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LEGISLATIVE SCORECARD BASED ON THE THE U.S. CONSTITUTION

The Legislative Scorecard is a nationwide, nonpartisan educational program of The John Birch Society intended to inform voters about legislators' voting records. It does not promote any candidate or political party. Bills are chosen for their constitutional implications and taxpayer costs.



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Dave Testerman

New Hampshire
Representative, HD-02-MER (R)

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Lifetime
Freedom
Score

NH Legislative Scorecard 2024

Based on the Principles of the U.S. Constitution

★ Constitutional	✗ Unconstitutional	? Did not Vote	Vote
			YES ✗
1. HB1246 Real Money (Rejected 182 to 155 on 3/21/2024). Allows employers in New Hampshire to pay wages in gold or silver, in addition to the existing options of payroll cards, checks, or other payment methods.			
			NO ★
2. CACR19 Redistricting (Failed 186 to 189 on 3/14/2024). Would create an Independent Redistricting Commission to draw election districts for state and federal offices, stripping the responsibility from the legislature.			
			YES ★
3. HB619 Prevent Sex Changes for Minors (Passed 199 to 175 on 1/4/2024). Prohibits gender reassignment surgery for individuals under 18.			
			YES ★
4. HB1156 Nullification (Failed 181 to 190 on 3/14/2024). Declares that the CDC and WHO will have no jurisdiction in New Hampshire.			
			YES ★
5. HCR9 Rescind Con-Con (Did not reject 128 to 238 on 3/14/2024). Rescinds New Hampshire's 2012 application for a constitutional convention under Article V of the U.S. Constitution.			
			YES ✗
6. HB512 Stopping Nullification — Gun Rights (Rejected 286 to 69 on 1/4/2024). Exempts firearms, accessories, and ammunition manufactured in New Hampshire from federal laws and regulations.			
			NONE ?

Scorecard Votes: 60%

Why do these votes matter?

1. Real Money

HB1246 allows employers in New Hampshire to pay wages in gold or silver, in addition to the existing options of payroll. It amends existing wage payment laws to include gold or silver as a form of compensation.

The New Hampshire State House of Representatives declared HB1246 "inexpedient to legislate" on March 21, 2024 by a vote of 182 to 155. We have assigned pluses to the nays because this bill is an important step toward normalizing restoring real constitutional money. Hopefully, New Hampshire, along with other states, will continue advancing toward a return to the gold standard in line with Article I, Section 10 of the Constitution.

2. Redistricting

CACR19 is a constitutional amendment that would create an Independent Redistricting Commission to draw election districts for state and federal offices, stripping the responsibility from the legislature. If the commission fails to produce a map, the state Supreme Court would appoint a special master to finalize it.

The New Hampshire State House of Representatives rejected CACR19 on March 14, 2024 by a vote of 186 to 189. We have assigned pluses to the nays because it is constitutionally the legislature's duty to draw district lines for state and federal offices, a responsibility that would be shifted to unelected bureaucrats under this amendment. Article I, Section 4 of the U.S. Constitution grants state legislatures the authority to determine the "Times, Places and Manner" of elections, including redistricting, reaffirming their central role in the process.

3. Prevent Sex Changes for Minors

HB619 prohibits gender reassignment surgery for individuals under 18. Violations are subject to disciplinary action, lawsuits, and potential damages. The bill also allows minors or their parents to sue for up to 20 years after reaching adulthood.

The New Hampshire State House of Representatives passed HB619 on January 4, 2024 by a vote of 199 to 175. We have assigned pluses to the ayes because the Left has been promoting radical Marxist ideas like this for years. The indoctrination that leads people to believe that they can choose their pronouns and identify as a different gender is immoral.

4. Nullification

HB1156 declares that the Centers for Disease Control and Prevention (CDC) and World Health Organization (WHO) have no jurisdiction in New Hampshire. State and local entities are prohibited from enforcing or collaborating with any mandates, recommendations, or guidance from these organizations. Additionally, their directives cannot be used to justify mask, vaccine, or medical testing requirements in the state.

The New Hampshire State House of Representatives rejected HB1156 on March 14, 2024 by a vote of 181 to 190. We have assigned pluses to the ayes because the CDC and WHO lack constitutional authority over Americans. The CDC is an unconstitutional federal agency, and the U.S. involvement with the WHO undermines sovereignty. According to Article VI, Clause 2, federal laws must align with the Constitution to be valid. Any law contrary to the Constitution is void. Article VI, Clause 3, binds state officials to support the Constitution, meaning New Hampshire legislators have a duty to resist federal overreach.

5. Rescind Con-Con

HCR9 rescinds New Hampshire's 2012 application for a constitutional convention under Article V of the U.S. Constitution.

The New Hampshire State House of Representatives voted against declaring HCR9 "inexpedient to legislate" on March 14, 2024 by a vote of 128 to 238. We have assigned pluses to the nays because a so-called "Convention of the States" would not be of "limited" purpose. Article V of the U.S. Constitution was designed to correct structural deficiencies in the federal government, not the behavior of its elected officials. Rescission resolutions are a great step toward preserving the constitution. We need more clear-cut proposals in Congress to repeal bad amendments or state nullification of unconstitutional federal actions.

6. Stopping Nullification — Gun Rights

HB512 exempts firearms, accessories, and ammunition manufactured in New Hampshire from federal laws and regulations, including taxes, registration, and interstate commerce rules, as long as they remain within the state.

The New Hampshire State House of Representatives declared HB512 "inexpedient to legislate" on January 4, 2024 by a vote of 286 to 69. We have assigned pluses to the nays because this bill nullifies unconstitutional federal overreach and upholds the 2nd Amendment of the Constitution. According to Article VI, Clause 2, only federal laws aligned with the Constitution are valid. Nullification is a tool to resist unconstitutional federal overreach.