HB 176 - AS INTRODUCED

2023 SESSION

23-0677
08/10

HOUSE BILL ***176***

AN ACT relative to rules of the site evaluation committee.

SPONSORS: Rep. Harrington, Straf. 18

COMMITTEE: Science, Technology and Energy

ANALYSIS

This bill requires the site evaluation committee to amend certain adopted rules.

- -

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 176 - AS INTRODUCED

23-0677
08/10

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to rules of the site evaluation committee.

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

1 New Paragraph; Site Evaluation Committee; Rules. Amend RSA 162-H:10 by inserting after paragraph VII the following new paragraph:

VIII. No later than 60 days after the effective date of this paragraph, the committee shall initiate a proceeding to amend adopted rules Site 100 through Site 300 to ensure that no authority is assumed to the committee that is not specifically authorized by RSA 162-H.

2 Site Evaluation Committee; Rules. In order to amend the rules pursuant to section 1 of this act, the committee shall include, but not be limited to, the following:

(a) Site rule 301.11(b) exceeds the authority of the committee by requiring the committee to conduct an adjudicative hearing prior to exempting an applicant from the approval and certificate provisions of RSA 162-H.

(b) Site 301.05, requires applications for proposed energy facilities to include a visual impact assessment. Such assessment is required for wind energy systems only under RSA 162-H:10-a, II(1). There is no such requirement in RSA 162-H:7 which applies to energy facilities in general.

(c) Site 301.08(c)(1) and (3) require all energy facilities to have a sound assessment and fire protection plan which are required only for wind energy facilities under RSA 162-H:10-a and high pressure gas pipelines under RSA 162-H:10-b.

(d) Site 301.08(c)(4) requires all energy facilities to have an emergency response plan. There is no such requirement in RSA 162-H.

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