

# Committee Report

# CONSENT CALENDAR

February 4, 2021

## HOUSE OF REPRESENTATIVES

### REPORT OF COMMITTEE

**The Committee on Executive Departments and  
Administration to which was referred HB 208,**

**AN ACT repealing RSA 323 regarding lightning rod  
dealers and salesmen. Having considered the same,  
report the same with the recommendation that the bill  
OUGHT TO PASS.**

**Rep. Tony Lekas**

**FOR THE COMMITTEE**

## **COMMITTEE REPORT**

Committee:	<b>Executive Departments and Administration</b>
Bill Number:	<b>HB 208</b>
Title:	<b>repealing RSA 323 regarding lightning rod dealers and salesmen.</b>
Date:	<b>February 4, 2021</b>
Consent Calendar:	<b>CONSENT</b>
Recommendation:	<b>OUGHT TO PASS</b>

### **STATEMENT OF INTENT**

This bill would eliminate the requirement for a license for dealers and salesmen of lightning rods. According to the State Fire Marshal the program has outlived it's usefulness to the state. The installation of lightening rods are governed by the state fire code and state electrical code, and included in the National Fire Protection Association (NFPA) standards. The State Fire Marshal recommends eliminating this program.

Vote 17-0.

Rep. Tony Lekas  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

Executive Departments and Administration

**HB 208**, repealing RSA 323 regarding lightning rod dealers and salesmen. **OUGHT TO PASS.**

Rep. Tony Lekas for Executive Departments and Administration. This bill would eliminate the requirement for a license for dealers and salesmen of lightning rods. According to the State Fire Marshal the program has outlived it's usefulness to the state. The installation of lightening rods are governed by the state fire code and state electrical code, and included in the National Fire Protection Association (NFPA) standards. The State Fire Marshal recommends eliminating this program.  
**Vote 17-0.**

Original: House Clerk

Cc: Committee Bill File

**Archived:** Tuesday, April 20, 2021 9:30:58 AM  
**From:** Carol McGuire  
**Sent:** Saturday, February 6, 2021 1:05:46 PM  
**To:** Pam Smarling; Miriam Simmons  
**Subject:** Fwd: Committee Report on HB 208  
**Response requested:** No  
**Importance:** Normal

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----- Forwarded message -----

From: **Tony Lekas** <[rep.tony.lekas@gmail.com](mailto:rep.tony.lekas@gmail.com)>  
Date: Sat, Feb 6, 2021 at 12:06 PM  
Subject: Committee Report on HB 208  
To: <[carol@mcguire4house.com](mailto:carol@mcguire4house.com)>

HB208 repealing RSA 323 regarding lightning rod dealers and salesmen

Committee Motion: OTP

This bill would eliminate the requirement for a license for dealers and salesmen of lightning rods. According to the State Fire Marshall the program has outlived it's usefulness to the state. The installation of lightening rods are governed by the state fire code and state electrical code, and included in the National Fire Protection Association (NFPA) standards. The State Fire Marshall recommends eliminating this program.

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Representative Tony Lekas  
Hillsborough 37 (Hudson and Pelham)  
Committee: Executive Departments and Administration  
30 Barretts Hill Rd  
Hudson, NH 03051  
603-305-5726

# Voting Sheets

**HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**EXECUTIVE SESSION on HB 208**

**BILL TITLE:** repealing RSA 323 regarding lightning rod dealers and salesmen.

**DATE:** February 4, 2021

**LOB ROOM:** Remote / Hybrid

**MOTIONS:** **OUGHT TO PASS**

Moved by Rep. T. Lekas

Seconded by Rep. S. Pearson

Vote: 17-0

**CONSENT CALENDAR: YES**

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep John Sytek, Clerk

HOUSE COMMITTEE ON ED+A

EXECUTIVE SESSION ON HB 208

BILL TITLE: REPEALING ASA 323 REGARDING LIGHTNING AOD DEALERS AND SALESMEN

DATE: 2-4-21

LOB ROOM: 306-308

MOTION: (Please check one box)

☒ OTP ☐ ITL ☐ Retain (1<sup>st</sup> year) ☐ Adoption of Amendment # \_\_\_\_\_  
☐ Interim Study (2<sup>nd</sup> year) (if offered)

Moved by Rep. LEKAS Seconded by Rep. S. PEARSON Vote: 17-0

MOTION: (Please check one box)

☐ OTP ☐ OTP/A ☐ ITL ☐ Retain (1<sup>st</sup> year) ☐ Adoption of Amendment # \_\_\_\_\_  
☐ Interim Study (2<sup>nd</sup> year) (if offered)

Moved by Rep. \_\_\_\_\_ Seconded by Rep. \_\_\_\_\_ Vote: \_\_\_\_\_

MOTION: (Please check one box)

☐ OTP ☐ OTP/A ☐ ITL ☐ Retain (1<sup>st</sup> year) ☐ Adoption of Amendment # \_\_\_\_\_  
☐ Interim Study (2<sup>nd</sup> year) (if offered)

Moved by Rep. \_\_\_\_\_ Seconded by Rep. \_\_\_\_\_ Vote: \_\_\_\_\_

MOTION: (Please check one box)

☐ OTP ☐ OTP/A ☐ ITL ☐ Retain (1<sup>st</sup> year) ☐ Adoption of Amendment # \_\_\_\_\_  
☐ Interim Study (2<sup>nd</sup> year) (if offered)

Moved by Rep. \_\_\_\_\_ Seconded by Rep. \_\_\_\_\_ Vote: \_\_\_\_\_

CONSENT CALENDAR? X Yes \_\_\_\_\_ No

Minority Report? \_\_\_\_\_ Yes \_\_\_\_\_ No If yes, author, Rep.: \_\_\_\_\_ Motion: \_\_\_\_\_

Respectfully submitted, Rep. J. SYTEK, Clerk

## OFFICE OF THE HOUSE CLERK



1/22/2021 9:57:48 AM  
Roll Call Committee Register  
Report

2021 SESSION

## Executive Departments and Administration

Bill #: HB 208 Motion: OTP AM #: \_\_\_\_\_ Exec Session Date: 2-4-21

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
McGuire, Carol M. Chairman	X		
Roy, Terry Vice Chairman	X		
Sytek, John Clerk	X		
Pearson, Stephen C.	X		
Yakubovich, Michael	X		
Lekas, Tony	X		
Alliegro, Mark C.	X		
Bailey, Glenn			X
Lanzara, Tom E.	X		
Santonastaso, Matthew			X
Goley, Jeffrey P.	X		
Schuett, Dianne E.	X		
Jeudy, Jean L.	X		
Schmidt, Peter B.	X		
Schultz, Kristina M.	X		
Fellows, Sallie D.	X		
Fontneau, Timothy J. <del>LABRANCHE</del>	X		
Grote, Jaci L.	X		
O'Brien, Michael B.	X		
<b>TOTAL VOTE:</b>			

17-0

# Hearing Minutes

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 208

**BILL TITLE:** repealing RSA 323 regarding lightning rod dealers and salesmen.

**DATE:** February 4, 2021

**LOB ROOM:** LOB Hybrid **Time Public Hearing Called to Order:** 2:00 p.m.

**Time Adjourned:** 2:05 p.m.

(please circle if present)

*ALL PRESENT EXCEPT BAILEY*

**Committee Members:** Reps. McGuire, Roy, Sytek, S. Pearson, Yakubovich, Lekas, Alliegro, Bailey, Lanzara, Santonastaso, P. Schmidt, Schultz, Goley, Jeudy, Schutett, Fellows, Fontneau, Grote, M. O'Brien  
*LABRONCHE*

TESTIMONY

**Bill Sponsors:**

Rep. Yokela

TESTIMONY

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

**HB 208 repealing RSA 323 regarding lightning rod dealers and salesmen.  
(2:00/2:05)**

**\*Rep. Yokela introduced the bill and spoke in support.**

There are no education or training requirements for this license. There were only 4 dealers. Any one who works with lightning rods must follow NFPA 780. He said there was no need for licensing.

**\*The state Fire Marshal was unable to attend.** He sent a letter saying that lightning rods were covered in the state fire and electrical code and that this law was no longer needed. **He was in support of repeal.**

Public hearing adjourned at 2:05 p.m.

Minutes respectfully submitted by,  
Rep. John Sytek  
Committee Clerk

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS & ADMINISTRATION

PUBLIC HEARING on Bill # HB 208

BILL TITLE: REPEALING RSA 323 REGARDING LIGHTNING ROD DEALERS + SALESMEN

DATE: 2-4-21

ROOM: 306-308 LOB

Time Public Hearing Called to Order: 2:00

Time Adjourned: 2:05

(please circle if present)

ALL PRESENT EXCEPT BAILEY

Committee Members: Reps. McGuire, Roy, Sytek, S. Pearson, Yakubovich, Lekas, Alliegro, Bailey, Lanzara, Santonastaso, P. Schmidt, Schultz, Goley, Jeudy, Schuett, Fellows, Fontneau, Grote, M. O'Brien  
LABRONCHE

TESTIMONY

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

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**HB 208 repealing RSA 323 regarding lightning rod dealers and salesmen. (2:00/2:05)** Rep. Yokela introduced the bill and spoke in support. There are no education or training requirements for this license. There were only 4 dealers. Any one who works with lightning rods must follow NFPA 780. He said there was no need for licensing. The state Fire Marshal was unable to attend. He sent a letter saying that lightning rods were covered in the state fire and electrical code and that this law was no longer needed. He was in support of repeal.

# House Remote Testify

## Executive Departments and Administration Committee Testify List for Bill HB208 on 2

Support: 21 Oppose: 1 Neutral: 0 Total to Testify: 1

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>§</u>
Parisi, Paul	paul.j.parisi@dos.nh.gov	603.931.9538	State Agency Staff	NH State Fire Marshal's Office	Support	Yes (2m)	2
Rathbun, Eric	ericsrathbun@gmail.com	860.912.3751	A Member of the Public	Myself	Oppose	No	2
Nunez, Hershel	hershel.nunez@leg.state.nh.us	603.260.9630	An Elected Official	Myself	Support	No	2
Wied, Alex	gencourt.nh@centromere.net	603.674.6202	A Member of the Public	Myself	Support	No	2
Mennella, Alexandra	amennella1@protonmail.com	646.610.9858	A Member of the Public	Myself	Support	No	2
Osborne, Jason	HouseRepOffice@leg.state.nh.us	603.271.3665	An Elected Official	Myself	Support	No	2
Potucek, John	potucek1@comcast.net	603.432.9049	An Elected Official	Myself	Support	No	2
Aron, Judy	judy.aron@leg.state.nh.us	604.843.5908	An Elected Official	Myself	Support	No	2
Plett, Fred	fred.plett@leg.state.nh.us	603.660.0732	An Elected Official	Myself	Support	No	2
Smith, Jonathan	jhsmithnh5@gmail.com	603.651.1137	An Elected Official	Myself	Support	No	2
Weyler, Ken	kweyler@aol.com	603.778.5225	An Elected Official	Rock. 13	Support	No	2
ploszaj, tom	tom.ploszaj@leg.state.nh.us	603.279.9965	An Elected Official	Myself	Support	No	2
Johnson, Dawn	Dawn.Johnson@leg.state.nh.us	603.305.8466	An Elected Official	Myself	Support	No	2
Edwards, Rep Jess	jess.edwards@leg.state.nh.us	603.370.7885	An Elected Official	Rockingham District 4 (Auburn, Chester, Sandown)	Support	No	2
Spillane, James	james@jamesspillane.org	603.463.5623	An Elected Official	Rockingham 2	Support	No	2
Piemonte, Tony	tony.piemonte@leg.state.nh.us	603.391.4676	An Elected Official	Myself	Support	No	2
Greene, Bob	bob.greene@leg.state.nh.us	603.880.3929	An Elected Official	Myself	Support	No	2
Ankarberg, Aidan	aidan201@yahoo.com	603.770.1795	An Elected Official	Myself	Support	No	2
Belanger, Cody	cody.belanger@leg.state.nh.us	603.702.0128	An Elected Official	Myself	Support	No	2
Layon, Erica	erica.layon@leg.state.nh.us	603.479.9595	An Elected Official	Myself	Support	No	2
Blasek, Melissa	melissa.blasek@leg.state.nh.us	603.401.2542	An Elected Official	Myself	Support	No	2
Lekas, Alicia	rep.alicia.lekas@gmail.com	603.881.8960	An Elected Official	Hillsborough 37	Support	No	2

# Testimony

**Archived:** Wednesday, April 7, 2021 12:07:51 PM  
**From:** Parisi, Paul  
**Sent:** Thursday, February 4, 2021 11:18:26 AM  
**To:** ~House Executive Departments and Administration  
**Cc:** Pam Smarling  
**Subject:** Fire Marshal Office Testimony - HB 208  
**Importance:** Normal  
**Attachments:**  
FMO Position Paper - HB 208 - Lightning Rods.pdf ;

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Good morning Pam,

If the hearing for HB 208 (lightning rods) this afternoon is severely delayed (as it looks like it may be based on this morning) I will not be able attend the hearing, as I have to attend a wake; but my testimony is attached. Thank you. Feel free to call me if there are any issues. (931-9538)

Paul



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**Paul J. Parisi**  
**State Fire Marshal**

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Department of Safety | Division of Fire Safety  
New Hampshire State Fire Marshal's Office (FMO)

Physical: 110 Smokey Bear Boulevard (IPOC), Concord NH  
Mailing: 33 Hazen Drive  
Concord, NH 03305

Office: 603-223-4289  
Direct: 603-223-4293  
Fax: 603-223-4294  
Arson Hotline: 1-800-400-3526  
Email: [paul.parisi@dos.nh.gov](mailto:paul.parisi@dos.nh.gov)

*"Saving lives and property through education, engineering & enforcement"*



**Web Site Address:** <http://www.nh.gov/safety/divisions/firesafety>

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**Archived:** Wednesday, April 7, 2021 12:07:51 PM  
**From:** [Elliot Axelman](#)  
**Sent:** Tuesday, February 23, 2021 11:32:48 PM  
**To:** [~House Executive Departments and Administration](#)  
**Subject:** Please support HB208 and HB575  
**Importance:** Normal

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Dear Representatives,

My family and I would like you to please support HB208 and HB575, two simple bills which would simply make it a little easier for people to conduct business without being controlled and extorted by the government.

Here is [my article](#) mentioning the bills

Thank you.

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Elliot Axelman, FP-C  
Editor-in-chief  
LibertyBlock.com

# Bill as Introduced

HB 208 - AS INTRODUCED

2021 SESSION

21-0244

05/10

HOUSE BILL                    **208**

AN ACT                    repealing RSA 323 regarding lightning rod dealers and salesmen.

SPONSORS:            Rep. Yokela, Rock. 33

COMMITTEE:          Executive Departments and Administration

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ANALYSIS

This bill repeals RSA 323, relative to lightning rod dealers and salesmen.

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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 Twenty One*

AN ACT                    repealing RSA 323 regarding lightning rod dealers and salesmen.

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

- 1            1 Repeal. RSA 323, relative to lightning rod dealers and salesmen, is repealed.
- 2            2 Effective Date. This act shall take effect January 1, 2022.