

Notice Number 2024-46Rule Number Plc 1002.04, Plc 1002.41

1. Agency Name & Address:

**Office of Professional Licensure &
Certification
7 Eagle Square
Concord, NH 03301**

2. RSA Authority: RSA 310:6, I3. Federal Authority: n/a

4. Type of Action:

Adoption Repeal Readoption X Readoption w/amendment X

5. Short Title: **Renewal Fees for Architect Certificates of Authority and Professional Engineer
Certificates of Authority**

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 Executive Director of the Office of Professional Licensing and Certification (OPLC) adopted emergency rules effective December 14, 2023 to reduce the renewal fees for architect firm certificates of authority (COAs) in Plc 1002.04 and professional engineering firm COAs, in Plc 1002.41 due to the fees that were originally adopted being double what was in effect previously, which was not intended. The Executive Director is now proposing to readopt the emergency rules, with an editorial amendment to Plc 1002.04, as regular (10-year) rules to ensure that the correct fees remain in effect.

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

The proposed rules will affect any architect firm or professional engineering firm that holds a certificate of authority (COA) and wants to renew it.

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

Rule	State Statute Implemented
Plc 1002.04, Plc 1002.41	RSA 310:5, I

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

Name: **Gretchen Hamel**Title: **Program Specialist IV**Address: **OPLC
7 Eagle Square
Concord, NH 03301**Phone #: **Please contact via email**Fax #: **[discontinued]**E-mail: **Gretchen.R.Hamel1@oplc.nh.gov**

**The rules can be reviewed on-line at
<https://www.oplc.nh.gov/oplc-laws-and-rules>**

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: **4:00 PM on Tuesday, April 23, 2024**

Please submit comments to OPLC-Rules@oplcnh.gov

☐ Fax

☒ E-mail

☐ Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Tuesday, April 16, 2024 at 2:00 PM**

Physical Location: **Board Room (2nd floor), Office of Professional Licensure & Certification,
7 Eagle Square, Concord, NH 03301**

Electronic Access
(if applicable): **Not applicable**

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

FIS # 24:038, dated 03/11/2024

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

There is no difference between the proposed rules and the existing emergency 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):

The proposed rule is identical to the existing emergency rules Plc 1002.04 and Plc 1002.41. These rules were established to decrease the renewal fees for certificates of authorities (COAs) for architect firms and professional engineering firms as the original rule inadvertently doubled the previously effective fees, which was not the intended outcome. These rules will have no impact on State general funds, special funds, state citizens, political subdivisions or independently owned businesses as the rules are simply to align the intent of the current rules and the practice of the OPLC.

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:

There are no costs associated with the rules, and the rules do not apply to political subdivisions. The rules thus do not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision in such a way as to necessitate additional local expenditures, and so do not violate Part I, Article 28-a of the N.H. Constitution.