

HB 291-FN - AS AMENDED BY THE HOUSE

13Feb2025... 0156h

2025 SESSION

25-0650  
05/08

HOUSE BILL            **291-FN**

AN ACT                relative to the penalty for incorrect application of fertilizers.

SPONSORS:            Rep. Layon, Rock. 13; Rep. J. Aron, Sull. 4

COMMITTEE:          Criminal Justice and Public Safety

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AMENDED ANALYSIS

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

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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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 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 Paragraph; Application of Fertilizer to Urban Turf and Lawn; Penalty. Amend RSA  
2 431:4-e by inserting after paragraph VII the following new paragraph:

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

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

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

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

9           2 Effective Date. This act shall take effect upon its passage.

**HB 291-FN- FISCAL NOTE  
AS AMENDED BY THE HOUSE (AMENDMENT #2025-0156h)**

AN ACT relative to the penalty for incorrect application of fertilizers.

**FISCAL IMPACT:**

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

\*Expenditure = Cost of bill

\*Appropriation = Authorized funding to cover cost of bill

<b>Estimated Political Subdivision Impact</b>				
	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>County Revenue</b>	\$0	\$0	\$0	\$0
<b>County Expenditures</b>	Indeterminable			
<b>Local Revenue</b>	\$0	\$0	\$0	\$0
<b>Local Expenditures</b>	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](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