

CACR 9 – AS INTRODUCED

2015 SESSION

15-0223
06/03

CONSTITUTIONAL AMENDMENT
CONCURRENT RESOLUTION

9

RELATING TO: judgment on impeachment.

PROVIDING THAT: persons impeached by the senate forfeit their state pensions and state-funded insurance.

SPONSORS: Rep. Itse, Rock 10; Rep. Hoell, Merr 23; Rep. Ingbretson, Graf 15; Rep. Tucker, Rock 23; Rep. Seidel, Hills 28; Rep. K. Rice, Hills 37

COMMITTEE: Judiciary

ANALYSIS

This constitutional amendment concurrent resolution provides that any person impeached by the senate forfeits his or her state pension and state-funded insurance.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struckthrough~~].
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fifteen

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENT

RELATING TO: judgment on impeachment.

PROVIDING THAT: persons impeached by the senate forfeit their state pensions and state-funded insurance.

Be it Resolved by the House of Representatives, the Senate concurring, that the Constitution of New Hampshire be amended as follows:

1 I. That article 39 of the second part of the constitution be amended to read as follows:

2 [Art.] 39. [Judgment on Impeachment Limited.] [~~Their~~] **The judgment of the Senate**, however,
3 shall not extend further than removal from office, disqualification to hold or enjoy any place of honor,
4 trust, or profit, under this State, **the forfeiture of all State pension contributions and the**
5 **profit thereon, and the loss of State-funded healthcare insurance;** but the party so convicted,
6 shall nevertheless be liable to indictment, trial, judgment, and punishment, according to the laws of
7 the land.

8 II. That the above amendment proposed to the constitution be submitted to the qualified
9 voters of the state at the state general election to be held in November, 2016.

10 III. That the selectmen of all towns, cities, wards and places in the state are directed to
11 insert in their warrants for the said 2016 election an article to the following effect: To decide
12 whether the amendments of the constitution proposed by the 2015 session of the general court shall
13 be approved.

14 IV. That the wording of the question put to the qualified voters shall be:

15 “Are you in favor of amending Article 39 of the second part of the constitution to read as follows:

16 [Art.] 39. [Judgment on Impeachment Limited.] The judgment of the Senate, however, shall not
17 extend further than removal from office, disqualification to hold or enjoy any place of honor, trust, or
18 profit, under this State, the forfeiture of all State pension contributions and the profit thereon, and
19 the loss of State-funded healthcare insurance, but the party so convicted, shall nevertheless be liable
20 to indictment, trial, judgment, and punishment, according to the laws of the land.”

21 V. That the secretary of state shall print the question to be submitted on a separate ballot or
22 on the same ballot with other constitutional questions. The ballot containing the question shall
23 include 2 squares next to the question allowing the voter to vote “Yes” or “No.” If no cross is made in
24 either of the squares, the ballot shall not be counted on the question. The outside of the ballot shall
25 be the same as the regular official ballot except that the words “Questions Relating to Constitutional
26 Amendments proposed by the 2015 General Court” shall be printed in bold type at the top of the
27 ballot.

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1 VI. That if the proposed amendment is approved by 2/3 of those voting on the amendment, it
2 becomes effective when the governor proclaims its adoption.