Bill as Introduced

HB 1219 - AS INTRODUCED

2000 SESSION

00-2322
08/09

HOUSE BILL ***1219***

AN ACT relative to elected officials with corporate conflicts of interests.

SPONSORS: Rep. Owen, Merr 6

COMMITTEE: Municipal and County Government

ANALYSIS

This bill provides that no local political subdivision of the state shall conduct business transactions with a corporate entity which has as a corporate director or officer a person who at the same time holds office as an elected official of that political subdivision.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 1219 – AS INTRODUCED

00-2322
08/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand

AN ACT relative to elected officials with corporate conflicts of interests.

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

1 New Section; Conflicts of Interest; Certain Business Dealings Between Local Political Subdivisions and Corporate Entities Barred. Amend RSA 95 by inserting after section 1-a the following new section:

95:1-b Certain Business Dealings Barred. No town, city, or other local political subdivision of the state shall conduct business transactions with a corporate entity which has as a corporate director or officer a person who at the same time holds office as an elected official of that political subdivision. Any violation of this section shall be considered a violation by the person serving simultaneous corporate and political subdivision offices or positions, and shall subject said person to the penalty provision provided in RSA 95:2.

2 Effective Date. This act shall take effect January 1, 2001.

Speakers

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # HB 1219 Date _____

Committee M+C GOV'T

**** Please Print All Information ****

Name	Address	Phone	Representing	(check one) Pro	Con

Hearing Minutes

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB 1219

BILL TITLE: relative to elected officials with corporate conflicts of interests.

DATE: January 20, 2000

LOB ROOM: 301 **Time Public Hearing Called to Order:** 11:20 am

Time Adjourned: 11:32 am

(please circle if present)

Committee Members: Reps. Hess, Patten, P. Cote, Rice, Brundige, Sabella, Griffin, Leone, Noyes, Hager, Akins, Lovejoy, Lockwood, Foster, Fraser, Kelley, McGuire, Salatiello, St. Cyr, Sarette, Simon and Zerba.

Bill Sponsors: Rep. Owen.

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Scott Fraser: Right to Know of NH testified in favor

Rep. Hager: Are you aware that the suggested changes you have brought forth, are already on the books? Do you have a copy of the law so you can point out areas you are concerned about?

Fraser: No, I actually went to the Attorney General's office and they inferred there was no law to address this.

Rep. Rice: Is this widespread?

Fraser: Depends

Maura Carroll: NHMA thought this law was too restrictive.

Respectfully submitted,

Richard C Leone

Rep. Richard Leone, Clerk

HB 1219

Relative to elected officials & corporate conflicts of interests

Scott Fraser, Right-to-Know of NH testified in favor.

Rep Hagen: Are you aware that the suggested changes you have brought forth, are already on the books? Do you have a copy of the law so you can point out areas you are concerned about?

Fraser: No, I actually went to the Attorney General's office and they inferred there was no law to address this.

Rose: Is this widespread?
Fraser: Depends

Maura Carroll of NHMA thought this law is too restrictive.

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

PUBLIC HEARING ON HB 1219

BILL TITLE: relative to elected officials with corporate conflicts of interests.

DATE:

LOB ROOM: 301 **Time Public Hearing Called to Order:** 11:20

Time Adjourned: 11:37

(please circle if present)

Committee Members: Reps. Hess, Patten, P. Cote, Rice, Brundige, Sabella, Griffin, Leone, Noyes, Hagen, Akins, Lovejoy, Lockwood, Foster, Fraser, McGuirk, Salatiello, St. Cyr, Sarette, Simon and Zerba.

Bill Sponsors: Rep. Owen.

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Voting Sheets

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB 1219

BILL TITLE: **relative to elected officials with corporate conflicts of interest.**

DATE: 2/9/2000

LOB ROOM: 301

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL, Re-Refer, Interim Study (Please circle one.)

Moved by Rep. Patten

Seconded by Rep. Griffin

Vote: 14-0 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Re-Refer, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: 14-0

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Richard C. Leone, Clerk

HOUSE COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

EXECUTIVE SESSION on HB 1219

BILL TITLE: **relative to elected officials with corporate conflicts of interest.**

DATE:

LOB ROOM: **301**

Amendments:

Sponsor: Rep. _____ OLS Document #: _____ Adopted/Failed

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Motions: OTP, OTP/A, ITL, Re-Refer, Interim Study (Please circle one.)

Moved by Rep. Patten

Seconded by Rep. Griffin

Vote: _____ (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Re-Refer, Interim Study (Please circle one.)

Moved by Rep. _____

Seconded by Rep. _____

Vote: _____ (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: 14-0 Consent-yes

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Richard C. Leone, Clerk

OFFICE OF THE HOUSE CLERK

2000 SESSION

MUNICIPAL AND COUNTY GOVERNMENT

Bill #: 1219 Title: _____

PH Date: ___/___/___ Exec Session Date: 02/09/00

Motion: ITL Amendment #: _____

MEMBER	YEAS	NAYS
Hess, David W, Chairman	14	
Patten, Betsey L, V Chairman	1	
Cote, Patricia L		
Rice, Thomas E P	2	
Brundige, Robert W	3	
Sabella, Norma A		
Griffin, Mary E	4	
Leone, Richard C, Clerk	5	
Noyes, Richard A	6	
Hager, Elizabeth S		
Akins, Ralph L		
Lovejoy, Marian E		
Lockwood, Priscilla P	7	
Kelley, William J	8	
Fraser, Marilyn A		
McGuirk, Paul A	9	
Salatiello, Thomas B		
St Cyr, Gerard L		
Sarette, John C	10	
Simon, Anthony F	11	
Zerba, Roger T	12	
Rosenfield, Jay	13	
TOTAL VOTE:	14	0

Printed: 2/3/2000

Committee Report

COMMITTEE REPORT

COMMITTEE: **Municipal and County Government**

BILL NUMBER: **HB 1219**

TITLE: relative to elected officials with corporate conflicts of interest.

DATE: February 9, 2000 CONSENT CALENDAR YES ☒ NO ☐

☐ OUGHT TO PASS

☐ OUGHT TO PASS WITH AMENDMENT

☒ INEXPEDIENT TO LEGISLATE

☐ RE-REFER

☐ REFER TO COMMITTEE FOR INTERIM STUDY
(Available only in second year of biennium.)

STATEMENT OF INTENT
(Include Committee Vote)

Local government in New Hampshire is dependent on residents who are willing to volunteer their time to serve as elected officials. Most of these positions are held by residents who also may or may not be a part of a "corporate entity". This bill would restrict those residents from transacting any business with the local political subdivision and the effect of this limitation would reduce the number of volunteers eligible to serve at the local level.

Vote 14-0.

Rep. Betsey L. Patten
FOR THE COMMITTEE

2/10/00

OK

Original: House Clerk
cc: Committee Bill file

USE ANOTHER REPORT FOR MINORITY REPORT

COMMITTEE REPORT

COMMITTEE: **Municipal and County Government**

BILL NUMBER: **HB 1219**

TITLE: relative to elected officials with corporate conflicts of interest.

DATE: February 9, 2000 CONSENT CALENDAR YES ☒ NO ☐

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☒ INEXPEDIENT TO LEGISLATE

☐ RE-REFER

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(Available only in second year of biennium.)

STATEMENT OF INTENT
(Include Committee Vote)

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Vote 14-0.

Rep. Betsey L. Patten
FOR THE COMMITTEE

Original: House Clerk
cc: Committee Bill file

USE ANOTHER REPORT FOR MINORITY REPORT

CONSENT CALENDAR

Municipal and County Government

HB 1219, relative to elected officials with corporate conflicts of interest. INEXPEDIENT TO LEGISLATE

Rep. Betsey L. Patten for Municipal and County Government: Local government in New Hampshire is dependent on residents who are willing to volunteer their time to serve as elected officials. Most of these positions are held by residents who also may or may not be a part of a "corporate entity". This bill would restrict those residents from transacting any business with the local political subdivision and the effect of this limitation would reduce the number of volunteers eligible to serve at the local level. Vote 14-0.

Blurbs
2/10

HB 1389 Betsey Patten

The Nute family of Milford made a generous contribution in 1890 which contributed to the construction of the Nute High Scholl and the formation of the Nute Trust Fund. The sponsors, through HB 1389 requested an increase of the existing tax-exemption cap of$350,000 in the fund to $3,000,000. A request for information about the status of other possible trust funds that have been established for the same purpose is still being researched. This bill needed to be report out early in order for it to go to the Finance Committee to review any possible financial impacts on State revenues and the Committee was split on making a decision without the request information. So a compromise for Refer to Interim Study was made knowing that there still is time to review this bill and the forthcoming information in conjunction with our counterparts in the Senate.

HB 1277 Betsey L Patten

There are inherent costs to an applicant to request a subdivision or a site plan review before the Planning Board. Even if an application is withdrawn, costs are associated with any planning process, over and above any Planning Board administrative costs. This bill, as written, would have forgiven any outstanding costs associated with a withdrawn application, even if the same applicant wanted to start another request for subdivision or site plan review. The Planning Board may state in their subdivision regulations that the applicant is required to cover costs incurred, even if the application is withdrawn. The Municipal and County Government Committee does not believe that any planning costs for development should be shifted to the municipality's taxpayer.

HB 1219 Betsey L. Patten

Local government in New Hampshire is dependent on residents who are willing to volunteer their time to serve as elected officials.

Most of these positions are held by residents who also may or may not be a part of a "corporate entity". This bill would restrict those residents from transacting any business with the local political subdivision and the effect of this limitation would reduce the number of volunteers eigible to serve at the local level.