



STATE OF NEW HAMPSHIRE
DEPARTMENT of RESOURCES and ECONOMIC DEVELOPMENT
DIVISION of PARKS and RECREATION

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April 5, 2016

The Honorable Jeanie Forrester, Chairman
and the Senate Finance Committee
NH State House, Room 103
Concord, NH 03301

Re: HB 1172, an act relative to corrective action implementation of audit findings concerning Cannon Mountain.

Dear Chairman Forrester and Members of the Committee,

Thank you for the opportunity to provide testimony in support of HB 1172 on behalf of the Department of Resources and Economic Development, Division of Parks and Recreation. This legislation allows the agency to address **Observation No. 25: Comply with Statutory Requirements** presented in the Cannon Mountain Financial Audit Report for the Fiscal Year ending June 30, 2014.

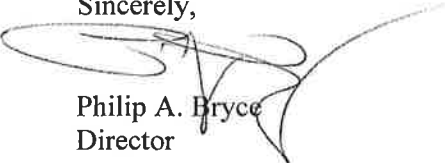
The changes to the statutes we are requesting are:

- Eliminating a position in statute that no longer exists;
- Provide updated references to other statutes;
- Eliminate references to Mount Sunapee that are no longer relevant because the ski area is under lease;
- Change the reporting dates to create greater uniformity across the Division in reporting requirements (requesting amendment below);
- Update the package plan program statute to reflect the actual practice of providing this program to lodging and other businesses;
- Confirm statutory authority to allow commissioner and director to permit the Cannon Mountain manager to grant special daily or seasonal passes in the context of the fee package and overall marketing and promotion efforts; and
- Updating and clarifying the relationship between the director's statutory responsibility to develop a capital development plan and the role of the Cannon Mountain Advisory Commission, which recommends capital improvements to the commissioner each year.

We would request that you amend the reporting dates of the bill from January 1 to January 31st to be consistent with the provisions of Chapter 259 Laws of 2015 (HB455) that consolidated many of our DRED reports. The request by the agency to consolidate reports was removed from HB 2; however, we only recently became aware that a consolidation of reports had instead been passed into Chapter Law under another bill.

Thank you again for the opportunity to testify in support of this bill. We would be glad to answer any questions or provide any additional information you may need.

Sincerely,


Philip A. Bryce
Director

C: Jeffrey J. Rose, Commissioner

TDD ACCESS: RELAY NH 1-800-735-2964



*** PROPOSED AMENDMENT ***

Proposed amendment to HB 1172:

AN ACT relative to corrective action implementation of audit findings concerning Cannon Mountain.

1 *Amend Section 3* Cannon Mountain Capital Improvement Fund. Amend RSA
2 12-A:29-c, III to read as follows:

3 III. The commissioner of resources and economic development shall submit a report
4 detailing the activities of the revolving fund annually to the governor and council and the
5 fiscal committee ~~within 60 days of~~ **by January 4 31 following** the close of each fiscal
6 year.

7 *Amend Section 5* Financial Reports. Amend RSA 216-A;3-e, III to read as
8 follows:

9 III. The commissioner of resources and economic development shall submit the
10 financial reports required by this section to the governor and council by January **4 31** of
11 ~~each calendar~~ **following the close of each fiscal** year. These reports shall include
12 data on financial operations during the previous fiscal year. The governor and council
13 shall provide the presiding officers of the general court with copies of the
14 commissioner's financial reports.

15 *Amend Section 6* Package Plan Programs. Amend RSA 12-A:15, II to read as
16 follows:

17 II. The department of resources and economic development may participate in
18 package plan programs with voluntary corporations as defined in this section, **and**
19 **businesses within the tourism industry**. Notwithstanding any other provision of law,
20 this participation may include entering into such agreements with voluntary corporations
21 **and businesses within the tourism industry** as are in the best interests of the state,
22 which agreements may relate to the development, promotion, administration, and sales
23 of package plan programs. Such agreements shall permit the department of resources
24 and economic development to provide to the voluntary corporation **and businesses**
25 **within the tourism industry** a mutually agreed upon number of tickets or vouchers for

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1 tickets at a mutually agreed upon discounted rate in order to participate in the package
2 plan program for promotional purposes or in lieu of dues to the voluntary corporation.
3 Any revenue derived by participation in package plan programs payable to the
4 department of resources and economic development in accordance with such
5 agreements shall be deposited with the state treasurer in the same manner as regular
6 ticket sales. The commissioner of the department of resources and economic
7 development shall make ~~quarterly~~ **annual** reports on revenue derived from participation
8 in package plan programs to the senate president, the speaker of the house, and
9 governor and council **by January 4 31 following the close of each fiscal year.**

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11 4/5/16

*** PROPOSED AMENDMENT ***