

# House Republican Alliance Recommendation Sheet

The purpose of the House Republican Alliance is to preserve and strengthen the traditional principles and values of the Republican Party through the NH House of Representatives and throughout the state of NH, including fiscal restraint, personal freedom and responsibility, small government, free enterprise and strong families. We offer the following recommendations based on those principles, the Republican Party Platform and the NH and Federal Constitutions.



"Trust but Verify"

## Wednesday, April 7, 2021 Regular Calendar - Part One

### Public Works and Highways

**HB25**, making appropriations for capital improvements. **OTP/A Vote: 20-0**

**HRA Analysis:** This capital budget borrows every possible penny and spends it all. Maintenance and repairs of existing infrastructure is a legitimate government function.

**HRA Recommendation:** Vote your conscience

### Ways and Means

**HB626**, relative to historic horse racing. **Maj. OTP; Min. ITL Vote: 16-5**

**HRA Analysis:** This bill defines and regulates pari-mutuel pools on historic horse racing. Platform: Reject expanded casino and video lottery gambling as a means to balance the budget or increase spending - OR - remove barriers to business formation and encourage small businesses.

**HRA Recommendation:** Vote your conscience

### Finance

**HB1**, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2022 and June 30, 2023. **Maj. OTP/A; Min. ITL Vote: 12-9**

**HRA Analysis:** This budget supports our Republican platform promise: We believe that low taxes are the result of low spending; that government has a moral obligation to the people to be as cost effective as possible, to always limit spending and growth of government, and to cut spending and cost of government at every possible turn.

**HRA Recommendation:** Support OTP/A

**HB2**, relative to state fees, funds, revenues, and expenditures. **Maj. OTP/A; Min. ITL Vote: 12-9**

**HRA Analysis:** This budget further affirms our commitment to: Limit the growth of state spending to not more than the rate of inflation plus population growth.

**HRA Recommendation:** Support OTP/A

## Regular Calendar - Part Two

### Children and Family Law

**HB139**, relative to the submission of evidence in divorce proceedings. **Maj. OTP; Min. ITL Vote: 8-7**

**HRA Analysis:** When new evidence is presented within 5 days of the closure of a case, the opposing party can request continuance. Platform: fair hearing, transparency, right to due process

**HRA Recommendation:** Support OTP

**HB142**, relative to causes for divorce. **Maj. OTP; Min. ITL Vote: 8-7**

**HRA Analysis:** No recommendation - This bill updates changes in terms

**HRA Recommendation:** No recommendation

**HB161**, relative to the calculation of child support. **Maj. OTP/A; Min. ITL Vote: 8-7**

**HRA Analysis:** This bill revises the child support guideline percentages, increases the self-support reserve amount, defines a shared parenting plan, and establishes a new formula for the calculation of child support in cases involving shared parenting plans. No constitutional or platform issues.

**HRA Recommendation:** No recommendation

**HB293**, relative to the procedure for adoption of a minor child. **OTP/A Vote: 8-7**

**HRA Analysis:** This bill as amended provides that a home assessment shall not be required in adoption cases 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. Platform: Maintain the fundamental role and responsibility of both parents in the care, upbringing and discipline of their children.

**HRA Recommendation:** Support OTP/A

**HB494**, relative to temporary relief and permanent restraining orders issued in a divorce proceeding. **OTP Vote: 8-7**

**HRA Analysis:** This bill can pose an infringement of rights that have been enumerated in constitution; Bill provides that in divorce proceedings judges need to work in least restrictive way to accommodate Constitutional rights by noting what rights are being violated and provides for appeal if not least restrictive way. Platform increases transparency, protect Constitutional rights.

**HRA Recommendation:** Support OTP

**HB495**, relative to restraining orders issued in a parenting case. **OTP Vote: 8-7**

**HRA Analysis:** This bill can pose an infringement of rights that have been enumerated in constitution; Bill provides that in parenting proceedings judges need to work in least restrictive way to accommodate Constitutional rights by noting what rights are being violated and provides for appeal if not least restrictive way. Platform: increases transparency, protect Constitutional rights.

**HRA Recommendation:** Support OTP

## **Commerce and Consumer Affairs**

**HB593**, 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. **OTP/A Vote: 18-1**

**HRA Analysis:** This bill requires a food delivery platform to have an agreement with a supplier prior to operation. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Oppose OTP/A

## **Criminal Justice and Public Safety**

**CACR8**, relating to firearms. Providing that the legislature make no law restricting the right to own, carry, or use firearms or firearm accessories. **OTP/A Vote: 11-9**

**HRA Analysis:** As Amended, CACR8 states that neither the legislature nor any political subdivision in the state shall enact any laws that limit Part 1, Art 2a of the NH constitution and any federal law that infringes upon the rights shall not be enforceable by NH law enforcement. Platform: Protect the rights of law-abiding individuals to own and carry firearms to defend themselves, their families and their property.

**HRA Recommendation:** Support OTP/A

**HB123**, granting immunity from prosecution for prostitution for reporting a sexual assault. **OTP/A Vote: 17-4**

**HRA Analysis:** This bill provides immunity from prosecution for prostitution for a person reporting to law enforcement that such person or another person is the victim of a sexual assault. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB125**, relative to post-arrest photo distribution by law enforcement officers. **OTP/A Vote: 19-2**

**HRA Analysis:** As amended w/amendment 0385 would have post-arrest photos be kept confidential and not subject to 91-A. Could only be released by police if the suspect is considered dangerous to the public, if the subject fails to appear before the court after being granted bail. NH Constitution Art 2-b, Right of privacy

**HRA Recommendation:** Support OTP/A

**HB129**, prohibiting the installation or use of electronic tracking software. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill prohibits the use of tracking devices. Constitution: Part I, Art 2-b [Right of Privacy.] An individual's right to live free from governmental intrusion in private or personal information is natural, essential, and inherent.

**HRA Recommendation:** Support OTP

**HB179**, relative to enhanced penalties based on prior convictions for driving under the influence of drugs or liquor. **OTP/A Vote: 14-7**

**HRA Analysis:** This bill establishes an enhanced penalty for persons convicted of negligent homicide who have prior convictions for driving under the influence of drugs or liquor. On one hand one can consider the constitutional proportionality of the crime, and on the other the expense to the taxpayers for the additional confinement.

**HRA Recommendation:** Vote your conscience

**HB195**, adding display of a firearm as an exception to reckless conduct. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill would establish that merely displaying a firearm does not place another in danger of serious bodily harm. NH Constitution Art 2-a, states that all persons have the right to keep and bear arms in defense of themselves, their family, their property and the state.

**HRA Recommendation:** Support OTP

**HB196**, adding trespass as an exception to the charge of criminal threatening. **Maj. OTP/A; Min. ITL Vote: 11-10**

**HRA Analysis:** The amendment -0758h becomes the bill. As amended, the bill adds to the RSA 'likely to cause property damage' so that when responding to another who is criminally trespassing, displaying a firearm to warn them away is not a criminal act. NH Constitution, Part First, Art. 2 a states all persons have the right to defend their property.

**HRA Recommendation:** Support OTP/A

**HB200**, increasing the penalty for certain invasions of privacy. **Maj. OTP; Min. ITL Vote: 15-5**

**HRA Analysis:** Conduct described in the bill while disturbing does not include violence to the victim. Article 18 of NH Constitution states that punishment ought to be proportional to the offense. The penalties discussed are excessive.

**HRA Recommendation:** Oppose OTP; Support ITL

**HB307**, relative to the state preemption of the regulation of firearms and ammunition. **Maj. OTP/A; Min. ITL Vote: 11-9**

**HRA Analysis:** Amend #0411 - as amended states that no public entity shall/no political subdivision/government unit/private entity using the property of them shall regulate or attempt to regulate the sale use or possession of firearm or any firearm accessories. NH RSA 159:26 no political subdivision may regulate firearms. NH Const. Article 29 - execution of laws ought never be exercised but by the legislature.

**HRA Recommendation:** Support OTP/A

**HB334**, relative to prohibitions on carrying a loaded firearm on an OHRV or snowmobile. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill removes the prohibition from carrying a loaded pistol or revolver on OHRV or snowmobile. Constitution: Part I, [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.

**HRA Recommendation:** Support OTP

**HB338**, relative to penalties for dog theft and tampering with a dog's radio collar. **OTP/A Vote: 19-2**

**HRA Analysis:** As amended this bill makes theft of a dog a misdemeanor for the first offense then felonies for subsequent acts. Our constitution support the defense of property rights.

**HRA Recommendation:** Support OTP/A

**HB347**, relative to driving with a suspended license. **OTP Vote: 14-7**

**HRA Analysis:** The bill would increase the penalties for driving under suspension of license when the suspension was for DUI. The bill also will allow the inclusion of equivalent offenses in any other jurisdiction within the 7 years preceding the second offense. No platform or constitutional issues identified.

**HRA Recommendation:** No recommendation

**HB539**, relative to records of communications common carriers. **Maj. OTP; Min. ITL Vote: 13-8**

**HRA Analysis:** This bill requires that customer information in records of communications common carriers only be provided pursuant to a search warrant or a judicially-recognized exception to the warrant requirement. We have entered an age where businesses act as extensions of government. Businesses that do not comply with government requests will be punished. Therefore businesses acting in concert with the government should face the same restrictions placed on government. Our constitution recognizes our rights to due process and privacy.

**HRA Recommendation:** Support OTP

**HB546**, relative to 911 immunity for reporting that a person has been the victim of a violent crime. **OTP Vote: 16-5**

**HRA Analysis:** This bill provides immunity from criminal charges for a person who reports to law enforcement that such person or another person has been the victim of a violent crime. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

## Education

**CACR3**, use of money raised by taxation for education. Providing that money raised by taxation may be applied for the use of religious educational institutions. **Maj. OTP; Min. ITL Vote: 11-8**

**HRA Analysis:** Repeal of Blaine Amendment. GOP Platform position that will end discrimination against religious schools.

**HRA Recommendation:** Support OTP

**HB69**, relative to the display of the national motto in schools. **without recommendation Vote:**

**HRA Analysis:** This bill allows financial contributions to be donated should school make decision to display. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB71**, relative to school district emergency special meetings. **Maj. OTP/A; Min. ITL Vote: 11-9**

**HRA Analysis:** No means no! Only for school districts, prevents a judge from creating a special election for a collective bargaining agreement that has previously failed at a previous district meeting. Platform: Maintain local control of spending and taxes designed to support local services.

**HRA Recommendation:** Support OTP/A

**HB140**, relative to private rights of action regarding pupil safety. **Maj. OTP; Min. ITL Vote: 12-8**

**HRA Analysis:** This bill allows an aggrieved party to take action against a school district or charter school when pupil safety is at risk which is not now allowed in existing law. Platform: Implement the nation's highest competency and accountability standards for our superintendent, principal, teachers, students; empower teachers to maintain orderly, disciplined classrooms.

**HRA Recommendation:** Support OTP

**HB182**, relative to approval of coursework completed at other approved schools **Maj. OTP/A; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill allows for educational standards to be met through other approved schools with administrative approval. This provision is given to military families and would extend that ability to all students. Platform: Emphasize knowledge attainment and academic achievement, support innovative measures to reduce tuition costs and increase national competitiveness.

**HRA Recommendation:** Support OTP/A #2021-0690h

**HB278**, relative to the use of unused district facilities by chartered public schools. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** With NH recent acceptance of charter school grants and the DOE's expected drop in demographics, there is much need for adequate facilities for charter school options. Platform: Encourage education freedom to allow all parents to choose the best public, private, charter or home school program for their children.

**HRA Recommendation:** Support OTP

**HB282**, relative to a private school that is approved as a tuition program. **Maj. OTP/A; Min. ITL Vote: 12-8**

**HRA Analysis:** As amended, this bill removes the requirement for a non sectarian school from approved tuition program and can be chosen by the school district or the parent. Platform: Encourage education freedom to allow all parents to choose the best public, private, charter or home school program for their children.

**HRA Recommendation:** Support OTP/A

**HB319**, requiring students in the university and community college systems of New Hampshire to pass the United States Citizenship and Immigration Services civics naturalization test. **Maj. OTP/A; Min. ITL Vote: 12-8**

**HRA Analysis:** NH Constitution tells us to "cherish" education, platform emphasize knowledge attainment and academic achievement

**HRA Recommendation:** Support OTP/A

**HB321**, requiring school districts to submit an annual report concerning gifted students. **Maj. OTP/A; Min. OTP/A Vote: 12-8**

**HRA Analysis:** This bill begins the process of accumulating information about gifted students. There are no "requirements" as to the type of data that should be submitted, but is an essential first step to begin using this data to influence programming. Amendment adds "and talented" to description. Platform: Support innovative measures to reduce tuition costs and increase national competitiveness.

**HRA Recommendation:** Support committee amendment 0537h; Support OTP/A

**HB388**, relative to changing a pupil's school or assignment because of a manifest educational hardship. **Maj. OTP/A; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill expands the choice of school options in a manifest educational hardship to private schools and not just public schools. Platform: Encourage education freedom to allow all parents to choose the best public, private, charter or home school program for their children.

**HRA Recommendation:** Support OTP/A #2021-0923h

**HB458**, relative to provision of menstrual products for students in need. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** In just one school district, this cost was \$250,000 to purchase dispensers, product and much was stolen. Intent is to supply students in need but needs to be supplied in a different way. This bill removes the requirement set last year. NH Constitution Article 28A: no unfunded mandates.

**HRA Recommendation:** Support OTP

**HB464**, relative to the commission to study school funding. **OTP/A Vote: 18-2**

**HRA Analysis:** Commission is finished, report is written, no further work is required. Platform: Prioritize programs to ensure effective spending.

**HRA Recommendation:** Support OTP/A

## **Election Law**

**HB77**, requiring town and city clerks to provide daily notification to the secretary of state of any filings for elected office. **OTP/A Vote: 14-6**

**HRA Analysis:** Intent is for better "real-time" notification of candidates who have signed up for office = transparency. No platform or Constitution.

**HRA Recommendation:** No Recommendation

**HB98**, relative to the date of the state primary election. **Maj. OTP/A; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill moves the primary to 4th Tuesday in June. As amended the SOS can change if needed. No Constitution or Platform issues.

**HRA Recommendation:** No Recommendation

**HB223**, relative to political party access to a list of absentee ballot requests. **OTP Vote: 11-9**

**HRA Analysis:** This bill authorizes political parties to request and subscribe to the absentee ballot request list from the secretary of state. No constitutional or platform issues identified.

**HRA Recommendation:** No Recommendation

**HB263**, relative to campaign finance reform. **Maj. OTP/A; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill repeals voluntary expenditure limits and increases spending limits for reporting to the secretary of state. No constitutional or platform issues identified.

**HRA Recommendation:** No Recommendation

**HB285**, relative to verification of voter checklists. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill requires change of address & voter changes to be filed with SOS and supervisors of the checklist. Part I, Article 11, Platform: Support election law and protect voter integrity & prevent voter fraud.

**HRA Recommendation:** Support OTP

**HB291**, relative to public inspection of absentee ballot lists. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill provides that the SOS create a detailed report of absentee ballot requests including information, #, #mailed #address. Platform: increase transparency, protect voter integrity & protect against voter fraud

**HRA Recommendation:** Support OTP

**HB292**, relative to the absentee ballot application process. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill provides that the mail in absentee ballot address if different from checklist; voter can voluntarily show id or include notarized signature, ballot affidavit envelope accepted. Platform: increase transparency, protect voter integrity & protect against voter fraud.

**HRA Recommendation:** Support OTP

**HB326**, requiring town and city clerks to make electronic lists of persons who have requested, been mailed, or returned absentee ballots available to candidates upon request. **OTP Vote: 11-9**

**HRA Analysis:** This bill adds electronic lists to the current available written format for lists of persons who have requested absentee ballots. No constitutional or platform issues identified.

**HRA Recommendation:** No Recommendation

**HB391**, increasing the threshold for reporting by political committees. **OTP Vote: 11-9**

**HRA Analysis:** This bill proposes that the threshold for the itemized reporting requirement for political campaign contributions be increased from \$25 to \$100. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB523**, requiring a person who registers to vote without any identification to have his or her photo taken before his or her registration to vote is complete. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill requires voter to have a picture taken at the time of registering to vote. Platform: requirement to produce positive id upon both registering and voting. Ensures voting is done by NH resident. Protect integrity of the vote.

**HRA Recommendation:** Support OTP

## **Executive Departments and Administration**

**HB85**, relative to using Atlantic Standard Time in New Hampshire. **Maj. OTP; Min. ITL Vote: 14-5**

**HRA Analysis:** This bill adopts Atlantic Standard Time in conjunction with Maine and Massachusetts. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB218**, repealing RSA 321 regarding itinerant vendors. **Maj. OTP/A; Min. ITL Vote: 10-9**

**HRA Analysis:** This bill repeals RSA 320, relative to hawkers and peddlers, and repeals RSA 321, relative to itinerant vendors. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support OTP/A

**HB273**, relative to the 50th anniversary of the passage of the 26th amendment, granting the right to vote to 18-21 year olds and celebrating youth voting and office holding. **OTP Vote: 18-0**

**HRA Analysis:** There was less irony to celebrating the constitutional amendment to allow 18 year olds to vote and hold office at a time when they could celebrate with a beer. No platform or constitutional issues identified.

**HRA Recommendation:** No recommendation

**HB345**, establishing a license for mushroom harvesters. **Maj. OTP/A; Min. ITL Vote: 12-7**

**HRA Analysis:** This bill would license wild mushroom harvesters to sell to restaurants and markets. The adoption of Federal food code forces this upon those wishing to enter the market. While this helps those wishing to pursue this business, it also adds to bureaucracy.

**HRA Recommendation:** Vote your conscience

**HB417**, relative to the powers of the governor during a renewal of a declared state of emergency. **Maj. OTP/A; Min. ITL Vote: 16-2**

**HRA Analysis:** This bill terminates a state of emergency called by the governor after 30 days and modifies the procedure for renewal. Any orders issued during the period of a renewal of the state of emergency shall be subject to prior approval by the legislature. This bill also requires executive council approval in the acceptance of services, equipment, supplies, materials, or funds from the federal government. Constitution: Article 1. [Equality of Men; Origin and Object of Government.] All men are born equally free and independent; therefore, all government of right originates from the people, is founded in consent, and instituted for the general good.

**HRA Recommendation:** Support OTP/A

**HB544**, relative to the propagation of divisive concepts. **Maj. OTP/A; Min. ITL Vote: 10-9**

**HRA Analysis:** This bill defines and prohibits the dissemination of certain divisive concepts related to sex and race in state contracts, grants, and training programs. These divisive concepts stand in opposition to one of the greatest voices of the 20th century; "I look to a day when people will not be judged by the color of their skin, but by the content of their character." MLK. Constitution: Part I, [Art.] 2. [Natural Rights.] All men have certain natural, essential, and inherent rights – among which are, the enjoying and defending life and liberty; acquiring, possessing, and protecting, property; and, in a word, of seeking and obtaining happiness. Equality of rights under the law shall not be denied or abridged by this state on account of race, creed, color, sex or national origin. Platform: We believe that happiness and success are the result of individual effort, hard work and dedication to a purpose.

**HRA Recommendation:** Support OTP/A

**HB575**, relative to licensure of applicants for cosmetology, esthetics, and manicuring through apprenticeship programs. **OTP Vote: 10-9**

**HRA Analysis:** This bill expands the use of apprenticeship programs in qualifying for licensure as a cosmetologist, manicurist, or esthetician by the board of barbering, cosmetology, and esthetics. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support OTP

**HB606**, exempting services provided without remuneration from license requirements for barbering, cosmetology, and esthetics. **Maj. OTP; Min. ITL Vote: 10-8**

**HRA Analysis:** This bill clarifies that a person may provide barbering, cosmetology, or esthetics services without remuneration and not be in violation of regulation of barbering, cosmetology, and esthetics. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support OTP

## Health, Human Services and Elderly Affairs

**HB131**, relative to reporting of health care associated infections. **Maj. OTP; Min. ITL Vote: 17-3**

**HRA Analysis:** This bill includes an unconstitutional delegation of authority to bodies other than the general court; CDC, CMS. Part I, [Art.] 7. [State Sovereignty.] The people of this state have the sole and exclusive right of governing themselves as a free, sovereign, and independent state; and do, and forever hereafter shall, exercise and enjoy every power, jurisdiction, and right, pertaining thereto, which is not, or may not hereafter be, by them expressly delegated to the United States of America in congress assembled.

**HRA Recommendation:** Oppose OTP, Support ITL

**HB143**, relative to an electronic prescription drug program. **Maj. OTP/A; Min. ITL Vote: 19-2**

**HRA Analysis:** This bill treats patients with pain management issue as though they are criminals. Constitution: Part I, [Art.] 10. [Right of Revolution.] Government being instituted for the common benefit, protection, and security, of the whole community, and not for the private interest or emolument of any one man, family, or class of men.

**HRA Recommendation:** Oppose OTP/A, Support ITL

**HB163**, relative to cannabis use during pregnancy. **Maj. OTP/A; Min. ITL Vote: 18-3**

**HRA Analysis:** This bill treats adults as though they are children. Platform: We believe, above all else, in the founding principle that all people are created equal, endowed by our Creator with the right to life, liberty and the pursuit of happiness, unimpeded by intrusive government regulation and control.

**HRA Recommendation:** Oppose OTP/A

**HB185**, removing the work requirement of the New Hampshire granite advantage health care program. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill removes the work requirement from the granite advantage health care program, which allows participants to lift themselves out of poverty. Platform: Increase the use of market forces to improve health care and lower costs.

**HRA Recommendation:** Oppose OTP; Support ITL; Support motion to table

**HB295**, relative to initiating amendments and corrections to birth records. **Maj. OTP/A; Min. ITL Vote: 11-10**

**HRA Analysis:** As amended this bill would allow changes to birth certificate at 14 instead of 18, during what could be a temporary period of gender confusion. Doesn't allow for marginal note. Platform: We believe that traditional families are the foundation of strong communities, and that family life best nurtures love of country, faith in God, morality and concern for others.

**HRA Recommendation:** Oppose OTP/A

**HB381**, relative to laboratory testing. **Maj. OTP; Min. ITL Vote: 14-7**

**HRA Analysis:** This bill enables labs offering laboratory testing on a direct access basis to allow individuals to order their own lab tests at their own expense without a doctor's orders. May lead to increased health at a lower cost. Platform: Increase the use of market forces to improve health care and lower costs.

**HRA Recommendation:** Support OTP

**HB503**, establishing a New Hampshire commission on homelessness. **Maj. OTP/A; Min. ITL Vote: 19-2**

**HRA Analysis:** As amended this bill codifies the council on housing stability initially established by the governor in Executive Order 2020-22. Platform: Justify expenditures against measurable benefits.

**HRA Recommendation:** Oppose OTP/A; Support ITL or Table

**HB605**, relative to the therapeutic cannabis program. **Maj. OTP/A; Min. OTP/A Vote: 17-3**

**HRA Analysis:** Originally an omnibus bill, this bill was amended and many items worked into other bills. This bill allows visitors from other states or countries to purchase from our medical cannabis facilities (reciprocity) - Platform: remove barriers, encourage small business, minimize regulation.

**HRA Recommendation:** Support amendment 0646h, Support OTP/A

## Judiciary

**HB135**, requiring parties responsible for pollution of a drinking water supply to be financially responsible for certain consequences of that pollution. **Maj. OTP/A; Min. ITL Vote: 12-9**

**HRA Analysis:** This bill seeks to provide remedies to drinking water contamination. No platform or constitutional issues.

**HRA Recommendation:** No recommendation

**HB206**, relative to collective bargaining agreement strategy discussions under the right-to-know law. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill removes from non-public meetings negotiations of collective bargaining agreements. Constitution: Part I, Article 8, Government, therefore, should be open, accessible, accountable and responsive.

**HRA Recommendation:** Support OTP

**HB227**, relative to termination of tenancy at the expiration of the tenancy or lease term. **Maj. OTP/A; Min. ITL Vote: 12-9**

**HRA Analysis:** This bill allows eviction at the end of the lease with notice. Constitution: Part I, Article 2, supports our right to property and contract.

**HRA Recommendation:** Support OTP/A

**HB232**, relative to nonpublic sessions under the right to know law. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill clarifies RSA 91-A:3,II(d), limiting nonpublic consideration of the acquisition, sale, or lease of real or personal property to the amount paid, offered, or accepted for said property. Constitution: Part I, Art 8, government transparency.

**HRA Recommendation:** Support OTP

**HB236**, creating a statute of limitation on civil actions relative to damage caused by perfluoroalkyl and polyfluoroalkyl substances. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** While this bill is unnecessary there are no constitutional or platform issues.

**HRA Recommendation:** No recommendation

**HB368**, relative to claims for medical monitoring. **Maj. OTP/A; Min. ITL Vote: 13-7**

**HRA Analysis:** This bill allows claims for medical monitoring for those exposed to PFAS and who have a risk of developing disease. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB384**, prohibiting the sharing of location data. **Maj. OTP/A; Min. ITL Vote: 16-4**

**HRA Analysis:** This bill prohibits the sharing of location information and allows those violated a cause of action in NH courts. Constitution: Part I, Article 2-b, [Right of Privacy.] An individual's right to live free from governmental intrusion in private or personal information is natural, essential, and inherent.

**HRA Recommendation:** Support OTP/A

**HB402**, relative to takings of property in a declared emergency. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill puts a very high hurdle in the path of property takings under a state of emergency. Constitution: Part I, Art 2, All men have certain natural, essential, and inherent rights – among which are, the enjoying and defending life and liberty; acquiring, possessing, and protecting, property.

**HRA Recommendation:** Support OTP

**HB440**, relative to the protection of religious liberty. **Maj. OTP/A; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill as amended clarifies that the general court never intended that emergency powers granted to the governor would be used to suspend civil liberties. Constitution: Part I, Art 1, All men are born equally free and independent; therefore, all government of right originates from the people, is founded in consent, and instituted for the general good.

**HRA Recommendation:** Support OTP/A

**HB542**, relative to the applicability of a state of emergency declaration to a house of worship. **Maj. OTP/A; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill provides that any prohibition on in-person gatherings during a declared state of emergency shall not apply to houses of worship and provides that the state shall not substantially burden a person's right to the free exercise of religion unless doing so is essential to further a compelling governmental interest and is the least restrictive means of furthering that compelling governmental interest. Constitution: Part I, [Art.] 5. [Religious Freedom Recognized.] Every individual has a natural and unalienable right to worship God according to the dictates of his own conscience, and reason; and no subject shall be hurt, molested, or restrained, in his peers on, liberty, or estate, for worshipping God in the manner and season most agreeable to the dictates of his own conscience; or for his religious profession, sentiments, or persuasion; provided he doth not disturb the public peace or disturb others in their religious worship.

**HRA Recommendation:** Support OTP/A

**HB561**, relative to potential jurors excused from jury duty due to a lack of residency in the county of jury service. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** A simple measure to work toward cleaning up voter rolls. Our constitution demands government transparency.

**HRA Recommendation:** Support OTP

**HB566**, relative to sealing records in nonpublic session under the right-to-know law. **Maj. OTP/A; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill allows discussion of disclosing non-public minutes in a non-public meeting, with related votes to be held in public. It also provides that certain non-public minutes be disclosed as the circumstance change.  
Constitution: Part I, Art 8, government transparency.

**HRA Recommendation:** Support OTP/A

## **Labor, Industrial and Rehabilitative Services**

**HB348**, requiring a public employer to provide notice of a new or amended collective bargaining agreement. **Maj. OTP/A; Min. ITL Vote: 11-9**

**HRA Analysis:** This common sense bill assures that a contract is available for 30 days prior to agreement. Platform: Expand openness and transparency to employment, expenditures and all recipients of taxpayers' funds.

**HRA Recommendation:** Support OTP/A

**HB385**, relative to workers' compensation for heart and lung disease in firefighters. **Maj. OTP/A; Min. ITL Vote: 13-7**

**HRA Analysis:** This bill will add 5 years to make claims beyond age 65 for workers' compensation. Platform: Ensure that public employee benefits are similar to and do not exceed those of the private sector.

**HRA Recommendation:** Oppose OTP/A; Support ITL

**HB448**, establishing a committee to study and compare federal Occupational Safety and Health Act standards with the safety and health standards the New Hampshire department of labor uses for public sector employees. **without recommendation Vote:**

**HRA Analysis:** No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

## **Municipal and County Government**

**CACR9**, relative to municipal taxes. Providing that municipalities may not raise property taxes greater than 2 percent per year and no greater than 1 percent per year on disabled citizens or senior citizens. **Maj. OTP; Min. ITL Vote: 10-9**

**HRA Analysis:** Constitutional amendment. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB67**, relative to warrant articles in official ballot town, school district, or village district meetings. **Maj. OTP/A; Min. ITL Vote: 10-7**

**HRA Analysis:** This bill as amended provides "No petitioned warrant article shall be amended to change its specific intent." No platform or constitutional issues identified.

**HRA Recommendation:** No recommendation

**HB183**, prohibiting municipalities from requiring a license for a lemonade stand operated by a person under the age of 18. **Maj. OTP/A; Min. ITL Vote: 10-9**

**HRA Analysis:** As amended allows a person under 18 to operated a soft drink stand without a license. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support OTP/A

**HB243**, relative to the form of municipal budgets. **Maj. OTP/A; Min. ITL Vote: 10-9**

**HRA Analysis:** This bill requires municipalities to publish budgets 30 days prior to public hearings. Constitution: Part I, Article 8 transparency in government.

**HRA Recommendation:** Support OTP/A

**HB266**, relative to enforcement of immigration laws and the prohibition of sanctuary policies. **Maj. OTP; Min. ITL Vote: 10-9**

**HRA Analysis:** This bill establishes the New Hampshire anti-sanctuary act, which requires state and local government entities to comply with federal immigration detainer requests. Platform: Demand the enforcement of national border security and immigration laws.

**HRA Recommendation:** Support OTP

**HB332**, relative to deadlines for consideration of developments of regional impact by planning boards. **without recommendation Vote:**

**HRA Analysis:** This bill clarifies the date upon which planning boards begin formal consideration of plats relating to developments of regional impact. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB374**, relative to the official ballot referendum form of town meetings. **Maj. OTP; Min. ITL Vote: 10-9**

**HRA Analysis:** This bill amends the method of adopting official ballot referendum form of meeting. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB439**, relative to the powers of city councils. **Maj. OTP; Min. ITL Vote: 10-9**

**HRA Analysis:** This bill removes overly broad language which has not been authorized by the general court. Constitution: Part II, [Art.] 5. [Power to Make Laws...] And farther, full power and authority are hereby given and granted to the said general court, from time to time, to make, ordain, and establish, all manner of wholesome and reasonable orders, laws, statutes, ordinances, directions, and instructions.

**HRA Recommendation:** Support OTP

**HB484**, relative to budget committee recommendations on warrant articles. **Maj. OTP; Min. ITL Vote: 10-9**

**HRA Analysis:** This bill prohibits a budget committee from providing a recommendation next to the affected warrant article unless the warrant article includes an appropriation or expenditure. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB560**, relative to the election of Rockingham county officials. **Maj. OTP/A; Min. ITL Vote: 11-8**

**HRA Analysis:** This bill changes the term of the election of county officers in Rockingham county to 4 years beginning in 2022. The bill would reduce accountability of elected officials. 2-year terms produce greater accountability to the voters than 4-year terms. Constitution: "all the magistrates and officers of government are their substitutes and agents, and at all times accountable to them." Part 1, Article 8

**HRA Recommendation:** Oppose OTP/A; Support ITL

## Science, Technology and Energy

**HB315**, relative to the aggregation of electric customers. **OTP/A Vote: 18-0**

**HRA Analysis:** This bill, as amendment restores the balance between essential consumer protections and a pathway to a modernized grid. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB351**, relative to the system benefits charge. **Maj. OTP; Min. ITL Vote: 11-9**

**HRA Analysis:** This bill changes the procedure for increasing the system benefits charge assessed electric customers and clarifies its purposes. Platform: Work to reduce energy costs.

**HRA Recommendation:** Support OTP

**HB373**, relative to state participation in low carbon fuel standards programs. **Maj. OTP/A; Min. ITL Vote: 11-10**

**HRA Analysis:** This bill prohibits the department of environmental services from participating in discussions of any state, regional, or national low carbon fuel standards program. Platform: Work to reduce energy costs and remove New Hampshire from the Regional Greenhouse Gas Initiative.

**HRA Recommendation:** Support OTP/A

## State-Federal Relations and Veterans Affairs

**HR9**, supporting the principles of federalism. **Maj. OTP; Min. ITL Vote: 11-10**

**HRA Analysis:** This resolution has no impact to any laws in any way, and simply expresses that the people of NH support the concept of Federalism as enshrined in our Constitution. Platform: We believe that the New Hampshire and United States Constitutions were written by our forefathers to limit our government, not our freedom.

**HRA Recommendation:** Support OTP

## Transportation

**HB224**, relative to tinted windows on motor vehicles. **Maj. OTP/A; Min. ITL Vote: 12-7**

**HRA Analysis:** Amendment matches allowable percentage of tint (35%) by federal regulation. Reduces interior heat, comfort, privacy, safety (glare), encourages small business. Platform: Minimize business regulations, permits, licenses and paperwork

**HRA Recommendation:** Support OTP/A

**HB251**, requiring children under the age of 2 yearsto be restrained in a motor vehicle. **Maj. OTP/A; Min. ITL Vote: 13-6**

**HRA Analysis:** This bill requires children under the age of 2 years old to be restrained in a rear facing child restraint in a motor vehicle. Platform: We believe that individual liberty is guaranteed under the Constitutions of the United States and New Hampshire, that the liberty of the people must be protected above the power of the government, and that it is only through an adherence to our founding documents that we will continue to grow as a free, Constitutional Republic.

**HRA Recommendation:** Oppose OTP/A, Support ITL

**HB260**, relative to number plates for motor vehicles. **Maj. OTP/A; Min. ITL Vote: 10-9**

**HRA Analysis:** As amended this bill allows some types of vehicles to display just one plate. No platform or constitutional issues identified.

**HRA Recommendation:** No recommendation

**HB279**, relative to the maximum allowable vehicle gross weight for a combination of truck-tractor and single semi-trailer with 4 or more axles. **OTP/A Vote: 13-6**

**HRA Analysis:** This bill makes an arbitrary special exception for one particular product. Weight limits have nothing to do with what form the mass takes, the man hauling beer should have the same limit as one hauling wood. Constitution: not for the private interest or emolument of any one man, family, or class of men.

**HRA Recommendation:** Oppose OTP/A, Support ITL

## Ways and Means

**CACR1**, taxes. Providing that an income tax on earned personal income shall be prohibited. **Maj. OTP; Min. ITL Vote: 13-10**

**HRA Analysis:** Constitutional Amendment Platform: Strongly oppose new taxes and fees, including an income, sales and capital gains tax.

**HRA Recommendation:** Support OTP

**CACR2**, taxes. Providing that any broad-based sales tax shall be prohibited. **Maj. OTP; Min. ITL Vote: 13-10**

**HRA Analysis:** Constitutional Amendment Platform: Strongly oppose new taxes and fees, including an income, sales and capital gains tax.

**HRA Recommendation:** Support OTP

**HB15**, relative to including under the meals and rooms tax facilitators of Internet transactions of motor vehicle rentals and facilitators of Internet transactions of room occupancies. **Maj. OTP/A; Min. ITL Vote: 22-2**

**HRA Analysis:** This bill adds and modifies definitions and requirements in the meals and rooms tax to include facilitators of Internet transactions of motor vehicle rentals and facilitators of Internet transactions of room occupancies. While this bill levels the playing field, it also adds to those who are required to make collections for the state without a negotiable compensation.

**HRA Recommendation:** Vote your conscience

## Regular Calendar - Part Three

### Commerce and Consumer Affairs

**HB62**, relative to continued in-network access to certain health care providers. **Maj. ITL; Min. OTP/A Vote: 10-9**

**HRA Analysis:** This bill requires access by a covered person to a provider in the insurer's provider directory at in-network rates for the duration of the contract for health care services. This bill would drive up the cost of health insurance. Platform: Increase the use of market forces to improve health care and lower costs.

**HRA Recommendation:** Support ITL

**HB165**, relative to noncompete agreements for certain mental health professionals. **Maj. ITL; Min. OTP Vote: 10-9**

**HRA Analysis:** This bill prohibits non-compete contracts for mental health professionals. The right to contract is a property right. Constitution: Part I, [Art.] 2. [Natural Rights.] All men have certain natural, essential, and inherent rights – among which are, the enjoying and defending life and liberty; acquiring, possessing, and protecting, property.

**HRA Recommendation:** Support ITL

**HB336**, establishing a condominium dispute resolution board. **Maj. ITL; Min. OTP Vote: 11-7**

**HRA Analysis:** This bill establishes a condominium dispute resolution board. Platform: Justify expenditures against measurable benefits.

**HRA Recommendation:** Support ITL

**HB358**, relative to the installation of solar energy systems in condominiums. **Maj. ITL; Min. OTP Vote: 12-6**

**HRA Analysis:** This bill prospectively prohibits condominium instruments and bylaws from requiring greater than a simple majority vote to consent to the installation and use of a solar photovoltaic energy system. This is an unconstitutional interference with the right to contract.

**HRA Recommendation:** Support ITL

**HB403**, relative to the sale of alcoholic beverages in refillable containers. **Maj. ITL; Min. OTP Vote: 17-1**

**HRA Analysis:** This bill allows the sale of alcoholic beverages in misbranded refillable containers at the direction of the buyer. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB449**, relative to the repair of home appliances. **Maj. ITL; Min. OTP Vote: 10-8**

**HRA Analysis:** This bill requires home appliance manufacturers to make available to appliance owners and repair providers certain repair-related documentation, parts, and tools. The failure to do so would be a violation of the consumer protection act. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support ITL

**HB450**, relative to motor vehicle insurance policy minimums. **Maj. ITL; Min. OTP Vote: 14-4**

**HRA Analysis:** This bill raises the minimum amount required for motor vehicle liability insurance. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support ITL

**HB475**, prohibiting the production of a drivers' license or nondrivers' picture identification card as a condition of conducting certain business. **Maj. ITL; Min. OTP Vote: 16-1**

**HRA Analysis:** This bill prohibits businesses from requiring production of a driver's license or nondriver's picture identification card as a condition of conducting certain transactions. No constitutional or platform issues.

**HRA Recommendation:** No recommendation

**HB553**, prohibiting renewal of certain consumer contracts without express written notice to consumers. **Maj. ITL; Min. OTP Vote: 10-9**

**HRA Analysis:** This bill makes it a violation of the consumer protection act for a contract for services to include an automatic renewal provision that does not require written acceptance of the additional term of service by the consumer. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support ITL

**HB618**, relative to the sale and distribution of polystyrene food service products. **Maj. ITL; Min. OTP Vote: 10-9**

**HRA Analysis:** Prohibits food service business from sale or distribution in the state of disposable food service products for foods or beverages that is composed in whole or in part of polystyrene foam. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support ITL

## **Criminal Justice and Public Safety**

**HB66**, relative to the use of deadly force by a law enforcement officer. **Maj. ITL; Min. OTP Vote: 14-7**

**HRA Analysis:** This bill removes the legal authority for a law enforcement officer to use deadly force in effecting an arrest. In some circumstances this would violate NH Constitution Part I Art. 18: Penalties to be proportioned to the offense, in other cases an officer can stand on his personal right under Part I Art. 2-a.

**HRA Recommendation:** Vote your conscience

**HB138**, allowing prisoners serving life sentences to be eligible for parole after 25 years. **Maj. ITL; Min. OTP Vote: 12-8**

**HRA Analysis:** This bill requires parole review of certain offenders sentenced to life without parole. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB507**, prohibiting no-knock warrants. **Maj. ITL; Min. OTP Vote: 11-9**

**HRA Analysis:** This bill would entirely prohibit no-knock warrants. If there is abuse in the process one should be looking at the process of issuing the warrants. Part I, Article 19 allows for the process of warrants "with the formalities, prescribed by law."

**HRA Recommendation:** Support ITL

**HB511**, relative to the penalties for possession of certain controlled drugs. **Maj. ITL; Min. OTP Vote: 12-7**

**HRA Analysis:** NH Constitution Part First Art 18 states penalties ought to be proportional to the offense. The amount of drug covered in this legislation would reduce the penalties to be insufficiently harsh.

**HRA Recommendation:** Support ITL

**HB557**, relative to the authority of state and county correctional facilities to discipline inmates using close or solitary confinement. **Maj. ITL; Min. OTP/A Vote: 11-10**

**HRA Analysis:** This bill would remove the authority for the Department of Corrections and county jails to discipline any inmate with close or solitary confinement. No Platform of Constitutional issues.

**HRA Recommendation:** No recommendation

**HB612**, relative to the penalty for overtaking a school bus. **Maj. ITL; Min. OTP Vote: 12-9**

**HRA Analysis:** The bill would increase first offense fines from \$150 to \$250 plus penalty assessment and decrease fines for subsequent offenses from \$250-\$1000, to \$500 plus penalty assessment. Bill also changes wording for subsequent offenses from 'Director may suspend license', to 'Director shall suspend license.' No platform or constitutional issues identified.

**HRA Recommendation:** No recommendation

## Education

**HB203**, establishing a committee to study school meal programs in New Hampshire's public schools and non-sectarian schools that accept public funds. **Maj. ITL; Min. OTP Vote: 12-8**

**HRA Analysis:** Study committee. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

## Election Law

**CACR4**, redistricting. Providing that an independent redistricting commission shall be established to draw boundaries for state and federal offices. **Maj. ITL; Min. OTP Vote: 11-8**

**HRA Analysis:** This constitutional amendment concurrent resolution establishes an independent redistricting commission to draw the boundaries for state, county, and federal elections. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB61**, relative to absentee voting and allowing for partial processing of absentee ballots prior to election day. **Maj. ITL; Min. OTP Vote: 11-8**

**HRA Analysis:** This bill allows no excuse absentee balloting violates Part I, Art. 11 ie; strict rules around absentee voting. Platform: protect voter integrity & protect against fraud.

**HRA Recommendation:** Support ITL

**HB105**, relative to political contributions made by limited liability companies. **ITL Vote: 11-9**

**HRA Analysis:** This bill proposes that political contributions made by a limited liability company (LLC) be allocated to the company's membership and the total amount contributed tracked by each member. Constitution: Part I, Article 22 Free speech and liberty of the press are essential to the security of freedom in a state: They ought, therefore, to be inviolably preserved.

**HRA Recommendation:** Support ITL

**HB428**, relative to the procedures for apportioning electoral districts. **Maj. ITL; Min. OTP Vote: 11-9**

**HRA Analysis:** This bill details excessive procedural requirements for apportioning electoral districts. Constitution Part 2, Article 9a - legislature shall make an apportionment of representatives according to the last general census of the inhabitants of the state.

**HRA Recommendation:** Support ITL

**HB465**, relative to permissible campaign contributions by business organizations and labor unions. **ITL Vote: 11-9**

**HRA Analysis:** This bill proposes to modify the current prohibition on labor unions making direct political contributions by allowing them to contribute through political committees that operate independently of such organizations.

Constitution: Part I, Article 22 Free speech and liberty of the press are essential to the security of freedom in a state: They ought, therefore, to be inviolably preserved.

**HRA Recommendation:** Support ITL

**HB468**, relative to the definition of political advocacy organization. **Maj. ITL; Min. OTP Vote: 11-9**

**HRA Analysis:** This bill would modify the definition of Political Advocacy Organizations for purposes of political expenditure and contribution laws. Constitution: Part I, [Art.] 22. [Free Speech; Liberty of the Press.] Free speech and liberty of the press are essential to the security of freedom in a state: They ought, therefore, to be inviolably preserved.

**HRA Recommendation:** Support ITL

**HB489**, prohibiting certain political contributions. **ITL Vote: 11-9**

**HRA Analysis:** This bill violates free speech which is direct violation of US & NH Constitution.

**HRA Recommendation:** Support ITL

**HB491**, relative to over voted ballots. **Maj. ITL; Min. OTP Vote: 11-9**

**HRA Analysis:** The intent of this bill is to allow for correction ability to an over voted ballot, however, there were process and procedural difficulties that weren't addressed. Platform: Protect Voter Integrity Creates different classes of voters ie; absentee vs in person & fed office ballots vs. local office.

**HRA Recommendation:** Support ITL

**HB516**, allowing voters to vote by absentee ballot. **Maj. ITL; Min. OTP Vote: 11-9**

**HRA Analysis:** This bill allows for absentee voting. Constitution Part I, Art. 11, Platform: Positive identification is required upon both registering and voting.

**HRA Recommendation:** Support ITL

**HB538**, relative to domicile residency, voter registration, and investigation of voter verification letters, and relative to the terms "resident," "inhabitant," "residence," and "residency." **ITL Vote: 11-9**

**HRA Analysis:** This bill would remove post election voter inquiries performed by the S.O.S. This is a necessary process and ensures transparency and voter integrity. Loosens definition of domicile. Platform: to help ensure voter integrity. Ensure voting is done by New Hampshire resident only.

**HRA Recommendation:** Support ITL

## **Environment and Agriculture**

**HB177**, prohibiting the siting of a landfill near a state park. **Maj. ITL; Min. OTP/A Vote: 10-9**

**HRA Analysis:** This bill would impose special restrictions on property due to its proximity to a state park. Our constitution protects property rights this bill arbitrarily inserts restrictions.

**HRA Recommendation:** Support ITL

## **Executive Departments and Administration**

**CACR7**, relating to the governor. Providing that there be a lieutenant governor who shall assume the duties of the governor if the governor is incapacitated. **ITL Vote: 16-3**

**HRA Analysis:** No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB209**, relative to the licensure and regulation of music therapists. **ITL Vote: 10-9**

**HRA Analysis:** This bill establishes the music therapy governing board in the office of allied health professionals for the licensure and regulation of practitioners of music therapy. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support ITL

## **Health, Human Services and Elderly Affairs**

**HB221**, making the state vaccine registry an opt-in program. **Maj. ITL; Min. OTP Vote: 14-7**

**HRA Analysis:** This bill moves the vaccine registry from opt-out to opt-in. This establishes a presumption of privacy as the default. It is important to understand that the vaccine registry does not simply record the administration of vaccines to individuals in NH. The registry also allows for recording other "vaccine events", including refusal to take a vaccine. Under current law, people may have such refusal events recorded in the registry without even knowing it. In the spirit of informed consent, our law should dictate that this is an opt-in model, not an opt-out. Constitution: [Art.] 2-b. [Right of Privacy.] An individual's right to live free from governmental intrusion in private or personal information is natural, essential, and inherent.

**HRA Recommendation:** Oppose ITL, Support OTP

**HB290**, relative to policies required for health facilities and special health care service licenses. **Maj. ITL; Min. OTP Vote: 18-3**

**HRA Analysis:** This bill would help drive down healthcare prices for consumers by reducing administrative costs for medical facilities that accept only direct payment. Platform: Increase the use of market forces to improve health care and lower costs.

**HRA Recommendation:** Oppose ITL; Support motion to table

**HB506**, relative to equal access to places of public accommodation. **Maj. ITL; Min. OTP Vote: 15-6**

**HRA Analysis:** This bill provides that no individual shall be denied the benefit of the rights afforded to public accommodation because they have declined a medical treatment. Constitution: Article 1. [Equality of Men; Origin and Object of Government.] All men are born equally free and independent; therefore, all government of right originates from the people, is founded in consent, and instituted for the general good.

**HRA Recommendation:** Oppose ITL; Support OTP

**HB601**, relative to the privacy of personal information retained by a health or social service agency and prohibiting the sharing of such information between such agencies. **Maj. ITL; Min. OTP/A Vote: 14-5**

**HRA Analysis:** This bill requires consent from a person receiving services from one agency to allow sharing of their information with any other agency. Constitution: Right to privacy.

**HRA Recommendation:** Oppose ITL; Support motion to table

## Judiciary

**CACR6**, relating to the retirement age of judges. Providing that the retirement age of judges be increased. **Maj. ITL; Min. OTP/A Vote: 17-4**

**HRA Analysis:** This constitutional amendment would have the governor and executive council affirm at age 70 that a justice would be able to continue serving to 75 years of age. No constitutional or platform issues.

**HRA Recommendation:** No recommendation

**HB160**, relative to notice of rent increases in certain residential rental property. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill is the first step toward rent control. Part I, Article 2 is the foundation of our protected right to contract.

**HRA Recommendation:** Support ITL

**HB216**, relative to public notice of and access to meetings under the right to know law. **Maj. ITL; Min. OTP/A Vote: 11-10**

**HRA Analysis:** This bill allows for totally remote meetings of public bodies. Remote places have a history in the foundation of this country: "He has called together legislative bodies at places unusual, uncomfortable, and distant from the depository of their public Records, for the sole purpose of fatiguing them into compliance with his measures."

**HRA Recommendation:** Support ITL

**HB288**, eliminating the housing appeals board. **Maj. ITL; Min. OTP Vote: 15-6**

**HRA Analysis:** The housing appeals board was stuffed into the budget in 2019. This process was contrary to our platform: Work with municipalities to streamline planning and zoning barriers to business.

**HRA Recommendation:** Oppose ITL; Support OTP

**HB430**, repealing the prohibition on entering or remaining on a public way or sidewalk adjacent to a reproductive health care facility. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill would repeal the 'buffer zone' anti-free-speech area near abortion clinics. Constitution: Part 1 Art. 22 (Stating that "Free speech... ought... to be inviolably preserved.").

**HRA Recommendation:** Oppose ITL; Support OTP

**HB434**, prohibiting the use of public funds for abortions. **Maj. ITL; Min. OTP/A Vote: 11-10**

**HRA Analysis:** This bill prohibits public funding of abortions. Platform: Ban the use of public resources to fund or promote abortion.

**HRA Recommendation:** Oppose ITL, Support OTP/A

**HB550**, relative to the nonpayment of rent during the state of emergency. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill interferes with property rights of landlords in the name of a state of emergency. Constitution: Part I, Art 2, All men have certain natural, essential, and inherent rights – among which are, the enjoying and defending life and liberty; acquiring, possessing, and protecting, property.

**HRA Recommendation:** Support ITL

**HB578**, relative to standards for mental health courts. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill commands the chief justice of the supreme court to make a recommendation. Constitution: separation of powers limits mandates among branches.

**HRA Recommendation:** Support ITL

**HCR3**, declaring that the Claremont case's mandates that the legislative and executive branches define an adequate education, determine its cost, fund its entire cost with state taxes, and ensure its delivery through accountability, are not binding on the legislative and executive branches. **Maj. ITL; Min. OTP Vote: 13-7**

**HRA Analysis:** Many believe the legislature need not 'obey' court rulings, this simply states the fact that the legislature is not under command of the courts. Platform: Amend the Constitution to overturn the poorly decided Claremont rulings and return educational funding and policy to the people at the local level.

**HRA Recommendation:** Oppose ITL, Support OTP

## Labor, Industrial and Rehabilitative Services

**HB107**, relative to the minimum hourly rate. **Maj. ITL; Min. OTP Vote: 19-1**

**HRA Analysis:** Go big or go home, \$22.50/hour, at least most of our friends on the other side acknowledge there is a breaking point. Platform: Support the concept of "merit pay".

**HRA Recommendation:** Support ITL

**HB113**, relative to payment for earned but unused vacation or personal time. **Maj. ITL; Min. OTP Vote: 11-9**  
**HRA Analysis:** This bill requires an employer to pay an employee for earned but unused vacation time. Platform: Minimize business regulations, permits, licenses and paperwork.  
**HRA Recommendation:** Support ITL

**HB563**, establishing a committee to study a living wage and the utilization of public assistance among low wage workers and their families in New Hampshire. **Maj. ITL; Min. OTP Vote: 11-9**  
**HRA Analysis:** The economics of the goals of this study are well researched and scientifically proven to be of no value. Any time wasted on this study committee would be excessive and contrary to our platform.  
**HRA Recommendation:** Support ITL

## Legislative Administration

**CACR5**, New Hampshire general court. Providing that the provision for compensation of legislators is removed. **Maj. ITL; Min. OTP Vote: 9-6**  
**HRA Analysis:** This constitutional amendment removes pay from the position while leaving mileage. No constitutional or platform issues identified.  
**HRA Recommendation:** No recommendation

**HB156**, relative to posting legislative amendments on the New Hampshire legislative website. **Maj. ITL; Min. OTP Vote: 8-7**  
**HRA Analysis:** This bill has amendment being posted to the general court website. The text does not identify when 'made public' is or who is to know, and post, when that happens. No constitutional or platform issues identified.  
**HRA Recommendation:** No recommendation

## Municipal and County Government

**HB341**, relative to permissible residential units in a residential zone. **Maj. ITL; Min. OTP/A Vote: 10-9**  
**HRA Analysis:** This bill requires that local legislative bodies permit by right certain single-family dwellings in residential districts to be used for up to four residential units. No constitutional or platform issues identified.  
**HRA Recommendation:** No recommendation

**HB392**, relative to the membership of local land use boards. **Maj. ITL; Min. OTP Vote: 15-4**  
**HRA Analysis:** This bill requires that all voting members of local land use boards shall be residents of the communities in which they serve. No constitutional or platform issues identified.  
**HRA Recommendation:** No recommendation

**HB467**, relative to current use tax rate eligibility. **ITL Vote: 17-2**  
**HRA Analysis:** This bill seeks to impose restrictions on private property. Constitution: Part I, [Art.] 2. [Natural Rights.] All men have certain natural, essential, and inherent rights – among which are, the enjoying and defending life and liberty; acquiring, possessing, and protecting, property.  
**HRA Recommendation:** Support ITL

**HB512**, relative to emergency housing assistance. **Maj. ITL; Min. OTP/A Vote: 10-9**  
**HRA Analysis:** This bill would force municipalities to use public assistance on housing that might be substandard or uninhabitable. Platform: Prioritize programs to ensure effective spending.  
**HRA Recommendation:** Support ITL

**HB588**, relative to building codes for tiny houses. **Maj. ITL; Min. OTP Vote: 10-9**  
**HRA Analysis:** This bill defines tiny houses and provides for the authority and requirements for municipal regulation. No constitutional or platform issues identified.  
**HRA Recommendation:** No recommendation

**HB616**, relative to review of planning board decisions. **Maj. ITL; Min. OTP Vote: 11-8**  
**HRA Analysis:** This bill requires a bond to be posted in certain appeals of zoning decisions and requires a \$1,700 filing fee. Platform: Strongly oppose new taxes and fees, including an income, sales and capital gains tax.  
**HRA Recommendation:** Support ITL

## Resources, Recreation and Development

**HB158**, relative to the definition of prime wetland. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill further defines prime wetland for local protection in fill and dredge permits putting further restrictions on property rights. Constitution: Part I, [Art.] 2. [Natural Rights.] All men have certain natural, essential, and inherent rights – among which are, the enjoying and defending life and liberty; acquiring, possessing, and protecting, property; and, in a word, of seeking and obtaining happiness.

**HRA Recommendation:** Support ITL

**HB229**, defining "wake boat." **Maj. ITL; Min. OTP Vote: 13-8**

**HRA Analysis:** This bill defines "wake boat." This sets the stage to regulate said 'wake boats' based on improper operator actions. Platform: Foster an attitude of assistance and cooperation with business and increase responsiveness.

**HRA Recommendation:** Support ITL

## Science, Technology and Energy

**HB80**, relative to expenditures from the energy efficiency fund. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill ends rebates to residential ratepayers from RGGI. Our platform tells us to 'Work to reduce energy costs and remove New Hampshire from the Regional Greenhouse Gas Initiative.'

**HRA Recommendation:** Support ITL

**HB119**, relative to legislative approval of the New Hampshire general court for increases in the systems benefit charge. **Maj. ITL; Min. OTP Vote: 11-9**

**HRA Analysis:** This bill seeks to remove the general court from the process of approving increases in the systems benefits charge. Platform: Work to reduce energy costs.

**HRA Recommendation:** Support ITL

**HB168**, requiring the adoption of innovative vehicle emissions standards pursuant to section 177 of the federal Clean Air Act. **Maj. ITL; Min. OTP Vote: 12-9**

**HRA Analysis:** This bill pushes California air standard on New Hampshire. Platform: Minimize business regulations, permits, licenses and paperwork.

**HRA Recommendation:** Support ITL

**HB371**, relative to proceedings of the public utilities commission on rates and charges. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill requires that proceedings of the public utilities commission concerning rates and charges of a public utility shall be subject to the rules for contested cases under the administrative procedures act. Energy cost

**HRA Recommendation:** Support ITL

**HB396**, relative to credits for certain energy production not issued renewable energy certificates. **Maj. ITL; Min. OTP Vote: 11-9**

**HRA Analysis:** This bill requires the public utilities commission to report its estimates of total yearly production for customer-sited sources that are net metered but which are not issued renewable energy certificates and removes the credit to electric providers. One might find it interesting that a claim is made that property rights exist in 'attributes'. No constitutional or platform issues identified.

**HRA Recommendation:** No recommendation

**HB407**, relative to the purchase of output of limited electrical energy producers in intrastate commerce and including qualifying storage system. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** This bill expands the authority of a limited producer of electrical energy to sell its output to retail electricity customers located within the same New Hampshire electric distribution utility franchise area as the limited producer, and includes qualifying electrical energy storage. Platform: Work to reduce energy costs.

**HRA Recommendation:** Support ITL

## State-Federal Relations and Veterans Affairs

**HB112**, establishing a committee to study the effects of deportation of primary earners on family members who are United States citizens. **Maj. ITL; Min. OTP Vote: 11-10**

**HRA Analysis:** Study committees that seek a result contrary to our platform are a waste of resources.

**HRA Recommendation:** Support ITL

**HB580**, requiring the approval of the governor before the New Hampshire National Guard can be deployed overseas. **Maj. ITL; Min. OTP Vote: 20-1**

**HRA Analysis:** This bill requires the Governor to review any overseas deployment orders of our NH National Guard, and requires the Governor withhold permission should the reason not be constitutional or due to invasion of the USA or an insurrection. The Governor already has to approve deployment of the National Guard at his or her discretion.

**HRA Recommendation:** No recommendation

**HCR1**, relative to urging Congress to practice fiscal restraint and applying to Congress for a Constitutional Convention for such purpose. **Maj. ITL; Min. OTP Vote: 19-2**

**HRA Analysis:** Part of this bill is innocuous and ineffective, simply urging congress to practice fiscal restraint. This is something we already do by our elections of conservative members when we can. The second part of this bill is more troubling as it calls for a Convention of States to revise the Constitution, and there are conflicting viewpoints as to the danger of that action as far as not being bound to specific issues and exposing the Constitution to liberal revision.

**HRA Recommendation:** No recommendation

## Transportation

**HB300**, relative to driver education. **Maj. ITL; Min. OTP Vote: 13-6**

**HRA Analysis:** This bill authorizes a waiver of the driver education requirement if a father, mother, guardian, or other responsible adult provides equivalent classroom instruction and behind the wheel training. Platform: Promote education freedom and parental rights to control the education of their children.

**HRA Recommendation:** Oppose ITL, Support OTP, or Support motion to table

**HB328**, relative to the application process for drivers' licenses and relative to privacy of motor vehicle records. **Maj. ITL; Min. OTP Vote: 10-9**

**HRA Analysis:** Allows issuance of non real-id licenses without a valid SSN. This is an anti-ICE bill. If passed it would stop the DMV from giving info to fed law enforcement and would allow issuance of licenses to undocumented immigrants. Platform: Prosecute violations of election law and ensure voting is done by New Hampshire resident citizens only; to prevent voter fraud we support the requirement to produce positive identification upon both registering and voting.

**HRA Recommendation:** Support ITL

**HB352**, relative to operation of recreational vehicles on state highways. **Maj. ITL; Min. OTP Vote: 10-9**

**HRA Analysis:** Requires special rules be adopted on state roads & highways, creates additional fees, fines, oversights. Platform: no unnecessary fees/fines, minimize licenses, paperwork, permits, etc.

**HRA Recommendation:** Support ITL

**HB386**, relative to the operation of certain watercraft on Wachipauka Pond. **Maj. ITL; Min. OTP Vote: 10-9**

**HRA Analysis:** This bill prohibits the use of petroleum-powered boats on Pond in Warren due to its fragile environmental condition, but allows electric power for some people. Constitution: Part I, Art 10 - "class of men," outweighs - Platform: Promote conservation of open space, sensitive ecosystems, wildlife, scenic vistas, historic and cultural landscapes, and especially New Hampshire's state historic sites.

**HRA Recommendation:** Support ITL

**HB587**, relative to indicating citizenship or legal residency on drivers' licenses and nondrivers' identification cards. **Maj. ITL; Min. OTP Vote: 10-9**

**HRA Analysis:** This bill requires that drivers' licenses and nondrivers' identification cards indicate whether or not the holder is a citizen of the United States of America. Platform: Prosecute violations of election law and ensure voting is done by New Hampshire resident citizens only; to prevent voter fraud we support the requirement to produce positive identification upon both registering and voting.

**HRA Recommendation:** Oppose ITL, Support OTP