

CHAPTER 256  
SB 121 - FINAL VERSION

03/23/2017 0862s  
1Jun2017... 1484h  
06/22/2017 2364CofC  
06/22/2017 2389EBA

2017 SESSION

17-0878  
08/10

SENATE BILL **121**

AN ACT establishing a commission to determine if the department of environmental services should request delegation of the National Pollutant Discharge Elimination System from the Environmental Protection Agency.

SPONSORS: Sen. Sanborn, Dist 9; Sen. Watters, Dist 4; Rep. Cordelli, Carr. 4

COMMITTEE: Energy and Natural Resources

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AMENDED ANALYSIS

This bill establishes a commission to determine if the department of environmental services should request delegation of the National Pollutant Discharge Elimination 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.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Seventeen*

AN ACT                    establishing a commission to determine if the department of environmental services should request delegation of the National Pollutant Discharge Elimination System from the Environmental Protection Agency.

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

1            256:1 New Section; National Pollutant Discharge Elimination System Study Commission.

2 Amend RSA 483-B by inserting after section 7 the following new section:

3            483-B:7-a National Pollutant Discharge Elimination System Study Commission.

4            I. There is established a commission to determine if the department of environmental  
5 services should request delegation of the National Pollutant Discharge Elimination System from the  
6 Environmental Protection Agency, and if so, to recommend a fee structure that would pay for the  
7 department to hire the required number of employees to manage the issuance of permits.

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

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

10                   (b) One member of the house of representatives, appointed by the speaker of the house  
11 of representatives.

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

13                   (d) One person representing affected nuclear facilities, appointed by the speaker of the  
14 house of representatives.

15                   (e) The executive director of the fish and game department, or designee.

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

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

20                   (h) One person representing conservation, jointly appointed by the New Hampshire  
21 Rivers Council and New Hampshire Lakes Association.

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

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

26            IV. The commission shall determine if the department of environmental services should  
27 request delegation of the National Pollutant Discharge Elimination System from the Environmental

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1 Protection Agency, and if so, to recommend a fee structure that would pay for the department to  
2 hire the required number of employees to manage the issuance of permits.

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

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

10 256:2 Repeal. RSA 483-B:7-a, relative to the National Pollutant Discharge Elimination System  
11 study commission, is repealed.

12 256:3 Effective Date.

13 I. Section 2 of this act shall take effect November 1, 2017.

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

Approved: July 18, 2017

Effective Date:

I. Section 2 effective November 1, 2017

II. Remainder effective July 18, 2017