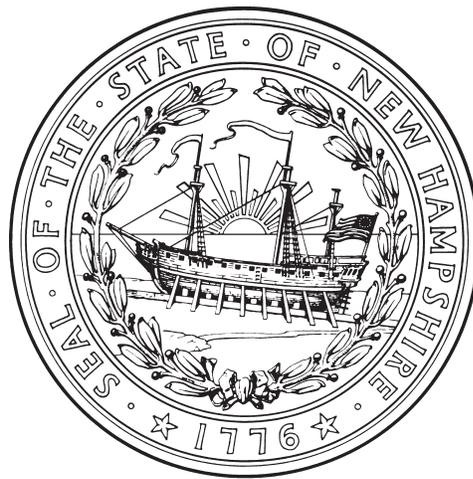


June 24, 2021  
No. 20 cont'd.

# 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**

**CONTINUATION – JUNE 24, 2021 SESSION  
ADJOURNMENT – JUNE 24, 2021 SESSION**

# SENATE JOURNAL 20 *(continued)*

*June 24, 2021*

Out of Recess.

Without objection, the Clerk shall read the title of the Veto Message only. Adopted.

## VETO MESSAGE

July 13, 2021

### Governor's Veto Message Regarding Senate Bill 38

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on July 13<sup>th</sup>, 2021, I have vetoed Senate Bill 38, relative to the organization of alternative treatment centers.

I have been supportive of New Hampshire's therapeutic cannabis program and I recognize the difficulties some patients face regarding the price of medical marijuana. There is a tried and true method for the government to make a positive impact on pricing in almost any market: Get out of the way. This is done through reducing regulations, allowing for greater competition, addressing constraints on supply and demand, etc. Throughout my time as Governor, New Hampshire has greatly increased the number of patients and qualifying conditions, removed regulatory hurdles within the therapeutic cannabis program and expanded the number of ATC locations. However, Senate Bill 38 could lead to a circumstance with long-term repercussions on New Hampshire's cannabis policies.

This bill would create pre-ordained for-profit monopolies in New Hampshire's medical marijuana marketplace, with no opportunity for other entities to compete or otherwise enter into the marketplace. In a circumstance where recreational marijuana became legal in New Hampshire, these monopolies would be well situated to dominate the marketplace. I share the concerns of Republicans on the House Commerce Committee who noted that the conversion that Alternative Treatment Centers are seeking would give these entities an even more significant advantage over their competitors if recreational marijuana is legalized. The State of New Hampshire should not guarantee profit-making monopolies to only three companies statewide.

For the reasons stated above, I have vetoed Senate Bill 38.

Respectfully submitted,

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Christopher T. Sununu  
Governor

The question is not withstanding the Governor's Veto, shall SB 38 become law?

A roll call is required.

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

The following Senators voted No: Gray, Daniels, Carson, Birdsell, Morse.

Roll Call, Yeas: 19 - Nays: 5. Veto overridden by necessary 2/3 vote.

## VETO MESSAGE

August 10, 2021

### Governor's Veto Message Regarding Senate Bill 141

By the authority vested in me, pursuant to part II, Article 44 of the New Hampshire Constitution, on August 10<sup>th</sup>, 2021, I have vetoed Senate Bill 141, relative to the procedure for conducting firearm background checks.

As Governor, my record is very clear – I have consistently defended the 2<sup>nd</sup> amendment rights of New Hampshire’s citizens and I remain committed to doing so. New Hampshire’s laws are well-crafted and fit our culture of responsible gun ownership and individual freedom. This bill is not about firearms rights, it is about government administrative processes. This bill, which was introduced to solve a problem caused by the COVID-19 pandemic, is no longer necessary. New Hampshire has taken steps to improve technology, processes, and staffing in order to address this issue without legislation.

This bill would create substantial unintended negative consequences by ceding control of our state process to the Federal Government. Groups as diverse as the New Hampshire Firearms Coalition, the New Hampshire Coalition against Domestic and Sexual Violence, the Attorney General’s Office, and the Judicial Branch all join me in raising significant concerns with this legislation.

For the reasons stated above, I have vetoed Senate Bill 141.

Respectfully submitted,

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Christopher T. Sununu  
Governor

The question is not withstanding the Governor’s Veto, shall SB 141-FN become law?

A roll call is required.

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

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

Roll Call, Yeas: 12 - Nays: 12. Veto sustained lacking necessary 2/3 vote.

#### MOTION OF RECONSIDERATION

Senator Bradley, having voted on the prevailing side, moved to reconsider the following action taken by the body on SB 141-FN, relative to the procedure for conducting firearm background checks. Governor’s Veto Message. Adopted.

The question is not withstanding the Governor’s Veto, shall SB 141-FN become law?

A roll call is required.

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

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

Roll Call, Yeas: 13 - Nays: 11. Veto sustained lacking necessary 2/3 vote.

Recess. Out of recess.

Without objection, the Clerk is instructed to enter all House Messages into the Senate Journal. Adopted.

#### HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor’s veto on the following entitled Bill(s): HB 98, relative to the date of the state primary election.

#### HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor’s veto on the following entitled Bill(s): HB 239-FN, relative to prosecutions for certain assaults against minors.

#### HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor’s veto on the following entitled Bill(s): HB 242, relative to the content of an adequate education.

## HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor's veto on the following entitled Bill(s):  
HB 334, (New Title) relative to prohibitions on carrying a loaded firearm on an OHRV or snowmobile and relative to the procedure for conducting firearm background checks.

## HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor's veto on the following entitled Bill(s):  
SB 38, relative to the organization of alternative treatment centers.  
Recess. Out of recess.

## 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.

Adopted. Adjournment from the Early Session.

LATE SESSION  
ANNOUNCEMENTS

(The Chair recognized Senator Giuda.)

SENATOR GIUDA: Thank you, Mister President, members of the Senate. I wish to clarify that I was in error on my vote on Senate Bill 38; the Veto Message. And, for the record, I remain opposed to the commercial production, sale, and otherwise of marijuana and as well opposed to its legalization that we as well maintain that position going forward. I also state for the record that I'm glad that this veto was in fact sustained for the good of the people of this state, and I thank you.

Without objection, all Personal Privileges and Unanimous Consent shall be entered into the permanent *Journal of the Senate*. (Rule 2-16 and Rule 2-17). Adopted.

## MOTION TO ADJOURN

Senator Bradley moved that the Senate adjourn from the 2021 Session.

Adopted. Adjournment from the 2021 Session.

## OUTSTANDING BILLS

Pursuant to Senate Rule 3-23, all bills or resolutions remaining on the table upon adjournment of the first-year and at the end of session shall be made Inexpedient to Legislate at that time.

SB 13-FN, adopting omnibus legislation on state taxes and fees.

SB 56, relative to reports by trustees of charitable trusts.

SB 64, extending unpaid leave benefits to employees for COVID-19 purposes.

SB 71, establishing a commission to develop science-based emissions reduction goals for the state of New Hampshire.

SB 72-FN-A-LOCAL, relative to a state share of retirement system contributions by employers.

SB 76-FN, relative to modified risk tobacco products.

SB 90, adopting omnibus legislation on redistricting.

SB 99-FN-LOCAL, relative to the amount of meals and rooms tax revenue that is distributed to municipalities.

SB 109, relative to municipal host customer generators serving political subdivisions.

SB 117-FN, relative to the tolls at exit 10 in the town of Merrimack.

SB 118-FN-A-LOCAL, relative to the property tax relief act of 2021.

SB 119-FN, relative to the ordinary death benefit in the retirement system.

SB 127-FN-A-LOCAL, adopting omnibus legislation on appropriations.

SB 128-FN-A-LOCAL, relative to a temporary change to operator compensation under the meals and rooms tax.

SB 130-FN, relative to education freedom accounts.

SB 132-FN, adopting omnibus legislation relative to COVID-19.

SB 140-FN-A, adopting omnibus legislation making appropriations to the department of health and human services.

SB 150-FN, establishing a dental benefit under the state Medicaid program.

SB 157-FN-A, relative to funding of children's mental health services and making an appropriation to fund positions in the department of health and human services contracts and procurement unit.

SB 159-FN, establishing the department of children's services and juvenile justice.

HB 141-FN, allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system.

HB 350, permitting qualifying patients and designated caregivers to cultivate cannabis for therapeutic use.

HB 565, establishing a committee to study charitable gaming.

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

HB 625-FN, relative to the protection of fetal life.

CACR 12, relating to the retirement age for judges. Providing that the mandatory retirement age for judges is repealed.

The Senate is adjourned.