

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES

REGULAR MEETING

TENTATIVE AGENDA

APRIL 19, 2024 - 9:00 a.m.

ROOMS 306/308 LEGISLATIVE OFFICE BUILDING

[LIVE LINK: https://youtube.com/live/HsC9aPy3Z8w?feature=share](https://youtube.com/live/HsC9aPy3Z8w?feature=share)

JLCAR MEMBERS

SENATE MEMBERS	HOUSE MEMBERS
Sen. Timothy Lang, Vice-Chair Sen. Shannon Chandley Sen. Dan Innis Sen. Ruth Ward Sen. Rebecca Whitley Alternates: Sen. Kevin Avard Sen. Sharon Carson Sen. James Gray Sen. Rebecca Perkins Kwoka Sen. Suzanne Prentiss	Rep. Carol M. McGuire, Chair Rep. Jaci Grote Rep. Erica Layon Rep. Robert Lynn Rep. Peter B. Schmidt Alternates: Rep. Fred Doucette Rep. Sallie Fellows Rep. Chuck Grassie Rep. Mary Hakken-Phillips Rep. Wayne MacDonald

The order specified for agenda items listed below are only tentative. The Committee may change the order.

TO ACCESS MEETING PACKETS, PLEASE CLICK ON THIS LINK:

[JLCAR PACKETS](#)

1 CONVENE, SEATING OF ALTERNATES, AND REVIEW MINUTES

2 CONSENT AGENDA

Department of Employment Security

- (a) FP 2023-207 Interest on Overpayments
APPROVED Emp 402.02
(JLCAR Deadline April 30, 2024)
- (b) FP 2023-216 Adjustment of Overpaid Benefit Accounts by Compromise
APPROVED Emp 408
(JLCAR Deadline May 7, 2024)
- (c) FP 2023-217 Offset of Federal Tax Refund Payments
APPROVED Emp 409
(JLCAR Deadline May 7, 2024)

Board of Education

- (d) FP 2023-237 Criminal History Record Check Clearance
APPROVED Ed 504.12
(JLCAR Deadline May 20, 2024)

Board of Examiners of Nursing Home Administrators

- (e) FP 2023-261 Rules of Practice and Procedure
APPROVED Nuh 200
(JLCAR Deadline April 29, 2024)
- (f) FP 2023-262 Emergency Permit, Petitions, and Supervision
APPROVED Nuh 305
(JLCAR Deadline April 29, 2024)

Board of Registration of Funeral Directors and Embalmers

- (g) FP 2023-267 Conducting of Funeral, Financial Disclosure, and Entombment
APPROVED FrI 404
(JLCAR Deadline May 13, 2024)

Board of Veterinary Medicine

- (h) FP 2023-278 Procedural Rules
APPROVED Vet 200
(JLCAR Deadline April 29, 2024)

Department of Health and Human Services

Former Division of Public Health Services

- (i) FP 2023-291 Assigned Protection Factors for Respirators
APPROVED He-P 4095
(JLCAR Deadline May 13, 2024)

Board of Psychologists

- (j) FP 2023-303 Temporary Licensure for Out-of-State Psychologists; the Examination for the Professional Practice of Psychology
APPROVED Psyc 303.04 and Psyc 303.05
 (JLCAR Deadline April 30, 2024)

Office of Professional Licensure and Certification

- (k) FP 2024-2 Amendments to Per Diem Compensation and Reimbursable Expense Rules
APPROVED Plc 1003.01-Plc 1003.06 and Plc 1003.08
 (JLCAR Deadline May 6, 2024)

Department of Health and Human Services**Former Division of Human Services**

- (l) FP 2024-3 Income-In-Kind
APPROVED He-W 654.07
 (JLCAR Deadline May 20, 2024)
- (m) FP 2024-8 Electronic Account Notification Access
APPROVED He-W 604.04 and He-W 604.05
 (JLCAR Deadline May 20, 2024)
- (n) FP 2024-9 Liability of Relatives to Support
APPROVED He-W 622.01
 (JLCAR Deadline May 24, 2024)
- (o) FP 2024-11 Department Mail and Deceased Recipients
APPROVED He-W 699.02 and He-W 699.04
 (JLCAR Deadline May 20, 2024)
- (p) FP 2024-12 Adopted Children Age 18 up to Age 22 Residing with a Birthparent Who Has Relinquished Parental Rights
APPROVED He-W 756.05
 (JLCAR Deadline May 20, 2024)
- (q) FP 2024-13 Advanced Practice Registered Nurse Services
APPROVED He-W 534
 (JLCAR Deadline May 17, 2024)

Department of Health and Human Services**Commissioner**

- (r) EXRF 2024-3 Expedited Revision to the New Hampshire Physician Licensure Survey, the New Hampshire Psychologist Licensure Survey, and the New Hampshire Alcohol and Drug Counselor Licensure Survey
APPROVED He-C 801.03
 (No JLCAR Deadline)

Conditional Approval Requests Consent**Department of Safety****Commissioner**

- (s) FP 2023-188 Financial Responsibility
CONDITIONAL Saf-C 7500
APPROVAL (JLCAR Deadline April 22, 2024)
- (t) FP 2023-228 EMS Training Agency Rules
CONDITIONAL Saf-C 5900 various
APPROVAL (JLCAR Deadline May 21, 2024)
- (u) INT 2024-2 Emergency Communications Rules
CONDITIONAL Saf-C 7002.001, Saf-C 7002.171, Saf-C 7002.201, and Saf-C 7006.04
APPROVAL (JLCAR Deadline June 12, 2024)

Board of Education

- (v) FP 2023-264 Computer Science Educator
CONDITIONAL Ed 507.54
APPROVAL (JLCAR Deadline May 20, 2024)

Department of Environmental Services**Water Quality and Quantity Programs**

- (w) FP 2023-265 Septage Management
CONDITIONAL Env-Wq 1600
APPROVAL (JLCAR Deadline May 28, 2024)

Department of Environmental Services**Wetlands Programs**

- (x) FP 2023-269 Wetlands Definitions
CONDITIONAL Env-Wt 100 various
APPROVAL (JLCAR Deadline May 28, 2024)
- (y) FP 2023-270 Wetlands Hearings, Appeals, and Waiver Requests
CONDITIONAL Env-Wt 200 various
APPROVAL (JLCAR Deadline May 28, 2024)

Department of Health and Human Services Former Division of Public Health Services	
(z) FP 2023-289	Decommissioning and Removal of Radioactive Waste
CONDITIONAL	He-P 4024
APPROVAL	(JLCAR Deadline May 13, 2024)
Department of Health and Human Services Commissioner	
(aa) FP 2024-1	Employment-Related New Hampshire Child Care Scholarship Program Eligibility
CONDITIONAL	He-C 6910
APPROVAL	(JLCAR Deadline May 17, 2024)
Department of Agriculture, Markets, and Food	
(bb) INT 2024-3	Fertilizers
CONDITIONAL	Agr 1100
APPROVAL	(JLCAR Deadline July 3, 2024)
Department of Revenue Administration	
(cc) FP 2024-19	Procedural Rules, Business Profits Tax, Property Tax Credits, Exemptions and Deferrals, and Nursing
CONDITIONAL	Facility Quality Assessment Amendments
APPROVAL	Rev 202.01, Rev 303.06, Rev 304.10, Rev 400 various, and Rev 2703.02 (JLCAR Deadline May 27, 2024)
Objection Response Consent	
Real Estate Appraiser Board	
(dd) OR 2023-97	Apprentice Classification, Certification and License Requirements
APPROVED	Rab 301-Rab 303, Rab 305, Rab 307 various, and Rab 308 (JLCAR Deadline June 18, 2024)
Board of Professional Engineers	
(ee) OR 2023-167	Licensure Requirements
APPROVED	Eng 300 (JLCAR Deadline June 18, 2024)
Board of Education	
(ff) EXRF OR 2024-2	Bureau of Credentialing Educator Forms
APPROVED	Ed 505.08 (JLCAR Deadline June 18, 2024)
Revised Objection Response Consent	
Department of Safety Commissioner	
(gg) ROR 2023-72	Watercraft Safety Rules
APPROVED	Saf-C 400 (JLCAR Deadline May 21, 2024)
3 REGULAR AGENDA	
Department of Safety Commissioner	
(a) FP 2023-184	Explosives
CONDITIONAL	Saf-C 1600
APPROVAL	(JLCAR Deadline April 19, 2024)
Board of Education	
(b) FP 2023-236	Investigations and Disciplinary Proceedings Regarding Educator Code of Conduct
POSTPONED TO	Ed 501, Ed 510.05, and Ed 511
5-17-24 MEETING	(JLCAR Deadline May 20, 2024)
Department of Environmental Services Wetlands Programs	
(c) FP 2023-271	Prime Wetlands
CONDITIONAL	Env-Wt 700 various
APPROVAL	(JLCAR Deadline May 28, 2024)
Office of Professional Licensure and Certification	
(d) FP 2023-276	Licensure and Discipline of Regulated Professions
CONDITIONAL	Plc 300 various parts and sections
APPROVAL	(JLCAR Deadline April 22, 2024)
(e) FP 2024-14	Licensure by Endorsement
CONDITIONAL	Plc 313
APPROVAL	(JLCAR Deadline May 27, 2024)
Department of Energy	
(f) FP 2023-298	Licenses for Crossing of Public Waters or State Land
CONDITIONAL	En 1500
APPROVAL	(JLCAR Deadline May 28, 2024)

Department of Health and Human Services	
Former Division of Human Services	
(g) FP 2024-7	Treatment of Specific Types of Income
APPROVED	He-W 654.04
	(JLCAR Deadline May 20, 2024)

4 OTHER BUSINESS

NOTES:

JLCAR Deadlines Noted in Agenda

For OR's and ROR's: Deadline is for sponsoring a joint resolution.

For FP's: Deadline is for approval, conditional approval, or preliminary objection. Otherwise, rule is automatically approved.

For INT's: Deadline is for approval or conditional approval. Otherwise, agency cannot adopt the interim rule.

Definitions

FP - Final Proposal	INT - Interim Rule
OR - Preliminary Objection Response	EXP - Expedited Rule
ROR - Revised Objection Response	EXRF - Expedited Revisions to Forms
ER - Emergency Rule	EXIR - Expedited Amendment to Incorporation by Reference