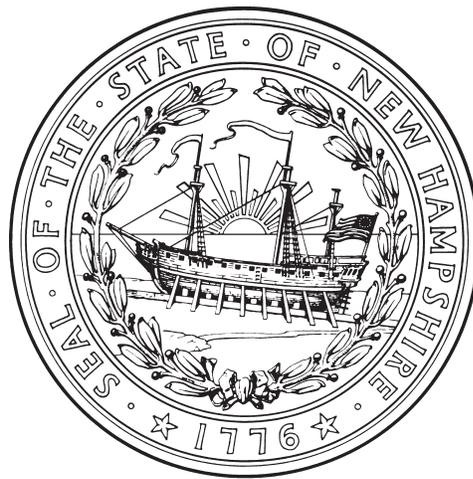


April 8, 2021  
Nos. 10-11

# STATE OF NEW HAMPSHIRE

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**First Year of the 167<sup>th</sup> Session of the  
New Hampshire General Court**

**Legislative Proceedings**

## **SENATE JOURNAL**

**ADJOURNMENT – APRIL 1, 2021 SESSION  
COMMENCEMENT – APRIL 8, 2021 SESSION**

# SENATE JOURNAL 10 *(continued)*

*April 1, 2021*

## HOUSE MESSAGE

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

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-LOCAL, relative to state fees, funds, revenues, and expenditures.

## HOUSE MESSAGE

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

HB 64-LOCAL, relative to renewable generation facility property subject to a voluntary payment in lieu of taxes agreement.

HB 72, relative to ratification of amendments to the state building code and state fire code.

HB 79, relative to town health officers.

HB 83, prohibiting non-disparagement clauses in settlement agreements involving a governmental unit.

HB 88, relative to the city of Claremont police commission.

HB 89-FN, adding qualifying medical conditions to the therapeutic use of cannabis law.

HB 100, relative to driving to the left of an unbroken painted line.

HB 101, relative to the close of a county's books of records.

HB 108-FN-LOCAL, relative to minutes and decisions in nonpublic sessions under the right-to-know law.

HB 120, relative to administration of psychotropic medications to children in foster care.

HB 126, relative to notice of execution of tax lien to mortgagees.

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, (New Title) allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system.

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 152, relative to the apportionment of costs in cooperative school districts.

HB 154-LOCAL, relative to community revitalization tax relief incentives.

HB 157-FN, (New Title) relative to the state health improvement plan and the state health assessment and state health improvement plan advisory council.

HB 164, relative to the acquisition, sale, or demolition of municipal land or buildings.

HB 171, relative to food in cigar shops.

HB 174, relative to reporting a collision between a cat and a motor vehicle.

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 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 186, repealing certain inactive committees and revising the membership or duties of certain committees, councils, and boards.

HB 187, (New Title) 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 190, relative to financial disclosures by legislators.

HB 199, including soil health and soil conservation in the state soil conservation plan.

HB 220, establishing medical freedom in immunizations.

HB 235, (New Title) addressing impacts to other water users from new sources of water for community water systems.

HB 239-FN, relative to prosecutions for certain assaults against minors.

HB 249, relative to animal shelter facilities.  
HB 250, relative to pet vendors.  
HB 261, relative to apprenticeship programs in trade and industry.  
HB 270-FN, relative to post-conviction DNA testing.  
HB 271, relative to standards for per and polyfluoroalkyl substances (PFAS) in drinking water and ambient groundwater.  
HB 272, relative to the labeling and sale of hemp products containing CBD.  
HB 283, (New Title) proclaiming April 11, 2021 as Wentworth Cheswill Day.  
HB 284, relative to the restoration of involuntarily merged lots.  
HB 286, establishing a committee to study the response of law enforcement and the criminal justice system to homelessness in New Hampshire,  
HB 289, relative to including electrical storage facilities in the definition of energy facility.  
HB 296-FN, establishing the crime of unsolicited disclosure of an intimate image.  
HB 299, relative to responsibilities of the insurance department.  
HB 309, relative to the computation of renewable energy credits.  
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 360, relative to the rental of shared living facilities.  
HB 369-FN, relative to the use of physical agent modalities by occupational therapists.  
HB 397, relative to permitting fees under the shoreland protection act.  
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 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 413, establishing a solid waste working group on solid waste management planning and relative to compost.  
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 436, relative to eyewitness identification procedures.  
HB 437, (New Title) 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 451-FN, (New Title) relative to organizations authorized to issue decals for multi-use decal number plates and relative to gold star family decals for motor vehicles.  
HB 456, relative to the disclosure of information from vital records.  
HB 461, relative to motorcycle auxiliary lamping, and adding the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission.  
HB 471, relative to police disciplinary hearings.  
HB 474, prohibiting surveillance by the state on public ways or sidewalks.  
HB 476, relative to election officers at additional polling places.  
HB 485, requiring law enforcement officers to inform a person of their right to refuse a consensual search.  
HB 486-FN, relative to eligibility for the low and moderate income homeowners property tax relief.  
HB 496-FN, relative to license plate covers.  
HB 499, (New Title) relative to the use of face recognition technology.  
HB 500, relative to reducing school food waste and addressing child hunger.  
HB 509, relative to portraits and memorial objects in the state house, legislative office building, and Upham Walker house.  
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 533, establishing a division of investigation and compliance in the lottery commission.  
HB 540, relative to supported decision-making as an alternative to guardianship.  
HB 545, relative to the use of certain out-of-state banks by the state treasurer and municipal and county treasurers or trustees.  
HB 555, relative to prisoners' voting rights.  
HB 565, establishing a committee to study charitable gaming.  
HB 567, (New Title) permitting certain military personnel, emergency medical technicians, and paramedics to apply for licensure as a nursing assistant.

HB 572, relative to pharmacist administration of vaccines and allowing a licensed advanced pharmacy technician to administer vaccines.

HB 581, (New Title) relative to the burden of proof in special education hearings and establishing a committee to study special education IEP and dispute resolution processes.

HB 582, (New Title) relative to prescriptions for the treatment of attention deficit disorder, attention deficit disorder with hyperactivity, or narcolepsy.

HB 600-FN, relative to funding for newborn screening.

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 630, (New Title) authorizing certain procedures for rulemaking.

HB 631, relative to regulation of interpreters for the deaf, deaf blind, and hard of hearing.

#### HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bills sent down from the Senate:

SB 20, relative to one year certificates of eligibility to teach.

SB 21, relative to the Pease development authority board of directors.

SB 24, relative to the Brewster Academy charter.

#### INTRODUCTION OF LEGISLATION

Senator Bradley offered the following Resolution:

RESOLVED, That in accordance with the list in the possession of the Senate Clerk, the following legislation shall be by this resolution read a first and second time by the therein listed title and referred to the therein designated committee. Adopted in recess.

#### First and Second Reading and Referral

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. (Finance)

HB 2-FN-A-LOCAL, relative to state fees, funds, revenues, and expenditures. (Finance)

HB 64-LOCAL, relative to renewable generation facility property subject to a voluntary payment in lieu of taxes agreement. (Election Law and Municipal Affairs)

HB 72, relative to ratification of amendments to the state building code and state fire code. (Executive Departments and Administration)

HB 79, relative to town health officers. (Election Law and Municipal Affairs)

HB 83, prohibiting non-disparagement clauses in settlement agreements involving a governmental unit. (Judiciary)

HB 88, relative to the city of Claremont police commission. (Election Law and Municipal Affairs)

HB 89-FN, adding qualifying medical conditions to the therapeutic use of cannabis law. (Health and Human Services)

HB 100, relative to driving to the left of an unbroken painted line. (Transportation)

HB 101, relative to the close of a county's books of records. (Election Law and Municipal Affairs)

HB 108-FN-LOCAL, relative to minutes and decisions in nonpublic sessions under the right-to-know law. (Judiciary)

HB 120, relative to administration of psychotropic medications to children in foster care. (Health and Human Services)

HB 126, relative to notice of execution of tax lien to mortgagees. (Election Law and Municipal Affairs)

HB 128, adding notification requirements to the weather modification statute. (Executive Departments and Administration)

HB 130, relative to administration by the retirement system of certain health care premium deductions. (Executive Departments and Administration)

HB 141-FN, allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system. (Executive Departments and Administration)

HB 146, requiring health care providers to furnish upon request a list of ingredients contained in an injectable medication that is recommended or administered. (Health and Human Services)

HB 152, relative to the apportionment of costs in cooperative school districts. (Education)

HB 154-LOCAL, relative to community revitalization tax relief incentives. (Ways and Means)

HB 157-FN, relative to the state health improvement plan and the state health assessment and state health improvement plan advisory council. (Health and Human Services)

HB 164, relative to the acquisition, sale, or demolition of municipal land or buildings. (Election Law and Municipal Affairs)

HB 171, relative to food in cigar shops. (Commerce)

HB 174, relative to reporting a collision between a cat and a motor vehicle. (Transportation)

HB 178-FN, relative to the parole of prisoners and the procedures of the adult parole board. (Judiciary)

HB 180, increasing the penalty for buyers under the law regarding trafficking in persons. (Judiciary)

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. (Energy and Natural Resources)

HB 186, repealing certain inactive committees and revising the membership or duties of certain committees, councils, and boards. (Executive Departments and Administration)

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. (Health and Human Services)

HB 190, relative to financial disclosures by legislators. (Executive Departments and Administration)

HB 199, including soil health and soil conservation in the state soil conservation plan. (Energy and Natural Resources)

HB 220, establishing medical freedom in immunizations. (Health and Human Services)

HB 235, addressing impacts to other water users from new sources of water for community water systems. (Energy and Natural Resources)

HB 239-FN, relative to prosecutions for certain assaults against minors. (Judiciary)

HB 249, relative to animal shelter facilities. (Energy and Natural Resources)

HB 250, relative to pet vendors. (Energy and Natural Resources)

HB 261, relative to apprenticeship programs in trade and industry. (Commerce)

HB 270-FN, relative to post-conviction DNA testing. (Judiciary)

HB 271, relative to standards for per and polyfluoroalkyl substances (PFAS) in drinking water and ambient groundwater. (Energy and Natural Resources)

HB 272, relative to the labeling and sale of hemp products containing CBD. (Commerce)

HB 283, proclaiming April 11, 2021 as Wentworth Cheswill Day. (Executive Departments and Administration)

HB 284, relative to the restoration of involuntarily merged lots. (Election Law and Municipal Affairs)

HB 286, establishing a committee to study the response of law enforcement and the criminal justice system to homelessness in New Hampshire, (Judiciary)

HB 289, relative to including electrical storage facilities in the definition of energy facility. (Energy and Natural Resources)

HB 296-FN, establishing the crime of unsolicited disclosure of an intimate image. (Judiciary)

HB 299, relative to responsibilities of the insurance department. (Commerce)

HB 309, relative to the computation of renewable energy credits. (Energy and Natural Resources)

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. (Commerce)

HB 360, relative to the rental of shared living facilities. (Judiciary)

HB 369-FN, relative to the use of physical agent modalities by occupational therapists. (Executive Departments and Administration)

HB 397, relative to permitting fees under the shoreland protection act. (Energy and Natural Resources)

HB 401, relative to the duty of school superintendents regarding criminal history records checks. (Education)

HB 409, relative to filling certain vacancies among members of school boards and other school district offices. (Election Law and Municipal Affairs)

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. (Election Law and Municipal Affairs)

HB 413, establishing a solid waste working group on solid waste management planning and relative to compost. (Energy and Natural Resources)

HB 421, relative to organ donation on a driver's license. (Transportation)

HB 424, establishing a commission to study ways to reduce texting while driving. (Transportation)

HB 436, relative to eyewitness identification procedures. (Judiciary)

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. (Energy and Natural Resources)

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. (Transportation)

HB 456, relative to the disclosure of information from vital records. (Executive Departments and Administration)

HB 461, relative to motorcycle auxiliary lamping, and adding the New Hampshire Motorcyclists' Rights Organization to the traffic safety commission. (Transportation)

HB 471, relative to police disciplinary hearings. (Judiciary)

HB 474, prohibiting surveillance by the state on public ways or sidewalks. (Judiciary)

HB 476, relative to election officers at additional polling places. (Election Law and Municipal Affairs)

HB 485, requiring law enforcement officers to inform a person of their right to refuse a consensual search. (Judiciary)

HB 486-FN, relative to eligibility for the low and moderate income homeowners property tax relief. (Election Law and Municipal Affairs)

HB 496-FN, relative to license plate covers. (Transportation)

HB 499, relative to the use of face recognition technology. (Executive Departments and Administration)

HB 500, relative to reducing school food waste and addressing child hunger. (Education)

HB 509, relative to portraits and memorial objects in the state house, legislative office building, and Upham Walker house. (Executive Departments and Administration)

HB 518, relative to rebates under the law governing unfair insurance practices. (Commerce)

HB 519, relative to technical changes in the laws administered by the insurance department. (Commerce)

HB 520, relative to e-delivery of insurance documents and commercial lines renewal notices. (Commerce)

HB 533, establishing a division of investigation and compliance in the lottery commission. (Ways and Means)

HB 540, relative to supported decision-making as an alternative to guardianship. (Judiciary)

HB 545, relative to the use of certain out-of-state banks by the state treasurer and municipal and county treasurers or trustees. (Election Law and Municipal Affairs)

HB 555, relative to prisoners' voting rights. (Election Law and Municipal Affairs)

HB 565, establishing a committee to study charitable gaming. (Ways and Means)

HB 567, permitting certain military personnel, emergency medical technicians, and paramedics to apply for licensure as a nursing assistant. (Executive Departments and Administration)

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HB 615-FN, reducing the penalty for certain first offense drug possession charges. (Judiciary)

HB 630, authorizing certain procedures for rulemaking. (Judiciary)

HB 631, relative to regulation of interpreters for the deaf, deaf blind, and hard of hearing. (Executive Departments and Administration)

Out of Recess. Call the Senate to Order.

#### MOTION TO ADJOURN FROM LATE SESSION

Senator Bradley moved that the Senate adjourn from the Late Session.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted. Adjournment from the Late Session.

# SENATE JOURNAL 11

*April 8, 2021*

The Senate reconvened Remote Session in the House Chamber at 11:00 a.m., a quorum being present.

PRESIDENT MORSE: Welcome. I am Senate President Chuck Morse from District 22. Today, we will be holding a meeting of the Senate. Before we get started, I'll read through a checklist to ensure that the meeting that we are holding is in compliance with the Right-to-Know Law.

As President of the New Hampshire State Senate, I find that due to the state of emergency declared by the Governor as a result of the Covid-19 pandemic, and in accordance with the Governor's Emergency Order Number 12, pursuant to Executive Order 2020-04 and its extensions, this public body is authorized to meet electronically. Please note that there is no physical location to observe and listen contemporaneously to this meeting which was authorized pursuant to the Governor's Emergency Order.

In accordance with the Emergency Order, I am confirming that:

We are providing public access to the meeting with links provided on the General Court Website and in the Senate Calendar. We are utilizing Zoom for this electronic meeting. All members of the Senate have the ability to communicate contemporaneously in this meeting through this platform and the public has access to contemporaneously watch and or listen to the meeting with links provided on the General Court Website and in the Senate Calendar. Please note, that the only public access to session is through the livestream provided on the General Court Website and in the Senate Calendar. There is no access to the Zoom other than by way of the livestream, just as there would be no access to the Senate floor, other than by way of the Senate Gallery, or the livestream.

We have provided public notice of the necessary information for accessing the meeting in the Senate Calendar since Thursday, April 1, 2021.

We are providing a mechanism for the public to alert the public body during the meeting if there are problems with access. If anyone has a problem please email [Help@leg.state.nh.us](mailto:Help@leg.state.nh.us), or call 603-271-2180.

In the event that technical problems on our end make it impossible for Senators to participate or for members of the public to access the meeting, it will be adjourned and rescheduled.

Please note that all votes taken during this meeting shall be done by roll call vote and will be recorded in the Permanent Journal.

Finally, let's start the meeting by taking a roll call attendance. When each member states their presence please also state where they are and if anyone else is in the room with you during this meeting, and if any other such person is present, each member will identify such person, which is required under the Right-to-Know Law.

The Clerk will call the roll of the Senate for attendance.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

There were 24 members present.

The Reverend Jon Hopkins, Chaplain to the Senate, offered the following prayer:

Good morning. This morning's prayer is actually taken from the inaugural prayer given at the Inauguration of George W. Bush.

Most gracious and eternal God, we gather today as a grateful people who enjoy the many blessings you have bestowed on this nation and the state of New Hampshire. We are grateful for the vision which inspired the founders of our nation to create this democratic experiment, one nation, under God, indivisible, with liberty

and justice, for all. We are grateful that you have brought to these shores a multitude of peoples of many ethnic, religious, and language backgrounds and have fashioned one nation with many traditions. Remember before you today the members of the armed forces. We commend them to your care. Give them courage to carry out their duties and courage to face the parrels, which beset them, and grant them a sense of your presence in all that they do. We pray for their families, support them, and hold them in the palm of your hand, while their loved ones are absent from them.

Today we are especially grateful for the New Hampshire State Senate. We pray that you will shower the elected leaders of this land and especially the State Senate with your life giving spirit. Fill them with a love of truth and righteousness. That they may serve the people of New Hampshire ably, and Endow their hearts with wisdom that they may lead us in renewing the ties of mutual respect which form our civic life. Sustain them as they lead us to exercise our privilege and responsibility as citizens and residents of this state. That we may all work together to eliminate poverty and prejudice so that peace may prevail with righteousness and justice with order. Strengthen their resolve as our state seeks to serve all people and that our state government be a blessing to all those who live here and those who visit. May they lead us to become, in the words of Martin Luther King, members of a beloved community, loving our neighbors as ourselves so that all of us may more closely come to fulfill the promise of our founding fathers as one nation, under God, indivisible, with liberty and justice for all. Amen.

Senator Daniels led the Pledge of Allegiance.

#### AMENDED FN REPORT FOR APRIL 8, 2021

Senator Daniels recommends the waiver of referral to the Finance Committee, Senate Rule 4-5, for the following bill with a fiscal note or an appropriation of funds:

#### REGULAR CALENDAR:

##### EDUCATION

HB 609-FN-L, relative to innovation schools.

Senator Daniels recommends the following bill be ordered to the Finance Committee upon being found Ought to Pass/Ought to Pass with Amendment:

#### REGULAR CALENDAR:

##### EDUCATION

HB 242, relative to the content of an adequate education.

Senator Daniels moved to adopt today's FN Report.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted.

#### CONSENT CALENDAR REPORTS REMOVED

##### EDUCATION

HB 432, by Senator Watters

#### CONSENT CALENDAR

Senator Bradley moved that the Consent Calendar, with the relevant amendments as printed in the day's Calendar be adopted and that all such bills found Ought to Pass be ordered to Third Reading.

##### EDUCATION

HB 110, relative to the distribution of adequate education grants.

Re-refer to Committee, Vote 5-0. Senator Kahn for the committee.

This bill would require the department of education to distribute adequate education grants to municipalities and require such municipalities to transfer the grants to their school district or districts. Currently, the department determines state aid for each town and distributes the aid to school districts directly. As

proposed, a district serving 6 towns, rather than receiving four payments a year directly from the state, would be instead dependent on receiving 24 payments a year from 6 different payers. This bill may create undue burden and cash flow problems for all parties involved, in order to address isolated disagreements between municipalities and school districts.

HB 442, relative to penalties for a school's failure to file department of education reports.  
Ought to Pass, Vote 5-0. Senator Ricciardi for the committee.

This bill amends and clarifies current state law regarding the authority of the NH Department of Education when schools do not fulfill their reporting requirements. Currently, charter schools are not included in various areas of statute pertaining to reporting requirements. This bill does not expand or add any new reporting requirements for any schools in the state. It only clarifies the department's authority if a school has failed to submit data after numerous requests by the department. Failure to file such reports may result in revocation of a chartered public school's charter.

#### ENERGY AND NATURAL RESOURCES

HB 73, relative to public notice requirements for certain permits issued by the department of environmental services.

Ought to Pass, Vote 5-0. Senator Giuda for the committee.

This bill updates RSA 149-M:7, III and requires that means of noticing the public about solid waste permits include using electronic means via the NH Department of Environmental Services' website and communicating permitting information with affecting municipalities. The bill also amends RSA 149-M:9, VIII to require that public hearing notices regarding solid waste permits must be posted on the department's website along with posting in local newspapers. This bill will ensure a greater opportunity for public participation in permitting decisions that can impact local communities.

HB 115, relative to wake surfing.

Ought to Pass with Amendment, Vote 5-0. Senator Gray for the committee.

This bill ensures that those who engage in wakesurfing are subject to the same laws as other water sports such as waterskiing, wakeboarding, and tubing. Wakesurfers will be required to wear a personal flotation device and use only boats with propulsion systems designed for wakesurfing. The bill is supported by the NH Marine Patrol and was unanimously recommended by the Commission to Study Wake Boats.

Energy and Natural Resources

March 31, 2021

2021-1060s

11/05

#### Amendment to HB 115

Amend RSA 270-D:3, VII as inserted by section 2 of the bill by replacing it with the following:

***VII. No person shall operate a motorboat propelled by an outboard motor, inboard/outboard motor, or water jet while a person is wake surfing in or on the wake of such motorboat, unless the propulsion system is designed by the manufacturer for that activity.***

HB 256, adding members from Londonderry to the commission to investigate and analyze the environmental and public health impacts relating to releases of perfluorinated chemicals into the air, soil, and groundwater in Merrimack, Bedford, and Litchfield.

Ought to Pass, Vote 5-0. Senator Gray for the committee.

This bill adds a Londonderry local official and resident to the Commission on the Environmental and Public Health Impacts of Perfluorinated Chemicals. The Commission was created in 2019 to investigate and analyze the release of perfluorinated chemicals into the air, soil, and groundwater in Merrimack, Bedford, and Litchfield. Since then, considerable information relative to significant impacts on private drinking water wells in Londonderry has been collected. Adding Londonderry representatives to the Commission will help advance the Commission's work. This bill was recommended by the Commission.

HB 344, relative to temporary docks.

Ought to Pass, Vote 5-0. Senator Watters for the committee.

This bill makes three housekeeping changes throughout RSA 482-A:3, IV. The first change makes clear that an individual installing a temporary seasonal dock on a lake or pond is exempt from the NH Department of Environmental Services' usual permitting process and can simply file a permit by notification.

The second change clarifies that an individual looking to place a temporary seasonal dock on a river or stream must go through the Department's permitting process. These docks are not anchored and can represent a public and safety hazard along rivers as storms and river currents can dislodge them. The third change specifies that the Department's voluntary dock registration process is not applicable to docks that are subject to any pending or final adverse municipal or state compliance action or pending civil action. This bill is supported by the Department and the Commission to Study the Effectiveness of Current Statutes Related to Management of Non-Tidal Public Waterways and Construction or Placement of Structures Within Them.

#### EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB 117, relative to the use of force at New Hampshire national guard facilities.  
Ought to Pass, Vote 5-0. Senator Cavanaugh for the committee.

This bill specifies circumstances for the use of force at New Hampshire National Guard facilities and is a request of the Adjutant General. HB 117 is a simple piece of legislation to align the New Hampshire National Guard's policies with federal guidance, as well as a national trend towards integration between active duty soldiers, National Guard soldiers, and the reserve force. HB 117 is a re-file of HB 1420 (2020), which passed the House on a voice vote before dying in the Senate during the COVID-19 pandemic.

HB 318, proclaiming the daring jumping spider to be the state spider of New Hampshire.  
Ought to Pass, Vote 5-0. Senator Prentiss for the committee.

This bill proclaims the daring jumping spider (*Phidippus audax*) to be the State Spider of New Hampshire. This effort has been spearheaded by "Team Spider", a group of third grade students from Mrs. Tara Happy's environmental science class at Hollis Primary School. The daring jumping spider was selected through a school-wide democratic process, involving research, debate, lobbying, and voting. The daring jumping spider is a common spider that exhibits many traits enviable for New Hampshire residents, including perseverance, strength, bold action, and cautious risk-management. Only one other state, South Carolina, currently has a State Spider, allowing New Hampshire to jump ahead of the pack and adopt a new, unique State symbol with a distinct appearance.

HB 356, relative to the city of Manchester employees' contributory retirement system.  
Ought to Pass, Vote 5-0. Senator Cavanaugh for the committee.

The bill makes administrative changes and clarifications to the Employees' Contributory Retirement System of the City of Manchester, including compliance with the applicable provisions of the Internal Revenue Code and related Treasury regulations, expanding the options available to the System's Board whenever an elected trustee become unwilling or incapable of completing their term of election, and other technical changes. The first changes in HB 356 clarify how vacant trustee positions should be filled. The other changes in HB 356 are needed in order to protect the tax-exempt status of the fund and make it easier for the Employees' Contributory Retirement System to update their rules and practices to maintain compliance with federal regulations in the future without having to go through the full legislative process. These changes will save time and effort for all parties involved.

HB 377, relative to the authority of the state fire marshal to grant an exemption from fire code requirements to recovery houses.  
Ought to Pass, Vote 5-0. Senator Cavanaugh for the committee.

This bill allows substance-free recovery houses to be granted an exemption by the State Fire Marshal for certain requirements of the State Fire Code. In recent years, there has been a boom of bad actors buying single family homes in New Hampshire communities, calling them recovery houses, and using them to take advantage of people in recovery. HB 377 is an effort to promote the well intentioned, legitimate recovery houses that are doing good work by giving them an easier set of standards to meet with respect to the Fire Code. HB 377 will also shine more light on the bad actors and make it more clear to those in recovery and the community which recovery houses are legitimate and which are not. HB 377 is a recommendation of the Committee to Study State and Municipal Authority Governing Recovery Houses (Laws of 2020, 37:151).

The question is on the adoption of the Consent Calendar.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: D'Allesandro.

Roll Call, Yeas: 23 - Nays: 1. Adopted.

#### HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 43, (New Title) authorizing an audit of the Rockingham County district 7 state representative race.

Senator Gray moved Concurrence.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

#### REGULAR CALENDAR

##### EDUCATION

HB 194, relative to the release of student assessment information and data.

Ought to Pass, Vote 3-2. Senator Hennessey for the committee.

The question is on the adoption of the motion of Ought to Pass.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted, bill ordered to Third Reading.

HB 242, relative to the content of an adequate education.

Ought to Pass with Amendment, Vote 3-2. Senator Hennessey for the committee.

Senate Education

April 6, 2021

2021-1114s

06/11

#### Amendment to HB 242

Amend the bill by replacing section 4 with the following:

4 Substantive Content of an Adequate Education. Amend RSA 193-E:2-a, V(b) to read as follows:

**(b) Upon receiving a valid completion certificate from a state board approved alternative program, a high school under RSA 194:23 shall grant equivalent high school credit leading to graduation to a student who has completed such alternative program.**

**(c) Schools shall accept credits required for high school graduation consistent with rules adopted by the state board of education, pursuant to RSA 541-A, relative to the approval of alternative programs for granting credit leading to graduation.**

**(d) The state board of education shall adopt rules, pursuant to RSA 541-A, relative to the approval of alternative programs for granting credit leading to graduation.**

The question is on the adoption of the Committee Amendment.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

The question is on the adoption of the motion of Ought to Pass with Amendment.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted, bill ordered to the Committee on Finance (Rule 4-5).

HB 320, requiring a civics competency assessment as a high school graduation requirement. Ought to Pass with Amendment, Vote 3-2. Senator Hennessey for the committee.

Senate Education  
March 30, 2021  
2021-1052s  
06/05

#### Amendment to HB 320

Amend the bill by replacing section 2 with the following:

2 Effective Date. This act shall take effect July 1, 2023.

The question is on the adoption of the Committee Amendment.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

The question is on the adoption of the motion of Ought to Pass with Amendment.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted, bill ordered to Third Reading.

HB 609-FN-L, relative to innovation schools.  
Ought to Pass, Vote 3-2. Senator Ward for the committee.

Senator Soucy moved to Lay on the Table.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators voted No: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

Roll Call, Yeas: 10 - Nays: 14. Failed.

The question is on the adoption of the motion of Ought to Pass.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

The following Senators voted No: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

Roll Call, Yeas: 14 - Nays: 10. Adopted, bill ordered to Third Reading.

#### CONSENT CALENDAR REPORTS REMOVED

PRESIDENT MORSE: We are at the conclusion of the regular calendar and will take up the Bill that was removed from the consent calendar.

#### EDUCATION

HB 432, relative to the offenses that prevent employment in a school.

Ought to Pass with Amendment, Vote 5-0. Senator Prentiss for the committee.

Senate Education

April 6, 2021

2021-1113s

06/04

#### Amendment to HB 432

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

1 School Employee and Designated School Volunteer Criminal History Records Check. Amend RSA 189:13-a, V to read as follows:

V. Any person who has been charged pending disposition for or convicted of any violation or attempted violation of RSA 630:1; 630:1-a; 630:1-b; 630:2; 632-A:2; 632-A:3; 632-A:4; 633:1; **633:7**, 639:2; 639:3; 645:1, II or III; 645:2; 649-A:3; 649-A:3-a; 649-A:3-b; 649-B:3; or 649-B:4; or any violation or any attempted violation of RSA 650:2 where the act involves a child in material deemed obscene; in this state, or under any statute prohibiting the same conduct in another state, territory, or possession of the United States, shall not be hired by a school administrative unit, school district, chartered public school, or public academy. The superintendent of the school administrative unit or the chief executive officer of the chartered public school or public academy may deny a selected applicant a final offer of employment if such person has been convicted of any crime, misdemeanor or felony, in addition to those listed above. The governing body of a school district, chartered public school, or public academy shall adopt a policy relative to hiring practices based on the results of the criminal history records check and report of misdemeanors and felonies received under paragraph II. Such policy may include language stating that any person who has been convicted of any misdemeanor, or any of a list of misdemeanors, may not be hired. Such policy may also include language stating that any person who has been convicted of any felony, or any of a list of felonies, shall not be hired.

2 New Subparagraph; Chartered Public Schools; Application; Code of Conduct for New Hampshire Educators. Amend RSA 194-B:3, II by inserting after subparagraph (dd) the following new subparagraph:

(ee) A proposed policy to adopt and implement the code of conduct for New Hampshire educators as adopted by the department in administrative rule. Failure to adopt and implement the code of conduct could result in the probation or revocation of the school's charter as governed by RSA 194-B:16.

3 Chartered Public School Approval by State Board of Education. Amend RSA 194-B:3-a, II to read as follows:

II. The proposed chartered public school application shall be presented for approval directly to the state board of education by the applicant for the prospective chartered public school. The content of such application shall conform to the requirements set forth in RSA 194-B:3, II(a)-(bb) and (dd)-(ee). The department of education shall notify an applicant of any missing information within 10 days of the initial filing. The applicant shall file any missing information before the department reviews the application.

4 Chartered Public School Approval by State Board of Education. Amend RSA 194-B:3-a, IV to read as follows:

IV. The state board of education shall either approve or deny an application using reasonable discretion in the assessment of the elements set forth in RSA 194-B:3, II, (a)-(bb) and (dd)-(ee). Lack of state funding alone shall not constitute grounds for the denial of an application. Approval of an application constitutes the granting of charter status and the right to operate as a chartered public school. The state board of education shall notify all applicants of its decision in writing, and shall include in any notice of denial a written statement specifying any areas deemed deficient, the reasons for the denial, and explaining that the applicant may reapply under RSA 194-B:3 or under this section in a subsequent year.

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

The question is on the adoption of the Committee Amendment.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

Senator Watters offered a Floor Amendment.

Sen. Watters, Dist 4

April 7, 2021

2021-1116s

06/04

#### Floor Amendment to HB 432

Amend the bill by replacing all after section 4 with the following:

5 New Paragraph; Chartered Public Schools; Establishment; Criminal Records Background Check. Amend RSA 194-B:3 by inserting after paragraph II the following new paragraph:

II-a. The founders and trustees of the chartered public school shall submit to the department of education a criminal history records release form, as provided by the division of state police, which authorizes the division of state police to conduct a criminal history records check through its state records and through the Federal Bureau of Investigation and to release a report of the applicant's criminal history record information, including confidential criminal history record information, to the background check coordinator of the department under RSA 21-N:8-a, I-a.

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

2021-1116s

#### AMENDED ANALYSIS

This bill adds human trafficking to the offenses that prevent a person from being hired by a school administrative unit, school district, chartered public school, or public academy. The bill also requires the department of education to conduct criminal history records checks on the founders and trustees of chartered public schools.

The question is on the adoption of the Floor Amendment.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Watters, Prentiss, Kahn, Rosenwald, Whitley, Cavanaugh, Soucy, D'Allesandro, Perkins Kwoka, Sherman.

The following Senators voted No: Hennessey, Giuda, Bradley, Gray, French, Ward, Ricciardi, Daniels, Avard, Carson, Reagan, Birdsell, Gannon, Morse.

Roll Call, Yeas: 10 - Nays: 14. Failed.

The question is on the adoption of the motion of Ought to Pass with Amendment.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted, bill ordered to Third Reading.

#### MOTION TO ADJOURN FROM EARLY SESSION

Senator Bradley moved that the Senate adjourn from the Early Session, that the business of the Late Session be in order at the present time, that all bills and resolutions ordered to Third Reading be, by this resolution, read a third time, all titles be the same as adopted, and that they be passed at the present time.

The question is on the adoption of the motion to adjourn from the Early Session.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted. Adjournment from the Early Session.

#### LATE SESSION ANNOUNCEMENTS

(The Chair recognized Senator Prentiss.)

SENATOR PRENTISS: I ask for Unanimous Consent. Thank you, Mister President. I'd like to recognize Prescott Herzog, 18 years old, a Stevens High School senior in the great city of Claremont, New Hampshire right here in District 5, as he has been elected the 2021 Youth Governor for the YMCA New Hampshire Youth and Government Program. Prescott plans to use his time focusing on education and social reform, priorities that are important to this district and based on our discussion today, important to all of us in terms of education. Prescott is and has been engaged in his local community. He's well known. In 2017 he received the Model Youth Award from the Claremont Chamber of Commerce. Recently Prescott reached out to me about when the COVID-19 vaccine categories were open for 16 and over. He reached out because he became aware that in order to get vaccinated you had to bring a parent or a guardian and he became concerned for 16 to 18 year olds who didn't have a parent available due to work schedule, had issues potentially with parenting and guardianship, and raised the question, would this become a barrier for them to become vaccinated? I followed up with the Department of Health and Human Services. They looked into it and very efficiently turned the question around and developed a consent form that can be signed and be presented by a 16 to 18 year old in order to become vaccinated. I credit Prescott with bringing that issue forward so that we could make sure that there were no barriers to vaccination for that age group.

Prescott will go on to Dartmouth College this fall to start his freshman year, and I would just like to recognize Prescott Herzog, as we talked about earlier today, being a good citizen. Thank you.

(The Chair recognized Senator Sherman.)

SENATOR SHERMAN: Yes, thank you, Mister President. Very briefly for Personal Privilege. Thank you, Mister President. I had wanted to speak extremely briefly on SB 43 at the time of concurrence and we moved quickly, which is wonderful. I just wanted to bring up the issue of audits. And I think what has happened and the collaboration between the House and the Senate and moving quickly with SB 43 has been a great collaboration to answer a need. But I had introduced SB 79 earlier, it's probably not quite ready for primetime as many the Senate members felt. But SB 43 brings up, and the situation that the Senator from District 2 also was a true advocate for, brings up the issue of what do we do when we have questions. And how can we be more timely with some type of audit process. And so, I would really like to work with my colleague from District 6 for next session to see if we can look at what would be a process that could look at audits with the Secretary of State, working with the Secretary of State so that we wouldn't have to do legislation in the future when this problem came up. I think SB 43 is a one time answer to something that may well occur again, and I'd love to see us be proactive and think about how we could create a process to deal with this in the future. So, that was it. Thank you very much for the ability and the time to say that.

(The Chair recognized Senator Watters.)

SENATOR WATTERS: Thank you, Mister President. I want to rise under Rule 2-16 and in reflection I think this is the first time in nine years I've risen for Personal Privilege. And if you've been around here for a while you know, we really like to mix it up in the Senate floor and that's what makes the Senate so great is

our debate and I never really take anything personally. And I don't think, I don't really take today things personally, we remain friends and I've always said it's like ducks off of waters backs, you know, conflict and debate comes along and that's what we're here for. So, today I just wanted to rise because I think it's a little bit more about the institution itself and I just was a little troubled that in asking questions today, and you know, not even having expressed an opinion on bills, that, one case it was said that I was trying to demonize and vilify folks who supported it. And then in another case I was called deceptive, that I had less than honorable intentions. And you know, as I said, I don't take it personally, we all remain friends, but I hope that, you know, it is with some trepidation. I think that we don't want to get to the point where we're trying to in a sense silence folks by questioning their purposes or why they're speaking. So, thank you, Mister President and thank you colleagues.

(The Chair recognized Senator Giuda.)

SENATOR GIUDA: Thank you, Mister President. I heartily enjoy vigorous debate, but one cannot escape the fact that our Democrat colleagues unanimously oppose any form of education that differs from the model that was established 120 year ago. Whether it be charter schools, which are lawful and which they continue to try to end. Whether it be Kate Baker's program which uses tax credits for people to provide funding for a school system or a system of scholarships in which 76 percent of those kids are from minorities, the inner city, bullied in school, whatever the alternative is. And so, I am passionate about this. But one cannot in any way question the unanimous opposition of the Democrats to choices of education. And so, for that reason my impassioned debate has been to call it in to question. Let's talk for a second about the repeated references to the sign in sheets. I'm on the school board and with every bill that our colleagues from the other side referred to with respect to sign in sheets a message went out from the School Board Association, or the Superintendents, or the union, or whatever. So of course you had multiple numbers of signatures more than the signature of the average citizen who during the course of these bills being heard is at work earning a living for his or her family. So, let's call it what it is, let's call it organized political opposition to the changes we need to have in education for our children to move forward.

PRESIDENT MORSE: Senator Giuda...

SENATOR GIUDA: Yes sir?

PRESIDENT MORSE: Unanimous Consent is not to redebate the calendar.

SENATOR GIUDA: Thank you, Mister President. I would like at this time recognize the efforts of two tremendous New Hampshire citizens who produced the outcomes with Senate Bill 43. Those would be Ken Eyring of Windham and David Strang of Gilmanton. They brought forth the issue to me and they were impassioned, and they were concerned, and rightly so. And they enabled our state to move forward to pass legislation to require the Attorney General, with the assistance of the Secretary of State, and concurrence of the town of Windham's leaders, to look into the biggest anomaly numerically in the history of our state. I recognize Ken and Dave and I thank them both for their efforts. I thank my colleagues in the Senate and in the House for moving this bill forward for the benefit of our state and its future. Thank you, Mister President.

(The Chair recognized Senator Gray.)

SENATOR GRAY: Thank you, Mister President. I wanted to thank Senator Sherman for his comments and assure him that I will be volunteering to be one of the representatives on the Committee to Study Audit Procedures that is brought forth in Senate Bill 89, Part IV. There are two positions, I would encourage him to go to the Minority Leader and ask for his name to be submitted to also be on that committee. And it also does, fixes some of the problems that we did in Senate Bill 43 in making sure that the Attorney General and the Secretary of State have clear guidance and that the Ballot Law Commission has an oversight. Certainly, the reason that Senate Bill 79, which is Senator Sherman's bill, was retained, is because it may be an integral part in establishing those procedures. So, thank you much.

(The Chair recognized Senator Avard.)

SENATOR AVARD: Thank you, Mister President. Personal Privilege. Just want to recognize a proclamation of the Daring Jumping Spider as the state of New Hampshire's Spider. We had the third grade class from Hollis, Mrs. Tara's, King Spider who designated this particular spider, hopefully I get it right. It's called the Phidippus audax and it is now, after the Governor's signature, will be our state spider and I just want to congratulate that class on their hard work and from what I understand their testimony was just absolutely fantabulous. So, just want to congratulate the class and of course the state of New Hampshire for having the Jumping Spider as its new designee. Thank you, Mister President.

(The Chair recognized Senator Soucy.)

SENATOR SOUCY: Thank you, Mister President. I just wanted to say that I recognize that each and every one of us was elected by our constituents to represent them in this chamber. Each and every one of us has our own opinions as well as our willingness to advocate on behalf of the people that we represent. I don't ascribe motives to any of my colleagues in this body. I vigorously debate and differ with them, but there were several statements made today that are personal in nature and I don't think that that's appropriate in this body and I hope that it doesn't continue. Thank you, Mister President.

(The Chair recognized Senator Daniels.)

SENATOR DANIELS: Thank you, Mister President. I just want to say happy birthday to Merrimack, who are celebrating their 275<sup>th</sup> birthday this month and I will be presenting a proclamation from the Senate tomorrow afternoon in honor of that great birthday.

Senator Bradley moved that, all personal privileges and unanimous consent shall be entered into the permanent *Journal of the Senate*. (Rule 2-16 and Rule 2-17).

The question is on the adoption of the motion that all personal privileges and unanimous consent shall be entered into the permanent *Journal of the Senate*.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted.

PRESIDENT MORSE: Let me first go over a few things that maybe have been missed. Senator Gray, Senator Birdsell, Senator Giuda, Senator Soucy, Senate Bill 43 couldn't have got out of the Senate without you and probably wouldn't have got an agreement in the House without you so, the fact that we were able to take it out of here unanimous and the House was able to go unanimous in committee, we owe a lot to you because the reason I rushed that bill this morning was because we wanted to get it to the Governor right away today. We were already getting calls that the House sent it to us. So, having said that, it's been a rough couple of weeks. Senator Watters, you're an honorable man. Don't ever worry about that. The reality is I don't think this is working much longer for the Senate, doing things virtual. I think we miss the day to day conversation with each other. We certainly could do better with legislation. There's fifty-two pieces right now going to debate next week in committee with another thirteen possibly going next week. Now those all came off Consent in the House and they're coming to committee's in the Senate. You'd think they'd all be easy bills. I know how Senators are, those are not going to all be easy bills and they all won't get voted out. But next week you have it off from a session, you will have probably committee work Wednesday afternoon and all day Thursday with a couple of the committees and then we'll start working in the Finance teams and the Capital Budget team because we're probably going to have to deal with about 200 bills in five weeks. So, what I'm going to do is on the 22<sup>nd</sup> we will stay virtual and I think the Senators can respect each other on a day that should be mostly Consent Calendar, and we can get through that day. On the 29<sup>th</sup>, because of today, and I did reach out to Senator Bradley, Senator Rosenwald, Senator Soucy, we didn't quite come to a decision on Friday on coming back into session, but we all agreed that it's time to look at it. On the 29<sup>th</sup> of April I think the Senate needs to come back to the House chamber and meet in session. I did speak with the Clerk this morning about doing that session like the way Senator Soucy led it, we will work to a schedule for how we come in the building and how we come into the chamber so we can get through the fact that other people might be in the building that day. But the Senate will be coming back on the 29<sup>th</sup> of this month and every single day that we have session we probably will be dealing with forty bills. So, they're not going to be easy days once we get through the Consent Calendar in the House. Along with that, Finance starts on the 12<sup>th</sup>. They're going to be meeting three days a week to start and I think we'll get to know each other again, how's that? Because I think when we work together, we're a better Senate to be honest with you. So, let's try to forget some of today.

#### MOTION TO RECESS TO CALL OF THE CHAIR

Senator Bradley moved that the business of the day being completed, that the Senate recess to the Call of the Chair for the purposes of introducing legislation, referring bills to committee, scheduling hearings, sending and receiving messages, vacating bills, and processing enrolled bill reports and amendments and when we recess, we recess to the Call of the Chair.

The question is on the adoption of the motion to recess to the Call of the Chair.

A roll call was requested by Senator Bradley, seconded by Senator Soucy.

The following Senators voted Yes: Hennessey, Giuda, Bradley, Watters, Prentiss, Gray, French, Ward, Ricciardi, Kahn, Daniels, Avard, Rosenwald, Carson, Whitley, Cavanaugh, Reagan, Soucy, Birdsell, D'Allesandro, Perkins Kwoka, Gannon, Sherman, Morse.

The following Senators voted No: (None)

Roll Call, Yeas: 24 - Nays: 0. Adopted. The Senate is in recess to the Call of the Chair.