



STATE OF NEW HAMPSHIRE
JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES
ROOM 219
25 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6312

Action Minutes

June 5, 2015

Members Present: Representatives McGuire, Schmidt, Ladd, Kidder, Sad, and Hatch*, and Senators Reagan, Avard, Feltes, and Daniels*. (*) Indicates alternate member.

(**) Part 1, Article 28-a of the N.H. Constitution was not an issue in the Committee's discussions or decisions in this meeting.

1. The meeting was convened at 9:00 a.m. by Rep. McGuire as Chair.

Members present at this time, aside from Rep. McGuire, were Reps. Schmidt, Ladd, Kidder, Sad, and Hatch, and Sens. Reagan, Avard, Feltes, and Daniels.

Rep. McGuire designated Sen. Daniels and Rep. Hatch as alternates, respectively, for Sen. Cataldo and Sen. Watters, who were absent.

2. The Committee discussed the minutes of the Committee meeting on May 15, 2015.

Sen. Reagan moved that the minutes be approved.

Sen. Daniels seconded.

Adopted.

3. The Committee discussed whether to postpone action on certain items to another meeting.

Sen. Reagan moved that the Committee postpone action on the following items to the next Committee meeting:

17. EXECUTIVE BRANCH ETHICS COMMITTEE

OR 2014-132 Organizational Rules, Practice and Procedure Rules
(JLCAR Deadline September 19, 2015.)
(Response not yet received. Response due by August 10, 2015.)

18. BOARD OF MEDICINE

OR 2015-1 New Requirements for Physician License Renewal
(JLCAR Deadline August 6, 2015.)
(Response not yet received. Response due by June 22, 2015.)

Sen. Daniels seconded.

Adopted.

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4. The Committee discussed the response by the Department of Resources and Economic Development to the Committee's preliminary objection to Final Proposal 2014-153 (Rules for the Grant-in-Aid Program). Christopher Gamache testified for the Department.

Sen. Reagan moved that the Committee accept as an editorial change in Res 8404.03(e) to change "replacement" to "cash."

Sen. Avard seconded.

Sen. Reagan amended his motion to recommend to the Director of Legislative Services that she accept as an editorial change to Res 8404.03(e) in the adopted rule the change of "replacement" to "cash".

Sen. Avard seconded.

The motion as amended was adopted.

Rep. Schmidt moved that the Committee accept the response and approve the rules with a recommendation to the Director of Legislative Service that she accept as an editorial change to Res 8404.03(e) in the adopted rule the change of "replacement" to "cash".

Rep. Hatch seconded.

Adopted.

5. The Committee discussed the response by the Board of Mental Health Practice to the Committee's revised objection to Final Proposal 2014-12 (License Requirements, Applications, and Fees). Jane Power Kilcoyne, Board Chair, Board Member Dr. H. Alan Goodman, and Paul Sanderson testified for the Board.

- Rep. Hatch moved that the Committee accept the response and approve the rules, with the recommendation to the Board that it undertake a new rulemaking proceeding to address the lack of criteria for approving a supervision agreement as noted in the Committee staff's annotation to Mhp 302.01(j) and (m).

Rep. Schmidt seconded.

Adopted.

6. The Committee adjourned by consensus at 9:24 a.m.