

Bill as Introduced

HB 306 - AS AMENDED BY THE HOUSE

24Feb2021... 0318h

2021 SESSION

21-0551
05/04

HOUSE BILL

306

AN ACT

relative to revenue estimates while operating under emergency orders caused by the COVID-19 pandemic.

SPONSORS:

Rep. Major, Rock. 14

COMMITTEE:

Ways and Means

AMENDED ANALYSIS

This bill directs the house ways and means committee to consider revenue estimates for the state as frequently as the chair determines is required by changing conditions.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 relative to revenue estimates while operating under emergency orders caused by the COVID-19 pandemic.

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

1 1 Revenue Estimates.

2 I. The house ways and means committee shall consider what the unrestricted revenue
3 estimates should be at intervals dictated by unforeseen economic and legislative changes and as
4 determined by the chair of the committee.

5 II. The estimates shall be based on current law and economic conditions and shall include all
6 unrestricted funds for:

7 (a) The combined general fund and the education trust fund.

8 (b) Highway funds.

9 (c) Fish and game funds.

10 2 Effective Date. This act shall take effect 60 days after its passage.

CHAPTER 93
HB 306 - FINAL VERSION

24Feb2021... 0318h
04/01/2021 0944s

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21-0551
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04/01/2021 0944s

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3 estimates should be at intervals dictated by unforeseen economic and legislative changes and as
4 determined by the chair of the committee.

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6 all unrestricted funds for:

7 (a) The combined general fund and the education trust fund.

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10 III. The chairperson of the house ways and means committee shall notify the chairperson of
11 the senate ways and means committee of any meetings convened in accordance with this section.

93:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 01, 2021
Effective Date: August 30, 2021

Amendments

Sen, Giuda, Dist 2
March 17, 2021
2021-0870s
05/10

Amendment to HB 306

1 Amend section 1 of the bill by inserting after paragraph II the following new paragraph:

2

3 III. The chairperson of the house ways and means committee shall notify the chairperson of
4 the senate ways and means committee of any meetings convened in accordance with this section.

UNAPPROVED

Senate Ways and Means
March 22, 2021
2021-0944s
05/10

Amendment to HB 306

1 Amend section 1 of the bill by inserting after paragraph II the following new paragraph:

2

3 III. The chairperson of the house ways and means committee shall notify the chairperson of
4 the senate ways and means committee of any meetings convened in accordance with this section.

Committee Minutes

SENATE CALENDAR NOTICE

Ways and Means

Sen Bob Giuda, Chair
Sen Lou D'Allesandro, Vice Chair
Sen Gary Daniels, Member
Sen Erin Hennessey, Member
Sen Cindy Rosenwald, Member

Date: March 16, 2021

HEARINGS

Monday	03/22/2021	
(Day)	(Date)	
Ways and Means	REMOTE 000	9:00 a.m.
(Name of Committee)	(Place)	(Time)
9:00 a.m.	HB 354	relative to the local option for sports betting.
9:10 a.m.	HB 306	relative to revenue estimates while operating under emergency orders caused by the COVID-19 pandemic.
9:25 a.m.	HB 281-FN	relative to the tax expenditure report and relative to delaying the enactment of the single sales factor under the business profits and business enterprise taxes.
9:45 a.m.	HB 324-FN	relative to the administration of certain state taxes by the department of revenue administration.

Committee members will receive secure Zoom invitations via email.

Members of the public may attend using the following links:

1. Link to Zoom Webinar: <https://www.zoom.us/j/95852570052>
2. To listen via telephone: Dial(for higher quality, dial a number based on your current location):

1-301-715-8592, or 1-312-626-6799 or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833

3. Or iPhone one-tap: +13017158592,,95852570052# or +13126266799,,95852570052#

4. Webinar ID: 958 5257 0052

5. To view/listen to this hearing on YouTube, use this link:

<https://www.youtube.com/channel/UCjBZdtrjRnQdmg-2MPMiWrA>

6. To sign in to speak, register your position on a bill and/or submit testimony, use this link:

<http://gencourt.state.nh.us/remotecommittee/senate.aspx>

The following email will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: remotesenate@leg.state.nh.us or call (603-271-6931).

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

HB 354

Rep. Lang

Rep. Pearl

Rep. Moffett

Rep. Trottier

HB 306

Rep. Major

HB 281-FN

Rep. Abrami

Rep. Ames

HB 324-FN

Rep. Major

Rep. Almy

Rep. Ames

Sonja Caldwell 271-2117

Bob J. Giuda
Chairman

Senate Ways and Means Committee *Sonja Caldwell 271-2117*

HB 306, relative to revenue estimates while operating under emergency orders caused by the COVID-19 pandemic.

Hearing Date: March 22, 2021

Members of the Committee Present: Senators Giuda, D'Allesandro, Daniels, Hennessey and Rosenwald

Members of the Committee Absent : None

Bill Analysis: This bill directs the house ways and means committee to consider revenue estimates for the state as frequently as the chair determines is required by changing conditions.

Sponsors:
Rep. Major

Who supports the bill: Ruth Larson, Nikki Fordey, Katherine Porter, Lucinda Hope, Rep. Major, Richard DeMark

Who opposes the bill: No one

Who is neutral on the bill: No one

Summary of testimony presented:

Sen. Giuda

- This bill directs the House Ways and Means committee to consider revenue estimates for the state as frequently as the chair determines is required by changing conditions under the pandemic.
- The bill was requested and sponsored by Rep. Major.
- Sen. Giuda introduced amendment 0870s. It would add a requirement that the House Ways and Means chair notify the Senate Ways and Means chair any time such meetings are convened in accordance with the statute.
- Rep. Major agrees with the amendment.

Sen. Rosenwald asked why it is so broad.

Sen. Giuda said because other types of emergencies that could cause fiscal disruption could take place. If we limit it to covid-19, we wouldn't be able to do this. For any unforeseen circumstance that could impact state revenues, this would allow us to deliver amended revenue estimates.

Sen. Rosenwald said this could be every week. There are no limits on this at all. She questioned if that is appropriate in terms of the use of DRA and LBA resources.

Sen. Giuda thought there would be considerable objections to any attempt to meet every week. He would defer to LBA and DRA thoughts as well.

Sen. D'Allesandro said there comes a point in-time when revenue projections are taken over by the Senate. There needs to be a stop period because of the transfer of projections to the Senate. If that's not the case, the House could be making revenue projections after the Senate has the budget.

Sen. Giuda said it allows for the House to convene and let the Senate know it is meeting. He does not think it has any legal effect on the budget. He would welcome House participation in coming up with revised estimates in a critical situation.

Sen. Rosenwald asked what happens if the unforeseen circumstances occurred in the second year of the biennium and the House convened to consider revenue impacts. She asked if the Senate would be at a disadvantage at that point. She asked if the House would be able to send over some revision that the Senate couldn't respond to if they decided to change revenues in the second year.

Sen. Giuda said they could throw numbers out.

Sen. Rosenwald asked if the Senate would have to respond. She expressed concern about not wanting to have Senate hands tied.

Sen. Giuda doesn't think this gives the House any authority. Their estimates still have to come to the Senate.

Sen. Daniels asked if there is anything in statute that prohibits the House Ways and Means chair from calling a meeting. He questioned why this bill is needed.

Rep. Almy

- There is nothing written in statute about the revenue estimates.
- By tradition, the House has done them and put them into the budget.
- The senate then redoes the estimates.
- After the committee of conference, they are put in stone and made into a plan for the two years. The estimates do not get changed after that even if they revise them.
- The senate can take them up at any time it wants.
- The House has no authority to impose revenue estimates on the Senate.
- The ability to revise estimates sends a signal to people that the state could be in trouble and needs to figure out what to cut in the middle of the two years, or that the state potentially has extra money that could be allocated.
- If they think it's significant enough the House can bring revised estimates back to the House floor as a resolution and the Senate and Governor can react to that as they would.
- Over the course of the pandemic, the House tried to get revenue estimates and some of the agencies did not want to look at their revenue estimates and come and tell the House if they thought they were in trouble or ok.
- Rep Major thought this would be a way for them to put more pressure on those agencies to come forward and talk to them. She added that DRA is always helpful.

Sen. Rosenwald said there is a process in place for the House to file a joint resolution in the second year to relook at revenues already. It would never have to go beyond the House and Senate as a joint resolution but would be a vehicle for updating or discussing revenues during a biennium. She asked how this bill helps with the situation she described in ways that there isn't already a process.

Rep. Almy said there is only one way in which it conceivably helps and that is statutory authority to waive at agencies who may not want to address their revenues again. This would be the first statute about the revenue estimates. We've never done a joint resolution. It is totally based on tradition at this point.

Rep. Abrami said they had the same discussion in House Ways and Means about why the bill is needed. It is to compel certain agencies. Most agencies are good about giving the information.

Sen. Daniels said the bill lists 3 unrestricted funds and asked if there are more than 3 unrestricted funds.

Rep. Abrami said no. Those are the ones they look at when doing revenue estimates.

Sen. Daniels asked if this will restrict them more than having the statute silent on it so they can take up other things.

Rep. Abrami said these are the major funds they normally look at. He said the senator may have a point, but this is what they chose to do. They did not discuss other funds.

Carollynn Lear DRA

- DRA doesn't have anything to add. They are happy to participate in the revenue estimate process whenever the legislature wants to hear from them. They take no position on this.

Sen. D'Allesandro agrees with what Rep. Almy said about the traditional history of revenue estimates.

Rep. Almy said the House is not responsible for dedicated funds anymore, just the four largest funds.

sc

Date Hearing Report completed: March 24, 2021

Speakers

Name	Representing	Position	Testifying
Larson Ruth	Myself	Support	No
Fordey Nikki	Myself	Support	No
Porter Katherine	Myself	Support	No
Hope Lucinda	Myself	Support	No
Major Norman	Myself	Support	No
DeMark Richard	Myself	Support	No

Voting Sheets

Senate Ways & Means Committee
EXECUTIVE SESSION RECORD
2021-2022 Session

Bill # HB306

Hearing date: 3-22-21

Executive Session date: 3-22-21

Motion of: Amend. 0870 Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro, VC	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion of: OTPA Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro VC	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion of: Consent Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro, VC	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Hennessey

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Tuesday, March 23, 2021

THE COMMITTEE ON Ways and Means

to which was referred **HB 306**

AN ACT

relative to revenue estimates while operating under
emergency orders caused by the COVID-19
pandemic.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 0944s

Senator Erin Hennessey
For the Committee

This bill directs the House Ways and Means Committee chair to consider revenue estimates for the state as frequently as the chair determines is necessary by changing conditions. The House Ways and Means Committee felt that should another unforeseen circumstance occur that has a direct economic impact on our revenues that this legislation was necessary in order for them to collect needed revenue information from state agencies. The committee amendment requires the chair of the House Ways and Means Committee to notify the chair of the Senate Ways and Means Committee of any such meetings convened in accordance with this provision.

Sonja Caldwell 271-2117

FOR THE CONSENT CALENDAR

WAYS AND MEANS

HB 306, relative to revenue estimates while operating under emergency orders caused by the COVID-19 pandemic.

Ought to Pass with Amendment, Vote 5-0.

Senator Erin Hennessey for the committee.

This bill directs the House Ways and Means Committee chair to consider revenue estimates for the state as frequently as the chair determines is necessary by changing conditions. The House Ways and Means Committee felt that should another unforeseen circumstance occur that has a direct economic impact on our revenues that this legislation was necessary in order for them to collect needed revenue information from state agencies. The committee amendment requires the chair of the House Ways and Means Committee to notify the chair of the Senate Ways and Means Committee of any such meetings convened in accordance with this provision.

General Court of New Hampshire - Bill Status System

Docket of HB306

Docket Abbreviations

Bill Title: relative to revenue estimates while operating under emergency orders caused by the COVID-19 pandemic.

Official Docket of HB306.:

Date	Body	Description
1/9/2021	H	Introduced (in recess of) 01/06/2021 and referred to Ways and Means HJ 2 P. 43
1/27/2021	H	Public Hearing: 02/04/2021 09:00 am Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/95843569442 / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
2/4/2021	H	Full Committee Work Session: 02/10/2021 09:00 am Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/99928276230 / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
2/16/2021	H	Committee Report: Ought to Pass with Amendment # 2021-0318h (Vote 24-0; CC) HC 12 P. 14
2/24/2021	H	Amendment # 2021-0318h : AA VV 02/24/2021 HJ 3 P. 20
2/24/2021	H	Ought to Pass with Amendment 2021-0318h: MA VV 02/24/2021 HJ 3 P. 20
3/4/2021	S	Introduced 03/04/2021 and Referred to Ways and Means; SJ 7
3/16/2021	S	Remote Hearing : 03/22/2021, 09:10 am; Links to join the hearing can be found in the Senate Calendar; SC 16
3/23/2021	S	Committee Report: Ought to Pass with Amendment # 2021-0944s , 04/01/2021; Vote 5-0; CC; SC 17
4/1/2021	S	Committee Amendment # 2021-0944s , RC 23Y-1N, AA; 04/01/2021; SJ 10
4/1/2021	S	Ought to Pass with Amendment 2021-0944s, RC 23Y-1N, MA; OT3rdg; 04/01/2021; SJ 10
6/10/2021	H	House Concurs with Senate Amendment 2021-0944s (Rep. Major): MA VV 06/10/2021
6/22/2021	S	Enrolled Adopted, VV, (In recess 06/10/2021); SJ 20
6/22/2021	H	Enrolled (in recess of) 06/10/2021
7/6/2021	H	Signed by Governor Sununu 07/01/2021; Chapter 93; Eff: 08/30/2021

NH House

NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 306

Senate Committee: WAYS + MEANS

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 # 0870 - amendment # _____

- amendment # 0944 - 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:

SLC

Committee Aide

7-21-21

Date

Senate Clerk's Office _____