



NEW HAMPSHIRE RULEMAKING REGISTER

OFFICE OF LEGISLATIVE SERVICES

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VOLUME XXXIX, Number 10, March 7, 2019

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NOTE: POSSIBLE RULE EXTENSION

If the proposed rules contain existing, regular rules being readopted or readopted with amendments, and are not adopted and effective until after the expiration date(s) of the existing rules(s), then the existing rules will nevertheless continue in effect pursuant to RSA 541-A:14-a until the proposed rules are adopted and effective.

2.	<u>COMMITTEE (JLCAR)</u>	
	REGULAR MEETING: Friday, March 15, 2019 9:00 a.m. Rooms 306/308, Legislative Office Building	
	CONTINUED MEETING: Friday, April 5, 2019 9:00 a.m. Rooms 306/308, Legislative Office Building	
a.	List of Final Proposals and Proposed Interim Rules for Review	13

JLCAR MEETING DATES AND RELATED FILING DEADLINES MARCH-JUNE, 2019

The JLCAR has voted to hold its regularly scheduled meetings for March through June, 2019 on the third Friday of the month as listed below, except as noted. The minimum 14-day “deadline” prior to the regular JLCAR meeting is listed for agencies to file final proposals or proposed interim rules* for placement on the JLCAR agenda pursuant to RSA 541-A:12, I and RSA 541-A:19, V. The JLCAR has also scheduled continued meetings as listed below on select Fridays to address items postponed from the prior regular meetings.

Regular Meeting Filing Deadline*	Regular Meeting Date	Continued Meeting Date
March 1	March 15	April 5
April 12	April 26 (4 th Friday)	May 3
May 3	May 17	June 7
June 7	June 21	June 28

***NOTE:** The filing deadlines relate to JLCAR meetings pursuant to RSA 541-A. However, if a proposed interim rule is filed with a rulemaking notice for publication in the *Rulemaking Register*, be aware that Thursdays—not Fridays—remain the filing deadline under the *Drafting and Procedure Manual for Administrative Rules* to have the rulemaking notice published the following week. Therefore, filing the notice together with the proposed interim rule no later than the Thursday **before** the 14-day statutory deadline would assure that both the 14-day deadline for filing the rule and the deadline for publication in the *Rulemaking Register* would be met. See description in §3.3 of Chapter 3 of the *Drafting and Procedure Manual for Administrative Rules*.

Notices of Proposed Rules

<u>Notice Number</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>	<u>Page No.</u>
2019-39	Rab 306.01 & 308.01	Real Estate Appraiser Board Appraisal Management Company Fees.	1
2019-40	Ahp 301.02	Board of Directors, Office of Licensed Allied Health Professionals Fees.	4

Notices of Proposed Interim Rules

<u>Interim Notice Number</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>	<u>Page No.</u>
(INT 2019-8)	He-P 813	Department of Health and Human Services Former Division of Public Health Services Adult Family Care Residence.	7
(INT 2019-9)	He-E 802	Department of Health and Human Services Division of Elderly and Adult Services Nursing Facility Services.	9
(INT 2019-10)	He-M 1002	Department of Health and Human Services Former Div. of Mental Health & Developmental Svcs. Certification Standards for Behavioral Health Community Residences.	11

**JLCAR MEETING DATES AND RELATED FILING DEADLINES
JULY-DECEMBER, 2019**

The JLCAR has voted to hold its regularly scheduled monthly meetings for July through December, 2019 on the third Thursday of the month as listed below. The minimum 14-day “deadline” prior to the regular JLCAR meeting is listed for agencies to file final proposals or proposed interim rules for placement on the JLCAR agenda pursuant to RSA 541-A:12, I and RSA 541-A:19, V. The JLCAR has also scheduled continued meetings as listed below on select Thursdays to address any items postponed from the prior regular meetings.

Regular Meeting Filing Deadline	Regular Meeting Date	Continued Meeting Date
July 3 (Wednesday)	July 18	August 1
August 1	August 15	September 5
September 5	September 19	October 3
October 3	October 17	November 7
November 7	November 21	December 5
December 5	December 19	None

Notice Number 2019-39

Rule Number

Rab 306.01, Rab 308.01

1. Agency Name & Address:

**NH Real Estate Appraiser Board
c/o Office of Professional Licensure & Certification
121 South Fruit Street
Concord, NH 03301**

2. RSA Authority: **RSA 310-B:5, II; RSA 310-B:12-a; RSA 310-B:20; RSA 310-B:24, VI**

3. Federal Authority: **12 U.S.C. §3338; 12 CFR §§34.210-34.216; 12 CFR §1102**

4. Type of Action:

- Adoption _____
- Amendment _____
- Repeal _____
- Readoption _____
- Readoption w/amendment **X**

5. Short Title: **Appraisal Management Company Fees**

6. (a) Summary of what the rule says and of any proposed amendments:

The intended action is to readopt with amendments Rab 306.01, on maintenance of a fee schedule, and Rab 308.01, on appraisal management company requirements, so the Board's rules comply with the requirements for Appraisal Managements Companies ("AMCs") set by the Appraisal Subcommittee of the Federal Financial Institutions Examinations Council. These requirements can be found at 12 CFR §§34.210-34.216 and 12 CFR §1102 et seq.

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

Appraisal management companies, as defined in RSA 310-B:2-a, will be affected by these proposed amendments.

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 with the Rule Implements
Rab 306.01	RSA 310-B:5, II; RSA 310-B:12-a; RSA 310-B:12-e; RSA 310-B:20; RSA 310-B:21; RSA 310-B:24, VI, 12 U.S.C. 3338
Rab 308.01	RSA 310-B:12-b; RSA 310-B:12-n; RSA 310-B:24, VII-a; 12 U.S.C. 3338

NN 2019-39 Continued

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

Name: **Tom Broderick** Title: **Attorney III**
Address: **121 South Fruit Street** Phone #: **603-271-3103**
Concord, NH 03301 Fax#: **603.271-0597**
E-mail: **Thomas.Broderick@oplcnh.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: **May 3, 2019 at the conclusion of the public hearing**

Fax E-mail Other format (specify):

9. Public hearing scheduled for:

Date and Time: **May 3, 2019 at 9:15 a.m.**

Place: **Office of Professional Licensure & Certification, 121 South Fruit Street,
Concord, NH 03301**

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

FIS # 19:014 REVISED, dated February 21, 2019

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

Proposed Rab 306.01(e) contains a new \$25 annual fee per appraiser who performs an appraisal on certain transactions for an appraisal management company (AMC). This fee is payable by the AMC and is in addition to the existing \$900 application fee for annual registration of AMCs. There is no cost when comparing proposed Rab 308.01 to the existing rule.

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

12 U.S.C. §3338, 12 C.F.R. 34.210-34.216 and 12 C.F.R. 1102 et seq. govern AMC requirements set forth by the Appraisal Subcommittee of the Federal Financial Institutions Examination Council (ASC). 12 C.F.R. 1102.402 specifies an annual AMC registry fee applicable in states that elect to register and supervise AMCs. The fee is assessed at \$25 multiplied by the number of appraisers who have performed an appraisal for the AMC in connection with a covered transaction in such state during the previous year, or since the AMC commenced doing business in the case of an AMC that has not been in existence more than a year. 12 C.F.R. 1102.403 directs the state collection and transmission of the annual AMC registry fee to the ASC on an annual basis. The Real Estate Appraiser Board will collect and remit this new fee to the ASC and there is no impact on any state funds.

NN 2019-39 Continued*(Item 10. continued)***3. Cost and benefits of the proposed rule(s):**

Citizens of the state and independently owned businesses that own AMC's will be charged an additional \$25 per appraiser whose work involves covered transactions. The Real Estate Appraiser Board cannot estimate the number of such appraisers who are employed by an AMC and whose work involves covered transactions, and thus will be subject to the fee, but the following information was provided as of January 29, 2019:

1. There are 114 registered AMC's
2. There are 721 licensees, including licensed residential appraisers, certified residential appraisers and certified general appraisers, all of whom may work for an AMC on a covered transaction and would therefore be subject to the \$25 fee; payable by the AMC.

Licensee appraisal of certain federally related real estate transactions may be impacted if the state does not fully participate in the program requirements.

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

See (3) above. No cost to political subdivisions.

C. To independently owned businesses:

See (3) above.

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 New Hampshire Constitution. These rules do not mandate or assign this program to any political subdivision in any way.

Notice Number 2019-40

Rule Number Ahp 301.02

1. Agency Name & Address:

NH Office of Licensed Allied Health Professionals
c/o Office of Professional Licensure & Certification
121 S. Fruit Street
Concord, NH 03301

2. RSA Authority: RSA 328-F:13, III, V; RSA 328-F:15

3. Federal Authority: n/a

4. Type of Action:
 Adoption _____
 Amendment _____
 Repeal _____
 Readoption _____
 Readoption w/amendment X

5. Short Title: **Fees**

6. (a) Summary of what the rule says and of any proposed amendments:

This proposal readopts with amendments Ahp 301.02, which specifies the fees of the Governing Boards for licensure and certification. This proposal will add the following additional fees: an application processing fee for initial certification, a fee for a replacement of a “pocket card,” a fee for temporary initial licenses, a fee for temporary initial certifications, and a fee for the late filing for a renewal of a certificate. In addition, the proposed amendment will eliminate the rule on the fee for a list of licensees/certificate holders provided on labels.

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

Applicants for initial certification will be charged a new application fee of \$20.00. Licensees and certificate holders who need a replacement “pocket card” will be charged a replacement fee of \$5.00. Applicants for temporary licensure will be charged a fee of \$100. Applicants for for a temporary certificate will be charged a fee of \$45.00. Individuals holding a certificate who file their renewal paperwork late will be charged a new late fee of \$55.00.

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

Rule	Statute
Ahp 301.02	RSA 328-F:13, III, V; RSA 328-F:15; RSA 328-F:18, VI

NN 2019-40 Continued

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

Name: **Thomas Broderick** Title: **Attorney III**
 Address: **121 S. Fruit Street** Phone #: **(603) 271-3103**
Concord, NH 03301 Fax#: **(603) 271-0597**
 E-mail: **Thomas.Broderick@opl.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: **April 1, 2019 at the conclusion of the public hearing.**

Fax E-mail Other format (specify):

9. Public hearing scheduled for:

Date and Time: **April 1, 2019 at 9:15 a.m.**
 Place: **Office of Professional Licensure & Certification, 121 S. Fruit St.
 Concord, NH 03301**

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

FIS # 19:029, dated March 1, 2019

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

Compared to the existing rule, the proposed rule will increase costs by an indeterminable amount for citizens who are licensed and independently owned businesses that cover their licensed employee's cost.

2. Cite the Federal mandat . 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 adds new fees to Ahp 301.02(a) Fees. which states: "The fee schedule of fees for licensure and for certification of speech-language assistants shall be as follows:" The Allied Health Governing Board indicates the existing and new fees will apply to all seven governing boards, including athletic trainers, genetic counselors, occupational therapists, physical therapists, recreational therapists, respiratory care practitioners, and speech language pathologists. Currently, the only certificates issued are for speech language assistants by the Speech Language Pathology Board. Fees relating to certificates or certification are currently only applicable to speech language assistants. The Allied Health Governing Board estimates the new fees will yield the following revenues:

New \$20 application processing fee for initial certification:
\$20 fee x 50 applications for certifications per year = \$1,000 per year

New \$5 replacement of pocket card fee:
\$5 fee x 4 requests per month x 12 months = \$240 per year

NN 2019-40 Continued

(Item 10. continued)

New \$100 temporary initial license fee and new \$45 temporary initial *certificate* fee:
Since August 20, 2018 the Board has not received any applications for initial licensure or *certification* and is unable to predict how many such applications will be received in the future. Temporary licensure is only available to those applicants who have made their application to the respective governing board but may not have yet received a license pursuant to RSA 328-F:18, VI.

New \$55 fee for the late filing for renewal of a *certificate*:
 $\$55 \text{ fee} \times 10 \text{ late filings per renewal period (every 2 years)} / 2 = \275 per year

The proposed rule also deletes the \$35 fee for a list of licensees and certificate holders of a single governing board on labels provided by the requestor. The Allied Health Governing Board indicates there is no expected savings from the deletion of this fee because there are no longer requests for information in this format. Requestors obtain lists via email and can format the labels themselves without incurring a fee.

A. To State general or State special funds:

No cost to state general funds. Additional fees will be deposited into the Office of Professional Licensure and Certification Fund pursuant to RSA 310-A:1-e, I(b).

B. To State citizens and political subdivisions:

Citizens who are licensed or certified by any of the governing boards may incur the additional expenses of such fees. No cost to political subdivisions.

C. To independently owned businesses:

Independently owned businesses that employ such licensed or certified individuals and who cover their expenses may incur an additional expense associated with the new fee.

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

This rule does not violate Part I, Article 28-a of the New Hampshire Constitution. This rule does not mandate or assign this program to any political subdivision in any way.

Proposed Interim Rule Number 2019-8 Rule Number He-P 813

<p>1. Agency Name & Address:</p> <p>Dept. of Health and Human Services Health Facility Licensing Unit 129 Pleasant Street Concord, NH 03301</p> <p>5. Filing Date: February 26, 2019</p>	<p>2. RSA Authority: <u>RSA 151:9, VIII</u></p> <p>3. Federal Authority: _____</p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Amendment _____</p> <p>Repeal _____</p> <p>Readoption <u>X</u></p> <p>Readoption w/amendment _____</p>
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6. Short Title: **Adult Family Care Residence**

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

Name: Allyson Zinno	Title: Administrative Rules Coordinator
Address: NH Dept. of Health & Human Services Administrative Rules Unit 129 Pleasant Street Concord, NH 03301	Phone #: 271-9604 Fax#: 271-5590 E-mail: <u>allyson.zinno@dhhs.nh.gov</u>

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

**The proposed rules may be viewed and downloaded at:
<http://www.dhhs.nh.gov/oos/aru/comment.htm>**

8. Summary explaining the effect of the rule:

Most of He-P 813 is scheduled to expire on March 29, 2019. Only He-P 813.08(a) and He-P 813.10(a) on forms are not expiring. The Department of Health and Human Services (Department) is proposing to readopt He-P 813 as an interim rule pursuant to RSA 541-A:19, I(d) to continue the rules which would otherwise expire prior to the completion of the readoption of the rules in the regular process by the Department. He-P 813 establishes the minimum standards and procedure for the certification of an adult family care residence. Without these rules the Department is unable to establish and enforce these standards and procedures. Although not all of He-P 813 is expiring, all of He-P 813 is included so that the proposal as a whole is understandable.

9. Listing of people, enterprises, and government agencies affected by the rule:

These rules affect any individual, agency, partnership, association, or other legal entity offering adult family care services to one or 2 residents in a home-like environment and receiving reimbursement from the New Hampshire Medicaid choices for independence waiver program for those services.

INT 2019-8 Continued

10. Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement.

Rule	Specific State or Federal Statutes the Rule Implements
He-P 813.01 - 813.03	RSA 151:2, IV; Section 1915(c) of the Social Security Act
He-P 813.04	RSA 151:9, VIII(a)(2)
He-P 813.05	RSA 151:2, IV; RSA 151:9, VIII
He-P 813.06	RSA 151:2, IV; Section 1915(c) of the Social Security Act
He-P 813.07 - 813.08	RSA 151:2, IV; RSA 151:9, VIII
He-P 813.09	RSA 151:6-a
He-P 813.10 - 813.23	RSA 151:2, IV; RSA 151:9, VIII
He-P 813.24	RSA 151:9, I(b)
He-P 813.25	RSA 151:9, VIII

11. Summary of the effect upon the state if the rule were not adopted:

Without the expiring provisions in He-P 813 the Department is unable to establish and enforce these standards and procedures.

12. Proposed date of review by the Joint Legislative Committee on Administrative Rules:

March 15, 2019.

13. The fiscal impact statement prepared by the Legislative Budget Assistant

No fiscal impact statement is required with this interim rule.

Proposed Interim Rule Number 2019-9

Rule Number He-E 802

1. Agency Name & Address:

**Dept. of Health and Human Services
Division of Long Term Supports and Services
Bureau of Elderly and Adult Services
105 Pleasant St., Main Bldg.
Concord, NH 03301**

2. RSA Authority: RSA 151-E:12, RSA 161:4-a, IX

3. Federal Authority: 42 USC 1396a and 1396r

4. Type of Action:

Adoption _____

Amendment _____

Repeal _____

Readoption X

Readoption w/amendment _____

5. Filing Date: **February 26, 2019**

6. Short Title: **Nursing Facility Services**

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

Name: **Allyson Zinno**

Title: **Administrative Rules Coordinator**

Address: **NH Dept. of Health & Human Services
Administrative Rules Unit
129 Pleasant Street
Concord, NH 03301**

Phone #: **271-9604**

Fax#: **271-5590**

E-mail: allyson.zinno@dhhs.nh.gov

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

The proposed rules may be viewed and downloaded at:

<http://www.dhhs.nh.gov/oos/aru/comment.htm>

8. Summary explaining the effect of the rule:

He-E 802 describes the criteria by which the Department of Health and Human Services (Department) determines if an individual is eligible for Medicaid reimbursement for nursing facility care, as well as other requirements that include services provided at the nursing facility, procedure governing the resident’s temporary absence from the facility, and transfers and discharges. He-E 802.01 through He-E 802.17 are scheduled to expire on March 19, 2019. If He-E 802.01 through He-E 802.17 are not in effect, the Department will not be able to establish requirements for reimbursement for nursing facility care under Medicaid, and no way of establishing requirements for services to support nursing facility residents, a vulnerable population.

The Department is proposing to file an interim rule pursuant to RSA 541-A: 19, I(d) to continue its rules which would otherwise expire prior to the completion of the readoption of the rules by the agency. He-E 802.18, which is not scheduled to expire, has been included so that the proposal as a whole is understandable.

9. Listing of people, enterprises, and government agencies affected by the rule:

He-E 802 affects nursing facilities as well as individuals residing in those facilities.

INT 2019-9 Continued

10. Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement.

RULE	STATUTE/FEDERAL REGULATION
He-E 802.01	RSA 161:4-a, IX and RSA 151
He-E 802.02	42 USC 1396r and RSA 151:2
He-E 802.03	RSA 151-E:3
He-E 802.04	42 USC 1396r; 42 CFR 483.132; RSA 151-E
He-E 802.05	RSA 151-E:3
He-E 802.06	RSA 151-E:3
He-E 802.07	42 USC 1396a and 1396r
He-E 802.08	42 USC 1396r
He-E 802.09	RSA 161:4-a, IX, 42 USC 1396r and RSA 161:4-a, IX
He-E 802.10	42 CFR 483.10(i)(F)
He-E 802.11	42 USC 1396r and RSA 151:21
He-E 802.12	42 USC 1396r
He-E 802.13	42 USC 1396r
He-E 802.14	42 USC 1396r and RSA 151:21
He-E 802.15	42 USC 1396r; 42 CFR 447.40; RSA 151:25
He-E 802.16	42 USC 1396r and RSA 151:26
He-E 802.17	42 USC 1396r and RSA 151:26
He-E 802.18	RSA 541-A:19-b

11. Summary of the effect upon the state if the rule were not adopted:

If He-E 802.01 through He-E 802.17 do not continue in effect, the Department will be unable to establish requirements for reimbursement for nursing facility care under Medicaid and establish requirements for services to support nursing facility residents, which is a vulnerable population.

12. Proposed date of review by the Joint Legislative Committee on Administrative Rules:

March 15, 2019

13. The fiscal impact statement prepared by the Legislative Budget Assistant

No fiscal impact statement is required with this interim rule.

Proposed Interim Rule Number	2019-10	Rule Number	He-M 1002
1. Agency Name & Address: Dept. of Health & Human Services Bureau of Developmental Services 105 Pleasant St., Main Bldg. Concord, NH 03301		2. RSA Authority:	<u>RSA 126-A:20, I & III, RSA 135-C:61, XII</u>
5. Filing Date: 2/27/2019		3. Federal Authority:	_____
		4. Type of Action:	
		Adoption	_____
		Amendment	_____
		Repeal	_____
		Readoption	<u> X </u>
		Readoption w/amendment	_____

6. Short Title: **Certification Standards for Behavioral Health Community Residences**

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

Name:	Kim Reeve, Esq.	Title:	Legal Counsel- Admin Rules
Address:	NH Dept. of Health & Human Services Administrative Rules Unit 129 Pleasant Street Concord, NH 03301	Phone #:	271-9640
		Fax#:	271-5590
		E-mail:	<u>kimberly.reeve@dhhs.nh.gov</u>

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

The proposed rules may be viewed and downloaded at:
<http://www.dhhs.nh.gov/oos/aru/comment.htm>

8. Summary explaining the effect of the rule:

The proposed interim rule, He-M 1002, defines the standards and procedures for the certification of community residences funded by the state of NH for persons with mental illness. This rule specifies minimum standards for governing the operation and continued certification of these residences.

Most of the rule expires on 3-25-2019. The grounds for this proposal is to allow the rule to remain in effect pursuant to RSA 541-A:19, I(d), and allow the Department time to determine what changes need to be made to the rule during regular rulemaking. Some provisions in He-M 1002.02 were amended effective 7-26-11 (Document #9960), and some provisions in He-M 1002.18 were amended effective 7-24-13 (Document #10385). These provisions and He-M 1002.19, effective 3-25-11 (Document #9894-B), are not expiring, but are being included in this proposal so that the proposal as a whole is understandable.

9. Listing of people, enterprises, and government agencies affected by the rule:

Individuals who reside at behavioral health community residences and providers who offer these residential services under these rules.

INT 2019-10 Continued

10. Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement.

Rule	State Statute Implemented
He-M 1002.01 - 1002.19	RSA 126-A:19, 20

11. Summary of the effect upon the state if the rule were not adopted:

If the interim rule were not adopted, the Department would not be able to have specific standards and procedures for the certification of community residences funded by the State.

12. Proposed date of review by the Joint Legislative Committee on Administrative Rules:

March 15, 2019

13. The fiscal impact statement prepared by the Legislative Budget Assistant, if applicable.

Not applicable.

FINAL PROPOSALS FOR COMMITTEE REVIEW ON MARCH 15, 2019

<u>Final Proposal #</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>
2018-156	Saf-C 5900	Department of Safety, Commissioner Emergency Medical Services Rules.
2018-161	Ph 1700	Pharmacy Board Continuous Quality Improvement Within Pharmacies.
2018-164	Puc 3000	Public Utilities Commission Competitive Natural Gas Supplier and Aggregator Rules.
2018-171	Env-Wq 1200	Department of Environmental Services Water Quality and Quantity Programs Winnepesaukee River Basin Program Rules.
2018-212	Ins 2900	Insurance Department Hazardous Financial Conditions, Licensed Companies.
2018-213	Ins 3000	Insurance Department Privacy of Consumer Financial and Health Information.
2018-214	He-C 6343	Department of Health and Human Services, Commissioner Certification Payment Standards for Transportation Service Providers.
2018-215	He-P 827	Department of Health and Human Services Former Division of Public Health Services Freestanding Megavoltage Radiation Therapy Facility.
2019-1	He-P 2700 various	Department of Health and Human Services Former Division of Public Health Services Milk Producers, Milk Plants, Producer-Distributors, and Distributors.
2019-2	Asb 300	Assessing Standards Board Certification of Assessors.
2019-3	Cub 304.03, 304.07, 304.08, 304.13, 304.14	Current Use Board Current Use Assessment Ranges.
2019-9	Pes 101.36	Pesticide Control Board Definition of "Supervisory Registration Certificate-General Use."
2019-10	Pes 301.03, 301.04, 303.01, 505.01	Pesticide Control Board Definitions, Supervisory Level Certificates, and Use Along Public Road Rights-of-Way.
2019-12	He-P 4038 various	Department of Health and Human Services Former Division of Public Health Services The Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material.

PROPOSED INTERIM RULES FOR COMMITTEE REVIEW ON MARCH 15, 2019

<u>Proposed Interim #</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>
INT 2019-8	He-P 813	Department of Health and Human Services Former Division of Public Health Services Adult Family Care Residence.
INT 2019-9	He-E 802	Department of Health and Human Services Division of Elderly and Adult Services Nursing Facility Services.
INT 2019-10	He-M 1002	Department of Health and Human Services Former Div. of Mental Health & Developmental Svcs. Certification Standards for Behavioral Health Community Residences.

NOTICE OF ADOPTED RULES

<u>Document # (Final Proposal)</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>	<u>Effective Expires</u>
12723 (INT 2019-3)	He-C 1550	Department of Health and Human Services Former Office of Alcohol & Drug Abuse Prevention Submission of Health Care Facility Financial Data.	2/14/2019 8/13/2019
12724 (FP 2018-150)	Ahp 100	Board of Directors, Office of Licensed Allied Health Professionals Organizational Rules. <i>(As organizational rules they do not expire except pursuant to RSA 541-A:17, II).</i>	2/15/2019
12725 (FP 2018-152)	Ahp 600	Board of Directors, Office of Licensed Allied Health Professionals Allied Health Forms for Governing Boards.	2/15/2019 2/15/2029
12726 (FP 2018-74)	Ed 403.03, 405.01, 407.01	Board of Education Non-public School Approval.	2/16/2019 2/16/2029
12727 (INT 2019-6)	He-P 807	Department of Health and Human Services Former Division of Public Health Services Rules for Residential Treatment and Rehabilitation Facilities.	2/20/2019 8/19/2019
12728 (FP 2018-196)	Env-Wq 404	Department of Environmental Services Water Quality and Quantity Programs Underground Injection Control Requirements.	3/1/2019 3/1/2029
12729 (INT 2019-7)	He-P 2300 various	Department of Health and Human Services Former Division of Public Health Services Sanitary Production and Distribution of Food.	2/21/2019 8/20/2019
12730 (FP 2018-202)	Rev 307.13	Department of Revenue Administration Qualified Regenerative Manufacturing Companies.	2/21/2019 2/21/2029
12731 (INT 2019-4)	He-M 204	Department of Health and Human Services Former Div. of Mental Health & Developmental Svcs. Rights Protection Procedures.	2/22/2019 8/21/2019
12732 (INT 2019-5)	He-W 536	Department of Health and Human Services Former Division of Human Services Medical Services Clinics.	2/22/2019 8/21/2019
12733 (INT 2018-26)	He-W 837	Department of Health and Human Services Former Division of Human Services NH Granite Advantage Health Care Program.	2/23/2019 8/22/2019