

HB 1411-FN - AS AMENDED BY THE HOUSE

10Mar2022... 0194h

2022 SESSION

22-2743

08/04

HOUSE BILL

1411-FN

AN ACT relative to transparency of federal agency operations within New Hampshire.

SPONSORS: Rep. Foster, Hills. 5; Rep. Torosian, Rock. 14; Rep. Theberge, Coos 3; Rep. Berezny, Graf. 9; Rep. Burt, Hills. 39; Rep. Sylvia, Belk. 6; Rep. Blasek, Hills. 21; Rep. Greeson, Graf. 16; Rep. Acton, Rock. 10

COMMITTEE: State-Federal Relations and Veterans Affairs

ANALYSIS

This bill requires the attorney general to request information from federal agencies operating in New Hampshire and to compile and display such information on a website.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to transparency of federal agency operations within New Hampshire.

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

1 1 New Subdivision; Attorney General; Federal Agency Reports. Amend RSA 7 by inserting after
2 section 48 the following new subdivision:

3 Attorney General; Federal Agency Reports

4 7:49 Federal Agency Reports.

5 I. The attorney general shall request that any federal government agency employing full-
6 time law enforcement officers voluntarily notify the attorney general of the presence of permanent or
7 temporarily facilities and newly assigned officers or agents prior to the agency engaging in any law
8 enforcement investigatory or surveillance activity in New Hampshire.

9 II. Federal agents and military personnel traveling through the state without engaging in
10 any of these activities as well as federal air marshals on duty entering and leaving airports in the
11 state, and federal marshals or federal Bureau of Prisons personnel transporting federal prisoners
12 through the state to drop-off destinations in other states, shall be exempt from paragraph I.

13 III. The attorney general shall request each federal government agency authorized to
14 employ law enforcement officers with operational authority within the state of New Hampshire
15 voluntarily verify and update all of the applicable listed key metrics with the attorney general on the
16 5th day of each month:

17 (a) Total number of agency facilities in the state.

18 (b) Total number of permanent staff positions assigned to New Hampshire with
19 indicated number of increases or decreases occurring in the previous month.

20 (c) Total number of temporary staff assigned to New Hampshire with indicated number
21 of increases or decreases occurring in the last month.

22 (d) Total number of completed federal surveillance operations on New Hampshire
23 residence year to date, updated monthly.

24 (e) Total number of completed federal investigations into New Hampshire residents year
25 to date, updated monthly.

26 (f) Total number of federal warrants served on New Hampshire residents year to date,
27 updated monthly.

28 (g) Total number of federal no-knock warrants served on New Hampshire residents year
29 to date, updated monthly.

30 (h) Total number of federal arrests of New Hampshire residents year to date, updated
31 monthly.

HB 1411-FN - AS AMENDED BY THE HOUSE

- Page 2 -

1 (i) Total number of federal foreign refugee relocations in New Hampshire year to date,
2 updated monthly.

3 IV. The attorney general shall compile this data by agency, and create and
4 maintain a public Internet webpage with a searchable database containing these key metrics and
5 links to the public homepage of all federal agencies authorized to conduct law enforcement,
6 investigatory, or surveillance activity in New Hampshire.

7 V. Agencies not present in the state shall be referred to as “no presence” and those not
8 voluntarily submitting information shall be shown as “no information released.”

9 VI. A link to this federal agency presence and activities page shall be placed
10 on the citizens' services page of the department of justice website and under the federal government
11 section of the government resources in New Hampshire page to provide easy access for the public.

12 2 Effective Date. This act shall take effect January 1, 2023.

HB 1411-FN- FISCAL NOTE
AS AMENDED BY THE HOUSE (AMENDMENT #2022-0194h)

AN ACT relative to transparency of federal agency operations within New Hampshire.

FISCAL IMPACT: ☒ State ☐ County ☐ Local ☐ None

STATE:	Estimated Increase / (Decrease)			
	FY 2022	FY 2023	FY 2024	FY 2025
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase
Funding Source:	☒ General	☐ Education	☐ Highway	☐ Other

METHODOLOGY:

This bill requires the attorney general to request information from federal agencies operating in New Hampshire and to compile and display such information on a website.

The Department of Justice indicates the federal agencies would be asked for their voluntary participation in providing certain information on a monthly basis. The attorney general would be required to compile any information received and post it on a public Internet web page with a searchable database. This bill, if enacted, could require additional resources at the Department, depending on the number of participants among relevant federal agencies and extent of their voluntary participation. Additional tasks for the Department would include compiling any information received and posting that information on a searchable database. The Department states it is uncertain what additional resources would be needed related to this bill and therefore, the overall fiscal impact is indeterminable.

AGENCIES CONTACTED:

Department of Justice