



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

Action Minutes

JUNE 28, 2013

Members Present: Senators Reagan, Cataldo, and Watters, and Representatives Schmidt, McGuire, MacKay, Ladd, Sad, Kidder*, Barry*, and Hatch*. (*) 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 9:01 a.m. by Sen. Reagan as Chair.

Members present at this time, aside from Sen. Reagan were Sens. Cataldo and Watters, and Reps. Schmidt, McGuire, MacKay, Sad, Kidder, and Hatch.

Sen. Reagan designated Rep. Kidder as an alternate for Sen. Rausch, and Rep. Hatch as an alternate for Rep. Ladd, who were absent.

Rep. Barry arrived at this time, but was not yet designated to sit for an absent regular member.

2. The Committee discussed the minutes of the Committee meeting on June 21, 2013.

Rep. Schmidt moved that the minutes be approved.

Rep. Kidder seconded.

Adopted.

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

No action to postpone was taken at this time.

4. The Committee discussed Final Proposal 2012-204 from the Department of Safety (Explosive Rules). David Hilts testified for the Department.

Rep. Ladd arrived during the discussion of this item.

Sen. Reagan designated Rep. Hatch as an alternate for Sen. Lasky, who was absent.

Rep. Schmidt moved that the Committee make a preliminary objection to Final Proposal 2012-204 on the grounds as outlined in the annotations to the Final Proposal by Committee staff.

Rep. McGuire seconded.

Adopted.

5. The Committee discussed Final Proposal 2012-205 from the Department of Safety (Various Procedural and Hearing Rules). David Hilts testified for the Department.

Action Minutes

June 28, 2013

Page 2

Rep. McGuire moved that the Committee make a preliminary objection to Final Proposal 2012-205 on the grounds as outlined in the annotations to the Final Proposal by Committee staff.

Rep. MacKay seconded.

Adopted.

6. The Committee discussed Final Proposal 2013-55 from the Board of Professional Engineers (Rules Regarding Application and Examination Fees and Examination Requirements). Louise Lavertu of the Joint Board of Licensure and Certification testified for the Board of Professional Engineers.

Rep. McGuire moved that the Committee approve the Final Proposal with the recommendation that the Board seek legislation to address the issue relative to national exams as outlined in the annotation by Committee staff to Final Proposal 2013-55.

Sen. Cataldo seconded.

Adopted.

7. The Committee discussed the issue of agency requests for waivers of filing deadlines under RSA 541-A.

Rep. MacKay left during the discussion of this item.

It was the consensus of the Committee for Committee staff to send an e-mail to agencies after review by the Committee Chair, in light of the recent increase in waiver requests, regarding the Committee's concern that agencies should plan and have contingencies for employee back-up in order to meet filing deadlines, since legislation on penalties would be considered for failure to meet deadlines.

8. Rep. McGuire moved that the Committee adjourn.

Sen. Watters seconded.

Adopted.

The Committee adjourned at 9:55 a.m.