

CHAPTER 58
HB 168 - FINAL VERSION

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

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.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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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 58:1 Innovative Land Use Controls. Amend the introductory paragraph of RSA 674:21, V to read as
2 follows:

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

58:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 02, 2025
Effective Date: August 01, 2025