

Bill as
Introduced

HB 290-FN - AS INTRODUCED

2013 SESSION

13-0411

04/01

HOUSE BILL

290-FN

AN ACT

prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

SPONSORS:

Rep. Burrige, Ches 16; Rep. Robertson, Ches 6

COMMITTEE:

Criminal Justice and Public Safety

ANALYSIS

This bill prohibits a person who is not licensed to carry a pistol or revolver from openly carrying a pistol or revolver in a public building.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Thirteen

AN ACT prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

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

1 1 New Section; Pistols and Revolvers. Amend RSA 159 by inserting after section 26 the
2 following new section:

3 159:27 Open Carrying of Pistol or Revolver in a Public Building.

4 I. No person who does not possess a license under RSA 159:6 shall openly carry a loaded or
5 unloaded pistol or revolver upon his or her person or within any of the person's possessions owned or
6 within the person's control while inside a public building. Any person who violates the provisions of
7 this paragraph shall be guilty of a class B felony.

8 II. A notice of the provisions of paragraph I may be conspicuously posted at each public
9 entrance to a public building.

10 III. In this section, "public building" means any building, structure, or place owned or
11 operated by the state or one of its political subdivisions, and shall include the university system of
12 New Hampshire and the community college system of New Hampshire.

13 2 Pistols and Revolvers; Exceptions. Amend RSA 159:5 to read as follows:

14 159:5 Exceptions. The provisions of RSA 159:3 ~~and 4~~, **RSA 159:4, and RSA 159:27** shall not
15 apply to marshals, sheriffs, policemen or other duly appointed peace and other law enforcement
16 officers, or bailiffs and court officers responsible for court security; nor to the regular and ordinary
17 transportation of pistols or revolvers as merchandise, nor to members of the armed services of the
18 United States when on duty; nor to the national guard when on duty; nor to organizations by law
19 authorized to purchase or receive such weapons; nor to duly authorized military or civil
20 organizations when parading, or the members thereof when at, or going to or from, their customary
21 places of assembly.

22 3 Effective Date. This act shall take effect 60 days after its passage.

LBAO
13-0411
01/15/13

HB 290-FN - FISCAL NOTE

AN ACT prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

FISCAL IMPACT:

The Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, and New Hampshire Association of Counties state this bill, as introduced, may increase state and county expenditures by an indeterminable amount in FY 2013 and each year thereafter. The Department of Safety states this bill may increase state and local revenues by an indeterminable amount in FY 2013 and each year thereafter. There will be no fiscal impact on local expenditures or county revenue.

METHODOLOGY:

The Judicial Branch states this bill would make the open carrying of a pistol or revolver by an unlicensed person in a public building a class B felony. The Branch states the cost of a routine criminal case in the superior court will be \$405.37 in FY 2014, and \$415.78 in FY 2015 and each year thereafter. The Branch has no information to estimate how many charges would be brought as a result of the changes contained in the bill to determine the fiscal impact on expenditures. However, if a single case were to be appealed to the New Hampshire Supreme Court, the fiscal impact would be in excess of \$10,000.

The Judicial Council states this bill may result in an indeterminable increase in general fund expenditures. The Council states if an individual is found to be indigent, the flat fee of \$756.24 per felony is charged by a public defender or contract attorney. If an assigned counsel attorney is used the fee is \$60 per hour with a cap of \$4,100 for a felony charge. The Council also states additional costs could be incurred if an appeal is filed. The public defender, contract attorney and assigned counsel rates for Supreme Court appeals is \$2,000 per case, with many assigned counsel attorneys seeking permission to exceed the fee cap. Requests to exceed the fee cap are seldom granted. Finally, expenditures would increase if services other than counsel are requested and approved by the court during the defense of a case or during an appeal.

The Department of Justice states the criminal offense created by the bill could be prosecuted by a county attorney's office. If an appeal is filed, the Department would have increased expenditures. The Department is unable to estimate how many cases would be prosecuted by the Department or appealed to the Supreme Court.

The Department of Corrections states it is not able to determine the fiscal impact of this bill because it does not have sufficient detail to predict the number of individuals who would be subject to this legislation. The Department of Corrections states the average annual cost of incarcerating an individual in the general prison population for the fiscal year ending June 30, 2012 was \$35,071. The cost to supervise an individual by the Department's division of field services for the fiscal year ending June 30, 2012 was \$608.

The New Hampshire Association of Counties states to the extent more individuals are charged, convicted, and sentenced to incarceration in a county correctional facility, the counties may have increased expenditures. The Association is unable to determine the number of individuals who might be charged, convicted or incarcerated as a result of this bill to determine an exact fiscal impact. The average annual cost to incarcerate an individual in a county correctional facility is approximately \$35,000. There is no impact on county revenue.

The Department of Safety states the proposed legislation would increase state and local revenues to the extent the proposed legislation would influence the number of concealed weapons permits sought. However, the Department is unable to estimate the additional number of concealed weapon permits that would be issued as a result of the proposed legislation.

Speakers

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # H.B. 290 Date 2/20/2013

Committee Criminal Justice

** Please Print All Information **

Rep
Rep

Name	Address	Phone	Representing	(check one)	
				Pro	Con
JOHN J. VALERA	1321 2ND NH TRKE.	603-478-0013	WINDSOR NH, 03244		X
Jon Bresler	30 Longview Dr, Bow, NH	2242631	Self NH	X	
Rep Dan Tamburillo	Londonberry				X
George Lambert	Hills 44				X
James R. Whittemore	44 Gibson Rd, Hudson, NH	603-883-3433	Self		X
Rep Cynthia E. DeLuca			Hills 28	X	
STEVEN J SAUSAGE	CONCORD, NH				X
Brandy MacArthur	125 Bow St Manchester, NH	23182			X
Albert MacArthur Jr	530 Sheffield Rd Manchester				X
Janet Groat	168 W. Bird St, Portsmouth, NH	03801		✓	
Rep. Tim Conner (Fwd)		Rock 33			✓
SGT Jason Austin	Manchester, NH				X
Ken Keris	Orchard, NH				X
Samantha Clattenburg	Concord NH	229-4969			X
Terry Bonser	24 Smoke St Warrington, NH				X
Benjamin Shaffer	49 John Goffe Drive Bedford NH		03110		X
Angela Joy	149 Portland Ave Dover				X
Senator Reagan			SD 17		X
Councilman					X
Keith Carlsson	Kennebec	997-1446	Self		✓
Rep Christy Butt	Merrimack 19			X	
Dr Joseph Horvath	Lee NH				X
JAMES GAFFNEY	WARREN NH		SELF		X

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # HB 290 Date Feb. 21, 2013

Committee Criminal Justice

** Please Print All Information **

Name	Address	Phone	Representing	(check one)	
				Pro	Con
Leah Wolcott	17 Beald St Manchester				✓
John Burge	46 Sargent Hill		Chesterfield		✓
Jean Bastie	Manchester NH				✓
Margot Keys	27 Echo Valley Farm Rd		SAS		✓
BILL KINGSTON	81 MAINMIST CIRCLE		NEW CASTLE	✓	
JOHN FARKO	253 KINGSTON RD		DANVILLE	✓	
Stella Tremblay	Auburn		Rock. 4	✓	
Crosby Kennett	679 Old Mail Rd		Tamworth		✓
MARK Seduto	204 Silk Farm Rd.		Concord		✓
Robert Dutil	Candia		NH		✓
Bruce Lowrey	Leewood				✓
LAWRENCE MILANSEN	20 CLAYTON DR		20 WEBSTER		✓
Alex Kish	22 Shadow Ln		Souapee		✓
SUE RYAN	393 DORCHESTER RD		LYNCH 03768		✓
RONALD BAILEY	1103 RTE 12A,		PLAINFIELD, NH	✓	
Gail Colozzi	7 Matthew Dr		Salem	✓	
Philip Fogg	37 Beaver Lake Ave		Derry NH		✓
Rep. Jane Cormier	241 Main St		Attton		✓
Rep. Pam Tucker,	Rock. 23				✓
Ralph Kelloway	11 STANFORD RD		WATSTUA		✓
Mary Bonser,	Nottingham				✓
Monty Green	Wells 03108		sub	✓	
Joni Evans	New Hampshire Firearms Coalition				✓

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # ~~HB 290~~ HB 290 Date _____

Committee _____

** Please Print All Information **

Name	Address	Phone	Representing	(check one)	
				Pro	Con
July Nancy Mooren	232 MILLER RD	444-6876	TDC		X
Nancy Mooren	" "	" "	" "		X
Victoria Hall	23 Pine St Manchester, NH	603-998-4989			X
Debs Hall	" "	603-548-1931			X
Crosby Kenneth	679 Old Mail Rd		Tamworth		X
CH STONE	67 WHITE ROCK CO-OP	528-6058			X
Carl Dow	Kellys Corner Rd		Chichester		X
Anne Zyzak	1275 Maplewood	373-0996	Portsmouth	X	
Bruce	434 TULLY RD		Self		X
MARK H LINDSLEY	PO BOX 2024		HENNIKER, NH		X
AK EHLES	14 ARDORR		Hackett.		X
REP DAVID MURDTAKE			Hills 32		X
William McNally	7 Blueberry Road		Windham, NH		X
Rep Hoell			MERR 23		X
SAL COCO		603 627 7768			X
James Gein	BONW Blvd		Nashua	Myself	X
Diane Bitter	PO Box 267		Rye Beach	NH 03871	X
Ken Blewens	2 Valley Rd		Bow	03304	X
Antonie Piper	Ashland	273-0985	Self + Lema Piper David Piper + Charles Piper		X
Rich. Bond	7 Bellvue Dr	432-9002		Myself	X
Rep Anne Chandler		271-3045		House Republicans	X
PHIL CLARK	16 BEADY AVE	275-3265		SELF	X
William Buchanan	Concord, NH			self	✓

Hearing Minutes

HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

PUBLIC HEARING ON HB 290

BILL TITLE: prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

DATE: February 21, 2013

LOB ROOM: 204 **Time Public Hearing Called to Order:** 10:05 am

Time Adjourned: 12:26 pm

(please circle if present)

Committee Members: Reps. ~~Pantelakos, Cushing, Ginsburg, Berube, Boisvert, Robertson, Grady, Burrige, Harriott-Gathright, Hirsch, O'Hearne, Charron, Fields, Villeneuve, Gagne, Vaillancourt, Warden, Parsons, Fesh and Tasker.~~

Bill Sponsors: Rep. Burrige, Ches 16; Rep. Robertson, Ches 6

TESTIMONY

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

Rep. Delmar D. Burrige, prime sponsor
Introduced the bill to the committee.

***Tony Ryan, Lyme, NH, representing self and wife - oppose**
Feels that the bill overreaches the current law. Referenced recent events in Aurora, CO and Newton, CT. Submitted written testimony.

Steven Stefanik, Manchester, NH, representing self - oppose
Quoted various parts of the constitution, read the bill.

***John Burge, West Chesterfield, NH - representing self - oppose**
Submitted written testimony.

Brent Desautel, Derry, NH, representing self - oppose

***Mark Sedutto, Concord, NH, representing self - oppose**
Submitted written testimony.

Anne Lyczak, Portsmouth, NH, representing family - support

Wayne A. Small, Grantham, NH, representing self - oppose
Asked about the natural rights of the people.

Bill Kingston, New Castle, NH, representing self - support
Provided written testimony.

Ralph Demicco, Candia, NH, representing GONH - oppose

Brian Blackden, Concord, NH, representing self, - oppose
Also representing Federal Firearms Licensees (FFL).

Spec Bowers, Georges, Mills, NH, representing self - oppose
Recommends that the bill be Inexpedient to Legislate.

Don Gorman, representing New Hampshire Libertarian Association - oppose
He is a former representative who was told by a firearms instructor that many women are seeking training. He also believes that the bill is unconstitutional.

Mary Bonser, Nottingham, NH, representing self - oppose
Also recommends Inexpedient to Legislate.

Al Jones, Sunset Mountain Fish & Game, Concord, NH - oppose

Ken Blevens, Bow, NH, representing self - oppose
Posed questions within the bill and recommends Inexpedient to Legislate.

Antonet Pipa, (no pink card on file) - oppose
Also recommends Inexpedient to Legislate.

Jack Kimball, Dover, NH, representing self - oppose

Rep. J.R. Hoell, Merr 23 - oppose
Compared to other states, and found New Hampshire remains one of the safest states. He also recommends Inexpedient to Legislate.

***Rev. Timothy Taylor, Manchester, NH, representing self - oppose**
Provided written testimony.

Bill Walker, Plainfield, NH, representing self - oppose

Rep. Daniel Itse, Rock 10 - oppose

Rep. George Lambert, Hill. 44 - oppose
Quoted the constitution and recommends Inexpedient to Legislate.

Alex Kish, Sunapee, NH, representing self - oppose

Steven J. Savage, Concord, NH, representing self - oppose

Thom Bloombaum, Bow, NH, representing self - oppose

James Gaggney, Warner, NH, representing self - oppose
Bill is aggravated because we bring bills on these issues.

Joseph Hannon, Lee, NH, representing self - oppose

Attorney Penny Dean, oppose

Angela Joy, Dover, NH - representing self, - oppose

Crosby Kennett, Tamworth, NH - representing self - oppose

Respectfully submitted,

A handwritten signature in cursive script that reads "Gene P. Charron". The signature is written in black ink and is positioned above the printed name.

Rep. Gene P. Charron, Clerk

HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

PUBLIC HEARING ON HB 290

BILL TITLE: prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

DATE: February 21, 2013

LOB ROOM: 204 **Time Public Hearing Called to Order:** {Time} 10:05
Time Adjourned: {Time} 12:26
(please circle if present)

Committee Members: Reps. ~~Pantelakos~~, ~~Cushing~~, ~~Ginsburg~~, ~~Berube~~, Boisvert, Robertson, ~~Grady~~, ~~Burridge~~, ~~Harriott-Gathright~~, ~~Hirsch~~, O'Hearne, ~~Charron~~, Fields, ~~Villeneuve~~, ~~Gagne~~, ~~Vaillancourt~~, ~~Warden~~, ~~Parsons~~, ~~Resh~~ and ~~Tasker~~.

Bill Sponsors: Rep. Burridge, Ches 16; Rep. Robertson, Ches 6

TESTIMONY

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

Respectfully submitted,

Rep. Gene P. Charron, Clerk

HB-209 -

- ① 1005 Rep. Burrige sponsor.
- ② 1020 TONY RYAN expressing self and wife. opposes Feels that the bill overreaches the current law. Referenced recent events Aurora and Newton Ct.
- ③ 1025 STEVEN STEFANIK, opposes, guided opposes various parts of the Constitution. - read. the bill.
- ④ 1035 JOHN BURGE representing self. opposes has written testimony.
- ⑤ 1036 BRENT DESAUTEL opposes the bill. opposes
- ⑥ 1037 MARR SEDUTTO - opposes the bill. - has written opposes. testimony.
- 7- 1040 ANNE KYCZAK representing family supports support. the bill. no written.
- ⑧ 1045 Wayne A. SMALL representing self. opposes opposes the bill. asked about the Natural Rights of the people.
- ⑨ 1050 BILL KINGSTON representing self supports the bill.

- (10) 10:53 Ralph DEMICCO of GONH ^{opposes} ~~supports~~ ^{supports} ~~opposes~~
- (11) 10:57 BRIAN BLACKDEN opposes the bill.
opposes. no written testimony.
- (12) 10:05 Spec. Bowers - representing ~~self~~ self.
opposes the bill. Recommends the bill be ITL'
- 13 11:06 DON GORMAN - opposes the bill.
representing self. Firearms instructor
said that many women are seeking
training. Believes that the bill is
un-Constitutional
- (14) 11:15 MARY BOWSER - represents self.
recommends ITL.
- (15) 11:20 AL JONES - of Sunset Mountain Fish
and Game opposes
- (16) 11:20 KEN BLEVINS representing self.
opposes - posed various questions within
the bill. recommends ITL.

HB-209

771

- (17) 11:21 ANTONET PIPA opposes the bill.
opposes. recommends I TL.
- (18) 11:30 JACK KIMBALL representing self.
opposes opposes the bill.
- (19) 11:35 Representative Hoell opposes the bill.
opposes. Compared other states and NH remains
one of the safest states. recommends I TL
- (20) 11:40 Rev TIMOTHY TAYLOR. opposes the bill.
quoted statutes written testimony
provided.
- (21) 11:42 BILL WALZER - representing self. opposes.
- (22) 11:50 DAN TISE - ~~REPRESENTATIVE~~ REPRESENTATIVE
~~opposed~~. opposes the bill. supports the bill —
opposed opposes the bill.
- 23-11:55 Rep. George Lambert. Quoted the
opposed. Constitution. and opposes the bill
I TL
- (24) 12:00 ALEX KISH opposes the bill. now written.
opposed

AB-209.

IV

25 1205 Steve Savage - opposes, representing - self.

26 opposes THOM BLOOMBAUM - represents self - ~~opposes~~ ^{opposes.}

27 12:10 JAMES GAFFNEY - represents self. opposes
bill is aggravated because we bring bills
on these issues.

28 12:11 Joseph Hannon - opposes bill -
opposes.

29 12:16 Penny DEAN Attorney ~~opposes~~ opposes
the bill - 172 The Bill.

30 1220 ANGELA Joy representing self - opposes
the bill

CLOSED 12:26

Testimony

FILE

②

ANTHONY H. RYAN

M. SUE RYAN

393 DORCHESTER ROAD, LYME, NH 03768

(603) 795-4522

E-MAIL: TONY-SUE@MYFAIRPOINT.NET

February 21, 2013

Criminal Justice and Public Safety Committee
Testimony to be presented re. HB 290

Madam Chairman
Members of the Committee

It seems likely to us that this bill is precipitated by an occasion a few years back when a group of visibly armed spectators became rowdy in response to comments being made in Representatives Hall by some of the legislators on the Floor. In that instance no one was threatened, no one was injured and to our knowledge, no one was arrested. No damage, but reportedly some considerable fluttering of the heart for a few legislators.

That having been said, HB 290 is more than just another example of a solution in search of a problem and an example of oppressive government running wild. In attempting to retaliate for the actions of a few rowdies, HB 290 proposes to abridge the Second Amendment rights of all gun owners who might wish to carry a firearm in public without government approval and proposes enforcement of that proposition by punishing such conduct as a felony. A felony is among the most serious of crimes. Among other penalties felon is prohibited from ever again even possessing a gun. In the equation of making a punishment fit the crime, it is not too much of an exaggeration to hold up HB 290 as an example of the overreach, indeed, the sheer brutality of which government is capable.

We draw your attention to the fact this bill proposes to pertain to *public* buildings. The majority, if not most, of the killings we have witnessed over the past 15 and more years have occurred in public buildings and that fact has been extensively advertised. What has not been much noted, however, is the fact that nearly all of these locations have also been places where guns were prohibited either by law or by the venue's proprietors. The Aurora movie theater killer by-passed several theaters closer to his home which were screening the same Batman movie in order to shoot up that theater which had a firearm prohibition. Knowing these facts, why would it be a good idea to create more of these gun-free killing zones?

Paragraph II of this bill makes the curious statement that entrances to public buildings *may* be posted with signs warning of this new prohibition. In other words, they *may or may not* be. Here we are, threatening to impose one of the most stringent penalties possible on an individual, a felony, and not even requiring fair warning be given that an act commonly legal since our state and nation were young has now been made felonious. Again we see displayed the heavy, if not the brutal, hand of government.

This bill is poorly thought out, overly punishing, and is clearly, at least to us, the product of people who have a basic dislike of firearms. HB 290 is just one more attempt to restrict and eventually dispossess American citizens of their right to carry arms and we ask this committee to recognize it as such and to vote it out as inexpedient to legislate.

FILE
④

Thank you Madam Chair and members of the Committee.

For the record, my name is John Burge and I reside in West Chesterfield.

I'm here to speak in opposition to HB290, it's my firm belief this bill is un-Constitutional in that it goes against Articles:

#1-our Right of Equality; it will put some of our fellow law abiding Citizens at a distinct disadvantage and dependent on the mercy of criminals and the protection of Police.

#2-our Natural Rights; it will take away the Right of some to defend life, liberty, and property of themselves and other law abiding innocents in any place they have a legal Right to be.

#2a- the Right to bear arms in any way they see fit.

#4- the Right of Conscience; it's the responsibility of each law abiding Citizen to be their own first line of defense and to always be prepared to defend themselves, fellow Citizens, and our State.

#22- the Right of Free Speech; just carrying openly is a statement of a Citizen's commitment to the principals of our State, our Republic, and our Constitutions.

February 21, 2013

Testimony before Criminal Justice Cmte.

FILE

(6)

Re: FN-290

My position on this bill, and all restrictive measures regarding gun rights of lawful citizens is that such laws endanger individuals and embolden criminal behavior. Further, they potentially criminalize persons who choose to exercise their God given rights, as enumerated in the U.S. Consition, to defend themselves and others.

Respectfully submitted,

Mark W. Sedutto

MARK SEDUTTO

204 Silk Farm Rd.

Concord, N.H.

FILE
9

William G. Kingston
PO Box 555
81 Mainmast Circle
New Castle, NH 03854
603 431-7876
DC9guy@comcast.net

February 21, 2013

My Testimony before the New Hampshire House Criminal Justice and Public Safety
Committee on HB 290

I am Bill Kingston of New Castle. I am a member of New Castle Promise. We are a group of citizens seeking reasonable solutions to gun violence. We believe it is possible to substantially reduce the number of firearms deaths in this country while at the same time protecting the rights of both legitimate gun owners and the public.

This bill (HB 290) will strengthen NH gun safety law by prohibiting individuals who are not licensed to carry a concealed weapon from openly carrying a loaded or unloaded firearm in any public building.

Public Buildings should remain a safe place for the democratic process that is free of intimidation. There is no good reason to change that.

I urge the Committee to vote for this bill.



Members of the committee. There are two words I wish for you to remember . These words are the most important words I have to say today. Those words are 'ten dollars'.

RSA 159 section six says the following.

"The selectmen of a town, the mayor or chief of police of a city or a full-time police officer designated by them respectively, the county sheriff for a resident of an unincorporated place, or the county sheriff if designated by the selectmen of a town that has no police chief, upon application of any resident of such town, city, or unincorporated place" --" shall issue a license to such applicant authorizing the applicant to carry a loaded pistol or revolver in this state for not less than 4 years from the date of issue, if it appears that the applicant has good reason to fear injury to the applicant's person or property or has any proper purpose, and that the applicant is a suitable person to be licensed. Hunting, target shooting, or self-defense shall be considered a proper purpose. The license shall be valid for all allowable purposes regardless of the purpose for which it was originally issued. "

"The fee for licenses issued to residents of the state shall be \$10."

Representative Burrige, the prime sponsor of this bill, has been interviewed and has stated that open carrying into public buildings intimidates public employees. Yet law enforcement would not be affected. Why? I assume, it is because he expects law enforcement to be responsible with the firearms they carry.

Why would we not trust other New Hampshire citizens to be responsible? According to this bill we trust them only if they pay 10 dollars to their local town. Someone who legally purchases a gun, goes through the background check, but does not pay ten dollars, is prohibited from open carrying in a public building.

This bill also states a notice 'may' be placed at each public entrance to these public buildings. However, it does not require it. The word 'may' does not carry an imperative. The Bill however does the following. It states that a New Hampshire Resident, who did not pay the 10 dollars , who then open carries into a public building, which does not have an imperative to warn them, will be committing a felony.

Unlike other states the New Hampshire pistol and revolver license for residents is not an expensive, time consuming process. It requires that a person be able to legally own firearms, and a lawful purpose for that license. It costs ten dollars. Any Resident able to legally own a firearm can apply and shall receive the license within 2 weeks. They cannot be denied otherwise.

I am also concerned on the Law enforcement response to this. I feel it will give law enforcement a reason to question open carriers in these buildings, when there is no necessity.

So, just to be clear, an innocent New Hampshire resident who owns a firearm, who is exercising their constitutional right to open carry, would be further limited to where they can exercise that right. If, unknowingly they go into a public building while carrying, the building has no responsibility to warn them, and they can be turned into a felon, thus losing their right to even own firearms. However this entire bill is made irrelevant if a person has paid ten dollars. This bill does nothing for safety. All it does in reality is charge an admission fee to people to enter public buildings if they wish to carry their firearm. This bill seeks to add a cost to our rights, as opposed to following the first two words of our beloved states motto. All this bill says is this, in public buildings you can live free, for ten dollars.

Rev. Timothy Taylor.

82 Harriman St

Manchester NH

Second Amendment Sisters, Inc.

Self-Defense is a basic human right

<http://www.2asisters.org>

(877) 271-6216

February 22, 2013

Criminal Justice and Public Safety Committee

New Hampshire House of Representatives

Testimony regarding: HB290

Madam Chair and Honorable Members of the Committee:

Please accept this testimony on behalf of the New Hampshire Chapter of the Second Amendment Sisters, Inc.

We write to **oppose** HB290 relative to Open Carry in NH public buildings becoming a Class B Felony.

There is no evidence that law-abiding citizens who openly carry in our state are responsible for the crimes committed in it. Those who wish to defy laws and harm others will not abide by this or any law that opposes our right to keep and bear arms.

The right to open carry is a signature of our Live Free or die state. We refuse to be victims, but simply law-abiding citizens who choose to prepare and protect ourselves. Passing this bill will only make our over-crowded jails more full. Filling them with moms who simply took off their coat on a hot summer day, resulting in their firearm being exposed and now facing felony charges will forever effect their lives. Please do not vote to make us felons in the same category as robbers and rapists for simply exposing an inanimate object that is a threat to no one but the criminal who may try to take our lives or the lives of our children from us.

Respectfully, this testimony is submitted on behalf of the Second Amendment Sisters' Membership.

Margot M. Keyes; Epsom, NH Area Coordinator

Kate Muller, New Hampshire State Coordinator
Melissa Creem, New Hampshire Web Coordinator
Hon. Jenn Coffey, National Director of Legislative Affairs
Sandy Williams, Andover, NH Area Coordinator
Michelle Levell, Windham, NH Area Coordinator
Carlene Wheeler, Sullivan, NH Area Coordinator

Second Amendment Sisters, Inc.

Voting Sheets

HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

EXECUTIVE SESSION on HB 290

BILL TITLE: prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

DATE: February 28, 2013

LOB ROOM: 204

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. Tasker

Seconded by Rep. Gagne

Vote: 14-4 (Please attach record of roll call vote.)

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

Moved by Rep.

Seconded by Rep.

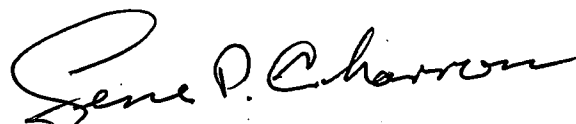
Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: NO

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,


Rep. Gene P. Charron, Clerk

HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

EXECUTIVE SESSION on HB 290

BILL TITLE: prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

DATE: ~~{Type DATE}~~ 2.28.13

LOB ROOM: 204

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. *Tasher*

Seconded by Rep. *Sagme*

Vote: (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: {Type VOTE}

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Gene P. Charron, Clerk

14-21
Regular
Cal.



2013 SESSION

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill #: HB 290 Title: _____

PH Date: 1/1/13 Exec Session Date: 2/28/13

Motion: 17L Amendment #: _____

MEMBER	YEAS	NAYS
Pantelakos, Laura C, Chairman	✓	
Cushing, Robert R, V Chairman		✓
Berube, Roger R	✓	
Robertson, Timothy N		
Burridge, Delmar D		✓
Ginsburg, Philip E	✓	
Boisvert, Ronald R		
Grady, Brenda E	✓	
Harriott-Gathright, Linda		✓
Hirsch, Geoffrey D	✓	
O'Hearne, Andrew S	✓	
Charron, Gene P, Clerk	✓	
Fields, Dennis H	✓	
Fesh, Robert M	✓	
Villeneuve, Moe	✓	
Gagne, Larry G	✓	
Parsons, Robbie L	✓	
Tasker, Kyle J	✓	
Warden, Mark		
Vaillancourt, Steve	✓	
TOTAL VOTE:	<u>14</u>	<u>4</u>

gale

14 - 4

Committee Report

REGULAR CALENDAR

March 1, 2013

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY to which was referred HB 290-FN,

AN ACT prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

Having considered the same, report the same with the following Resolution: **RESOLVED**, That it is **INEXPEDIENT TO LEGISLATE.**

Rep. Kyle J Tasker

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	CRIMINAL JUSTICE AND PUBLIC SAFETY
Bill Number:	HB290-FN
Title:	prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.
Date:	March 1, 2013
Consent Calendar:	NO
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

This bill is ill conceived as it attaches a class b felony to what has always been legal and if concealed without a pistol/revolver license a first offense is only a misdemeanor. On a side note long guns are not addressed so someone without a pistol/revolver license would be free to carry an AR-15 or shotgun openly or concealed in a public building.

Vote 14-4.

Rep. Kyle J Tasker
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

REGULAR CALENDAR

CRIMINAL JUSTICE AND PUBLIC SAFETY

HB 290-FN, prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building. **INEXPEDIENT TO LEGISLATE.**

Rep. Kyle J Tasker for CRIMINAL JUSTICE AND PUBLIC SAFETY. This bill is ill conceived as it attaches a class b felony to what has always been legal and if concealed without a pistol/revolver license a first offense is only a misdemeanor. On a side note long guns are not addressed so someone without a pistol/revolver license would be free to carry an AR-15 or shotgun openly or concealed in a public building. **Vote 14-4.**

Original: House Clerk

Cc: Committee Bill File

COMMITTEE REPORT

COMMITTEE: Criminal Justice

BILL NUMBER: HB 290

TITLE: _____

DATE: 2.28.13 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:

HB 290, prohibiting unlicensed persons from openly carrying a pistol or revolver in a public building.

RECOMMENDATION: INEXPEDIENT TO LEGISLATE

VOTE: 14-4

This bill is ill conceived as it attaches a class b felony to what has always been legal and if concealed without a pistol/revolver license a first offense is only a misdemeanor. On a side note long guns are not addressed so someone without a ~~pistol/revolver license would be free to carry an AR-15 or shotgun openly or~~ concealed in a public building.

Rep. Kyle J. Tasker

Rep Laura Pantelakas

COMMITTEE VOTE: 14-4 *Rep Laura Pantelakas*

RESPECTFULLY SUBMITTED,

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

Rep. *Kyle J Tasker*
For the Committee