

Floor Amendment to SB 527

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

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3 1 Notice to Municipalities. Amend RSA 541-A:39, I-II to read as follows:

4 I. In addition to any other requirements imposed by this chapter, each agency shall ~~[give]~~
5 **ensure written** notice **is provided** to and afford all affected municipalities reasonable opportunity
6 to submit data, views, or comments with respect to the issuance of a permit, license, or any action
7 within its boundaries that directly affects the municipality. Such actions shall include those which
8 may have an effect on land use, land development, or transportation; those which would result in the
9 operation of a business; or those which would have an immediate fiscal impact on the municipality or
10 require the provision of additional municipal services.

11 II. Each agency shall ~~[give notice by first class mail]~~ **ensure written notice is provided** to
12 the town or city clerk. **Written notice may be provided by electronic mail unless the town or**
13 **city clerk notifies the state agency that it objects to notice by electronic mail. If the town or**
14 **city clerk objects to written notice being provided by electronic mail, then written notice**
15 **shall be provided by first class mail. Each state agency using electronic mail for written**
16 **notice shall keep an up-to-date list of electronic mail addresses for each town or city clerk**
17 **and a list of those towns or cities that object to electronic mail written notice.**

18 2 New Hampshire Rivers Management and Protection Program; State Action; Notification of
19 Rivers Coordinator; Petition for Review. Amend RSA 483:12-a, I-I-a to read as follows:

20 I. Any state agency considering any action affecting any river or segment designated under
21 this chapter shall ~~[notify]~~ **ensure that** the rivers coordinator and the local river management
22 advisory committee **are notified** prior to taking any such action. Such agency shall forward to the
23 rivers coordinator and the local river management advisory committee for review and comment
24 copies of all notices of public hearings, or, where a public hearing is not required, **shall ensure that**
25 a copy of the application for issuance of a permit, certificate, or license within the designated river or
26 corridor under RSA 485-C, RSA 485-A, RSA 483-B, RSA 12-E, RSA 270:12, RSA 482, RSA 482-A **is**
27 **provided**, except notifications for minimum impact activities under RSA 482-A:3, V and XII and for
28 routine roadway maintenance under RSA 482-A:3, XVI on land used for agricultural purposes, RSA
29 149-M, RSA 430, or RSA 147-A. If an agency is notified by the rivers coordinator that a proposed
30 activity would violate a protection measure under RSA 483:9, 483:9-a, 483:9-aa, or 483:9-b, such
31 agency shall deny the application.

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1 I-a. State agencies shall develop, in conjunction with the rivers coordinator and the local
2 river management advisory committees, the procedure by which the ~~[state shall notify the]~~
3 appropriate local river management advisory committee **is notified** when state action is being
4 considered which affects a designated river.

5 3 Shoreland Water Quality Protection Act; Permit Required; Exemption. Amend RSA 483-B:5-
6 b, IV-a to read as follows:

7 IV-a. ~~[At the time of the permit application, the]~~ **The** applicant shall provide postal receipts
8 or copies, verifying that the governing body of the municipality or municipalities in which the
9 property is located and the local river management advisory committee, if the project is within a
10 designated river corridor defined in RSA 483:4, XVIII and contains river and river segments
11 designated in RSA 483:15, and all abutters have been notified of the application by certified mail.
12 Applicants for the construction of public roads, public utility lines and associated structures and
13 facilities, and public water access facilities shall only be required to provide postal receipts or copies,
14 verifying that the governing body of the municipality or municipalities in which the property is
15 located, and the local river management advisory committee if the project is within a designated
16 river corridor defined in RSA 483:4, XVIII and contains river and river segments designated in RSA
17 483:15, have been notified of the application by certified mail.

18 4 Effective Date. This act shall take effect 60 days after its passage.