

SB 414 - AS INTRODUCED

2020 SESSION

20-2986

06/03

SENATE BILL

**414**

AN ACT

changing the formula for the distribution of highway funds in the Woodsville fire district.

SPONSORS:

Sen. Giuda, Dist 2; Rep. Ladd, Graf. 4; Rep. Ruprecht, Graf. 15

COMMITTEE:

Transportation

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ANALYSIS

This bill changes the formula for the distribution of highway funds in the Woodsville fire district so that the amount equals the district's percentage of the town's net highway operating budget, when calculated as the percentage of the class V road mileage in the district compared to the class V road mileage of the entire town.

This bill also provides for the fire district to receive a proportionate share of state highway block grant funds.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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*

AN ACT changing the formula for the distribution of highway funds in the Woodsville fire district.

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

1 1 Distribution of Highway Funds in the Woodsville Fire District. Amend 1887, 204:3, as  
2 amended by 1899, 196:2; 1990, 37:1; and 2009, 147:1 to read as follows:

3 SECT. 3. Said district at each annual meeting shall elect by ballot a moderator, a clerk, one  
4 auditor, a treasurer, and three commissioners. All of said officers shall be elected by a majority vote  
5 of all the voters present and voting at the annual meeting. Said officers shall exercise in relation to  
6 district meetings the like powers to those of moderator, clerk, and selectmen of towns. The  
7 commissioners shall have within the district all the powers of the mayor and aldermen of any city  
8 respecting highways, sidewalks, and sewers. They shall control and direct the expenditure of all  
9 moneys raised under authority of the district and by the town of Haverhill for expenditure in the  
10 district. They shall have sole authority to appoint a highway surveyor in said district, and in default  
11 of such appointment shall themselves perform the duties of that office. The surveyor or  
12 commissioners performing the duties of highway surveyor in the district shall give bond to the town  
13 to account for all money coming into their hands, and for the proper care and custody of the property  
14 of the town or district which may come into their custody or control, and shall be deemed officers of  
15 the town. Nothing in this act shall be construed to impose any distinct or special liability upon the  
16 district respecting highways within its limits. Vacancies that may occur in the office of  
17 commissioner in the district shall be filled by appointment of the remaining commissioners or  
18 commissioner, but any commissioner appointed to fill a vacancy shall hold office only until the next  
19 annual district meeting. Commissioners shall be residents of the district. ~~[The money appropriated~~  
20 ~~for the distribution of highway funds in the district which is attributable to the town of Haverhill~~  
21 ~~shall be determined by a fraction, the numerator of which shall be the assessed valuation of the~~  
22 ~~properties in the district, and the denominator of which shall be the assessed valuation of the~~  
23 ~~properties in the entire town of Haverhill as determined annually from the town MS-1 form.]~~ The  
24 town of Haverhill shall appropriate ~~[the percentage represented by such fraction]~~ for distribution to  
25 the highway fund in care of the Woodsville fire district commissioners ***an amount equal to the***  
26 ***Woodsville fire district's percentage of the town's net highway operating budget, when***  
27 ***calculated as the percentage of the class V road mileage in the district as compared to the***  
28 ***class V road mileage of the entire town of Haverhill inclusive of all districts and precincts.***  
29 ~~[The district shall also receive a proportionate share of the state highway block grant funds received~~  
30 ~~by the town in the previous year based on the population and road mileage of the district compared~~

1 ~~to the population and road mileage of the entire town of Haverhill]~~ *The town shall also*  
2 *appropriate to the district a proportionate share of the population and a proportionate*  
3 *share of the road mileage apportionments that make up the state highway block grant*  
4 *funds received by the town in the previous year based on the percentage of the population*  
5 *in the district compared to the population in the entire town of Haverhill, inclusive of all*  
6 *districts and precincts, and the percentage of the class V road mileage in the district as*  
7 *compared to the class V road mileage in the entire town of Haverhill inclusive of all*  
8 *districts and precincts. For purposes of this section,*

9 *I. "Highway operating budget" means the budget approved by the town to provide*  
10 *highway services, excluding amounts appropriated into or out of capital reserve funds or*  
11 *trust funds, amounts appropriated in special warrant articles, amounts appropriated by*  
12 *federal grants or awards designated for a specific project, amounts awarded by the state*  
13 *for specific projects, health insurance premiums paid by the town for highway employees,*  
14 *and excluding any amounts expended without appropriation from capital reserve funds or*  
15 *trust funds by agents authorized to expend such funds.*

16 *II. "Net highway operating budget" means only that portion of the highway*  
17 *operating budget to be raised by general property taxation from all Haverhill property*  
18 *taxpayers regardless of district or precinct based on property values as determined by town*  
19 *of Haverhill assessment.*

20 2 Effective Date. This act shall take effect upon its passage.