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THE STATE OF NEW HAMPSHIRE
HOUSING APPEALS BOARD

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Governor Gallen State Office Park
Johnson Hall, 107 Pleasant Street
Concord, New Hampshire 03301
Telephone: (603) 271-1198
TTY/TDD Relay: (800) 735-2964
Visit us at https://hab.nh.gov

March 28, 2024

His Excellency, Governor Christopher T. Sununu
and the Honorable Executive Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

Pursuant to RSA 94:6, the Housing Appeals Board respectfully requests that Mr. David J. Rogers, Esquire, of Hillsborough, New Hampshire be placed at Step 04 of unclassified salary grade DD, earning $85,514 annually for the position of Housing Appeals Board Chair, Position #9U658, effective retroactive to March 22, 2024, Mr. Roger's start date, upon Governor and Council approval. 100% General Funds.

EXPLANATION

The Housing Appeals Board respectfully requests an entrance salary higher than the minimum salary within the established range of unclassified salary grade DD for Mr. David J. Rogers, Esquire, Position #9U658, who has been admitted to practice in the state of New Hampshire since 1988 and has been a member in good standing of the New Hampshire Bar Association for the last 36 years. In accordance with RSA 94:3 and because of Mr. Rogers' considerable professional experience that he brings to the Housing Appeals Board, this board requests a retroactive adjustment to Mr. Rogers' entrance salary to compensate him appropriately for his expertise and service.

RSA 679:2 authorizes the New Hampshire Supreme Court to appoint board members – who are learned and experienced in questions of land use law or housing development or both – to serve on the Housing Appeals Board for staggered terms. Further, the Court retains the authority to nominate one of the board members to serve as Chair for the duration of their term. The Housing Appeals Board is mandated by its legislation, RSA 679, to "hear and affirm, reverse, or modify, in whole or in part, appeals of final decisions of municipal boards, committees, and commissions regarding questions of housing and housing development." An adjudication of this board has immediate and real implications for stakeholders involved. "In matters within its authority, the board shall have concurrent, appellant jurisdiction with the superior court." RSA 679:7, I.

Mr. Rogers holds a Juris Doctor from the University of Pittsburgh School of Law; and a Bachelor of Arts from the College of William and Mary, where he graduated with Honors in History; and he passed the bar examinations in both New Hampshire (1988) and Massachusetts (1989). His legal career has included twelve (12) years as an attorney member of the Workers

Compensation Appeals Board, thirteen (13) years as a Hearings Officer at the New Hampshire Department of Labor, and five (5) years as a Hearings Examiner at the New Hampshire Department of Health and Human Services, Administrative Appeals Unit.

Mr. Rogers has also instructed as an adjunct professor in the Paralegal programs at the New Hampshire Technical Institute, Nashua Community College, and Hesser College. At the University of New Hampshire – Manchester, Mr. Rogers created and taught a course on Computer Ethics. Finally, Mr. Rogers has participated as an instructor in Continuing Legal Education seminars in the subject areas of Workers Compensation and Legal Ethics.

In his community, Mr. Rogers served for three (3) years on the Salem, New Hampshire Zoning Board of Adjustment (one year as Chair), the Hooksett, New Hampshire Planning Board (4 years, 2 years as Chair), and the Hillsborough, New Hampshire Zoning Board of Adjustment (5 years, 3 years as Chair).

Based upon Mr. Rogers' extensive education and experience as an attorney and involved member of the legal and land use communities, the Housing Appeals Board respectfully requests that Mr. Rogers be at placed Step 04 of unclassified salary grade DD, earning $85,514 annually for the position of Housing Appeals Board Chair, Position #9U658, effective retroactive to March 22, 2024, Mr. Roger's start date, upon Governor and Council approval.

Thank you for your consideration.

Respectfully submitted,

Elizabeth Menard

Elizabeth M. Menard, Clerk
Housing Appeals Board