

Bill as Introduced

HB 1337 - AS INTRODUCED

2010 SESSION

10-2187

09/10

HOUSE BILL **1337**

AN ACT relative to rules adopted by the assessing standards board regarding certification of appraisers by the department of revenue administration.

SPONSORS: Rep. Patten, Carr 4; Rep. Stohl, Coos 1; Rep. Schmidt, Straf 4

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill requires the assessing standards board to adopt rules regarding the revocation and suspension of certifications of persons making appraisals.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 relative to rules adopted by the assessing standards board regarding certification of appraisers by the department of revenue administration.

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

1 1 Commissioner of Revenue Administration; Rulemaking Authority. Amend RSA 21-J:13, XII to
2 read as follows:

3 XII. Certification, decertification, **revocation, suspension**, enforcement, and hearing
4 requirements under RSA 21-J:14-f and 21-J:14-g.

5 2 Certification of Persons Making Appraisals. Amend the introductory paragraph of RSA 21-
6 J:14-f, II to read as follows:

7 II. The assessing standards board shall adopt rules, pursuant to RSA 541-A, relative to
8 qualifications for certification, requirements for continuing education, and **revocation, suspension,**
9 **or** decertification of persons required to be certified in paragraph I. Such rules shall specify the
10 minimum qualifications with respect to education and training required for certification according to
11 the following functional job categories ranked in ascending hierarchical order:

12 3 Decertification of Assessors. Amend RSA 21-J:14-g to read as follows:

13 21-J:14-g Decertification.

14 I. The commissioner may decertify any person or may **revoke, suspend, or** refuse to issue
15 or renew any certification for failure to comply with the rules of the assessing standards board
16 adopted pursuant to RSA 21-J:14-f, II.

17 II. Any person aggrieved by a decertification, **revocation, or suspension** or refusal to
18 certify of the commissioner may appeal from such decision by application to the board of tax and land
19 appeals or by petition to the superior court in the county in which such person resides or maintains
20 his or her business within 30 days after receiving written notice of the commissioner's decision. The
21 board of tax and land appeals or the court, as the case may be, shall hear the appeal forthwith.

22 4 Effective Date. This act shall take effect 60 days after its passage.

Amendments

Amendment to HB 1337

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

2

3 AN ACT relative to requirement for public forums for the assessing standards board and
4 the equalization standards board.
5

6 Amend the bill by replacing all after the enacting clause with the following:

7

8 1 Assessing Standards Board; Powers and Duties. Amend RSA 21-J:14-b, II to read as follows:

9 II. All guidelines and practices developed or identified by the board, pursuant to this section,
10 shall be reviewed and updated annually. The board shall hold [~~a series of~~] at least [3] *one* public
11 [~~forums~~] *forum* annually [~~throughout the state~~] to receive general comment through verbal and
12 written testimony on assessing guidelines and practices. A quorum of the board shall not be
13 required to hold such public [~~forums~~] *forum*.

14 2 Equalization Standards Board. Amend 21-J:14-d, III to read as follows:

15 III. The board shall annually determine, vote upon, and recommend to the department of
16 revenue administration, the ratio study procedures for use in the forthcoming tax year. Prior to the
17 adoption of such recommendations, the board shall hold [~~a series of~~] at least [3] *one* public [~~forums~~]
18 *forum* annually [~~throughout the state~~] to receive general comment through verbal and written
19 testimony on the ratio study procedures. A quorum of the board shall not be required to hold such
20 public [~~forums~~] *forum*.

21 3 Effective Date. This act shall take effect April 1, 2010.

2010-0531h

AMENDED ANALYSIS

This bill reduces the requirement for holding public forums from 3 to one for the assessing standards board and the equalization standards board.

Hearing Minutes

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 1337

BILL TITLE: relative to rules adopted by the assessing standards board regarding certification of appraisers by the department of revenue administration.

DATE: February 4, 2010

LOB ROOM: 306 **Time Public Hearing Called to Order:** 1:00 pm

Time Adjourned: 1:25 pm

(please circle if present)

Committee Members: Reps. Irwin, Harding, Pilotte, P. McMahon, Jeudy, Schmidt, Beck, D. Sullivan, D. Petterson, Howe-Quimby, Flurey, Hawkins, R. Day, Reagan, K. Gould, S. Scamman, McGuire, C. Pratt, D. Ryder and Vita

Bill Sponsors: Rep. Patten, Carr 4; Rep. Stohl, Coos 1; Rep. Schmidt, Straf 4

TESTIMONY

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

Rep. Schmidt, introduced bill on behalf of prime sponsor.

- Assessment standards board is currently working on the adoption of rules
- Amendment is likely to be submitted
- Currently required to hold three public forums per year
- Nobody every comes to meetings
- At annual convention, municipal association – forum would be appropriate
- Bill as currently exists is inappropriate

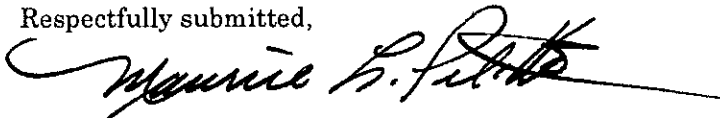
Barbara Reid, Lobbyist, representing NH Municipal Assn'

- Would support proposed amendment to address number of forms per year

Robert Gagne, member of NH Assn of Assessing Boards

- Currently board would be limited in options for disciplinary actions
- Amendment: Very few people attend public forums

Respectfully submitted,



Rep. Maurice L. Pilotte, Clerk

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 1337

BILL TITLE: relative to rules adopted by the assessing standards board regarding certification of appraisers by the department of revenue administration.

DATE: ~~Jan.~~ February 4, 2010

LOB ROOM: 306 Time Public Hearing Called to Order: 1:00 P.M.

Time Adjourned: 1:25 P.M.

(please circle if present)

Committee Members: Reps. Irwin, Harding, Pilote, R. McMahan, Judy Schmidt, Beck, D. Sullivan, D. Petterson, Houde-Quimby, Flurey, Hawkins, R. Day, Reagan, K. Gould, S. Scamman, McGuire, C. Pratt, D. Ryder and Vita.

Bill Sponsors: Rep. Patten, Carr 4; Rep. Stohl, Coos 1; Rep. Schmidt, Straf 4

TESTIMONY

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

- Rep Schmidt - introduced the bill.
- Assessment standards board is currently working on the adoption of rules
 - Amendment is likely to be submitted.
 - Currently required to hold three public forums per year - 1
 - Nobody ever comes to meetings.
 - At Annual convention, municipal association - forum would be appropriate.
 - Bill as currently exists is inappropriate
- Barbare Reid - Lobbyist NH Municipal Association.
- Would support proposed amendment to address # of forums per year.
- Robert Gagne - Ex Member of NH Association of Assessing Boards.
- Currently Board would be limited in →

9a) options for disciplinary actions.

- Amendment:

Very few people attend public forums.

Testimony

HB1337

Amendment to replace entire bill

Amend Title – Relative to public forums for Assessing Standards and Equalization Standards Boards

Amend RSA 21-J:14-b, II to read as follows:

All guidelines and practices developed or identified by the board, pursuant to this section, shall be reviewed and updated annually. The board shall hold a series of at least ~~3~~ one public forums annually throughout the state to receive general comment through verbal and written testimony on assessing guidelines and practices. A quorum of the board shall not be required to hold such public forums.

Amend RSA 21-J:14-d, III to read as follows:

III. The board shall annually determine, vote upon, and recommend to the department of revenue administration, the ratio study procedures for use in the forthcoming tax year. Prior to the adoption of such recommendations, the board shall hold a series of at least ~~3~~ one public forums annually throughout the state to receive general comment through verbal and written testimony on the ratio study procedures. A quorum of the board shall not be required to hold such public forums.

Voting Sheets

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 1337

BILL TITLE: (New Title) relative to requirement for public forums for the assessing standards board and the equalization standards board.

DATE: February 9, 2010

LOB ROOM: 306

Amendments:

Sponsor: Rep. Patten OLS Document #: 2010 0531h

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Schmidt

Seconded by Rep. Irwin

Vote: 14-1 (Please attach record of roll call vote.)

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

Moved by Rep. Schmidt

Seconded by Rep. McGuire

Vote: 15-1 (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: 16-0

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Maurice L. Pilotte, Clerk

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 1337

BILL TITLE: relative to rules adopted by the assessing standards board regarding certification of appraisers by the department of revenue administration.

DATE: February 9, 2010

LOB ROOM: 306

Amendments:

Sponsor: Rep. *Patten* OLS Document #: *2010-0531k*
Sponsor: Rep. OLS Document #:
Sponsor: Rep. OLS Document #:

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

Amendment
Moved by Rep. *Schmidt*
Seconded by Rep. *Irwin*
Vote: *14-1* (Please attach record of roll call vote.)

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

Moved by Rep. *Schmidt*
Seconded by Rep. *McGuire*
Vote: *15-1* (Please attach record of roll call vote.)

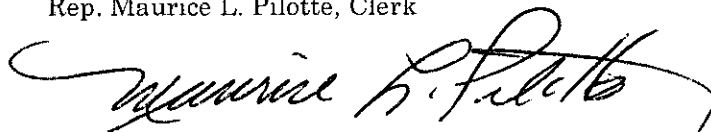
CONSENT CALENDAR VOTE: *16-0*

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Maurice L. Pilotte, Clerk



EXECUTIVE DEPARTMENTS AND ADMINISTRATION

Bill #: HB 1337 Title: re rules adopted by the assessing standards board re: Certification of appraisers by the department of revenue administration
 PH Date: 2, 4, 10 Exec Session Date: 2, 9, 10

Motion: Amendment - OTP Amendment #: 2010-05316

MEMBER	YEAS	NAYS
Irwin, Anne-Marie, Chairman	Absent	
Harding, Laurie, V Chairman	✓	
Pilote, Maurice L, Clerk	✓	
McMahon, Patricia M	Absent	
Jeudy, Jean L	✓	
Schmidt, Peter B	✓	
Beck, Catriona D	✓	
Sullivan, Daniel J	Absent	
Petterson, Don	✓	
Houde-Quimby, Charlotte	Absent	
Flurey, Joan S	Absent	
Hawkins, Ken	✓	
Day, Russell C	✓	
Reagan, John M	✓	
Gould, Kenneth H	✓	
Scamman, Stella	✓	
McGuire, Carol M	✓	
Pratt, Calvin D	✓	
Ryder, Donald F		✓
Vita, Carol M	✓	
TOTAL VOTE:	14-1	

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

Bill #: HB 1337 Title: re. rules adopted by the assessing standards board regarding certification of appraisers by the dept of revenue administration
 PH Date: 2 / 4 / 10 Exec Session Date: 2 / 9 / 10
 Motion: OTP/A Amendment #: 2010-05316

MEMBER	YEAS	NAYS
Irwin, Anne-Marie, Chairman	Absent	
Harding, Laurie, V Chairman	✓	
Pilotte, Maurice L, Clerk	✓	
McMahon, Patricia M	Absent	
Judy, Jean L	✓	
Schmidt, Peter B	✓	
Beck, Catriona D	✓	
Sullivan, Daniel J	Absent	
Petterson, Don	✓	
Houde-Quimby, Charlotte	Absent ✓	
Flurey, Joan S	Absent	
Hawkins, Ken	✓	
Day, Russell C	✓	
Reagan, John M	✓	
Gould, Kenneth H	✓	
Scamman, Stella	✓	
McGuire, Carol M	✓	
Pratt, Calvin D	✓	
Ryder, Donald F		✓
Vita, Carol M	✓	
TOTAL VOTE:	15 - 1	

Committee Report

CONSENT CALENDAR

February 11, 2010

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on EXECUTIVE DEPARTMENTS AND
ADMINISTRATION to which was referred HB1337,**

**AN ACT relative to rules adopted by the assessing
standards board regarding certification of appraisers
by the department of revenue administration. Having
considered the same, report the same with the following
amendment, and the recommendation that the bill
OUGHT TO PASS WITH AMENDMENT.**

Rep. Peter B Schmidt

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	EXECUTIVE DEPARTMENTS AND ADMINISTRATION
Bill Number:	HB1337
Title:	relative to rules adopted by the assessing standards board regarding certification of appraisers by the department of revenue administration.
Date:	February 11, 2010
Consent Calendar:	YES
Recommendation:	OUGHT TO PASS WITH AMENDMENT

STATEMENT OF INTENT

This bill removes the requirement that the assessing standards board and the equalization standards board hold at least three public forums annually throughout the state since in the past 2 ½ years, nearly no one from the public has been in attendance other than at the annual meeting of the New Hampshire municipal association in Manchester, where the two boards will continue to hold the one required annual meeting of each board. The Manchester forum has drawn heavy public participation and served the public well. In the event future issues generate strong public interest, the two boards will hold meetings in the appropriate locations.

Vote 15-1.

Rep. Peter B Schmidt
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

HB1337, relative to rules adopted by the assessing standards board regarding certification of appraisers by the department of revenue administration. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Peter B Schmidt for EXECUTIVE DEPARTMENTS AND ADMINISTRATION. This bill removes the requirement that the assessing standards board and the equalization standards board hold at least three public forums annually throughout the state since in the past 2 ½ years, nearly no one from the public has been in attendance other than at the annual meeting of the New Hampshire municipal association in Manchester, where the two boards will continue to hold the one required annual meeting of each board. The Manchester forum has drawn heavy public participation and served the public well. In the event future issues generate strong public interest, the two boards will hold meetings in the appropriate locations. **Vote 15-1.**

Original: House Clerk
Cc: Committee Bill File


ED&A

 **DRAFT**

HB 1337

This bill removes the requirement that the assessing standards board and the equalization standards board hold at least three public forums annually throughout the state since in the past 2 ½ years, nearly no one from the public has been in attendance other than at the annual meeting of the New Hampshire municipal association in Manchester, where the two boards will continue to hold the one required annual meeting of each board. The Manchester forum has drawn heavy public participation and served the public well. In the event future issues generate strong public interest, the two boards will hold meetings in the appropriate locations.

Rep. Schmidt



Rep. AM Irwin, Chair

Proposed blurb for HB 1337,

by Peter Schmidt

HB 1337, relative to requirement for public forums for the assessing standards board and the equalization standards board. OTPA.

Rep. Peter B. Schmidt for ED&A: This bill removes the requirement that the assessing standards board and the equalization standards board hold at least three public forums annually throughout the state, since, in the past two and a half years, nearly no one from the public has been in attendance, other than at the annual meeting of the NH municipal association in Manchester, where the two boards will continue to hold the one required annual meeting of each board. The Manchester .forum has drawn heavy public participation and served the public well. In the event future issues generate strong public interest, the two boards will hold meetings in the appropriate locations. Vote 15-1