Bill as Introduced

1999 SESSION

99-0167
05/09

HOUSE BILL ***246***

AN ACT relative to personnel transfers at the department of safety.

SPONSORS: Rep. Hunter, Hills 7; Rep. Dyer, Hills 8; Rep. Welch, Rock 18

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill repeals the requirement that personnel transfers involving the division of fire standards and training must be concurrently approved by the division of fire standards and training commission.

This bill was requested by the department of safety.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

99-0167
05/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord One Thousand Nine Hundred and Ninety-Nine

AN ACT relative to personnel transfers at the department of safety.

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

1 Repeal. RSA 21-P:15, III, relative to transfers involving the division of fire standards and training, is repealed.

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

Amendments

Executive Departments and Administration
October 18, 1999
1999-2114h
05/10

Amendment to HB 246

Amend the bill by replacing all after the enacting clause with the following:

1 Transfers Involving the Division of Fire Standards and Training. Amend RSA 21-P:15, III to read as follows:

III. Any transfer involving the division of fire standards and training undertaken pursuant to this section shall require [~~the concurrence of~~] ***consultation with*** the fire standards and training commission***, prior to the transfer being proposed to the governor and council.***

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

1999-2114h

AMENDED ANALYSIS

This bill requires that personnel transfers involving the division of fire standards and training be done in consultation with the fire standards and training commission prior to the transfer being proposed to the governor and council.

Committee Minutes

REPRESENTATIVE MERTON S. DYER

PETERBOROUGH, NH 03468 ROOM 400 LOB

(603) 924-3928 (603) 271-3303

4/7/99

HB 246 Transfer of personnel in the Department of Safety.

The bill deals with the transfer of personnel within the department of Safety. This was a request of the department and would repeal that portion of the present statute that involves the fire standards and training program. Due to a short notice the members of the fire standards and training commission were not able to attend the initial hearing or a rescheduled hearing. The prime sponsor was also unable to attend because of a medical condition. The committee request that the bill be refereed so that all parties may participate in the process at a later date

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

1999 Re-Referred Bills and Subcommittee Assignments

(8/24/99)

HB 0246	relative to personnel transfers at the department of safety.	**Rep. H.C. Dickinson, Chair** Rep. Michael O'Neil Rep. Robert C. Batchelder
HB 0499-FN	relative to payment by the state of the cost of medical insurance benefits for certain New Hampshire retirement system members. **RETIREMENT SUBCOMMITTEE**	**Rep. Ray F. Langer, Chair** Rep. Merton S. Dyer Rep. Frank V. Sapareto Rep. Albert W. Hamel Rep. Robert E. Murphy Rep. Robert C. Batchelder Rep. Frank J. Reidy
HB 0598-FN	relative to the licensure of x-ray technicians. **LICENSURE SUBCOMMITTEE**	**Rep. Maurice E. Goulet, Chair** Rep. Sylvia A. Holley Rep. Nancy C. Stickney Rep. Alida I. Millham Rep. Dana L. Landers Rep. Carolyn A. Virtue
HB 0613-FN-L	consolidating the pari-mutuel commission and sweepstakes commission into a gaming commission.	**Rep. Michael O'Neil, Chair** Rep. Howard C. Dickinson Rep. Carolyn A. Virtue
HB 0725	relative to rulemaking under the administrative procedures act.	**Rep. Sylvia A. Holley, Chair** Rep. Howard C. Dickinson Rep. Robert C. Batchelder
SB 0216-FN	allowing veterans the right to purchase credit in the retirement system for certain service in the armed forces. **RETIREMENT SUBCOMMITTEE**	**Rep. Ray F. Langer, Chair** Rep. Merton S. Dyer Rep. Frank V. Sapareto Rep. Albert W. Hamel Rep. Robert E. Murphy Rep. Robert C. Batchelder Rep. Frank J. Reidy
SB 0228-FN	relative to spousal benefits upon the death of certain retired group II members of the New Hampshire retirement system. **RETIREMENT SUBCOMMITTEE**	**Rep. Ray F. Langer, Chair** Rep. Merton S. Dyer Rep. Frank V. Sapareto Rep. Albert W. Hamel Rep. Robert E. Murphy Rep. Robert C. Batchelder Rep. Frank J. Reidy

Speakers

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # HB 246 Date JAN. 20, 1999

Committee ED & A

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

Name	Address	Phone	Representing	(check one) Pro	Con
James Demers	31B So. Main St., Suite D, Concord	228-1498	Professional Fire Fighters of NH	✓	
DAVID Minnis	NH Fire Chiefs	224 2236		✓	
RICHARD MASON	FIRE ACADEMY	271-6099		✓	

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # HB 246 Date 9-1-99 Work Session

Committee Dickinson, O'Neil + Batchelder (EDA)

Referred Study

** Please Print All Information **

Name	Address	Phone	Representing	(check one) Pro	Con
Paul E. Fortier	Berlin N.H.		NH Fire Standards Trng	✓	✓
David Duquette	Somersworth NH	692 3707	NH Fire Stds + Trn	✓ as amended	✓
Rep Daniel Welch	Rak 16				✓
Rep Merton Dyer	Rep Hills 4 &			✓	
David Minnis	Assn. of Fire Chiefs				
Asst. Comm. Stevens	Dept of Safety.				
Rep Maurice Goulet	EDA.				
Richard Mason					

Hearing Minutes

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 246

BILL TITLE: relative to personnel transfers at the department of safety.

DATE: January 20, 1999

LOB ROOM: 202 **Time Public Hearing Called to Order:** 10:05 A.M.

Time Adjourned: 10:40 A.M.

(please circle if present)

Committee Members: Reps. Mercer, Goulet, Dyer, Langer, Holley, B. Moore, Dickinson, Stickney, Sapareto, Hamel, Millham, O'Neil, Poulin, Zolla, Murphy, Reidy, Virtue, Batchelder, Burkush, Courchesne, Landers and Lent.

Bill Sponsors: Rep. Hunter, Hills 7; Rep. Dyer, Hills 8; Rep. Welch, Rock 18

TESTIMONY

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

Rep. Dyer, sponsor. Presented a copy of RSA-P:15 III. Been involved since 1975. In 1981, HB 1 was introduced, reorganization of state government – FS&T was left out. Looking for some department to be attached to and finally was attached to Dept. of Safety. In 1989, the bill approved gave permission and concurrence to the commission about personnel hired or dismissed or transferred. But this is not a normal practice in HB 1; for authority to be given to a commission. In HB 1 a commission need not approve. There are 13 members on this commission but it seems like they are not aware of this hearing. No problems with this part of the statute.
John Stephens, Dept. of Safety. Made up of many divisions. Wanted to transfer GMC to fire division and found out that needed permission from FS & T commission. Feels that this is merely a housekeeping issue. There were no questions.

Respectfully submitted,

Ray F. Langer

Rep. Ray Langer, Clerk

Sub-Committee Actions

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SUBCOMMITTEE WORK SESSION ON HB 246

BILL TITLE: relative to personnel transfers at the department of safety.

DATE: February 18, 1999

Subcommittee Members: Reps. Dickinson, O'Neil, Batchelder

Comments and Recommendations:

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. Dickinson

Seconded by Rep. O'Neil

Vote: 3-0

Vote Ought to Pass as Draft Blanks

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

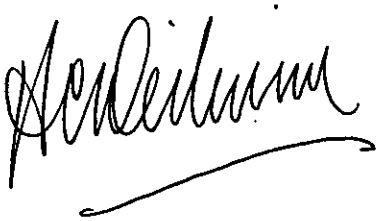
Moved by Rep.

Seconded by Rep.

Vote:

Respectfully submitted,

Rep. Rep. H. C. Dickinson
Subcommittee Chairman/Clerk



SUBCOMMITTEE WORK SESSION

COMMITTEE: EXECUTIVE DEPARTMENTS AND ADMINISTRATION

BILL NUMBER: HB 246

TITLE: relative to personnel transfers at the Departmenttof safety

DATE: 10-19-99 LOB ROOM: 202

TIME CALLED TO ORDER: various TIME ADJOURNED: various

SUBCOMMITTEE MEMBERS: Reps. Dickinson, Batchelder, O'Neil

NOTES: (Attach additional sheets if necessary)

After three subcommittee meetings held between August 24 and October 6, the subcommittee unanimously reports HB 246 as OTP/w Amendment. The amendment is agreed to by both the Department of Safety and the Fire Standards and Training Commission.

RECOMMENDATION TO THE FULL COMMITTEE:

☒ See Below
☐ No Recommendation Yet

Ought to Pass with Amendment (vote 3-0)

RESPECTFULLY SUBMITTED,

Rep. Howard C. Dickinson, Jr.
For the Subcommittee

Rev. 08/24/98

Sub-Committee Minutes

State of New Hampshire

HOUSE OF REPRESENTATIVES

CONCORD

TDD Access: Relay NH 1-800-735-2964

COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

MEMORANDUM

TO: **Re-referred HB 246 Subcommittee Members**
Rep. Michael O'Neil
Rep. Robert C. Batchelder

FROM: **Rep. Howard C. Dickinson, Subcommittee Chair**
PO Box 275, Center Conway, NH 03813-0275
(603) 447-2266

DATE: **August 18, 1999**

SUBJ: **Re-referred HB 246,** relative to personnel transfers at the department of safety.

Gentlemen, we need to get started on our study of HB 246. Therefore, we will meet for a subcommittee work session next Tuesday, August 24, 1999 at 10:00 a.m. in Room 202 of the Legislative Office Building to get started. Enclosed is a copy of HB 246 for review.

If you cannot make it on the 24th, please let me know and we will figure something else out. I look forward to seeing you! Hope you are having a good summer!

HCD/laz
Enclosure
cc: Rep. Robert S. Mercer, Chair, ED & A
Rep. Hunter, Hills 7 (sponsor)
Rep. Dyer, Hills 8 (sponsor)
Rep. Welch, Rock 18 (sponsor)
Pam Smarling, Committee Researcher

HB 246 – AS INTRODUCED

1999 SESSION

99-0167
05/09

HOUSE BILL ***246***

AN ACT relative to personnel transfers at the department of safety.

SPONSORS: Rep. Hunter, Hills 7; Rep. Dyer, Hills 8; Rep. Welch, Rock 18

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill repeals the requirement that personnel transfers involving the division of fire standards and training must be concurrently approved by the division of fire standards and training commission.

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HCD/laz
Enclosure
cc: Rep. Robert S. Mercer, Chair, ED & A
Rep. Hunter, Hills 7 (sponsor)
Rep. Dyer, Hills 8 (sponsor) — present
Rep. Welch, Rock 18 (sponsor) — Welch called (Busy in Am)
Pam Smarling, Committee Researcher

HB 246 – AS INTRODUCED

1999 SESSION

99-0167
05/09

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COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

MEMORANDUM

TO: Subcommittee on HB 246 (Rep. Michael O'Neil, Rep. Robert C. Batchelder)

FROM: Representative Howard C. Dickinson, Jr., Chair

SUBJ: Recessed Work Session on HB 246
Wednesday, September 1, 1999, at 1:30 p.m., Room 202 (LOB)

DATE: August 25, 1999

The subcommittee met at 10:00 a.m. on Tuesday, August 24th in Room 202 (LOB). Present were Representatives O'Neil, Batchelder and Dyer, together with Richard Mason, Director of the Division of Fire Standards and Training; and David Minnis, representing the N.H. Association of Fire Chiefs.

Rep. Dyer was asked to refresh the subcommittee's recollection concerning the reasons for sponsoring HB 246. Questions followed. The subcommittee found the comments of Mr. Mason extremely helpful. It appears that a member of the Fire Standards and Training Commission wants to attend our next meeting.

To facilitate this, the meeting was recessed until Wednesday, September 1, 1999, at 1:30 p.m. in Room 202 (LOB) so that the commissioners might easily attend following their regular commission meeting scheduled for 9:00 a.m. on September 1.

HCD/sg

cc: Rep. Bruce F. Hunter, sponsor
Rep. Merton S. Dyer, sponsor
Rep. David A. Welch, sponsor
Rep. Robert S. Mercer, Chairman, ED&A Committee
Rep. Maurice E. Goulet, Vice Chairman, ED&A Committee
Richard M. Flynn, Commissioner, Department of Safety
Richard A. Mason, Director, Division of Fire Standards and Training
Pam Smarling, Committee Researcher

State of New Hampshire

HOUSE OF REPRESENTATIVES

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COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

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HCD/sg

cc: Rep. Bruce F. Hunter, sponsor
Rep. Merton S. Dyer, sponsor
Rep. David A. Welch, sponsor
Rep. Robert S. Mercer, Chairman, ED&A Committee
Rep. Maurice E. Goulet, Vice Chairman, ED&A Committee
Richard M. Flynn, Commissioner, Department of Safety
Richard A. Mason, Director, Division of Fire Standards and Training
Pam Smarling, Committee Researcher

State of New Hampshire

HOUSE OF REPRESENTATIVES

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COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

MEMORANDUM

TO: Subcommittee on HB 246 (Rep. Michael O'Neil, Rep. Robert C. Batchelder)

FROM: Representative Howard C. Dickinson, Jr., Chair

SUBJ: Final Work Session on Re-referred HB 246
Wednesday, October 6, 1999, at 1:30 p.m., Room 202 (LOB)

DATE: September 8, 1999

Present at the September 1st meeting: In addition to the subcommittee, Reps. Welch, Dyer and Goulet; Paul Fortier and David Duquette, both Fire Standards and Training Commissioners; John Stephen, Assistant Commissioner, Department of Safety; Richard Mason, Director, Division of Fire Standards and Training; and David Minnis, representing the N.H. Association of Fire Chiefs.

The September 1st meeting was called to order at 1:40 p.m. in Room 202 and recessed at 2:40 p.m. with all parties agreeing to the following rewording of RSA 21-P:15, IV:

> *"III Any transfer involving the Division of Fire Standards and Training undertaken pursuant to this section shall require consultation with the Fire Standards and Training Commission prior to transfer being proposed to the Governor and Council."*

Rep. Welch, as sponsor of HB 246, spoke briefly in favor of passage.

Mr. Fortier, speaking as chairman of the 13-member Fire Standards and Training Commission, reported that the commission is opposed to HB 246, which would repeal Paragraph III of RSA 21-P:15 requiring that the Commissioner of Safety must have "the concurrence of the Fire Standards and Training Commission" in order to transfer classified employees of the Division of Fire Standards and Training.

In response to questions from subcommittee members, Mr. Fortier explained that the main concern of the commission members – should HB 246 pass – is the possibility of a staff member being transferred to other duties OUTSIDE the Division of Fire Standards and Training, with the commission being taken by surprise and unable to influence or prevent such a transfer, resulting in the loss of key personnel.

John Stephen, representing the Safety Commissioner's office, described how any such possible transfers would be approached by the department. General discussion followed, involving subcommittee members, Mr. Fortier, Mr. Stephen, Director Richard Mason of the Division of Fire Standards and Training, Rep. Maurice Goulet, and Mr. David Minnis.

Emerging from the discussion was an idea that appeared to win the assent of all parties – namely, that instead of any transfer requiring "**the concurrence**" of the commission, there would be timely "**prior consultation**" with the commission, allowing it to consider such a proposed transfer and respond to the Commissioner of Safety prior to the transfer being recommended to the Governor and Council for approval.

Accordingly, the subcommittee drafted proposed language incorporating the consultation idea – and is distributing copies to interested parties for comment.

The subcommittee recessed until Wednesday, October 6, 1999, at 1:30 p.m. in Room 202 (LOB). Final approval of this amendment to HB 246 will take place at the next meeting, following the next meeting of the Fire Standards and Training Commission, so that all interested parties will have the opportunity to review the change.

HCD/sg

cc: Rep. Bruce F. Hunter, sponsor
Rep. Merton S. Dyer, sponsor
Rep. David A. Welch, sponsor
Rep. Robert S. Mercer, Chairman, ED&A Committee
Rep. Maurice E. Goulet, Vice Chairman, ED&A Committee
Richard M. Flynn, Commissioner, Department of Safety
Richard A. Mason, Director, Division of Fire Standards and Training
Pam Smarling, Committee Researcher

State of New Hampshire

HOUSE OF REPRESENTATIVES

CONCORD

TDD Access: Relay NH 1-800-735-2964

COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

MEMORANDUM

TO: Subcommittee on HB 246
(Reps. Howard C. Dickinson, Jr., Robert C. Batchelder, Albert W. Hamel, William R. Zolla)

FROM: Rep. Michael O'Neil, Acting Chair

SUBJ: Subcommittee Meeting on Re-referred HB 246
Wednesday, October 6, 1999, at 1:15 p.m., Room 202 (LOB)

DATE: October 12, 1999

Rep. Michael O'Neil served as chairman due to the illness of Rep. Dickinson. ED&A Chairman Robert Mercer appointed Rep. Albert Hamel and Rep. William Zolla to the subcommittee.

In addition to the subcommittee, also present were: Fire Standards and Training Commission Chairman Paul Fortier, Vice Chairman Brian Thibeault and members David Duquette and Karl Berardi. Department of Safety was represented by Richard Mason, Director of the Division of Fire Standards and Training.

The meeting was called to order at 1:15 p.m. in Room 202 on October 6, 1999.

Chairman Fortier, speaking for the Fire Standards and Training Commission, reported to the subcommittee that his commission supported the proposed amendment as presented at the September 1, 1999, meeting. Director Mason informed the subcommittee that the Department of Safety and Commissioner Flynn were also in support of the proposed amendment.

Rep. Albert Hamel moved, seconded by Rep. William Zolla, that HB 246 ought to pass with the following amendment:

> *Any transfer involving the division of Fire Standards and Training undertaken pursuant to this section shall require consultation with the Fire Standards and Training Commission prior to the transfer being proposed to the Governor and Council.*

Chairman O'Neil called for a vote in the proposed motion which passed 3-0.

The meeting adjourned at 1:33 p.m.

cc: Rep. Bruce F. Hunter, sponsor
Rep. Merton S. Dyer, sponsor
Rep. David A. Welch, sponsor
Rep. Robert S. Mercer, Chairman, ED&A Committee
Rep. Maurice E. Goulet, Vice Chairman, ED&A Committee
Richard M. Flynn, Commissioner, Department of Safety
Richard A. Mason, Director, Division of Fire Standards and Training
Pam Smarling, Committee Researcher

Testimony

N.H. DEPARTMENT OF SAFETY
NEW HAMPSHIRE FIRE ACADEMY

Richard A. Mason
DIRECTOR

Division of Fire Standards & Training
Mail: 10 Hazen Drive, Concord, NH 03305
Location: 222 Sheep Davis Road, Concord, NH

In State: 1-800-371-4503
Business: (603) 271-6099
Fax: (603) 271-1091

Pager: (603) 639-8060
Cell Phone: (603) 496-9712
E-mail: rmason@totalnetnh.net

Pager: (603) 639-8060

After the tone, type
your telephone number
followed by the # sign.

Cell Phone with Voice Mail:
(603) 496-9712

TITLE 1
The State And Its Government

CHAPTER 21P
Department of Safety

General Provisions

SECTION 21-P:15

§ 21-P:15 Departmental Organization; Transfers of Personnel and Appropriations. – I. Upon the recommendation of the commissioner, the governor and council are authorized to approve such changes in internal administrative departmental organization not inconsistent with RSA 21-P as the governor and council find from time to time may improve or make more economical the administration of the department; provided, however, that no such change shall eliminate any then existing position within the classified services.

II. With the approval of the governor and council, the commissioner is authorized to transfer classified personnel, appropriations or portions of appropriations relating to such personnel or appropriations as well as necessary equipment, within or between any division of the department, provided, however, that no such transfer shall eliminate the classified position transferred.

III. Any transfer involving the division of fire standards and training undertaken pursuant to this section shall require the concurrence of the fire standards and training commission.

IV. [Repealed.]

Source. 1987, 124:1. 1989, 388:7. 1992, 165:4. 1993, 231:5, II. 1994, 389:10, eff. Aug. 1, 1994.

RSA 21-P:12-a & 21-P:25 to 21-P:33

21-P:12-a **Division of Fire Standards and Training; Disposition of Funds.**

I. There is established within the department of division of fire standards and training under the supervision of an unclassified director of fire standards and training who shall administer and supervise a fire service training and research program throughout the state. The director of fire standards and training shall be nominated by the commissioner of safety, after consultation with the fire standards and training commission, for appointment by the governor, with consent of the council, and shall serve a term of 4 years until a successor is appointed. The commission shall take a recorded vote regarding its concurrence or non-concurrence in the commissioner's nomination decision. If the commission votes not to concur in the decision, it shall submit a letter to the commissioner so stating, and the commissioner shall in turn submit that letter to the governor and council. The director of fire standards and training shall be academically and technically qualified to hold the position, and shall receive the salary specified in RSA 94:I-a.

II. The director shall:

(a) Be responsible for the operations of the fire academy, including establishing training programs and offering instruction in methods of determining and dealing with the causes of fire and the prevention of fire, techniques in firefighting rescue, research and techniques in firefighting and fire protection, and the administration and management of fire departments.

(b) Establish fees to be collected for tuition and services. Such fees shall be subject to the approval of the commissioner of the department of safety.

(c) Establish, maintain, approve, and certify programs, courses, institutions, and facilities for study for all fire service personnel and recruits according to accepted curricula.

(d) Provide all fire service personnel with professional instruction and training.

(e) Develop and promote new methods and practices of firefighting, rescue operations, fire prevention, and fire administration.

(f)Disseminate information relative to fire and rescues, techniques of firefighting and rescuing, fire prevention, fire administration, and other related subjects to all interested agencies and individuals throughout the state.

(g) Be authorized to employ part-time instructors or assistants and compensate them for organizing, developing, and conducting approved fire training and rescue courses or other work as directed at an hourly rate established by the commission and for mileage and expenses incurred in performing their official duties.

(h) With the approval of the commissioner, accept in the name of the state any and all donations, fees for tuition, rents, services and any and all moneys and grants from any governmental unit, public agency, institution, person, firm, or corporation and receive, utilize, expend, and dispose of such funds subject to budgetary provisions, consistent with the rules of the department of safety and the purposes or conditions of the donations or grant.

III. The receipt of a donation or grant under subparagraph II(h) shall be noted in the biennial report of the department of safety, which will also identify the nature of the donation or grant and the conditions of the donation or grant, if any. Any moneys received by the division

pursuant to subparagraph II (h) shall be deposited in the state treasury to the account of the department of safety and shall not lapse. In addition, the division may receive, hold, and use gifts, bequests, and devises either outright or in trust for purposes consistent with this chapter.

Fire Standards and Training Commission

21-P:25 **Program Authorized; Definitions.**

I. The New Hampshire fire standards and training commission is hereby established and directed to establish minimum educational and training standards for employment as a full-time firefighter, establish minimum selection standards for full-time fire service personnel, establish and publish educational and training standards for fire service personnel, and certify fire service personnel as meeting the educational and training standard. This commission shall also act in an advisory capacity to the director of the division of fire standards and training with reference to the instruction methods of determining and dealing with the causes of fire, the prevention of fire, techniques of firefighting and rescue, research techniques in firefighting and fire protection, and the administration and management of fire departments. The commission shall meet at least 4 times annually.

II. As used in this subdivision:

(a) "Commission" means the fire standards and training commission; and

(b) "Director" means the director of the division of fire standards and training.

(c) "Fire service personnel" means firefighters, fire officers, rescue personnel connected with fire departments, fire prevention officers, inspectors, investigators, fire instructors, public education specialists, fire alarm personnel, or any other personnel who are members of fire departments or fire-related state agencies, whether full or part-time.

21-P:26 **Commission.**

I. There shall be a fire standards and training commission consisting of ~~15~~ 16 members, including the commissioner of education or designees, the attorney general or designee, the chief of the forest fire service, the director of the division of fire standards and training, and the director of the division of fire safety, who shall each serve during his continuance in such office, and one active member of each of the following associations or groups chosen by the governor, with the approval of the council, from a list of 3 qualified members submitted by each association of group:

Comm of Safety or Admin

(a) The New Hampshire Fire Chiefs Association as represented by a full-time career fire chief;

(b) The New Hampshire Fire Chiefs Association as represented by a volunteer fire chief;

(c) The Professional Firefighters of New Hampshire-International Association of Firefighters;

(d) The Fire Instructors and Officers Association of New Hampshire;

(e) The Federation of Fire Mutual Aid Associations;

(f) The New Hampshire State Firemen's Associations;

(g) The insurance industry of New Hampshire, which members shall be recommended by the New Hampshire Association of Domestic Insurance Companies;

(h) The New Hampshire Municipal Association;

(i) The New Hampshire Permanent Firemen's Association; and

(j) The Fire Prevention Society.

The director of the division of fire standards and training and the director of the division of fire safety shall be nonvoting members of the commission.

II. Each member shall serve a term of 3 years, provided that no such member shall serve beyond the time he ceases to hold the membership which qualified him for appointment to the commission.

III. Members shall serve without compensation except that they shall be reimbursed for their regular and necessary expenses in the performance of their duties as members of the commission.

IV. Members shall annually elect from among themselves a person to serve as commission chairman and another to serve as commission vice-chairman. The director of the division of fire standards and training shall serve as the commission's executive officer. The commission shall hold no fewer than 4 regular meetings a year at such times, and places as the chairman shall fix, either on his own motion or upon written request of any 4 members.

21-P:27 **Rulemaking Authority.**

I. The commission and the commissioner of safety shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The conduct of the meetings of the commission.

(b) The establishment of minimum selection, educational, and training standards for fire service personnel and evidentiary standards pertaining to such matters, other than fire officials employed by the forest fire control division of the department of resources and economic development.

(c) What constitutes a full-time career firefighter for purposes of RSA 21-P:29, I.

(d) Procedures for the conduct of investigations, regarding the certification of firefighters.

(e) Matters necessary for the proper administration of the commission, including the issuance of certificates evidencing the satisfaction of educational and training requirements.

II. The commission shall:

(a) Establish and publish general minimum educational and training standards for fire service personnel and evidentiary standards pertaining to such matters, other than fire officials employed by the forest fire control division of the department of resources and economic development.

(b) Establish and publish general minimal curriculum requirements for preparatory, in-service, and advanced courses and programs for schools operated by or for the state or any political subdivisions thereof for the specific purpose of training fire service personnel.

21-P:28 **Powers and Duties.**

I. The commission, within budgetary limitations, shall:

(a) Certify fire service personnel as meeting minimum educational and training standards.

(b) Act upon request as the advisory committee to the state board of education concerning any fire educational programs.

(c) Require submission of reports and information from fire departments within the state

that may be pertinent to the functioning of the commission.

(d) In coordination with the division of fire standards and training, make such investigations as may be necessary to determine whether governmental units are complying with the provisions of this subdivision.

II. The commission may:

(a) Make or cause to be made studies of any aspect of fire service, education, operations, training, research or recruitment;

(b) Recommend to the director of the division of fire standards and training that he enter into contracts or do such things as may be necessary and incidental to the administration of the commission's authority pursuant to this subdivision;

(c) Undertake any project and engage in any activity which will serve to improve public fire safety or public safety.

21-P:29 **Educational and Training Requirements; Certification.**

I. No person shall be appointed as a full-time career firefighter, except on a temporary or probationary basis, unless such person has satisfactorily completed a preparatory program of fire training approved by the commission. From time to time as it deems advisable, the commission may adopt additional educational and training standards, as authorized under RSA 21-P:27, II, to be met by the full-time career firefighters subject to the paragraph, provided that no person shall be excluded from such employment on the basis of any rule adopted under RSA 21-P:27, II, until such rule has been in effect for at least one year. No firefighter who lacks the educational and training qualifications required by this paragraph may have his temporary or probationary employment extended beyond 2 years.

II. The commission shall issue a certificate evidencing satisfaction of the educational and training requirements established under RSA 21-P:27, II, to any person presenting the commission with satisfactory evidence of the completion of such requirements, whether in this jurisdiction or any other.

III. Prior to any final vote regarding minimum standards, selection procedures, or certification, the commission shall:

(a) Provide notice of the proposed action to members of the fire service.

(b) Allow a 60-day period for the receipt of written comments on the proposal.

(c) Hold public hearings, one in the daytime hours and another during the evening hours, in such a way as to maximize input from the members of the fire service.

21-P:30 **Reimbursement of Expenses.** The division, with the approval of the commissioner, may reimburse fire departments or fire-related state agencies for expenses incurred in the training of their fire personnel in attendance at approved training programs to the extent it considers reasonable, provided there are funds available and allocated for that purpose and provided that any such department or agency adheres to the selection and training standards adopted by the commission.

21-P:32 **Facilities.** In order to promote the effectiveness and efficiency of the fire service training and research program, the commission is encouraged to use such personnel and equipment from other state agencies, federal agencies, district fire mutual aid associations, and public and private fire departments, as may be made available to them by the heads or

State of New Hampshire

Department of Safety
Richard M. Flynn
Commissioner

Division of Fire Standards & Training
Richard A. Mason
Director

Richard M. Flynn
FIRE ACADEMY
222 Sheep Davis Road
(Route 106)

MAILING ADDRESS:
10 Hazen Drive
Concord, NH 03305

LOCATION:
222 Sheep Davis Road
(Route 106)
Concord, NH

TELEPHONE:
(603) 271-2661

FAX:
(603) 271-1091

TDD ACCESS: Relay NH
1-800-735-2964



TO: Subcommittee on House Bill 246
(Representative Howard C. Dickinson, Jr., Chair;
Rep. Michael O'Neil; Rep. Robert C. Batchelder)
and Representative Merton Dyer

FROM: Richard A. Mason, Director
Division of Fire Standards & Training

SUBJECT: **COMMISSION/DIVISION RELATIONSHIP**

DATE: September 1, 1999

The attached flow chart explains the relationship between the Fire Standards & Training Commission and the Division of Fire Standards & Training as promulgated in RSA 21-P.

Should you desire additional information, please contact me at 271-6009.

sjb
c:\wpdata\mason\hb246.mem

Comparison of Responsibilities RSA 21-P:12-a & 21-P:25-33

NH FIRE STANDARDS AND TRAINING: COMMISSION & DIVISION

(1) APPROVES CURRICULUM - The Commission requests the Division, with Commission members, to develop proposed curriculum content.

(2) SETS STANDARDS FOR FULL-TIME FIRE FIGHTERS
- The Commission sets the training and educational standards for career fire fighters (RSA 100).
- The Commission sets hiring standards for full-time firefighters (age, background, training & educational levels, etc.)

(3) RULE MAKING AUTHORITY
- The Commission and the Commissioner of Safety adopt rules pertaining to #1 and #2 above and the process for investigations and hearings when a problem arises with someone's certification (see item #4, below).

(4) CERTIFICATION
- The Commission issues certificates of completion to students who have successfully taken and passed the certified curriculum programs upon recomendation of the Director.

<u>NH Department of Safety</u>
<u>Division of Fire Standards & Training</u>

- All Fire Academy Operations (staff, facilities, equipment) and on-campus course offerings.

- Research and development of fire training programs, most of which would be for certification purposes.

- Establish and collect fees for course tuitions, use of fire training props, manuals, and similar items.

- Administer curriculum as adopted by the Commission:
  * Course approvals, on and off campus courses
  * Examinations and evaluations of courses:
    (on campus and satellite programs)
  * Monitor instructor performance

- Disseminate relative information to the members of the NH Fire Service:
  * Newsletter * Monthly Mailings
  * E-mail * Internet access
  * Other media

- Employ required and authorized level of staffing.
  * Full-time staff
  * Part-time staff
  * Instructors

- Accept gifts, donations, grants, and the like on behalf of and in accordance with policies of the Department of Safety.

The Commission is responsible for the curriculum development and approval process, while the Division administers the curriculum delivery and evaluation process, finally the Commission and the Division issue certificates of completion. This provides a method of checks and balances with the delivery and certification process. Commission approves curriculum, Division administers the curriculum, both certify at completion.

revised 1/7/98 as requested by the Commission

TITLE 1
The State And Its Government

CHAPTER 21P
Department of Safety

General Provisions

SECTION 21-P:15

§ 21-P:15 Departmental Organization; Transfers of Personnel and Appropriations. – I. Upon the recommendation of the commissioner, the governor and council are authorized to approve such changes in internal administrative departmental organization not inconsistent with RSA 21-P as the governor and council find from time to time may improve or make more economical the administration of the department; provided, however, that no such change shall eliminate any then existing position within the classified services.

II. With the approval of the governor and council, the commissioner is authorized to transfer classified personnel, appropriations or portions of appropriations relating to such personnel or appropriations as well as necessary equipment, within or between any division of the department, provided, however, that no such transfer shall eliminate the classified position transferred.

((III. Any transfer involving the division of fire standards and training undertaken pursuant to this section shall require the concurrence of the fire standards and training commission.

IV. [Repealed.] ?

Repealed By [redacted] HB 248

Source. 1987, 124:1. 1989, 388:7. 1992, 165:4. 1993, 231:5, II. 1994, 389:10, eff. Aug. 1, 1994.

HB 685 – Cross Ramp for EMS.

RSA 21-P:12-a & 21-P:25 to 21-P:33

21-P:12-a **Division of Fire Standards and Training; Disposition of Funds.**

I. There is established within the department of division of fire standards and training under the supervision of an unclassified director of fire standards and training who shall administer and supervise a fire service training and research program throughout the state. The director of fire standards and training shall be nominated by the commissioner of safety, after consultation with the fire standards and training commission, for appointment by the governor, with consent of the council, and shall serve a term of 4 years until a successor is appointed. The commission shall take a recorded vote regarding its concurrence or non-concurrence in the commissioner's nomination decision. If the commission votes not to concur in the decision, it shall submit a letter to the commissioner so stating, and the commissioner shall in turn submit that letter to the governor and council. The director of fire standards and training shall be academically and technically qualified to hold the position, and shall receive the salary specified in RSA 94:I-a.

II. The director shall:

(a) Be responsible for the operations of the fire academy, including establishing training programs and offering instruction in methods of determining and dealing with the causes of fire and the prevention of fire, techniques in firefighting rescue, research and techniques in firefighting and fire protection, and the administration and management of fire departments.

(b) Establish fees to be collected for tuition and services. Such fees shall be subject to the approval of the commissioner of the department of safety.

(c) Establish, maintain, approve, and certify programs, courses, institutions, and facilities for study for all fire service personnel and recruits according to accepted curricula.

(d) Provide all fire service personnel with professional instruction and training.

(e) Develop and promote new methods and practices of firefighting, rescue operations, fire prevention, and fire administration.

(f)Disseminate information relative to fire and rescues, techniques of firefighting and rescuing, fire prevention, fire administration, and other related subjects to all interested agencies and individuals throughout the state.

(g) Be authorized to employ part-time instructors or assistants and compensate them for organizing, developing, and conducting approved fire training and rescue courses or other work as directed at an hourly rate established by the commission and for mileage and expenses incurred in performing their official duties.

(h) With the approval of the commissioner, accept in the name of the state any and all donations, fees for tuition, rents, services and any and all moneys and grants from any governmental unit, public agency, institution, person, firm, or corporation and receive, utilize, expend, and dispose of such funds subject to budgetary provisions, consistent with the rules of the department of safety and the purposes or conditions of the donations or grant.

III. The receipt of a donation or grant under subparagraph II(h) shall be noted in the biennial report of the department of safety, which will also identify the nature of the donation or grant and the conditions of the donation or grant, if any. Any moneys received by the division

pursuant to subparagraph II (h) shall be deposited in the state treasury to the account of the department of safety and shall not lapse. In addition, the division may receive, hold, and use gifts, bequests, and devises either outright or in trust for purposes consistent with this chapter.

Fire Standards and Training Commission

21-P:25 **Program Authorized; Definitions.**

I. The New Hampshire fire standards and training commission is hereby established and directed to establish minimum educational and training standards for employment as a full-time firefighter, establish minimum selection standards for full-time fire service personnel, establish and publish educational and training standards for fire service personnel, and certify fire service personnel as meeting the educational and training standard. This commission shall also act in an advisory capacity to the director of the division of fire standards and training with reference to the instruction methods of determining and dealing with the causes of fire, the prevention of fire, techniques of firefighting and rescue, research techniques in firefighting and fire protection, and the administration and management of fire departments. The commission shall meet at least 4 times annually.

II. As used in this subdivision:

(a) "Commission" means the fire standards and training commission; and

(b) "Director" means the director of the division of fire standards and training.

(c) "Fire service personnel" means firefighters, fire officers, rescue personnel connected with fire departments, fire prevention officers, inspectors, investigators, fire instructors, public education specialists, fire alarm personnel, or any other personnel who are members of fire departments or fire-related state agencies, whether full or part-time.

21-P:26 **Commission.**

I. There shall be a fire standards and training commission consisting of ~~15~~ 16 members, including the commissioner of education or designees, the attorney general or designee, the chief of the forest fire service, the director of the division of fire standards and training, and the director of the division of fire safety, who shall each serve during his continuance in such office, and one active member of each of the following associations or groups chosen by the governor, with the approval of the council, from a list of 3 qualified members submitted by each association of group:

Comm of Safety

(a) The New Hampshire Fire Chiefs Association as represented by a full-time career fire chief;

(b) The New Hampshire Fire Chiefs Association as represented by a volunteer fire chief;

(c) The Professional Firefighters of New Hampshire-International Association of Firefighters;

(d) The Fire Instructors and Officers Association of New Hampshire;

(e) The Federation of Fire Mutual Aid Associations;

(f) The New Hampshire State Firemen's Associations;

(g) The insurance industry of New Hampshire, which members shall be recommended by the New Hampshire Association of Domestic Insurance Companies;

(h) The New Hampshire Municipal Association;

(i) The New Hampshire Permanent Firemen's Association; and

(j) The Fire Prevention Society.

The director of the division of fire standards and training and the director of the division of fire safety shall be nonvoting members of the commission.

II. Each member shall serve a term of 3 years, provided that no such member shall serve beyond the time he ceases to hold the membership which qualified him for appointment to the commission.

III. Members shall serve without compensation except that they shall be reimbursed for their regular and necessary expenses in the performance of their duties as members of the commission.

IV. Members shall annually elect from among themselves a person to serve as commission chairman and another to serve as commission vice-chairman. The director of the division of fire standards and training shall serve as the commission's executive officer. The commission shall hold no fewer than 4 regular meetings a year at such times, and places as the chairman shall fix, either on his own motion or upon written request of any 4 members.

21-P:27 **Rulemaking Authority.**

I. The commission and the commissioner of safety shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The conduct of the meetings of the commission.

(b) The establishment of minimum selection, educational, and training standards for fire service personnel and evidentiary standards pertaining to such matters, other than fire officials employed by the forest fire control division of the department of resources and economic development.

(c) What constitutes a full-time career firefighter for purposes of RSA 21-P:29, I.

(d) Procedures for the conduct of investigations, regarding the certification of firefighters.

(e) Matters necessary for the proper administration of the commission, including the issuance of certificates evidencing the satisfaction of educational and training requirements.

II. The commission shall:

(a) Establish and publish general minimum educational and training standards for fire service personnel and evidentiary standards pertaining to such matters, other than fire officials employed by the forest fire control division of the department of resources and economic development.

(b) Establish and publish general minimal curriculum requirements for preparatory, in-service, and advanced courses and programs for schools operated by or for the state or any political subdivisions thereof for the specific purpose of training fire service personnel.

21-P:28 **Powers and Duties.**

I. The commission, within budgetary limitations, shall:

(a) Certify fire service personnel as meeting minimum educational and training standards.

(b) Act upon request as the advisory committee to the state board of education concerning any fire educational programs.

(c) Require submission of reports and information from fire departments within the state

that may be pertinent to the functioning of the commission.

(d) In coordination with the division of fire standards and training, make such investigations as may be necessary to determine whether governmental units are complying with the provisions of this subdivision.

II. The commission may:

(a) Make or cause to be made studies of any aspect of fire service, education, operations, training, research or recruitment;

(b) Recommend to the director of the division of fire standards and training that he enter into contracts or do such things as may be necessary and incidental to the administration of the commission's authority pursuant to this subdivision;

(c) Undertake any project and engage in any activity which will serve to improve public fire safety or public safety.

21-P:29 **Educational and Training Requirements; Certification.**

I. No person shall be appointed as a full-time career firefighter, except on a temporary or probationary basis, unless such person has satisfactorily completed a preparatory program of fire training approved by the commission. From time to time as it deems advisable, the commission may adopt additional educational and training standards, as authorized under RSA 21-P:27, II, to be met by the full-time career firefighters subject to the paragraph, provided that no person shall be excluded from such employment on the basis of any rule adopted under RSA 21-P:27, II, until such rule has been in effect for at least one year. No firefighter who lacks the educational and training qualifications required by this paragraph may have his temporary or probationary employment extended beyond 2 years.

II. The commission shall issue a certificate evidencing satisfaction of the educational and training requirements established under RSA 21-P:27, II, to any person presenting the commission with satisfactory evidence of the completion of such requirements, whether in this jurisdiction or any other.

III. Prior to any final vote regarding minimum standards, selection procedures, or certification, the commission shall:

(a) Provide notice of the proposed action to members of the fire service.

(b) Allow a 60-day period for the receipt of written comments on the proposal.

(c) Hold public hearings, one in the daytime hours and another during the evening hours, in such a way as to maximize input from the members of the fire service.

21-P:30 **Reimbursement of Expenses.** The division, with the approval of the commissioner, may reimburse fire departments or fire-related state agencies for expenses incurred in the training of their fire personnel in attendance at approved training programs to the extent it considers reasonable, provided there are funds available and allocated for that purpose and provided that any such department or agency adheres to the selection and training standards adopted by the commission.

21-P:32 **Facilities.** In order to promote the effectiveness and efficiency of the fire service training and research program, the commission is encouraged to use such personnel and equipment from other state agencies, federal agencies, district fire mutual aid associations, and public and private fire departments, as may be made available to them by the heads or

appropriate authorities of such agencies, including but not limited to the use of radio and other communications facilities, including computer systems.

21-P:33 **Delegation.** The commission may delegate to the division of fire standards and training any powers and duties enumerated in this subdivision.

Voting Sheets

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 246

BILL TITLE: **relative to personnel transfers at the department of safety.**

DATE: April 6, 1999

LOB ROOM: 202

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. Dickinson

Seconded by Rep. O'Neil

Vote: 15-0 (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: 15-0

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Ray F. Langer, Clerk

EXECUTIVE DEPARTMENTS AND ADMINISTRATION 1999 SESSION

HB 246 Bill #

Public Hearings Executive Session 4-6-99

COMMITTEE REPORT: Re Refer

	YEAS	NAYS
Mercer, Robert S, Chairman		
Goulet, Maurice E, V Chairman		
Dyer, Merton S	1	
Langer, Ray F, Clerk	2	
Holley, Sylvia A	3	
Moore, Benjamin E	4	
Dickinson, Howard C	5	
Stickney, Nancy C	6	
Sapareto, Frank V	7	
Hamel, Albert W	8	
Millham, Alida I	9	
O'Neil, Michael	10	
Poulin, Dave G	11	
Zolla, William R	12	
Murphy, Robert E	13	
Reidy, Frank J		
Virtue, Carolyn A	14	
Batchelder, Robert C	15	
Burkush, James A		
Courchesne, Judy A		
Landers, Dana L		
Lent, Donald R		
TOTAL VOTE	15 - 0	

Appeared in Favor	Appeared in Opposition

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 246

BILL TITLE: relative to personnel transfer at Dept of Safety

DATE: 10/20/99

LOB ROOM: 202

Amendments:

Sponsor: Rep. Dickerson OLS Document #: 2114h (Adopted)/Failed

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

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

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

Moved by Rep. Dickerson

Seconded by Rep. Batchelder

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: 15-0 (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: ✓

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Margaret A. Case, Clerk

EXECUTIVE DEPARTMENTS AND ADMINISTRATION 1999 SESSION

HB 246 Bill # — OTPA #2114 Relative to Transfer of Dept of Safety

Public Hearings Dickenson/Batchelder Executive Session OTPA-15-5 10/28/99

COMMITTEE REPORT: Consent Calender

	YEAS	NAYS
Mercer, Robert S, Chairman		
Goulet, Maurice E, V Chairman	1	
Dyer, Merton S	1	
Langer, Ray F, Clerk	0	
Holley, Sylvia A	1	
Moore, Benjamin E	0	
Dickinson, Howard C	1	
Stickney, Nancy C	1	
Sapareto, Frank V	0	
Hamel, Albert W	1	
Millham, Alida I	1	
O'Neil, Michael	1	
Poulin, Dave G	0	
Zolla, William R	0	
Murphy, Robert E	1	
Reidy, Frank J	1	
Virtue, Carolyn A	1	
Batchelder, Robert C	1	
Burkush, James A	1	
Courchesne, Judy A	0	
Landers, Dana L	1	
Lent, Donald R	1	
TOTAL VOTE	15	0 Consent Calender

Appeared in Favor	Appeared in Opposition

Committee Report

COMMITTEE REPORT

COMMITTEE: **Executive Departments and Administration**

BILL NUMBER: **HB 246**

TITLE: relative to personnel transfers at the department of safety.

DATE: April 6, 1999 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)

The bill deals with the transfer of personnel within the department of safety. This was a request of the department and would repeal that portion of the present statute that involves the fire standards and training program. Due to a short notice, the members of the fire standards and training commission were not able to attend the initial hearing or a rescheduled hearing. The prime sponsor was also unable to attend because of a medical condition. The committee requests that the bill be re-referred so that all parties may participate in the process at a later date.

Vote 15-0.

Rep. Howard C. Dickinson
FOR THE COMMITTEE

Original: House Clerk
cc: Committee Bill file

USE ANOTHER REPORT FOR MINORITY REPORT

CONSENT CALENDAR

Executive Departments and Administration
HB 246, relative to personnel transfers at the department of safety. RE-REFER
Rep. Howard C. Dickinson for **Executive Departments and Administration:** The bill deals with the transfer of personnel within the department of safety. This was a request of the department and would repeal that portion of the present statute that involves the fire standards and training program. Due to a short notice, the members of the fire standards and training commission were not able to attend the initial hearing or a rescheduled hearing. The prime sponsor was also unable to attend because of a medical condition. The committee requests that the bill be re-referred so that all parties may participate in the process at a later date. Vote 15-0.

COMMITTEE REPORT

COMMITTEE: **Executive Departments and Administration**

BILL NUMBER: **HB 246**

TITLE: relative to personnel transfers at the department of safety.

DATE: October 20, 1999 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)

The amendment to HB 246 represents a compromise on the subject of personnel transfers involving personnel in the Division of Fire Standards and Training at the Department of Safety. The Executive Departments and Administration Committee is pleased to unanimously support this agreement.

Vote 15-0.

Rep. Howard C. Dickinson
FOR THE COMMITTEE

Original: House Clerk
cc: Committee Bill file

USE ANOTHER REPORT FOR MINORITY REPORT

CONSENT CALENDAR

Executive Departments and Administration

HB 246, relative to personnel transfers at the department of safety. OUGHT TO PASS WITH AMENDMENT

Rep. Howard C. Dickinson for **Executive Departments and Administration:** The amendment to HB 246 represents a compromise on the subject of personnel transfers involving personnel in the Division of Fire Standards and Training at the Department of Safety. The Executive Departments and Administration Committee is pleased to unanimously support this agreement. Vote 15-0.

Executive Departments and Administration
October 18, 1999
1999-2114h
05/10

Amendment to HB 246

Amend the bill by replacing all after the enacting clause with the following:

1 Transfers Involving the Division of Fire Standards and Training. Amend RSA 21-P:15, III to read as follows:

III. Any transfer involving the division of fire standards and training undertaken pursuant to this section shall require [~~the concurrence of~~] ***consultation with*** the fire standards and training commission***, prior to the transfer being proposed to the governor and council.***

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

(OTP+A) Passed 15-0
~ 10-20-99 ~
(Consent).

Brief:

The amendment to HB246 represents a compromise on the subject of personnel transfers involving personnel in the division of Fire Standards and Training at the Dept of Safety. The ED+A Committee is pleased to unanimously support this agreement. (Vote 15-0)

R.C. Atkinson