

CHAPTER 338
SB 401-FN - FINAL VERSION

03/17/2022 1062s
03/31/2022 1269s
03/31/2022 1293s
4May2022... 1844h
4May2022... 1927h
05/26/2022 2086CofC
05/26/2022 2122EBA

2022 SESSION

22-2934
05/10

SENATE BILL ***401-FN***

AN ACT making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund, and permitting the department of transportation to operate dash cameras in fleet vehicles.

SPONSORS: Sen. Bradley, Dist 3; Sen. Hennessey, Dist 1; Sen. Watters, Dist 4; Sen. Rosenwald, Dist 13; Sen. Sherman, Dist 24; Sen. Carson, Dist 14; Sen. Gray, Dist 6; Sen. Whitley, Dist 15; Sen. D'Allesandro, Dist 20; Sen. Perkins Kwoka, Dist 21; Sen. Ricciardi, Dist 9; Sen. Prentiss, Dist 5; Sen. Avard, Dist 12; Sen. Gannon, Dist 23; Sen. Cavanaugh, Dist 16; Sen. Kahn, Dist 10; Sen. Soucy, Dist 18; Rep. Umberger, Carr. 2; Rep. Wallner, Merr. 10; Rep. Tucker, Coos 5

COMMITTEE: Health and Human Services

AMENDED ANALYSIS

This bill:

- I. Makes appropriations to the department of transportation for state bridge aid and municipal bridge aid.
- II. Makes an appropriation to the body-worn and dashboard camera fund.
- III. Permits the department of transportation to operate dash cameras in fleet vehicles.
- IV. Authorizes the department of transportation to proceed with the Dixville-Colebrook road project if certain criteria are met and make an appropriation to the department of transportation for this purpose.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Twenty Two

AN ACT making appropriations to the department of transportation for local highway aid and to the body-worn and dashboard camera fund, and permitting the department of transportation to operate dash cameras in fleet vehicles.

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

1 338:1 Department of Transportation; Municipal Bridges; Appropriation. There is hereby appropriated
2 to the department of transportation the sum of \$36,000,000 for the fiscal year ending June 30, 2022,
3 which shall be nonlapsing and expended for municipal bridges by municipalities with existing bridges.
4 One half of the funds (\$18,000,000) shall be distributed to municipalities with municipally-owned bridges
5 based on each municipality's total bridge deck area per department inventory, as of January 1, 2022. The
6 other half of the funds (\$18,000,000) shall be distributed to municipalities with municipally-owned bridges
7 based on each municipality's share of total state population based on the office of planning and
8 development's population estimate with each municipal population in proportion to the total population of
9 the state as of July 1, 2021. The funds to be distributed under this section shall be in addition to all other
10 state and federal aid specifically authorized by statute. The governor is authorized to draw a warrant for
11 said sum out of any money in the treasury not otherwise appropriated. No funds appropriated under this
12 section shall be used to supplant locally budgeted and approved funds for bridge maintenance or
13 construction. The funds appropriated in this section may be considered unanticipated money under RSA
14 31:95-b and may be accepted and expended pursuant to RSA 31:95-b, II through IV, whether or not a
15 political subdivision has adopted the provisions of RSA 31:95-b.

16 338:2 Department of Transportation; "Apportionment A" Distributions; Appropriation. There is hereby
17 appropriated to the department of transportation the sum of \$30,000,000 for the fiscal year ending June
18 30, 2022, which shall be nonlapsing and expended as additional "Apportionment A" distributions under
19 RSA 235:23, I. The governor is authorized to draw a warrant for said sum out of any money in the
20 treasury not otherwise appropriated. No funds appropriated under this section shall be used to supplant
21 locally budgeted and approved funds for road maintenance or construction. The funds appropriated in
22 this section may be considered unanticipated money under RSA 31:95-b and may be accepted and
23 expended pursuant to RSA 31:95-b, II through IV, whether or not a political subdivision has adopted the
24 provisions of RSA 31:95-b.

25 338:3 Body-Worn and Dashboard Camera Fund; Appropriation. The sum of \$1,000,000 for the fiscal
26 year ending June 30, 2022, is hereby appropriated to the body-worn and dashboard camera fund
27 established in RSA 105-D:3. The governor is authorized to draw a warrant for said sum out of any money

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1 in the treasury not otherwise appropriated. The funds appropriated in this section may be considered
2 unanticipated money though fiscal year 2023, under RSA 31:95-b, and may be accepted and expended
3 pursuant to RSA 31:95-b, II through IV, whether or not a political subdivision has adopted the provisions
4 of RSA 31:95-b.

5 338:4 New Subparagraph; Highway Surveillance Prohibited; Exception for Dash Cameras in Fleet
6 Vehicles. Amend RSA 236:130, III by inserting after subparagraph (g) the following new subparagraph:

7 (h) Is undertaken for safety and security by the department of transportation to operate dash
8 cameras in its fleet. Except as otherwise provided, no video recording shall be stored longer than 3
9 business days. Any video recordings requested by the department of transportation or another legal
10 entity, and retrieved prior to expiration of the 3 business days, shall be copied and retained by the
11 department of transportation's transportation management center. The stored recording may only be
12 used by the requesting party for a lawful purpose, including as evidence in a judicial or administrative
13 proceeding.

14 338:5 Department of Transportation; Dixville-Colebrook Road Project. The department of
15 transportation is authorized to proceed with the road project named Dixville-Colebrook, project number
16 40518, subject to the following contingencies:

17 I. The department of transportation shall not commence construction on project number 40518
18 until such time as all approvals necessary for the road project are received and financing is secured.

19 II. Financing must be sufficient for the redevelopment of the resort facility and property formerly
20 known as "the balsams grand resort hotel" and for the commencement of commercial operations at the
21 former resort facility.

22 III. Prior to construction of project number 40518, the towns and/or county shall execute an
23 agreement with the department, agreeing to take ownership of the road with responsibility for continuing
24 maintenance and repairs.

25 IV. Construction costs and other project costs associated with project number 40518 shall not
26 exceed \$4,100,000. The governor is authorized to draw a warrant for the necessary sum out of any
27 money in the treasury not otherwise appropriated, for construction costs and other project expenses. The
28 appropriation shall be non-lapsing. Project costs shall not be charged to the highway fund.

29 338:6 Effective Date. This act shall take effect upon its passage.

Approved: July 25, 2022
Effective Date: July 25, 2022

