

Notice Number 2024-86

Rule Number Agr 4100

1. Agency Name & Address:

**Department of Agriculture, Markets and Food
Office of the Commissioner
One Granite Place, Ste 211
Concord, NH 03301**

2. RSA Authority: RSA 437:8-a, II
3. Federal Authority: _____
4. Type of Action:
Adoption X
Repeal _____
Readoption _____
Readoption w/amendment _____

5. Short Title: **Electronic Animal Records System**

6. (a) Summary of what the rule says and of any proposed amendments including whether the rule implements a state statute for the first time:

The Department of Agriculture, Markets, and Food proposes to adopt Chapter Agr 4100, which establishes administrative rules for the animal records database in accordance with RSA 437:8-a and RSA 437:8-b. The proposal recognizes the change to official certificates of transfer created by veterinarians electronically with provisions for a waiver and replacing official health certificates as was intended in RSA 437:8-a and RSA 437:8-b which were adopted by 2021, 91:302, effective June 25, 2021. The rule implements RSA 437:8-a and RSA 437:8-b for the first time.

6. (b) Brief description of the groups affected:

Pet owners, New Hampshire licensed veterinarians, pet vendors, and the general public are affected by this rule.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule	Specific State Statute the Rule Implements
Agr 4101	RSA 437:2; RSA 437:8; RSA 437:8-a
Agr 4102	RSA 437:2; RSA 437:8-a
Agr 4103	RSA 437:2; RSA 437:8-a; RSA 437:10; RSA 437:13-a
Agr 4104	RSA 437:2; RSA 437:8-a; RSA 437:10; RSA 437:13-a
Agr 4105	RSA 437:2; RSA 437:3; RSA 437:8-a; RSA 437:8-b; RSA 437:10, II
Agr 4106	RSA 437:2; RSA 437:6; RSA 437:8-a

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name:	Patricia L. Benner	Title:	Legislative Coordinator
Mailing Address:	Department of Agriculture, Markets and Food Office of the Commissioner One Granite Place, Ste 211 Concord, NH 03301	Phone #:	(603)271-3551
		Fax#:	(603)271-1109
		E-mail:	Patricia.l.benner@agr.nh.gov

TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Monday, June 17, 2024 by 4 p.m.**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Monday, June 10, 2024 at 9:00 a.m.**

Physical Location: **Department of Agriculture, Markets and Food
Office of the Commissioner
One Granite Place, Ste 211
Concord, NH 03301**

Electronic Access (if applicable): **N/A**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant):

FIS # 24:082, dated 04/24/2024

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

Not applicable these are new rules.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

There are no costs attributable to the rules, any cost or benefit associated with the rules is attributable to RSA 437:8-a and 437:8-b and not the proposed rules. Chapter 91:302, Laws of 2021 (HB 2) directed the Department to establish the animal records database, provided the funding for the database, and established the IT Manager position.

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

None.

C. To independently owned businesses:

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

These rules do not violate Part I, Article 28-a of the NH Constitution. The rules neither mandate nor assign any responsibility or cost to any political subdivision.