



NEW HAMPSHIRE LIBERTY ALLIANCE

GOLD STANDARD

HB 629 YEA OTP
HB 1099 YEA OTP
HB 1131 YEA OTP/A
HB 1296 YEA OTP/A
HB 1393 NAY ITL
HB 1417 NAY OTP
HB 1606 YEA OTP/A
HB 1636 YEA OTP



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SENATE SESSION - THURSDAY, APRIL 28, 2022

HB 1393, relative to the adoption of school district budget caps.

Election Law and Municipal Affairs: ITL 4-1

PRO-LIBERTY: This bill establishes the requirements and procedure for the adoption of a school district budget cap.

- This bill allows voters to impose fiscal discipline on school districts by linking budgets to enrollment. Voters can establish the cost per student they wish to support, and district budgets then must not exceed that per-student cost times the number of enrolled students. Voters may also vote for an automatic inflation adjustment.
- This bill provides an actual budget for school districts and allows for a 3/5 supermajority to override the cap when necessary.

HB 1393

NAY ITL

HB 1417, relative to payment by the state of a portion of retirement system contributions of political subdivision employers.

Executive Departments and Administration: OTP 4-1

ANTI-LIBERTY: This bill provides that the state shall pay 7.5% of contributions of retirement system employers other than the state for group I teachers and group II members.

- This bill is a massive expansion of the New Hampshire state public retirement fund liability.
- This would further socialize the cost of public retirement, forcing all citizens of the state to pay for commitments made by localities.

HB 1417

**NAY
OTP**

HB 1099, prohibiting the department of health and human services from requiring vaccine passports for services.

Health and Human Services: OTP 3-2

PRO-LIBERTY: This bill asserts that no person shall be required to receive a COVID-19 vaccination in order to receive benefits or services from the Department of Health and Human Services.

- No taxpayer should be denied services for which they paid.
- Medical freedom, self-ownership, and bodily integrity are at the heart of liberty and no institution that receives public funding shall deny access based on vaccination status.
- This bill more explicitly extends the medical freedom that exists in public (government) facilities to also apply to the DHHS, which is a service funded by tax money and should be accessible to all who pay taxes in NH.

HB 1099

**YEA
OTP**

HB 1131, relative to facial covering policies for schools.

HB 1131

Health and Human Services: OTP/A 3-2

PRO-LIBERTY: This bill, with the proposed committee amendment, prohibits school boards and other public education agencies from adopting, enforcing, or implementing a policy that requires students or members of the public to wear a facial covering.

**YEA
OTP/A**

- This bill prevents public schools from adopting broad mandatory masking policies, leaving the choice to parents and students.
- With or without masks and with or without the current risks of COVID-19, there will always be risks of interacting in public with our own species. It is unreasonable to use the power of the state to dictate masking for normal human interaction. One person's wise cautious behavior is another person's 'germophobe', and inserting the state into these personal decisions within the confines of services provided through taxation will always result in one side or the other being unhappy with the outcome.
- Expansion of school choice programs that enhance the ability of individuals to associate in the manner in which they desire is likely the only long-term solution. Until we achieve that goal, the state should leave as much choice to the individual as possible.

HB 1606, making the state vaccine registry an opt-in program.

HB 1606

Health and Human Services: OTP/A 4-1

PRO-LIBERTY: This bill makes the state immunization registry an opt-in program rather than an opt-out program.

**YEA
OTP/A**

- Under Article 2-b of the New Hampshire Constitution, it is illegal for the government to collect private medical data in a centralized registry without the consent of the participants.
- This bill seeks to assist the state government in complying with the law that the NH voters established in 2018.
- Privacy, particularly medical privacy, is profoundly important to maintaining the liberty of the citizenry.

HB 629, relative to the home cultivation of cannabis plants and the possession of certain cannabis-infused products.

HB 629

Judiciary: OTP 3-2

PRO-LIBERTY: This bill legalizes adult possession and cultivation of small amounts of cannabis.

**YEA
OTP**

- This bill makes it legal for adults 21 and older to possess up to 3/4 ounce of cannabis, five grams of hashish, and up to 300 mg of cannabis-infused products, and to cultivate up to six plants (including up to three mature plants) in a secure location.
- The bill does not impose any taxes or create any new bureaucracy.
- All neighboring jurisdictions have legalized possession and cultivation of cannabis for adults; Granite Staters should not have less freedom with regard to cannabis than adults in Massachusetts, Vermont, Maine, and Canada.
- The proposed floor amendment 2022-1706s strips provisions allowing for personal cultivation while retaining provisions to legalize possession of moderate amounts of cannabis. This leaves individuals in a confusing situation where they may legally possess a substance but have no legal means of obtaining it within the state. Oppose floor amendment 2022-1706s and support final passage of the bill with or without the amendment.

YEA
OTP/A

YEA
OTP

HB 1296, (New Title) relative to the forfeiture of items used in connection with a drug offense.

Judiciary: OTP/A 4-1

PRO-LIBERTY: This bill, with the proposed committee amendment, establishes a procedure for the forfeiture of items used in connection with a drug offense.

- Under current law, as modified in 2016, a criminal conviction is generally required prior to seeking asset forfeiture. This bill would strengthen the protection against government overreach by linking the forfeiture case with the criminal case, including allowing a public defender who may be representing the accused to represent the individual with regard to the asset forfeiture.
- In addition, this bill contains provisions that allow a defendant or any other person with an interest in the property the right to a post-seizure hearing where the court may order the property returned if the seizure was invalid or the property is not reasonably required to be held as evidence. This important protection, particularly of third parties with an interest in the property, may prevent the state from ruining the life of someone with no direct tie to the alleged crime.
- Finally, this bill limits transfer of seized assets to the federal government, which maintains a program called "Equitable Sharing", which allows law enforcement to circumvent our state's criminal process. Funds forfeited in the federal process return 80% directly to the agency, bypassing normal appropriations (and oversight) of legislative bodies.

HB 1636, relative to prohibitions on carrying a loaded firearm on an OHRV or snowmobile.

Transportation: OTP 4-0

PRO-LIBERTY: This bill is a modest improvement to New Hampshire's existing Constitutional Carry law that corrects an oversight that mandates a permit when carrying a pistol or revolver when operating a snowmobile or Off Highway Recreational Vehicle (OHRV).

- New Hampshire voters affirmed our inherent right to self-defense in 1982 with the adoption of Article 2-a. of the state Constitution: *"All persons have the right to keep and bear arms in defense of themselves, their families, their property and the state."*
- A requirement to have a license to carry a concealed firearm is an infringement on an individual's right to self-defense. This bill removes the infringement of the right of law-abiding citizens to carry protection discretely when operating snowmobiles or OHRVs.