

# Bill as Introduced

HB 162 - AS INTRODUCED

2019 SESSION

19-0106  
08/04

HOUSE BILL            **162**

AN ACT                repealing the requirement for the inspection of timber.

SPONSORS:            Rep. Pearl, Merr. 26; Rep. Turcotte, Merr. 22; Rep. Moffett, Merr. 9; Rep. Lang,  
Belk. 4

COMMITTEE:          Resources, Recreation and Development

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ANALYSIS

This bill removes the requirement for the inspection of timber.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 162 - AS INTRODUCED

19-0106

08/04

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Nineteen*

AN ACT                   repealing the requirement for the inspection of timber.

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

1           1 Repeal. RSA 347, relative to requirements for the inspection of timber, is repealed.

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

CHAPTER 150  
HB 162 - FINAL VERSION

2019 SESSION

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08/04

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HB 162 - FINAL VERSION

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*In the Year of Our Lord Two Thousand Nineteen*

AN ACT                repealing the requirement for the inspection of timber.

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

- 1        150:1 Repeal. RSA 347, relative to requirements for the inspection of timber, is repealed.  
      150:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 01, 2019  
Effective Date: August 30, 2019

# Committee Minutes

# SENATE CALENDAR NOTICE

## Energy and Natural Resources

Sen Martha Fuller Clark, Chair  
 Sen Dan Feltes, Vice Chair  
 Sen David Watters, Member  
 Sen Jeb Bradley, Member  
 Sen Bob Giuda, Member

Date: March 21, 2019

### HEARINGS

	Tuesday	
	(Day)	03/26/2019 (Date)
Energy and Natural Resources		SH 103
(Name of Committee)		(Place)
		9:00 a.m.
		(Time)
9:00 a.m.	<b>HB 228</b>	extending the commission to study the current statutes related to management of non-tidal public waterways and the construction or placement of structures within them.
9:15 a.m.	<b>HB 617</b>	establishing a committee to study recycling streams in New Hampshire.
9:30 a.m.	<b>HB 283</b>	relative to the age rabbits can be transferred.
9:45 a.m.	<b>HB 162</b>	repealing the requirement for the inspection of timber.
10:00 a.m.	<b>HB 281</b>	relative to flow devices designed to control beaver damming and minimize the risk of flooding behind an existing beaver dam.
10:15 a.m.	<b>HB 476-FN</b>	replacing the milk producers emergency relief fund with the dairy premium fund.

### EXECUTIVE SESSION MAY FOLLOW

**Sponsors:**

**HB 228**

Rep. Suzanne Smith

Rep. Ebel

**HB 617**

Rep. Ebel

Rep. Turcotte

Rep. Carson

Rep. Tucker

Rep. O'Connor

Rep. Malloy

Sen. Ward

Sen. Watters

Sen. Fuller Clark

**HB 283**

Rep. Danielson

**HB 162**

Rep. Pearl

Rep. Turcotte

Rep. Moffett

Rep. Lang

**HB 281**

Rep. Myler

Rep. Wallner

**HB 476-FN**

Rep. O'Connor

Rep. Pearl

Sen. Kahn

Griffin Roberge 271-7875

Martha Fuller Clark  
Chairman

# Senate Energy and Natural Resources Committee

Griffin Roberge 271-7875

**IB 162**, repealing the requirement for the inspection of timber.

**Hearing Date:** March 26, 2019.

**Time Opened:** 9:45 a.m.

**Time Closed:** 9:50 a.m.

**Members of the Committee Present:** Senators Feltes, Watters and Giuda.

**Members of the Committee Absent:** Senators Bradley and Fuller Clark.

**Bill Analysis:** This bill removes the requirement for the inspection of timber.

**Sponsors:**

Rep. Pearl

Rep. Turcotte

Rep. Moffett

Rep. Lang

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**Who supports the bill:** Representative Timothy Lang (Belknap - District 4), Representative Suzanne Smith (Grafton - District 8), Curtis Barry (NH Retail Lumber Association), Richard Pierson, Jasen Stock (NH Timberland Owners Association), Alvin See (Loudon, NH).

**Who opposes the bill:** None.

**Who is neutral on the bill:** None.

**Summary of testimony presented in support:**

*Representative Timothy Lang  
Belknap - District 4*

- Representative Lang introduced HB 162 on behalf of the prime sponsor, Representative Howard Pearl.
- HB 162 is a housekeeping bill that repeals statute that is no longer enforced by the NH Division of Forests and Lands within the NH Department of Natural and Cultural Resources.
- HB 162 passed the House Resources, Recreation, and Development Committee with a 19-0 vote on the consent calendar. The bill passed on a voice vote on the House floor.
- Senator Giuda asked if Representative Lang's tie was a Jerry Garcia tie.
  - Representative Lang said it was a Jerry Garcia tie. His children give him a Jerry Garcia tie every Father's Day, Christmas, and birthday.

*Curtis Barry - provided written testimony*

*Lobbyist, Barry Government Relations, representing the NH Retail Lumber Association (NHRLA)*

- In doing research for the NHRLA, Mr. Barry reached out to various parties about RSA 347:
  - Jasen Stock, the Executive Director of the NH Timberland Owners Association, asked his members and found no one had any experience with the statute.
  - The NH Division of Forests and Lands had no use of the statute.
  - The NH Department of Agriculture, Markets, and Food had no use of the state.
- RSA 347 is an unenforced area of statute that creates requirements and penalties for violations of the statute. Therefore, it makes sense to repeal it.
  - HB 162 would repeal provisions covering the inspection of timber, which includes lumber and



shingles, that are outdated and no longer apply to the industry or how materials are measured, graded, or any other current industry standard.

- Repealing the statute would not reduce the safety, inspection, or quality of materials produced or sold in NH. In fact, NH businesses cannot meet the inapplicable standards found in the current statute.
- The agencies and organizations that oversee the grading of timber, dimensional lumber, and shingles are constantly upgrading their standards to ensure that products are safe and meet stringent requirements to be graded and sold. This is a necessity in order to keep up with new technology introduced into the industry. RSA 347 has arcane inspection rules that are a relic of the past.

*Jason Stock*

*Executive Director, NH Timberland Owners Association (NHTOA)*

- Reiterated earlier testimony in support of HB 162.
- RSA 347 makes reference to cullers, staves, and shingles, which used to be large components of New Hampshire's economy, but are no longer.
- Senator Giuda asked if the NHTOA was in support of putting RSA 347 into the waste stream of legislative history.
  - Mr. Stock said NHTOA was in support of repealing RSA 347.

*Representative Suzanne Smith*

*Grafton – District 8*

- Reiterated earlier testimony in support of HB 162.

**Summary of testimony presented in opposition: None.**

**Neutral Information Presented: None.**

GJR, edited by Cameron Lapine.

Date Hearing Report completed: March 26, 2019.

# Speakers

# Senate Energy & Natural Resources Committee

## SIGN-IN SHEET

Date: Tuesday, March 26<sup>th</sup>, 2019      Time: 9:45 a.m.

HB 162      AN ACT repealing the requirement for the inspection of timber.

Name/Representing (please print neatly)

Name/Representing	Support	Oppose	Speaking?	Yes	No
Rep Tim Long Belknap Co. Introduce Bill	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rep Suzanne Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
Curtis J. Barry NH Retail Lumber Assoc.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Richard Pierson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jasen Stok NH Timberland Owners Assoc.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Alvin See Loudon - Self	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
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	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
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	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>

2nd row

# Testimony



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Rensselaer, NY 12144-9453  
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Toll Free: 800.292.6752  
nrta.org

To: Sen. Martha Fuller Clark, Chairwoman of the Senate Energy & Natural Resources Committee  
From: Dan Keith, General Manager Selectwood and Chairman of the NHRLA Legislative Committee  
Date: March 26, 2019  
Subject: Memorandum in Support of House Bill 162

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The New Hampshire Retail Lumber Association (NHRLA) strongly supports House Bill 162, repealing the requirement for the inspection of timber.

NHRLA represents independently-owned lumber and building material suppliers and other associated businesses, including wholesalers, manufacturers, and distributors. Our members are often family-owned businesses and generational. These businesses pride themselves on providing quality and safe materials that are graded by the proper agencies and organization to meet or exceed all accepted industry standards.

House Bill 162 would repeal provisions covering the inspection of timber, which includes lumber and shingles, that are outdated and no longer apply to the industry or how materials are measured, graded, or any other current industry standard.

Repealing this statute would in no way reduce the safety, inspection, or quality of materials produced or sold in New Hampshire. In fact, to meet the safety and standards required for materials produced and sold today, New Hampshire businesses cannot meet the inapplicable standards found in the current statute.

The agencies and organizations that oversee the grading of timber, dimensional lumber, and shingles are constantly upgrading their standards to ensure that products are safe and meet stringent requirements to be graded and sold. This has become a necessity to keep up with new technology being introduced to the industry and makes these arcane inspection rules nothing more than a relic of the past.

It is for the above stated reasons that NHRLA strongly supports this legislation.

*The NHRLA has 67 member companies and represents independent lumber and building material dealers, manufactures, wholesalers, distributors, and other associated businesses in the state of New Hampshire. The industry employs more than 17,000 New Hampshire residents with nearly \$823 million in annual wages.*



**NRLA Mission:** To unite, lead, represent, train and provide a forum for the successful evolution of the independent lumber and building material dealers of the Northeast.

# Voting Sheets

# Senate Energy & Natural Resources Committee

## EXECUTIVE SESSION RECORD

2019-2020 Session

Bill # HB 162

Hearing date: 03/26/19

Executive Session date: 5/14/2019

Motion of: OTP Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Fuller Clark, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Feltes, Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Watters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Bradley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Giuda	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: Consent Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Fuller Clark, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Feltes, Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Watters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Bradley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Giuda	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: \_\_\_\_\_ Vote: \_\_\_\_\_

Committee Member	Present	Made by	Second	Yes	No
Sen. Fuller Clark, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Feltes, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Watters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Bradley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Giuda	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Giuda

Notes: \_\_\_\_\_

\_\_\_\_\_

# Committee Report



STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE  
FOR THE CONSENT CALENDAR

Tuesday, May 14, 2019

THE COMMITTEE ON Energy and Natural Resources

to which was referred **HB 162**

AN ACT

repealing the requirement for the inspection of  
timber.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator Bob Giuda  
For the Committee

This bill is a housekeeping measure that removes the requirement for the inspection of timber. This section of statute is no longer enforced by the NH Division of Forest and Lands within the NH Department of Natural and Cultural Resources because the statute is no longer relevant to the timber industry.

Griffin Roberge 271-7875

FOR THE CONSENT CALENDAR

**ENERGY AND NATURAL RESOURCES**

**HB 162**, repealing the requirement for the inspection of timber.

Ought to Pass, Vote 5-0.

Senator Bob Giuda for the committee.

This bill is a housekeeping measure that removes the requirement for the inspection of timber. This section of statute is no longer enforced by the NH Division of Forest and Lands within the NH Department of Natural and Cultural Resources because the statute is no longer relevant to the timber industry.

**Docket of HB162**

Docket Abbreviations

**Bill Title:** repealing the requirement for the inspection of timber.*Official Docket of HB162.:*

<b>Date</b>	<b>Body</b>	<b>Description</b>
12/27/2018	H	<b>Introduced</b> 01/02/2019 and referred to Resources, Recreation and Development <b>HJ 2</b> P. 39
1/8/2019	H	Public Hearing: 01/15/2019 02:00 pm LOB 305
1/23/2019	H	Executive Session: 01/29/2019 10:00 am LOB 305
1/31/2019	H	Committee Report: Ought to Pass for 02/14/2019 (Vote 19-0; CC) <b>HC 11</b> P. 11
2/14/2019	H	<b>Ought to Pass:</b> MA VV 02/14/2019 <b>HJ 5</b> P. 21
3/12/2019	S	Introduced 03/07/2019 and Referred to Energy and Natural Resources; <b>SJ 8</b>
3/21/2019	S	<b>Hearing:</b> 03/26/2019, Room 103, SH, 09:45 am; <b>SC 15</b>
5/15/2019	S	Committee Report: Ought to Pass, 05/23/2019; Vote 5-0; CC <b>SC 23</b>
5/23/2019	S	<b>Ought to Pass:</b> MA, VV; OT3rdg; 05/23/2019; <b>SJ 17</b>
6/12/2019	S	Enrolled (In recess 06/06/2019); <b>SJ 20</b>
6/12/2019	H	Enrolled 06/06/2019 <b>HJ 18</b> P. 47
7/3/2019	H	Signed by Governor Sununu 07/01/2019; Chapter 150; Eff: 08/30/2019

NH House

NH Senate

# Other Referrals

## Senate Inventory Checklist for Archives

Bill Number: HB 162

Senate Committee: ENR

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

### Bill Hearing Documents: {Legislative Aides}

Bill version as it came to the committee

All Calendar Notices

Hearing Sign-up sheet(s)

Prepared testimony, presentations, & other submissions handed in at the public hearing

Hearing Report

Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

### Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

\_\_\_ - amendment # \_\_\_      \_\_\_ - amendment # \_\_\_

\_\_\_ - amendment # \_\_\_      \_\_\_ - amendment # \_\_\_

Executive Session Sheet

Committee Report

### Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

\_\_\_ - amendment # \_\_\_      \_\_\_ - amendment # \_\_\_

\_\_\_ - amendment # \_\_\_      \_\_\_ - amendment # \_\_\_

### Post Floor Action: (if applicable) {Clerk's Office}

\_\_\_ Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):

\_\_\_ Enrolled Bill Amendment(s)

\_\_\_ Governor's Veto Message

### All available versions of the bill: {Clerk's Office}

\_\_\_ as amended by the senate      \_\_\_ as amended by the house

final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

\_\_\_\_\_  
Committee Aide

\_\_\_\_\_  
Date

Senate Clerk's Office JM