

JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES

REGULAR MEETING

TENTATIVE AGENDA

MAY 19, 2023 - 9:00 a.m.

ROOMS 306/308 LEGISLATIVE OFFICE BUILDING

[LIVE LINK: https://youtube.com/live/hY5IAMyGH3A?feature=share](https://youtube.com/live/hY5IAMyGH3A?feature=share)

JLCAR MEMBERS

SENATE 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

HOUSE MEMBERS

Rep. Carol M. McGuire, Chair
 Rep. William Hatch
 Rep. Erica Layon
 Rep. Robert Lynn
 Rep. Peter B. Schmidt
 Alternates:
 Rep. Fred Doucette
 Rep. Sallie Fellows
 Rep. Jaci Grote
 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

Waste Management Council

- (a) FP 2022-190 Organizational and Procedural Rules
APPROVED Ec-Wst 100 and Ec-Wst 200
 (JLCAR Deadline June 2, 2023)

Board of Education

- (b) FP 2022-200 Administrative Endorsements
APPROVED Ed 501.02, Ed 505.03, Ed 505.05, Ed 506.01- Ed 506.09
 (JLCAR Deadline June 23, 2023)
- (c) FP 2022-220 Educational Interpreter/Transliterators for Children and Youth Ages 3-22
APPROVED Ed 504.11
 (JLCAR Deadline June 23, 2023)
- (d) FP 2023-20 Developmentally Appropriate Daily Physical Activity Program
APPROVED Ed 310
 (JLCAR Deadline June 23, 2023)

Board of Directors, Office of Licensed Allied Health Professionals

- (e) FP 2022-231 Rules of the Practice and Procedure
APPROVED Ahp 200
 (JLCAR Deadline June 26, 2023)

NH Pharmacy Board

- (f) FP 2023-1 Collaborative Pharmacy Practice
APPROVED Ph 1100 various
 (JLCAR Deadline June 5, 2023)

Mechanical Licensing Board

- (g) FP 2023-17 Rules of the Practice and Procedure
APPROVED Mec 200
 (JLCAR Deadline June 12, 2023)

Department of Environmental Services

Air Related Programs

- (h) FP 2023-28 Acid Deposition Control Programs
APPROVED Env-A 400
 (JLCAR Deadline June 19, 2023)

Governing Board of Athletic Trainers

- (i) FP 2023-35 Reinstatement Fee Waiver for Active Military Duty and Obligation to Update a Licensee's Information
APPROVED
Ath 403.05 and Ath 406.03
(JLCAR Deadline June 19, 2023)

Department of Health and Human Services

Former Division of Human Services

- (j) FP 2023-40 Disqualifications of Fleeing Felon and Probation or Parole Violator
APPROVED
He-W 734.02
(JLCAR Deadline June 19, 2023)
- (k) FP 2023-41 Corrective Payments
APPROVED
He-W 688.01
(JLCAR Deadline June 19, 2023)
- (l) FP 2023-42 Termination of Financial Assistance
APPROVED
He-W 674.01
(JLCAR Deadline June 19, 2023)
- (m) FP 2023-43 Resource Limits When Determining Eligibility for Financial Assistance to Needy Families (FANF)
APPROVED
He-W 656.06
(JLCAR Deadline June 19, 2023)

Department of Safety, Commissioner

- (n) EXIR 2023-1 Out-of-Service Criteria for Commercial Transportation of Hazardous Materials
APPROVED
Saf-C 604.02(h)
(No JLCAR Deadline)
- (o) EXIR 2023-2 Out-of-Service Criteria for Commercial Vehicle Transportation of School Vehicles
APPROVED
Saf-C 1302.09 and Saf-C 1316.01(b)
(No JLCAR Deadline)

Conditional Approval Requests

Objection Responses

3 REGULAR AGENDA

Fish and Game Department

- (a) FP 2023-60 Wildlife Rules and Licenses and Permits
APPROVED
Fis 300 various, Fis 1102.06, Fis 1102.12, and Fis 1110.03
(JLCAR Deadline June 26, 2023)

Department of Safety, Commissioner

- (b) FP 2022-159 Readoption of Driver Licensing Rules
POSTPONED TO 6-16-23 MEETING
Saf-C 1000
(To Be Postponed, JLCAR Deadline June 26, 2023)
- (c) FP 2022-186 Motor Carrier Safety Rules
POSTPONED TO 6-16-23 MEETING
Saf-C 900
(JLCAR Deadline June 20, 2023)
- (d) FP 2023-66 State Police Tow List
CONDITIONAL APPROVAL
Saf-C 9400
(JLCAR Deadline June 27, 2023)

Department of Health and Human Services

Commissioner

- (e) FP 2022-160 Telehealth Services
CONDITIONAL APPROVAL
He-C 5004
(JLCAR Deadline June 19, 2023)
- (f) FP 2022-208 Health and Safety Rules for Facility-Based and In-Home License-Exempt Child Care Providers
CONDITIONAL APPROVAL
Receiving Child Care Scholarship
He-C 6916 and He-C 6917
(JLCAR Deadline June 12, 2023)

Board of Directors, Office of Licensed Allied Health Professionals

- (g) FP 2022-165 Fees
POSTPONED TO Ahp 301.02
6-16-23 MEETING (JLCAR Deadline June 26, 2023)

Board of Tax and Land Appeals

- (h) FP 2022-195 Organizational Rules for the Board of Tax and Land Appeals
POSTPONED TO Tax 100
6-16-23 MEETING (To Be Postponed, JLCAR Deadline June 16, 2023)
- (i) FP 2022-196 Organizational Rules of Procedure for the Board of Tax and Land Appeals
POSTPONED TO Tax 201
6-16-23 MEETING (To Be Postponed, JLCAR Deadline June 16, 2023)
- (j) FP 2022-197 Procedural Rules for Specific Types of Appeals
POSTPONED TO Tax 202 - Tax 216
6-16-23 MEETING (To Be Postponed, JLCAR Deadline June 16, 2023)
- (k) FP 2022-198 Notice of Tax Date, Exemptions from Property Tax and Filing Fees
POSTPONED TO Tax 300 - Tax 500
6-16-23 MEETING (To Be Postponed, JLCAR Deadline June 16, 2023)

Department of Health and Human Services

Former Division of Mental Health and Developmental Services

- (l) FP 2022-230 Rights of Persons Receiving Developmental Services or Acquired Brain Disorder Services
POSTPONED TO in the Community
6-16-23 MEETING He-M 310
(JLCAR Deadline May 23, 2023)

Board of Medicine

- (m) FP 2023-18 Definition of Medical Review Subcommittee, Access to Public Records, and Draft Decisions
POSTPONED TO Med 102.08, Med 104.01, and Med 105.03
6-16-23 MEETING (JLCAR Deadline June 16, 2023)

Assessing Standards Board

- (n) FP 2023-21 Certification of Assessors
POSTPONED TO Asb 300 various
6-16-23 MEETING (JLCAR Deadline June 5, 2023)

Department of Environmental Services

Air Related Programs

- (o) FP 2023-29 Prevention, Abatement, and Control of Mobile Source Air Pollution
POSTPONED TO Env-A 1100
6-16-23 MEETING (JLCAR Deadline June 19, 2023)

Office of Professional Licensure and Certification

- (p) FP 2023-51 Fees for Site Visits and Inspections Not Related to Licensure
POSTPONED TO Plc 1001.17
6-16-23 MEETING (JLCAR Deadline June 26, 2023)
- (q) FP 2023-52 Application-Related Fees for Regulated Professionals
POSTPONED TO Plc 1002
6-16-23 MEETING (JLCAR Deadline June 26, 2023)
- (r) FP 2023-67 Recreational Therapists
POSTPONED TO Plc 1400
6-16-23 MEETING (JLCAR Deadline June 26, 2023)

Board of Education

- (s) INT 2023-2 Regional Career and Technical Education Agreements (RCTEA)
POSTPONED TO Ed 1301.01 and Ed 1304.02
6-16-23 MEETING (JLCAR Deadline August 2, 2023)

Objection Responses

Department of Administrative Services

- (t) FP 2022-164 Procurement and Plant and Property Rules
REVISED Adm 600 and Adm 800
OBJECTION (JLCAR Deadline May 23, 2023)

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, 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