

HB 168 - VERSION ADOPTED BY BOTH BODIES

2025 SESSION

25-0144

02/06

HOUSE BILL **168**

AN ACT relative to including municipal public works facilities as eligible capital facilities for the assessment of impact fees.

SPONSORS: Rep. Pauer, Hills. 36; Rep. T. Dolan, Rock. 16; Rep. Lascelles, Hills. 14; Rep. Maggiore, Rock. 23; Rep. Melvin, Rock. 20; Rep. Veilleux, Hills. 34; Sen. Ricciardi, Dist 9; Sen. Watters, Dist 4; Sen. Avard, Dist 12

COMMITTEE: Municipal and County Government

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ANALYSIS

This bill enables municipalities to enact impact fees on developments to help meet the need occasioned by that development for construction or improvement of public works facilities.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Five*

AN ACT                    relative to including municipal public works facilities as eligible capital facilities for the assessment of impact fees.

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

1            1 Innovative Land Use Controls. Amend the introductory paragraph of RSA 674:21, V to read  
2 as follows:

3            V. As used in this section "impact fee" means a fee or assessment imposed upon  
4 development, including subdivision, building construction, or other land use change, in order to help  
5 meet the needs occasioned by that development for the construction or improvement of capital  
6 facilities owned or operated by the municipality, including and limited to water treatment and  
7 distribution facilities; wastewater treatment and disposal facilities; sanitary sewers; storm water,  
8 drainage and flood control facilities; municipal road systems and rights-of-way; municipal office  
9 facilities; public school facilities; **public works facilities**; the municipality's proportional share of  
10 capital facilities of a cooperative or regional school district of which the municipality is a member;  
11 public safety facilities; solid waste collection, transfer, recycling, processing, and disposal facilities;  
12 public library facilities; and public recreational facilities not including public open space. No later  
13 than July 1, 1993, all impact fee ordinances shall be subject to the following:

14            2 Effective Date. This act shall take effect 60 days after its passage.