

Bill as Introduced

HB 226-FN-LOCAL - AS INTRODUCED

2011 SESSION

11-0253
03/09

HOUSE BILL **226-FN-LOCAL**

AN ACT relative to identification of certain publicly owned vehicles.

SPONSORS: Rep. Bulis, Graf 1; Rep. Gionet, Graf 3; Rep. Ingbretson, Graf 5; Rep. Case,
Rock 1; Rep. Ladd, Graf 5; Sen. Gallus, Dist 1

COMMITTEE: Municipal and County Government

ANALYSIS

This bill requires that a state, county, or municipal vehicle issued permanent plates bear identifying signage on the sides of the vehicle.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struckthrough~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Eleven

AN ACT relative to identification of certain publicly owned vehicles.

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

- 1 1 Publicly Owned Vehicles; Signage. Amend RSA 261:92 to read as follows:
2 261:92 Publicly Owned Vehicles; Nonprofit Corporations. The director shall have the authority
3 to prescribe special rules relative to registration of vehicles owned and driven by the government of
4 the United States, the state, or by any county, city, town, regional planning commission, school
5 district, volunteer fire department, eligible nonprofit corporation operating transportation under
6 contract with the department of transportation for the public or for elderly or disabled persons, or
7 public or private educational institution used for the purpose of student driver training, and may
8 issue permanent number plates for such vehicles. Said vehicles displaying said number plates shall
9 be deemed to be properly registered under the provisions of this title and may be driven upon the
10 ways of the state without further registration or subsequent number plates. *Every state, county, or*
11 *municipal vehicle registered under this section shall display on each side of the vehicle*
12 *appropriate signage identifying the government entity to which the vehicle is assigned*
13 *such that the name of the entity is legible at a minimum distance of 25 feet.*
14 2 Effective Date. This act shall take effect 60 days after its passage.

LBAO
11-0253
01/14/11

HB 226-FN-LOCAL - FISCAL NOTE

AN ACT relative to identification of certain publicly owned vehicles.

FISCAL IMPACT:

The Department of Safety, the New Hampshire Association of Counties, and the New Hampshire Municipal Association state this bill may increase state and local expenditures by an indeterminable amount in FY 2012. There will be no fiscal impact on state, county, and local revenue or county expenditure

METHODOLOGY:

The Department of Safety, the New Hampshire Association of Counties, and the New Hampshire Municipal Association state this bill requires every state, county, and municipal vehicle to display, on each side of the vehicle, signage meeting certain visibility requirements including identifying the government entity responsible for the vehicle. The Department of Safety states the majority of the vehicles under its purview would already comply with these requirements and the cost to ensure the remainder met the requirements would be less than \$10,000. The Association of Counties and the Municipal Association could not estimate the number of county and municipal vehicles currently in compliance, however to the extent these vehicles do not already comply with these requirements county and local expenditures will increase due to the costs associated with bringing these vehicles into compliance.

The Department of Administrative Services and the Department of Transportation state this bill should have no fiscal impact on the state, as most state vehicles are already in compliance with the bill's requirements.

Speakers

Hearing Minutes

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB 226-FN-LOCAL

BILL TITLE: relative to identification of certain publicly owned vehicles.

DATE: February, 1, 2011

LOB ROOM: 301 **Time Public Hearing Called to Order:** 10:03 am

Time Adjourned: 10:26 am

(please circle if present)

Committee Members: Reps. ~~Ferrante~~, ~~Sterling~~, B. Patten, ~~Lockwood~~, ~~Accornero~~, ~~Belanger~~, ~~Burt~~, ~~Coffey~~, ~~Copeland~~, ~~Moore~~, ~~Munck~~, ~~Shackett~~, ~~Stroud~~, ~~DeStefano~~, Roberts, Hooper and ~~Tatro~~

Bill Sponsors: Rep. Bulis, Graf 1; Rep. Gionet, Graf 3; Rep. Ingbretson, Graf 5; Rep. Case, Rock 1; Rep. Ladd, Graf 5; Sen. Gallus, Dist 1

TESTIMONY

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

Rep. Bulis – Sponsor – Supports - Only applies to permanent plates. Some cars are not marked with any ownership information. You have no way to know who is driving inappropriately if observed. 911 will not tell you who owns a government car. Don't feel this is an unfunded mandate as it is typically part of the cost of purchasing a vehicle. Also some communities have extra decals lying around. Ans. - There is no way to find out who owns a "G" plate. Ans. - Even if a car is being used temporarily with regular plates for drug work it would have to be marked when using "G" plates. Ans. - If the vehicle is signed, it will be used appropriately.

Rep. Jasper – Oppose – This is a 28-a issue. Doesn't matter if \$0.10 or \$100,000, there is still cost. As selectman from Hudson, feel this is a local issue. Not sure if Hudson decal is readable at 25-feet. Hesitate to say at this point if registration information should be public without further inquiry into the issue.

Michael Williams of NHMA – Oppose – I agree with everything Rep. Jasper said.

Respectfully submitted,



Rep. Philip Munck
Clerk

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB 226-FN-LOCAL

BILL TITLE: relative to identification of certain publicly owned vehicles.

DATE:

2/18/11

LOB ROOM:

301

Time Public Hearing Called to Order: 10:03

Time Adjourned: 10:26

(please circle if present)

Committee Members: Reps. Ferrante, Sterling, B. Patten, Lockwood, Accornero, Balange, Burt, Coffey, Copeland, Moore, Munck, Shackett, Stroud, DeStefano, Roberts, Hooper and Tatro. *not present*

Bill Sponsors: Rep. Bulis, Graf 1; Rep. Gionet, Graf 3; Rep. Ingbretson, Graf 5; Rep. Case, Rock 1; Rep. Ladd, Graf 5; Sen. Gallus, Dist 1

TESTIMONY

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

Municipal and County Government Committee
February 1, 2011

HB226-FN-L

Rep. Bulis – Only applies to permanent plates. Some cars are not marked with any ownership information. You have no way to know who is driving inappropriately if observed. 911 will not tell you who owns a government car. Don't feel this is an unfunded mandate as it is typically part of the cost of purchasing a vehicle. Also some communities have extra decals lying around. Ans. - There is no way to find out who owns a "G" plate. Ans. - Even if a car is being used temporarily with regular plates for drug work it would have to be marked when using "G" plates. Ans. - If the vehicle is signed, it will be used appropriately.

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Michael Williams of NHMA – Oppose - agree with everything Rep. Jasper said.

SB11-L

Sen. Boutin – A local control bill. Allows the Town of Hooksett to vote on a very controversial local issue. Has passed the Senate 24-0. Let voters see if they want to dissolve the Police Commission. Prefer a vote as opposed to legislating the Police Commission out of existence. Ask you exec this bill immediately to get on this year's warrant.

Rep. Hess – Support – All Hookset representatives support this bill. This bill was originally introduced by my wife but it did not include a provision to rescind the commission. Hookset is a charter town so it can be on the ballot if enacted by the beginning of March. Ans. - Wife agrees with its repeal.

HB319

No-one appeared to testify about clothlines.

HB113

Hearing reopened at 11:30 a.m. Tuesday, February 1, 2011

Rep Ulery – amendment does not remove oversight by the County Commissioners. Allows the Department of Corrections to rapidly move prisoners when needed. Ans. - The amendments offered previously had not gone through Legislative Services and are all covered in this amendment. Ans. - Not all facilities have isolation that are appropriate to all situations. Daniel Ward Sr. Supt. Belknap County House of Corrections – Support – Allows prisoners to be transferred for separation purposes.

Ronald White Supt. Of Merrimack County House of Corrections – Support - My Commissioners are comfortable with this bill. I have limited ability to keep inmates separated.

Jim O'Mara Supt. Hillsborough County House of Corrections – Support amendment.

Hearing closed at 11:47 a.m.

Voting Sheets

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB 226

BILL TITLE: relative to identification of certain publicly owned vehicles.

DATE: February 8, 2011

LOB ROOM: 301

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. Sterling

Seconded by Rep. Accornero

Vote: 16-0 (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: Yes vv

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Philip Munck, Clerk



HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB 226-FN-LOCAL

BILL TITLE: relative to identification of certain publicly owned vehicles.

DATE: 2-8-11

LOB ROOM: 301

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. Sterling

Seconded by Rep. Accanaro

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:

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Philip Munck, Clerk

Committee Report

CONSENT CALENDAR

February 9, 2011

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on MUNICIPAL AND COUNTY GOVERNMENT to which was referred HB226-FN-L, AN ACT relative to identification of certain publicly owned vehicles. Having considered the same, report the same with the following Resolution: **RESOLVED, That it is INEXPEDIENT TO LEGISLATE.**

Rep. Franklin W Sterling

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	MUNICIPAL AND COUNTY GOVERNMENT
Bill Number:	HB226-FN-L
Title:	relative to identification of certain publicly owned vehicles.
Date:	February 9, 2011
Consent Calendar:	YES
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

The intention of this bill was to amend RSA 261:92 to require all vehicles owned by any governmental subdivision to affix signage to the vehicle that was visible from 25 ft identifying the government agency to which it was registered. The committee was of the opinion that this would make a cost that was not funded and therefore was in violation of part I of article 28-A of the state constitution.

Vote 16-0.

Rep. Franklin W Sterling
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

MUNICIPAL AND COUNTY GOVERNMENT

HB226-FN-L, relative to identification of certain publicly owned vehicles. **INEXPEDIENT TO LEGISLATE.**

Rep. Franklin W Sterling for MUNICIPAL AND COUNTY GOVERNMENT. The intention of this bill was to amend RSA 261:92 to require all vehicles owned by any governmental subdivision to affix signage to the vehicle that was visible from 25 ft identifying the government agency to which it was registered. The committee was of the opinion that this would make a cost that was not funded and therefore was in violation of part I of article 28-A of the state constitution. **Vote 16-0.**

Original: House Clerk
Cc: Committee Bill File

COMMITTEE REPORT

Stirling

COMMITTEE: _____

BILL NUMBER: HB 226-FN

TITLE: Relative to identification of certain publicly owned vehicles

DATE: 2-8-11 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:

The intention of this bill was to amend RSA 261:92 to require all vehicles owned by any governmental subdivision to affix signage to the vehicle that was visible from 25ft identifying the governmental agency to which it was registered. The committee was of the opinion that this would create a cost that was not funded and therefore was in violation of article 28-B of the State Constitution.

BAF

COMMITTEE VOTE: 16-0

RESPECTFULLY SUBMITTED

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

Rep. Frank W. Stirling
For the Committee