LEGISLATIVE COMMITTEE MINUTES

HB1270

Bill as Introduced

HB 1270 - AS AMENDED BY THE HOUSE

17Mar2022... 0880h

2022 SESSION

22-2284
08/04

HOUSE BILL ***1270***

AN ACT repealing the legislative oversight committee to monitor the transformation of delivery of electric services.

SPONSORS: Rep. Thomas, Rock. 5; Rep. Merner, Coos 7; Rep. Notter, Hills. 21; Rep. Harley, Rock. 20; Rep. Lang, Belk. 4; Sen. Carson, Dist 14

COMMITTEE: Science, Technology and Energy

ANALYSIS

This bill repeals the legislative oversight committee to monitor the transformation of delivery of electric services.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT repealing the legislative oversight committee to monitor the transformation of delivery of electric services.

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

1 Renewable Energy Fund; Reference to Legislative Oversight Committee Removed. Amend RSA 362-F:10, IV to read as follows:

IV. The department of energy shall make an annual report by October 1 of each year, beginning in 2009, to [~~the legislative oversight committee to monitor the transformation of delivery of electric services established under RSA 374-F:5,~~] the house science, technology and energy committee, and the senate energy and natural resources committee detailing how the renewable energy fund is being used and any recommended changes to such use. The report shall also include information on the total peak generating capacity that is net energy metered under RSA 362-A:9 within the franchise area of each electric distribution utility, and the percentage this represents of the amount that is allowed to be net metered within each franchise area. Information shall be provided on net metered group host registrations and the associated customer groups, including number and location of group host facilities, generation by renewable source and size of facility, and group load served by such facilities.

2 Multiple Pollutant Reduction Program; Reference to Legislative Oversight Committee Removed. Amend RSA 125-O:13, IX to read as follows:

IX. The owner shall report by June 30, 2007 and annually thereafter, to [~~the legislative oversight committee to monitor the transformation of delivery of electric services, established under RSA 374-F:5, and~~] the chairpersons of the house science, technology and energy committee and the senate energy and natural resources committee, on the progress and status of complying with the requirements of paragraphs I and III, relative to achieving early reductions in mercury emissions and also installing and operating the scrubber technology including any updated cost information. The last report required shall be after the department has made a determination, under paragraph V, on the maximum sustainable rate of mercury emissions reductions by the scrubber technology.

3 Carbon Dioxide Emissions Budget Trading Program; Reference to Legislative Oversight Committee Removed. Amend the introductory paragraph of RSA 125-O:21, VI to read as follows:

VI. The department [~~and the commission~~] ***of environmental services and the department of energy*** shall report on an annual basis to the air pollution advisory committee under RSA 125-J:11 [~~and the legislative oversight committee to monitor the transformation of delivery of electric services under RSA 374-F:5,~~] ***the house science, technology, and energy committee, and the senate energy and natural resources committee*** on the status of the

implementation of RGGI in New Hampshire, with emphasis on the prices and availability of RGGI allowances to affected CO2 sources, consumer protection mechanisms, and the trends in electric rates for New Hampshire businesses and ratepayers. The report shall include but not be limited to:

4 Implementation; Electric Utility Restructuring. Amend RSA 374-F:4, VIII(f) to read as follows:

(f) [~~Beginning in 2000, the commission and the department~~] ***The department of environmental services and the department of energy*** shall submit a report to [~~the legislative oversight committee to monitor the transformation of delivery of electric services~~] ***the house science, technology, and energy committee, and the senate energy and natural resources committee*** by October 1 of each year. The report shall concern the results and effectiveness of the system benefits charge.

5 Repeal. The following are repealed:

I. RSA 374-F:5, relative to the legislative oversight committee to monitor the transformation of delivery of electric services.

II. RSA 374-F:6, relative to the duties of the legislative oversight committee to monitor the transmission of delivery of electric services.

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

CHAPTER 137
HB 1270 - FINAL VERSION

17Mar2022... 0880h

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17Mar2022... 0880h

22-2284
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I. RSA 374-F:5, relative to the legislative oversight committee to monitor the transformation of delivery of electric services.

II. RSA 374-F:6, relative to the duties of the legislative oversight committee to monitor the transmission of delivery of electric services.

137:6 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 07, 2022
Effective Date: August 06, 2022

Committee Minutes

SENATE CALENDAR NOTICE
Energy and Natural Resources

Sen Kevin Avard, Chair
Sen Bob Giuda, Vice Chair
Sen James Gray, Member
Sen David Watters, Member
Sen Rebecca Perkins Kwoka, Member

Date: April 20, 2022

HEARINGS

Monday	04/25/2022	
(Day)	(Date)	
Energy and Natural Resources	State House 103	9:00 a.m.
(Name of Committee)	(Place)	(Time)

9:00 a.m.	**HB 1258**	relative to the implementation of the department of energy.
9:10 a.m.	**HB 1270**	repealing the legislative oversight committee to monitor the transformation of delivery of electric services.
9:20 a.m.	**HB 1285**	relative to the multi-use energy data platform.
9:30 a.m.	**HB 1331**	relative to power line maintenance and construction.
9:40 a.m.	**HB 1148**	relative to prohibiting government entities subordinate to the state from restricting the types of fuel sources that may be used for energy.

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

HB 1258
Rep. Harrington — Rep. Vose

HB 1270
Rep. Thomas — Rep. Merner — Rep. Notter — Rep. Harley
Rep. Lang — Sen. Carson

HB 1285
Rep. McGhee — Rep. Oxenham

HB 1331
Rep. Baroody — Rep. Osborne

HB 1148
Rep. Plett

Daley Frenette 271-3042

Kevin A. Avard
Chairman

Senate Energy and Natural Resources Committee

Daley Frenette 271-3042

HB 1270, repealing the legislative oversight committee to monitor the transformation of delivery of electric services.

Hearing Date: April 25, 2022

Members of the Committee Present: Senators Avard, Giuda, Gray, Watters and Perkins Kwoka

Members of the Committee Absent : None

Bill Analysis: This bill repeals the legislative oversight committee to monitor the transformation of delivery of electric services.

Sponsors:

Rep. Thomas	Rep. Merner	Rep. Notter
Rep. Harley	Rep. Lang	Sen. Carson

Who supports the bill: Representative Vose, Rockingham-District 9, Representative Thomas, Rockingham-District 5, Representative Plett, Hillsborough-District 6, Senator Carson, Senate District 14.

Who opposes the bill: Jana Sellarole, Patricia Beffa-Negrini, Ruth Perencevich, Mary Anne Broshek, Susan Richman, Elizabeth Nelson, Claudia Damon, Nancy Greenwood, Maureen Ellermann, Barbara Sinclair-Pappas, Karen Dewey, Nancy Brennan, Andrew Jones, Gary Devore, Representative Oxenham, Sullivan-District 1, David Holt, Lynn Merlone, Jane Hershey.

Who is neutral on the bill: Josh Elliot, NHDOE.

Summary of testimony presented:

Representative Thomas, Rockingham-District 5

- This bill aims to retire the Legislative Oversight Committee. We have many good committees that have specific purposes. The Legislative Oversight Committee was created to oversee the deregulation and divestiture of the electric utilities. By 2018, the committee had completed its purpose. We tried to repurpose the committee by charging it with monitoring the activities before the PUC and other state agencies regarding evolving changes in the provision of electric services to NH customers including modernizing the electric grid,

developing technologies for electric storage, electrification of transportation, growth of distributed generation, the Commissions role in a deregulated market, and such matters that may arise that present opportunities to improve the delivery of electric services or to reduce costs. This is a large charge for a small committee.

- The last report Representative Thomas found was from 2018 when the purpose was changed. Since then, there have been no meetings of the committee. There are no records on file. There does not seem to be a need for this committee any longer now that we have the SEC, DOE, and PUC.
- There needs to be a specific and direct purpose. A fresh start may be needed for this committee. It could be reintroduced next session.
- The bill ensures that necessary standing committees in the House and Senate still receive the reports that were being fed through the Legislative Oversight Committee. Any reports that need to be reviewed can be done through a subcommittee.

Representative Vose, Rockingham-District 9

- In the previously heard bill, HB 1258, the Legislative Oversight Committee is mentioned on page 9 lines 29-30. If this bill passes, that language in the bill would be delated eventually.
- Representative Vose believes that the Legislative Oversight Committee should be eliminated with in favor of creating a new committee. This will be better than trying to build on the existing committee.
- Senator Watters asked if they strike the language in HB 1258 that makes reference to the committee, they should add that the reports go to the appropriate standing committees in the House and Senate.

Josh Elliot, NHDOE

- The Department is neutral on the bill. All of the duties and reports that were required to be filed in this committee now go to other places including the Department of Energy. There is no change in the amount of language the Department is generating, it changes where that information is going.
- Regarding the potential conflict with HB 1258, the Department believes this is a timing issue. It depends on which bill is passed first. It would make that section irrelevant. Senator Watters stated that regardless, it should be clarified where the reports on the Regional Green House Gas Initiative will go. Mr. Elliot stated that it is the same statute, and that change would be wise.
- Senator Gray asked we could write an amendment that would include two options that could all be done in 1270. Mr. Elliot stated that we could do contingent language.

Representative Thomas, Rockingham-District 5

- Representative Thomas stated that HB 1270 references RSA 125 J:11 where the Regional Green House Gas Initiative report does get submitted to the necessary committees and the Department of Energy.

DF
Date Hearing Report completed: April 25, 2022

Speakers

Senate Energy & Natural Resources Committee
SIGN-IN SHEET

Date: 4/25/2022 **Time:** 9:10 a.m.

HB 1270 AN ACT repealing the legislative oversight committee to monitor the transformation of delivery of electric services.

Name/Representing *(please print neatly)*

Josh Elliott NH DOE	Support ☐ Oppose ☒	Speaking?	Yes ☒	No ☐
Rep Michael Vose	Support ☒ Oppose ☐	Speaking?	Yes ☒	No ☐
Rep Doug Thomas	Support ☒ Oppose ☐	Speaking?	Yes ☐	No ☐
Rep Fred Plett	Support ☑ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐
	Support ☐ Oppose ☐	Speaking?	Yes ☐	No ☐

Senate Remote Testify

Energy and Natural Resources Committee Testify List for Bill HB1270 on 2022-0

Support: 1 Oppose: 19

Name	Title	Representing	Position
Carson, Senator Sharon	An Elected Official	Myself	Support
Sellarole, Jana	A Member of the Public	Myself	Oppose
Beffa-Negrini, Patricia	A Member of the Public	Myself	Oppose
Perencevich, ruth	A Member of the Public	Myself	Oppose
Broshek, Mary Anne	A Member of the Public	Myself	Oppose
Richman, Susan	A Member of the Public	Myself	Oppose
Nelson, Elizabeth	A Member of the Public	Myself	Oppose
Damon, Claudia	A Member of the Public	Myself	Oppose
Greenwood, Nancy	A Member of the Public	Myself	Oppose
Ellermann, Maureen	A Member of the Public	Myself	Oppose
Sinclair-Pappas, Barbara	A Member of the Public	Myself	Oppose
Dewey, Karen	A Member of the Public	Myself	Oppose
Brennan, Nancy	A Member of the Public	Myself	Oppose
Jones, Andrew	A Member of the Public	Myself	Oppose
Devore, Gary	A Member of the Public	Myself	Oppose
Oxenham, Lee	An Elected Official	Myself	Oppose
Holt, David	A Member of the Public	Myself	Oppose
Merlone, Lynn	A Member of the Public	Myself	Oppose
Hershey, Jane	A Member of the Public	Myself	Oppose
Istel, Claudia	A Member of the Public	Myself	Oppose

Voting Sheets

Senate Energy & Natural Resources Committee

EXECUTIVE SESSION RECORD

2021-2022 Session

Bill # 1270

Hearing Date: 4/25/22

Executive Session Date: 4/26/22

Motion of: OTP **Vote:**

Committee Member	Present	Made by	Second	Yes	No
Sen. Avard, Chair	☑	☐	☐	☑	☐
Sen. Giuda, Vice Chair	☐	☑	☐	☐	☐
Sen. Gray	☐	☐	☐	☐	☐
Sen. Watters	☐	☐	☑	☐	☐
Sen. Perkins Kwoka	☐	☐	☐	☐	☐

Motion of: Consent **Vote:**

Committee Member	Present	Made by	Second	Yes	No
Sen. Avard, Chair	☑	☐	☐	☑	☐
Sen. Giuda, Vice Chair	☐	☑	☐	☐	☐
Sen. Gray	☐	☐	☑	☐	☐
Sen. Watters	☐	☐	☐	☐	☐
Sen. Perkins Kwoka	☐	☐	☐	☐	☐

Motion of: **Vote:**

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Sen. Avard, Chair	☐	☐	☐	☐	☐
Sen. Giuda, Vice Chair	☐	☐	☐	☐	☐
Sen. Gray	☐	☐	☐	☐	☐
Sen. Watters	☐	☐	☐	☐	☐
Sen. Perkins Kwoka	☐	☐	☐	☐	☐

Motion of: **Vote:**

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Sen. Avard, Chair	☐	☐	☐	☐	☐
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Sen. Gray	☐	☐	☐	☐	☐
Sen. Watters	☐	☐	☐	☐	☐
Sen. Perkins Kwoka	☐	☐	☐	☐	☐

Reported out by: Giuda

Notes:

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Tuesday, April 26, 2022

THE COMMITTEE ON Energy and Natural Resources

to which was referred **HB 1270**

AN ACT repealing the legislative oversight committee to monitor the transformation of delivery of electric services.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator Bob Giuda
For the Committee

The purpose of HB 1270 is to retire the Legislative Oversight Committee. It has become clear that the committee has accomplished its stated purpose. Since 2018, there have been no subsequent meetings of this committee. Instead of assigning this committee a new purpose, it would be better to eliminate the committee. If necessary, a new committee may be created in the future. The Senate Energy and Natural Resources Committee asks for support for this legislation.

Daley Frenette 271-3042

FOR THE CONSENT CALENDAR

ENERGY AND NATURAL RESOURCES

HB 1270, repealing the legislative oversight committee to monitor the transformation of delivery of electric services.
Ought to Pass, Vote 5-0.
Senator Bob Giuda for the committee.

The purpose of HB 1270 is to retire the Legislative Oversight Committee. It has become clear that the committee has accomplished its stated purpose. Since 2018, there have been no subsequent meetings of this committee. Instead of assigning this committee a new purpose, it would be better to eliminate the committee. If necessary, a new committee may be created in the future. The Senate Energy and Natural Resources Committee asks for support for this legislation.

General Court of New Hampshire - Bill Status System

Docket of HB1270

Docket Abbreviations

Bill Title: (New Title) repealing the legislative oversight committee to monitor the transformation of delivery of electric services.

Official Docket of **HB1270.**:

Date	Body	Description
11/19/2021	H	**Introduced** 01/05/2022 and referred to Science, Technology and Energy
2/1/2022	H	Public Hearing: 02/01/2022 12:30 p.m. LOB306-308
2/28/2022	H	Executive Session: 02/28/2022 10:00 a.m. LOB306-308
3/7/2022	H	Majority Committee Report: Ought to Pass with Amendment **#2022-0880h** (NT) **(Vote 15-7; RC)**
3/7/2022	H	Minority Committee Report: Inexpedient to Legislate
3/17/2022	H	Amendment **#2022-0880h**: AA VV 03/17/2022 **HJ 8**
3/20/2022	H	Lay HB1270 on Table (Rep. Somssich): MF VV 03/17/2022 **HJ 8**
3/17/2022	H	**Ought to Pass with Amendment** 2022-0880h: MA DV 173-138 03/17/2022 **HJ 8**
3/22/2022	S	Introduced 03/17/2022 and Referred to Energy and Natural Resources; **SJ 6**
4/20/2022	S	**Hearing:** 04/25/2022, Room 103, SH, 09:10 am; **SC 17**
4/26/2022	S	Committee Report: Ought to Pass, 05/05/2022; Vote 5-0; CC; **SC 18**
5/5/2022	S	**Ought to Pass**: MA, VV; OT3rdg; 05/05/2022; **SJ 11**
5/27/2022	S	Enrolled Adopted, VV, (In recess 05/26/2022); **SJ 13**
5/27/2022	H	Enrolled (in recess of) 05/26/2022 **HJ 14**
6/8/2022	H	Signed by Governor Sununu 06/07/2022; Chapter 137; eff. 08/06/2022

NH House	NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 1270 **Senate Committee:** Energy

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

☒ Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

☒ Bill version as it came to the committee

☒ All Calendar Notices

☒ Hearing Sign-up sheet(s)

___ Prepared testimony, presentations, & other submissions handed in at the public hearing

☒ Hearing Report

___ Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

___ - amendment # _____ ___ - amendment # _____

___ - amendment # _____ ___ - amendment # _____

☒ Executive Session Sheet

☒ Committee Report

Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

___ - amendment # _____ ___ - amendment # _____

___ - amendment # _____ ___ - amendment # _____

Post Floor Action: (if applicable) {Clerk's Office}

___ Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):

___ Enrolled Bill Amendment(s)

___ Governor's Veto Message

All available versions of the bill: {Clerk's Office}

___ as amended by the senate ___ as amended by the house

☒ final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

[signature] 6/24/22

Committee Aide **Date**

Senate Clerk's Office [signature]