

Bill as Introduced

HB 355 - AS INTRODUCED

2011 SESSION

11-0234

05/09

HOUSE BILL **355**

AN ACT enabling state and local fire and building officials to issue citations for violations of the fire code, and for fireworks, gas fitting, and electric code violations.

SPONSORS: Rep. Welch, Rock 8; Rep. Tholl, Coos 2

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill enables state and local fire and building officials to issue citations for violations of the fire code, electric code, fuel gas fitting regulations, and permissible fireworks regulations if they have been granted such enforcement authority by the commissioner of the department of safety.

This bill was requested by the department of safety.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Eleven

AN ACT enabling state and local fire and building officials to issue citations for violations of the fire code, and for fireworks, gas fitting, and electric code violations.

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

1 1 Duties of the Commissioner of the Department of Safety; Code Enforcement. Amend RSA 21-
2 P:4, VII to read as follows:

3 VII. Have the discretion to grant authority to issue a citation for violations of fire safety
4 rules adopted under RSA 153:4-a [and], RSA 153:5, ***RSA 153:28, and RSA 153:29-a*** to the state fire
5 marshal or his designee, or to any fire chief, fire investigator, fire inspector or [~~fire-prevention~~] ***code***
6 ***enforcement*** officer who meets the qualifications established pursuant to RSA 21-P:14, II(s). A
7 citation for violations under this paragraph shall carry the penalty set forth under RSA 153:24. ***Any***
8 ***such officer may also be granted authority under the conditions set forth in RSA 21-P:14,***
9 ***II(s) to issue a citation for violations of RSA 319-C and RSA 160-C.***

10 2 Effective Date. This act shall take effect on January 1, 2012.

HB 355 - AS AMENDED BY THE HOUSE

15Mar2011... 0761h

2011 SESSION

11-0234

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HOUSE BILL

355

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6 ~~prevention~~] *code enforcement* officer who meets the qualifications established pursuant to RSA 21-
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8 153:24. *Any such officer may also be granted authority under the conditions set forth in*
9 *RSA 21-P:14, II(s) to issue a citation for violations to an unlicensed person pursuant to*
10 *RSA 319-C and RSA 329-A.*

11 2 Effective Date. This act shall take effect on January 1, 2012.

HB 355 - FINAL VERSION

15Mar2011... 0761h
05/25/11 2040s

2011 SESSION

11-0234
05/09

HOUSE BILL **355**

AN ACT enabling state and local fire and building officials to issue citations for violations of certain fire safety rules and licensing violations for gas fitters, electricians, and plumbers.

SPONSORS: Rep. Welch, Rock 8; Rep. Tholl, Coos 2

COMMITTEE: Executive Departments and Administration

AMENDED ANALYSIS

This bill enables state and local fire and building officials to issue citations for violations of fire safety rules adopted under RSA 153 and RSA 160-C, the permissible fireworks law. The bill also allows building officials and code enforcement officers to issue citations for violations of licensing requirements for fuel gas fitters, electricians, and plumbers.

This bill is a request of the department of safety.

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HB 355 - FINAL VERSION

15Mar2011... 0761h
05/25/11 2040s

11-0234
05/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

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- 3 VII. Have the discretion to grant authority to issue a citation for violations of fire safety
4 rules adopted under RSA 153:4-a [~~and~~], RSA 153:5, **and RSA 160-C and to unlicensed persons**
5 **who perform actions that require a license under RSA 153:28, RSA 153:29-a, RSA 319-C, or**
6 **RSA 329-A** to the state fire marshal or his *or her* designee, or to any fire chief, fire investigator, fire
7 inspector or fire prevention officer who meets the qualifications established pursuant to RSA 21-
8 P:14, II(s). A citation for violations under this paragraph shall carry the penalty set forth under
9 RSA 153:24. ***A building official or code enforcement officer may also be granted authority***
10 ***under RSA 21-P:14, II(s) to issue a citation to any unlicensed person who performs actions***
11 ***requiring a license under RSA 153:28, RSA 153:29-a, RSA 319-C, or RSA 329-A.***
- 12 2 Effective Date. This act shall take effect on January 1, 2012.

Amendments

Sen. Carson, Dist. 14
May 17, 2011
2011-1995s
05/10

Amendment to HB 355

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

2

3 AN ACT enabling state and local fire and building officials to issue citations for violations
4 of certain fire safety rules and licensing violations for gas fitters, electricians, and
5 plumbers.
6

7 Amend RSA 21-P:4, VII as inserted by section 1 of the bill by replacing it with the following:

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16 *RSA 21-P:14, II(s) to issue a citation to any unlicensed person who performs actions*
17 *requiring a license under RSA 153:28, RSA 153:29-a, RSA 319-C, or RSA 329-A.*

Amendment to HB 355

- Page 2 -

2011-1995s

AMENDED ANALYSIS

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This bill is a request of the department of safety.

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16 *RSA 21-P:14, II(s) to issue a citation to any unlicensed person who performs actions*
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2011-2040a

AMENDED ANALYSIS

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Committee Minutes

**SENATE CALENDAR NOTICE
EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

Senator Sharon Carson Chairman
 Senator Fenton Groen V Chairman
 Senator Sylvia Larsen 9:12 AM
 Senator Jim Luther 9:07 AM
 Senator Raymond White NO

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: May 4, 2011

HEARINGS

Thursday

5/12/2011

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SH 100

9:00 AM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

9:00 AM HB355

enabling state and local fire and building officials to issue citations for violations of the fire code, and for fireworks, gas fitting, and electric code violations.

9:30 AM HB623

prohibiting preferences in recruiting, hiring, promotion, or admission by state agencies, the university system, the community college system, and the postsecondary education commission.

Sponsors:

HB355

Rep. David Welch

Rep. John Tholl

HB623

Rep. Gary Hopper

Rep. Timothy Comerford

Rep. Lucien Vita

Rep. Paul Ingbreton

Executive Dept. and Administration Committee

Hearing Report

TO: Members of the Senate

FROM: Deb Chroniak, Legislative Aide

RE: Hearing report on HB 355 – enabling state and local fire and building officials to issue citations for violations of the fire code, and for fireworks, gas fitting, and electric code violations.

HEARING DATE: May 12, 2011

MEMBERS OF THE COMMITTEE PRESENT: Senator Sharon Carson, Dist 14; Senator Fenton Groen, Dist 6; Senator Sylvia Larsen, Dist 15; Senator Jim Luther, Dist 12 Senator Ray White, Dist 9

MEMBERS OF THE COMMITTEE ABSENT: Senator Ray White, Dist 9

Sponsor(s): Rep. Welch, Rock 8; Rep. Tholl, Coos 2

What the bill does: This bill enables state and local fire and building officials to issue citations for violations of the fire code, electric code, fuel gas fitting regulations, and permissible fireworks regulations if they have been granted such enforcement authority by the commissioner of the department of safety.

This bill was requested by the department of safety.

Who supports the bill: Representative David Welch, Rock 8; Representative John Tholl, Coos 2; Bill Degnan, State Fire Marshal; Bob Clegg, New Hampshire Building Official; Steven Rancourt, Electrical Contractor.

Who opposes the bill: Gary Abbott, Associated General Contractors.

The public hearing on HB 355 opened at 9:00 a.m.

The Chair, Senator Sharon Carson, called on the prime sponsor to testify.

Summary of testimony received:

- Representative David A. Welch (in support) stated that this bill was requested by the Fire Marshal's Office and that the Fire Marshall was at the hearing to explain the details of the bill.
- Representative John E. Tholl, Jr. (in support) signed on to co-sponsor the bill because of the fact that when a local official runs across an incident or something that is being done improperly, they have to contact the Fire Marshal's Office to have them come and make an action on it. He then stated that the Fire Marshal's Office is very busy, with limited personnel and that there are times that it takes several days for them to arrive to deal with the incident. He stated that it made sense to him that local officials should be able to take action on violations.
- Fire Marshal Bill Degnan, (in support) New Hampshire State Fire Marshal then testified by stating that there is a very positive side of this bill, and that what he is hearing from the licensed plumbers and licensed electricians is that this bill specifically gives the authority to cite unlicensed people in those trades.
- Fire Marshal Degnan went on to state from the experience they had from the gas fitters in New Hampshire they found several unlicensed. What they have done in their policy, in their office, is they have written a citation and they get them into the system. In most every case, they get them in to becoming licensed, as long as they do that within a year and if they come to an agreement, they request that the courts place it on file without a finding for one year, so that they can get in to a licensed training program. They want people to be licensed and they want them to learn about the trades. Marshal Degnan sees this as a positive tool to enhance that from both the plumbing and electrical side, as well.
- By placing the local code officials in to the mix, it broadens the people who are trained to write these citations, it is not that they are going to be granted citation power, because there is a program in place which has been approved by the police standards and training. The training gets into constitutional law and citations, search warrants, etc. This gives them a good broad understanding of that side of the law.
- He then stated that this is not a tool that they will use that often, but a great benefit to them and to the Fire Marshal's Office. He also sees it as a great benefit to the local people, which is most important.
- Senator Groen stated that he was in the building trades industry as a general contractor. He wanted to understand the practice or program in place, as to what constitutes justification for writing a citation.

- Fire Marshal Degnan stated that the present law allows for authority to issue citations to be granted to fire officials primarily, and that is with the training, and they can apply for that authority. There are rules, and those rules are set in how they can become certified to issue citations.

- In his career, he has only written three citations because he has worked things out by getting people into the court system and each time they plea bargained to get success. Their goal is not to punish people, although that is what the court system is for, to make things right for the end user. But, if they have an opportunity with a technician or a trade's person, to get them in as a trained person, they work towards that end. If you talk to the people on the Plumbing Board they will tell you the number of plumbers coming into the trade is going down, but yet the need for trained plumbers is going up, and in the electrical, you will probably find the same situation.

- Senator Groen then stated that on line 9 of the bill it indicates they are allowed to issue a citation for violations to an unlicensed person. He then went on to discuss two scenarios. The first scenario is in a situation where a licensed professional is required, in cases of a plumber, an electrician, a gas fitter, primarily those three in a construction setting, that if an unlicensed person is doing the work, it is a violation of the code, in and of itself, just simply that an unlicensed person was doing the work. And, of course, there are actual performance violations that an unlicensed person can do, and do very good, but because the person is unlicensed, it violates the code. So, in that case, are you looking for and dealing with the violation of the provisions of the code, for example, somebody that is not doing electrical work correctly, or are you looking for the fact that an unlicensed electrician is doing the work, even if he is doing it correctly.

- Fire Marshal Degnan stated that the focus is on the unlicensed person. The local code official, if they had that same authority, he did not think that you would see a rise in citations, because most of the time they work out those details with the trades person.

- Senator Groen stated that the next scenario he wanted to present was for work that is done by people who are not required to be licensed. He indicated that he did not have a requirement for licensing for framing contractors or even installing a heating system – other than, of course, the gas fitting that goes with it that doesn't require licensing. For those people, who are not dealing with a violation of the codes for doing the work, as would be the case of a plumber or an electrician. Here, licensing isn't required, so that is not the case. So, does this bill apply to that?

- Fire Marshal Degnan stated that it does not apply to framers, and that it only applies to fire related codes. The existing statute is already applying to fire related codes, so that would apply to the oil burner for instance, if

somebody puts the venting in which already exists; it extends that to local code official, which is the building official within the local community.

- Senator Groen then stated that brought a concern, where he is not opposed to issuing citations on work that is faulty, and especially knowingly faulty, but his concern was that he doesn't want a situation, where instead of having a working relationship, you have an aggressive code enforcement official. Occasionally, they do run in to those problems, just simply said, there are problems here and we are going to issue a citation. Senator Groen wants some protection in there that there is a working out of legitimate differences. Again, when they get a frame-in and rough inspection, they typically will have from two or three, to ten or twenty things that a person will point out, and he wants to make sure that this is not the type of thing where a person does not like a contractor and are issued a citation for that.
- Fire Marshal Degnan stated that this does not apply to the building code; this does not apply to the plumbing code, other than the unlicensed factor of that.
- Senator Carson then asked Fire Marshall Degnan if the State Fire Marshal's Office received a copy of these citations.
- Fire Marshal Degnan stated that if a citation was issued locally, that there was no requirement for them to send a copy to the State Fire Marshal's Office unless they chose to send a copy to them.
- Senator Groen stated that currently, Fire Marshal Degnan's Office is the only one who can issue citations. And, there was previous testimony from the sponsor that said that if a city or town enforcement official, a fire chief or whoever the designee is, rises to the level of needing a citation, they would have to come to you for that?
- Fire Marshal Degnan stated that, unless they have been granted that authority by the Commissioner of Safety. And, the present law allows him to grant that authority to local fire officials. Currently, there are 17 in the state. They have had over 100, over the past several years that have been trained and certified. They move on to other jobs, and if they move from one community to another, that authority does not go with them, they have to reapply, because if it's a fire inspector, their chief has to support their being granted that authority. So, even though they have the training and experience and the current authority, if they are working in one community, if they move to another community, and that fire chief says, no, I don't want you to have that authority, that person cannot apply for it.
- Gary Abbott, (in opposition) Executive Vice President of the Associated General Contractors of New Hampshire looked at this bill when it was in the House, which was loaded with RSAs, and there was some confusion by the

testimony that he just heard, and stated that by the code enforcement officer, he believes that, by the codes that are regulated would be only the fire officials because it relates to RSA 21-P:14.

- Mr. Abbott believes there are two levels here; that how it is written in a broad nature, the concern is, he represents contractors who have active construction worksites, and they have building code officials, fire code officials that can walk the site at any time, but their leverage is, that at the end of the project, whether you get an occupancy problem or where you can actually occupy whatever you are building, that is the leverage that they have at a local level. If there is deemed to be a violation or citation, then it goes to a higher level.

- Mr. Abbott indicated that they liked that system the same way electricians and plumbers like their system, to have their own inspectors underneath their licensing boards. And, they like that system because it has to be a violation or citation of some meaning to get to a higher level, rather than the guy in the field, like a police officer, and writes a citation or uses that as leverage on a site.

- Mr. Abbott went on about one of the other things that he testified in the House, which was how very few citations there were to justify expanding the whole citation to the local level without any state oversight.

- Areas within the bill that Mr. Abbott does not concern himself with, on the local level, are things like the fireworks, which he believes the local level should have. Also, he is not concerned over giving citations to people who are doing licensing trades, but yet are not being licensed. But, how this bill reads, Mr. Abbott is concerned that the citation could go to the owner of the project, the building contractor, or anybody who is there when they find and make this determination about the citation.

- Mr. Abbott believes that this language is to lose, as to who they would be writing the citation to. A contractor who hired the licensed person to do the work, if they found something not right with the licensing, or one of these situations that they find quite often, is where the building code official and the fire official disagree upon one of the code items; can they both, or can one of them write a citation before working it out.

- Mr. Abbott believes that this bill needs considerable work or it needs super clarity that they can do citations only for people doing licensing trades without a license, but then you are really stepping on those licensing boards and their licensing inspectors are the rest that go with that.

- Another thought is when you get into building code items, this language is very broad. They have interpreted it many different ways, and they are just not sure, and they just do not want people out there with

everybody having the right to give citations. A concern was that you would have people having the authority, even after going through training, but there is a concern of the broad reaching of who has powers to write citations, and to what level. He wants to see this bill better clarified; what type of citation they could hand out if not approved by the Department of Safety. Another clarification would be, does code enforcement officer mean building code officials? He has not seen them testify on this bill, as of yet.

- These are some of the major concerns that Mr. Abbott has had from the start of this legislation, before the House amended it, limiting the citations to only unlicensed, but that raised a whole bunch of questions; who unlicensed gets the citations and the violations.
- Mr. Abbott believes that this expands the authority and doesn't really have the oversight like the licensing boards do, because once you give that authority at the local level, there is no connection back up to the top. Or, there would be some exemption that citations cannot be issued during the project when they have the right of occupancy permit, that would also satisfy Mr. Abbott, so that that would not be used during the project when people are trying to work together to get the job done. That is what code officials do, is try to work with you, but if they have that right to issue citations, Mr. Abbott believes that the working relationship will change.
- Senator Groen stated that, first of all, Mr. Abbott said that he was comfortable with the current system, and the current system being, basically, local code enforcement official, but if he sees it rise to a violation level, he has to escalate it to the next level above it; Mr. Abbott stated that was correct.
- Senator Groen then stated that he was comfortable with that, and why did he believe that was adequate, versus adding this level.
- Mr. Abbott stated that he thinks it helps with the checks and balances, with the types of violations and severity to reach a certain level. That is why he likes the current system, and that he does believe this statute is trying to expand, not only the categories that people have the enforcement, but it also expands that you can do it down below.
- Senator Groen indicated that the wording states that the state Fire Marshal or his designee, and it seems that is broad enough to include anyone at a local level and asked if that was Mr. Abbott's concern.
- Mr. Abbott stated that part of his concern was that broadening is the adding of a code enforcement officer, which is broader than what is currently in the statute of the fire investigator, fire inspector, those, and those that have been designated by the Department. Once you add in code enforcement, that is where the flag goes up.

- Senator Goren asked if Mr. Abbott's preference is (and he was just asking for clarification on Mr. Abbott's position) to see this bill modified and clarified, or did he believe that this bill was not necessary.
- Mr. Abbott stated that their official position was the recommendation of opposing this bill, so they would be recommending "inexpedient to legislate", but he also recognized that there are parts that do not deal with them when it comes to the fireworks. But, when it comes to the building code and the confusion that could happen, even just the clarification of "code officials" because it is wide open as to what that means.
- Senator Larsen stated that on her notes it does not apply to building or plumbing codes, and where did he read that it does?
- Mr. Abbott stated that, in the Fire Marshal's testimony, he talked about building code officials, as well, but recognized that in the RSAs, as he quoted, they are all fire code related. But, building code officials are code enforcement officers, that is where the confusion is.
- Senator Larsen asked if there were any other type of code enforcement officers, if they are not building code enforcement officers, with Mr. Abbott stating that, fire prevention, and asking if those words should stay in front of.
- Robert Clegg (in support) representing the New Hampshire Building Officials, and they fully understand as code officials, that the intent of the Fire Marshal is to extend the ability to write a citation only on fire codes, and not any other codes, and they do not read it any other way. They read it as if they go on a job site and there is an unlicensed electrician performing a job, the code official has the opportunity to either cite them, or threat a citation. Mr. Clegg believes that the Fire Marshal is correct and that, currently they find these people on the job sites, and there is not a lot they can do because they do not oversee them. He is giving the local communities the ability to move one step forward, and as he said, instead of going and trying to find somebody from your fire department who may be his designee to come do the citation, you can take care of it right there. They are only trying to make the job site a fair site because if everybody has to be licensed, then those who are not licensed does not necessarily mean that they are not doing a good job, but the cost of licensing is a cost that you have to factor in to all of your bids. So, if some people out there have to be licensed, then all of them should be licensed and should follow the code. The playing field should be kept level.
- Senator Groen stated that the intent of the legislation is only to be able to cite unlicensed persons doing a job when the state law requires a licensed person to do that job. Is that correct? Mr. Clegg indicated that was their belief.

- Senator Groen went on to indicate that it would not include citations for the actual defective work.
- Bob Clegg stated that was his understanding and believes that is what the intent is, after speaking with the Fire Marshal, that this would only be citations to those doing work that the law requires a license for.
- Senator Groen mentioned that a question was previously brought up regarding the code enforcement officer and was this his understanding that the code enforcement officer is a building code enforcement officer, and would be able to write these citations for the electrical code violations.
- Mr. Clegg stated that the citation would only be for fire code and for licensing, and that would not be a problem, making it clearer that the citation could only be for licensing.
- Senator Larsen stated that on line 8 of the bill, if it were revised to say, "any such officer, including a code enforcement officer may be granted". You might remove "code enforcement" from the first line, but in line 8 you would add, **"any such officer, including a code enforcement, may be granted authority under the conditions set forth under RSA 21-P:14 II(s) to issue a citation to an unlicensed person for a fire code violation pursuant to RSA ...** So, you are really extending the authority to all such officers listed above, but you are including the ability to designate a local code enforcement officer authority to grant a citation to an unlicensed person who violates a fire code.
- Mr. Clegg stated that he thought that might work, but that he would not want to mislead anyone. Currently, the electrical code is really under the Fire Marshal's control. And, code enforcement officers in the local communities already have the authority to go in and do electrical, and do the inspections, and can stop you from moving forward. But, they do not have the ability to cite for unlicensed, which the Fire Marshal does. So, Mr. Clegg does not have a problem in making that clear, that any such officer, including code enforcement officer. Every community calls the person that goes to the job site the code enforcement officer, whether they are qualified to do the inspections or not.
- Senator Carson asked Mr. Clegg if he thought it would be a good idea to send a copy of the citation to the particular licensing board, so that they will know that this individual is out there doing this work.
- Mr. Clegg stated that he thought so, and he thought so when it came to both plumbing and electrical, so that the boards would know, but you could not expect the boards to do all the work.

- Steven Rancourt (in support) representing the Electrical Contractors Business Association stated that he was involved with this bill when it was in the House and the House Subcommittee and helped work on some of the concerns, indicating that he thought they were all clarified. He then stated that he was told that the intention of this bill was for unlicensed individuals. He then said that he clearly felt that the licensing board was capable of handling them and that there were no backlog issues with the board. If you have a possibility of losing your license, this takes away your livelihood, which typically would have more effect on a company than getting a violation.

- Mr. Rancourt believes that if it stays with unlicensed individuals, they would have no concerns about that; the question is how far does it go – it says code violations. Do we need to put more wording in to make sure that it is just fire code violations?

- He then stated that testimony in the House indicated that the violations that were handed out were approximately 20 to 25; that is less than two per month. There are 17 inspectors in the state who have the authority to certify other inspectors.

- Senator Groen wanted to confirm that Mr. Rancourt's intent is to issue citations for violations regarding operating without a license where a license is required, and Mr. Rancourt stated that was correct. Senator Groen stated that this legislation is not to issue violations for a specific code violation, but to issue a citation for somebody who was unlicensed.

The public hearing on HB 355 closed at 9:40 a.m.

Funding: None

Future Action: Pending

DAC

[file: HB 355 report]

Date: 5-12-11

Speakers

SENATE EXECUTIVE DEPARTMENTS AND ADMINISTRATION COMMITTEE

Date: May 12, 2011

Time: 9:00 a.m. Public Hearing on HB 355

HB 355 - enabling state and local fire and building officials to issue citations for violations of the fire code, and for fireworks, gas fitting, and electric code violations.

Please check box(es) that apply:

Please check if

SPEAKING FAVOR OPPOSED

NAME (Please print)

REPRESENTING

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| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Rep. John E. Thoma | CDUS-2 |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | NH Building Official (Bob Clegg) | |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Bill DeGnan
<small>DEGNAN</small> | DOS State Fire Marshal |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Rep David Welch | Rack 8 |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Mr Bob Clegg | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Steven Rancourt | Electrical Contractor |
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Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE

Date: May 19, 2011

THE COMMITTEE ON Executive Departments and Administration
to which was referred House Bill 355

AN ACT enabling state and local fire and building officials to issue citations for violations of the fire code, and for fireworks, gas fitting, and electric code violations.

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

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 2040s

Senator Fenton Groen
For the Committee

Deb Chroniak 271-1403

New Hampshire General Court - Bill Status System

Docket of HB355

Docket Abbreviations

Bill Title: (New Title) enabling state and local fire and building officials to issue citations for violations of certain fire safety rules and licensing violations for gas fitters, electricians, and plumbers.

Official Docket of HB355:

Date	Body	Description
1/21/2011	H	Introduced 1/6/2011 and Referred to Executive Departments and Administration; HJ 11 , PG. 183
1/26/2011	H	Public Hearing: 2/10/2011 9:00 AM LOB 306
2/3/2011	H	Subcommittee Work Session: 2/10/2011 3:00 PM LOB 306
2/17/2011	H	Subcommittee Work Session: 2/24/2011 2:01 PM LOB 306
3/2/2011	H	Executive Session: 3/9/2011 1:00 PM LOB 306
3/10/2011	H	Committee Report: Ought to Pass with Amendment #0761h for Mar 15 (Vote 12-3; RC); HC 22 , PG.554
3/10/2011	H	Proposed Committee Amendment #2011-0761h ; HC 23 , PG.609
3/15/2011	H	Amendment #0761h Adopted, VV; HJ 26 , PG.801
3/15/2011	H	Ought to Pass with Amendment #0761h: MA VV; HJ 26 , PG.801
3/23/2011	S	Introduced and Referred to Executive Departments and Administration; SJ 11 , Pg.191
5/5/2011	S	Hearing: 5/12/11, Room 100, State House, 9:00 a.m.; SC23
5/19/2011	S	Committee Report: Ought to Pass with Amendment #2011-2040s , NT, 5/25/11; SC25
5/25/2011	S	Committee Amendment 2040s, NT, AA, VV; SJ 18
5/25/2011	S	Ought to Pass with Amendment 2040s, NT, MA, VV; OT3rdg; SJ 18
5/25/2011	S	Passed by Third Reading Resolution
6/8/2011	H	House Concurs with Senate AM 2040s(NT) (Rep C.McGuire): MA VV; HJ 51 , PG.1714
6/8/2011	S	Enrolled
6/8/2011	H	Enrolled; HJ 51 , PG.1728
6/27/2011	H	Signed By Governor 06/27/2011; Effective 01/01/2012; Chapter 0210

NH House

NH Senate

Other Referrals

COMMITTEE REPORT FILE INVENTORY

HB 355 ORIGINAL REFERRAL

_____ RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE AIDE 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

HEARING REPORT

_____ PREPARED TESTIMONY AND OTHER SUBMISSIONS HANDED IN AT THE PUBLIC HEARING

SIGN-UP SHEET(S)

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

- AMENDMENT # 19955 _____ - AMENDMENT # _____
 - AMENDMENT # 20405 _____ - AMENDMENT # _____

ALL AVAILABLE VERSIONS OF THE BILL:

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

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

DATE DELIVERED TO SENATE CLERK

7/30/11

BY:


COMMITTEE AIDE