

AGENDA
BOARD OF SELECTMEN
January 22, 2019 AT 6:30 PM
TOWN HALL, PAULSEN MEETING ROOM

- I. CALL TO ORDER
- II. CITIZEN COMMENT
- III. SCHEDULED MEETINGS:
 - a. Public Hearing – Discussion on Range Road use by ATV Club
- IV. OLD BUSINESS:
- V. NEW BUSINESS:
 - a. Acceptance of recreation Donation in accordance with RSA 31:95-b
 - b. Planning Board Appointment
 - c. Manifest/Abatements
 - d. Minutes 1/7/19
- VI. TOWN ADMINISTRATOR REPORT
- VII. COMMITTEE REPORTS
- VIII. OTHER/CITIZEN COMMENT
- IX. NON PUBLIC SESSION
- X. ADJOURN



John J. Barthelmes
Commissioner of Safety

State of New Hampshire
DEPARTMENT OF SAFETY
DIVISION OF MOTOR VEHICLES

23 HAZEN DRIVE, CONCORD, NH 03305
Telephone: (603)227-4000 TDD Access Relay NH 7-1-1



Elizabeth A. Bielecki
Director of Motor Vehicles

EXEMPT VEHICLES

AS OF JANUARY 1, 2015

New Hampshire Motor Vehicle law exempts the following vehicles from Title Requirement Pursuant to RSA 261:3:

- **1999 Model Year vehicles and older**
 - *Except- heavy trucks as defined under RSA 259:38 having 3 or more axles, when gross vehicle weight exceeds 18,000 pounds. (All years are titled)*
 - *Except- truck-tractors regardless of axles when gross weight exceeds 18,000 pounds (Peterbilt, Mack, Kenworth, Freightliner, etc.) (All years are titled)*
- **Trailers with a gross weight of less than 3,001 pounds**
- **Special mobile equipment**
- **Mopeds**
- **Mobile homes**
- **Watercraft**
- **Snowmobiles**
- **Off Highway Recreational Vehicle (OHRV)**

Bureau of Title & Anti-Theft
Phone 603-227-4150
Fax 603-271-0369

PUBLIC HEARING NOTICE

Town of Pembroke

Board of Selectmen

Notice is hereby given that the Pembroke Board of Selectmen will be holding a Public Hearing on Tuesday January 22nd at 6:30 PM at the Pembroke Town Offices located at 311 Pembroke Street to discuss the following:

The Board will be meeting with NH Fish and Game and the Pembroke Police Department to discuss the request of an ATV/UTV group to organize and use the Town range roads.

For questions, please call the Town Administrator at 485-4747, or email at djodoin@pembroke-nh.com.

Justine M. Courtemanche, Chairman

SNH Off-Road

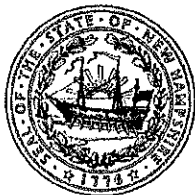
ATV - UTV club

Pembroke, NH

*"Dedicated to preserving off road motor sports in a
Responsible, Family Friendly environment for all to enjoy"*

Board of Directors

President	Chris Arrigo	603-231-8921	SNHatvutvoffroad@Gmail.com
Vice President	Nick Pixos	603-856-6675	Hybridzeg@Gmail.com
Treasurer	Michael Arbo	603-315-1295	Michael.Arbo0214@Gmail.com
Secretary	Deb Pelletier	603-315-4827	DaPelletier1964@Gmail.com
Trail Administrator	Jesse Hall	603-783-1521	ProWeldIndustries603@Gmail.com
Trail Master	Justin Colvin	603-340-2308	InfiniteElectronics16@Gmail.com
Trail Master	Josh LeMoine	603-341-4281	MXRider509Y@Gmail.com



STATE OF NEW HAMPSHIRE
DEPARTMENT of RESOURCES and ECONOMIC DEVELOPMENT
DIVISION of PARKS and RECREATION
BUREAU OF TRAILS

172 Pembroke Road Concord, New Hampshire 03301
PHONE: 603-271-3556 FAX: 603-271-3553 E-MAIL: nhtrails@dred.nh.gov
WEBSITE: www.nhtrails.org

Dear OHRV Club Organizer:

Thank you for your interest in organizing an Off Highway Recreational Vehicle (OHRV) Club. Organized Clubs are the way for OHRV enthusiasts to obtain and maintain trails for legal riding opportunities, gain increased respect from communities and other trail groups, and provide a better, safer, and more responsible experience for other OHRV users.

Currently there are 23 OHRV Clubs statewide that are recognized by the New Hampshire Secretary of State (SOS) and the New Hampshire Bureau of Trails (BOT). Many of these Clubs have been very successful in their goals. By developing relationships with landowners, most of these Clubs have created and maintain individual trail systems that range between 5 and 100 miles each.

To get a Club started, these basics are needed:

- 1) A few people who are willing to volunteer their time to serve as officers;
- 2) a document such as a charter, by-laws, constitution that describes how the Club is organized and will be operated; and
- 3) a regular time and place for meetings.

The Club's documentation needs to define how many and what officer positions there will be, what their responsibilities will be, and if they are elected or appointed positions. Generally officers include (but are not limited to) a President, Vice President, Secretary, Treasurer, Trail Administrator, and Trail Master.

The Club's documentation should also state what their mission will be. Part of the mission may be to create and manage recreational opportunities for OHRV enthusiasts by obtaining permission for construction and/or maintenance of trails on private, municipal, state, or federal property.

The Club may choose to be active within the local community by organizing or cooperating in fundraisers, local youth programs, food drives, or other community service projects. They may also want to organize recreational events such as poker runs, seasonal rallies, charitable ride-ins, family days, etc., and advocate for and promote safe and responsible riding to enhance the overall image of recreational OHRV use.

The Club will also need to decide if they will join the New Hampshire Off Highway Vehicle Association (NHOHVA) and should consider including this information in their documentation. NHOHVA is a statewide organization that advocates for the rights, safety, responsibility, and education of OHRV users.

To incorporate or not to incorporate? This is a very important decision that the Club will need to make. The Club should consider the following information carefully.

An unincorporated Club

- is a voluntary association that, in the eyes of the law, is not an entity or a person;
- has no legal standing as an organization;
- cannot own, convey, or mortgage property;
- is likely unable to borrow money or enter into any contract;
- means that every member of the Club may be personally liable for any act committed in the name of the Club, even those who personally had nothing to do with the act or deed which gave rise to the debt or damage; and
- is NOT eligible for state or federal financial assistance grants.

If your Club is to be unincorporated, it is highly recommended that you consult a competent insurance agent who may be able to provide a plan to reduce the liability of individual members.

An incorporated Club

- can exercise most powers that are available to individual persons;
- has a separate legal existence;
- can own property, contract mortgages, and sue in the courts;
- has limited liability which protects its members from being personally responsible for the debts or deeds of the Club;
- can be sued as an entity, but only to the extent of its limited liability;
- can have its interests transferred;
- continues its existence regardless of what happens to individual members; and
- is eligible for state or federal financial assistance grants.

If your Club is to be incorporated, they will need to decide what type of incorporation they wish to pursue and apply with the SOS' Corporate Division. A Domestic Nonprofit Corporation avoids much of the financial burden of other types of incorporation and is the type of organization most favored by Clubs; however, the Club's accountant or attorney can help decide what best fits their needs.

Please note that any Club that incorporates through the SOS must also apply for an Employer ID Number (EIN) with the IRS. An EIN is also known as a federal tax identification number and is used to identify a business entity.

Trail Construction and Maintenance

Trail construction and maintenance will be an important part of your Club's duties. Properly constructed and maintained trails will reflect on the continued success and overall image of your Club. *Best Management Practices for Erosion Control During Trail Maintenance and Construction* guidelines should be used. The techniques described within it will help reduce erosion of and environmental impacts to your trails.

Trail work in or over surface water or wetlands may require completion of the proper permits and authorization from the Department of Environmental Services, Wetlands Bureau.

Your Club will also be responsible for posting trail signs. Trail signs provide information and guidance to trail users. Consistent trail signage throughout your trail system, and others across the state and country, is very important for a safe, enjoyable recreational experience.



New Hampshire's Grant-In-Aid (GIA) Program

If the Club has chosen to incorporate as a nonprofit, and has completed all requirements with SOS and the IRS, they are eligible to participate in New Hampshire's GIA Program.

GIA provides assistance, in the form of grants, to organized nonprofit OHRV Clubs and political subdivisions. The grant funds are derived from OHRV registration fees and un-refunded gas taxes. Grants can cover the costs of trail signs, materials and equipment rental for creating/maintaining trails, fuel for grading equipment, and equipment purchases or reconditioning.

It is critical to note that a Club's trail system must be OPEN TO THE PUBLIC (anyone with a current OHRV registration) and have a designated/permitted parking area in order to be eligible for GIA. Trail systems that are open to Club members only or where a user fee is charged **ARE NOT** eligible for GIA.

A landowner permission form should be utilized by the Club to obtain landowner permission for trails. Any landowner who grants such permission shall be covered under a \$2,000,000 liability policy held by the BOT as long as the Club is recognized under the GIA Program.

If a Club chooses to be considered as a GIA Club, they should send a letter of request along with the following information to the Bureau of Trails, GIA Program, 172 Pembroke Road, Concord, NH 03301.

- A current list of the Club's officers, to include name, position, home address, telephone number, and email address;
- a copy of the Club's by-laws;
- a copy of the Club's Articles of Agreement filed with the SOS;
- a copy of a current Certificate of Good Standing (original has a gold seal) from the SOS;
- a completed GIA Trail Administrator Authorization Form;
- a current map of the Club's trail system;
- a complete list of all the landowners that the Club's trails traverse, to include name, address, contact information, property location address, and name/number of trail on property; and
- a copy of a completed Vendor Application and an Alternate W-9 Form that was submitted to the NH Administrative Services' Bureau of Purchase and Property.

Under the GIA Program, it will be the role of you Club's Trail Administrator (TA) to coordinate and submit project requests and sign orders for GIA funding. They will also be responsible for signing GIA Agreements on behalf of the Club, tracking project expenses and outcomes, and submitting expenses for reimbursement under approved GIA Awards.

I hope this information is of assistance to you. If you have any questions feel free to contact me. Thank you for your interest in furthering the OHRV recreational opportunities in New Hampshire!

Sincerely,



Lisa Meffert
Program Specialist
Lisa.meffert@dred.state.nh.us
(603) 271-3254



State of New Hampshire
Department of Natural and Cultural Resources
Division of Parks and Recreation
Bureau of Trails

TRAIL ADMINISTRATOR'S AUTHORIZATION

CHAPTER Res 8400 RULES FOR THE GRANT-IN-AID PROGRAM

Res 8405.01 General Information.

(c) Each political subdivision or club requesting Grant-In-Aid shall designate a trail administrator, as defined in Res 8101.25, to act on their behalf.

Res 8101.25 "Trail Administrator" means the OHRV club member designated or elected to enter into agreements with the bureau for Grant-In-Aid purposes.

Trail Administrator (type or print full name) _____

The person who is named above has been appointed as Grant-In-Aid Trail Administrator. This person is authorized to enter into Grant-In-Aid contracts and agreements with the State of New Hampshire, Bureau of Trails and accept monies granted and received in compliance with the application, contract or agreement.

Res 8405.02 (14) A statement signed by the executive director of the political subdivision or club president stating that the political subdivision or club authorized the named trail administrator to apply for Grant-In-Aid from the Bureau of Trails.

I hereby certify that the person named as Trail Administrator, above, is fully authorized to act on behalf of the (print) _____ club or political subdivision

Print Name

Title

Signature

TRAIL ADMINISTRATOR INFORMATION

Print Name

Signature

Address

City/State/Zip

Phone

email

OHRV (WHEELED) VEHICLE TRAIL PERMISSION

Permission is hereby granted to _____
(Name of club/organization)

to provide public ☐ ATV ☐ UTV ☐ Trail Bike ☐ Jeep/Truck access on my property. It is understood that use of my property, for said purpose, in no way holds me liable or responsible for accidents that may occur as a result of others using my property as provided for in Chapter 212, Section 34, Laws of the State of New Hampshire (RSA 212:34 Duty of Care).

There shall be no fee for the use of this property. The above named club/organization agrees to mark, sign, and maintain the property in a proper and safe manner.

The State of New Hampshire, Department of Natural and Cultural Resources, Division of Parks and Recreation, Bureau of Trails, shall also provide a landowner liability insurance policy with coverage of \$2,000,000.00 for trails within the Grant-In-Aid Program.

This agreement shall have a term of:

- ☐ Indefinite
- ☐ 1 year from landowner approval
- ☐ 5 years from landowner approval

*****THIS AGREEMENT MAY BE TERMINATED FOR ANY CAUSE, BY EITHER PARTY,
UPON THIRTY (30) DAYS WRITTEN NOTIFICATION.*****

Dated this _____ day of _____, 20____

Landowner (Print Name)

Landowner Signature

Address

Town/City

Zip Code

Telephone

Club/Organization

Club/Organization Officer (Print Name)

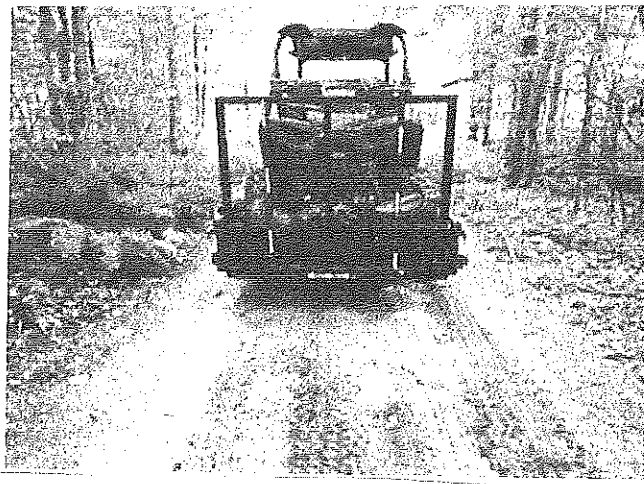
Club Address

Title (President, Trail Administrator, etc.)

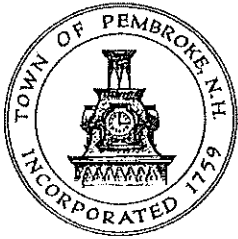
Town/City

Zip Code

Club/Organization Officer's Signature







TOWN OF PEMBROKE

Town Hall ~ 311 Pembroke Street, Pembroke, New Hampshire 03275

Tel: 603-485-4747

January 9, 2019

Board of Selectmen
Town of Pembroke
311 Pembroke Street
Pembroke, NH 03275

RE: Appointment of Tim Goldthwaite from Planning Board Alternate to Regular Member

Dear Board of Selectmen:

The Planning Board has unfortunately received a resignation letter from Richard Bean. The Board wishes him well, but his member term (expiration 4/30/2021) needs to be filled as soon as possible to maintain a full Board. Per their Rules of Procedure, the Planning Board reviewed the qualifications of their alternates to see who would be fit to fill Mr. Bean's position. At their meeting on January 8, 2019, the Planning Board voted to nominate Mr. Timothy Goldthwaite to a Regular Member.

The Planning Board respectfully request the Board of Selectmen consider appointing Mr. Goldthwaite as a Regular Member to the Planning Board.

Sincerely,

Carolyn Cronin
Town Planner

To: Pembroke Board of Selectmen
From: Pembroke Conservation Commission
Carol Bertsimas, Vice chair
Re: Lot #260-42 on Sixth Range Road
Date: January 14, 2019

Dear Board of Selectmen,

The Conservation Commission would like to express its continued interest in obtaining and preserving lot #260-42 on Sixth Range Road which the Town has obtained by Tax Collector's deed. This 5.6 acre lot abuts lot #260-41, aka the Doherty lot, which was donated to the Town in 2012 and is now held in conservation.

Both lots are located on an undeveloped portion of Sixth Range Road and support a variety of wildlife and plant species with easy access to the public.

The Commission had signed a purchase and sales agreement back on October 22, 2015. No action was taken by the board at that time.

Since then, Town meeting article #9 was adopted in March 2018 which requires the BOS to "request a recommendation from the Conservation Commission whether the property should be presented to Town Meeting for consideration that it be retained for conservation purposes".

The Commission would like to proceed with the process for obtaining this lot for conservation. Please let us know what further actions are required from us.

Thank you for your time and attention to our request.



Carol Bertsimas, Vice Chair PCC

\$390.00

David Jodoin

From: Jim Goff <jgoff@pembroke-nh.com>
Sent: Wednesday, January 16, 2019 10:41 AM
To: 'David Jodoin'; tinadickc@comcast.net; 'Vin Greco'; 'Sandy Goulet'; 'Michael Crockwell'; 'Ann Bond'; 'Tom Petit'
Subject: FW: [Town of Pembroke NH] Pat Crafts (Sent by James Crafts, jcrafts@us.ibm.com)

I am forwarding this email to you all so that you may consider James Crafts (Patricia Crafts Son) suggestion. My feelings is after all that Pat had contributed over the years, maybe a dedication in or of the Town Report might be a nice idea.

Jim
James F. Goff
Town Clerk
Pembroke, NH

-----Original Message-----

From: cmsmailer@civicplus.com [mailto:cmsmailer@civicplus.com]
Sent: Friday, January 11, 2019 8:50 PM
To: jgoff@pembroke-nh.com
Subject: [Town of Pembroke NH] Pat Crafts (Sent by James Crafts, jcrafts@us.ibm.com)

Hello jgoff,

James Crafts (jcrafts@us.ibm.com) has sent you a message via your contact form (<https://www.pembroke-nh.com/user/33/contact>) at Town of Pembroke NH.

If you don't want to receive such e-mails, you can change your settings at <https://www.pembroke-nh.com/user/33/edit>.

Message:

Jim,

Hope you and your family are well. As you know my Mom died in the fall and I am reaching out to you to try and get Pat recognized for her support, involvement, and participation in the community over the last 60 years. What comes to mind is the "new town hall", library, old home days and the voter checklist. Is there any way she can be recognized in the ring Town Meeting ?

Regards,

Jim

David Jodoin

From: Samaras, George J <george.samaras@eversource.com>
Sent: Tuesday, January 08, 2019 2:39 PM
To: David Jodoin
Subject: New Energy Service Charge Beginning February 1st, 2019

Hi Dave,

Please review the information below regarding changes to the Energy Service Charge for Large Power Customers that do not use a 3rd party supplier:

Recently, the New Hampshire Public Utilities Commission approved the formal request to adjust the Energy Service Charge portion of the Eversource rate.

The new Energy Service Charge will take effect February 1 through July 31, 2019.

***Important Note** – Customers who purchase energy from an independent supplier will not experience this rate change.

Eversource February 1st Energy Service Charge

Energy Service Charge Filing – A formal request was made on December 13 to the NH Public Utilities Commission to adjust the Energy Service Charge portion of the Eversource rate.

Why is the Energy Service Charge Being Adjusted? – Wholesale energy prices in New England rise in the winter months due to the region's growing reliance on natural gas as a source to both generate electricity and heat homes and businesses. When more the demand for natural gas rises in the winter the price increases.

Proposed Energy Service Rate for Large Power Customers – The Energy Service Charge for Large Power Customers is a fixed rate that varies from month to month from February to August.

Month	Cents per kWh for Large Power Customers
January	12.32 (approved by the NH PUC in July 2018)
February	16.75
March	13.87
April	11.75
May	11.22
June	9.64
July	10.11

Supplier Options - Customers in New Hampshire have the right to choose to purchase energy from an independent supplier instead of their regulated utility. Eversource provides energy to those customers who have not chosen a supplier or who have been denied service by a supplier. A list of registered energy suppliers is available at <http://www.puc.state.nh.us/consumer/energysuppliers.htm>.

LEGISLATIVE BULLETIN

Hearing on Town Election Postponement

One of the first bills to be heard this year will be **HB 408**, NHMA's policy bill that preserves and clarifies the moderator's existing authority to postpone town elections in the event of a weather emergency. The bill is scheduled for a hearing before the House Election Law Committee next **Thursday, January 17, at 1:30 p.m., in LOB Room 308.**

Readers will remember that in both 2017 and 2018, major snowstorms struck New Hampshire on town meeting day. Relying on RSA 40:4, II, which gives the moderator authority to "postpone and reschedule the deliberative session *or voting day* of the [town] meeting," some moderators postponed the official ballot voting sessions of their meetings. Those actions were challenged by state officials, and the issue has been contested for almost two years. Last year the Senate passed a bill that would have required moderators to obtain permission from the secretary of state before postponing a town election, but that bill was overwhelmingly rejected by the House.

NHMA's members have made it clear that protecting the moderator's authority to postpone, without state interference, is one of their top priorities. **HB 408** clarifies that "voting day" means the official ballot voting session—the town election—and affirms the moderator's authority to postpone that session for a weather emergency, but also for an accident, natural disaster, or other emergency that renders use of the meeting location unsafe.

HB 408 also addresses all of the legitimate concerns that have been raised about postponement of town elections. It ensures consistency by requiring that the voting session be postponed for exactly two weeks in all cases. It protects the rights of all voters by guaranteeing that voters who are unable to attend the rescheduled session can vote by absentee ballot. It resolves the problem of multi-town school districts by providing that the elections in each town may be postponed only if all of the town moderators agree. It is also very clear that the bill deals only with *town* elections—it has nothing to do with state elections.

There is no more fundamental aspect of local authority than the ability to control local elections. This is an existential matter for New Hampshire

Bulletin 03, 2019 Session
January 11, 2019

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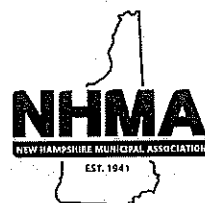
GOVERNMENT AFFAIRS CONTACT INFORMATION

Margaret Byrnes, Executive Director

Cordell A. Johnston, Government Affairs Counsel

Barbara T. Reid, Government Finance Advisor

Timothy W. Fortier, Communications & Member Services Coordinator



25 Triangle Park Drive
Concord NH 03301
Tel: 603.224.7447
Email address below:
governmentaffairs@nhmunicipal.org
Website: www.nhmunicipal.org

towns. Please consider attending the hearing next Thursday, and in any event, make sure members of the Election Law Committee, and your own representatives, know how important it is to ***support HB 408***.

State Aid Grants for Wastewater Projects

On **Thursday, January 17, 2019 at 1:15 p.m. in LOB Room 210**, the House Finance Committee will hold a public hearing on **HB 352**, an NHMA policy bill that appropriates **\$3,652,347** in fiscal year 2020 and **\$3,781,024** in fiscal year 2021 to fund the state share of 70 eligible and completed wastewater projects across the state under the state aid grant (SAG) program pursuant to RSA 486.

In 1959 the legislature enacted RSA 149-A, *Aid to Municipalities for Water Pollution Control*, the predecessor statute to RSA 486, based on the following principles stated in the law:

- A recognition that the state and/or federal government have required certain municipalities to construct wastewater control systems to control the pollution of its surface waters thereby improving the quality of such waters in the interest of health, recreation and industry;
- A recognition that these municipalities have in the past and others in the future will expend significant taxpayer monies to pay for these systems in accordance with developing federal and state laws and regulations;
- A recognition that the program benefits not only the local municipality but also residents of the entire state;
- A recognition that the state should assume its proportionate share of the financial obligations resulting from the installation of such systems acting in the best interest of the general public's health and welfare.

These same principles still apply today in terms of funding this important state and local partnership, and will continue to apply well into the future. **HB 352** is a step toward lifting the moratorium that has been in place since fiscal year 2014 on funding any wastewater infrastructure projects that did not have local financing authorization by December 31, 2008. The list of affected municipalities, along with the New Hampshire Department of Environmental Services estimated grants for these 70 projects, is available here.

Municipalities eligible for this funding are urged to attend the hearing and/or provide a letter in support of **HB 352** to House Finance Committee members. Please provide us with a copy of your written testimony, which we will be happy to submit to the committee on your behalf.

Building Code Bills

The House Executive Departments and Administration Committee will hear several bills next **Wednesday, January 16**, dealing with building code issues. The bills and hearing times are as follows:

- **1:00 p.m.** – **HB 247** is an **NHMA policy bill** that updates the state building code by incorporating the 2015 editions of the various ICC codes. Current law refers to the 2009 editions of each code.
- **1:30 p.m.** – **HB 259** requires that “any notice of violation issued by the building inspector for substandard or non-compliant workmanship or the use of unapproved materials shall include the relevant section of the state or local building code.”
- **2:00 p.m.** – **HB 303** provides that any person appointed by a municipality to enforce the building code “shall have International Code Council certification in International Residential Code proficiency or shall have shown sufficient knowledge of code compliance requirements, as determined in rules adopted by the state building code review board,” in nine specific areas.

All of the hearings will be in **LOB Room 306**. Please let us know if you have questions or concerns about any of these bills, and attend the hearings or contact members of the committee to let them know your views.

Bills Trickling Out

It seems that the bills are coming out more slowly than usual this year. As of this writing, 406 bills had been released; that may seem like a lot, but we are expecting close to a thousand altogether. No Senate bills have been released yet. (Today is the last day for senators to sign off on their bills.)

Still, there are enough to provide work for most of the House committees, some of which started holding hearings this week. There is a full plate of House hearings next week, as you will see in the calendar in this Bulletin. With no Senate bills, however, there will be no Senate hearings next week.

Senate Will Break; House Will Merely Bend

One of the more eagerly anticipated announcements each year is whether the House and Senate are going to take a winter break. Historically, they have usually, but not always, taken a one-week break coinciding with the New Hampshire school vacation week in late February.

This year, the Senate is taking a break the week of February 25. The House is not taking an official break, but committee chairs have been told that if they are able to get their work done, they can take the week of February 25 off. Needless to say, we encourage them to do just that.

HOUSE CALENDAR

TUESDAY, JANUARY 15, 2019

ELECTION LAW, Room 308, LOB

- 10:00 a.m. CACR 5, relating to the right to vote. Providing that 17 year olds who will be eligible to vote in the general election be permitted to vote on that election's primary election.
- 10:30 a.m. HB 242, relative to special elections.
- 1:30 p.m. HB 147, relative to appeals from recounts.
- 2:00 p.m. CACR 6, relating to elections. Providing that any inhabitant who so desires may vote by absentee ballot in primary and general elections.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Room 303, LOB

- 10:00 a.m. HB 311, regulating sober living facilities.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:00 a.m. HB 167, allowing the town of Kingston to hold a bonfire event in 2019.
- 10:30 a.m. HB 245, relative to the planning board's procedures on plats.
- 11:30 a.m. HB 334-L, relative to disposition of certain municipal records.
- 1:00 p.m. HB 125, allowing county officers to be chosen by secret ballot, and exempting secret ballots from the right-to-know law.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

- 1:00 p.m. HB 135, relative to leased railroad property.

WEDNESDAY, JANUARY 16, 2019

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 204, LOB

- 2:30 p.m. HB 218, relative to the use of deadly force by a law enforcement officer.

EDUCATION, Room 207, LOB

- 10:30 a.m. HB 149, relative to the apportionment of costs in cooperative school districts.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306, LOB

- 11:00 a.m. HB 165, prohibiting a public official from contracting out his or her duties.
- 1:00 p.m. HB 247, relative to the definition of the state building code. NHMA Policy.
- 1:30 p.m. HB 259, relative to building code violations.
- 2:00 p.m. HB 303, relative to certification of building code compliance inspectors.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

- 10:00 a.m. HB 255, relative to shift differential pay for employees who work overnight.

MUNICIPAL AND COUNTY GOVERNMENT, Room 301, LOB

- 10:00 a.m. HB 143, relative to incompatibility of offices.
- 10:30 a.m. HB 136, increasing the maximum period for the zoning board of adjustment to hold a public hearing.
- 11:00 a.m. HB 145, relative to the counting of secret ballots.
- 11:20 a.m. HB 146, relative to the counting of defective ballots.

WAYS AND MEANS, Room 202, LOB

- 1:30 p.m. HB 254-FN-A, relative to the provision allowing operators to retain a portion of meals and rooms taxes collected and the appropriation of meals and rooms tax revenues to school building aid.

THURSDAY, JANUARY 17, 2019

ELECTION LAW, Room 308, LOB

- 10:30 a.m. **HB 431**, relative to election officers at additional polling places.
1:30 p.m. **HB 408-L**, relative to postponement of town meetings and local elections. **NHMA Policy.**

FINANCE, Rooms 210-211, LOB

- 1:15 p.m. **HB 352-FN-A**, appropriating funds to the department of environmental services for the Purpose of funding eligible wastewater projects under the state aid grant program. **NHMA Policy.**

MUNICIPAL AND COUNTY GOVERNMENT, Rooms 301-303, LOB

- 10:00 a.m. **HB 210-FN**, relative to civil actions against public officials in cities or towns.
1:00 p.m. **HB 232-FN-L**, relative to enforcement of immigration laws and the prohibition of Sanctuary policies.

WEDNESDAY, JANUARY 23, 2019

JUDICIARY, Room 208, LOB

- 10:00 a.m. **HB 153**, relative to circumstances under which police officer disciplinary records shall be Public documents.
10:30 a.m. **HB 154**, prohibiting non-disclosure agreements in certain legal actions against a Governmental body.
11:00 a.m. **HB 286-L**, relative to free inspection of records under the right-to-know law.
11:30 a.m. **HB 396-FN-L**, relative to delay or denial of records under the right-to-know law.

New 2019 House Bills

HB 364 permits qualifying patients and designated caregivers to cultivate cannabis for therapeutic use. Rep. Cushing of Hampton; **HHS&EA.**

HB 365 increases the electric generating capacity of customer generators who may participate in net energy metering and modifies the transition of tariffs applicable to certain customer generators. **NHMA Policy.** Rep. Moffett of Canterbury; **ST&E.**

HB 367-FN establishes a state bank. Rep. Marple of Hooksett; **COM-H.**

HB 370 removes the prohibition against appointed city planning board members holding other municipal office, and permits any 2 members of a city or town planning board to serve on other municipal boards or commissions, subject to certain restrictions. Rep. Cloutier of Claremont; **M&CG.**

HB 384 permits a municipality to create and maintain a path to a historic burial site on state land within the municipality. Rep. Abrami of Stratham; **PW.**

HB 387 provides that compliance with additional state and local building code requirements shall not be required for issuance of a certificate of occupancy unless the occupancy classification has

changed or unless the property is undergoing a substantial renovation. Rep. Beaudoin of Rochester; **ED&A-H**.

HB 388-LOCAL limits the administrative fee a municipality may charge for a building permit if it does not perform a code compliance inspection. Rep. Beaudoin of Rochester; **M&CG**.

HB 391 requires that a current photo identification be presented to the town or city clerk to obtain a registration permit. Rep. Sykes of Lebanon; **TRANS-H**.

HB 392-FN-LOCAL requires the northern New Hampshire correctional facility to make a payment in lieu of taxes to the city of Berlin. Rep. Tucker of Randolph; **M&CG**.

HB 396-FN-LOCAL requires a public body or agency to provide written reasons for delay or denial of records under the right-to-know law. Rep. DiLorenzo of Newmarket; **JUD-H**.

HB 403-LOCAL includes credit unions in the definition of "bank" for the purposes of town trust funds. Rep. Steven Smith of Charlestown; **M&CG**.

HB 404 permits a town to vote on whether to allow a liquified natural gas storage facility in the town. Rep. Vallone of Epping; **ST&E**.

HB 406 requires the commissioner of the department of labor to inspect a place of employment where a serious injury or death has occurred and requires an employer to report such injury or death to the department of labor. Rep. McBeath of Portsmouth; **LABOR**.

HB 407-FN exempts telecommunication antennas from taxation as real estate. Rep. Belanger of Hollis; **M&CG**.

HB 408-LOCAL clarifies the process for a moderator to postpone a local election. **NHMA Policy**. Rep. Porter of Hillsborough; **EL**.

HB 409 increases the maximum optional fee for transportation improvements that may be charged by municipalities when collecting motor vehicle registration fees. **NHMA Policy**. Rep. Vann of Peterborough; **M&CG**.

HB 410 allows all state agencies and political subdivisions to have access to certain enhanced 911 information. Rep. M. Pearson of Hampstead; **JUD-H**.

HB 411 requires apportionment of the capital and operational costs of cooperative school districts based on the proportional equalized taxation of the constituent districts. Rep. Comeau of Brookfield; **EDUC-H**.

HB 415 modifies the process for a town to adopt the official ballot referendum form of town meeting. **NHMA Policy**. Rep. Carson of Warner; **M&CG**.

HB 418-FN excludes emergency response and training by retired members working for municipal

fire departments from the limitations on part-time employment by retired members in the retirement system. Rep. Danielson of Bedford; **ED&A-H**.

HB 423 provides that the governing body member on a municipal budget committee shall be a nonvoting member of the committee. Rep. Torosian of Atkinson; **M&CG**.

HB 426 establishes a committee to study allowing town clerks to accept proof of exemption from rabies vaccination for the purpose of registering dogs. Rep. Sofikitis of Nashua; **E&A**.

HB 431 eliminates the requirement that assistant moderators and clerks for additional polling places in towns be domiciled in the voting district. Rep. Gay of Salem; **EL**.

HB 434 adds a cause for removing a town clerk from office. Rep. Myler of Hopkinton; **M&CG**.

HB 443 allows the local governing body to restrict the use of water for commercial outdoor watering during periods of drought. Rep. McBeath of Portsmouth; **M&CG**.

HB 454 modifies the criteria to be used by the site evaluation committee. Rep. Backus of Manchester; **ST&E**.

HB 456-FN removes the exception from required lobbyist registration for certain communications by an employee on behalf of his or her employer. Rep. M. Smith of Durham; **LEGIS ADMIN**.

HB 464 changes the definitions of solar energy systems and wind-powered energy systems for purposes of property tax exemptions. Rep. Carson of Warner; **ST&E**.

HB 466 increases the apportionment for net energy metering provisions from electrical facilities with total generating capacity of 100 kilowatts to 500 kilowatts. Rep. Backus of Manchester; **ST&E**.

HB 468-FN-LOCAL includes attendance stipends paid to teachers and school employees in earnable compensation for the New Hampshire retirement system. Rep. P. Schmidt of Dover; **ED&A-H**.

HB 469 provides that amendments to petitioned warrant articles in towns that have adopted the official ballot referendum (SB 2) form of town meeting shall not change the intent of the original article. Rep. Spillane of Deerfield; **M&CG**.

HB 475 establishes a shoreland septic system study commission. Rep. Spang of Durham; **RR&D**.

HB 477-FN distributes all proceeds from allowance sales under the New Hampshire regional greenhouse gas initiative program to ratepayers minus administrative costs. Rep. Notter of Merrimack; **ST&E**.

HB 478-FN-A establishes a road usage fee for motor vehicles registered to travel on New Hampshire roads based on the equivalent miles per gallon of the vehicle, to be collected at the time of annual registration of the vehicle and deposited in the highway fund. Rep. Major of Plaistow; **PW**.

(House Bills— Continued from Page 7)

HB 479-FN increases the income and property value criteria for claimants of the low and moderate income homeowners property tax relief against statewide education property taxes. Rep. Fellows of Holderness; **M&CG**.

2019 NHMA UPCOMING EVENTS FOR MEMBERS	
Jan 16	The Right-to-Know Law Workshop for Law Enforcement
Jan 23	Webinar: Municipal Trustees Training 101
Feb 13	Webinar: Something's in the Air: Outdoor Wood Boilers and Open Burning Regulations
Feb 16	2019 Moderators Workshop for Traditional Town Meeting
To register for an upcoming event, go to our website: www.nhmunicipal.org and scroll down on the left under CALENDAR OF EVENTS. Click on the green bar <i>View the Full Calendar</i> and go to the workshop or webinar you are interested in. For more information, please call NHMA's Workshop registration line: (603) 230-3350.	