Committee Report

CONSENT CALENDAR

January 28, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Public Works and Highways to which was referred HB 74-FN,

AN ACT relative to the Merrimack ramp toll plazas.

Having considered the same, report the same with the following resolution: RESOLVED, that it is

INEXPEDIENT TO LEGISLATE.

Rep. Mark McConkey

FOR THE COMMITTEE

Original: House Clerk

Cc: Committee Bill File

COMMITTEE REPORT

Committee:	Public Works and Highways
Bill Number:	HB 74-FN
Title:	relative to the Merrimack ramp toll plazas.
Date:	January 28, 2021
Consent Calendar:	CONSENT
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

This legislation prohibits the Commissioner of the Department of Transportation (DOT) from adding ramp toll plazas or open road tolls in the town of Merrimack unless tolls are placed in other locations on the F.E. Everett Turnpike that have higher traffic. New tolling locations are not determined by the DOT Commissioner but by the Governor's Advisory Commission on Intermodal Transportation (GACIT) and the General Court. When they are determined to be necessary they are brought forward through the 10-year transportation plan. That process begins every two years with the GACIT, moves to the Governor for input, and finally the Legislature determines what projects make into the ten-year plan. During the entire process, the DOT Commissioner is a nonvoting member. The committee recommends this bill be found Inexpedient to Legislate.

Vote 20-1.

Rep. Mark McConkey FOR THE COMMITTEE

Original: House Clerk

Cc: Committee Bill File

CONSENT CALENDAR

Public Works and Highways

HB 74-FN, relative to the Merrimack ramp toll plazas. INEXPEDIENT TO LEGISLATE.

Rep. Mark McConkey for Public Works and Highways. This legislation prohibits the Commissioner of the Department of Transportation (DOT) from adding ramp toll plazas or open road tolls in the town of Merrimack unless tolls are placed in other locations on the F.E. Everett Turnpike that have higher traffic. New tolling locations are not determined by the DOT Commissioner but by the Governor's Advisory Commission on Intermodal Transportation (GACIT) and the General Court. When they are determined to be necessary they are brought forward through the 10-year transportation plan. That process begins every two years with the GACIT, moves to the Governor for input, and finally the Legislature determines what projects make into the ten-year plan. During the entire process, the DOT Commissioner is a nonvoting member. The committee recommends this bill be found Inexpedient to Legislate. Vote 20-1.

Original: House Clerk

Cc: Committee Bill File

Voting Sheets

HOUSE COMMITTEE ON PUBLIC WORKS

EXECUTIVE SESSION on Bill # HB 74

BILL TITLE:		
DATE: //28/2-1		
LOB ROOM: 201		
MOTION: (Please check one box)		
□ OTP XIIL	☐ Retain (1st year)	Adoption of
44.4	☐ Interim Study (2nd year)	Amendment # (if offered)
Moved by Rep. McConxey	Seconded by Rep. ABBOTT	Vote: 20-/
MOTION: (Please check one box)		
□ OTP □ OTP/A □ ITL	\square Retain (1st year)	☐ Adoption of Amendment #
	☐ Interim Study (2nd year)	(if offered)
Moved by Rep	Seconded by Rep.	Vote:
MOTION: (Please check one box) □ OTP □ OTP/A □ ITL	□ Retain (1st year)	☐ Adoption of
□ OTP □ OTP/A □ ITL		Amendment #
	☐ Interim Study (2nd year)	(if offered)
Moved by Rep.	Seconded by Rep.	Vote:
MOTION: (Please check one box)		
□ OTP □ OTP/A □ ITL	☐ Retain (1st year)	☐ Adoption of Amendment#
	☐ Interim Study (2nd year)	(if offered)
Moved by Rep	Seconded by Rep.	Vote:
CONSENT CAME	ed: Rout H	NO Motion
	10091.5411	77



2021 SESSION

Public Works and Highways

вill #: <i>И</i> В 74	Motion:	112	AM #:	Exec Session Date:	1/28/21
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	48222	
<u>Members</u>	<u>YEAS</u>	<u>Nays</u> <u>NV</u>
	20	(1)
Graham, John A. Chairman	Jə	
McConkey, Mark E. Vice Chairman		
Milz, David E. Clerk		·
Somero, Paul J.	3	
Fedolfi, Jim L.		
Newton, Clifford A.	4	
Blasek, Melissa		
Bordes, Mike	5	
Kaczynski, Thomas L.	6	
Kilanski, Ben M.	7	
Thompson, Dennis J.		
Vandecasteele, Susan J.		
Cloutier, John R.	and the second s	
Edgar, Michael A.	10	
Ebel, Karen E.		
Jack, Martin L.	12	
Abbott, Michael D.	13	
Faulkner, Barry	14	
Newman, Sue A.	. 15	
Eaton, Daniel A. GRASSIE	16	
Pedersen, Michael P.	17	
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OFFICE OF THE HOUSE CLERK



1/22/2021 10:08:46 AM Roll Call Committee Registers Report

2021 SESSION

Public Works and Highways			, ,
Bill #: HB74 Motion:A	\M #:	Exec Session Date:	1/28/21
Query, Joshua F.		18	
Bunker, Lisa H.		19	
TOTAL VOTE:		20 /	

m---- 0 -40

House Remote Testify

Public Works and Highways Committee Testify List for Bill HB74 on 2021-01-28

Smith, Dave Dds	Croteau, Dan dan	Bowler, Katie Cbc	Wilma, Cunningham Cur	Orsi, Joseph Mei	Orsi, Dawn San	Carls, Kelly Kel	Landrigan, Pauline pau	bazelmans, rudy rudi	Wunderlich, Swi Stephanie	Healey, Robert rvho	Kropelin, Casey cgre	Mitchell, Jill msb	Felton, Steven chr	Fulmer, Kathleen Kat	пу			Parente, Cynthia Mzj	Crowley, Kiera kere			псу	Hayes, Geri geri	Hayes, Bob bob		Rung, Rosemarie rose	Name Em
Ddsmds@gmail.com	danielcroteau@outlook.com	Cbowler2@hotmail.com	Cunninghamwilma@hotmail.com	Metfan329@aol.com	Samona213@aol.com	Kellynıcarls@gmail.com	pauline.landrigan@gmail.com	rudy@bazelmans.org	Swunderl@comcast.net	rvhealey@aol.com	cgreemore25@gmail.com	msbean612@yahoo.com	chmategtt6@aol.com	Kathyfulmer@rocketmail.com	larrymartincarpenter@gmail.com	tricia.doliber@gmail.com	johngold@comcast.net	Mzprez@aol.com	kcrow2473@gmail.com	Chedglin@icloud.com	melissa.blasek@leg.state.nh.us	murphy.nancya@gmail.com	geri.hayes@rbhayes.net	bob.hayes@rbhayes.net	sylvie_pare@yahoo.com	rosemarie.rung@leg.state.nh.us	Email Address
603.889.9907	603.361.2622	603.674.2818	978.764.5027	718.710.7264	718.710.7264	617.947.7675	603.661.0999	603.888.5888	603.424.5895	603.521.0422	617.697.8244	978.758.6958	603.424.4545	603.661.9327	603.321.5814	603.785.6863	603.424.4952	603.674.8541	603.305.4196	693.486.5744	603.401.2542	603,424,0254	603.305.5606	603.341.4966	603.424.2603	603.424.6664	Phone
A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	An Elected Official	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	An Elected Official	A Member of the Public	A Member of the Public	A Member of the Public	A Member of the Public	An Elected Official	Title			
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HOUSE COMMITTEE ON PUBLIC WORKS AND HIGHWAYS

PUBLIC HEARING ON HB 74-FN

BILL TITLE:

relative to the Merrimack ramp toll plazas.

DATE:

January 28, 2021

LOB ROOM:

hybrid

Time Public Hearing Called to Order:

10:54 a.m.

Time Adjourned:

11:08 a.m.

<u>Committee Members</u>: Reps. Graham, McConkey, Milz, Somero, Newton, Blasek, Bordes, Kaczynski, Kilanski, Thompson, Cloutier, Edgar, Ebel, Jack, Abbott, Faulkner, S. Newman, Pedersen, Query and Bunker, Grassie

Bill Sponsors:

Rep. Rung

Rep. Mayville

Rep. Blasek

TESTIMONY

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

Rep. Rung, Bill sponsor - Presented bill and written testimony. no questions.

Rep. Blasek - spoke in favor of bill. no questions

Rep. Horrigan - Complemented Rep. Rung and presented his views on tolling.

Rep. Murphy - spoke in favor of bill and presented the argument that Merrimack residents are tolled unfairly.

Rep. Abbott - Spoke against the bill. Concerned about the fact of negative legislation.

<u>Victoria Sheehan</u> - DOT Commissioner. Explained 10 year plan process and the impact of removing tolls.

Respectfully submitted,

Rep. Milz, Clerk

HOUSE COMMITTEE ON PUBLIC WORKS

BILL TITLE: DATE:	PUBLIC HEA	ARING on Bill # HB 74
ROOM:	201	Time Public Hearing Called to Order: 1054 Time Adjourned: 1108
Abbot Faulkne	Newman, Lands	(please circle if present) aham, McConkey(Milz) Somero Fedolfi; Newton Blasek, compson, Vandecasteele, Cloutier) Edgar, Ebel, Jack) m, Pedersen, Query, Bunker TESTIMONY ay and/or amendments are submitted.
Use asterisk		ATTACHED

HB 74

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uk	ITTEN	TESTIMONY.	NO	COUG	3770N	'S

REP BLASEK SPOKE IN FAVOR OF BILL, NO QUESTIONS

RATE SPECIAL DE MORAL DE MANA

HIS VIEWS ON TOLLING.

THE ARGUMENT THAT MERRIMACK RESIDENTS ARE
TOUGH UNFAIRLY

-GARY ABBOTT - SPOKE NEARNST THE BILL, CONCERNED ABOUT THE FACT OF NEGOTIVE LEGISLATION.

VICTORIA SHEHAN - DOT COMMISSIONER. EXPLAINED

10 YEAR PLAN PROCESS AND THE IMPACT DE

REMOVING TOLLS,

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HB 74-FN - AS INTRODUCED

2021 SESSION

21-0047 06/11

HOUSE BILL

74-FN

AN ACT

relative to the Merrimack ramp toll plazas.

SPONSORS:

Rep. Rung, Hills. 21; Rep. Mayville, Hills. 21; Rep. Blasek, Hills. 21

COMMITTEE:

Public Works and Highways

ANALYSIS

This bill prohibits the commissioner of the department of transportation from adding ramp toll plazas or open road tolls in the town of Merrimack unless tolls are placed in other locations on the F.E. Everett Turnpike that have more traffic.

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.

21-0047 06/11

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT

relative to the Merrimack ramp toll plazas.

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

- 1 Department of Transportation; Prohibition of Merrimack Tolls. The commissioner of the department of transportation shall not include in the 10 year transportation improvement plan any ramp or open road tolls in the town of Merrimack unless tolls are placed in other locations of the F.E. Turnpike with higher daily average traffic volume counts.
- 5 2 Effective Date. This act shall take effect upon its passage.

HB 74-FN- FISCAL NOTE AS INTRODUCED

AN ACT

relative to the Merrimack ramp toll plazas.

FISCAL IMPACT:

[X] State

[] County

[] Local

[] None

	Estimated Increase / (Decrease)									
STATE:	FY 2021	FY 2022	FY 2023	FY 2024						
Appropriation	\$0	\$0	\$0	\$0						
Revenue	Indeterminable	Indeterminable	Indeterminable	Indeterminable						
Expenditures	Indeterminable	Indeterminable	Indeterminable	Indeterminable						
Funding Source:	[] General Fund	[] Education [] Highway [X]	Other - Turnpike						

METHODOLOGY:

This bill prohibits the Commissioner of the Department of Transportation including in the 10 year transportation improvement plan any ramp toll plazas or open road tolls in the town of Merrimack unless tolls are placed in other locations on the F.E. Everett Turnpike that have more traffic. Without knowing specific tolling locations, the Department is unable to estimate changes in traffic volumes and revenue along the F.E Everett Turnpike and therefore cannot estimate the fiscal impact of this bill.

AGENCIES CONTACTED:

Department of Transportation



2021 SESSION

Public Works and Highways

вill #: <i>И</i> В 74	Motion:	112	AM #:	Exec Session Date:	1/28/21
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<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	NV
Graham, John A. Chairman	20		
McConkey, Mark E. Vice Chairman			
Milz, David E. Clerk			
Somero, Paul J.	3		
Fedolfi, Jim L.			
Newton, Clifford A.	4		
Blasek, Melissa			
Bordes, Mike	5		
Kaczynski, Thomas L.	6		
Kilanski, Ben M.	7		
Thompson, Dennis J.	i k		
Vandecasteele, Susan J.			
Cloutier, John R.	9		
Edgar, Michael A.	10		
Ebel, Karen E.	1/		
Jack, Martin L.	12	7.00 (
Abbott, Michael D.	13		
Faulkner, Barry	14		
Newman, Sue A.	. 15		
Eaton, Daniel A. GRASSIE	16		
Pedersen, Michael P.	17		
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OFFICE OF THE HOUSE CLERK



1/22/2021 10:08:46 AM Roll Call Committee Registers Report

2021 SESSION

Public Works and Highways			, ,
Bill #: HB74 Motion:A	\M #:	Exec Session Date:	1/28/21
Query, Joshua F.		18	
Bunker, Lisa H.		19	
TOTAL VOTE:		20 /	

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Public Hearing

House Remote Testify

Public Works and Highways Committee Testify List for Bill HB74 on 2021-01-28

Smith, Dave Dds	Croteau, Dan dan	Bowler, Katie Cbc	Wilma, Cunningham Cur	Orsi, Joseph Met	Orsi, Dawn San	Carls, Kelly Kel	Landrigan, Pauline pau	bazelmans, rudy rudy	Wunderlich, Swi Stephanie	Healey, Robert rvho	Kropelin, Casey cgre	Mitchell, Jill msb	Felton, Steven chm	Fulmer, Kathloen Katl	пy			'n	Crowley, Kiera kcrc			псу	Hayes, Geri geri	Hayes, Bob bob.		Rung, Rosemarie rose	<u>Name</u> Em
Ddsmds@gmail.com	danielcroteau@outlook.com	Cbowler2@hotmail.com	Cunninghamwilma@hotmail.com	Metfan329@aol.com	Samona213@aol.com	Kellymcarls@gmail.com	pauline.landrigan@gmail.com	rudy@bazelmans.org	Swunderl@comcast.net	rvhealey@aol.com	cgreemore25@gmail.com	msbean612@yahoo.com	chmategtt6@aol.com	Kathyfulmer@rocketmail.com	larrymartincarpenter@gmail.com	tricia.doliber@gmail.com	johngold@comcast.net	Mzprez@aol.com	kcrow2473@gmail.com	Chedglin@icloud.com	melissa.blasek@leg.state.nh.us	murphy.nancya@gmail.com	geri.hayes@rbhayes.net	bob.hayes@rbhayes.net	sylvie_pare@yahoo.com	rosemarie.rung@leg.state.nh.us	Email Address
603.889.9907	603.361.2622	603.674.2818	978.764.5027	718.710.7264	718.710.7264	617.947.7675	603.661.0999	603.888.5888	603.424.5895	603.521.0422	617.697.8244	978.758.6958	603.424.4545	603.661.9327	603.321.5814	603.785.6863	603.424.4952	603.674.8541	603.305.4196	693.486.5744	603.401.2542	603,424,0254	603.305.5606	603.341.4966	603.424.2603	603.424.6664	Phone
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HOUSE COMMITTEE ON PUBLIC WORKS AND HIGHWAYS

PUBLIC HEARING ON HB 74-FN

BILL TITLE:

relative to the Merrimack ramp toll plazas.

DATE:

January 28, 2021

LOB ROOM:

hybrid

Time Public Hearing Called to Order:

10:54 a.m.

Time Adjourned:

11:08 a.m.

<u>Committee Members</u>: Reps. Graham, McConkey, Milz, Somero, Newton, Blasek, Bordes, Kaczynski, Kilanski, Thompson, Cloutier, Edgar, Ebel, Jack, Abbott, Faulkner, S. Newman, Pedersen, Query and Bunker, Grassie

Bill Sponsors:

Rep. Rung

Rep. Mayville

Rep. Blasek

TESTIMONY

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

Rep. Rung, Bill sponsor - Presented bill and written testimony. no questions.

Rep. Blasek - spoke in favor of bill. no questions

Rep. Horrigan - Complemented Rep. Rung and presented his views on tolling.

Rep. Murphy - spoke in favor of bill and presented the argument that Merrimack residents are tolled unfairly.

Rep. Abbott - Spoke against the bill. Concerned about the fact of negative legislation.

<u>Victoria Sheehan</u> - DOT Commissioner. Explained 10 year plan process and the impact of removing tolls.

Respectfully submitted,

Rep. Milz, Clerk

HOUSE COMMITTEE ON PUBLIC WORKS

BILL TITLE: DATE:	PUBLIC HEA	ARING on Bill # HB 74
ROOM:	201	Time Public Hearing Called to Order: 1054 Time Adjourned: 1108
Abbot Faulkne	Newman, Land	(please circle if present) aham, McConkey(Milz) Somero, Fedolfi, Newton Blasek, ompson, Vandecasteele, Cloutier Edgar, Ebel Jack) m, Pedersen, Query, Bunker TESTIMONY ty and/or amendments are submitted.
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HB 74

REP	LUNG	PRESENTED	5 13	ILL	AND	PREBENTED
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REP BLASEK SPOKE IN FAVOR OF BILL, NO QUESTIONS

RATE SPECIAL DE MORAL DE MANA

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VICTORIA SHEHAN - DOT COMMISSIONER. EXPLAINED

10 YEAR PLAN PROCESS AND THE IMPACT DE

REMOVING TOLLS,

Testimony

Archived: Friday, March 5, 2021 10:55:48 AM

From: Rosemarie Rung

Sent: Wednesday, January 27, 2021 6:43:49 PM

To: ~House Public Works and Highways **Subject:** HB74-FN Public Testimony

Importance: Normal

Honored Colleagues of the Public Works and Highways Committee, please find below my testimony for tomorrow's introduction of HB74:

Over the years, many bills regarding the turnpike tolls in Merrimack have come before this committee. In one way or another, they have sought relief from the unfair burden on Merrimack residents who have shouldered a disproportional responsibility for the cost for the Everett Turnpike's operation and maintenance. This unfairness continues with plans to install open road tolling in Merrimack just north of exit 8.

I ask the committee to return to the basics of what a turnpike is as you consider this bill. Turnpikes are user-funded. Drivers that use a turnpike pay for it. To be fair and equitable, the toll should be assessed for all users proportionally. Fairness and equity - that is what this bill is about.

This bill is not about banning tolls in Merrimack. It is about assessing tolls where the road gets the most use. Data from the NH Department of Transportation shows the heaviest traffic is along the Nashua corridor. In fact, the busiest stretch has already been designed and constructed to accommodate toll booths. Unfortunately, politics scuttled this plan and the busiest section of the turnpike remains free for users. This is not what a turnpike is supposed to be.

I am happy to answer your questions.

Rosemarie Rung NH State Representative Merrimack (Hillsborough 21) 603.424.6664

Bill as Introduced

HB 74-FN - AS INTRODUCED

2021 SESSION

21-0047 06/11

HOUSE BILL

74-FN

AN ACT

relative to the Merrimack ramp toll plazas.

SPONSORS:

Rep. Rung, Hills. 21; Rep. Mayville, Hills. 21; Rep. Blasek, Hills. 21

COMMITTEE:

Public Works and Highways

ANALYSIS

This bill prohibits the commissioner of the department of transportation from adding ramp toll plazas or open road tolls in the town of Merrimack unless tolls are placed in other locations on the F.E. Everett Turnpike that have more traffic.

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21-0047 06/11

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT

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- 5 2 Effective Date. This act shall take effect upon its passage.

HB 74-FN- FISCAL NOTE AS INTRODUCED

AN ACT

relative to the Merrimack ramp toll plazas.

FISCAL IMPACT:

[X] State

[] County

[] Local

[] None

	Estimated Increase / (Decrease)										
STATE:	FY 2021	FY 2022	FY 2023	FY 2024							
Appropriation	\$0	\$0	\$0	\$0							
Revenue	Indeterminable	Indeterminable	Indeterminable	Indeterminable							
Expenditures	Indeterminable	Indeterminable	Indeterminable	Indeterminable							
Funding Source:	[] General Fund	[] Education [] Highway [X]	Other - Turnpike							

METHODOLOGY:

This bill prohibits the Commissioner of the Department of Transportation including in the 10 year transportation improvement plan any ramp toll plazas or open road tolls in the town of Merrimack unless tolls are placed in other locations on the F.E. Everett Turnpike that have more traffic. Without knowing specific tolling locations, the Department is unable to estimate changes in traffic volumes and revenue along the F.E Everett Turnpike and therefore cannot estimate the fiscal impact of this bill.

AGENCIES CONTACTED:

Department of Transportation