

Bill as
Introduced

HB 1218 - AS INTRODUCED

2010 SESSION

10-2428

05/04

HOUSE BILL **1218**

AN ACT requiring a report of payments to (ACORN) the Association of Community Organizations for Reform Now.

SPONSORS: Rep. Ulery, Hills 27; Rep. Haefner, Hills 27; Rep. Renzullo, Hills 27; Rep. Hogan, Hills 25; Rep. Villeneuve, Hills 18

COMMITTEE: State-Federal Relations and Veterans Affairs

ANALYSIS

This bill requires the treasurer to submit an annual report of state payments to ACORN.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Ten

AN ACT requiring a report of payments to (ACORN) the Association of Community
 Organizations for Reform Now.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Section; State Treasurer and Accounts; ACORN Funding Report. Amend RSA 6 by
2 inserting after section 17 the following new section:

3 6:17-a ACORN Funding Report. By November 1 of each year, the treasurer shall prepare a
4 report of all payments made by the state to the Association of Community Organizations for Reform
5 Now (ACORN), or any of its affiliates, during the prior fiscal year. The report shall be submitted to
6 the senate president, the speaker of the house of representatives, the governor, and the state library.

7 2 Effective Date. This act shall take effect 60 days after its passage.

Amendments

Amendment to HB 1218

1 Amend the title of the bill by replacing it with the following:

2
3 AN ACT requiring a report of payments to the Association of Community Organizations for
4 Reform Now (ACORN), Raytheon, BAE Systems, Honeywell International Inc.,
5 ITT Industries, Royal Dutch Shell P.L.C., FedEx Corp., Exxon Mobil, and AT&T.
6

7 Amend the bill by replacing section 1 with the following:
8

9 1 New Sections; State Treasurer and Accounts; Financial Report Regarding ACORN and Other
10 Federal Contractors with Operations in New Hampshire. Amend RSA 6 by inserting after section 17
11 the following new sections:

12 6:17-a ACORN Financial Report. By November 1 of each year, the treasurer shall prepare a
13 report of all payments made by the state to the Association of Community Organizations for Reform
14 Now (ACORN), or any of its affiliates, during the prior fiscal year. The report shall be submitted to
15 the senate president, the speaker of the house of representatives, the governor, and the state library.

16 6:17-b Financial Report, Raytheon, BAE Systems, Honeywell International Inc., ITT Industries,
17 Royal Dutch Shell P.L.C., FedEx Corp., Exxon Mobil, and AT&T. By November 1 of each year, the
18 treasurer shall prepare a report of all payments made by the state to Raytheon, BAE Systems,
19 Honeywell International Inc., ITT Industries, Royal Dutch Shell P.L.C., FedEx Corp., Exxon Mobil,
20 and AT&T, or any of their affiliates, during the prior fiscal year. The report shall be submitted to
21 the senate president, the speaker of the house of representatives, the governor, and the state library.

2010-0167h

AMENDED ANALYSIS

This bill requires the state treasurer to prepare an annual report of state payments to the Association of Community Organizations for Reform Now (ACORN), Raytheon, BAE Systems, Honeywell International Inc., ITT Industries, Royal Dutch Shell P.L.C., FedEx Corp., Exxon Mobil, and AT&T, or any of their affiliates.

Speakers

To Register Opinion If Not Speaking

Bill # HB 1218 Date _____

Committee S + FED. RELATIONS + VET. AFFAIRS

**** Please Print All Information ****

[illegible]

Hearing Minutes

HOUSE COMMITTEE ON STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS

PUBLIC HEARING ON HB 1218

BILL TITLE: requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN).

DATE: January 19, 2010

LOB ROOM: 203 **Time Public Hearing Called to Order:** 3:25 p.m.

Time Adjourned: 3:50 p.m.

(please circle if present)

Committee Members: Reps. P. Garrity, Domingo, K. Roberts, Haley, Sweeney, Hutz, Katsiantonis, Chininis, Hardy, T. Katsiantonis, Baldasaro, Twombly, Priestly, L. Christensen, Emiro, Fields, Pepino and P. Smith. R. Cushing.

Bill Sponsors: Rep. Ulery, Hills 27; Rep. Haefner, Hills 27; Rep. Renzullo, Hills 27; Rep. Hogan, Hills 25; Rep. Villeneuve, Hills 18

TESTIMONY

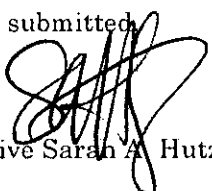
* Use asterisk if written testimony and/or amendments are submitted.

Rep. Ulery, prime sponsor. Auditing payments to ACORN will give transparency into their practices and clear up the ongoing allegations of fraud. The audit of funds being spent in NH will clear up where and how the funds are being used. When questioned if there has ever been another organization required to submit an accounting by State law, he did not know of any but thought it within our rights.

Rep. Baldasaro questioned the chair as to why this bill was referred to our committee, as it concerns state accounting and no Federal issues. The committee will take this matter up at a later date.

***Rep. C. Weed.** Supports bill with proposed amendment; opposes as written. Submitted amendment 2010-0167h to be considered. Feels accounting audits are fair when applied justly to other organizations/corporations accused of corruption as well. It is not fair to single out one organization unfairly based upon political allegations.

Respectfully submitted,


Representative Sarah A. Hutz,
Clerk

HOUSE COMMITTEE ON STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS

PUBLIC HEARING ON HB 1218

BILL TITLE: requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN).

DATE:

1/19/10

LOB ROOM:

203

Time Public Hearing Called to Order: 3:25pm

Time Adjourned: 3:50pm

(please circle if present)

Committee Members: Reps. ~~M. Pella~~ ~~P. Garrity~~ Domingo, K. Roberts, Haley, ~~Sweeney~~ ~~Hutz~~ G. Katsiantonis, Chininis, ~~Hardy~~, T. Katsiantonis, ~~Baldasaro~~ ~~Twombly~~, Priestly, ~~Christensen~~, ~~Emiro Fields~~, Pepino and ~~T. Smith~~ Robert Cushing

Bill Sponsors: Rep. Ulery, Hills 27; Rep. Haefner, Hills 27; Rep. Renzullo, Hills 27; Rep. Hogan, Hills 25; Rep. Villeneuve, Hills 18

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Rep. Ulery - primesponsor; Auditing payments to ACORN will give transparency into their practices and clear up the ongoing allegations of fraud. The audit of funds being spent in NH will clear up where and how the funds are being used.

Representative Baldasaro questioned the Chair as to why this bill was referred to our committee, as it concerns state accounting and no Federal issues. The committee will take this matter up at a later date.

→ Rep. Ulery cont. - when asked if there has ever been another organization required to submit an accounting by State law, he did not know of any but thought it within our rights.

Rep. C. Weed - Supports bill with proposed amendment; opposes as written.
* submitted amendment 2010-0167h to be considered.

Feels accounting audits are fair when applied justly to other organizations/corporations accused of corruption as well. It is not fair to single out one organization unfairly based upon ~~allegations~~ political allegations.

Respectfully submitted,

SARAH A. Hutz
clerk

Voting Sheets

HOUSE COMMITTEE ON STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS

EXECUTIVE SESSION on HB 1218

BILL TITLE: requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN).

DATE: February 4, 2010

LOB ROOM: 203

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Cushing

Seconded by Rep. Hardy

Vote: 10-6 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: No

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Sarah A. Hutz, Clerk



HOUSE COMMITTEE ON STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS

EXECUTIVE SESSION on HB 1218

BILL TITLE: requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN).

DATE: 2/4/10

LOB ROOM: 203

Amendments:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Motions: OTP, OTP/A, TL Interim Study (Please circle one.)

Moved by Rep. Cushing

Seconded by Rep. Hardy

Vote: 10-6 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: No

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Sarah A. Hutz, Clerk

STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS

Bill #: HB 1218 Title: requiring a report of payments to the Assoc. of Community Org. for Reform Now (ACORN).

PH Date: / /

Exec Session Date: 2, 4, 10

Motion: ITL

Amendment #:

MEMBER	YEAS	NAYS
Garrity, Patrick F, Chairman	X	
Cushing, Robert R, V Chairman	X	
Domingo, Baldwin M	X	
Roberts, Kris E	X	
Haley, Robert J	X	
Sweeney, Cynthia P	X	
Hutz, Sarah A, Clerk	X	
Katsiantonis, George <i>abs</i>	<i>absent</i>	
Chininis, Alexis C	X	
Hardy, Valerie S	X	
Katsiantonis, Thomas absent	X	
Baldasaro, Alfred P		X
Twombly, James E <i>Weyler, Ken</i>		X
Priestley, Anne K <i>abs</i>	<i>absent</i>	
Christiansen, Lars T		X
Emiro, Frank R		X
Fields, Dennis H		X
Pepino, Leo P <i>abs</i>	<i>absent</i>	
Smith, Todd P		X
TOTAL VOTE:	<i>10</i>	<i>6</i>

Committee Report

REGULAR CALENDAR

February 17, 2010

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on STATE-FEDERAL RELATIONS AND
VETERANS AFFAIRS to which was referred HB1218,**

**AN ACT requiring a report of payments to the
Association of Community Organizations for Reform
Now (ACORN). Having considered the same, report the
same with the following Resolution: RESOLVED, That it
is INEXPEDIENT TO LEGISLATE.**

Rep. Robert R Cushing

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS
Bill Number:	HB1218
Title:	requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN).
Date:	February 17, 2010
Consent Calendar:	NO
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

This bill singles out one non-profit organization, ACORN and directs that the treasurer prepare reports annually on this group. Under New Hampshire law, all non-profit and charitable organizations are supervised and regulated by the director of charitable trusts. That office within the attorney general's office is responsible to administer and enforce laws concerning all non-profit organizations. The director of charitable trusts informed the committee that no complaints have been made to its office with respect to the charitable entity ACORN and that no investigations were ever conducted. If there is a legitimate concern about a charitable organization in the state, the place to bring that concern is to the director of charitable trusts, rather than passing a new law to impose additional burdens on the office of the treasurer.

Vote 10-6.

Rep. Robert R Cushing
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

REGULAR CALENDAR

STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS

HB1218, requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN). **INEXPEDIENT TO LEGISLATE.**

Rep. Robert R Cushing for STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS. This bill singles out one non-profit organization, ACORN and directs that the treasurer prepare reports annually on this group. Under New Hampshire law, all non-profit and charitable organizations are supervised and regulated by the director of charitable trusts. That office within the attorney general's office is responsible to administer and enforce laws concerning all non-profit organizations. The director of charitable trusts informed the committee that no complaints have been made to its office with respect to the charitable entity ACORN and that no investigations were ever conducted. If there is a legitimate concern about a charitable organization in the state, the place to bring that concern is to the director of charitable trusts, rather than passing a new law to impose additional burdens on the office of the treasurer. **Vote 10-6.**

Original: House Clerk
Cc: Committee Bill File

HB 1218

From: Renny Cushing <rrcushing@earthlink.net>
To: "renny.cushing@leg.gov.nh.us"
Subject: HB 1218
Date: Feb 16, 2010 12:01 PM

Majority Report for HB 1218, requiring a report of payments to ACORN

This bill singles out one non-profit organization, ACORN and directs that the treasurer prepare reports annually on this ^y group. Under New Hampshire law, all non-profit and charitable organizations are supervised and regulated by the Director of Charitable Trusts. That office within the Attorney General's office is responsible to administer and enforce laws concerning all non profit organizations. The Director of Charitable Trusts informed the committee that no complaints have been made to its office with respect to the charitable entity ACORN and that no investigations were ever conducted. If there is a legitimate concern about a charitable organization in the state, the place to bring that concern is to the Director of Charitable Trusts, rather than passing a new law to impose additional burdens on the office of the treasurer.

Robert R Cushing for the Majority.



Renny Cushing
rrcushing@earthlink.net
(sent from webmail)

Majority Committee Report State & Federal

HB 1218 requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN).

ITL Regular Calendar 10-6

This bill singles out one non-profit organization, ACORN and directs that the treasurer prepare reports annually on this group. Under New Hampshire law, all non-profit and charitable organizations are supervised and regulated by the director of charitable trusts. That office within the attorney general's office is responsible to administer and enforce laws concerning all non-profit organizations. The director of charitable trusts informed the committee that no complaints have been made to its office with respect to the charitable entity ACORN and that no investigations were ever conducted. If there is a legitimate concern about a charitable organization in the state, the place to bring that concern is to the director of charitable trusts, rather than passing a new law to impose additional burdens on the office of the treasurer.

For the Majority of the Committee,

Rep. Robert A. Cushing

A handwritten signature in black ink, appearing to read 'RAC', is positioned to the right of the printed name 'Rep. Robert A. Cushing'.

COMMITTEE REPORT

COMMITTEE: STATE + FED. RELATIONS & VETERAN AFFAIRS

BILL NUMBER: HB 1218

TITLE: requiring a report of payments to (ACORN) the
Asso. of Community Organizations for Reform Now

DATE: 2/4/10 CONSENT CALENDAR: YES ☐ NO ☒

☐ OUGHT TO PASS

☐ OUGHT TO PASS W/ AMENDMENT

☒ INEXPEDIENT TO LEGISLATE

☐ INTERIM STUDY (Available only 2nd year of biennium)

Amendment No.

STATEMENT OF INTENT:

See attachment

COMMITTEE VOTE: 10-6

RESPECTFULLY SUBMITTED,

- Copy to Committee Bill File
- Use Another Report for Minority Report

Rep. Robert Cushing

For the Committee

REGULAR CALENDAR

February 17, 2010

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Minority of the Committee on STATE-FEDERAL
RELATIONS AND VETERANS AFFAIRS to which was
referred HB1218,**

**AN ACT requiring a report of payments to the
Association of Community Organizations for Reform
Now (ACORN). Having considered the same, and being
unable to agree with the Majority, report with the
recommendation that the bill OUGHT TO PASS.**

Rep. Frank R Emiro

FOR THE MINORITY OF THE COMMITTEE

MINORITY COMMITTEE REPORT

Committee: **STATE-FEDERAL RELATIONS AND
VETERANS AFFAIRS**
Bill Number: **HB1218**
Title: **requiring a report of payments to the
Association of Community Organizations for
Reform Now (ACORN).**
Date: **February 17, 2010**
Consent Calendar: **NO**
Recommendation: **OUGHT TO PASS**

STATEMENT OF INTENT

There has been ample evidence by other states of the illegal action by the employees of ACORN. With this pattern of behavior well established, we as guardians of the state coffers should certainly want to see where our taxpayers' money has gone. To argue that some of the employees have done good work is beside the point. Looking at the checks does not stop good work, it is merely exercising due diligence.

Rep. Frank R Emiro
FOR THE MINORITY

Original: House Clerk
Cc: Committee Bill File

REGULAR CALENDAR

STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS

HB1218, requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN). **OUGHT TO PASS.**

Rep. Frank R Emiro for the **Minority** of STATE-FEDERAL RELATIONS AND VETERANS AFFAIRS. There has been ample evidence by other states of the illegal action by the employees of ACORN. With this pattern of behavior well established, we as guardians of the state coffers should certainly want to see where our taxpayers' money has gone. To argue that some of the employees have done good work is beside the point. Looking at the checks does not stop good work, it is merely exercising due diligence.

Original: House Clerk
Cc: Committee Bill File

Minority Committee Report State & Federal

HB 1218 requiring a report of payments to the Association of Community Organizations for Reform Now (ACORN).

OTP Regular Calendar 10-6

There has been ample evidence by other states of the illegal action by the employees of ACORN. With this pattern of behavior well established, we as guardians of the state coffers should certainly want to see where our taxpayers' money has gone. To argue that some of the employees have done good work is beside the point. Looking at the checks does not stop good work, it is merely exercising due diligence.

For the Minority of the Committee,



Rep. Frank Emiro

MINORITY REPORT

COMMITTEE: _____

BILL NUMBER: HB 1218

TITLE: _____

DATE: 2/4/10

CONSENT CALENDAR: YES ☐ NO ☒

- ☒ OUGHT TO PASS
☐ OUGHT TO PASS W/ AMENDMENT
☐ INEXPEDIENT TO LEGISLATE
☐ RETAINED
☐ INTERIM STUDY (Available only 2nd year of biennium)

Amendment No. _____

STATEMENT OF INTENT:

There has been ample evidence by other states of the illegal action by the employees of ACORN. With this pattern of behavior well established, we as guardians of the state coffers, should certainly want to see where our taxpayers money has gone. To argue that some of the employees have done good work is beside the point. Looking at the checks does not stop good work, it is merely exercising due diligence.

COMMITTEE VOTE: 10-6

RESPECTFULLY SUBMITTED,

- Copy to Committee Bill File
- Use Another Report for Minority Report

Rep. Kenneth H. Wayler
For the Committee