

Notice Number 2024-66

Rule Number Bea 600

<p>1. Agency Name &amp; Address:</p> <p><b>Department of Business and Economic Affairs 100 N. Main Street Concord, NH 03301</b></p>	<p>2. RSA Authority: <u>RSA 12-O:70</u></p> <p>3. Federal Authority: _____</p> <p>4. Type of Action:</p> <p>Adoption <u>  X  </u></p> <p>Repeal _____</p> <p>Readoption _____</p> <p>Readoption w/amendment _____</p>
---	---

5. Short Title: **InvestNH 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:

**The Department of Business and Economic Affairs (Department) proposes to adopt Chapter Bea 600 to implement the InvestNH Program and Fund established in RSA 12-O:69 and RSA 12-O:70 pursuant to 2023, 79:39, effective 7-1-23. The purpose of the InvestNH Program is to make grants and loans to municipalities and to housing developers to improve the ability to accelerate the approval of affordable workforce housing as defined in RSA 674:58, IV, and other types of housing determined by the Department to be important for the economic development of the state.**

**Chapter Bea 600 specifies the purpose and applicability of the rules; includes definitions for terms used in the Chapter; sets requirements on eligibility for grants and loans, the application process, and operation of the Program, including oversight by the Department of grant and loan awards; and establishes a procedure for the applicant to request an administrative review of the scoring of its application.**

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

**Groups affected by the rules may include municipalities within the state of New Hampshire, for profit and nonprofit housing developers, private citizens affected by housing shortages within the state of New Hampshire. Involvement in the InvestNH Program is voluntary.**

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

<b>Provision of the Proposed Rule</b>	<b>Specific State or Federal Statutes or Regulations which the Rule is Intended to Implement</b>
Bea 601.01	RSA 12-O:69; RSA 12-O:70
Bea 601.02	RSA 12-O:69
Bea 602.01	RSA 12-O:70; RSA 674:71; RSA 674:73
Bea 602.02-Bea 602.10	RSA 12-O:70
Bea 602.11	RSA 12-O:70; RSA 541-A:29
Bea 602.12 and Bea 602.13	RSA 12-O:70
Bea 602.14	RSA 12-O:70; RSA 672:6
Bea 602.15	RSA 12-O:70; RSA 541-A:29
Bea 602.16	RSA 12-O:70; RSA 674:24
Bea 602.17	RSA 12-O:70

<b>Provision of the Proposed Rule</b>	<b>Specific State or Federal Statutes or Regulations which the Rule is Intended to Implement</b>
Bea 602.18	RSA 12-O:70; RSA 674:58, II
Bea 602.19	RSA 12-O:70
Bea 602.20-Bea 602.25	RSA 12-O:70
Bea 602.26	RSA 12-O:70; RSA 483-B:4, XIX
Bea 602.27-Bea 602.32	RSA 12-O:70
Bea 602.33	RSA 12-O:70; RSA 674:58
Bea 603.01	RSA 12-O:70
Bea 604.01	RSA 12-O:70; RSA 674:58, IV
Bea 604.02-Bea 604.03	RSA 12-O:70
Bea 604.04	RSA 12-O:70; RSA 541-A:29
Bea 604.05	RSA 12-O:70
Bea 604.06	RSA 12-O:69
Bea 604.07	RSA 12-O:70; RSA 541-A:15
Bea 604.08	RSA 12-O:70
Bea 605.01	RSA 12-O:70
Bea 606	RSA 12-O:69

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

Name: **Justin Rosamilio** Title: **Planning and Land Use Manager**  
Mailing Address: **Department of Business and Economic Affairs** Phone #: **603-931-0566**  
**100 N. Main Street** Fax#:   
**Concord, NH 03301** E-mail: **justin.a.rosamilio@livefree.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: **Friday, May 17, 2024**

Fax  E-mail  Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Friday, May 10, 2024, 10:00 AM**

Physical Location: **Dept. of Business and Economic Affairs**  
**100 N. Main Street Concord, NH 03301**

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

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

FIS # 24:064 , dated 04/03/2024

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

Not applicable as 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):**

The proposed rules create definitions, program roles, eligibility, operation, and oversight for the InvestNH grant and loan program and fund established pursuant to RSA 12- O:69-70. Any costs or benefits are attributable to statute and not the proposed rules.

**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:

**The proposed rules do not mandate or assign any new, expanded, or modified program or responsibilities to any political subdivision of the state of New Hampshire, and therefore, this proposal does not violate Part I, Article 28-a of the N.H. Constitution.**