

SB 30 - AS AMENDED BY THE HOUSE

01/30/2025 0016s
22May2025... 2263h

2025 SESSION

25-0319
08/09

SENATE BILL **30**

AN ACT proclaiming the Virginia opossum the state marsupial of New Hampshire and relative to the penalty for incorrect application of fertilizers.

SPONSORS: Sen. Fenton, Dist 10; Sen. Long, Dist 20; Sen. Watters, Dist 4; Sen. Rochefort, Dist 1; Sen. Reardon, Dist 15; Sen. Ward, Dist 8; Sen. Lang, Dist 2; Sen. Abbas, Dist 22; Sen. Murphy, Dist 16; Sen. Birdsell, Dist 19; Sen. Prentiss, Dist 5; Sen. Altschiller, Dist 24; Sen. Perkins Kwoka, Dist 21; Sen. Innis, Dist 7; Sen. Ricciardi, Dist 9; Rep. M. Pearson, Rock. 34; Rep. C. Harvey, Ches. 6; Rep. Berch, Ches. 6

COMMITTEE: Executive Departments and Administration

AMENDED ANALYSIS

This bill proclaims the Virginia opossum the state marsupial of New Hampshire and renames such opossums within the borders of the state as "New Hampshire opossums."

This bill also establishes graduated penalties for the incorrect application of fertilizer depending on whether it is a first, second, or third offense.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT proclaiming the Virginia opossum the state marsupial of New Hampshire and relative to the penalty for incorrect application of fertilizers.

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

1 1 New Section; State Marsupial. Amend RSA 3 by inserting after section 31 the following new
2 section:

3 3:32 State Marsupial. The Virginia opossum (*Didelphis virginiana*) is hereby designated as the
4 official state marsupial of New Hampshire and such opossums found within our borders shall be
5 known as "New Hampshire opossums."

6 2 New Paragraph; Application of Fertilizer to Urban Turf and Lawn; Penalty. Amend RSA
7 431:4-e by inserting after paragraph VII the following new paragraph:

8 VIII. Notwithstanding RSA 431:18, any person and the corporate agent of such person, who
9 violates this section:

10 (a) Shall receive a written warning for a first offense;

11 (b) Shall be guilty of a violation and shall be subject to a \$250 fine per acre for a second
12 offense; and

13 (c) Shall be guilty of a misdemeanor for a third or subsequent offense.

14 3 Effective Date.

15 I. Section 1 of this act shall take effect 60 days after its passage.

16 II. The remainder of this act shall take effect upon its passage.

**SB 30- FISCAL NOTE
AS AMENDED BY THE HOUSE (AMENDMENT #2025-2263h)**

AN ACT proclaiming the Virginia opossum the state marsupial of New Hampshire and relative to the penalty for incorrect application of fertilizers.

FISCAL IMPACT:

Estimated State Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
Revenue	\$0	\$0	\$0	\$0
<i>Revenue Fund</i>	None			
Expenditures*	Indeterminable			
<i>Funding Source</i>	General Fund			
Appropriations*	\$0	\$0	\$0	\$0
<i>Funding Source</i>	None			

***Expenditure = Cost of bill *Appropriation = Authorized funding to cover cost of bill**

Estimated Political Subdivision Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
County Revenue	\$0	\$0	\$0	\$0
County Expenditures	Indeterminable			
Local Revenue	\$0	\$0	\$0	\$0
Local Expenditures	Indeterminable			

METHODOLOGY:

This bill adds, deletes, or modifies a criminal penalty, or changes statute to which there is a penalty for violation. Therefore, this bill may have an impact on the judicial and correctional systems, which could affect prosecution, incarceration, probation, and parole costs, for the state, as well as county and local governments. A summary of such costs can be found at: https://gencourt.state.nh.us/lba/Budget/Fiscal_Notes/JudicialCorrectionalCosts.pdf

AGENCIES CONTACTED:

Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, New Hampshire Association of Counties, and New Hampshire Municipal Association