



Action Minutes

October 6, 2022

Members Present: Senators Reagan, Gray, Whitley, and Ward, and Representatives Bershtein, Hatch, Lang, McGuire, Schmidt, and Schuett*. (*) Indicates alternate member.

(**) Part 1, Article 28-a of the N.H. Constitution was not an issue in the Committee's discussions or decisions in this meeting.

1. The meeting was convened at 9:00 a.m. by Sen. Reagan as Chair.

Members present at this time, aside from Senator Reagan, were Senators Gray, Whitley, and Ward, and Representatives Bershtein, Hatch, Lang, McGuire, Schmidt, and Schuett.

Senator Reagan designated Rep. Schuett as an alternate for Senator Prentiss, who was absent.

2. The Committee discussed the minutes of the Committee meeting on September 16, 2022.

Rep. Hatch moved that the minutes be approved.

Rep. Schmidt seconded.

Adopted.

3. The Committee discussed the following items on the Consent Agenda:

CONSENT AGENDA

FP 2022-96	DEPARTMENT OF ENVIRONMENTAL SERVICES Oil and Remediation Programs Recovery of Gasoline Vapors
FP 2022-121	DEPARTMENT OF MILITARY AFFAIRS AND VETERANS' SERVICES NH National Guard Enlistment Incentive Program
FP 2022-50	DEPARTMENT OF HEALTH AND HUMAN SERVICES Former Division of Public Health Services Use of Radionuclides in the Healing Arts
FP 2022-122	FISH AND GAME DEPARTMENT Voluntary Hike Safe Card

Rep. Lang moved that the Committee approve the Consent Agenda, that is, approve Final Proposals 2022-96 and 2022-121 and conditionally approve Final Proposals 2022-50 and 2022-122 based on the agencies' conditional approval requests.

Rep. McGuire seconded.

Adopted.

Action Minutes

October 6, 2022

Page 2

4. Rep. McGuire moved to postpone Item #3 regarding Final Proposal 2022-92 from the NH Prescription Drug Affordability Board (Prescription Drug Affordability Rules) from the October 6, 2022 agenda to the Committee's regular meeting on October 20, 2022.

Rep. Lang seconded.

Adopted.

5. The Committee discussed Final Proposal 2022-91 from the NH Department of Transportation (Aircraft, Commercial Aviation Operator and Aircraft Dealer Registration). Kathleen Mulcahey-Hampson testified for NH Department of Transportation.

The Department of Transportation had submitted a conditional approval request for Final Proposal 2022-91 in rules dated September 29, 2022.

Rep. Schmidt moved that the Committee conditionally approve Final Proposal 2022-91 based on the request.

Rep. Hatch seconded.

Adopted.

6. The Committee discussed Final Proposal 2022-93 from Department of Agriculture, Markets, and Food (Feeding Garbage to Swine). The Committee's staff indicated that the Department requested a postponement of the proposal to the Committee's regular agenda on October 20, 2022.

Rep. Lang moved to postpone Final Proposal 2022-93 from the Department of Agriculture, Markets, and Food from the October 6, 2022 agenda to the Committee's regular meeting on October 20, 2022 and request a waiver from the Director of the Office of Legislative Services for the Committee's deadline to act on Final Proposal 2022-93.

Rep. Schmidt seconded.

Adopted.

7. The Committee discussed Proposed Interim Rule INT 2022-5 from the Department of Health and Human Services (Former Division of Public Health Services, Immunization Registry). Allyson Raadmae, Abby Rogers, and Ann Marie Mercuri testified for the Department of Health and Human Services.

The Department of Health and Human Services had submitted an amended conditional approval request for Proposed Interim Rule INT 2022-5 in rules dated September 27, 2022.

Proposed Interim Rule INT 2022-5 had been discussed previously at the Committee's regular meeting on September 16, 2022. At that meeting, Rep. Lang made a motion to preliminarily object to Proposed Interim Rule INT 2022-5 based on lack of authority. The Committee took no action on the motion prior to continuing the meeting to October 6, 2022.

Rep. Lang withdrew his motion to preliminarily object and moved that the Committee conditionally approve Proposed Interim Rule INT 2022-5 based on the request.

Rep. Schmidt seconded.

Adopted.

Action Minutes

October 6, 2022

Page 3

8. The Committee discussed Proposed Interim Rule 2022-6 from the Department of Business and Economic Affairs (Broadband Matching Grant Initiative). Mark Laliberte testified for the Department of Business and Economic Affairs.

After discussion, the Committee by consensus postponed Proposed Interim Rule 2022-6 from the Department of Business and Economic Affairs to its regular meeting on November 17, 2022.

9. The Committee discussed adjournment.

The Committee adjourned at the call of the Chair.

The Committee adjourned at 9:10 a.m.