

Bill as
Introduced

HB 506 - AS INTRODUCED

2013 SESSION

13-0198

06/05

HOUSE BILL

506

AN ACT

relative to certain time periods for adoption and amendment of town codes and ordinances.

SPONSORS:

Rep. Daniels, Hills 40

COMMITTEE:

Municipal and County Government

ANALYSIS

This bill extends the time permitted between the 2 public hearings required in certain towns for the adoption of codes and ordinances.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to certain time periods for adoption and amendment of town codes and ordinances.

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

1 1 Adoption and Amendment of Town Codes and Ordinances. Amend RSA 41:14-b to read as
2 follows:

3 41:14-b Adoption and Amendment of Town Codes and Ordinances. If adopted in accordance
4 with RSA 41:14-c, in towns with 10,000 or more inhabitants, the selectmen shall have the authority
5 to establish, and amend town ordinances and codes after they hold 2 public hearings at least 10 but
6 not more than [14] 21 days apart on the establishment or amendment of the ordinance or code;
7 provided, however, upon the written petition of 50 registered voters presented to the selectmen prior
8 to the selectmen's vote, according to the provisions of RSA 39:3, the proposed establishment of or
9 amendment to the town ordinance or code shall be inserted as an article in the warrant for the town
10 meeting. The selectmen's vote shall take place no sooner than 10 days nor later than [14] 21 days
11 after the second public hearing [which] is held. The provisions of this section shall not apply to the
12 establishment and amendment of a zoning ordinance, historic district ordinance, or building code
13 under the provisions of RSA 675.

14 2 Effective Date. This act shall take effect 60 days after its passage.

Hearing Minutes

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB506

BILL TITLE: relative to certain time periods for adoption and amendment of town codes and ordinances.

DATE: February 5, 2013

LOB ROOM: 301 **Time Public Hearing Called to Order:** 1:33 pm

Time Adjourned: 1:37 pm

(please circle if present)

Committee Members: Reps. Porter, Tatro, Hooper, Roberts, Malloy, Carson, Lavender, Enman, S. White, Verschueren, Vaik, Stroud, Shackett, Danielson, Coffey, J. Belanger, Lockwood, Bickford, Copeland and Bishop.

Bill Sponsors: Rep. Daniels, Hills 40

TESTIMONY

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

1. **Rep Gary Daniels**, Hills 40, Sponsor, supports the bill. We often are up against time constraints to act as a board of selectmen and this bill would help out.
2. **Cordell Johnston**; NHMA, supports the bill. This bill is also an NHMA Policy bill and we support the bill.

Respectfully Submitted


Representative Jim Belanger
Committee Clerk

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB506

BILL TITLE: relative to certain time periods for adoption and amendment of town codes and ordinances.

DATE: 5 FEB 2013

LOB ROOM: 301

Time Public Hearing Called to Order: 133 PM

Time Adjourned: 137 PM

(please circle if present)

Committee Members: Reps. Porter, Tatro, Hooper, Roberts, Malloy, Carson, Lavender, Enman, S. White, Verschueren, Vail, Stroud, Shackett, Danielson, Coffey, J. Belanger, Lockwood, Bickford, Copeland and Bishop.

Bill Sponsors: Rep. Daniels, Hills 40

TESTIMONY

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

House Committee on Municipal & County Government
Public Hearing on HB 506

Relative to certain time periods for adoption and amendment of town codes and ordinances

Porter, Marjorie	X	Tatro, Bruce	X	Bélanger, Jim	X
Bickford, David		Bishop, Franklin		Carson, Clyde	X
Coffey, James	X	Copeland, Timothy	X	Danielson, David	
Enman, Larry	X	Hooper, Dorothea	X	Lavender, Tom	X
Lockwood, Priscilla	X	Malloy, Dennis	X	Roberts, Kris	
Shackett, Jeff		Stroud, Kathleen	X	Vail, Suzanne	X
Verschueren, James	X	White, Syndi	X		

LOB Room 301

Date: 5 February 2013

Hearing called to order: 1:33 PM

Hearing Adjourned: 1:37 PM

Testimony

* indicates written testimony or amendment submitted.

Notes are notes and not exact quotes.

1. **Rep Gary Daniels**, Hills 40, Sponsor, supports the bill. We often are up against time constraints to act as a board of selectmen and this bill would help out.
2. **Cordell Johnston; NHMA, supports the bill.** This bill is also an NHMA Policy bill and we support the bill.

Respectfully Submitted



Representative Jim Bélanger
Committee Clerk

Voting Sheets

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB560

BILL TITLE: relative to certain time periods for adoption and amendment of town codes and ordinances.

DATE: February 21, 2013

LOB ROOM: 301

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Belanger

Seconded by Rep. Tatro

Vote: 16-0 (Please attach record of roll call vote.)

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

Moved by Rep.

Seconded by Rep.

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

CONSENT CALENDAR VOTE: YES NO (Please circle one)

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. James P. Belanger, Clerk

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB506

BILL TITLE: relative to certain time periods for adoption and amendment of town codes and ordinances.

DATE: 21 FEB 2013

LOB ROOM: 301

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

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

Moved by Rep. Belanger

Seconded by Rep. Tatro

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

16-0

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

Moved by Rep.

Seconded by Rep.

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

CONSENT CALENDAR VOTE: YES NO (Please circle one)

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. James P. Belanger, Clerk



STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

1/7/2013 3:58:12 PM
Roll Call Committee Registers
Report

2013 SESSION

MUNICIPAL AND COUNTY GOVERNMENT

Bill #: HB 306 Title: TIME PERIODS FOR TOWN Codes & ORDINANCES

PH Date: 5 FEB 2013 Exec Session Date: 21 FEB 2013

Motion: OTP Amendment #: _____

MEMBER	YEAS	NAYS
Porter, Marjorie A, Chairman	✓	
Tatro, Bruce L, V Chairman	✓	
Roberts, Kris E	✓	
Hooper, Dorothea D	✓	
Carson, Clyde J	✓	
Enman, Larry S	✓	
Lavender, Tom	✓	
Malloy, Dennis J	✓	
Vail, Suzanne M		
Verschueren, James	✓	
White, Syndi G	✓	
Stroud, Kathleen M		
Lockwood, Priscilla P	✓	
Belanger, James P, Clerk	✓	
Coffey, James E	✓	
Copeland, Timothy D	✓	
Shackett, Jeffrey S		
Bishop, Franklin C		
Bickford, David A	✓	
Danielson, David J	✓	
TOTAL VOTE:		

16 0

Committee Report

CONSENT CALENDAR

February 26, 2013

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on MUNICIPAL AND COUNTY
GOVERNMENT to which was referred HB506,**

**AN ACT relative to certain time periods for adoption
and amendment of town codes and ordinances. Having
considered the same, report the same with the
recommendation that the bill OUGHT TO PASS.**

Rep. James P Belanger

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	MUNICIPAL AND COUNTY GOVERNMENT
Bill Number:	HB506
Title:	relative to certain time periods for adoption and amendment of town codes and ordinances.
Date:	February 26, 2013
Consent Calendar:	YES
Recommendation:	OUGHT TO PASS

STATEMENT OF INTENT

Holding public hearings in larger towns are not always easy to arrange. The current statute mandates two public hearings for adoption and amendment of town codes and ordinances to be held at least 10 days but not more than 14 days apart. This often puts the governing body in a squeeze. This bill changes the 14 days to 21 days allowing for more flexibility in the holding of the public hearings. NHMA supports this bill as a Policy Bill. The Committee agrees that more time would be a benefit and saw no downside to the extended period.

Vote 16-0.

Rep. James P Belanger
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

MUNICIPAL AND COUNTY GOVERNMENT

HB506, relative to certain time periods for adoption and amendment of town codes and ordinances.
OUGHT TO PASS.

Rep. James P Belanger for MUNICIPAL AND COUNTY GOVERNMENT. Holding public hearings in larger towns are not always easy to arrange. The current statute mandates two public hearings for adoption and amendment of town codes and ordinances to be held at least 10 days but not more than 14 days apart. This often puts the governing body in a squeeze. This bill changes the 14 days to 21 days allowing for more flexibility in the holding of the public hearings. NHMA supports this bill as a Policy Bill. The Committee agrees that more time would be a benefit and saw no downside to the extended period. **Vote 16-0.**

Original: House Clerk
Cc: Committee Bill File

COMMITTEE REPORT

COMMITTEE: M & C B

BILL NUMBER: HB 306

TITLE: Re TIME PERIODS FOR TOWN CODES & ORDINANCES

DATE: 21 FEB 2013 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:

COMMITTEE VOTE: 16-0

RESPECTFULLY SUBMITTED,

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

Rep. Jim Belanger
For the Committee
MAFnt

Majority Blurb for HB 506, Consent Calendar, OTP 16-0

Holding public hearings in larger towns are not always easy to arrange. The current statute mandates two public hearings for adoption and amendment of town codes and ordinances to be held at least 10 days but not more than 14 days apart. This often puts the governing body in a squeeze. This bill changes the 14 days to 21 days allowing for more flexibility in the holding of the public hearings. NHMA supports this bill as a Policy Bill. The Committee agrees that more time would be a benefit and saw no downside to the extended period.