, Scott

Acton, Dennis
Chirichello, Brian
DeClercq, Edward
Doucette, Fred
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
Melvin, Charles
Potucek, John
Sytek, John
Welch, David

STRAFFORD

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Stapleton, Walter

Laware, Thomas
Smith, Steven

Lucas, Gates

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

UNANIMOUS CONSENT

Rep. Pitre requested Unanimous Consent of the House regarding a fundraiser for Veterans and addressed the House.

The House recessed at 12:05 p.m.

RECESS

The House reconvened at 1:15 p.m.

(Speaker Shurtleff in the Chair)

REGULAR CALENDAR CONT'D

CACR 8, relating to the right to govern. Providing that the people of the state may enact local laws that protect health. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Jim Maggiore for the Majority of Municipal and County Government. The right of local, community self-government as intended by this resolution is, on its face, a right every community should want. However, this resolution could create a patchwork of rights-based ordinances that differ from community to community. The reconciliation of different ordinances among communities with a shared interest (i.e. multiple communities responsible for an entire lake or open space) could result in additional litigation rather than the open dialog intended by the resolution. The testimony the committee heard was also from communities where businesses or corporations created regional impact. Regional impact can be managed at the local level without a CACR. A similar amendment was introduced last year which failed in committee. Vote 12-6.

Rep. Timothy Josephson for the Minority of Municipal and County Government. This constitutional amendment levels the playing field between local governments of the state and corporate interests without negatively affecting any first or second amendment rights. This amendment recognizes legal standing to adopt local ordinances that strengthen and expand state and federal laws protecting the "health, safety, and welfare" of citizens, their communities, and natural environments from corporate encroachment. Dillon's Rule has evolved and now heavily favors large corporations with huge litigation budgets and legal staff vs. NH's small-town profile with limited taxpayer budgets and no room for legal battles. All this does is guarantee a town that chooses to adopt an ordinance through the democratic process via its town meeting, the codified right that their ordinance is constitutional. This amendment does not untether local governments from state or federal jurisdiction and oversight - rather, its language makes clear that citizens and local governments "shall not" weaken or constrict existing rights and protections secured by other local, state, federal, or international laws, including but not limited to federal first and second amendment rights. This resolution simply levels the playing field between corporate interests and those of a community wishing to maintain its way of life via local control.

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

Reps. Abramson and Maggiore spoke in favor.

Rep. Read spoke against.

On a division vote, with 282 members having voted in the affirmative, and 74 in the negative, the majority committee report was adopted.

HB 144, relative to changes in property assessments. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. James Belanger for the Majority of Municipal and County Government. This bill ensures that a property owner is not surprised by a change in property assessed values by hearing about it for the first time when a tax bill arrives. Assessors who change assessed values and record such changes in their files should not be inconvenienced by sending a post card to the owner of that property informing them of the change so that they can get more information prior to having to go through the appeal process. There are times when a gross error is made in an assessed value, like assessing 8,000 square feet of paving when it really is 800 square feet. This should be caught early without the property owner having to pay the new tax, then file an abatement application, and then wait for a refund from the municipality. Some say this is too time consuming for the assessor. How time consuming is it for the property owner? There was concern about notifications going to an entire municipality during the state mandated re-assessments that are done every 5 years. This bill exempts (1) mandated re-assessments, (2) changes due to execution of a building permit, (3) changes in current use values due to changes in a municipality's equalization ratio and (4) re-assessments of an entire section of the community due to recorded sales experiences when it is obvious the properties are either over or under assessed. Vote 9-7.

Rep. Donna Mombourquette for the Minority of Municipal and County Government. As amended this bill requires a written notice of property value changes by selectmen or assessors, except when changes are a result of an issued building permit, current use value, revaluation or due to the changes in the municipality's equalization ratio. There was no dollar value of change stated to trigger such a notice, or evidence that indicated this issue is a widespread issue in other municipalities. Remedies for changes other than those mentioned above would be best resolved through current processes in municipalities rather than imposing additional costs for notices.

Majority Amendment (0527h)

Amend the bill by replacing section 1 with the following:

1 New Paragraphs; Revised Inventory; Change in Property Assessments. Amend RSA 75:8 by inserting after paragraph II the following new paragraphs:

III. Upon any adjustment to the assessed value of property, other than pursuant to revaluation under RSA 75:8-a or RSA 75:8-b, the selectmen or assessors shall provide written notice to the property owner giving justification for such change and notifying the property owner of the ability to dispute or appeal such change.

IV. Written notice to the property owner under paragraph III shall not be required for changes in assessed value that occur as a result of an issued building permit. Such written notice also shall not be required for changes in the current use value of land under RSA 79-A that occur as a result of changes in the municipality's equalization ratio.

AMENDED ANALYSIS

This bill directs the selectmen or assessors to provide the property owner with written notice of an adjustment to the assessed value of property except in certain circumstances.

MOTION TO LAY ON THE TABLE

Rep. Carson moved that **HB 144**, relative to changes in property assessments, be laid on the table.

On a division vote, with 229 members having voted in the affirmative, and 128 in the negative, the motion was adopted.

REGULAR CALENDAR CONT'D

HB 241-L, relative to the homestead exemption. **INEXPEDIENT TO LEGISLATE.**

Rep. Timothy Josephson for Municipal and County Government. There are 85 RSA's that deal with the Homestead Exemption. Since 1991 there have been 14 bills to change the Homestead statute and only 2 have passed. These two, in 1992 and 2015 changed values to make up for inflation over time. This bill would penalize a community by doubling the exemption amount if some procedures were not followed. Although violating standard procedures may need some form or reprimand, penalizing the entire community by reducing the amount of tax dollars collected from one homestead owner is not the way to do it. If the procedures not followed are spelled out in state statute, there exist ways to deal with that currently and this bill is not necessary. Vote 17-1.

Rep. Marple spoke against.

Rep. Josephson spoke in favor.

Committee report adopted.

HB 312, relative to municipal regulation of tiny houses. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Clyde Carson for Municipal and County Government. This bill as amended forms a study committee to examine issues with state and local permitting of tiny houses, suitable for year-round occupancy. The committee will address such things as building codes, fire codes and conflicts with local land use ordinances and regulations. It shall also determine what constitutes a tiny house, both on a permanent foundation and on wheels. Vote 17-1.

Amendment (0726h)

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

AN ACT establishing a committee to study tiny houses.

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

1 Committee Established. There is established a committee to study tiny houses.

2 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the house of representatives, at least one of whom shall be a member of the house municipal and county government committee, appointed by the speaker of the house of representatives.

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

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

3 Duties. The committee shall study issues associated with state and local permitting of tiny houses suitable for year-round occupancy, including both tiny houses of permanent foundations and tiny houses on wheels. Such issues shall include, but not be limited to, building codes, fire codes, conflicts with local land use ordi-

nances and regulations, and other local codes. The committee shall determine what constitutes a “tiny house,” both on a permanent foundation and on wheels. The committee may seek the testimony of any individuals or organizations it deems appropriate.

4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Three members of the committee shall constitute a quorum.

5 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2019.

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

AMENDED ANALYSIS

This bill establishes a committee to study tiny houses.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 370, relative to membership on city and town planning boards. **MAJORITY: OUGHT TO PASS. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Paul Dargie for the Majority of Municipal and County Government. This bill removes the prohibition against appointed city planning board members holding other municipal office and permits any two appointed or elected members of a city or town planning board to serve on other municipal boards or commissions, subject to certain restrictions. This bill provides city planning board members with similar authorizations as town planning board members. Vote 11-8.

Rep. James Belanger for the Minority of Municipal and County Government. This bill is an attempt to help communities who have a hard time finding volunteers to serve on committees and boards. It clearly states that members can serve on multiple committees/boards. However, it clearly allows a planning board member to serve on the zoning board of adjustment (ZBA). Since the ZBA hears appeals of decisions made by the planning board, this is essentially allowing a defendant to serve on the jury. Some say the defendant can recuse him or herself, but this doesn't fly. As a member of the ZBA, one becomes acquainted with other members and forms a bond that influences decisions. The amendment only restricts membership on those two boards but continues to support volunteers serving on multiple boards/committees which addresses the issue of scarcity of volunteers. Another bill restricting this dual membership was recommitted to committee and should this bill pass as amended, that bill will no longer be necessary.

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

Rep. Belanger offered minority committee amendment (0666h).

Minority Amendment (0666h)

Amend RSA 673:7, I as inserted by section 2 of the bill by replacing it with the following:

I. ~~[In the case of towns,]~~ Any 2 appointed or elected members of the planning board *in a city or town* may also serve together on any other municipal board or commission, except that no more than one *appointed or elected* member of the planning board shall serve on the conservation commission~~;~~ *or* the local governing body~~;~~*or a local land use board as defined in RSA 672:7*. *Any one appointed or elected member of the planning board may also serve on a local land use board, as defined in RSA 672:7, except that no member of the planning board shall also serve on the zoning board of adjustment.*

Rep. Belanger spoke in favor.

Rep. Dargie spoke against.

Minority committee amendment failed.

Majority committee report adopted and ordered to third reading.

HB 415, relative to the official ballot referendum form of town meetings. **OUGHT TO PASS.**

Rep. James Belanger for Municipal and County Government. When a community adopts the “Official Ballot” (SB-2) form of government it should have a public hearing of the arguments and a vote on the subject then and there. We all are aware of the poor attendance at public hearings and budget hearings in our communities and this subject is much too important a change in government to be handled on a written ballot without benefit of an open debate. The bill would allow debate followed by the polls being open for voting for a minimum of one hour. Once SB-2 has been adopted and decisions are then based on voting via official ballot, the rescinding of SB-2 would be handled in that same method. This subject comes up in a traditional town meeting and should be voted on under traditional town meeting methods and not under the form of meeting which is contemplated to be adopted. Vote 18-1.

Rep. Abramson spoke against and yielded to questions.

Rep. McGuire spoke against.

Rep. Carson spoke in favor.

On a division vote, with 235 members having voted in the affirmative, and 122 in the negative, the committee report was adopted and ordered to third reading.

HB 423, relative to budget committee membership. **INEXPEDIENT TO LEGISLATE.**

Rep. Marjorie Porter for Municipal and County Government. RSA 32:15, I specifies the membership of a municipality's budget committee to include a member from the governing body (select board or town council for example), as well as a member from the local school board, each of whom are appointed by their respective boards. This bill would amend RSA 32:15, I by requiring that the member from the governing body, and only that member, serve in a non-voting, advisory-only capacity. The bill's sponsor felt this would lead to a more responsible budget but provided no proof of such. This is not an enabling bill, but rather requires that all municipalities with budget committees comply. As the current system works well in many communities, the majority believes this change is unnecessary and unwise. Vote 17-3.

Committee report adopted.

HB 443, relative to municipal watering restrictions. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Donna Mombourquette for the Majority of Municipal and County Government. Much thought and consideration has been given to water usage in times of drought. In consideration of the results of a commission study, RSA 41-11-d was enacted to enable municipalities to restrict residential lawn watering when the region is in a declared drought by the state or federal government. During the summer and fall of 2016, communities utilized their authority to respond to the water supply emergency caused by drought to restrict or ban residential outdoor lawn watering. As amended this bill serves to include further restriction of lawn watering to commercial properties with the exception of certain grass playing fields or agricultural fields that have economic vs. aesthetic impact. Vote 11-8.

Rep. Max Abramson for the Minority of Municipal and County Government. Many landscapers and business owners have warned that such outdoor water bans have seriously hurt their business and could result in layoffs and business closings with the next drought because of such bans. New subdivisions and commercial projects are often required to seed or reseed, and young grass must be watered regularly or die in the soil. We were told that municipalities would eventually start adding some of these exceptions, anyway, but the minority saw the need to avoid such hassle and aggravation across 200 municipalities throughout the state and simply correct the statute once. The minority also considered better, simpler alternatives like allowing municipalities to raise water rates to discourage excessive water use and encourage gray water systems, conservation, and water recycling.

Majority Amendment (0397h)

Amend RSA 41:11-d, I as inserted by section 1 of the bill by replacing it with the following:

I. The local governing body may establish regulations restricting the use of water from private wells or public water systems for [residential] outdoor lawn watering when administrative agencies of the state or federal government have designated the region as being under a declared state or condition of drought. ***The grass playing turf of a recreational field, the grass playing surfaces of a golf course, and grass agricultural fields, including fields used for the production of sod, shall be excluded from this restriction.***

AMENDED ANALYSIS

This bill excludes certain types of turf from municipal restrictions on outdoor lawn watering.

Majority committee amendment adopted.

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

Rep. Abramson spoke against.

Rep. Mombourquette spoke in favor.

On a division vote, with 220 members having voted in the affirmative, and 130 in the negative, the majority committee report was adopted and ordered to third reading.

HB 540-L, relative to the issuance of bonds by the county for redevelopment districts in unincorporated places. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Marjorie Porter for Municipal and County Government. The state's unincorporated places, with their extremely small populations, do not have their own governing or legislative bodies; rather, the county commissioners and the county delegation serve in these capacities. Under current law, municipalities have the ability to create redevelopment districts within their boundaries, and to issue bonds to finance them, but unincorporated places do not. This bill, as amended, would allow the county, with the delegation's approval, to establish redevelopment districts within unincorporated places, and issue bonds for their financing. Under the provisions of the amended bill, the county would not be liable for the repayment of such bonds in any way; instead, the sole risk, liability, and responsibility for repayment rests with the developer. This enabling bill, if passed, would give Coos county another tool to use toward the completion of the Balsams redevelopment project, which will bring 400 much needed jobs to the north country. Vote 18-0.

Amendment (0996h)

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

1 New Section; Municipal Finance Act; Redevelopment District Bonds. Amend RSA 33 by inserting after section 19 the following new section:

33:20 Redevelopment Districts in Unincorporated Places and Redevelopment District Bonds. In an unincorporated place, the county commissioners, with the approval of a majority of the county convention present and voting, may: (i) separately from, and in addition to, bonds guaranteed pursuant to RSA 162-I:9-a, authorize the issuance of bonds by the county, the source for repayment of which shall be limited to assessment revenues generated by redevelopment districts created under this section, and shall not be a general obligation of the county and not included in net indebtedness as defined in RSA 33:1, III; and (ii) establish redevelopment districts to ensure that assessment revenues generated hereunder from revitalization projects are sufficient to repay such bonds. The boundaries of the redevelopment district shall be configured so that it includes, but is not limited to, all of the property available to be developed, redeveloped, or revitalized through the issuance of such bonds, or otherwise benefiting from the improvements financed, in whole or in part, with the proceeds of any bonds issued by the county hereunder or bonds issued by the business finance authority and guaranteed pursuant to RSA 162-I:9-a. Every owner of each lot or parcel located within the redevelopment district shall be subject to an assessment. The amount of the assessment shall be sufficient to provide for repayment of the debt service related to the bond. The terms of any bonds to be issued by the county, and the amount of the assessment, payment terms and method for collection, shall be established in a financing plan prepared by the bond recipient and adopted by the county commissioners. The financing plan shall include the delegation of collection responsibilities to the county. The county commissioners may enter into such agreements as they deem necessary to ensure repayment and to implement the financing plan and including without limitation such terms and conditions as is deemed necessary to provide for the segregation and pledge of the assessments to secure repayment of the bonds. The assessment shall be used solely to pay debt service related to the bond and pay the county's expenses of establishing and administering the redevelopment district and issuing the bonds. The incremental increase in value of any project located in a redevelopment district shall be exempt from all property taxes and shall not be considered in the apportionment of county taxes to the unincorporated place, for so long as any bonds issued under this section or guaranteed pursuant to RSA 162-I:9-a, I remain outstanding. The equalization and apportionment provisions of RSA 21-J shall be applied in a manner consistent with the foregoing sentence. Any unpaid assessment under this chapter shall constitute a lien pursuant to RSA 80 on the assessed property. Collection and enforcement of assessments under this section shall be in accordance with RSA 80. The county commissioners may negotiate a payment in lieu of taxes agreement with the project developer or developers in the redevelopment district who shall also pay all fees for an independent bond counsel. In order to establish a redevelopment district, issue bonds, and adopt a financing plan hereunder, the county commissioners must find that such actions will likely create, revive, or preserve employment opportunities or increase the social or economic prosperity of the county, any of which would be in the public interest. The county commissioners may negotiate with the project developer or developers to arrange for administration of the redevelopment district, including without limitation fire protection and public safety services, and to provide funding for said administration and services through assessments on available valuation of property within the redevelopment district, fees to property owners, direct payment by a developer or developers, or other means. Under no circumstances shall the county or the unincorporated place, as issuer of a bond under this section, have any obligation of any kind to repay any of the principal or interest of the bond. In this section, "redevelopment district" in an unincorporated place means an eligible facility in an unincorporated place designated as a redevelopment district by the county commissioners.

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

AMENDED ANALYSIS

This bill permits the establishment by a county of a redevelopment district in an unincorporated place and allows the county to issue bonds for revitalization projects.

Committee amendment adopted.

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

On a division vote, with 287 members having voted in the affirmative, and 60 in the negative, the committee report was adopted and ordered to third reading.

HB 576, relative to municipal and district budget committees. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. James Belanger for the Majority of Municipal and County Government. This bill would remove the long-time practice of the governing body being able to transfer money from an unexpended budget line to an overextended budget line. The legislature should not micro-manage funds approved in a budget by a legislative body. It should allow the governing body to conduct the municipalities business to the best of their ability. Vote 17-3.

Rep. Max Abramson for the Minority of Municipal and County Government. The minority made no objection to having selectmen or school boards make budgetary adjustments over the course of the year within their bottom line. We would simply like to have the budget committee members' notification and assent so that they can better prepare the subsequent town and school budgets.

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

Rep. Aldrich spoke against.

Rep. Carson spoke in favor.

Majority committee report adopted.

HB 618-L, relative to the definition of contracts relative to official ballot default budgets. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Julie Gilman for the Majority of Municipal and County Government. This bill repeals RSA 40:13, IX(c), the definition of contracts in SB 2 default budgets. Under current law, any contract escalator clause cannot be included in a default budget's calculated bottom line. If the proposed budget fails and the default budget is activated then contracts are only budgeted for the same cost as the previous year, leaving the governing body to manipulate line items to pay bills. Alternatively, contracts with an escalator clause may be addressed in a warrant article, but risk failure. An example is waste management contracts. A contract is signed by the governing body at \$100 with a 3% escalator in the 2017 proposed budget. If the default budget is activated, then in 2018 the contract would still be budgeted at \$100 not the \$103 increase. So where does that extra 3% come from in the 2018? Somewhere else, leaving the governing body to manipulate expenditures. For these reasons a majority of the committee recommends Ought to Pass. Vote 11-8.

Rep. Tom Dolan for the Minority of Municipal and County Government. The minority felt that this bill was not needed, as the solution for placing successive escalating contracts into municipal default budgets was already available. This solution simply required exposure to the voters in a warrant article that enumerated the escalation amounts in subsequent years. Once exposed in that manner, the escalations may be included in the default budget.

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

On a division vote, with 197 members having voted in the affirmative, and 125 in the negative, the majority committee report was adopted and ordered to third reading.

HB 204, establishing a committee to review and update the penalties for contaminating drinking water and groundwater. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: OUGHT TO PASS.**

Rep. Andrew Renzullo for the Majority of Resources, Recreation and Development. As introduced, this bill established a committee to review the penalties for contaminating the drinking water and groundwater in NH. This bill was amended to bypass the establishment of a committee and moved directly to increases in fines for violations of the provisions of the NH Safe Drinking Water Act, the Groundwater Protection Act, and the statutes governing oil spills. The committee recognizes the clear and present danger inherent in the contamination of NH's water resources. The committee feels that the Commissioner of Environmental Services, in order to effectively deal with deep pocketed entities, should have the tools available to enforce cessation and remediation of any leaks, spills, or contamination. As such, this bill gives the authority to the commissioner to seek penalties of up to 3 times those presently existing in law. Vote 11-9.

Rep. Rosemarie Rung for the Minority of Resources, Recreation and Development. This bill, as amended, creates havoc for the Department of Environmental Services as its flawed language establishes conflicts in other areas of the statutes where penalties on water contamination are referenced. Corrected language and an increase in penalties appears in HB 614, which was overwhelmingly passed in the Science, Technology and Energy Committee. The minority believes that if this amended bill passes the proposed fines and penalties for water pollution would be unenforceable and would revert to 1992 outdated levels.

Majority Amendment (0924h)

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

AN ACT increasing penalties for water pollution.

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

1 Oil Spills; Penalties. Amend RSA 146-A:14, II-a to read as follows:

II-a. Any person who discharges or spills oil into or onto the surface water or groundwater of the state or in a land area where the oil will ultimately seep into such waters or any person who violates any provision of this chapter or any rule adopted under the provisions of this chapter shall be subject to a civil penalty not to exceed [~~\$10,000~~] **\$30,000** for each violation. Each day of a continuing violation shall count as a separate violation. Civil penalties for violation of any rule adopted under the provisions of this chapter shall not accrue until the department provides notification of such violation. The attorney general may bring an action for injunctive relief, including a mandatory injunction.

2 New Hampshire Safe Drinking Water Act; Penalties. Amend RSA 485:58, IV-VII to read as follows:

IV. Any person who violates any provision of this chapter or any rule adopted or any term or condition of an approval, exemption, variance or order issued under this chapter shall be liable to the state, upon suit brought by the attorney general, for a civil forfeiture in an amount not to exceed [~~\$25,000~~] **\$50,000** for each day of such violation.

V. The commissioner of environmental services, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$6,000** for each offense upon any person who violates any provision of this chapter including any rule adopted under the provisions of this chapter. Rehearings and appeals from a decision of the commissioner under this paragraph shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The proceeds of administrative fines levied pursuant to this paragraph shall be deposited by the department in the general fund. The commissioner shall adopt rules, under RSA 541-A, relative to:

(a) A schedule of administrative fines which may be imposed under this paragraph for violations of this chapter as provided above.

(b) Procedures for notice and hearing prior to the imposition of an administrative fine.

VI. Any act or failure to act in violation of RSA 485:8, II; 31; 42; 43; 46; or 48; or any rule adopted under RSA 485:2; 3; 4; 40; 41; 44; or 47 may be enjoined.

VII. Notwithstanding RSA 651:2, any person may, in addition to any sentence of imprisonment, probation or conditional discharge, be fined not more than [~~\$25,000~~] **\$50,000** if found guilty of any violation of paragraph II or III of this section. The court may also order the person to pay the costs of remediation. Each day of violation shall constitute a separate offense.

3 Groundwater Protection Act; Penalties. Amend RSA 485-C:18-19 to read as follows:

485-C:18 Administrative Fines. The commissioner, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$6,000** for each offense upon any person who violates any provision of this chapter or any rule, permit or order adopted or issued under this chapter. Rehearings and appeals from a decision of the commissioner under this section shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The commissioner shall adopt rules, under RSA 541-A, relative to:

I. A schedule of administrative fines which may be imposed under this section for violation of this chapter.

II. Procedures for notice and hearing prior to the imposition of an administrative fine.

485-C:19 Penalties and Other Relief.

I. Any person who knowingly violates this chapter, or any rule, permit, or order adopted or issued under this chapter; or who knowingly or recklessly makes any material false statement in any document required to be filed or maintained pursuant to this chapter; or who knowingly or recklessly renders inaccurate, falsifies, or tampers with any monitoring device or method required under this chapter; or who knowingly fails, neglects, or refuses to obey any lawful order of the department, shall be guilty of a misdemeanor if a natural person, and a felony if any other person. Such person shall also be subject to a civil penalty not to exceed [~~\$25,000~~] **\$75,000** for each violation or for each day of a continuing violation.

II. Any person who violates this chapter or a rule, permit, or order adopted or issued under this chapter, shall be subject to a civil penalty not to exceed [~~\$10,000~~] **\$30,000** for each violation or for each day of a continuing violation. Such violation may also be enjoined by the superior court upon application of the attorney general.

4 Water Management; Penalties. Amend the introductory paragraph of RSA 488:8, I to read as follows:

I. The commissioner, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$6,000** for each offense upon any person who knowingly:

5 Effective Date. This act shall take effect January 1, 2020.

AMENDED ANALYSIS

This bill increases penalties for water pollution violations.

MOTION TO LAY ON THE TABLE

Rep. Suzanne Smith moved that **HB 204**, establishing a committee to review and update the penalties for contaminating drinking water and groundwater, be laid on the table.

Rep. Rice requested a roll call; sufficiently seconded.

YEAS 341 - NAYS 3

YEAS - 341 BELKNAP

Aldrich, Glen
Huot, David
Spanos, Peter
Viens, Harry

Bean, Harry
Jurius, Deanna
St. Clair, Charlie

Fields, Dennis
Mackie, Jonathan
Sylvia, Michael

Howard, Raymond
Plumer, John
Tilton, Franklin

CARROLL

Avellani, Lino
Comeau, Ed
Knirk, Jerry
Woodcock, Stephen

Buco, Thomas
Cordelli, Glenn
MacDonald, John

Burroughs, Anita
Crawford, Karel
Marsh, William

Butler, Edward
DesMarais, Edith
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Meador, David
Schapiro, Joe
Pearson, William

Ames, Richard
Faulkner, Barry
Hunt, John
Morrill, David
Swinburne, Sandy
Weber, Lucy

Berch, Paul
Fenton, Donovan
Ley, Douglas
O'Day, John
Tatro, Bruce

Bordenet, John
Gomarlo, Jennie
Mann, John
Parkhurst, Henry
Thompson, Craig

COOS

Craig, Kevin
Laflamme, Larry
Tucker, Edith

Fothergill, John
Merner, Troy
Thomas, Yvonne

Furbush, Michael
Moynihan, Wayne

Hatch, William
Noel, Henry

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Ladd, Rick
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Adjutant, Joshua
Dontonville, Roger
Gordon, Edward
Maes, Kevin
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Almy, Susan
Egan, Timothy
Hennessey, Erin
Massimilla, Linda
Nordgren, Sharon
Stringham, Jerry

Campion, Polly
Fellows, Sallie
Josephson, Timothy
Migliore, Vincent Paul
Osborne, Richard
Smith, Suzanne

HILLSBOROUGH

Lekas, Alicia
Griffin, Barbara
Barry, Richard
Boehm, Ralph
Burns, Charles
Connors, Erika
Desjardin, Kathy
Espitia, Manny
Gagne, Larry
Greene, Bob
Hamer, Heidi
Hopper, Gary
Jeudy, Jean
Ober, Lynne
Mangipudi, Latha
Mombourquette, Donna
Nutting-Wong, Allison
Petrigno, Peter
Porter, Marjorie
Ober, Russell
Riel, Cole
Snow, Kendall
Stack, Kathryn
Toomey, Dan
Vann, Ivy
Wilhelm, Matthew

Alexander, Joe
Backus, Robert
Beaulieu, Jane
Bordy, William
Burt, John
Cornell, Patricia
DiSilvestro, Linda
Davis, Fred
Goley, Jeffrey
Griffith, Willis
Harriott-Gathright, Linda
Indruk, Greg
King, Mark
Langley, Diane
Martin, Joelle
Mullen, Sue
O'Brien, Michael
Pickering, Daniel
Prout, Andrew
Radhakrishnan, Julie
Rung, Rosemarie
Sofikitis, Catherine
Stevens, Deb
Ulery, Jordan
Thomas, Wendy
Williams, Kermit

Bouldin, Amanda
Balch, Chris
Belanger, James
Bosman, James
Camarota, Linda
Danielson, David
Dutzy, Sherry
Fedolff, Jim
Gould, Linda
Gunski, Michael
Heath, Mary
Schmidt, Janice
Klee, Patricia
Lascelles, Richard
McGhee, Kat
Murphy, Nancy
Panasiti, Reed
Piedra, Israel
Query, Joshua
Renzullo, Andrew
Newman, Sue
Somero, Paul
Lekas, Tony
Vail, Suzanne
Warden, Mark
Woodbury, David

Bouldin, Andrew
Baroody, Benjamin
Bernet, Jennifer
Bouchard, Donald
Cohen, Bruce
Dargie, Paul
Erf, Keith
Freitas, Mary
Graham, John
Hall, Brett
Hinch, Richard
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
McLean, Mark
Nunez, Hershel
Pedersen, Michael
Plett, Fred
Newman, Ray
Rice, Kimberly
Shaw, Barbara
St. John, Michelle
Telerski, Laura
Van Houten, Constance
Whittemore, James

MERRIMACK

Allard, James
Ellison, Arthur
Hill, Gregory
Luneau, David
McWilliams, Rebecca
Pimentel, Roderick
Saunderson, George
Seaworth, Brian
Wallner, Mary Jane
Wolf, Dan

Bartlett, Christy
Forsythe, Robert
Horn, Werner
MacKay, James
Moffett, Howard
Richards, Beth
Schamberg, Thomas
Soucy, Timothy
Walz, Mary Beth
Woods, Gary

Carson, Clyde
Fox, Samantha
Karrick, David
Marple, Richard
Myler, Mel
Rodd, Beth
Schuett, Dianne
Testerman, Dave
Wazir, Safiya
Yakubovich, Michael

Ebel, Karen
Fulweiler, Joyce
Lane, Connie
McGuire, Carol
Pearl, Howard
Rogers, Katherine
Schultz, Kristina
Turcotte, Alan
Wells, Kenneth

ROCKINGHAM

Abbas, Daryl
Altschiller, Debra

Abrami, Patrick
Baldasaro, Al

Abramson, Max
Barnes, Arthur

Acton, Dennis
Berrien, Skip

Bershtein, Alan
Cali-Pitts, Jacqueline
Davis, Dan
DiLorenzo, Charlotte
Edwards, Jess
Gay, Betty
Grote, Jaci
Janigian, John
Khan, Aboul
Lovejoy, Patricia
Major, Norman
McKinney, Betsy
Packard, Sherman
Roy, Terry
Sytek, John
Wallace, Scott
Yokela, Josh

Bunker, Lisa
Chirichiello, Brian
Thomas, Douglas
Dolan, Tom
Eisner, Mary
Gilman, Julie
Harb, Robert
Janvrin, Jason
Kolodziej, Walter
Griffin, Mary
Malloy, Dennis
McMahon, Charles
Piemonte, Tony
Pearson, Stephen
Torosian, Peter
Ward, Gerald

Bushway, Patricia
Costable, Michael
DeClercq, Edward
Doucette, Fred
Elliott, Robert
Green, Dennis
Hoelzel, Kathleen
Murray, Kate
Le, Tamara
Pearson, Mark
McBeath, Rebecca
Melvin, Charles
Potucek, John
Somssich, Peter
True, Chris
Warner, Anne

Cahill, Michael
Cushing, Robert Renny
Desilets, Joel
Edgar, Michael
Fowler, William
Grossman, Gaby
Osborne, Jason
Katsakiores, Phyllis
Love, David
Maggiore, Jim
McConnell, Liz
Meuse, David
Read, Ellen
Spillane, James
Vallone, Mark
Welch, David

STRAFFORD

Bixby, Peter
Ellis, Donna
Grassie, Chuck
Horgan, James
McNally, Jody
Pitre, Joseph
Southworth, Thomas
Wall, Janet

Cannon, Gerri
Fontneau, Timothy
Harrington, Michael
Horrigan, Timothy
Opderbecke, Linn
Rich, Cecilia
Spang, Judith
Wuelper, Kurt

Chase, Wendy
Frost, Sherry
Hayward, Peter
Keans, Sandra
Schmidt, Peter
Beaudoin, Steven
Towne, Matthew

Conley, Casey
Gourgue, Amanda
Higgins, Peg
Kenney, Cam
Perreault, Mona
Sandler, Catt
Treleven, Susan

SULLIVAN

Aron, Judy
Lucas, Gates
Rollins, Skip

Callum, John
Merchant, Gary
Stapleton, Walter

Cloutier, John
O'Hearne, Andrew
Sullivan, Brian

Laware, Thomas
Oxenham, Lee
Tanner, Linda

NAYS - 3 ROCKINGHAM

Hobson, Deborah

Loughman, Tom

Weyler, Kenneth

and the motion was adopted.

REGULAR CALENDAR CONT'D

HB 325, relative to control of marine pollution and aquatic growth. **OUGHT TO PASS.**

Rep. Chuck Grassie for Resources, Recreation and Development. This bill is enabling legislation to allow public boat access facility owners to require boaters to utilize the best technology made available to them at these access areas for the purpose of preventing the spread of invasive species. Vote 15-4.

Committee report adopted and ordered to third reading.

HB 326, relative to the definition of prime wetland. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Judith Spang for the Majority of Resources, Recreation and Development. Prime wetlands are those few wetlands which a municipality has asked to be so designated by the state "because of their size, unspoiled character, fragile condition or other relevant factors making them of substantial significance." Nomination by the town follows a thorough study and a vote by the town. A wetland permit application for a prime wetland receives a higher level of review by the state. Several years ago, the statutes defining prime wetlands were changed so they inadvertently eliminated some of the most important parts of the wetland, the narrower portions that might connect two wetland systems or be an integral part of their water supply and wildlife habitat. This bill corrects this by allowing these significant but narrower portions to be included in the delineated prime wetland as they should be. The amendment assures that existing highway rights of way shall not be defined as prime wetlands or buffers of them. Vote 13-7.

Rep. Andrew Renzullo for the Minority of Resources, Recreation and Development. Wetlands designated as "prime" are the gold standard of wetlands. Because of their size, unspoiled character, fragile condition, and other relevant factors they are considered as being substantially significant. They are the premier wetlands in NH. In 2011, SB 19 was enacted that tightened up the regulations as to what characteristics made a wetland "prime." Among these objective requirements were that a prime wetland must be contiguous, at least two acres in size, and have a width of at least 50 feet at its narrowest point, plus meet four of the primary wetlands functions. Any wetland missing any one of these requirements, while still being considered a wetland, could not be designated a prime wetland. This bill would allow a lesser width if it can be demonstrated that its narrower portions provide a significant contribution (a subjective determination) to the primary wetland

functions of the prime wetland. This cheapens the designation of prime wetlands as it suddenly allows sub-prime wetlands, or even streams (which are not wetlands) to connect prime wetlands that do not meet the size requirements of the statute. This expansion of the prime wetlands designation will have a deleterious effect on land owners who will be subject to setback requirements on usable land presently not under such requirements.

Majority Amendment (0672h)

Amend RSA 482-A:15, I-a as inserted by section 1 of the bill by replacing it with the following:

I-a. For the purposes of this chapter, "prime wetlands" shall mean any contiguous areas falling within the jurisdictional definitions of RSA 482-A:2, X and RSA 482-A:4 that, because of their size, unspoiled character, fragile condition, or other relevant factors, make them of substantial significance. A prime wetland shall be at least 2 acres in size, shall not consist of a water body only, shall have at least 4 primary wetland functions, one of which shall be wildlife habitat. ***A prime wetland [,-and] shall have a width of at least 50 feet at its narrowest point across and perpendicular to its longitudinal axis, unless it can be demonstrated by the municipality that its narrower portions provide a significant contribution to the primary wetland functions of the prime wetland. Otherwise*** the boundary of a prime wetland shall coincide, where present, with the upland edge of any wetland, as defined in RSA 482-A:2, X, that is part of the prime wetland. On-site verification of proposed prime wetland boundaries shall be performed where landowner permission is provided. ***"Prime wetlands" shall not include existing state highway right-of-ways or other jurisdictional areas relating to prime wetlands, including adjacent buffers.***

Majority committee amendment adopted.

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

Rep. Renzullo spoke against and yielded to questions.

Rep. Grassie spoke in favor.

Rep. Ley requested a roll call; sufficiently seconded.

YEAS 212 - NAYS 134

YEAS - 212

BELKNAP

Huot, David

Jurius, Deanna

St. Clair, Charlie

CARROLL

Buco, Thomas
Kanzler, Harrison

Burroughs, Anita
Knirk, Jerry

Butler, Edward
Ticehurst, Susan

DesMarais, Edith
Woodcock, Stephen

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Morrill, David
Tatro, Bruce

Ames, Richard
Faulkner, Barry
Ley, Douglas
Parkhurst, Henry
Thompson, Craig

Berch, Paul
Fenton, Donovan
Mann, John
Schapiro, Joe
Von Plinsky, Sparky

Bordenet, John
Gomarlo, Jennie
Meader, David
Swinburne, Sandy
Weber, Lucy

COOS

Hatch, William
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

Noel, Henry

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Adjutant, Joshua
Dontonville, Roger
Josephson, Timothy
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Almy, Susan
Egan, Timothy
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

Campion, Polly
Fellows, Sallie
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

HILLSBOROUGH

Bouldin, Amanda
Beaulieu, Jane
Bosman, James
Connors, Erika
Espitia, Manny
Griffith, Willis
Heath, Mary
Judy, Jean
Langley, Diane
Mangipudi, Latha
Mullen, Sue

Bouldin, Andrew
Bergeron, Paul
Bouchard, Donald
Cornell, Patricia
Davis, Fred
Hall, Brett
Indruk, Greg
King, Mark
Leishman, Peter
Martin, Joelle
Murphy, Nancy

Backus, Robert
Bernet, Jennifer
Cleaver, Skip
Dargie, Paul
Freitas, Mary
Hamer, Heidi
Schmidt, Janice
Klee, Patricia
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison

Balch, Chris
Bordy, William
Cohen, Bruce
Desjardin, Kathy
Goley, Jeffrey
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mombourquette, Donna
O'Brien, Michael

Pedersen, Michael
Porter, Marjorie
Riel, Cole
Sofikitis, Catherine
Telerski, Laura
Vann, Ivy
Woodbury, David

Petrigno, Peter
Query, Joshua
Rung, Rosemarie
St. John, Michelle
Toomey, Dan
Thomas, Wendy

Pickering, Daniel
Newman, Ray
Newman, Sue
Stack, Kathryn
Vail, Suzanne
Wilhelm, Matthew

Piedra, Israel
Radhakrishnan, Julie
Snow, Kendall
Stevens, Deb
Van Houten, Constance
Williams, Kermit

MERRIMACK

Allard, James
Ellison, Arthur
Luneau, David
Myler, Mel
Rogers, Katherine
Schultz, Kristina
Walz, Mary Beth

Bartlett, Christy
Fox, Samantha
MacKay, James
Pimentel, Roderick
Saunderson, George
Soucy, Timothy
Wazir, Safiya

Carson, Clyde
Fulweiler, Joyce
McWilliams, Rebecca
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Schamberg, Thomas
Turcotte, Alan
Wells, Kenneth

Ebel, Karen
Karrick, David
Moffett, Howard
Rodd, Beth
Schuett, Dianne
Wallner, Mary Jane
Woods, Gary

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Edgar, Michael
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Loughman, Tom
McBeath, Rebecca
Somssich, Peter

Berrien, Skip
Cali-Pitts, Jacqueline
Eisner, Mary
Murray, Kate
Lovejoy, Patricia
McConnell, Liz
Vallone, Mark

Bunker, Lisa
Cushing, Robert Renny
Gilman, Julie
Khan, Aboul
Maggiore, Jim
Meuse, David
Ward, Gerald

Bushway, Patricia
DiLorenzo, Charlotte
Grossman, Gaby
Le, Tamara
Malloy, Dennis
Read, Ellen
Warner, Anne

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Grassie, Chuck
Kenney, Cam
Sandler, Catt
Treleaven, Susan

Cannon, Gerri
Fontneau, Timothy
Higgins, Peg
Opderbecke, Linn
Southworth, Thomas
Wall, Janet

Chase, Wendy
Frost, Sherry
Horrigan, Timothy
Schmidt, Peter
Spang, Judith

Conley, Casey
Gourgue, Amanda
Keans, Sandra
Rich, Cecilia
Towne, Matthew

SULLIVAN

Cloutier, John
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

NAYS - 134

BELKNAP

Aldrich, Glen
Howard, Raymond
Sylvia, Michael

Bean, Harry
Mackie, Jonathan
Tilton, Franklin

Feeney, George
Plumer, John
Viens, Harry

Fields, Dennis
Spanos, Peter

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Marsh, William

CHESHIRE

Hunt, John

O'Day, John

COOS

Craig, Kevin

Fothergill, John

Furbush, Michael

Merner, Troy

GRAFTON

Gordon, Edward

Hennessey, Erin

Migliore, Vincent Paul

HILLSBOROUGH

Lekas, Alicia
Barry, Richard
Burt, John
Erf, Keith
Graham, John
Ober, Lynne
Nunez, Hershel
Ober, Russell
Lekas, Tony

Alexander, Joe
Belanger, James
Camarota, Linda
Fedolfi, Jim
Greene, Bob
Lascelles, Richard
Panasiti, Reed
Renzullo, Andrew
Ulery, Jordan

Griffin, Barbara
Boehm, Ralph
Danielson, David
Gagne, Larry
Gunski, Michael
McLean, Mark
Plett, Fred
Rice, Kimberly
Warden, Mark

Baroody, Benjamin
Burns, Charles
DiSilvestro, Linda
Gould, Linda
Hinch, Richard
Notter, Jeanine
Prout, Andrew
Somero, Paul
Whittemore, James

MERRIMACK

Forsythe, Robert
Marple, Richard
Testerman, Dave

Hill, Gregory
McGuire, Carol
Walsh, Thomas

Horn, Werner
Pearl, Howard
Wolf, Dan

Klose, John
Seaworth, Brian
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
 Baldasaro, Al
 Davis, Dan
 DeSimone, Debra
 Elliott, Robert
 Harb, Robert
 Janigian, John
 Griffin, Mary
 McMahon, Charles
 Potucek, John
 Sytek, John
 Welch, David

Abrami, Patrick
 Bershtein, Alan
 Thomas, Douglas
 Dolan, Tom
 Fowler, William
 Hobson, Deborah
 Katsakiores, Phyllis
 Pearson, Mark
 Melvin, Charles
 Roy, Terry
 Torosian, Peter
 Weyler, Kenneth

Abramson, Max
 Chirichiello, Brian
 DeClercq, Edward
 Doucette, Fred
 Gay, Betty
 Hoelzel, Kathleen
 Kolodziej, Walter
 Major, Norman
 Packard, Sherman
 Pearson, Stephen
 True, Chris
 Yokela, Josh

Acton, Dennis
 Costable, Michael
 Desilets, Joel
 Edwards, Jess
 Green, Dennis
 Osborne, Jason
 Love, David
 McKinney, Betsy
 Piemonte, Tony
 Spillane, James
 Wallace, Scott

STRAFFORD

Harrington, Michael
 Perreault, Mona

Hayward, Peter
 Pitre, Joseph

Horgan, James
 Beaudoin, Steven

McNally, Jody
 Wuelper, Kurt

SULLIVAN

Aron, Judy
 Rollins, Skip

Callum, John
 Stapleton, Walter

Laware, Thomas
 Smith, Steven

Lucas, Gates

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

HB 475, establishing a shoreland septic system study commission. **OUGHT TO PASS WITH AMENDMENT.** Rep. Judith Spang for Resources, Recreation and Development. It has long been known that failing septic systems along water bodies can be sources of water pollution. The solution to the problem is complex, involving factors such as methods of detection of pollution, private property rights, funding to replace failing systems, coordination between landowners, nonprofit groups, and state and federal agencies for helping address the problem, and incentives versus regulation. This commission assembles a wide range of scientists, septic design practitioners, nonprofits, agencies, and shoreland property owners to examine the problem of septic systems installed before 1967 when state permits were required. The amendment corrects the identification of certain commission members. Vote 16-4.

Amendment (0938h)

Amend RSA 485-A:44-a as inserted by section 2 of the bill by replacing it with the following:

485-A:44-a Shoreland Septic System Study Commission.

I. There is established a commission to study the potential impairment of surface waters in New Hampshire by non-state approved septic systems, in the context of private property rights of landowners.

II. The members of the commission shall be as follows:

(a) Three members of the house of representatives, one of whom shall be a member of the resources, recreation, and development committee, appointed by the speaker of the house of representatives.

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

(c) A regional planner, nominated by the office of strategic initiatives.

(d) A certified septic system evaluator and a certified septic system designer, both appointed by the Granite State Designers and Installers Association.

(e) A representative of the New Hampshire Association of Conservation Commissions, appointed by that organization.

(f) The commissioner of the department of environmental services, or designee.

(g) A representative of realtors, appointed by the New Hampshire Association of Realtors.

(h) A representative of a bank involved in financing residential properties, appointed by the governor.

(i) A member who represents the interests of state lakes, appointed by the New Hampshire Lakes Association (NH Lakes).

(j) A member who represents the interests of state rivers, appointed by the New Hampshire Rivers Council.

(k) A representative of the New Hampshire Municipal Association, appointed by that association.

(l) The Great Bay-Piscataqua Waterkeeper, or designee.

III. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

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

V. The commission shall:

(a) Develop approaches for achieving cooperation among communities, private property owners, environmental nonprofit groups, and state and federal agencies in solving the problem of inadequate septic systems.

(b) Determine the most effective method for identifying potential non-state approved septic systems located within 75 feet of surface waters.

(c) Determine what approach or approaches that respect private property rights can be take to effect remediation of septic systems on private property, including regulatory, educational, and financial incentives.

(d) Consider the ramifications of climate resilience, such as future groundwater and sea level rise, on the design and location of septic systems.

(e) Consider any other issues the commission deems relevant to its study.

VI. 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 house member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Six members of the commission shall constitute a quorum.

VII. The commission shall submit an interim report on or before November 1, 2019, and a final report on or before November 1, 2020, of its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the chairperson of the house resources, recreation and development committee, the chairperson of the senate energy and natural resources committee, the house clerk, the senate clerk, the governor, and the state library.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 358, relative to combustion of wood residue at municipal waste combustors. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Kenneth Wells for the Majority of Science, Technology and Energy. This bill protects public health by removing exceptions to the ban on incinerating construction and demolition debris (CDD). Such debris, even when cleaned to current EPA standards, may contain a mixture of grit, fines, arsenic-treated wood, and lead paint which make it unsuitable for burning. Existing statutory language allowing the lax limit of “no more than 10,000 tons per year” of CDD to be combusted is removed. Exceptions allowing pyrolysis or gasification of CDD as an alternative to combustion also were removed, as these essentially make a distinction without a difference. Burning untreated wood waste, such as branches and wood chips, and eligible biomass fuels are specifically allowed, as is the collection of methane landfill gas derived from authorized waste facilities. Vote 11-9.

Rep. Fred Plett for the Minority of Science, Technology and Energy. This bill reverses action adopted in 2016 which allowed the Wheelabrator solid waste facility the option to burn up to 10,000 tons of clean wood residue as supplemental fuel between November 15 and April 15 of each year, if needed. Without it, Wheelabrator could potentially not have enough municipal solid waste (MSW) to maintain operations during that time period. This amount represents approximately 5 percent or less of the facility’s total capacity. The Department of Environmental Services verified all emissions standards are well within established limits and frequently takes measurements to ensure proper operation. The processing of such fuels is such that it is cleaner than the MSW that is currently burned, and it provides the ReEnergy facility a market for a small portion of its conversion of wood residue. The minority finds this bill to be overly restrictive, not necessary, and potentially harmful to continued operation of the Wheelabrator solid waste facility and the ReEnergy businesses.

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

On a division vote, with 204 members having voted in the affirmative, and 137 in the negative, the majority committee report was adopted and ordered to third reading.

HB 365, relative to net energy metering limits for customer generators. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Howard Moffett for the Majority of Science, Technology and Energy. This bill would raise the capacity limit on renewable customers-generators eligible for net metering rates set by the Public Utilities Commission from 1 MW to 5 MW. In addition to boosting private investment in renewable energy sources, it would allow businesses, towns, school districts, and other large electric energy consumers to cut their energy bills, and it would allow participating municipalities to reduce tax rates by developing larger renewable energy projects on municipally-owned land and buildings, as Manchester, Franklin, Derry, Whitefield, Colebrook and some 30 other municipalities are hoping to do. A bipartisan majority of the committee agrees this is not just good energy and environmental policy, but good jobs and economic development policy as well. Vote 12-6.

Rep. Fred Plett for the Minority of Science, Technology and Energy. This bill would increase from 1 to 5 MW what is allowed as a behind the meter generator. To put 5 MW into perspective, a 5 MW solar array would be the size of 18 football fields and would serve load equivalent to almost two Malls of New Hampshire. The source could also be hydro or other. The bill forces the utilities to use this generation as a load reducer rather than Eversource’s current practice by tariff and Public Utilities Commission rule of selling into the open market. The bill in forcing net load reduction, produces no apparent cost shift to ratepayers as a first effect. However, there are knock-on effects to consider. There is no recognition of the time or cost required to implement a tariff change or billing change, which could be substantial. If a utility as big as Eversource were to load reduce this generation, it could prompt other New England states to adopt this practice, which could increase the NH load ratio share of New England transmission, driving up costs for NH ratepayers. It also makes the load profile supplied to default service providers, after this load reduction, much more volatile,

increasing risk, thereby raising consumer costs. This generation is not dispatchable by ISO New England, nor does it have any obligation to be there in tight capacity situations, so it is worth less than the 3 cents per kWh average wholesale prices, yet the generation is paid average default service rates of 9 cents per kWh. If this generation were sold at wholesale prices, it would drive down the energy prices for all New England ratepayers, including New Hampshire's, by lowering the bid stack clearing price. It is possible for up to 40 MW, collectively, of small under 5 MW hydroelectric facilities to now qualify for behind the meter treatment, raising prices for this generation from 3 cents on average to 9 cents, with the potential substantial costs to ratepayers in the millions of dollars. Some of this could lower municipal costs, but the way to reduce municipal costs is not to shift the burden to ratepayers.

Majority Amendment (0973h)

Amend paragraph VI as inserted by section 1 of the bill by replacing it with the following:

VI. The federal Public Utility Regulatory Policies Act (PURPA) as amended by the Energy Policy Act of 2005 calls upon states to consider the adoption and implementation of net metering policies. PURPA as amended states that electricity generated by an eligible on-site generating facility may be used to offset electric energy provided by the electric utility, and allows states to define an eligible facility. Furthermore, under ISO New England's rules, a generating facility of less than 5 megawatts that is connected to the distribution grid is not required to register with ISO New England as a generator or participate in the wholesale energy markets; rather, if the generating facility elects not to register as a wholesale market participant or retires from such status, the customer generator is to be treated by ISO New England as a retail load reducer.

VII. It is therefore in the best interests of all citizens of New Hampshire that the size limit on customer-generators that may participate in net energy metering and serve as retail load reducers be increased from one megawatt to up to but not including 5 megawatts to increase customer supply choice, foster a more robust retail market for local renewable energy, help mitigate the cost of electric service in the state, reduce the price volatility of that service, and reduce the potential for disruptions in electricity supply due to inadequate wholesale generating capacity in the New England marketplace.

Amend RSA RSA 362-A:1-a, II-b as inserted by section 2 of the bill by replacing it with the following:

II-b. "Eligible customer-generator" or "customer-generator" means an electric utility customer who owns, operates, or purchases power from an electrical generating facility either powered by renewable energy or which employs a heat led combined heat and power system, with a ~~[total peak generating]~~ **nameplate or maximum rated** capacity of ~~[up to and including one megawatt,]~~ **less than 5 megawatts and** that is located behind a retail meter on the customer's premises, is interconnected and operates in parallel with the electric grid, and is used to offset the customer's own electricity requirements. Incremental generation added to an existing generation facility, that does not itself qualify for net metering, shall qualify if such incremental generation meets the qualifications of this paragraph and is metered separately from the non qualifying facility.

Amend RSA 362-A:9, VII as inserted by section 3 of the bill by replacing it with the following:

VII.(a) A distribution utility may perform an annual calculation to determine the net effect this section had on its default service and distribution revenues and expenses in the prior calendar year. The method of performing the calculation and applying the results, as well as a reconciliation mechanism to collect or credit any such net effects with appropriate carrying charges and credits applied, shall be determined by the commission.

(b) For the purposes of accounting for any exports to the distribution grid by customer-generators, such exports shall be treated as offsets or reductions to retail load, within the same billing or rate time period, resulting in a reduction of the wholesale load obligation of each customer-generator's electricity supplier.

(c) A generator with a nameplate or maximum rated capacity of less than 5 megawatts that first became operational before July 1, 2019 and that has outstanding capacity commitments in the forward capacity market administered by ISO New England may elect to become a customer-generator, participate in net metering, and be treated as a retail load reducer provided that it undertakes the process of retiring from participation in wholesale energy markets administered by ISO New England by:

(1) Ceasing participation in such energy markets such as by receipt of payments for energy generation;

(2) Transferring to the customer-generator's electricity supplier, which may be the electric distribution utility providing default energy service, any payments received or due from ISO New England that are attributable to fulfillment of the generator's capacity commitment until such capacity commitments are fulfilled or otherwise retired; and

(3) Completing the process of retiring from wholesale energy and capacity markets administered by ISO New England once any such capacity commitments that were outstanding at the time the generator elected to become a customer-generator participating in net metering are fulfilled or otherwise retired.

(d) Any provisions of settlement agreements or orders that have been approved or issued by the commission that relate to a distribution utility's treatment of the output from qualifying facilities or independent power producers shall not apply to the output from an eligible customer-generator participating in net metering.

Amend RSA 362-A:9, XV as inserted by section 4 of the bill by replacing it with the following:

XV. Standard tariffs that are available to eligible customer-generators under this section shall terminate on December 31, 2040 and such customer-generators shall transition to tariffs that are in effect at that time. ***Alternative tariffs shall be applicable and have such grandfathering provisions as may be approved or adopted by the commission under this section. Customer generators with a nameplate or maximum rated capacity of more than one megawatt and less than 5 megawatts that are eligible for net metering before the commission adopts tariffs specifically for customer generators with a capacity of more than one megawatt shall:***

(a) Be eligible to receive the export credit rate approved by the commission in Order No. 26,029 (DE 16-576) for one megawatt sized customer generators on default service, namely, the applicable default energy service rate.

(b) Be grandfathered under the terms of the currently-applicable tariff for customer-generators with a capacity of one megawatt if the customer generator's electrical generating facility first becomes operational on or after July 1, 2019.

(c) Transition to such new tariffs as are specifically approved by the commission for customer-generators with a nameplate or maximum rated capacity of more than one megawatt if the customer-generator's electrical generating facility first became operational before July 1, 2019.

Amend RSA RSA 83-F:1, V(d) as inserted by section 5 of the bill by replacing it with the following:

(d) The electrical generation, production, and supply equipment of an "eligible customer-generator" as defined in RSA 362-A:1-a, II-b, up to and including one megawatt;
Majority committee amendment adopted.

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

Rep. Plett spoke against.

Rep. Leishman spoke in favor and yielded to questions.

Rep. Ley requested a roll call; sufficiently seconded.

YEAS 254 - NAYS 98

YEAS - 254 BELKNAP

Fields, Dennis
Viens, Harry

Huot, David

Plumer, John

St. Clair, Charlie

CARROLL

Buco, Thomas
Kanzler, Harrison
Ticehurst, Susan

Burroughs, Anita
Knirk, Jerry
Woodcock, Stephen

Butler, Edward
MacDonald, John

DesMarais, Edith
Marsh, William

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Morrill, David
Tatro, Bruce

Ames, Richard
Faulkner, Barry
Ley, Douglas
Parkhurst, Henry
Thompson, Craig

Berch, Paul
Fenton, Donovan
Mann, John
Schapiro, Joe
Von Plinsky, Sparky

Bordenet, John
Gomarlo, Jennie
Meader, David
Swinburne, Sandy
Weber, Lucy

COOS

Fothergill, John
Moynihan, Wayne

Hatch, William
Noel, Henry

Laflamme, Larry
Tucker, Edith

Merner, Troy
Thomas, Yvonne

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Ladd, Rick
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Adjutant, Joshua
Dontonville, Roger
Gordon, Edward
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

Almy, Susan
Egan, Timothy
Hennessey, Erin
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

Campion, Polly
Fellows, Sallie
Josephson, Timothy
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

HILLSBOROUGH

Bouldin, Amanda
Baroody, Benjamin

Bouldin, Andrew
Beaulieu, Jane

Backus, Robert
Belanger, James

Balch, Chris
Bergeron, Paul

Bernet, Jennifer
Burns, Charles
Connors, Erika
Desjardin, Kathy
Freitas, Mary
Griffith, Willis
Heath, Mary
Jeudy, Jean
Leishman, Peter
Martin, Joelle
Murphy, Nancy
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
Sofikitis, Catherine
Stevens, Deb
Van Houten, Constance
Williams, Kermit

Bordy, William
Camarota, Linda
Cornell, Patricia
DiSilvestro, Linda
Gagne, Larry
Hall, Brett
Indruk, Greg
King, Mark
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Newman, Sue
Somero, Paul
Telerski, Laura
Vann, Ivy
Woodbury, David

Bosman, James
Cleaver, Skip
Danielson, David
Espitia, Manny
Goley, Jeffrey
Hamer, Heidi
Schmidt, Janice
Klee, Patricia
Murray, Megan
Mombourquette, Donna
O'Brien, Michael
Piedra, Israel
Radhakrishnan, Julie
Shaw, Barbara
St. John, Michelle
Toomey, Dan
Thomas, Wendy

Bouchard, Donald
Cohen, Bruce
Dargie, Paul
Davis, Fred
Graham, John
Harriott-Gathright, Linda
Jack, Martin
Langley, Diane
Mangipudi, Latha
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
Snow, Kendall
Stack, Kathryn
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Allard, James
Ellison, Arthur
Horn, Werner
MacKay, James
Pearl, Howard
Rogers, Katherine
Schultz, Kristina
Walz, Mary Beth
Woods, Gary

Bartlett, Christy
Forsythe, Robert
Karrick, David
McWilliams, Rebecca
Pimentel, Roderick
Saunderson, George
Soucy, Timothy
Wazir, Safiya

Carson, Clyde
Fox, Samantha
Lane, Connie
Moffett, Howard
Richards, Beth
Schamberg, Thomas
Turcotte, Alan
Wells, Kenneth

Ebel, Karen
Fulweiler, Joyce
Luneau, David
Myler, Mel
Rodd, Beth
Schuett, Dianne
Wallner, Mary Jane
Wolf, Dan

ROCKINGHAM

Abrami, Patrick
Bunker, Lisa
Chirichiello, Brian
DeClercq, Edward
Edgar, Michael
Grote, Jaci
Le, Tamara
Malloy, Dennis
Meuse, David
Warner, Anne

Abramson, Max
Bushway, Patricia
Costable, Michael
Desilets, Joel
Eisner, Mary
Hobson, Deborah
Loughman, Tom
McBeath, Rebecca
Somssich, Peter
Welch, David

Altschiller, Debra
Cahill, Michael
Coursin, David
DeSimone, Debra
Gilman, Julie
Hoelzel, Kathleen
Lovejoy, Patricia
McConnell, Liz
Vallone, Mark

Berrien, Skip
Cali-Pitts, Jacqueline
Cushing, Robert Renny
DiLorenzo, Charlotte
Grossman, Gaby
Murray, Kate
Maggiore, Jim
McMahon, Charles
Ward, Gerald

STRAFFORD

Bixby, Peter
Ellis, Donna
Grassie, Chuck
Keans, Sandra
Opderbecke, Linn
Sandler, Catt
Treleaven, Susan

Cannon, Gerri
Fontneau, Timothy
Hayward, Peter
Kenney, Cam
Schmidt, Peter
Southworth, Thomas
Wall, Janet

Chase, Wendy
Frost, Sherry
Higgins, Peg
Levesque, Cassandra
Perreault, Mona
Spang, Judith

Conley, Casey
Gourgue, Amanda
Horrigan, Timothy
Smith, Marjorie
Rich, Cecilia
Towne, Matthew

SULLIVAN

Aron, Judy
Merchant, Gary
Stapleton, Walter

Callum, John
O'Hearne, Andrew
Sullivan, Brian

Cloutier, John
Oxenham, Lee
Tanner, Linda

Laware, Thomas
Rollins, Skip

NAYS - 98

BELKNAP

Aldrich, Glen
Jurius, Deanna
Tilton, Franklin

Bean, Harry
Mackie, Jonathan

Feeney, George
Spanos, Peter

Howard, Raymond
Sylvia, Michael

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

CHESHIRE

Hunt, John

O'Day, John

COOS

Craig, Kevin

Furbush, Michael

GRAFTON

Migliore, Vincent Paul

HILLSBOROUGH

Lekas, Alicia
Boehm, Ralph
Gould, Linda
Hopper, Gary
Notter, Jeanine
Prout, Andrew
Lekas, Tony

Alexander, Joe
Burt, John
Greene, Bob
Ober, Lynne
Nunez, Hershel
Ober, Russell
Ulery, Jordan

Griffin, Barbara
Erf, Keith
Gunski, Michael
Lascelles, Richard
Panasiti, Reed
Renzullo, Andrew
Whittemore, James

Barry, Richard
Fedolli, Jim
Hinch, Richard
McLean, Mark
Plett, Fred
Rice, Kimberly

MERRIMACK

Hill, Gregory
Seaworth, Brian

Klose, John
Testerman, Dave

Marple, Richard
Walsh, Thomas

McGuire, Carol
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Davis, Dan
Edwards, Jess
Green, Dennis
Janvrin, Jason
Love, David
McKinney, Betsy
Potucek, John
Sytek, John
Weyler, Kenneth

Baldasaro, Al
Thomas, Douglas
Elliott, Robert
Harb, Robert
Katsakiores, Phyllis
Griffin, Mary
Melvin, Charles
Roy, Terry
Torosian, Peter
Yokela, Josh

Barnes, Arthur
Dolan, Tom
Fowler, William
Osborne, Jason
Khan, Aboul
Pearson, Mark
Packard, Sherman
Pearson, Stephen
True, Chris

Bershtein, Alan
Doucette, Fred
Gay, Betty
Janigian, John
Kolodziej, Walter
Major, Norman
Piemonte, Tony
Spillane, James
Wallace, Scott

STRAFFORD

Harrington, Michael
Beaudoin, Steven

Horgan, James
Wuelper, Kurt

McNally, Jody

Pitre, Joseph

SULLIVAN

Lucas, Gates

Smith, Steven

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

HB 464, relative to the definitions of solar energy systems and wind-powered energy systems for assessed value of real estate exemptions. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Lee Oxenham for Science, Technology and Energy. This bill updates the definitions of solar energy and wind powered energy systems for purposes of municipal property tax exemptions. The current definitions date from 2003. The bill enables towns to include related hardware such as inverters and storage within the exemption. Vote 12-7.

Amendment (0804h)

Amend the bill by replacing section 1 with the following:

1 Solar Energy Systems; Definition. RSA 72:61 is repealed and reenacted to read as follows:

72:61 Definition of Solar Energy Systems. In this subdivision "solar energy system" means:

I. A system which utilizes solar energy to heat or cool the interior of a building or to heat water for use in a building and which includes one or more collectors and a storage container.

II. A system which utilizes solar energy to produce electricity for a building and includes all photovoltaics, inverters, and storage. Systems may be off grid or connected to the grid in a net metered or group net metered arrangement pursuant to RSA 374-A:9 or in a direct retail sale arrangement pursuant to RSA 374-A:2-a.

Amend RSA 72:65 as inserted by section 2 of the bill by replacing it with the following:

72:65 Definition of Wind-Powered Energy Systems. In this subdivision, "wind-powered energy system" means a system that utilizes wind power to produce electricity for a building and includes all wind-powered devices, inverters, and storage. Systems may be off grid or connected to the grid in a net metered or group net metered arrangement pursuant to RSA 374-A:9 or in a direct retail sale arrangement pursuant to RSA 374-A:2-a.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 466, relative to the capacity of electricity customer generators for eligibility for net energy metering. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Howard Moffett for the Majority of Science, Technology and Energy. This bill will increase the net metering limit for small customer generators from the current 100 kilowatts to 500. Advancing technology and the continuing decline in cost for renewable energy systems, primarily solar, make this increase appropriate. Small customer solar has many benefits. First, it has the benefit of lowering costs for the (typically) residential user

who can obtain most, and often all, of his or her electric requirements with no fuel cost. Second, expansion of solar generation can help lower the peak demand that must be met by the grid operator, ISO New England (ISO-NE). NH is the only northeastern state still seeing its peak demand rise. Solar is at its most productive when the sun is shining, and the days are long. This is precisely the time, a summer afternoon, when the peak demand occurs and is also, therefore, the time when ISO-NE must ask generators to fire up the most expensive and polluting power plants. Given the dire threat of climate change which is increased by emission of greenhouse gases, this is an important benefit. This increase in the limit for net metering can help in avoiding increases in the system peak demand and lower or avoid increased costs for all users. However, it is only the excess power not used by the customer generator from the solar array that goes back to the distribution utility. Even with this increase in the net metering limit, this will be only a modest part of electricity supplied to the grid. Most of the power, and often all of the power, will be used by the customer generator. It is only the excess that goes back to the grid and for which the customer generator gets compensated – net metered. In setting the current net metering rate, which is modestly less than the full retail rate, the Public Utilities Commission in its Order 26,029 found that the rate they approved would not result in any meaningful cost shifting to non-net metering customers. Other studies have made similar findings. Vote 13-6.

Rep. Fred Plett for the Minority of Science, Technology and Energy. This bill would increase the cap for the smaller category of net metered facilities from 100 kilowatts (kW) to 500 kW. A 500-kW facility can generate up to 55,000 kWh of energy per month, assuming it is available at 15% of full capacity. This change increases the level at which a behind the meter facility can be paid full retail prices for its production, in the range of 10-12 cents per kWh, depending on commercial rate class, as opposed to its value in the wholesale market which averages 3 cents per kWh. The seven cent per kWh difference must be passed on to all other ratepayers. This is true for the 100-kW allowed under current law and is exacerbated by the increase to 500 kW. Much of this is absorbed behind the meter, but to the extent it is sold, each such installation of a 500-kW generator could increase ratepayer costs by up to \$46,000 per year, in the case it is all sold. The increase from 100 to 500 kW accounts for \$37,000 of the \$46,000. The cumulative impact of cost shifting could easily be in the millions of dollars.

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

Rep. Plett spoke against.

Rep. Backus spoke in favor and yielded to questions.

Rep. Ley requested a roll call; sufficiently seconded.

YEAS 231 - NAYS 121

YEAS - 231 BELKNAP

Huot, David	Plumer, John	St. Clair, Charlie	Viens, Harry
Buco, Thomas	Burroughs, Anita	Butler, Edward	DesMarais, Edith
Kanzler, Harrison	Knirk, Jerry	Ticehurst, Susan	Woodcock, Stephen

CHESHIRE

Abbott, Michael	Ames, Richard	Berch, Paul	Bordenet, John
Eaton, Daniel	Faulkner, Barry	Fenton, Donovan	Gomarlo, Jennie
Harvey, Cathryn	Ley, Douglas	Mann, John	Meador, David
Morrill, David	Parkhurst, Henry	Schapiro, Joe	Swinburne, Sandy
Tatro, Bruce	Thompson, Craig	Von Plinsky, Sparky	Weber, Lucy

COOS

Fothergill, John	Hatch, William	Laflamme, Larry	Merner, Troy
Moynihan, Wayne	Noel, Henry	Tucker, Edith	Thomas, Yvonne

GRAFTON

Abel, Richard	Adjutant, Joshua	Almy, Susan	Campion, Polly
Diggs, Francesca	Dontonville, Roger	Egan, Timothy	Fellows, Sallie
Ford, Susan	Josephson, Timothy	Maes, Kevin	Massimilla, Linda
Mulligan, Mary Jane	Muscatel, Garrett	Nordgren, Sharon	Osborne, Richard
Ruprecht, Dennis	Stavis, Laurel	Stringham, Jerry	Smith, Suzanne
Sykes, George	Weston, Joyce		

HILLSBOROUGH

Bouldin, Amanda	Bouldin, Andrew	Backus, Robert	Balch, Chris
Baroody, Benjamin	Beaulieu, Jane	Belanger, James	Bergeron, Paul
Bordy, William	Bosman, James	Bouchard, Donald	Burns, Charles
Cleaver, Skip	Cohen, Bruce	Connors, Erika	Cornell, Patricia
Danielson, David	Dargie, Paul	Desjardin, Kathy	DiSilvestro, Linda

Espitia, Manny
 Griffith, Willis
 Heath, Mary
 King, Mark
 Leishman, Peter
 Martin, Joelle
 Murphy, Nancy
 Petrigno, Peter
 Query, Joshua
 Rung, Rosemarie
 Sofikitis, Catherine
 Stevens, Deb
 Van Houten, Constance
 Williams, Kermit

Davis, Fred
 Hall, Brett
 Indruk, Greg
 Klee, Patricia
 Long, Patrick
 McGhee, Kat
 Nutting-Wong, Allison
 Pickering, Daniel
 Newman, Ray
 Newman, Sue
 Somero, Paul
 Telerski, Laura
 Vann, Ivy
 Woodbury, David

Freitas, Mary
 Hamer, Heidi
 Schmidt, Janice
 Klein-Knight, Nicole
 Murray, Megan
 Mombourquette, Donna
 O'Brien, Michael
 Piedra, Israel
 Radhakrishnan, Julie
 Shaw, Barbara
 St. John, Michelle
 Toomey, Dan
 Thomas, Wendy

Goley, Jeffrey
 Harriott-Gathright, Linda
 Jack, Martin
 Langley, Diane
 Mangipudi, Latha
 Mullen, Sue
 Pedersen, Michael
 Porter, Marjorie
 Riel, Cole
 Snow, Kendall
 Stack, Kathryn
 Vail, Suzanne
 Wilhelm, Matthew

Allard, James
 Ellison, Arthur
 Lane, Connie
 Moffett, Howard
 Rodd, Beth
 Schuett, Dianne
 Wallner, Mary Jane
 Wolf, Dan

Bartlett, Christy
 Fox, Samantha
 Luneau, David
 Myler, Mel
 Rogers, Katherine
 Schultz, Kristina
 Walz, Mary Beth
 Woods, Gary

MERRIMACK

Carson, Clyde
 Fulweiler, Joyce
 MacKay, James
 Pimentel, Roderick
 Saunderson, George
 Soucy, Timothy
 Wazir, Safiya

Ebel, Karen
 Karrick, David
 McWilliams, Rebecca
 Richards, Beth
 Schamberg, Thomas
 Turcotte, Alan
 Wells, Kenneth

Abramson, Max
 Bushway, Patricia
 Cushing, Robert Renny
 Eisner, Mary
 Murray, Kate
 Maggiore, Jim
 McMahon, Charles
 Vallone, Mark

Altschiller, Debra
 Cahill, Michael
 Desilets, Joel
 Gilman, Julie
 Le, Tamara
 Malloy, Dennis
 Meuse, David
 Ward, Gerald

ROCKINGHAM

Berrien, Skip
 Cali-Pitts, Jacqueline
 DiLorenzo, Charlotte
 Grossman, Gaby
 Loughman, Tom
 McBeath, Rebecca
 Read, Ellen
 Warner, Anne

Bunker, Lisa
 Coursin, David
 Edgar, Michael
 Grote, Jaci
 Lovejoy, Patricia
 McConnell, Liz
 Somssich, Peter

Bixby, Peter
 Ellis, Donna
 Grassie, Chuck
 Keans, Sandra
 Opderbecke, Linn
 Southworth, Thomas
 Wall, Janet

Cannon, Gerri
 Fontneau, Timothy
 Hayward, Peter
 Kenney, Cam
 Schmidt, Peter
 Spang, Judith

STRAFFORD

Chase, Wendy
 Frost, Sherry
 Higgins, Peg
 Levesque, Cassandra
 Rich, Cecilia
 Towne, Matthew

Conley, Casey
 Gourgue, Amanda
 Horrigan, Timothy
 Smith, Marjorie
 Sandler, Catt
 Treleaven, Susan

Callum, John
 Oxenham, Lee
 Tanner, Linda

Cloutier, John
 Rollins, Skip

SULLIVAN

Merchant, Gary
 Stapleton, Walter

O'Hearne, Andrew
 Sullivan, Brian

NAYS - 121

BELKNAP

Feeney, George
 Mackie, Jonathan

Fields, Dennis
 Spanos, Peter

Aldrich, Glen
 Howard, Raymond
 Sylvia, Michael

Bean, Harry
 Jurius, Deanna
 Tilton, Franklin

CARROLL

Cordelli, Glenn

MacDonald, John

Avellani, Lino
 Marsh, William

Comeau, Ed

CHESHIRE

Hunt, John

O'Day, John

COOS

Craig, Kevin

Furbush, Michael

GRAFTON

Ladd, Rick

Migliore, Vincent Paul

Gordon, Edward

Hennessey, Erin

HILLSBOROUGH

Lekas, Alicia
 Boehm, Ralph

Alexander, Joe
 Burt, John

Griffin, Barbara
 Camarota, Linda

Barry, Richard
 Erf, Keith

Fedolfi, Jim
Greene, Bob
Ober, Lynne
Nunez, Hershel
Ober, Russell
Ulery, Jordan

Gagne, Larry
Gunski, Michael
Lascelles, Richard
Panasiti, Reed
Renzullo, Andrew
Warden, Mark

Gould, Linda
Hinch, Richard
McLean, Mark
Plett, Fred
Rice, Kimberly
Whittemore, James

Graham, John
Hopper, Gary
Notter, Jeanine
Prout, Andrew
Lekas, Tony

MERRIMACK

Forsythe, Robert
Marple, Richard
Testerman, Dave

Hill, Gregory
McGuire, Carol
Walsh, Thomas

Horn, Werner
Pearl, Howard
Yakubovich, Michael

Klose, John
Seaworth, Brian

ROCKINGHAM

Abbas, Daryl
Bershtein, Alan
Thomas, Douglas
Doucette, Fred
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
Melvin, Charles
Roy, Terry
Torosian, Peter
Weyler, Kenneth

Abrami, Patrick
Chirichiello, Brian
DeClercq, Edward
Edwards, Jess
Green, Dennis
Osborne, Jason
Khan, Aboul
Pearson, Mark
Packard, Sherman
Pearson, Stephen
True, Chris
Yokela, Josh

Baldasaro, Al
Costable, Michael
DeSimone, Debra
Elliott, Robert
Harb, Robert
Janigian, John
Kolodziej, Walter
Major, Norman
Piemonte, Tony
Spillane, James
Wallace, Scott

Barnes, Arthur
Davis, Dan
Dolan, Tom
Fowler, William
Hobson, Deborah
Janvrin, Jason
Love, David
McKinney, Betsy
Potucek, John
Sytek, John
Welch, David

STRAFFORD

Harrington, Michael
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

Perreault, Mona

Pitre, Joseph

SULLIVAN

Aron, Judy

Laware, Thomas

Lucas, Gates

Smith, Steven

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

HB 568, relative to the New Hampshire energy strategy. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. John Mann for the Majority of Science, Technology and Energy. This bill, as amended, adds climate change to the concerns that the state energy strategy is required to address. Thus, the bill requires that the strategy must consider energy use not just in electricity generation, but also in transportation and for heating and cooling buildings, and potentially anywhere. Vote 12-7.

Rep. Michael Harrington for the Minority of Science, Technology and Energy. The Governor's Office of Strategic Initiatives issued an energy plan last year which addressed climate change, so this bill is simply not necessary.

Majority Amendment (0484h)

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

1 Amend 2013, 276:2, I(c) to read as follows:

(c) Minimize negative impacts to the economy, the environment, [and] the natural beauty of our state, **and the climate.**

2 State Energy Strategy. Amend RSA 4-E:1, I(e) to read as follows:

(e) The role of energy efficiency, demand response, and other demand-side resources in meeting the state's energy needs, **while minimizing the production of greenhouse gases.**

3 New Paragraph; State Energy Policy. Amend RSA 4-E:1 by inserting after paragraph III the following new paragraph:

IV. The strategy shall include throughout a full assessment of the impact of energy use on the threat of climate change, as well as measures and policies to mitigate that threat. In this section, "energy use" shall include any use of energy including heating and cooling of buildings and transportation.

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

Majority committee amendment adopted.

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

On a division vote, with 217 members having voted in the affirmative, and 129 in the negative, the majority committee report was adopted and ordered to third reading.

HB 582-FN, relative to the regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. John Mann for the Majority of Science, Technology and Energy. This bill, as amended, makes a number of changes to strengthen funding for energy efficiency programs while reducing electricity charges for

commercial and industrial customers. First, it dedicates a larger portion of the revenues from the Regional Greenhouse Gas Initiative (RGGI) to energy efficiency programs for residential customers of the electric utilities, while rebating the portion collected from commercial customers through reductions in their bills. It returns to the Energy Efficiency and Sustainable Energy Board its original role in monitoring and supporting energy efficiency programs. In view of the urgency of addressing climate change through reductions in CO2 emissions (which was and is the objective of RGGI), the bill, as amended, forbids use of the funds for any other purpose, requires that any amounts remaining from one year be retained for later use, and finally removes the evidently pointless contingent repeal of RGGI participation. A well-run energy efficiency program can lower our electric rates, attract significant financial contributions from residents interested in improving their homes, reduce CO2 emissions, and recover some of the wealth now draining out of our economy to import fossil fuels. Vote 11-8.

Rep. Douglas Thomas for the Minority of Science, Technology and Energy. The minority feels this bill is skewed against the residential ratepayers and should not pass. First, it strips all rebates from the residential ratepayers, but continues those to commercial and industrial entities. The reason stated was that giving rebates back to residents was not warranted and that commercial and industrial entities could make better use of the money on their own. Second, it repeals the contingency established in 2012 by the legislature. This contingency was an automatic “failsafe” component to have the state drop out in the event other states were to leave the RGGI consortium. This is an unwise and unnecessary repeal. This bill also gives more power to the Energy Efficiency and Sustainable Energy Board to influence the Public Utilities Commission on energy efficiency and renewable energy funds. Residential ratepayers pay into the RGGI program on their monthly electric bills and would now get nothing back in return in terms of directly lowering their electric bill. For these reasons, the minority believes ITL is highly warranted.

Majority Amendment (0795h)

Amend RSA 125-O:5-a, I(k) as inserted by section 2 of the bill by replacing it with the following:

(k) Serve as a stakeholder forum that makes recommendations to program administrators and the public utilities commission with respect to the development and implementation of program plans under the energy efficiency resource standard, including providing assistance interpreting and applying state policies with respect to energy efficiency, demand response, and strategic electrification.

Majority committee amendment adopted.

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

Rep. Ley requested a roll call; sufficiently seconded.

YEAS 215 - NAYS 133

YEAS - 215

BELKNAP

Huot, David	St. Clair, Charlie	Viens, Harry
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CARROLL

Buco, Thomas	Burroughs, Anita	Butler, Edward	DesMarais, Edith
Kanzler, Harrison	Knirk, Jerry	Ticehurst, Susan	Woodcock, Stephen

CHESHIRE

Abbott, Michael	Ames, Richard	Berch, Paul	Bordenet, John
Eaton, Daniel	Faulkner, Barry	Fenton, Donovan	Gomarlo, Jennie
Harvey, Cathryn	Ley, Douglas	Mann, John	Meador, David
Morrill, David	Parkhurst, Henry	Schapiro, Joe	Swinburne, Sandy
Tatro, Bruce	Thompson, Craig	Von Plinsky, Sparky	Weber, Lucy

COOS

Hatch, William	Lafamme, Larry	Moynihan, Wayne	Noel, Henry
Tucker, Edith	Thomas, Yvonne		

GRAFTON

Abel, Richard	Adjutant, Joshua	Almy, Susan	Campion, Polly
Diggs, Francesca	Dontonville, Roger	Egan, Timothy	Fellows, Sallie
Ford, Susan	Josephson, Timothy	Maes, Kevin	Massimilla, Linda
Mulligan, Mary Jane	Muscatel, Garrett	Nordgren, Sharon	Osborne, Richard
Ruprecht, Dennis	Stavis, Laurel	Stringham, Jerry	Smith, Suzanne
Sykes, George	Weston, Joyce		

HILLSBOROUGH

Bouldin, Amanda	Bouldin, Andrew	Backus, Robert	Balch, Chris
Baroody, Benjamin	Beaulieu, Jane	Bergeron, Paul	Bordy, William

Bosman, James
Connors, Erika
Desjardin, Kathy
Freitas, Mary
Hamer, Heidi
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mombourquette, Donna
O'Brien, Michael
Piedra, Israel
Radhakrishnan, Julie
Shaw, Barbara
Stack, Kathryn
Vail, Suzanne
Wilhelm, Matthew

Bouchard, Donald
Cornell, Patricia
DiSilvestro, Linda
Goley, Jeffrey
Harriott-Gathright, Linda
Judy, Jean
Langley, Diane
Mangipudi, Latha
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
Snow, Kendall
Stevens, Deb
Van Houten, Constance
Williams, Kermit

Cleaver, Skip
Danielson, David
Espitia, Manny
Griffith, Willis
Heath, Mary
King, Mark
Leishman, Peter
Martin, Joelle
Murphy, Nancy
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
Sofikitis, Catherine
Telerski, Laura
Vann, Ivy
Woodbury, David

Cohen, Bruce
Dargie, Paul
Davis, Fred
Hall, Brett
Indruk, Greg
Klee, Patricia
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Newman, Sue
St. John, Michelle
Toomey, Dan
Thomas, Wendy

MERRIMACK

Bartlett, Christy
Fox, Samantha
Luneau, David
Myler, Mel
Rogers, Katherine
Soucy, Timothy
Wazir, Safiya

Carson, Clyde
Fulweiler, Joyce
MacKay, James
Pimentel, Roderick
Saunderson, George
Turcotte, Alan
Wells, Kenneth

Ebel, Karen
Karrick, David
McWilliams, Rebecca
Richards, Beth
Schamberg, Thomas
Wallner, Mary Jane
Woods, Gary

Ellison, Arthur
Lane, Connie
Moffett, Howard
Rodd, Beth
Schultz, Kristina
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Somssich, Peter

Berrien, Skip
Cali-Pitts, Jacqueline
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia
McConnell, Liz
Vallone, Mark

Bunker, Lisa
Coursin, David
Eisner, Mary
Murray, Kate
Maggiore, Jim
Meuse, David
Ward, Gerald

Bushway, Patricia
Cushing, Robert Renny
Gilman, Julie
Le, Tamara
Malloy, Dennis
Read, Ellen
Warner, Anne

STRAFFORD

Bixby, Peter
Ellis, Donna
Grassie, Chuck
Kenney, Cam
Schmidt, Peter
Spang, Judith

Cannon, Gerri
Fontneau, Timothy
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Towne, Matthew

Chase, Wendy
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Sandler, Catt
Treleaven, Susan

Conley, Casey
Gourgue, Amanda
Keans, Sandra
Opderbecke, Linn
Southworth, Thomas
Wall, Janet

SULLIVAN

Cloutier, John
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

NAYS - 133

BELKNAP

Aldrich, Glen
Howard, Raymond
Spanos, Peter

Bean, Harry
Jurius, Deanna
Sylvia, Michael

Feeney, George
Mackie, Jonathan
Tilton, Franklin

Fields, Dennis
Plumer, John

CARROLL

Avellani, Lino
Marsh, William

Comeau, Ed

Cordelli, Glenn

MacDonald, John

CHESHIRE

Hunt, John

O'Day, John

COOS

Craig, Kevin

Fothergill, John

Furbush, Michael

Merner, Troy

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Hennessey, Erin

Ladd, Rick

Migliore, Vincent Paul

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Boehm, Ralph
Erf, Keith
Greene, Bob

Griffin, Barbara
Burns, Charles
Gagne, Larry
Gunski, Michael

Barry, Richard
Burt, John
Gould, Linda
Hinch, Richard

Hopper, Gary
 Notter, Jeanine
 Prout, Andrew
 Somero, Paul
 Whittemore, James

Ober, Lynne
 Nunez, Hershel
 Ober, Russell
 Lekas, Tony

Lascelles, Richard
 Panasiti, Reed
 Renzullo, Andrew
 Ulery, Jordan

McLean, Mark
 Plett, Fred
 Rice, Kimberly
 Warden, Mark

MERRIMACK

Allard, James
 Klose, John
 Seaworth, Brian
 Yakubovich, Michael

Forsythe, Robert
 Marple, Richard
 Testerman, Dave

Hill, Gregory
 McGuire, Carol
 Walsh, Thomas

Horn, Werner
 Pearl, Howard
 Wolf, Dan

ROCKINGHAM

Abbas, Daryl
 Barnes, Arthur
 Davis, Dan
 Dolan, Tom
 Fowler, William
 Hobson, Deborah
 Janvrin, Jason
 Love, David
 McKinney, Betsy
 Piemonte, Tony
 Spillane, James
 Wallace, Scott

Abrami, Patrick
 Bershtein, Alan
 Thomas, Douglas
 Doucette, Fred
 Gay, Betty
 Hoelzel, Kathleen
 Katsakiores, Phyllis
 Griffin, Mary
 McMahon, Charles
 Potucek, John
 Sytek, John
 Welch, David

Abramson, Max
 Chirichiello, Brian
 DeClercq, Edward
 Edwards, Jess
 Green, Dennis
 Osborne, Jason
 Khan, Aboul
 Pearson, Mark
 Melvin, Charles
 Roy, Terry
 Torosian, Peter
 Weyler, Kenneth

Baldasaro, Al
 Costable, Michael
 Desilets, Joel
 Elliott, Robert
 Harb, Robert
 Janigian, John
 Kolodziej, Walter
 Major, Norman
 Packard, Sherman
 Pearson, Stephen
 True, Chris
 Yokela, Josh

STRAFFORD

Harrington, Michael
 Pitre, Joseph

Hayward, Peter
 Beaudoin, Steven

McNally, Jody
 Wuelper, Kurt

Perreault, Mona

SULLIVAN

Aron, Judy
 Rollins, Skip

Callum, John
 Stapleton, Walter

Laware, Thomas

Lucas, Gates

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

HB 614-FN, increasing penalties for air pollution. MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. Kat McGhee for the Majority of Science, Technology and Energy. This bill would amend various parts of statute to give the Department of Environmental Services (DES) the ability to impose enhanced fines on air and water polluters in keeping with current rates of inflation. Updating these penalty provisions seems highly appropriate in light of increasing pollution related health concerns due to violations in, among other places, the Town of Merrimack. There has not been an increase in fines in over 20 years. Some of the attendant language in the statute was updated with the help of the Attorney General's Office, and is contained in the amendment, to give DES a greater ability to intervene with meaningful penalties if a polluter is unresponsive or unwilling to take swift action where the public health is a risk. Vote 16-3.

Rep. Michael Harrington for the Minority of Science, Technology and Energy. This bill does two things. It doubles the amount of fines for certain pollution violations and it allows the fines to be charged on a daily basis, resulting in each day of violation being subject to the new doubled fine. The majority states the fines have not been updated for inflation which is true, but doubling the fines combined with charging the fines for each day of violation clearly exceeds the inflation rate. The federal Clean Air Act states that the fine should be charged on a daily basis and changing NH law to match this makes sense, and this is what the Department of Environmental Services (DES) requested. Doubling the fines, however, was not requested by DES and is not necessary to enforce our pollution laws.

Majority Amendment (0791h)

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

AN ACT increasing penalties and fines for air pollution and water pollution.

Amend the bill by replacing all after section 1 with the following:

2 Acid Rain Control Act. Amend RSA 125-D:4 to read as follows:

125-D:4 Administrative Fines. The commissioner of the department of environmental services, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$4,000** for each offense upon any person who violates any provision of this chapter, any rule adopted pursuant to this chapter, or any permit or order issued pursuant to this chapter; or upon any person who makes or certifies a material false statement relative to any document or information which is required to be submitted to the department pursuant to this chapter or any rule adopted pursuant to this chapter. Rehearings and appeals from a decision of the commissioner under this section shall be in accordance with RSA 541. Any

administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The proceeds of administrative fines imposed pursuant to this section shall be deposited in the general fund.

I. Notice and hearing prior to the imposition of an administrative fine shall be in accordance with RSA 541-A and procedural rules adopted by the commissioner pursuant to RSA 541-A:16.

II. The commissioner shall determine fines in accordance with RSA 125-C:15, I-b(b) *and (d)*.

III. The commissioner may assess an additional fine for repeat violations.

3 Air Toxic Control Act. Amend the introductory paragraph of RSA 125-I:3-a to read as follows:

The commissioner of the department of environmental services, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$4,000** for each offense upon any person who violates any provision of this chapter, any rule adopted pursuant to this chapter, or any permit or order issued pursuant to this chapter; or upon any person who makes or certifies a material false statement relative to any document or information which is required to be submitted to the department pursuant to this chapter or any rule adopted pursuant to this chapter. Rehearings and appeals from a decision of the commissioner under this section shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The proceeds of administrative fines imposed pursuant to this section shall be deposited in the general fund.

4 Asbestos Management and Control; Administrative Penalties and Fines. Amend RSA 141-E:16, I(a) to read as follows:

141-E:16 Administrative Fines.

I.(a) The commissioner, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$4,000** for each offense upon any person who violates any provision of RSA 141-E:3 or any rule adopted by the commissioner under this chapter; or upon any person who makes or certifies a material false statement relative to any document or information which is required to be submitted to the department pursuant to this chapter or any rule adopted pursuant to this chapter. Rehearings and appeals from a decision of the commissioner under this paragraph shall be in accordance with RSA 541. Any administrative fine imposed under this paragraph shall not preclude the imposition of further penalties under this chapter. The proceeds of administrative fines levied pursuant to this paragraph shall be deposited by the commissioner in the fund established by RSA 141-E:12, II.

5 Oil Spills; Penalties. Amend RSA 146-A:14, II-a to read as follows:

II-a. Any person who discharges or spills oil into or onto the surface water or groundwater of the state or in a land area where the oil will ultimately seep into such waters or any person who violates any provision of this chapter or any rule adopted under the provisions of this chapter shall be subject to a civil penalty not to exceed [~~\$10,000~~] **\$20,000** for each violation. Each day of a continuing violation shall count as a separate violation. Civil penalties for violation of any rule adopted under the provisions of this chapter shall not accrue until the department provides notification of such violation. The attorney general may bring an action for injunctive relief, including a mandatory injunction.

6 Oil Discharge or Spillage in Surface Water or Groundwater. Amend the introductory paragraph of RSA 146-A:15, I to read as follows:

I. The commissioner of the department of environmental services, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$4,000** for each offense upon any person who violates any provision of this chapter including any rule adopted under the provisions of this chapter *or any order or permit issued under this chapter. Each day of the violation shall constitute a separate offense*. Rehearings and appeals from a decision of the commissioner under this paragraph shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The commissioner shall adopt rules, under RSA 541-A, relative to:

7 New Hampshire Safe Drinking Water Act; Penalties. Amend RSA 485:58, IV-VII to read as follows:

IV. Any person who violates any provision of this chapter or any rule adopted or any term or condition of an approval, exemption, variance or order issued under this chapter shall be liable to the state, upon suit brought by the attorney general, for a civil forfeiture in an amount not to exceed [~~\$25,000~~] **\$50,000** for each day of such violation.

V. The commissioner of environmental services, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$4,000** for each offense upon any person who violates any provision of this chapter including any rule adopted under the provisions of this chapter *or any order or permit issued under this chapter. Each day of violation shall constitute a separate offense*. Rehearings and appeals from a decision of the commissioner under this paragraph shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The proceeds of administrative fines levied pursuant to this paragraph shall be deposited by the department in the general fund. The commissioner shall adopt rules, under RSA 541-A, relative to:

(a) A schedule of administrative fines which may be imposed under this paragraph for violations of this chapter as provided above.

(b) Procedures for notice and hearing prior to the imposition of an administrative fine.

VI. Any act or failure to act in violation of RSA 485:8, II; 31; 42; 43; 46; or 48; or any rule adopted under RSA 485:2; 3; 4; 40; 41; 44; or 47 may be enjoined.

VII. Notwithstanding RSA 651:2, any person may, in addition to any sentence of imprisonment, probation or conditional discharge, be fined not more than [~~\$25,000~~] **\$50,000** if found guilty of any violation of paragraph II or III of this section. The court may also order the person to pay the costs of remediation. Each day of violation shall constitute a separate offense.

8 Groundwater Protection Act; Penalties and Fines. Amend RSA 485-C:18-19 to read as follows:

485-C:18 Administrative Fines. The commissioner, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$4,000** for each offense upon any person who violates any provision of this chapter or any rule, permit or order adopted or issued under this chapter. ***Each day of violation shall constitute a separate offense.*** Rehearings and appeals from a decision of the commissioner under this section shall be in accordance with RSA 541. Any administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The commissioner shall adopt rules, under RSA 541-A, relative to:

I. A schedule of administrative fines which may be imposed under this section for violation of this chapter.

II. Procedures for notice and hearing prior to the imposition of an administrative fine.

485-C:19 Penalties and Other Relief.

I. Any person who knowingly violates this chapter, or any rule, permit, or order adopted or issued under this chapter; or who knowingly or recklessly makes any material false statement in any document required to be filed or maintained pursuant to this chapter; or who knowingly or recklessly renders inaccurate, falsifies, or tampers with any monitoring device or method required under this chapter; or who knowingly fails, neglects, or refuses to obey any lawful order of the department, shall be guilty of a misdemeanor if a natural person, and a felony if any other person. Such person shall also be subject to a civil penalty not to exceed [~~\$25,000~~] **\$50,000** for each violation or for each day of a continuing violation.

II. Any person who violates this chapter or a rule, permit, or order adopted or issued under this chapter, shall be subject to a civil penalty not to exceed [~~\$10,000~~] **\$20,000** for each violation or for each day of a continuing violation. Such violation may also be enjoined by the superior court upon application of the attorney general.

9 Water Management; Penalties and Compliance. Amend RSA 488:7-8 to read as follows:

488:7 Compliance.

I. Registration and withdrawal of water under RSA 488:3 shall be deemed to grant permission to the department to enter onto the registered property to review compliance with the provisions of the registration.

II. Upon obtaining credible information that any person is not registered in accordance with RSA 488:3, I and is withdrawing, discharging, or transferring a cumulative amount of more than 20,000 gallons of water per day, averaged over any 7-day period, or more than 600,000 gallons of water over any 30-day period, at a single real property or place of business, the department may obtain an administrative inspection warrant in accordance with RSA 595-B to determine compliance with the registration requirements.

III. The commissioner may issue an order to any person who violates this chapter, or any rule or permit authorized under this chapter, and require such actions as may be necessary. Any order issued by the department pursuant to this chapter may be recorded in the registry of deeds for the county in which the subject facility or property is situated. A recorded order shall run with the land; provided, that an appropriate description of the land involved including the accurate name of the owner thereof is included in the order. No fee shall be charged for recording an order; however, a fee may be charged for discharging an order.

IV. If the department finds that an emergency exists requiring immediate action to protect the public safety, it may issue an order stating that an emergency exists and requiring that such action be taken as necessary to meet the emergency. Any person to whom such an order is directed shall comply immediately, but may appeal to the water council established under RSA 21-O:7.

488:8 Administrative Fines.

I. The commissioner, after notice and hearing pursuant to RSA 541-A, may impose an administrative fine not to exceed [~~\$2,000~~] **\$4,000** for each offense upon any person who knowingly:

(a) Violates any provision of this chapter or any rule or order adopted or issued under it.

(b) Makes any material false statement in any document required to be filed or maintained.

(c) Renders inaccurate, falsifies, or tampers with any monitoring device or method.

II. Rehearings and appeals from a decision of the commissioner under this section shall be in accordance with RSA 541.

III. Any administrative fine imposed under this section shall not preclude the imposition of further penalties under this chapter. The commissioner may assess additional fines upon any person who has

received written notification from the department regarding violations of the provisions of this chapter or rules adopted pursuant to this chapter, if the violations have not been mitigated within 30 days of receipt of notification.

IV. Each day of violation shall constitute a separate offense.

10 Effective Date. This act shall take effect January 1, 2020.

AMENDED ANALYSIS

This bill increases penalties and fines for air pollution and water pollution.
Rep. Baldasaro requested a roll call; sufficiently seconded.

YEAS 293 - NAYS 57

YEAS - 293

BELKNAP

Bean, Harry
Jurius, Deanna
Sylvia, Michael

Feeney, George
Mackie, Jonathan
Tilton, Franklin

Fields, Dennis
Spanos, Peter
Viens, Harry

Huot, David
St. Clair, Charlie

CARROLL

Buco, Thomas
Kanzler, Harrison
Ticehurst, Susan

Burroughs, Anita
Knirk, Jerry
Woodcock, Stephen

Butler, Edward
MacDonald, John

DesMarais, Edith
Marsh, William

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Morrill, David
Swinburne, Sandy
Weber, Lucy

Ames, Richard
Faulkner, Barry
Ley, Douglas
O'Day, John
Tatro, Bruce

Berch, Paul
Fenton, Donovan
Mann, John
Parkhurst, Henry
Thompson, Craig

Bordenet, John
Gomarlo, Jennie
Meader, David
Schapiro, Joe
Von Plinsky, Sparky

COOS

Craig, Kevin
Noel, Henry

Hatch, William
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Ladd, Rick
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Adjutant, Joshua
Dontonville, Roger
Gordon, Edward
Maes, Kevin
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Almy, Susan
Egan, Timothy
Hennessey, Erin
Massimilla, Linda
Nordgren, Sharon
Stringham, Jerry

Campion, Polly
Fellows, Sallie
Josephson, Timothy
Migliore, Vincent Paul
Osborne, Richard
Smith, Suzanne

HILLSBOROUGH

Alexander, Joe
Balch, Chris
Bergeron, Paul
Bouchard, Donald
Connors, Erika
Desjardin, Kathy
Fedolfi, Jim
Gould, Linda
Gunski, Michael
Heath, Mary
Judy, Jean
Ober, Lynne
Long, Patrick
McGhee, Kat
Murphy, Nancy
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Riel, Cole
Snow, Kendall
Stack, Kathryn
Toomey, Dan
Vann, Ivy
Williams, Kermit

Bouldin, Amanda
Baroody, Benjamin
Boehm, Ralph
Camarota, Linda
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Graham, John
Hall, Brett
Hinch, Richard
King, Mark
Langley, Diane
Murray, Megan
McLean, Mark
Notter, Jeanine
Panasiti, Reed
Piedra, Israel
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Rung, Rosemarie
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Ulery, Jordan
Thomas, Wendy
Woodbury, David

Bouldin, Andrew
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Cleaver, Skip
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Greene, Bob
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Lascelles, Richard
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Renzullo, Andrew
Newman, Sue
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Whittemore, James

Backus, Robert
Beaulieu, Jane
Bosman, James
Cohen, Bruce
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Goley, Jeffrey
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 Wolf, Dan

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 Richards, Beth
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 Walz, Mary Beth
 Woods, Gary

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 Rodd, Beth
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 Packard, Sherman
 Wallace, Scott
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 Hobson, Deborah
 Janvrin, Jason
 Le, Tamara
 Griffin, Mary
 McConnell, Liz
 Read, Ellen
 Ward, Gerald

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 Bunker, Lisa
 Coursin, David
 DiLorenzo, Charlotte
 Eisner, Mary
 Grossman, Gaby
 Hoelzel, Kathleen
 Murray, Kate
 Loughman, Tom
 Maggiore, Jim
 Melvin, Charles
 Sytek, John
 Warner, Anne

Baldasaro, Al
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 Cushing, Robert Renny
 Dolan, Tom
 Elliott, Robert
 Grote, Jaci
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 Katsakiores, Phyllis
 Love, David
 Malloy, Dennis
 Meuse, David
 Vallone, Mark
 Welch, David

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 Grassie, Chuck
 Keans, Sandra
 McNally, Jody
 Rich, Cecilia
 Spang, Judith

Cannon, Gerri
 Fontneau, Timothy
 Hayward, Peter
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 Opderbecke, Linn
 Beaudoin, Steven
 Towne, Matthew

Chase, Wendy
 Frost, Sherry
 Higgins, Peg
 Levesque, Cassandra
 Schmidt, Peter
 Sandler, Catt
 Treleaven, Susan

Conley, Casey
 Gourgue, Amanda
 Horrigan, Timothy
 Smith, Marjorie
 Pitre, Joseph
 Southworth, Thomas
 Wall, Janet

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Aron, Judy
 Oxenham, Lee
 Tanner, Linda

Cloutier, John
 Stapleton, Walter

Merchant, Gary
 Smith, Steven

O'Hearne, Andrew
 Sullivan, Brian

NAYS - 57**BELKNAP**

Aldrich, Glen

Howard, Raymond

Plumer, John

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

CHESHIRE**COOS**

Fothergill, John

Furbush, Michael

Merner, Troy

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 Green, Dennis
 McKinney, Betsy
 Roy, Terry
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 Thomas, Douglas
 Kolodziej, Walter
 McMahon, Charles
 Pearson, Stephen
 Yokela, Josh

Chirichiello, Brian
 Edwards, Jess
 Pearson, Mark
 Piemonte, Tony
 Spillane, James

Costable, Michael
 Fowler, William
 Major, Norman
 Potucek, John
 Torosian, Peter

STRAFFORD

Harrington, Michael

Horgan, James

Perreault, Mona

Wuelper, Kurt

SULLIVAN

Callum, John

Laware, Thomas

Lucas, Gates

Rollins, Skip

and the majority committee amendment was adopted.

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

YEAS 247 - NAYS 104**YEAS - 247****BELKNAP**

Huot, David

Plumer, John

St. Clair, Charlie

Tilton, Franklin

CARROLL

Buco, Thomas
Kanzler, Harrison
Woodcock, Stephen

Burroughs, Anita
Knirk, Jerry

Butler, Edward
MacDonald, John

DesMarais, Edith
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Morrill, David
Tatro, Bruce

Ames, Richard
Faulkner, Barry
Ley, Douglas
Parkhurst, Henry
Thompson, Craig

Berch, Paul
Fenton, Donovan
Mann, John
Schapiro, Joe
Von Plinsky, Sparky

Bordenet, John
Gomarlo, Jennie
Meador, David
Swinburne, Sandy
Weber, Lucy

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Hatch, William
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Abel, Richard
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Osborne, Richard
Smith, Suzanne

Adjutant, Joshua
Dontonville, Roger
Josephson, Timothy
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Almy, Susan
Egan, Timothy
Maes, Kevin
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Campion, Polly
Fellows, Sallie
Massimilla, Linda
Nordgren, Sharon
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Bouldin, Amanda
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Gould, Linda
Hamer, Heidi
Indruk, Greg
Klee, Patricia
Leishman, Peter
Martin, Joelle
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Pickering, Daniel
Query, Joshua
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Bouldin, Andrew
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Dargie, Paul
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Harriott-Gathright, Linda
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Murphy, Nancy
Panasiti, Reed
Piedra, Israel
Newman, Ray
Newman, Sue
Somero, Paul
Telerski, Laura
Vann, Ivy
Woodbury, David

Backus, Robert
Beaulieu, Jane
Bosman, James
Cohen, Bruce
Desjardin, Kathy
Freitas, Mary
Griffith, Willis
Heath, Mary
Jeudy, Jean
Langley, Diane
Murray, Megan
McLean, Mark
Notter, Jeanine
Pedersen, Michael
Plett, Fred
Radhakrishnan, Julie
Shaw, Barbara
St. John, Michelle
Toomey, Dan
Thomas, Wendy

Balch, Chris
Belanger, James
Bouchard, Donald
Connors, Erika
DiSilvestro, Linda
Goley, Jeffrey
Hall, Brett
Hinch, Richard
King, Mark
Lascelles, Richard
Mangipudi, Latha
Mombourquette, Donna
Nutting-Wong, Allison
Petrigno, Peter
Porter, Marjorie
Riel, Cole
Snow, Kendall
Stack, Kathryn
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Allard, James
Ellison, Arthur
Karrick, David
MacKay, James
Pimentel, Roderick
Saunderson, George
Turcotte, Alan
Wells, Kenneth

Bartlett, Christy
Fox, Samantha
Klose, John
McWilliams, Rebecca
Richards, Beth
Schamberg, Thomas
Wallner, Mary Jane
Woods, Gary

Carson, Clyde
Fulweiler, Joyce
Lane, Connie
Moffett, Howard
Rodd, Beth
Schultz, Kristina
Walz, Mary Beth

Ebel, Karen
Horn, Werner
Luneau, David
Myler, Mel
Rogers, Katherine
Soucy, Timothy
Wazir, Safiya

ROCKINGHAM

Abramson, Max
Bunker, Lisa
Coursin, David
DiLorenzo, Charlotte
Fowler, William
Harb, Robert
Le, Tamara
Maggiore, Jim
McConnell, Liz
Somssich, Peter

Altschiller, Debra
Bushway, Patricia
Cushing, Robert Renny
Edgar, Michael
Gilman, Julie
Hobson, Deborah
Loughman, Tom
Major, Norman
Melvin, Charles
Vallone, Mark

Barnes, Arthur
Cahill, Michael
DeClercq, Edward
Eisner, Mary
Grossman, Gaby
Murray, Kate
Love, David
Malloy, Dennis
Meuse, David
Ward, Gerald

Berrien, Skip
Cali-Pitts, Jacqueline
Desilets, Joel
Elliott, Robert
Grote, Jaci
Khan, Aboul
Lovejoy, Patricia
McBeath, Rebecca
Read, Ellen
Warner, Anne

STRAFFORD

Bixby, Peter
Ellis, Donna
Grassie, Chuck
Kenney, Cam
Schmidt, Peter
Spang, Judith

Cannon, Gerri
Fontneau, Timothy
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Towne, Matthew

Chase, Wendy
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Sandler, Catt
Treleven, Susan

Conley, Casey
Gourgue, Amanda
Keans, Sandra
Opderbecke, Linn
Southworth, Thomas
Wall, Janet

SULLIVAN

Aron, Judy
Oxenham, Lee

Cloutier, John
Rollins, Skip

Merchant, Gary
Sullivan, Brian

O'Hearne, Andrew
Tanner, Linda

NAYS - 104**BELKNAP**

Aldrich, Glen
Howard, Raymond
Sylvia, Michael

Bean, Harry
Jurius, Deanna
Viens, Harry

Feeney, George
Mackie, Jonathan

Fields, Dennis
Spanos, Peter

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Marsh, William

CHESHIRE

Hunt, John

O'Day, John

COOS

Craig, Kevin

Fothergill, John

Furbush, Michael

GRAFTON

Gordon, Edward

Hennessey, Erin

Ladd, Rick

HILLSBOROUGH

Lekas, Alicia
Burns, Charles
Fedolfi, Jim
Hopper, Gary
Ober, Russell
Ulery, Jordan

Alexander, Joe
Burt, John
Gagne, Larry
Ober, Lynne
Renzullo, Andrew
Warden, Mark

Griffin, Barbara
Danielson, David
Greene, Bob
Nunez, Hershel
Rice, Kimberly
Whittemore, James

Boehm, Ralph
Erf, Keith
Gunski, Michael
Prout, Andrew
Lekas, Tony

MERRIMACK

Forsythe, Robert
Pearl, Howard
Wolf, Dan

Hill, Gregory
Seaworth, Brian
Yakubovich, Michael

Marple, Richard
Testerman, Dave

McGuire, Carol
Walsh, Thomas

ROCKINGHAM

Abbas, Daryl
Chirichiello, Brian
Dolan, Tom
Green, Dennis
Janvrin, Jason
Pearson, Mark
Piemonte, Tony
Spillane, James
Wallace, Scott

Abrami, Patrick
Costable, Michael
Doucette, Fred
Hoelzel, Kathleen
Katsakiores, Phyllis
McKinney, Betsy
Potucek, John
Sytek, John
Welch, David

Baldasaro, Al
Davis, Dan
Edwards, Jess
Osborne, Jason
Kolodziej, Walter
McMahon, Charles
Roy, Terry
Torosian, Peter
Weyler, Kenneth

Bershtein, Alan
Thomas, Douglas
Gay, Betty
Janigian, John
Griffin, Mary
Packard, Sherman
Pearson, Stephen
True, Chris
Yokela, Josh

STRAFFORD

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

SULLIVAN

Callum, John
Smith, Steven

Laware, Thomas

Lucas, Gates

Stapleton, Walter

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

HB 715-FN, relative to electrical energy storage. MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.

Rep. Lee Oxenham for the Majority of Science, Technology and Energy. Energy storage is an innovative technology which can increase renewable energy usage, diversify fuel sources, increase grid resiliency and reliability – all at a lower cost to ratepayers. By reducing fossil fuel use, it cuts air pollution, increasing both public health and environmental quality. Its unique capacity to cut electricity demand during periods of peak usage can save ratepayers millions of dollars, as the “peaks” disproportionately drive energy costs. Until now, costly transmission and distribution system upgrades were continually added to meet these peaks, resulting in ratepayers paying for system upgrades that lay idle over 90% of the year. NH’s outdated statutes hinder our ability to move forward, while MA and VT are racing to deploy significant storage assets and reap the benefits. As amended, this bill takes a two-pronged approach to tearing down the artificial barriers blocking large-scale energy storage. First, it establishes a modest target for storage deployment by 2022, the equivalent of a 2% reduction of peak usage, followed by a Public Utilities Commission (PUC) proceeding to determine the efficacy of the program. After proving its cost cutting capabilities, minimum annual reductions equivalent to 1% of peak would follow. Larger reductions would be permitted should the PUC determine that even greater reductions would produce even greater gains at lower costs, with a cap of 15% by 2030. The bill’s second prong introduces measures to open up electricity markets and level the playing field between the monopoly utilities and NH’s privately-owned, competitive energy producers - further lowering costs to the benefit of ratepayers. Vote 10-8.

Rep. Michael Harrington for the Minority of Science, Technology and Energy. This bill would enact an energy storage mandate. While the increased use of storage may be a good idea, this bill creates a 2% of peak storage mandate without any regard for the cost. It was not that long ago that this House passed a bill mandating a scrubber at the Merrimack coal plant without specifying a cost cap. The original estimate was \$250 million, but the actual cost was \$457 million, and the ratepayers are still paying for this mistake. Additionally, this bill makes major changes to how resources are compensated for potential future transmission and distribution costs that they reduce. Now resources like energy efficiency and demand response receive no compensation for this, but this bill would provide compensation to energy storage resources. Lastly, this bill states “Nothing in this section shall give the utility the right ... to otherwise participate in wholesale electric markets.” The utilities presently participate in the forward capacity market mostly through bidding in energy efficiency into that market and preventing them from continuing to do so would cost the ratepayers a substantial amount of money. When asked about this in committee, the sponsor stated this issue had not been looked at.

Majority Amendment (0742h)

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

1 Findings; Public Utilities; Energy Storage. Energy storage has the potential to increase the utilization of renewable energy in New Hampshire and improve the state’s fuel diversity portfolio, while reducing New Hampshire families’ and businesses’ over dependence on natural gas and minimizing their exposure to volatile natural gas prices. Enabling greater use of renewable energy reduces air pollution, including both toxic chemicals and particulate matter, thereby lessening the electricity system’s negative impacts on both public health and environmental quality. Innovative technologies like energy storage can also stimulate investment and employment in the state, thereby making a positive contribution to New Hampshire’s economy. Energy storage also has the potential to significantly reduce New Hampshire’s effective peak demand for electricity. Reducing peak electricity demand is in the public interest because such demand disproportionately drives New Hampshire families’ and businesses’ energy cost burden. Electric system reliability requires the transmission and distribution system to be built out to meet peak demand, with the result that ratepayers must often pay for system expansions and upgrades that will lie idle the vast majority of the year. Furthermore, the generation units that grid operators call on to meet peak demand are generally the most inefficient and thus the most expensive units. Such generation units also tend to be the most polluting, and thus account for a disproportionate share of the electricity system’s negative public health and environmental impacts. For all these reasons, the general court finds it is in the public interest to stimulate the deployment of energy storage in New Hampshire.

2 New Chapter; Energy Storage. Amend RSA by inserting after chapter 374-G the following new chapter:

**CHAPTER 374-H
ENERGY STORAGE**

374-H:1 Definitions. In this chapter:

I. “Commission” means the public utilities commission.

II. "Behind-the-meter storage" means an energy storage project that is installed on a retail electricity customer's premises and is electrically connected to the customer's side of the electric utility meter.

III. "Bring your own device" means a program for encouraging non-utility owned, and especially retail-customer owned, behind-the-meter energy storage to provide the greatest value possible to the electricity system, particularly in terms of peak reduction and avoided transmission and distribution costs. Such a program shall compensate participating behind-the-meter energy storage for the value it provides to the electricity system.

IV. "Energy storage" means batteries, flywheels, compressed air energy systems, sensible heat storage or any other technology, system, or device capable of taking electricity and storing it as some form of energy the technology, system, or device can either convert back into electricity or use to displace an electrical load at a later time. Such term shall include standalone technologies, systems, and devices, as well as those co-located with or incorporated into a renewable energy source.

V. "Energy storage project" means an individual energy storage system or an aggregation of multiple energy storage systems.

VI. "Front-of-the-meter storage" means any energy storage that is not behind-the-meter storage.

VII. "ISO-New England" means the Independent System Operator New England or any successor entity.

VIII. "Local network service" means the term as defined in ISO-New England's transmission, markets, and services tariff, section II.

IX. "Non-utility" means any entity that is not a utility that develops, builds, owns, operates, or assists in the operation of one or more energy storage projects, including retail customers that buy behind-the-meter storage installed on their property.

X. "Peak demand" means the total combined annual coincident peak energy demand of all utility service territories in New Hampshire.

XI. "Regional network service" means the term as defined in ISO-New England's transmission, markets, and services tariff, section II.

XII. "Renewable energy source" means a Class I, Class II, or Class IV renewable energy source as defined in RSA 362-F:4.

XIII. "Utility" means any entity that distributes electricity to retail customers or owns part of the electrical transmission system in New Hampshire.

XIV. "Wholesale electricity markets" means any energy, capacity, or ancillary service market that ISO-New England operates.

374-H:2 Energy Storage Targets.

I. The commission shall ensure sufficient energy storage capacity is deployed on the electricity system to reduce the peak demand by 2 percent when discharging coincidentally, by December 31, 2022. The commission shall measure this reduction by using the 2018 peak demand as a baseline. In order to achieve this target, the commission shall create programs and tariffs, or tariff riders, that enable energy storage to be compensated for services it provides.

II. Within one year of the effective date of this section, the commission shall initiate a proceeding to determine if a higher energy storage target than that established in paragraph I would provide net benefits to ratepayers. This proceeding shall consider:

(a) Energy costs that energy storage projects might avoid, including but not limited to potential reductions in ISO-New England energy and capacity market clearing prices.

(b) Transmission and distribution costs that energy storage projects might avoid, including but not limited to deferring or avoiding the need for new transmission or distribution infrastructure as well as reducing regional and local network service charges.

(c) Any potential ability energy storage projects might have to reduce electricity price volatility.

(d) Any potential grid reliability and resiliency benefits energy storage projects might provide.

(e) Any environmental or renewable portfolio standard compliance costs energy storage might help avoid or reduce through such means as enabling more cost-effective renewable energy integration, reducing emissions from less efficient peaking power plants, and reduced cycling at thermal power plants.

(f) The likely cost to ratepayers of a higher target.

(g) Any other benefit the commission deems relevant.

III. The commission shall complete the proceeding under paragraph II no later than December 31, 2022.

IV. If the commission, following the proceeding under paragraph II, finds a higher target than the one specified in paragraph I would provide net benefits to ratepayers, it shall raise the target to up to 15 percent of peak demand.

(a) The commission shall establish a compliance timeline for the higher target to ensure that it is reached by December 31, 2030. The compliance timeline shall also require that enough energy storage capacity to reduce peak demand by at least an additional one percent per year above the paragraph I target is built each year following December 31, 2022, until the full target is met.

(b) Nothing in this paragraph shall affect the compliance timeline paragraph I establishes for the initial target.

374-H:3 Target Implementation.

I. Within one month of the effective date of this section, the commission shall initiate rulemaking or proceedings relative to programs and tariffs or tariff riders, or both, that implement the provisions of this chapter. The commission shall determine the amount of megawatts of power and megawatt-hours of energy storage capacity needed to reduce peak demand by 2 percent. The commission shall complete this rulemaking or issue orders no later than one year after the effective date of this section.

II. Subject to paragraph V, the commission's regulations or orders shall ensure non-utilities develop and own at least 1/2 of the energy storage capacity required under RSA 374-H:2. The commission's regulations or orders shall create a preference for non-utility energy storage projects that avoid or reduce transmission and distribution costs. Such avoided or reduced costs shall include, but are not limited to, deferring the need for new distribution and transmission infrastructure or reducing the utility's regional and local network charges.

III. The commission shall ensure that any utility proposed behind-the-meter energy storage project or program shall incorporate a meaningful opportunity for non-utilities to develop and own a significant portion of the energy storage systems that comprise the project or that will be developed as part of the program.

IV. If the commission finds that non-utilities can prudently develop more than 1/2 of the energy storage capacity required to meet a target under RSA 374-H:2, the commission shall give a preference to such non-utility energy storage projects over utility energy storage projects.

V. If the commission finds that a non-utility cannot develop enough energy storage projects to meet its share of a target under RSA 374-H:2, the commission shall allow such utility to develop and own whatever additional number of energy storage projects are needed to meet such target.

VI. Notwithstanding any provision of RSA 374-F or RSA 374-G, the commission's regulations or orders shall require a utility to compensate a non-utility for the value of all transmission or distribution costs the utility will likely avoid because of the non-utility energy storage project.

(a) For behind-the-meter storage, the regulations or orders shall accomplish this by creating a "bring your own device" peak reduction program. As part of this program, the commission shall create special tariffs or other mechanisms, including but not necessarily limited to time-of-use rates, that ensure utilities compensate such projects for their peak reduction value, as well as the value of all transmission or distribution costs the utility will likely avoid because of such projects.

(b) For front-of-the-meter storage, the regulations or orders shall accomplish this through any mechanism the commission deems just and reasonable.

(c) Notwithstanding any provision of RSA 374-F or RSA 374-G, if a non-utility energy storage project is not eligible or chooses not to participate in wholesale electricity markets, the commission's regulations or orders shall enable the non-utility to be compensated for any energy costs avoided because of the energy storage project.

(d) If the non-utility energy storage project avoids the need for a new distribution or transmission project the utility could have added to its rate base, the commission may allow the utility to include all or part of the value of the corresponding portion of its payment to the non-utility in its rates. However, the commission may allow this only if it finds doing so is just and reasonable.

VII. Notwithstanding any provision of RSA 374-F or RSA 374-G, the commission's regulations or orders shall also provide that a utility may develop and own front-of-the-meter energy storage projects that reduce transmission or distribution costs.

(a) A utility may contractually sell the right to bid such utility-owned energy storage projects that serve a transmission or distribution purpose into wholesale electricity markets to a non-utility. Any such contract shall provide that any compensation the non-utility pays to the utility for this right shall in no way depend upon the energy storage project's performance in wholesale electricity markets, such that the non-utility bears all risk of project underperformance in the wholesale market.

(b) The utility shall use all compensation a non-utility pays the utility for the contractual right under subparagraph (a) to reduce transmission and distribution charges for all ratepayers.

(c) A utility may not give a contractual right under subparagraph (a) to a non-utility that is an affiliate of the utility.

VIII. Nothing in this section shall give a utility the right to bid any energy storage project it owns into wholesale electricity markets itself, or to otherwise directly participate in wholesale electricity markets.

IX. The provisions of RSA 374-H:3, VI-VIII shall remain in effect after the targets in RSA 374-H:2 are met.

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

AMENDED ANALYSIS

This bill establishes target goals for energy storage capacity. The bill also requires the public utilities commission to adopt rules or undertake proceedings to achieve the target goals.
Majority committee amendment adopted.

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

YEAS 214 - NAYS 133**YEAS - 214
BELKNAP**

Huot, David

St. Clair, Charlie

Viens, Harry

CARROLLBuco, Thomas
Kanzler, HarrisonBurroughs, Anita
Knirk, JerryButler, Edward
Ticehurst, SusanDesMarais, Edith
Woodcock, Stephen**CHESHIRE**Abbott, Michael
Eaton, Daniel
Ley, Douglas
Parkhurst, Henry
Thompson, CraigAmes, Richard
Faulkner, Barry
Mann, John
Schapiro, Joe
Von Plinsky, SparkyBerch, Paul
Gomarlo, Jennie
Meador, David
Swinburne, Sandy
Weber, LucyBordenet, John
Harvey, Cathryn
Morrill, David
Tatro, Bruce**COOS**Hatch, William
Tucker, EdithLaflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

Noel, Henry

GRAFTONAbel, Richard
Diggs, Francesca
Ford, Susan
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, GeorgeAdjutant, Joshua
Dontonville, Roger
Josephson, Timothy
Muscatel, Garrett
Stavis, Laurel
Weston, JoyceAlmy, Susan
Egan, Timothy
Maes, Kevin
Nordgren, Sharon
Stringham, JerryCampion, Polly
Fellows, Sallie
Massimilla, Linda
Osborne, Richard
Smith, Suzanne**HILLSBOROUGH**Bouldin, Amanda
Baroody, Benjamin
Bosman, James
Connors, Erika
Desjardin, Kathy
Freitas, Mary
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole
Mangipudi, Latha
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
Snow, Kendall
Stevens, Deb
Van Houten, Constance
Williams, KermitBouldin, Andrew
Beaulieu, Jane
Bouchard, Donald
Cornell, Patricia
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Judy, Jean
Langley, Diane
Martin, Joelle
Murphy, Nancy
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
Sofikitis, Catherine
Telerski, Laura
Vann, Ivy
Woodbury, DavidBackus, Robert
Bergeron, Paul
Cleaver, Skip
Danielson, David
Espitia, Manny
Griffith, Willis
Indruk, Greg
King, Mark
Leishman, Peter
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Newman, Sue
St. John, Michelle
Toomey, Dan
Thomas, WendyBalch, Chris
Bordy, William
Cohen, Bruce
Dargie, Paul
Davis, Fred
Hall, Brett
Schmidt, Janice
Klee, Patricia
Murray, Megan
Mombourquette, Donna
O'Brien, Michael
Piedra, Israel
Radhakrishnan, Julie
Shaw, Barbara
Stack, Kathryn
Vail, Suzanne
Wilhelm, Matthew**MERRIMACK**Bartlett, Christy
Fox, Samantha
Luneau, David
Myler, Mel
Rogers, Katherine
Soucy, Timothy
Wazir, SafiyaCarson, Clyde
Fulweiler, Joyce
MacKay, James
Pimentel, Roderick
Saunderson, George
Turcotte, Alan
Wells, KennethEbel, Karen
Karrick, David
McWilliams, Rebecca
Richards, Beth
Schamberg, Thomas
Wallner, Mary Jane
Wolf, DanEllison, Arthur
Lane, Connie
Moffett, Howard
Rodd, Beth
Schultz, Kristina
Walz, Mary Beth
Woods, Gary**ROCKINGHAM**Altschiller, Debra
Cahill, Michael
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia
McConnell, Liz
Vallone, MarkBerrien, Skip
Coursin, David
Eisner, Mary
Murray, Kate
Maggiore, Jim
Meuse, David
Ward, GeraldBunker, Lisa
Cushing, Robert Renny
Gilman, Julie
Le, Tamara
Malloy, Dennis
Read, Ellen
Warner, AnneBushway, Patricia
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Somssich, Peter**STRAFFORD**Bixby, Peter
Ellis, Donna
Grassie, ChuckCannon, Gerri
Fontneau, Timothy
Higgins, PegChase, Wendy
Frost, Sherry
Horrigan, TimothyConley, Casey
Gourgue, Amanda
Keans, Sandra

Kenney, Cam
Schmidt, Peter
Spang, Judith

Levesque, Cassandra
Rich, Cecilia
Towne, Matthew

Smith, Marjorie
Sandler, Catt
Treleven, Susan

Opderbecke, Linn
Southworth, Thomas
Wall, Janet

SULLIVAN

Cloutier, John
Stapleton, Walter

Merchant, Gary
Sullivan, Brian

O'Hearne, Andrew
Tanner, Linda

Oxenham, Lee

NAYS - 133

BELKNAP

Aldrich, Glen
Howard, Raymond
Spanos, Peter

Bean, Harry
Jurius, Deanna
Sylvia, Michael

Feeney, George
Mackie, Jonathan
Tilton, Franklin

Fields, Dennis
Plumer, John

CARROLL

Avellani, Lino
Marsh, William

Comeau, Ed

Cordelli, Glenn

MacDonald, John

CHESHIRE

Hunt, John

O'Day, John

COOS

Craig, Kevin

Fothergill, John

Furbush, Michael

Merner, Troy

GRAFTON

Gordon, Edward

Hennessey, Erin

Ladd, Rick

Migliore, Vincent Paul

HILLSBOROUGH

Lekas, Alicia
Belanger, James
Camarota, Linda
Gould, Linda
Hinch, Richard
McLean, Mark
Plett, Fred
Somero, Paul
Whittemore, James

Alexander, Joe
Boehm, Ralph
Erf, Keith
Graham, John
Hopper, Gary
Notter, Jeanine
Prout, Andrew
Lekas, Tony

Griffin, Barbara
Burns, Charles
Fedolfi, Jim
Greene, Bob
Ober, Lynne
Nunez, Hershel
Renzullo, Andrew
Ulery, Jordan

Barry, Richard
Burt, John
Gagne, Larry
Gunski, Michael
Lascelles, Richard
Panasiti, Reed
Rice, Kimberly
Warden, Mark

MERRIMACK

Allard, James
Klose, John
Seaworth, Brian

Forsythe, Robert
Marple, Richard
Testerman, Dave

Hill, Gregory
McGuire, Carol
Walsh, Thomas

Horn, Werner
Pearl, Howard
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Barnes, Arthur
Davis, Dan
Dolan, Tom
Fowler, William
Hobson, Deborah
Janvrin, Jason
Love, David
McKinney, Betsy
Piemonte, Tony
Spillane, James
Wallace, Scott

Abrami, Patrick
Bershtein, Alan
Thomas, Douglas
Doucette, Fred
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
McMahon, Charles
Potucek, John
Sytek, John
Welch, David

Abramson, Max
Chirichiello, Brian
DeClercq, Edward
Edwards, Jess
Green, Dennis
Osborne, Jason
Khan, Aboul
Pearson, Mark
Melvin, Charles
Roy, Terry
Torosian, Peter
Weyler, Kenneth

Baldasaro, Al
Costable, Michael
Desilets, Joel
Elliott, Robert
Harb, Robert
Janigian, John
Kolodziej, Walter
Major, Norman
Packard, Sherman
Pearson, Stephen
True, Chris
Yokela, Josh

STRAFFORD

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Smith, Steven

Laware, Thomas

Lucas, Gates

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

HB 321-FN, relative to authorized organizations producing multiple decal designs in the multi-use decal number plates program. **OUGHT TO PASS.**

Rep. Casey Conley for Transportation. Non-profit organizations must receive legislative approval to issue license plate decals. This bill would allow those approved organizations to issue more than one decal design. Vote 20-0. Committee report adopted and ordered to third reading.

HB 395, relative to number plates for motor vehicles. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Laura Telerski for the Majority of Transportation. This bill would allow vehicles to display only one number plate; on the rear of a vehicle. Passage of this bill could affect toll collection because we only have front readers on many toll booths. The ability to identify vehicles by public safety officials for criminal activity and amber alerts is enhanced when two plates are displayed. There is no significant environmental advantage by eliminating one plate. The Department of Transportation and State Police were opposed to this bill. Vote 13-7. Rep. Steven Smith for the Minority of Transportation. Currently, twenty states do not require number plates to be displayed front and rear. Today's cars look similar to each other because they are designed to strict aerodynamic standards to meet federal economy ratings. The cars are wind tunnel tested without the optional front plate, which lowers the cars' efficiency. There is also something unnerving about paying \$30,000 or more for your new car and then watching a dealer technician use an impact driver to run lag bolts through your pristine new bumper. Sometimes, the plate must be installed in such a way that it partially blocks a cooling vent, decreasing the life of your engine. Lastly, passage of this bill would mean that the state would only have to produce half of the plates that they do now which would conserve resources and increase net revenue. The opposition arguments are "safety." Law enforcement prefers to be able to see your number from the front. This is only possible during the day and at low speed. It also does not apply to all the NH towns celebrating their 250th birthdays. They are permitted by current law to replace the front plate with a commemorative one for one year. NH law enforcement officials were asked to support their concerns by getting data or at least anecdotal evidence from Vermont which went to one rear plate over 5 years ago, towns with the special front plate, or any of the 40% of US states that do not require a front plate. This was not provided. In the absence of any evidence supporting safety concerns, and the fact that installing the brackets damages vehicles, we find that this bill Ought to Pass.

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

Rep. Steven Smith spoke against and yielded to questions.

Rep. Telerski spoke in favor.

Rep. Marple requested a roll call; sufficiently seconded.

YEAS 203 - NAYS 141

**YEAS - 203
BELKNAP**

Fields, Dennis

Huot, David

CARROLL

Buco, Thomas
Kanzler, Harrison
Woodcock, Stephen

Burroughs, Anita
Knirk, Jerry

Butler, Edward
MacDonald, John

DesMarais, Edith
Ticehurst, Susan

CHESHIRE

Abbott, Michael
Faulkner, Barry
Ley, Douglas
Parkhurst, Henry
Thompson, Craig

Ames, Richard
Fenton, Donovan
Mann, John
Schapiro, Joe
Von Plinsky, Sparky

Bordenet, John
Gomarlo, Jennie
Meador, David
Swinburne, Sandy
Weber, Lucy

Eaton, Daniel
Harvey, Cathryn
Morrill, David
Tatro, Bruce

COOS

Hatch, William
Thomas, Yvonne

Laflamme, Larry

Moynihan, Wayne

Tucker, Edith

GRAFTON

Abel, Richard
Dontonville, Roger
Hennessey, Erin
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Almy, Susan
Egan, Timothy
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

Campion, Polly
Fellows, Sallie
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

Diggs, Francesca
Ford, Susan
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

HILLSBOROUGH

Backus, Robert
Beaulieu, Jane
Bouchard, Donald
Cornell, Patricia
Espitia, Manny
Gagne, Larry
Griffith, Willis

Balch, Chris
Bergeron, Paul
Cleaver, Skip
Dargie, Paul
Davis, Fred
Goley, Jeffrey
Hamer, Heidi

Baroody, Benjamin
Bordy, William
Cohen, Bruce
Desjardin, Kathy
Fedolff, Jim
Gould, Linda
Harriott-Gathright, Linda

Barry, Richard
Bosman, James
Connors, Erika
DiSilvestro, Linda
Freitas, Mary
Graham, John
Heath, Mary

Indruk, Greg
King, Mark
Leishman, Peter
McGhee, Kat
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Sofikitis, Catherine
Vail, Suzanne
Woodbury, David

Schmidt, Janice
Klee, Patricia
Long, Patrick
Mullen, Sue
Panasiti, Reed
Piedra, Israel
Rung, Rosemarie
Stack, Kathryn
Van Houten, Constance

Jack, Martin
Klein-Knight, Nicole
Mangipudi, Latha
Murphy, Nancy
Pedersen, Michael
Porter, Marjorie
Newman, Sue
Stevens, Deb
Thomas, Wendy

Jeudy, Jean
Langley, Diane
Martin, Joelle
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Tellerski, Laura
Williams, Kermit

MERRIMACK

Allard, James
Ellison, Arthur
Klose, John
Moffett, Howard
Rodd, Beth
Wallner, Mary Jane
Wolf, Dan

Bartlett, Christy
Fox, Samantha
Lane, Connie
Myler, Mel
Saunderson, George
Walz, Mary Beth
Woods, Gary

Carson, Clyde
Fulweiler, Joyce
Luneau, David
Pimentel, Roderick
Schultz, Kristina
Wazir, Safiya

Ebel, Karen
Karrick, David
MacKay, James
Richards, Beth
Soucy, Timothy
Wells, Kenneth

ROCKINGHAM

Abrami, Patrick
Bushway, Patricia
DeClercq, Edward
Elliott, Robert
Grote, Jaci
Le, Tamara
Meuse, David
Vallone, Mark

Altschiller, Debra
Cahill, Michael
DiLorenzo, Charlotte
Gay, Betty
Harb, Robert
Loughman, Tom
Read, Ellen
Ward, Gerald

Berrien, Skip
Chirichiello, Brian
Edgar, Michael
Gilman, Julie
Hoelzel, Kathleen
Pearson, Mark
Pearson, Stephen
Warner, Anne

Bunker, Lisa
Cushing, Robert Renny
Eisner, Mary
Green, Dennis
Murray, Kate
Malloy, Dennis
Somssich, Peter

STRAFFORD

Bixby, Peter
Grassie, Chuck
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Chase, Wendy
Higgins, Peg
Smith, Marjorie
Sandler, Catt
Wall, Janet

Frost, Sherry
Horrigan, Timothy
Opderbecke, Linn
Southworth, Thomas

Gourgue, Amanda
Keans, Sandra
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Stapleton, Walter

Merchant, Gary
Sullivan, Brian

O'Hearne, Andrew
Tanner, Linda

Oxenham, Lee

NAYS - 141

BELKNAP

Aldrich, Glen
Jurius, Deanna
St. Clair, Charlie

Bean, Harry
Mackie, Jonathan
Sylvia, Michael

Feeney, George
Plumer, John
Tilton, Franklin

Howard, Raymond
Spanos, Peter
Viens, Harry

CARROLL

Avellani, Lino

Comeau, Ed

Cordelli, Glenn

Marsh, William

CHESHIRE

Berch, Paul

Hunt, John

O'Day, John

COOS

Craig, Kevin
Noel, Henry

Fothergill, John

Furbush, Michael

Merner, Troy

GRAFTON

Adjutant, Joshua
Migliore, Vincent Paul

Gordon, Edward

Josephson, Timothy

Ladd, Rick

HILLSBOROUGH

Lekas, Alicia
Griffin, Barbara
Burt, John
Greene, Bob
Hopper, Gary
Mombourquette, Donna
Prout, Andrew
Riel, Cole
Vann, Ivy

Alexander, Joe
Belanger, James
Camarota, Linda
Gunski, Michael
Lascelles, Richard
Notter, Jeanine
Radhakrishnan, Julie
Somero, Paul
Warden, Mark

Bouldin, Amanda
Boehm, Ralph
Danielson, David
Hall, Brett
Murray, Megan
Nunez, Hershel
Renzullo, Andrew
Lekas, Tony
Whittemore, James

Bouldin, Andrew
Burns, Charles
Erf, Keith
Hinch, Richard
McLean, Mark
Plett, Fred
Rice, Kimberly
Ulery, Jordan
Wilhelm, Matthew

MERRIMACK

Forsythe, Robert
McGuire, Carol
Schamberg, Thomas
Walsh, Thomas

Hill, Gregory
McWilliams, Rebecca
Seaworth, Brian
Yakubovich, Michael

Horn, Werner
Pearl, Howard
Testerman, Dave

Marple, Richard
Rogers, Katherine
Turcotte, Alan

ROCKINGHAM

Abbas, Daryl
Bershtein, Alan
Thomas, Douglas
Grossman, Gaby
Janvrin, Jason
Love, David
Major, Norman
McMahon, Charles
Potucek, John
Sytek, John
Welch, David

Abramson, Max
Cali-Pitts, Jacqueline
Desilets, Joel
Hobson, Deborah
Katsakiores, Phyllis
Lovejoy, Patricia
McBeath, Rebecca
Melvin, Charles
Prudhomme-O'Brien, Katherine
Torosian, Peter
Weyler, Kenneth

Baldasaro, Al
Costable, Michael
Dolan, Tom
Osborne, Jason
Khan, Aboul
Griffin, Mary
McConnell, Liz
Packard, Sherman
Roy, Terry
True, Chris
Yokela, Josh

Barnes, Arthur
Davis, Dan
Edwards, Jess
Janigian, John
Kolodziej, Walter
Maggiore, Jim
McKinney, Betsy
Piemonte, Tony
Spillane, James
Wallace, Scott

STRAFFORD

Cannon, Gerri
Hayward, Peter
Perreault, Mona
Wuelper, Kurt

Conley, Casey
Horgan, James
Pitre, Joseph

Fontneau, Timothy
Kenney, Cam
Beaudoin, Steven

Harrington, Michael
McNally, Jody
Towne, Matthew

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Smith, Steven

Laware, Thomas

Lucas, Gates

and the majority committee report was adopted.

HB 397-FN, relative to drivers' licenses for New Hampshire residents who do not possess a social security card. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Casey Conley for the Majority of Transportation. Under current law, undocumented people - some of whom were brought to this country at a very young age - cannot obtain a driver's license. In NH, the driver's license conveys the holder has demonstrated knowledge of our state's driving laws and proficiency operating a motor vehicle. There is no immigration connection whatsoever to a driver's license. This bill is intended to give the 15,000 undocumented people already in the state a chance to demonstrate their driving proficiency, which could, in turn, improve public safety on our roadways. Finally, possession of a driver's license would allow these people to register their vehicle and obtain insurance. Provisions in existing law will provide reasonable protection for the undocumented people who obtain licenses from enforcement action by federal authorities. The amendment replaces the substance of the bill and removes identifying documents approved in the Director of Motor Vehicles' discretion from the list of acceptable documentation, re-affirms privacy provisions, and changes the penalty clause to a class B misdemeanor. Vote 11-7.

Rep. Steven Smith for the Minority of Transportation. This bill establishes new criteria for obtaining a NH driver's license. It states that, among other documents, you can bring your expired alien registration card. The person will also sign a form attesting to everything they presented. While the bill has a penalty section for disclosing this, it also refers to all the exceptions under which it can be disclosed pursuant to RSA 260:14. It is bad policy for the state to create the impression that the information is secure when it is not. This bill has far reaching implications with the federal government. None of this was discussed. The committee had a public hearing on March 6 and an executive session on the bill five short days later, with no research or work sessions. The minority believes that the bill exposes undocumented people to prosecution and that the bill needs more work.

Majority Amendment (0650h)

Amend the bill by replacing section 1 with the following:

1 New Section; License for New Hampshire Residents Not Using a Social Security Number for Identification. Amend RSA 263 by inserting after section 39-a the following new section:

263:39-b License for New Hampshire Residents Not Using a Social Security Number for Identification.

I. The director may issue a driver's license, in compliance with the REAL ID Act of 2005, Public Law 109-13, and its implementing regulations, including not limited to 6 C.F.R. part 37, or RSA 263:40, I, to a resident, who satisfies the residency requirement set forth in RSA 263:5-e and who meets all other requirements in RSA 263:6-a through RSA 263:6-d.

II. In lieu of producing a social security card or number, a resident may prove his or her identity and age to the director by producing reliable official documentation of 2 forms of identification, including at least one containing a photograph of the resident, with a certified English translation if the original is in a language other than English, such as:

- (a) An original or certified copy of the resident's birth certificate.
- (b) The resident's federal individual tax identification number (ITIN).

(c) A photo identification issued by the armed forces or the New Hampshire national guard.

(d) The resident's medical insurance card, or documentation of medical insurance coverage or eligibility that contains an identification number.

(e) The resident's selective service card.

(f) The resident's current or expired alien registration card, employment authorization card, temporary resident card, or any other document issued by the United States Citizenship and Immigration Service.

(g) A completed and approved form I-246, Stay of Removal Application, issued by the United States Immigration and Customs Enforcement.

(h) A consular report of birth abroad issued by the United States Department of State, Form FS-240, DS-1350, or FS-545.

(i) A valid passport issued by the resident's country of birth.

(j) An identification card issued by the consulate or embassy of the applicant's country of birth.

(k) Any other documentation issued by the government of the applicant's country of birth.

III. The fee for a first-time application under this section shall be \$150, and the fee for a renewal application under this section shall be \$100.

IV. Any driver's license issued under this section shall not be considered evidence of any individual's immigration status in the United States.

V. No person shall share or distribute information submitted by applicants pursuant to this section to any government agency or official, except as authorized in RSA 260:14 or unless pursuant to a validly executed warrant issued by a state or federal judge. Any person who fails to comply with this paragraph shall be guilty of a class B misdemeanor.

Majority committee amendment adopted.

MOTION TO LAY ON THE TABLE

Rep. Packard moved that **HB 397-FN**, relative to drivers' licenses for New Hampshire residents who do not possess a social security card, be laid on the table.

Rep. Ley requested a roll call; sufficiently seconded.

YEAS 139 - NAYS 201

YEAS - 139

BELKNAP

Aldrich, Glen
Howard, Raymond
Spanos, Peter

Bean, Harry
Jurius, Deanna
Sylvia, Michael

Feeney, George
Mackie, Jonathan
Tilton, Franklin

Fields, Dennis
Plumer, John
Viens, Harry

CARROLL

Avellani, Lino
Marsh, William

Comeau, Ed

Cordelli, Glenn

MacDonald, John

CHESHIRE

Hunt, John

O'Day, John

Parkhurst, Henry

COOS

Craig, Kevin

Fothergill, John

Furbush, Michael

Merner, Troy

GRAFTON

Almy, Susan
Ladd, Rick

Ford, Susan
Migliore, Vincent Paul

Gordon, Edward

Hennessey, Erin

HILLSBOROUGH

Lekas, Alicia
Belanger, James
Camarota, Linda
Gagne, Larry
Gunski, Michael
Notter, Jeanine
Prout, Andrew
Somero, Paul
Whittemore, James

Alexander, Joe
Boehm, Ralph
Danielson, David
Gould, Linda
Hinch, Richard
Nunez, Hershel
Renzullo, Andrew
Lekas, Tony

Griffin, Barbara
Burns, Charles
Erf, Keith
Graham, John
Lascelles, Richard
Panasiti, Reed
Rice, Kimberly
Ulery, Jordan

Barry, Richard
Burt, John
Fedolfi, Jim
Greene, Bob
McLean, Mark
Plett, Fred
Shaw, Barbara
Warden, Mark

MERRIMACK

Allard, James
Klose, John
Seaworth, Brian
Yakubovich, Michael

Forsythe, Robert
Marple, Richard
Testerman, Dave

Hill, Gregory
McGuire, Carol
Walsh, Thomas

Horn, Werner
Pearl, Howard
Wolf, Dan

ROCKINGHAM

Abbas, Daryl
Barnes, Arthur
Costable, Michael
Desilets, Joel
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
McMahon, Charles
Potucek, John
Spillane, James
Wallace, Scott

Abrami, Patrick
Bershtein, Alan
Davis, Dan
Dolan, Tom
Green, Dennis
Osborne, Jason
Khan, Aboul
Pearson, Mark
Melvin, Charles
Prudhomme-O'Brien, Katherine
Sytek, John
Welch, David

Abramson, Max
Cali-Pitts, Jacqueline
Thomas, Douglas
Doucette, Fred
Harb, Robert
Janigian, John
Kolodziej, Walter
Major, Norman
Packard, Sherman
Roy, Terry
Torosian, Peter
Weyler, Kenneth

Baldasaro, Al
Chirichiello, Brian
DeClercq, Edward
Edwards, Jess
Hobson, Deborah
Janvrin, Jason
Love, David
McKinney, Betsy
Piemonte, Tony
Pearson, Stephen
True, Chris
Yokela, Josh

STRAFFORD

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Stapleton, Walter

Laware, Thomas
Smith, Steven

Lucas, Gates

**NAYS - 201
BELKNAP**

Huot, David

St. Clair, Charlie

CARROLL

Buco, Thomas
Knirk, Jerry

Burroughs, Anita
Ticehurst, Susan

DesMarais, Edith
Woodcock, Stephen

Kanzler, Harrison

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Morrill, David
Thompson, Craig

Ames, Richard
Faulkner, Barry
Ley, Douglas
Schapiro, Joe
Von Plinsky, Sparky

Berch, Paul
Fenton, Donovan
Mann, John
Swinburne, Sandy
Weber, Lucy

Bordenet, John
Gomarlo, Jennie
Meador, David
Tatro, Bruce

COOS

Hatch, William
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

Noel, Henry

GRAFTON

Abel, Richard
Dontonville, Roger
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

Adjutant, Joshua
Egan, Timothy
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

Campion, Polly
Fellows, Sallie
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Diggs, Francesca
Josephson, Timothy
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

HILLSBOROUGH

Bouldin, Amanda
Beaulieu, Jane
Bouchard, Donald
Cornell, Patricia
Espitia, Manny
Griffith, Willis
Heath, Mary
Jeudy, Jean
Langley, Diane
Mangipudi, Latha
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
St. John, Michelle
Vail, Suzanne
Wilhelm, Matthew

Bouldin, Andrew
Bergeron, Paul
Cleaver, Skip
Dargie, Paul
Davis, Fred
Hall, Brett
Indruk, Greg
King, Mark
Leishman, Peter
Martin, Joelle
Murphy, Nancy
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
Stack, Kathryn
Van Houten, Constance
Williams, Kermit

Backus, Robert
Bordy, William
Cohen, Bruce
Desjardin, Kathy
Freitas, Mary
Hamer, Heidi
Schmidt, Janice
Klee, Patricia
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Newman, Sue
Stevens, Deb
Vann, Ivy
Woodbury, David

Balch, Chris
Bosman, James
Connors, Erika
DiSilvestro, Linda
Goley, Jeffrey
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mombourquette, Donna
O'Brien, Michael
Piedra, Israel
Radhakrishnan, Julie
Sofikitis, Catherine
Telerski, Laura
Thomas, Wendy

MERRIMACK

Bartlett, Christy
Fox, Samantha

Carson, Clyde
Fulweiler, Joyce

Ebel, Karen
Karrick, David

Ellison, Arthur
Lane, Connie

Luneau, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan
Wells, Kenneth

MacKay, James
Pimentel, Roderick
Saunderson, George
Wallner, Mary Jane
Woods, Gary

McWilliams, Rebecca
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Moffett, Howard
Rodd, Beth
Soucy, Timothy
Wazir, Safiya

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
Eisner, Mary
Murray, Kate
Maggiore, Jim
Meuse, David
Ward, Gerald

Berrien, Skip
Cushing, Robert Renny
Gilman, Julie
Le, Tamara
Malloy, Dennis
Read, Ellen
Warner, Anne

Bunker, Lisa
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Somssich, Peter

Bushway, Patricia
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia
McConnell, Liz
Vallone, Mark

STRAFFORD

Bixby, Peter
Fontneau, Timothy
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Sandler, Catt
Wall, Janet

Chase, Wendy
Gourgue, Amanda
Keans, Sandra
Opderbecke, Linn
Southworth, Thomas

Conley, Casey
Grassie, Chuck
Kenney, Cam
Schmidt, Peter
Towne, Matthew

SULLIVAN

Cloutier, John
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

and the motion failed.

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

YEAS 204 - NAYS 137

YEAS - 204

BELKNAP

Huot, David

St. Clair, Charlie

CARROLL

Buco, Thomas
Kanzler, Harrison

Burroughs, Anita
Knirk, Jerry

Butler, Edward
Ticehurst, Susan

DesMarais, Edith
Woodcock, Stephen

CHESHIRE

Abbott, Michael
Eaton, Daniel
Harvey, Cathryn
Morrill, David
Thompson, Craig

Ames, Richard
Faulkner, Barry
Ley, Douglas
Schapiro, Joe
Von Plinsky, Sparky

Berch, Paul
Fenton, Donovan
Mann, John
Swinburne, Sandy
Weber, Lucy

Bordenet, John
Gomarlo, Jennie
Meador, David
Tatro, Bruce

COOS

Craig, Kevin
Noel, Henry

Hatch, William
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Adjutant, Joshua
Dontonville, Roger
Josephson, Timothy
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Almy, Susan
Egan, Timothy
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

Campion, Polly
Fellows, Sallie
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

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Bouldin, Amanda
Beaulieu, Jane
Bouchard, Donald
Cornell, Patricia
Espitia, Manny
Griffith, Willis
Heath, Mary
Jeudy, Jean
Langley, Diane
Mangipudi, Latha

Bouldin, Andrew
Bergeron, Paul
Cleaver, Skip
Dargie, Paul
Davis, Fred
Hall, Brett
Indruk, Greg
King, Mark
Leishman, Peter
Martin, Joelle

Backus, Robert
Bordy, William
Cohen, Bruce
Desjardin, Kathy
Freitas, Mary
Hamer, Heidi
Schmidt, Janice
Klee, Patricia
Long, Patrick
McGhee, Kat

Balch, Chris
Bosman, James
Connors, Erika
DiSilvestro, Linda
Goley, Jeffrey
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mombourquette, Donna

Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
Sofikitis, Catherine
Tellerski, Laura
Thomas, Wendy

Murphy, Nancy
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
St. John, Michelle
Vail, Suzanne
Wilhelm, Matthew

Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Newman, Sue
Stack, Kathryn
Van Houten, Constance
Williams, Kermit

O'Brien, Michael
Piedra, Israel
Radhakrishnan, Julie
Shaw, Barbara
Stevens, Deb
Vann, Ivy
Woodbury, David

MERRIMACK

Bartlett, Christy
Fox, Samantha
Luneau, David
Myler, Mel
Rogers, Katherine
Wallner, Mary Jane
Woods, Gary

Carson, Clyde
Fulweiler, Joyce
MacKay, James
Pimentel, Roderick
Saunderson, George
Walz, Mary Beth

Ebel, Karen
Karrick, David
McWilliams, Rebecca
Richards, Beth
Schultz, Kristina
Wazir, Safiya

Ellison, Arthur
Lane, Connie
Moffett, Howard
Rodd, Beth
Soucy, Timothy
Wells, Kenneth

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia
McConnell, Liz
Ward, Gerald

Berrien, Skip
Coursin, David
Eisner, Mary
Murray, Kate
Maggiore, Jim
Meuse, David
Warner, Anne

Bunker, Lisa
Cushing, Robert Renny
Gilman, Julie
Le, Tamara
Malloy, Dennis
Read, Ellen

Bushway, Patricia
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Vallone, Mark

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Bixby, Peter
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Sandler, Catt
Wall, Janet

Cannon, Gerri
Gourgue, Amanda
Keans, Sandra
Opderbecke, Linn
Southworth, Thomas

Chase, Wendy
Grassie, Chuck
Kenney, Cam
Schmidt, Peter
Towne, Matthew

Conley, Casey
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

SULLIVAN

Cloutier, John
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

NAYS - 137

BELKNAP

Aldrich, Glen
Howard, Raymond
Spanos, Peter

Bean, Harry
Jurius, Deanna
Sylvia, Michael

Feeney, George
Mackie, Jonathan
Tilton, Franklin

Fields, Dennis
Plumer, John
Viens, Harry

CARROLL

Avellani, Lino
Marsh, William

Comeau, Ed

Cordelli, Glenn

MacDonald, John

CHESHIRE

Hunt, John

O'Day, John

Parkhurst, Henry

COOS

Fothergill, John

Furbush, Michael

Merner, Troy

GRAFTON

Gordon, Edward

Hennessey, Erin

Ladd, Rick

Migliore, Vincent Paul

HILLSBOROUGH

Lekas, Alicia
Belanger, James
Camarota, Linda
Gagne, Larry
Gunski, Michael
Notter, Jeanine
Prout, Andrew
Lekas, Tony

Alexander, Joe
Boehm, Ralph
Danielson, David
Gould, Linda
Hinch, Richard
Nunez, Hershel
Renzullo, Andrew
Ulery, Jordan

Griffin, Barbara
Burns, Charles
Erf, Keith
Graham, John
Lascelles, Richard
Panasiti, Reed
Rice, Kimberly
Warden, Mark

Barry, Richard
Burt, John
Fedolli, Jim
Greene, Bob
McLean, Mark
Plett, Fred
Somero, Paul
Whittemore, James

MERRIMACK

Allard, James
Klose, John
Seaworth, Brian
Wolf, Dan

Forsythe, Robert
Marple, Richard
Testerman, Dave
Yakubovich, Michael

Hill, Gregory
McGuire, Carol
Turcotte, Alan

Horn, Werner
Pearl, Howard
Walsh, Thomas

ROCKINGHAM

Abbas, Daryl
Barnes, Arthur
Costable, Michael
Desilets, Joel
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Pearson, Mark
Melvin, Charles
Prudhomme-O'Brien, Katherine
Spillane, James
Wallace, Scott

Abrami, Patrick
Bershtein, Alan
Davis, Dan
Dolan, Tom
Green, Dennis
Osborne, Jason
Khan, Aboul
Major, Norman
Packard, Sherman
Roy, Terry
Sytek, John
Welch, David

Abramson, Max
Cali-Pitts, Jacqueline
Thomas, Douglas
Doucette, Fred
Harb, Robert
Janigian, John
Kolodziej, Walter
McKinney, Betsy
Piemonte, Tony
Pearson, Stephen
Torosian, Peter
Weyler, Kenneth

Baldasaro, Al
Chirichiello, Brian
DeClercq, Edward
Edwards, Jess
Hobson, Deborah
Janvrin, Jason
Griffin, Mary
McMahon, Charles
Potucek, John
Somssich, Peter
True, Chris
Yokela, Josh

STRAFFORD

Fontneau, Timothy
McNally, Jody
Wuelper, Kurt

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Stapleton, Walter

Laware, Thomas
Smith, Steven

Lucas, Gates

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

MOTION TO PRINT DEBATE

Rep. Doucette moved that the debate on **HB 397-FN**, relative to drivers' licenses for New Hampshire residents who do not possess a social security card, be printed in the Permanent Journal.

Motion adopted.

DEBATE ON HB 397-FN

Rep. Steven Smith: Thank you, Mister Speaker. Instead, may I be recognized for a motion?

Speaker Shurtleff: Please state your motion.

Rep. Steven Smith: I move to table HB 397.

Speaker Shurtleff: I'm sorry. You asked me if you could make a motion? You have been recognized to speak on the bill against the majority recommendation of Ought to Pass as Amended. Somebody else can make a motion and apparently everybody is coming down here to do it. You must speak on why you were called to the well, against the recommendation of Ought to Pass as Amended. If everyone else that is hovering around could please take their seats?

Rep. Steven Smith: Just to clarify, a tabling motion is out of order?

Speaker Shurtleff: No, it's not out of order, but it's out of order for you to make that motion because you were not recognized for a motion. You asked to speak against the recommendation of the majority of the committee so that is what you must speak to.

Rep. Steven Smith: Thank you, Mister Speaker. Mister Speaker, I decline to speak.

Speaker Shurtleff: So be it. The member from Londonderry is recognized for a motion, I assume.

Rep. Packard: Thank you, Mister Speaker, you are so right. I'd like to make a motion to table this.

Speaker Shurtleff: The motion to table is in order. Rep. Ley has requested a roll call on the motion to table this bill. Members will stand if they second it and they do. It is officially seconded. This will be a roll call vote. The question before the House is the motion to table HB 397. This will be a roll call vote. The Chair recognizes Rep. Steven Smith for a parliamentary inquiry.

Rep. Steven Smith: Thank you, Mister Speaker. If I know that section one of the bill is printed in the House Calendar on page 60 because we just adopted the committee amendment. And, if I further know that that amendment on page 60 identifies a class of people, New Hampshire residents not using a social security number for identification. If I know that in committee it was made perfectly clear that the licenses we are talking about are "the same as the one in your pocket." And, if I know that on page 61 of the House Calendar, it says that we will treat this class of people differently under the law because they will pay triple what you pay for your license initially and double for every renewal after that. Mister Speaker, if I think we should stop progress on this bill until we check with the New Hampshire Human Rights Commission, would I press the green button to table this bill?

Speaker Shurtleff: The question before the House is to table HB 397. The Chair recognizes Rep. Ley for a parliamentary inquiry.

Rep. Ley: Thank you, Mister Speaker. Mister Speaker, if I know that this bill has garnered a great deal of public interest and ought to be considered by this House. And, if I know Mister Speaker that the reference to cost is to cover the additional fees for processing these sorts of applications on the part of the DMV. And,

finally Mister Speaker, if I know that laws such as this exist in other states and will help to make the roads of New Hampshire safer for all of us to drive on, would I now press the red button and reject the motion to table? Thank you.

Speaker Shurtleff: This is a roll call vote. The question before the House is the motion to table HB 397. If you are in favor, you will press the green button. If you are opposed, you will press the red button. Voting stations will be open for 30 seconds. Have all members present had an opportunity to vote? The House will be attentive to the state of the vote. With 139 members voting Yea and 201 voting Nay, the tabling fails. The question before the House is the recommendation that the bill Ought to Pass as Amended. The Chair recognizes the member from Lebanon, Rep. Sykes to speak in support of the recommendation. Just so you know what the status is, there will be no further speakers on this bill, but a roll call has been requested by Rep. Baldasaro. Is that sufficiently seconded? It is sufficiently seconded. This will be a roll call vote. Members will kindly take their seats. This will be a roll call vote. The question before the House is the recommendation that the bill Ought to Pass as Amended. The Chair recognizes Rep. Packard for a parliamentary inquiry.

Rep. Packard: Thank you, Mister Speaker. Mister Speaker, if I know that we are being asked to supply driver's licenses to illegal aliens and that this group of people have broken federal laws by either entering the country illegally or by staying past their visas. If I know this same group of people have admittedly broke New Hampshire law every day by driving without a license and have admitted to doing so for years. And, if I know this has nothing whatsoever to do with the safety of our roads. And, if I know that documents, according to this bill, sold on a street corner in Mexico, could be used to obtain a New Hampshire driver's license. And, finally Mister Speaker, if I know that we should not be rewarding people who break our laws, would I now press the red button so an ITL motion can be made?

Speaker Shurtleff: The question before the House is the recommendation that the bill Ought to Pass as Amended. The Chair recognizes Rep. Conley for a parliament inquiry.

Rep. Conley: Thank you, Mister Speaker. If I know that a New Hampshire driver's license only proves who someone is, where they live and that they are permitted to drive in our state. And, if I further know that this bill will improve safety on our roadways, reduce the number of uninsured motorists and provide the same privacy protections that all other New Hampshire motorists enjoy.

Speaker Shurtleff: Will the member suspend for a moment? The House will be in order. The member has a right to be heard. Please proceed.

Rep. Conley: And, if I also know that undocumented people who live in our state may have come here at a young age for no fault of their own. And, finally Mister Speaker, if I know that ten states plus Washington D.C. already allow undocumented people to obtain driver's licenses, would I then press the green button? Thank you.

Speaker Shurtleff: This is a roll call vote. The question before the House is the recommendation that the bill Ought to Pass as Amended. If you are in favor, you'll press the green button. If you are opposed, you will press the red button. Voting stations will be open for 30 seconds. Have all members present had an opportunity to vote? The House will be attentive to the state of the vote. With 204 members voting Yea and 137 voting Nay, the recommendation is adopted.

REGULAR CALENDAR CONT'D

HB 471-FN, relative to indicating citizenship on drivers' licenses and nondrivers identification cards. **INEX-PEDIENT TO LEGISLATE.**

Rep. Laura Telerski for Transportation. The sponsor states the intent of this bill was to make registering to vote easier, but the bill has far-reaching ramifications that would label citizens and non-citizens on drivers' licenses. A driver's license indicates a person safely passed testing and can legally drive as determined by the Division of Motor Vehicles. Legal immigrants are one of the fastest growing groups of new residents in New Hampshire. They work and contribute to our economy and this bill would discriminate against them. Labeling a license with citizenship opens up the possibility of profiling and discrimination in the many places a license is used. Vote 13-7.

Rep. McGuire requested a roll call; sufficiently seconded.

YEAS 220 - NAYS 121

YEAS - 220

BELKNAP

Howard, Raymond

Huot, David

Plumer, John

St. Clair, Charlie

CARROLL

Buco, Thomas
Kanzler, Harrison

Burroughs, Anita
Knirk, Jerry

Butler, Edward
Ticehurst, Susan

DesMarais, Edith
Woodcock, Stephen

CHESHIRE

Abbott, Michael
Eaton, Daniel

Ames, Richard
Faulkner, Barry

Berch, Paul
Fenton, Donovan

Bordenet, John
Gomarlo, Jennie

Harvey, Cathryn
Morrill, David
Thompson, Craig

Ley, Douglas
Schapiro, Joe
Von Plinsky, Sparky

Mann, John
Swinburne, Sandy
Weber, Lucy

Meador, David
Tatro, Bruce

COOS

Craig, Kevin
Merner, Troy
Thomas, Yvonne

Furbush, Michael
Moynihan, Wayne

Hatch, William
Noel, Henry

Laflamme, Larry
Tucker, Edith

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

Adjutant, Joshua
Dontonville, Roger
Josephson, Timothy
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Almy, Susan
Egan, Timothy
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

Campion, Polly
Fellows, Sallie
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

HILLSBOROUGH

Bouldin, Amanda
Beaulieu, Jane
Bouchard, Donald
Cohen, Bruce
Desjardin, Kathy
Freitas, Mary
Hamer, Heidi
Schmidt, Janice
Klee, Patricia
Long, Patrick
McGhee, Kat
Nunez, Hershel
Petrigno, Peter
Prout, Andrew
Riel, Cole
Sofikitis, Catherine
Lekas, Tony
Vann, Ivy
Williams, Kermit

Bouldin, Andrew
Bergeron, Paul
Burt, John
Connors, Erika
DiSilvestro, Linda
Goley, Jeffrey
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mombourquette, Donna
Nutting-Wong, Allison
Pickering, Daniel
Query, Joshua
Rung, Rosemarie
St. John, Michelle
Telerski, Laura
Thomas, Wendy
Woodbury, David

Backus, Robert
Bordy, William
Chretien, Jacqueline
Cornell, Patricia
Espitia, Manny
Griffith, Willis
Heath, Mary
Jeudy, Jean
Langley, Diane
Mangipudi, Latha
Mullen, Sue
O'Brien, Michael
Piedra, Israel
Newman, Ray
Newman, Sue
Stack, Kathryn
Vail, Suzanne
Warden, Mark

Balch, Chris
Bosman, James
Cleaver, Skip
Dargie, Paul
Davis, Fred
Hall, Brett
Indruk, Greg
King, Mark
Leishman, Peter
Martin, Joelle
Murphy, Nancy
Pedersen, Michael
Porter, Marjorie
Radhakrishnan, Julie
Shaw, Barbara
Stevens, Deb
Van Houten, Constance
Wilhelm, Matthew

MERRIMACK

Bartlett, Christy
Fox, Samantha
Luneau, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan
Wells, Kenneth

Carson, Clyde
Fulweiler, Joyce
MacKay, James
Pimentel, Roderick
Saunderson, George
Wallner, Mary Jane
Woods, Gary

Ebel, Karen
Karrick, David
McWilliams, Rebecca
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
Lane, Connie
Moffett, Howard
Rodd, Beth
Seaworth, Brian
Wazir, Safiya

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
Coursin, David
Eisner, Mary
Murray, Kate
Maggiore, Jim
Meuse, David
Ward, Gerald

Berrien, Skip
Cali-Pitts, Jacqueline
Cushing, Robert Renny
Gilman, Julie
Le, Tamara
Malloy, Dennis
Read, Ellen
Warner, Anne

Bunker, Lisa
Chirichiello, Brian
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Somssich, Peter

Bushway, Patricia
Costable, Michael
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia
McConnell, Liz
Vallone, Mark

STRAFFORD

Bixby, Peter
Fontneau, Timothy
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Sandler, Catt
Wall, Janet

Chase, Wendy
Gourgue, Amanda
Keans, Sandra
Opderbecke, Linn
Southworth, Thomas

Conley, Casey
Grassie, Chuck
Kenney, Cam
Schmidt, Peter
Towne, Matthew

SULLIVAN

Cloutier, John
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

Oxenham, Lee

NAYS - 121 BELKNAP

Aldrich, Glen
Jurius, Deanna
Tilton, Franklin

Bean, Harry
Mackie, Jonathan
Viens, Harry

Feeney, George
Spanos, Peter

Fields, Dennis
Sylvia, Michael

CARROLL

Avellani, Lino
Marsh, William

Comeau, Ed

Cordelli, Glenn

MacDonald, John

CHESHIRE

Hunt, John

O'Day, John

Parkhurst, Henry

COOS

Fothergill, John

GRAFTON

Gordon, Edward

Hennessey, Erin

Ladd, Rick

Migliore, Vincent Paul

HILLSBOROUGH

Lekas, Alicia
Belanger, James
Danielson, David
Gould, Linda
Hinch, Richard
Panasiti, Reed
Somero, Paul

Alexander, Joe
Boehm, Ralph
Erf, Keith
Graham, John
Lascelles, Richard
Plett, Fred
Ulery, Jordan

Griffin, Barbara
Burns, Charles
Fedolfi, Jim
Greene, Bob
McLean, Mark
Renzullo, Andrew
Whittemore, James

Barry, Richard
Camarota, Linda
Gagne, Larry
Gunski, Michael
Notter, Jeanine
Rice, Kimberly

MERRIMACK

Allard, James
Klose, John
Testerman, Dave

Forsythe, Robert
Marple, Richard
Walsh, Thomas

Hill, Gregory
McGuire, Carol
Wolf, Dan

Horn, Werner
Pearl, Howard
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Barnes, Arthur
DeClercq, Edward
Edwards, Jess
Hobson, Deborah
Janvrin, Jason
Love, David
McKinney, Betsy
Piemonte, Tony
Pearson, Stephen
True, Chris
Yokela, Josh

Abrami, Patrick
Bershtein, Alan
Desilets, Joel
Gay, Betty
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
McMahon, Charles
Potucek, John
Spillane, James
Wallace, Scott

Abramson, Max
Davis, Dan
Dolan, Tom
Green, Dennis
Osborne, Jason
Khan, Aboul
Pearson, Mark
Melvin, Charles
Prudhomme-O'Brien, Katherine
Sytek, John
Welch, David

Baldasaro, Al
Thomas, Douglas
Doucette, Fred
Harb, Robert
Janigian, John
Kolodziej, Walter
Major, Norman
Packard, Sherman
Roy, Terry
Torosian, Peter
Weyler, Kenneth

STRAFFORD

Harrington, Michael
Perreault, Mona

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Stapleton, Walter

Laware, Thomas

Lucas, Gates

and the committee report was adopted.

HB 498-FN, prohibiting OHRV operation on class V ways. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Nicole Klein-Knight for the Majority of Transportation. This bill would infringe on local town authority to police their own roads. If this bill were to pass, it would be a huge detriment to the off highway recreational vehicle (OHRV) industry which contributes a major income source to the various regions. Vote 16-3.

Rep. Skip Cleaver for the Minority of Transportation. Off highway recreational vehicles (OHRVs) should not be driven on public highways. The very name and definition of these vehicles is "off highway" and they should be limited to established trails. This is a safety issue and driving these vehicles in the midst of highway traffic is inviting accidents. In some towns, OHRV traffic is out of control. Having them on roadways also often takes them into residential neighborhoods; this creates a noise nuisance in addition to safety issues. They are difficult to see, and the speed differential heightens the problem.

Majority committee report adopted.

HB 507-FN-A-L, relative to registration of commercial motor vehicles and operator's/drivers' licenses. **INEXPEDIENT TO LEGISLATE.**

Rep. Casey Conley for Transportation. This bill would effectively repeal the driver's license requirement for non-commercial vehicles. It also would eliminate the requirement to register a vehicle and inspect a vehicle. This would result in a loss of more than \$300 million in state and local revenue. The Division of Motor Vehicles also would need a major software overhaul costing another \$300,000. These issues say nothing about the radical changes in state law and potential safety issues arising therein. Vote 19-0.

Rep. Sykes spoke in favor.

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

YEAS 262 - NAYS 68

YEAS - 262

BELKNAP

Feeney, George
Tilton, Franklin

Fields, Dennis
Viens, Harry

Jurius, Deanna

St. Clair, Charlie

CARROLL

Buco, Thomas
DesMarais, Edith
Marsh, William

Burroughs, Anita
Kanzler, Harrison
Ticehurst, Susan

Butler, Edward
Knirk, Jerry
Woodcock, Stephen

Cordelli, Glenn
MacDonald, John

CHESHIRE

Abbott, Michael
Eaton, Daniel
Hunt, John
Parkhurst, Henry
Thompson, Craig

Ames, Richard
Faulkner, Barry
Mann, John
Schapiro, Joe
Von Plinsky, Sparky

Berch, Paul
Fenton, Donovan
Meader, David
Swinburne, Sandy
Weber, Lucy

Bordenet, John
Gomarlo, Jennie
Morrill, David
Tatro, Bruce

COOS

Fothergill, John
Noel, Henry

Hatch, William
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

GRAFTON

Abel, Richard
Diggs, Francesca
Ford, Susan
Ladd, Rick
Muscatel, Garrett
Stringham, Jerry

Adjutant, Joshua
Dontonville, Roger
Gordon, Edward
Maes, Kevin
Osborne, Richard
Smith, Suzanne

Almy, Susan
Egan, Timothy
Hennessey, Erin
Massimilla, Linda
Ruprecht, Dennis
Sykes, George

Campion, Polly
Fellows, Sallie
Josephson, Timothy
Mulligan, Mary Jane
Stavis, Laurel
Weston, Joyce

HILLSBOROUGH

Lekas, Alicia
Balch, Chris
Bordy, William
Cleaver, Skip
Danielson, David
Erf, Keith
Gagne, Larry
Griffith, Willis
Heath, Mary
Jack, Martin
Klein-Knight, Nicole
Murray, Megan
Mullen, Sue
O'Brien, Michael
Pickering, Daniel
Query, Joshua
Rung, Rosemarie
Sofikitis, Catherine
Telerski, Laura
Thomas, Wendy

Bouldin, Amanda
Baroody, Benjamin
Bosman, James
Cohen, Bruce
Dargie, Paul
Espitia, Manny
Gould, Linda
Hall, Brett
Hinch, Richard
Jeudy, Jean
Langley, Diane
Mangipudi, Latha
Murphy, Nancy
Panasiti, Reed
Piedra, Israel
Newman, Ray
Newman, Sue
St. John, Michelle
Vail, Suzanne
Wilhelm, Matthew

Bouldin, Andrew
Beaulieu, Jane
Bouchard, Donald
Connors, Erika
Desjardin, Kathy
Davis, Fred
Graham, John
Hamer, Heidi
Indruk, Greg
King, Mark
Leishman, Peter
Martin, Joelle
Notter, Jeanine
Pedersen, Michael
Plett, Fred
Radhakrishnan, Julie
Shaw, Barbara
Stack, Kathryn
Van Houten, Constance
Williams, Kermit

Backus, Robert
Bergeron, Paul
Chretien, Jacqueline
Cornell, Patricia
DiSilvestro, Linda
Freitas, Mary
Greene, Bob
Harriott-Gathright, Linda
Schmidt, Janice
Klee, Patricia
Long, Patrick
Mombourquette, Donna
Nutting-Wong, Allison
Petugno, Peter
Porter, Marjorie
Riel, Cole
Snow, Kendall
Stevens, Deb
Vann, Ivy
Woodbury, David

MERRIMACK

Allard, James
Ellison, Arthur
Horn, Werner
Luneau, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan
Wells, Kenneth

Bartlett, Christy
Fox, Samantha
Karrick, David
MacKay, James
Pimentel, Roderick
Saunderson, George
Wallner, Mary Jane
Wolf, Dan

Carson, Clyde
Fulweiler, Joyce
Klose, John
McGuire, Carol
Richards, Beth
Schultz, Kristina
Walz, Mary Beth
Woods, Gary

Ebel, Karen
Hill, Gregory
Lane, Connie
McWilliams, Rebecca
Rodd, Beth
Seaworth, Brian
Wazir, Safiya

ROCKINGHAM

Abbas, Daryl
Berrien, Skip
Cali-Pitts, Jacqueline

Abrami, Patrick
Bunker, Lisa
Chirichiello, Brian

Altschiller, Debra
Bushway, Patricia
Coursin, David

Barnes, Arthur
Cahill, Michael
Cushing, Robert Renny

Thomas, Douglas
Edgar, Michael
Grossman, Gaby
Janigian, John
Kolodziej, Walter
Griffin, Mary
Malloy, Dennis
Meuse, David
Read, Ellen
Vallone, Mark

DeClercq, Edward
Eisner, Mary
Grote, Jaci
Murray, Kate
Le, Tamara
Pearson, Mark
McBeath, Rebecca
Packard, Sherman
Pearson, Stephen
Ward, Gerald

DiLorenzo, Charlotte
Gay, Betty
Harb, Robert
Katsakiores, Phyllis
Loughman, Tom
Maggiore, Jim
McConnell, Liz
Potucek, John
Somssich, Peter
Warner, Anne

Dolan, Tom
Gilman, Julie
Hoelzel, Kathleen
Khan, Aboul
Lovejoy, Patricia
Major, Norman
McMahon, Charles
Prudhomme-O'Brien, Katherine
Sytek, John

Bixby, Peter
Fontneau, Timothy
Harrington, Michael
Kenney, Cam
Schmidt, Peter
Spang, Judith

Cannon, Gerri
Frost, Sherry
Higgins, Peg
Levesque, Cassandra
Rich, Cecilia
Towne, Matthew

Chase, Wendy
Gourgue, Amanda
Horrigan, Timothy
Smith, Marjorie
Sandler, Catt
Treleven, Susan

Conley, Casey
Grassie, Chuck
Keans, Sandra
Opderbecke, Linn
Southworth, Thomas
Wall, Janet

Aron, Judy
O'Hearne, Andrew
Tanner, Linda

Cloutier, John
Oxenham, Lee

Laware, Thomas
Stapleton, Walter

Merchant, Gary
Sullivan, Brian

STRAFFORD

SULLIVAN

NAYS - 68

BELKNAP

Howard, Raymond
Sylvia, Michael

Mackie, Jonathan

CARROLL

CHESHIRE

COOS

Merner, Troy

GRAFTON

HILLSBOROUGH

Alexander, Joe
Burns, Charles
Lascelles, Richard
Renzullo, Andrew
Warden, Mark

Griffin, Barbara
Burt, John
McLean, Mark
Somero, Paul
Whittemore, James

Belanger, James
Camarota, Linda
Nunez, Hershel
Lekas, Tony

Boehm, Ralph
Gunski, Michael
Prout, Andrew
Ulery, Jordan

MERRIMACK

Forsythe, Robert
Yakubovich, Michael

Marple, Richard

Pearl, Howard

Testerman, Dave

ROCKINGHAM

Abramson, Max
Desilets, Joel
Osborne, Jason
Piemonte, Tony
True, Chris
Yokela, Josh

Bershtein, Alan
Edwards, Jess
Janvrin, Jason
Roy, Terry
Wallace, Scott

Costable, Michael
Green, Dennis
Love, David
Spillane, James
Welch, David

Davis, Dan
Hobson, Deborah
Melvin, Charles
Tosorian, Peter
Weyler, Kenneth

STRAFFORD

Hayward, Peter
Pitre, Joseph

Horgan, James
Beaudoin, Steven

McNally, Jody
Wuelper, Kurt

Perreault, Mona

SULLIVAN

Callum, John

Lucas, Gates

Rollins, Skip

and the committee report was adopted.

HB 549-FN, relative to gold star number plates. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Brian Chirichiello for Transportation. This bill with amendment allows Gold Star Families to proudly display that a family member has paid the ultimate sacrifice for our country. Using the newly created decal

plate program, this bill not only allows multiple family members to have the decals to display, it also raises money for Veterans Services. The committee has voted unanimously to support our Gold Star Families. Vote 20-0.

Amendment (0839h)

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

AN ACT establishing gold star family decals for motor vehicles.

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

1 New Section; Gold Star Family Decals. Amend RSA 261-C by inserting after section 3 the following new section:

261-C:3-a Gold Star Family Decals; Eligibility.

I. In this section, "family member" means spouse, grandfather, grandmother, father, stepfather, adoptive mother, adoptive father, son, daughter, stepson, stepdaughter, adoptive son, adoptive daughter, brother, sister, half-brother, or half-sister.

II. A family member of a person killed while on duty in the United States armed forces shall qualify for a gold star family decal in accordance with RSA 261-B:3-c and RSA 261-C:2, III. These gold star family decals shall be issued upon payment of the regular registration fees and a \$15 decal plate fee. There shall otherwise be no number plate fees for family members as defined in paragraph I.

III. For purposes of this section, a motor vehicle is owned by a family member of a person killed while on duty in the United States armed forces if the family member of a person killed while on duty in the United States armed forces is the motor vehicle's owner under RSA 259:72, I, or if the legal ownership of the motor vehicle is held by a trust established by the family member of a person killed while on duty in the United States armed forces and the family member of a person killed while on duty in the United States armed forces has use of the motor vehicle or the motor vehicle is used for the transportation of the family member of a person killed while on duty in the United States armed forces. The office of veterans services shall establish the documentation required for a motor vehicle held in trust to be eligible for decals under this section. The office shall not issue more than one set of decals under this section to any trust. A trustee of the trust or the administrator of the estate may be fined up to \$500 for failing to return within 60 days of the death of the family member of a person killed while on duty in the United States armed forces any decals issued under this section for a motor vehicle held in trust.

IV. A stepfather, stepson, or stepdaughter of a person killed while on duty in the United States armed forces shall only be eligible for gold star family decals if, in the case of a stepfather, his marriage license is dated prior to the member's fifteenth birthday and the stepfather provides a copy of the marriage license to the director, or in the case of a stepson or stepdaughter, if the member's marriage license is dated prior to the stepson's or stepdaughter's fifteenth birthday and the stepson or stepdaughter provides a copy of the marriage license to the office. The stepfather shall also be required to provide a DD Form 1300 to the director of the office. A stepfather shall not receive decals under this section if another stepfather of the person killed while on duty holds gold star family decals furnished under this section.

V. Pursuant to RSA 261-C:2, the state office of veterans services may issue gold star family decals to eligible family members and shall collect a fee of \$10 for the set of decals. Revenue collected under this paragraph shall be restricted revenue to the office of veterans services and shall not lapse.

2 New Section; Gold Star Family Decals. Amend RSA 261-B by inserting after section 3-b the following new section:

261-B:3-c Gold Star Family Decals. A family member of a person killed while on duty in the United States armed forces shall qualify for a gold star family decal as outlined in RSA 261-C:3-a.

3 Multi-Use Veterans Decals Plates; Decals. Amend RSA 261-C:2, III to read as follows:

III. The state office of veterans services may issue decals to eligible veterans *who qualify under this chapter and to gold star family members pursuant to RSA 261-C:3-a*, and shall collect a fee of \$10 for the set of decals. Revenue collected under this paragraph shall be restricted revenue to the office of veterans services and shall not lapse.

4 New Subparagraph; Multi-Use Veterans Decal Plates; Authorized Decals. Amend RSA 261-C:4, I by inserting after subparagraph (a) the following new subparagraph:

(b) Gold star family member decals pursuant to RSA 261-C:3-a and RSA 261-B:3-c, if such individual meets the definition of a veteran as outlined in RSA 261:87-b.

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

AMENDED ANALYSIS

This bill authorizes the New Hampshire office of veterans services to issue gold star family decals for motor vehicles owned by certain family members of persons killed while on duty in United States armed services. Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 669-FN, relative to gender identity information included on drivers' licenses and nondrivers' identification cards. **OUGHT TO PASS.**

Rep. Cecilia Rich for Transportation. This bill allows non-binary residents to opt for an X gender identifier, rather than M (male) or F (female), on their driver's license, commercial driver's license, or nondriver identification card and allows them an equal measure of dignity. This bill is continued support of the transgender protections signed into law last year. Currently seven countries, nine states, and Native Americans recognize non-binary individuals. Vote 15-3.

Committee report adopted and ordered to third reading.

BILLS REMOVED FROM THE CONSENT CALENDAR

HB 536-FN, adding biometric information to the consumer protection act. **OUGHT TO PASS.**

Rep. Edward Butler for Commerce and Consumer Affairs. This legislature has enacted several laws to provide protection for our privacy. This is yet another of those efforts and it focuses on biometric information, which is any means by which a person can be uniquely identified by evaluating one or more distinguishing biological traits. This includes traits such as imagery of the iris, retina, fingerprint, face, hand, palm patterns and the like. This bill, if passed, will restrict businesses from obtaining, using or disclosing biometric information about an individual with whom they conduct business for any purpose other than that which the individual reasonably expects. Vote 20-0.

Committee report adopted and ordered to third reading.

HB 430, requiring school boards to establish conflict of interest policies. **INEXPEDIENT TO LEGISLATE.**

Rep. Patricia Cornell for Education. This bill would mandate that local school boards develop and implement a conflict of interest policy. The committee felt that the legislature should not be mandating the governing activities of local boards. The majority of the committee felt that the bill was unnecessary as dissatisfaction with members of a board can be solved through elections. Vote 19-0.

Rep. Torosian spoke against.

On a division vote, with 258 members having voted in the affirmative, and 77 in the negative, the committee report was adopted.

HB 409, relative to the maximum optional fee for transportation improvements charged by municipalities when collecting motor vehicle registration fees. **OUGHT TO PASS.**

Rep. Laurel Stavis for Municipal and County Government. This bill is common sense enabling legislation that will allow communities to make small but meaningful increases on their vehicle registration fees. The legislation allows communities to increase these fees to a maximum of \$10 per vehicle, up from the current \$5, an amount that has not been increased in several years. These fees will be used to fund anticipated transportation improvements, and will increase funds available for public transportation systems, enabling them to contribute more in matching funds to federal grants for which they are eligible. Vote 20-0.

On a division vote, with 234 members having voted in the affirmative, and 103 in the negative, the committee report was adopted and ordered to third reading.

HB 139, prohibiting smoking in state parks. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Suzanne Smith for Resources, Recreation and Development. This bill, as introduced, would prohibit smoking in state parks. Testimony from the Director of the Division of Parks and Recreation stated that the bill as written does not account for the characteristics of each state park site and would make enforcement virtually impossible at some of the heavily visited parks such as the seacoast beaches. The amendment, which replaces the bill, clarifies legislative intent for administrative rule updates regarding smoking on state park property, allowing the division to take into account the characteristics of each state park site and enforcement considerations. Vote 19-1.

Amendment (0736h)

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

AN ACT relative to restrictions on smoking in state forests, parks, land, or buildings operated by the department of natural and cultural resources.

Amend the bill by replacing section 1 with the following:

1 Department of Natural and Cultural Resources; Rulemaking. Amend RSA 12-A:2-c, II(a) to read as follows:

(a) Conduct of persons using the property, including prohibitions or restrictions on use, **restrictions on smoking**, or transportation of any substances, articles, or other matter.

AMENDED ANALYSIS

This bill authorizes the commissioner of the department of natural and cultural resources to adopt rules relative to restrictions on smoking in state forests, parks, land, or buildings operated by the department.

Committee amendment adopted.

Committee report adopted and ordered to third reading.

HB 192-FN-L, abolishing fluoridation in water. OUGHT TO PASS.

Rep. Rosemarie Rung for Resources, Recreation and Development. Public fluoridation of public water systems currently exists in 10 NH municipalities, serving 289,300 people. Systematic fluoridation is considered a best practice for the prevention of tooth decay and infection for children ages 0-12 years and administration of fluoride at this age period helps prevent dental problems later in life, particularly for children who do not benefit from regular dental care. However, fluoride can also be administered through fluoridated toothpastes and mouth rinses, oral supplementation, and direct contact professional treatment, methods that allow parents control of their children's fluoride intake. Controlled intake can help prevent fluorosis, which can lead to negative impacts. Beyond the health issues, public fluoridation prevents municipal water customers from opting out, unless they assume costly home filtration systems or the purchase of non-fluoridated water. The majority of the committee believes that fluoridation should not be a decision of a government body, but a decision of the individual. Vote 16-3.

MOTION TO LAY ON THE TABLE

Rep. Suzanne Smith moved that **HB 192-FN-L, abolishing fluoridation in water**, be laid on the table. On a division vote, with 220 members having voted in the affirmative, and 116 in the negative, the motion was adopted.

BILLS REMOVED FROM THE CONSENT CALENDAR CONT'D**HB 512, relative to dogs on hiking trails in state parks and state forests. INEXPEDIENT TO LEGISLATE.**

Rep. Wendy Thomas for Resources, Recreation and Development. This bill would allow dogs to be off leash in state parks and state forests if the dog is able to be under the voice or physical control of the owner. The committee believes that this legislation presents too many opportunities for misinterpretation and misuse by dog owners. The committee acknowledged that there are hikers (especially young children) who may feel uncomfortable around unleashed dogs. The Division of Parks testified that NH state parks and forests already have rules in place that allow dogs to be off leash if there are not many hikers nearby. Vote 15-2.

Rep. Harrington spoke against and yielded to questions.

Rep. Wendy Thomas spoke in favor.

On a division vote, with 233 members having voted in the affirmative, and 103 in the negative, the committee report was adopted.

RESOLUTION

Rep. Ley offered the following: **RESOLVED**, that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and resolutions by caption only and that all bills ordered to third reading be read a third time by this resolution, and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet at the Call of the Chair.

Motion adopted.

LATE SESSION**Third Reading and Final Passage**

HB 280, designating the red-tailed hawk as the state raptor.

HCR 7, urging the president and congress to adopt a policy renouncing the first use of nuclear weapons.

HB 293, relative to employee credit privacy.

SB 1-FN, relative to family and medical leave.

HB 312, establishing a committee to study tiny houses.

HB 370, relative to membership on city and town planning boards.

HB 415, relative to the official ballot referendum form of town meetings.

HB 443, relative to municipal watering restrictions.

HB 540-L, relative to the issuance of bonds by the county for redevelopment districts in unincorporated places.

HB 618-L, relative to the definition of contracts relative to official ballot default budgets.

HB 325, relative to control of marine pollution and aquatic growth.

HB 326, relative to the definition of prime wetland.

HB 475, establishing a shoreland septic system study commission.

HB 358, relative to combustion of wood residue at municipal waste combustors.

HB 365, relative to net energy metering limits for customer generators.

HB 464, relative to the definitions of solar energy systems and wind-powered energy systems for assessed value of real estate exemptions.

HB 466, relative to the capacity of electricity customer generators for eligibility for net energy metering.

HB 568, relative to the New Hampshire energy strategy.

HB 582-FN, relative to the regional greenhouse gas initiative cap and trade program for controlling carbon dioxide emissions.

HB 614-FN, increasing penalties and fines for air pollution and water pollution.

HB 715-FN, relative to electrical energy storage.

HB 321-FN, relative to authorized organizations producing multiple decal designs in the multi-use decal number plates program.

HB 397-FN, relative to drivers' licenses for New Hampshire residents who do not possess a social security card.

HB 549-FN, establishing gold star family decals for motor vehicles.

HB 669-FN, relative to gender identity information included on drivers' licenses and nondrivers' identification cards.

HB 536-FN, adding biometric information to the consumer protection act.

HB 409, relative to the maximum optional fee for transportation improvements charged by municipalities when collecting motor vehicle registration fees.

HB 139, relative to restrictions on smoking in state forests, parks, land, or buildings operated by the department of natural and cultural resources.

UNANIMOUS CONSENT

Rep. Mangipudi requested Unanimous Consent of the House regarding the Festival of Colors and addressed the House.

UNANIMOUS CONSENT

Rep. Ley requested Unanimous Consent of the House regarding decorum in the chamber and addressed the House.

OBJECTION

An objection was raised by Rep. Horn to the continuation of Unanimous Consent by Rep. Ley.

The question being shall the member be permitted to continue speaking with the consent of the House?

MOTION TO ADJOURN

Rep. Wolf moved that the House adjourn.

Rep. Wolf withdrew the motion.

MOTION TO LAY ON THE TABLE

Rep. Wolf moved that the question of shall the member be permitted to continue speaking with the consent of the House be laid on the table.

Rep. Weber requested a roll call; sufficiently seconded.

YEAS 152 - NAYS 160

YEAS - 152

BELKNAP

Aldrich, Glen
Jurius, Deanna
St. Clair, Charlie

Bean, Harry
Mackie, Jonathan
Tilton, Franklin

Feeney, George
Plumer, John
Viens, Harry

Howard, Raymond
Spanos, Peter

CARROLL

Avellani, Lino
DesMarais, Edith
Marsh, William

Buco, Thomas
Kanzler, Harrison

Comeau, Ed
Knirk, Jerry

Cordelli, Glenn
MacDonald, John

CHESHIRE

Abbott, Michael
Swinburne, Sandy

Morrill, David
Tatro, Bruce

O'Day, John
Thompson, Craig

Schapiro, Joe
Von Plinsky, Sparky

COOS

Craig, Kevin
Tucker, Edith

Furbush, Michael
Thomas, Yvonne

Merner, Troy

Moynihan, Wayne

GRAFTON

Almy, Susan
Ladd, Rick

Fellows, Sallie
Migliore, Vincent Paul

Ford, Susan
Osborne, Richard

Gordon, Edward
Stringham, Jerry

HILLSBOROUGH

Lekas, Alicia
Balch, Chris
Bergeron, Paul
Freitas, Mary
Greene, Bob
Lascelles, Richard
Panasiti, Reed

Alexander, Joe
Baroody, Benjamin
Bosman, James
Gagne, Larry
Griffith, Willis
McLean, Mark
Piedra, Israel

Griffin, Barbara
Barry, Richard
Danielson, David
Gould, Linda
Hinch, Richard
Notter, Jeanine
Plett, Fred

Backus, Robert
Belanger, James
Erf, Keith
Graham, John
Judy, Jean
Nunez, Hershel
Proulx, Mark

Prout, Andrew
Newman, Sue
Ulery, Jordan

Newman, Ray
Snow, Kendall
Van Houten, Constance

Renzullo, Andrew
Somero, Paul
Whittemore, James

Rice, Kimberly
Lekas, Tony
Woodbury, David

MERRIMACK

Allard, James
MacKay, James
Seaworth, Brian
Yakubovich, Michael

Forsythe, Robert
Marple, Richard
Turcotte, Alan

Horn, Werner
Moffett, Howard
Wolf, Dan

Klose, John
Rogers, Katherine
Woods, Gary

ROCKINGHAM

Abbas, Daryl
Barnes, Arthur
Costable, Michael
Desilets, Joel
Hobson, Deborah
Janvrin, Jason
Love, David
Melvin, Charles
Prudhomme-O'Brien, Katherine
Vallone, Mark

Abrami, Patrick
Bershtein, Alan
Davis, Dan
Dolan, Tom
Hoelzel, Kathleen
Katsakiores, Phyllis
Griffin, Mary
Packard, Sherman
Pearson, Stephen
Weyler, Kenneth

Abramson, Max
Cahill, Michael
Thomas, Douglas
Gay, Betty
Osborne, Jason
Khan, Aboul
Pearson, Mark
Piemonte, Tony
Torosian, Peter
Yokela, Josh

Baldasaro, Al
Cali-Pitts, Jacqueline
DeClercq, Edward
Grote, Jaci
Janigian, John
Kolodziej, Walter
Major, Norman
Potucek, John
True, Chris

STRAFFORD

Bixby, Peter
McNally, Jody
Pitre, Joseph

Fontneau, Timothy
Opderbecke, Linn
Wuelper, Kurt

Harrington, Michael
Schmidt, Peter

Hayward, Peter
Perreault, Mona

SULLIVAN

Aron, Judy
Rollins, Skip

Callum, John
Stapleton, Walter

Laware, Thomas
Smith, Steven

O'Hearne, Andrew
Sullivan, Brian

NAYS - 160

BELKNAP

Fields, Dennis

Huot, David

CARROLL

Burroughs, Anita

Butler, Edward

Ticehurst, Susan

Woodcock, Stephen

CHESHIRE

Ames, Richard
Faulkner, Barry
Mann, John

Berch, Paul
Fenton, Donovan
Meader, David

Bordenet, John
Gomarlo, Jennie
Parkhurst, Henry

Eaton, Daniel
Ley, Douglas
Weber, Lucy

COOS

Hatch, William

Laflamme, Larry

Noel, Henry

GRAFTON

Abel, Richard
Dontonville, Roger
Massimilla, Linda
Ruprecht, Dennis
Weston, Joyce

Adjutant, Joshua
Egan, Timothy
Mulligan, Mary Jane
Stavis, Laurel

Campion, Polly
Josephson, Timothy
Muscatel, Garrett
Smith, Suzanne

Diggs, Francesca
Maes, Kevin
Nordgren, Sharon
Sykes, George

HILLSBOROUGH

Bouldin, Amanda
Bordy, William
Cohen, Bruce
Espitia, Manny
Harriott-Gathright, Linda
Jack, Martin
Langley, Diane
Mangipudi, Latha
Nutting-Wong, Allison
Porter, Marjorie
Rung, Rosemarie
Stack, Kathryn
Vann, Ivy

Bouldin, Andrew
Bouchard, Donald
Cornell, Patricia
Davis, Fred
Heath, Mary
King, Mark
Leishman, Peter
Mombourquette, Donna
Pedersen, Michael
Query, Joshua
Shaw, Barbara
Stevens, Deb
Thomas, Wendy

Beaulieu, Jane
Chretien, Jacqueline
Dargie, Paul
Hall, Brett
Indruk, Greg
Klee, Patricia
Long, Patrick
Mullen, Sue
Petrigno, Peter
Radhakrishnan, Julie
Sofikitis, Catherine
Telerski, Laura
Wilhelm, Matthew

Bernet, Jennifer
Cleaver, Skip
Desjardin, Kathy
Hamer, Heidi
Schmidt, Janice
Klein-Knight, Nicole
Murray, Megan
Murphy, Nancy
Pickering, Daniel
Riel, Cole
St. John, Michelle
Vail, Suzanne
Williams, Kermit

MERRIMACK

Bartlett, Christy
Fox, Samantha
Luneau, David

Carson, Clyde
Fulweiler, Joyce
McWilliams, Rebecca

Ebel, Karen
Karrick, David
Myler, Mel

Ellison, Arthur
Lane, Connie
Pimentel, Roderick

Richards, Beth
Schultz, Kristina
Wells, Kenneth

Rodd, Beth
Wallner, Mary Jane

Saunderson, George
Walz, Mary Beth

Schuett, Dianne
Wazir, Safiya

ROCKINGHAM

Altschiller, Debra
Coursin, David
Eisner, Mary
Le, Tamara
Malloy, Dennis
Read, Ellen
Warner, Anne

Berrien, Skip
Cushing, Robert Renny
Gilman, Julie
Loughman, Tom
McBeath, Rebecca
Somssich, Peter
Welch, David

Bunker, Lisa
DiLorenzo, Charlotte
Grossman, Gaby
Lovejoy, Patricia
McConnell, Liz
Sytek, John

Bushway, Patricia
Edgar, Michael
Murray, Kate
Maggiore, Jim
Meuse, David
Ward, Gerald

STRAFFORD

Cannon, Gerri
Gourgue, Amanda
Horrigan, Timothy
Smith, Marjorie
Towne, Matthew

Chase, Wendy
Grassie, Chuck
Keans, Sandra
Rich, Cecilia
Treleaven, Susan

Conley, Casey
Higgins, Peg
Kenney, Cam
Sandler, Catt
Wall, Janet

Frost, Sherry
Horgan, James
Levesque, Cassandra
Spang, Judith

SULLIVAN

Cloutier, John

Merchant, Gary

Oxenham, Lee

Tanner, Linda

and the motion failed.

The question being shall the member be permitted to continue speaking with the consent of the House?

CLERK'S NOTE

When less than two-thirds of the elected membership is present, Part II, Article 20 of the state constitution requires the assent of two-thirds of those present and voting to render their acts and proceedings valid.

Rep. Sytek requested a roll call; sufficiently seconded.

YEAS 210 - NAYS 54

YEAS - 210 BELKNAP

Fields, Dennis

Huot, David

CARROLL

Avellani, Lino
DesMarais, Edith
Ticehurst, Susan

Buco, Thomas
Kanzler, Harrison
Woodcock, Stephen

Burroughs, Anita
Knirk, Jerry

Butler, Edward
MacDonald, John

CHESHIRE

Ames, Richard
Faulkner, Barry
Mann, John
Schapiro, Joe
Weber, Lucy

Berch, Paul
Fenton, Donovan
Meador, David
Swinburne, Sandy

Bordenet, John
Gomarlo, Jennie
Morrill, David
Thompson, Craig

Eaton, Daniel
Ley, Douglas
Parkhurst, Henry
Von Plinsky, Sparky

COOS

Hatch, William
Tucker, Edith

Laflamme, Larry
Thomas, Yvonne

Moynihan, Wayne

Noel, Henry

GRAFTON

Abel, Richard
Diggs, Francesca
Josephson, Timothy
Muscatel, Garrett
Stavis, Laurel
Weston, Joyce

Adjutant, Joshua
Dontonville, Roger
Maes, Kevin
Nordgren, Sharon
Stringham, Jerry

Almy, Susan
Egan, Timothy
Massimilla, Linda
Osborne, Richard
Smith, Suzanne

Campion, Polly
Ford, Susan
Mulligan, Mary Jane
Ruprecht, Dennis
Sykes, George

HILLSBOROUGH

Lekas, Alicia
Backus, Robert
Bergeron, Paul
Bouchard, Donald
Cornell, Patricia
Davis, Fred
Hall, Brett
Indruk, Greg
King, Mark

Alexander, Joe
Baroody, Benjamin
Bernet, Jennifer
Chretien, Jacqueline
Dargie, Paul
Freitas, Mary
Hamer, Heidi
Schmidt, Janice
Klee, Patricia

Bouldin, Amanda
Barry, Richard
Bordy, William
Cleaver, Skip
Desjardin, Kathy
Gagne, Larry
Harriott-Gathright, Linda
Jack, Martin
Klein-Knight, Nicole

Bouldin, Andrew
Beaulieu, Jane
Bosman, James
Cohen, Bruce
Espitia, Manny
Graham, John
Heath, Mary
Judy, Jean
Langley, Diane

Leishman, Peter
Mombourquette, Donna
Panasiti, Reed
Piedra, Israel
Radhakrishnan, Julie
Shaw, Barbara
Stack, Kathryn
Van Houten, Constance
Williams, Kermit

Long, Patrick
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Riel, Cole
Snow, Kendall
Stevens, Deb
Vann, Ivy
Woodbury, David

Murray, Megan
Murphy, Nancy
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
Sofikitis, Catherine
Telerski, Laura
Thomas, Wendy

Mangipudi, Latha
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Newman, Sue
St. John, Michelle
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Bartlett, Christy
Fox, Samantha
Lane, Connie
Moffett, Howard
Rodd, Beth
Schultz, Kristina
Wazir, Safiya

Carson, Clyde
Fulweiler, Joyce
Luneau, David
Myler, Mel
Rogers, Katherine
Turcotte, Alan
Wells, Kenneth

Ebel, Karen
Karrick, David
MacKay, James
Pimentel, Roderick
Saunderson, George
Wallner, Mary Jane
Woods, Gary

Ellison, Arthur
Klose, John
McWilliams, Rebecca
Richards, Beth
Schuett, Dianne
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cahill, Michael
DeClercq, Edward
Gilman, Julie
Le, Tamara
Malloy, Dennis
Read, Ellen
Ward, Gerald

Berrien, Skip
Cali-Pitts, Jacqueline
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Somssich, Peter
Warner, Anne

Bunker, Lisa
Coursin, David
Edgar, Michael
Grote, Jaci
Lovejoy, Patricia
McConnell, Liz
Sytek, John
Welch, David

Bushway, Patricia
Cushing, Robert Renny
Eisner, Mary
Murray, Kate
Maggiore, Jim
Meuse, David
Vallone, Mark

STRAFFORD

Bixby, Peter
Fontneau, Timothy
Higgins, Peg
Levesque, Cassandra
Sandler, Catt
Wall, Janet

Cannon, Gerri
Frost, Sherry
Horrigan, Timothy
Smith, Marjorie
Spang, Judith

Chase, Wendy
Gourgue, Amanda
Keans, Sandra
Opderbecke, Linn
Towne, Matthew

Conley, Casey
Grassie, Chuck
Kenney, Cam
Rich, Cecilia
Treleaven, Susan

SULLIVAN

Cloutier, John
Tanner, Linda

Merchant, Gary

Oxenham, Lee

Sullivan, Brian

NAYS - 54

BELKNAP

Aldrich, Glen
Spanos, Peter

Bean, Harry
St. Clair, Charlie

Howard, Raymond
Tilton, Franklin

Plumer, John

CARROLL

Comeau, Ed

Marsh, William

CHESHIRE

Abbott, Michael

Tatro, Bruce

COOS

Merner, Troy

GRAFTON

Fellows, Sallie

Gordon, Edward

Ladd, Rick

Migliore, Vincent Paul

HILLSBOROUGH

Griffin, Barbara
Griffith, Willis
Proulx, Mark

Balch, Chris
Hinch, Richard
Prout, Andrew

Belanger, James
Lascelles, Richard
Renzullo, Andrew

Danielson, David
McLean, Mark
Somero, Paul

MERRIMACK

Allard, James

Wolf, Dan

ROCKINGHAM

Abrami, Patrick
Davis, Dan
Hoelzel, Kathleen
Khan, Aboul

Barnes, Arthur
Dolan, Tom
Osborne, Jason
Major, Norman

Bershtein, Alan
Gay, Betty
Janigian, John
Packard, Sherman

Costable, Michael
Hobson, Deborah
Janvrin, Jason
Torosian, Peter

STRAFFORD

Hayward, Peter

Schmidt, Peter

Pitre, Joseph

SULLIVANAron, Judy
Smith, Steven

Callum, John

O'Hearne, Andrew

Stapleton, Walter

and the motion was adopted by the necessary two-thirds vote.

Rep. Ley continued to address the House with their consent.

RECESS MOTION

Rep. Ley moved that the House stand in recess for the purposes of the introduction of bills, receiving Senate messages, enrolled bill amendments and enrolled bill reports.

On a division vote, with 249 members having voted in the affirmative, and 11 in the negative, the motion was adopted by the necessary two-thirds vote.

The House recessed at 6:20 p.m.

RECESS

(Rep. Ebel in the Chair)

RESOLUTION

Rep. Weber offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 2, 12, 14, 15, 17, 18, 19, 21, 22, 24, 26, 27, 28, 29, 30, 31, 34, 37, 38, 39, 40, 41, 43, 44, 50, 51, 52, 53, 54, 55, 56, 58, 59, 62, 58, 71, 76, 77, 81, 82, 92, 93, 96, 99, 105, 109, 110, 112, 114, 115, 118, 121, 122, 125, 127, 131, 132, 133, 134, 136, 139, 140, 141, 142, 144, 146, 147, 149, 151, 160, 163, 164, 169, 172, 173, 174, 176, 183, 185, 186, 188, 189, 190, 193, 194, 195, 196, 197, 200, 201, 203, 207, 208, 209, 210, 214, 215, 217, 218, 219, 221, 224, 226, 228, 233, 235, 238, 239, 240, 241, 245, 249, 250, 252, 254, 257, 262, 269, 270, 271, 272, 273, 274, 275, 279, 282, 284, 286, 292, 296, 297, 298, 299, 307 and 311 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.

Motion adopted.

INTRODUCTION OF SENATE BILLS**First, second reading and referral**

SB 2-FN, relative to funding for job training programs in the department of business and economic affairs. (Labor, Industrial and Rehabilitative Services)

SB 12-FN-A, establishing the New Hampshire college graduate retention incentive partnership program and making an appropriation therefor. (Labor, Industrial and Rehabilitative Services)

SB 14-FN, relative to child welfare. (Children and Family Law)

SB 15-FN-A, making an appropriation to the affordable housing fund. (Finance)

SB 17, relative to financial regulation technicals under insurance law. (Commerce and Consumer Affairs)

SB 18, relative to authorized employee wage deductions. (Labor, Industrial and Rehabilitative Services)

SB 19, relative to the privacy of certain information concerning public employees. (Labor, Industrial and Rehabilitative Services)

SB 21, relative to notice to cut timber. (Municipal and County Government)

SB 22, relative to the construction property tax exemption. (Municipal and County Government)

SB 24, relative to New Hampshire's regional greenhouse gas initiative program. (Science, Technology and Energy)

SB 26, relative to the New Hampshire health care quality assurance commission. (Health, Human Services and Elderly Affairs)

SB 27, relative to certain unclassified positions within the department of health and human services. (Executive Departments and Administration)

SB 28, relative to an active retirement system member appointment to the independent investment committee. (Executive Departments and Administration)

SB 29, establishing a commission to study incidents of workplace violence against state employees. (Executive Departments and Administration)

SB 30, relative to the advisory board on services for children, youth, and families. (Children and Family Law)

SB 31, relative to membership of the New Hampshire community development advisory committee. (Municipal and County Government)

SB 34, relative to the applicability of certain DWI prohibitions. (Transportation)

SB 37, relative to the registration of motor vehicles. (Transportation)

SB 38, naming a bridge in Tamworth in honor of David Bowles. (Public Works and Highways)

- SB 39**, relative to the repair of roads not maintained by a municipality. (Public Works and Highways)
- SB 40-FN**, relative to online driver education. (Transportation)
- SB 41-FN**, relative to historical racing. (Ways and Means)
- SB 43**, establishing a commission to study barriers to increased land development in New Hampshire. (Municipal and County Government)
- SB 44**, relative to election procedures, delivery of ballots, and assents to candidacy. (Election Law)
- SB 50**, relative to testing to determine alcohol concentration. (Criminal Justice and Public Safety)
- SB 51**, establishing a commission to study expanding mental health courts statewide. (Health, Human Services and Elderly Affairs)
- SB 52-FN**, requiring the department of transportation to install a traffic light in the town of Conway. (Transportation)
- SB 53-L**, relative to maintenance of roads and highways to summer cottages. (Municipal and County Government)
- SB 54-FN**, relative to the road toll bond requirements for licensed fuel distributors. (Transportation)
- SB 55**, authorizing the Harris Center for Conservation Education to issue decals for multi-use decal plates. (Transportation)
- SB 56**, establishing a committee to study motor vehicle registrations of active duty military personnel. (State-Federal Relations and Veterans Affairs)
- SB 58-FN**, relative to reimbursement rates for low-dose mammography coverage. (Commerce and Consumer Affairs)
- SB 59-FN**, adding post traumatic stress disorder and acute stress disorder to the definition of “injury” for purposes of workers’ compensation and reestablishing the commission to study the incidence of post-traumatic stress disorder in first responders. (Labor, Industrial and Rehabilitative Services)
- SB 62**, relative to temporary layoffs of certain seasonal workers and establishing a commission to study school bus driver background checks. (Labor, Industrial and Rehabilitative Services)
- SB 68**, relative to the centralized voter registration database. (Election Law)
- SB 71**, relative to the election of delegates to party conventions. (Election Law)
- SB 76**, relative to the prohibition of offshore oil and natural gas exploration. (Resources, Recreation and Development)
- SB 77-FN**, relative to costs of care for animals seized in cruelty cases and prohibiting the future ownership of animals in certain animal cruelty cases. (Environment and Agriculture)
- SB 81-FN-A**, authorizing the department of health and human services to hire certain personnel and making an appropriation therefor. (Finance)
- SB 82-FN**, relative to school food and nutrition programs. (Education)
- SB 92**, relative to transfer of vehicle ownership. (Transportation)
- SB 93-FN-A**, relative to prepaid wireless telecommunications service and voice over Internet protocol communications under the communications service tax. (Science, Technology and Energy)
- SB 96**, establishing a film production incentive fund in the state film office. (Executive Departments and Administration)
- SB 99-FN**, relative to gainful employment and partial disability in workers’ compensation. (Labor, Industrial and Rehabilitative Services)
- SB 105-FN**, relative to contributions to inaugural committees. (Election Law)
- SB 109-FN**, relative to paid details by personnel of the division of fire safety. (Executive Departments and Administration)
- SB 110**, relative to the investigations by the state fire marshal. (Executive Departments and Administration)
- SB 112**, establishing a committee to study procedures governing the hiring and payment of bail bondsmen and bail commissioners. (Criminal Justice and Public Safety)
- SB 114**, establishing a committee to study state oversight and regulation of life coaches. (Executive Departments and Administration)
- SB 115**, establishing a commission to study the business environment for mental health providers in New Hampshire. (Commerce and Consumer Affairs)
- SB 118**, establishing a child fatality review committee. (Children and Family Law)
- SB 121-FN**, relative to acquisition rights and easements at Weeks Crossing Dam in the town of Warren by the department of environmental services. (Resources, Recreation and Development)
- SB 122-FN**, relative to expenditures from the energy efficiency fund. (Science, Technology and Energy)
- SB 125-FN**, relative to parental reimbursement for voluntary services provided under the child in need of services (CHINS) program. (Children and Family Law)
- SB 127**, relative to the Hampton Circuit Court. (Judiciary)
- SB 131**, reestablishing a commission to study grandfamilies in New Hampshire. (Children and Family Law)
- SB 132**, naming a lake in Meredith as Lake Wicwas. (Public Works and Highways)
- SB 133-FN**, relative to the definition of emergency vehicles. (Transportation)
- SB 134-FN**, relative to the administration of the meals and rooms tax. (Commerce and Consumer Affairs)

SB 136, relative to classification of students for tuition purposes in the university system. (Education)

SB 139, establishing a committee to study options for lowering student debt. (Education)

SB 140, relative to credit for alternative, extended learning, and work-based programs. (Education)

SB 141, establishing a committee to study violence against school personnel. (Education)

SB 142-L, requiring feminine hygiene products in school restrooms. (Education)

SB 144, requiring the lottery commission to notify the department of education about revenue. (Ways and Means)

SB 146-FN, relative to eliminating the waiting period before eligibility to receive unemployment benefits. (Labor, Industrial and Rehabilitative Services)

SB 147, relative to adoption of the Uniform Fiduciary Access to Digital Assets Act. (Commerce and Consumer Affairs)

SB 149, relative to voluntary application of the uniform prudent management of institutional funds act to certain charitable trusts. (Commerce and Consumer Affairs)

SB 151-FN, establishing an administrative hearing procedure and penalty for an employer who fails to make payment of wages or who fails to secure workers' compensation coverage. (Labor, Industrial and Rehabilitative Services)

SB 160, relative to swimming and non-motorized boating at public boat access areas. (Fish and Game and Marine Resources)

SB 163, relative to permits for operation of solid waste management facilities. (Environment and Agriculture)

SB 164, establishing a committee to study unprotected drinking water sources and estimating the costs of protecting such sources. (Resources, Recreation and Development)

SB 169, relative to recovery of expenditures from the drinking water and groundwater trust fund. (Finance)

SB 172, relative to transfers within the judicial branch. (Finance)

SB 173-FN, relative to criminal history background checks by employers and public agencies. (Criminal Justice and Public Safety)

SB 174, proclaiming an annual observance of Juneteenth. (Executive Departments and Administration)

SB 176, establishing a committee to study mental health and human service business process alignment and information system interoperability. (Commerce and Consumer Affairs)

SB 183-FN, relative to salaries of certain circuit court judges. (Judiciary)

SB 185-FN-A, establishing a rail trail corridors advisory committee to assist the department of transportation in updating the state trails plan and making an appropriation therefor. (Public Works and Highways)

SB 186, permitting a qualified veteran to obtain an additional set of special number plates. (Transportation)

SB 188, relative to shore lights. (Transportation)

SB 189-FN, relative to the insurance premium tax. (Ways and Means)

SB 190-FN, relative to apportionment of sales under the business profits tax. (Ways and Means)

SB 193-FN, prohibiting the sale of certain furniture and carpeting with flame retardant chemicals. (Commerce and Consumer Affairs)

SB 194-FN, relative to the insurance data security law. (Commerce and Consumer Affairs)

SB 195-FN, relative to insurance continuing education. (Commerce and Consumer Affairs)

SB 196, relative to non-academic surveys administered by a public school to its students. (Education)

SB 197, relative to noncompete agreements for low-wage employees. (Labor, Industrial and Rehabilitative Services)

SB 200, relative to wildlife corridors. (Fish and Game and Marine Resources)

SB 201, requiring the department of transportation and the fish and game department to develop a plan for the construction of a ramp, dock, and parking at Great Bay Waters at Hilton Park in Dover. (Fish and Game and Marine Resources)

SB 203, making modifications to legal requirements for wetlands and environmental council administrative appeals. (Resources, Recreation and Development)

SB 207, relative to rules adopted by the department of environmental services pursuant to the 2014 report of the coastal risks and hazards commission. (Executive Departments and Administration)

SB 208, renaming the adjutant general's department to the department of military affairs and veterans services. (State-Federal Relations and Veterans Affairs)

SB 209, establishing a commission to create a New Hampshire recovery memorial. (Public Works and Highways)

SB 210, relative to emergency medical and trauma services. (Executive Departments and Administration)

SB 214, relative to transportation projects. (Public Works and Highways)

SB 215, relative to learning to drive and commercial motor vehicles designed to transport passengers. (Transportation)

SB 217, marking the Lafayette Trail in New Hampshire. (Public Works and Highways)

SB 218, relative to duties of the commissioner of transportation regarding air navigation facilities. (Transportation)

SB 219, relative to the disposal of highway or turnpike funded real estate. (Public Works and Highways)

SB 221, establishing a commission to study highway fund revenue for hybrid and electric vehicles. (Public Works and Highways)

SB 224-FN, relative to insurance coverage for pediatric autoimmune neuropsychiatric disorders. (Commerce and Consumer Affairs)

SB 226-FN, relative to registration of pharmacy benefit managers, and reestablishing the commission to study greater transparency in pharmaceutical costs and drug rebate programs. (Commerce and Consumer Affairs)

SB 228-FN, relative to multiple-employer welfare arrangements. (Commerce and Consumer Affairs)

SB 233, relative to the classification of certain state employee positions. (Executive Departments and Administration)

SB 235-FN, relative to sexual harassment complaints in the general court and authorizing an independent human resources professional. (Legislative Administration)

SB 238-FN, relative to the registration of motor vehicles owned by veterans. (Transportation)

SB 239-FN, relative to implementation of the blue alert system in New Hampshire. (Criminal Justice and Public Safety)

SB 240-FN, relative to reciprocal toll collection. (Public Works and Highways)

SB 241-FN-A, relative to funding for the project development phase of the capitol corridor rail project. (Public Works and Highways)

SB 245-FN, relative to fees for simulcast racing. (Ways and Means)

SB 249-FN, including the legislature as a public employer under the public employee labor relations act. (Legislative Administration)

SB 250-FN, relative to forgery of a certificate of insurance. (Commerce and Consumer Affairs)

SB 252-FN, relative to the detection and prevention of financial exploitation of vulnerable adults. (Commerce and Consumer Affairs)

SB 254-FN-A, appropriating funds to the department of environmental services for the purpose of funding eligible wastewater projects under the state aid grant program. (Finance)

SB 257-FN, prohibiting foams containing perfluoroalkyl chemicals for use in fighting fires. (Executive Departments and Administration)

SB 262-FN, relative to the property interest in abandoned personal materials. (Judiciary)

SB 269-FN-A, making an appropriation to the department of natural and cultural resources to perform an ecological integrity assessment. (Resources, Recreation and Development)

SB 270-FN, establishing a tax credit against the business profits tax for donations to career and technical education centers. (Ways and Means)

SB 271-FN-L, relative to requiring prevailing wages on state-funded public works projects. (Labor, Industrial and Rehabilitative Services)

SB 272-FN, relative to mental health parity under the insurance laws. (Commerce and Consumer Affairs)

SB 273-FN, establishing a committee to study the regulation of nursing assistants by the board of nursing and criminal history record checks for nurses. (Executive Departments and Administration)

SB 274, relative to the newborn home visiting program. (Health, Human Services and Elderly Affairs)

SB 275-FN, requiring that all of the state's motor vehicles will be zero emissions vehicles by the year 2039. (Science, Technology and Energy)

SB 279-FN, relative to access to fertility care. (Commerce and Consumer Affairs)

SB 282-FN, relative to suicide prevention education in schools. (Education)

SB 284-FN, establishing a statewide, multi-use online energy data platform. (Science, Technology and Energy)

SB 286-FN-L, relative to aggregation of electric customers by municipalities and counties. (Municipal and County Government)

SB 292-FN, relative to implementation of the new mental health 10-year plan. (Health, Human Services and Elderly Affairs)

SB 296-FN, relative to live medical testimony in courts. (Judiciary)

SB 297-FN, extending the deadline for arraignments. (Criminal Justice and Public Safety)

SB 298-FN, relative to summoning out-of-state witnesses in criminal cases. (Criminal Justice and Public Safety)

SB 299-FN, requiring good behavior as a condition for release without arrest or bail. (Criminal Justice and Public Safety)

SB 307-FN, relative to outdoor lighting. (Science, Technology and Energy)

SB 311-FN, relative to annulment of criminal records. (Criminal Justice and Public Safety)

RECESS

(Rep. Weber in the Chair)

RESOLUTION

Rep. Ebel offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 10, 20, 33, 63, 64, 66, 87, 88, 98, 101, 126, 128, 129, 137, 138, 145, 167, 206, 246, 258, 261, 276, 285 and 300 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.

Motion adopted.

INTRODUCTION OF SENATE BILLS**First, second reading and referral**

SB 10, establishing the state minimum hourly rate based on whether an employer offers paid sick days to an employee. (Labor, Industrial and Rehabilitative Services)

SB 20, relative to notification requirements for employees, workplace inspections, and the youth employment law. (Labor, Industrial and Rehabilitative Services)

SB 33, relative to the therapeutic use of cannabis. (Health, Human Services and Elderly Affairs)

SB 63, relative to sharing of insurer rebates with enrollees. (Commerce and Consumer Affairs)

SB 64, relative to antifraud plans maintained by insurance companies. (Commerce and Consumer Affairs)

SB 66, relative to political contributions by candidates for certain offices. (Election Law)

SB 87, relative to the syringe service programs. (Health, Human Services and Elderly Affairs)

SB 88-FN, relative to registry identification cards under the use of cannabis for therapeutic purposes law. (Health, Human Services and Elderly Affairs)

SB 98, clarifying the New Hampshire trust code. (Commerce and Consumer Affairs)

SB 101, relative to procedures for county audits and recodifying provisions for performance and forensic audits. (Municipal and County Government)

SB 126, relative to competency evaluations for certain court proceedings. (Criminal Justice and Public Safety)

SB 128, relative to the court accreditation commission. (Judiciary)

SB 129, relative to misdemeanor cases filed in superior court. (Criminal Justice and Public Safety)

SB 137, relative to the certification of school nurses. (Education)

SB 138, relative to the degree granting authority of Signum University. (Education)

SB 145, relative to the organization of alternative treatment centers. (Commerce and Consumer Affairs)

SB 167-FN, establishing a clean energy resource procurement commission. (Science, Technology and Energy)

SB 206, excluding the cost of lobbying and political activity from the rates of public utilities. (Election Law)

SB 246-FN, relative to licensing of child daycare, residential care, and child-placing agencies. (Children and Family Law)

SB 258, relative to telemedicine and telehealth services. (Health, Human Services and Elderly Affairs)

SB 261, relative to grandparents' access to preventive and protective child care services. (Children and Family Law)

SB 276-FN-A, relative to career readiness credentials for high school students. (Education)

SB 285-FN, establishing a coastal resilience and economic development program. (Municipal and County Government)

SB 300-FN, eliminating certain ramp tolls on the Everett turnpike in the town of Merrimack. (Public Works and Highways)

RECESS**(Rep. Ebel in the Chair)**

SB 1-FN, relative to family and medical leave. (Amendment printed SJ 3/28/19)
Motion adopted.

SENATE MESSAGES**CONCURRENCE**

HB 267, relative to the international registration plan.

HB 284, relative to biennial controlled substance inventories conducted under the Controlled Drug Act.

RECESS**(Rep. Ebel in the Chair)****RESOLUTION**

Rep. Weber offered the following: **RESOLVED**, that in accordance with the list in the possession of the Clerk, Senate Bills numbered 4, 7, 8, 36, 45, 49, 67, 70, 72, 74, 78, 79, 80, 85, 97, 100, 103, 104, 106, 108, 111, 120, 123, 124, 148, 154, 156, 159, 162, 165, 166, 168, 177, 187, 192, 204, 205, 211, 212, 216, 220, 237, 251, 263, 267, 283, 289, 290, 293 and 314 shall be by this resolution read a first and second time by the therein listed titles and referred to the therein designated committees.
Motion adopted.

INTRODUCTION OF SENATE BILLS**First, second reading and referral**

SB 4, relative to the group and individual health insurance market. (Commerce and Consumer Affairs)

SB 7-FN-L, establishing the secure modern accurate registration act (SMART ACT). (Election Law)

SB 8, establishing an independent redistricting commission. (Election Law)

- SB 36**, creating a cause of action for certain constitutional deprivations of right. (Judiciary)
- SB 45**, relative to electioneering at polling places. (Election Law)
- SB 49**, relative to the state fire code. (Executive Departments and Administration)
- SB 67**, relative to the definitions of resident and residency. (Election Law)
- SB 70**, relative to vacancies among primary candidates and prohibiting a candidate from receiving the nomination of more than one party. (Election Law)
- SB 72**, relative to issuance of renewable energy certificates. (Science, Technology and Energy)
- SB 74-FN-A**, relative to register of deeds fees used to support the land and community heritage investment program (LCHIP), and establishing a committee to study the economic impact of land conservation. (Resources, Recreation and Development)
- SB 78**, relative to public utility customer data. (Science, Technology and Energy)
- SB 79**, relative to required reporting on waste reduction. (Environment and Agriculture)
- SB 80**, relative to applicants to the board of mental health practice from other states, membership on the board of mental health practice, and insurance credentialing of out-of-state mental health practitioners and psychologists. (Health, Human Services and Elderly Affairs)
- SB 85**, reestablishing the commission to study environmentally-triggered chronic illness. (Health, Human Services and Elderly Affairs)
- SB 97**, relative to special health care services licenses and establishing a committee to study providing certain health care services while ensuring increased access to affordable health care in rural areas of the state. (Health, Human Services and Elderly Affairs)
- SB 100**, relative to discrimination in employment based on criminal background checks. (Labor, Industrial and Rehabilitative Services)
- SB 103-L**, authorizing municipalities to engage in multi-town bonding projects. (Municipal and County Government)
- SB 104-L**, relative to the postponement of city, town, village, and school district elections. (Election Law)
- SB 106**, relative to the definition of political advocacy organization. (Election Law)
- SB 108**, relative to eligibility for the governor's scholarship program. (Education)
- SB 111**, relative to the collection of health care data. (Health, Human Services and Elderly Affairs)
- SB 120**, relative to the controlled drug prescription health and safety program. (Health, Human Services and Elderly Affairs)
- SB 123**, relative to lost and unaccounted for gas, and relative to electric distribution companies investment in natural gas operations. (Science, Technology and Energy)
- SB 124**, relative to renewable portfolio standards after 2025. (Science, Technology and Energy)
- SB 148**, relative to notification to public employees regarding their right to join or not join a union. (Labor, Industrial and Rehabilitative Services)
- SB 154**, allowing municipalities to adopt a credit against property taxes for certain workforce housing, and authorizing the sale of certain property by the town of Milton. (Municipal and County Government)
- SB 156**, relative to political contributions made by limited liability companies. (Election Law)
- SB 159**, relative to net energy metering limits for customer-generators. (Science, Technology and Energy)
- SB 162**, exempting commercial vessels from rafting rules. (Resources, Recreation and Development)
- SB 165**, relative to net energy metering by low-moderate income community solar projects. (Science, Technology and Energy)
- SB 166**, relative to competitive electricity supplier requirements under net energy metering. (Science, Technology and Energy)
- SB 168**, relative to class 2 obligations under the electric renewable portfolio standards. (Science, Technology and Energy)
- SB 177**, relative to the use of physical restraints on persons who are involuntarily committed. (Health, Human Services and Elderly Affairs)
- SB 187**, relative to OHRV dealer and rental agency registration fees and snowmobile registration fees. (Transportation)
- SB 192**, relative to self-service storage facility liens. (Commerce and Consumer Affairs)
- SB 204**, relative to distributed energy resources and consumer energy storage. (Science, Technology and Energy)
- SB 205**, relative to energy efficiency programs funded from the systems benefits charge and the duties and members of the energy efficiency and sustainable energy board. (Science, Technology and Energy)
- SB 211**, relative to reporting requirements for state agencies owning real property. (Public Works and Highways)
- SB 212**, relative to limited driving privilege after revocation or suspension. (Transportation)
- SB 216-FN**, requiring the New Hampshire transportation council to conduct a review of automated vehicle testing and deployment, establishing an automated vehicle testing pilot program, and providing requirements for automated vehicle deployment. (Transportation)

SB 220, relative to department of transportation access to crash data. (Transportation)

SB 237-FN, relative to the office of cost containment. (Judiciary)

SB 251, relative to the life and health insurance guaranty association and relative to an unfair insurance practice regarding certain prescriptions. (Commerce and Consumer Affairs)

SB 263, relative to anti-discrimination protection for students in public schools. (Education)

SB 267, relative to the release of student assessment information and data. (Education)

SB 283-FN, relative to post-election audits of electronic ballot counting devices. (Election Law)

SB 289-FN, relative to health and human services. (Health, Human Services and Elderly Affairs)

SB 290-FN, relative to the New Hampshire granite advantage health care program. (Health, Human Services and Elderly Affairs)

SB 293-FN, relative to federally qualified health care centers and rural health centers reimbursement. (Health, Human Services and Elderly Affairs)

SB 314-FN, relative to release of a defendant pending trial. (Criminal Justice and Public Safety)

RECESS

(Rep. Cahill in the Chair)

RESOLUTION

Speaker Shurtleff offered the following: RESOLVED, that in accordance with the list in the possession of the Clerk, Senate Bill numbered 310 shall be by this resolution read a first and second time by the therein listed title and referred to the therein designated committee.

Motion adopted.

INTRODUCTION OF SENATE BILL

First, second reading and referral

SB 310-FN-A-L, relative to casino gambling. (Ways and Means)

RECESS