

REGULAR CALENDAR

October 26, 2022

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Municipal and County Government
to which was referred HB 1155,**

**AN ACT relative to persons elected to a local board
serving on another board. Having considered the same,
report the same: NOT RECOMMENDED FOR FUTURE
LEGISLATION.**

Rep. Richard Tripp

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Municipal and County Government
Bill Number:	HB 1155
Title:	relative to persons elected to a local board serving on another board.
Date:	October 26, 2022
Consent Calendar:	REGULAR
Recommendation:	NOT RECOMMENDED FOR FUTURE LEGISLATION

STATEMENT OF INTENT

There being no additional information presented to justify continuation of the bill, the committee voted it not be recommended for further legislation.

Vote 17-0.

Rep. Richard Tripp
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

REGULAR CALENDAR

Municipal and County Government

HB 1155, relative to persons elected to a local board serving on another board.**NOT RECOMMENDED FOR FUTURE LEGISLATION .**

Rep. Richard Tripp for Municipal and County Government. There being no additional information presented to justify continuation of the bill, the committee voted it not be recommended for further legislation. **Vote 17-0.**

Original: House Clerk

Cc: Committee Bill File

CONSENT CALENDAR

March 8, 2022

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Municipal and County Government
to which was referred HB 1155,**

**AN ACT relative to persons elected to a local board
serving on another board. Having considered the same,
report the same with the recommendation that the bill
be REFERRED FOR INTERIM STUDY.**

Rep. Richard Tripp

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Municipal and County Government
Bill Number:	HB 1155
Title:	relative to persons elected to a local board serving on another board.
Date:	March 8, 2022
Consent Calendar:	CONSENT
Recommendation:	REFER FOR INTERIM STUDY

STATEMENT OF INTENT

This bill provides that a person elected to a local board shall be a nonvoting ex officio member of other local boards the person is appointed to, serving on, or is a liaison to. During the executive session it was determined that the proposed solution made assumptions which were not universal as election or appointment to local boards varies by municipality. Rather than reject a bill with merit it was determined to further investigate it.

Vote 17-1.

Rep. Richard Tripp
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Municipal and County Government

HB 1155, relative to persons elected to a local board serving on another board. **REFER FOR INTERIM STUDY.**

Rep. Richard Tripp for Municipal and County Government. This bill provides that a person elected to a local board shall be a nonvoting ex officio member of other local boards the person is appointed to, serving on, or is a liaison to. During the executive session it was determined that the proposed solution made assumptions which were not universal as election or appointment to local boards varies by municipality. Rather than reject a bill with merit it was determined to further investigate it. **Vote 17-1.**

Original: House Clerk

Cc: Committee Bill File

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB 1155

BILL TITLE: relative to persons elected to a local board serving on another board.

DATE: October 11, 2022

LOB ROOM: 301 - 303

MOTION:

Interim Study (2nd yr) Not Recommended for Future Legislation

Moved by Rep. Tripp

Seconded by Rep. Guthrie

Vote: 17-0

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 1155

BILL TITLE: relative to persons elected to a local board serving on another board.

DATE: 10/11/22


LOB ROOM: 301 - 303

MOTION: Recommended for Future Legislation

Not Recommended for Future Legislation

Moved by Rep. ~~Trapp~~ ^{Trapp} Seconded by Rep. ~~Trapp~~ ^{Guthrie} Vote: 17-0

Respectfully submitted,

Rep. 
Committee Clerk

Rep. Maggione
Rep. Trapp



2022 SESSION

Municipal and County Government

Bill #: 1155 Motion: Not recommended AM #: _____ Exec Session Date: 10/11/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Dolan, Tom Chairman	17		
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. Rep. Plett	6		
Melvin, Charles R.	7		
Ayer, Paul F. Rep. Smith	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.			
Gallager, Eric B.	15		
Rung, Rosemarie Rep. Runtz	16		
TOTAL VOTE:			

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB 1155

BILL TITLE: relative to persons elected to a local board serving on another board.

DATE: February 23, 2022

LOB ROOM: 301 - 303

MOTIONS: **REFER FOR INTERIM STUDY**

Moved by Rep. Tripp

Seconded by Rep. Lascelles

Vote: 17-1

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 1155

BILL TITLE: relative to persons elected to a local board serving on another board.

DATE: 2/23/22

LOB ROOM: 301-303

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # _____
- Interim Study (2nd year) (if offered)

Moved by Rep. Tripp Seconded by Rep. Premonte Vote: 17-1
Interim Study Premonte, Melvin
Lascelles

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: _____

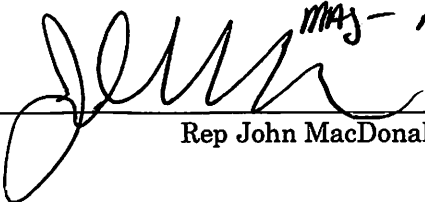
MOTION: (Please check one box)

- 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 _____

Respectfully submitted: 
 Rep John MacDonald, Clerk



2022 SESSION

Municipal and County Government

Bill #: 1155 Motion: Interim AM #: _____ Exec Session Date: 2/23/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Dolan, Tom Chairman		1	
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>Plett</i>	6		
Melvin, Charles R.	7		
Ayer, Paul F.	8		
Pauer, Diane	9		
Maggiore, Jim V.	10		
Treleaven, Susan GS	11		
Gilman, Julie D.	12		
Stavis, Laurel	13		
Mangipudi, Latha D.	14		
Vann, Ivy C.	.		
Klee, Patricia S.	15		
Gallager, Eric B.	16		
Rung, Rosemarie	17		
TOTAL VOTE:	17	1	

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB 1155

BILL TITLE: relative to persons elected to a local board serving on another board.

DATE: February 9, 2022

LOB ROOM: 301 - 303 **Time Public Hearing Called to Order:** 11:29 a.m.

Time Adjourned: 12:05 p.m.

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

Bill Sponsors:

Rep. Torosian
Rep. Piemonte

Rep. Pauer
Rep. Wallace

Rep. Andrus

TESTIMONY

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

Rep. Peter Torosian - Prime sponsor of the bill. Maintain the balance of power. Balance between the branches appointed by the board of selectmen. There is a value of a exofficio member to work out difference between the two boards.

Rep. Stavis: To which the person was elected and not appointed, would an amendment be acceptable? ANS: Yes, if it is needed.

Rep. Maggiore: Elected selectmen - appointed to planning board and also a subcommittee, would I get a vote? ANS: It depends on how you were appointed.

Rep. Dolan: The add number of votes is not required, but is recommended? ANS: This legislation would not prevent that. Trying to insure the boards have the power to do the job they were elected too.

Rep. Klee: Does this reply to all municipalities? ANS: Yes, it would.

Rep. Stavis: Planning board member from the city council. That vote never goes back to the city councilors. So there is no second bite of the apple? ANS: I don't know how it would affect tourism.

Natch Greyes, NH Municipal Association - Opposes the bill. Believes it modifies the membership body of the committee. Picked by a board to serve as a ex-officio member of another board. Liason - has not voted. No official person or purpose. Two boards created statutory authority and board created for other purposes (locally created boards).

Rep. Maggiore: Running for two positions, elected to both, how would or could the person vote? ANS: Advice to members you can't serve on more than one board.

Respectfully submitted,

Rep. John MacDonald, Clerk

House Remote Testify

Municipal and County Government Committee Testify List for Bill HB1155 on 2022-02-09

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

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>Non-Germane</u>	<u>Signed Up</u>
Dargie, Paul	Milford, NH pauldargie@gmail.com	An Elected Official	Myself	Oppose	No	No	2/6/2022 5:25 PM
Zore, Richard	Brookline, NH RichNH@Charter.net	A Member of the Public	Myself	Support	No	No	2/7/2022 9:40 AM
Kudlik, Cindy	Grafton, NH CindyKudlik@protonmail.com	An Elected Official	Myself	Oppose	No	No	2/7/2022 2:20 PM
Pauer, Eric	Brookline, NH secretary@BrooklineGOP.org	A Member of the Public	Myself	Support	No	No	2/7/2022 6:24 PM
Pauer, Diane	Brookline, NH diane.pauer@leg.state.nh.us	A Member of the Public	Myself	Support	No	No	2/7/2022 6:24 PM
Harrigan, Douglas	Deerfield, NH longshadow@compuserve.com	A Member of the Public	Myself	Support	No	No	2/8/2022 5:06 PM

Heather Goley

From: Barrett Christina <bchristina@nhsba.org>
Sent: Wednesday, February 2, 2022 12:32 PM
To: ~House Municipal and County Govt
Cc: Heather Goley; rwilson@nhsba.org
Subject: HB 1155
Attachments: HB 1155 - NHSBA testimony - 2feb2022.pdf

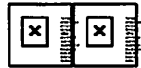
Dear Honorable Members of the Committee -

Attached please find written testimony submitted by the New Hampshire School Boards Association relative to HB 1155. Thank you for your consideration.



Barrett M. Christina

Executive Director
NH School Boards Association
P: (603) 228-2061 x307F: (603) 228-2351
A: 25 Triangle Park Drive, Suite 101, Concord, NH 03301
W: nhsba.orgE: bchristina@nhsba.org



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New Hampshire School Boards Association

Barrett M. Christina, Executive Director
Brenda Willis, President, Derry Cooperative
Holly Kennedy, First Vice-President, Hinsdale
Travis Thompson, Past-President, Exeter Regional Cooperative

25 Triangle Park Drive, Suite 101
Concord, NH 03301
Phone: (603) 228-2061
www.nhsba.org

Date: February 2, 2022
To: House Municipal & County Government Committee
From: New Hampshire School Boards Association
Re: HB 1155

Dear Honorable Members of the Committee –

Please allow this letter to serve as the New Hampshire School Boards Association's formal, written testimony regarding HB 1155. NHSBA opposes this bill.

First, relative to the section that seeks to create RSA 669:9-a (lines 3 through 6 of the bill), NHSBA finds this provision vague and confusing. For example, "local board, commission, committee or council" is confusing. Does this mean if an individual was an elected member of the select board, that individual could be appointed to a school district facilities committee, but would have to be a non-voting, ex officio member of that facilities committee? Or if an individual served on a town-based subcommittee established by the select board, that individual could be appointed to fill a vacancy on the school board, but would be a non-voting member? Again, NHSBA finds this language to be very confusing.

The other question is why should these individuals be non-voting members? Presumably an individual volunteers his or her time to serve in local government and on local boards. Many people do so out of a sense of civic duty or because their particular experience may be helpful to the select board, school board, planning board and so forth. Further, many communities have difficulty finding people to run for local boards or serve on local committees. NHSBA is concerned that by limiting these individuals to non-voting members, it will inhibit our local boards from finding good people to serve.

Second, relative to the section regarding cooperative school district budget committees and whether or not the school board liaison would be a non-voting member – NHSBA also opposes this provision of the bill.

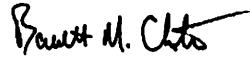
This provision seeks to amend RSA 195:12-a. The current version of that statute has been in place since 1996. There have been no amendments since. As such, it appears that the statute seems to be working fine, as is. Additionally, NHSBA questions why the school board liaison to the budget committee should not be allowed to vote. That liaison brings the school board's perspective to the budget committee and in turn relates back to the school board the

February 2, 2022
HB 1155/NHSBA Testimony
Page Two

budget committee's questions, comments, and concerns. In sum, NHSBA believes this provision is unnecessary.

Thank you for your consideration. Please contact me if NHSBA can be of assistance.

Sincerely,



Barrett M. Christina
Executive Director

HB 1155 - AS INTRODUCED

2022 SESSION

22-2436

10/05

HOUSE BILL **1155**

AN ACT relative to persons elected to a local board serving on another board.

SPONSORS: Rep. Torosian, Rock. 14; Rep. Pauer, Hills. 26; Rep. Andrus, Merr. 1; Rep. Piemonte, Rock. 4; Rep. Wallace, Rock. 12

COMMITTEE: Municipal and County Government

ANALYSIS

This bill provides that a person elected to a local board shall be a nonvoting ex officio member of other local boards the person is appointed to, serving on, or is a liaison to.

.....

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 persons elected to a local board serving on another board.

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

1 1 New Section; Town Elections; Officers Serving on Other Boards. Amend RSA 669 by inserting
2 after section 9 the following new section:

3 669:9-a Elected Officers Serving on Other Boards. An elected member of a local board,
4 commission, committee, or council specified in this chapter who is also appointed to, serving on, or is
5 a liaison to another local board in the same jurisdiction, shall be a nonvoting, ex officio member of
6 any such local board to which the person was not elected.

7 2 Cooperative School Districts; Budget Committee; Members. Amend RSA 195:12-a, I to read as
8 follows:

9 I. A cooperative school district at an annual meeting, under a proper article in the warrant,
10 may vote to establish a budget committee pursuant to RSA 32:14 and may rescind such action in a
11 like manner. The budget committee shall have the same number of members as the cooperative
12 district school board plus one additional member from the school board as provided in this
13 paragraph. The terms of office and manner of election of members shall be determined in the same
14 manner as for the cooperative school board. Whenever it is voted to establish a budget committee,
15 the moderator in the first instance shall appoint the members of the budget committee, except for
16 the additional member appointed from the school board, within 15 days of the vote establishing the
17 committee. The members appointed by the moderator shall serve until the next annual meeting
18 when the meeting shall elect their successors. No member of the cooperative school board shall be
19 appointed or elected to the budget committee except that the chairperson of the cooperative school
20 board shall appoint a member of the board to serve on the budget committee [~~with all the powers and~~
21 ~~duties of any other member~~] **and who shall be a nonvoting, ex officio member** of the committee.
22 After appointment or election the budget committee shall promptly organize and choose a
23 chairperson, vice-chairperson, and secretary. The secretary shall keep records of the proceedings of
24 the budget committee, which shall be public records open to public inspection.

25 3 Effective Date. This act shall take effect 60 days after its passage.