

HB 171 - AS INTRODUCED

2025 SESSION

25-0149

08/06

HOUSE BILL **171**

AN ACT establishing a moratorium on the issuance of permits for new landfills.

SPONSORS: Rep. N. Germana, Ches. 15; Rep. Potenza, Straf. 19; Rep. Haskins, Rock. 11; Rep. S. King, Coos 4

COMMITTEE: Environment and Agriculture

ANALYSIS

This bill establishes a moratorium on the issuance of permits for new landfills.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 establishing a moratorium on the issuance of permits for new landfills.

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

1 1 New Section; Moratorium; Study by the Department of Environmental Services. Amend RSA
2 149-M by inserting after section 9 the following new section:

3 149-M:9-a Moratorium on Issuance of Permits for New Landfill.

4 I. Notwithstanding RSA 149-M:9, the department shall not issue any permit to construct or
5 operate a new landfill facility in New Hampshire under RSA 149-M:9. The department may accept
6 applications, but shall not evaluate or process any applications, in order that any evaluation of need,
7 benefit, harm, or appropriateness of the site proposed will await the development of new regulations,
8 data, technologies, and policies.

9 II. Nothing in paragraph I shall be construed to prohibit the expansion or modification of
10 any landfill facilities on any site on which, as of December 1, 2022, a Resource Conservation and
11 Recovery Act (RCRA) Subtitle D landfill exists that has been fully permitted in accordance with RSA
12 149-M:9.

13 III. In this section, the term “site” means a single parcel or adjacent parcels, owned in its
14 entirety by a landfill operator or its affiliates as of December 1, 2022, including a site where one or
15 more public utility easements traverse the site; perennial water bodies traversing a footprint shall
16 still be monitored in accordance with or exceeding United States Environmental Protection Agency
17 regulations and guidelines.

18 2 Repeal. RSA 149-M:9-a, relative to a moratorium on the issuance of permits for new landfills
19 in New Hampshire, is repealed.

20 3 Effective Date.

21 I. Section 2 of this act shall take effect July 1, 2030.

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