

Bill as Introduced

SB 248 - AS INTRODUCED

2012 SESSION

12-2930
06/09

SENATE BILL **248**
AN ACT relative to the installation of municipal culverts.
SPONSORS: Sen. Sanborn, Dist 7
COMMITTEE: Public and Municipal Affairs

ANALYSIS

This bill exempts certain municipalities from the permitting requirements for excavating and dredging.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to the installation of municipal culverts.

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

1 1 Excavating and Dredging Permit; Certain Exemptions; Use of Best Management Practices.
2 RSA 482-A:3, XVI(a) is repealed and reenacted to read as follows:

3 XVI.(a) Any municipality that has a professional engineer ensure that best management
4 practices for routine roadway maintenance in New Hampshire published by the department of
5 transportation are followed by its employees or contractors who install, repair, or replace culverts or
6 stream crossing structures, including culverts up to and including 48 inches in diameter or the
7 functional hydraulic equivalent, and that files an appropriate notice under subparagraph (b) shall be
8 exempt from the permitting requirement of RSA 482-A:3, I(a).

9 2 Effective Date. This act shall take effect 60 days after its passage.

Committee Minutes

**SENATE CALENDAR NOTICE
PUBLIC AND MUNICIPAL AFFAIRS**

ATTENDANCE

- ✓ Senator John Barnes, Jr. Chairman
- ✓ Senator Jeanie Forrester V Chairman
- ✓ Senator David Boutin
- ✓ Senator Amanda Merrill
- ✓ Senator Nancy Stiles

③

START: 10:35 Am
END: 10:38 Am

For Use by Senate Clerk's Office ONLY

Bill Status

Docket

Calendar

Proof: Calendar Bill Status

Date: January 25, 2012

HEARINGS

Tuesday

2/7/2012

PUBLIC AND MUNICIPAL AFFAIRS

LOB 101

9:00 AM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

- 9:00 AM SB225-FN-L relative to fees for vital records.
- 9:20 AM SB238 establishing a committee to assess the form of government in towns that have elected the official ballot referendum form of meeting.
- 9:40 AM SB247-L relative to certifying municipal culvert installers.
- 10:00 AM SB248 relative to the installation of municipal culverts.
- 10:20 AM SB261 relative to requirements for warrant articles.
- 10:50 AM SB268 relative to the appointment of the treasurer of the Concord school district.

*- NO RECORDING -
PROBLEM W/ RECORDER.
JAM
02/07/12*

Sponsors:

SB225-FN-L

Sen. David Boutin
Rep. Irene Messier

Sen. Lou D'Allesandro

Rep. William Infantine

Rep. Patrick Long

SB238

Sen. Sharon Carson
Rep. Robert Theberge

Sen. John Barnes, Jr.

Rep. Timothy Copeland

Rep. Priscilla Lockwood

SB247-L

Sen. Jeanie Forrester
Rep. Gene Chandler

Sen. John Gallus

Sen. Amanda Merrill

Sen. Andy Sanborn

SB248

Sen. Andy Sanborn

Rep. Robert Greemore

Rep. Colette Worsman

SB261

Sen. Nancy Stiles
Rep. Chris Nevins

Rep. Kathleen Hoelzel
Rep. Andrew Renzullo

Rep. Frederick Rice
Sen. John Barnes, Jr.

Rep. James Waddell
Sen. Gary Lambert

SB268

Sen. Sylvia Larsen
Rep. Candace Bouchard

Rep. Stephen Shurtleff
Rep. Mary Gile

Sen. Lou D'Allesandro

Sen. Amanda Merrill

Public and Municipal Affairs Committee

Hearing Report

TO: Members of the Senate

FROM: Deb Martone, Legislative Aide

RE: Hearing report on SB 248 – relative to the installation of municipal culverts.

HEARING DATE: February 7, 2012

MEMBERS OF THE COMMITTEE PRESENT: Senators Barnes, Forrester, Merrill, Boutin and Stiles.

MEMBERS OF THE COMMITTEE ABSENT: No one.

Sponsor(s): Senator Sanborn

What the bill does: exempts certain municipalities from the permitting requirements for excavating and dredging.

Who supports the bill: No one.

Who opposes the bill: Rene Pelletier, NH Department of Environmental Services.

Summary of testimony received:

•Senator Barnes opened the hearing at 10:35 am and introduced the prime sponsor, Senator Sanborn, who expressed the fact that he and Senator Forrester had been walking on a concurrent path regarding culverts. Senator Sanborn agrees with the concept of Senator Forrester's bill, SB 247-LOCAL, and requested SB 248 be found inexpedient to legislate by the committee. Senator Barnes closed the hearing at 10:38 am.

Action: Senator Merrill made a motion of Inexpedient to Legislate on SB 248. Senator Stiles seconded the motion. The vote was 5-0 in favor. The committee then unanimously voted to place the bill on the Consent Calendar. Senator Forrester will report the bill out of committee.

dam

[file: SB 248 report]

Date: February 9, 2012

Speakers

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Date: February 8, 2012

THE COMMITTEE ON Public and Municipal Affairs
to which was referred Senate Bill 248

AN ACT relative to the installation of municipal culverts.

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

IS INEXPEDIENT TO LEGISLATE

BY A VOTE OF: 5-0

CONSENT CALENDAR VOTE: 5-0

Senator Jeanie Forrester for the Committee

This bill would have exempted certain municipalities from the permitting requirements for excavating and dredging.

Debra Martone 271-3092

New Hampshire General Court - Bill Status System

Docket of SB248

Docket Abbreviations

Bill Title: relative to the installation of municipal culverts.*Official Docket of SB248:*

Date	Body	Description
1/1/2012	S	Introduced 1/4/2012 and Referred to Public and Municipal Affairs; SJ 1 , Pg.5
1/26/2012	S	Hearing: 2/7/12, Room 101, LOB, 10:00 a.m.; SC5
2/9/2012	S	Committee Report: Inexpedient to Legislate, 2/15/12; Vote 5-0; CC; SC7
2/15/2012	S	Inexpedient to Legislate, MA, VV === BILL KILLED ===; SJ 5 , Pg.126

NH House

NH Senate

Other Referrals

COMMITTEE REPORT FILE INVENTORY

SB 248 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

_____ HANDOUTS FROM THE PUBLIC HEARING

_____ PREPARED TESTIMONY AND OTHER SUBMISSIONS

SIGN-UP SHEET(S)

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

_____ - AMENDMENT # _____ _____ - AMENDMENT # _____
_____ - AMENDMENT # _____ _____ - 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

06/19/12

Debra A. Martore
BY COMMITTEE AIDE