

Amendment to SB 527

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 Notice to Municipalities. Amend RSA 541-A:39, I-II to read as follows:

4 I. In addition to any other requirements imposed by this chapter, each agency shall ~~give~~  
5 **ensure written** notice **is provided** to and afford all affected municipalities reasonable opportunity  
6 to submit data, views, or comments with respect to the issuance of a permit, license, or any action  
7 within its boundaries that directly affects the municipality. Such actions shall include those which  
8 may have an effect on land use, land development, or transportation; those which would result in the  
9 operation of a business; or those which would have an immediate fiscal impact on the municipality or  
10 require the provision of additional municipal services.

11 II. Each agency shall ~~give notice by first class mail~~ **ensure written notice is provided by**  
12 **first class mail** to the town or city clerk. **Electronic mail may be used to provide written**  
13 **notice unless the town or city clerk notifies the state agency that it objects to electronic**  
14 **mail written notices. Each state agency using electronic mail for written notices shall keep**  
15 **an up-to-date list of electronic mail addresses for each town or city clerk and a list of those**  
16 **towns or cities that object to electronic mail written notices.**

17 2 New Hampshire Rivers Management and Protection Program; State Action; Notification of  
18 Rivers Coordinator; Petition for Review. Amend RSA 483:12-a, I-I-a to read as follows:

19 I. Any state agency considering any action affecting any river or segment designated under  
20 this chapter shall ~~notify~~ **ensure that** the rivers coordinator and the local river management  
21 advisory committee **are notified** prior to taking any such action. Such agency shall forward to the  
22 rivers coordinator and the local river management advisory committee for review and comment  
23 copies of all notices of public hearings, or, where a public hearing is not required, **shall ensure that**  
24 a copy of the application for issuance of a permit, certificate, or license within the designated river or  
25 corridor under RSA 485-C, RSA 485-A, RSA 483-B, RSA 12-E, RSA 270:12, RSA 482, RSA 482-A **is**  
26 **provided**, except notifications for minimum impact activities under RSA 482-A:3, V and XII and for  
27 routine roadway maintenance under RSA 482-A:3, XVI on land used for agricultural purposes, RSA  
28 149-M, RSA 430, or RSA 147-A. If an agency is notified by the rivers coordinator that a proposed  
29 activity would violate a protection measure under RSA 483:9, 483:9-a, 483:9-aa, or 483:9-b, such  
30 agency shall deny the application.

31 I-a. State agencies shall develop, in conjunction with the rivers coordinator and the local  
32 river management advisory committees, the procedure by which the ~~state shall notify the~~

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1 appropriate local river management advisory committee *is notified* when state action is being  
2 considered which affects a designated river.

3 3 Shoreland Water Quality Protection Act; Permit Required; Exemption. Amend RSA 483-B:5-  
4 b, IV-a to read as follows:

5 IV-a. ~~[At the time of the permit application, the]~~ **The** applicant shall provide postal receipts  
6 or copies, verifying that the governing body of the municipality or municipalities in which the  
7 property is located and the local river management advisory committee, if the project is within a  
8 designated river corridor defined in RSA 483:4, XVIII and contains river and river segments  
9 designated in RSA 483:15, and all abutters have been notified of the application by certified mail.  
10 Applicants for the construction of public roads, public utility lines and associated structures and  
11 facilities, and public water access facilities shall only be required to provide postal receipts or copies,  
12 verifying that the governing body of the municipality or municipalities in which the property is  
13 located, and the local river management advisory committee if the project is within a designated  
14 river corridor defined in RSA 483:4, XVIII and contains river and river segments designated in RSA  
15 483:15, have been notified of the application by certified mail.

16 4 Effective Date. This act shall take effect 60 days after its passage.