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Wednesday, April 7, 2021

No. 5

HOUSE JOURNAL NO. 4 (Cont'd)

Thursday, February 25, 2021

(Speaker Packard in the Chair)

MOTION TO VACATE

Rep. Steven Smith moved that the House vacate the reference of **SB 98-FN**, relative to the SNAP incentive program, and **SB 152-FN-A**, relative to affordable housing program funding, to the Committee on Health, Human Services and Elderly Affairs.

Motion adopted.

The Speaker referred **SB 98-FN** and **SB 152-FN-A** to the Committee on Finance.

SENATE MESSAGES

CONCURRENCE

HB 192, relative to pistols permitted for the taking of deer.

HB 193, relative to penalties for improper timber harvesting.

HB 226, relative to the repeal of laws on produce safety.

HB 258, permitting wage and hour records to be approved and retained electronically.

HB 303, relative to required pay.

HB 324-FN, relative to the administration of certain state taxes by the department of revenue administration.

HB 342, relative to the taking of game by certain lever-action firearms and relative to the number of rounds permitted in a firearm used to take deer.

HB 354, relative to the local option for sports betting.

HB 529-FN, relative to cruelty to a wild animal, fish, or wild bird.

NONCONCURRENCE

HB 281-FN, relative to the tax expenditure report and relative to delaying the enactment of the single sales factor under the business profits and business enterprise taxes.

RECESS

Rep. Osborne moved that the House adjourn.

Motion adopted.

HOUSE JOURNAL NO. 5

Wednesday, April 7, 2021

The House assembled at 9:15 a.m. and was called to order by the Speaker.

Prayer was offered by the member from Exeter, Representative Alexis Simpson.

Good morning, friends. We come to Bedford from many communities, but for the next three days we will be each other's community. Let us take a few moments to gather our hearts together. Creator of the Universe, Spirit of Life, Source of Hope, we give you thanks for bringing us here safely. We pray that we may do the best we can for the people of New Hampshire. As we continue to struggle underneath the pall of the pandemic, please help us to see how we can best meet the needs of our constituents and of all the people of our state. For those who are grieving, hungry, homeless, and hurting, let us be part of the web of care that will help them through. Today, tomorrow, and the next day, there will be things on which we will disagree, but even

in the midst of our arguments, please allow us to see the humanity in one another. Let us speak honestly and listen closely. Above all, please give us patience with one another as each of us only has a partial truth. Today, especially, we stand in awe of the power we hold as leaders in our state. This evening at sundown communities across the world will join together to mark Holocaust Remembrance Day, Yom HaShoah, a day we remember those who died, those who survived, and the rescuers who risked their lives to save others. As we say, “never again,” let us remember the stories that we have heard from survivors who were marginalized and tortured and the lessons we have learned from them. Let us pray for the six million souls that were lost as people at every level of society lost their moral compass. Let us remember to be vigilant in our freedom that we never participate in such persecution, and may we do everything in our power to honor the Jewish, LGBTQ+, disabled, and Roma victims of the Holocaust and their literal and spiritual descendants, our neighbors, friends, and colleagues. Finally, let us pray for shalom—for wholeness and peace—to be in our midst now and forever. Amen.

Representative John Janigian, member from Salem, led the Pledge of Allegiance.

The National Anthem was performed by the member from Marlborough, Representative Lucius Parshall.

LEAVES OF ABSENCE

Reps. Cleaver and Pantelakos, the day, illness.

Reps. Alicea, Cote, Danielson, Kilanski, Myler, Ruprecht and Wazir, the day, important business.

Rep. Leavitt, the day, death in the family.

CONSENT CALENDAR

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

HB 68, relative to the definition of child abuse, removed by Rep. Testerman.

HB 372-FN, relative to enforcement of the election laws, removed by Rep. Abramson.

HB 429, relative to college or university student voting, removed by Rep. Piemonte.

HB 570, permitting certain political organizations to appear on a general election ballot as a minor party after holding a nominating convention, removed by Rep. Abramson.

HB 155, renaming Columbus Day as Indigenous People’s Day, removed by Rep. Horrigan.

HB 111, establishing a cause of action against the state to protect individual rights, removed by Rep. Graham. Consent Calendar adopted.

HB 120, relative to administration of psychotropic medications to children in foster care. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Josh Yokela for Children and Family Law. The committee believes this bill as amended will better protect NH children from the inappropriate use of psychotropic drugs and decrease the amount of money NH Medicaid spends on psychotropic drugs. This bill was filed in response to the United States Inspector General’s Sept 2018 report “Treatment Planning and Medication Monitoring were Lacking for Children in Foster Care Receiving Psychotropic Medication.” The Inspector General found that 23.4% of NH children in foster care receiving psychotropic medications had no treatment plan while 37.9% had a treatment plan, but no diagnosis on their treatment plan. It was also found that 21.8% of these children did not receive medication monitoring by a prescribing professional. The amendment addresses specific concerns brought forward by the NH Psychiatric Society. Vote 15-0.

Amendment (0517h)

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

1 New Paragraphs; Delinquent Children; Definitions Added. Amend RSA 169-B:2 by inserting after paragraph XIII the following new paragraphs:

XIII-a “Psychotropic medication” means a drug prescribed by a licensed medical practitioner, to treat illnesses that affect psychological functioning, perception, behavior, or mood.

XIII-b. “Medication restraint” means the involuntary administration of any medication, including psychotropic medication, without a clinical diagnosis for the purpose of controlling behavior, unless it is to ensure the immediate physical safety of persons when there is substantial and imminent risk of serious bodily harm to the child or others.

2 Delinquent Children; Treatment Plan Involving the Use of Psychotropic Medication. Amend RSA 169-B:23 to read as follows:

169-B:23 Orders for ~~[Physical]~~ **Health** Examination and Treatment. If it is alleged in any petition, or it appears at any time during the progress of the case, that a delinquent is in need of ~~[physical]~~ **health** treatment, the failure to receive which is a contributing cause of delinquency, due notice of that fact shall be given as provided in RSA 169-B:7. If the court, upon hearing, finds that such treatment is reasonably required, it shall be ordered and the expense thereof shall be borne as provided in RSA 169-B:40. **Prior to prescribing**

psychotropic medication, the prescriber shall ensure the undertaking of, and guidance from, a recent comprehensive medical assessment to rule out an underlying physical cause and a comprehensive psychosocial assessment to address psychosocial issues. The prescribing of any medication shall include consultation with the child's caregiver or legal guardian and the division for children, youth and families (DCYF) district nurse. The use of medication restraint shall be limited as provided in RSA 126-U.

3 New Paragraphs; Child Protection Act; Definitions Added. Amend RSA 169-C:3 by inserting after paragraph XXV-a the following new paragraphs:

XXV-b. "Psychotropic medication" means a drug prescribed by a licensed medical practitioner, to treat illnesses that affect psychological functioning, perception, behavior, or mood.

XXV-c. "Medication restraint" means the involuntary administration of any medication, including a psychotropic medication, without a clinical diagnosis for the purpose of controlling behavior, unless it is to ensure the immediate physical safety of persons when there is substantial and imminent risk of serious bodily harm to the child or others.

4 New Paragraph; Duties of the Department of Health and Human Services Under the Child Protection Act; Oversight of Children in Foster Care Receiving Psychotropic Medication. Amend RSA 169-C:34 by inserting after paragraph VIII the following new paragraph:

IX. The use of medication restraint shall be limited as provided in RSA 126-U.

5 New Paragraphs; Children in Need of Services (CHINS); Definitions Added. Amend RSA 169-D:2 by inserting after paragraph XIII the following new paragraphs:

XIII-a. "Psychotropic medication" means a drug prescribed by a licensed medical practitioner, to treat illnesses that affect psychological functioning, perception, behavior, or mood.

XIII-b. "Medication restraint" means the involuntary administration of any medication, including a psychotropic medication, without a clinical diagnosis for the purpose of controlling behavior, unless it is to ensure the immediate physical safety of persons when there is substantial and imminent risk of serious bodily harm to the child or others.

6 New Paragraph; Children in Need of Services; Oversight of Children in Foster Care Receiving Psychotropic Medication. Amend RSA 169-D:17 by inserting after paragraph VIII the following new paragraph:

IX. The department shall ensure that, when psychotropic medication is prescribed for children in foster care, appropriate medication monitoring is provided pursuant to current American Academy of Child and Adolescent Psychiatry (AACAP) Standards.

7 New Subparagraph; Residential Care and Child Placing Agency Licensing; Compliance with Rules Relative to the Use of Psychotropic Medication in Children. Amend RSA 170-E:34, I by inserting after subparagraph (h) the following new subparagraph:

(i) Compliance with RSA 126-U, regarding the use of physical and medication restraint.

8 New Paragraphs; Services for Children, Youth and Families; Definitions Added. Amend RSA 170-G:1 by inserting after paragraph VII the following new paragraphs:

VIII. "Psychotropic medication" means a drug prescribed by a licensed medical practitioner, to treat illnesses that affect psychological functioning, perception, behavior, or mood.

IX. "Medication restraint" means the involuntary administration of any medication, including a psychotropic medication, without a clinical diagnosis for the purpose of controlling behavior, unless it is to ensure the immediate physical safety of persons when there is substantial and imminent risk of serious bodily harm to the child or others.

9 New Paragraph; Duties of the Department of Health and Human Services; Medication Monitoring for Children in Foster Care Receiving Psychotropic Medication. Amend RSA 170-G:4 by inserting after paragraph XXII the following new paragraph:

XXIII.(a) Ensure that division for children, youth and families (DCYF) district office nurses provide medication monitoring for children in foster care receiving psychotropic medication pursuant to current American Academy of Child and Adolescent Psychiatry (AACAP) Standards, which shall include providing relevant health education and guidance to caregivers and DCYF field staff, and that any use of medication restraint conforms with the limitations in RSA 126-U.

(b) Beginning November 1, 2022, and annually thereafter, report to the joint legislative oversight committee on health and human services established under RSA 126-A:13 and the office of the child advocate established under RSA 21-V, regarding the use of psychotropic medications by children in foster care and compliance with the limitations on medication restraint in RSA 126-U. Such report shall include a description of progress during the preceding fiscal year toward compliance with the recommendations of the September 2018 report of the United States Department of Health and Human Services, Office of the Inspector General entitled "Treatment Planning and Medication Monitoring Were Lacking for Children in Foster Care Receiving Psychotropic Medication." Such description shall include statistical information regarding the number of children in foster care, the number of such children receiving treatment with psychotropic medications, the

total Medicaid expenditures for psychotropic medications for such children, and the diagnoses of such children. In addition, the report shall include statistical information regarding the number of children in foster care receiving treatment with psychotropic medications who have treatment plans and medication monitoring as required by statute, regulation, and department procedures.

10 New Subparagraph; Confidentiality of Department Case Records; Access by Licensed Medical Practitioner. Amend RSA 170-G:8-a, II(b) by inserting after subparagraph (5) the following new subparagraph:

(6) A licensed medical practitioner who is overseeing the use of psychotropic medication prescribed to the child.

11 New Paragraph; Foster Care Children's Bill of Rights. Amend RSA 170-G:21 by inserting after paragraph II the following new paragraph:

II-a. To receive appropriate medical supervision of any prescribed psychotropic medications.

12 Effective Date. This act shall take effect January 1, 2022.

HB 317-FN, relative to the treatment of veterans' disability benefits for purposes of determining child support. **INEXPEDIENT TO LEGISLATE.**

Rep. John Lewicke for Children and Family Law. This bill would make disabled veterans a special class to be treated differently from all others in New Hampshire. Disability benefits are for the veteran and their families, although the federal government may be less generous than it should to veterans who become disabled in the service of their country. It is not the responsibility of the taxpayers of the state of New Hampshire to make up for those shortcomings. Vote 15-0.

HB 541, relative to the priority of child support payments over other court costs and expenses. **INEXPEDIENT TO LEGISLATE.**

Rep. John Lewicke for Children and Family Law. Neither the legislature nor the courts can impute income to someone when a transaction has been between parties who are not involved in a support agreement. If a third party chooses to pay a lawyer, that transaction is between the third party and the lawyer. Since the funds never passed through the hands of the person named in a support agreement, they can't be imputed to be income of that person. Vote 15-0.

HB 547, relative to the opportunity for evidentiary hearings in parenting cases. **INEXPEDIENT TO LEGISLATE.**

Rep. Cody Belanger for Children and Family Law. It is the opinion of the committee that the context of this bill already happens in court proceedings and that the judicial system already provides a check and balance for families through petition. Vote 15-0.

HB 548, relative to the role of a guardian ad litem in cases where domestic violence is suspected or alleged. **INEXPEDIENT TO LEGISLATE.**

Rep. Cody Belanger for Children and Family Law. It is the opinion of the committee that during a family court hearing when there is a Guardian ad litem (GAL) appointed, the GAL is supposed to be a neutral third party serving in the best interest of the child. If this bill was to pass, it would insinuate that the GAL has a biased opinion against one party. Vote 15-0.

HB 577, relative to parenting and divorce cases involving allegations of domestic violence. **INEXPEDIENT TO LEGISLATE.**

Rep. Debra DeSimone for Children and Family Law. The cases that this bill would be referred to the "Complex Court," no longer exists. Therefore, this bill was unanimously recommended Inexpedient to Legislate. Vote 15-0.

HB 109, relative to the referral of debts for collection. **INEXPEDIENT TO LEGISLATE.**

Rep. Dawn Johnson for Commerce and Consumer Affairs. This bill requires creditors to give affirmative notice to a consumer before bills for goods and services may be referred for collection. This bill would require a person or business who is owed money by another to give an in-person, certified mail, or telephone communication, or a home visit, before they can turn the person over to collections. There was no evidence that a consumer is unaware that they owed money. Creditors do not send people out to collection without sending notice and making calls. The adoption of this bill could lead to abuse since the debtor has to give a consumer affirmative notification, meaning that the creditor cannot go to collection until the collector has affirmed that the consumer has actually gotten the notification. This would put an unnecessary hardship on many small businesses. A debt collector has the resources to locate and deliver collection notices. That is their job not the job of the one owed the funds. Vote 16-1.

HB 171, relative to food in cigar shops. **OUGHT TO PASS.**

Rep. John Potucek for Commerce and Consumer Affairs. Under current law cigar bars are prohibited from the service of food. This bill simply amends the law to prohibit the sale of food. This would allow cigar bar licensees to provide free food to customers, like traditional bar snacks. The Commerce and Consumer Affairs Committee feels that it is important for patrons consuming adult beverages to have something in their stomach and unanimously supported this bill. Vote 19-0.

HB 265, requiring bottled drinking water sold to the public meet the same maximum contaminant levels established for public drinking water. **INEXPEDIENT TO LEGISLATE.**

Rep. Max Abramson for Commerce and Consumer Affairs. While members of the committee expressed sympathy toward the need to guarantee that bottled water meets state—rather than merely EPA and FDA—standards, the majority also noted that the state would be giving a false sense of security to shoppers who might get the impression that all water sold in the Granite State exceeds federal standards. In fact, seltzer water, colored or flavored water, or possibly even ice that doesn't meet those standards could be sold after the adoption of this bill. More importantly, the Department of Health and Human Services is currently working on regulations for bottled water, and the majority recognizes the need to wait for the completion of this work rather than risking the adoption of statutes that could be in conflict. For this reason, the committee has retained HB 335 which has the exact same language as this bill. Vote 18-0.

HB 299, relative to responsibilities of the insurance department. **OUGHT TO PASS.**

Rep. John Potucek for Commerce and Consumer Affairs. This bill was submitted at the request of the Insurance Department to make changes to several of the laws that regulate property and casualty insurance. These changes will clean up and simplify the language currently in statute, clarify requirements, and modernize standards. The Commerce and Consumer Affairs Committee agreed unanimously with these revisions. Vote 17-0.

HB 310, relative to vehicle repairs. **INEXPEDIENT TO LEGISLATE.**

Rep. Bonnie Ham for Commerce and Consumer Affairs. This bill establishes a rebuttable presumption that manufacturers' recommendations for scans and calibrations are necessary for vehicle safety and for the restoration of a vehicle to its pre-loss condition. It also makes it an unfair insurance practice for an insurance company, agent, or adjuster to knowingly fail to pay a claim to the claimant or repairer to the extent the claimant's vehicle is repaired in conformance with applicable manufacturer's recommendations or specification. The committee finds that this bill is not needed. There is insufficient evidence to demonstrate that consumers, their agents, insurance companies, adjusters, and vehicle repair shops are unable to negotiate for appropriate pre-loss condition repairs to a vehicle to acceptable safety standards without this legislation. Vote 18-0.

HB 312, relative to deadlines in consumer credit applications, licensing requirements for mortgage loan originators, examinations of family trust companies, delegation by credit union boards to committees, qualifications of the banking commissioner, and authorizing depository banks to elect benefit corporation status. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John Hunt for Commerce and Consumer Affairs. This bill clarifies and extends deadlines in consumer credit examinations applicable to certain entities licensed by the Banking Department. It also clarifies the home state licensing requirement for mortgage loan originators and provides that family trust companies may be examined more frequently than every 36 months if the commissioner deems it necessary. In addition, it clarifies that depository banks may elect RSA 293-C benefit corporation status and establishes requirements applicable to credit union boards who delegate to committees. And, finally, this bill adjusts restrictions on loans and other financial transactions that disqualify the commissioner or deputy commissioner from serving in his or her role. Vote 18-0.

Amendment (0093h)

Amend RSA 397-A:12, IV(b) as inserted by section 2 of the bill by replacing it with the following:

(b) Failure to provide files [and] **or** documents within the time established by this paragraph shall subject a licensee or person to a fine of \$50 per day for each day [after 21 days] the files [and] **or** documents are not produced. Failure to provide files [and] **or** documents within 60 days after [being requested to do so by the department] **receipt of the request** shall be sufficient cause for license revocation, suspension, or denial.

HB 313, relative to property restrictions on certain amateur radio antennas. **INEXPEDIENT TO LEGISLATE.**

Rep. John Potucek for Commerce and Consumer Affairs. This bill regulates the enforcement of property restrictions by a community association on the installation and maintenance of amateur radio antennas and antenna support structures. It also allows private property, the antenna and its associated support structure, to be placed on the "common property" of the association and its members. The majority believes that this bill would restrict the property rights of the association members because it overrides the association rules and regulations. Vote 17-1.

HB 462, relative to lien assessments by condominium associations. **INEXPEDIENT TO LEGISLATE.**

Rep. Dawn Johnson for Commerce and Consumer Affairs. This bill establishes a procedure for the enforcement of a lien assessment on a condominium unit owner by the unit owners' association. Under current law a condominium may place a lien on a unit owner, but they are not permitted to enforce the lien by going to court and foreclosing on the unit owner. The majority understands the difficulties that condo associations have with unit holders not paying their fees, but empowering the condo associations with foreclosure seem too extreme, especially considering the dollar amount. Vote 18-0.

HB 466, relative to contract powers of condominium unit owners' associations. **INEXPEDIENT TO LEGISLATE.**

Rep. Dawn Johnson for Commerce and Consumer Affairs. This bill requires a condominium unit owner who contracts for property management, maintenance, or improvements business with the condominium association to recuse himself or herself from any participation in or vote on the awarding of the contract. It also requires any such relationship to be disclosed by the unit owners' association. Members of a condominium association are aware of the fact that many of the association members do the maintenance and repairs on the association properties. This helps support local businesses and their neighbors. It also helps keep costs low as the condominium members also benefit from these agreements to maintain the buildings and grounds thus maintain the value of their property. Restricting participation in these decisions would harm these relations and put undo government regulations on a private, members-only association. Vote 17-1.

HB 477, establishing consumer protections regarding Internet service provider outages and download speeds. **INEXPEDIENT TO LEGISLATE.**

Rep. Paul Terry for Commerce and Consumer Affairs. This bill attacks a problem the magnitude and frequency of which have not been established. It also presumes that Internet service providers egregiously fail to address service issues appropriately or at all. In summary, this bill would introduce onerous and unjustified government regulation in a type of commerce that, while not as yet widely and reliably available in modern high speed modes as we would like, is nevertheless not guilty of the offenses this bill wishes to remedy by its draconian, unjustified and unworkable standards and requirements. The best solution to perceived or claimed problems is increasing competition, not more heavy-handed government regulation. Vote 18-0.

HB 510, relative to limiting robocalls by automatic dialing devices. **INEXPEDIENT TO LEGISLATE.**

Rep. Jeffrey Greeson for Commerce and Consumer Affairs. This bill establishes prohibitions and exceptions for the use of robocalls by automatic dialing devices. The bill gives the Department of Justice authority to seek injunctions and assess penalties for violations of the provisions of the act. The bill also requires an annual report on robocall violations. A representative from the Consumer Protection and Antitrust Bureau of the Attorney General's office testified that this bill was unnecessary since under current laws they already have all the tools to prosecute the violators. However, since these calls generally originate in other countries, they are impossible to track. Therefore, the committee has recommended that this bill be found Inexpedient to Legislate because robocallers are already required to register with the state and, if enacted, this bill would be impossible to enforce. Vote 18-0.

HB 518, relative to rebates under the law governing unfair insurance practices. **OUGHT TO PASS.**

Rep. Jeffrey Greeson for Commerce and Consumer Affairs. This bill declares that a producer may rebate all or a portion of the producer's commission to employees of the producer for policies of the employee. The entire committee agreed that this is a reasonable proposal and should be enacted. Vote 18-0.

HB 519, relative to technical changes in the laws administered by the insurance department. **OUGHT TO PASS.**

Rep. John Hunt for Commerce and Consumer Affairs. This bill makes minor "technical" changes to several insurance laws to provide clarity in language or correct inadvertent errors and omissions in existing statutes. Vote 19-0.

HB 520, relative to e-delivery of insurance documents and commercial lines renewal notices. **OUGHT TO PASS.**

Rep. Christy Bartlett for Commerce and Consumer Affairs. This bill was filed at the request of the Insurance Department. It was passed last term, but tabled in the House due to the COVID-19 pandemic. This bill allows insurance companies to deliver documents electronically to their customers after written consent. It also codifies what is common practice by many insurance companies already, but the statutes needed updating. Vote 19-0.

HB 93-FN, relative to human trafficking and child exploitation prevention. **INEXPEDIENT TO LEGISLATE.**

Rep. John Bordenet for Criminal Justice and Public Safety. This bill prohibits the manufacture, sale, or lease of an internet-enabled device unless the device includes a filter that blocks obscene material. Actually, those filters do not exist. We found this bill unfeasible. Vote 18-2.

HB 178-FN, relative to the parole of prisoners and the procedures of the adult parole board. **OUGHT TO PASS.**

Rep. Chris True for Criminal Justice and Public Safety. A performance audit was conducted for the NH Parole Board. This bill amends various provisions of the adult parole process including definitions of violent crime and recommitment of prisoners who violate parole. This bill incorporates the best practices as suggested by the performance audit. Vote 20-0.

HB 180, increasing the penalty for buyers under the law regarding trafficking in persons. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Scott Wallace for Criminal Justice and Public Safety. This bill seeks to raise the penalty from a class B felony to a class A felony for a person that pays to engage in sexual contact with another person under the

age of 18 who is a victim of human trafficking. This bill as amended would apply to all persons engaging in such activity except when the age difference between the persons is more than 3 years for persons between 13-16 years old and the bad actor is less than 20 years old. In circumstances where the bad actor is less than 20 and there is less than 3 years difference in age the penalty would remain a B felony. This bill has been moving forward through this committee in one form or another for the last few terms and is now ready to enact. Vote 20-0.

Amendment (0397h)

Amend the bill by replacing section 1 with the following:

1 Interference With Freedom; Trafficking in Persons. Amend RSA 633:7, III-a to read as follows:

III-a.(a) A person is guilty of a [class-B] **class A** felony if the person pays, agrees to pay, or offers to pay to engage in sexual contact, as defined in RSA 632-A:1 or sexual penetration, as defined in RSA 632-A:1, V with a person under the age of 18, or to observe a sexually explicit performance involving a person under the age of 18. The payment or offer or agreement to pay may be made to the person under the age of 18 or a third party. Neither the actor's lack of knowledge of the other person's age nor consent of the other person shall constitute a defense to a charge under this paragraph.

(b) A person is guilty of a class B felony if the person pays, agrees to pay, or offers to pay to engage in sexual contact, as defined in RSA 632-A:1 or sexual penetration, as defined in RSA 632-A:1, V with a person who is 13 years of age or older and under 16 years of age and the actor is 20 years of age or under, where the age difference between the actor and the other person is not more than 3 years. The payment or offer or agreement to pay may be made to the person under the age of 16 or a third party. Neither the actor's lack of knowledge of the other person's age nor consent of the other person shall constitute a defense to a charge under this paragraph.

AMENDED ANALYSIS

This bill changes the penalty for a person who pays to engage in sexual contact with another person under the age of 18 who is a victim of human trafficking and inserts a lesser offense based on the age difference between the victim and the offender.

HB 239-FN, relative to prosecutions for certain assaults against minors. **OUGHT TO PASS.**

Rep. John Bordenet for Criminal Justice and Public Safety. This bill changes the statute of limitations for prosecution of first degree and second degree assault offenses. For a minor the statute of limitations is extended to six years from age of 18. The committee felt this extension was an excellent decision. Vote 20-0.

HB 270-FN, relative to post-conviction DNA testing. **OUGHT TO PASS.**

Rep. Casey Conley for Criminal Justice and Public Safety. This bill cleans up and modernizes New Hampshire's existing statute relating to post-conviction DNA testing. Specifically, the bill outlines which court someone would petition for this type of relief, provides for legal counsel for indigent petitioners and clarifies the evidentiary standard petitioners must meet. The bill lowers the burden of proof a petitioner must satisfy to obtain this potentially exculpatory evidence. It does not change the existing standards for overturning a conviction. DNA evidence is relatively rare in New Hampshire criminal cases, and rarer yet when it could be successfully used to exonerate someone already convicted. The fiscal note indicates it would not lead to a large increase in petitions for testing, or court hearings, and as such would not have a fiscal impact. Vote 20-0.

HB 286, establishing a committee to study the response of law enforcement and the criminal justice system to homelessness in New Hampshire, **OUGHT TO PASS.**

Rep. Nicole Klein-Knight for Criminal Justice and Public Safety. This bill establishes a committee to study the response of law enforcement and the criminal justice system to homelessness in New Hampshire. This bill would gather much needed state data regarding homelessness and incarceration. Some displaced New Hampshire residents do not get the assistance they need and continuously end up in the prison system. This results in taxpayers repeatedly paying for the same cycle. This data is crucial to amending outdated laws and providing new solutions to the state's response on homelessness. Vote 19-2.

HB 296-FN, establishing the crime of unsolicited disclosure of an intimate image. **OUGHT TO PASS.**

Rep. Linda Harriott-Gathright for Criminal Justice and Public Safety. This bill defines unsolicited disclosure of an intimate image and adds a new section, RSA 644:9-b. This bill adds to the harassment laws, which is what cyberflashing is. Persons that receive these unsolicited intimate images, that are incredibly violating, don't always have a recourse. It's illegal to flash someone in person, and we believe that it should also be illegal to do so digitally. The committee believes it should be law, therefore the unsolicited sending of genitalia via electronic device, a violation, with multiple offenses being a class A misdemeanor punishable by a fine up to \$1,000. Vote 18-1.

HB 316, requiring a person issued a summons to remain of good behavior. **INEXPEDIENT TO LEGISLATE.**

Rep. Dave Testerman for Criminal Justice and Public Safety. The purpose of this bill was to correct some minor wording requiring "good behavior" in RSA 594:14. It is redundant to a similar sentence just before the suggested change. Vote 21-0.

HB 419-FN, relative to assault of a campaign worker at the polling place. **INEXPEDIENT TO LEGISLATE.** Rep. John Bordenet for Criminal Justice and Public Safety. We already have laws to protect us against assault. Enhancing all assaults, including simple assault, to a felony is going too far. No definition of a campaign worker is given. We think present protections are sufficient. Vote 19-0.

HB 436, relative to eyewitness identification procedures. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Linda Harriott-Gathright for Criminal Justice and Public Safety. This issue dates back to 2015, when an agreement between the Attorney General and law enforcement recognized that there was an issue with lineups. Each state, county, and local law enforcement agency that conducts photo lineups, live lineups, or show ups shall adopt a written policy that sets forth the manner in which they shall be conducted. Since that time, what's been shown is that most departments never set up a standard. This law says they must set up a standard for NH and follow it. After checking in with the many departments we found that few have actually worked, or abide by the agreement and did not have a written policy in place. We are now requiring that every law enforcement agency have a written protocol for lineups and documented in the law. Vote 19-1.

Amendment (0587h)

Amend the bill by replacing section 1 with the following:

1 Eyewitness Identification; Policy Required. Amend RSA 595-C:2 to read as follows:

595-C:2 Written Policy Required. Each state, county, and local law enforcement agency that conducts photo lineups, live lineups, or show-ups shall adopt a written policy that sets forth the manner in which [they] ***such lineups*** shall be conducted. Such policy shall conform to the standards and procedures established by the office of the attorney general and as contained in the latest version of the law enforcement manual pertaining to pretrial identification procedures. Such written policy shall be kept on file and available for inspection by the attorney general.

HB 443-FN, relative to an extended term of imprisonment for assaulting military personnel. **INEXPEDIENT TO LEGISLATE.**

Rep. Chris True for Criminal Justice and Public Safety. This bill would allow for an extended term of imprisonment for any felony or misdemeanor crimes attempted or committed against a member of the United States Armed forces, whether on active duty or inactive duty, whether in uniform or out of uniform. The committee fully supports equal protection under the law. The committee finds that the bill is overly broad and that we do have laws in statute protecting members of our armed forces and all citizens. The committee does not find a demonstrated need. Vote 21-0.

HB 471, relative to police disciplinary hearings. **OUGHT TO PASS WITH AMENDMENT.**

Rep. David Welch for Criminal Justice and Public Safety. This bill adds the following language to RSA 106-L:5, III; "Any disciplinary hearing shall be public; however, a portion of the hearing may be closed to the public only if the party seeking closure can prove with specificity that the portion of the hearing will reveal confidential information that creates a compelling interest outweighing the public's presumed right of access." The amendment adds another sentence that states: that the request for closure of a portion of the meeting shall be made in non-public session in order for the request to be made and the council to vote whether or not the request shall be allowed or denied. This protects confidential information and still allows the public to know the specifics of the hearing. Law enforcement agrees with the idea of public hearings and requested to protection for confidentiality. Vote 20-0.

Amendment (0386h)

Amend RSA 106-L:5, III as inserted by section 1 of the bill by replacing it with the following:

III. For the purposes of a disciplinary hearing, subpoena and examine witnesses under oath, take oaths or affirmations, and reduce to writing testimony given at any hearing. Any person whose rights or privileges may be affected at such a disciplinary hearing may appear with witnesses and be represented by counsel. ***A disciplinary hearing shall be public; however, a portion of the hearing may be closed to the public only if the party seeking closure can prove with specificity that the portion of the hearing will reveal confidential information that creates a compelling interest outweighing the public's presumed right of access. The council may in a nonpublic session, hear and consider the request for closure and rule on such request.***

HB 485, requiring law enforcement officers to inform a person of their right to refuse a consensual search. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gary Hopper for Criminal Justice and Public Safety. This bill requires law enforcement officers to inform a person of their right to refuse a consensual search. The Criminal Justice and Public Safety Committee believes that the people have the right to clearly understand that they have the option to say no, when an officer asked to search their vehicle, home or property. The amendment requires that interaction be recorded. Vote 20-0.

Amendment (0409h)

Amend RSA 595-A:10 as inserted by section 1 of the bill by replacing it with the following:

595-A:10 Consent to Search; Right to Refuse Consent.

I. Before an officer attempts to conduct a search of a person, his or her vehicle, home, or other property, the officer shall inform such person of his or her right to refuse the search without penalty. If the person consents to the search, the officer shall first document the person's consent either in writing or by audio recording, and then may conduct the search. A person's refusal to consent to the search shall not be used to establish probable cause for a warrantless search or in an application for a search warrant, nor shall it be used to further extend any stop or interaction with a member of the public, provided all other lawful reasons for the stop or interaction have been concluded. An officer who fails to comply with the requirements of this paragraph, but proceeds with a search shall, as a matter of law, be conducting a search without consent.

II. This section shall not preclude searches incident to arrest, those searches allowed under the United States Constitution for officer safety, or inventory searches of lawfully-seized property, including but not limited to vehicles towed in conjunction to the arrest of the operator.

HB 493-FN, establishing a criminal penalty for an assault committed against a person who is conveying public health or safety guidance or requirements during a declared state of emergency. **INEXPEDIENT TO LEGISLATE.**

Rep. Scott Wallace for Criminal Justice and Public Safety. This bill would seek to establish a criminal penalty for the assault of another person who is relaying public health or safety guidance or requirements during a declared state of emergency. As written and introduced this bill would make the act of assault, threat of assault, or refusal to comply with another who the actor knows to be a person who as part of his or her employment duties is relaying directions for health care or safety from his or her supervisor or employer or relaying health or safety guidelines contained in a state of emergency declared by the federal, state, or local government a B misdemeanor. The committee did find the bill contrary to the NH constitution such that the committee recommendation of inexpedient to legislate was overwhelming. Vote 20-1.

HB 525-FN, relative to the seizure of personal computers and other electronic devices in child sexual assault cases. **INEXPEDIENT TO LEGISLATE.**

Rep. John Burt for Criminal Justice and Public Safety. This bill is well intended yet once the amendment was put forth, the majority of the committee feels the current laws take care of the issue and a warrant must be requested in these cases. Vote 20-1.

HB 152, relative to the apportionment of costs in cooperative school districts. **OUGHT TO PASS.**

Rep. Barbara Shaw for Education. This bill is a simple change to existing law that will enable cooperative school districts to pass an article of agreement to continue a current five-year cooperative contract without change in order to provide continuity. Vote 19-0.

HB 202, relative to school lunch payment policies. **INEXPEDIENT TO LEGISLATE.**

Rep. Erica Layon for Education. This bill to protect students from stigma in school lunch programs is already covered in current New Hampshire law and federal regulations, therefore it is unnecessary. Vote 20-0.

HB 215, permitting school districts to contract with independent schools and private schools. **INEXPEDIENT TO LEGISLATE.**

Rep. Rick Ladd for Education. This bill was submitted to permit a school district to contract with an independent school or private school in another state. After committee review, it has been determined that inserting "independent school" into RSA 194:22 is unneeded as this section of law already includes the term "academy," that means an "independent school" that may contract with one or more school districts to provide educational services. Vote 20-0.

HB 401, relative to the duty of school superintendents regarding criminal history records checks. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Glenn Cordelli for Education. This bill, as amended, modified the current requirements for school district criminal history reports on new employees. It allows the superintendent to designate someone, such as the Assistant Superintendent, Business Manager, or Human Resources Director, to review the criminal history report. It also requires the Department of Education to provide training on the reading and interpretation of the reports. Vote 19-0.

Amendment (0148h)

Amend RSA 189:13-a, III as inserted by section 1 of the bill by replacing it with the following:

III. The *department of education shall conduct training concerning the reading and interpretation of criminal history records. The superintendent or designee* of the school administrative unit or the chief executive officer of the chartered public school or public academy shall complete *such training* and shall maintain the confidentiality of all criminal history records information received pursuant to this paragraph.

If the criminal history records information indicates no criminal record, the superintendent *or designee* of the school administrative unit or the chief executive officer of the chartered public school or public academy shall destroy the information received immediately following review of the information. If the criminal history records information indicates that the applicant has been convicted of any crime or has been charged pending disposition for or convicted of a crime listed in paragraph V, the superintendent *or designee* of the school administrative unit or the chief executive officer of the chartered public school or public academy shall review the information for a hiring decision, and the division of state police shall notify the department of education of any such charges pending disposition or convictions. The superintendent *or designee* of the school administrative unit or the chief executive officer of the chartered public school or public academy shall destroy any criminal history record information that indicates a criminal record within 60 days of receiving such information.

HB 409, relative to filling certain vacancies among members of school boards and other school district offices. **OUGHT TO PASS.**

Rep. Glenn Cordelli for Education. This bill provides that any vacancy occurring in school district offices between the beginning of the filing period and the election shall not be filled by official ballot until the following year. Vote 18-2.

HB 441, requiring The Universal Declaration of Human Rights to be placed in all public schools. **INEXPEDIENT TO LEGISLATE.**

Rep. Ralph Boehm for Education. This bill requires the school board or board of trustees of a charter school to place a copy of the Universal Declaration of Human Rights in all public schools and in every classroom where civics is taught. This is not needed, as the USA has our own Bill of Rights. If anything, the US Bill of Rights should be in our classrooms and not a declaration made by another governmental agency that includes non-democratic believing countries. In addition, NH public schools currently have the right and authority to make local policy regarding issues such as the United Declaration of Human Rights without the need for another statutory directive from Concord. Lastly the bill is yet another unfunded Part I, Article 28-a constitutional issue. Vote 17-3.

HB 500, relative to reducing school food waste and addressing child hunger. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Alicia Lekas for Education. This bill, as amended, allows a school to partner with a nonprofit to make leftover school food, which was prepared but never served, into frozen meals to be sent home with children who participate in a free or reduced-price meals program. Vote 20-0.

Amendment (0474h)

Amend the bill by replacing section 1 with the following:

1 New Section; Powers of School Districts; Reduction of School Food Waste. Amend RSA 194 by inserting after section 3-d the following new section:

194:3-e Reduction of School Food Waste. A school may partner with a nonprofit or implement a program on its own to make leftover school food, that was prepared but never served, into frozen to-go meals or portions for distribution in compliance with state food safety regulations and Federal Food and Drug Administration requirements and guidelines. The protections of the Bill Emerson Good Samaritan Food Donation Act, 42 U.S.C section 1791, shall apply to any participating school. The school may send such frozen meals or portions home with any child whose family indicates a desire to participate in such program.

HB 581, relative to the burden of proof in special education hearings. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Glenn Cordelli for Education. This bill is about leveling the playing field for parents of children with disabilities. If a parent believes their child is not getting the needed services from their public school, they can take steps up to filing a complaint for a due process hearing. At the hearing, however, the burden of proving their case is on parents, which is a very costly proposition – tens of thousands of dollars. School districts have the lawyers, records, and resources so have the upper hand. This bill shifts the burden of proof to school districts. The amended bill also creates a study committee to look at the process starting with individualized education program (IEP) meetings to find issues and what can be done to provide a fair system for families with a child with disabilities. Vote 20-0.

Amendment (0823h)

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

AN ACT relative to the burden of proof in special education hearings and establishing a committee to study special education IEP and dispute resolution processes.

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

2 Committee Established. There is established a committee to study special education dispute resolution options and the burden of proof in due process hearings conducted by the department of education.

3 Membership and Compensation.

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

(a) Three members of the house of representatives, 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.

4 Duties. The committee shall:

I. Examine "child find" IDEA requirements.

II. Examine the IEP process under IDEA including team participants, roles, and responsibilities, time frames, and parental consent.

III. Familiarize itself with federal IDEA and department of education options for dispute resolution in special education cases.

IV. Examine department and other agency supports for parents including information for parents on procedural safeguards and available remedies.

V. Examine department of education monitoring of:

(a) District compliance with IDEA, state law and rules.

(b) IDEA parental complaints leading to state administrative hearings.

VI. Opportunities and best practices for dispute resolution processes at the "early stages."

VII. Consult with parents, other state agencies and experts, as needed.

VIII. Develop findings and recommendations based upon federal IDEA, parental and expert input, and best practices from districts as well as other states.

5 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.

6 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, 2021.

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

AMENDED ANALYSIS

This bill provides that the burden of proving the appropriateness of a child's special education placement or program is on the school district or other public agency. This bill also establishes a committee to study special education dispute resolution options and the burden of proof in due process hearings conducted by the department of education.

SB 20, relative to one year certificates of eligibility to teach. **OUGHT TO PASS.**

Rep. Rick Ladd for Education. This bill exempts individuals applying to teach a course in a Career and Technical Education (CTE) specialty area from the bachelor's degree requirement for a one-year certificate of eligibility to teach. This bill will give CTE centers flexibility when an emergency or sudden need arises to hire individuals having knowledge and skills, but who may not possess a bachelor's degree. The one-year certificate expires at year's end unless the individual is pursuing alternative track certification. Vote 20-0.

SB 24, relative to the Brewster Academy charter. **OUGHT TO PASS.**

Rep. Glenn Cordelli for Education. This bill related to Brewster Academy in Wolfeboro does two things. First, it allows the academy to expand its board of trustees to 30 members to provide for added member skills to match expanding programs. Second, it allows the academy to amend its own charter in the future without approval of the General Court in accordance with RSA 292:7. Vote 20-0.

HB 151, relative to changes of registration of certain voters after a primary election. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter Torosian for Election Law. Under RSA 654:34, any legal undeclared voters that choose to vote in a primary election must change their registration to the party for the ballot that they choose. Once they have voted they can immediately return to undeclared status by completing a form at the polls. The voter can also change at a later date by contacting the supervisor of the checklist for their district. This bill proposes a process that would not require the voter to do anything but would require supervisors of the checklist to bear the responsibility to automatically return voters to undeclared status. The Election Law Committee believes that the voter should retain the burden and the responsibility to make any changes to their own voter registration status. To require supervisors to do that work is beyond the scope of what should be their responsibilities. Vote 19-1.

HB 370, relative to the election of electors of the president and vice-president of the United States. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter Torosian for Election Law. This bill would change the current process in New Hampshire whereby all electoral votes are awarded to the candidate that receives the greatest number of popular votes in the state and replace it with a process designating the electors of the party who received a plurality of votes in the five New Hampshire Executive Council districts as electors. If no party that wins a plurality of Executive Council districts, the New Hampshire Senate would designate the electors of the President and Vice President of the United States. While this bill presents an interesting idea that could have some merit in the future, it is unclear what issue it is trying to address and could face legal challenges as it changes the entire process for how each individual vote would be counted in regard to determining the outcome of presidential elections. There was no information presented on what other states might employ a similar process and how that would work. The committee agreed that there were multiple reasons that the bill was not appropriate at this time. Vote 20-0.

HB 470, relative to the designation of office on ballots. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter Hayward for Election Law. This bill requires the Secretary of State to highlight the maximum number of votes that may be cast for an office on the ballot. The bill proposes a variety of methods to be chosen such as a different font, color or watermark. The committee learned that there are multiple instructions at the polling place for completion of the ballot, including wording on the ballot itself. There was a question on how to even implement such a change consistently given the variety of elective offices and ballot layouts. The committee agreed it was not necessary and might confuse voters rather than clarify the options. Vote 20-0.

HB 476, relative to election officers at additional polling places. **OUGHT TO PASS.**

Rep. Katherine Prudhomme-O'Brien for Election Law. This bill removes the requirement that election officials for an additional polling place in a town be domiciled in the district of the additional polling place. It does not change the requirement that election officials be domiciled in the town. This change will make it easier for larger towns with multiple polling locations to find election workers from throughout their towns. This bill passed in the prior session of the House; it was not enacted due to the impact of COVID on the General Court Session. The Election Law Committee unanimously agreed that this legislation will improve the conduct of our elections. Vote 20-0.

HB 508, establishing a committee to study the definition of "temporary" as it pertains to residence in the state for voting purposes. **INEXPEDIENT TO LEGISLATE.**

Rep. Joe Sweeney for Election Law. This bill establishes a committee to study the definition of "temporary" as it pertains to residence in the state for voting purposes. This was one of two bills before the committee addressing the issue of temporary residence. The majority of the committee agreed the definition of temporary residence for voting proposes needs to be addressed. The committee preferred to retain rather than have a committee to study the same matter. By retaining that bill the House Election Law Committee can continue to work on the concept and avoid the study committee this year when COVID-19 protocols make study committees more challenging logistically. Vote 20-0.

HB 555, relative to prisoners' voting rights. **OUGHT TO PASS.**

Rep. Katherine Prudhomme-O'Brien for Election Law. This bill proposes to amend the list of reasons why a voter is using the absentee ballot to include a provision specific to incarcerated persons. This bill establishes no new rights. Convicted felons have lost their right to vote. Accordingly, while felons currently serving their sentences cannot vote, other incarcerated people, such as those awaiting trial, retain their right to vote. This bill only clarifies that people incarcerated in a penal institution in their own community, and not convicted of or serving a sentence for a felony, may vote by absentee ballot. The problem this bill seeks to fix is that the absentee ballot request form does not acknowledge this specific situation so prisoners in this situation have no correct option presented on the form to declare why they are requesting an absentee ballot. The current options for voting absentee are very specific and limited. They include being outside of the home community, being ill, being at a place of employment during polling hours or caring for ill people or children. The amendment proposed by this bill would add a category which allows a voter to declare that they are confined in a penal institution for a misdemeanor or awaiting trial. The committee agreed that it would be best to update the absentee ballot request form to allow for persons in this particular situation to be accurate and honest about why they need to vote by absentee ballot. Vote 20-0.

SB 43, authorizing an audit of the Rockingham County district 7 state representative race. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Maureen Mooney for Election Law. As amended, this bill authorizes and directs a forensic election audit of the ballot counting machines and their memory cards, as well as the hand tabulation of ballots and *certain races* in the general election held in town of Windham on November 3, 2020. The audit process shall be determined by a forensic election audit team with the purpose of generating a report which will include a finding as to whether the machine counting devices and memory cards functioned properly on November 3, 2020, and recommendations for improvement to the machine and hand processing. The audit process shall include running all ballots through the counting machines used by the town of Windham on November 3, 2020,

determining the total ballots cast, counted and received from the Secretary of State, and a hand tallying of all ballots cast in the Rockingham County District 7 state representative race and two statewide races. The audit shall be live-streamed, and provisions are included in the amended bill for selecting the location, as well as transporting and securing the ballots. The bill gives the necessary authorization to unseal the ballot boxes, and makes clear the audit results shall not alter the official results of the Rockingham County district 7 state representative race. The audit is to be completed in 45 days from the bill's effective date, and the forensic election audit team report must be filed with the Secretary of State, town of Windham, and Ballot Law Commission 45 days after the completion of the audit. Thereafter, a report of the Secretary of State and Attorney General shall be submitted to the Speaker of the House of Representatives, President of the Senate, and town of Windham. Additionally, the Ballot Law Commission is required to issue a report. The House Election Law Committee carefully listened to the people of Windham and from across the state to draft and adopt this amendment and unanimously approve the amended bill. Vote 20-0.

Amendment (0780h)

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

1 Purpose. Notwithstanding any provisions of law to the contrary, this act authorizes and directs an audit of the ballot counting machines and their memory cards and the hand tabulations of ballots regarding the general election on November 3, 2020 in Windham, New Hampshire of Rockingham County district 7 house of representatives for the purpose of determining the accuracy of the ballot counting devices, the process of hand tallying, and the process of vote tabulation and certification of races.

2 Forensic Election Audit Team. A forensic election audit team shall be formed to complete the audit described in section 3 and it shall be comprised of:

I. One person designated by town of Windham.

II. One person designated jointly by the offices of secretary of state and attorney general.

III. One person selected jointly by the designee of the town and the designee of the secretary of state and attorney general.

3 Audit Process.

I. The audit process shall be determined by the forensic election audit team formed pursuant to section 2, such that there is a determination as to whether the machine counting devices and memory cards functioned properly on November 3, 2020, whether the number of ballots tallied by hand in Windham and those tallied by hand by the secretary of state during the recount on November 12, 2020 were the same as the number of ballots cast.

II. At a minimum the audit process referenced in section 1 shall include the following:

(a) All ballots shall be run through all the ballot counting machines used by the town of Windham on November 3, 2020.

(b) Determine the total ballots cast, the total ballots counted, and total ballots received from the secretary of state.

(c) A hand tallying of all ballots cast in Windham in the Rockingham County district 7 state representative race, the race for governor, and the race for United States senator.

III. The audit shall occur at a location other than in the town of Windham and other than the customary places the secretary of state conducts recounts. The audit shall be live-streamed and recorded. The facility chosen for the audit shall be sufficient to ensure live-streaming of the audit, access for members of the public, security for the audit process, and overnight storage of the machines and materials. Public access to the audit shall be granted in equal numbers to observe, as is deemed appropriate by the fire marshal for the space under federal, state, and local laws and regulations, including health and safety regulations, to the following 3 groups: Windham designees; designees of the secretary of state and attorney general, and members of the public. The select board of the town of Windham shall select the Windham designees, the secretary of state shall determine a method for selecting the members of the public.

IV. Windham shall be responsible for transport of the machine counting devices used in the general election on November 3, 2020 to the audit location and for the return of the devices to Windham upon completion of the audit. The secretary of state and attorney general shall be responsible for the transport of the ballots to the audit location and for the return of the ballots to their storage site. The secretary of state and attorney general shall also be responsible for arranging the security at the location where the audit occurs.

V. The secretary of state, attorney general, and the town of Windham shall provide the election audit team whatever information or documentation the auditors require to perform the audit.

4 Forensic Election Audit Team; Report Required. Within 45 days of the conclusion of the audit, the forensic election audit team shall produce a report which shall include, but not be limited to, a finding as to whether the ballot counting machines and memory cards accurately counted the ballots subject to the audit, whether hand tabulation procedures followed by the town of Windham at the general election and hand tabulation procedures followed by the secretary of state at the recount may have contributed to variances reported at the recount done for the Rockingham County district 7 house of representatives race in Windham, and recom-

mendations as to what improvements to the machine processing and tabulation processes might be considered in the future. The report shall be provided to the secretary of state, the town of Windham, and the ballot law commission. The report shall be made available to the public forthwith.

5 Report Required; Secretary of State and Attorney General. Within 45 days of receipt of the forensic election audit team's report required pursuant to section 4, the attorney general and secretary of state shall issue a report to the speaker of the house of representatives, president of the senate, and the select board of the town of Windham as to results of the audit and any resulting recommendations.

6 Report Required; Ballot Law Commission. Within 45 days after receipt of the forensic election audit team's report the ballot law commission shall, in accordance with RSA 656:41, issue a report as to the performance of the ballot counting devices.

7 Authority to Unseal Ballot Boxes. The secretary of state and attorney general shall have authority to unseal the ballot boxes in order to conduct the audit. The ballots shall be boxed and sealed after the audit in accordance with the procedures of RSA 659:95.

8 Affirmation of Ballot Law Commission Ruling. The results of the audit shall not alter the official results of the Rockingham County district 7 house of representatives race as determined by the ruling of the ballot law commission on November 25, 2020, upholding the recount of that race.

9 Deadline. The forensic election audit shall be completed within 45 days of the effective date of this act.

10 Effective Date. This act shall be effective upon passage.

HB 199, including soil health and soil conservation in the state soil conservation plan. OUGHT TO PASS WITH AMENDMENT.

Rep. Peter Bixby for Environment and Agriculture. This bill as amended updates the state soil conservation plan to include soil health and resilience to changes in the climate and environment. The soil conservation plan, initially created as a response to the Dust Bowl in the 1930s, is the guiding statute for county Soil Conservation Districts (SCD), which provide education and technical assistance on soil and natural resource conservation to farmers and landowners. While counties provide core staff funding, many of the SCDs' equipment and education programs are grant funded. This change to the SCDs' charter statute will strengthen their ability to apply successfully for grants related to soil health and changes in the climate and environment. The amendment modifies the definition of "adaptation," removes "mitigation" from the bill, and puts greater emphasis on drought resilience. The bill places no new requirement on SCDs; it simply opens new funding avenues for the good work they are already doing. Vote 18-1.

Amendment (0351h)

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

1 State Plan; Implementation of the Federal Soil Conservation. Amend RSA 432:3 to read as follows:

432:3 State Plan. The department is hereby authorized, empowered and directed to formulate and submit to the Secretary of Agriculture, in conformity with the provisions of said Soil Conservation and Domestic Allotment Act, a state plan for each year. It shall be the purpose of each such plan and each such plan shall be designed to promote such utilization of land and such farming practices as the department finds will tend, in conjunction with the operation of such other plans as may be approved for other states by the Secretary of Agriculture, to preserve and improve soil fertility **and soil health; to promote adaptation to changes in climate and environment**; to promote the economic use and conservation of land; to diminish exploitation and wasteful and unscientific use of natural soil resources; to protect rivers and waterways against the results of soil erosion and aid in flood control; and to reestablish and maintain the ratio between the purchasing power of the net income per person on farms and that of the income per person not on farms, as defined in subsection (a) of section 7 of the Soil Conservation and Domestic Allotment Act. Each such plan shall provide for adjustments in utilization of land, and in farming practices through agreements with producers or through other voluntary methods, and for benefit payments in connection therewith, and for such methods of administration not in conflict with any law of the state, and for such reports as the Secretary of Agriculture finds necessary for the effective administration of the plan, and for ascertaining whether the plan is being carried out according to its terms.

2 Declaration of Policy; Conservation Districts; Soil Conservation. Amend RSA 432:8 to read as follows:

432:8 Declaration of Policy. It is hereby declared to be the policy of the state to provide for the establishment of conservation districts under the supervision of a state conservation committee, said districts to be composed of landowners and land occupiers within the district, who may join together in the interest of the **health**, conservation, and development of the soil, water, and related natural resources; [and] preventing soil erosion, floodwater and sediment damages; **promoting soil health practices, drought resilience, and adaption to changes in climate and environment**. It is the intent of this subdivision to facilitate the joint effort of landowners, land occupiers, and units of government in carrying out measures for the conservation and development of lands within the district, voluntarily and with such assistance as may be available for this purpose from local, state, or federal governmental agencies.

3 Soil Conservation; Conservation Districts. Amend RSA 432:9 to read as follows:

432:9 Definitions. As used in this subdivision the following words shall have the following meanings:

I. “Adaptation” means the process of adjustment to actual or scientifically projected conditions.

[F] **II.** “District” or “conservation district” means the territory included within the boundaries of a county, organized in accordance with the provisions of this subdivision.

[H] **III.** “Land occupier” or “occupier of land” includes any person who shall hold title to, or shall be in lawful possession of, any parcel of land lying within a district organized under the provisions of this subdivision.

[HH] **IV.** “District supervisor” or “supervisor” shall mean a member of the governing body appointed in accordance with the provisions of this subdivision.

V. “Soil health” means the overall composition of the soil, including the amount of organic matter in and water holding capacity of the soil, and the continued capacity of soil to function as a vital living ecosystem that sustains plants, animals, and humans.

VI. “Healthy soils practices” mean agricultural practices that improve the health of soils, including but not limited to consideration of depth of topsoil horizons, water infiltration rate, organic carbon content, nutrient content, bulk density, biological activity, biological and microbiological diversity, and minimization of bare ground.

4 Creation of Conservation Districts; Soil Health. Amend RSA 432:12 to read as follows:

432:12 Creation of Conservation Districts. There are hereby established, as governmental subdivisions of this state and public bodies corporate and politic, 10 conservation districts as follows: (1) each of the 10 counties within the state is hereby incorporated into a conservation district; (2) each of the 10 districts shall be known by the name of the county to which its boundaries conform. Upon the appointment of the district supervisors as hereinafter provided the districts shall become duly organized and thereafter the districts and the supervisors thereof shall have all powers and duties conferred upon them by this subdivision; provided, however, that no such district shall exercise any of the powers conferred on districts or the supervisors thereof under this subdivision until after the state conservation committee shall adopt a resolution determining that there is a need, in the interest of public health, safety and welfare, for such district to function and that a substantial proportion of the land occupiers of such districts are in favor of its operation. In making such determinations the committee may accept petitions and conduct such public meetings and referenda as it deems necessary, and shall give due consideration to the distribution and intensity of erosion, floodwaters and sediment damages, **the effects of drought**, need for land drainage, [and] changes in land use, [and] the conservation[,] and development of the natural resources, **the impact of changing climate and environment, and capacity of soil health to improve resilience** on land within the said district, and to other relevant factors. From and after the date of adoption by the committee of a resolution in favor of the operation of a particular district, such district shall be deemed to be duly organized, and the supervisors of such district shall thereupon be entitled to exercise the powers conferred on them by this subdivision. A certified copy of such resolution shall be evidence of the due organization of such districts. All districts heretofore organized under RSA 430 or 430-B shall be identified as “conservation districts” and shall have all the powers and duties provided in this subdivision for conservation districts.

5 Conservation Districts; Powers of Districts and Supervisors; Soil Conservation. Amend RSA 432:16 to read as follows:

432:16 Powers of Districts and Supervisors. A conservation district organized under the provisions of this subdivision, and the supervisors thereof, shall have the following powers, in addition to others granted in other sections of this subdivision:

I. To conduct surveys, investigations and research relating to the character of soil erosion; floodwater and sediment damages; land drainage; the **health**, conservation, and development of the soil, water, and related natural resources; **the impact of drought, and the promotion of practices to adapt to a changing climate and environment**; and the preventive and control measures and works of improvement needed, to publish the results of such surveys, investigations, or research, and to disseminate information concerning such preventive and control measures and works of improvement; provided, however, that in order to avoid duplication of research activities, no district shall initiate any research program except in cooperation with the government of this state or any of its agencies, or with the United States or any of its agencies;

II. To conduct demonstrational projects within the district on lands owned or controlled by this state or any of its agencies, with the cooperation and consent of the agency administering and having jurisdiction thereof, and on any other lands within the district upon obtaining the consent of the occupier of such lands or the necessary rights or interests in such lands, in order to demonstrate by example the means, methods, and measures by which soil and soil resources may be conserved **and soil health improved**, and how soil erosion in the form of soil blowing and soil washing may be prevented and controlled, and how land may be drained and floodwater and sediment damages may be prevented; and how other works of improvement for the **health**, conservation, and development of the soil, water, and related natural resources may be carried out; **and how healthy soils practices can aid in adaptation to changes in climate and environment**;

III. To carry out preventive and control measures and works of improvement for the **health**, conservation, and development of the soil, water, and related natural resources within the district including, but not limited to, engineering operations, methods of cultivation, the growing of vegetation, the drainage of land and changes in use of land, and measures for the prevention of floodwater and sediment damages, on lands owned or controlled by this state or any of its agencies, with the cooperation and consent of the agency administering and having jurisdiction thereof, and on any other land within the district upon obtaining the consent of the occupier of such lands or the necessary rights or interests in such lands;

IV. To cooperate, or enter into agreements with and to furnish financial or other aid to, any agency, governmental or otherwise, or any occupier of lands within the district, in carrying out the erosion control, flood prevention, drainage, watershed protection, and resource conservation and development projects or other works of improvement for the **health**, conservation, and development of the soil, water, and related natural resources within the district, subject to such conditions as the supervisors may deem necessary to advance the purposes of this subdivision;

V. To obtain options upon and to acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, any property, real or personal, or rights or interests therein; to maintain, administer, and improve any properties acquired; to receive income from such properties and to expend such income in carrying out the purposes and provisions of this subdivision; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this subdivision;

VI. To make available, on such terms as it shall prescribe, to land occupiers within the district, **incen-tives, education, technical assistance**, agricultural and engineering machinery, equipment, fertilizer, seeds, seedlings, and such other material or equipment as will assist such land occupiers to carry on operations upon their lands for the **health**, conservation, and development of soil, water, and related natural resources, **for the promotion of practices to foster drought resilience and adapt to a changing climate and environment**, for the drainage of land, for the prevention and control of soil erosion, and for the prevention of floodwater and sediment damages;

VII. To construct, improve, operate and maintain such structures as may be necessary or convenient for the performance of any of the operations authorized in this subdivision;

VIII. To develop comprehensive plans for changes in land use and for the conservation, and development of the **healthy** soil, water, and related natural resources, for the control and prevention of soil erosion, for land drainage, [and] for the prevention of floodwater and sediment damages within the **district, for the promotion of drought resilience and for adaptation to changes in climate and environment**, which plans shall specify in such detail as may be possible the acts, procedures, performances, and avoidances which are necessary or desirable for the effectuation of such plans, including the specification of engineering operations, methods of cultivation, the growing of vegetation, cropping programs, tillage practices, and changes in use of lands; and to publish such plans and information and bring them to the attention of occupiers of lands within the district;

IX. To take over by purchase, lease, or otherwise, and to administer any **soil health**, soil conservation, drainage, **drought resilience**, flood prevention, erosion control, erosion prevention, watershed protection, or resource conservation and development project, or other works of improvement for the **health**, conservation, and development of soil, water, and related natural resources or combinations thereof, located within its boundaries undertaken by the United States or any of its agencies, or by this state or any of its agencies; to manage, as agent of the United States or any of its agencies, or of this state or any of its agencies, any **soil health**, soil conservation, **drought resilience**, drainage, flood prevention, erosion control, erosion prevention, watershed protection, or resource conservation and development project, or other works of improvement for the **health**, conservation, and development of soil, water, and related natural resources or combinations thereof within its boundaries; to act as agent for the United States, or any of its agencies, or for this state or any of its agencies, in connection with the acquisition, construction, operation, or administration of any **soil health**, soil conservation, drainage, **drought resilience**, flood prevention, erosion control, erosion prevention, watershed protection, or resource conservation and development project or other works of improvement for the **health**, conservation, and development of soil, water, and related natural resources or combinations thereof within its boundaries; to accept donations, gifts, and contributions in money, services, materials, or otherwise, from the United States or any of its agencies or from this state or any of its agencies, and to use or expend such moneys, services, materials, or other contributions in carrying on its operations;

X. As a condition to the extending of any benefits under this subdivision to, or the performance of work upon, any lands not owned or controlled by this state or any of its agencies, the supervisors may require contributions in money, services, materials, or otherwise to any operations conferring such benefits, and may require land occupiers to enter into and perform such agreements or covenants as to the permanent use of such lands as will tend to provide drainage, prevent or control erosion, prevent floodwater and sediment damages, and otherwise provide for the conservation and development of the resources thereon.

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

AMENDED ANALYSIS

This bill amends current provisions relative to soil conservation to include soil health and climate and environmental change adaptation.

HB 249, relative to animal shelter facilities. OUGHT TO PASS WITH AMENDMENT.

Rep. Judy Aron for Environment and Agriculture. This bill updates the current statute (RSA 437:1) to allow for animal shelters to be housed in leased facilities. It also requires dogs, cats and ferrets transferred out of shelters to have a means of identification and to be vaccinated against rabies. It also stipulates that when dogs, cats or ferrets are brought into a shelter which have been abandoned or unclaimed, (as defined in RSA 437:18), that within 72 hours, every means of contacting the previous owner(s) is made in order for the animal to be reclaimed. Lastly, the bill requires that any dog, cat or ferret received from outside of the state of New Hampshire be required to have an official health certificate and meet quarantine requirements before being transferred to any person. Vote 18-0.

Amendment (0349h)

Amend RSA 437:8, V(b) as inserted by section 2 of the bill by replacing it with the following:

(b) All dogs, cats, or ferrets 3 months of age or older shall be vaccinated against rabies in accordance with RSA 436:100 before transfer, if proof of rabies vaccination is not available.

Amend RSA 437:8, V(e) as inserted by section 2 of the bill by replacing it with the following:

(e) If listed owners or agents cannot be located or refuse to reclaim possession of the animal, every effort shall be made to contact the secondary owner listed by microchip registries as soon as possible, not to exceed 72 hours.

HB 250, relative to pet vendors. OUGHT TO PASS WITH AMENDMENT.

Rep. Howard Pearl for Environment and Agriculture. As amended, this bill raises the threshold to qualify as a pet vendor by 5 dogs and 10 cats. The threshold was cut in half (25 dogs and 25 cats) in the 2019 budget bill (HB 4) and has caused significant issues for small breeders in NH. The bill also provides an exemption process for a breeder that hasn't qualified to be a pet vendor in the previous four years but has an exceptionally large litter and would suddenly have to register. Also, the bill clarifies the intent of the legislature on the zoning requirements necessary to be a pet vendor. The current statute is unclear and has caused some breeders to comply with onerous zoning requirements that the legislature never intended. Vote 18-1.

Amendment (0350h)

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

1 Pet Vendor; Definition. Amend RSA 437:1, IV to read as follows:

IV. "Pet vendor" means any person, firm, corporation, or other entity that transfers [25] **30** or more dogs, [25] **35** or more cats, 30 or more ferrets, or 50 or more birds, live animals or birds customarily used as household pets to the public, with or without a fee or donation required, and whether or not a physical facility is owned by the licensee in New Hampshire, when transfer to the final owner occurs within New Hampshire, between [~~July 1 and June 30~~] **January 1 and December 31** of each year. Pet vendor also means any person, firm, corporation, or other entity that transfers amphibians, reptiles, fish, or small mammals customarily used as household pets to the public in quantities set in rules adopted by the department, with or without a fee or donation required, and whether or not a physical facility is owned by the licensee in New Hampshire between [~~July 1 and June 30~~] **January 1 and December 31** of each year. Nothing in this paragraph shall be construed to alter or affect the municipal zoning regulations that a pet vendor shall conform with under RSA 437:3.

2 Exemptions; Commercial Kennel Deleted. Amend RSA 437:7 to read as follows:

437:7 Exceptions.

I. The license provisions of this subdivision shall not apply to breeders of dogs or cats that do not meet the definition of pet vendor in RSA 437:1, veterinarians, or the transfer of livestock or poultry.

II.(a) A person who has previously not met the requirements for licensure as a pet vendor but who intends to transfer more than 30 dogs or 35 cats in a year may apply to the commissioner for an exemption from licensure as a pet vendor if he or she meets the following criteria:

(1) The person has transferred fewer than 30 dogs or 35 cats annually in the previous 4 12-month periods beginning January 1 and running through the following December 31; and

(2) The person has not been required to register as a pet vendor in the previous 4 12-month periods beginning January 1 and running through the following December 31.

(b) The commissioner shall make a determination on such exemption within 15 days of its submission. Such exemption shall expire on the June 30 following its issuance.

(c) A person exempt from licensure as a pet vendor under this paragraph may transfer no more than 15 dogs or 15 cats in addition to the 30 dog or 35 cat limit in subparagraph (a) within the period his or her exemption is valid.

3 Requirements for Sale of Animals. Amend the introductory paragraph of RSA 437:3 to read as follows: No pet vendor shall transfer animals or birds without a license. A pet vendor shall apply to the commissioner for a license, giving such information as the commissioner shall require. ~~[The application]~~ ***A pet vendor that transfers more than 50 or more dogs, 50 or more cats, 50 or more ferrets, or 50 or more birds*** shall include proof that the zoning enforcement official of the municipality wherein any facility is to be maintained has certified that the facility conforms to the municipal zoning regulations ***in his or her application***. The application shall be accompanied by a non-refundable \$200 fee. All licenses shall expire on June 30 of each year and be subject to renewal upon submission of a new application. No licenses shall be transferable. A pet vendor licensed under this subdivision shall:

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

HB 272, relative to the labeling and sale of hemp products containing CBD. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Sherry Dutzy for Environment and Agriculture. As amended, this bill places into statute after RSA 146 the labeling, testing, and certification requirements for products containing Cannabidiol (CBD). It gives rule-making authority to the commissioner of the Department of Health and Human Services in consultation with the commissioner of the Department of Agriculture, Markets, and Foods. It also establishes a Cannabidiol Program Fund to accept donations, gifts, and grants from individuals and groups to fund the program. Vote 19-0.

Amendment (0405h)

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

1 New Subdivision; Products Containing Hemp. Amend RSA 146 by inserting after section 21 the following new subdivision:

Products Containing Hemp or Hemp Products

146:22 Definitions. In this subdivision:

I. "Food" means food used for human consumption. "Food" does not include animal feed.

II. "Hemp" means the plant *Cannabis sativa* L. and any part of the plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration (THC) of not more than 0.3 percent on a dry weight basis.

III. "Products containing CBD derived from hemp" means a formulation of a product for sale which contains any amount of cannabidiol (CBD) derived from hemp. Products which differ only in the container size shall be considered the same unique product. "Products containing CBD derived from hemp" includes products sold on the Internet.

146:23 Products; Hemp.

I. Notwithstanding any other provision of law to the contrary, food, food additives, or food products that contain hemp, including cannabidiol (CBD) derived from hemp, shall not be considered adulterated or misbranded solely on the inclusion of hemp or CBD derived from hemp. The nonpharmaceutical or nonmedical production, marketing, sale, or distribution of food, food additives, or food products within this state that contain hemp or CBD shall not be prohibited within this state based solely on the inclusion of hemp or CBD. No person shall make a claim that products that contain hemp or CBD derived from hemp can diagnose, treat, cure, or prevent any disease, condition or injury without the approval of the federal Food and Drug Administration pursuant to federal law.

II. Pursuant to federal law, any food product containing CBD offered for sale in New Hampshire shall be manufactured in New Hampshire. In this subdivision, "manufactured" means the addition of CBD derived from hemp to any food product shall take place in New Hampshire. If federal law allows interstate commerce of food products containing CBD, then this paragraph shall be void.

III. For all point-of-sale CBD-infused food products, only CBD products registered in New Hampshire under this subdivision can be added to a food product at the point of sale with such CBD-infused food product clearly labeled as to the quantity of the CBD product added and the label and certificate of analysis of the registered and labeled CBD product which was added shall be displayed with the point of sale CBD-infused food product.

IV. The therapeutic cannabis program established under RSA 126-X shall be exempt from the provisions of this subdivision.

146:24 Testing of Products.

I. Each unique product containing CBD derived from hemp (excluding a food product which contains a registered product containing CBD derived from hemp) offered for sale shall have testing done by a third party laboratory that is accredited in accordance with ISO/IEC 17025 by an accreditation body that is a signatory to the International Laboratory Accreditation Cooperation (ILAC) Mutual Recognition Arrangement. The laboratory shall issue a certificate of analysis listing the following accredited tests: CBD content, THC content, the presence and content of pesticides, heavy metals, residual solvent, mold, bacteria, and yeast. Such certificate of analysis shall be displayed on the label of the product offered for sale or be traceable to the certificate of analysis in such a manner that the consumer may retrieve the certificate of analysis.

II. Any laboratory offering testing of products containing CBD derived from hemp shall be approved by the department of health and human services according to rules adopted by the commissioner of the department under RSA 541-A.

146:25 Products; Labeling. All products containing CBD derived from hemp shall be labeled with the following:

I. If an oral tincture, the amount of milligrams of CBD per milliliter and if a pill or capsule, the amount of milligrams of CBD per pill or capsule.

II. If any other product, the serving size and the contents of CBD in milligrams per serving size or if there is no serving size the contents of CBD in milligrams per milliliter.

III. The following warning: "The FDA strongly advises that during pregnancy and while breast-feeding, you avoid using CBD. There is no FDA approval for use of CBD in children except by prescription for severe seizure disorder."

IV. An explanation that the product is derived from hemp and may contain THC, unless the testing shows zero THC.

V. A warning that the consumer ought to consult with a medical provider if he or she is taking any other medication.

VI. A warning to keep such products out of the reach of children.

VII. The process lot number.

VIII. The manufacturing date and expiration date of the product.

IX. A list of all ingredients in descending predominance by weight if the ingredient represents at least 0.05 percent of the content of the product.

X. The name and address of the manufacturer of the product.

XI. The identity of product.

XII. The net weight or net volume of the product.

XIII. The recommended serving size, according to the manufacturer of the product.

XIV. A link to the Certificate of Analysis using a QR code or a website.

146:26 Registration. Any product with CBD derived from hemp shall be registered by its manufacturer with the commissioner of the department of health and human services prior to selling any such products. Applications for registration or re-registration shall be in writing, under oath, in a form prescribed by the commissioner of the department of health and human services, in consultation with the department of agriculture, markets, and food, and shall be accompanied by a fee of \$250 per product which shall be deposited in the cannabidiol program fund established in RSA 146:28. The product registration application shall be accompanied by the ISO/IEC 17025 accreditation documentation of the testing lab used by the manufacturer. Each product registration is valid for one year and may be renewed for additional one-year periods upon application and payment of the fee.

146:27 Rulemaking. The commissioner of the department of health and human services, in consultation with the commissioner of the department of agriculture, markets, and food, shall adopt rules under RSA 541-A relative to:

I. Application procedures for obtaining a registration per product under this subdivision.

II. Qualifications of applicants in addition to those set forth in this subdivision.

III. Procedures for renewal of registration.

IV. Setting of and collection of fees to cover the costs of administering this subdivision.

V. Establishment of administrative penalties and fines for violations of this subdivision to be applied to the manufacturer of the product, which shall include assessment of fines up to \$1,000.

146:28 Cannabidiol Program Fund. There is hereby established the cannabidiol program fund that shall be non-lapsing and continually appropriated to the department of health and human services for the purposes of this subdivision. The department shall be authorized to receive public funds, private funds, gifts, grants and donations to be deposited in the fund.

2 Inspector; Position Authorized. In order to facilitate the state's enforcement of the registration of products containing CBD derived from hemp, the department of health and human services is authorized to hire an inspector from the fees collected in RSA 146:26.

3 New Subparagraph; Cannabidiol Program Fund. Amend RSA 6:12 by inserting after I(b)(364) the following new subparagraph:

(365) Moneys deposited in the cannabidiol program fund under RSA 146:28.

4 Effective Date. This act shall take effect July 1, 2022.

AMENDED ANALYSIS

This bill:

I. Allows for the sale of products containing CBD derived from hemp.

II. Requires products containing CBD derived from hemp to be registered annually by the manufacturer.

III. Creates a position in the department of health and human services to perform inspections relative to registered products containing CBD derived from hemp.

IV. Creates a special cannabidiol program fund.

HB 322, requiring a color photo of a dog, cat, or ferret on a rabies vaccination certificate. **INEXPEDIENT TO LEGISLATE.**

Rep. Barbara Comtois for Environment and Agriculture. Although the bill was well intentioned, the committee felt it would add additional costs to the pet owner, while not providing any benefits. Testimony received indicated pets of the same breed look alike and that features change as they grow into adulthood, rendering the photo ineffective. Vote 19-0.

HB 387, relative to rabies vaccinations for dogs. **INEXPEDIENT TO LEGISLATE.**

Rep. Catherine Sofikitis for Environment and Agriculture. This bill would have required rabies antibody titer tests as the method for determining whether dogs need to be re-vaccinated. While this is a well-intentioned bill, and it is our second time hearing it, we believe that the research is just not there yet. Rabies is 100% fatal and the use of titers is not ready to determine immunity in dogs. Vote 19-0.

HB 413, establishing a solid waste working group on solid waste management planning and relative to compost. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Megan Murray for Environment and Agriculture. This bill was filed in response to findings of the study committee on recycling streams and solid waste management in New Hampshire created by the 2019 bill, HB 617. HB 413 establishes a comprehensive stakeholder working group to provide needed recommendations to the Department of Environmental Services (DES) to assist in long-range planning for waste management and to review changes to existing departmental policies, goals, and initiatives. It also takes a look at regional impacts, waste disposal bans, and disposal capacity in accordance with RSA 149-M:3 and will recommend ways to improve current solid waste hierarchy practices. The bill will provide much needed technical assistance and education to schools, municipalities, and citizens. It sets a deadline for DES to enact rules relative to composting facilities. The amendment clarifies the terms of stakeholder representatives and outlines the due dates of reports. This bill is critical to the future management of solid waste in New Hampshire. Vote 19-0.

Amendment (0343h)

Amend RSA 149-M:61, II as inserted by section 2 of the bill by replacing it with the following:

II. Unless otherwise indicated, the members of the working group shall be appointed by the commissioner. Terms for state agency and legislative members shall be the same as their terms in office. All other working group members shall serve for the duration of the working group. Upon term expiration, each appointed member shall hold office until a successor shall be appointed and qualified.

Amend RSA 149-M:61, IV as inserted by section 2 of the bill by replacing it with the following:

IV. The working group shall hold its organizational meeting no later than November 1, 2021. The working group shall submit its initial report on November 30, 2022 and its final report on November 1, 2026, to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, the state library and the house and senate committees responsible for solid waste oversight.

Amend the bill by replacing section 5 with the following:

5 Effective Date.

I. Section 4 of this act shall take effect November 1, 2026.

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

HB 437, establishing a committee to study the implementation of the meat inspection program. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Barbara Comtois for Environment and Agriculture. As amended, this bill will create a study committee that will help with New Hampshire's food security. The study committee will delve into why farmers need to book appointments one year in advance for butchering services with NH USDA facilities. Additionally, the committee will look into the shortage of workers going into the slaughter industry and the need for educational opportunities for training. The lack of availability in slaughter facilities hinders new farmers who may want to start raising animals. Vote 19-0.

Amendment (0404h)

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

AN ACT establishing a committee to study the shortage of animal slaughter and meat processing facilities in New Hampshire and the implementation of the meat inspection program.

Amend the bill by replacing section 1 with the following:

1 Committee Established. There is established a committee to study the shortage of animal slaughter and meat processing facilities in New Hampshire and the implementation of the meat inspection program established in RSA 427:3.

Amend the bill by replacing section 3 with the following:

3 Duties. The committee shall study:

- I. The barriers New Hampshire farmers face in accessing slaughter facilities.
- II. Possible approaches to improving availability of slaughter facilities.
- III. The implementation of the meat inspection program established in RSA 427:3.

AMENDED ANALYSIS

This bill establishes a committee to study the shortage of animal slaughter and meat processing facilities in New Hampshire and the implementation of the meat inspection program.

HB 72, relative to ratification of amendments to the state building code and state fire code. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jaci Grote for Executive Departments and Administration. This bill passed in the House during the previous session and is one of many bills that did not leave the Senate due to the pandemic. As introduced, the bill identifies amendments to the building codes that were adopted by the State Fire Marshal and the Building Code Review Board from 2015 to 2019 and amendments to the State Fire Code adopted on January 15, 2020. These amendments must be ratified by the General Court. The amendment to the bill identifies further code amendments adopted on December 16, 2020 and approved by the Department of Safety Commissioner on January 21, 2021. This bill, and its amendment, relaxes such elements as wood frame wall R values, thermal envelope and mechanical ventilation that are meant to address the conservation of heat. Vote 19-0.

Amendment (0304h)

Amend the bill by replacing section 2 with the following:

2 State Fire Code; Ratification of Amendments.

I. Pursuant to RSA 153:5, the general court hereby ratifies the amendments to the state fire code adopted by the state fire marshal and the state board of fire control on January 15, 2020.

II. Pursuant to RSA 153:5, the general court hereby ratifies exhibits RE 20-04-15, RE 20-05-15, RE 20-06-15, and RE 20-07-15 adopted by the board of fire control and the state fire marshal on December 16, 2020, and approved by the commissioner of safety on January 21, 2021.

AMENDED ANALYSIS

This bill ratifies certain amendments to the state building code and state fire code adopted by the fire marshal and state building code review board in 2015, 2016, 2019, 2020, and 2021.

HB 128, adding notification requirements to the weather modification statute. **OUGHT TO PASS.**

Rep. Matthew Santonastaso for Executive Departments and Administration. This bill requires state agencies to inform the public of the nature of an experiment before performing weather modification experimentation, and to solicit public input. The statute (RSA 12-F:1) currently has no restrictions on what types of experiments may be performed, what chemicals or technologies can be used, or any protection for ecology or population. Although this statute has never been used by any agency as far as anyone can determine, because of its broad scope and it's potential to create large negative externalities, the committee felt it is reasonable to add a notification requirement. Vote 18-0.

HB 130, relative to administration by the retirement system of certain health care premium deductions. **OUGHT TO PASS.**

Rep. Dianne Schuett for Executive Departments and Administration. This bill was requested to resolve an inconsistency in the statutes regarding deductions made from certain retirees' monthly allowances toward their health care premium. Specifically, it clarifies whether the New Hampshire Retirement System deductions should precede Department of Administrative Services deductions. It deletes language which has been interpreted in such a way that, in some cases, deductions in excess of the total cost of the medical premium are possible. Passage of this legislation will reinforce legislative intent for the order in which the deductions should be taken. Vote 19-0.

HB 141-FN, requiring the department of environmental services to maintain a public registry of where certain fire suppressants have been used. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Stephen Pearson for Executive Departments and Administration. This bill originally required the Department of Environmental Services to maintain a database of all locations where firefighting foams containing polyfluoroalkyl substances (PFAS) had been used in the state, and demanding all fire services in the state report where, when, and how much, within 120 days. Since these foams have been used for over 50 years, obtaining this data would be error-prone and labor intensive - and since there was no state funding to do so, it represents an unfunded mandate on the fire services. The committee respected the idea of having this database, and in fact had required uses of this foam to be reported going forward, but could not support this unfunded mandate. The committee amendment, which replaces the entire bill, gives an option for the Chief Administrative Officer of a county to elect not to participate in the NH Retirement System. It is already permissible under the law for a municipality to exempt its Chief Administrative Officer, this bill expands that

provision to county administrators. This bill also prevents a municipality or county from abandoning its pension liabilities and passing those costs onto other municipalities by requiring the employer to pay the unfunded liability portion of the pension if the administrator does not participate in the retirement system. Vote 19-0.

Amendment (0877h)

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

AN ACT allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system.

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

1 Retirement System; Modifications; Counties. Amend RSA 100-A:22 to read as follows:
100-A:22 Modifications.

I. Membership in the retirement system shall be optional for officers and employees of the employer who are in the service of the employer on the date when participation becomes effective, and any such officer or employee who elects to join the retirement system within one year thereafter shall be credited with prior service covering such periods of prior service rendered to such employer for which the employer is willing to make accrued liability contributions. If the employer is unable or unwilling to make such contributions, a member in service may petition the board of trustees for periods of prior service rendered to such employer. Upon payment by the member of the amount determined in accordance with RSA 100-A:3, VI(b) and with the approval of the board, the member shall receive credit for such prior service. Thereafter, service for such employer on account of which contributions are made by the employer and member shall also be considered as creditable service. However, in no event shall prior service purchased as creditable service under this section be used as creditable service for the purpose of eligibility for medical benefits under RSA 100-A:52, RSA 100-A:52-a, or RSA 100-A:52-b.

II. Membership shall be compulsory for all employees entering the service of such employer after the date participation becomes effective. Municipalities *and counties* may, by action of their city council [or], board of selectmen, *or board of commissioners*, exempt their chief administrative officer, at the time of initial hiring or appointment, from compulsory membership provided herein. The chief fiscal officer of the employer, and the heads of its departments, shall submit to the board of trustees such information and shall cause to be performed with respect to the employees of such employer, who are members of the retirement system, such duties as shall be prescribed by the trustees in order to carry out the provisions of this chapter.

2 New Paragraph; Retirement System; Employer Contributions; Certain Municipal and County Employees Exempt. Amend RSA 100-A:16 by inserting after paragraph II-a the following new paragraph:

II-b. In addition to employer contributions required under paragraph II, municipalities and counties that exempt their chief administrative officers from participation in the retirement system under RSA 100-A:22 shall make contributions at the percentage rates certified by the board of trustees for the compensation paid to such employees; provided that the percentage rates applied shall only be for the employers' share of the unfunded accrued liability determined under subparagraph II(e).

3 Applicability. This act shall apply to chief administrative officers exempted from participation in the New Hampshire retirement system under RSA 100-A:22 who commence employment on or after the effective date of this act.

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

AMENDED ANALYSIS

This bill allows the county commissioners to exempt the county chief administrative officer from compulsory membership in the state retirement system.

HB 187, relative to the emergency powers of the commissioner of health and human services and relative to the membership of the oversight committee on health and human services. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jaci Grote for Executive Departments and Administration. This bill establishes retrospective legislative oversight over emergency orders issued by the Commissioner of the Department of Health and Human Services (DHHS) under RSA 21-P, and establishes legislative oversight over various powers under the public health and infectious disease laws. Legislative oversight over other emergency powers is also established through the Ethics Oversight Advisory Committee. This committee would also review other emergency orders, and address ethical concerns with emergency orders. The ED&A Committee amendment revises the process for rescinding an emergency order issued by the commissioner proposed in the bill. The amendment authorizes the Joint Legislative Oversight Committee on Health and Human Services to vote to sponsor a joint resolution to rescind the emergency order. The joint resolution must be presented to the House within 20 days of the vote or 20 days after the start of the legislative session if the General Court is not in session. If the joint resolution is presented within this time frame, the DHHS Commissioner is prevented from enforcing the emergency order until final legislative action is taken on the resolution or the passage of 90 consecutive days during which the General Court is in session, whichever comes first. If the emergency precludes either oversight committee from meeting in person, they are authorized to vote through a remote meeting. The

amendment also adjusts the membership of the Ethics Oversight Advisory Committee to include representation from the House, Senate, the Commissioner of the Department of Labor or designee and a representative from the Disability Rights Center of New Hampshire. Vote 17-1.

Amendment (0952h)

Amend RSA 21-P:53, VIII as inserted by section 1 of the bill by replacing it with the following:

VIII. Except as provided in paragraph IX, an emergency order issued under this section shall be subject to review by the joint legislative oversight committee on health and human services, established in RSA 126-A:13. The committee may vote to sponsor a joint resolution rescinding the emergency order pursuant to RSA 21-P:53 X. The commissioner shall notify the ethics oversight advisory committee established in RSA 141-C:27 of any emergency order issued under this section, and the joint legislative oversight committee shall consider the input of the ethics committee, if provided, in any decision. If the emergency precludes either committee from meeting in person, they shall be authorized, notwithstanding any other provision of law, to meet remotely for this purpose.

Amend RSA 21-P:53 as inserted by section 1 of the bill by inserting after paragraph IX the following new paragraph:

X. If the committee votes to sponsor a joint resolution pursuant to subparagraph VIII, the joint resolution shall be introduced in the house of representatives or senate within 20 business days of such vote when the general court is in session and 20 business days of the start of the following legislative session if such vote occurs when the general court is not in session. If a joint resolution is introduced within this time frame, the commissioner shall be prevented from enforcing such emergency order until final legislative action is taken on the resolution or the passage of 90 consecutive calendar days during which the general court shall have been in session, whichever occurs first. The 90 calendar day period shall commence on the date such joint resolution has been introduced. If the session of the general court adjourns prior to the sixtieth calendar day after such joint resolution has been introduced, then the commissioner shall be prevented from enforcing such emergency order until 90 calendar days, beginning with the next session of the general court, have passed.

Amend RSA 141-C:27, III as inserted by section 2 of the bill by replacing it with the following:

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

(a) ***Two members of the house or representatives, one of whom shall be from the minority party, appointed by the speaker of the house of representatives.***

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

(c) The director of the ***department of health and human services***, division of public health services.

~~[(b)]~~ (d) The state epidemiologist.

~~[(c)]~~ (e) The attorney general, or designee.

~~[(d)]~~ (f) A representative of a public health network, appointed by the commissioner.

~~[(e)]~~ (g) A representative from a college or university public health program, appointed by the commissioner.

~~[(f)]~~ (h) A chief of police or a police officer of a local police department, appointed by the New Hampshire Association of Chiefs of Police.

~~[(g)]~~ (i) A chief of a local fire department, appointed by the New Hampshire Association of Fire Chiefs.

~~[(h)]~~ (j) A physician, licensed under RSA 329, appointed by the New Hampshire Medical Society.

~~[(i)]~~ (k) The commissioner of the department of safety, or designee.

~~[(j)]~~ (l) A member of a fire department with a minimum of EMT-B certification, appointed by the Professional Firefighters of New Hampshire.

~~[(k)]~~ (m) A representative of a hospital, appointed by the New Hampshire Hospital Association.

~~[(l)]~~ A county representative, appointed by the New Hampshire Association of Counties.]

(n) ***The commissioner of the department of labor, or designee.***

(o) ***A representative of the Disability Rights Center of New Hampshire, appointed by the center.***

AMENDED ANALYSIS

This bill makes various changes to the powers of the commissioner of the department of health and human services during a public health emergency; authorizes the joint legislative oversight committee on health and human services to review, and rescind by a 2/3 vote, emergency orders issued by the commissioner; gives a person subject to a treatment order for a communicable disease a right to a hearing on the order; and amends the membership and duties of the ethics oversight advisory committee. The bill also amends the house membership on the health and human services oversight committee.

HB 217, repealing RSA 320 regarding hawkers and peddlers. **INEXPEDIENT TO LEGISLATE.**

Rep. Dianne Schuett for Executive Departments and Administration. This bill repeals RSA 320 regulating hawkers and peddlers. The provisions of this bill have been proposed as an amendment to HB 218, regarding itinerant vendors. The committee agreed to decide on both subjects in that bill and so this bill is not needed. Vote 17-1.

HB 283, proclaiming April 11 as Wentworth Cheswill Day. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Dianne Schuett for Executive Departments and Administration. As a result of the introduction and testimony on this bill, the ED&A Committee learned that Mr. Wentworth Cheswill, a gentleman of color, was a Revolutionary War veteran who served the town of Newmarket in many capacities. He is thought to be the first African-American elected official in the United States. This bill recognizes the 275th anniversary of his birth on April 11, 1746. The amendment places the requirement for the celebration in session law rather than in statute. Vote 18-0.

Amendment (0540h)

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

AN ACT proclaiming April 11, 2021 as Wentworth Cheswill Day.

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

1 Wentworth Cheswill Day. The governor shall proclaim April 11, 2021 as Wentworth Cheswill Day in New Hampshire to celebrate the 275th anniversary of his birth and shall encourage all New Hampshire citizens to observe the day with appropriate educational activities. Mr. Cheswill was born on April 11, 1746 in Newmarket, New Hampshire. Mr. Cheswill, a man of color, has been said to have been the first African-American elected official in the United States. He was a Revolutionary War veteran and served under John Langdon in Langdon's Company of Light Horse Volunteers. He was an elected Newmarket town official and served the town in various elected town offices from 1768 until his death in 1817. In 1801, Mr. Cheswill was among the founders of the first free library in the town and provided in his will for public access to his personal library.

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

AMENDED ANALYSIS

This bill proclaims April 11, 2021 as Wentworth Cheswill Day.

HB 369-FN, relative to the use of physical agent modalities by occupational therapists. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Carol McGuire for Executive Departments and Administration. This bill, a request of the Office of Professional Licensure and Certification, eliminates a redundant board-issued certificate for the use of physical agent modalities. The committee amendment, a request of the Board of Occupational Therapists, allows the board to write rules about physical agent modalities, and expands occupational therapists' scope of practice to the full range of their training. There is no cost impact as the certificate has no fee. Vote 19-0.

Amendment (0185h)

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

1 Occupational Therapists; Rulemaking. Amend RSA 326-C:7 to read as follows:

326-C:7 Rulemaking. The board shall adopt rules pursuant to RSA 541-A specifying:

~~I. [The physical agent modalities which may be applied as an adjunct to, or in preparation for, engagement in purposeful activities and occupations;~~

~~II. The eligibility requirements to be met by licensees seeking a certificate authorizing the application of physical agent modalities;~~

~~III. The documentation required by the board for the issuance of a certificate authorizing a licensee to apply physical agent modalities;~~

~~IV.] *The requirements and use of occupational therapy techniques involving ultrasound or electrical physical agent modalities by occupational therapy practitioners;*~~

II. The requirements for supervision of licensed occupational therapy assistants by licensed occupational therapists; and

~~V.] **III.** The use and supervision of non-licensed persons providing supportive services to licensed occupational therapists or occupational therapy assistants.~~

2 Occupational Therapists; Physical Agent Modalities. RSA 326-C:8 is repealed and reenacted to read as follows:

326-C:8 Physical Agent Modalities.

I. An occupational therapist who is licensed under this chapter and who has been trained may utilize occupational therapy techniques involving ultrasound or electrical physical agent modality devices.

II. An occupational therapy assistant who is licensed under this chapter may apply ultrasound or electrical physical agent modality devices if he or she:

(a) Works under the supervision of a qualified occupational therapist who is licensed under this chapter; and

(b) Has been trained to utilize occupational therapy techniques involving ultrasound or electrical agent modality devices.

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

AMENDED ANALYSIS

This bill clarifies the use of ultrasound and electrical physical agent modalities by occupational therapists and occupational therapy assistants.

This bill is a request of the office of professional licensure and certification.

HB 405, relative to out-of-state applicants occupational licensure or certification. **INEXPEDIENT TO LEGISLATE.**

Rep. Carol McGuire for Executive Departments and Administration. This well-meaning bill sought to improve reciprocity of licensing and provide a way for professionals to easily obtain a license when they move to New Hampshire from a state that doesn't actually license their profession. Unfortunately, it violates a number of other statutes on timing and is extremely vague about some important details. For instance - how does one determine that a person has "worked for at least three years?" Does it mean full-time work only or does part-time work apply? What if the New Hampshire laws define the profession as having a much broader scope of practice than similarly titled occupations in other states? Naturopaths, for example, can prescribe medication in New Hampshire, but not in every other state where they are licensed. Finally, this bill has the exact language that was referred for interim study last year, and the committee is convinced that addressing this issue on a profession-by-profession basis would be better than the broad-brush approach of HB 405. Vote 19-0.

HB 433, limiting renewal of states of emergency. **INEXPEDIENT TO LEGISLATE.**

Rep. Terry Roy for Executive Departments and Administration. This bill permits the Governor to renew a state of emergency only once and requires a state of emergency to be renewed by a vote of the legislature unless half of the members of either chamber are unable to meet. The committee passed a similar bill, HB 417, and addressed the issue of renewing states of emergency. Another bill was retained in committee, thus making HB 433 unnecessary. Vote 18-0.

HB 444, relative to the board of pharmacy. **INEXPEDIENT TO LEGISLATE.**

Rep. Sallie Fellows for Executive Departments and Administration. This bill makes various technical changes to the laws governing pharmacies and modifies the inspection procedures for some organizations that store prescription drugs. Due to drafting issues, and a lack of consensus between the professional boards involved, the sponsor and the committee jointly believe a fresh start would be the most conducive approach to reaching a workable solution. Vote 19-0.

HB 456, relative to the disclosure of information from vital records. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Tony Lekas for Executive Departments and Administration. This bill, with the amendment, would permit the Secretary of State to provide a limited set of vital records to the Department of Corrections that the department requires to perform its duties. Those records are data on deaths, marriages, and divorces. If the Department of Corrections is not able to access this information it would need to pay to contract with outside data providers to get it. The amendment adds language to make it even more explicit that the data is limited to the data required. The amendment also corrects two minor technical errors in the bill as introduced. Vote 18-0.

Amendment (0306h)

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

1 Vital Records Administration; Privacy. Amend RSA 5-C:4, II to read as follows:

II. In collecting information, prime consideration shall be given to the protection of the privacy of the individuals about whom information is given. In accordance with the provisions of this chapter, the secretary of state shall ensure that, when information is collected, the minimum of data shall be collected to accomplish a specific purpose, that no information shall be available to unauthorized personnel, that only the minimum be made available to authorized personnel, and that no information that could possibly adversely affect an identified individual be made public. The department of health and human services shall have access to vital records information in accordance with the provisions of RSA 126:24-c. The New Hampshire retirement system shall have access to a limited data set of vital records information in accordance with the provisions of RSA 100-A:14, XVI. ***The department of corrections shall have access to a limited set of vital records information in accordance with the provisions of RSA 21-H:8, XI-c.***

2 New Paragraph; Vital Records; Disclosure of Information. Amend RSA 5-C:9 by inserting after paragraph VIII the following new paragraph:

IX. The department of corrections shall have a direct and tangible interest in a limited data set of death, marriage and divorce information of individuals they are charged with collection of fees and control and supervision by the department pursuant to RSA 21-H, RSA 504-A:12, VI, and RSA 504-A:13, limited to name of person, date of birth, social security number, date of vital event, place of vital event, cause of death, marital status, and name of spouse. The secretary of state and the commissioner of the department of corrections shall enter into a memorandum of understanding for the purposes of delineating specific procedures and protections for access to this limited data set.

3 New Paragraph; Department of Corrections, Administration; Access to Vital Records. Amend RSA 21-H:8 by inserting after paragraph XI-b the following new paragraph:

XI-c. The department of corrections shall have a direct and tangible interest in a limited data set of death, marriage and divorce information of individuals they are charged with collection of fees and control and supervision by the department pursuant to this chapter, RSA 504-A:12, VI, and RSA 504-A:13, limited to name of person, date of birth, social security number, date of vital event, place of vital event, cause of death, marital status, and name of spouse. The commissioner and the secretary of state shall enter into a memorandum of understanding for the purposes of delineating specific procedures and protections for access to this limited data set.

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

AMENDED ANALYSIS

This bill grants the department of corrections authority to access a limited data set of vital records data on deaths, marriages, and divorces held by the division of vital records administration.

HB 499, prohibiting the state from using a face recognition system. **OUGHT TO PASS WITH AMENDMENT.** Rep. Carol McGuire for Executive Departments and Administration. This bill prevents any state database of facial images (drivers' license photos, for one) from being used to identify a photo of an unknown person using facial recognition software. At the current time, no such photo database is used this way by the state. The committee amendment prohibits use of data from face recognition in a New Hampshire court, unless it has been authorized by a search warrant. The committee heard concerns that face recognition is used for identifying lost children and seniors, as well as victims of sexual predators and human traffickers, but decided not to exempt this use for two reasons: first, facial recognition is at its most faulty in dealing with seniors, children, people of color, and women, so it is not likely to provide more than a hint to someone's identity; secondly, under these circumstances, we were assured a warrant could be obtained very quickly. Vote 17-1.

Amendment (0247h)

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

AN ACT relative to the use of face recognition technology.

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

1 New Subdivision; Breaches of the Peace; Face Recognition Technology Prohibited. Amend RSA 644 by inserting after section 22 the following new subdivision:

Face Recognition Technology Prohibited

644:23 Definitions. In this subdivision:

I. "Face recognition technology" means an automated or semi-automated process that assists in identifying or tracking an individual or capturing information about an individual, based on the physical characteristics of an individual's face. It does not include the process by which an individual visually identifies another individual by viewing a representation of the individual on a computer, video recording, photograph or other media.

II. "State" means any department, agency, bureau, or administrative unit of the state of New Hampshire, including any city, town, county, school district, or municipal entity therein.

644:24 Use of Face Recognition Technology; Requirements. The state shall only use face recognition technology if it has a search warrant supported by probable cause and signed by a neutral and detached magistrate.

644:25 Evidence Inadmissible.

I. Any data or information collected or derived from the state's own use of face recognition technology in violation of this subdivision shall be inadmissible in any trial, hearing, or other proceeding in or before any court or regulatory agency in the state of New Hampshire.

II. Any evidence derived from data or information collected from any use of face recognition technology in violation of this subdivision shall be inadmissible in any trial, hearing, or other proceeding in or before any court or regulatory agency in the state of New Hampshire, unless sufficiently attenuated from the original violation, including but not limited, to an affirmative showing that no state official had requested, facilitated, or otherwise caused the use of face recognition technology by an entity other than the state as defined above.

2 Drivers' Licenses; Use of Facial Recognition Technology Prohibited. RSA 263:40-b is repealed and reenacted to read as follows:

263:40-b Use of Face Recognition Technology Prohibited. The department shall not allow access to any of its digital representations of faces by any face recognition technology nor shall the department use face recognition technology. No state agency, other than the department, shall create or maintain a searchable database of face images.

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

AMENDED ANALYSIS

This bill permits the state to use face recognition technology if it has a warrant supported by probable cause.

HB 533, establishing a division of investigation and compliance in the lottery commission. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jeffrey Goley for Executive Departments and Administration. This bill came to the ED&A Committee as a second committee bill. It modifies the way in which the Lottery Commission interacts with the Attorney General's Office when it comes to the investigation of license applicants. With this bill, the Lottery Commission would pick up more of the responsibility for fact-finding about all applicants for the variety of gambling-related licenses that the Lottery Commission offers. The important point is that the Attorney General's Office will still have the final say in whether an individual is suitable to hold a license. The amendment corrects a few drafting errors and changes references to a determination if a person is "fit" to be associated with racing to whether they are "suitable" to be associated with racing. Vote 18-0.

Amendment (0906h)

Amend RSA 284:15-b, II as inserted by section 2 of the bill by replacing it with the following:

II. The attorney general shall have the authority to conduct an investigation on the attorney general's motion into the background of the license applicant or holder, of any person included in paragraph I or of any person or entity upon whom the license applicant or holder relies for financial support. In addition, whenever the lottery commission shall receive an application, it shall ~~[refer the application to the attorney general who shall conduct such an investigation]~~ **notify the attorney general, and in concert and consultation with the attorney general, the lottery commission shall conduct an investigation of the applicant.** The investigation may be conducted through any appropriate state or federal law enforcement system and may seek information as to the subject's financial, criminal or business background, or any other information which ~~[the attorney general, in the attorney general's sole discretion,]~~ may ~~[find to]~~ bear on the subject's ~~[fitness]~~ **suitability** to be associated with racing in New Hampshire, including, but not limited to, the subject's character, personal associations, and the extent to which the subject is properly doing business in the manner in which it purports to operate. When the lottery commission ~~[requests]~~ **initiates** such an investigation, the ~~[attorney general]~~ **lottery commission** shall report the results of such investigation to the ~~[lottery commission]~~ **attorney general** within ~~[90]~~ **45** days after the ~~[receipt of the request]~~ **initiation of the investigation.** Notwithstanding any other law to the contrary, the results of any such investigation shall be confidential and shall not be subject to disclosure or to public inspection, except that the attorney general shall have sole discretion to determine the extent to which and the manner in which the results may be reported to ~~[the lottery commission or]~~ other state ~~[agency]~~ **agencies** or ~~[official]~~ **officials** and, if reported, whether such results are to retain their confidential character. ~~[; provided, however, that whenever the attorney general conducts such an investigation,]~~ The attorney general ~~[shall notify the lottery commission whether or not in the attorney general's opinion]~~ **and the lottery commission shall confer and determine, if in their opinion,** such person is ~~[fit]~~ **suitable** to be associated with racing in New Hampshire **and upon a determination that the person is not suitable, the person shall not be issued or continue to hold a license.** ~~[Notwithstanding any other provision of law, no person shall be issued or hold a license if in the opinion of the attorney general such person is not fit to be associated with racing in this state.]~~

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Lottery Commission; Condition of Licensee. Amend RSA 284:16-b, II to read as follows:

II. The lottery commission, after conducting a hearing, may require a licensee to divest itself of any partner, person, sub-corporation, shareholder, or any other entity of the licensee if the lottery commission determines that any partner, person, sub-corporation, shareholder, or any other entity of the licensee is not ~~[fit]~~ **suitable** to be associated with racing in this state.

HB 567, declaring February 5, 2021 as Apollo 14 Day. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Stephen Pearson for Executive Departments and Administration. This legislation as originally submitted was obsolete before the hearing, as Governor Sununu declared Apollo 14 Day without legislation requiring it. The committee amendment, which replaces the entire bill, allows for current and former military personnel who served as combat medics or medical service specialists, as well as any Emergency Medical Technician (EMT) or paramedic who is certified by the National Registry of EMTs, to be able to apply for a license as a Licensed Nursing Assistant (LNA). This is to assist a profession that is severely understaffed with people who have an equivalent level of training and experience. Vote 19-0.

Amendment (0276h)

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

AN ACT permitting certain military personnel, emergency medical technicians, and paramedics to apply for licensure as a nursing assistant.

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

1 New Section; Nurse Practice Act; Licensed Nursing Assistant; Licensure by Alternate Experience. Amend RSA 326-B by inserting after section 21 the following new section:

326-B:21-a Licensed Nursing Assistant; Licensure by Alternate Experience.

I. A current or former military service member who has been assigned a military occupational specialty (MOS) code of 68W (Army) or 4N0X1 (Air Force), with or without additional skill identifiers, and who, as part

of such member's service in the military, has utilized their MOS within the last 3 years, shall be deemed to have taken a board-approved nursing assistant course and may apply for a license as a nursing assistant in New Hampshire. An applicant under this paragraph shall:

(a) Provide proof that the applicant has been assigned a MOS code of 68W (Army) or 4N0X1 (Air Force) and that the applicant has used their MOS as part of their service in the last 3 years;

(b) Have committed no acts or omissions which are grounds for disciplinary action as set forth in this chapter, or, if such acts have been committed and would be grounds for disciplinary action, the board has found, after investigation, that sufficient restitution has been made; and

(c) Meet other criteria as established by the board.

II. An individual licensed as an emergency medical technician-basic, emergency medical technician-advanced, or paramedic in any United States jurisdiction who presently holds a certification from the National Registry of Emergency Medical Technicians (NREMT), shall be deemed to have taken a board-approved nursing assistant course and may apply for a license as a licensed nursing assistant in New Hampshire. An applicant under this paragraph shall:

(a) Provide proof that the applicant is currently licensed as an emergency medical technician-basic, emergency medical technician-advanced, or paramedic in any United States jurisdiction;

(b) Provide a copy of the applicant's certification from the National Registry of Emergency Medical Technicians;

(c) Have committed no acts or omissions which are grounds for disciplinary action as set forth in this chapter, or, if such acts have been committed and would be grounds for disciplinary action, the board has found, after investigation, that sufficient restitution has been made; and

(d) Meet other criteria as established by the board.

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

AMENDED ANALYSIS

This bill permits certain military personnel, emergency medical technicians, and paramedics to apply for licensure as a nursing assistant.

HB 631, relative to regulation of interpreters for the deaf, deaf blind, and hard of hearing. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Stephen Pearson for Executive Departments and Administration. This bipartisan and bicameral bill was written at the request of several members of the New Hampshire Board of Licensing for Interpreters for the Deaf and Hard of Hearing. The bill conforms New Hampshire's language about these matters to current national language. The bill adds "deafblind" where we presently speak only of deaf and hard of hearing. Regulations for licensing of sign language interpreters have been clarified and updated. The disciplinary action provisions were revised to permit the board to take a middle ground action, such that when an adverse consequence to a recipient of sign language interpreter services occurs, the misconduct does not rise to the level of a violation of the Code of Conduct. In cases such of these the board would take remedial, not punitive, action. Finally, while there are many cases where a sign language interpreter needs not be licensed by the board (religious settings, emergency situations, interpreters employed in school settings, for example), an unlicensed person may not present him or herself as a licensed one. Should that occur, that person "shall be guilty of a class A misdemeanor if a natural person or guilty of a felony if any other person." The committee amendment simply adds another group to those consulted by the commission in order to provide access to interpreters. Vote 19-0.

Amendment (0439h)

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

1 Chapter Title; Interpreters for the Deaf, Deafblind, and Hard of Hearing. Amend the chapter title of RSA 326-I to read as follows:

CHAPTER 326-I INTERPRETERS FOR THE DEAF, **DEAFBLIND**, AND HARD OF HEARING

2 Reference Change; Board of Licensure; Deafblind Added. Amend the following RSA provisions by replacing the terms "for the deaf and hard of hearing" with "for the deaf, deafblind, and hard of hearing": 14:12-a: 200-C:19, IV; 326-I:1, IV(a) and (b); the section heading of 326-I:3; 326-I:3, I; 326-I:3, IV(c); 326-I:4, II; 326-I:4, V and VI; 326-I:5, IV; 326-I:8, I; 326-I:11, I; the introductory paragraph of 326-I:12; 326-I:14, II(b); 326-I:14, III(c); 326-I:16.

3 Findings. Amend RSA 326-I:1, II and III to read as follows:

II. The general court finds that a significant number of New Hampshire's deaf, **deafblind**, and hard of hearing, its broad array of public agencies and institutions, and its medical and legal professions share a unique challenge: the necessity to hire [professional] **qualified** interpreters licensed to provide ready and reliable communications to and for those who use a visual **and/or tactile** mode of communication.

III. The general court further finds the mandates of federal and state statutes which require funding of interpreter's services, by the same public agencies and institutions, medical and legal professions, and others of those interpreters requested by the deaf, **deafblind**, and hard of hearing, is a mandate in itself to the legislature to ensure the availability of a skilled cadre of ~~[professional]~~ **qualified**, licensed interpreters.

4 Definitions. RSA 326-I:2 is repealed and reenacted to read as follows:

326-I:2 Definitions. In this chapter:

- I. "Board" means the board of licensure of interpreters for the deaf, deafblind, and hard of hearing.
- II. "Deaf" person means a person whose primary communication is visual.
- III. "Deafblind" person means a person who has a combination of hearing loss and vision loss. A person who uses a combination of visual and/or tactile communication.
- IV. "Hard-of-hearing" person means a person who has a hearing loss, who may or may not primarily use visual communication, and who may or may not use assistive devices.
- V. "Intermediary interpreting" means interpreting services rendered by a deaf person between another deaf or deafblind person and another licensed interpreter or between 2 or more deaf or deaf blind persons.
- VI. "Interpreter" means a person who conveys meaning between people who use signed language and spoken language.
- VII. "Interpreting" means the act of conveying meaning between people who use signed and/or spoken languages.
- VIII. "Interpreting organization" means an organization whose function is to provide qualified interpreter services for a fee and who access interpreters licensed under this chapter.
- IX. "Oral deaf" person means a person whose primary communication is speech reading and spoken English.
- X. "Qualified interpreter" means an interpreter meeting the requirements of this chapter.

5 Board Membership. Amend RSA 326-I:3, II and III to read as follows:

II. The board shall consist of 9 members as follows:

(a) Four licensed interpreters, at least 2 of whom ~~[are]~~ **hold** national ~~[level-licensees]~~ **certification**, from ~~[a list of]~~ names submitted by the New Hampshire Registry of Interpreters for the Deaf in conjunction with the New Hampshire Association of the Deaf.

(b) Five consumers, including 3 deaf **or deafblind** persons from ~~[a list of]~~ names submitted by the New Hampshire Association of the Deaf, one consumer of oral interpreting services, and a non-deaf member of the public not licensed under this chapter.

III. No member of the board shall serve concurrently in an elected, appointed, or employed position in any other state-level organization representing interpreters for the deaf, **deafblind**, **or hard of hearing** if it would present a direct conflict of interest.

6 Duties of the Board. Amend RSA 326-I:4, IX to read as follows:

IX. Cooperating with the New Hampshire Registry of Interpreters for the Deaf, the New Hampshire Association of the Deaf, ~~[Self Help for the Hard of Hearing of New Hampshire, the New Hampshire League for the Hard of Hearing,]~~ **the Association of Late Deafened Adults (ALDA), Northeast Deaf and Hard of Hearing Services, Inc.**, the department of education, division of vocational rehabilitation, and interpreting ~~[agencies]~~ **organizations** to provide access to the services of interpreters to persons communicating with deaf, **deafblind**, and hard of hearing persons.

7 Rulemaking; Applications. RSA 326-I:5, I is repealed and reenacted to read as follows:

I. The form and content of license applications authorized in RSA 326-I:7, II. For licensed interpreters such rules shall include application criteria including proof of an approved valid credential.

8 New Paragraph; Rulemaking; Administrative Fines. Amend RSA 326-I:5 by inserting after paragraph VII the following new paragraph:

VIII. Procedural and substantive requirements for assessing, compromising, and collecting administrative fines as authorized by RSA 326-I:14, III.

9 Licensure. Amend RSA 326-I:7 to read as follows:

326-I:7 Licensure Required; Exemptions.

I. No person shall receive remuneration as an interpreter for the deaf, **deafblind**, or hard of hearing or represent oneself as an interpreter for the deaf, **deafblind**, or hard of hearing in this state after January 1, 2003, unless such person is licensed in accordance with the provisions of this chapter.

II. The board shall license each applicant who satisfies the requirements of the board ~~[at either a national level license or a state level license]~~, **including a valid credential recognized by the board**. Upon payment of a license fee ~~[for each license level]~~, the board shall issue to such person a certificate of licensure which shall be evidence of the right to practice ~~[at the appropriate level]~~ as an interpreter for the deaf, **deafblind**, and hard of hearing.

III. ~~[An interpreter for the deaf and hard of hearing certified by the Registry of Interpreters for the Deaf, the National Association of the Deaf, or the New Hampshire Interpreter classification process prior to~~

the effective date of this chapter shall accepted for licensure by the board, at the appropriate license level, without examination, provided that all such certified persons comply with all other requirements of the board under this chapter.

IV.] The following persons shall be exempt from the license requirements of this chapter:

(a) Nonresident interpreters [~~certified by the National Registry of Interpreters of the Deaf (RID) or the American Consortium of Certified Interpreters (ACCI), levels IV and V, who have completed RID-approved legal training or who hold a legal specialty certificate (RID-SC:L)~~] **legally certified or legally trained by a board recognized body** when working in [court] **legal** settings, provided that such interpreter shall be subject to disciplinary proceedings of the board.

(b) Interpreters for the deaf, **deafblind** and hard of hearing working in religious settings.

(c) Interpreters working in emergency situations where the parties determine that the delay to obtain a licensed interpreter is likely to cause injury or loss.

(d) Students exempted under RSA 326-I:8.

(e) Interpreters employed by a school district for a K-12 program.

(f) Court reporters licensed under RSA 310-A:161-RSA 310-A:181 while employed as court reporters as defined in RSA 310-A:162, II.

(g) **Interpreters holding a valid credential from a board recognized body who are representatives from a critical shortage area (any area that is currently underrepresented in the licensed pool) provided that such interpreter shall be subject to disciplinary proceedings of the board.**

(h) **An individual interpreting between a pair of signed languages for which there is no existing certification, provided that such interpreter shall be subject to disciplinary proceedings of the board.**

[V.] IV. The recipient of services shall have the right to apply to the department of education for, and to receive, a waiver in writing from using a licensed interpreter [~~and shall accept all responsibility for such action~~].

10 License Requirements. Amend the introductory paragraph of RSA 326-I:9, I to read as follows:

I. To be eligible for licensure by the board as an interpreter for the deaf, **deafblind**, and hard of hearing [~~at either the national level license or the state level license~~], an applicant shall:

11 License Renewal. Amend RSA 326-I:13 to read as follows:

326-I:13 License Renewal[; Continuing Education]. A license issued by the board shall expire on the September 1 following 3 years from the date of issuance. Every person licensed under this chapter who wishes to renew a license shall, on or before the expiration date, pay a fee for renewal of license to the board. The board shall notify each person licensed under this chapter of the date of expiration of such person's license and the renewal fee required. The notice shall be mailed to such person's last known address as provided to the board at least 60 days in advance of the expiration of such license. Renewals are contingent upon [evidence of completing the number of continuing education units established by the board. The continuing education units may be earned by attending professional training or completing approved independent studies and regional in-service programs, as determined by the board] **demonstration of the licensee satisfying the requirements of this chapter.**

12 Disciplinary Actions; Unlicensed Persons. Amend RSA 326-I:14, I(b) to read as follows:

(b) Upon written complaint of any person which charges that a person licensed by the board, or an unlicensed person under RSA 326-I:7, [IV(a)] **III(a), III(g), or III(h) or RSA 326-I:7, IV**, has committed misconduct under paragraph II and which specifies the grounds for the misconduct.

13 Disciplinary Actions; Administrative Fines. Amend RSA 326-I:14, III(a) to read as follows:

III.(a) The board may take disciplinary action in any one or more of the following ways:

(1) By public or private reprimand.

(2) By suspension, limitation, or restriction of license.

(3) By revocation of license.

(4) **By assessing an administrative fine.**

(5) By requiring the person to participate in a program of continuing education supervision, or treatment in the area the person is deficient.

[~~(5)~~] (6) By removing an exemption for an unlicensed person under RSA 326-I:7, [IV(a)].

14 Hearings; Exception. Amend RSA 326-I:15 to read as follows:

326-I:15 Hearings; **Exception.**

I. The board shall take no disciplinary action without a hearing. At least 14 days prior to hearing, both parties to a disciplinary proceeding shall be served, either personally or by registered mail, with a written copy of the complaint filed and notice of the time and place for hearing. All complaints shall be objectively received and fairly heard by the board, but no complaint shall be acted upon unless in writing or formally presented to the board. A hearing shall be held on all formal complaints received by the board within one year of the date notice of a complaint was received by the accused, unless otherwise agreed to by the parties. Official notice of all disciplinary decisions made by the board shall be given to both parties to the proceeding upon their issuance.

II. When an action by a licensed interpreter does not violate the Code of Professional Conduct but has an adverse consequence to a recipient of services and/or is not standard practice, an involved participant or a concerned third party may file a complaint with the board which asks for the board to provide conflict resolution or mediation services between the parties. To accept, investigate, and act on such a filing, a majority of present board members must agree there is an opportunity for resolution that will result in an improvement of interpreting services. In these instances, there will be no possible suspension or revocation of the interpreter's license, nor shall the board be required to hold a hearing.

15 Directory. Amend RSA 326-I:17 to read as follows:

326-I:17 Record; Directory. The board shall maintain a record of its proceedings under this chapter and a directory of all persons licensed under this chapter. The directory shall list the name and last known ~~business address~~ **contact information** for each licensee, and may include such other information as the board deems necessary.

16 Penalties; Waiver. Amend RSA 326-I:18, I to read as follows:

I. Any person who shall practice or attempt to practice as an interpreter for the deaf, **deafblind** and hard of hearing in this state without a license **and without a waiver under RSA 326-I:7, IV** shall be guilty of a class A misdemeanor if a natural person or guilty of a felony if any other person.

17 Effective Date. This act shall take effect January 1, 2022.

SB 21, relative to the Pease development authority board of directors. **OUGHT TO PASS.**

Rep. Tony Lekas for Executive Departments and Administration. In 2019, HB 243, a bill to change the membership of the Pease Development Authority Board of Directors passed the legislature. That bill had an effective date of April 30, 2021. It was later discovered that due to a drafting error the bill made an unintended change to the quorum of the board. A change to fix that problem was included in a Senate omnibus bill in 2020 but, due to other matters in that bill, it was vetoed. This bill corrects that error and is expected to do so prior to the effective date of the incorrect section in statute. Vote 18-0.

HB 600-FN, relative to funding for newborn screening. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jess Edwards for Finance. New Hampshire's newborn screening program is an important program, and the intent of this bill is not to change the program. The intent is to change how bills are sent out. Under current law, the Department of Health and Human Services bills hospitals for the filter paper on which blood samples are submitted for testing. Filter paper is a supply, as such this bill cannot be submitted to insurers. This bill directs the commissioner to restructure the current fee so that these bills can be submitted to insurers. Instead of billing for "filter paper," the invoice could read "newborn screening panel." We are aware this is already done at least in Texas and Minnesota. Coverage for pediatric preventative services has been mandated by federal law without co-pay or deductible since 2014 pursuant to 45 CFR 147.130. This bill does not mandate any change whatsoever in insurance law. Passage of this bill will help maintain the economic viability of the various birthing centers in New Hampshire. The amendment changes the effective date from 60 days after passage to 120 days. Vote 20-0.

Amendment (0899h)

Amend the bill by replacing section 2 with the following:

2 Effective Date. This act shall take effect 120 days after its passage.

HB 89-FN, adding qualifying medical conditions to the therapeutic use of cannabis law. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jerry Knirk for Health, Human Services and Elderly Affairs. This bill adds moderate to severe insomnia as a qualifying symptom and autism spectrum disorder (ASD) as a stand-alone qualifying condition in the therapeutic cannabis program on recommendation of the Therapeutic Cannabis Medical Oversight Board (TCMOB). The board is composed of the Chief Medical Officer of the Department of Health and Human Services, a qualifying patient representative, a clinical representative from an Alternative Treatment Center (ATC), and ten medical providers from various fields charged with the task of advising the therapeutic cannabis program on medical issues, including qualifying conditions. The TCMOB considers each qualifying condition with an exhaustive literature review, a public hearing, personal experience and robust discussions. The original bill adds moderate and severe insomnia to be a qualifying symptom. The TCMOB voted 9-1 to recommend the addition, as there is evidence that therapeutic cannabis can help with insomnia. The amendment adds ASD as a stand-alone qualifying condition on recommendation of the TCMOB with a vote of 9-0. Agitation and other problems in ASD, particularly in adult patients, can be difficult to manage with current pharmacologic options. Anecdotal evidence and emerging literature supports cannabis as a reasonable option for the management of ASD. Given the concerns regarding the deleterious effects of cannabis on the developing brain for patients under age 21, the TCMOB added the requirement of evaluation by a provider of child or adolescent psychiatry, pediatric neurology or developmental pediatrics who confirms that the ASD has not responded to previously prescribed medication or that the other treatment options produced serious side effects and supports certification for the use of therapeutic cannabis. Vote 20-0.

Amendment (0437h)

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3: 2 New Subparagraphs; Use of Cannabis for Therapeutic Purposes; Definitions. Amend RSA 126-X:1, IX(b) by inserting after subparagraph (3) the following new subparagraphs:

(4) Autism spectrum disorder in adults 21 years of age or older.

(5) Autism spectrum disorder in people under 21 years of age with the requirement of a consultation with a certified provider of child and/or adolescent psychiatry, developmental pediatrics, or pediatric neurology, who confirms that the autism spectrum disorder has not responded to previously prescribed medication or for which other treatment options produced serious side effects and who supports certification for the use of therapeutic cannabis.

AMENDED ANALYSIS

This bill adds moderate to severe insomnia and autism spectrum disorder to the definition of “qualifying medical condition” for the purposes of the use of cannabis for therapeutic purposes law.

HB 90, allowing alternative treatment centers to acquire and use in manufacturing hemp-derived cannabidiol (CBD) isolate. **INEXPEDIENT TO LEGISLATE.**

Rep. Lucy Weber for Health, Human Services and Elderly Affairs. This bill would allow Alternate Treatment Centers (ATCs) to use CBD isolate not produced by the treatment centers themselves in the manufacture of their products. The bill sponsor testified that circumstances in the industry have changed since the bill was filed and the bill is no longer necessary. The representatives from the ATCs who testified also asked us to find the bill Inexpedient to Legislate, as they are producing the CBD isolate they need themselves under conditions far more controlled than those of outside producers. Vote 20-0.

HB 146, requiring health care providers to furnish upon request a list of ingredients contained in an injectable medication that is recommended or administered. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gary Merchant for Health, Human Services and Elderly Affairs. Prior to the administration of an injectable drug, this bill allows a patient to request, and the prescriber to furnish, a complete list of the medication’s ingredients. It also requires a manufacturer to make available to the public and to healthcare providers a complete list of the medication’s ingredients. Lists of the medication’s ingredients are available to the public and to healthcare providers in the DailyMed database or on the FDA database. This bill exempts investigational drugs, patients involved in double-blind studies, or medications used in case of an emergency. Vote 21-0.

Amendment (0507h)

Amend the bill by replacing section 1 with the following:

1 New Section; Purity and Branding of Foods and Drugs; Medications Administered by Injection; List of Ingredients Required. Amend RSA 146 by inserting after section 6-b the following new section:

146:6-c Medications Administered by Injection; List of Ingredients Required.

I. Any prescription drug manufacturer of a medication that is administered by injection, including a vaccine, shall make a complete list of the medication’s ingredients available to the public and to health care providers. Any health care provider who prescribes a vaccine or other injectable medication shall furnish, upon the request of the patient or the patient’s parent or legal representative, a list of the medication’s ingredients.

II. In this section:

(a) “Health care provider” means any person licensed, certified, or otherwise statutorily authorized to administer a vaccine or other injectable medication.

(b) A “list of the medication’s ingredients” means a copy of the label on the injectable medication as regulated by 21 C.F.R. section 201.100(b)(5) or as listed in the DailyMed database maintained by the United States National Library of Medicine.

III. This section shall not apply to investigational drugs or to patients involved in double blind studies, or in case of an emergency.

HB 157-FN, repealing the state health assessment and state health improvement plan council. **OUGHT TO PASS WITH AMENDMENT.**

Rep. William Marsh for Health, Human Services and Elderly Affairs. This bill began as a repeal bill. It became clear that important stakeholders felt disenfranchised by the process developing the state health assessment and state health improvement plan. The committee thanks Senator Sherman who orchestrated the meeting between stakeholders and the Department of Health and Human Services, resulting in the amendment. The amendment instead revises the charge to the council and adds members to the council such that the previously disenfranchised stakeholders believe their concerns have been addressed. Highlights include an increased scrutiny on access to critical services including maternity, cost of healthcare and health insurance, fiscal stability and sustainability, and an emphasis on public health. A new goal is to plan on ways to reduce the cost of healthcare both to individuals and to the system overall. The council’s recommendations are to include both costs and benefits. The committee recommends this bill ought to pass with amendment. Vote 20-0.

Amendment (0488h)

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

AN ACT relative to the state health improvement plan and the state health assessment and state health improvement plan advisory council.

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

1 State Health Improvement Plan; State Health Assessment and State Health Improvement Plan Advisory Council. RSA 126-A:87 and RSA 126-A:88 are repealed and reenacted to read as follows:

126-A:87 State Health Improvement Plan.

I. The commissioner of the department of health and human services shall, in consultation with the state health assessment and state health improvement plan advisory council established in RSA 126-A:88, and others, develop a state health assessment and a state health improvement plan.

II. The state health assessment shall:

(a) Describe the status of health and well-being in New Hampshire, access to critical healthcare services including maternity care, the cost of healthcare and insurance coverage, and the fiscal stability and sustainability of critical services to ensure sufficient and equitable access throughout the state.

(b) Utilize input from state and local level stakeholders obtained through public forums.

(c) Identify disparities in social determinants that may impact health, health outcomes, and access to care.

(d) Map health care service delivery, utilization, inter-entity collaboration, and identification of gaps or redundancies.

(e) Describe the role of state agencies in supporting the public health system in New Hampshire.

(f) Utilize existing data and plan for future data to support statewide and local planning.

(g) Identify priorities for the state health improvement plan.

III. The state health improvement plan shall guide the department in assessing, planning, implementing, and monitoring improvement in the health and well-being of New Hampshire's population.

IV. The state health improvement plan shall focus on strategies to:

(a) Improve the overall health and wellness of populations; improve the quality and experience of care and reduce cost both to individuals and overall to the healthcare system.

(b) Improve specific health outcomes and reduce inequities in measurable ways; and

(c) Optimize the public health and human service delivery systems.

V. The state health improvement plan shall identify priorities and evidence-based practices, recommend integration of services, and encourage the leveraging of resources across the state.

VI. The department shall make publicly available through an Internet website an analysis pertaining to state health assessment indicators, identification of state health priorities, goals, and the development of the state health improvement plan.

VII. The information made available shall be maintained as a public resource for centralized and decentralized decision making and policy analysis by state and local health and human service entities, housing developers, municipalities, policy makers, the public, and other entities as they consider health improvement planning and health in all policies.

VIII. The information may also be used by the department to align planning, integrate services, and leverage resources across the department.

IX. The commissioner, in consultation with the state health assessment and state health improvement plan advisory council, shall release to the public, the state health assessment no later than 12 months after the effective date of this section and the state health improvement plan no later than 24 months after the effective date of this section. The plan shall be reviewed annually and updated every 5 years, or earlier if determined necessary by the commissioner.

126-A:88 State Health Assessment and State Health Improvement Plan Advisory Council Established.

I. There is hereby established a state health assessment and state health improvement plan advisory council. The council should be diverse with respect to race, ethnicity, geography, ideology, and age, and shall be comprised of the following members:

(a) Two members of the house of representatives, one of whom shall be appointed by the speaker of the house of representatives and one of whom shall be appointed by the minority leader.

(b) Two members of the senate, one of whom shall be a member of the minority party, appointed by the senate president.

(c) The commissioner of the department of health and human services, or designee.

(d) The commissioner of the department of education, or designee.

(e) The commissioner of the insurance department, or designee.

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

(g) The commissioner of the department of corrections, or designee.

(h) The attorney general, or designee.

(i) The director of the division of public health services, department of health and human services, or designee.

(j) The chairperson of state commission on aging, or designee.

(k) The director of the Manchester health department, or designee.

(l) A representative from the New Hampshire Public Health Association, appointed by the association.

(m) A representative of the New Hampshire Alliance for Healthy Aging, appointed by the alliance.

(n) A representative of the North Country Health Consortium, appointed by the consortium.

(o) A representative of the New Hampshire Fiscal Policy Institute, appointed by the institute.

(p) Two representatives from housing entities, one appointed by the New Hampshire Housing Finance Authority, and one appointed by the New Hampshire Housing Authorities Corporation.

(q) Three representatives of hospitals located in New Hampshire, One from an academic medical center, one from a community hospital which is not a critical access hospital, and one from a critical access hospital, appointed by the New Hampshire Hospital Association.

(r) A representative of a federally qualified community health center, appointed by the Bi-State Primary Care Association.

(s) A psychiatrist or psychologist licensed in New Hampshire, appointed by the commissioner of the department of health and human services.

(t) A physician, appointed by the New Hampshire Medical Society.

(u) An advanced practice nurse practitioner licensed in New Hampshire, appointed by the New Hampshire Nurse Practitioners Association.

(v) A representative of municipal government, appointed by the New Hampshire Municipal Association.

(w) A school superintendent, appointed by the New Hampshire School Administrators Association.

(x) A representative of a peer recovery program, appointed by the commissioner of the department of health and human services.

(y) An environmental health researcher from a New Hampshire college or university, appointed by the commissioner of the department of health and human services.

(z) A representative of a philanthropic organization, appointed by the commissioner of the department of health and human services.

(aa) A substance use disorder treatment provider, appointed by the NH Providers Association.

(bb) A community action program representative, appointed by the New Hampshire Community Action Partnership.

(cc) The director of the Nashua health department, or designee.

(dd) A health officer, appointed by the New Hampshire Health Officers Association.

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

(ff) A representative from Community Support Network, Inc. (CSNI), appointed by CSNI.

(gg) A representative from New Hampshire Community Behavioral Health Association, appointed by association.

(hh) The director of the office of health equity, department of health and human services, or designee.

(ii) The director of the Josiah Bartlett Center for Public Policy, or designee.

II. The council may solicit information and participation from any person or entity determined necessary by the council in the performance of its duties. The council shall be administratively attached to the department.

III. Members of the council appointed under subparagraphs I(a) through (j) shall serve a term coterminous with their term in office. The members appointed pursuant to subparagraphs I(k) through (jj) shall serve 6-year terms provided that initial appointments shall be for staggered terms of one to 6 years. Legislative members shall receive mileage at the legislative rate when attending to the duties of the council. The first-named senate member shall convene the organizational meeting of the council within 45 days of the effective date of this section for the purpose of electing officers. The chairperson shall be elected upon a majority vote of the council. Twenty members shall constitute a quorum.

IV. The chairperson may establish subcommittees upon majority vote of the council. Membership of the subcommittees shall be established by the chairperson upon majority vote of the council. If any member of the council is absent without previously being excused by the chairperson for 3 or more regular meetings, the member may be removed upon a majority vote of the council.

V. The council shall be subject to the provision of RSA 91-A.

VI. The commissioner, in collaboration with the council, shall submit an annual report to the president of the senate, the speaker of the house of representatives, the governor, the chairpersons of the house and senate committees having jurisdiction over finance and health and human services, and chairperson of the oversight committee on health and human services, established under RSA 126-A:13, by November 1 of each year, commencing on November 1, 2021, on the council's activities and including the council's recommendations for legislation to include estimated cost and benefit summary based on existing resources.

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

AMENDED ANALYSIS

This bill revises components of the state health improvement plan and revises the membership and duties of the state health assessment and state health improvement plan advisory council.

HB 220, establishing medical freedom in immunizations. OUGHT TO PASS WITH AMENDMENT.

Rep. William Marsh for Health, Human Services and Elderly Affairs. This bill establishes explicitly in statute that citizens of NH have the right to medical freedom and will not be subject to medical procedures, including immunization, without their consent. Unfortunately, the bill as introduced created a number of unworkable conflicts in statute. Most obviously, this conflicts with the involuntary emergency admission procedure to NH hospital when people are a threat to themselves and to others. The bill as originally introduced would conflict with existing guardianship statutes. It would conflict with the Department of Health and Human Services commissioner's authority to respond to public health emergencies, such as infectious disease and venereal disease, subjects which the committee addressed in another bill. It could also possibly conflict with immunizations as a prerequisite for public school attendance. One clear objective of the sponsors was to establish whether employers could require vaccination as a condition of employment. The amendment makes exceptions for the various conflicting statutes listed above, where the committee believed existing statute already had appropriate procedures for safeguarding the rights of citizens. The amendment also aligns state law with federal law regarding employers. The Equal Employment Opportunity Commission has strictly applied a direct threat requirement if an employer mandates vaccination. It also allows vaccination of inmates in the event of a Hepatitis A outbreak. Vote 18-1.

Amendment (0575h)

Amend the bill by replacing section 1 with the following:

1 New Section; Communicable Disease; Medical Freedom. Amend RSA 141-C by inserting after section 1 the following new section:

141-C:1-a. Medical Freedom.

I. Every person has the natural, essential, and inherent right to bodily integrity, free from any threat or compulsion that the person accepts any medical intervention, including immunization. No person may be compelled to receive an unwanted medical intervention, including immunization.

II. Paragraph I shall not:

(a) Limit the commissioner's authority to order treatment pursuant to RSA 141-C:15 or RSA 141-C:18, nor to order quarantine pursuant to RSA 141-C:11 or RSA 141-C:18.

(b) Supersede the requirement for vaccination as a prerequisite for admission to a school or child care agency pursuant to RSA 141-C:20-a II.

(c) Supersede the involuntary emergency admission process pursuant to RSA 135-C:27-33; the revocation of conditional discharge process under RSA 135-C:51; or involuntary treatment of patients compliant with RSA 135-C:57 III.

(d) Limit treatment authorized by a guardian over a person; or short term treatment of a personal safety emergency declared by a licensed physician or nurse practitioner in a psychiatric care setting, or authorized by a surrogate decision maker or durable power of attorney for health care delegated by the person while competent to make decisions for them during periods when they are not competent, pursuant to RSA 137-J.

III. Employers may only mandate medical treatment or immunization as a condition of employment when a direct threat exists as defined in 29 CFR 1630.2(r). The department of corrections may mandate medical treatment or immunization for inmates when a direct threat exists as defined in 29 CFR 1630.2(r).

HB 492, requiring maintenance of the COVID-19 dashboard. INEXPEDIENT TO LEGISLATE.

Rep. William Marsh for Health, Human Services and Elderly Affairs. This bill would require the Department of Health and Human Services (DHHS) to maintain the Covid-19 dashboard and study health disparities during the Covid-19 pandemic. The committee recognizes that DHHS had issues expanding the information on the Covid-19 dashboard through the pandemic, but believes that it continues to address, without legislation, these issues as they arise. The committee believes health disparities are being adequately addressed by the State Health Assessment and State Health Improvement Plan Council established in RSA-A:88, and another committee is not needed. Vote 19-0.

HB 502, establishing a committee to study whether adequate funds are being set aside from the tobacco fund for youth and young adult prevention to help preserve long-term health. INEXPEDIENT TO LEGISLATE.

Rep. Jeffrey Salloway for Health, Human Services and Elderly Affairs. The Committee on Health, Human Services and Elderly Affairs considered this bill. It was determined that the issue addressed in the bill fell under the purview of the Committee on Oversight of the Department of Health and Human Services. Vote 21-0.

HB 572, relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines. OUGHT TO PASS WITH AMENDMENT.

Rep. Gary Merchant for Health, Human Services and Elderly Affairs. RSA 318:16-b includes ambiguous language regarding administering the flu vaccine to individuals under age 18. The bill clarifies that a pharmacist

may provide a vaccine only to individuals 18 years of age or older. Pharmacists currently provide 12 of 14 vaccines on the Centers for Disease Control and Prevention (CDC) recommended adult immunization schedule. This bill enables a pharmacist to administer the remaining two vaccines, allowing patients greater access to all CDC-recommended adult vaccines. Patient utilization of pharmacists for vaccines has grown significantly in the past few years. This bill enables fully trained, educated, licensed advanced pharmacy technicians to administer a vaccine, allowing safe use of cost-effective healthcare personnel to assist pharmacists. Vote 19-0.

Amendment (0576h)

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

1 Pharmacist Administration of Vaccines. RSA 318:16-b is repealed and reenacted to read as follows:

318:16-b Pharmacist Administration of Vaccines. A pharmacist, pharmacy intern, or licensed advanced pharmacy technician, under the supervision of an on-site immunizing pharmacist may administer haemophilus influenza, hepatitis A, hepatitis B, hepatitis A and B, human papillomavirus, influenza, meningococcal, pneumococcal, tetanus and diphtheria, varicella, zoster, MMR (measles, mumps, and rubella), and Tdap (tetanus, diphtheria and pertussis) vaccines, which have been approved by the Food and Drug Administration, to individuals 18 years of age or older as ordered by an immunizing pharmacist. A pharmacist, pharmacy intern, or licensed advanced pharmacy technician under the supervision of an on-site immunizing pharmacist may administer a COVID-19 vaccine, if available, provided that all applicable criteria in this section have been met. The pharmacist, pharmacy intern, or licensed advanced pharmacy technician shall:

I. Hold a current license to practice as a pharmacist, be registered as a pharmacy intern under RSA 318:15-b in New Hampshire, or be licensed as a licensed advanced pharmacy technician under RSA 318:15-c.

II. Possess at least \$1,000,000 of professional liability insurance coverage.

III. In order to administer vaccines, have completed training specific to administration of the respective vaccines that includes programs approved by the Accreditation Council for Pharmacy Education (ACPE) or curriculum-based programs from an ACPE-accredited college of pharmacy or state or local health department programs or programs recognized by the board.

IV. Provide to the board evidence of compliance with paragraphs I-III.

V. Provide notice to the primary care provider, when designated by the patient, of the administration of any vaccine.

VI. Record the vaccination in the state vaccine registry with patient consent or when required by state and federal law and maintain a record of the vaccination as required by state and federal law.

VII. Submit reports of any adverse reactions following vaccination to the Center for Disease Control (CDC) Vaccine Adverse Event Reporting System (VAERS) within 3 days of being made aware of such adverse effects occurring.

2 Repeal. RSA 318:16-d, relative to additional authority for pharmacist administration of vaccines, is repealed.

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

AMENDED ANALYSIS

This bill allows licensed advanced pharmacy technicians to administer vaccines, combines the pharmacist administration of vaccines authority into one section, provides for recording vaccinations in the state vaccine registry with consent, and requires the report of any adverse reactions.

HB 582, relative to prescriptions for the treatment of attention deficit disorder or attention deficit disorder with hyperactivity. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gary Woods for Health, Human Services and Elderly Affairs. Individuals using medications for Attention Deficit Disorder (ADD), Attention Deficit Hyperactive Disorder (ADHD) or narcolepsy are frequently students studying a distance from home. Logistical difficulties are regularly encountered when refills are needed while away which creates significant risks for disruption of critical functioning. This bill as amended allows a 90-day prescription just for these medical diagnoses and thus corresponds better to routine home visits. This avoids the risk of disruption in medications and consequent functional impairment. Although these medications are schedule II drugs and a single prescription cannot be written that indicates a number of refills, the US Department of Justice has opined that a single prescription can be written for a 90-day supply if also allowed by state law. This bill meets these federal requirements. Vote 20-0.

Amendment (0408h)

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

AN ACT relative to prescriptions for the treatment of attention deficit disorder, attention deficit disorder with hyperactivity, or narcolepsy.

Amend the bill by replacing section 1 with the following:

1 Controlled Drug Act; Sale by Pharmacists; Attention Deficit Disorder, Attention Deficit Disorder with Hyperactivity, Narcolepsy; Prescriptions. Amend RSA 318-B:9, IV to read as follows:

IV. No prescription shall be filled for more than a 34-day supply upon any single filling for controlled drugs of schedules II or III; provided, however, that for controlled drugs, in schedules II or III, that are commercially packaged for dispensing directly to the patient, such as metered sprays and inhalers, liquids packaged in bottles with calibrated droppers, and certain topical preparations packaged with metered dispensing pumps may be filled for greater than a 34-day supply, but not more than 60 days, utilizing the smallest available product size, in order to maintain the dosing integrity of the commercially packaged containers; and, provided that with regard to amphetamines and methylphenidate hydrochloride, a prescription may be filled for up to a ~~[60-day]~~ **90-day** supply if either such prescription specifies it is being used for the treatment of attention deficit disorder, attention deficit disorder with hyperactivity, or narcolepsy.

AMENDED ANALYSIS

This bill allows for certain prescriptions for treatment of attention deficit disorder, attention deficit disorder with hyperactivity, or narcolepsy to be for 90 days.

HB 599-FN, relative to the therapeutic cannabis medical oversight board. **INEXPEDIENT TO LEGISLATE.** Rep. Dennis Acton for Health, Human Services and Elderly Affairs. This bill is a citizen-requested bill that adds new requirements on the medical director of the Department of Health and Human Services (DHHS) to conduct a review of qualifying medical conditions under the therapeutic cannabis law. The bill also requires members of the Therapeutic Cannabis Medical Oversight Board (TCMOB) to disclose certain conflicts of interest before participating in matters in which such conflicts of interest exist. The committee heard testimony from the chairman of the TCMOB who explained how this bill would create redundant and unnecessary changes to the current rules. A representative of DHHS also testified and informed the committee that the department has taken a stance against this bill for these same reasons. Having heard no testimony in favor of this bill, the committee recommends this bill Inexpedient to Legislate. Vote 20-0.

HB 83, prohibiting non-disparagement clauses in settlement agreements involving a governmental unit. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Paul Berch for Judiciary. This bill, as amended, would prohibit non-disparagement clauses in settlement agreements that involve governmental units. Citizens who agree to such settlements would be able to freely talk about the conduct that gave rise to the suit, even if that reflects negatively on some government official. Based upon the First Amendment, this bill promotes public understanding of the working of our government, allows exposure of misuse of government power, and bars the government from using its power to suppress speech that it may find unfavorable. This bill was broadly supported on a bi-partisan basis. Vote 20-1.

Amendment (0369h)

Amend RSA 507:17, II as inserted by section 1 of the bill by replacing it with the following:

II. In any action *or claim by or* against a governmental unit *or any former or current elected official, appointed official, officer, or employee*, where the governmental unit has agreed to a settlement of such action *or claim*, the complete terms of the settlement and the decree of the court judgment shall be available as a matter of public record pursuant to RSA 91-A.

HB 108-FN-L, relative to minutes and decisions in nonpublic sessions under the right-to-know law. **OUGHT TO PASS.**

Rep. Mark McLean for Judiciary. This bill requires that public bodies keep a list of sealed minutes from non-public sessions. The list would be available to the public and would contain the date and time of the session, the specific exemption from RSA 91-A:3 II under which the non-public session was authorized, and the date of the decision to withhold the minutes from public disclosure. The majority of the committee felt that the generation and retention of such a list would be a minor burden that would be far outweighed by enhanced transparency with the public. The list will also be useful in assisting with the management of records, and could help streamline facilitation of right to know requests. Vote 21-0.

HB 126, relative to notice of execution of tax lien to mortgagees. **OUGHT TO PASS.**

Rep. Joe Alexander for Judiciary. This bill would extend the time for the notice of the execution of a municipal or state tax lien to be given to a mortgagee from 45 days to 60 days. The committee unanimously recommends ought to pass because such bill would give more flexibility to municipal and state tax collectors and is widely supported by tax collectors and town clerks as well as the New Hampshire Municipal Association. Vote 21-0.

HB 133, creating a cause of action for censorship by social media websites. **INEXPEDIENT TO LEGISLATE.** Rep. Michael Sylvia for Judiciary. This bill seeks to control the actions of social media corporations. It would only be applicable to New Hampshire corporations, putting them at a competitive disadvantage. It also suffers from a serious constitutional defect in its infringement on free speech. Vote 21-0.

HB 212, relative to drug courts and alternative drug offender grant programs. **INEXPEDIENT TO LEGISLATE.**

Rep. Charlotte DiLorenzo for Judiciary. In order to be eligible to participate in the drug court alternate sentencing program, offenders must agree to participate in mental health and social service counseling com-

ponents of the drug court program. The committee agrees that adequate mental health and social service counseling are already available to offenders who have agreed to participate in the New Hampshire Drug Court System. Vote 21-0.

HB 360, relative to the rental of shared living facilities. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Edward Gordon for Judiciary. This bill clarifies the process for termination of a rental and the availability of remedies to occupants of shared living facilities. Shared living facilities are premises rented for residential purposes where the tenant has a separate sleeping area but shares with the owner other parts of the living quarters. The bill requires that tenants identify that they live in a shared living facility when they file a petition with the court. The amendment changes the effective date and provides that the court include a check box on its petition. Vote 21-0.

Amendment (0513h)

Amend the bill by replacing sections 2 and 3 with the following:

2 Rental of Shared Facilities; Remedies. Amend RSA 540-B:7 to read as follows:
540-B:7 Remedies.

I. Violations of this chapter shall be subject to the remedies set forth in RSA 540-A:4, however, a tenant of a shared facility must identify in the petition, which may be by a checkbox on the circuit court's form petition, that their rental is governed by RSA 540-B.

II. A tenant shall not enjoy the remedies set forth in RSA 540-A:4 in regard to tenant lockout if the owner or agent of the owner of the shared facility has complied with the requirements of RSA 540-B:3.

3 Effective Date. This act shall take effect January 1, 2022.

HB 395-FN, relative to consideration of home-share income and exempting rentals of shared facilities from requirements under the real estate practice act. **INEXPEDIENT TO LEGISLATE.**

Rep. Kimberly Rice for Judiciary. The committee thought the subject matter in this bill was important and deserves more investigation, but several issues were raised at the hearing that were too important to rush. Because the committee believes that the bill has a lot of merit and is valuable, the committee encourages the sponsors to address the suggestions which were made by committee members and submit another bill in the future. Vote 17-3.

HB 453, shielding journalists from mandatory disclosure of sources by subpoena. **INEXPEDIENT TO LEGISLATE.**

Rep. Joe Alexander for Judiciary. The majority of the Judiciary Committee believes the existing system of disclosure of sources through subpoena is sufficient. The majority believes there is already a delicate balance between freedom of the press and disclosure through subpoena. This bill also does not define "journalist" and the majority is concerned that anyone could be defined as a journalist in certain situations. This bill would muddle up the already existing balance with freedom of the press. Vote 18-2.

HB 474, prohibiting surveillance by the state on public ways or sidewalks. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Michael Sylvia for Judiciary. This bill, as amended, clarifies the existing statute that prohibits the state or its municipalities from using cameras or similar devices to determine ownership of a motor vehicle or the identity of its occupants on any public way. It ensures that the prohibition applies not just to vehicle ownership but also to vehicle location. It also expands these protections to include pedestrians using public sidewalks. Finally, it provides a private right of action for those injured by a violation of the prohibition. These changes are an important legislative step in keeping with the recently passed informational privacy amendment to the New Hampshire Constitution. Vote 17-3.

Amendment (0461h)

Amend the bill by replacing all after section 2 with the following:

3 New Subparagraph; Highway Surveillance Prohibited. Amend RSA 236:130, III by inserting after subparagraph (g) the following new subparagraph:

(h) Is undertaken for security and to facilitate law enforcement in the investigation of criminal activity at properties under the jurisdiction of the department of natural and cultural resources, provided that no video recording shall be stored longer than 24 days except if needed in a judicial or administrative proceeding in a particular case. The properties on which surveillance occurs shall display signage indicating the presence of 24-hour video cameras.

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

HB 540, relative to supported decision-making as an alternative to guardianship. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Wendy Chase for Judiciary. This bill, as amended, provides formal recognition of supported decision making, which occurs when people with disabilities use friends, family members, and professionals to help

them understand and make their own decisions without the need for a substitute decision maker, such as a guardian. It can be used in a range of circumstances, from young adulthood when a person is learning to make effective decisions for themselves to later life when someone is in increased need of support but continues to be able to make their own decisions. It can be used to help with decisions related to such things as healthcare, finances, and employment. People who retain their autonomy and exercise greater self-determination have better health, are more integrated in their communities, and are better able to recognize and resist abuse. The bill does not make guardianship any less available, but provides recognition for an alternative when it is appropriate. Vote 21-0.

Amendment (0565h)

Amend the bill by replacing section 1 with the following:

1 Statement of Findings. The general court hereby finds that:

I. Whenever possible, New Hampshire adults should make their own decisions about how to live their lives.

II. The imposition of guardianship necessarily involves the loss of authority over one's own life. Adults with disabilities have a range of strengths and capacities, and guardianship is unnecessarily restrictive in many of those circumstances.

III. Guardianship may be necessary in some cases, but when it is imposed upon a person with a disability that could utilize less restrictive alternatives, it can cause negative impacts to mental and physical health and the ability to function independently.

IV. Supported decision-making is a process which preserves the self-determination of adults with disabilities by providing them with accommodations and supports to enable them to make life decisions.

V. Supported decision-making has in recent years gained recognition and acceptance. It has been promoted as an alternative to guardianship by the National Guardianship Association and the American Bar Association. Nine states have recently adopted statutes which formally establish supported decision-making agreements.

VI. The legal recognition of supported decision-making will promote understanding and acceptance of the decisions of people with disabilities. This will assist in effective relationships between people with disabilities and their caregivers, health care providers, and other third parties.

Amend RSA 186-C:3-c as inserted by section 4 of the bill by replacing it with the following:

186-C:3-c Supported Decision-Making. If adult guardianship is being discussed by the IEP team with a student or the student's family, the team shall inform the student and family of the availability of supported decision-making pursuant to RSA 464-D as an alternative to guardianship. This shall be done promptly when guardianship is first discussed. The IEP team shall make available resources to assist in establishing a supported decision-making agreement. If a supported decision-making agreement is executed, the IEP team shall abide by decisions made by the student pursuant to the supported decision-making agreement.

Amend RSA 464-D:9, I as inserted by section 5 of the bill by replacing it with the following:

I. To act loyally, without self-interest, and in good faith.

Amend RSA 464-D:11 as inserted by section 5 of the bill by replacing it with the following:

464-D:11 Recognition of Supporters. A decision or request made or communicated with the assistance of a supporter in conformity with this chapter shall be recognized for the purposes of any provision of law as the decision or request of the principal and may be enforced in law or equity on the same basis as a decision or request of the principal.

Amend RSA 464-D:15, I as inserted by section 5 of the bill by replacing it with the following:

I. A supporter may assist the principal with obtaining any information to which the principal is entitled, including, with a dated specific consent executed by the principal, protected health information under the Health Insurance Portability and Accountability Act of 1996, Public Law 104-191, educational records under the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. section 1232g, or information related to a substance use disorder protected by 42 U.S.C. section 290dd-2 and 42 C.F.R. Part 2.

HB 569, relative to offering vocational training as part of the drug court and alternative drug offender grant program. **INEXPEDIENT TO LEGISLATE.**

Rep. Rebecca McBeath for Judiciary. The committee appreciated the motivation of the prime sponsor to introduce legislation to correct an issue identified by a constituent; however, after considering the testimony of the numerous individuals including prosecutors, probation officers, and the Chief Justice of the New Hampshire Superior Court, members believed the issue had received fair hearing and the underlying concerns of this bill were being presently addressed by court protocol and the NH Judicial Branch. Vote 20-0.

HB 584-FN, relative to guilt by association and defamation by media outlets. **INEXPEDIENT TO LEGISLATE.** Rep. Charlotte DiLorenzo for Judiciary. The committee feels that this bill is unconstitutional because it interferes with the First Amendment of the US Constitution which guarantees and protects free speech and that includes freedom of the press. The committee received written testimony from Brendan McQuaid, publisher of the New Hampshire Union Leader who wrote that: "A free press is how a free society can keep track of

what their government is up to. If the press can be ordered to remove or alter their first draft of history then that free society loses a window into the behavior of their government.” Similar legislation was proposed in the Rhode Island Senate in 2020 but due to difficulties in gaining support for the bill it was withdrawn by the sponsor. Vote 20-0.

HB 630, relative to remote board meetings under the right-to-know law and authorizing certain procedures for rulemaking. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Michael Sylvia for Judiciary. This bill, as amended, defines “electronic documents” and “signatures” under RSA 541-A, the administrative procedure act. Vote 20-1.

Amendment (0753h)

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

AN ACT authorizing certain procedures for rulemaking.

Amend the bill by deleting section 1 and renumbering the original sections 2-4 to read as 1-3, respectively.

AMENDED ANALYSIS

This bill permits photocopied and scanned versions of signatures to be used in rulemaking proceedings.

HB 261, relative to apprenticeship programs in trade and industry. **OUGHT TO PASS.**

Rep. Brian Seaworth for Labor, Industrial and Rehabilitative Services. This change to RSA 278 was requested by the NH Department of Labor (NH DOL) and the US Department of Labor (US DOL). It brings the language regarding apprenticeship programs and, particularly, the Apprenticeship Council, in line with current practice. Since the US DOL made changes to the federal Law in 2007, some NH state language has not matched the regulatory environment. This bill corrects these issues. Vote 20-0.

HB 501, establishing a minimum pay rate for adjunct faculty of the university system of New Hampshire and community college system of New Hampshire. **INEXPEDIENT TO LEGISLATE.**

Rep. William Infantine for Labor, Industrial and Rehabilitative Services. The initial intent of this bill was to establish a minimum wage rate for adjunct faculty at the University System of NH and at the Community College System of NH. The adjunct faculty members are represented by a union and the union has been unable to negotiate what they consider to be fair wage terms. The committee did not feel legislation was the proper way for this group to obtain what they were unable to get from collective bargaining. The sponsor of the bill submitted an amendment to the bill requesting that salary information for other members of the university and community college system be provided to the adjunct faculty bargaining unit. The university system already provides this information to the public and, through the hearing process, the community college system agreed to provide the same information. With this, the committee felt that there was no need for legislation. Vote 20-0.

CACR 11, relating to powers of the general court. Providing that the legislature have the power to submit a binding referendum on whether to overturn a decision of a state court that interprets a provision of the state constitution. **INEXPEDIENT TO LEGISLATE.**

Rep. Matthew Simon for Legislative Administration. This proposal to amend the State Constitution seeks to give the legislature the power to submit a binding referendum on whether to overturn a decision of a state court that interprets a provision of the State Constitution. We find this proposal to be unnecessary and cumbersome as the General Court already has mechanisms in place to hold courts accountable. The language of the proposal is vague in its reference to both “state courts” and “constitutional interpretation.” This ambiguity leaves the amendment open to the broadest possible interpretation as well as interjecting the General Court into the middle of the judicial branch process. Furthermore, the CACR does nothing to ensure that proper interpretation of the constitution is adhered to, but rather shifts the ultimate role of interpretation to the General Court and to the general public—whose opinions may or may not be constitutional. If passed, there is nothing that prohibits any majority party from politicizing every court decision contrary to its political philosophy and agenda. The majority party could work to impassion the public along partisan rather than constitutional lines, they could use the powers granted in this amendment to overturn a constitutional court ruling, and ultimately threaten the balance of power between the legislative and judicial branches. This CACR, in effect, multiplies the dangers of a lack of constitutional checks and balances between the legislative and judicial branches—the very thing which it was intended to protect against. For these, and multiple other reasons, the majority of the committee requests the CACR 11 be found Inexpedient to Legislate. Vote 15-0.

HB 186, repealing certain inactive committees and revising the membership or duties of certain committees, councils, and boards. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Vanessa Sheehan for Legislative Administration. This is the second bill filed to implement the work completed by a bipartisan study committee over the last two years. The first bill was adopted last year as part of an omnibus bill. A large number of committees have outlasted their usefulness. This bill repeals some committees that appear in statute and also amends related statutory provisions. This bill was further amended

in committee. The amendment deletes section 5, revising the description of the members of the Legislative Youth Advisory Committee. It also amends section 8 requiring a majority of the members of the Advisory Committee on Marine Fisheries to be from the seacoast region. Lastly, the amendment deletes references to Joint Health Care Reform Oversight Committee in RSA 420-N and RSA 126-AA that had been inadvertently omitted in the bill as introduced. Vote 15-0.

Amendment (0869h)

Amend the bill by deleting section 5 and renumbering the original sections 6-22 to read as 5-21, respectively. Amend the bill by replacing section 8 with the following:

8 Advisory Committee on Marine Fisheries; Membership Qualifications. Amend RSA 211:60, I to read as follows:

I. There is established an advisory committee on marine fisheries to recommend programs and policies regarding marine fisheries to the fish and game commission. The advisory committee shall consist of 5 members and one alternate member, ~~[all]~~ **the majority** of whom shall be residents of the seacoast region, appointed by the governor and council.

Amend the bill by replacing all after section 20 with the following:

21 Federal Health Care Reform 2010; Purpose and Scope. Amend RSA 420-N:1 to read as follows:

420-N:1 Purpose and Scope. The intent of this chapter is to preserve the state's status as the primary regulator of the business of insurance within New Hampshire and the constitutional integrity and sovereignty of the state of New Hampshire under the Tenth Amendment to the United States Constitution and part I, article 7 of the New Hampshire constitution and ~~[to create a legislative oversight committee to supervise]~~ the insurance commissioner's administration of the insurance reforms required under the Patient Protection and Affordable Care Act of 2009, Public Law 111-148, as amended by the Health Care and Education Reconciliation Act of 2010, Public Law 111-152, including any federal regulations, interpretations, standards, or guidance issued thereunder (hereinafter "the Act").

22 Authority of the Commissioner. Amend the introductory paragraph of RSA 420-N:5 to read as follows:

420-N:5 Authority of the Commissioner. ~~[Only with such prior approvals from the oversight committee as are required under RSA 420-N:4;]~~ The commissioner shall have authority to:

23 Waiver. Amend RSA 420-N:6-a to read as follows:

420-N:6-a Waiver. If such action is supported by the recommendations of actuarial experts retained by the department as being consistent with the purposes of RSA 404-G:1, I, the commissioner shall, at the earliest practicable date, submit an application on behalf of the state to the United States Secretary of the Treasury, and if required, to the United States Secretary of Health and Human Services, to waive certain provisions of the Act, as provided in section 1332 of the Act, or any other applicable waiver provision in order to create a risk sharing or reinsurance mechanism for the individual market under RSA 404-G which is eligible to draw down federal pass-through funding to support such mechanism. The commissioner shall publish and accept public comment on the 1332 waiver application and the plan of operation for the individual market mechanism prior to approving such plans. ~~[Upon approval of the joint health care reform oversight committee;]~~ The commissioner shall implement any federally approved waiver, including but not limited to overseeing the implementation of a revised plan of operations under RSA 404-G:12.

24 Prohibition on State-Based Health Exchange. Amend RSA 420-N:7, III to read as follows:

III. Subject to the requirements of this chapter ~~[with respect to oversight committee approval]~~, state agencies or departments may operate specific functions of a federally-facilitated exchange consistent with this subdivision to enable the continuation of traditional areas of state regulation and authority.

25 Federally-Facilitated Exchange; Authority of Commissioner. Amend RSA 420-N:8, V to read as follows:

V. The commissioner may adopt rules, pursuant to RSA 541-A ~~[and in accordance with RSA 420-N:4, II]~~, as necessary to perform the duties specified in this section and to protect against adverse selection by creating a level playing field between a federally-facilitated exchange and the commercial health insurance market.

26 Federally-Facility Exchange; Authority of Health and Human Services Commissioner. Amend RSA 420-N:9, III to read as follows:

III. The commissioner of health and human services may adopt rules, pursuant to RSA 541-A ~~[and subject to oversight committee approval under RSA 161:11]~~, as necessary to fulfill the purposes of this subdivision.

27 New Hampshire Granite Advantage Health Care Program. Amend the introductory paragraph of RSA 126-AA:2, III(b) to read as follows:

(b) If an individual in a family receiving benefits under this paragraph fails to comply with the work or community engagement activities required in accordance with this paragraph, the assistance shall be suspended. The commissioner shall adopt rules under RSA 541-A to determine good cause and other exceptions to termination. ~~[Following approval by the joint health care reform oversight committee, pursuant to RSA 161:11, to initiate rulemaking;]~~ Any rules proposed under this subparagraph shall be submitted to the fiscal committee of the general court, which shall review the rules prior to submission to the joint legislative

committee on administrative rules and make recommendations to the commissioner regarding the rules. An individual may apply for good cause exemptions which shall include, at a minimum, the following verified circumstances:

28 New Hampshire Granite Advantage Health Care Program. Amend the introductory paragraph of RSA 126-AA:2, III(e) to read as follows:

(e) The commissioner shall adopt rules under RSA 541-A pertaining to the community engagement requirement. ~~[Following approval by the joint health care reform oversight committee, pursuant to RSA 161:11 to initiate rulemaking,]~~ Any rules proposed under this subparagraph shall be submitted to the fiscal committee of the general court, which shall review the rules prior to submission to the joint legislative committee on administrative rules and make recommendations to the commissioner regarding the rules. The rules shall be consistent with the terms and conditions of any waiver issued by the Centers for Medicare and Medicaid Services for the program, provided that any waiver issued by the Centers for Medicare and Medicaid Services is not unreasonably inconsistent with any provision of this chapter, and shall address, at a minimum, the following:

29 New Hampshire Granite Advantage Health Care Program. Amend RSA 126-AA:2, VIII to read as follows:

VIII. Any person receiving benefits from the program shall be responsible for providing information regarding his or her change in status or eligibility, including current contact information. The commissioner shall adopt rules, under RSA 541-A, pertaining to the opportunity to cure and for re-activation following noncompliance. ~~[Following approval by the joint health care reform oversight committee, pursuant to RSA 161:11, to initiate rulemaking,]~~ Any rules proposed under this subparagraph shall be submitted to the fiscal committee of the general court, which shall review the rules prior to submission to the joint legislative committee on administrative rules and make recommendations to the commissioner regarding the rules.

30 Effective Date.

I. Section 2 of this act shall take effect July 1, 2023.

II. The remainder of this act shall take effect 60 days after its passage.

HB 190, relative to financial disclosures by legislators. **OUGHT TO PASS.**

Rep. Janet Wall for Legislative Administration. This bill changes the requirement for filing financial disclosure forms for all representatives, senators and staff. Rather than filing every year as currently required under RSA 14-B:8, the change proposed in the bill requires financial disclosure forms to be filed at the beginning of every biennium. All forms will continue to be posted on the NH General Court website. Any changes in a member's financial status will still require reporting. The Legislative Ethics Committee requested this bill. Vote 14-1.

HB 277, relative to termination of a state of emergency by the legislature. **INEXPEDIENT TO LEGISLATE.**

Rep. Matthew Simon for Legislative Administration. This legislation seeks to give the legislature the power to end a state of emergency through petition. The committee, upon receiving written testimony, believes the solution to be unconstitutional. It is also superfluous, since another bipartisan bill, HB 417, addressing this same issue has been addressed by another committee and is working through the legislative process. Vote 15-0.

HB 509, relative to portraits and memorial objects in the state house, legislative office building, and Upham Walker house. **OUGHT TO PASS.**

Rep. Janet Wall for Legislative Administration. The committee unanimously agreed that it is advisable to clarify who has the authority and responsibility for placement of portraits, flags, busts, statutes, or other memorial objects within the State House, legislative office building and Upham Walker House. The bill clarifies which areas are under the jurisdiction of the Governor and Council and which areas are under the jurisdiction of the Joint Legislative Historical Committee in consultation with the Director of the Division of Historical Resources. Vote 15-0.

HB 559, relative to state of emergency declarations. **INEXPEDIENT TO LEGISLATE.**

Rep. Betsy McKinney for Legislative Administration. This bill requires the legislature to renew a state of emergency beyond the initial 21-day period. The committee thought the sponsor hit the mark with this bill, but also agreed that HB 417 is a better solution to the problem which makes this bill unnecessary. Vote 15-0.

HB 64-L, relative to renewable generation facility property subject to a voluntary payment in lieu of taxes agreement. **OUGHT TO PASS.**

Rep. Richard Tripp for Municipal and County Government. This bill is a housekeeping bill which clarifies the exclusion of a renewable generation facility's property valuation from the municipality's tax base which is used to determine the statewide education property tax. Vote 19-0.

HB 79, relative to town health officers. **OUGHT TO PASS.**

Rep. Everett McBride for Municipal and County Government. This bill is the result of a year's work by the NH Health Officers Association to strengthen the public health system in New Hampshire and to incorporate numerous measures to achieve that goal. Communication between the Department of Health and Human Services (DHHS) and town health officers will be improved by the collection of contact information. DHHS will begin training health officers so that they will be better able to perform their duties. This bill gives health

officers needed tools to be the local “boots on the ground” by providing information about quarantine and enforcement orders in their local communities. Health officers will meet at least annually with selectmen, receive information from the Public Health Department when actions are necessary to protect the public in their locale, and coordinate with selectmen when necessary. And while education and cooperation have always been the first choice of health officers when action is needed, this bill puts in statute the enforcement authority granted to health officers by provision 5 of emergency order 65, which is necessary before lifting the state of emergency. Last, local health officers will report through the NH Health Officer’s Association to the Health and Human Services Oversight Committee and the State Health Assessment and State Health Improvement Plan Advisory Council annually about readiness for public health emergencies so that New Hampshire will be better prepared if another public health emergency ensues. Vote 17-1.

HB 88, relative to the city of Claremont police commission. **OUGHT TO PASS.**

Rep. Marjorie Porter for Municipal and County Government. This bill was brought forth on behalf of the city of Claremont. Under current law, the city’s police commission is appointed by the city manager. This bill changes that, allowing the city council to make those appointments instead. Claremont’s city council approves this change. Vote 18-0.

HB 101, relative to the close of a county’s books of records. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John MacDonald for Municipal and County Government. In 2019, the General Court updated the statute about county audits by requiring audits to be completed within 120 days of the close of books. However, some counties discovered they could delay the audit indefinitely by simply not closing the books. This bill closes that loophole. As amended, counties must close their books within 45 days of the close of the fiscal year, but may be granted an extension for cause by the commissioner of the Department of Revenue Administration. Vote 19-0.

Amendment (0164h)

Amend RSA 28:3-a, I as inserted by section 1 of the bill by replacing it with the following:

I. Counties shall close their books on or before 45 days following the end of the county fiscal year unless the county has been granted an extension by the commissioner of the department of revenue administration. The commissioner may grant one or more 45-day extensions for cause, and shall notify the chairperson of the county convention of each extension and the reasons it was granted.

AMENDED ANALYSIS

This bill requires counties to close their books 45 days following the end of the fiscal year unless granted an extension by the commissioner of revenue administration.

HB 154-L, relative to community revitalization tax relief incentives. **OUGHT TO PASS.**

Rep. Everett McBride for Municipal and County Government. The intent of this bill is to enable community revitalization tax incentives for the construction of additional housing in designated areas. The bill also revises the criteria for assistance from the affordable housing fund administered by the housing finance authority. Vote 19-0.

HB 164, relative to the acquisition, sale, or demolition of municipal land or buildings. **OUGHT TO PASS.**

Rep. Tony Piemonte for Municipal and County Government. This bill amends RSA 41:14-a which relates to the statute which outlines how a select board may acquire or sell municipal land, buildings or both. This bill makes two major changes to the statute. First, it adds the demolition or disposal of municipal buildings, other than a sale, to the breadth of the statute. Currently the process calls for the planning board and the Conservation Commission, if they exist within a town, to make recommendations to the select board concerning the disposition of municipal land and buildings. The second statute change within this bill is the addition of the Heritage Commission, if such a commission exists within a town, and the Historic District Commission, if the building lies within the defined district, to become part of the review process for recommendations being made to the select board. What prompted this bill was that there were more and more examples of towns knocking down historic buildings. The current statute only addresses the sale of municipal buildings and not the demolition of these buildings. When it comes to historic buildings, the Heritage Commission within a town is best positioned to inform the select board of a buildings historic value. The committee unanimously agreed that these two changes were needed. Vote 19-0.

HB 262, relative to the adoption of bylaws and ordinances by municipalities. **INEXPEDIENT TO LEGISLATE.**

Rep. Richard Tripp for Municipal and County Government. Although requiring that municipalities state the enabling RSA section for which all bylaws and ordinances enacted or amended would be useful and is motivated by good intentions, making that compulsory would place an undue burden on some municipalities, particularly smaller ones that have limited resources. The majority feels the burden would exceed the benefit gained. Vote 18-0.

HB 284, relative to the restoration of involuntarily merged lots. **OUGHT TO PASS WITH AMENDMENT.** Rep. Ivy Vann for Municipal and County Government. The Municipal and County Committee voted to eliminate the sunset clause from the statutory language as we saw no reason why involuntarily merged lots should not be separated at any point after their merger. Vote 19-0.

Amendment (0569h)

Amend the bill by replacing section 1 with the following:

1 Repeal. RSA 674:39-aa, II(a), relative to the deadline to submit requests to restore involuntarily merged lots, is repealed.

AMENDED ANALYSIS

This bill repeals the deadline for requests for restoration of lots that were involuntarily merged.

HB 411, establishing a commission to study the equalization rate used for the calculation of a property tax abatement by the New Hampshire board of tax and land appeals, the superior court, and all cities, towns, and counties. **OUGHT TO PASS.**

Rep. Richard Lascelles for Municipal and County Government. This bill establishes a commission to study the equalization rate used for the calculation of a property tax abatement. The commission will consider any inequity in the current system of equalization and establish a method to eliminate the use of two separate equalization rates reported by the Department of Revenue Administration in separate years, one of which is used for tax assessment purposes and one of which is used for tax appeal purposes. This will result in the same equalization rate being used by the New Hampshire board of tax and land appeals, the Superior Court, and all cities, towns, and counties. Vote 19-0.

HB 415, relative to municipal estimates of expenditures and revenues. **INEXPEDIENT TO LEGISLATE.** Rep. Tony Piemonte for Municipal and County Government. The sponsor of the bill felt it would be prudent to make HB415 an amendment and apply it to HB243. Therefore a motion of Inexpedient to Legislate in this instance is recommended. Vote 19-0.

HB 454, relative to the requirement that certain governing bodies submit recommendations to the budget committee. **INEXPEDIENT TO LEGISLATE.**

Rep. Tony Piemonte for Municipal and County Government. The sponsor of this bill felt it prudent to make HB454 an amendment and apply it to HB243. Therefore a motion for Inexpedient to Legislate is recommended. Vote 19-0.

HB 463, requiring the Gorham town clerk to be appointed by the board of selectmen. **INEXPEDIENT TO LEGISLATE.**

Rep. Everett McBride for Municipal and County Government. This bill requires that the town clerk in the town of Gorham be appointed by the selectmen. The committee unanimously agreed this legislation is a local issue that should be resolved at the local level. Vote 18-0.

HB 486-FN, relative to eligibility for the low and moderate income homeowners property tax relief. **OUGHT TO PASS.**

Rep. Richard Tripp for Municipal and County Government. This bill is an update to the NH Department of Revenue low and moderate income homeowners property tax relief program. This program is used to rebate a portion or all of the property owner's statewide education property taxes. The bill amends RSA 198:57 to increase the household income eligibility, property assessment and tax relief percentage amounts. When originated in 2002, 10% of NH homeowners were eligible for the property tax relief. Last year only 1.5% were eligible for the relief because they exceeded the low-income criteria. The change this bill makes brings the income and assessed value amounts up to par and makes it possible for low-income homeowners to once again qualify for the statewide education property tax relief. Vote 19-0.

HB 545, relative to the use of certain out-of-state banks by the state treasurer and municipal and county treasurers or trustees. **OUGHT TO PASS.**

Rep. Tony Piemonte for Municipal and County Government. This bill would allow out-of-state banks with a branch in New Hampshire to accept deposits and investments of public funds from the state treasurer as well as city, town, and school district treasurers. Vote 18-0.

HB 552, relative to property tax valuations. **INEXPEDIENT TO LEGISLATE.**

Rep. Richard Lascelles for Municipal and County Government. The stated intent of this bill is to give taxpayers a one year break from higher taxes resulting from increases in property value due to reassessments. Although the intent is commendable, testimony in the hearing concluded that for most taxpayers, taxes do not go up due to reassessments. Most taxpayers see no increase and sometimes there is a decrease in taxes attributable to reassessments. For those whose taxes do go up, the increase is due to past under-valuations. Testimony heard in committee suggested that this bill, if enacted, would upset the normal schedule for reassessments for many towns. Vote 18-1.

HB 573, relative to the uses of certain large retail properties. **INEXPEDIENT TO LEGISLATE.**

Rep. Latha Mangipudi for Municipal and County Government. This bill attempts to fix a local zoning issue and was an overreach. It takes local control away from municipalities who should be able to address local issues effectively and efficiently. Vote 19-0.

HB 574, relative to change of use of certain retail properties. **INEXPEDIENT TO LEGISLATE.**

Rep. Latha Mangipudi for Municipal and County Government. In the spirit of the Live Free or Die NH motto, local issues are addressed best at the local level. This bill takes away local control. Vote 19-0.

HB 184, relative to the operation of personal water craft around the marshlands or flats of the Rye estuary and the New Castle back channel. **OUGHT TO PASS.**

Rep. Suzanne Smith for Resources, Recreation and Development. This bill amends RSA 270:74-c, II which prohibits the use of personal water craft (PWCs) within 300 feet of any marshland or flat in the Hampton/Seabrook estuary to include the Rye estuary and the area within the New Castle Goat Island Back Channel Mooring Field. The boundaries of the Back Channel in HB184 include only the most fragile areas of the Back Channel and do not prohibit access to Sagamore Creek. Marine Patrol testified that the boundaries outlined in the bill will facilitate enforcement. The bill also includes in the prohibited areas the tidal areas surrounding Berry's Brook, Seavey Creek, Witch Creek, Parson's Creek, and the Awcomin Marsh and Rye Harbor Marsh areas which flow into Rye Harbor. The bill exempts water craft operated by police, fire, or other emergency from the prohibition. Vote 21-0.

HB 235, relative to community small groundwater withdrawal. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Andrew Renzullo for Resources, Recreation and Development. This bipartisan legislation addresses impacts to other water users from new sources of water for community water systems. Specifically, the bill requires the Department of Environmental Services (DES) to establish criteria within administrative rules for new small community water supply wells. Small water supply wells draw under 40 gallons per minute. These rules would authorize DES to require a small community water supply well applicant/owner to mitigate potential adverse impacts to a private water supply well in the event that such impacts occur. The owner/applicant would be required to perform an investigation and mitigation. The increasing density of development within the state, and the use of small community water supply systems at subdivisions to increase land development, increases the likelihood for these impacts in the future. In the 2020 session a similar bill on this topic was unanimously passed by the committee and was tabled in the Senate without committee referral as were many other bills due to Covid. The amendment reestablishes the same verbiage and text previously approved in the 2020 session. Vote 21-0.

Amendment (0580h)

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

AN ACT addressing impacts to other water users from new sources of water for community water systems.

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

1 New Section; Small Groundwater Withdrawals. Amend RSA 485-C by inserting after section 25 the following new section:

485-C:26 Groundwater Withdrawals Less than 57,600 Gallons Over Any 24-Hour Period for Community Water Systems. The department shall adopt rules pursuant to RSA 541-A specifying criteria and procedures to ensure a groundwater withdrawal less than 57,600 gallons over any 24-hour period from a new source of water for a community water system as defined by RSA 485:1-a and subject to RSA 485:8 does not cause an unmitigated impact to an existing private water supply well in accordance with RSA 485-C:21, V-c(a) or RSA 485-C:21, V-c(e).

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

AMENDED ANALYSIS

This bill requires the department of environmental services to adopt rules concerning small groundwater withdrawals from new sources of water.

HB 269, relative to abandoned underwater cables. **INEXPEDIENT TO LEGISLATE.**

Rep. Suzanne Vail for Resources, Recreation and Development. This bill intends to address the existence of abandoned underwater cables that were at one time used to bring electricity and telecommunications to islands in lakes. While it is important environmentally to explore the impact of abandoned cables in lakes, it is not known what the environmental impact would be to lake bottoms during the removal of them. The committee was unable to determine the scope of the problem, how deep the cables might be, who they belong to, and whether or not these cables are still actually in service and/or could be put back into service. During the hearing the committee learned that the administration and enforcement mechanisms proposed needed reworking. The committee hopes the bill will be brought back in the future, with the information needed to determine a course of legislative action. Vote 21-0.

HB 271, relative to standards for per and polyfluoroalkyl substances (PFAS) in drinking water and ambient groundwater. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Suzanne Smith for Resources, Recreation and Development. This bill changes the use of the term “Perfluorinated compounds” to “Per and polyfluoroalkyl Substance” and the acronym “PFC” to “PFAS” in existing statutes. The change will result in using the term that is most inclusive of the entire family of these substances. The amendment specifies that the department of environmental services may only set standards for other PFAS for which at least one peer reviewed study has been conducted in accordance with generally accepted scientific principles which demonstrate that the PFAS of concern are known to cause or may reasonably be anticipated to cause acute, chronic, mutagenic, reproductive, or developmental health effects in humans as a result of exposure. Vote 21-0.

Amendment (0577h)

Amend RSA 125-C:10-e as inserted by section 3 of the bill by replacing it with the following:

VI. This section shall only pertain to [PFCs] **PFAS** for which at least one *peer reviewed* study has been conducted in accordance with generally accepted scientific principles that demonstrates that the [PFC] **PFAS** of concern is known to cause or may reasonably be anticipated to cause acute, chronic, mutagenic, reproductive, or developmental health effects in humans as a result of exposure to such [PFC] **PFAS**. The implementation of this section shall only rely upon standards that are based on federal maximum contaminant levels, health advisories, provisional health advisories, standards that are derived from federally published toxicological data, or more restrictive New Hampshire state standards.

HB 397, relative to permitting fees under the shoreland protection act. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Eamon Kelley for Resources, Recreation and Development. As introduced, HB397 would exempt projects funded solely by municipal, county, state, federal or non-profit entities from paying any Shoreland Water Quality Protection Act permitting fees. In 2019, a similar exemption law sunsetted. Department of Environmental Services testified in support of capping the fees for these projects at \$3750, which had been the cap for all projects prior to 2019. Reduced fees will allow municipal water systems, wastewater treatment plants, and other projects solely funded by municipal, county, state, or federal entities to move forward more quickly on important infrastructure improvements. The amendment removes the full exemption but caps Shoreland Water Quality Protection Act permitting fees at \$3750 for all projects solely funded by municipal, county, state, or federal entities. Vote 21-0.

Amendment (0609h)

Amend the bill by replacing section 1 with the following:

1 New Paragraph; Shoreland Protection Act; Permitting Fees: Municipality, County, State, Federal Projects. Amend RSA 483-B:5-b by inserting after paragraph IX the following new paragraph:

X. Applications for projects solely funded by municipal, county, state, or federal entities shall incur a permitting fee no greater than \$3,750.

AMENDED ANALYSIS

This bill sets a limit on permitting fees for municipal, county, state, and federal projects under the shoreland protection act.

HB 447, relative to scuba equipment. **INEXPEDIENT TO LEGISLATE.**

Rep. Eamon Kelley for Resources, Recreation and Development. This bill would mandate that any business renting scuba gear also make available an underwater GPS device. To fulfill this mandate, businesses would need to have one GPS device for every set of gear they have available for rent. Although the committee believes that providing divers with a safe experience is important, we did not find that the devices currently available could accomplish the intended outcome. Divers may misunderstand the devices limitations and it may encourage them to take greater risk. Diving can be a safe activity if those involved know their limitations and follow proper safety training. Vote 20-1.

HB 534, relative to municipal control of certain frozen water bodies. **INEXPEDIENT TO LEGISLATE.**

Rep. Robert Healey for Resources, Recreation and Development. This bill would allow the local governing body of a municipality to regulate the time, place, and manner of use of frozen public waters of 100 acres or less within their boundaries. This contradicts RSA 271:20, I, which states: “All natural bodies of fresh water situated entirely in the state having an area of 10 acres or more are state-owned public waters, and are held in trust by the state for public use.” This bill had opposition from many state agencies including NHDES, State of New Hampshire Department of Parks and Cultural Resources, New Hampshire Fish and Game Department, and NH Rivers and Management Advisory Committee. To quote the Chair of NH Rivers and Management Advisory Committee, “If passed this bill would effectively remove the public’s free use of the state’s smaller lakes and ponds during the winter months.” In addition, during hearings, Captain Eastman of Fish and Game suggested that the public currently has the ability to address local grievances via Administrative Rules. Vote 21-0.

HB 225, relative to the calculation of net energy metering payments or credits. **INEXPEDIENT TO LEGISLATE.**

Rep. Fred Plett for Science, Technology and Energy. This bill would reduce payments for excess net metering from default service energy rates (in the nine-cent range) to locational marginal pricing - wholesale rates (about 3 cents per kWh), while allowing an increase in the maximum generator size from 1 to 2 MW. It would also require the excess sale to the utility to appear as a monetary credit on future bills, thus avoiding any net sale to the utility over time. The committee recommends this as Inexpedient to Legislate due to the complexity and the shortage of time to deal on the floor this session with controversy. It may resurface in the future in some form. Vote 21-0.

HB 289, relative to including electrical storage facilities in the definition of energy facility. **OUGHT TO PASS.**

Rep. Michael Harrington for Science, Technology and Energy. This bill expands the definition of an energy facility to include energy storage facilities. This allows the Site Evaluation Committee (SEC) with its additional expertise and resources to 1) have primary jurisdiction on siting of energy storage facilities with a peak storage capacity of 30 megawatt-hours or greater; and 2) allow municipalities to petition the SEC to take jurisdiction over smaller-sized storage facilities. Vote 20-0.

HB 294, relative to the purchase of output of limited electrical energy producers. **INEXPEDIENT TO LEGISLATE.**

Rep. JD Bernardy for Science, Technology and Energy. This bill is substantially equivalent to HB 1262 which was rejected last session to allow necessary revisions. No revisions were incorporated into the resubmitted bill. The bill as written would likely require significantly more action by the offices of the Consumer Advocate, Attorney General, and the Public Utilities Commission to address contractual issues in an unregulated limited producer sector, potentially requiring additional staffing. Vote 18-2.

HB 309, relative to the computation of renewable energy credits. **OUGHT TO PASS.**

Rep. Michael Harrington for Science, Technology and Energy. This bill would change the capacity factor assigned to class II (solar) facilities from 20% to a capacity factor rating equal to the annual Photovoltaic (PV) Energy Forecast issued by the Distributed Generation Working Group under ISO New England (ISO-NE). The capacity factor determined by ISO-NE provides a more accurate number based on actual field measurements. Vote 21-0.

HB 399, relative to the energy consumption reduction goal. **INEXPEDIENT TO LEGISLATE.**

Rep. Douglas Thomas for Science, Technology and Energy. This bill would have changed the focus of the NH energy reduction goal to greenhouse gas emissions instead of fossil fuels, but after consultation with the Department of Environmental Services, the sponsor found that this change had already been made and the bill is no longer needed. Therefore, the sponsor requested the bill be recommended Inexpedient to Legislate. Vote 20-0.

HB 487, establishing an information technology supply chain risk authority. **INEXPEDIENT TO LEGISLATE.**

Rep. Lex Berezhny for Science, Technology and Energy. This bill sought to tighten up security at the state's Department of Information Technology. It was requested by the head of the department. In light of recent cyber security developments, both the department head and the sponsor decided to request that the bill be deemed Inexpedient to Legislate so that a better bill can be brought forward next year. Vote 20-0.

HB 100, relative to driving to the left of an unbroken painted line. **OUGHT TO PASS.**

Rep. Larry Gagne for Transportation. This bill adds an exemption to the prohibition on crossing unbroken painted center lines while driving on anyway. This amends RSA 265:22, I (d) to read as follows: In order to pass a pedestrian or a device moved by human power, including a bicycle, skateboard, or foot scooter, provided such movement can be made safely, or (E) in order to comply with RSA 265:37-a, I. Vote 19-0.

HB 174, relative to reporting a collision between a cat and a motor vehicle. **OUGHT TO PASS.**

Rep. Aidan Ankarberg for Transportation. The intent of this bill is to further protect the property rights of domesticated pet owners by bringing the classification of a cat into equal standing to a dog under RSA 264:31. Under the current law, if a person were to strike a cat, there is no requirement that they must notify the owner of the cat or the authorities and they are free to simply drive away. This is inconsistent with the majority of laws in our state regarding property protection. Literally, you could hit a statue of a cat and you are legally obligated to report it, but you are not if you hit an actual cat. This bill addresses and solves this problem. Vote 19-0.

HB 175, relative to reciprocal driver education. **INEXPEDIENT TO LEGISLATE.**

Rep. Karel Crawford for Transportation. This bill would require the Commissioner of Department of Safety to issue a driver's license to any individual who can provide satisfactory evidence of completion of a course of driver education approved by the state in which the courses were offered. This bill is unnecessary as the Department of Motor Vehicle's already handle these reciprocal driver education requests. They also provide the information on their web site on the requirements that are needed for driver

education in New Hampshire and additional documentation that might be needed to complete the NH Driver Education requirements. We were told that the Department of Motor Vehicle handles about 20 of these requests a year. Vote 19-0.

HB 268, relative to cycling on the left side of the road. **INEXPEDIENT TO LEGISLATE.**

Rep. Larry Gagne for Transportation. This bill would require that bicycles travel on the left side of a two way road where there are no existing bicycle lanes. Because of the opposition from various state agencies and the public, the prime sponsor has recommended to the committee that this bill be found inexpedient to legislate. Vote 18-0.

HB 329, relative to storage of rail cars containing hazardous materials. **INEXPEDIENT TO LEGISLATE.**

Rep. Travis O'Hara for Transportation. While the committee understands the intent of the bill, we all understand how dangerous New Hampshire winters can be. One of the most common materials included in this bill is home heating fuels, that have no other storage options. We fear that not having the cars close to the people we risk long outages that could be deadly to the people. Lastly, we feel that moving the storage cars every 72 hours, because the law would say so would increase the risk of spillage. Vote 19-0.

HB 361, relative to gold star family decals for motor vehicles. **INEXPEDIENT TO LEGISLATE.**

Rep. Larry Gagne for Transportation. This bill authorizes the New Hampshire office of Veterans services to issue free of charge gold star family decals for motor vehicles owned by certain family members of persons killed while on duty in the U.S. armed services. The intent of this bill has been incorporated into HB 451 without being diminished. Vote 18-0.

HB 393, relative to the indication of blood type on drivers' licenses and nondrivers' picture identification cards. **INEXPEDIENT TO LEGISLATE.**

Rep. Travis O'Hara for Transportation. While the committee understands the intent of the bill, we find that the burden of verification process would be unreasonable liability for the state to assume, and could endanger the welfare of the people of this state. Vote 19-0.

HB 421, relative to organ donation on a driver's license. **OUGHT TO PASS.**

Rep. Travis O'Hara for Transportation. The committee agrees, in whole, that our choice to donate our organs is a legal choice that we assume under our own freewill. This is a choice that we can make on how our private property is handled even after our passing. This choice can be revoked by us at any time in our life, the logo on our ID is just a reminder of that commitment with our private property and is not used by first responders to determine any action to our body, post passing. Vote 19-0.

HB 424, establishing a commission to study ways to reduce texting while driving. **OUGHT TO PASS.**

Rep. Travis O'Hara for Transportation. This bill allows us to set up a commission to study how to reduce texting and driving; this is a danger to our citizens and should be addressed in a better way than it currently is being handled. Vote 19-0.

HB 451-FN, allowing the New Hampshire Masons to issue decals for motor vehicle plates. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gregory Hill for Transportation. The majority of the committee agreed to combine three bills via amendments into this single bill and then voted to grant the addition of two groups to the list of approved multi-use decal plate organizations: the N.H. State Council of Knights of Columbus and the Grand Lodge of Ancient Free and Accepted Masons in New Hampshire. Additionally, the amended bill grants the Department of Military Affairs and Veteran Services the ability to provide gold star family decals to those who qualify. There will be no charge to the family. Vote 18-0.

Amendment (0221h)

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

AN ACT relative to organizations authorized to issue decals for multi-use decal number plates and relative to gold star family decals for motor vehicles.

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

1 New Paragraphs; Multi-Use Decal Plates; Authorized Organizations. Amend RSA 261-B:9 by inserting after paragraph XV the following new paragraphs:

XVI. The Grand Lodge of Ancient, Free and Accepted Masons in New Hampshire.

XVII. The New Hampshire State Council of the Knights of Columbus.

2 Multi-Use Veterans Decal Plates; Decals; Fee. Amend RSA 261-C:2, III to read as follows:

III. The *department of military affairs and veterans services* division 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. *The division of veterans services shall provide gold star family decals to those who qualify under RSA 261-C:3-a free of charge.* Revenue collected under this paragraph shall be restricted revenue to the division of veterans services and shall be nonlapsing and continually appropriated to the division.

3 Gold Star Family Decals; Fee. Amend RSA 261-C:3-a, V to read as follows:

V. Pursuant to RSA 261-C:2, the *department of military affairs and veterans services* division 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 division of veterans services and shall be nonlapsing and continually appropriated to the division.]~~ ***shall provide gold star family decals to those who qualify under this section free of charge.***

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

AMENDED ANALYSIS

This bill permits the Grand Lodge of Free and Accepted Masons of New Hampshire and the New Hampshire State Council of the Knights of Columbus to issue decals for multi-use plates.

This bill also authorizes the New Hampshire office of veterans services to issue free of charge gold star family decals for motor vehicles owned by certain family members of persons killed while on duty in United States armed services.

HB 461, relative to motorcycle auxiliary lamping, and adding the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission. **OUGHT TO PASS.**

Rep. Steven Smith for Transportation. This bill adds the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission. The commission considers matters of road and vehicle safety. The members are state safety agencies and various stakeholder representatives. It makes sense to add motorcycle issues to this group. The focus on safety and training by the NHMRO will enhance the effectiveness of the commission. The bill also updates New Hampshire motor vehicle laws to match the recommendations of the NHTSA and allows 4 four forward facing lights on motorcycles instead of the current three light restriction. Vote 19-0.

HB 496-FN, relative to license plate covers. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Larry Gagne for Transportation. This bill prohibits persons from attaching or permitting to be attached to a license plate any coverings that are colored, smoked or tinted. The testimony that we heard stated that the language of this bill defines more accurately what obscuring a license plate means. The amendment simply changes the effective date from 60 days after passage to January 1, 2021. Vote 18-1.

Amendment (0631h)

Amend the bill by replacing section 2 with the following:

2 Effective Date. This act shall take effect January 1, 2022.

HB 515, relative to confidentiality for reporting possibly medically unfit drivers. **INEXPEDIENT TO LEGISLATE.**

Rep. Gregory Hill for Transportation. The committee is sensitive to the concerns heard in testimony from the prime sponsor indicating how difficult it sometimes can be to begin the process of removing the driving privileges from a friend, neighbor, or family member. The bill seeks to make that easier by allowing the reporting process to take place behind the veil of secrecy. The most compelling testimony came from the Director of the Department of Motor Vehicles (DMV) who gave statistics indicating that most often the administrative action of taking the license is initiated by law enforcement, and then by a medical professional and way down the list, with only 20 occurrences in 2020, comes the family member. The director also explained that she personally oversees all of these cases and feels strongly that NH is beyond reproach in terms of handling these actions with compassion and professionalism. The committee feels the current system is working well and anonymous reporting would not make the difficult situation better. Vote 19-0.

HB 565, establishing a committee to study charitable gaming. **OUGHT TO PASS.**

Rep. Edith Tucker for Ways and Means. This bill establishes a committee of three representatives and two senators to study the appropriate regulatory structure of charitable gaming so as to ensure its integrity, the fair selection of participating charities, and the fair allocation of all revenues. The committee shall study the oversight and enforcement of charitable gaming in NH and how that regulatory structure, including staffing levels for auditors, inspectors, and other oversight positions, compares with best-practice regulatory standards for the gaming industry and regulatory structures used in other jurisdictions. It shall review the recommendations of prior study commissions in 2013 and 2015 and determine to what degree those recommendations have been addressed, including but not limited to recommendations related to oversight, enforcement, control measures, technology, and staffing. It shall study the amounts and distribution of revenues generated by each charitable gaming operator to the state and to the charities served by that operator, including all costs borne by the operator and charities. And it shall study the methods used by charitable gaming operators to select the charities that will be given dates at the operators' facilities, including the methods used when there is a "wait list" at the facilities. The committee shall report its findings and any recommendations for proposed legislation to the Speaker, Senate President, House Clerk, Senate Clerk, Governor, and the State Library on or before Nov. 1, 2022. Vote 24-0.

HB 610-FN, requiring certain licensing and reporting functions be conducted through the Nationwide Multistate Licensing System and Registry, and relative to background investigations of trust officers, to certain filing fees, assessments, and interest rates, and to the transmission of consumer complaints by the banking department. **OUGHT TO PASS.**

Rep. Patrick Abrami for Ways and Means. This is a housekeeping bill requested by the Banking Department covering many policy issues that have already been vetted by the policy committee, Commerce and Consumer Affairs. This bill came out of that committee unanimously and passed the full House on the consent calendar. There were only two issues that were under the purview of the Ways and Means Committee. The first issue was the filing fee for an entity wanting to charter a new state bank and credit union; that fee was raised from \$10,000 to \$15,000. It was clear from testimony that the average cost to review new charter requests is in the range of \$15,000, thus justifying the fee increase. The second change was the addition of language stating that if a filer wants to withdraw an application before completion, that the \$15,000 fee, minus the cost borne by the department to that point, will be refunded. This new section also states that if the cost of reviewing and examining the filing exceeds the \$15,000 fee, that the filer is responsible for a per diem examination charge for all additional investigation or examination costs. This additional change seemed reasonable to all members of the committee. Vote 24-0.

HB 615-FN, reducing the penalty for certain first offense drug possession charges. **OUGHT TO PASS.**

Rep. Alan Bershtein for Ways and Means. This bill passed the House by a voice vote on February 24, 2021. It was sent to the Ways and Means Committee for consideration of the fiscal impact of the portion of the bill prescribing reductions of certain fines. The scope of this bill is broader than simply reducing nominal fine amounts. However, as a second committee, Ways and Means confined its discussion to address only the fiscal aspect of the bill. The committee concluded that fine reductions detailed in this bill will be of *de minimis* fiscal consequence. Vote 24-0.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Osborne moved that the House reconsider its action whereby, on a voice vote, the House adopted bills on the Consent Calendar.

Rep. Osborne spoke against.

Motion failed.

REGULAR CALENDAR - PART I

HB 25-A, making appropriations for capital improvements. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John Graham for Public Works and Highways. This bill is New Hampshire's capital budget for the coming biennium. The capital budget provides bonded funding for statewide capital improvements including construction, repairs, and investments in state-owned buildings, state facilities and parks. Such improvements aim to maintain and strengthen our state's non-highway transportation, building, and technological infrastructure. Working with the State Treasurer, the committee determined that maintaining a budget close to the dollar amount that the Governor recommended was the prudent thing to do. Therefore, the capital budget, as recommended by the committee, appropriates approximately \$127 million in general fund bonding, which is about \$500 thousand more than the budget recommended by the Governor. Through judicious use of lapse money, the committee was able to provide support for urgent needs such as matching funds for federal efforts to widen the turning basin in the Portsmouth Harbor. The additions also include, funding for such things as critical maintenance at the Community College System, additional funds to match federal funds for National Guard readiness center renovations, the renovation of public bathrooms at the Department of Education, and the demolition of a burned out building at the Sununu Youth Center. Understanding that NH relies heavily on the tourism industry the committee is providing additional funds for repair and maintenance of facilities at our state parks. The committee tried to take advantage of federal and other matching funds to develop a proposal which will provide much needed projects, improvements, and jobs throughout New Hampshire. For example, the Department of Health and Human Services (DHHS) spending \$26 million brings in over \$142 million in federal matching funds. Overall this budget leverages over \$214 million in federal funds. IT projects comprise over 25% of this capital budget. While the committee recognizes that we are in the 21st century and the state needs a robust IT infrastructure, with finite funding capacity this infrastructure comes at the expense of maintaining the rest of the state's buildings and facilities. Future legislatures will have to continue this balancing act of how to maintain fixed facilities while simultaneously ensuring the viability of our IT infrastructure. Finally, with the passage of the American Recovery Plan Act it appears that there will be additional federal funds for state capital projects. While guidance on the use of these funds is still forthcoming, the committee took the unprecedented step of including a list of one-time projects that could be completed utilizing these funds. It is imperative that we maintain our state owned buildings, and this proposed budget continues the commitment of the Public Works committee to do just that. In summary, this capital budget helps New Hampshire maintain and enhance its infrastructure and also stimulates private business growth and economic opportunity. The projects for which money is appropriated will create jobs for

many small and large contracting businesses throughout our state. The committee did the best it could to spread as many of these projects to all corners of the state - from the Connecticut River Valley, to the North Country, to the Southern Border, to the Seacoast, and voted unanimously to support this bill. We ask the House to do likewise. Vote 20-0.

Amendment (1029h)

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

1 Capital Appropriations. The sums hereinafter detailed are hereby appropriated for the projects specified to the departments, agencies, and branches named:

I. Department of Administrative Services

A. Court Facilities

- | | |
|--|-----------|
| 1. Hillsborough County South - Cooling And Controls | 975,000 |
| 2. Lebanon Circuit Courthouse - Remove And Replace Underground Fuel Storage Tank | 310,000 |
| 3. Portsmouth And Dover Circuit Court Boilers | 570,000 |
| 4. Statewide Courthouse Roof Replacements | 2,100,000 |

B. Facilities and Asset Management

- | | |
|--|---------|
| 1. Life Safety Upgrades | 570,000 |
| 2. Main Building Rewiring Phase 1 | 800,000 |
| 3. Philbrook Building - Sewer Line Replacement | 300,000 |
| 4. Thayer Building - Replace Roof | 650,000 |
| 5. Tunnel System: Repair And Abandonment Plan | 620,000 |

C. Financial Data Management

- | | |
|--|-----------|
| 1. NH First Migration To Information Cloud Environment | 5,100,000 |
|--|-----------|

D. General Services

- | | |
|--|-----------|
| 1. HHS Roof Replacement | 2,385,000 |
| 2. HHS/DES Mechanical Replacements And Controls | 1,200,000 |
| 3. Morton, Johnson, HHS Underground Tank Removal | 700,000 |
| 4. Safety Mechanical Replacements And Repairs | 3,125,000 |
| 5. Spaulding HVAC Replacements And Controls | 1,020,000 |
| 6. Supreme Court HVAC Replacements And Repairs | 1,300,000 |

E. Statewide Emergency Fund

- | | |
|--|-----------|
| F. Statewide Energy Efficiency Improvements Projects | 1,000,000 |
|--|-----------|

Total state appropriation paragraph I	\$23,725,000
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II. Department of Agriculture, Markets and Food

- | | |
|--|---------|
| 1. Repairs To NH Building At Eastern States Exposition | 180,000 |
|--|---------|

Total state appropriation paragraph II	\$180,000
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III. Department of Corrections

- | | |
|--|-----------|
| 1. Air Handler And Ductwork Replacement - Medium Custody North and South Housing Units | 1,950,000 |
| 2. Boiler Replacements | 2,150,000 |
| 3. Door Controller Upgrade | 970,000 |
| 4. Heating And Cooling Coil Replacements - North And South Wings | 125,000 |
| 5. Perimeter Security And Fence Detection Systems | 1,520,000 |
| 6. Rebuild Sewer Line And Grinder | 670,000 |
| 7. Replace Steam Lines And Traps | 2,500,000 |
| 8. Roof Replacement - Hancock And Industries Buildings | 2,000,000 |
| 9. NH State Prison/M Door Replacement | 200,000 |

Total state appropriation paragraph III	\$12,085,000
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IV. Department of Education

- | | |
|--|-----------|
| 1. Generator Installation At Walker Building | 260,000 |
| Less Federal Funds | (260,000) |
| Net State | 0 |
| 2. Pre-Engineering Technology | 300,000 |
| 3. Bathroom, First Floor, Renovation and ADA Modifications | 200,000 |
| Total state appropriation paragraph IV | \$500,000 |

V. Department of Environmental Services

- | | |
|--|-----------|
| 1. Clean Water State Revolving Fund State Match | 8,000,000 |
| 2. Dam Repairs And Reconstruction | 8,100,000 |
| 3. Drinking Water State Revolving Fund State Match | 6,000,000 |
| 4. One-Stop/ IT Systems Upgrades* | 4,825,390 |

5. Coastal Flooding Modeling	188,110
6. Winnepesaukee River Basin Program (WRBP) Collection System Upgrade	10,673,000
Less Other Funds**	(10,673,000)
Net State	0
Total state appropriation paragraph V	\$27,113,500

* The department of environmental services shall report on the status of the One-Stop project in subparagraph 4, including modules being addressed and plans for future modules, to the capital budget overview committee in October and April of each year of the biennium.

** To provide funds for the appropriations made in subparagraph V, 6, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$10,673,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the Winnepesaukee river basin control replacement fund established in RSA 485-A:51.

VI. Fish and Game Commission	
1. Powder Mill Fish Hatchery	4,615,000
Less Other Funds*	(4,615,000)
Net State	0
Total state appropriation paragraph VI	\$0

* To provide funds for the appropriations made in paragraph VI, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$4,615,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the fish and game fund established in RSA 206:33.

VII. Department of Health and Human Services	
1. Beneficiary Service Improvement	8,000,000
Less Federal Funds	(7,200,000)
Net State	800,000
2. DCYF Comprehensive Child Welfare Information System (CCWIS)	9,259,352
Less Federal Funds	(4,629,676)
Net State	4,629,676
3. Developmental Services Information Technology Remediation	13,278,333
Less Federal Funds	(11,950,500)
Net State	1,327,833
4. Electronic Visit Verification System	5,660,000
Less Federal Funds	(5,094,000)
Net State	566,000
5. Federal Reporting Integrity And Compliance	6,750,000
Less Federal Funds	(4,522,500)
Net State	2,227,500
6. Glencliff Home Lamott Wing Roof Replacement	1,100,000
7. Minimum Acceptable Risk of Security and Privacy	
Controls for Exchanges (MARS-E) Security Assessment And Remediation	600,000
Less Federal Funds	(540,000)
Net State	60,000
8. Medicaid Management Information System (MMIS) Lifecycle	
Management and Reprocurement	90,000,000
Less Federal Funds	(81,000,000)
Net State	9,000,000
9. NH Hospital Seclusion Room Safety Upgrades	510,000
10. NH Hospital Renovations To Comply With Health And Safety	
Standards - CandD Units	5,650,000
11. NH Bureau of Developmental Services (BDS) Direct Billing	1,000,000
Less Federal Funds	(900,000)
Net State	100,000
12. Demolition of Wilkins Building	750,000
Total state appropriation paragraph VII	\$26,721,009

VIII. Department of Information Technology *	
1. Cloud Services	3,449,700
2. Continuity Of Operation And Disaster Planning (Enterprise)	871,487
3. Cybersecurity - Program Enhancement (Enterprise)	2,086,000
Total state appropriation paragraph VIII	\$6,407,187

*The commissioner of the department of information technology is authorized to reallocate funds among the projects in subparagraphs 1-3 as necessary to complete the projects.

IX. Judicial Branch

1. NH e-Court	1,400,000
Total state appropriation paragraph IX	\$1,400,000

X. Liquor Commission

1. Computer Software - Credit Card - POS	1,000,000
Less Other Funds*	<u>(1,000,000)</u>
Net State	0
Total state appropriation paragraph X	\$ 0

*To provide funds for the appropriations made in paragraph X, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$1,000,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the liquor commission fund established in RSA 176:16.

XI. Military Affairs and Veterans Services

1. Anti-Terrorism/Force Protection - Merrimack County	1,660,000
Less Federal Funds	<u>(1,660,000)</u>
Net State	0
2. Energy Resiliency And Efficiency Improvements Statewide	3,500,000
Less Federal Funds	<u>(3,500,000)</u>
Net State	0
3. Grafton County Field Maintenance Shop	13,700,000
Less Federal Funds	<u>(13,700,000)</u>
Net State	0
4. Minor Military Construction - Coos County	9,000,000
Less Federal Funds	<u>(9,000,000)</u>
Net State	0
5. Minor Military Construction - Strafford County	7,000,000
Less Federal Funds	<u>(7,000,000)</u>
Net State	0
6. Warehouse Facility Upgrades - Merrimack County	2,600,000
Less Federal Funds	<u>(2,600,000)</u>
Net State	0
7. Readiness Center Renovation Statewide	1,200,000
Less Federal Funds	<u>(600,000)</u>
Net State	600,000
Total state appropriation paragraph V	\$600,000

XII. Department of Natural and Cultural Resources

1. Communication System Replacement	713,000
2. Mount Washington Water System Upgrade	1,020,000
3. Roofing And Repair*	1,550,000
4. Toilet Building Upgrades	2,300,000
Less Federal Funds	<u>(1,150,000)</u>
Net State	1,150,000
Total state appropriation paragraph XII	\$4,433,000

*The commissioner of the department of natural and cultural resources shall report on the status of the roofing and repair projects in subparagraph 3 to the capital budget overview committee in October and April of each year of the biennium.

XIII. Police Standards and Training Council

1. Air Conditioner Replacements	475,000
2. Range Ventilation And Filtration Upgrade/Replacement	850,000
Total state appropriation paragraph XIII	\$1,325,000

XIV. Veterans Home

1. New Hampshire Veterans Home Master Plan Update	80,000
2. Parking Lot Repairs And Improvements	1,380,000
Total state appropriation paragraph XIV	\$1,460,000

XV. Community College System of New Hampshire

1. NCC Engineering Technology Renovation	2,550,000
2. Critical Maintenance	828,773

Total state appropriation paragraph XV	\$3,378,773
XVI. Department of Safety- General Funds	
1. State Emergency Operations Center - Technology and OPS Upgrade	750,000
Total state appropriation paragraph XVI	\$750,000
XVII. Department of Transportation, Aeronautics, Rail and Transit - General Funds	
1. 5% Match For Federal Aviation Administration Projects	28,931,467
Less Federal Funds	<u>(27,758,695)</u>
Net State	1,172,772
2. Development Of Aviation Management Software (Aircraft Registration)	300,000
3. Public Transit Bus and Facility Matching Funds	251,250
4. Coos County Rail Improvements*	500,000
5. Strafford and Carroll County Rail Improvements*	250,000
Total state appropriation paragraph XVII	\$2,474,022

*The sum appropriated in subparagraphs 4 and 5 shall be matched to private funds of an equal amount for each project. The department of transportation shall report on the use of the appropriation and matching private funds for each project to the capital budget overview committee in October and April for each year of the biennium.

Total state appropriation section 1	\$112,552,491
2 Appropriation; Highway Funds; Department of Transportation. The sums hereinafter detailed are appropriated for the projects specified:	
I. Department of Transportation	
1. Fuel Management System Replacement	4,000,000
2. Lancaster 701 - Storage Building Replacement	595,000
3. Londonderry 512 - Patrol And Salt Shed Replacements	6,750,000
4. NHDOT Work Order System Phase 2	800,000
5. Statewide - Construct Salt And Sand Sheds	1,700,000
6. Delayed Projects - Patrol Sheds, District Office*	2,150,000

* The sums appropriated in subparagraph 6 may be used by the department of transportation to fund increases in the anticipated costs of following projects, as extended by this act: 2019, 146:2, II, B for Manchester 527 - Patrol Shed Addition/Renovation; 2019, 146:2, II, F for Lancaster District Office - Addition; and 2017, 228:2, II, E, extended by 2019, 146:20, 147 for Dixville 103D New Patrol Shed Facilities.

Total state appropriation section 2	\$15,995,000
3 Expenditures; General; Community College System of New Hampshire.	

I. The appropriations made for the purposes mentioned in sections 1 and 2 of this act, with the exception of appropriations in paragraph XV of section 1, and the sums available for those projects, shall be expended by the trustees, commissions, commissioner, or department head of the institutions and departments referred to herein; provided that all contracts and projects and plans and specifications therefor shall be awarded in accordance with the provisions of RSA 21-I and RSA 228.

II(a). The appropriations made for the community college system in paragraph XV of section 1 and the sums available for these projects shall be expended by the trustees of the community college system of New Hampshire.

(b) The appropriations made to the community college system in paragraph XV of section 1 are available for all costs incidental to the completion of the projects enumerated including but not limited to the costs of the services for architects, engineers, and other consultants of such kind and capacity as the community college system board of trustees may, in its discretion, wish to employ on such terms and conditions as the board determines. These moneys shall be spent under the direction of the community college system board of trustees and pursuant to policies adopted by the board of trustees.

(c) Any authorization contained in this act which is at variance with the requirements of applicable federal law and regulations shall be controlled by the terms of federal law and regulations.

4 Land Acquisition. Any land acquired under the appropriations made in sections 1 and 2 of this act, if any, as may be acquired under the appropriation shall be purchased by the commissioner of the department of administrative services or the commissioner of the department of transportation with the approval of governor and council.

5 Bond Authorized. To provide funds for the total of the appropriations of state funds made in sections 1 and 2 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$327,900,862 and for said purposes may issue bonds and notes in the names and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A. The source of funds are as follows: general fund \$112,552,491, highway fund \$15,995,000, and other funds \$16,288,000.

6 Payments.

I. The payment of principal and interest on bonds and notes issued for the projects in section 1 of this act shall be made when due from the general fund of the state.

II. The payment of principal and interest on bonds issued for the projects in section 2 of this act shall be made from the highway fund.

7 Powers of Governor and Council. The governor and council are hereby authorized and empowered:

I. To cooperate with and enter into such agreements with the federal government, or any agency thereof, as they may deem advisable, to secure federal funds for the purposes hereof.

II. To accept any federal funds which are, or become available for any project under sections 1 and 2 beyond the estimated amounts. The net appropriation of state funds for any project for which such additional federal funds are accepted shall be reduced by the amount of such additional funds, and the amount of bonding authorized by section 5 shall be reduced by the same amount.

8 Transfers. The individual project appropriations provided in sections 1 and 2 of this act, except as provided in section 3 of this act, shall not be transferred or expended for any other purposes; provided that if there is a balance remaining after an individual project, which is fully funded by state funds, is completed, accepted, and final payment made, said balance or any part thereof may be transferred by governor and council, to any other individual project or projects, which are also fully funded by state funds, within the same section and from the same funding source, provided that prior approval of the capital budget overview committee is obtained.

9 Reduction of Appropriation and Bonding Authority. If the net appropriation of state funds for any project provided for by sections 1 and 2 is determined on the basis of an estimate of anticipated federal, local, or other funds, and if the amount of such funds actually received or available is less than said estimate, then the total authorized cost for such projects and the net appropriation of state funds thereof shall be reduced by the same proportion as the proportion by which federal, local, or other funds are reduced. The amount of bonding authorized by section 5 shall be reduced by the amount that the appropriation of state funds is reduced pursuant to this section.

10 Bureau of Public Works Design and Construction Inspection Services; Davis-Bacon Act Compliance. The appropriations for those projects which are managed by the bureau of public works design and construction, department of administrative services, may be expended to fund temporary personnel for the purpose of providing construction inspection services and Davis-Bacon Act Compliance services for projects utilizing federal funds, for those projects included in this act.

11 Capital Projects; University of New Hampshire. Pursuant to 2019, 146:3, 146:6, and 146:8, II the university system board of trustees are authorized to drawdown funds for the capital projects authorized in 2019, 146:3 and expend sums not to exceed \$15,000,000 for the biennium ending June 30, 2023.

12 Lapse of Prior Capital Balance; Highway Funds; Capital Appropriation for Department of Safety Project.

I. The amount of \$369,417 is hereby lapsed from the unencumbered balances from the following state capital projects:

(a) The appropriation made to the department of safety in 2013, 195:2, I, A extended by 2015, 220:23, 93, extended by 2017, 228:22, 110, extended by 2019, 146:20, 136 for radio interoperability infrastructure upgrade.

(b) The appropriation made to the department of safety in 2015, 220:2, II, C, extended by 2017, 228:22, 108, extended by 2019, 146:20, 134 for radio interoperability project.

II. The sum of \$369,417 is hereby appropriated for the fiscal year ending June 30, 2022 to the department of safety for a state police hanger construction. Said funds shall not lapse until June 30, 2023.

III. To provide funds for the appropriation made in paragraph II, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$369,417 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the highway fund of the state.

13 Lapse of Prior Capital Balance; General Funds; Capital Appropriation for Department of Safety Project.

I. The amount of \$56,989 is hereby lapsed from the unencumbered balances from the following state capital projects:

(a) The appropriation made to the department of safety in 2013, 195:1, XIV, A, extended by 2015, 220:23, 95, extended by 2017, 228:22, 111, extended by 2019, 146:20, 137 for radio interoperability infrastructure upgrade.

(b) The appropriation made to the department of safety in 2015, 220:1, XIV, D, extended by 2017, 228:22, 109, 2019, 146:20, 135 for radio interoperability project.

II. The sum of \$56,989 is hereby appropriated for the fiscal year ending June 30, 2022 to the department of safety for a state police hanger construction. Said funds shall not lapse until June 30, 2023.

III. To provide funds for the appropriation made in paragraph II, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$56,989 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the general fund of the state.

14 Lapse of Prior Capital Balance; Capital Appropriations for Pease Development Authority, Department of Corrections, Department of Environmental Services, Department of Health and Human Services and Community College System of New Hampshire.

I. The amount of \$2,233,117 is hereby lapsed from the unencumbered balances from the following state capital projects:

(a) The appropriation made to the department of administrative services in 2017, 228:1, II, B, 2 extended by 2019, 146:20, 14 for safety - roof replacement.

(b) The appropriation made to the department of administrative services in 2017, 228:1, II, B, 7 extended by 2019, 146:20, 19 for Walker building - roof modifications.

(c) The appropriation made to the department of administrative services in 2017, 228:1, II, D, 1 extended by 2019, 146:20, 25 for convert AOC building to probate court.

(d) The appropriation made to the department of administrative services in 2017, 228:1, II, D, 4 extended by 2019, 146:20, 27 for supreme court building - new roof, insulation, dome repair.

(e) The appropriation made to the department of administrative services in 2017, 228:1, II, D, 5 extended by 2019, 146:20, 28 for Hampton circuit court - new courthouse.

(f) The appropriation made to the department of administrative services in 2017, 228:1, II, D, 6 extended by 2019, 146:20, 29 for Portsmouth circuit court - new roof.

(g) The appropriation made to the department of administrative services in 2017, 228:1, II, D, 7 extended by 2019, 146:20, 30 for Rochester circuit court - new roof.

(h) The appropriation made to the department of administrative services in 2015, 220:1, II, D, 1, extended by 2017, 228:22, 26 extended by 2019, 146:20, 36 for Merrimack county superior court - new courthouse.

(i) The appropriation made to the department of health and human services in 2015, 220:1, VII, I, extended by 2017, 228:22, 71 extended by 2019, 146:20, 91 for the department email project.

(j) The appropriation made to the department of health & human services in 2011, 253:1, VII, Q extended by 2013 195:47, 70 extended by 2015, 220:23, 67, extended by 2017, 228:22, 87 extended by 2019, 146:20, 102 for ACCESS front door release II.

(k) The appropriation made to the department of environmental services in 2003, 240:1, V, A extended by 2005, 259:25, XXVIII extended by 2007, 264:29, XXXV extended by 2009, 145:19, 31 extended by 2011, 253:28, 53 extended by 2013, 195:47, 54 extended by 2015, 220:23, 51, extended by 2017, 228:22, 62 extended by 2019, 146:20, 73 for hazardous waste superfund match.

(l) The appropriation made to the department of natural and cultural resources in 2017, 228:1, XVIII, F as extended by 2019, 146:20, 128 for Mount Washington communication building study.

(m) The appropriation made to the department of corrections in 2017, 228:1, IV, C extended by 2019, 146:20, 45 for elevator replacement.

(n) The appropriation made to the department of corrections in 2017, 228:1, IV, D extended by 2019, 146:20, 46 for SHU door control software (NHSP-men).

(o) The appropriation made to the department of education in 2019, 146:1, V, C for pre-engineering technology.

(p) The appropriation made to the department of education in 2017, 228:1, VI, A extended by 2019, 146:20, 53 for renovation of Plymouth CTE center- state share.

(q) The appropriation made to the department of information technology in 2013, 195:1, VIII, A extended by 2015, 220:23, 71, extended by 2017, 228:22, 91, extended by 2019, 146:20, 109 for enterprise licensing solution.

(r) The appropriation made to the department of information technology in 2013, 195:42, I extended by 2015, 220:23, 73, extended by 2017, 228:22, 93 extended by 2019, 146:20, 111 for business one stop.

(s) The appropriation made to the New Hampshire veterans home in 2017, 228:1, XXIII, B extended by 2019, 146:20, 160 for security infrastructure improvements.

(t) The appropriation made to the New Hampshire veterans' home in 2013, 195:1, XVII, A extended by 2015, 220:23, 122, extended by 2017, 228:22, 145 extended by 2019, 146:20, 162 for equipment upgrades.

II. The sum of \$1,500,000 is hereby appropriated for the biennium ending June 30, 2023 to the Pease development authority for the Piscataqua River Turning Basin.

III. The sum of \$300,000 is hereby appropriated for the biennium ending June 30, 2023 to the department of corrections for the NHSP/M Door and Ceiling Replace/Repair – Close Custody Unit.

IV. The sum of \$161,890 is hereby appropriated for the biennium ending June 30, 2023 to the department of environmental services for the Coastal Flooding Modeling.

V. The sum of \$100,000 is hereby appropriated for the biennium ending June 30, 2023 to the department of health and human services for the SYSC Barn Boiler Replacement.

VI. The sum of \$171,227 is hereby appropriated for the biennium ending June 30, 2023 to the community college system of NH for Critical Maintenance.

VII. To provide funds for the appropriations made in paragraphs II through VI, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$2,233,117 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the general fund of the state.

VIII. All contracts and projects and plans and specifications therefor for the projects authorized in this section shall be awarded in accordance with the provisions of RSA 21-I.

15 Project Purpose Amended; Department of Safety; HVAC. Amend 2019, 146:1, XV, B to read as follows:

B. Fire Academy, New Truck <i>and HVAC Upgrades*</i>	1,200,000
Less Federal Funds	(504,000)
Less Other Funds	(696,000)
Net State	0

16 Priority Projects List. If federal funds become available from the American Rescue Plan Act of 2021, the following capital projects shall be identified as priority projects for funding:

Department	PROJECT	ESTIMATED COST
HHS	forensic psychiatric hospital	17,250,000
NCR	Cannon Tramway replacement	6,500,000
CCSNH	WMCC Expansion in Littleton	5,000,000
Corrections	NCF roof replacement (Berlin)	1,000,000
Corrections	Concord men's prison roof replacement	1,900,000
Corrections	NHCF/Women Construction Trades Building	350,000
HHS	Glencliff - roof at Lamont	500,000
HHS	Glencliff - waste water treatment system	1,200,000
HHS	NH Hospital Renovations - C&D Units	5,650,000
DAS	Statewide Energy Efficiency Improvement Projects	2,000,000

17 Lapse Dates Extended to June 30, 2023. The following appropriations are hereby extended to June 30, 2023:

1. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, A for Statewide Projects, Statewide Emergency Funding
2. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 1 for Walker Building HVAC Repairs and Replacements.
3. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 2 for State House Basement Fire Protection.
4. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 3 for Storrs Street Parking Garage Repairs.
5. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 4 for State House Annex Renovations.
6. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 5 for State House Annex Elevator Upgrades.
7. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 6 for Roof Replacements And Exterior Repairs.
8. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 7 for Temporary Boiler Steam Infrastructure Removal.
9. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, B, 8 for HHS And DES Mechanical Replacements.
10. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, C, 1 for Concord Steam - Raze Structurally Deficient Building.
11. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, C, 2 for Emergency Back-Up Generator Power To New Boilers.
12. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, C, 3 for Annex 1 - Life Safety/ADA Improvements.
13. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, C, 4 for Thayer Building - Relocate and Upgrade Electrical Service.
14. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, C, 5 for Paint And Carpentry - Upgrade Electrical Service And Entrance.
15. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, D, 1 for Rockingham County and Hillsborough County South Courthouses - New Chiller, Variable Frequency Drives and Controls.
16. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, D, 2 for Rockingham County Courthouse - HVAC Pipes.
17. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, D, 3 for Coos County Courthouse - New Boilers.
18. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, D, 4 for Rochester Circuit Court - New Boilers And Building Management System.
19. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, D, 5 for Generators - Conway, Coos, Jaffrey, Lebanon, Plymouth.

20. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, D, 6 for Hillsborough County South - Cellblock Renovation.

21. The appropriation made to the Department of Administrative Services in 2019, 146:1, II, E for Financial Data Management, ERP Sustainability and Advancement.

22. The appropriation made to the Department of Administrative Services in 2019, 146:14, III for Bancroft Building Stabilization.

23. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, A, 1, extended by 2019, 146:20, 11 for Statewide Emergency Funding.

24. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, B, 1, extended by 2019, 146:20, 13 for DoIT - New Computer Room Fire System.

25. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, B, 3, extended by 2019, 146:20, 15 for Spaulding - Roof Replacement.

26. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, B, 4, extended by 2019, 146:20, 16 for State Owned Buildings - Security Upgrades.

27. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, B, 5, extended by 2019, 146:20, 17 for Health and Human Services - Security Upgrades.

28. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, B, 8, extended by 2019, 146:20, 20 for State Library Parapet and Ceiling Repair.

29. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, B, 10, extended by 2019, 146:20, 21 for Concord Steam Project, Heating of State-Owned Buildings. 30. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, C, 1, extended by 2019, 146:20, 22 for Main Bldg Lodge Roof Replacement/brick/trim repairs.

31. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, C, 2, extended by 2019, 146:20, 23 for Main Bldg-North End ADA Access and Emergency Egress.

32. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, C, 3, extended by 2019, 146:20, 24 for Main Bldg, Peasley Wing Roof Replacement.

33. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, D, 3, extended by 2019, 146:20, 26 for Milford Circuit Court - New Courthouse.

34. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, E, 1, extended by 2019, 146:20, 31 for ERP Sustainability and Advancement.

35. The appropriation made to the Department of Administrative Services in 2017, 228:1, II, E, 2, extended by 2019, 146:20, 32 for ERP Scheduling and Attendance.

36. The appropriation made to the Department of Administrative Services in 2015, 220:1, II, A, 1, extended by 2017, 228:22, 12, extended by 2019, 146:20, 33 for all state owned facilities - emergency repairs.

37. The appropriation made to the Department of Administrative Services in 2015, 220:1, II, B, 7, extended by 2017, 228:22, 20, extended by 2019, 146:20, 34 for all buildings burglar alarm replacement.

38. The appropriation made to the Department of Administrative Services in 2015, 220:1, II, B, 8, extended by 2017, 228:22, 21, extended by 2019, 146:20, 35 for state house and Upham Walker house repairs.

39. The appropriation made to the Department of Administrative Services in 2011, 253:1, II, C, 1 extended by 2013 195:47, 13 extended by 2015, 220:23, 18, extended by 2017, 228:22, 29, extended by 2019, 146:20, 37 for critical IT infrastructure.

40. The appropriation made to the Department of Administrative Services in 2009, 145:1, II, C, 3 extended by 2011, 253:28, 21 extended by 2013 195:47, 23, extended by 2015, 220:23, 24, extended by 2017, 228:22, 32, extended by 2019, 146:20, 39 for main building bakery.

41. The appropriation made to the Community College System of New Hampshire in 2019, 146:1, III, A for Critical Maintenance and Safety, Master Plans.

42. The appropriation made to the Community College System of New Hampshire in 2019, 146:1, III, B for NCC Engineering Technology Renovation.

43. The appropriation made to the Community College System of New Hampshire in 2017, 228:1, III, A, extended by 2019, 146:20, 40 for Critical Maintenance and Safety.

44. The appropriation made to the Department of Corrections in 2019, 146:1, IV, A for Perimeter Security and Fence Detection Systems.

45. The appropriation made to the Department of Corrections in 2019, 146:1, IV, B for Kitchen Renovation.

46. The appropriation made to the Department of Corrections in 2019, 146:1, IV, C for Replace Electrical Services.

47. The appropriation made to the Department of Corrections in 2019, 146:1, IV, D for Generator Replacement of 2 Generators.

48. The appropriation made to the Department of Corrections in 2019, 146:1, IV, E for Rebuild/Replace Access Road, Berlin.

49. The appropriation made to the Department of Corrections in 2019, 146:1, IV, F for Door Replacements.

50. The appropriation made to the Department of Corrections in 2017, 228:1, IV, A, extended by 2019, 146:20, 43 for Transitional Work Center - Complete Bathroom Replace.
51. The appropriation made to the Department of Corrections in 2017, 228:1, IV, B, extended by 2019, 146:20, 44 for Repair Bathroom Floors - Med Cust N and Med Cust.
52. The appropriation made to the Department of Corrections in 2017, 228:1, IV, E, extended by 2019, 146:20, 47 for Door Replacement (NHSP-Men).
53. The appropriation made to the Department of Corrections in 2017, 228:1, IV, F, extended by 2019, 146:20, 48 for Electronic Controls and Security Camera Installation.
54. The appropriation made to the Department of Corrections in 2017, 228:1, IV, G, extended by 2019, 146:20, 49 for Body Alarm/Man Down System (NHSP-Men).
55. The appropriation made to the Department of Education in 2019, 146:1, V, B for Renovation of Hudson CTE Center, State Share.
56. The appropriation made to the Department of Education in 2017, 228:1, VI, C, extended by 2019, 146:20, 55 for Pre-Engineering Technology Program.
57. The appropriation made to the Office of Energy and Planning in 2017, 228:1, VII, A, extended by 2019, 146:20, 59 for Fuel Assistance Program/Weatherization Assistance Program.
58. The appropriation made to the Department of Environmental Services in 2019, 146:1, VI, A for Dam Repairs and Reconstruction.
59. The appropriation made to the Department of Environmental Services in 2019, 146:1, VI, B for Construction and Operations Facility.
60. The appropriation made to the Department of Environmental Services in 2019, 146:1, VI, C for Clean Water State Revolving Fund State Match.
61. The appropriation made to the Department of Environmental Services in 2019, 146:1, VI, D for Drinking Water State Revolving Fund State Match.
62. The appropriation made to the Department of Environmental Services in 2019, 146:1, VI, E for IT Upgrades For E-Permitting and Automation.
63. The appropriation made to the Department of Environmental Services in 2019, 146:1, VI, F for Comprehensive Monitoring Program for the Piscataqua Region Estuaries.
64. The appropriation made to the Department of Environmental Services in 2017, 228:1, VIII, C, extended by 2019, 146:20, 62 for Clean Water SRF State Matching Funds.
65. The appropriation made to the Department of Environmental Services in 2017, 228:1, VIII, F, extended by 2019, 146:20, 63 for Hazardous Waste Superfund Match.
66. The appropriation made to the Department of Environmental Services in 2017, 228:1, VIII, G, extended by 2019, 146:20, 64 for Construction and Operations Facility.
67. The appropriation made to the Department of Environmental Services in 2017, 228:1, VIII, H, extended by 2019, 146:20, 65 for Ossipee Lake Dam Reconstruction.
68. The appropriation made to the department of environmental services in 2015, 220:1, VI, B, extended by 2017, 228:22, 50, extended by 2019, 146:20, 66 for hazardous waste superfund state match.
69. The appropriation made to the department of environmental services in 2015, 220:1, VI, C, extended by 2017, 228:22, 51, extended by 2019, 146:20, 67 for Suncook river infrastructure protection project.
70. The appropriation made to the department of environmental services in 2015, 220:1, VI, D, extended by 2017, 228:22, 52, extended by 2019, 146:20, 68 for rehabilitation of natural resources conservation.
71. The appropriation made to the department of environmental services in 2015, 220:1, VI, F, extended by 2017, 228:22, 53, extended by 2019, 146:20, 69 for permitting, environmental monitoring and flood forecasting.
72. The appropriation made to the department of environmental services in 2011, 253:1, VI, E extended by 2013 195:47, 47 extended by 2015, 220:23, 48, extended by 2017, 228:22, 59, extended by 2019, 146:20, 71 for WRBP infrastructure capital improvements.
73. The appropriation made to the Fish And Game Department in 2019, 146:1, VII, A for Building Security And Fire Safety Improvements.
74. The appropriation made to the Fish And Game Department in 2017, 228:1, IX, B, extended by 2019, 146:20, 75 for Hatchery Infrastructure Improvements.
75. The appropriation made to the Department of Health and Human Services in 2019, 146:1, VIII, A for DCYF Comprehensive Child Welfare Information System.
76. The appropriation made to the Department of Health and Human Services in 2019, 146:1, VIII, B for Glenciff Home Potable Water System - Phase II.
77. The appropriation made to the Department of Health and Human Services in 2019, 146:14, IV for Glenciff Home Electrical System Enhancement.
78. The appropriation made to the Department of Health and Human Services in 2017, 228:1, X, A, extended by 2019, 146:20, 76 for MMIS Technical Stack Upgrade.
79. The appropriation made to the Department of Health and Human Services in 2017, 228:1, X, C, extended by 2019, 146:20, 78 for Developmental Services IT Remediation Plan.

80. The appropriation made to the Department of Health and Human Services in 2017, 228:1, X, D, extended by 2019, 146:20, 79 for Glenclyff Home Fire Road and Travel Rebuild.

81. The appropriation made to the Department of Health and Human Services in 2017, 228:1, X, E, extended by 2019, 146:20, 80 for New HEIGHTS and NH EASY Gateway Modernization.

82. The appropriation made to the Department of Health and Human Services in 2017, 228:1, X, G, extended by 2019, 146:20, 82 for NH Hospital Air Handling System Upgrades.

83. The appropriation made to the Department of Health and Human Services in 2017, 228:1, X, H, extended by 2019, 146:20, 83 for Automated In-Line Mailing System.

84. The appropriation made to the Department of Health and Human Services in 2017, 228:1, X, I, extended by 2019, 146:20, 84 for Glenclyff Home LaMott Wing Window Replacement.

85. The appropriation made to the Department of Health and Human Services in 2015, 220:1, VII, A extended by 2017, 228:22, 63, extended by 2019, 146:20, 85 for Glenclyff home potable water system.

86. The appropriation made to the Department of Health and Human Services in 2015, 220:1, VII, B, extended by 2017, 228:22, 64, extended by 2019, 146:20, 86 for campus security Glenclyff.

87. The appropriation made to the Department of Health and Human Services in 2015, 220:1, VII, C, extended by 2017, 228:22, 65, extended by 2019, 146:20, 87 for main access tunnel repair.

88. The appropriation made to the Department of Health and Human Services in 2015, 220:1, VII, D, extended by 2017, 228:22, 66, extended by 2019, 146:20, 88 for replace roof over auditorium at Howard rec.

89. The appropriation made to the Department of Health and Human Services in 2015, 220:1, VII, F, extended by 2017, 228:22, 68, extended by 2019, 146:20, 89 for chillers and associated components replacement.

90. The appropriation made to the Department of Health and Human Services in 2015, 220:1, VII, J, extended by 2017, 228:22, 72, extended by 2019, 146:20, 92 for NH hospital electronic health record pharmacy and scanning module.

91. The appropriation made to the Department of Health and Human Services in 2015, 220:1, VII, L, extended by 2017, 228:22, 74, extended by 2019, 146:20, 93 for NH hospital renovation of existing space.

92. The appropriation made to the Department of Health and Human Services in 2013, 195:1, VII 253:1, VII, A extended by 2015, 220:23, 52, extended by 2017, 228:22, 75, extended by 2019, 146:20, 94 for Glenclyff fire and ADA code compliance.

93. The appropriation made to the Department of Health and Human Services in 2013, 195:1, VII 253:1, VII, B extended by 2015, 220:23, 53, extended by 2017, 228:22, 76, extended by 2019, 146:20, 95 for APS security and safety upgrades.

94. The appropriation made to the Department of Health and Human Services in 2013, 195:1, VII 253:1, VII, E extended by 2015, 220:23, 56, extended by 2017, 228:22, 79, extended by 2019, 146:20, 96 for new heights incremental modernization.

95. The appropriation made to the Department of Health and Human Services in 2011, 253:1, VII, H 63 extended by 2015, 220:23, 63, extended by 2017, 228:22, 84, extended by 2019, 146:20, 100 for electronic health records.

96. The appropriation made to the Department of Health and Human Services in 2011, 253:1, VII, L extended by 2013 195:47, 66 extended by 2015, 220:23, 66, extended by 2017, 228:22, 86, extended by 2019, 146:20, 101 for replatform option application.

97. The appropriation made to the Department of Information Technology in 2019, 146:1, IX, A for Digital Government Transformation (Enterprise).

98. The appropriation made to the Department of Information Technology in 2019, 146:1, IX, B for Continuity of Operation and Disaster Planning.

99. The appropriation made to the Department of Information Technology in 2019, 146:1, IX, C for Cybersecurity - Program Enhancements.

100. The appropriation made to the Department of Information Technology in 2017, 228:1, XII, B, extended by 2019, 146:20, 105 for Enterprise Workflow/Document Mgmt (All - Enterprise).

101. The appropriation made to the Department of Information Technology in 2017, 228:1, XII, C, extended by 2019, 146:20, 106 for Statewide Archiving Assessment.

102. The appropriation made to the Department of Information Technology in 2017, 228:1, XII, D, extended by 2019, 146:20, 107 for Enterprise GIS Alignment (All-Enterprise).

103. The appropriation made to the Judicial Branch in 2019, 146:1, X, A for New Hampshire e-Court.

104. The appropriation made to the Judicial Branch in 2017, 228:1, XIII, A, extended by 2019, 146:20, 112 for New Hampshire e-Court.

105. The appropriation made to the Judicial Branch in 2015, 220:1, X, A, extended by 2017, 228:22, 94, extended by 2019, 146:20, 113 for New Hampshire e-court.

106. The appropriation made to the Legislative Branch in 2017, 228:16, II, extended by 2019, 146:20, 114 for State House Complex Building Maintenance.

107. The appropriation made to the Liquor Commission in 2019, 146:1, XI, A for Computer Software - Credit Cards - POS.

108. The appropriation made to the Liquor Commission in 2017, 228:1, XV, A, extended by 2019, 146:20, 115 for Computer Software - Credit Cards - POS.

109. The appropriation made to the Liquor Commission in 2017, 228:14, III, extended by 2019, 146:20, 118 for the Concord headquarters roof replacement and parking lot.

110. The appropriation made to the Liquor Commission in 2013, 195:1, XII, G extended by 2015, 220:23, 82, extended by 2017, 228:22, 101, extended by 2019, 146:20, 121 for computer software-credit card.

111. The appropriation made to the Liquor Commission in 2017, 228:1, XV, D, extended by 2019, 146:20, 117 for Hampton North and South New Liquor Stores.

112. The appropriation made to the Military Affairs and Veterans Services in 2019, 146:1, I, A for Concord Aviation Readiness Center.

113. The appropriation made to the Military Affairs and Veterans Services in 2019, 146:1, I, B for Federal Statewide Repairs And Upgrades.

114. The appropriation made to the Military Affairs and Veterans Services in 2019, 146:1, I, C for Minor Military Construction Statewide.

115. The appropriation made to the Military Affairs and Veterans Services in 2019, 146:1, I, D for Manchester Anti-Terrorism Force Protection Renovations.

116. The appropriation made to the Military Affairs and Veterans Services in 2019, 146:1, I, E for Grafton County Readiness Center Design.

117. The appropriation made to the Military Affairs and Veterans Services in 2019, 146:1, I, F for Aviation Hangar Bay.

118. The appropriation made to the Military Affairs and Veterans Services in 2019, 146:14, II for Environmental Hazard Remediation and Land Acquisition.

119. The appropriation made to the Military Affairs and Veterans Services in 2017, 228:1, I, A, extended by 2019, 146:20, 1 for Pembroke Readiness Ctr and State Active Duty Annex.

120. The appropriation made to the Military Affairs and Veterans Services in 2017, 228:1, I, B, extended by 2019, 146:20, 2 for Concord Readiness Center.

121. The appropriation made to the Military Affairs and Veterans Services in 2017, 228:1, I, J, extended by 2019, 146:20, 5 for Archaeological Study for Phase 2 Cemetery Development.

122. The appropriation made to the Military Affairs and Veterans Services in 2015, 220:1, I, D extended by 2017, 228:22, 4, extended by 2019, 146:20, 7 for land for military construction.

123. The appropriation made to the Military Affairs and Veterans Services in 2015, 220:1, I, E extended by 2017, 228:22, 5, extended by 2019, 146:20, 8 for readiness center design.

124. The appropriation made to the Military Affairs and Veterans Services in 2013, 195:1, I, A extended by 2015, 220:23, extended by 2017, 228:22, 7, extended by 2019, 146:20, 9, for unspecified minor military construction.

125. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, A for Roofing and Repair.

126. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, B for Mount Washington Sewage Treatment Expansion.

127. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, C for Restoration of Historic Sites.

128. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, D for Campground Toilet Buildings.

129. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, E for Day-Use Toilet Buildings.

130. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, F for Mount Sunapee State Park Beach Boat Ramp.

131. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, G for Communication System Replacement.

132. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, H for Climate Controlled Storage Area - State Library.

133. The appropriation made to the Department of Natural and Cultural Resources in 2019, 146:1, XII, I for Design and Engineering Services; Archaeology Lab; Office, Lab, and Storage Space Needs.

134. The appropriation made to the Department of Natural and Cultural Resources in 2017, 228:1, XVIII, B, extended by 2019, 146:20, 125 for Roofing and Repair of DRED Buildings Statewide. 135. The appropriation made to the Department of Natural and Cultural Resources in 2017, 228:1, XVIII, C, extended by 2019, 146:20, 126 for Dams and Retaining Walls.

136. The appropriation made to the Department of Natural and Cultural Resources in 2017, 228:1, XVIII, D, extended by 2019, 146:20, 127 for Restorations at Historic Sites.

137. The appropriation made to the Department of Natural and Cultural Resources in 2015, 220:1, XIII, B, extended by 2017, 228:22, 104, extended by 2019, 146:20, 129 for fire tower repairs - statewide.

138. The appropriation made to the Pease Development Authority in 2017, 228:1, XVI, A, extended by 2019, 146:20, 122 for Piscataqua River Turning Basin.

139. The appropriation made to the Pease development authority in 2015, 220:1, XII, extended by 2017, 228:22, 102, extended by 2019, 146:20, 123 for the Piscataqua river turning basin.

140. The appropriation made to the Department of Revenue Administration in 2017, 228:1, XIX, A, extended by 2019, 146:20, 130 for Revenue Information Management System (RIMS).

141. The appropriation made to the Police Standards and Training Council in 2019, 146:1, XIV, A for Boiler Replacement.

142. The appropriation made to the Department of Safety, General Funds in 2019, 146:1, XV, A for Fire Academy HVAC Upgrade.

143. The appropriation made to the Department of Safety, General Funds in 2019, 146:1, XV, B for Fire Academy, New Truck and HVAC Upgrades.

144. The appropriation made to the Department of Safety, General Funds in 2019, 146:1, XV, C for Criminal Records Customer Portal.

145. The appropriation made to the Department of Safety, General Funds in 2019, 146:1, XV, D for Troop C Renovation - General Fund Portion.

146. The appropriation made to the Department of Safety in 2019, 146:2, I, A for Troop C Renovation, Highway Fund Portion.

147. The appropriation made to the Department of Safety in 2019, 146:2, I, B for DMV Online Customer Portal.

148. The appropriation made to the Department of Safety in 2017, 228:1, XX, C, extended by 2019, 146:20, 132 for State Police Records Management System.

149. The appropriation made to the department of safety in 2011, 253:1, XIII, A extended by 2013 195:47, 89 extended by 2015, 220:23, 96, extended by 2017, 228:22, 112, extended by 2019, 146:20, 138 for e-911 next generation.

150. The appropriation made to the Department of State 2017, 228:1, XXI, A, extended by 2019, 146:20, 139 for Archives Addition.

151. The appropriation made to the Department of Transportation, General Funds in 2019, 146:1, XVI, A for Aeronautics, Rail, and Transit, 5 percent match for Federal Aviation Administration Projects.

152. The appropriation made to the Department of Transportation, General Funds in 2019, 146:1, XVI, C for Repairs to State-Owned Active Railroad Bridges.

153. The appropriation made to the Department of Transportation, General Funds in 2019, 146:1, XVI, D for Coos County Rail Improvements.

154. The appropriation made to the Department of Transportation, General Funds in 2019, 146:1, XVI, E for Strafford and Carroll County Rail Improvements.

155. The appropriation made to the Department of Transportation, General Funds in 2019, 146:1, XVI, F for Public Transit Bus and Facility Matching Funds.

156. The appropriation made to the Department of Transportation in 2019, 146:2, II, A for Statewide Equipment 2020.

157. The appropriation made to the Department of Transportation in 2019, 146:2, II, B for Manchester 527 - Patrol Shed Addition/Renovation.

158. The appropriation made to the Department of Transportation in 2019, 146:2, II, C for Derry 528 - Brine System.

159. The appropriation made to the Department of Transportation in 2019, 146:2, II, D for Statewide - Life Safety Code Improvements.

160. The appropriation made to the Department of Transportation in 2019, 146:2, II, E for Statewide Salt Sheds.

161. The appropriation made to the Department of Transportation in 2019, 146:2, II, F for Lancaster District Office - Addition.

162. The appropriation made to the Department of Transportation in 2019, 146:2, II, G for Statewide Underground Fuel Tank Replacement.

163. The appropriation made to the Department of Transportation in 2019, 146:2, II, H for NHDOT Document Management Software.

164. The appropriation made to the Department of Transportation in 2019, 146:2, II, I for NHDOT Work Order System Phase 1.

165. The appropriation made to the Department of Transportation in 2019, 146:15, II for Statewide Equipment.

166. The appropriation made to the Department of Transportation, General Funds in 2017, 228:1, XXII, A, extended by 2019, 146:20, 140 for Aeronautics, Rail, and Transit, Public Transit Bus and Facility Matching Funds.

167. The appropriation made to the Department of Transportation, General Funds in 2017, 228:1, XXII, B, extended by 2019, 146:20, 141 for Repairs to Granite Arches in Westmoreland and Walpole.

168. The appropriation made to the Department of Transportation, General Funds in 2017, 228:1, XXII, E, extended by 2019, 146:20, 142 for Eastern Slope Regional Airport Terminal/Hangar Building.

169. The appropriation made to the Department of Transportation in 2017, 228:2, II, A, extended by 2019, 146:20, 143 for Lisbon 114 - New Patrol Shed Facilities.

170. The appropriation made to the Department of Transportation in 2017, 228:2, II, B, extended by 2019, 146:20, 144 for Statewide-Underground Fuel Tank Replacement.

171. The appropriation made to the Department of Transportation in 2017, 228:2, II, C, extended by 2019, 146:20, 145 for Statewide Salt Sheds.

172. The appropriation made to the Department of Transportation in 2017, 228:2, II, D, extended by 2019, 146:20, 146 for Manchester 527 Addition to Patrol Shed.

173. The appropriation made to the Department of Transportation in 2017, 228:2, II, E, extended by 2019, 146:20, 147 for Dixville 103D New Patrol Shed Facilities.

174. The appropriation made to the Department of Transportation in 2015, 220:1, XVI, A, 1, extended by 2017, 228:22, 116, extended by 2019, 146:20, 148 for 5% match for federal aviation administration project.

175. The appropriation made to the Department of Transportation in 2015, 220:1, XVI, A, 2, extended by 2017, 228:22, 117, extended by 2019, 146:20, 149 for repairs to state-owned railroad bridges.

176. The appropriation made to the Department of Transportation in 2015, 220:1, XVI, A, 3, extended by 2017, 228:22, 118, extended by 2019, 146:20, 150 for public transit bus and facility matching funds.

177. The appropriation made to the Department of Transportation in 2015, 220:2, III, A, extended by 2017, 228:22, 120, extended by 2019, 146:20, 151 for underground fuel tank replacement statewide.

178. The appropriation made to the Department of Transportation in 2015, 220:2, III, B, extended by 2017, 228:22, 121, extended by 2019, 146:20, 152 for oversize/overweight permit software.

179. The appropriation made to the Department of Transportation in 2015, 220:2, III, F, extended by 2017, 228:22, 125, extended by 2019, 146:20, 154 for welcome and information center capital improvement.

180. The appropriation made to the Department of Transportation in 2013, 195:XVI, A, 1 extended by 2015, 220:23, 106, extended by 2017, 228:22, 134, extended by 2019, 146:20, 155 for 5% match for FAA projects.

181. The appropriation made to the Department of Transportation in 2005, 259:1, XIII, F amended by 2007, 264:20, extended by 2007, 264:29 extended by 2009, 145:19, 81 extended by 2011, 253:28, 104 extended by 2013 195:47, 110, extended by 2015, 220:23, 120, extended by 2017, 228:22, 142, extended by 2019, 146:20, 157 for railroad acquisition right of first refusal rail match.

182. The appropriation made to the Department of Transportation in 1999, 226:1, XIII, C, as extended by 2001, 202:28, XXXIII, and 2003, 240:34, LXXVI extended by 2005, 259:25, LVI extended by 2007, 264:29 LXXIV extended by 2009, 145:19, 64 extended by 2011, 253:28, 98 extended by 2013 195:47, 111 extended by 2015, 220:23, 121, extended by 2017, 228:22, 143, extended by 2019, 146:20, 158 for acquisition for railroad and airport properties.

183. The appropriation made to the Veterans Home in 2019, 146:1, XVII, A for Heat Pump Equipment Replacements.

184. The appropriation made to the New Hampshire Veterans Home in 2017, 228:1, XXIII, A, extended by 2019, 146:20, 159 for LEDU Building Fire Wall Repairs.

185. The appropriation made to the New Hampshire Veterans' Home in 2015, 220:1, XVII, A, extended by 2017, 228:22, 144, extended by 2019, 146:20, 161 for third floor addition to the LEDU building - vets home.

18 Effective Date.

I. Section 17 of this act shall take effect June 30, 2021.

II. The remainder of this act shall take effect July, 1, 2021.

Committee amendment adopted.

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

Rep. Graham spoke in favor.

Committee report adopted and the bill was ordered to third reading.

HB 626-FN, relative to historic horse racing. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Fred Doucette for the Majority of Ways and Means. For a decade and a half, New Hampshire has supported charitable gaming which has grown to 16 locations across the state. These locations offer games such as blackjack, craps, roulette, poker, and more sponsored by 500 charities which benefit from the \$8-10 million this NH-style gambling generates for these charities each year. Historic Horse Racing (HHR) is simply another game to be added to the offerings at these charitable gaming locations. In short, HHR are played on terminals connected to a system that has stored thousands of horse races run in the past. The player can see the record of the horse and jockey and other facts without revealing their names, location of the track, or date that the race was run. This is pari-mutuel betting meaning those betting are betting against each other and not the house. These are not slot machines based on random number generators in which you are playing against the house. The terminals communicate with a totalizator which calculates winnings which

delays play by 4-6 seconds even in the fast play mode as the winnings are calculated. This is why you will never see these machines in true casinos; they are just too slow. NH has a history of pari-mutuel racing going back to the 1930s. All of our race tracks are now closed, but the old Seabrook Dog Track, known as The Brook today, is the only location in NH that offers live simulcast racing. You can place actual bets on current races anywhere in the country. This activity is monitored by the Lottery Commission who oversees the totalizator which is the same technology used for HHR. The Lottery Commission is already well versed in the technology used in HHR. Just like any of our lottery games, current charitable gaming offerings, and simulcast, the age to play has always been 18. The age to place a bet at our live tracks in the past was also 18. The bill calls for two charities being assigned to share in the winnings in HHR alone from 10 dates each charity is assigned annually. This will add an additional 500 charities that will benefit from charitable gaming. It is estimated by the Lottery Commission that an additional \$5.75 million annually will be generated for the charities, an additional \$12.05 million annually will go to the education trust fund, and \$820,000 annually would go to the problem gaming fund if HHR becomes law. The committee heard overwhelming support for this bill from charities across the state. The majority of the Ways and Means Committee understands that the maximum of \$25 on a bet mirrors the largest scratch ticket sold by the Lottery Commission, but also understands from testimony that the typical bet will be \$2-3; also understands that charitable gaming establishments have never been subject to an opt-in vote of the community before opening; and that communities regulate charitable gaming via zoning ordinances; also understands a charitable gaming license is required and that by 2024 those establishments with HHR will also require a pari-mutuel racing license; also understands that the Lottery Commission has an extensive staff already in place to monitor and audit this new game; also understands that the market will regulate the actual number of HHR machines by location; and also understands through facts provided that the allocation of the monies is fair to those playing, to the state, to the charities, and to the facilities that offer charitable gaming. The bipartisan majority of the Ways and Means Committee sees the significant benefits of HHR to our state charities and to our education trust fund by adding HHR to the portfolio of games offered at our charitable gaming locations. Vote 16-5.

Rep. Richard Ames for the Minority of Ways and Means. The historic horse racing machines authorized by this bill will radically transform the charitable gaming experience, moving it from mostly interactive group play to mostly solitary repetitious machine play. The bill sets no limit statewide or per site on the number of machines, and after three years a charitable gaming license will allow their placement in any town in the state. The fiscal note assumes 1,000 statewide, or an average of 62 machines at the 16 existing charitable gaming locations that are given monopoly status for the first three years after enactment. Unlike the municipal approval votes that are required for keno and sports books, this bill includes no municipal option to accept or deny the placement in a locality of tens or hundreds of these fast-moving, slot-like machines. Nor does the bill include any new guidance, other than a new unexplained executive council district preference, on how participating charities are to be selected by gaming operators. The bet limit has been raised from the \$10 limit that was in last year's bill to \$25 per bet. There are no per-game or per-day betting limits. Unlike our neighboring states where the minimum age for legal slot machine gambling has been set at 21, gambling in New Hampshire on historic horse racing machines will start at age 18. This bill also has removed last year's mandate prohibiting activation of auto-play features. Testimony by a leading machine manufacturer confirmed that most players choose to use this auto-play feature, giving them the ability to completely bypass individualized horse race calculations and instead to place rapid-fire bets every four seconds, as they would at a traditional slot machine, but at a slightly slower pace. These rapid-play machines, with excitement-generating visual and sound features resembling those of traditional slot machines, appear to be dangerously addictive. Their placement in multiple dispersed locations will make access easy for players susceptible to problem gaming. And this uncontrolled dispersal of gaming sites will make it much harder to intervene effectively to minimize the destructive, socially costly incidence and consequences of problem gambling. The minority believes that the monetary benefits promised to charities by promoters of this bill are uncertain and insufficient to outweigh its potential for disrupting existing patterns of charitable gaming with no opportunity for local control and its potential for fostering destructive problem gambling.

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

Rep. Walz spoke against.

Rep. Abrami spoke in favor.

Rep. Peter Schmidt requested a roll call; not sufficiently seconded.

On a division vote, with 223 members having voted in the affirmative, and 152 in the negative, the majority committee report was adopted and the bill was ordered to third reading.

Reps. Binford and Lane declared conflicts of interest and did not participate in the vote.

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2022 and June 30, 2023. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Kenneth Weyler for the Majority of Finance. Families across New Hampshire have had to tighten their belts during this pandemic and our state government should be able to do the same. This budget provides a broad range of tax relief to businesses, consumers, retirees, and property taxpayers. This budget spends taxpayer dollars at responsible levels with a 1.4% decrease in present budget general and education trust fund. These are challenging times, but we believe we have built a budget the people of New Hampshire can be proud of, and they can know that we have their backs. We have overcome the challenges of putting together a 2-year budget plan in the midst of a pandemic – and we believe New Hampshire will come out of this stronger, with a more robust economy. This is just one more step in the budgeting process. We know changes will come in the Senate. We know we will need to work out some differences in the committee of conference. But this budget reflects what many members of the House told us their constituents wanted, and that's how we arrived at this product. Division I reviews several areas. Administrative Services (DAS) is the central service agency for the state. By using savings from errata and insurance re-allocations, 20 positions were restored. Transportation money for Sheriffs was moved from DAS to Judicial. Cyber Security costs were allocated across all agencies rather than all by general funds. Deleted \$500,000 in premature budget dollars for a law enforcement commission that has not yet been recommended from legislative studies. In Information Technology (IT) section had four positions restored that work across all agencies. Would like to fill 20 more positions if revenue allows. Added two auditor positions to Department of Revenue Administration. They will bring in revenue. Changes to the Governor's Scholarship Fund freed up money to return education services to the Department of Corrections. Having a high school diploma on release improves job prospects and reduces recidivism. Corrections transitional housing was restored on Calumet and Shea Farms, another important step to reduce recidivism. A lengthy audit disclosed problems in liquor enforcement division. Enforcement was changed to education and licensing. Parole Board was reorganized to just five members, they will now use digital technology for all their hearings. Networking access as well as equipment to make this happen was budgeted. Some savings in the Department of Justice were realized by delaying additional staffing. Under Business and Economic Affairs, moved \$400,000 from Travel and Tourism to increase Small Business Development Center from \$50,000 to \$450,000. In Environmental Services, the Dam Maintenance Fund was fully funded, other projects await expected federal funds. Military Affairs and Veterans Services will begin to coordinate mental health services with the VA, and federal funds will increase. In the Office of Professional Licensing and Certification the last piece of reorganization was funded in order to allow electronic application and better service. The Judicial Branch was allowed to increase the District Court by two Judges, now up to 37. The majority of changes made by Division II were technical corrections. However, we did approve the funding for three people in the forensic lab for the Department of Safety. We funded a position in Fish and Game for a hatchery manager. In the Department of Education we fully funded Special Education Aid (\$5,569,000) over the biennium. We also funded the robotics education program (\$1,500,000) over the biennium. We increased the funding for the University System of New Hampshire and the Community College System of New Hampshire (\$11,000,000) over the biennium. This increased funding will keep tuition rates stable for instate residents. In the Department of Transportation, the Highway Fund, we had to reduce the dollars that were in the Governor's budget for Highway Block Grants, betterment and winter maintenance (\$5,222,430), because the projected road toll revenues were down considerably. The Governor's budget was accepted for Police Standards and Training which includes the development of crisis intervention training that will be provided to all police departments across the state. Approximately 70% of the Department of Health and Human Services (DHHS) budget is federal or other agency funding with about 30% from general funds. We've authorized full funding as requested by the Governor's proposed budget that corrects the unsustainable growth rate of the current budget and bends the curve down to marginally exceeding the inflation rate since the previous budget ending in FY19. General fund appropriations will have real growth in them and personnel lines will also have real growth. In the personnel line, the department had approximately 2,650 people working. The back of the budget adjustment reduced authorized personnel hiring to 3,000 allowing for a 13% increase in personnel in the coming fiscal years. We've prioritized all direct health care delivery lines to include Medicaid, Children's Health Insurance, Developmentally Disabled, Choices for Independence and all county and state nursing homes to include the Veterans Home and Glencliff. The leadership team of the department will have the luxury of prioritizing how and where they want to grow given the real increase in human and financial resources. This budget is not as much as requested but given that the current budget had increased 17%, the growth rate was unsustainable. For guidance, the committee has protected direct healthcare and acknowledges the heavy extent to which the department is hemmed in by federal and state laws and regulations. Our back of the budget reductions allows the subject matter experts in the department to determine what must be done per existing laws and regulations and our clear legislative direction to protect direct healthcare investments. HB 1 increases the funding for county nursing homes from the Governor's budget to limit growth in the "county cap" to 2%. This current and future goal provides direct support for counties to limit their demands on their portion of the property tax. Had the Governor's proposal passed, Rockingham County, as an example, would have had to increase their share of the property tax by 7% in a one year jump. Vote 12-9.

Rep. Mary Jane Wallner for the Minority of Finance. The minority of the Finance Committee cannot support HB 1 as presented because of the level and breadth of cuts. There were cuts throughout the budget, including to the Department of Environmental Services, the abolishment of some teacher positions at the prisons, and the elimination of needed upgrades at various state parks. Facing significant cuts from their current budget, some commissioners acknowledged they cannot meet their statutory obligations with the resources allocated to them under their efficiency budget. The minority finds that HB 1 underfunds adequacy education by \$90 million. HB 1 does not address the pandemic-related losses to school budgets which will have a direct impact on local property taxes. At a time when schools need the 2021 level funding, they will face a loss of millions of dollars. New Hampshire communities will see a decrease in education funding; Manchester will lose \$11.9 million, Claremont \$2 million and Berlin \$2 million. HB 1 provides no funding to the Department of Transportation (DOT) to address the deficit in the Highway Fund and has left DOT with a vacancy level in staffing of 15%. The reduction in the equipment maintenance fund will cause delays in planned road and bridge repairs by about two years. Four million was cut from the Department of Safety (DOS), resulting in the underfunding of over 50 positions which will likely cause delays in services, especially in the DMV. Constituents using other DOS agencies will find an increase in wait times and a delay in response times across all services due to cuts in almost every line item in the safety portion of HB 1. All of these cuts are compounded by huge lapses back to the general fund in 2021 due to COVID-19. This budget will leave the Department of Safety unable to fully staff its Forensic, CODIS, Toxicology Lab and unable to maintain its vehicle replacement plan. HB 1 underfunds the Department of Health and Human Services (DHHS) in many areas. This budget fails to fund the gap in federal funding that is vital for family planning providers across the state who provide vital services such as STD testing and cancer screening that do not currently exist in traditionally underserved parts of the state. The DHHS-Tobacco Prevention and Cessation Unit had requested and was denied in this budget an additional prioritized need of \$440,000 to fully implement an adolescent tobacco helpline to address this critical need. Without this additional \$440,000, DHHS will be unable to fully implement this program and meet the needs of addicted youth through cessation services. This additional funding is a drop in the bucket compared to the over \$214 million New Hampshire generated in tobacco tax revenue in 2020. The youth rapid rehousing program that addresses teen homelessness is not funded in this budget. The purpose of this program is to support youth 18-24 who are experiencing homelessness by providing two years of rental assistance and supportive services to successfully maintain housing. This budget directs DHHS to cut \$50 million in general funds; \$30 million in the first year and \$20 million in the second year in any area excluding a few services. At this time there is no way of knowing what services would be reduced since the Finance Committee handed this responsibility to the department. Also, since most general funds at DHHS are matched with federal funds, we stand to lose an additional \$50 million in federal matching funds. In addition to any other required reductions, DHHS is directed to reduce their personnel budget by \$22.6 million, which represents 226 full-time positions. This budget also requires that at no time during the biennium shall DHHS exceed 3,000 full-time authorized positions, further restricting the department's ability to provide critical direct services to New Hampshire residents. Here we stand to lose up to an additional \$22.6 million in federal matching funds. This budget fails to fund valuable public health services supported home visiting programs that help strengthen young families in New Hampshire. These services include individualized support, parenting education, and access to resources like primary care, WIC, and early intervention to reduce stress and improve family life. HB 1 dramatically underfunds protective preventive child care services for families who are under stress and involved with DCYF, helping to prevent abuse or neglect.

HB 1 does not fund the widely supported adult dental program that would require DHHS to provide critical adult dental care to residents under the Medicaid managed care program.

The minority finds that it cannot support HB 1 as amended by the Finance Committee due to the extensive underfunding of vital services, programs and positions throughout the state workforce.

Majority Amendment (1045h)

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

1.08 Budget Footnotes; General. For any state department, as defined in RSA 9:1, the following general budget footnotes that contain class codes shall apply to all specified class codes in section 1.01 through 1.07 unless specifically exempted.

A. Not Used.

B. Not Used.

C. Revenue in excess of the estimate may be expended with prior approval of the fiscal committee and the approval of the governor and council.

D. The funds in this appropriation shall not be transferred or expended for any other purpose.

E. The appropriation budgeted in class 040-indirect costs are for general overhead state charges and such sums shall be transferred by the agency to the general fund of the state consistent with federal requirements.

F. This appropriation shall not lapse until June 30, 2023.

G. The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2023.

H. Not used.

I. In the event that estimated revenue in revenue class 001-transfers for other agencies, 002-transfers from department of transportation, 003-revolving funds, 004-agency income, 005-private local funds, 006-agency income, 007-agency income, 008-agency income, 009-agency income is less than budgeted, the total appropriation shall be reduced by the amount of the shortfall in either actual or projected budgeted revenue. The agency head shall notify the bureau of accounting services forthwith, in writing, as to precisely which line item appropriation and in what specific amounts reductions are to be made in order to fully compensate for the total revenue deficits. For the biennium ending June 30, 2023, account number 02-46-46-4620-5731 within the department of corrections shall be exempt from these provisions. The provisions of this footnote do not apply to federal funds covered by RSA 124:14.

J. This appropriation, to be administered by the commissioner, is for the necessary equipment needs of the department and shall be expended at the commissioner's discretion.

2 General Fund and Total Appropriation Limits. The amounts included in section 1 for the New Hampshire college and university system accounts, under estimated source of funds from general funds, shall be the total appropriation from general funds for such accounting units that may be expended for the purpose of section 1 of this act. Any funds received by said systems from other than general funds are hereby appropriated for the use of the systems and may be expended by said systems whether or not this will result in an appropriation and expenditure by the system in excess of the total appropriation therefor.

3 Assignment of Office Space. If, during the biennium ending June 30, 2023, because of program reductions, consolidations, or any other reason, office space becomes available in the health and human services complex, the Hayes building, or any other state building, except office space under the control of the legislature pursuant to RSA 14:14-b, the commissioner of administrative services shall, with the prior approval of the fiscal committee of the general court, and with the approval of the governor and council, require that any agency renting private space be required to occupy such available space in said building or buildings forthwith. Such funds as have been allocated or committed by any agency affected by this section for outside rental shall be transferred by the director of the division of accounting services to the bureau of general services, activity number 01-14-14-141510 for maintenance of applicable state buildings.

4 Lottery Commission; Authority Granted. For the biennium ending June 30, 2023, in order to provide sufficient funding to the lottery commission to carryout lottery games that will provide funds for the distribution in accordance with RSA 284:21-j, the commission shall apply to the fiscal committee of the general court for approval of any new games, the expansion of any existing lottery games, or for the purchase of any tickets for new or continuing games. Additionally, no expenditures for consultants shall be made without prior approval by the fiscal committee. If approved, the commission may then apply to the governor and council to transfer funds from the sweepstakes revenue special account. The total of such transfers shall not exceed \$6,000,000 for the biennium ending June 30, 2023.

5 Department of Corrections; Appropriation. The appropriation in class 018-overtime and class 024-maintenance, other than building and grounds, shall not lapse until June 30, 2023. The appropriations in classes 047 and 048 for the maintenance of buildings and grounds shall not be transferred or expended for any other purpose and shall not lapse in the first year of the operating budget, except that appropriations for maintenance of buildings and grounds may be transferred as follows: (1) appropriations in class 047-own forces maintenance-buildings and grounds may be transferred to class 048-contractual maintenance-buildings and grounds appropriations; (2) appropriations in class 048-contractual maintenance-buildings and grounds may be transferred to class 047-own forces maintenance-buildings and grounds appropriations.

6 Liquor Commission; Proceeds From Sale of Land. All proceeds from the sale of any land owned by the liquor commission for the purpose of constructing, operating, and maintaining a turnpike service plaza for motorists at the existing northbound and southbound state liquor and wine outlets in the town of Hampton on Interstate route 95 shall be deposited into the liquor commission fund pursuant to RSA 176:16 and shall be used exclusively to retire existing debt.

7 Positions Abolished.

I. The following positions are hereby abolished effective at the close of business on June 30, 2021:

Department of Health and Human Services

05-095-095-950010-5676 12702

Department of Energy

02-052-052-520010-1888 14339, 10015

II. The following position is hereby abolished effective at the close of business on June 30, 2022:

Department of Energy

02-52-052-521010-1891 9U505

III. The following positions are hereby abolished effective at the close of business on June 30, 2023:

Department of Energy
02-52-052-521010-1891

9U141, 9U573

IV. The following positions are hereby abolished effective at the close of business on December 31, 2021:
Liquor Commission

02-077-077-770512-7878

14227, 14239, 14246, 14248, 14267, 14275, 14296, 14297, 14299, 14308,
14318, 14320, 14321, 14327, 14329, 17085, 18573, 18940, 43302, and
44227

8 Department of Health and Human Services; Division of Child Support Services; Payments to the Administrative Office of the Courts. The appropriation in account 05-95-42-427010-7934, class 085, includes funds for payment to the administrative office of the courts in accordance with the cooperative agreement between the division of child support services and the administrative office of the courts. The division of child support services and the administrative office of the courts shall, prior to payment of such funds, enter into a cooperative agreement specifying in detail the services to be performed by the administrative office of the courts and the estimated costs of such services. Any change or modification in the services to be performed shall likewise be agreed to in writing and specify the change and the adjustment to the costs. Funds appropriated for these purposes shall be paid only after demonstration by the administrative office of the courts that it consistently transmits court orders to the division of child support services in accordance with the cooperative agreement.

9 Department of Information Technology; Authority Granted. The sum of \$306,722 for fiscal year 2022 and the sum of \$398,739 for fiscal year 2023 under account 01-03-03-0300-7703, class 049 shall be allocated by the department of information technology to state agencies of the executive branch, judicial branch, and legislative branch proportionally based on their authorized position count. In the event the allocation results in increased state general fund expenditures, the department of information technology, in consultation with the department of administrative services, shall reduce class 27 transfers to fully offset any such increase.

10 Department of Information Technology; Appropriation.

I. The sum of \$601,454 for the fiscal year ending June 30, 2022, and the sum of \$626,734 for the fiscal year ending June 30, 2023, are hereby appropriated to the department of information technology to fund shared service positions. The source of funds for the appropriations shall be as follows:

	<u>FY 2022</u>	<u>FY 2023</u>
Federal Funds	\$136,022	\$142,355
Other	\$110,060	\$113,299
General Fund	\$233,238	\$241,989
Liquor Commission	\$29,426	\$29,885
Highway Fund	\$78,858	\$86,342
Turnpike Fund	\$4,065	\$2,855
Sweepstakes Fund-Lottery	\$4,313	\$4,293
Fish and Game Fund	\$5,473	\$5,716
TOTAL	\$601,454	\$626,734

II. The department of information technology, in consultation with the department of administrative services, shall increase the appropriations to the class 027 expenditure class lines of each state department or agency by their respective portion of these department of information technology shared costs. The governor is hereby authorized to draw a warrant for said sum of general fund expenditures out of any money in the treasury not otherwise appropriated.

11 Department of Health and Human Services; Staffing; Budget Reduction. In addition to any other required reductions, the department of health and human services is hereby directed to reduce personnel-related class lines by \$22,600,000 in general funds for the biennium ending June 30, 2023, equating to approximately 226 full-time positions over the 2 years. At no time during the biennium shall the department exceed 3000 full-time authorized positions. The department shall provide to the department of administrative services the accounting units and class lines to be reduced, and shall report on said reductions to the fiscal committee of the general court by September 30, 2021 for reductions made in the fiscal year ending June 30, 2022, and by September 30, 2022 for reductions made in the fiscal year ending June 30, 2023.

12 Department of Health and Human Services; Budget Reduction. In addition to any other required reductions, the department of health and human services is hereby directed to reduce state general fund appropriations by \$30,000,000 for the fiscal year ending June 30, 2022 and by \$20,000,000 for the fiscal year ending June 30, 2023. No reductions shall be made to appropriations in the following areas: developmental services, including acquired brain disorder services and children's in-home support services; the children's health insurance program; or county programs, including the state share of funding for nursing facilities and other long-term care services.

13 Estimates of Unrestricted Revenue.

GENERAL FUND	FY 2022	FY 2023
BUSINESS PROFITS TAX	\$466,900,000	\$479,200,000
BUSINESS ENTERPRISE TAX	46,100,000	47,300,000
SUBTOTAL BUSINESS TAXES	\$513,000,000	\$526,500,000
MEALS AND ROOMS TAX	330,800,000	349,200,000
TOBACCO TAX	137,100,000	134,700,000
TRANSFER FROM LIQUOR	138,000,000	138,000,000
INTEREST AND DIVIDENDS TAX	136,500,000	138,000,000
INSURANCE	128,000,000	134,000,000
COMMUNICATIONS TAX	38,800,000	38,800,000
REAL ESTATE TRANSFER TAX	121,900,000	114,600,000
COURT FINES & FEES	12,600,000	12,700,000
SECURITIES REVENUE	42,000,000	42,500,000
BEER TAX 13,200,000	13,200,000	
OTHER REVENUES	68,100,000	70,100,000
MEDICAID RECOVERIES	2,700,000	2,500,000
TOTAL GENERAL FUND	\$1,682,700,000	\$1,714,800,000
EDUCATION FUND	FY 2022	FY 2023
BUSINESS PROFITS TAX	\$109,500,000	\$112,400,000
BUSINESS ENTERPRISE TAX	225,200,000	231,100,000
SUBTOTAL BUSINESS TAXES	\$334,700,000	\$343,500,000
MEALS AND ROOMS TAX	10,200,000	10,800,000
TOBACCO TAX	107,700,000	105,800,000
REAL ESTATE TRANSFER TAX	60,100,000	56,400,000
TRANSFER FROM LOTTERY	125,000,000	127,500,000
TOBACCO SETTLEMENT	38,200,000	36,300,000
UTILITY PROPERTY TAX	42,300,000	42,300,000
STATEWIDE PROPERTY TAX	363,100,000	363,100,000
TOTAL EDUCATION FUND	\$1,081,300,000	\$1,085,700,000
HIGHWAY FUND	FY 2022	FY 2023
GASOLINE ROAD TOLL	\$120,300,000	\$121,500,000
MOTOR VEHICLE FEES	128,500,000	129,500,000
MISCELLANEOUS	200,000	200,000
TOTAL HIGHWAY FUND	\$249,000,000	\$251,200,000
FISH AND GAME FUND	FY 2022	FY 2023
FISH AND GAME LICENSES	\$9,800,000	\$9,800,000
FINES AND MISCELLANEOUS	3,500,000	3,500,000
TOTAL FISH AND GAME FUND	\$13,300,000	\$13,300,000

14 Effective Date. This act shall take effect July 1, 2021.

Rep. Heath spoke against.

Rep. Weyler spoke in favor.

Rep. Rice requested a roll call; sufficiently seconded.

YEAS 200 - NAYS 178

YEAS - 200 BELKNAP

Aldrich, Glen
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail
Simon, Matthew

Binford, David
Gordon, Edward

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Laughton, Stacie-Marie
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Boyd, Stephen
Klose, John
Pearl, Howard
Walsh, Thomas

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Smith, Steven

Rollins, Skip

Spilsbury, Walter

Stapleton, Walter

NAYS - 178**CARROLL**

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Schapiro, Joe

Ames, Richard
Faulkner, Barry
Ley, Douglas
Toll, Amanda

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

Bordenet, John
Fox, Dru
Parshall, Lucius
Welkowitz, Lawrence

COOS

Kelley, Eamon

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Massimilla, Linda
Stavis, Laurel

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, Suzanne

Almy, Susan
Hakken-Phillips, Mary
Murphy, James
Sykes, George

Dontonville, Roger
Ham, Bonnie
Nordgren, Sharon
Weston, Joyce

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Telerski, Laura
Vann, Ivy

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Toomey, Dan
Veilleux, Daniel

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Vail, Suzanne
Wilhelm, Matthew

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Fedolfi, Jim
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Smith, Timothy
Van Houten, Constance

MERRIMACK

Allard, James
Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horriggan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Callum, John
O'Hearne, Andrew

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

and the majority committee amendment was adopted.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Nordgren offered floor amendment (1072h).

Floor Amendment (1072h)

Amend the bill by deleting section 12.

Rep. Wallner spoke in favor.

Rep. Weyler spoke against.

On a division vote, with 181 members having voted in the affirmative, and 200 in the negative, floor amendment 1072h failed.

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

Rep. Rogers offered floor amendment (1077h).

Floor Amendment (1077h)

Amend the bill by inserting after section 12 the following and renumbering the original sections 13-14 to read as 14-15, respectively:

13 Appropriation; Department of Health and Human Services; Public Health; Family Planning. In addition to any other sums appropriated, \$1,235,532 for the fiscal year ending June 30, 2022 is hereby appropriated to the department of health and human services, division of public health, accounting unit 05-95-90-902010-5530, class 103, for the purpose of funding family planning contracts for which federal funds are not anticipated to be available.

Rep. Marjorie Smith spoke in favor.

Rep. Edwards spoke against.

Rep. Wallner requested a roll call; sufficiently seconded.

YEAS 180 - NAYS 201

YEAS - 180

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon
Tucker, Edith

Hatch, William

Laflamme, Larry

Thompson, Dennis

GRAFTON

Abel, Richard
Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

Adjutant, Joshua
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Almy, Susan
Fellows, Sallie
Murphy, James
Sykes, George

Depalma IV, Joseph
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy

Conley, Casey
Frost, Sherry
Kenney, Cam

Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 201

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Sanborn, Gail
Simon, Matthew

Berezhny, Lex
Gordon, Edward

Binford, David
Greeson, Jeffrey

Folsom, Beth
Ladd, Rick

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascalles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Boyd, Stephen
Klose, John
Pearl, Howard
Walsh, Thomas

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris

Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Vandecasteele, Susan
Wallace, Scott

Verville, Kevin
Welch, David

Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1077h) failed.

The question now being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Rogers offered floor amendment (1078h).

Floor Amendment (1078h)

Amend the bill by inserting after section 12 the following and renumbering the original sections 13 and 14 to read as 14 and 15, respectively:

13 Department of Health and Human Services; Appropriation. In addition to any other sums appropriated, \$220,000 for the fiscal year ending June 30, 2022 and \$220,000 for the fiscal year ending June 30, 2023 are hereby appropriated to the department of health and human services, division of public health, accounting unit 05-95-90-902010-5608, class 102, for the purpose of funding tobacco prevention and cessation programs to address adolescent e-cigarette use.

Rep. Rogers spoke in favor.

Rep. Edwards spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 175 - NAYS 206

YEAS - 175 CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Jeudy, Jean
Langley, Diane
King, Mark
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Smith, Timothy
Van Houten, Constance

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Snow, Kendall
Telerski, Laura
Vann, Ivy

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Wall, Janet

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 206**BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Dessaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
McLean, Mark
Pauer, Diane
Ober, Russell
Shaw, Barbara
Ulery, Jordan

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Sheehan, Vanessa
Warden, Mark

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Somero, Paul

King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McGhee, Kat
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Lekas, Tony

MERRIMACK

Allard, James
Cross, Kenna

Andrus, Louise
Hill, Gregory

Boyd, Stephen
Klose, John

Cambrils, Jose
Mason, James

McGuire, Carol
Seaworth, Brian
White, Nick

Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Pearl, Howard
Walsh, Thomas

Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Vincent, Kenneth

Bailey, Glenn
Hayward, Peter
Newton, Clifford
Wuelper, Kurt

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1078h) failed.

The question now being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Nordgren offered floor amendment (1083h).

Floor Amendment (1083h)

Amend the bill by inserting after section 12 the following and renumbering the original sections 13-14 to read as 16-17, respectively:

13 Department of Health and Human Services; Division of Economic and Housing Stability. In addition to any other sums appropriated, the sums of \$1,500,000 for the fiscal year ending June 30, 2022 and \$1,500,000 for the fiscal year ending June 30, 2023 are hereby appropriated to the department of health and human services, division of economic and housing stability, accounting unit 05-95-42-421110-2977, for the purpose of funding child care support for families whose preventive or in-home protective cases have been closed by the division for children, youth and families.

14 Department of Health and Human Services; Division of Economic and Housing Stability. In addition to any other sums appropriated, the sums of \$200,000 for the fiscal year ending June 30, 2022 and \$200,000 for the fiscal year ending June 30, 2023 are hereby appropriated to the department of health and human services, division of economic and housing stability, accounting unit 05-95-42-423010-7927, for the purpose of funding homeless youth outreach programs.

15 Department of Health and Human Services; Division of Medicaid Services. In addition to any other sums appropriated, the following sums are hereby appropriated to the department of health and human services, division of medicaid services, accounting unit 05-95-47-470010-7948: \$1,545,705 in state general funds and \$1,547,250 in federal funds for the fiscal year ending June 30, 2022; and \$1,545,705 in state general funds and \$1,547,250 in federal funds for the fiscal year ending June 30, 2023. These funds shall be used for the purpose of funding home visiting services that provide prenatal, child, and family support.

Rep. Nordgren spoke in favor.

Rep. Edwards spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 174 - NAYS 207

**YEAS - 174
CARROLL**

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Fellows, Sallie
Murphy, James
Sykes, George

Adjutant, Joshua
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Almy, Susan
Massimilla, Linda
Stavis, Laurel

Dontonville, Roger
Muirhead, Russell
Smith, Suzanne

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Woods, Gary

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Wall, Janet

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 207**BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Egan, Timothy
Greeson, Jeffrey

Berezhny, Lex
Folsom, Beth
Ham, Bonnie

Binford, David
Sanborn, Gail
Ladd, Rick

Depalma IV, Joseph
Gordon, Edward
Simon, Matthew

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Wolf, Dan

Boyd, Stephen
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Vincent, Kenneth

Bailey, Glenn
Hayward, Peter
Newton, Clifford
Wuelper, Kurt

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1083h) failed.

The question now being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Wallner offered floor amendment (1085h).

Floor Amendment (1085h)

Amend the bill by inserting after section 12 the following and renumbering the original sections 13-14 to read as 14-15, respectively:

13 Appropriation; Department of Health and Human Services; Dental Benefit. In addition to any other sums appropriated, \$2,920,000 in state general funds and \$2,920,000 in federal funds are hereby appropriated to the department of health and human services, division of medicaid services, account 05-95-47-470010-7948 for the fiscal year ending June 30, 2023. Said funds shall be used for the purpose of funding an adult dental benefit under the state medicaid program, which shall be effective no later than January 1, 2023.

Rep. Schapiro spoke in favor.

Rep. Edwards spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 184 - NAYS 197**YEAS - 184****BELKNAP**

Littlefield, Richard

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon
Tucker, Edith

Hatch, William

Laflamme, Larry

Thompson, Dennis

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Bouldin, Andrew
Booras, Efsthathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Gilman, Julie

Bunker, Lisa
DiLorenzo, Charlotte
Grossman, Gaby

Cahill, Michael
Edgar, Michael
Grote, Jaci

Cali-Pitts, Jacqueline
Gay, Betty
Guthrie, Joseph

Hamblet, Joan
Pearson, Mark
Meuse, David
Somssich, Peter

Murray, Kate
Maggiore, Jim
Paige, Mark
Ward, Gerald

Katsakiores, Phyllis
Malloy, Dennis
Read, Ellen

Loughman, Tom
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Stapleton, Walter

Merchant, Gary
Sullivan, Brian

O'Hearne, Andrew
Tanner, Linda

NAYS - 197

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Silber, Norman
Varney, Peter

Bean, Harry
Hough, Gregg
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Howard, Raymond
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Johnson, Dawn
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Boyd, Stephen
Klose, John
Pearl, Howard
Walsh, Thomas

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Green, Dennis

Harb, Robert
Khan, Aboul
Love, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Harley, Tina
Kimball, Mary Ann
Lundgren, David
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Hobson, Deborah
Layon, Erica
Lynn, Bob
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Janigian, John
Litchfield, Melissa
Griffin, Mary
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Smith, Steven

Callum, John

Rollins, Skip

Spilsbury, Walter

and floor amendment (1085h) failed.

The question now being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Nordgren offered floor amendment (1091h).

Floor Amendment (1091h)

Amend the bill by deleting section 11, relative to department of health and human services; staffing; budget reduction.

Amend the bill by inserting after section 10 the following new section:

11 Appropriation; Department of Health and Human Services; Division of Children, Youth, and Families. In addition to any other sums appropriated, the following sums are hereby appropriated to the department of health and human services, division of children, youth and families: \$1,143,541 in state general funds and \$456,712 in federal funds for the fiscal year ending June 30, 2022; and \$1,226,227 in state general funds and \$489,736 in federal funds for the fiscal year ending June 30, 2023. Said funds shall be used for the purpose of funding 22 existing, authorized child protective services worker (CPSW) positions.

Rep. Nordgren spoke in favor.

Rep. Edwards spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 175 - NAYS 208

YEAS - 175

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda

Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Herbert, Christopher
Jeudy, Jean
Langley, Diane
King, Mark
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Woods, Gary

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Paige, Mark
Ward, Gerald

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Malloy, Dennis
Read, Ellen

Cahill, Michael
Edgar, Michael
Hamblet, Joan
McBeath, Rebecca
Simpson, Alexis

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
Meuse, David
Somssich, Peter

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 208

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert

Homola, Susan
Kofalt, Jim
Lascelles, Richard
McGhee, Kat
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Hopper, Gary
Ober, Lynne
Lewicke, John
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Infantine, William
Sanborn, Laurie
Marston, Dick
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Maggiore, Jim
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spillsbury, Walter

and floor amendment (1091h) failed.

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

Rep. Wallner spoke against.

Rep. Weyler spoke in favor.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 205 - NAYS 178

YEAS - 205

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail
Simon, Matthew

Binford, David
Gordon, Edward

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Heath, Mary
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

MERRIMACK

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

NAYS - 178**CARROLL**

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTONAbel, Richard
Egan, Timothy
Massimilla, Linda
Stavis, LaurelAdjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, SuzanneAlmy, Susan
Hakken-Phillips, Mary
Murphy, James
Sykes, GeorgeDontonville, Roger
Ham, Bonnie
Nordgren, Sharon
Weston, Joyce**HILLSBOROUGH**Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Herbert, Christopher
Jeudy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, IvyBouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, DanielBaroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, MatthewBeaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance**MERRIMACK**Allard, James
Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Woods, GaryBartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, TimothyCaplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary JaneEbel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth**ROCKINGHAM**Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, PeterBunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, GeraldCahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, EllenCali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis**STRAFFORD**Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleven, SusanCannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, KennethChase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, JanetConley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith**SULLIVAN**Cloutier, John
Oxenham, LeeGottling, Suzanne
Sullivan, BrianMerchant, Gary
Tanner, Linda

O'Hearne, Andrew

and the majority committee report was adopted and the bill was ordered to third reading.
Rep. Heath voted Yea and intended to vote Nay.

The House recessed at 11:30 a.m.

RECESS

The House reconvened at 12:30 p.m.

(Speaker Packard in the Chair)

REGULAR CALENDAR PART I CONT'D

HB 2-FN-A-L, relative to state fees, funds, revenues, and expenditures. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Kenneth Weyler for the Majority of Finance. HB 1 contains all the spread sheets and line items which are appropriated for spending. However, there are tax changes and reorganizations that are part of the appropriating process. These details are delineated in HB 2, sometimes called the trailer bill. This time HB 2 had more

reorganization than normal. We from Finance, asked the policy committee chairmen to review the appropriate sections. The Governor proposed combining the university system with the community college system. The time line seemed too short, so we stretched it out. Previous budgets funded development money for a 25 bed psychiatric hospital, but in HB 2 it became a 60 bed hospital. We had no warning of such a change, so we will remove that for further study. A 60 page reorganization of the Department of Energy was in the bill. After review by the Science, Technology and Energy Committee, that went forward. We need to not only remember that this is one of our most important votes, but that we all need to support it for the good of our citizens. A Graphic Services Fund created to better manage Administrative Services, and Payment and Procurement Fund established to pay costs of procurement card collections. Several tax reductions, in Business Profits Tax, Business Enterprise Tax, Rooms and Meals, and Interest and Dividends. Reduction in Carry Forward Tax Credit changed. Historical Horse Racing was added to increase revenue. Some sections eliminated as no longer needed. A major reorganization of the Public Utilities Commission and the Department of Energy were reviewed before inclusion in the bill. Due to increased revenue projections from Ways and Means and the reduction of the Public School Infrastructure program we were able to fund much needed programs in the Department of Transportation. As you saw in HB 1, we had reduced the highway fund by over \$5 million. The extra revenue allowed us to put \$19 million back into the highway fund to support the Highway Block Grants, betterment, winter maintenance and provide money for fleet equipment. In the Department of Education (DOE) we were able to put \$19,836,000 into building aid and require schools to submit a 10 year plan to the state for building requirements. We also provided \$8,000,000 to accelerate payments for current liabilities DOE owes on outstanding school bonds. We will also reduce the SWEPT (State-Wide Education Property Tax) to be collected from cities and towns by \$100,000,000. This reduction to the local taxpayers will be reimbursed to the cities and towns from the state so all school districts will be made whole. We also funded dual and concurrent enrollment program at \$1,500,000 per year and transferred the management from DOE to the Community College System of New Hampshire. We also increased the charter school lease cap to \$50,000. Finally, several schools that began kindergarten in FY20/21 did not receive their start up grants so we allocated \$1,906,313. The Governor had proposed a plan for the merger of the University System and the Community College System with one Board of Trustees starting in July 2021. We believed this action needed to slow down a little and we are recommending a commission to bring back to the legislature by January 22 their plan for merging the two systems. If approved, it will be effective in July 23. We outlined numerous areas that they should look at as well as providing \$1.5 million to hire outside experts to assist them. We also approved, with the help of the Transportation Committee the definition of unmanned aircraft, and Fish and Game helped us sort through Wildlife Damage Control: damage by bears. The legislature lent the Governor a large share of its powers under the state of emergency laws passed in 2002 with the image of 9/11 fresh in our minds. With this first use of those laws, it's become clear that the legislature made it easy for the Governor to declare an emergency and made it very difficult for the legislature to either be involved in crisis management policies, federal funding decisions, restriction of civil and constitutional rights, or in bringing the state of emergency to an appropriate end. The legislature gave up too much involvement and too much discretion and part of HB 2 addresses sharing power more appropriately to bring an emergency to a conclusion. We removed an authorization to build a 60-bed new forensic mental health hospital because the size grew from 25 to 60 and the funds being authorized appeared to circumvent standard capital budgeting processes. We removed \$1.5 million from a well-intended program to help senior citizen centers with barrier materials to mitigate virus spread because over 800 centers were eligible and the program overhead costs would make an evaluation and award program ineffective. Family planning programs were fully funded with a \$50,000 set-aside for new program awardees. This is intended to stimulate the full, fair and open competition as a restriction is added to prohibit abortion services from being provided at the same location as state funded family planning counseling. Opponents argue that it is impossible to separate abortion services from the seven existing centers offering family planning counseling due to costs. This argument does not recognize that the other seven centers have not been offering abortion and Pro-Choice advocates have often stated that "no family planning money is going to fund abortions." HB 2 helps that to be a true statement. The Department of Health and Human Services has been reluctant to provide alternatives to housing juveniles in the Sununu Youth Center in committed and detained statuses. The state spends about \$1 million a year per person to maintain a census of 10-16. With new restrictions on who can be housed at the Center, that \$13 million a year would go to a population expected to be less than half the current size. With a 60% recidivism rate, the current model is obviously broken and we are shutting it down in FY23. Vote 12-9.

Rep. Mary Jane Wallner for the Minority of Finance. The minority of the Finance Committee cannot support HB 2 as presented. Included are over \$100 million in revenue cuts resulting from cuts to the Business Enterprise Tax, the Business Profits Tax, The Rooms and Meals Tax, and the Interest and Dividends Tax. The outcomes are dangerous reductions in essential services such as the elimination of water grants already awarded to communities throughout the state, likely causing an increase in local property tax burdens. Revenue sharing in the form of direct support to cities and towns across the state from the previous biennium is

not continued. Various policies that have never had a public hearing are included. Specifically, HB 2 includes a very flawed creation of a new Department of Energy that expands government, guts the Public Utilities Commission, and is funded by having our citizens pay more in their electric, gas and water utility bills. It also includes the use of our limited public dollars to reimburse those who gambled their money in the Financial Resources Mortgage (FRM) Ponzi scheme. No state has ever used tax dollars to reimburse people for their own bad investments. HB 2 includes the language of HB 544 that prohibits teaching about “divisive concepts” such as unconscious bias, an ideological policy that should have no place in law, much less in a budget. HB 2 proposes a merger of the University System of New Hampshire and the Community College System of New Hampshire without any public hearing or input from the major stakeholders, including faculty, students, unions and administration. While the idea may have merit, the time line proposed is unrealistic and could lead to serious unforeseen and unintended consequences. Additionally, instead of using \$100 million to mitigate losses seen by school districts due to the pandemic, a late amendment was introduced to use that money for a one-time reduction of SWEPT (State-Wide Education Property Tax). This would only result in a very small tax reduction to property owners, while using that money to shore up stressed school budgets would benefit all children in all school districts throughout the state. This budget unfunds any family planning health care clinic that offers abortion services by requiring that no state funds shall be awarded to any “reproductive health facility” unless the state funded family planning program project is physically and financially separate from a reproductive health facility as defined in RSA 132:37, I. In addition to severely restricting abortion service in the Granite State, language in HB 2 will also make receiving health care services for lower income families extremely difficult. Family planning health care clinics provide the vast majority of STD testing, breast exams and pap tests across the state. This budget puts at risk vital health services and basic care to some of our most vulnerable residents. This budget only partially funds the implementation of the recommendations of a review conducted by Alvarez & Marsal to increase efficiencies and accountability within DHHS. In particular the report recommends bringing back to New Hampshire, and developing adequate care options, for 38 individual adults with developmental disabilities who are currently receiving services in Florida due to lack of appropriate facilities in New Hampshire. By bringing these individuals home, they would be near their families and existing support networks. This implementation also has the potential for cost savings by providing more appropriate care in-state. A last minute policy addition to HB 2 dramatically alters the powers of the Governor relating to declaring a state of emergency. Similar policy proposals have been introduced and thoroughly addressed in policy committees. HB 2 is not the appropriate place for additions such as this. The minority finds that it cannot support HB 2 as amended by the Finance Committee due to the significant underfunding of vital services, programs and positions throughout the state workforce as well as the inclusion of wide reaching and controversial matters that we think should have been worked out with public input in policy committees.

Majority Amendment (1059h)

This amendment was printed in its entirety in House Record No. 18B, April 2, 2021 and is made part of this Journal by reference.

Rep. Walz spoke against.

Rep. Lynne Ober spoke in favor.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 204 - NAYS 178

YEAS - 204

BELKNAP

Aldrich, Glen
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail
Simon, Matthew

Binford, David
Gordon, Edward

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Shaw, Barbara
Ulery, Jordan

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Sheehan, Vanessa
Veilleux, Daniel

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Somero, Paul
Warden, Mark

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Lekas, Tony

MERRIMACK

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tripp, Richard
Verville, Kevin
Welch, David

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
True, Chris
Vose, Michael
Weyler, Kenneth

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

NAYS - 178**BELKNAP**

Bordes, Mike

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Massimilla, Linda
Stavis, Laurel

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, Suzanne

Almy, Susan
Hakken-Phillips, Mary
Murphy, James
Sykes, George

Dontonville, Roger
Ham, Bonnie
Nordgren, Sharon
Weston, Joyce

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Sofikitis, Catherine
Toomey, Dan
Wilhelm, Matthew

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Stevens, Deb
Vail, Suzanne

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Perez, Maria
Porter, Marjorie
Newman, Sue
Smith, Timothy
Van Houten, Constance

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Petrigno, Peter
Query, Joshua
Snow, Kendall
Telerski, Laura
Vann, Ivy

MERRIMACK

Allard, James
Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Woods, Gary

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Sytek, John

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen
Ward, Gerald

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

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Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

and the majority committee amendment was adopted.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Walz offered floor amendment (1064h).

Floor Amendment (1064h)

Amend the bill by deleting sections 71-75, relative to FRM.

AMENDED ANALYSIS

Delete paragraph 36. Transfers funds from the investors education fund and the department of justice consumer protection escrow account to the FRM victims recovery fund and removes the prospective repeal of the fund.

Rep. Walz spoke in favor.

Rep. Weyler spoke against.

Rep. Walz requested a roll call; sufficiently seconded.

YEAS 175 - NAYS 203**YEAS - 175
CARROLL**

Buco, Thomas
McAleer, Chris

Burroughs, Anita
Woodcock, Stephen

Knirk, Jerry

Marsh, William

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Schapiro, Joe

Ames, Richard
Faulkner, Barry
Ley, Douglas
Toll, Amanda

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

Bordenet, John
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Welkowitz, Lawrence

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Thompson, Dennis

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Sykes, George

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Almy, Susan
Hakken-Phillips, Mary
Stavis, Laurel

Dontonville, Roger
Massimilla, Linda
Smith, Suzanne

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Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jeudy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Veilleux, Daniel

Bouldin, Andrew
Booras, Efsthathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
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Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
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Wilhelm, Matthew

Baroody, Benjamin
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Connors, Erika
Espitia, Manny
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Klein-Knight, Nicole
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Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
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Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Vann, Ivy

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Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Bartlett, Christy
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Paige, Mark
Sytek, John

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Read, Ellen
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Simpson, Alexis

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
Meuse, David
Somssich, Peter

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Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Cannon, Gerri
Fontneau, Timothy
Horriggan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Chase, Wendy
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

SULLIVAN

Callum, John
O'Hearne, Andrew

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

NAYS - 203**BELKNAP**

Aldrich, Glen
Hough, Gregg
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Howard, Raymond
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Johnson, Dawn
Ploszaj, Tom
Trottier, Douglas

Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
MacDonald, John
Umberger, Karen

Cordelli, Glenn
Smith, Jonathan

Crawford, Karel
McConkey, Mark

Deshaies, Brodie
Nelson, Bill

CHESHIRE

Harvey, Cathryn

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie
Weston, Joyce

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Nordgren, Sharon

Depalma IV, Joseph
Greeson, Jeffrey
Simon, Matthew

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Herbert, Christopher
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Van Houten, Constance

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul
Warden, Mark

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

MERRIMACK

Andrus, Louise
Cross, Kenna
Mason, James
Seaworth, Brian
White, Nick

Boyd, Stephen
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Cambrils, Jose
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas

Caplan, Tony
Klose, John
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Melvin, Charles
Potucek, John
Pearson, Stephen
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBeath, Rebecca
Milz, David
Pratt, Kevin
Soti, Julius
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Smith, Steven

Rollins, Skip

Spilsbury, Walter

Stapleton, Walter

and floor amendment (1064h) failed.

Rep. Bean declared a conflict of interest and did not participate in the vote.

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

Rep. Nordgren offered floor amendment (1065h).

Floor Amendment (1065h)

Amend the bill by replacing section 35, making an appropriation to the department of health and human services to streamline certain agency operations, with the following:

35 Appropriation; Department of Health and Human Services. There is hereby appropriated to the department of health and human services the sum of \$10,043,000, for the biennium ending June 30, 2023, for the purpose of implementing certain recommendations, from a financial review conducted by Alvarez & Marsal, to streamline certain agency operations resulting in greater efficiencies and accountability, and involving certain transformation projects over a 4-year period. Additionally, the department may accept and expend any applicable federal funds, and any gifts, grants, or donations that may be available for the purposes of this section. This appropriation shall not lapse until June 30, 2023. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

Rep. Wallner spoke in favor.

Rep. Edwards spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 175 - NAYS 206**YEAS - 175****CARROLL**

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon

Laflamme, Larry

Thompson, Dennis

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Bouldin, Andrew
Booras, Efsthathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

MERRIMACK

Bartlett, Christy
Gallager, Eric

Caplan, Tony
Lane, Connie

Ebel, Karen
Luneau, David

Ellison, Arthur
MacKay, James

McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy

Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Rogers, Katherine
Shurtleff, Steve
Woods, Gary

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Schmidt, Peter
Spang, Judith

Conley, Casey
Frost, Sherry
Kenney, Cam
Rich, Cecilia
Treleaven, Susan

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 206

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Langley, Diane
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Toriosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1065h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Rogers offered floor amendment (1068h).

Floor Amendment (1068h)

Amend the bill by deleting section 34 relative to prohibiting the distribution of state funds for abortion services.

AMENDED ANALYSIS

Delete:

16. Prohibits the distribution of state funds awarded by the department of health and human services to a reproductive health care facility for provision of abortion services.

Rep. Rogers spoke in favor.

Rep. Edwards spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 181 - NAYS 199**YEAS - 181****CARROLL**

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Welkowitz, Lawrence

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Dontonville, Roger
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Adjutant, Joshua
Egan, Timothy
Massimilla, Linda
Stavis, Laurel

Almy, Susan
Fellows, Sallie
Muirhead, Russell
Smith, Suzanne

Depalma IV, Joseph
Gordon, Edward
Murphy, James
Sykes, George

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul

Bouldin, Andrew
Booras, Efsthathia

Baroody, Benjamin
Bouchard, Donald

Beaulieu, Jane
Bradley, Amy

Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Cohen, Bruce
Dutzy, Sherry
Graham, John
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

Connors, Erika
Espitia, Manny
Griffith, Willis
Herbert, Christopher
Jeudy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Cornell, Patricia
Freitas, Mary
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 199

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Sanborn, Gail

Berezhny, Lex
Greenson, Jeffrey

Binford, David
Ladd, Rick

Folsom, Beth
Simon, Matthew

HILLSBOROUGH

Lekas, Alicia
King, Bill

Alexander, Joe
Berry, Ross

Ammon, Keith
Blasek, Melissa

Griffin, Barbara
Boehm, Ralph

Burt, John
Smith, Denise
Griffin, Gerald
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Lekas, Tony

Creighton, Jim
Erf, Keith
Gagne, Larry
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Ulery, Jordan

Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Sheehan, Vanessa
Warden, Mark

Kelley, Diane
Foster, William
Gould, Linda
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Somero, Paul

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Abramson, Max
Baxter, Tim
Copp, Anne
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1068h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. McWilliams offered floor amendment (1071h).

Floor Amendment (1071h)

Amend the bill by deleting sections 183-284, relative to the department of energy.

Amend the bill by inserting after section 372 the following new section:

373 Department of Energy. Notwithstanding the provisions of HB 1-A:

I. The appropriations, classified, non-classified, and unclassified positions contained in HB 1-A, section 1 of the 2021 regular legislative session for the department of energy shall be transferred to the public utilities commission, the office of strategic initiatives, the site evaluation committee, and the office of the consumer advocate. Any positions that did not exist in the 2020-2021 biennium shall not be established or authorized for the 2022-2023 biennium.

II. The appropriations and classified positions contained in HB 1-A, section 1 of the 2021 regular legislative session for the department of business and economic affairs, OSI division of planning, shall be transferred to the office of strategic initiatives.

III. The appropriations and classified positions contained in HB 1-A, section 1 of the 2021 regular legislative session for the department of administrative services, conservation land stewardship account shall be transferred to the office of strategic initiatives.

IV. The department of administrative services shall execute the transfers in paragraphs I, II, and III in order to restore the accounting structure and authorized positions in existence during the 2020-2021 biennium.

The appropriation levels established shall equal the amounts and funding sources contained in the agency budget maintenance level request for the 2022-2023 biennium. The amount of general funds necessary to effectuate the transfers under this section are hereby appropriated for the biennium ending June 30, 2023. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

AMENDED ANALYSIS

Delete all:

63. Establishes the department of energy, to govern energy and utilities matters, and have oversight on matters under the public utilities commission.

64. Administratively attaches the public utilities commission to the department of energy and makes corresponding changes to existing laws relating to the organization and duties of the public utilities commission to reflect this change.

65. Transfers certain duties from the public utilities commission to the department of energy.

66. Adds the commissioner of the department of energy to the New Hampshire site evaluation committee.

67. Requires that the department of energy advocate for New Hampshire in regional activities concerning competitive electricity suppliers.

68. Requires that the department of energy require electric and gas utilities to operate an online energy data platform and, in conjunction with the public utilities commission, implement a statewide electric utility restructuring plan.

Rep. McWilliams spoke in favor.

Rep. Harrington spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 177 - NAYS 206

YEAS - 177

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Faulkner, Barry
Harvey, Cathryn
Toll, Amanda

Ames, Richard
Fenton, Donovan
Ley, Douglas
Weber, Lucy

Berch, Paul
Fox, Dru
Parshall, Lucius
Welkowitz, Lawrence

Bordenet, John
Gomarlo, Jennie
Schapiro, Joe

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Lewicke, John
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Bouldin, Andrew
Booras, Efsthathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

MERRIMACK

Bartlett, Christy
Lane, Connie

Caplan, Tony
Luneau, David

Ebel, Karen
MacKay, James

Ellison, Arthur
McWilliams, Rebecca

Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

Schamberg, Thomas
Soucy, Timothy
Woods, Gary

ROCKINGHAM

Abramson, Max
Cahill, Michael
Edgar, Michael
Hamblet, Joan
McBeath, Rebecca
Simpson, Alexis

Acton, Dennis
Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
Meuse, David
Somssich, Peter

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Paige, Mark
Ward, Gerald

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Malloy, Dennis
Read, Ellen

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 206

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Eaton, Daniel
Rhodes, Jennifer

Hunt, John
Santonastaso, Matthew

Mann, John

Qualey, James

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

MERRIMACK

Allard, James
Cross, Kenna
Klose, John
Pearl, Howard
Walsh, Thomas

Andrus, Louise
Gallager, Eric
Mason, James
Pitaro, Matthew
Wells, Natalie

Boyd, Stephen
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Cambrils, Jose
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
 Baxter, Tim
 Copp, Anne
 Doucette, Fred
 Ford, Oliver
 Harb, Robert
 Katsakiores, Phyllis
 Litchfield, Melissa
 Griffin, Mary
 McBride, Everett
 Osborne, Jason
 Prudhomme-O'Brien, Katherine
 Spillane, James
 Torosian, Peter
 Vandecasteele, Susan
 Wallace, Scott

Abrami, Patrick
 Belanger, Cody
 DeSimone, Debra
 Edwards, Jess
 Gay, Betty
 Harley, Tina
 Khan, Aboul
 Love, David
 Pearson, Mark
 McMahon, Charles
 Piemonte, Tony
 Roy, Terry
 Sweeney, Joe
 Tripp, Richard
 Verville, Kevin
 Welch, David

Ayer, Paul
 Bernardy, JD
 Dodge, Dustin
 Elliott, Robert
 Green, Dennis
 Hobson, Deborah
 Kimball, Mary Ann
 Lundgren, David
 Maggiore, Jim
 Melvin, Charles
 Potucek, John
 Pearson, Stephen
 Sytek, John
 True, Chris
 Vose, Michael
 Weyler, Kenneth

Baldasaro, Al
 Bershtein, Alan
 Dolan, Tom
 Emerick, Tracy
 Guthrie, Joseph
 Janigian, John
 Layon, Erica
 Lynn, Bob
 Major, Norman
 Milz, David
 Pratt, Kevin
 Soti, Julius
 Thomas, Douglas
 Tudor, Paul
 MacDonald, Wayne
 Yokela, Josh

STRAFFORD

Ankarberg, Aidan
 Harrington, Michael
 Kittredge, Mac
 Wuelper, Kurt

Bailey, Glenn
 Hayward, Peter
 Newton, Clifford

DeLemus, Susan
 Horgan, James
 Pitre, Joseph

Groen, Fenton
 Kaczynski, Thomas
 Turcotte, Leonard

SULLIVAN

Aron, Judy
 Stapleton, Walter

Callum, John
 Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1071h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
 Rep. Heath offered floor amendment (1073h).

Floor Amendment (1073h)

Amend the bill by replacing sections 354-356 with the following:

354 Adjustments to Education Grants; Appropriation.

I. There is hereby appropriated the sum of \$100,000,000 for the biennium June 30, 2023, to the department of education for the purpose of providing additional education aid pursuant to paragraph II. This appropriation shall be a charge against the education trust fund and shall not lapse until June 30, 2023.

II. For fiscal years 2022 and 2023, the total education grant to each municipality calculated pursuant to RSA 198:41 shall be adjusted to an amount no less than such grant in the prior year, however total adjustments for the biennium ending June 30, 2023, shall not exceed \$100,000,000, unless increased pursuant to paragraph III. The department of education shall prorate adjustments as necessary.

III. Any unspent surplus balance in the education trust fund as of June 30, 2023, shall be applied to increase the \$100,000,000 cap on total education grant adjustments in paragraph II.

AMENDED ANALYSIS

Replace: 88. Makes an appropriation of \$100,000,000 to the department of education from the education trust fund for adjusting the total education grant to each municipality calculated pursuant to RSA 198:41.

Reps. Heath and Luneau spoke in favor.

Rep. Umberger spoke against.

Rep. Heath requested a roll call; sufficiently seconded.

YEAS 174 - NAYS 206**YEAS - 174****CARROLL**

Buco, Thomas
 Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
 Eaton, Daniel
 Gomarlo, Jennie
 Parshall, Lucius
 Welkowitz, Lawrence

Ames, Richard
 Faulkner, Barry
 Harvey, Cathryn
 Schapiro, Joe

Berch, Paul
 Fenton, Donovan
 Ley, Douglas
 Toll, Amanda

Bordenet, John
 Fox, Dru
 Mann, John
 Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
 Fellows, Sallie
 Murphy, James
 Sykes, George

Adjutant, Joshua
 Hakken-Phillips, Mary
 Nordgren, Sharon
 Weston, Joyce

Almy, Susan
 Massimilla, Linda
 Stavis, Laurel

Dontonville, Roger
 Muirhead, Russell
 Smith, Suzanne

HILLSBOROUGH

Bouldin, Amanda
 Bergeron, Paul
 Chretien, Jacqueline
 DiSilvestro, Linda
 Goley, Jeffrey
 Heath, Mary
 Jack, Martin
 Labranche, Tony
 Long, Patrick
 McGhee, Kat
 Nutting-Wong, Allison
 Pickering, Daniel
 Newman, Ray
 Snow, Kendall
 Telerski, Laura
 Vann, Ivy

Bouldin, Andrew
 Booras, Efstathia
 Cohen, Bruce
 Dutzy, Sherry
 Griffith, Willis
 Herbert, Christopher
 Jeudy, Jean
 Langley, Diane
 King, Mark
 Moran, Melbourne
 Pedersen, Michael
 Piedra, Israel
 Rung, Rosemarie
 Sofikitis, Catherine
 Toomey, Dan
 Veilleux, Daniel

Baroody, Benjamin
 Bouchard, Donald
 Connors, Erika
 Espitia, Manny
 Hamer, Heidi
 Hyland, Stephanie
 Klee, Patricia
 Laughton, Stacie-Marie
 Murray, Megan
 Mullen, Sue
 Perez, Maria
 Porter, Marjorie
 Newman, Sue
 Stevens, Deb
 Vail, Suzanne
 Wilhelm, Matthew

Beaulieu, Jane
 Bradley, Amy
 Cornell, Patricia
 Freitas, Mary
 Harriott-Gathright, Linda
 Schmidt, Janice
 Klein-Knight, Nicole
 Leishman, Peter
 Mangipudi, Latha
 Nutter-Upham, Frances
 Petrigno, Peter
 Query, Joshua
 Shaw, Barbara
 Smith, Timothy
 Van Houten, Constance

MERRIMACK

Bartlett, Christy
 Gallager, Eric
 McWilliams, Rebecca
 Schamberg, Thomas
 Soucy, Timothy

Caplan, Tony
 Lane, Connie
 Pimentel, Roderick
 Schuett, Dianne
 Wallner, Mary Jane

Ebel, Karen
 Luneau, David
 Richards, Beth
 Schultz, Kristina
 Walz, Mary Beth

Ellison, Arthur
 MacKay, James
 Rogers, Katherine
 Shurtleff, Steve
 Woods, Gary

ROCKINGHAM

Altschiller, Debra
 Cushing, Robert Renny
 Grossman, Gaby
 Loughman, Tom
 Read, Ellen

Bunker, Lisa
 DiLorenzo, Charlotte
 Grote, Jaci
 Malloy, Dennis
 Simpson, Alexis

Cahill, Michael
 Edgar, Michael
 Hamblet, Joan
 Meuse, David
 Somssich, Peter

Cali-Pitts, Jacqueline
 Gilman, Julie
 Murray, Kate
 Paige, Mark
 Ward, Gerald

STRAFFORD

Bixby, Peter
 Ellis, Donna
 Gourgue, Amanda
 Levesque, Cassandra
 Rich, Cecilia
 Vincent, Kenneth

Cannon, Gerri
 Fargo, Kristina
 Grassie, Chuck
 Smith, Marjorie
 Salloway, Jeffrey
 Wall, Janet

Chase, Wendy
 Fontneau, Timothy
 Horrigan, Timothy
 Oxaal, Ariel
 Southworth, Thomas

Conley, Casey
 Frost, Sherry
 Kenney, Cam
 Schmidt, Peter
 Treleaven, Susan

SULLIVAN

Callum, John
 O'Hearne, Andrew
 Tanner, Linda

Cloutier, John
 Oxenham, Lee

Gottling, Suzanne
 Rollins, Skip

Merchant, Gary
 Sullivan, Brian

NAYS - 206**BELKNAP**

Aldrich, Glen
 Harvey-Bolia, Juliet
 Lang, Timothy
 Ploszaj, Tom
 Trotter, Douglas

Bean, Harry
 Hough, Gregg
 Littlefield, Richard
 Silber, Norman
 Varney, Peter

Bordes, Mike
 Howard, Raymond
 Mackie, Jonathan
 Sylvia, Michael

Comtois, Barbara
 Johnson, Dawn
 O'Hara, Travis
 Terry, Paul

CARROLL

Avellani, Lino
 MacDonald, John
 Nelson, Bill

Cordelli, Glenn
 Smith, Jonathan
 Umberger, Karen

Crawford, Karel
 Marsh, William

Deshaies, Brodie
 McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
 Theberge, Robert

Davis, Arnold
 Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Maggiore, Jim
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Turcotte, Leonard

Bailey, Glenn
Hayward, Peter
Newton, Clifford
Wuelper, Kurt

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Spang, Judith

SULLIVAN

Aron, Judy

Spilsbury, Walter

Stapleton, Walter

Smith, Steven

and floor amendment (1073h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Heath offered floor amendment (1062h).

Floor Amendment (1062h)

Amend the bill by inserting after section 372 the following new section:

373 State Revenues and Education Grants; Intent of the House of Representatives. It is the intent of the house of representatives that, to the extent that final revenue estimates for the FY 2022-2023 biennium exceed those adopted by the house of representatives, or federal funds become available for supporting public education, additional funds for education grants to municipalities shall be appropriated as follows:

I. \$45,700,000, for the fiscal year ending June 30, 2022, to modify the calculation of the cost of an opportunity for an adequate education, consistent with the provisions of SB 135 as approved by the senate on February 18, 2021, to ensure the COVID-19 pandemic does not artificially suppress average daily membership in attendance figures;

II. \$30,000,000, for the fiscal year ending June 30, 2022, to provide fiscal capacity disparity aid, consistent with the provisions of RSA 198:40-c, as in effect for the fiscal year ending June 30, 2021;

III. \$15,000,000, for the fiscal year ending June 30, 2022, to provide additional aid based on free or reduced-price meals, consistent with the provisions of RSA 198:40-b, as in effect for the fiscal year ending June 30, 2021;

IV. \$30,000,000, for the fiscal year ending June 30, 2023, to provide fiscal capacity disparity aid, consistent with the provisions of RSA 198:40-c, as in effect for the fiscal year ending June 30, 2021;

V. \$15,000,000, for the fiscal year ending June 30, 2023, to provide additional aid based on free or reduced-price meals, consistent with the provisions of RSA 198:40-b, as in effect for the fiscal year ending June 30, 2021

AMENDED ANALYSIS

Insert: 97. Establishes the intent of the house of representatives for additional funds for education grants to municipalities, if additional funds become available for supporting public education.

Rep. Heath spoke in favor.

Rep. Umberger spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 178 - NAYS 203

YEAS - 178

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Bouldin, Andrew
Booras, Efsthathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Infantine, William
Klee, Patricia
Loughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Woods, Gary

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny

Bunker, Lisa
DiLorenzo, Charlotte

Cahill, Michael
Edgar, Michael

Cali-Pitts, Jacqueline
Gilman, Julie

Grossman, Gaby
Loughman, Tom
Paige, Mark
Ward, Gerald

Grote, Jaci
Maggiore, Jim
Read, Ellen

Hamblet, Joan
Malloy, Dennis
Simpson, Alexis

Murray, Kate
Meuse, David
Somssich, Peter

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Vincent, Kenneth

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Wall, Janet

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Rollins, Skip

Merchant, Gary
Sullivan, Brian

O'Hearne, Andrew
Tanner, Linda

NAYS - 203

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina

Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Smith, Steven

Callum, John

Spilsbury, Walter

Stapleton, Walter

and floor amendment (1062h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Leishman offered floor amendment (1093h).

Floor Amendment (1093h)

Amend the bill by replacing section 62 with the following:

62 Department of Environmental Services; State Aid Grants. Notwithstanding RSA 486, for the biennium ending June 30, 2023, no state aid grants shall be made for any new infrastructure projects that would have otherwise been eligible for state aid grants under RSA 486, RSA 486-A, or RSA 149-M, except that infrastructure projects that have achieved substantial completion by December 31, 2019, shall be eligible for state aid grants, subject to availability of funding and in accordance with other provisions of current law. Nothing in this section shall affect the provision of the future water supply land protection grants under RSA 486-A if funding is available for such purposes.

62-a. Department of Environmental Services; State Aid Grants; Supplemental Appropriation. In addition to funds otherwise appropriated, there is hereby appropriated to the department of environmental services the sum of \$8,096,438 in the fiscal year ending June 30, 2022 and \$7,480,501 in the fiscal year ending June 30, 2023, for the purpose of funding state aid grants under RSA 486, RSA 486-A, or RSA 149-M as included in the governor's recommended operating budget for the FY 2022-FY 2023 biennium. The funds shall be appropriated within the accounting unit named state aid grants, 03-44-44-442010-1003. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

AMENDED ANALYSIS

Replace:

32. Prohibits the dispersing of state aid grants for certain new infrastructure projects in the department of environmental services and makes an appropriation to the department of environmental services for state aid grants.

Rep. Buco spoke in favor.

Rep. Emerick spoke against.

Rep. Leishman requested a roll call; sufficiently seconded.

YEAS 186 - NAYS 197

YEAS - 186 CARROLL

Buco, Thomas
MacDonald, John

Burroughs, Anita
Knirk, Jerry

Crawford, Karel
McAleer, Chris

Deshaies, Brodie
Woodcock, Stephen

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

COOS

Kelley, Eamon
Tucker, Edith

Hatch, William

Laflamme, Larry

Thompson, Dennis

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Abramson, Max
Cali-Pitts, Jacqueline
Gay, Betty
Hamblet, Joan
Malloy, Dennis
Simpson, Alexis

Altschiller, Debra
Cushing, Robert Renny
Gilman, Julie
Murray, Kate
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Grote, Jaci
Maggiore, Jim
Read, Ellen

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Kenney, Cam
Schmidt, Peter
Spang, Judith

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Chase, Wendy
Fontneau, Timothy
Hayward, Peter
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Conley, Casey
Frost, Sherry
Horriggan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Stapleton, Walter

Merchant, Gary
Sullivan, Brian

O'Hearne, Andrew
Tanner, Linda

NAYS - 197**BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
McConkey, Mark

Cordelli, Glenn
Nelson, Bill

Smith, Jonathan
Umberger, Karen

Marsh, William

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas

ROCKINGHAM

Abbas, Daryl
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Abrami, Patrick
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Newton, Clifford

Bailey, Glenn
Horgan, James
Pitre, Joseph

DeLemus, Susan
Kaczynski, Thomas
Turcotte, Leonard

Groen, Fenton
Kittredge, Mac
Wuelper, Kurt

SULLIVAN

Aron, Judy
Smith, Steven

Callum, John

Rollins, Skip

Spilsbury, Walter

and floor amendment (1093h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Hatch offered floor amendment (1094h).

Floor Amendment (1094h)

Amend the bill by inserting after section 372 the following new sections:

373 Tax on Meals and Rooms; Collection of Tax; Operators Commission Increased. Amend RSA 78-A:7, III to read as follows:

III. To compensate operators for keeping the prescribed records and the proper account and remitting of taxes by them, operators are allowed to retain [3] 4 percent of the taxes due and to be remitted if the return and payment are timely received by the department of revenue administration, as provided in RSA 78-A:8, III.

AMENDED ANALYSIS

Add:

97. Increases the operators' commission for collection and remittance of the meals and rooms tax.

Rep. Leishman spoke in favor.

Rep. Abrami spoke against.

Rep. Leishman requested a roll call; sufficiently seconded.

YEAS 176 - NAYS 208

YEAS - 176

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Faulkner, Barry
Ley, Douglas
Toll, AmandaBerch, Paul
Fenton, Donovan
Mann, John
Weber, LucyBordenet, John
Fox, Dru
Parshall, Lucius
Welkowitz, LawrenceEaton, Daniel
Harvey, Cathryn
Schapiro, Joe

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, SuzanneAdjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, GeorgeAlmy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, JoyceDontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, ConstanceBouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, IvyBaroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, DanielBeaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, TimothyCaplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary JaneEbel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary BethEllison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Woods, Gary

ROCKINGHAM

Abramson, Max
Cushing, Robert Renny
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, AlexisAltschiller, Debra
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
Meuse, David
MacDonald, WayneBunker, Lisa
Edgar, Michael
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, GeraldCali-Pitts, Jacqueline
Gay, Betty
Hamblet, Joan
Malloy, Dennis
Read, Ellen

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleven, SusanCannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, KennethChase, Wendy
Fontneau, Timothy
Horriggan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, JanetConley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Callum, John
O'Hearne, Andrew

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

NAYS - 208**BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Bean, Harry
Hough, Gregg
Littlefield, Richard
Silber, Norman
Varney, Peter

Bordes, Mike
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Comtois, Barbara
Johnson, Dawn
O'Hara, Travis
Terry, Paul

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Cordelli, Glenn
Smith, Jonathan
Umberger, Karen

Crawford, Karel
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Ames, Richard
Rhodes, Jennifer

Gomarlo, Jennie
Santonastaso, Matthew

Hunt, John
Von Plinsky, Sparky

Qualey, James

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald
Tucker, Edith

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolff, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Baldasaro, Al
Bershtein, Alan
Dodge, Dustin
Elliott, Robert
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Soti, Julius
Thomas, Douglas
Tudor, Paul
Wallace, Scott

Abrami, Patrick
Baxter, Tim
Cahill, Michael
Dolan, Tom
Emerick, Tracy
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Welch, David

Acton, Dennis
Belanger, Cody
Copp, Anne
Doucette, Fred
Ford, Oliver
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Weyler, Kenneth

Ayer, Paul
Bernardy, JD
DeSimone, Debra
Edwards, Jess
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Somssich, Peter
Sytek, John
True, Chris
Vose, Michael
Yokela, Josh

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Smith, Steven

Rollins, Skip

Spilsbury, Walter

Stapleton, Walter

and floor amendment (1094h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Hatch offered floor amendment (1063h).

Floor Amendment (1063h)

Amend the bill by deleting sections 330 and 331 relative to the dissemination of divisive concepts.

AMENDED ANALYSIS

Delete:

76. Defines and prohibits the dissemination of certain divisive concepts related to sex and race in state contracts, grants, and training programs.

Rep. Fellows spoke in favor.

Rep. Lynn spoke against.

Reps. McGuire and Schultz yielded to questions.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 186 - NAYS 193**YEAS - 186
BELKNAP**

Bordes, Mike

CARROLL

Buco, Thomas
MacDonald, John
Woodcock, Stephen

Burroughs, Anita
Knirk, Jerry

Crawford, Karel
Marsh, William

Deshaies, Brodie
McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Massimilla, Linda
Stavis, Laurel

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, Suzanne

Almy, Susan
Gordon, Edward
Murphy, James
Sykes, George

Dontonville, Roger
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

Bouldin, Andrew
Booras, Efsthathia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Bartlett, Christy
Gallager, Eric
Mason, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

Caplan, Tony
Lane, Connie
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Ebel, Karen
Luneau, David
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ellison, Arthur
MacKay, James
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 193**BELKNAP**

Aldrich, Glen
Howard, Raymond
O'Hara, Travis
Terry, Paul

Bean, Harry
Johnson, Dawn
Ploszaj, Tom
Trottier, Douglas

Comtois, Barbara
Littlefield, Richard
Silber, Norman
Varney, Peter

Harvey-Bolia, Juliet
Mackie, Jonathan
Sylvia, Michael

CARROLL

Avellani, Lino
Nelson, Bill

Cordelli, Glenn
Umberger, Karen

Smith, Jonathan

McConkey, Mark

CHESHIRE

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Simon, Matthew

Berezhny, Lex
Sanborn, Gail

Binford, David
Greeson, Jeffrey

Depalma IV, Joseph
Ladd, Rick

HILLSBOROUGH

Lekas, Alicia
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascalles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Boyd, Stephen
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas

Cambrils, Jose
Klose, John
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl	Abrami, Patrick	Abramson, Max	Acton, Dennis
Ayer, Paul	Baldasaro, Al	Baxter, Tim	Belanger, Cody
Bernardy, JD	Bershtein, Alan	Copp, Anne	DeSimone, Debra
Dodge, Dustin	Dolan, Tom	Doucette, Fred	Edwards, Jess
Elliott, Robert	Emerick, Tracy	Ford, Oliver	Gay, Betty
Green, Dennis	Guthrie, Joseph	Harb, Robert	Harley, Tina
Hobson, Deborah	Janigian, John	Katsakiores, Phyllis	Khan, Aboul
Kimball, Mary Ann	Layon, Erica	Litchfield, Melissa	Love, David
Lundgren, David	Lynn, Bob	Griffin, Mary	Pearson, Mark
Major, Norman	McBride, Everett	McMahon, Charles	Melvin, Charles
Milz, David	Osborne, Jason	Piemonte, Tony	Potucek, John
Pratt, Kevin	Prudhomme-O'Brien, Katherine	Roy, Terry	Pearson, Stephen
Soti, Julius	Spillane, James	Sweeney, Joe	Sytek, John
Thomas, Douglas	Torosian, Peter	Tripp, Richard	True, Chris
Tudor, Paul	Vandecasteele, Susan	Verville, Kevin	Vose, Michael
MacDonald, Wayne	Wallace, Scott	Welch, David	Weyler, Kenneth
Yokela, Josh			

STRAFFORD

Ankarberg, Aidan	Bailey, Glenn	DeLemus, Susan	Groen, Fenton
Harrington, Michael	Hayward, Peter	Horgan, James	Kaczynski, Thomas
Kittredge, Mac	Newton, Clifford	Pitre, Joseph	Turcotte, Leonard
Wuelper, Kurt			

SULLIVAN

Aron, Judy	Callum, John	Rollins, Skip	Spilsbury, Walter
Stapleton, Walter	Smith, Steven		

and floor amendment (1063h) failed.

MOTION TO PRINT DEBATE

Rep. Cushing moved that the debate on **Floor Amendment 1063h on HB 2-FN-A-L**, relative to state fees, funds, revenues, and expenditure, be printed in the Permanent Journal.

Without objection, the Speaker ordered.

Objection was made.

The question being adoption of the motion to print debate.

Rep. Altschiller requested a roll call; sufficiently seconded.

YEAS 303 - NAYS 78**YEAS - 303****BELKNAP**

Bean, Harry	Howard, Raymond	Littlefield, Richard	O'Hara, Travis
Ploszaj, Tom	Sylvia, Michael		

CARROLL

Buco, Thomas	Burroughs, Anita	Cordelli, Glenn	Crawford, Karel
Deshaies, Brodie	MacDonald, John	Knirk, Jerry	Marsh, William
McAleer, Chris	McConkey, Mark	Nelson, Bill	Umberger, Karen
Woodcock, Stephen			

CHESHIRE

Abbott, Michael	Ames, Richard	Berch, Paul	Bordenet, John
Eaton, Daniel	Faulkner, Barry	Fenton, Donovan	Fox, Dru
Gomarlo, Jennie	Harvey, Cathryn	Ley, Douglas	Mann, John
Parshall, Lucius	Rhodes, Jennifer	Schapiro, Joe	Toll, Amanda
Von Plinsky, Sparky	Weber, Lucy	Welkowitz, Lawrence	

COOS

Craig, Kevin	Davis, Arnold	Dostie, Donald	Kelley, Eamon
Hatch, William	Laflamme, Larry	Merner, Troy	Theberge, Robert
Tucker, Edith			

GRAFTON

Abel, Richard	Adjutant, Joshua	Almy, Susan	Binford, David
Depalma IV, Joseph	Dontonville, Roger	Egan, Timothy	Fellows, Sallie
Hakken-Phillips, Mary	Ladd, Rick	Massimilla, Linda	Muirhead, Russell
Murphy, James	Nordgren, Sharon	Stavis, Laurel	Smith, Suzanne
Sykes, George	Weston, Joyce		

HILLSBOROUGH

Alexander, Joe
King, Bill
Berry, Ross
Bouchard, Donald
Connors, Erika
Kelley, Diane
Erf, Keith
Freitas, Mary
Gould, Linda
Hamer, Heidi
Herbert, Christopher
Schmidt, Janice
Klee, Patricia
Labranche, Tony
Laughton, Stacie-Marie
King, Mark
Mayville, Mary
Moran, Melbourne
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Rung, Rosemarie
Sofikitis, Catherine
Telerski, Laura
Van Houten, Constance
Wilhelm, Matthew

Bouldin, Amanda
Baroody, Benjamin
Blasek, Melissa
Bradley, Amy
Cornell, Patricia
Smith, Denise
Espitia, Manny
Griffin, Gerald
Graham, John
Harriott-Gathright, Linda
Homola, Susan
Jack, Martin
Klein-Knight, Nicole
Langley, Diane
Leishman, Peter
Murray, Megan
McGhee, Kat
Mullen, Sue
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Newman, Sue
Stevens, Deb
Toomey, Dan
Vann, Ivy

Ammon, Keith
Beaulieu, Jane
Boehm, Ralph
Chretien, Jacqueline
Creighton, Jim
DiSilvestro, Linda
Fedolfi, Jim
Goley, Jeffrey
Griffith, Willis
Healey, Robert
Hyland, Stephanie
Judy, Jean
Kofalt, Jim
Lanzara, Tom
Lewicke, John
Mangipudi, Latha
McLean, Mark
Notter, Jeanine
Pedersen, Michael
Piedra, Israel
Rice, Kimberly
Sheehan, Vanessa
Lekas, Tony
Ulery, Jordan
Veilleux, Daniel

Bouldin, Andrew
Bergeron, Paul
Booras, Efstathia
Cohen, Bruce
Cushman, Leah
Dutzy, Sherry
Foster, William
Gorski, Ted
Gunski, Michael
Heath, Mary
Infantine, William
Kelsey, Niki
Sanborn, Laurie
Lascelles, Richard
Long, Patrick
Marston, Dick
Mooney, Maureen
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Rouillard, Claire
Snow, Kendall
Smith, Timothy
Vail, Suzanne
Warden, Mark

MERRIMACK

Allard, James
Ebel, Karen
Luneau, David
Moffett, Michael
Schamberg, Thomas
Shurtleff, Steve
Walz, Mary Beth
Yakubovich, Michael

Bartlett, Christy
Ellison, Arthur
MacKay, James
Pimentel, Roderick
Schuett, Dianne
Soucy, Timothy
Wells, Natalie

Boyd, Stephen
Gallager, Eric
Mason, James
Richards, Beth
Schultz, Kristina
Wallner, Mary Jane
Wolf, Dan

Caplan, Tony
Lane, Connie
McWilliams, Rebecca
Rogers, Katherine
Seaworth, Brian
Walsh, Thomas
Woods, Gary

ROCKINGHAM

Abbas, Daryl
Altschiller, Debra
Bunker, Lisa
DeSimone, Debra
Edwards, Jess
Gilman, Julie
Harb, Robert
Katsakiores, Phyllis
Loughman, Tom
Maggiore, Jim
McBride, Everett
Milz, David
Prudhomme-O'Brien, Katherine
Simpson, Alexis
Sytek, John
Tudor, Paul
Ward, Gerald

Abrami, Patrick
Baxter, Tim
Cahill, Michael
DiLorenzo, Charlotte
Elliott, Robert
Grossman, Gaby
Hobson, Deborah
Khan, Aboul
Lynn, Bob
Major, Norman
McMahon, Charles
Osborne, Jason
Read, Ellen
Somssich, Peter
Thomas, Douglas
Vandecasteele, Susan
Welch, David

Abramson, Max
Bernardy, JD
Cali-Pitts, Jacqueline
Doucette, Fred
Ford, Oliver
Grote, Jaci
Janigian, John
Layon, Erica
Griffin, Mary
Malloy, Dennis
Melvin, Charles
Paige, Mark
Roy, Terry
Soti, Julius
Tripp, Richard
Vose, Michael
Weyler, Kenneth

Acton, Dennis
Bershtein, Alan
Cushing, Robert Renny
Edgar, Michael
Gay, Betty
Hamblet, Joan
Murray, Kate
Litchfield, Melissa
Pearson, Mark
McBeath, Rebecca
Meuse, David
Pratt, Kevin
Pearson, Stephen
Sweeney, Joe
True, Chris
Wallace, Scott

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Horgan, James
Levesque, Cassandra
Schmidt, Peter
Southworth, Thomas
Wall, Janet

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Horriggan, Timothy
Smith, Marjorie
Pitre, Joseph
Spang, Judith

Chase, Wendy
Fontneau, Timothy
Groen, Fenton
Kaczynski, Thomas
Newton, Clifford
Rich, Cecilia
Treleven, Susan

Conley, Casey
Frost, Sherry
Hayward, Peter
Kenney, Cam
Oxaal, Ariel
Salloway, Jeffrey
Vincent, Kenneth

SULLIVAN

Aron, Judy
Merchant, Gary
Stapleton, Walter

Callum, John
O'Hearne, Andrew
Smith, Steven

Cloutier, John
Oxenham, Lee
Sullivan, Brian

Gottling, Suzanne
Spilsbury, Walter
Tanner, Linda

NAYS - 78 BELKNAP

Aldrich, Glen
Johnson, Dawn
Terry, Paul

Bordes, Mike
Lang, Timothy
Trottier, Douglas

Comtois, Barbara
Mackie, Jonathan
Varney, Peter

Harvey-Bolia, Juliet
Silber, Norman

CARROLL

Avellani, Lino

Smith, Jonathan

CHESHIRE

Qualey, James

Santonastaso, Matthew

COOS

Thompson, Dennis

GRAFTON

Alliegro, Mark
Gordon, Edward

Berezhny, Lex
Greeson, Jeffrey

Folsom, Beth
Simon, Matthew

Sanborn, Gail

HILLSBOROUGH

Lekas, Alicia
Greene, Bob
Pauer, Diane
Ober, Russell

Griffin, Barbara
Hopper, Gary
Plett, Fred
Renzullo, Andrew

Burt, John
Ober, Lynne
Post, Lisa
Shaw, Barbara

Gagne, Larry
Nunez, Hershel
Prout, Andrew
Somero, Paul

MERRIMACK

Andrus, Louise
Kennedy, Margaret
Pitaro, Matthew

Cambrils, Jose
Klose, John
Testerman, Dave

Cross, Kenna
McGuire, Carol
White, Nick

Hill, Gregory
Pearl, Howard

ROCKINGHAM

Ayer, Paul
Dodge, Dustin
Guthrie, Joseph
Lundgren, David
Toriosian, Peter

Baldasaro, Al
Dolan, Tom
Harley, Tina
Piemonte, Tony
Verville, Kevin

Belanger, Cody
Emerick, Tracy
Kimball, Mary Ann
Potucek, John
MacDonald, Wayne

Copp, Anne
Green, Dennis
Love, David
Spillane, James
Yokela, Josh

STRAFFORD

Ankarberg, Aidan
Kittredge, Mac

Bailey, Glenn
Turcotte, Leonard

DeLemus, Susan
Wuelper, Kurt

Harrington, Michael

SULLIVAN

Rollins, Skip

and the motion was adopted.

DEBATE ON FLOOR AMENDMENT (1063H)

Representative Fellows: Thank you, Mister Chair. Amendment (1063h) removes from the bill the section that is a copy of HB 544, propagation of divisive concepts. Slavery was abolished 150 years ago, but does anyone here doubt that racism is still alive and well in this country and in this state? In 2020, we saw many examples of racism. Ahmaud Arbery, the jogger, shot dead when he stopped for a moment to check on the progress at a home under construction. I've done that before. Would those men have shot me? The black teen in a New York hotel attacked by a woman who had lost her iPhone. If I had been there with an iPhone, would she have attacked me? And, the newest trend in racial violence, attacking Asian Americans who are just walking down the street. What will be next? Who will be the next target? If passing a law would eliminate racism, I would vote for it, but no law can cure the problem of racism. The only way to cure racism and other forms of bias, is for everyone to learn more about the different forms it can take, why it exists and to appreciate how it feels to be on the receiving end. What we need is more education and dialogue about racism, not less. We need to encourage not stifle teaching about racism at all educational levels. It should be woven through the curriculum in ways that are age appropriate and I trust our teachers in public and private schools and universities to do that. Everyone deserves to feel safe, to be treated with dignity and to have equal access to a quality education, job opportunities, housing, loans and business mentorships. For this to come about, we need to talk about racism. I urge you to remove HB 544 from HB 2 for two reasons. One, it places unconstitutional restrictions on our First Amendment rights of free speech. And, two, unless we talk about how our behaviors and how our policies impact minorities, racism will continue. By banning discussion about racism, this section actually protects racism. Let's make it clear, New Hampshire condemns racism and sexism. Support this amendment.

Speaker Packard: The Chair recognizes Rep. Lynn.

Representative Lynn: Thank you, Mister Chair, Mister Speaker. It's interesting that the opponents of HB 544, which is now incorporated in to HB 2 and the effort to get it out of HB 2 is the subject of this amendment. It's interesting that the supporters of that never tell us precisely what things it would prohibit because the things that it would prohibit are not any of the things that were just spoken about by my colleague. They never say which of the specific things that the bill prohibits. They think that teachers or other people that are covered by the bill should be able to teach our children. For example, should they be able to teach our children that white people should feel inherently guilty or inferior just because of the color of their skin? Or that things such as hard work are racists? Is that the kind of thing that the opponents of, that supporters of this amendment think it's okay for our teachers to teach our children? Because I don't think that and I suspect the majority of the people of New Hampshire don't think that. There was mention made, not by this speaker, but earlier, that this bill would prohibit the teaching of the Holocaust. It certainly doesn't do anything like that. Last year, this legislature passed legislation requiring that Holocaust education be part of the curriculum in the schools and I was a strong supporter of that proposal. This bill does not infringe upon First Amendment freedoms because the speech that it regulates is what someone can say when speaking officially. If someone believes in any of the divisive concepts that this bill prohibits from being taught, they can advocate that on their own time. They can say that, you know, white people are inherently racist if they want to or that hard work is a terribly racist thing and nobody should aspire to that. They can do that on their own time. What they can't do is teach people to believe that, for example, in our schools. That's not unconstitutional. Stop and think just about the reality of that. Could it possibly be true that it would be unconstitutional to do that because if that's true, then that means that if I'm a teacher at some school around the state and my belief is that the KKK, the Ku Klux Klan, is just a great organization, I'm free to teach that. I can say my First Amendment right is I can advocate for the KKK and say we should start forming some chapters in New Hampshire. And, not this legislature or a school board could do a damn thing about it. I submit that's a preposterous idea that that would be unconstitutional for the legislature to have the authority to deal with that. I have to tell you, there is no question that if this legislation passes, as I hope it will, there will be challenges to this. There is no question that there will be court challenges to this. There is a case from California in which an executive order issued by the Trump administration was determined to be unconstitutional. You might wonder why this was a lawsuit brought against this bill. It could have been brought anywhere in the country. You might wonder why it happened to be brought in the Northern district of California, that's San Francisco. Think it might have had anything to do with the likelihood that they would get a sympathetic judge there? And, of course they did. In my view, the decision was not very well reasoned, frankly. I have no doubt however that when it gets appealed to the 9th Circuit, or I have little doubt, it will be affirmed by that court and it will have to ultimately get to the US Supreme Court before its likely it will be overturned. I urge you, even though this divisive concept prohibition that we seek to keep in the budget will be subject of court challenges. If we truly believe in a colorblind society, then I urge you to vote against this proposed amendment and leave the divisive concepts in HB 2. Thank you, Mister Speaker.

Representative Rogers: Mister Speaker, will the speaker take a question?

Speaker Packard: Representative Lynn, do you yield to a question? The speaker does not. Rep. McGuire.

Representative McGuire: Thank you, Mister Speaker. I would like to answer the question that was raised about public hearings on HB 544. My committee, ED&A heard that bill. We had a continued public hearing that lasted over 5 hours. We had thousands of people commenting on it. The committee had several work sessions and an executive session and we voted it Ought to Pass with a relatively minor amendment. The fact that it did not have a hearing in Finance is somewhat irrelevant. Thank you.

Speaker Packard: The House will be in order.

Representative Adjutant: Mister Speaker, I have a question on the language, not on process. Is there a member of ED&A or Finance that would be willing to take it?

Speaker Packard: If a member of ED&A or Finance is willing to take a question, you may ask.

Representative Schultz: I am on ED&A and would be happy to take your question Sir.

Representative Adjutant: Thank you, Representative, for taking my question. The statements that were alluded to earlier regarding hard work and all white people being racist are examples of what is called critical race theory which is a theory that is actively being debated in the court of public opinion. Those words do not appear anywhere in the language that was originally set up for HB 544. It is your understanding that were this language to become statute, that if a school district decided that something like Jim Crow or the Civil Rights Movement or the Civil War, because the Civil War was about slavery, was a divisive concept, then would that school board be able to prohibit those things from being taught?

Representative Schultz: This language is so broad a lot things like that could fit in that group, including teaching Holocaust studies at Keene State where there is in fact a Holocaust Studies Institute. You couldn't speak about Nazi Germany and the links to white supremacy in Keene, could you? No.

Representative Adjutant: Thank you. No follow up.

Speaker Packard: Rep. Notter has moved for a roll call vote. Is that sufficiently seconded? This will be a roll call vote. Members will take their seats. The question is on the Ought to Pass motion on floor amendment (1063h). This is a roll call vote. If you are in favor, you'll press the green button. If you are opposed, you will press the red button. Voting stations are open for 30 seconds. The Chair recognizes Rep. Jeudy for a parliamentary inquiry.

Representative Jeudy: Thank you, Mister Speaker. If I know that this section of HB 2 includes HB 544, which is only a policy bill with no fiscal impact and which had a hearing before my committee but had no testimony given before members of Finance. And, if I believe that it is unconstitutional to pass a law that dictates to contractors doing business with the state how they can spend their own resources to train their own employees. And, if I know that anyone in this room who will live one day in my life will understand why educating people about racism is vital, would I now vote yes on this amendment to kill this section of HB 2? Mister Speaker, if you give it a chance, when I heard the Representative talk about KKK, I feel, I feel that the Representative was talking to me as a black man and I am only one in the House.

Speaker Packard: Representative, this is a parliamentary inquiry not a speech. The House will be in order.

Representative Jeudy: Mister Speaker If I may. I would like to tell everyone here.

Speaker Packard: Representative, you had asked for a parliamentary inquiry, not a speech. You have given your parliamentary inquiry.

Representative Jeudy: Mister Speaker if you take one minute to be in my place.

Speaker Packard: Representative, you've given your parliamentary inquiry. You are not allowed now to give a speech.

Representative Jeudy: Mister Speaker, I thank you very much, but remember that God tells us to love each other, not hate each other.

Speaker Packard: The House will be in order on both sides. The Chair recognizes Rep. Abbas for a parliamentary inquiry.

Representative Abbas: Thank you, Mister Speaker. If I know that teaching divisive concepts such as an individual by virtue of their race is inherently racist could result in a school teaching my son that his Irish mother is inherently racist toward people of color like his father. And, if I know that if individuals are inherently racist, it's unlikely that my Catholic Italian mother would have married my Muslim Egyptian father. And, if I know that if all people are inherently racist, it's unlikely that my family would exist at all. And, lastly Mister Speaker, if I know that instead of my children being taught divisive concepts in school, I want my children taught as I was taught to be inclusive and respectful of all people and their cultures, would I go ahead and push the red button? Thank you, Mister Speaker.

Speaker Packard: The House will be in order. The question is on the Ought to Pass motion of floor amendment (1063h). 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. Have all members present had an opportunity to vote? The House will attend to the state of the vote. 186 Yeas, 193 Nays, the motion fails.

HB 2-FN-A-L CONT'D

Rep. Nordgren offered floor amendment (1069h).

Floor Amendment (1069h)

Amend the bill by deleting section 372, relative to the closed loop referral system.

AMENDED ANALYSIS

Delete:

96. Limiting further expansion of the closed loop referral system by the department of health and human services pending review of the system by the legislative oversight committee on health and human services. Rep. Weber spoke in favor.

Rep. Edwards spoke against and yielded to questions.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 180 - NAYS 201

YEAS - 180

CARROLL

Buco, Thomas
Marsh, William

Burroughs, Anita
McAleer, Chris

Deshaies, Brodie
Woodcock, Stephen

Knirk, Jerry

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Bouldin, Andrew
Booras, Efsthia
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 201**BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
McConkey, Mark

Cordelli, Glenn
Nelson, Bill

MacDonald, John
Umberger, Karen

Smith, Jonathan

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lundgren, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tosorian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1069h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Nordgren offered floor amendment (1066h).

Floor Amendment (1066h)

Amend the bill by deleting sections 76 and 77 relative to the governor's state of emergency powers and the creation of a nominal state of emergency.

AMENDED ANALYSIS

Delete:

38. Amends the powers of the governor relating to declaring a state of emergency and authorizes the creation of a nominal state of emergency for the purpose of continuing a state of emergency for financial reasons.

Rep. Goley spoke in favor.

Rep. Weyler spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 184 - NAYS 194**YEAS - 184
BELKNAP**

Bordes, Mike

Buco, Thomas
McAleer, ChrisAbbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Kelley, Eamon

Abel, Richard
Egan, Timothy
Massimilla, Linda
Stavis, LaurelBouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Telerski, Laura
Vann, IvyAllard, James
Gallager, Eric
Mason, James
Rogers, Katherine
Shurtleff, Steve
Wolf, DanAltschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Simpson, Alexis
Ward, GeraldBixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, SusanCloutier, John
Oxenham, LeeBurroughs, Anita
Woodcock, StephenAmes, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Hatch, William

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, SuzanneBouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Graham, John
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Pickering, Daniel
Newman, Ray
Sofikitis, Catherine
Toomey, Dan
Veilleux, DanielBartlett, Christy
Lane, Connie
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, GaryBunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Milz, David
Somssich, PeterCannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, KennethGottling, Suzanne
Sullivan, Brian

Knirk, Jerry

CARROLL**CHESHIRE**Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda**COOS**

Laflamme, Larry

GRAFTONAlmy, Susan
Hakken-Phillips, Mary
Murphy, James
Sykes, George**HILLSBOROUGH**Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Griffith, Willis
Herbert, Christopher
Judy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew**MERRIMACK**Ebel, Karen
Luneau, David
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane**ROCKINGHAM**Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Paige, Mark
Sytek, John**STRAFFORD**Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet**SULLIVAN**Merchant, Gary
Tanner, Linda

Marsh, William

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, SparkyDontonville, Roger
Ham, Bonnie
Nordgren, Sharon
Weston, JoyceBeaulieu, Jane
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Loughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Perez, Maria
Porter, Marjorie
Newman, Sue
Smith, Timothy
Van Houten, ConstanceEllison, Arthur
MacKay, James
Richards, Beth
Schultz, Kristina
Walz, Mary BethCali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Read, Ellen
MacDonald, WayneConley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

O'Hearne, Andrew

NAYS - 194 BELKNAP

Aldrich, Glen
Howard, Raymond
O'Hara, Travis
Terry, Paul

Bean, Harry
Johnson, Dawn
Ploszaj, Tom
Trottier, Douglas

Comtois, Barbara
Littlefield, Richard
Silber, Norman
Varney, Peter

Harvey-Bolia, Juliet
Mackie, Jonathan
Sylvia, Michael

CARROLL

Avellani, Lino
Smith, Jonathan

Cordelli, Glenn
McConkey, Mark

Deshaies, Brodie
Nelson, Bill

MacDonald, John
Umberger, Karen

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald
Tucker, Edith

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail
Simon, Matthew

Binford, David
Gordon, Edward

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Homola, Susan
Kofalt, Jim
Lascalles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

MERRIMACK

Andrus, Louise
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Cambrils, Jose
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas

Caplan, Tony
Klose, John
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lynn, Bob
McBride, Everett
Piemonte, Tony
Roy, Terry
Sweeney, Joe
True, Chris
Vose, Michael
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Griffin, Mary
McMahon, Charles
Potucek, John
Pearson, Stephen
Thomas, Douglas
Tudor, Paul
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Pearson, Mark
Melvin, Charles
Pratt, Kevin
Soti, Julius
Torosian, Peter
Vandecasteele, Susan
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Major, Norman
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tripp, Richard
Verville, Kevin
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1066h) failed.

The question being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Almy offered floor amendment (1104h).

Floor Amendment (1104h)

Amend the bill by replacing section 295 with the following:

295 New Sections; Pari-Mutuel Pools on Historic Horse Races; Local Option. Amend RSA 284 by inserting after section 22-a the following new sections:

284:22-b Pari-Mutuel Pools on Historic Horse Races.

I. In this section:

(a) "Historic horse race" means:

(1) Any horse race whether running or harness, that was previously conducted at a licensed pari-mutuel facility;

(2) Concluded with official results; and

(3) Concluded without scratches, disqualifications, or dead-heat finishes.

(b) "Licensee" means any individual, association, partnership, joint-venture, corporation, or other organization or other entity which holds a game operator employer license under RSA 287-D.

(c) "Pari-mutuel method of wagering" means:

(1) A method of wagering in which those who wager on horses that finish in the position or positions for which wagers are taken share in the total amounts wagered, plus any amounts provided by a licensee, may include a nonrefundable contribution to serve as a seed or guarantee; and

(2) A totalizator or similar mechanical equipment calculates pari-mutuel pools and payouts associated with each winning wager.

II. In order to be eligible for a license to sell pari-mutuel pools on historic races, an applicant shall have been game operator employer licensed under RSA 287-D as of May 1, 2020 and still licensed as of the effective date of this section, provided such sales are within the enclosure of a facility at which the licensee holds its licensed activities under RSA 287-D, that such facility is located within the city or town in which the licensee held its license on May 1, 2020, and the city or town has voted to allow wagering on historic races according to RSA 284:22-c. An application that is approved by the lottery commission, and a license that is granted shall not be permitted to be transferred or sold.

III. In accordance with the provisions of RSA 284:6-a, wagering on historic horse races may take place on electronic gaming devices provided that:

(a) All wagers use the pari-mutuel method of wagering.

(b) A licensee at all times maintains at least 2 terminals offering the same type of wager on all historic horse races.

(c) The terminal makes available true and accurate past performance information on each historic horse race prior to the patron making his or her selection.

(d) The terminal shall display a replay of each race, or a portion thereof, whether digital, animated, or by way of a video recording, and the official results of each race. The identity of each race shall be revealed to the patron after the patron has placed his or her wager.

(e) The outcome of each wager is based solely on the outcome of the historic horse race or races; no random elements may determine the outcome of the patron's wager.

(f) The terminals have been tested by an independent testing laboratory, approved by the commission, to ensure integrity and proper working order.

(g) Each terminal makes available pari-mutuel wagering pool amounts that the patron may receive for a winning wager.

(h) A terminal shall not accept a wager in excess of \$25.

(i) Each licensee shall submit a responsible gaming plan to the lottery commission for review and approval prior to activating any historic horse race terminal, and every year thereafter. Such plan shall include identification of postings and materials related to problem gaming to be made available to patrons expressing concerns about problem gaming, house imposed player limits, and self-exclusion plans.

IV. Racing officials or any employee or owner of the entity that provides the totalizator system to the licensee, and any person responsible for the operation of the electronic reproduction equipment which operates the historic horse races and wagering shall be prohibited from participating in wagering, directly or indirectly, on historic horse races offered at the licensee's facility.

V. The licensee commission on all historic horse race pari-mutuel pools shall be at a rate of not greater than 12 percent. In addition to the above commission, 100 percent of the odd cents of all redistribution based on each dollar wagered exceeding a sum equal to the next lowest multiple of 10, known as breakage, shall be paid to the lottery commission and used as payment for problem gaming services.

VI. The lottery commission shall adopt rules under RSA 541-A governing historic horse racing machines.

VII. No historic horse racing machine shall be operated except within the facility of a licensee during the facility's hours of play of charitable games.

284:22-c Local Option.

I. Any town or city may allow charitable game operators licensed for facilities located within its borders to install and operate electronic historic racing devices, in the following manner:

(a) In a town, the question shall be placed on the warrant of an annual town meeting under the procedures set out in RSA 39:3, and shall be voted on a ballot. In a city, the legislative body may vote to place the question on the official ballot for any regular municipal election, or, in the alternative, shall place the question on the official ballot for any regular municipal election upon submission to the legislative body of a petition signed by 5 percent of the registered voters.

(b) The selectmen, aldermen, or city council shall hold a public hearing on the question at least 15 days but not more than 30 days before the question is to be voted on. Notice of the hearing shall be posted in at least 2 public places in the municipality and published in a newspaper of general circulation at least 7 days before the hearing.

(c) The wording of the question shall be substantially as follows: "Shall we allow the operation of historic horse racing devices within the town or city?"

II. If a majority of those voting on the question vote "Yes," historic horse racing devices may be operated within the town or city.

III. If the question is not approved, the question may later be voted upon according to the provisions of paragraph I at the next annual town meeting or regular municipal election.

IV. A municipality that has voted to allow the operation of historic horse racing devices may consider rescinding its action in the manner described in paragraph I of this section.

IV-a. An unincorporated place may allow the operation of historic horse racing devices by majority vote of the county delegation, after a public hearing is held.

V. The lottery commission shall maintain a list of municipalities where historic horse racing devices are available.

Rep. Almy spoke in favor and yielded to questions.

Rep. Abrami spoke against.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 161 - NAYS 218**YEAS - 161****CARROLL**

Buco, Thomas
McAleer, Chris

Burroughs, Anita
Woodcock, Stephen

Deshaies, Brodie

Knirk, Jerry

CHESHIRE

Ames, Richard
Fox, Dru
Mann, John
Von Plinsky, Sparky

Berch, Paul
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Bordenet, John
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Fenton, Donovan
Ley, Douglas
Toll, Amanda

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

GRAFTON

Abel, Richard
Egan, Timothy
Massimilla, Linda
Simon, Matthew
Weston, Joyce

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Stavis, Laurel

Almy, Susan
Gordon, Edward
Murphy, James
Smith, Suzanne

Dontonville, Roger
Hakken-Phillips, Mary
Nordgren, Sharon
Sykes, George

HILLSBOROUGH

Alexander, Joe
Beaulieu, Jane
Connors, Erika
Harriott-Gathright, Linda
Hyland, Stephanie
Labranche, Tony
Leishman, Peter
McGhee, Kat
Pedersen, Michael
Porter, Marjorie
Snow, Kendall
Vail, Suzanne

Bouldin, Amanda
Bergeron, Paul
Freitas, Mary
Heath, Mary
Jack, Martin
Langley, Diane
King, Mark
Mullen, Sue
Perez, Maria
Query, Joshua
Stevens, Deb
Van Houten, Constance

Bouldin, Andrew
Chretien, Jacqueline
Griffith, Willis
Herbert, Christopher
Judy, Jean
Lanzara, Tom
Murray, Megan
Nutter-Upham, Frances
Pickering, Daniel
Rouillard, Claire
Smith, Timothy
Wilhelm, Matthew

Griffin, Barbara
Cohen, Bruce
Hamer, Heidi
Homola, Susan
Klein-Knight, Nicole
Laughton, Stacie-Marie
Mangipudi, Latha
Nutting-Wong, Allison
Piedra, Israel
Rung, Rosemarie
Toomey, Dan

MERRIMACK

Allard, James
Ellison, Arthur

Bartlett, Christy
Gallagher, Eric

Caplan, Tony
Hill, Gregory

Ebel, Karen
Lane, Connie

Luneau, David
Richards, Beth
Walz, Mary Beth

MacKay, James
Schuett, Dianne
Wolf, Dan

McWilliams, Rebecca
Shurtleff, Steve
Woods, Gary

Pimentel, Roderick
Wallner, Mary Jane

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

Bunker, Lisa
DiLorenzo, Charlotte
Grossman, Gaby
Pearson, Mark
Meuse, David
Somssich, Peter

Cahill, Michael
Edgar, Michael
Grote, Jaci
Maggiore, Jim
Paige, Mark
Sytek, John

Cali-Pitts, Jacqueline
Gay, Betty
Hamblet, Joan
Malloy, Dennis
Read, Ellen
Ward, Gerald

STRAFFORD

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

Cannon, Gerri
Fontneau, Timothy
Groen, Fenton
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Conley, Casey
Frost, Sherry
Kenney, Cam
Oxaal, Ariel
Southworth, Thomas
Wuelper, Kurt

Ellis, Donna
Gourgue, Amanda
Kittredge, Mac
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 218

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Marsh, William

Cordelli, Glenn
McConkey, Mark

MacDonald, John
Nelson, Bill

Smith, Jonathan
Umberger, Karen

CHESHIRE

Abbott, Michael
Qualey, James

Eaton, Daniel
Rhodes, Jennifer

Faulkner, Barry
Santonastaso, Matthew

Hunt, John

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald
Tucker, Edith

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail

Binford, David
Greeson, Jeffrey

Depalma IV, Joseph
Ham, Bonnie

HILLSBOROUGH

Lekas, Alicia
Berry, Ross
Bouchard, Donald
Creighton, Jim
DiSilvestro, Linda
Fedolfi, Jim
Goley, Jeffrey
Greene, Bob
Infantine, William
Kofalt, Jim
Lewicke, John
McLean, Mark
Nunez, Hershel
Plett, Fred
Ober, Russell
Shaw, Barbara
Lekas, Tony
Warden, Mark

Ammon, Keith
Blasek, Melissa
Bradley, Amy
Cushman, Leah
Dutzy, Sherry
Foster, William
Gorski, Ted
Gunski, Michael
Schmidt, Janice
Ober, Lynne
Long, Patrick
Mooney, Maureen
O'Brien, Michael
Post, Lisa
Renzullo, Andrew
Sheehan, Vanessa
Telerski, Laura

King, Bill
Boehm, Ralph
Burt, John
Kelley, Diane
Erf, Keith
Griffin, Gerald
Gould, Linda
Healey, Robert
Kelsey, Niki
Sanborn, Laurie
Marston, Dick
Moran, Melbourne
Pauer, Diane
Prout, Andrew
Rice, Kimberly
Sofikitis, Catherine
Ulery, Jordan

Baroody, Benjamin
Booras, Efsthathia
Cornell, Patricia
Smith, Denise
Espitia, Manny
Gagne, Larry
Graham, John
Hopper, Gary
Klee, Patricia
Lascalles, Richard
Mayville, Mary
Notter, Jeanine
Petrigno, Peter
Newman, Ray
Newman, Sue
Somero, Paul
Veilleux, Daniel

MERRIMACK

Andrus, Louise
Kennedy, Margaret

Boyd, Stephen
Klose, John

Cambrils, Jose
Mason, James

Cross, Kenna
McGuire, Carol

Moffett, Michael
Schamberg, Thomas
Testerman, Dave
Yakubovich, Michael

Pearl, Howard
Schultz, Kristina
Walsh, Thomas

Pitaro, Matthew
Seaworth, Brian
Wells, Natalie

Rogers, Katherine
Soucy, Timothy
White, Nick

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Griffin, Mary
Melvin, Charles
Potucek, John
Pearson, Stephen
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Harley, Tina
Khan, Aboul
Loughman, Tom
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Hobson, Deborah
Kimball, Mary Ann
Love, David
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Guthrie, Joseph
Janigian, John
Layon, Erica
Lynn, Bob
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kaczynski, Thomas
Wall, Janet

Bailey, Glenn
Hayward, Peter
Newton, Clifford

Chase, Wendy
Horgan, James
Pitre, Joseph

DeLemus, Susan
Horrigan, Timothy
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and floor amendment (1104h) failed.

The question now being adoption of the majority committee report of Ought to Pass with Amendment.
Rep. Cushing spoke against and yielded to questions.

Rep. Weyler spoke in favor.

Rep. Notter requested a roll call; sufficiently seconded.

YEAS 200 - NAYS 181

YEAS - 200 BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Smith, Jonathan
Umberger, Karen

Cordelli, Glenn
Marsh, William

Deshaies, Brodie
McConkey, Mark

MacDonald, John
Nelson, Bill

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald

Merner, Troy

GRAFTON

Abel, Richard
Depalma IV, Joseph
Greeson, Jeffrey

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail
Simon, Matthew

Binford, David
Gordon, Edward

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John

Alexander, Joe
Berry, Ross
Creighton, Jim

Ammon, Keith
Blasek, Melissa
Cushman, Leah

Griffin, Barbara
Boehm, Ralph
Kelley, Diane

Smith, Denise
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Erf, Keith
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Andrus, Louise
Hill, Gregory
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Cambrils, Jose
Klose, John
Pearl, Howard
Walsh, Thomas

Cross, Kenna
Mason, James
Pitaro, Matthew
Wells, Natalie

MERRIMACK

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tripp, Richard
Verville, Kevin
Welch, David

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
True, Chris
Vose, Michael
Weyler, Kenneth

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

ROCKINGHAM

Ankarberg, Aidan
Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

Bailey, Glenn
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Cannon, Gerri
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

STRAFFORD

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

SULLIVAN

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

NAYS - 181 CARROLL

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

CHESHIRE

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

COOS

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, Suzanne

Almy, Susan
Hakken-Phillips, Mary
Murphy, James
Sykes, George

Dontonville, Roger
Ham, Bonnie
Nordgren, Sharon
Weston, Joyce

Egan, Timothy
Massimilla, Linda
Stavis, Laurel

GRAFTON

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline

Bouldin, Andrew
Booras, Efsthathia
Cohen, Bruce

Baroody, Benjamin
Bouchard, Donald
Connors, Erika

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia

HILLSBOROUGH

DiSilvestro, Linda
 Freitas, Mary
 Harriott-Gathright, Linda
 Schmidt, Janice
 Klein-Knight, Nicole
 Leishman, Peter
 Mangipudi, Latha
 Nutter-Upham, Frances
 Perez, Maria
 Porter, Marjorie
 Newman, Sue
 Stevens, Deb
 Vail, Suzanne
 Wilhelm, Matthew

Dutzy, Sherry
 Goley, Jeffrey
 Heath, Mary
 Jack, Martin
 Labranche, Tony
 Long, Patrick
 McGhee, Kat
 Nutting-Wong, Allison
 Petrigno, Peter
 Query, Joshua
 Shaw, Barbara
 Smith, Timothy
 Van Houten, Constance

Espitia, Manny
 Griffith, Willis
 Herbert, Christopher
 Jeudy, Jean
 Langley, Diane
 King, Mark
 Moran, Melbourne
 O'Brien, Michael
 Pickering, Daniel
 Newman, Ray
 Snow, Kendall
 Telerski, Laura
 Vann, Ivy

Fedolfi, Jim
 Hamer, Heidi
 Hyland, Stephanie
 Klee, Patricia
 Loughton, Stacie-Marie
 Murray, Megan
 Mullen, Sue
 Pedersen, Michael
 Piedra, Israel
 Rung, Rosemarie
 Sofikitis, Catherine
 Toomey, Dan
 Veilleux, Daniel

MERRIMACK

Allard, James
 Ellison, Arthur
 MacKay, James
 Rogers, Katherine
 Shurtleff, Steve
 Wolf, Dan

Bartlett, Christy
 Gallagher, Eric
 McWilliams, Rebecca
 Schamberg, Thomas
 Soucy, Timothy
 Woods, Gary

Caplan, Tony
 Lane, Connie
 Pimentel, Roderick
 Schuett, Dianne
 Wallner, Mary Jane

Ebel, Karen
 Luneau, David
 Richards, Beth
 Schultz, Kristina
 Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
 Cushing, Robert Renny
 Grossman, Gaby
 Loughman, Tom
 Meuse, David
 Somssich, Peter

Bunker, Lisa
 DiLorenzo, Charlotte
 Grote, Jaci
 Maggiore, Jim
 Paige, Mark
 Sytek, John

Cahill, Michael
 Edgar, Michael
 Hamblet, Joan
 Malloy, Dennis
 Read, Ellen
 Ward, Gerald

Cali-Pitts, Jacqueline
 Gilman, Julie
 Murray, Kate
 McBeath, Rebecca
 Simpson, Alexis

STRAFFORD

Bixby, Peter
 Fargo, Kristina
 Grassie, Chuck
 Smith, Marjorie
 Salloway, Jeffrey
 Vincent, Kenneth

Chase, Wendy
 Fontneau, Timothy
 Horrigan, Timothy
 Oxaal, Ariel
 Southworth, Thomas
 Wall, Janet

Conley, Casey
 Frost, Sherry
 Kenney, Cam
 Schmidt, Peter
 Spang, Judith

Ellis, Donna
 Gourgue, Amanda
 Levesque, Cassandra
 Rich, Cecilia
 Treleaven, Susan

SULLIVAN

Cloutier, John
 Oxenham, Lee

Gottling, Suzanne
 Sullivan, Brian

Merchant, Gary
 Tanner, Linda

O'Hearne, Andrew

and the majority committee report was adopted and the bill was ordered to third reading.
 Reps. Abel and Cannon voted Yea and intended to vote Nay.
 Rep. Fedolfi voted Nay and intended to vote Yea.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Osborne moved that the House reconsider its action whereby, on a roll call vote of 200-181, the House adopted the majority committee report of Ought to Pass with Amendment on **HB 2-FN-A-L**, relative to state fees, funds, revenues, and expenditures.

Rep. Osborne spoke against.

Rep. Espitia requested a roll call; sufficiently seconded.

YEAS 175 - NAYS 204

YEAS - 175

CARROLL

Buco, Thomas

Knirk, Jerry

McAleer, Chris

Woodcock, Stephen

CHESHIRE

Abbott, Michael
 Faulkner, Barry
 Harvey, Cathryn
 Schapiro, Joe
 Welkowitz, Lawrence

Ames, Richard
 Fenton, Donovan
 Ley, Douglas
 Toll, Amanda

Berch, Paul
 Fox, Dru
 Mann, John
 Von Plinsky, Sparky

Bordenet, John
 Gomarlo, Jennie
 Parshall, Lucius
 Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

GRAFTON

Abel, Richard
Egan, Timothy
Massimilla, Linda
Stavis, Laurel

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, Suzanne

Almy, Susan
Hakken-Phillips, Mary
Murphy, James
Sykes, George

Dontonville, Roger
Ham, Bonnie
Nordgren, Sharon
Weston, Joyce

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
DiSilvestro, Linda
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
Dutzy, Sherry
Goley, Jeffrey
Heath, Mary
Jack, Martin
Labranche, Tony
Long, Patrick
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Vann, Ivy

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Espitia, Manny
Griffith, Willis
Herbert, Christopher
Jeudy, Jean
Langley, Diane
King, Mark
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Veilleux, Daniel

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Fedolfi, Jim
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Wilhelm, Matthew

MERRIMACK

Allard, James
Ellison, Arthur
MacKay, James
Schamberg, Thomas
Soucy, Timothy

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schuett, Dianne
Wallner, Mary Jane

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schultz, Kristina
Walz, Mary Beth

Ebel, Karen
Luneau, David
Richards, Beth
Shurtleff, Steve
Woods, Gary

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Sytek, John

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen
Ward, Gerald

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Southworth, Thomas
Wall, Janet

Cannon, Gerri
Fontneau, Timothy
Horriggan, Timothy
Oxaal, Ariel
Spang, Judith

Chase, Wendy
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Treleaven, Susan

Conley, Casey
Gourgue, Amanda
Levesque, Cassandra
Salloway, Jeffrey
Vincent, Kenneth

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

NAYS - 204**BELKNAP**

Aldrich, Glen
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bean, Harry
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Bordes, Mike
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

Comtois, Barbara
Littlefield, Richard
Silber, Norman
Varney, Peter

CARROLL

Avellani, Lino
MacDonald, John
Nelson, Bill

Burroughs, Anita
Smith, Jonathan
Umberger, Karen

Cordelli, Glenn
Marsh, William

Deshaies, Brodie
McConkey, Mark

CHESHIRE

Eaton, Daniel
Santonastaso, Matthew

Hunt, John

Qualey, James

Rhodes, Jennifer

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold
Thompson, Dennis

Dostie, Donald
Tucker, Edith

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail
Simon, Matthew

Binford, David
Gordon, Edward

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Foster, William
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

MERRIMACK

Andrus, Louise
Hill, Gregory
McGuire, Carol
Rogers, Katherine
Wells, Natalie

Boyd, Stephen
Kennedy, Margaret
Moffett, Michael
Seaworth, Brian
White, Nick

Cambrils, Jose
Klose, John
Pearl, Howard
Testerman, Dave
Wolf, Dan

Cross, Kenna
Mason, James
Pitaro, Matthew
Walsh, Thomas
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lynn, Bob
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tripp, Richard
Verville, Kevin
Welch, David

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
True, Chris
Vose, Michael
Weyler, Kenneth

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

STRAFFORD

Ankarberg, Aidan
Groen, Fenton
Kaczynski, Thomas
Rich, Cecilia

Bailey, Glenn
Harrington, Michael
Kittredge, Mac
Turcotte, Leonard

DeLemus, Susan
Hayward, Peter
Newton, Clifford
Wuelper, Kurt

Ellis, Donna
Horgan, James
Pitre, Joseph

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and the motion failed.

MOTION TO RECONSIDER

Having voted with the prevailing side, Rep. Osborne moved that the House reconsider its action whereby, on a roll call vote of 205-178, the House adopted the majority committee report of Ought to Pass with Amendment on **HB 1-A**, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2022 and June 30, 2023.

Rep. Osborne spoke against.

Motion failed.

MOTION TO PRINT DEBATE

Rep. Timothy Smith moved that the debate on **HB 2-FN-A-L**, relative to state fees, funds, revenues, and expenditures, be printed in the Permanent Journal.

Without objection, the Speaker ordered.

Objection was made.

The question now being adoption of the motion to print debate.
Rep. Khan requested a roll call; sufficiently seconded.

YEAS 209 - NAYS 170**YEAS - 209****BELKNAP**

Bordes, Mike

Ploszaj, Tom

CARROLL

Buco, Thomas
Smith, Jonathan
McConkey, Mark

Burroughs, Anita
Knirk, Jerry
Umberger, Karen

Deshaies, Brodie
Marsh, William
Woodcock, Stephen

MacDonald, John
McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

COOS

Kelley, Eamon
Tucker, Edith

Hatch, William

Laflamme, Larry

Thompson, Dennis

GRAFTON

Abel, Richard
Egan, Timothy
Massimilla, Linda
Stavis, Laurel

Adjutant, Joshua
Fellows, Sallie
Muirhead, Russell
Smith, Suzanne

Almy, Susan
Hakken-Phillips, Mary
Murphy, James
Sykes, George

Dontonville, Roger
Ham, Bonnie
Nordgren, Sharon
Weston, Joyce

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Chretien, Jacqueline
Smith, Denise
Freitas, Mary
Hamer, Heidi
Hyland, Stephanie
Jeudy, Jean
Langley, Diane
King, Mark
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Porter, Marjorie
Newman, Sue
Smith, Timothy
Van Houten, Constance

Bouldin, Andrew
Booras, Efstathia
Cohen, Bruce
DiSilvestro, Linda
Goley, Jeffrey
Harriott-Gathright, Linda
Infantine, William
Klee, Patricia
Laughton, Stacie-Marie
Murray, Megan
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Query, Joshua
Snow, Kendall
Telerski, Laura
Vann, Ivy

Baroody, Benjamin
Bouchard, Donald
Connors, Erika
Dutzy, Sherry
Graham, John
Heath, Mary
Schmidt, Janice
Klein-Knight, Nicole
Leishman, Peter
Mangipudi, Latha
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Newman, Ray
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Beaulieu, Jane
Bradley, Amy
Cornell, Patricia
Espitia, Manny
Griffith, Willis
Herbert, Christopher
Jack, Martin
Labranche, Tony
Long, Patrick
Mayville, Mary
Nutter-Upham, Frances
Perez, Maria
Plett, Fred
Rung, Rosemarie
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Allard, James
Ellison, Arthur
MacKay, James
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Bartlett, Christy
Gallager, Eric
Mason, James
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Caplan, Tony
Lane, Connie
McWilliams, Rebecca
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

Ebel, Karen
Luneau, David
Moffett, Michael
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

ROCKINGHAM

Abrami, Patrick
Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Lynn, Bob
McBride, Everett
Read, Ellen
True, Chris

Acton, Dennis
Cahill, Michael
Edgar, Michael
Hamblet, Joan
Maggiore, Jim
McMahon, Charles
Simpson, Alexis
MacDonald, Wayne

Altschiller, Debra
Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
Malloy, Dennis
Meuse, David
Somssich, Peter
Ward, Gerald

Bershtein, Alan
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Paige, Mark
Sytek, John

STRAFFORD

Bixby, Peter
Ellis, Donna

Cannon, Gerri
Fargo, Kristina

Chase, Wendy
Fontneau, Timothy

Conley, Casey
Frost, Sherry

Gourgue, Amanda
Hayward, Peter
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Grassie, Chuck
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Groen, Fenton
Kenney, Cam
Schmidt, Peter
Spang, Judith
Wuelper, Kurt

Harrington, Michael
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

SULLIVAN

NAYS - 170

BELKNAP

Aldrich, Glen
Howard, Raymond
Mackie, Jonathan
Terry, Paul

Bean, Harry
Johnson, Dawn
O'Hara, Travis
Trottier, Douglas

Comtois, Barbara
Lang, Timothy
Silber, Norman
Varney, Peter

Harvey-Bolia, Juliet
Littlefield, Richard
Sylvia, Michael

CARROLL

Avellani, Lino

Cordelli, Glenn

Nelson, Bill

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ladd, Rick

Berezhny, Lex
Sanborn, Gail
Simon, Matthew

Binford, David
Gordon, Edward

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Erf, Keith
Gagne, Larry
Gunski, Michael
Kelsey, Niki
Lanzara, Tom
McLean, Mark
Pauer, Diane
Renzullo, Andrew
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Fedolfi, Jim
Gorski, Ted
Healey, Robert
Kofalt, Jim
Lascelles, Richard
Mooney, Maureen
Post, Lisa
Rice, Kimberly
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Foster, William
Gould, Linda
Homola, Susan
Ober, Lynne
Lewicke, John
Notter, Jeanine
Prout, Andrew
Rouillard, Claire
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Griffin, Gerald
Greene, Bob
Hopper, Gary
Sanborn, Laurie
Marston, Dick
Nunez, Hershel
Ober, Russell
Shaw, Barbara
Ulery, Jordan

MERRIMACK

Andrus, Louise
Hill, Gregory
Pearl, Howard
Walsh, Thomas

Boyd, Stephen
Kennedy, Margaret
Pitaro, Matthew
Wells, Natalie

Cambrils, Jose
Klose, John
Seaworth, Brian
White, Nick

Cross, Kenna
McGuire, Carol
Testerman, Dave
Yakubovich, Michael

ROCKINGHAM

Abbas, Daryl
Baxter, Tim
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Melvin, Charles
Potucek, John
Pearson, Stephen
Torosian, Peter
Verville, Kevin
Yokela, Josh

Abramson, Max
Belanger, Cody
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Griffin, Mary
Milz, David
Pratt, Kevin
Soti, Julius
Tripp, Richard
Vose, Michael

Ayer, Paul
Bernardy, JD
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Pearson, Mark
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Tudor, Paul
Wallace, Scott

Baldasaro, Al
Copp, Anne
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Major, Norman
Piemonte, Tony
Roy, Terry
Thomas, Douglas
Vandecasteele, Susan
Welch, David

STRAFFORD

Ankarberg, Aidan
Kaczynski, Thomas
Turcotte, Leonard

Bailey, Glenn
Kittredge, Mac

DeLemus, Susan
Newton, Clifford

Horgan, James
Pitre, Joseph

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

and the motion was adopted.

CLERK'S NOTE

The debate on **HB 2-FN-A-L**, relative to state fees, funds, revenues, and expenditures, will be printed in its entirety in the Permanent Journal.

(Rep. Steven Smith in the Chair)

REGULAR CALENDAR - PART II

HB 139, relative to the submission of evidence in divorce proceedings. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Josh Yokela for the Majority of Children and Family Law. This bill addresses the current problem of evidence submitted on the day of court, which is in violation of current court rules that are not always enforced. The bill allows for the opposing party to request a continuance if evidence was submitted 5 days prior to the hearing, allowing for preparation of a rebuttal. It also allows for a judge to declare evidence as de minimis and to record reasoning for not granting a continuance. Vote 8-7.

Rep. Debra Altschiller for the Minority of Children and Family Law. This bill is well-intentioned, but will undermine current NH Family Division rules which actually provide for submissions of evidence up to five days before a hearing, as set forth in the bill. The committee heard testimony from both the NH Judicial branch and from NH Legal Assistance that this bill would have the opposite effect than is intended. The testimony reinforced that current rules already provide the mechanisms necessary to exclude evidence that is not submitted in a timely fashion. The bill seeks to undermine the judicial rules process where there is already legislative representation and is potentially harmful to an already stressed court.

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

Rep. Altschiller spoke against.

Rep. Yokela spoke in favor.

Rep. Rice requested a roll call; sufficiently seconded.

YEAS 193 - NAYS 179**YEAS - 193****BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Smith, Jonathan
Umberger, Karen

Cordelli, Glenn
Marsh, William

Deshaies, Brodie
McConkey, Mark

MacDonald, John
Nelson, Bill

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Simon, Matthew

Berezhny, Lex
Sanborn, Gail

Binford, David
Greeson, Jeffrey

Depalma IV, Joseph
Ladd, Rick

HILLSBOROUGH

Lekas, Alicia
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Sanborn, Laurie

Alexander, Joe
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Kelsey, Niki
Lanzara, Tom

Ammon, Keith
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Kofalt, Jim
Lascelles, Richard

King, Bill
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Ober, Lynne
Lewicke, John

Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Wolf, Dan

Boyd, Stephen
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dolan, Tom
Emerick, Tracy
Guthrie, Joseph
Janigian, John
Layon, Erica
Pearson, Mark
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Doucette, Fred
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Major, Norman
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
DeSimone, Debra
Edwards, Jess
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
McBride, Everett
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
Dodge, Dustin
Elliott, Robert
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Griffin, Mary
McMahon, Charles
Packard, Sherman
Roy, Terry
Sweeney, Joe
True, Chris
Vose, Michael
Weyler, Kenneth

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John

Rollins, Skip

Spilsbury, Walter

NAYS - 179

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

COOS

Kelley, Eamon
Tucker, Edith

Hatch, William

Laflamme, Larry

Thompson, Dennis

GRAFTON

Abel, Richard
Egan, Timothy
Ham, Bonnie
Nordgren, Sharon
Weston, Joyce

Adjutant, Joshua
Fellows, Sallie
Massimilla, Linda
Stavis, Laurel

Almy, Susan
Gordon, Edward
Muirhead, Russell
Smith, Suzanne

Dontonville, Roger
Hakken-Phillips, Mary
Murphy, James
Sykes, George

HILLSBOROUGH

Bouldin, Amanda
Beaulieu, Jane
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary

Bouldin, Andrew
Bergeron, Paul
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher

Griffin, Barbara
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie

Baroody, Benjamin
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice

Jack, Martin
Labranche, Tony
King, Mark
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Judy, Jean
Langley, Diane
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Klee, Patricia
Laughton, Stacie-Marie
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

Klein-Knight, Nicole
Long, Patrick
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

MERRIMACK

Bartlett, Christy
Gallagher, Eric
McWilliams, Rebecca
Schuett, Dianne
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Shurtleff, Steve

Ebel, Karen
Luneau, David
Richards, Beth
Soucy, Timothy

Ellison, Arthur
MacKay, James
Schamberg, Thomas
Walz, Mary Beth

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
McBeath, Rebecca
Read, Ellen
Ward, Gerald

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Lynn, Bob
Meuse, David
Simpson, Alexis

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Maggiore, Jim
Paige, Mark
Somssich, Peter

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
Malloy, Dennis
Piemonte, Tony
Tripp, Richard

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Salloway, Jeffrey
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Spang, Judith

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Sullivan, Brian

Merchant, Gary
Tanner, Linda

O'Hearne, Andrew

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

Rep. Piemonte voted Nay and intended to vote Yea.

HB 142, relative to causes for divorce. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Debra DeSimone for the Majority of Children and Family Law. The current NH statute, reflected in section 458:7, is more than 20 years old and does not reflect societal changes such as same gender marriage and serious drug and alcohol addiction problems. This bill simply updates the law to encompass these issues. Vote 8-7.

Rep. Gaby Grossman for the Minority of Children and Family Law. This bill is attempting to revise fault-based grounds for divorce to include adultery for same-sex marriage and habitual alcohol and drug abuse. The Supreme Court of NH is currently addressing the issue of adultery in same-sex situations and a finding from the courts related to this matter is expected. The bill text lacks specific language related to alcohol and drug abuse. Substance Use Disorder (SUD) treatment may not always be consecutive and recovery from SUD can be a fluid situation which, due to vague language in this legislation, may result in more problems for someone actively seeking treatment.

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

On a division vote, with 195 members having voted in the affirmative, and 179 in the negative, the majority committee report was adopted and the bill was ordered to third reading.

HB 161, relative to the calculation of child support. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Josh Yokela for the Majority of Children and Family Law. The majority believes that the calculation of child support is overdue for an update and this bill adopts the recommendations of the last child support study which is required by law to happen every four years. The amendment clarifies that the court can make adjustments to child support for the best interest of the child. The bill raises the self-support reserve so people are not put into homelessness by child support. It updates to the percentages in the child support calculation and adds a credit for shared parenting which causes most of the deviations from the current formula. This bill will smooth the process in the courts with a more predictable and just outcome. Vote 8-7.

Rep. Patrick Long for the Minority of Children and Family Law. The minority agrees that equal parenting time needs legislative consideration, however defining co-parenting as 30% or more overnights would create problems, as currently parents agree that time spent with their children is shared parenting. The minority also agrees that this bill would create additional conflict between the parents which is not in the best interest of the child/children involved.

Majority Amendment (0549h)

Amend the bill by inserting after section 5 the following and renumbering the original sections 6-7 to read as 7-8, respectively:

6 New Paragraph; Adjustments to the Application of the Guidelines Under Special Circumstances; Modification of Child Support As Justice and The Best Interest of the Child May Require. Amend RSA 458-C:5 by inserting after paragraph II the following new paragraph:

III. Nothing in this section shall preclude a court from modification of the presumptive child support order such as justice and the best interest of the child may require.

AMENDED ANALYSIS

This bill revises the child support guideline percentages, increases the self-support reserve amount, defines a shared parenting plan, establishes a new formula for the calculation of child support in cases involving shared parenting plans; and permits the court to modify the presumptive child support amount as justice and the best interest of the child may require.

Majority committee amendment adopted.

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

Rep. Long spoke against and yielded to questions.

Rep. Yokela spoke in favor and yielded to questions.

On a division vote, with 199 members having voted in the affirmative, and 175 in the negative, the majority committee report was adopted and the bill was ordered to third reading.

HB 293, relative to the procedure for adoption of a minor child. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Cody Belanger for Children and Family Law. It is the opinion of the majority that this bill would streamline the process for families who are in the process of adopting a child. Permanency is one of the pinnacle points for a child to be successful and this bill would help families in what is a stressful time for everyone. Vote 8-7.

Amendment (0590h)

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

1 Adoption; Assessment Not Required. Amend RSA 170-B:18, V to read as follows:

V. Notwithstanding the provisions of RSA 170-B:18, I and II, in the adoption of a ~~[related]~~ minor child, the court may~~[-for good cause shown,]~~ proceed to a hearing and a decree without an assessment when ~~[both]~~ **either** of the following circumstances are met:

(a) **(1)** The parents of the minor child have surrendered their parental rights, ***the parents of the minor are deceased, or the parents' parental rights have been terminated;*** and

~~[(b)]~~ **(2)** The minor child has resided with the petitioners ~~[to whom the child is related]~~ for at least **[3] 2 consecutive** years prior to filing the petition for adoption; **or**

(b) An assessment has been completed in the previous 3 years.

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

AMENDED ANALYSIS

This bill provides that, in an adoption proceeding, a home assessment may not be required if the parents are deceased or their parental rights have been terminated and the child has lived with the prospective adoptive parents for at least 2 years, or if an assessment has been completed in the previous 3 years.

Committee amendment adopted.

Committee report adopted and the bill was ordered to third reading.

HB 494, relative to temporary relief and permanent restraining orders issued in a divorce proceeding. **OUGHT TO PASS.**

Rep. Debra DeSimone for Children and Family Law. This bill protects the important constitutional rights of involved parties. HB 494 fills a void in the first part of RSA 458:161: "with such conditions and limitations as the court deems just." This bill specifically exempts domestic violence orders because they represent compelling government interests. While such orders infringe on constitutional rights, they are narrowly tailored to protect victims from physical abuse and there is no less restrictive way to accomplish the purpose. The bill simply clears up a void in an area of the statute. Parties will no longer be able to engage in harassment, stalking, or any other prohibitive activities. Finally this bill is very easy for self-represented parties to understand and to find online with dozens of references and articles that explain it in layman's terms. Vote 8-7.

On a division vote, with 201 members having voted in the affirmative, and 178 in the negative, the committee report was adopted and the bill was ordered to third reading.

HB 495, relative to restraining orders issued in a parenting case. **OUGHT TO PASS.**

Rep. Debra DeSimone for Children and Family Law. This bill is similar to HB494 in that it protects the constitutional rights of parties involved. HB 495 fills a void in RSA 461-A:10 I, stating, “with such conditions and limitations as the court deems just.” This bill specifically exempts domestic violence orders because they represent compelling government interests. While such orders infringe on constitutional rights, they are narrowly tailored to protect victims from physical abuse and there is no less restrictive way to accomplish the purpose. The bill simply clears up a void in an area of the statute. Parties will no longer be able to engage in harassment, stalking, or any other prohibitive activities. Finally this bill is very easy for self-represented parties to understand and to find online with dozens of references and articles that explain it in laymen’s terms. Vote 8-7. On a division vote, with 196 members having voted in the affirmative, and 179 in the negative, the committee report was adopted and the bill was ordered to third reading.

(Speaker Packard in the Chair)

REGULAR CALENDAR PART II CONT'D

HB 593-FN, requiring a food delivery service to enter into an agreement with a food service establishment or food retail store before offering delivery service from that restaurant. **OUGHT TO PASS WITH AMENDMENT.** Rep. John Hunt for Commerce and Consumer Affairs. This bill requires a food delivery service such as Grub Hub or Door Dash to enter into an agreement with a food service establishment or food retail store before offering delivery service from that restaurant. Many restaurants in New Hampshire have received complaints from consumers who have ordered food deliveries on the Internet relating to delivery and quality issues only to find that the restaurant has no arrangement or contract with the food delivery company and the restaurant is totally unaware of the actual food order. This bill would require a food delivery service to have a contract with a restaurant before the food service company advertises that they will deliver for the restaurant. The committee wanted to help New Hampshire restaurants but were reluctant to require a contract between two different business. Because of the sense of urgency, the committee amendment will make the law effective upon signing, but also sunsets the legislation in 2 years so we may evaluate its impact. Vote 18-1.

Amendment (0582h)

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

2 Prospective Repeal. RSA 359-S, relative to food delivery platforms, is repealed.

3 Effective Date.

I. Section 2 of this act shall take effect December 31, 2023.

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

AMENDED ANALYSIS

This bill requires a food delivery service to enter into an agreement with a food service establishment or food retail store before offering delivery service from that restaurant. The provisions of the bill are repealed December 31, 2023.

Committee amendment adopted.

Committee report adopted and the bill was ordered to third reading.

CACR 8, relating to firearms. Providing that the legislature make no law restricting the right to own, carry, or use firearms or firearm accessories. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John Burt for Criminal Justice and Public Safety. This bill invites the people of New Hampshire to speak and nothing more. It would allow the citizens of New Hampshire to decide for themselves if they want to continue to allow the legislature to have the power to pass legislation impacting their civil right to keep and bear arms. It asks the people of New Hampshire if they wish to maintain their sovereign right to decide for themselves what is and is not the lawful exercise of the right to keep and bear arms within the borders of their state. The committee heard from members of the public that the threat of being made a felon or having their property and self-defense rights put in peril every two years by legislators both here and in Washington D.C. was unacceptable. The majority agrees. The majority has confidence in the wisdom of the people of New Hampshire and believes that they should be heard. The majority concluded that to not support this amendment was to not trust the people to know what is best for themselves and would be antithetical to the principals of self-governance. Vote 11-9.

Amendment (0516H)

Amend the resolution by replacing paragraph I with the following:

I. That article 2-a of the first part of the constitution be amended to read as follows:

[Art.] 2-a. [The Bearing of Arms.] All persons have the right to keep and bear arms in defense of themselves, their families, their property and the State. ***Neither the Legislature nor any political subdivision of***

the State shall enact any law, regulation, or rule that limits the right of a person to own, carry, or use firearms or firearm accessories in any manner. Any federal law that infringes upon rights guaranteed in this New Hampshire constitution shall be unenforceable by New Hampshire law enforcement.

Amend the resolution by replacing paragraph IV with the following:

IV. That the wording of the question put to the qualified voters shall be:

“Are you in favor of amending article 2-a of the first part of the constitution to read as follows:

I. That article 2-a of the first part of the constitution be amended to read as follows:

[Art.] 2-a. [The Bearing of Arms.] All persons have the right to keep and bear arms in defense of themselves, their families, their property and the State. Neither the Legislature nor any political subdivision of the State shall enact any law, regulation, or rule that limits the right of a person to own, carry, or use firearms or firearm accessories in any manner. Any federal law that infringes upon rights guaranteed in this New Hampshire constitution shall be unenforceable by New Hampshire law enforcement.”

Committee amendment adopted.

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

Rep. Meuse spoke against.

Rep. Roy spoke in favor.

Rep. Silber requested a roll call; sufficiently seconded.

YEAS 201 - NAYS 174

YEAS - 201

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Smith, Jonathan
Umberger, Karen

Cordelli, Glenn
Marsh, William

Deshaias, Brodie
McConkey, Mark

MacDonald, John
Nelson, Bill

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin
Theberge, Robert

Davis, Arnold

Dostie, Donald

Merner, Troy

GRAFTON

Adjutant, Joshua
Depalma IV, Joseph
Greeson, Jeffrey

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

HILLSBOROUGH

Lekas, Alicia
King, Bill
Burt, John
Smith, Denise
Freitas, Mary
Gould, Linda
Healey, Robert
Kelsey, Niki
Labranche, Tony
Lewicke, John
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Berry, Ross
Creighton, Jim
Erf, Keith
Griffin, Gerald
Graham, John
Homola, Susan
Kofalt, Jim
Lanzara, Tom
King, Mark
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul

Ammon, Keith
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gagne, Larry
Greene, Bob
Hopper, Gary
Ober, Lynne
Lascelles, Richard
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Boehm, Ralph
Kelley, Diane
Foster, William
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Laughton, Stacie-Marie
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Ulery, Jordan

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Boyd, Stephen
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Guthrie, Joseph
Janigian, John
Layon, Erica
Griffin, Mary
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Litchfield, Melissa
Pearson, Mark
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Gay, Betty
Harley, Tina
Khan, Aboul
Love, David
Major, Norman
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Green, Dennis
Hobson, Deborah
Kimball, Mary Ann
Lynn, Bob
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

STRAFFORD

Ankarberg, Aidan
Hayward, Peter
Newton, Clifford

Bailey, Glenn
Horgan, James
Pitre, Joseph

DeLemus, Susan
Kaczynski, Thomas
Turcotte, Leonard

Groen, Fenton
Kittredge, Mac
Wuelper, Kurt

SULLIVAN

Aron, Judy
Smith, Steven

Callum, John

Rollins, Skip

Stapleton, Walter

NAYS - 174**CARROLL**

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

COOS

Kelley, Eamon

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Laflamme, Larry

Tucker, Edith

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Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

Egan, Timothy
Muirhead, Russell
Smith, Suzanne

HILLSBOROUGH

Bouldin, Amanda
Bergeron, Paul
Cohen, Bruce
Dutzy, Sherry
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Long, Patrick
Moran, Melbourne
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Telerski, Laura
Vann, Ivy

Bouldin, Andrew
Bouchard, Donald
Connors, Erika
Espitia, Manny
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Murray, Megan
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Toomey, Dan
Veilleux, Daniel

Baroody, Benjamin
Bradley, Amy
Cornell, Patricia
Goley, Jeffrey
Heath, Mary
Jack, Martin
Langley, Diane
Mangipudi, Latha
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vail, Suzanne
Wilhelm, Matthew

Beaulieu, Jane
Chretien, Jacqueline
DiSilvestro, Linda
Griffith, Willis
Herbert, Christopher
Jeudy, Jean
Leishman, Peter
McGhee, Kat
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Smith, Timothy
Van Houten, Constance

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schuett, Dianne
Wallner, Mary Jane

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schultz, Kristina
Walz, Mary Beth

Ebel, Karen
Luneau, David
Richards, Beth
Shurtleff, Steve
Wolf, Dan

Ellison, Arthur
MacKay, James
Rogers, Katherine
Soucy, Timothy
Woods, Gary

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Loughman, Tom
Meuse, David
Somssich, Peter

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DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
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Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Kenney, Cam
Schmidt, Peter
Spang, Judith

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Levesque, Cassandra
Rich, Cecilia
Treleven, Susan

Chase, Wendy
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Harrington, Michael
Smith, Marjorie
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Conley, Casey
Frost, Sherry
Horrigan, Timothy
Oxaal, Ariel
Southworth, Thomas
Wall, Janet

SULLIVAN

Cloutier, John
Oxenham, Lee

Gottling, Suzanne
Spilsbury, Walter

Merchant, Gary
Sullivan, Brian

O'Hearne, Andrew
Tanner, Linda

and the committee report failed, lacking the necessary three-fifths vote.
Rep. Harrington voted Nay and intended to vote Yea.

MOTION TO PRINT DEBATE

Rep. Baldasaro moved that the debate on **CACR 8**, relating to firearms. Providing that the legislature make no law restricting the right to own, carry, or use firearms or firearm accessories, be printed in the Permanent Journal.

Without objection, the Speaker ordered.

DEBATE ON CACR 8

Representative Meuse: Thank you, Mister Speaker. I rise today to oppose the Ought to Pass motion on CACR 8. This concurrent resolution is overbroad, extreme and totally unnecessary. I'm not a constitutional lawyer. I don't practice law for a living. Like most of you, I'm here trying to create a better New Hampshire for our kids, our fellow citizens and the millions of people who visit our state every year. But this ill-considered amendment to our State Constitution does absolutely nothing to get our state anywhere closer to being a better place. Instead, in order to appease a small minority of people who would like to push our gun laws to the very extremes, it would effectively tie the hands of any future legislature from enacting safety restrictions on deadly weapons. It would also ban the enforcement within our borders if any federal executive orders regarding firearms or any new firearms legislation passed by Congress. We should keep in mind that the premise that states can unilaterally refuse to recognize federal law or enact laws that conflict with federal laws has been repeatedly rejected by our courts. But we should also keep in mind what's at stake for New Hampshire and its people. The New Hampshire State Constitution already gives all persons in our state the right to keep and bear arms in defense of themselves, their families, their property and the state. What it does not do is give them the right to brandish those weapons to coerce or threaten others. It does not give them the right to use those weapons in the commission of crimes. It does not give them the right to shoot them off in public parks. Our laws also don't allow us to supply weapons to felons or to respondents in domestic violence restraining orders. The fact that exceptions like these exist is evidence that at various times new circumstances and the need to protect public safety have motivated members of this body to change our laws to protect public safety and public welfare. This amendment would take that ability away from us. It would take it away from future legislators and worst of all, it would take it away from the people of New Hampshire. Article 2-a of the New Hampshire Constitution says that all persons have the right to keep and bear arms in defense of themselves, their families, their property and the state. But, this statement does not and should not eliminate the ability of New Hampshire residents or their elected officials to devise solutions to social problems related to gun safety and to gun violence. Perhaps there is no greater evidence of this than another part of our State Constitution found two lines below that very passage. Article 3 says this, "When men entered into a state of society, they surrender up some of their natural rights to that society in order to ensure protection of others." In other words, the price of civilization is realizing that individual freedoms, while something to protect and something to treasure, are not absolute. Yes, we are here to protect our rights, but we are also here for the protection of others. When we surrender our ability to do that, we shirk our responsibilities as elected representatives. Please vote no on this bill so another motion can be made.

Speaker Packard: The Chair recognizes Rep. Roy to speak for the committee report.

Representative Roy: Thank you, Mister Speaker. Rep. Terry Roy, Rockingham 32. The Second Amendment of the US Constitution and Article 2-a of the New Hampshire Constitution, the right of citizens to keep and bear arms. One of the most hotly debated subjects in this body every year without fail. Before addressing these amendments directly, let me take a look and tell you where they live and why. I'm going to use

an imperfect, but hopefully helpful analogy to help illustrate my point. A business analogy. This beautiful, wonderful country that we've inherited is based upon one key element, a business agreement, a contract, also known as our constitution. In the beginning and ever since, our country has been made up of individual states or corporations, 13 in the beginning and 50 today. These corporations knew that they could not defend themselves from hostile takeovers on their own. They were too small with differing resources so the lawyers for these corporations were sent by their shareholders, also known as our citizens to Philadelphia to try and work out this business agreement. The federal government, a limited liability corporation if you will, was formed. After long and extensive debate, a contract was finally agreed to. These lawyers then went back to their shareholders and after years of debate and discussion, obtained their approval. The contract laid out in detail the manner in which this new LLC would function. Key to this contract was a shareholders bill of rights. This bill laid out certain rights that belong to the shareholders in that the LLC could not interfere with. Originally there were 10 amendments to this bill. This bill of rights was so important to the shareholders that no agreement would be reached without their inclusion in the contract. Among those 10 enumerated rights, the individual companies felt that the right to keep and bear arms was so important that they listed it second. More important than the right to counsel or the right to be free of unlawful search. More important than prohibiting cruel and unusual punishment and more important than even the right to due process. Certainly, if nothing else, we can agree that this placement in the contract is indicative of its importance to the shareholders. Now, the shareholders knew that as the world changed, they would need to have the ability to change the terms of the contract from time to time, but they also knew that since it was the only thing that held their LLC together, it should require overwhelming agreement among a super majority of them to alter those terms. Overwhelming, yet not impossible. In fact, the shareholders have agreed to modify the contract 17 times since the original 10 amendments were adopted with the most recent change being the adoption of the 27th Amendment. So thoughtful and deliberate is this process that the 27th Amendment was proposed in 1789 and finally ratified over 200 years later in 1992. The 2nd Amendment has never been changed and as far as I can tell, no serious attempt has ever been made. Many who oppose this right argue that the 2nd Amendment is antiquated and only written when primitive arms like muskets were available. Ironically, they make these arguments using their 1st Amendment right, tapping on their phone or computer when only a quail or inkpot was available when the right was codified. Whether there is any merit to that debate or not, the same cannot be said of the New Hampshire Constitution. Article 2-a was just ratified by our citizens in 1982 when all manner of modern firearms were available. Why so late? Because since the beginning, the right to own firearms went without saying in New Hampshire. It was only in response to new laws attempting to restrict this right that citizens felt it necessary to codify the right and unlike the US Constitution, Article 2-a is not vaguely written in 18th century English. Article 2-a cannot be any clearer, "All persons having the right to keep and bear arms in defense of themselves, their families, their property and the state." That is not to say that early Granite Staters were not concerned with the issue. One of the amendments submitted by the New Hampshire delegation to the constitution was, "Congress shall never disarm any citizen unless there are or have been actual rebellion." Now in recent years, the attempts by the federal government to restrict gun rights increase and subside with political winds of change. The problem is the federal government or the LLC, in keeping with our earlier analogy, is changing the contract by enacting laws, executive orders and regulations that are not what the 50 state corporations agreed to and what's more is not now or ever has been a party to the contract. Its very existence is a product of the contract. While the corporation of New Hampshire and its shareholders do not agree. On the state level, the attempt to restrict the rights of Granite Staters contrary to the crystal clear language of Article 2-a of our constitution are much the same. As the political winds change our citizens, our own shareholders, have their own rights imperiled every two years. Those in favor of stripping the rights to keep and bear arms from our citizens consistently claim that they have a mandate from the people. They cite one poll after another claiming that New Hampshire citizens not only want more gun control, but they in fact demand it. They try to capitalize on every tragedy that occurs in other states to push their agenda here or remaining conveniently silent on the daily gangland bloodshed in predominantly blue states and states with some of the worst right infringing laws in the country. They tell us that the people of New Hampshire overwhelmingly want these laws too. One would assume that with this level of support, they would just submit an amendment proposal of their own. They'd either modify or completely repeal Article 2-a. Aahh, but here is the rub. They know that they have no such mandate or support in this state beyond the borders of the enclaves that elected them. They know that over the last 2 years the Governor has vetoed all their attempts at stripping rights and we upheld those vetoes. They further know that both the Governor and the legislators that upheld those vetoes just won reelection and took a majority in both houses campaigning on these very issues. They know that the people do not want their government overreach. They know that the people do not trust the government that distrusts its own citizens. They are afraid of allowing all the people of New Hampshire to speak. They not only want them disarmed; they want them silenced. So those in government who would disarm the good people of New Hampshire, I ask what are you so afraid of? If you have the support of the people as you claim and if you know the people.

Speaker Packard: The member will suspend a minute.

Representative Bixby: Mister Speaker, I believe that the speaker is ascribing motives to other members of the House that are inaccurate and he should be sticking to facts rather than telling everyone what we on this side think when that may not well be what we think.

Speaker Packard: The point is well taken and I will just ask the member to refrain from attempting to...

Representative Roy: Be honest?

Speaker Packard: Not be honest, but assign blame to something. Not blame to something, blame to another member. It is not appropriate.

Representative Roy: I will return. If you have the support of the people as you claim and if you know better than the people what is good for them, then do not be afraid of letting the people speak. Let us end this charade once and for all. If you are correct, this amendment will be repudiated. My friends, it is time to put your money where your mouth is. Remember, we are not amending the constitution with this CACR, we are letting the people be heard. We are inviting their unfiltered opinion. Those of us supporting this referral are willing to let the people of the state decide if they have had enough of their rights being threatened every two years. Are those among you who want to strip the people of their rights brave enough to do the same? Vote yes and tell the citizens of New Hampshire that you will trust them and abide by their choice or vote no and tell the people that you do not trust them and be silent because you know what's best for them. The citizens of New Hampshire are waiting your decision.

Speaker Packard: Will the member yield to questions? Member does not yield. A roll call has been requested and I'm sure it will be seconded. It is seconded. This will be a roll call vote. Members will take their seats. The Chair recognizes Rep. Newman for a parliamentary inquiry.

Representative Ray Newman: Thank you, Mister Speaker. If I know that the concurrent resolution is overbroad, extreme and totally unnecessary. And, if I know that Justice Scalia writing for the majority in the Heller decision said, "The right secured by the 2nd Amendment is not unlimited." And, if I know that CACR 8 absolutely forbids any form of limitation or regulation of the 2nd Amendment, would I now press the red button and vote no on this unnecessary resolution?

Speaker Packard: The Chair recognizes Rep. Burt for a parliamentary inquiry.

Representative Burt: Thank you, Mister Speaker. Mister Speaker, if I know this proposed constitutional amendment clarifies the protection afforded in Article 2-a of the New Hampshire Constitution to better affirm that it prevents the state or its political subdivision from restricting the right to own, carry or use firearms. Mister Speaker, if I also know CACR 8 precludes New Hampshire law enforcement from participating in enforcement of federal laws that infringe upon rights protected under the New Hampshire Constitution. Lastly, Mister Speaker, if I know New Hampshire citizens should have this opportunity to vote on CACR 8, would I now press that bright, shiny green button? Thank you, Mister Speaker.

Speaker Packard: The question is on the Ought to Pass, Ought to Pass as Amended on CACR 8. 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 are open for 30 seconds. Have all members present had the opportunity to vote? The House will attend to the state of the vote. 201 voting Yea and 174 voting Nay, it does not reach 239 to pass. The motion fails.

REGULAR CALENDAR PART II CONT'D

HB 123-FN, granting immunity from prosecution for prostitution for reporting a sexual assault. OUGHT TO PASS WITH AMENDMENT.

Rep. Nicole Klein-Knight for Criminal Justice and Public Safety. This bill seeks to grant immunity from prosecution for prostitution when reporting a sexual assault. It further protects victims when seeking medical assistance and other life-threatening emergency resources. The majority of the committee believes that getting medical or law enforcement assistance for sexual violence should not be contingent upon assisting law enforcement. Vote 17-4.

Amendment (0760h)

Amend the bill by replacing section 1 with the following:

1 Legislative Intent. It is the intent of the general court to encourage a victim of sexual assault as defined in RSA 632-A:2, 632-A:3, or 632-A:4 to report such crimes to law enforcement by establishing a state policy of protecting the victim from arrest, prosecution, and conviction for prostitution if they report such a crime. The immunity from arrest, prosecution, or conviction shall extend to cases in which a victim has come forward to law enforcement.

Amend RSA 645:2, VII as inserted by section 2 of the bill by replacing it with the following:

VII. As used in this section, "reports being the victim of a sexual assault or other crime" means reporting the initial crime to law enforcement and does not include further cooperation.

Committee amendment adopted.

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

On a division vote, with 354 members having voted in the affirmative, and 16 in the negative, the committee report was adopted and the bill was ordered to third reading.

HB 125, relative to post-arrest photo distribution by law enforcement officers. **OUGHT TO PASS WITH AMENDMENT.**

Rep. John Bordenet for Criminal Justice and Public Safety. This bill would prohibit the posting of mugshots of suspects that have not been convicted. Some law enforcement departments are posting mugshots of anyone arrested. These images can follow a person's life leading to dire, long-term consequences. Vote 19-2.

Amendment (0385h)

Amend RSA 105:20 as inserted by section 1 of the bill by replacing it with the following:

105:20 Law Enforcement; Post-Arrest Photo Distribution. Post-arrest photos taken by law enforcement officers of arrested persons shall be considered records compiled for investigatory purposes and shall not be subject to RSA 91-A unless the subject of the photo is convicted of a charge arising out of the arrest that led to the taking of the photo. Law enforcement officers may publish post-arrest photos related to a crime for which the subject has not been convicted if the subject fails to appear before the court after having been granted bail or is suspected of committing a subsequent crime while on bail and the assistance of the public is necessary to locate the subject after routine non-public methods of location have been exhausted. Law enforcement officers may also release post-arrest photos if the subject presents an immediate danger to the public and the release of the photo is necessary for public safety. The subject shall be notified of the potential for public release of the photo when it is taken. Law enforcement officers may also release such applicable post-arrest photos to the subject of the photo upon written request of the person. Law enforcement officers shall maintain a record of all applicable photos released or disseminated and shall include with whom the photos were shared and for what purpose. Nothing in this subdivision shall prohibit the ability of law enforcement agencies from disseminating such post-arrest photos to witnesses or to other law enforcement agencies in the performance of any valid law enforcement function. Nothing in this subdivision shall alter the ability of law enforcement agencies to take or use the photos of convicted, registered sex offenders under the provisions in RSA 651-B:5. Committee amendment adopted.

Committee report adopted and the bill was ordered to third reading.

HB 129-FN, prohibiting the installation or use of electronic tracking software. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Dave Testerman for the Majority of Criminal Justice and Public Safety. This bill merely codifies a commonsense rule: nobody should tamper with your personal electronic devices without your permission. Recently, smartphone manufacturers installed, but did not activate software that could be activated if a person tests positive for COVID-19, or for that point any reason the deem necessary. It uses Bluetooth software to sense other phones in the vicinity. The public health authorities could use the app to track a person under the guise of contact tracing. Those public health apps would then alert anyone whose smartphones had come near the infected person's phone in the prior 14 days. The American Civil Liberties Union has warned that using cellphone data to address the pandemic carries risks of "invasions of privacy, abuse, and stigmatization." It could in effect electronically brand people who are known to have been exposed to the virus with a "Scarlet C" and alert all in their area to be aware. It could also be used to approve or deny access to facilities or public travel. This bill requires users to be notified and clearly opt-in to such invasive tactics. Vote 11-9.

Rep. Nicole Klein-Knight for the Minority of Criminal Justice and Public Safety. This bill takes away the personal obligation and accountability of the consumer to understand how to use their electronic devices; and opens the possibility of litigation to businesses that already have given consumer notices on privacy usage. The fiscal note puts the onus on the taxpayer to foot the bill on a privacy concern that should be the responsibility of the consumer.

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

Rep. Klein-Knight spoke against.

Rep. Testerman spoke in favor and yielded to questions.

On a division vote, with 194 members having voted in the affirmative, and 175 in the negative, the majority committee report was adopted and the bill was ordered to third reading.

HB 179-FN, relative to enhanced penalties based on prior convictions for driving under the influence of drugs or liquor. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Jennifer Rhodes for Criminal Justice and Public Safety. As amended, this bill extends the term of imprisonment for a person convicted of negligent homicide or aggravated driving while intoxicated when the driver has previously been convicted of driving while intoxicated. Specifically, a person with one prior conviction of driving while intoxicated will have an extended term of imprisonment of not less than 10 years or more than 20 years. A person with two prior convictions of driving while intoxicated will have an extended term of imprisonment of not less than 15 years or more than 30 years. These enhanced penalties are specifically aimed at individuals who repeatedly engaged in dangerous behavior that ultimately cost someone their life. The majority of the committee believes that enhancing the penalty will deter repeat offenders from continu-

ing to endanger the public. The amendment changed the title of the bill so this law will be known as Tyler Shaw's Law. Mr. Shaw's life was tragically cut short when a drunk driver, that had previously been convicted of driving while intoxicated on two separate occasions, killed him. Vote 14-7.

Amendment (0741h)

Amend the bill by inserting after the enacting clause the following and renumbering the original sections 1-4 to read as 2-5, respectively.

1 Short Title. This act shall be known as Tyler Shaw's Law.
Committee amendment adopted.

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

On a division vote, with 249 members having voted in the affirmative, and 120 in the negative, the committee report was adopted and the bill was ordered to third reading.

HB 195, adding display of a firearm as an exception to reckless conduct. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Jennifer Rhodes for the Majority of Criminal Justice and Public Safety. New Hampshire has been an open carry state long before it was a constitutional carry one. The testimony we heard during the public hearing opposing HB 195 is anytime a firearm is displayed or seen is a threat is in complete contrast to NH tradition and is why this bill needs to be passed. Additionally, the committee learned that most defensive uses of firearms do not involve any shots being fired. The mere display of a firearm is, in most cases, enough to warn off a criminal attacker. The committee learned that criminals are predators who often prey on the weak and vulnerable; but if they make the mistake of accosting a legally armed citizen, they will, in many cases flee. Because HB 195 allows an armed citizen to attempt to dissolve a threat against them peacefully is evident as to why this law is necessary. Vote 11-10.

Rep. Casey Conley for the Minority of Criminal Justice and Public Safety. Supporters of this bill might suggest someone faced with a reasonable threat who merely shows a weapon in self-defense could face criminal charges. That is not the case in New Hampshire and never has been. Existing statute, RSA 631:4, specifically authorizes the display of a weapon in self-defense, or to warn away someone who intends to harm them or another person. Creating this exemption in the separate reckless conduct statute creates confusion where none exists today. In trying to fix a problem that does not exist, the bill creates an actual problem. The minority believes this bill is not needed and should be defeated.

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

Rep. Ray Newman spoke against.

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

YEAS 198 - NAYS 169

YEAS - 198

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Smith, Jonathan
Umberger, Karen

Cordelli, Glenn
Marsh, William

Deshaies, Brodie
McConkey, Mark

MacDonald, John
Nelson, Bill

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin

Davis, Arnold

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Boehm, Ralph
Kelley, Diane

Alexander, Joe
Baroody, Benjamin
Burt, John
Smith, Denise

Ammon, Keith
Berry, Ross
Creighton, Jim
Erf, Keith

Griffin, Barbara
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim

Foster, William
Gorski, Ted
Gunski, Michael
Infantine, William
Sanborn, Laurie
Marston, Dick
Notter, Jeanine
Post, Lisa
Rouillard, Claire
Lekas, Tony

Griffin, Gerald
Gould, Linda
Healey, Robert
Kelsey, Niki
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Shaw, Barbara
Ulery, Jordan

Gagne, Larry
Graham, John
Homola, Susan
Kofalt, Jim
Lascelles, Richard
McLean, Mark
Pauer, Diane
Renzullo, Andrew
Sheehan, Vanessa
Warden, Mark

Goley, Jeffrey
Greene, Bob
Hopper, Gary
Ober, Lynne
Lewicke, John
Mooney, Maureen
Plett, Fred
Rice, Kimberly
Somero, Paul

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Wolf, Dan

MERRIMACK

Boyd, Stephen
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Guthrie, Joseph
Janigian, John
Litchfield, Melissa
Pearson, Mark
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Love, David
Major, Norman
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Gay, Betty
Harley, Tina
Khan, Aboul
Lynn, Bob
McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Green, Dennis
Hobson, Deborah
Layon, Erica
Griffin, Mary
Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

STRAFFORD

DeLemus, Susan
Horgan, James
Turcotte, Leonard

Groen, Fenton
Kaczynski, Thomas
Vincent, Kenneth

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

SULLIVAN

Rollins, Skip
Tanner, Linda

Spilsbury, Walter

NAYS - 169

BELKNAP

Varney, Peter

CARROLL

Knirk, Jerry

McAleer, Chris

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
Mann, John
Von Plinsky, Sparky

Kelley, Eamon

Hatch, William

COOS

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
 Bouchard, Donald
 Connors, Erika
 Espitia, Manny
 Harriott-Gathright, Linda
 Schmidt, Janice
 Klein-Knight, Nicole
 Leishman, Peter
 Mangipudi, Latha
 Nutter-Upham, Frances
 Perez, Maria
 Porter, Marjorie
 Newman, Sue
 Telerski, Laura
 Vann, Ivy

Bouldin, Andrew
 Bradley, Amy
 Cornell, Patricia
 Freitas, Mary
 Heath, Mary
 Jack, Martin
 Labranche, Tony
 Long, Patrick
 McGhee, Kat
 Nutting-Wong, Allison
 Petrigno, Peter
 Query, Joshua
 Snow, Kendall
 Toomey, Dan
 Veilleux, Daniel

Beaulieu, Jane
 Chretien, Jacqueline
 DiSilvestro, Linda
 Griffith, Willis
 Herbert, Christopher
 Judy, Jean
 Langley, Diane
 King, Mark
 Moran, Melbourne
 O'Brien, Michael
 Pickering, Daniel
 Newman, Ray
 Sofikitis, Catherine
 Vail, Suzanne
 Wilhelm, Matthew

Bergeron, Paul
 Cohen, Bruce
 Dutzy, Sherry
 Hamer, Heidi
 Hyland, Stephanie
 Klee, Patricia
 Laughton, Stacie-Marie
 Murray, Megan
 Mullen, Sue
 Pedersen, Michael
 Piedra, Israel
 Rung, Rosemarie
 Stevens, Deb
 Van Houten, Constance

MERRIMACK

Bartlett, Christy
 Gallagher, Eric
 McWilliams, Rebecca
 Schuett, Dianne
 Wallner, Mary Jane

Caplan, Tony
 Lane, Connie
 Pimentel, Roderick
 Schultz, Kristina
 Walz, Mary Beth

Ebel, Karen
 Luneau, David
 Richards, Beth
 Shurtleff, Steve
 Woods, Gary

Ellison, Arthur
 MacKay, James
 Rogers, Katherine
 Soucy, Timothy

ROCKINGHAM

Altschiller, Debra
 Cushing, Robert Renny
 Grossman, Gaby
 Loughman, Tom
 Meuse, David
 Somssich, Peter

Bunker, Lisa
 DiLorenzo, Charlotte
 Grote, Jaci
 Maggiore, Jim
 Paige, Mark
 Ward, Gerald

Cahill, Michael
 Edgar, Michael
 Hamblet, Joan
 Malloy, Dennis
 Read, Ellen

Cali-Pitts, Jacqueline
 Gilman, Julie
 Murray, Kate
 McBeath, Rebecca
 Simpson, Alexis

STRAFFORD

Bixby, Peter
 Ellis, Donna
 Gourgue, Amanda
 Levesque, Cassandra
 Rich, Cecilia
 Wall, Janet

Cannon, Gerri
 Fargo, Kristina
 Grassie, Chuck
 Smith, Marjorie
 Southworth, Thomas

Chase, Wendy
 Fontneau, Timothy
 Horrigan, Timothy
 Oxaal, Ariel
 Spang, Judith

Conley, Casey
 Frost, Sherry
 Kenney, Cam
 Schmidt, Peter
 Treleven, Susan

SULLIVAN

Cloutier, John
 Sullivan, Brian

Gottling, Suzanne

Merchant, Gary

Oxenham, Lee

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

HB 196, adding trespass as an exception to the charge of criminal threatening. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. John Burt for the Majority of Criminal Justice and Public Safety. This bill allows a person who responds to a person criminally trespassing pursuant to RSA 635:2 or [a] other threat which would be considered by a reasonable person as likely to cause property damage, serious bodily injury, or death to the person or to another by displaying a firearm or other means of self-defense with the intent to warn away the person criminally trespassing or making the threat shall not have committed a criminal act under this section. Vote 11-10. Rep. Amy Bradley for the Minority of Criminal Justice and Public Safety. The minority disagree with the proposed addition to the criminal threatening statute for a person who displays a firearm to warn away a trespasser. This addition would Amend RSA 631:4 IV and make it comparable to Stand Your Ground. HB 196 is dangerous and has serious repercussions for domestic violence victims and situations where the intent of display is not clear. The minority do not support the proposed amendment to RSA 631:4.

Majority Amendment (0758h)

Amend the bill by replacing section 1 with the following:

1 Criminal Threatening. Amend RSA 631:4, IV to read as follows:

IV. A person who responds to a *person criminally trespassing pursuant to RSA 635:2 or other* threat which would be considered by a reasonable person as likely to cause *property damage*, serious bodily injury, or death to the person or to another by displaying a firearm or other means of self-defense with the intent to warn away the person *criminally trespassing or* making the threat shall not have committed a criminal act under this section.

Rep. Ray Newman spoke against.

Rep. Burt spoke in favor.

Rep. DeLemus requested a roll call; sufficiently seconded.

YEAS 203 - NAYS 164**YEAS - 203
BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Smith, Jonathan
Umberger, Karen

Cordelli, Glenn
Marsh, William

Deshaies, Brodie
McConkey, Mark

MacDonald, John
Nelson, Bill

CHESHIRE

Bordenet, John
Santonastaso, Matthew

Hunt, John

Qualey, James

Rhodes, Jennifer

COOS

Craig, Kevin

Davis, Arnold

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Simon, Matthew

Depalma IV, Joseph
Greeson, Jeffrey

HILLSBOROUGH

Lekas, Alicia
King, Bill
Boehm, Ralph
Kelley, Diane
Foster, William
Gould, Linda
Healey, Robert
Jack, Martin
Sanborn, Laurie
Lascelles, Richard
McLean, Mark
Pauer, Diane
Ober, Russell
Sheehan, Vanessa
Ulery, Jordan

Alexander, Joe
Baroody, Benjamin
Burt, John
Smith, Denise
Griffin, Gerald
Graham, John
Homola, Susan
Kelsey, Niki
Labranche, Tony
Lewicke, John
Mooney, Maureen
Plett, Fred
Renzullo, Andrew
Somero, Paul
Warden, Mark

Ammon, Keith
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Greene, Bob
Hopper, Gary
Kofalt, Jim
Langley, Diane
Marston, Dick
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Lekas, Tony

Griffin, Barbara
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Gorski, Ted
Gunski, Michael
Infantine, William
Ober, Lynne
Lanzara, Tom
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Toomey, Dan

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Wolf, Dan

Boyd, Stephen
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Guthrie, Joseph
Janigian, John
Litchfield, Melissa
Pearson, Mark
Milz, David
Pratt, Kevin
Spillane, James
Toriosian, Peter
Vandecasteele, Susan
Wallace, Scott

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Love, David
Major, Norman
Osborne, Jason
Prudhomme-O'Brien, Katherine
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Gay, Betty
Harley, Tina
Khan, Aboul
Lynn, Bob
McMahon, Charles
Piemonte, Tony
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Green, Dennis
Hobson, Deborah
Layon, Erica
Griffin, Mary
Melvin, Charles
Potucek, John
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Vincent, Kenneth

Bailey, Glenn
Hayward, Peter
Newton, Clifford
Wuelper, Kurt

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip
Tanner, Linda

Spilsbury, Walter

NAYS - 164**CARROLL**

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Ames, Richard
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Berch, Paul
Fox, Dru
Mann, John
Von Plinsky, Sparky

Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

COOS

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

GRAFTON

Abel, Richard
Egan, Timothy
Muirhead, Russell
Smith, Suzanne

Adjutant, Joshua
Fellows, Sallie
Murphy, James
Sykes, George

Almy, Susan
Hakken-Phillips, Mary
Nordgren, Sharon
Weston, Joyce

Dontonville, Roger
Massimilla, Linda
Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
Bouchard, Donald
Connors, Erika
Espitia, Manny
Hamer, Heidi
Hyland, Stephanie
Klein-Knight, Nicole
King, Mark
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Sofikitis, Catherine
Van Houten, Constance

Bouldin, Andrew
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Harriott-Gathright, Linda
Schmidt, Janice
Laughton, Stacie-Marie
Murray, Megan
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Stevens, Deb
Vann, Ivy

Beaulieu, Jane
Chretien, Jacqueline
DiSilvestro, Linda
Goley, Jeffrey
Heath, Mary
Judy, Jean
Leishman, Peter
Mangipudi, Latha
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Shaw, Barbara
Telerski, Laura
Veilleux, Daniel

Bergeron, Paul
Cohen, Bruce
Dutzy, Sherry
Griffith, Willis
Herbert, Christopher
Klee, Patricia
Long, Patrick
McGhee, Kat
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Snow, Kendall
Vail, Suzanne
Wilhelm, Matthew

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schuett, Dianne
Wallner, Mary Jane

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schultz, Kristina
Walz, Mary Beth

Ebel, Karen
Luneau, David
Richards, Beth
Shurtleff, Steve
Woods, Gary

Ellison, Arthur
MacKay, James
Rogers, Katherine
Soucy, Timothy

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Wall, Janet

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Southworth, Thomas

Chase, Wendy
Fontneau, Timothy
Horriggan, Timothy
Oxaal, Ariel
Spang, Judith

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Treleaven, Susan

SULLIVAN

Cloutier, John
Sullivan, Brian

Gottling, Suzanne

Merchant, Gary

Oxenham, Lee

and the majority committee amendment was adopted.

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

Rep. Bradley spoke against.

Rep. Burt spoke in favor and yielded to questions.

Rep. Ammon requested a roll call; sufficiently seconded.

YEAS 208 - NAYS 159**YEAS - 208****BELKNAP**

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Smith, Jonathan
Umberger, Karen

Cordelli, Glenn
Marsh, William
Woodcock, Stephen

Deshaies, Brodie
McConkey, Mark

MacDonald, John
Nelson, Bill

CHESHIRE

Hunt, John

Qualey, James

Rhodes, Jennifer

Santonastaso, Matthew

COOS

Craig, Kevin

Davis, Arnold

Merner, Troy

GRAFTON

Adjutant, Joshua
Depalma IV, Joseph
Greeson, Jeffrey
Simon, Matthew

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
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Massimilla, Linda

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Lewicke, John
Mooney, Maureen
Pauer, Diane
Ober, Russell
Shaw, Barbara
Ulery, Jordan

Alexander, Joe
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Burt, John
Smith, Denise
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Homola, Susan
Kofalt, Jim
Lanzara, Tom
Mayville, Mary
Notter, Jeanine
Post, Lisa
Rice, Kimberly
Somero, Paul

Griffin, Barbara
Blasek, Melissa
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Goley, Jeffrey
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McLean, Mark
Nunez, Hershel
Prout, Andrew
Rouillard, Claire
Lekas, Tony

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Caplan, Tony
Mason, James
Pitaro, Matthew
Wells, Natalie

Andrus, Louise
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Boyd, Stephen
Hill, Gregory
Moffett, Michael
Testerman, Dave
Wolf, Dan

Cambrils, Jose
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas
Yakubovich, Michael

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Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Guthrie, Joseph
Janigian, John
Litchfield, Melissa

Abrami, Patrick
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Ford, Oliver
Harb, Robert
Katsakiores, Phyllis
Love, David

Abramson, Max
Baxter, Tim
Copp, Anne
Doucette, Fred
Gay, Betty
Harley, Tina
Khan, Aboul
Lynn, Bob

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Green, Dennis
Hobson, Deborah
Layon, Erica
Griffin, Mary

Pearson, Mark
Milz, David
Pratt, Kevin
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Major, Norman
Osborne, Jason
Prudhomme-O'Brien, Katherine
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

McMahon, Charles
Piemonte, Tony
Roy, Terry
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Melvin, Charles
Potucek, John
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

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Vincent, Kenneth

Bailey, Glenn
Hayward, Peter
Newton, Clifford
Wuelper, Kurt

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Spilsbury, Walter

Callum, John
Stapleton, Walter

Cloutier, John
Smith, Steven

Rollins, Skip
Tanner, Linda

NAYS - 159

CARROLL

Buco, Thomas

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Eaton, Daniel
Gomarlo, Jennie
Parshall, Lucius
Weber, Lucy

Ames, Richard
Faulkner, Barry
Harvey, Cathryn
Schapiro, Joe
Welkowitz, Lawrence

Berch, Paul
Fenton, Donovan
Ley, Douglas
Toll, Amanda

Bordenet, John
Fox, Dru
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Von Plinsky, Sparky

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Tucker, Edith

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Abel, Richard
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Nordgren, Sharon
Weston, Joyce

Almy, Susan
Hakken-Phillips, Mary
Stavis, Laurel

Dontonville, Roger
Muirhead, Russell
Smith, Suzanne

Egan, Timothy
Murphy, James
Sykes, George

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Bouldin, Amanda
Bouchard, Donald
Connors, Erika
Espitia, Manny
Harriott-Gathright, Linda
Schmidt, Janice
Klein-Knight, Nicole
Long, Patrick
McGhee, Kat
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Stevens, Deb
Vann, Ivy

Bouldin, Andrew
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Heath, Mary
Jack, Martin
Langley, Diane
King, Mark
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Tellerski, Laura
Veilleux, Daniel

Beaulieu, Jane
Chretien, Jacqueline
DiSilvestro, Linda
Griffith, Willis
Herbert, Christopher
Judy, Jean
Laughton, Stacie-Marie
Murray, Megan
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Snow, Kendall
Toomey, Dan
Wilhelm, Matthew

Bergeron, Paul
Cohen, Bruce
Dutzy, Sherry
Hamer, Heidi
Hyland, Stephanie
Klee, Patricia
Leishman, Peter
Mangipudi, Latha
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Sofikitis, Catherine
Van Houten, Constance

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Lane, Connie
Pimentel, Roderick
Schultz, Kristina
Walz, Mary Beth

Ebel, Karen
Luneau, David
Richards, Beth
Shurtleff, Steve
Woods, Gary

Ellison, Arthur
MacKay, James
Rogers, Katherine
Soucy, Timothy

Gallager, Eric
McWilliams, Rebecca
Schuett, Dianne
Wallner, Mary Jane

ROCKINGHAM

Altschiller, Debra
Cushing, Robert Renny
Grossman, Gaby
Loughman, Tom
Meuse, David
Somssich, Peter

Bunker, Lisa
DiLorenzo, Charlotte
Grote, Jaci
Maggiore, Jim
Paige, Mark
Ward, Gerald

Cahill, Michael
Edgar, Michael
Hamblet, Joan
Malloy, Dennis
Read, Ellen

Cali-Pitts, Jacqueline
Gilman, Julie
Murray, Kate
McBeath, Rebecca
Simpson, Alexis

STRAFFORD

Bixby, Peter
Ellis, Donna
Gourgue, Amanda
Levesque, Cassandra
Rich, Cecilia
Wall, Janet

Cannon, Gerri
Fargo, Kristina
Grassie, Chuck
Smith, Marjorie
Southworth, Thomas

Chase, Wendy
Fontneau, Timothy
Horrigan, Timothy
Oxaal, Ariel
Spang, Judith

Conley, Casey
Frost, Sherry
Kenney, Cam
Schmidt, Peter
Treleven, Susan

SULLIVAN

Gottling, Suzanne

Merchant, Gary

Oxenham, Lee

Sullivan, Brian

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

HB 200-FN, increasing the penalty for certain invasions of privacy. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Casey Conley for the Majority of Criminal Justice and Public Safety. This bill increases penalties for crimes pertaining to violation of privacy. There are three key provisions. One would make the act of capturing photographs, video or audio recordings of someone in a place they would expect privacy, a felony in second and subsequent offenses. Another provision would make it a felony to disseminate or publish without consent from all parties photographic or video materials showing consensual sexual activity. The third piece makes it a felony to enter one's property to view into a private residence for the purpose of sexual arousal. Raising penalties from misdemeanor to felony is not something the majority takes lightly. But the lasting effects of these crimes on victims, difficulties associated with removing such content from the Internet, and the potential for this type of behavior to escalate into violent crime warrant stiffer penalties. Vote 15-5.

Rep. Chris True for the Minority of Criminal Justice and Public Safety. The minority opposes the changes in this bill that increase the prohibited conduct from a misdemeanor to a felony. The conduct described in RSA 644:9 while disturbing does not include violence or extreme bodily harm to the victim. Some of the conduct described in RSA 644:9 could be described as annoying or juvenile. Current law provides prosecutors and sentencing judges with the ability to sentence offenders to up to a year in jail, large fines, and years of supervision by probation. The minority feels that is more than sufficient where punishment is due.

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

HB 307, relative to the state preemption of the regulation of firearms and ammunition. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. John Burt for the Majority of Criminal Justice and Public Safety. New Hampshire is NOT a home rule state. This means that local units of government only have the specific powers that are granted to them by the General Court and nothing more. Despite the fact that RSA 159:26 was enacted in 2003 and prohibits any local laws, ordinances or rules restricting the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearms components, ammunition, or firearms supplies or knives in the state; certain cities, towns and school districts persist in illegally regulating firearms ownership, use, carry and possession. HB 307 will solve this problem by assigning financial penalties to those local units of government who violate the law, after a notice period allowing for removal of an offending local law or ordinance without financial penalty. Financial penalties, graduating in amount, from \$500 for a first offense to \$2500 for a third offense, only apply if, after a 90 day period in which an offending unit of government can repeal the illegal ordinance or rule refuses to do so. Citizens are entitled to a clear, easily understood set of laws that are consistent throughout the state. Anything other than that places law abiding gun owners in legal peril. Vote 11-9.

Rep. David Meuse for the Minority of Criminal Justice and Public Safety. This unnecessary bill is a misguided attempt to address a non-existent problem. Current New Hampshire law already bars local jurisdictions from establishing and enforcing ordinances and regulations around firearms. This bill builds on an extreme policy that already bans communities from protecting their citizens and makes it even more extreme. This bill would not only prohibit the passage of any new local ordinances restricting firearms, it would nullify any existing ordinances now on the books. As the New Hampshire Municipal Association told the committee in its testimony opposing the bill, if someone wants to host a gun show and sell firearms in the town hall parking lot, or on the town common, the selectmen will have no ability to stop them. Moreover, hunting or target-shooting on town-owned athletic fields or in a town forest would be an absolute right. The bill would also negate existing prohibitions on firearms on campuses of New Hampshire's public universities and community colleges, which drew opposition from the University System of New Hampshire and the Community College System. The bill would also grant the right to people living outside a community who claim to be "aggrieved" by a local ordinance restricting firearms to request rescission of the ordinance and would impose civil penalties of up to \$10,000 on local officials who refuse to comply. Being aggrieved is very different from demonstrating that a person has suffered a definite and concrete personal injury or that their rights were impaired or prejudiced. This is what is required when it comes to standing for bringing a lawsuit by Part II, Article 74 of the State Constitution. For these reasons, the minority recommends this bill be found Inexpedient to Legislate.

Majority Amendment (0411h)

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

1 Legislative Findings. The general court finds that:

I. New Hampshire is not a home rule state.

II. If municipal ordinances and regulations regarding regulation of firearms; ammunition; ammunition components; knives; firearms components; firearms accessories; and firearms supplies differ from municipality to municipality it may place a citizen in danger of inadvertently violating the law.

III. We are a nation of laws and every person is subject to the law, including people who are lawmakers, law enforcement officials, and judges.

IV. Citizens have good reason to expect that elected officials will be held to the same standard as citizens and that our statutes shall be followed and penalties are reasonable for purposeful violations of the law.

2 Name of Act. This act shall be known as the New Hampshire Second Amendment state preemption act.

3 Firearms, Ammunition, and Knives; State Preemption. The subdivision heading preceding RSA 159:26 and RSA 159:26 are repealed and reenacted to read as follows:

New Hampshire Second Amendment State Preemption Act

159:26 Legislative Intent.

I. It is the intent of this subdivision to provide uniform firearms laws in the state; to declare all ordinances and regulations null and void which have been enacted by any jurisdictions other than state and federal jurisdictions, which regulate firearms; ammunition; ammunition components; knives; firearms components; firearms accessories; and firearms supplies; to prohibit the enactment of any future ordinances or regulations relating to firearms; ammunition; ammunition components; knives; firearms components; firearms accessories; and firearms supplies unless specifically authorized by this subdivision or general law; and to require local jurisdictions to enforce state firearms laws. Except as otherwise specifically provided by statute, no ordinance or regulation of a political subdivision, including, without limitation, any school district or school administrative unit, shall regulate the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms; ammunition; ammunition components; knives; firearms components; firearms accessories; and firearms supplies in this state.

II. It is further the intent of this subdivision to deter and prevent the violation of this subdivision and the violation of rights protected under the constitution and laws of this state related to firearms; ammunition; ammunition components; knives; firearms components; firearms accessories; and firearms supplies by the abuse of official authority that occurs when enactments are passed in violation of state law or under color of local or state authority.

159:27 State Preemption. Except as expressly provided by the state constitution or statute, the general court hereby declares that it is occupying the whole field of regulation of firearms; ammunition; ammunition components; knives; firearms components; firearms accessories; and firearms supplies, including the purchase, sale, transfer, taxation, manufacture, repair, modification, ownership, possession, storage, and transportation thereof, to the exclusion of all existing and future county, city, town, or municipal ordinances or any administrative regulations or rules adopted by local or state government relating thereto or by any school district or school administrative unit. Any existing ordinances, rules, or regulations of any county, city, town, municipality, school district or school administrative unit are, upon the effective date of this section, hereby declared null and void.

159:28 Prohibitions; Penalties.

I. No public entity shall, and no private entity leasing or operating in any manner on any property owned, whole or in part, by the state, a political subdivision of this state, committee, or other governmental unit thereof, including a school district or school administrative unit shall regulate or attempt to regulate the sale, use, or possession of firearms; ammunition; ammunition components; knives; firearms components; firearms accessories; and firearms supplies on any property owned, whole or in part, by the state, political subdivision, committee, or other governmental unit thereof, including a school district or school administrative unit, unless explicitly authorized by statute.

II. A superior court having jurisdiction over the defendant or defendants shall declare invalid and unenforceable any ordinance, regulation, or rule adopted by any person, county, agency, municipality, district, or other political subdivision, including a school district or school administrative unit and any private entity leasing or operating in any manner on any property owned, whole or in part, by the state, a political subdivision of this state, committee, or other governmental unit thereof, including a school district or school administrative unit that violates the provisions of this subdivision and shall issue a permanent injunction against the political subdivision or private entity, as applicable, that adopted such ordinance, regulation, or rule prohibiting it from enforcing such ordinance, regulation, or rule. It shall be no defense that in enacting the ordinance, regulation, or rule the county, city, town, or other local government entity, including a school district or school administrative unit or private entity leasing or operating in any manner on any property owned, whole or in part, by the state, a political subdivision of this state, committee, or other governmental unit thereof, including a school district or school administrative unit, was acting in good faith or upon the advice of counsel.

III. Upon a good faith belief that a county, city, town, or other local government entity, or other public or private organization or entity has violated this section, any citizen of this state residing within the geographic boundaries within which the applicable county, city, town, or other local government entity, or other public or private organization or entity is located and believing themselves to be aggrieved by such actions shall give written notice by certified mail, return receipt requested, or by a nationally-recognized courier service, to the county, city, town, or other local government entity or public or private organization or entity that is believed to have violated this section of the citizen's reasonable belief of such a violation, and the county, city, town, or other local government entity or other public or private organization or entity shall, within 90 days of receiving such notice, rescind any such ordinance, regulation, rule or policy that violates this section. If after the expiration of such 90-day period, the county, city, town, or other local government entity or other public or private organization or entity that enacted any such ordinance, regulation, rule, or policy fails or refuses to rescind such ordinance, regulation, or rule, such citizen of this state claiming to be so aggrieved and who has given such notice may bring an action in the superior court for the county in which the applicable county, city, town, or other local government entity, or other public or private organization or entity is located to require the rescission of any such ordinance, regulation, rule, or policy and may be awarded reasonable attorneys' fees and costs of the person bringing the action, including such attorneys' fees and costs in all courts and on appeal. The aggrieved citizen of this state giving such notice shall be deemed to have standing to bring suit under this section.

IV. If the court determines that a violation was inadvertent or the result of simple negligence, the court shall assess a civil fine of \$500 against the county, city, town, or other local government entity or other public or private organization or entity that enacted any such ordinance, regulation, rule, or policy for the first violation, a civil fine of up to \$1,000 for a second violation, and a civil fine of up to \$2,500 for a third or subsequent violation. If the court determines that a violation was committed purposely or knowingly, or committed recklessly or as the result of gross negligence, the court shall assess a civil fine of up to \$5,000 against the county, city, town, or other local government entity or other public or private organization or entity that enacted any such ordinance, regulation, rule, or policy.

V. A purposeful or knowing violation of any provision of this section by a person acting in an official capacity for any entity enacting or causing to be enforced a local ordinance or administrative rule or regulation or policy prohibited under this section or otherwise under color of law shall be cause for termination of employment or contract or removal from office by the governor.

VI. Any citizen of this state residing within the geographic boundaries within which the applicable county, city, town, or other local government entity, or other public or private organization or entity aggrieved by any ordinance, regulation, measure, directive, rule, enactment, order, or policy enacted, adopted or enforced in violation of this section is located may, after giving notice as provided for in paragraph III and after expiration of the 90-day time period, file suit in the superior court of the county in which the applicable county, city, town, or other local government entity, or other public or private organization or entity is located against any county, agency, municipality, school district, school administrative unit, or other entity that enacted any such ordinance, regulation, rule or policy for declaratory and injunctive relief and for damages caused by the violation. Upon such filing, the court shall schedule a hearing on the matter which shall be within 10 days, excluding Saturdays, Sundays, and legal holidays, from the date of filing. Any citizen of this state residing within the geographic boundaries within which the applicable county, city, town, or other local government entity, or other public or private organization or entity aggrieved by any ordinance, regulation, measure, directive, rule, enactment, order, or policy enacted, adopted or enforced in violation of this section, as well as any organization whose membership is aggrieved by any ordinance, regulation, measure, directive, rule, enactment, order, or policy enacted, adopted or enforced in violation of this section, shall be deemed to have standing to bring an action under this section. After a hearing on the merits, if the court finds in favor of the petitioner, the court shall:

(a) Issue an injunction against the person, or public or private organization or entity, or political subdivision from enacting or enforcing the ordinance, regulation, rule, or policy;

(b) Issue a declaratory judgment that the ordinance, regulation, rule, or policy is void and unenforceable;

(c) Award the prevailing petitioner in any such suit reasonable attorney's fees and costs, including a contingency fee multiplier if the petitioner was represented by counsel working on the basis of a contingent fee, including such attorneys' fees and costs in all tribunals and on appeal; and

(d) Award to the successful petitioner bringing the action liquidated damages in the amount of \$10,000 against the defendant county, agency, municipality, school district, school administrative unit, or other entity, as applicable.

159:29 Exceptions. This subdivision shall not prohibit:

I. Zoning ordinances that encompass firearms businesses along with other businesses, except that zoning ordinances that are designed for the purpose of restricting or prohibiting the sale, purchase, transfer, repair or manufacture of firearms or ammunition or ammunition components or knives or regulating the sale of firearms accessories as a method of regulating firearms or ammunition or ammunition components or knives are in conflict with this subdivision, are prohibited, and are hereby declared to be null and void.

II. A duly organized law enforcement agency from enacting and enforcing regulations pertaining to firearms, ammunition, ammunition components, firearm accessories or knives issued to or used by peace officers in the course of their official duties.

III. A court or administrative law judge from hearing and resolving any case or controversy or issuing any opinion or order on a matter within the jurisdiction of that court or judge.

159:30 Savings Provision. In the event that any of the terms or provisions of this act are declared invalid or unenforceable by any court of competent jurisdiction, the remaining terms and provisions that are not affected thereby shall remain in full force and effect.

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

Rep. Meuse spoke against and yielded to questions.

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

YEAS 200 - NAYS 162

YEAS - 200

BELKNAP

Aldrich, Glen
Harvey-Bolia, Juliet
Littlefield, Richard
Silber, Norman
Varney, Peter

Bean, Harry
Howard, Raymond
Mackie, Jonathan
Sylvia, Michael

Bordes, Mike
Johnson, Dawn
O'Hara, Travis
Terry, Paul

Comtois, Barbara
Lang, Timothy
Ploszaj, Tom
Trottier, Douglas

CARROLL

Avellani, Lino
Smith, Jonathan

Cordelli, Glenn
Marsh, William

Deshaies, Brodie
McConkey, Mark

MacDonald, John
Umberger, Karen

CHESHIRE

Bordenet, John
Santonastaso, Matthew

Hunt, John
Von Plinsky, Sparky

Qualey, James

Rhodes, Jennifer

COOS

Craig, Kevin

Davis, Arnold

Laflamme, Larry

Merner, Troy

GRAFTON

Alliegro, Mark
Folsom, Beth
Ham, Bonnie

Berezhny, Lex
Sanborn, Gail
Ladd, Rick

Binford, David
Gordon, Edward
Massimilla, Linda

Depalma IV, Joseph
Greeson, Jeffrey
Simon, Matthew

HILLSBOROUGH

Lekas, Alicia
King, Bill
Boehm, Ralph
Kelley, Diane
Foster, William
Gorski, Ted
Gunski, Michael
Infantine, William
Ober, Lynne
Lewicke, John
McLean, Mark
Pauer, Diane
Renzullo, Andrew
Sheehan, Vanessa
Warden, Mark

Alexander, Joe
Baroody, Benjamin
Burt, John
Smith, Denise
Griffin, Gerald
Gould, Linda
Healey, Robert
Jack, Martin
Sanborn, Laurie
King, Mark
Mooney, Maureen
Plett, Fred
Rice, Kimberly
Somero, Paul

Ammon, Keith
Berry, Ross
Creighton, Jim
Erf, Keith
Gagne, Larry
Graham, John
Homola, Susan
Kelsey, Niki
Lanzara, Tom
Marston, Dick
Notter, Jeanine
Post, Lisa
Rouillard, Claire
Lekas, Tony

Griffin, Barbara
Blasek, Melissa
Cushman, Leah
Fedolfi, Jim
Goley, Jeffrey
Greene, Bob
Hopper, Gary
Kofalt, Jim
Lascelles, Richard
Mayville, Mary
Nunez, Hershel
Prout, Andrew
Shaw, Barbara
Toomey, Dan

MERRIMACK

Allard, James
Cross, Kenna
McGuire, Carol
Seaworth, Brian
White, Nick

Andrus, Louise
Hill, Gregory
Moffett, Michael
Testerman, Dave
Yakubovich, Michael

Boyd, Stephen
Kennedy, Margaret
Pearl, Howard
Walsh, Thomas

Cambrils, Jose
Mason, James
Pitaro, Matthew
Wells, Natalie

ROCKINGHAM

Abbas, Daryl
Baldasaro, Al
Bershtein, Alan
Dolan, Tom
Ford, Oliver
Harley, Tina

Abrami, Patrick
Baxter, Tim
Copp, Anne
Doucette, Fred
Green, Dennis
Hobson, Deborah

Acton, Dennis
Belanger, Cody
DeSimone, Debra
Edwards, Jess
Guthrie, Joseph
Janigian, John

Ayer, Paul
Bernardy, JD
Dodge, Dustin
Elliott, Robert
Harb, Robert
Katsakiores, Phyllis

Khan, Aboul
Lynn, Bob
Major, Norman
Osborne, Jason
Prudhomme-O'Brien, Katherine
Sweeney, Joe
Tripp, Richard
Verville, Kevin
Welch, David

Layon, Erica
Griffin, Mary
McMahon, Charles
Piemonte, Tony
Pearson, Stephen
Sytek, John
True, Chris
Vose, Michael
Weyler, Kenneth

Litchfield, Melissa
Pearson, Mark
Melvin, Charles
Potucek, John
Soti, Julius
Thomas, Douglas
Tudor, Paul
MacDonald, Wayne
Yokela, Josh

Love, David
Maggiore, Jim
Milz, David
Pratt, Kevin
Spillane, James
Torosian, Peter
Vandecasteele, Susan
Wallace, Scott

STRAFFORD

Ankarberg, Aidan
Harrington, Michael
Kittredge, Mac
Wuelper, Kurt

Bailey, Glenn
Hayward, Peter
Newton, Clifford

DeLemus, Susan
Horgan, James
Pitre, Joseph

Groen, Fenton
Kaczynski, Thomas
Turcotte, Leonard

SULLIVAN

Aron, Judy
Stapleton, Walter

Callum, John
Smith, Steven

Rollins, Skip

Spilsbury, Walter

NAYS - 162

CARROLL

Buco, Thomas
Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

CHESHIRE

Abbott, Michael
Faulkner, Barry
Harvey, Cathryn
Toll, Amanda

Ames, Richard
Fenton, Donovan
Ley, Douglas
Weber, Lucy

Berch, Paul
Fox, Dru
Parshall, Lucius
Welkowitz, Lawrence

Eaton, Daniel
Gomarlo, Jennie
Schapiro, Joe

COOS

Kelley, Eamon

Hatch, William

GRAFTON

Abel, Richard
Egan, Timothy
Murphy, James
Sykes, George

Adjutant, Joshua
Fellows, Sallie
Nordgren, Sharon
Weston, Joyce

Almy, Susan
Hakken-Phillips, Mary
Stavis, Laurel

Dontonville, Roger
Muirhead, Russell
Smith, Suzanne

HILLSBOROUGH

Bouldin, Amanda
Bouchard, Donald
Connors, Erika
Espitia, Manny
Harriott-Gathright, Linda
Schmidt, Janice
Labranche, Tony
Long, Patrick
Mullen, Sue
Pedersen, Michael
Piedra, Israel
Rung, Rosemarie
Stevens, Deb
Veilleux, Daniel

Bouldin, Andrew
Bradley, Amy
Cornell, Patricia
Freitas, Mary
Heath, Mary
Judy, Jean
Langley, Diane
Murray, Megan
Nutter-Upham, Frances
Perez, Maria
Porter, Marjorie
Newman, Sue
Telerski, Laura
Wilhelm, Matthew

Beaulieu, Jane
Chretien, Jacqueline
DiSilvestro, Linda
Griffith, Willis
Herbert, Christopher
Klee, Patricia
Laughton, Stacie-Marie
Mangipudi, Latha
Nutting-Wong, Allison
Petrigno, Peter
Query, Joshua
Snow, Kendall
Van Houten, Constance

Bergeron, Paul
Cohen, Bruce
Dutzy, Sherry
Hamer, Heidi
Hyland, Stephanie
Klein-Knight, Nicole
Leishman, Peter
McGhee, Kat
O'Brien, Michael
Pickering, Daniel
Newman, Ray
Sofikitis, Catherine
Vann, Ivy

MERRIMACK

Bartlett, Christy
Gallager, Eric
McWilliams, Rebecca
Schamberg, Thomas
Soucy, Timothy
Woods, Gary

Caplan, Tony
Lane, Connie
Pimentel, Roderick
Schuett, Dianne
Wallner, Mary Jane

Ebel, Karen
Luneau, David
Richards, Beth
Schultz, Kristina
Walz, Mary Beth

Ellison, Arthur
MacKay, James
Rogers, Katherine
Shurtleff, Steve
Wolf, Dan

ROCKINGHAM

Abramson, Max
Cali-Pitts, Jacqueline
Gay, Betty
Hamblet, Joan
McBeath, Rebecca
Roy, Terry

Altschiller, Debra
Cushing, Robert Renny
Gilman, Julie
Murray, Kate
Meuse, David
Simpson, Alexis

Bunker, Lisa
DiLorenzo, Charlotte
Grossman, Gaby
Loughman, Tom
Paige, Mark
Somssich, Peter

Cahill, Michael
Edgar, Michael
Grote, Jaci
Malloy, Dennis
Read, Ellen
Ward, Gerald

STRAFFORD

Bixby, Peter	Cannon, Gerri	Chase, Wendy	Conley, Casey
Ellis, Donna	Fargo, Kristina	Fontneau, Timothy	Frost, Sherry
Grassie, Chuck	Horrigan, Timothy	Kenney, Cam	Levesque, Cassandra
Smith, Marjorie	Oxaal, Ariel	Schmidt, Peter	Rich, Cecilia
Southworth, Thomas	Spang, Judith	Treleaven, Susan	Vincent, Kenneth
Wall, Janet			

SULLIVAN

Cloutier, John	Gottling, Suzanne	Merchant, Gary	Oxenham, Lee
Sullivan, Brian	Tanner, Linda		

and the majority committee amendment was adopted.

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

Rep. Meuse spoke against and yielded to questions.

Rep. Bradley spoke against.

Rep. Burt spoke in favor, yielded to questions and requested a roll call; sufficiently seconded.

YEAS 191 - NAYS 162**YEAS - 191****BELKNAP**

Aldrich, Glen	Bean, Harry	Bordes, Mike	Comtois, Barbara
Harvey-Bolia, Juliet	Howard, Raymond	Johnson, Dawn	Lang, Timothy
Littlefield, Richard	Mackie, Jonathan	O'Hara, Travis	Ploszaj, Tom
Silber, Norman	Sylvia, Michael	Terry, Paul	Trottier, Douglas
Varney, Peter			

CARROLL

Avellani, Lino	Cordelli, Glenn	Deshaies, Brodie	MacDonald, John
Smith, Jonathan	Marsh, William	McConkey, Mark	Umberger, Karen

CHESHIRE

Hunt, John	Qualey, James	Rhodes, Jennifer	Santonastaso, Matthew
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COOS

Craig, Kevin	Davis, Arnold	Merner, Troy
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GRAFTON

Alliegro, Mark	Berezhny, Lex	Binford, David	Depalma IV, Joseph
Folsom, Beth	Sanborn, Gail	Gordon, Edward	Greeson, Jeffrey
Ladd, Rick	Simon, Matthew		

HILLSBOROUGH

Lekas, Alicia	Alexander, Joe	Ammon, Keith	King, Bill
Baroody, Benjamin	Berry, Ross	Blasek, Melissa	Boehm, Ralph
Burt, John	Creighton, Jim	Cushman, Leah	Kelley, Diane
Smith, Denise	Erf, Keith	Fedolfi, Jim	Foster, William
Griffin, Gerald	Gagne, Larry	Goley, Jeffrey	Gorski, Ted
Gould, Linda	Graham, John	Greene, Bob	Gunski, Michael
Healey, Robert	Homola, Susan	Hopper, Gary	Infantine, William
Kelsey, Niki	Kofalt, Jim	Ober, Lynne	Sanborn, Laurie
Lanzara, Tom	Lascelles, Richard	Lewicke, John	King, Mark
Marston, Dick	Mayville, Mary	McLean, Mark	Mooney, Maureen
Notter, Jeanine	Nunez, Hershel	Pauer, Diane	Plett, Fred
Post, Lisa	Prout, Andrew	Renzullo, Andrew	Rice, Kimberly
Shaw, Barbara	Sheehan, Vanessa	Somero, Paul	Lekas, Tony
Warden, Mark			

MERRIMACK

Allard, James	Andrus, Louise	Boyd, Stephen	Cambrils, Jose
Cross, Kenna	Hill, Gregory	Kennedy, Margaret	Mason, James
McGuire, Carol	Moffett, Michael	Pearl, Howard	Pitaro, Matthew
Seaworth, Brian	Testerman, Dave	Walsh, Thomas	Wells, Natalie
White, Nick	Yakubovich, Michael		

ROCKINGHAM

Abbas, Daryl	Abrami, Patrick	Abramson, Max	Acton, Dennis
Ayer, Paul	Baldasaro, Al	Baxter, Tim	Belanger, Cody
Bernardy, JD	Bershtein, Alan	Copp, Anne	DeSimone, Debra

Dodge, Dustin
 Ford, Oliver
 Harley, Tina
 Khan, Aboul
 Lynn, Bob
 McMahon, Charles
 Piemonte, Tony
 Roy, Terry
 Sweeney, Joe
 Tripp, Richard
 Verville, Kevin
 Welch, David

Dolan, Tom
 Gay, Betty
 Hobson, Deborah
 Layon, Erica
 Griffin, Mary
 Melvin, Charles
 Potucek, John
 Pearson, Stephen
 Sytek, John
 True, Chris
 Vose, Michael
 Weyler, Kenneth

Doucette, Fred
 Green, Dennis
 Janigian, John
 Litchfield, Melissa
 Pearson, Mark
 Milz, David
 Pratt, Kevin
 Soti, Julius
 Thomas, Douglas
 Tudor, Paul
 MacDonald, Wayne
 Yokela, Josh

Edwards, Jess
 Harb, Robert
 Katsakiores, Phyllis
 Love, David
 Major, Norman
 Osborne, Jason
 Prudhomme-O'Brien, Katherine
 Spillane, James
 Torosian, Peter
 Vandecasteele, Susan
 Wallace, Scott

Ankarberg, Aidan
 Harrington, Michael
 Kittredge, Mac
 Wuelper, Kurt

Bailey, Glenn
 Hayward, Peter
 Newton, Clifford

DeLemus, Susan
 Horgan, James
 Pitre, Joseph

Groen, Fenton
 Kaczynski, Thomas
 Turcotte, Leonard

STRAFFORD

Aron, Judy
 Stapleton, Walter

Callum, John
 Smith, Steven

Rollins, Skip

Spilsbury, Walter

SULLIVAN

NAYS - 162

CARROLL

Buco, Thomas
 Woodcock, Stephen

Burroughs, Anita

Knirk, Jerry

McAleer, Chris

Abbott, Michael
 Eaton, Daniel
 Gomarlo, Jennie
 Schapiro, Joe
 Welkowitz, Lawrence

Ames, Richard
 Faulkner, Barry
 Harvey, Cathryn
 Toll, Amanda

Berch, Paul
 Fenton, Donovan
 Ley, Douglas
 Von Plinsky, Sparky

Bordenet, John
 Fox, Dru
 Parshall, Lucius
 Weber, Lucy

CHESHIRE

Kelley, Eamon

Hatch, William

Laflamme, Larry

Tucker, Edith

COOS

GRAFTON

Abel, Richard
 Fellows, Sallie
 Muirhead, Russell
 Smith, Suzanne

Adjutant, Joshua
 Hakken-Phillips, Mary
 Murphy, James
 Sykes, George

Almy, Susan
 Ham, Bonnie
 Nordgren, Sharon
 Weston, Joyce

Dontonville, Roger
 Massimilla, Linda
 Stavis, Laurel

HILLSBOROUGH

Bouldin, Amanda
 Bergeron, Paul
 Cohen, Bruce
 Dutzy, Sherry
 Hamer, Heidi
 Hyland, Stephanie
 Klee, Patricia
 Laughton, Stacie-Marie
 Mangipudi, Latha
 Nutting-Wong, Allison
 Piedra, Israel
 Newman, Sue
 Toomey, Dan
 Wilhelm, Matthew

Bouldin, Andrew
 Bouchard, Donald
 Connors, Erika
 Espitia, Manny
 Harriott-Gathright, Linda
 Schmidt, Janice
 Klein-Knight, Nicole
 Leishman, Peter
 McGhee, Kat
 Pedersen, Michael
 Query, Joshua
 Snow, Kendall
 Vail, Suzanne

Griffin, Barbara
 Bradley, Amy
 Cornell, Patricia
 Freitas, Mary
 Heath, Mary
 Jack, Martin
 Labranche, Tony
 Long, Patrick
 Mullen, Sue
 Perez, Maria
 Newman, Ray
 Stevens, Deb
 Van Houten, Constance

Beaulieu, Jane
 Chretien, Jacqueline
 DiSilvestro, Linda
 Griffith, Willis
 Herbert, Christopher
 Jeudy, Jean
 Langley, Diane
 Murray, Megan
 Nutter-Upham, Frances
 Petrigno, Peter
 Rung, Rosemarie
 Telski, Laura
 Veilleux, Daniel

Bartlett, Christy
 Gallagher, Eric
 McWilliams, Rebecca
 Schuett, Dianne
 Wallner, Mary Jane

Caplan, Tony
 Lane, Connie
 Pimentel, Roderick
 Schultz, Kristina
 Walz, Mary Beth

Ebel, Karen
 Luneau, David
 Richards, Beth
 Shurtleff, Steve
 Wolf, Dan

Ellison, Arthur
 MacKay, James
 Rogers, Katherine
 Soucy, Timothy
 Woods, Gary

MERRIMACK

ROCKINGHAM

Altschiller, Debra
 Cushing, Robert Renny
 Grossman, Gaby

Bunker, Lisa
 DiLorenzo, Charlotte
 Grote, Jaci

Cahill, Michael
 Edgar, Michael
 Guthrie, Joseph

Cali-Pitts, Jacqueline
 Gilman, Julie
 Hamblet, Joan

Murray, Kate
McBeath, Rebecca
Simpson, Alexis

Loughman, Tom
Meuse, David
Somssich, Peter

Maggiore, Jim
Paige, Mark
Ward, Gerald

Malloy, Dennis
Read, Ellen

STRAFFORD

Bixby, Peter
Ellis, Donna
Horrigan, Timothy
Oxaal, Ariel
Treleaven, Susan

Cannon, Gerri
Fargo, Kristina
Kenney, Cam
Schmidt, Peter
Vincent, Kenneth

Chase, Wendy
Fontneau, Timothy
Levesque, Cassandra
Rich, Cecilia
Wall, Janet

Conley, Casey
Grassie, Chuck
Smith, Marjorie
Spang, Judith

SULLIVAN

Cloutier, John
Sullivan, Brian

Gottling, Suzanne
Tanner, Linda

Merchant, Gary

Oxenham, Lee

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

RESOLUTION

Rep. Osborne offered the following: **RESOLVED**, that the House now adjourn from the early session, that the business of the late session be in order at the present time, that the reading of bills be by title only and resolutions by caption only and that all bills ordered to third reading be read a third time by this resolution, and that all titles of bills be the same as adopted, and that they be passed at the present time, and when the House adjourns today it be to meet, Thursday, April 8, 2021 at 9:00 a.m.
Motion adopted.

LATE SESSION

Third Reading and Final Passage

HB 120, relative to administration of psychotropic medications to children in foster care.

HB 171, relative to food in cigar shops.

HB 299, relative to responsibilities of the insurance department.

HB 312, relative to deadlines in consumer credit applications, licensing requirements for mortgage loan originators, examinations of family trust companies, delegation by credit union boards to committees, qualifications of the banking commissioner, and authorizing depository banks to elect benefit corporation status.

HB 518, relative to rebates under the law governing unfair insurance practices.

HB 519, relative to technical changes in the laws administered by the insurance department.

HB 520, relative to e-delivery of insurance documents and commercial lines renewal notices.

HB 178-FN, relative to the parole of prisoners and the procedures of the adult parole board.

HB 180, increasing the penalty for buyers under the law regarding trafficking in persons.

HB 239-FN, relative to prosecutions for certain assaults against minors.

HB 270-FN, relative to post-conviction DNA testing.

HB 286, establishing a committee to study the response of law enforcement and the criminal justice system to homelessness in New Hampshire,

HB 296-FN, establishing the crime of unsolicited disclosure of an intimate image.

HB 436, relative to eyewitness identification procedures.

HB 471, relative to police disciplinary hearings.

HB 485, requiring law enforcement officers to inform a person of their right to refuse a consensual search.

HB 152, relative to the apportionment of costs in cooperative school districts.

HB 401, relative to the duty of school superintendents regarding criminal history records checks.

HB 409, relative to filling certain vacancies among members of school boards and other school district offices.

HB 500, relative to reducing school food waste and addressing child hunger.

HB 581, relative to the burden of proof in special education hearings and establishing a committee to study special education IEP and dispute resolution processes.

SB 20, relative to one year certificates of eligibility to teach.

SB 24, relative to the Brewster Academy charter.

HB 476, relative to election officers at additional polling places.

HB 555, relative to prisoners' voting rights.

SB 43, authorizing an audit of the Rockingham County district 7 state representative race.

HB 199, including soil health and soil conservation in the state soil conservation plan.

HB 249, relative to animal shelter facilities.

HB 250, relative to pet vendors.

HB 272, relative to the labeling and sale of hemp products containing CBD.

HB 413, establishing a solid waste working group on solid waste management planning and relative to compost.

HB 437, establishing a committee to study the shortage of animal slaughter and meat processing facilities in New Hampshire and the implementation of the meat inspection program.

HB 72, relative to ratification of amendments to the state building code and state fire code.

HB 128, adding notification requirements to the weather modification statute.

HB 130, relative to administration by the retirement system of certain health care premium deductions.

HB 141-FN, allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system.

HB 187, relative to the emergency powers of the commissioner of health and human services and relative to the membership of the oversight committee on health and human services.

HB 283, proclaiming April 11, 2021 as Wentworth Cheswill Day.

HB 369-FN, relative to the use of physical agent modalities by occupational therapists.

HB 456, relative to the disclosure of information from vital records.

HB 499, relative to the use of face recognition technology.

HB 533, establishing a division of investigation and compliance in the lottery commission.

HB 567, permitting certain military personnel, emergency medical technicians, and paramedics to apply for licensure as a nursing assistant.

HB 631, relative to regulation of interpreters for the deaf, deaf blind, and hard of hearing.

SB 21, relative to the Pease development authority board of directors.

HB 600-FN, relative to funding for newborn screening.

HB 89-FN, adding qualifying medical conditions to the therapeutic use of cannabis law.

HB 146, requiring health care providers to furnish upon request a list of ingredients contained in an injectable medication that is recommended or administered.

HB 157-FN, relative to the state health improvement plan and the state health assessment and state health improvement plan advisory council.

HB 220, establishing medical freedom in immunizations.

HB 572, relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.

HB 582, relative to prescriptions for the treatment of attention deficit disorder, attention deficit disorder with hyperactivity, or narcolepsy.

HB 83, prohibiting non-disparagement clauses in settlement agreements involving a governmental unit.

HB 108-FN-L, relative to minutes and decisions in nonpublic sessions under the right-to-know law.

HB 126, relative to notice of execution of tax lien to mortgagees.

HB 360, relative to the rental of shared living facilities.

HB 474, prohibiting surveillance by the state on public ways or sidewalks.

HB 540, relative to supported decision-making as an alternative to guardianship.

HB 630, authorizing certain procedures for rulemaking.

HB 261, relative to apprenticeship programs in trade and industry.

HB 186, repealing certain inactive committees and revising the membership or duties of certain committees, councils, and boards.

HB 190, relative to financial disclosures by legislators.

HB 509, relative to portraits and memorial objects in the state house, legislative office building, and Upham Walker house.

HB 64-L, relative to renewable generation facility property subject to a voluntary payment in lieu of taxes agreement.

HB 79, relative to town health officers.

HB 88, relative to the city of Claremont police commission.

HB 101, relative to the close of a county's books of records.

HB 154-L, relative to community revitalization tax relief incentives.

HB 164, relative to the acquisition, sale, or demolition of municipal land or buildings.

HB 284, relative to the restoration of involuntarily merged lots.

HB 411, establishing a commission to study the equalization rate used for the calculation of a property tax abatement by the New Hampshire board of tax and land appeals, the superior court, and all cities, towns, and counties.

HB 486-FN, relative to eligibility for the low and moderate income homeowners property tax relief.

HB 545, relative to the use of certain out-of-state banks by the state treasurer and municipal and county treasurers or trustees.

HB 184, relative to the operation of personal water craft around the marshlands or flats of the Rye estuary and the New Castle back channel.

HB 235, addressing impacts to other water users from new sources of water for community water systems.

HB 271, relative to standards for per and polyfluoroalkyl substances (PFAS) in drinking water and ambient groundwater.

HB 397, relative to permitting fees under the shoreland protection act.

HB 289, relative to including electrical storage facilities in the definition of energy facility.
HB 309, relative to the computation of renewable energy credits.
HB 100, relative to driving to the left of an unbroken painted line.
HB 174, relative to reporting a collision between a cat and a motor vehicle.
HB 421, relative to organ donation on a driver's license.
HB 424, establishing a commission to study ways to reduce texting while driving.
HB 451-FN, relative to organizations authorized to issue decals for multi-use decal number plates and relative to gold star family decals for motor vehicles.
HB 461, relative to motorcycle auxiliary lamping, and adding the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission.
HB 496-FN, relative to license plate covers.
HB 565, establishing a committee to study charitable gaming.
HB 610-FN, requiring certain licensing and reporting functions be conducted through the Nationwide Multistate Licensing System and Registry, and relative to background investigations of trust officers, to certain filing fees, assessments, and interest rates, and to the transmission of consumer complaints by the banking department.
HB 615-FN, reducing the penalty for certain first offense drug possession charges.
HB 25-A, making appropriations for capital improvements.
HB 626-FN, relative to historic horse racing.
HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2022 and June 30, 2023.
HB 2-FN-A-L, relative to state fees, funds, revenues, and expenditures.
HB 139, relative to the submission of evidence in divorce proceedings.
HB 142, relative to causes for divorce.
HB 161, relative to the calculation of child support.
HB 293, relative to the procedure for adoption of a minor child.
HB 494, relative to temporary relief and permanent restraining orders issued in a divorce proceeding.
HB 495, relative to restraining orders issued in a parenting case.
HB 593-FN, requiring a food delivery service to enter into an agreement with a food service establishment or food retail store before offering delivery service from that restaurant.
HB 123-FN, granting immunity from prosecution for prostitution for reporting a sexual assault.
HB 125, relative to post-arrest photo distribution by law enforcement officers.
HB 129-FN, prohibiting the installation or use of electronic tracking software.
HB 179-FN, relative to enhanced penalties based on prior convictions for driving under the influence of drugs or liquor.
HB 195, adding display of a firearm as an exception to reckless conduct.
HB 196, adding trespass as an exception to the charge of criminal threatening.
HB 200-FN, increasing the penalty for certain invasions of privacy.
HB 307, relative to the state preemption of the regulation of firearms and ammunition.

RECESS MOTION

Rep. Osborne moved that the House stand in recess for the purposes of the introduction of bills, vacate motions, enrolled bill amendments, enrolled bill reports and receiving messages.
Motion adopted.

The House recessed at 6:20 p.m.

RECESS