

Bill as Introduced

SB 448 - AS INTRODUCED

2010 SESSION

10-2916
03/09

SENATE BILL **448**

AN ACT relative to alternate members of land use boards.

SPONSORS: Sen. Roberge, Dist 9; Sen. Lasky, Dist 13; Sen. Merrill, Dist 21; Sen. Barnes, Jr.,
Dist 17; Sen. Bradley, Dist 3; Sen. Odell, Dist 8; Rep. Grassie, Straf 1;
Rep. Graham, Hills 18; Rep. Hawkins, Hills 18; Rep. Theberge, Coos 4

COMMITTEE: Public and Municipal Affairs

ANALYSIS

This bill allows alternate members of land use boards to participate in meetings of the board as nonvoting members.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 alternate members of land use boards.

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

1 1 New Paragraph; Local Land Use Boards; Alternate Members. Amend RSA 673:6 by inserting
2 after paragraph IV the following new paragraph:

3 V. An alternate member of a local land use board may participate in meetings of the board
4 as a nonvoting member.

5 2 Effective Date. This act shall take effect 60 days after its passage.

SB 448 – AS AMENDED BY THE SENATE

02/03/10 0372s

2010 SESSION

10-2916
03/09

SENATE BILL **448**

AN ACT relative to alternate members of land use boards.

SPONSORS: Sen. Roberge, Dist 9; Sen. Lasky, Dist 13; Sen. Merrill, Dist 21; Sen. Barnes, Jr., Dist 17; Sen. Bradley, Dist 3; Sen. Odell, Dist 8; Rep. Grassie, Straf 1; Rep. Graham, Hills 18; Rep. Hawkins, Hills 18; Rep. Theberge, Coos 4

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02/03/10 0372s

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1 1 New Paragraph: Local Land Use Boards; Alternate Members. Amend RSA 673:6 by inserting
2 after paragraph IV the following new paragraph:

3 V. An alternate member of a local land use board may participate in meetings of the board
4 as a nonvoting member.

5 2 Effective Date. This act shall take effect upon its passage.

SB 448 – AS AMENDED BY THE HOUSE

02/03/10 0372s
21Apr2010... 1276h

2010 SESSION

10-2916
03/09

SENATE BILL **448**

AN ACT relative to alternate members of land use boards.

SPONSORS: Sen. Roberge, Dist 9; Sen. Lasky, Dist 13; Sen. Merrill, Dist 21; Sen. Barnes, Jr., Dist 17; Sen. Bradley, Dist 3; Sen. Odell, Dist 8; Rep. Grassie, Straf 1; Rep. Graham, Hills 18; Rep. Hawkins, Hills 18; Rep. Theberge, Coos 4

COMMITTEE: Public and Municipal Affairs

AMENDED ANALYSIS

This bill allows alternate members of land use boards to participate in meetings of the board as nonvoting members and requires that the procedural rules of the board include when and how the alternate may participate.

.....

Explanation: Matter added to current law appears in *bold italics*.
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SB 448 – AS AMENDED BY THE HOUSE

02/03/10 0372s
21Apr2010... 1276h

10-2916
03/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Ten

AN ACT relative to alternate members of land use boards.

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

1 1 New Paragraph; Local Land Use Boards; Alternate Members. Amend RSA 673:6 by inserting
2 after paragraph IV the following new paragraph:

3 V. An alternate member of a local land use board may participate in meetings of the board
4 as a nonvoting member pursuant to rules adopted under RSA 676:1.

5 2 Rules of Procedure. Amend RSA 676:1 to read as follows:

6 676:1 Method of Adopting Rules of Procedure. Every local land use board shall adopt rules of
7 procedure concerning the method of conducting its business. Rules of procedure shall be adopted at
8 a regular meeting of the board and shall be placed on file with city, town, village district clerk, or
9 clerk for the county commissioners for public inspection. *The rules of procedure shall include when
10 and how an alternate may participate in meetings of the land use board.*

11 3 Effective Date. This act shall take effect upon its passage.

CHAPTER 270
SB 448 – FINAL VERSION

02/03/10 0372s
21Apr2010... 1276h

2010 SESSION

10-2916
03/09

SENATE BILL **448**

AN ACT relative to alternate members of land use boards.

SPONSORS: Sen. Roberge, Dist 9; Sen. Lasky, Dist 13; Sen. Merrill, Dist 21; Sen. Barnes, Jr.,
Dist 17; Sen. Bradley, Dist 3; Sen. Odell, Dist 8; Rep. Grassie, Straf 1;
Rep. Graham, Hills 18; Rep. Hawkins, Hills 18; Rep. Theberge, Coos 4

COMMITTEE: Public and Municipal Affairs

AMENDED ANALYSIS

This bill allows alternate members of land use boards to participate in meetings of the board as nonvoting members and requires that the procedural rules of the board include when and how the alternate may participate.

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CHAPTER 270
SB 448 – FINAL VERSION

02/03/10 0372s
21Apr2010... 1276h

10-2916
03/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Ten

AN ACT relative to alternate members of land use boards.

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

1 270:1 New Paragraph; Local Land Use Boards; Alternate Members. Amend RSA 673:6 by
2 inserting after paragraph IV the following new paragraph:

3 V. An alternate member of a local land use board may participate in meetings of the board
4 as a nonvoting member pursuant to rules adopted under RSA 676:1.

5 270:2 Rules of Procedure. Amend RSA 676:1 to read as follows:

6 676:1 Method of Adopting Rules of Procedure. Every local land use board shall adopt rules of
7 procedure concerning the method of conducting its business. Rules of procedure shall be adopted at
8 a regular meeting of the board and shall be placed on file with city, town, village district clerk, or
9 clerk for the county commissioners for public inspection. *The rules of procedure shall include when*
10 *and how an alternate may participate in meetings of the land use board.*

11 270:3 Effective Date. This act shall take effect upon its passage.

12 Approved: July 6, 2010

13 Effective Date: July 6, 2010

14

Amendments



Sen. DeVries, Dist. 18
January 28, 2010
2010-0372s
03/05

Floor Amendment to SB 448

- 1 Amend the bill by replacing section 2 with the following:
- 2
- 3 2 Effective Date. This act shall take effect upon its passage.

Committee Minutes

**SENATE CALENDAR NOTICE
PUBLIC AND MUNICIPAL AFFAIRS**

- ✓ Senator Betsi DeVries Chairman
- ✓ Senator Matthew Houde V Chairman
- ✓ Senator Kathleen Sgambati
- ✓ Senator Sheila Roberge
- ✓ Senator John Barnes, Jr.

Take attendance

Start 8:33
Stop 8:43

For Use by Senate Clerk's Office ONLY	
<input type="checkbox"/>	Bill Status
<input type="checkbox"/>	Docket
<input type="checkbox"/>	Calendar
Proof: <input type="checkbox"/>	Calendar <input type="checkbox"/> Bill Status

Date: January 15, 2010

HEARINGS

Thursday

1/28/2010

PUBLIC AND MUNICIPAL AFFAIRS

LOB 103

8:30 AM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

8:30 AM SB448

relative to alternate members of land use boards.

8:40 AM SB419

relative to conversion of convertible lands under the condominium act.

9:00 AM SB372

requiring school board members to receive annual training.

9:10 AM SB378

relative to the New Hampshire public works mutual aid program.

Sponsors:

SB448

Sen. Sheila Roberge
Rep. Ken Hawkins
Sen. Bob Odell

Rep. Anne Grassie
Sen. Amanda Merrill
Rep. Robert Theberge

Sen. Bette Lasky
Sen. John Barnes, Jr.

Rep. John Graham
Sen. Jeb Bradley

SB419

Sen. John Gallus
Rep. Gene Chandler

Sen. Sharon Carson

Sen. Sheila Roberge

Rep. Paul Ingersoll

SB372

Sen. Molly Kelly

Sen. Martha Fuller Clark

Sen. Jacalyn Cilley

Rep. Emma Rous

SB378

Sen. Martha Fuller Clark
Sen. Amanda Merrill

Sen. Bob Odell

Rep. Betsey Patten

Rep. Mary Cooney

Claire Emery 271-1403

Sen. Betsi DeVries

Chairman

Public and Municipal Affairs Committee

Hearing Report

TO: Members of the Senate

FROM: Shannon Whitehead, *Legislative Aide*

RE: Hearing report on **SB 448** – *AN ACT* relative to alternate members of land use boards.

HEARING DATE: January 28, 2010

MEMBERS OF THE COMMITTEE PRESENT: Senator DeVries, Senator Houde, Senator Sqambati, Senator Roberge and Senator Barnes.

MEMBERS OF THE COMMITTEE ABSENT: n/a

Sponsor(s): Sen. Roberge, Dist 9; Sen. Lasky, Dist 13; Sen. Merrill, Dist 21; Sen. Barnes, Jr., Dist 17; Sen. Bradley, Dist 3; Sen. Odell, Dist 8; Rep. Grassie, Straf 1; Rep. Graham, Hills 18; Rep. Hawkins, Hills 18; Rep. Theberge, Coos 4

What the bill does: The bill allows alternate members of land use boards to participate in meetings of the board as nonvoting members.

Who supports the bill: Senator Roberge, Senator Merrill, Senator Lasky (NH Planners Association) Rep. Anne Grassie, Rep. Hawkins, Chris Northarop (NHOEP) Cordell Johnston (NHMA)

Who opposes the bill: No one appeared in opposition

Summary of testimony received:

Senator Roberge (Prime Sponsor)

- Several people wanted this done so the alternates could be involved. The bill allows alternate members of land use boards to participate in meetings of the board as nonvoting members. Senator DeVries asked what prompted this bill? Senator Roberge stated that there was concern in her district of Merrimack.

Rick Sawyer (Legislative Liason, NH Planners Association)

- The New Hampshire Planners Association representing over 200 land use planning professionals in our state, was pleased to express their support for SB 448 which would help to ensure that alternates, to the various land use boards, are ready to step into the roll of a full voting member when needed.
- The association requested Senator Roberge to file this bill after series of emails on Plan Link in 2009 indicated that there was a wide range of ways in which alternates are being treated around the state. Some land use boards allow alternates to fully participate in discussions, provide them with the same packet of information as a regular member and encourage them to seek out training. However, because many municipalities are uncertain of whether alternates have the statutory authority to participate other land use boards only to reach out to alternates and invite them to meetings when it is clear that they are going to be needed to serve in the place of a regular member.
- As an association they believe that alternates should be encouraged to attend every meeting and be provided the same opportunities as regular members. It is recommended that alternates clearly cannot participate in deliberations, make motions, and provide seconds to motions or vote when not seated as a voting member.
- The following reason from the New Hampshire Planners Association urges the committee to recommend the passage of SB 448.
- Senator Barnes asked if this covered Conservation Commissions? Mr. Sawyer stated he was not sure, and that it was a statute question. Senator Barnes commented that Conservation Commission are advisory. Senator DeVries asked if there was any issue of changing the effective date to upon passage. Mr Sawyer responded that there would be no issue for that change.

Cordell Johnston (NHMA)

- Neutral position. Believes that this is a good ideas. The Conservation Commission definition is not under RSA 672 and/or RSA673. It refers to planning boards, ZBA, Historic planning commission, agricultural and heritage commissions.
- RSA 36a is where the definition of Conservation Commission lies under.
- Senator Devries asked how the impact appeals would allow denial. Mr. Johnston responded Land use boards haven't been overturned. The bill in place would less likely to arise any of those issues.
- Senator Barnes commented that this bill was a good idea and asked this bill does say that you can participate? Mr. Johnston responded yes, these meetings are open to pubic. Senator Barnes commented that nothing can prevent you?
- Mr. Johnston responded that this bill authorizes you to be involved in discussion. Can you sit at the table? Yes, you can participate to ask questions.

Funding: *Not Applicable*

Future Action: The Committee voted ought to pass 5-0. First motion made by Senator Barnes, second motion made by Senator Roberge. Senator Roberge will report the bill out.

sgw

[file: SB 448 report]

Date: 1-28-10

cm

Date: January 28, 2010
Time: 8:33 a.m.
Room: LOB 103

The Senate Committee on Public and Municipal Affairs held a hearing on the following:

SB 448 relative to alternate members of land use boards.

Members of Committee present: Senator DeVries
Senator Houde
Senator Sgambati
Senator Roberge
Senator Barnes

The Chair, Senator Betsi DeVries, opened the hearing on SB 448 and invited the prime sponsor, Senator Sheila Roberge, to introduce the legislation.

Senator Betsi DeVries, D. 18: Open the hearing on Senate Bill 448 and introduce the prime sponsor, Senator Roberge.

Senator Sheila Roberge, D. 9: Thank you, Madam Chairman. I'm Sheila Roberge, representing District 9 in the New Hampshire Senate. And I have the proud ability to be the prime sponsor of the Senate Bill 448, relative to alternate members of land use boards. And there are several people who have wanted to have this done, and I did it on their behalf. It allows alternate members of land use boards to participate in meetings of the board as nonvoting members, so at least the alternates know what's going on in they're able to be a part of the procedure even though they can't vote. Thank you.

Senator Betsi DeVries, D. 18: Thank you very much. Are you willing to take questions or do you have, Representative Hawkins familiar with the scenario?

Senator Sheila Roberge, D. 9: Sure. He can if he wants, I don't...

Senator Betsi DeVries, D. 18: Are you willing to take a question or two?

Senator Sheila Roberge, D. 9: Sure, if I can.

Senator Betsi DeVries, D. 18: Thank you, Senator. I have a question for you. If you could let me know if within your district there's been an issue that prompted individuals who want this bill or?

Senator Sheila Roberge, D. 9: Yes, there has been. I believe it was in Merrimack, however.

Senator Betsi DeVries, D. 18: Okay, thank you, Senator. Further questions from the Committee? Seeing none, the only other person that I have signed up to speak would be Rick Sawyer, with the New Hampshire Planners Association. Welcome, Rick.

Rick Sawyer: Good morning. Thank you. My name is Rick Sawyer. I'm here representing the New Hampshire Planners Association today, and I serve as their legislative liaison. I'm also the planning director in the town of Bedford.

Our Association requested that Senator Roberge introduce this bill, after a series of emails on Plan Link in 209 indicated that there are a wide range of ways in which alternates were being treated around the state. In some, some communities allow alternates to attend meeting, they receive the full packet of information as a regular member. Whereas others, because they're somewhat confused about the legislative authority of alternates to attend meetings, that they're only inviting them to meetings if they know they're going to need them for meeting a quorum or that there will be regular members absent. And it was very clear in these series of emails that some alternates clearly weren't going to be ready to step into the full role as a voting member if they have never been to a meeting and were only being called on when they were truly going to be needed. They weren't receiving packets, they weren't getting the training. So this is just what we feel is a somewhat simple bill to clarify that piece of the RSAs. And encourage our member communities to train their alternates so they'd be ready to step up. Hopefully become full members at some point, but otherwise be ready to serve when needed.

Senator Betsi DeVries, D. 18: Thank you, Rick. Questions from the Committee? Senator Barnes?

Senator John S. Barnes, Jr., D. 17: Thank you, Madam Chair. Tell me, land use boards, we're talking about the planning board and ZBA?

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Mr. Sawyer: Primarily, yes. Also, historic district commission. Conservation commission isn't considered a land use board but similar case there as well.

Senator John S. Barnes, Jr., D. 17: Does this cover the conservation commission?

Mr. Sawyer: I believe in the definition of land use boards, conservation commission is not there, but...

Senator John S. Barnes, Jr., D. 17: So, the answer is no.

Mr. Sawyer: I probably am not the right one to answer that question.

Senator John S. Barnes, Jr., D. 17: Okay, thank you very much.

Senator Betsi DeVries, D. 18: Thank you. I'll follow up with, who do you believe would be the right person to answer that question other than the statutes?

Mr. Sawyer: Yeah, I think it's purely a statute question. I think generally people perceive the conservation commission to be considered a land use board.

Senator Betsi DeVries, D. 18: Thank you. I think we have somebody who can volunteer that information for us...

Mr. Sawyer: Sure.

Senator Betsi DeVries, D. 18: ...when I call upon them.

Senator John S. Barnes, Jr., D. 17: If I could follow up on that?

Senator Betsi DeVries, D. 18: Please do, Senator Barnes.

Senator John S. Barnes, Jr., D. 17: The conservation commissions are advisory.

Mr. Sawyer: That's correct.

Senator John S. Barnes, Jr., D. 17: Planning boards and ZBAs aren't considered advisory.

Mr. Sawyer: That's correct.

Senator John S. Barnes, Jr., D. 17: So it's kind of a gray area.

Mr. Sawyer: It is somewhat.

Senator John S. Barnes, Jr., D. 17: In our town it's a very gray area. So, that's why I'm asking.

Mr. Sawyer: Again, this bill wouldn't force any changes in the way a town operates, it would just clarify it in case the town wants to get the training for their alternates.

Senator John S. Barnes, Jr., D. 17: Thanks a lot.

Mr. Sawyer: Thank you.

Senator Betsi DeVries, D. 18: Thank you. I have one further question for you Rick, if you, Mr. Sawyer, if you would. The effective date I noticed is 60 days after passage, if I recall.

Mr. Sawyer: I believe that's correct.

Senator Betsi DeVries, D. 18: And, I didn't know if you were aware if there would be any issue if we made that upon passage?

Mr. Sawyer: I don't believe there is any issue, no.

Senator Betsi DeVries, D. 18: Since it's enabling, it doesn't cause any conflicts.

Mr. Sawyer: That's correct.

Senator Betsi DeVries, D. 18: Okay. Thank you very much for your testimony. No further questions?

Mr. Sawyer: Thank you.

Senator Betsi DeVries, D. 18: We thank you.

Mr. Sawyer: And you do have written testimony there. **See written testimony of Rick Sawyer attached hereto and hereafter referred to as Attachment 1.**

Senator Betsi DeVries, D. 18: Oh, fabulous, if you...

Mr. Sawyer: You have it already.

Senator Betsi DeVries, D. 18: It's already been given to us. Thank you very much. Cordell, would you be willing to offer testimony to answer the question that just came up with the Committee?

Attorney Cordell Johnston: Yes, I would.

Senator Betsi DeVries, D. 18: Recognizing Cordell Johnston with the Municipal Association to speak. Neutral on the bill?

Attorney Johnston: Neutral on the bill, although if I had to say I think it's probably a good idea, because it does clarify. The answer to Senator Barnes's question, I think it was Senator Barnes who asked, is a conservation commission is not within the definition of a land use board. That's defined in RSA 672 somewhere, and it refers to boards that are, it refers to specific kinds of boards but clearly not a conservation commission.

Senator Betsi DeVries, D. 18: Senator Barnes?

Senator John S. Barnes, Jr., D. 17: Specifically what boards are there that it refers to?

Attorney Johnston: Funny you should ask. Currently the law, I think, a land use board is just a planning board, a ZBA or a historic district commission. There is actually a bill in the House that the House just passed yesterday that changes it to say that a land use board includes any board created under RSA 673, which would also add a heritage commission, an agricultural commission, maybe a housing commission, but still not a conservation commission.

Senator John S. Barnes, Jr., D. 17: Thank you.

Attorney Johnston: Because, conservation commission is a whole different statute, that's 36-A, all of those others are created under 673.

Senator John S. Barnes, Jr., D. 17: Thank you very much.

Attorney Johnston: Sure.

Senator Betsi DeVries, D. 18: If I could get you to elaborate then, the short answer is that under today's statute it would be zoning, planning, historic...

am

Attorney Johnston: Historic district commission.

Senator Betsi DeVries, D. 18: ...district commission, only those three.

Attorney Johnston: I'm pretty sure that's right, yes.

Senator Betsi DeVries, D. 18: And I'm sure you will offer testimony to refresh the Committee's memory when that bill crosses over. If that bill crosses over on the impact on other legislation.

Attorney Johnston: Yes.

Senator Betsi DeVries, D. 18: If I could ask you a question myself. The only concern I guess there might be is how this might impact any appeals or other adjudicated process that would follow a denial if there was a member that is intermittently entering in on a case. And I don't know if you, you know, has not heard the entire process, but maybe is there for a final vote and is a swing vote. I'm just trying to think out the...

Attorney Johnston: Well, I think that's already an issue. And, I think, there is case law that says you don't have to be there for the whole thing, as long as you have reasonably made an effort to get up to speed by, you know, reading the minutes or listening to tapes of the hearing or whatever. And I don't think that a land use board decision has ever been overturned because of an alternate coming in at the end who wasn't involved in the entire process. So I don't think that problem has arisen, so I think this bill would make it even less likely to arise.

Senator Betsi DeVries, D. 18: Senator Barnes?

Senator John S. Barnes, Jr., D. 17: Yeah. Thank you, Madam Chair. Cordell, on line three, help me out with this. I'm a co-sponsor of this bill because I think it's a darn good idea based on stuff that I've gone through where I live.

Attorney Johnston: Uhum.

Senator John S. Barnes, Jr., D. 17: An alternate member of the local land use board may participate in meetings. Now participation in here, does that mean, that me as an alternate, because I'm an alternate on the budget committee which isn't a land use board, but for instance...

Attorney Johnston: Right.

Senator John S. Barnes, Jr., D. 17: ...if I'm an alternate for the planning board, am I able to ask questions? Is that full participation or does participation mean that I can just sit there and listen?

Attorney Johnston: I would read that to mean that you can ask questions, you can participate in the discussion. I would say that you can already, I mean, obviously all these meetings are open to the public. So even if you're not participating, nothing can prevent you from going and listening. You probably, under current law, you probably shouldn't go up and sit at the table with the planning board but you certainly can sit there and listen. But, I think this would authorize you to discuss and ask questions. But, not...

Senator John S. Barnes, Jr., D. 17: Does this let me sit at the table with the planning board?

Attorney Johnston: Yeah, I would say so. Yeah, participate in meetings of the board.

Senator John S. Barnes, Jr., D. 17: Because, I've seen a chairman tell the alternate to get the heck out of there and go sit in the room.

Attorney Johnston: Yeah and I think probably under current law, the chairman was right.

Senator John S. Barnes, Jr., D. 17: Darn it all, I thought he was wrong.

Attorney Johnston: Well, this would put you on the right side.

Senator John S. Barnes, Jr., D. 17: Thank you.

Senator Betsi DeVries, D. 18: Thank you for your testimony. And, thank you, Senator, that's an important point that the floor remarks need to address that participation means full participation and the ability to ask questions.

Attorney Johnston: I think so, yeah.

Senator Betsi DeVries, D. 18: Thank you for that clarity. Further questions? Seeing none, I have nobody else that is signed up to speak on the bill. Do I have anybody wishing to speak? We'll close the hearing on Senate Bill 448.

Hearing concluded at 8:33 a.m.

Respectfully submitted,

Recorded by
Claire D. Emery
Senate Secretary

A handwritten signature in black ink, appearing to read "Catherine S. Mullen". The signature is written in a cursive style with a large initial 'C'.

Transcribed by
Catherine S. Mullen
3/22/10

1 Attachment

A. Hubbard 1



**NH PLANNERS
ASSOCIATION**

Executive Committee

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Mikaela Engert
Vice President

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NNECAPA*

**P.O. Box 617
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603-224-7447
www.nhplanners.org**

January 26, 2010

The Honorable Betsi L. DeVries, Chair
Senate Public & Municipal Affairs Committee
Legislative Office Building, Room 301
Concord, NH 03301

Subject: SB 448: relative to alternate members of land use boards.

Dear Senator DeVries:

The New Hampshire Planners Association, representing over 200 land use planning professionals in our state, is pleased to express its support for SB 448 which will help to ensure that alternates, to the various land use boards, are ready to step into the roll of a full voting member when needed.

Our association requested Senator Roberge file this bill after a series of emails on Plan Link in 2009 indicated that there is a wide range of ways in which alternates are being treated around the state. Some land use boards allow alternates to fully participate in discussions, provide them with the same packet of information as a regular member and encourage them to seek out training. However, because many municipalities are uncertain of whether alternates have the statutory authority to participate, other land use boards only reach out to alternates and invite them to meetings when it is clear that they are going to be needed to serve in the place of a regular member.

As an association we believe that alternates should be encouraged to attend every meeting and be provided the same opportunities as regular members. We recommend as the exception to this, that alternates clearly cannot participate in deliberations, make motions, provide seconds to motions or vote when not seated as a voting member.

For these reasons, the New Hampshire Planners Association urges your committee to recommend the passage of SB 448. Thank you for this opportunity to provide comment on the bill.

Sincerely,

Rick Sawyer, AICP
Legislative Liaison

Speakers

Voting Sheets

Senate Public & Municipal Affairs

EXECUTIVE SESSION

Bill # SB448

Hearing date: 1-28-10

Executive session date: 1-28-10

Motion of: OTP

VOTE: 5-0

Made by DeVries
Senator: Houde
 Sgambati
 Roberge
 Barnes

Seconded DeVries
by Senator: Houde
 Sgambati
 Roberge
 Barnes

Reported DeVries
by Senator: Houde
 Sgambati
 Roberge
 Barnes

<u>Committee Member</u>	<u>Present</u>	<u>Yes</u>	<u>No</u>	<u>Reported out by</u>
Senator DeVries, Chairman	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Houde, Vice-Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Sgambati	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Roberge	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Senator Barnes	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

*Amendments: _____

Notes: _____

Exciting!

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE

Date: January 28, 2010

THE COMMITTEE ON Public and Municipal Affairs

to which was referred Senate Bill 448

AN ACT relative to alternate members of land use boards.

Having considered the same, the committee recommends that the Bill:

OUGHT TO PASS

BY A VOTE OF: 5 - 0

AMENDMENT # s

Senator Sheila Roberge
For the Committee

Claire Emery 271-1403

New Hampshire General Court - Bill Status System

Docket of SB448

Docket Abbreviations

Bill Title: relative to alternate members of land use boards.*Official Docket of SB448:*

Date	Body	Description
01/06/2010	S	Introduced and Referred to Public and Municipal Affairs; SJ 1 , Pg.16
01/19/2010	S	Hearing; January 28, 2010, Room 103, LOB, 8:30 a.m.; SC4
01/28/2010	S	Committee Report: Ought to Pass 2/3/10; SC5
02/03/2010	S	Sen. DeVries Floor Amendment 0372s, AA, VV
02/03/2010	S	Ought to Pass with Amendment 0372s, MA, VV; OT3rdg, SJ 5 , Pg.64
02/03/2010	S	Passed by Third Reading Resolution, SJ 5 , Pg.65
02/17/2010	H	Introduced and Referred to Municipal and County Government; HJ 18 , PG.1017
03/23/2010	H	Public Hearing: 3/30/2010 10:30 AM LOB 301
03/31/2010	H	Full Committee Work Session: 4/6/2010 10:00 AM LOB 301
03/31/2010	H	Executive Session: 4/13/2010 10:30 AM LOB 301
04/14/2010	H	Committee Report: Ought to Pass with Amendment #1276h for April 21 (Vote 18-0; CC); HC 31 , PG.1528
04/14/2010	H	Proposed Committee Amendment #1276h; HC 31 , PG.1557
04/21/2010	H	Amendment #1276h Adopted, VV; HJ 35 , PG.1658-1659
04/21/2010	H	Ought to Pass with Amendment #1276h: MA VV; HJ 35 , PG.1658-1659
05/19/2010	S	Sen. DeVries Concurs with House Amendment 1276h, MA, VV; SJ 20 , Pg.643
06/02/2010	H	Enrolled
06/02/2010	S	Enrolled; SJ 21 , Pg.775
07/06/2010	S	Signed by the Governor on 07/06/2010; Effective 07/06/2010; Chapter 0270

NH House

NH Senate

Contact Us

New Hampshire General Court Information Systems
 107 North Main Street - State House Room 31, Concord NH 03301

Other Referrals

COMMITTEE REPORT FILE INVENTORY

SB 448 ORIGINAL REFERRAL

RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE SECRETARY AND PLACED INSIDE THE FOLDER AS THE FIRST ITEM IN THE COMMITTEE FILE.
2. PLACE ALL DOCUMENTS IN THE FOLDER FOLLOWING THE INVENTORY IN THE ORDER LISTED.
3. THE DOCUMENTS WHICH HAVE AN "X" BESIDE THEM ARE CONFIRMED AS BEING IN THE FOLDER.
4. THE COMPLETED FILE IS THEN DELIVERED TO THE CALENDAR CLERK.

DOCKET (Submit only the latest docket found in Bill Status)

COMMITTEE REPORT

CALENDAR NOTICE on which you have taken attendance

HEARING REPORT (written summary of hearing testimony)

HEARING TRANSCRIPT (verbatim transcript of hearing)

List attachments (testimony and submissions which are part of the transcript) by number [1 thru 4 or 1, 2, 3, 4] here: 1

SIGN-UP SHEET

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

- AMENDMENT # 0372S _____ - AMENDMENT # _____
_____ - AMENDMENT # _____ _____ - AMENDMENT # _____

ALL AVAILABLE VERSIONS OF THE BILL:

AS INTRODUCED AS AMENDED BY THE HOUSE
 FINAL VERSION AS AMENDED BY THE SENATE

PREPARED TESTIMONY AND OTHER SUBMISSIONS (Which are not part of the transcript)

List by letter [a thru g or a, b, c, d] here: _____

EXECUTIVE SESSION REPORT

OTHER (Anything else deemed important but not listed above, such as amended fiscal notes):

IF YOU HAVE A RE-REFERRED BILL, YOU ARE GOING TO MAKE UP A DUPLICATE FILE FOLDER

DATE DELIVERED TO SENATE CLERK

07/29/10

Debra A. Martore
COMMITTEE SECRETARY