

**CONSENT CALENDAR**

**March 3, 2022**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Municipal and County Government  
to which was referred HB 1122,**

**AN ACT authorizing municipalities to collect and resell  
construction and demolition debris. Having considered  
the same, report the same with the recommendation  
that the bill OUGHT TO PASS.**

**Rep. Diane Pauer**

**FOR THE COMMITTEE**

## COMMITTEE REPORT

Committee:	Municipal and County Government
Bill Number:	HB 1122
Title:	authorizing municipalities to collect and resell construction and demolition debris.
Date:	March 3, 2022
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS

### STATEMENT OF INTENT

This bill authorizes municipalities to collect and resell construction and demolition debris. Solid waste management is a significant and growing concern across the New Hampshire. Presently, municipalities may collect such refuse; but they are not permitted to resell it. By allowing municipalities to both collect and resell construction materials and demolition debris, the tipping fees that towns must pay in order to dispose of the trash, as well as, the amount of waste that goes into landfills is significantly reduced. Additionally, the sale of these waste items to either individuals or to third parties for reuse generates additional revenues for the town. Both increased revenues and decreased spending at the municipal level translates to lower local property taxes. Lastly, this bill facilitates reducing, reusing and recycling within our communities which helps to protect and preserve the landscape and the natural beauty of the granite state.

Vote 18-0.

Rep. Diane Pauer  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## **CONSENT CALENDAR**

**Municipal and County Government**

**HB 1122**, authorizing municipalities to collect and resell construction and demolition debris. **OUGHT TO PASS.**

Rep. Diane Pauer for Municipal and County Government. This bill authorizes municipalities to collect and resell construction and demolition debris. Solid waste management is a significant and growing concern across the New Hampshire. Presently, municipalities may collect such refuse; but they are not permitted to resell it. By allowing municipalities to both collect and resell construction materials and demolition debris, the tipping fees that towns must pay in order to dispose of the trash, as well as, the amount of waste that goes into landfills is significantly reduced. Additionally, the sale of these waste items to either individuals or to third parties for reuse generates additional revenues for the town. Both increased revenues and decreased spending at the municipal level translates to lower local property taxes. Lastly, this bill facilitates reducing, reusing and recycling within our communities which helps to protect and preserve the landscape and the natural beauty of the granite state. **Vote 18-0.**

**Original: House Clerk**

**Cc: Committee Bill File**

**HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT**

**EXECUTIVE SESSION on HB 1122**

**BILL TITLE:** authorizing municipalities to collect and resell construction and demolition debris.

**DATE:** February 23, 2022

**LOB ROOM:** 301 - 303

**MOTIONS:** OUGHT TO PASS

Moved by Rep. Pauer

Seconded by Rep. Melvin

Vote: 18-0

**CONSENT CALENDAR: YES**

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

Respectfully submitted,

Rep John MacDonald, Clerk

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB 1122

BILL TITLE: authorizing municipalities to collect and resell construction and demolition debris.

DATE: 2/23/22  
LOB ROOM: 301-303  
~~1050~~

MOTION: (Please check one box)

OTP       ITL       Retain (1st year)       Adoption of Amendment # \_\_\_\_\_  
 Interim Study (2nd year) (if offered)  
Moved by Rep. Paver      ~~\_\_\_\_\_~~      Seconded by Rep. \_\_\_\_\_      Vote: 18-0

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: \_\_\_\_\_

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: \_\_\_\_\_

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 CALENDAR:  YES       NO

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

Respectfully submitted: \_\_\_\_\_  
Rep John MacDonald, Clerk



2022 SESSION

Municipal and County Government

Bill #: 1122 Motion: OTP AM #: \_\_\_\_\_ Exec Session Date: 2/23/22

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

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB 1122

**BILL TITLE:** authorizing municipalities to collect and resell construction and demolition debris.

**DATE:** February 9, 2022

**LOB ROOM:** 301 - 303

**Time Public Hearing Called to Order:** 11:00 a.m.

**Time Adjourned:** 11:29 a.m.

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

**Bill Sponsors:**

Rep. Egan

Rep. Massimilla

Rep. Alexander Jr.

Rep. Weston

Sen. Hennessey

TESTIMONY

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

**\*Rep. Timothy Egan** - Prime sponsor of the bill. Supports the bill. Allows materials to be sold. Transfer stations to create new revenue. Less construction materials in our landfill. This is a optional program. The town's can decide. Simple bill enabling legislation.

Rep. Gallagher: Cheaper to tear down an old people. ANS: Material can be repurposed. Towns can create a revenue.

Rep. Stavis: Noting in 149 that prevents towns from doing it? ANS: They collect but they can't sell it. Problem in Claremont. Out o state trucking materials into community? ANS: No, not aware. Amendment to bill? ANS: No objection.

Rep. Vann: Similar to collecting cardboards, glass? ANS: Yes. We can't just sell it to someone who needs the doors.

Rep. Maggiore: Regional cooperation - allow each one of these towns to agree to do it. ANS: The three towns I represent, have a regional agreement.

**John Tuthill** - Supports the bill. It's local - opting in. It would fit local needs - Claremont issue.

Rep. Stavis: Should be concerned about railroads. Do you think it would be of benefit for an amendment? Massachusetts requires amounts of materials by rail transport, should be prohibited? ANS: Anything that could be done to address this issue.

**Natch Greyes, NH Municipal Association** - Supports the bill. It is a local option to provide some resources.

Respectfully submitted,

Rep. John MacDonald, Clerk





# House Remote Testify

## Municipal and County Government Committee Testify List for Bill HB1122 on 2022-02-09

Support: 7 Oppose: 2 Neutral: 0 Total to Testify: 0

Export to Excel

<u>Name</u>	<u>City, State Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>Signed Up</u>
Glass, jonathan	Cornish, NH jglass1063@gmail.com	A Member of the Public	Myself	Support	No	No	2/6/2022 10:33 AM
Dargie, Paul	Milford, NH pauldargie@gmail.com	An Elected Official	Myself	Support	No	No	2/6/2022 5:24 PM
Beffa-Negrini, Patricia	Nelson, NH pbeffa@me.com	A Member of the Public	Myself	Support	No	No	2/7/2022 3:31 PM
Richman, Susan	Durham, NH susan7richman@gmail.com	A Member of the Public	Myself	Support	No	No	2/8/2022 10:51 PM
WESSLER, ELIOT	Whitefield, NH eliot.wessler@gmail.com	A Member of the Public	North Country Alliance for Balanced Change	Support	No	No	2/9/2022 9:40 AM

One additional issue we want to draw attention to is that HB1122 promotes efficient solid waste management without resorting to command-and-control regulation. It provides flexibility to towns to tailor a C&D collection and resale program based on local market considerations, and based on C&D materials availability.

The mix of C&D materials will vary from town to town, but will likely include:

- Land clearing debris;
- Asphalt pavement;
- Gravel and aggregate products;
- Concrete and masonry materials; and
- Other C&D materials.

Again, thank you for the opportunity to testify in support of HB 1122. We believe it is an important part of a cluster of House bills being considered to modernize and rationalize our state's solid waste management practices.

We encourage the Committee to vote OTP on HB 1122.

Respectfully submitted by Eliot Wessler  
Member of the Board of Directors  
North Country Alliance for Balanced Change

<https://northcountryabc.net/>

Construction and demolition debris (C&D) constitutes a significant percentage of total solid waste generated in NH, and NH imports C&D as well. We believe the potential exists for significant economic as well as environmental benefits for our state from enactment of HB 1122.

The US Environmental Protection Agency has identified a number of benefits that obtain from reuse of C&D, and we believe these benefits would obtain from enacting this bill. For example, the collection and reselling of C&D:

- Creates incentives for entrepreneurial construction and demolition practices;
- Spurs economic growth by providing an alternative competitive source for building materials, thereby reducing the cost of new construction;
- Reduces the footprint for disposal sites and the need for new landfill capacity; and
- Offsets the environmental impacts of processing and manufacturing new materials used for construction.

Additional benefits of HB 1122 would obtain at the local level in NH, including:

- The potential for additional revenues for local transfer station operations, thereby offsetting town commitments of funds;
- Business opportunities and jobs for local residents; and
- Spurs for towns to make greater use of waste reduction programs, recycling programs, etc.

February 9, 2022

Chairman Dolan and Members of the Municipal and County Government Committee:

On behalf of North Country Alliance for Balanced Change (NCABC), thank you for the opportunity to provide this testimony in support of HB 1122.

NCABC is a grassroots environmental organization, with roots in NH's North Country, but with supporters all over NH and New England. It has been in existence for over ten years.

Consistent with Representative Ebel's testimony last week before the House Environment and Agriculture Committee, NCABC believes that NH has a lot of catching up to do on both the legislative and regulatory fronts to keep pace with other New England states' review of their solid waste management programs. That is an important driver for NCABC taking an active interest during this legislative session in a number of legislative initiatives dealing with our state's management of solid waste.

HB 1122 is a common-sense, zero-cost, low-tech, win-win way for the state to encourage greater efficiencies in solid waste management. Moreover, it is entirely consistent with the NH ethos of promoting local control over local issues.

Prime Sponsor Testimony on HB1122  
Timothy T Egan 2/9/22

Thank you Chairman Dolan and Committee on Municipal And County Government

HB 1122 relative to authorizing municipalities to collect and resell construction and demolition debris, is a bill that is important to our protecting our environment, minimizing solid waste into local landfills, helping land owners reduce new construction or renovation costs, supporting local home builders, and helping to keep down the operational costs of our communities transfer stations.

How does collecting and reselling construction and demolition debris benefit our society and saves NH residents money?

- Allowing C&D to be sold, helps homeowners find cost effective building materials
- Allowing C&D to be sold helps transfer stations raise new revenue
- Collecting C&D forges partnerships with community home builders and local contractors
- Putting less C&D in the solid waste stream, reduced town transfer station tipping fees.
- Less tipping fees and costs for transfer station disposal reduces property taxes for town operations
- Putting less C&D in the solid waste stream, lengthens the life span of existing landfills and reduces the needs for new ones

Repurposing construction and demolition debris is an action step based on direction from the Findings in the 2019 Report of the Committee to Study Recycling Streams and Solid Waste Management in NH. And it an OPTIONAL program, that allows for local governance for the transfer station and its oversight board or town authority, to decide if, when, and how to engage in a reselling program.

Thanks for considering this simple bill that can have tremendous impact.

HB 1122 - AS INTRODUCED

2022 SESSION

22-2730  
08/11

HOUSE BILL            **1122**

AN ACT                authorizing municipalities to collect and resell construction and demolition debris.

SPONSORS:            Rep. Egan, Graf. 2; Rep. Massimilla, Graf. 1; Rep. Alexander Jr., Hills. 6; Rep. Weston, Graf. 8; Sen. Hennessey, Dist 1

COMMITTEE:          Municipal and County Government

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ANALYSIS

This bill authorizes municipalities to collect and resell construction and demolition debris.

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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 Two*

AN ACT authorizing municipalities to collect and resell construction and demolition debris.

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

1 1 New Paragraph; Town Responsibility and Authority; Construction and Demolition Debris.

2 Amend RSA 149-M:17 by inserting after paragraph VI the following new paragraph:

3 VII. A town may collect and resell construction and demolition debris at its transfer station  
4 from a project being completed in town or from a general contracting business which is based in the  
5 town.

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