

HB 1120 - AS INTRODUCED

2026 SESSION

26-2583

06/08

HOUSE BILL ***1120***

AN ACT allowing subdivision regulations concerning water supply.

SPONSORS: Rep. McGhee, Hills. 35; Rep. B. Boyd, Hills. 12; Rep. N. Murphy, Hills. 12; Rep. K. Murray, Rock. 22; Rep. Rung, Hills. 12; Rep. Perez, Rock. 16

COMMITTEE: Housing

ANALYSIS

This bill allows the adoption of subdivision regulations that require water supply studies, determination of adequate water quantity for reasonably anticipated future water uses, and minimum on-lot private well testing requirements for subdivisions of 4 or more units. This bill also clarifies the applicant's duty to pay associated costs.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struck through]~~.
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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-Six

AN ACT allowing subdivision regulations concerning water supply.

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

1 1 New Subparagraphs; Planning and Zoning; Subdivision Regulations; Water Supply. Amend
2 RSA 674:36, II by inserting after subparagraph (o) the following new subparagraphs:

3 (p) Local planning boards may request a water supply study in accordance with local
4 regulations to ensure water adequacy in subdivisions of 4 or more units. Water studies for new
5 subdivisions are discretionary and fall under the jurisdiction of local planning boards. This provision
6 shall not apply to community water systems or large groundwater withdrawals regulated under RSA
7 485 and RSA 485-C.

8 (q) Include provisions to ensure there is an adequate water quantity to support existing,
9 proposed, and reasonably anticipated future land and associated water uses, and to ensure the
10 protection of water-dependent natural resources. Such provisions shall be established and
11 administered in accordance with plans developed and approved under RSA 674:2. This provision
12 shall not apply to community water systems or large groundwater withdrawals regulated under RSA
13 485 and RSA 485-C.

14 (r) Prescribe minimum on-lot private well testing requirements to ensure an adequate
15 water supply. This provision shall not apply to community water systems or large groundwater
16 withdrawals regulated under RSA 485 and RSA 485-C.

17 2 New Paragraph; Planning and Zoning; Subdivision Regulations; Costs. Amend RSA 674:36 by
18 inserting after paragraph VI the following new paragraph:

19 VII. The planning board may, as part of its subdivision regulations, require an applicant to
20 pay for notifying abutters and may assess reasonable costs for local administrative or investigative
21 expenses deemed necessary for more complex applications.

22 3 Effective Date. This act shall take effect 60 days after its passage.