

Amendment to HB 1027

1 Amend the bill by replacing sections 1 and 2 with the following:

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3 1 Towns, Cities, Village Districts, And Unincorporated Places; Conservation Commissions;  
4 Optional Powers. Amend RSA 36-A:4-a, I(b) to read as follows:

5 (b) Expend funds for contributions to "qualified organizations," as defined in section  
6 170(h)(3) of the Internal Revenue Code of 1986, for the purchase of property interests or facilitating  
7 transactions relative thereto to be held by the qualified organization, when such purchase carries out  
8 the purposes of this chapter, ***subject to the approval of the local governing body following a***  
9 ***properly noticed public hearing in accordance with RSA 675:7.*** Because such contributions  
10 further the protection of the state's natural resources, they are hereby declared to be a public  
11 purpose.

12 2 Towns, Cities, Village Districts, And Unincorporated Places; Conservation Commissions;  
13 Appropriations Authorized. Amend RSA 36-A:5, I and II to read as follows:

14 I. A town or city, having established a conservation commission as authorized by RSA 36-  
15 A:2, may appropriate money as deemed necessary for the purpose of this chapter, ***subject to the***  
16 ***approval of the local governing body for purchase of any interest in real property as may be***  
17 ***required pursuant to RSA 36-A:4.*** The whole or any part of money so appropriated in any year  
18 and any gifts of money received pursuant to RSA 36-A:4 may be placed in a conservation fund and  
19 allowed to accumulate from year to year. Money may be expended from said fund by the  
20 conservation commission for the purposes of this chapter without further approval of the town  
21 meeting.

22 II. The town treasurer, pursuant to RSA 41:29, shall have custody of all moneys in the  
23 conservation fund and shall pay out the same only upon order of the conservation commission,  
24 ***subject to the approval of the local governing body for purchase of any interest in real***  
25 ***property as may be required pursuant to RSA 36-A:4.*** The disbursement of conservation funds  
26 shall be authorized by a majority of the conservation commission. Prior to the use of such funds for  
27 the purchase of any interest in real property or for a contribution to a qualified organization for the  
28 purchase of property interests under RSA 36-A:4-a, I(b), the conservation commission shall hold a  
29 public hearing with notice in accordance with RSA 675:7.