SB 440 - AS INTRODUCED

2026 SESSION

26-2025
06/05

SENATE BILL ***440***

AN ACT relative to the adoption of energy efficient and clean energy districts by municipalities.

SPONSORS: Sen. Innis, Dist 7; Sen. Lang, Dist 2; Sen. Carson, Dist 14; Sen. Pearl, Dist 17; Sen. Abbas, Dist 22; Sen. Birdsell, Dist 19

COMMITTEE: Commerce

ANALYSIS

This bill modifies the requirements for adoption of energy efficient and clean energy districts by municipalities.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

26-2025
06/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty-Six

AN ACT relative to the adoption of energy efficient and clean energy districts by municipalities.

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

1 Towns, Cities, Village Districts, and Unincorporated Places; Energy-Efficient and Clean Energy Districts; Adoption by Municipality. RSA 53-F:2 is repealed and reenacted to read as follows:

53-F:2 Adoption by Municipality or County. A city, town, village district, or county on behalf of an unincorporated place may adopt the provisions of this chapter in the following manner:

I. In a city, county on behalf of an unincorporated place, or town that has adopted a charter pursuant to RSA 49-D, the legislative body or governing body may consider and act upon the question in accordance with its normal procedures for passage of resolutions, ordinances, and other legislation.

II. In a town other than a town that has adopted a charter pursuant to RSA 49-D, or in a village district, the governing body has the authority to adopt the provisions of this chapter and create a district after they hold at least one public hearing.

(a) The governing body's vote may occur at the conclusion of the public hearing, or at a subsequent public meeting noticed pursuant to RSA 91-A. Public notice of the time and place of the public hearing shall be posted at least 10 calendar days before the public hearing and shall be posted in at least 2 public places, one of which may be the entity's website, provided that the notice itself, or a direct link to the notice, appears predominantly on the home page, and remains until the conclusion of the last public hearing.

(b) The public notice shall contain a description of the boundaries of the proposed district, and either the full text of the proposed C-PACER ordinance, or an adequate statement describing the proposal and designating the place where the proposed ordinance is on file for public inspection.

(c) An additional public hearing shall be held if the proposed ordinance is substantively altered by the governing body during or after the public hearing. Subsequent public hearings shall be held at least 14 days after the prior public hearing and with the notice provided herein.

(d) Notwithstanding this paragraph, upon the written petition of 50 registered voters presented to the governing body prior to the governing body's vote, the question of the adoption of this chapter and the creation of a district shall be inserted as an article in the warrant for the next available annual meeting.