

**CONSENT CALENDAR**

**February 10, 2022**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Municipal and County Government  
to which was referred HB 1029,**

**AN ACT relative to the Claremont police commission.**

**Having considered the same, report the same with the  
recommendation that the bill OUGHT TO PASS.**

**Rep. Diane Pauer**

**FOR THE COMMITTEE**

## COMMITTEE REPORT

<b>Committee:</b>	<b>Municipal and County Government</b>
<b>Bill Number:</b>	<b>HB 1029</b>
<b>Title:</b>	<b>relative to the Claremont police commission.</b>
<b>Date:</b>	<b>February 10, 2022</b>
<b>Consent Calendar:</b>	<b>CONSENT</b>
<b>Recommendation:</b>	<b>OUGHT TO PASS</b>

### STATEMENT OF INTENT

This is a housekeeping bill which provides that the Claremont city council may remove any police commissioner at any time, for just cause, after due hearing. In 2021, HB 88, signed by the Governor, effective May 17th 2021, provided that the Claremont city council, rather than the city manager, shall have the authority to appoint the police commission. Due to an oversight, the language of HB 88 neglected to give the Claremont city council the ability to remove a police commissioner. HB 1029 simply corrects this omission by providing the Claremont city council the full power to appoint as well as to remove a police commissioner.

Vote 19-0.

Rep. Diane Pauer  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

Municipal and County Government

**HB 1029**, relative to the Claremont police commission. **OUGHT TO PASS.**

Rep. Diane Pauer for Municipal and County Government. This is a housekeeping bill which provides that the Claremont city council may remove any police commissioner at any time, for just cause, after due hearing. In 2021, HB 88, signed by the Governor, effective May 17th 2021, provided that the Claremont city council, rather than the city manager, shall have the authority to appoint the police commission. Due to an oversight, the language of HB 88 neglected to give the Claremont city council the ability to remove a police commissioner. HB 1029 simply corrects this omission by providing the Claremont city council the full power to appoint as well as to remove a police commissioner. **Vote 19-0.**

Original: House Clerk

Cc: Committee Bill File

**HB 1029**, relative to the Claremont police commission. **MAJORITY: OUGHT TO PASS. MINORITY: INEXPEDIENT TO LEGISLATE.** Rep. Diane Pauer for the **Majority** of Municipal and County Government. This is a housekeeping bill which provides that the Claremont city council may remove any police commissioner at any time, for just cause after due hearing. In 2021, HB 88, signed by the Governor, effective 5/17/2021, provided that the Claremont city council, rather than the city manager, shall have the authority to **appoint** the police commission. Due to an oversight, the language of HB 88 neglected to give the Claremont city council the ability to **remove** a police commissioner. HB 1029 simply corrects this omission by providing the Claremont city council the full power to appoint as well as to remove a police commissioner. **Vote 19-0.**

**HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT**

**EXECUTIVE SESSION on HB 1029**

**BILL TITLE:** relative to the Claremont police commission.

**DATE:** January 24, 2022

**LOB ROOM:** 301 - 303

**MOTIONS:** OUGHT TO PASS

Moved by Rep. Pauer

Seconded by Rep. Lascelles

Vote: 19-0

**CONSENT CALENDAR: YES**

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

Respectfully submitted,

Rep John MacDonald, Clerk



**HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT**

**PUBLIC HEARING ON HB 1029**

**BILL TITLE:** relative to the Claremont police commission.

**DATE:** January 13, 2022

**LOB ROOM:** 301 - 303

**Time Public Hearing Called to Order:** 9:08 a.m.

**Time Adjourned:** 9:24 a.m.

**Committee Members:** Reps. Dolan, Piemonte, J. MacDonald, Tripp, Guthrie, Lascelles, Melvin, Maggiore, Gilman, Stavis, Vann, Klee, Gallagher and Rung

**Bill Sponsors:**

**Rep. O'Hearne**

**Rep. Merchant**

**Rep. Stapleton**

**Rep. Cloutier**

**Sen. Prentiss**

**TESTIMONY**

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

**Rep. Andrew O'Hearne** - Prime sponsor of the bill. Passed last year. House keeping bill.

**Rep. John Cloutier** - Co-sponsor of the bill. A goof that went through the system. Makes clear what the intent does for the bill. Majority of city council wants this. Believes the votes last year was unanimous.

**Rep. Tripp:** The bill states specifically council has full power to remove Police Commissioners. Request of city council? **ANS:** Rep. Cloutier, This is for the future.

**Rep. O'Hearne** - All other commissioners can be removed by the council.

**Rep. Lascelles:** Any standard in the state? That governs the relationship between Commissioners? **ANS:** Claremont is unique. One of the first Police Commissioners established.

**Rep. Guthrie:** How many commission? **ANS:** Three Commissioners.

Respectfully submitted,

Rep. John T. MacDonald  
Clerk

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB 1029

BILL TITLE: relative to the Claremont police commission.

DATE: 1/13/22

ROOM: 301-303

Time Public Hearing Called to Order: 9:08 AM

Time Adjourned: 9:24 AM

(please circle if present)

Absent Rep Ayer, Treleaven, Gilman, Maggiore, Stavis, Mangipudi, Mc Bride

Committee Members: Reps. Dolan, Piemonte, J. MacDonald, Tripp, Guthrie, Lascelles, McBride, Melvin, Ayer, Pauer, Treleaven, Gilman, Maggiore, Stavis, Mangipudi, Vanni, Klee, Gallagher and Rung

Absent

Bill Sponsors:

Rep. O'Hearne  
Rep. Cloutier

Rep. Merchant  
Sen. Prentiss

Rep. Stapleton

TESTIMONY

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

Rep. O'Hearne - Passed last year - House Keeping Bill

Rep. Cloutier - Rep Claremont - goof that went through the system, makes clear what the intent does for the bill. Majority of city council wants this. Believes the votes last year was unanimous.

Rep. Tripp - The bill states specifically council has full power to remove Police Commissioners. Rep. Cloutier the council wants the power to remove Police Commissioner. Request of city council. Rep. Cloutier this is for the future.

Rep. O'Hearne - All other commissioners can be removed by the council. Rep. Lascelles - Any standard in the state? That governs the relationship between commissioners.

Rep. O'Hearne - Claremont is unique one of the first Police Commissioners established.

Rep. Guthrie - How many commissions? Rep O'Hearne - 3 commissions







2022 SESSION

Municipal and County Government

Bill #: HB 1029 Motion: OTP AM #: \_\_\_\_\_ Exec Session Date: 1/24/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Dolan, Tom Chairman	19		
Piemonte, Tony Vice Chairman	1		
MacDonald, John T. Clerk	2		
Tripp, Richard P.	3		
Guthrie, Joseph A.	4		
Lascelles, Richard W.	5		
McBride, Everett P. <i>Rep. Wotter</i>	6		
Melvin, Charles R.	7		
Ayer, Paul F.	8		
Pauer, Diane	9		
Maggiore, Jim V.	10		
Treleaven, Susan GS <i>Rep. Long</i>	11		
Gilman, Julie D.	12		
Stavis, Laurel <i>Rep. Telenski</i>	13		
Mangipudi, Latha D. <i>Rep. Penez</i>	14		
Vann, Ivy C.	15		
Klee, Patricia S.	16		
Gallager, Eric B.	17		
Rung, Rosemarie	18		
<b>TOTAL VOTE:</b>	<b>19</b>	<b>0</b>	

## House Remote Testify

Municipal and County Government Committee Testify List for Bill HB1029 on 2022-01-13

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

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HB 1029 - AS INTRODUCED

2022 SESSION

22-2331

08/10

HOUSE BILL **1029**

AN ACT relative to the Claremont police commission.

SPONSORS: Rep. O'Hearne, Sull. 3; Rep. Merchant, Sull. 4; Rep. Stapleton, Sull. 5; Rep. Cloutier, Sull. 10; Sen. Prentiss, Dist 5

COMMITTEE: Municipal and County Government

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ANALYSIS

This bill provides that the city council of Claremont may remove a commissioner from the police commission.

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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.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT                   relative to the Claremont police commission.

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

1           1 Claremont; Removal of Police Commissioner. Amend 1947, 342:2 as amended by 1963, 275:9  
2 as amended by 1973, 382:1 to read as follows:

3           2. Removal of Commissioners. The city [~~manager~~] *council* shall have full power to remove  
4 any police commissioner at any time for just cause and after due hearing which cause shall be  
5 specified in the order of removal.

6           2 Effective Date. This act shall take effect upon its passage.