

HB 186 - AS INTRODUCED

2017 SESSION

17-0443
06/04

HOUSE BILL 186

AN ACT relative to immunity from civil liability for sports officials.

SPONSORS: Rep. L'Heureux, Hills. 21; Rep. Barry, Hills. 21

COMMITTEE: Judiciary

ANALYSIS

This bill limits the liability of a person acting as a sports official at certain athletic events.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.
17-0443
06/04

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT relative to immunity from civil liability for sports officials.

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

1 New Section; Sports Officials; Liability Limited. Amend RSA 508 by inserting after section 17-a the following new section:

508:17-b Sports Officials; Liability Limited.

I. In this section, "sports official" means an individual who officiates any sporting event as a volunteer, or who receives compensation, or obtains reimbursement for expenses actually incurred for rendering such services. A sports official shall possess proper certification from a duly constituted organized sports association for the specific sport being officiated, or a validation of competence from a local youth association for the rules, procedures, practices, and programs for the specific athletic activity being officiated.

II. Any person who acts as a sports official at an athletic event, scrimmage, or activity sponsored by a nonprofit organization, governmental entity, or an enterprise operating for profit shall be immune from civil liability in any action brought on the basis of any act or omission resulting in damage or injury to another person if:

- (a) The sponsoring authority has a record indicating the official was properly scheduled to officiate the specific sports game, scrimmage, or event; and
- (b) The sports official was acting in good faith and within the scope of official functions and duties during the specific sports game, scrimmage, or event.

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

RSA 72:23-1.

II. Directors and officers shall not be liable for damages for bodily injury, personal injury, or property damage if the claim for such damages arises from an act committed in good faith and without willful or wanton negligence in the course of an activity carried on to accomplish the charitable purposes of the organization or society.

Source. 1986, 227:5. 1995, 290:1, eff. Jan. 1, 1996.

Section 508:17

508:17 Volunteers; Nonprofit Organizations; Liability Limited. –

I. Any person who is a volunteer of a nonprofit organization or government entity shall be immune from civil liability in any action brought on the basis of any act or omission resulting in damage or injury to any person if:

(a) The nonprofit organization or government entity has a record indicating that the person claiming to be a volunteer is a volunteer for such organization or entity; and

(b) The volunteer was acting in good faith and within the scope of his official functions and duties with the organization; and

(c) The damage or injury was not caused by willful, wanton, or grossly negligent misconduct by the volunteer.

I-a. [Repealed.]

II. Liability of a nonprofit organization for damage or injury sustained by any one person in actions brought against the organization alleging negligence on the part of an organization volunteer is limited to \$250,000. Such limit applies in the aggregate to any and all actions to recover for damage or injury sustained by one person in a single incident or occurrence. Liability of a nonprofit organization for damage or injury sustained by any number of persons in a single incident or occurrence involving negligence on the part of an organization volunteer is limited to \$1,000,000.

III. Nothing in this section shall be construed to affect any civil action brought by any nonprofit organization against any volunteer of such organization.

IV. Volunteer activity related to transportation or to care of the organization's premises shall be excepted from the provisions of paragraph I of this section.

V. In this section:

(a) "Damage or injury" includes physical, nonphysical, economic and noneconomic damage and property damage.

(b) "Nonprofit organization" shall include, but not be limited to, a not for profit organization, corporation, community chest, fund or foundation organized and operated exclusively for religious, cultural, charitable, scientific, recreational, literary, agricultural, or educational purposes, or to foster amateur competition in a sport formally recognized by the National Collegiate Athletic Association, and an organization exempt from taxation under section 501(c) of the Internal Revenue Code of 1986 organized or incorporated in this state or having a principal place of business in this state.

(c) "Volunteer" means an individual performing services for a nonprofit organization or government entity who does not receive compensation, other than reimbursement for expenses actually incurred for such services. In the case of volunteer athletic coaches or sports officials, such volunteers shall possess proper certification or validation of competence in the rules, procedures, practices, and programs of the athletic activity.

Source. 1988, 280:1. 1990, 116:1-3. 1998, 255:1, 2, eff. Jan. 1, 1999.

Section 508:17-a

508:17-a Agents Assisting Certain State Departments; Liability Limited. –

I. Any person who acts as an agent to the department of health and human services or the department of safety by providing assistance in response to a specific public health or public safety incident shall be protected from claims and civil actions arising from acts committed within the scope of his or her official duty as an agent to such departments to the same extent as state officers, trustees, officials, employees, and members of the general

court under RSA 99-D, provided that:

- (a) The commissioner of the department of health and human services or the commissioner of the department of safety has declared in writing to the governor that a public health or public safety incident exists;
- (b) The department of health and human services or the department of safety has designated the person to act as its agent to assist in responding to the public health or public safety incident;
- (c) The agent was acting in good faith and within the scope of his or her official functions and duties as an agent to the department of health and human services or the department of safety; and
- (d) The damage or injury was not caused by willful, wanton, or grossly negligent misconduct by the agent.

II. In this section:

(a) "Agent" means any person who acts as an agent to the department of health and human services or the department of safety by providing assistance in response to a specific public health or public safety incident and the person does not receive compensation from either department, other than possible reimbursement for expenses actually incurred for such services, but who may be receiving compensation from his or her employer or from any other source.

(b) "Damage or injury" includes physical, nonphysical, economic and noneconomic damage, and property damage.

(c) "Public health or public safety incident" means a specific incident that the commissioner of the department of health and human services or the commissioner of the department of safety has declared in writing poses a threat to the health and safety of the public and demands a response that will require the assistance of agents from outside the state system, but which does not rise to the level that would necessitate the declaration of a state of emergency by the governor under RSA 4:45.

II-a. For purposes of immunity and exemption, any declared public health or public safety incident shall be considered an emergency management function under RSA 21-P:41, I-II.

III. Notwithstanding any other provision of law, no person shall be considered an agent of the department of health and human services or the department of safety for the purposes of this section unless the commissioner of one of those 2 departments has declared in writing to the governor that a public health or public safety incident exists and the appropriate department acknowledges in writing the person's status as an agent. Such written acknowledgment shall identify the person, indicate the department of the state for which the person will be acting as an agent, indicate the duration for which the person will be acting as an agent, indicate the functions that the person will be performing for the appropriate department, and specifically indicate that the provisions of this section apply to the person's status as an agent to the appropriate department.

IV. Any licensed health care provider who acts as an agent to the department of health and human services by providing health care or services in response to a public health incident shall work under the oversight of a department physician.

V. No disciplinary action shall be taken by a licensing board against a licensed health care provider who acted as an agent or a volunteer to the department of health and human services or the department of safety. This paragraph shall apply only to a health care provider who was designated by either the department of health and human services or the department of safety to act as an agent in accordance with paragraph III and who acted in good faith within the scope of his or her official functions and duties as an agent, and who did not engage in willful, wanton, or grossly negligent conduct in the course of carrying out his or her official functions and duties.

Source. 2005, 191:5. 2008, 336:5, eff. July 7, 2008.

Section 508:18

508:18 Liability Limited; Health Care Facilities and Personnel. –

I. No health care facility licensed under RSA 151, licensed physician, registered nurse, certified physician's assistant or qualified medical technician or medical technologist ordered by a law enforcement officer to perform a test, medical examination or procedure on a person in the custody of such officer, shall be held liable for any damage arising out of the performance of such test, examination, or procedure, if the test, examination, or procedure is performed with ordinary care. Nothing in this section shall be construed to legalize an otherwise illegal test, examination or procedure insofar as the law enforcement agency and any employee thereof is concerned.

HB 326 - AS INTRODUCED

2017 SESSION

17-0567
05/09

HOUSE BILL 326

AN ACT regarding immunity under the child abuse reporting law.

SPONSORS: Rep. Burt, Hills. 39; Rep. Seidel, Hills. 28; Rep. K. Rice, Hills. 37

COMMITTEE: Children and Family Law

ANALYSIS

This bill removes criminal immunity for persons participating in good faith in a report of child abuse under RSA 169-C. The bill also extends civil immunity to court-appointed special advocates acting within their authority as court-appointed special advocates under RSA 169-C.

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.

17-0567
05/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT regarding immunity under the child abuse reporting law.

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

1 Child Protection Act; Reporting Law; Immunity from Liability. Amend RSA 169-C:31 to read as follows:
169-C:31 Immunity From Liability.

*I. Anyone participating in good faith in the making of a report pursuant to this chapter is immune from any **civil** liability~~[-civil or criminal,]~~ that might otherwise be incurred or imposed. Any such participant has the same immunity with respect to participation in any investigation by the department or judicial proceeding resulting from such report.*

II. A court-appointed special advocate, (CASA), appointed pursuant to RSA 169-C:10, I, is immune from any civil liability that might otherwise be incurred or imposed, directly or indirectly arising out of, or in connection with, an act or omission within the CASA's activities and authority as a court-appointed special advocate.

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

HB 347-FN-A-LOCAL - AS INTRODUCED

2017 SESSION

17-0055
06/01

HOUSE BILL ~~347-FN-A-LOCAL~~

AN ACT making an appropriation for rural bus service.

SPONSORS: Rep. Cloutier, Sull. 10; Rep. Gagnon, Sull. 5; Rep. Theberge, Coos 3; Rep. Gauthier, Sull. 3; Rep. Laware, Sull. 8; Rep. Irwin, Sull. 6; Rep. Grenier, Sull. 7; Sen. Hennessey, Dist 5; Sen. Woodburn, Dist 1

COMMITTEE: Public Works and Highways

ANALYSIS

This bill makes an appropriation to the department of transportation to be distributed to rural counties for rural bus service.

Explanation: Matter added to current law appears in **bold italics**.
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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.
17-0055
06/01

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT making an appropriation for rural bus service.

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

1 Appropriation. ~~The sum of \$100,000 for the fiscal year ending June 30, 2018, and the sum of \$100,000 for the fiscal year ending June 30, 2019 are hereby appropriated to the department of transportation to be distributed to counties with populations under 100,000 for rural bus service.~~ These appropriations are in addition to any other funds appropriated to the department of transportation. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

2 Effective Date. This act shall take effect July 1, 2017.

LBAO
17-0055
1/4/17

HB 347-FN-A-LOCAL- FISCAL NOTE
AS INTRODUCED

AN ACT making an appropriation for rural bus service.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2018	FY 2019	FY 2020	FY 2021
Appropriation	\$100,000	\$100,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$100,000	\$100,000	\$0	\$0
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

COUNTY:				
Revenue	\$100,000	\$100,000	\$0	\$0
Expenditures	\$0	\$0	\$0	\$0

METHODOLOGY:

This bill makes a general fund appropriation of \$100,000 in each FY 2018 and FY 2019 to the Department of Transportation to be distributed to counties, with populations less than 100,000, for rural bus services.

AGENCIES CONTACTED:

Department of Transportation

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HB 399 - AS INTRODUCED

2017 SESSION

17-0728
05/04

HOUSE BILL

399

AN ACT relative to pesticide use and notification in places where children play.

SPONSORS: Rep. McConnell, Ches. 12; Rep. Suzanne Smith, Graf. 8; Rep. O'Day, Ches. 11; Rep. Oxenham, Sull. 1; Rep. Fraser, Belk. 1; Rep. Elliott, Rock. 8; Rep. MacKenzie, Hills. 17; Rep. W. Pearson, Ches. 16; Sen. Feltes, Dist 15

COMMITTEE: Environment and Agriculture

ANALYSIS

This bill restricts the use of pesticides in places where children play to situations in which alternative methods have been exhausted and the pesticide application is deemed necessary based on an imminent threat to public health. The bill also establishes notice requirements regarding any emergency pesticide application.

Explanation: Matter added to current law appears in ***bold italics***.
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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 Seventeen

AN ACT relative to pesticide use and notification in places where children play.

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

1 1 New Subdivision; Pesticide Notification and Use Where Children Learn and Play. Amend
2 RSA 430 by inserting after section 57 the following new subdivision:

3 Pesticide Notification and Use Where Children Learn and Play

4 430:58 Definitions. In this subdivision:

5 I. "Lawn care pesticide" means a pesticide registered by the United States Environmental
6 Protection Agency and labeled pursuant to the Federal Insecticide Fungicide and Rodenticide Act
7 for use in lawn, garden, and ornamental sites. Lawn care pesticide shall not include:

8 (a) A microbial pesticide or biochemical pesticide that is registered with the
9 United States Environmental Protection Agency;

10 (b) A horticultural soap or oil that is registered with the United States Environmental
11 Protection Agency and does not contain any synthetic pesticide or synergist;

12 (c) A pesticide classified by the United States Environmental Protection Agency as an
13 exempt material pursuant to 40 C.F.R. 152.25, as amended; or

14 (d) A pesticide including no active ingredients other than those published in the
15 National List at 7 C.F.R. 205.601, as amended.

16 II. "Imminent threat to public health" means an unpredictable outbreak of a poisonous,
17 stinging, or biting insect, or poisonous or stinging plant that threatens public health.

18 III. "Emergency pesticide application" means a situation where reasonable alternative
19 methods to lawn care pesticide use have been exhausted, and an application of a lawn care pesticide
20 is necessary based on an imminent threat to public health.

21 IV. "Community playground" means an outdoor area provided for children to play on, such
22 as any outdoor area that contains any swing set, slide, climbing structure, playset, or device or
23 object upon which children play, which is owned or controlled by the state of New Hampshire or any
24 county, city, or town in the state.

25 V. "Community athletic field" means an expanse of open or cleared ground, maintained for
26 the purpose of organized outdoor sports, and which is owned or controlled by the state of
27 New Hampshire or any county, city, or town in the state.

28 VI. "Organized outdoor sports" means activities including, but not limited to football,
29 baseball, and soccer, which are governed by a set of rules and are organized by a school district or
30 nonprofit, including, but not limited to Pop Warner and Little League.

31 VII. "Child day care agency" means any person, corporation, partnership, voluntary

HB 399 - AS INTRODUCED

- Page 2 -

1 association, or other organization, either established for profit or otherwise, which regularly
2 receives for child day care one or more children, unrelated to the operator or staff of the agency, and
3 shall include all types of child day care agencies defined in RSA 170-E:2.

4 VIII. "School" means any institution for educating children, including private and public
5 schools, and chartered public schools, operating within the state of New Hampshire.

6 430:59 Emergency Pesticide Application; Notice Required.

7 I. No individual shall apply a lawn care pesticide to the grounds of any school, child day
8 care agency, community playground, or community athletic field, except in the case of an
9 emergency pesticide application, which is to be determined by county, city, or town board of health,
10 or for a municipality not having a board of health, the governing body of the municipality shall
11 select a designated health official.

12 II. All emergency pesticide applications are to be conducted by a commercial applicator as
13 defined in RSA 430:29, or if not practicable, a certified applicator as defined in 40 C.F.R. 171.2(a)(8).

14 III. For a school or child day care agency, prior to an emergency pesticide application, at
15 least 24 hours public notice shall be provided to staff and parents through reasonable means,
16 including but not limited to, a written letter, email, or phone call, except that if such notice is not
17 practicable, notification shall be given within 24 hours after an emergency pesticide application.
18 Such notice shall include:

- 19 (a) The name of the active ingredient of the pesticide being applied.
20 (b) The brand name of the product and copy of the product label.
21 (c) The target pest.
22 (d) The location of the application.
23 (e) The date of application.

24 IV. For a community playground, prior to an emergency pesticide application, at least 24
25 hours public notice shall be provided to residents through reasonable means, including but not
26 limited to the Internet website of the local government, except that if such notice is not practicable,
27 notification shall be given within 24 hours after an emergency pesticide application. A copy of each
28 notice of an emergency pesticide application shall be maintained by the local government for a
29 period of 5 years. Such notice shall include:

- 30 (a) The name of the active ingredient of the pesticide being applied.
31 (b) The brand name of the product and copy of the product label.
32 (c) The target pest.
33 (d) The location of the application.
34 (e) The date of application.

35 V. For a community athletic field, prior to an emergency pesticide application, at least 24
36 hours public notice shall be provided to all coaches with teams scheduled to play on said athletic
37 field anytime within the next 7 days, through reasonable means, including but not limited to the
38 Internet website of the local government, except that if such notice is not practicable, notification

HB 399 - AS INTRODUCED

- Page 3 -

1 shall be given within 24 hours after an emergency pesticide application. All coaches shall notify the
2 parents of all team members of the emergency pesticide application. A copy of each notice of an
3 emergency pesticide application shall be maintained by the local government for a period of 5 years.

4 Such notice shall include:

5 (a) The name of the active ingredient of the pesticide being applied.

6 (b) The brand name of the product and copy of the product label.

7 (c) The target pest.

8 (d) The location of the application.

9 (e) The date of application.

10 2 Effective Date. This act shall take effect 6 months after its passage.

HB 582-FN-A - AS INTRODUCED

2017 SESSION

17-0566
08/09

HOUSE BILL 582-FN-A

AN ACT relative to public bathing facilities.

SPONSORS: Rep. Suzanne Smith, Graf. 8

COMMITTEE: Resources, Recreation and Development

ANALYSIS

This bill:

- I. Requires the department of environmental service to make rules regarding inspection, licensing, and fees for public bathing facilities.
- II. Establishes fees for applying for a public bathing facility license.
- III. Establishes the public bathing facility program fund.
- IV. Was requested by the department of environmental services.

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.

17-0566
08/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT relative to public bathing facilities.

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

1 Rulemaking; Public Bathing Facilities RSA 485-A:6, X is repealed and reenacted to read as follows:

X. Public bathing places regulated under RSA 485-A:26, including:

- (a) Standards for the design, construction, operation, and maintenance of such facilities to protect persons using the facilities, as required by RSA 485-A:26, I.
- (b) A schedule of fees to recover the costs of the inspections and sampling authorized by RSA 485-A:26, II.
- (c) Procedures for obtaining the annual license to operate required by RSA 485-A:26, IV.

2 Public Bathing Facilities; Fees. Amend RSA 485-A:26 to read as follows:

485-A:26 Swimming Pools and Bathing Places; **Public Bathing Facility Program Fund**.

I. No person shall install, operate or maintain an artificial swimming pool or bathing place open to and used by the public [~~or as a part of a business venture~~], unless the construction, design and physical specifications of such pool or bathing place shall have received prior approval by the department. A **nonrefundable application** fee of [~~\$100~~]

\$400, plus \$25 per 100 square feet of area over 400 square feet shall be paid to the department upon submission of such plans for review. Fees collected under this paragraph shall be deposited with the state treasurer [~~as unrestricted revenue~~] **into the public bathing facility program fund**. The commissioner shall adopt rules relative to safety standards to protect persons using said facilities. Nothing in this section shall be deemed to affect the powers of local health officers or the department of health and human services, with respect to nuisances.

II. The department may take samples of the water of any such facility for analysis to determine compliance with water quality requirements. The costs of such sampling and analysis shall be paid by the owner or operator of such facility. The costs recovered for such sampling shall be deposited in the [~~general fund as unrestricted revenue~~] **public bathing facility program fund**. The costs recovered for analysis shall be consistent with the fee structure established in RSA 131:3-a and deposited as provided in RSA 131:3-a. Any municipality which establishes a program of sampling and analysis which is equivalent to the department's program shall not be subject to additional sampling and analysis by the department.

III. **No person shall operate or maintain a public bathing facility without a license issued by the department. Such license shall be conditioned upon the maintenance of clean, healthful, and sanitary conditions, as determined and approved by the department. Such license shall be valid within the calendar year for which it is issued and subject to suspension or revocation at any time for cause. The fee for such license shall be \$225 per pool with a maximum of \$1,250 per facility and shall be deposited with the state treasurer in the public bathing facility program fund.**

IV. **There is established in the office of the state treasurer a public bathing facility program fund which shall be kept distinct and separate from all other funds. Such fund shall be the depository of all fees collected under this section. All moneys in such fund shall be nonlapsing and continually appropriated to the department for the purposes of inspecting and taking samples from public bathing facilities as required under paragraph II.**

3 New Subparagraph; Public Bathing Facility Program Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (333) the following new subparagraph:

(334) Money deposited in the public bathing facility program fund established in RSA 485-A:26, IV.

4 Effective Date. This act shall take effect July 1, 2017.

LBAO
17-0566
1/19/17

**HB 582-FN-A- FISCAL NOTE
AS INTRODUCED**

AN ACT relative to public bathing facilities.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2018	FY 2019	FY 2020	FY 2021
Appropriation	\$0	\$0	\$0	\$0
Revenue	Indeterminable	Indeterminable	Indeterminable	Indeterminable
Expenditures	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input checked="" type="checkbox"/> Other

LOCAL:

Revenue	\$0	\$0	\$0	\$0
Expenditures	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase

METHODOLOGY:

This bill establishes the nonlapsing and continually appropriated Public Bathing Facility Program (PBFP) Fund for the Public Bathing Facilities program. Under current law, the program collects unrestricted revenue from application fees (\$23,600 in FY 2016) and is entirely paid for with general funds. This bill makes the program a self-funding program by increasing the existing application fees and establishing new annual licensing fees. The revenue derived from these fees will be deposited into the new PBFP Fund to pay exclusively for program operations.

In FY 2017, the Public Bathing Facilities Program is expected to cost approximately \$230,000 and generate approximately \$260,500 of restricted revenue. State expenditures for the program are expected to increase by approximately \$95,000 over FY 2016 expenditures in FY 2017. State revenue generated by the program is anticipated to increase by approximately \$236,820 in FY 2017 over the FY 2016 revenue amount (see tables below for details). The table below is based on information provided by the Department of Environmental Services and provides estimates on the amount of increased restricted revenue resulting from this bill:

	Current Fee Rate	Proposed Fee Rate	Number of Pools	Restricted Revenue Increase/ (Decrease)
Non Refundable Application Fee for Pools under 400 square feet	\$100	\$400	7	\$2,800
Application Fee For Pools Greater than 400 square feet	\$100	\$400 plus \$25 for every additional 100 square feet	9	\$8,000
Annual License Fee Per Pool	Not Applicable - New Fee	\$225	1,032	\$232,200
Annual License Fee for Facilities with Greater than 5 Pools	Not Applicable - New Fee	\$1,250	14	\$17,500
Total Annual Restricted Revenue				\$260,500
FY 2016 Unrestricted Revenue				\$23,680
Net Impact on State Revenue				\$236,820

The Department of Environmental Services states that included in the estimates in the table above are the 49 pools operated by municipalities. Consequently, the Department estimates this bill may increase local expenditures by approximately \$11,025 annually. However, municipalities that have comparable public pool inspection programs per RSA 485-A:26 are excluded from the program and associated fees.

The Department of Environmental Services states the program is currently managed by one Environmentalist IV (LG 27). The program's operating costs were about \$135,000 in FY 2016. The Department states it would need to hire one new Environmentalist II (LG 19) and two seasonal interns to implement the provisions of this bill. The table below estimates the net impact on state expenditures this bill will have:

		FY 2018	FY 2019	FY 2020	FY 2021
Estimated Future Operating Costs	Personnel and Benefits*	\$171,492	\$175,927	\$181,648	\$186,517
	Equipment, Travel, Current Expenses, Rent, & Other Expenses*	\$58,508	\$60,073	\$40,352	\$39,483

	Total	\$230,000	\$236,000	\$222,000	\$226,000
FY 2016 Operating Costs		\$135,000	\$135,000	\$135,000	\$135,000
Estimated Net Increase / (Decrease) on State Expenditures over FY 2016		\$95,000	\$101,000	\$87,000	\$91,000
Note: * This estimate includes the salaries, benefits, and associated costs with the Environmentalist IV, Environmentalist II, and two seasonal intern positions.					

The New Hampshire Municipal Association states this bill will increase costs for municipalities that operate public swimming pools subject to this law. The Association does not have data available to estimate the impact to local expenditures.

AGENCIES CONTACTED:

Department of Environmental Services and New Hampshire Municipal Association