

State of New Hampshire

MANUAL

for the

General Court

2005

No. 59

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CONSTITUTIONAL AMENDMENT QUESTION

Following is the question submitted to the qualified voters of New Hampshire on November 2, 2004, together with the vote on the question:

“Are you in favor of repealing and reenacting part II, article 73-a of the constitution in order to clarify that both the judiciary and legislature have the authority to regulate court practices and procedures and to resolve potential conflicts that may arise so that it reads as follows:

[Art.] 73-a. [Court Practices and Procedures.] The chief justice of the supreme court shall be the administrative head of all the courts in the state. The chief justice shall have the power, with the concurrence of a majority of the other supreme court justices, to make rules of general application regulating court administration and the practice, procedure, and admissibility of evidence, in all courts in the state. The legislature shall have a concurrent power to regulate the same matters by statutes of general application, except that such legislative enactments may not abridge the judiciary’s necessary adjudicatory functions. In the event of a conflict between a rule promulgated by the judiciary and a statute enacted by the legislature, the statute, if not otherwise contrary to this constitution shall prevail over the rule.”

Yes 271,091

No 205,589

CONSTITUTIONAL AMENDMENT QUESTION

SUMMARY BY COUNTIES

| | YES | NO |
|---------------------|---------|---------|
| Belknap County | 14,408 | 8,944 |
| Carroll County | 16,216 | 12,399 |
| Cheshire County | 12,150 | 9,083 |
| Coos County | 6,876 | 4,866 |
| Grafton County | 16,906 | 16,092 |
| Hillsborough County | 80,616 | 56,415 |
| Merrimack County | 27,804 | 27,355 |
| Rockingham County | 66,087 | 44,172 |
| Strafford County | 22,171 | 18,365 |
| Sullivan County | 7,857 | 7,898 |
| Totals | 271,091 | 205,589 |

BELKNAP COUNTY

CARROLL COUNTY

| | YES | NO |
|---------------|--------|-------|
| Alton | 1,423 | 794 |
| Barnstead | 942 | 732 |
| Belmont | 1,345 | 967 |
| Center Harbor | 392 | 163 |
| Gilford | 2,294 | 1,111 |
| Gilmanton | 784 | 681 |
| Laconia Wd1 | 713 | 432 |
| Laconia Wd2 | 532 | 310 |
| Laconia Wd3 | 554 | 330 |
| Laconia Wd4 | 585 | 364 |
| Laconia Wd5 | 458 | 289 |
| Laconia Wd6 | 723 | 410 |
| Meredith | 1,711 | 915 |
| New Hampton | 513 | 389 |
| Sanbornton | 702 | 558 |
| Tilton | 737 | 499 |
| Totals | 14,408 | 8,944 |

| | YES | NO |
|-----------------|--------|-------|
| Albany | 139 | 133 |
| Bartlett | 800 | 708 |
| Brookfield | 195 | 148 |
| Chatham | 77 | 70 |
| Conway | 1,940 | 1,870 |
| Eaton | 99 | 105 |
| Effingham | 287 | 274 |
| Freedom | 427 | 330 |
| Hale's Location | 52 | 27 |
| Hart's Location | 7 | 19 |
| Jackson | 306 | 218 |
| Madison | 513 | 517 |
| Moultonborough | 1,653 | 658 |
| Ossipee | 881 | 701 |
| Sandwich | 430 | 342 |
| Tamworth | 495 | 631 |
| Tuftonboro | 757 | 449 |
| Wakefield | 1,189 | 723 |
| Wolfeboro | 1,903 | 1,160 |
| Totals | 12,150 | 9,083 |

CHESHIRE COUNTY

| | YES | NO |
|--------------|--------|--------|
| Alstead | 424 | 377 |
| Chesterfield | 826 | 674 |
| Dublin | 430 | 392 |
| Fitzwilliam | 506 | 410 |
| Gilsum | 170 | 140 |
| Harrisville | 248 | 277 |
| Hinsdale | 730 | 508 |
| Jaffrey | 1,285 | 896 |
| Keene Ward 1 | 809 | 584 |
| Keene Ward 2 | 898 | 695 |
| Keene Ward 3 | 928 | 631 |
| Keene Ward 4 | 959 | 697 |
| Keene Ward 5 | 1,021 | 774 |
| Marlborough | 442 | 379 |
| Marlow | 184 | 154 |
| Nelson | 162 | 140 |
| Richmond | 315 | 194 |
| Rindge | 1,355 | 934 |
| Roxbury | 50 | 55 |
| Stoddard | 277 | 207 |
| Sullivan | 142 | 138 |
| Surry | 198 | 154 |
| Swanzey | 1,404 | 994 |
| Troy | 460 | 322 |
| Walpole | 859 | 696 |
| Westmoreland | 360 | 373 |
| Winchester | 774 | 604 |
| Totals | 16,216 | 12,399 |

COOS COUNTY

| | YES | NO |
|---------------------------|-------|-------|
| Atkinson & Gilmanton | | |
| Academy Grant | — | — |
| Bean's Grant | — | — |
| Bean's Purchase | — | — |
| Berlin Ward 1 | 480 | 329 |
| Berlin Ward 2 | 519 | 322 |
| Berlin Ward 3 | 542 | 397 |
| Berlin Ward 4 | 404 | 336 |
| Cambridge | 1 | 1 |
| Carroll | 253 | 157 |
| Chandler's Purchase | — | — |
| Clarksville | 64 | 29 |
| Colebrook | 381 | 216 |
| Columbia | 147 | 80 |
| Crawford's Purchase | — | — |
| Cutt's Grant | — | — |
| Dalton | 207 | 162 |
| Dix's Grant | — | — |
| Dixville | 9 | 9 |
| Dummer | 68 | 65 |
| Errol | 85 | 47 |
| Erving's Location | — | — |
| Gorham | 670 | 480 |
| Green's Grant | 3 | - |
| Hadley's Purchase | - | — |
| Jefferson | 247 | 195 |
| Kilkenny | — | — |
| Lancaster | 716 | 551 |
| Low & Burbank's Grant | — | — |
| Martin's Location | — | — |
| Milan | 295 | 224 |
| Millsfield | 6 | 7 |
| Northumberland | 418 | 330 |
| Odell | — | — |
| Pinkham's Grant | 8 | 4 |
| Pittsburg | 229 | 107 |
| Randolph | 105 | 102 |
| Sargents Purchase | — | — |
| Second College Grant | — | — |
| Shelburne | 139 | 77 |
| Stark | 98 | 94 |
| Stewartstown | 168 | 97 |
| Stratford | 141 | 120 |
| Success | — | — |
| Thompson & Meserve's Pur. | — | — |
| Wentworth's Location | 14 | 7 |
| Whitefield | 459 | 321 |
| Totals | 6,876 | 4,866 |

GRAFTON COUNTY

| | YES | NO |
|-------------------|--------|--------|
| Alexandria | 380 | 265 |
| Ashland | 450 | 325 |
| Bath | 183 | 156 |
| Benton | 80 | 42 |
| Bethlehem | 627 | 427 |
| Bridgewater | 262 | 190 |
| Bristol | 728 | 480 |
| Campton | 655 | 551 |
| Canaan | 517 | 716 |
| Dorchester | 76 | 71 |
| Easton | 84 | 59 |
| Ellsworth | 23 | 16 |
| Enfield | 952 | 833 |
| Franconia | 328 | 213 |
| Grafton | 212 | 276 |
| Groton | 101 | 113 |
| Hanover | 1,824 | 2,557 |
| Haverhill | 806 | 544 |
| Hebron | 196 | 125 |
| Holderness | 502 | 404 |
| Landaff | 99 | 69 |
| Lebanon Ward 1 | 723 | 870 |
| Lebanon Ward 2 | 695 | 840 |
| Lebanon Ward 3 | 677 | 794 |
| Lincoln | 376 | 193 |
| Lisbon | 307 | 217 |
| Littleton | 1,348 | 850 |
| Livermore | - | - |
| Lyman | 116 | 96 |
| Lyme | 286 | 596 |
| Monroe | 224 | 123 |
| Orange | 59 | 72 |
| Orford | 187 | 318 |
| Piermont | 172 | 132 |
| Plymouth | 1,212 | 1,374 |
| Rumney | 376 | 373 |
| Sugar Hill | 184 | 108 |
| Thornton | 492 | 411 |
| Warren | 189 | 138 |
| Waterville Valley | 95 | 54 |
| Wentworth | 187 | 159 |
| Woodstock | 296 | 207 |
| Totals | 16,906 | 16,092 |

HILLSBOROUGH COUNTY

| | YES | NO |
|--------------------|--------|--------|
| Amherst | 3,058 | 2,293 |
| Antrim | 625 | 471 |
| Bedford | 4,802 | 2,899 |
| Bennington | 308 | 263 |
| Brookline | 1,163 | 839 |
| Deering | 409 | 347 |
| Francestown | 471 | 358 |
| Goffstown | 4,088 | 2,513 |
| Greenfield | 335 | 294 |
| Greenville | 404 | 286 |
| Hancock | 471 | 464 |
| Hillsborough | 1,128 | 935 |
| Hollis | 1,972 | 1,671 |
| Hudson | 4,297 | 2,877 |
| Litchfield | 1,613 | 1,118 |
| Lyndeborough | 371 | 346 |
| Manchester Ward 1 | 2,476 | 1,671 |
| Manchester Ward 2 | 2,105 | 1,187 |
| Manchester Ward 3 | 1,218 | 777 |
| Manchester Ward 4 | 1,563 | 931 |
| Manchester Ward 5 | 1,203 | 707 |
| Manchester Ward 6 | 1,972 | 1,122 |
| Manchester Ward 7 | 1,697 | 936 |
| Manchester Ward 8 | 2,173 | 1,228 |
| Manchester Ward 9 | 1,858 | 980 |
| Manchester Ward 10 | 1,676 | 1,030 |
| Manchester Ward 11 | 1,335 | 798 |
| Manchester Ward 12 | 1,858 | 1,022 |
| Mason | 376 | 260 |
| Merrimack | 6,619 | 3,901 |
| Milford | 2,818 | 2,581 |
| Mont Vernon | 611 | 449 |
| Nashua Ward 1 | 2,205 | 1,704 |
| Nashua Ward 2 | 1,884 | 1,365 |
| Nashua Ward 3 | 1,643 | 1,563 |
| Nashua Ward 4 | 1,127 | 863 |
| Nashua Ward 5 | 1,806 | 1,474 |
| Nashua Ward 6 | 1,612 | 1,191 |
| Nashua Ward 7 | 1,367 | 1,180 |
| Nashua Ward 8 | 1,490 | 1,143 |
| Nashua Ward 9 | 1,815 | 1,371 |
| New Boston | 1,279 | 850 |
| New Ipswich | 122 | 707 |
| Pelham | 2,578 | 1,671 |
| Peterborough | 1,440 | 1,279 |
| Sharon | 100 | 77 |
| Temple | 291 | 279 |
| Weare | 1,835 | 1,407 |
| Wilton | 903 | 693 |
| Windsor | 46 | 44 |
| Totals | 80,616 | 56,415 |

MERRIMACK COUNTY

| | YES | NO |
|-----------------|--------|--------|
| Allenstown | 890 | 686 |
| Andover | 480 | 469 |
| Boscawen | 525 | 488 |
| Bow | 1,773 | 1,737 |
| Bradford | 362 | 388 |
| Canterbury | 563 | 639 |
| Chichester | 568 | 534 |
| Concord Ward 1 | 792 | 895 |
| Concord Ward 2 | 628 | 664 |
| Concord Ward 3 | 469 | 664 |
| Concord Ward 4 | 606 | 975 |
| Concord Ward 5 | 597 | 1,032 |
| Concord Ward 6 | 529 | 631 |
| Concord Ward 7 | 666 | 933 |
| Concord Ward 8 | 632 | 712 |
| Concord Ward 9 | 543 | 575 |
| Concord Ward 10 | 968 | 1,213 |
| Danbury | 244 | 261 |
| Dunbarton | 590 | 555 |
| Epsom | 1,050 | 717 |
| Franklin Ward 1 | 549 | 399 |
| Franklin Ward 2 | 460 | 319 |
| Franklin Ward 3 | 568 | 405 |
| Henniker | 802 | 1,043 |
| Hill | 193 | 174 |
| Hooksett | 2,908 | 1,752 |
| Hopkinton | 1,183 | 1,805 |
| Loudon | 1,049 | 935 |
| New London | 1,243 | 893 |
| Newbury | 583 | 386 |
| Northfield | 866 | 660 |
| Pembroke | 1,307 | 1,256 |
| Pittsfield | 705 | 604 |
| Salisbury | 308 | 244 |
| Sutton | 457 | 393 |
| Warner | 540 | 714 |
| Webster | 283 | 306 |
| Wilmot | 325 | 299 |
| Totals | 27,804 | 27,355 |

ROCKINGHAM COUNTY

| | YES | NO |
|-------------------|--------|--------|
| Atkinson | 2,128 | 979 |
| Auburn | 1,285 | 807 |
| Brentwood | 898 | 599 |
| Candia | 1,030 | 759 |
| Chester | 1,134 | 675 |
| Danville | 955 | 657 |
| Deerfield | 1,035 | 742 |
| Derry | 6,031 | 4,069 |
| East Kingston | 593 | 349 |
| Epping | 1,394 | 1,099 |
| Exeter | 3,299 | 2,322 |
| Fremont | 905 | 557 |
| Greenland | 854 | 631 |
| Hampstead | 2,279 | 1,329 |
| Hampton | 4,154 | 2,691 |
| Hampton Falls | 720 | 353 |
| Kensington | 552 | 388 |
| Kingston | 459 | 961 |
| Londonderry | 5,231 | 3,320 |
| New Castle | 371 | 225 |
| Newfields | 432 | 309 |
| Newington | 266 | 163 |
| Newmarket | 2,094 | 1,425 |
| Newton | 978 | 693 |
| North Hampton | 1,319 | 811 |
| Northwood | 681 | 1,007 |
| Nottingham | 1,062 | 703 |
| Plaistow | 1,869 | 996 |
| Portsmouth Ward 1 | 805 | 669 |
| Portsmouth Ward 2 | 947 | 971 |
| Portsmouth Ward 3 | 597 | 436 |
| Portsmouth Ward 4 | 1,213 | 940 |
| Portsmouth Ward 5 | 970 | 999 |
| Raymond | 2,058 | 1,359 |
| Rye | 1,582 | 1,064 |
| Salem | 5,863 | 3,399 |
| Sandown | 1,170 | 789 |
| Seabrook | 1,902 | 1,129 |
| South Hampton | 229 | 145 |
| Stratham | 1,878 | 1,128 |
| Windham | 2,865 | 1,525 |
| Totals | 66,087 | 44,172 |

STRAFFORD COUNTY

| | YES | NO |
|--------------------|--------|--------|
| Barrington | 1,693 | 1,289 |
| Dover Ward 1 | 936 | 728 |
| Dover Ward 2 | 893 | 782 |
| Dover Ward 3 | 1,231 | 938 |
| Dover Ward 4 | 1,099 | 933 |
| Dover Ward 5 | 888 | 769 |
| Dover Ward 6 | 717 | 1,030 |
| Durham | 1,924 | 2,021 |
| Farmington | 1,084 | 819 |
| Lee | 894 | 853 |
| Madbury | 408 | 379 |
| Middleton | 338 | 248 |
| Milton | 812 | 570 |
| New Durham | 600 | 406 |
| Rochester Ward 1 | 963 | 702 |
| Rochester Ward 2 | 861 | 650 |
| Rochester Ward 3 | 851 | 646 |
| Rochester Ward 4 | 794 | 658 |
| Rochester Ward 5 | 788 | 596 |
| Rochester Ward 6 | 685 | 521 |
| Rollinsford | 643 | 495 |
| Somersworth Ward 1 | 540 | 390 |
| Somersworth Ward 2 | 414 | 278 |
| Somersworth Ward 3 | 437 | 268 |
| Somersworth Ward 4 | 477 | 346 |
| Somersworth Ward 5 | 329 | 267 |
| Strafford | 872 | 783 |
| Totals | 22,171 | 18,365 |

SULLIVAN COUNTY

| | YES | NO |
|------------------|-------|-------|
| Acworth | 143 | 227 |
| Charlestown | 895 | 698 |
| Claremont Ward 1 | 546 | 626 |
| Claremont Ward 2 | 850 | 890 |
| Claremont Ward 3 | 684 | 609 |
| Cornish | 353 | 467 |
| Croydon | 159 | 132 |
| Goshen | 149 | 166 |
| Grantham | 600 | 704 |
| Langdon | 132 | 104 |
| Lempster | 196 | 162 |
| Newport | 1,051 | 993 |
| Plainfield | 487 | 612 |
| Springfield | 287 | 267 |
| Sunapee | 852 | 713 |
| Unity | 209 | 337 |
| Washington | 264 | 191 |
| Totals | 7,857 | 7,898 |

LIQUOR QUESTIONS

The following questions were submitted to the voters in the Town of Errol under the provisions of RSA 663:5 at the November 2, 2004 general election.

(a) Shall state stores be operated by permission of the state liquor commission in this city or town?

YES 130

NO 57

(b) Shall malt beverages (beer) be sold by permission of the state liquor commission in this city or town?

YES 165

NO 22

(c) Shall wines containing not less than 6 percent nor more than 15.5 percent of alcoholic content by volume at 60 degrees Fahrenheit (table wine) be sold by permission of the state liquor commission in this city or town?

YES 162

NO 25

(d) Shall liquor be sold for consumption on the premises where sold by permission of the state liquor commission in this city or town?

YES 147

NO 39

CHANGE IN POLLING HOUR QUESTION

The following question was submitted to the voters in the Town of Stratford under the provisions of RSA 659:4-a at the November 2, 2004 general election.

“Polling hours in the town of Stratford are now 8:00 a.m. to 7:00 p.m. Shall we change polling hours so that the polls shall open at 10:00 a.m. and close at 7:00 p.m. for all regular state elections beginning in 2006?”

YES 141

NO 120

RECOUNTS AFTER THE GENERAL ELECTION

Fourteen requests for recounts were received after the general election. One recount resulted in a change of winners - State Representative District 2 from Hillsborough County.

The recounts requested for State Senate District 8 and State Representative District 3 from Strafford County were called off before they were completed. There were no changes in any of the other recounts.

The recount of State Representative from Hillsborough County District 3 was appealed to the Ballot Law Commission. The Ballot Law Commission upheld the Secretary of State's ruling on all challenges.

Below, in the first column are the figures as officially returned to the Secretary of State. The second column contains the recount figures, and the third column contains the figures after appeals to the Ballot Law Commission. Asterisks designate the person elected.

State Senate District 12

| | | |
|--------------------|---------|---------|
| David Gottesman, d | 13,316* | 13,335* |
| Harry Haytayan, r | 13,128 | 13,164 |

State Senate District 18

| | | |
|--------------------|---------|---------|
| Andre A. Martel, r | 11,079* | 11,095* |
| Dave Gelinas, d | 10,914 | 10,929 |

STATE REPRESENTATIVES

CARROLL COUNTY DISTRICT 1

| | | |
|------------------------|--------|--------|
| Carolyn Brown, r | 4,588* | 4,479* |
| Gene G. Chandler, r | 4,123* | 4,130* |
| Howard C. Dickinson, r | 3,785* | 3,769* |
| Tom Buco, d | 3,403* | 3,403* |
| Frank H. McCarthy, r | 3,386 | 3,368 |
| Carol A. LaPierre, d | 2,771 | 2,767 |
| Brian Charles, d | 2,412 | 2,399 |
| Jim Salmon, d | 2,401 | 2,396 |

CHESHIRE COUNTY DISTRICT 2

| | | |
|------------------------|--------|--------|
| John M. Pratt, d | 2,714* | 2,700* |
| Daniel Adams Eaton, d | 2,609* | 2,609* |
| Sheldon S. Sawyer, r | 2,266* | 2,293* |
| Alfrieda J. Englund, d | 2,239 | 2,255 |
| Susan R. Abert, r | 2,092 | 2,077 |
| Joseph Norman Feuer, r | 1,777 | 1,769 |

CHESHIRE COUNTY DISTRICT 4

| | | |
|---------------------------|--------|--------|
| Stanley S. Plifka, Jr., d | 2,999* | 2,974* |
| Henry A. L. Parkhurst, d | 2,875* | 2,832* |
| William Butynski, d | 2,801* | 2,822* |
| Deb Hogancamp, r | 2,642* | 2,608* |
| Daniel P. Carr, d | 2,579 | 2,555 |
| Edwin O. Smith, r | 2,298 | 2,267 |
| Don Holmquist, r | 1,814 | 1,789 |
| Sharron H. Smith, r | 1,713 | 1,658 |

CHESHIRE COUNTY DISTRICT 6

| | | |
|--------------------------|--------|--------|
| Peter H. Allen, d | 3,210* | 3,211* |
| Anna Z. Tilton, d | 2,978* | 2,986* |
| Sheila A. Foote, r | 2,893* | 2,880* |
| Judson K. Dexter, r | 2,652* | 2,639* |
| Richard H. Thackston III | 2,626 | 2,632 |
| Sharon Manos, d | 2,607 | 2,616 |
| Gilbert Gitchell, d | 2,421 | 2,428 |
| Nicole Schultz, r | 2,077 | 2,010 |

HILLSBOROUGH COUNTY DISTRICT 2

| | | |
|-----------------------|--------|--------|
| Jarvis M. Adams IV, r | 1,777* | 1,772* |
| Claudia C. Chase, d | 1,524 | 1,523* |
| Dario A. Carrara, r | 1,555* | 1,519 |
| Nell Conkright, d | 1,427 | 1,412 |

HILLSBOROUGH COUNTY DISTRICT 3

| | | | |
|-------------------------|--------|--------|--------|
| Anne-Marie Irwin, d | 3,879* | 3,858* | 3,858* |
| Mark Carter, r | 3,516* | 3,507* | 3,507* |
| Donald Carlson, r | 3,058* | 3,056* | 3,056* |
| Larry Ross, r | 3,026* | 3,003* | 3,003* |
| John Friede, d | 2,971 | 2,963 | 2,963 |
| Jill Shaffer Hammond, d | 2,943 | 2,934 | 2,934 |
| Terry A. Colls, r | 2,684 | 2,680 | 2,680 |
| Stephen P. Spratt, d | 2,469 | 2,469 | 2,469 |

HILLSBOROUGH COUNTY DISTRICT 20

| | | |
|--------------------------|--------|--------|
| Ruth Ginsburg, d | 2,437* | 2,415* |
| Anthony P. Matarazzo, d | 2,366* | 2,373* |
| Eugene Kelly, Jr., r | 2,244* | 2,250* |
| Henry W. McElroy, Jr., r | 2,197 | 2,204 |
| Fred S. Teeboom, r | 2,136 | 2,134 |
| Jacek Nowicki, d | 1,781 | 1,766 |

MERRIMACK COUNTY DISTRICT 5

| | | |
|--------------------------|--------|--------|
| Barbara Conner French, d | 1,879* | 1,864* |
| David P. Currier, r | 1,554* | 1,555* |
| Aaron M. Lavallee, d | 1,530 | 1,516 |
| James P. Walsh, r | 1,121 | 1,096 |

SULLIVAN COUNTY DISTRICT 2

| | | |
|------------------------------|--------|--------|
| Arthur G. Jillette, Jr., d&r | 3,162* | 3,077* |
| Beverly T. Rodeschin, r | 2,518* | 2,518* |
| Peter E. Franklin, d | 2,282* | 2,268* |
| Henry Rodeschin, r | 2,239 | 2,246 |
| John Lunn, d | 1,965 | 1,947 |

SULLIVAN COUNTY DISTRICT 4

| | | |
|-------------------------|--------|--------|
| Tom Donovan, d&r | 5,116* | 4,979* |
| John R. Cloutier, d&r | 4,750* | 4,612* |
| Joe Harris, d&r | 4,569* | 4,533* |
| Larry Converse, d&r | 4,299* | 4,215* |
| Christopher R. Irish, r | 3,607* | 3,608* |
| Sandra C. Harris, d | 3,525 | 3,502 |