



## **Action Minutes**

**April 21, 2023**

**Members Present:** Senators Lang, Gray\*, and Innis, and Representatives McGuire, Fellows\*, Grote\*, Hakken-Phillips\*, Layon, Lynn, and Schmidt. (\*) 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 Rep. McGuire as Chair.

Members present at this time, aside from Rep. McGuire, were Senators Lang, and Innis, and Representatives McGuire, Fellows, Grote, Hakken-Phillips, Layon, Lynn, and Schmidt.

Rep. McGuire designated Rep. Grote as an alternate for Rep. Hatch, who was absent, Rep. Fellows for Sen. Chandley, who was absent, and Rep. Hakken-Phillips for Sen. Whitley, who was absent.

2. The Committee discussed the minutes of the Committee meeting on March 17, 2023.

Director Morrell stated that Rep. Layon had noted an error regarding Item 5 of the minutes. The minutes should have included language indicating that Rep. Layon had recommended that the words "request for a" be deleted from the agency's "Religious Exemption Form", and that Senator Lang had included that change in his motion to conditionally approve Final Proposal 2022-229.

Sen. Lang moved that the minutes be approved with the addition noted above.

Rep. Schmidt seconded.

Adopted.

Sen. Gray arrived after the vote on the minutes. The Chair appointed Sen. Gray to sit for Sen. Ward.

3. At the request of Rep. Fellows, the Chair removed Final Proposal 2022-216, containing Ed 507.48 and Ed 507.49, from the Consent Agenda.
4. The Committee discussed the following items on the Consent Agenda:

### **CONSENT AGENDA**

**FP 2022-83**

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Former Division of Human Services  
Verification of Unemployment Status  
He-W 806.22

**FP 2022-212**

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Former Division of Human Services  
Determination of Monthly Supplemental Nutrition Assistance Program (SNAP)  
Income, Deductions, and Household eligibility  
He-W 744.01 and He-W 744.02

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- FP 2022-242** DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Former Division of Human Services  
Strikers and Eligibility for Financial Assistance to Needy Families (FANF)  
He-W 634.01
- FP 2022-176** DEPARTMENT OF SAFETY  
Bureau of Title and Anti-Theft Rules  
Saf-C 1900
- FP 2023-7** DEPARTMENT OF SAFETY  
Hearings on Commercial Drivers' Licenses  
Saf-C 1808.01
- FP 2022-210** DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Former Division of Public Health Services  
Filing of Application for Specific Radioactive Material Licenses  
He-P 4030.07
- FP 2022-224** BOARD OF LANDSCAPE ARCHITECTS  
Organizational Rules  
Lsa 100
- FP 2022-227** LIQUOR COMMISSION  
Organizational Rules  
Liq 100
- EXRF 2023-5** DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Commissioner  
Expedited Revisions to the New Hampshire Advanced Practitioner Registered  
Nurse (APRN) Licensure Survey and the New Hampshire Mental Health  
Practitioner Survey  
He-C 801.03(a)(1) and He-C 801.03(a)(4)
- FP 2023-13** DEPARTMENT OF ENVIRONMENTAL SERVICES  
Water Quality and Quantity Programs  
State Surface Water Discharge Permits  
Env-Wq 301
- FP 2022-106** DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Former Division of Human Services  
Deprivation of Parental Support or Care for Medical Assistance  
He-W 628.03 and He-W 828
- FP 2022-239** DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Former Division of Human Services  
Determination of Eligibility for Special Situation Households  
He-W 756.01 and He-W 756.02

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<b>FP 2022-214</b>	PESTICIDE CONTROL BOARD Amendments to Restrictions on the Use of Pesticides, Prohibited-Limited Use Pesticides, and Restrictions to Protect Water Resources Pes 500, 700, and 1000
<b>FP 2022-225</b>	BOARD OF LANDSCAPE ARCHITECTS Rules of Practice and Procedure Lsa 200
<b>FP 2022-236</b>	AIR RESOURCES COUNCIL Air Resources Procedural Council Procedural Rules Ec-Air 100-200
<b>FP 2023-3</b>	BOARD OF VETERINARY MEDICINE Animal Dental Care Vet 900
<b>FP 2023-8</b>	DEPARTMENT OF ENVIRONMENTAL SERVICES Solid Waste Programs Public Grants for Landfill and Incinerator Closure Env-Sw 1300
<b>FP 2023-9</b>	DEPARTMENT OF ENVIRONMENTAL SERVICES Solid Waste Programs Solid Waste Facility Operator Training and Certification Env-Sw 1600

Sen. Lang moved that the Committee approve the Consent Agenda, that is, approve Final Proposals 2022-83, 2022-212, 2022-242, 2022-176, 2023-7, 2022-210, 2022-224, 2022-227, FP 2023-13, Proposed Expedited Revision to Forms EXRF 2023-5, and conditionally approve Final Proposals 2022-106, 2022-239, 2022-214, 2022-225, 2022-236, 2023-3, 2023-8, and 2023-9.

Rep. Layon seconded.

Adopted.

5. The Committee discussed Final Proposal 2022-221 from the Board of Education (Comprehensive Agricultural Teacher). Julie Shea and Stephen Appleby testified for the Board of Education.

Sen. Lang moved to approve.

Sen. Innis seconded.

Adopted.

6. The Committee discussed Final Proposal 2022-216 from the Board of Education (Comprehensive Business Educator). Julie Shea and Stephen Appleby testified for the Board of Education.

Sen. Lang moved to approve.

Rep. Schmidt seconded.

Adopted.

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7. The Committee discussed Final Proposal 2023-10 from the Board of Education (Professional Education Requirements). Julie Shea and Stephen Appleby testified for the Board of Education.

Sen. Lang moved to approve.

Sen. Gray seconded.

Adopted.

8. The Committee discussed Final Proposal 2022-230 from the Department of Health and Human Services (Rights of Persons Receiving Developmental Services or Acquired Brain Disorder Services).

Stephanie Patrick testified against the proposal for the Disability Rights Center.

Allyson Raadmae and Melissa Nemeth testified for the Department of Health and Human Services.

Sen. Lang moved to postpone FP 2022-230 to the Committee's May 19<sup>th</sup> meeting.

Rep. Layon seconded.

Adopted.

9. The Committee discussed Final Proposal 2022-241 from the Department of Health and Human Services (Case Management Agencies (CMA)). Allyson Raadmae, Kelly Keefe, Doreen Shockley, and Melissa Nemeth testified for the Department of Health and Human Services.

Senator Innis and Senator Gray left the meeting during the discussion.

Emily Johnson, representing Granite State Management, and Robert Clegg, testified against the proposal.

Sen. Lang moved to preliminarily object based on a lack of clarity and public testimony.

Rep. Layon seconded.

Adopted.

10. The Committee discussed Final Proposal 2023-25 from the Office of Professional Licensure and Certification (Respiratory Care Practitioners). Executive Director Lindsey Courtney testified for the Office of Professional Licensure and Certification.

Christy Baker-Eble and Patrick von Kanneurff testified against the proposal.

Sen. Lang moved to approve.

Rep. Lynn seconded.

Adopted.

11. The Committee discussed Proposed Interim Rule INT 2023-1 from the Department of Safety (Interim Carriage of Household Goods by Motor Vehicles). Aron Johnson testified for the Department of Safety.

Sen. Lang moved to conditionally approve the proposal, based on the Committee's determination that a paragraph be added to the rule stating that if a conflict arises between Saf-C 4600 and Saf-C 9100, then Saf-C 9100 takes precedent, and that Saf-C 9103.01(b)(3) be amended to clarify that "the carrier shall not

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charge the customer any amount which exceeds 10% of the original estimate without the customer's consent."

Rep. Schmidt seconded.

Adopted.

12. The Committee discussed the continued meeting scheduled for May 5, 2023. It was the consensus of the Committee to cancel the continued meeting.
13. The Committee discussed adjournment.

By consensus, the Committee adjourned at 10:40 AM.