

Amendment to SB 121

1 Amend the title of the bill by replacing it with the following:

2
3 AN ACT establishing a commission to determine if the department of environmental services
4 should take over the MS-4 permit system from the Environmental Protection Agency.
5

6 Amend the bill by replacing all after the enacting clause with the following:

7
8 1 New Section; MS-4 Study Commission. Amend RSA 483-B by inserting after section 7 the
9 following new section:

10 483-B:7-a MS-4 Study Commission.

11 I. There is established a commission to determine if the department of environmental
12 services should take over the MS-4 permit system from the Environmental Protection Agency, and
13 if so, to recommend a fee structure that would pay for the department to hire the required number
14 of employees to manage the issuance of permits.

15 II. The members of the commission shall be as follows:

16 (a) One member of the senate, appointed by the president of the senate.

17 (b) One member of the house of representatives, appointed by the speaker of the house
18 of representatives.

19 (c) The commissioner of the department of environmental services, or designee.

20 (d) One person representing affected nuclear facilities, appointed by the speaker of the
21 house.

22 (e) One person representing affected hydro-electric power facilities, appointed by the
23 president of the senate.

24 (f) One person recommended by the Business and Industry Association, appointed by
25 the governor.

26 (g) One person representing the Pease development authority, appointed by the
27 executive director.

28 (h) One person representing the New Hampshire Association of Counties, appointed by
29 the Commissioner's Council.

30 (i) Three people representing affected water and sewer facilities, appointed by the New
31 Hampshire Municipal Association.

32 III. Legislative members of the commission shall receive mileage at the legislative rate
33 when attending to the duties of the commission.

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1 IV. The commission shall determine if the department of environmental services should
2 take over the MS-4 permit system from the Environmental Protection Agency, and if so, to
3 recommend a fee structure that would pay for the department to hire the required number of
4 employees to manage the issuance of permits.

5 V. The members of the study commission shall elect a chairperson from among the
6 members. The first meeting of the commission shall be called by the senate member. The first
7 meeting of the commission shall be held within 45 days of the effective date of this section. Seven
8 members of the commission shall constitute a quorum.

9 VI. The commission shall report its findings and any recommendations for proposed
10 legislation to the president of the senate, the speaker of the house of representatives, the senate
11 clerk, the house clerk, the governor, and the state library on or before December 1, 2017.

12 2 Repeal. RSA 483-B:7-a, relative to the MS-4 study commission, is repealed.

13 3 Effective Date.

14 I. Section 2 of this act shall take effect December 1, 2017.

15 II. The remainder of this act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill establishes a commission to determine if the department of environmental services should take over the MS-4 permit system from the Environmental Protection Agency, and if so, to recommend a fee structure that would pay for the department to hire the required number of employees to manage the issuance of permits.