

**CHAPTER 126**  
**SB 98 – FINAL VERSION**

02/12/2015 0201s  
15Apr2015... 1113h

2015 SESSION

15-0956  
03/08

SENATE BILL            **98**

AN ACT                relative to third party review required by the planning board.

SPONSORS:            Sen. Watters, Dist 4; Sen. Little, Dist 8; Rep. Cheney, Straf 17; Rep. Sterling,  
Ches 14

COMMITTEE:          Public and Municipal Affairs

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AMENDED ANALYSIS

      This bill allows an applicant to request that the planning board choose a different third party consultant.

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                              Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT                      relative to third party review required by the planning board.

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

1            126:1 Third Party Review. Amend RSA 676:4-b, I to read as follows:

2            I. A planning board reviewing a subdivision plat, site plan, or other land use application  
3            may require the applicant to reimburse the board for expenses reasonably incurred by obtaining  
4            third party review and consultation during the review process, provided that the review and  
5            consultation does not substantially replicate a review and consultation obtained by the zoning board  
6            of adjustment. ***The applicant may request the planning board choose a different third party***  
7            ***consultant and the request may include the name of a preferred consultant. The planning***  
8            ***board shall exercise reasonable discretion to determine whether the request is warranted.***  
9            ***When such a request is granted by the planning board, the 65-day period for the board's***  
10           ***action on an application stated in RSA 676:4, I(c)(1) shall be extended 45 days to provide***  
11           ***the board adequate time to identify a different consultant.***

12           126:2 Effective Date. This act shall take effect 60 days after its passage.

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14           Approved: Enacted in accordance with Part II, Article 44, N.H. Constitution, June 9, 2015.

15           Effective Date: August 8, 2015