

Rep. Fracht, Graf. 16
Rep. Walker, Straf. 19
January 23, 2026
2026-0240h
04/07

Amendment to HB 1759

1 Amend the bill by replacing section 1 with the following:

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3 1 Disqualification of Member. Amend RSA 673:14, II to read as follows:

4 II. When uncertainty arises as to the application of paragraph I to a board member in
5 particular circumstances, the board shall, upon the request of that member or another member of
6 the board, vote on the question of whether that member should be disqualified. *Where the member
7 seeks clarification as to whether recusal is required, he or she shall clearly state the
8 circumstances causing uncertainty. The remaining members may ask questions and
9 deliberate prior to voting. Where the member or alternate member believes that another
10 member should recuse himself or herself, that member shall clearly state the facts and
11 present evidence upon which such belief is based. The subject member or alternate member
12 shall have an opportunity for rebuttal and to present evidence. The remaining members
13 may ask questions and deliberate prior to voting.* Any such request and vote shall be made
14 prior to or at the commencement of any required public hearing. Such a vote shall be [~~advisory and
15 non-binding~~] **binding**, and may not be requested by persons other than board members, except as
16 provided by local ordinance or by a procedural rule adopted under RSA 676:1.