

Amendment to SB 174

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

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3 1 New Subdivision; Prohibiting Differentiation Based on the Number of Bedrooms. Amend RSA  
4 674 by inserting after section 76 the following new subdivision:

5 Prohibiting Differentiation Based on the Number of Bedrooms

6 674:77 Definitions. In this subdivision:

7 I. "Residential development" means any housing project that includes one or more dwelling  
8 units, regardless of whether they are intended for rent or purchase.

9 II. "Bedroom" means a furnished room with a bed intended primarily for sleeping purposes,  
10 unless otherwise specified by local regulations.

11 674:78 Prohibition on Differentiation Based on Number of Bedrooms. If a residential  
12 development proposal makes adequate provision for water supply and sewage disposal in accordance  
13 with RSA 485-A and if applicable, the planning board's site plan review regulations or subdivision  
14 regulations, planning boards may not use the number of bedrooms as cause or criteria to reject the  
15 application. Nothing in this section shall be construed to affect the department of environmental  
16 services regulations for individual sewage disposal systems. Nothing in this section shall prevent  
17 the authority having jurisdiction or building inspector from taking the number of bedrooms into  
18 account when determining whether a residential development has adequate water and sewage  
19 disposal capacity in conformance with RSA 485-A prior to issuance of a building permit or occupancy  
20 permit in accordance with 676:13, I.

21 2 Effective Date. This act shall take effect 60 days after its passage.