

Notice Number 2024-47Rule Number Saf-C 4000

1. Agency Name & Address:

**Department of Safety
33 Hazen Drive
Concord, NH 03305**

2. RSA Authority: **RSA 21-P:70, II**3. Federal Authority: **N/A**

4. Type of Action:

Adoption Repeal Readoption Readoption w/amendment **X**5. Short Title: **Northern Border Alliance Program**

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:

This proposal readopts with amendment the current interim rules that were effective 12-1-23 and established the conditions for eligibility for grants to certain state, county, and local law enforcement agencies, as well as a process for application for such grants, from the Northern Border Alliance Fund (“Fund”) established in RSA 21-P:70 by Chapter 79:477 of the Laws of 2023, effective July 1, 2023. The grant program to be administered with these rules is in furtherance of the Northern Border Alliance Program (“Program”) provided in RSA 21-P:69, which has been established by Chapter 79:477 of the Laws of 2023. The Program has been established to reduce the instances of crimes and illicit activity occurring within New Hampshire within 25 air miles from the Canadian border. Saf-C 4005.01(d)(5) on the application process, Saf-C 4007.01(d)(2) on reimbursement, and Saf-C 4008.01(a) on recordkeeping are being amended to revise the form DSAD 101, “Northern Border Alliance (NBA) Activity Form,” as to the activity information collected on the form. If this proposal were not adopted, there would be no uniform eligibility criteria and application process for grants from the Fund, once the interim rules expire on May 29, 2024.

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

The persons and entities affected by the rule include all law enforcement agencies having jurisdiction within the Northern Border Alliance patrol area who apply for funding from the Fund; the Department of Safety, Division of State Police and Grants Management Unit; and the municipalities and citizens within the Northern Border Alliance patrol area.

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
Saf-C 4001	RSA 21-P:69; RSA 21-P:70
Saf-C 4002.01	RSA 21-P:69; RSA 21-P:70; RSA 541-A:7
Saf-C 4002.02	RSA 23:1; RSA 21-P:69; RSA 21-P:70; RSA 31:95-b; RSA 37:6; RSA 541-A:7
Saf-C 4002.03 – Saf-C 4002.08	RSA 21-P:69; RSA 21-P:70; RSA 541-A:7
Saf-C 4003	RSA 21-M:3-b; RSA 21-P:69; RSA 21-P:70; RSA 104:6; RSA 105:3
Saf-C 4004	RSA 21-P:69; RSA 21-P:70
Saf-C 4005	RSA 21-P:69; RSA 21-P:70
Saf-C 4006	RSA 21-P:69; RSA 21-P:70
Saf-C 4007	RSA 21-P:69; RSA 21-P:70

Rule	Specific State Statute the Rule Implements
Saf-C 4008	RSA 21-P:69; RSA 21-P:70
Saf-C 4009	RSA 21-P:69; RSA 21-P:70

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

Name: **David M. Hiltz, Esq.** Title: **Senior Staff Counsel**
Mailing **Department of Safety** Phone #: **(603) 227-4032**
Address: **33 Hazen Drive, Room 209** Fax#: **(603) 271-1033**
Concord, NH 03305 E-mail: **Rules@dos.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 25, 2024 at 4:30 p.m.**

☐ Fax ☒ E-mail ☒ Other format (specify):
Mail to address above

9. Public hearing scheduled for:

Date and Time: **Thursday, April 18, 2024 at 1:30 p.m.**

Physical **Division of Motor Vehicles, 23 Hazen Drive, Concord, NH 03305,**
Location: **Auditorium Anteroom**

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

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

FIS # **24:049** , dated **March 11, 2024**

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

There is no difference in costs when comparing the proposed rules to the existing interim 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):**

- 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:

This proposal does not create a new program or responsibility or expand or modify an existing program or responsibility, and this proposal does not mandate or assign a program or responsibility to any political subdivision in such a way as to increase the costs a political subdivision must pay. Therefore, this proposal does not violate Part I, Article 28-a of the N.H. Constitution.