

SB 51 – AS AMENDED BY THE HOUSE

8May2013... 1479h

2013 SESSION

13-0838  
03/01

SENATE BILL        **51**

AN ACT            relative to the definition of “professional service.”

SPONSORS:        Sen. Boutin, Dist 16; Sen. Rausch, Dist 19; Rep. L. Ober, Hills 37; Rep. Chandler,  
Carr 1; Rep. Bouchard, Merr 18

COMMITTEE:      Commerce

---

AMENDED ANALYSIS

This bill modifies the definition of “professional service” as it applies to professional corporations, professional limited liability companies, and partnerships.

-----

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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

SB 51 – AS AMENDED BY THE HOUSE

8May2013... 1479h

13-0838  
03/01

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Thirteen*

AN ACT                   relative to the definition of “professional service.”

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

1           1 Professional Corporations; Definitions; Professional Service. Amend RSA 294-A:1, VI to read  
2 as follows:

3           VI. “Professional service” means [~~any service which may lawfully be rendered only by~~  
4 ~~certified public accountants, public accountants, architects, attorneys, podiatrists, chiropractors,~~  
5 ~~dentists, pharmacists, professional engineers, land surveyors, registered professional nurses,~~  
6 ~~optometrists, physicians and surgeons, physician assistants, psychologists, veterinarians, and all~~  
7 ~~other professionals licensed, registered, certified, or otherwise authorized and permitted to practice~~  
8 ~~independently under the provisions of RSA 309-B, 310-A, 311, 315, 316-A, 317-A, 318, 326-B, 327,~~  
9 ~~328-D, 329, 329-B, 330-A, or 332-B and which may not lawfully be rendered by a corporation~~  
10 ~~organized under the law of this state applicable to business corporations]~~ ***a type of highly skilled***  
11 ***and educated, technical, and specialized personal service rendered to the public by persons***  
12 ***who are licensed or certified, and regulated by state statute.***

13           2 Professional Limited Liability Companies; Definitions; Professional Service. Amend RSA 304-  
14 D:1, VI to read as follows:

15           VI. “Professional service” means [~~any service which may lawfully be rendered only by~~  
16 ~~certified public accountants, public accountants, architects, attorneys, podiatrists, chiropractors,~~  
17 ~~dentists, pharmacists, professional engineers, land surveyors, registered professional nurses,~~  
18 ~~optometrists, physicians and surgeons, psychologists, veterinarians, and all other professionals~~  
19 ~~licensed, registered, certified, or otherwise authorized and permitted to practice independently under~~  
20 ~~the provisions of RSA 309-B, 310-A, 311, 315, 316-A, 317-A, 318, 326-B, 327, 329, 329-B, 330-A, or~~  
21 ~~332-B]~~ ***a type of highly skilled and educated, technical, and specialized personal service***  
22 ***rendered to the public by persons who are licensed or certified, and regulated by state***  
23 ***statute.***

24           3 Uniform Partnership Act; Definitions; Professional Service. Amend RSA 304-A:2, IX to read  
25 as follows:

26           IX. “Professional service” means [~~any service which may lawfully be rendered only by~~  
27 ~~certified public accountants, public accountants, architects, attorneys, podiatrists, chiropractors,~~  
28 ~~dentists, pharmacists, professional engineers, land surveyors, registered professional nurses,~~  
29 ~~optometrists, physicians and surgeons, physician assistants, psychologists, and veterinarians~~  
30 ~~licensed, registered, certified, or otherwise authorized under the provisions of RSA 309-B, 310-A,~~

SB 51 – AS AMENDED BY THE HOUSE

- Page 2 -

1 ~~311, 315, 316 A, 317 A, 318, 326 B, 327, 328 D, 329, 329 B, 330 A, or 332 B]~~ *a type of highly*  
2 *skilled and educated, technical, and specialized personal service rendered to the public by*  
3 *persons who are licensed or certified, and regulated by state statute.*

4 4 Effective Date. This act shall take effect July 1, 2013, at 12:01 a.m.