

HB 272-FN – AS INTRODUCED

2013 SESSION

13-0248
03/05

HOUSE BILL **272-FN**

AN ACT relative to registration of aircraft based in another state.

SPONSORS: Rep. Lefebvre, Sull 1

COMMITTEE: Transportation

ANALYSIS

This bill authorizes a registration waiver for an aircraft owned by a New Hampshire resident but based in another state and not registered in that state.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Thirteen

AN ACT relative to registration of aircraft based in another state.

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

1 1 Aeronautics Act; Exceptions. Amend RSA 422:22, V to read as follows:

2 V. The registration of an aircraft owned by a resident of this state which aircraft is based in
3 another state [~~having state registration requirements, provided such aircraft shall be in fact~~
4 ~~registered in such other state,~~] and provided such aircraft shall not be used commercially within this
5 state and further provided that a registration waiver is obtained from the department.

6 2 Aeronautics Act; Prohibitions. Amend RSA 422:28, II to read as follows:

7 II. For any resident to own or authorize the operation of any civil aircraft owned by him or
8 her which does not have a currently effective New Hampshire state registration certificate, and for
9 which the aircraft operating fee, if required, has not been paid, ***unless the aircraft is based in***
10 ***another state and subject to a waiver obtained in accordance with RSA 422:22, V.***

11 3 Effective Date This act shall take effect January 1, 2014.

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HB 272-FN - FISCAL NOTE

AN ACT relative to registration of aircraft based in another state.

FISCAL IMPACT:

The Department of Transportation states this bill, as introduced, may decrease state general fund revenue, state restricted revenue, and state restricted expenditures by an indeterminable amount in FY 2014 and each year thereafter. There will be no fiscal impact on local expenditures, or county and local revenue.

METHODOLOGY:

This bill authorizes a waiver of the aircraft registration fee and the aircraft operating fee for aircraft owned by New Hampshire residents but based in another state and not registered in that state. Currently, statute allows a waiver only for aircraft based in and registered in another state. The Department of Transportation states that by making this change, the bill may result in residents moving their aircraft to a state such as Maine or Vermont that does not have an aircraft registration requirement, thereby preventing the state of New Hampshire from collecting the registration and operating fees. The aircraft registration fee is currently set at \$48 per aircraft, while the aircraft operating fee varies based on the age and weight of the aircraft. Revenue from the aircraft registration fee is deposited into the state general fund. Seventy-five percent of the revenue from the aircraft operating fee is deposited into the state general fund, while the remaining 25 percent is deposited into the Department's aeronautical fund established by RSA 422:35, II. Funds deposited into the aeronautical fund are distributed back to the airports at which the revenue originated, via aeronautical funds established by local governments in accordance with RSA 422:36, II. The Department states that during FY 2012, it collected a total of \$977,830 from the aircraft registration and operating fee combined. Of this, \$746,797 was deposited into the state general fund while \$231,033 was deposited into the state aeronautical fund and distributed to local airports. The Department states the maximum revenue loss to the general fund that might occur should residents move their aircraft out of state is \$746,797 per year, while the maximum expenditure decrease to local airports is \$231,033 per year.