

Committee Report

CONSENT CALENDAR

May 4, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Executive Departments and Administration to which was referred SB 114-FN,

AN ACT (New Title) relative to protecting the safe use and enjoyment of publicly-accessible recreation areas.

Having considered the same, report the same with the following resolution: RESOLVED, that it is INEXPEDIENT TO LEGISLATE.

Rep. Tony Lekas

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Executive Departments and Administration
Bill Number:	SB 114-FN
Title:	(New Title) relative to protecting the safe use and enjoyment of publicly-accessible recreation areas.
Date:	May 4, 2021
Consent Calendar:	CONSENT
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

This bill as amended by the Senate has almost nothing to do with the title. It would just add some additional requirements to the training required for all law enforcement officers. The Police Standards and Training Council is currently involved in rulemaking which is expected to address the areas included in this bill. That rulemaking process should be permitted to proceed. If the result is not satisfactory the Legislature can address it in the future.

Vote 17-2.

Rep. Tony Lekas
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Executive Departments and Administration

SB 114-FN, (New Title) relative to protecting the safe use and enjoyment of publicly-accessible recreation areas. **INEXPEDIENT TO LEGISLATE.**

Rep. Tony Lekas for Executive Departments and Administration. This bill as amended by the Senate has almost nothing to do with the title. It would just add some additional requirements to the training required for all law enforcement officers. The Police Standards and Training Council is currently involved in rulemaking which is expected to address the areas included in this bill. That rulemaking process should be permitted to proceed. If the result is not satisfactory the Legislature can address it in the future. **Vote 17-2.**

Original: House Clerk

Cc: Committee Bill File

Archived: Monday, May 10, 2021 8:42:49 AM
From: Carol McGuire
Sent: Monday, May 10, 2021 8:41:48 AM
To: Miriam Simmons
Subject: Re: FW: Committee Report on SB 114
Response requested: Yes
Importance: Normal

OK

On Mon, May 10, 2021 at 8:36 AM Miriam Simmons <miriam.simmons@leg.state.nh.us> wrote:

Please give your okay on this one too .

Thank-you

Miriam

From: Tony Lekas <rep.tony.lekas@gmail.com>
Sent: Saturday, May 8, 2021 7:48 PM
To: Carol McGuire <carol@mcguire4house.com>
Cc: Miriam Simmons <miriam.simmons@leg.state.nh.us>
Subject: Committee Report on SB 114

SB114 relative to protecting the safe use and enjoyment of publicly-accessible recreation areas.

Committee Motion: ITL

This bill as amended by the Senate has almost nothing to do with the title. It would just add some additional requirements to the training required for all law enforcement officers. The Police Standards and Training Council is currently involved in rule making which is expected to address the areas included in this bill. That rule making process should be permitted to proceed. If the result is not satisfactory the legislature can address it in the future.

--

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 SB 114-FN

BILL TITLE: (New Title) relative to protecting the safe use and enjoyment of publicly-accessible recreation areas.

DATE: May 4, 2021

LOB ROOM: Remote / Hybrid

MOTIONS: INEXPEDIENT TO LEGISLATE

Moved by Rep. T. Lekas

Seconded by Rep. S. Pearson

Vote: 17-2

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep John Sytek, Clerk



2021 SESSION

Executive Departments and Administration

Bill #: SB 114 Motion: ITL AM #: _____ Exec Session Date: 5-4-21

<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		
Judy, Jean L.	X		
Schmidt, Peter B.	X		
Schultz, Kristina M.		X	
Fellows, Sallie D.	X		
Fontneau, Timothy J.	X		
Grote, Jaci L.	X		
O'Brien, Michael B.		X	
TOTAL VOTE:			

Hearing Minutes

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON SB 114-FN

BILL TITLE: (New Title) relative to protecting the safe use and enjoyment of publicly-accessible recreation areas.

DATE: April 14, 2021

LOB ROOM: 306 **Time Public Hearing Called to Order:** 11:30 a.m.

Time Adjourned: 12:05 a.m.

Committee Members: Reps. McGuire, Roy, Sytek, S. Pearson, Yakubovich, T. Lekas, Alliegro, Bailey, Lanzara, Santonastaso, Goley, Schuett, Jeudy, P. Schmidt, Schultz, Fellows, Fontneau, Grote and O'Brien

Bill Sponsors:

Sen. Whitley
Rep. Alicea
Rep. Perez

Sen. Prentiss
Rep. Espitia
Rep. Wazir

Sen. Perkins Kwoka
Rep. Harriott-Gathright

TESTIMONY

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

April 15, 2021

The entire ED&A Committee was present for all hearings.

SB 114 adopting relative to protecting the safe use and enjoyment of publicly-accessible recreation areas. (11:30 AM/12:05 PM)

Sen. Whitley, prime sponsor, introduced the bill and spoke in favor. She said that this was a public safety bill; that everyone could enjoy public cultural and natural resources without fear of discrimination or violence. Ensuring that everyone feels safe was critical to enjoying these resources – a big attraction for others to visit NH.

She described the provisions of her original bill and said that the bill as amended and submitted to the House was a compromise keeping one section of the original bill. That section required Police Training and Standards to include training in areas of de-escalation, ethics and implicit bias. She described the collaborative efforts of Chief Scippa of PTS and the NH Commission on Law Enforcement Accountability, Community and Transparency (which had been set up pursuant to the Governor's EO #11 and #13) in the drafting of this bill.

There were questions: what if local training programs differed from state training? Would critical race theory be involved in the training? Were there any incidents?

Rep. Espitia, co-sponsor, spoke in favor and felt it was important that police receive uniform training. In response to a question, he repeated Sen. Whitley's statement that the Senate passed the bill unanimously.

Rep. Perez, co-sponsor, spoke in favor. She felt that the bill was very much needed and wanted to have good relations with the police. She was concerned about persons who "looked different" would feel welcome. She recounted a racist incident that happened to her.

***Catherine Corkery, chapter director of the NH Sierra Club, said that this bill, even with Senate amendment, was necessary** to implement the recommendations of the Governor's LEAC (above). She described the new areas of training as provided in this bill.

Asma Elhuni, Project Director for Rights and Democracy NH, spoke in favor. She said it was good that we would be tracking incidents of bias and recounted a story of a Muslim woman verbally accosted. There was a question whether, in her experience, police were welcoming such training.

Rep. Horrigan spoke in favor. He spoke in general terms about mistrust of the police by both communities of color and, to some extent, whites. He said that while there were no major incidents in NH, the training required by this common-sense bill was necessary.

Hearing closed at 12:05 p.m.

**Respectfully submitted by,
Rep John Sytek
Committee Clerk**

April 15, 2021

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Respectfully submitted by,

Rep John Sytek
Committee Clerk

House Remote Testify

Executive Departments and Administration Committee Testify List for Bill SB114 on 2

Support: 56 Oppose: 4 Neutral: 0 Total to Testify: 2

[Export to Excel](#)

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>S</u>
Corkery, Catherine	Concord, NH catherine.corkery@sierraclub.org	A Lobbyist	NH Sierra Club	Support	Yes (3m)	4
Whitley, Becky	Hopkinton, NH becky.whitley@leg.state.nh.us	An Elected Official	Senate District 15 (Prime Sponsor)	Support	Yes (10m)	4
Carey, Michele	Dover, NH Fakelmcfake@gmail.com	A Member of the Public	Myself	Support	No	4
Fenner-Lukaitis, Elizabeth	Warner, NH glukaitis@mcttelecom.com	A Member of the Public	Myself	Support	No	4
Johnson, Emily	Center Conway, NH emily_jane@rocketmail.com	A Member of the Public	Myself	Support	No	4
Robinson, Ellis	Grantham, NH ellismmrobinson@gmail.com	A Member of the Public	Myself	Support	No	4
Barry, Rick	Concord, NH Richard.barry.6179@gmail.com	A Member of the Public	Myself	Oppose	No	4
garnett, ronald	gilford, NH soup31314@yahoo.com	A Member of the Public	Myself	Oppose	No	4
Pauer, Eric	Brookline, NH secretary@BrooklineGOP.org	A Member of the Public	Myself	Oppose	No	4
Torpey, Jeanne	Concord, NH jtorp51@comcast.net	A Member of the Public	Myself	Support	No	4
Reed, Barbara D.	North Swanzey, NH BDReed74@gmail.com	A Member of the Public	Myself	Support	No	4
Mennella, Alexandra	Hooksett, NH amennella1@protonmail.com	A Member of the Public	Myself	Oppose	No	4
Garland, Ann	LEBANON, NH annhgarland@gmail.com	A Member of the Public	Myself	Support	No	4
Jachim, Nancy	Newport, NH nancyjachim@gmail.com	A Member of the Public	Myself	Support	No	4
Brookmeyer, Janet	Grantham, NH brookmeyermusic@gmail.com	A Member of the Public	Myself	Support	No	4
Dolkart, Vivian	Grantham, NH viviandolkart@comcast.net	A Member of the Public	Myself	Support	No	4
Spielman, Kathy	Durham, NH jspielman@comcast.net	A Member of the Public	Myself	Support	No	4
Ingold, Bret	Warner, NH bretingold@gmail.com	A Member of the Public	Myself	Support	No	4
Irwin, Virginia	Newport, NH biddy.irwin@gmail.com	A Member of the Public	Myself	Support	No	4
Hinebauch, Mel	Concord, NH melhinebauch@gmail.com	A Member of the Public	Myself	Support	No	4
Istel, Claudia	Acworth, NH claudia@sover.net	A Member of the Public	Myself	Support	No	4
Goldwater, Catherine	Milford, NH cathy.goldwater@gmail.com	A Member of the Public	Myself	Support	No	4

DeMark, Richard	Meredith, NH demarknh114@gmail.com	A Member of the Public	Myself	Support	No	4
Douville, Linda	Grantham, NH lmdanp@aol.com	A Member of the Public	Myself	Support	No	4
Laker-Phelps, Gail	NH, NH lpsart@tds.net	A Member of the Public	Myself	Support	No	4
Wazir, Safiya	Concord, NH s.wazir@leg.state.nh.us	An Elected Official	My Constituents	Support	No	4
Woodard, Leslie	Londonderry, NH floatlw@msn.com	A Member of the Public	Myself	Support	No	4
Cranage, Amy	Grantham, NH cranhan@comcast.net	A Member of the Public	Myself	Support	No	4
Falk, Cheri	Wilton, NH falk.cj@gmail.com	A Member of the Public	Myself	Support	No	4
Bjork, Arthur	Salem, NH a.bjork@comcast.net	A Member of the Public	Myself	Support	No	4
Damon, Claudia	Concord, NH cordsdamon@gmail.com	A Member of the Public	Myself	Support	No	4
Perencevich, Ruth	Concord, NH rperence@comcast.net	A Member of the Public	Myself	Support	No	4
Richman, Susan	Durham, NH susan7richman@gmail.com	A Member of the Public	Myself	Support	No	4
Aronson, Laura	MANCHESTER, NH laura@mlans.net	A Member of the Public	Myself	Support	No	4
Anastasia, Patricia	LONDONDERRY, NH patti@pattianastasia.com	A Member of the Public	Myself	Support	No	4
Kaplan, Susan	Lebanon, NH Sskaplan01@aol.com	A Member of the Public	Myself	Support	No	4
evankow, abby	gorham, NH abbyaustin89@gmail.com	A Member of the Public	Myself	Support	No	4
Sanderson, Paul	Concord, NH paul.sanderson@wildlife.nh.gov	State Agency Staff	NH Fish and Game Department	Support	No	4
Clark, Denise	MILFORD, NH denise.m.clark03055@gmail.com	A Member of the Public	Myself	Support	No	4
Hayes, Randy	Canterbury, NH rcompostr@gmail.com	A Member of the Public	Myself	Support	No	4
Ellermann, Maureen	CONCORD, NH ellermannf@aol.com	A Member of the Public	Myself	Support	No	4
Platt, Elizabeth-Anne	CONCORD, NH lizanneplatt09@gmail.com	A Member of the Public	Myself	Support	No	4
stmartin, tom	candia, NH register@adaptivetechnology.biz	A Member of the Public	Myself	Support	No	4
Sinclair-Pappas, Barbara	Chichester, NH bespappas@gmail.com	A Member of the Public	Myself	Support	No	4
Green, Debra	Greenville, NH laffalot37@gmail.com	A Member of the Public	Myself	Support	No	4
Mayne, Kenneth	Greenville, NH kbmayne@gmail.com	A Member of the Public	Myself	Support	No	4
Brunelle, Leigh	Manchester, NH lbrunelle11@gmail.com	A Member of the Public	Myself	Support	No	4
Roy, Leo B	Manchester, NH lbroy25@gmail.com	A Member of the Public	Myself	Support	No	4
Ardino, Marie	Andover, NH md_ardino@gmail.com	A Member of the Public	Myself	Support	No	4

Reardon, Donna	Concord, NH bugs42953@aol.com	A Member of the Public	Myself	Support	No	4
perez, maria	Milford, NH mariaeli63@gmail.com	An Elected Official	District 23	Support	No	4
Aranzabal, Luis	Milford, NH Luisaranzabal@yahoo.com	A Member of the Public	Myself	Support	No	4
Cote, Lisa	Durham, NH waterwoman@ymail.com	A Member of the Public	Myself	Support	No	4
Perkins Kwoka, Senator Rebecca	Portsmouth, NH rebecca.perkinskwoka@leg.state.nh.us	An Elected Official	Myself (SD 21)	Support	No	4
Covert, Susan	Contoocook, NH scovert@comcast.net	A Member of the Public	Myself	Support	No	4
Rettew, Annie	Concord, NH abrettew@gmail.com	A Member of the Public	Myself	Support	No	4
Weber, Jill	NH, NH jill@frajilfarms.com	A Member of the Public	Myself	Support	No	4
Vincent, Laura	Loudon, NH lvlauravincen5@gmail.com	A Member of the Public	Myself	Support	No	4
Demio, Lisa	Hampstead, NH Demiolisa@gmail.com	A Member of the Public	Myself	Support	No	4
Dewey, Karen	NEWPORT, NH pkdewey@comcast.net	A Member of the Public	Myself	Support	No	4

Testimony



New Hampshire Fish and Game Department

HEADQUARTERS: 11 Hazen Drive, Concord, NH 03301-6500
(603) 271-3421
FAX (603) 271-1438

www.WildNH.com
e-mail: info@wildlife.nh.gov
TDD Access: Relay NH 1-800-735-2964

**New Hampshire Fish and Game Department
Testimony on SB 114, As Amended by the Senate
House Executive Departments and Administration Committee
April 15, 2021**

We write on behalf of the NH Fish and Game Department and the NH Fish and Game Commission in support of SB 114, as amended by the Senate.

The current text of the bill requires training of all law enforcement officers by the Police Standards and Training Council on the important issues of de-escalation, ethics, implicit bias, and cultural diversity. The Conservation Officers of the NH Fish and Game Department will participate in this training along with all other certified law enforcement officers in the State, and we support this training as a valuable addition to the professional development of our officers.

The bill also requires departments to adopt policies and operational direction for officers on these issues, as well as how to handle incidents that may violate RSA 354-B, which is our state law that prohibits discrimination. This department will, through its command staff, develop and implement such policies and procedures for our officers using existing staff, and within existing appropriations.

We therefore urge the committee to report this bill as “Ought to Pass”.

Sincerely,
Paul G. Sanderson
Legal Coordinator
NH Fish and Game Department

REGION 1

629B Main Street
Lancaster, NH 03584-3612
(603) 788-3164
FAX (603) 788-4823
email: reg1@wildlife.nh.gov

REGION 2

PO Box 417
New Hampton, NH 03256
(603) 744-5470
FAX (603) 744-6302
email: reg2@wildlife.nh.gov

REGION 3

225 Main Street
Durham, NH 03824-4732
(603) 868-1095
FAX (603) 868-3305
email: reg3@wildlife.nh.gov

REGION 4

15 Ash Brook Court
Keene, NH 03431
(603) 352-9669
FAX (603) 352-8798
email: reg4@wildlife.nh.gov



STATE OF NEW HAMPSHIRE
DEPARTMENT of NATURAL and CULTURAL RESOURCES
OFFICE OF THE COMMISSIONER

172 Pembroke Road, Concord, New Hampshire 03301
Phone: 271-2411 Fax: 271-2629
TDD ACCESS: Relay NH 1-800-735-2964

February 9, 2021

The Honorable Kevin Avard
Senate Energy and Natural Resources Committee
State House
Concord, NH 03301

RE: Senate Bill 114 Relative to the Enjoyment of Publicly-Accessible and Publicly-Funded Recreation Areas

Dear Chair Avard and Members of the Senate Energy and Natural Resources Committee,

The New Hampshire Department of Natural and Cultural Resources (DNCR) is fully committed to maintaining safe and welcoming public spaces and experiences for all visitors. This goes for all visitors to our state reservations (State Parks and State Forests), our State Library, and we apply this same measure of accessibility when working with arts, cultural and historic entities throughout the state.

While we support the intent of this legislation, we cannot support SB 114 as written.

As an operationally self-funded park system, we are dependent upon our visitors having a positive experience. This is a major check on ensuring that we are welcoming. Our staff educate the public, respond to concerns of park patrons and ensure that our parks and public spaces are safe for all to enjoy. We welcome visitors to experience all that we have to offer. The DNCR staff is available to provide first aid when needed and assistance during special events. The thousand plus seasonal employees hired during the year to operate the park system are not certified law enforcement officers and we do not have law enforcement staff on site. Instead, we rely on local police departments to assist when needed. We do have several Forest Rangers who go through NH's Police Academy training. These trained Rangers will receive the additional training all law enforcement in New Hampshire is now required as a result of the New Hampshire Commission on Law Enforcement Accountability, Community, and Transparency (LEACT).

As for establishing a publically accessible database documenting violators, we believe that since we lean on local police services when needed, it is the law professionals who keep record of such violations. We do not have staff trained and able to maintain such a database.

Thank you for having this important conversation. We remain committed to our mission: to protect, preserve, promote and manage the State's natural and cultural resources, supporting New Hampshire's high quality of life and strengthening the experiences of our residents and guests.

With appreciation,

A handwritten signature in black ink that reads "Sarah Stewart". The signature is written in a cursive style with a long horizontal line extending from the end of the name.

Sarah Stewart



April 15, 2021

NH State House
Executive Departments and Administration Committee
State House
Concord, NH
03301

RE: SB114

Dear Honorable Committee Members,

My name is Catherine Corkery and I am the chapter director of the NH Chapter of the Sierra Club. I represent over 20,000 members and supporters in the Granite State and appreciate your time and effort to govern in these difficult times. The Chapter is in support of the passage of SB114, as amended by the NH Senate, whose title is currently relative to the enjoyment of publicly-accessible and publicly-funded recreation areas.

Sierra Club's motto is the "Explore, enjoy and protect the Earth." The original bill had two simple parts. One part allowed the state agencies with jurisdiction over public lands and parks to develop a clear, consistent protocol to record and address civil violations of the NH Civil Rights Act. The second part of the bill codified the executive order of Governor Sununu to enrich the curriculum at the police academy to include non-violent skills training as recommended by the Law Enforcement Accountability, Community and Transparency Commission, or (LEACT).

While SB114 was amended by the NH Senate to include only the non-violent skills training modules for the police academy, NH Sierra Club still recommends the passage of SB114.

After the death of George Floyd by the Minneapolis police officers, Governor Sununu called on the LEACT commission to address community relations of the New Hampshire police agencies. The commission and the community input were remarkable. The

The Sierra Club's members are over 2.1 million of your friends and neighbors with over 20,000 in New Hampshire. Inspired by nature, we work together to protect our communities and the planet. The Sierra Club is America's oldest, largest and most influential grassroots environmental organization.

New Hampshire Sierra Club 40 North Main Street, Second Floor Concord, NH 03301
603/224-8222 FAX: 603/224-4719

www.sierraclub.org

www.sierraclub.org/new-hampshire

resulting final report and action items are good-faith efforts to improve practices and trainings of law enforcement. The chapter applauds the efforts of the commission and everyone who contributed to the report.

You can find it here: <https://www.governor.nh.gov/accountability>


Why pass SB114?

1. SB114 passed 24 to 0 in the senate.
2. Again, it will codify the Governor Sununu's executive order that requires the Police Training and Standards Council to include the new non-violent training sessions recommended by the LEACT commission.
3. The non-violent training, including ethics, racial bias, and de-escalation skills, are critical to maintain peaceful and safe community relations for the policing forces in New Hampshire.

Please pass SB114 as amended. I am available to assist the committee.

Respectfully,

Catherine M. Corkery
NH Sierra Club
40 North Main Street, Suite 2
Concord, NH 03301

Archived: Friday, April 16, 2021 5:19:51 PM
From: [Catherine Corkery](#)
Sent: Thursday, April 15, 2021 8:04:47 AM
To: ~House Executive Departments and Administration; [Becky Whitley](#); [Rebecca Perkins Kwoka](#); [Suzanne Prentiss](#); [Maria Perez](#); [Manny Espitia](#); cmealicea@aol.com; [Linda Harriott-Gathright](#); [Safiya Wazir](#)
Subject: SB114 Testimony from NH Sierra Club
Importance: Normal
Attachments:
[NHSC SB114 Testimony to House EDA 4_15_2021.doc](#) 

Good Morning ED&A Committee,
Thank you for all that you do for the state.

Please find my testimony attached and embedded in this email.

April 15, 2021

NH State House
Executive Departments and Administration Committee
State House
Concord, NH
03301

RE: SB114

Dear Honorable Committee Members,

My name is Catherine Corkery and I am the chapter director of the NH Chapter of the Sierra Club. I represent over 20,000 members and supporters in the Granite State and appreciate your time and effort to govern in these difficult times. The Chapter is in support of the passage of SB114, as amended by the NH Senate, whose title is currently relative to the enjoyment of publicly-accessible and publicly-funded recreation areas.

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After the death of George Floyd by the Minneapolis police officers, Governor Sununu called on the LEACT commission to address community relations of the New Hampshire police agencies. The commission and the community input were remarkable. The resulting final report and action items are good-faith efforts to improve practices and trainings of law enforcement. The chapter applauds the efforts of the commission and everyone who contributed to the report.

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Please pass SB114 as amended. I am available to assist the committee.

Respectfully,

Catherine M. Corkery
NH Sierra Club
40 North Main Street, Suite 2
Concord, NH 03301

--


Catherine M. Corkery
Chapter Director
Senior Organizing Representative
New Hampshire Sierra Club
40 North Main Street 2 nd Floor
Concord, NH 03301
Office: 603-224-8222
Cell: 603-491-1929
catherine.corkery@sierraclub.org
<http://www.sierraclub.org/new-hampshire>

Pronouns She/Her/Hers

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Countdown to [2022 Elections](#)

This Organizer is represented by Progressive Workers Union

Archived: Friday, April 16, 2021 5:19:51 PM
From: [Miriam Simmons](#)
Sent: Wednesday, April 14, 2021 1:36:30 PM
To: ~House Executive Departments and Administration
Cc: [Miriam Simmons](#); [Pam Smarling](#)
Subject: FW: SB 114 Testimony in Opposition
Response requested: No
Importance: Normal
Attachments:
[Testimony SB114.pdf](#) 

Commissioner Stewart would appreciate that the Committee is in receipt of her comments and testimony. We appreciate your assistance with this matter.

Thanks –

Lisa Connell

Department of Natural and Cultural Resources
Commissioner's Office
172 Pembroke Rd.
Concord, NH 03301
603-271-2412

From: Stewart, Sarah
Sent: Monday, April 12, 2021 12:11 PM
To: carol@mcguire4house.com
Subject: SB 114 Testimony in Opposition

Dear Representative McGuire,

I believe your committee will be considering SB 114 this Thursday. I serve as the Commissioner of the Department of Natural and Cultural Resources and provided testimony against the bill in its original form when it was before the Senate. We are absolutely supportive of the amended version that later passed unanimously in the Senate.

Attached is our original testimony in case your Committee explores the original bill. I am more than happy to discuss our concerns with you at any time.

With appreciation,
Sarah Stewart

Sarah Stewart
Commissioner, Department of Natural and Cultural Resources
Engage with us more via our Social Media Center found here: <https://www.dncr.nh.gov/>

Archived: Friday, April 16, 2021 5:19:51 PM

From: [Sanderson, Paul](#)

Sent: Wednesday, April 14, 2021 1:07:30 PM

To: [~House Executive Departments and Administration](#)

Subject: NH House Remote Testify: 11:00 am - SB114 in House Executive Departments and Administration

Importance: Normal

Attachments:

[Testimony SB114 as amd 4-14-21.docx](#) 

Please find attached the testimony of the Fish and Game Department in support of the bill as amended in the Senate. I will be on the call, and available to answer any questions, but have not signed up to testify.

Paul G. Sanderson
Legal Coordinator
NH Fish and Game

Archived: Friday, April 16, 2021 5:19:51 PM
From: Fawn Gaudet
Sent: Thursday, April 15, 2021 9:59:32 AM
To: ~House Executive Departments and Administration
Subject: SB114 please support
Importance: Normal



**Support
SB114**

SB114 adds safety non-violent training for all policing agencies regarding racial bias, ethics, and de-escalation. Support for safer policing on NH trails and streets.

 **4/15 HEARING
DETAILS IN THE
COMMENTS**

Dear Honorable House Executive and Administration Committee Members, Please support SB114. The above picture shares excellent reasons for this and I agree. Sincerely,

Fawn Gaudet

Rumney,NH

Bill as
Introduced

SB 114-FN - AS AMENDED BY THE SENATE

03/11/2021 0567s

2021 SESSION

21-0976

04/05

SENATE BILL **114-FN**

AN ACT relative to protecting the safe use and enjoyment of publicly-accessible recreation areas.

SPONSORS: Sen. Whitley, Dist 15; Sen. Prentiss, Dist 5; Sen. Perkins Kwoka, Dist 21; Rep. Alicea, Merr. 8; Rep. Espitia, Hills. 31; Rep. Harriott-Gathright, Hills. 36; Rep. Perez, Hills. 23; Rep. Wazir, Merr. 17

COMMITTEE: Energy and Natural Resources

AMENDED ANALYSIS

This bill requires the departments of natural and cultural resources and fish and game to develop protocols to address the enjoyment and safe use of publicly-accessible recreation areas for people without fear of violence resulting from discrimination, and requires authorized personnel from both departments to undergo ethics and diversity training. The bill also requires the police standards and training council to provide additional training to law enforcement officers.

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.

SB 114-FN - AS AMENDED BY THE SENATE

03/11/2021 0567s

21-0976

04/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to protecting the safe use and enjoyment of publicly-accessible recreation areas.

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

1 5 New Section; Police Standards and Training Council; Additional Training Required. Amend
2 RSA 106-L by inserting after section 8 the following new section:

3 106-L:8-a Additional Training Required. The director of the police standards and training
4 council shall provide education and training to law enforcement officers on de-escalation, ethics,
5 implicit bias, and cultural diversity. Every law enforcement agency shall develop a department
6 policy to provide operational direction for their officers regarding de-escalation, ethics, implicit bias,
7 cultural diversity, and how to handle incidents that may violate RSA 354-B.

8 6 Effective Date. This act shall take effect 60 days after its passage.

Fiscal Note

**SB 114-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT relative to the enjoyment of publicly-accessible and publicly-funded recreation areas.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

The Department of Fish and Game was contacted for a fiscal note worksheet on January 14, 2021, January 15, 2021, January 20, 2021 and January 22, 2021, which they still have not provided as of January 26, 2021.

METHODOLOGY:

This bill requires personnel with police powers of the Departments of Natural and Cultural Resources (DNCR) and Fish and Game to enforce the use and enjoyment of all publicly-accessible and publicly-funded areas of the state by individuals without fear or threat of verbal or physical violence. The DNCR shall establish and maintain a publicly-accessible database documenting violations of this provision charged by DNCR or the attorney general, including the final disposition of such cases. The database shall not contain any personally identifiable information. The bill also requires the officers of the departments to have ethics and diversity training.

The DNCR assumes the Police Standards and Training Council is developing training as required by this bill for the certified officers within the Department as part of their law enforcement certification and such training will be free of charge. The Division of Forests and Lands, Forest Protection Bureau currently maintains investigation information and such information is available pursuant to RSA 91-A (Right to Know Law) but is not available on a publicly-accessible web-based platform. The database also does not track investigations conducted by other agencies. If such a web-based portal was required, it would necessitate a request for proposals with an unknown development cost and ongoing maintenance cost.

It is assumed this bill will be effective July 1, 2021.

AGENCIES CONTACTED:

Departments of Natural and Cultural Resources and Fish and Game