

CHAPTER 33  
SB 25 - FINAL VERSION

02/23/2017 0474s

2017 SESSION

17-0809  
06/09

SENATE BILL **25**

AN ACT relative to small claims resulting from accidents due to activities of the department of transportation.

SPONSORS: Sen. D'Allesandro, Dist 20

COMMITTEE: Transportation

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AMENDED ANALYSIS

This bill raises the amount the commissioner of transportation may pay to one person for small claims resulting from accidents due to activities of the department of transportation.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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02/23/2017 0474s

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Seventeen*

AN ACT                   relative to small claims resulting from accidents due to activities of the department of transportation.

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

1           33:1 Commissioner of Transportation; Small Claims. Amend RSA 228:29 to read as follows:

2           228:29 Small Claims. With the approval of the governor and council, the commissioner may  
3 use the funds accruing to his **or her** department for the payment of small claims occasioned by  
4 accidents due to the activities of his **or her** department. No such claim shall be paid to any one  
5 person in an amount of over [~~\$600~~] **\$1,000**. Any person claiming damage due to the activities of the  
6 department of transportation in an amount of less than [~~\$600~~] **\$1,000** may make application to the  
7 commissioner for payment thereof. Said application shall be filed within 60 days of the date of the  
8 accident. If the commissioner upon investigation is of the opinion that the damage was caused  
9 because of activities of the department, he **or she** shall submit his **or her** recommendation to the  
10 governor and council for approval.

11          33:2 Commissioner of Transportation; Small Claims; 2018. RSA 228:29 is repealed and  
12 reenacted to read as follows:

13          228:29 Small Claims. With the approval of the governor and council, the commissioner may  
14 use the funds accruing to his or her department for the payment of small claims occasioned by  
15 accidents due to the activities of his or her department. No such claim shall be paid to any one  
16 person in an amount of over \$1,500. Any person claiming damage due to the activities of the  
17 department of transportation in an amount of less than \$1,500 may make application to the  
18 commissioner for payment thereof. Said application shall be filed within 60 days of the date of the  
19 accident. If the commissioner upon investigation is of the opinion that the damage was caused  
20 because of activities of the department, he or she shall submit his or her recommendation to the  
21 governor and council for approval.

22          33:3 Commissioner of Transportation; Small Claims; 2019. RSA 228:29 is repealed and  
23 reenacted to read as follows:

24          228:29 Small Claims. With the approval of the governor and council, the commissioner may  
25 use the funds accruing to his or her department for the payment of small claims occasioned by  
26 accidents due to the activities of his or her department. No such claim shall be paid to any one  
27 person in an amount of over \$2,000. Any person claiming damage due to the activities of the  
28 department of transportation in an amount of less than \$2,000 may make application to the  
29 commissioner for payment thereof. Said application shall be filed within 60 days of the date of the

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1 accident. If the commissioner upon investigation is of the opinion that the damage was caused  
2 because of activities of the department, he or she shall submit his or her recommendation to the  
3 governor and council for approval.

4 33:4 Effective Date.

5 I. Section 2 of this act shall take effect July 1 2018.

6 II. Section 3 of this act shall take effect July 1, 2019.

7 III. The remainder of this act shall take effect July 1, 2017.

Approved: May 09, 2017

Effective Date:

I. Section 2 effective July 1, 2018

II. Section 3 effective July 1, 2019

III. Remainder effective July 1, 2017

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