



# NEW HAMPSHIRE RULEMAKING REGISTER

## OFFICE OF LEGISLATIVE SERVICES

ROOM 219, STATE HOUSE ANNEX

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CONCORD, NEW HAMPSHIRE 03301-6312

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**VOLUME XXXVIII, Number 10, March 8, 2018**

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#### **NOTE: POSSIBLE RULE EXTENSION**

If the proposed rules contain existing, regular rules being readopted or readopted with amendments, and are not adopted and effective until after the expiration date(s) of the existing rules(s), then the existing rules will nevertheless continue in effect pursuant to RSA 541-A:14-a until the proposed rules are adopted and effective.

## 2. COMMITTEE (JLCAR)

REGULAR MEETING: **Friday, March 16, 2018 9:00 a.m.**  
Rooms 306/308, Legislative Office Building

CONTINUED MEETING: **Friday, April 6, 2018 9:00 a.m.**  
Rooms 306/308, Legislative Office Building

a. List of Final Proposals, Proposed Interim Rules, Proposed Expedited Amendment to Incorporation by Reference, and Revised Objection Response for Review	11
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***See 2018 JLCAR Meeting dates and deadlines on page i and ii.***

Notices of Proposed Rules

<u>Notice Number</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>	<u>Page No.</u>
2018-37	Cdfa 300	Community Development Finance Authority Rules for Community Development Block Grants.	1
2018-38	He-W 627.01	Department of Health and Human Services Former Division of Human Services Interim Disabled Parent (IDP) Category of Financial Assistance.	4
2018-39	Fis 300 various, 806.05, 1102.04, 1102.08, 1102.09, 1102.11, 1106.05, 1204.02, 1204.03, 1205.01	Fish and Game Department Wildlife Seasons Biennial Rulemaking.	6

**JLCAR MEETING DATES AND RELATED FILING DEADLINES  
MARCH-JUNE, 2018**

The JLCAR has voted to hold its regularly scheduled meetings for March through June, 2018 on the third Friday of the month as listed below. The minimum 14-day “deadline” prior to the regular JLCAR meeting is listed for agencies to file final proposals or proposed interim rules\* for placement on the JLCAR agenda pursuant to RSA 541-A:12, I and RSA 541-A:19, V. The JLCAR has also scheduled continued meetings as listed below on select Fridays to address items postponed from the prior regular meetings.

<b>Regular Meeting Filing Deadline*</b>	<b>Regular Meeting Date</b>	<b>Continued Meeting Date</b>
March 2	<b>March 16</b>	April 6
April 6	<b>April 20</b>	May 4
May 4	<b>May 18</b>	June 1
June 1	<b>June 15</b>	June 29

**\*NOTE:** The filing deadlines relate to JLCAR meetings pursuant to RSA 541-A. However, if a proposed interim rule is filed with a rulemaking notice for publication in the *Rulemaking Register*, be aware that Thursdays—not Fridays—remain the filing deadline under the *Drafting and Procedure Manual for Administrative Rules* to have the rulemaking notice published the following week. Therefore, filing the notice together with the proposed interim rule no later than the Thursday **before** the 14-day statutory deadline would assure that both the 14-day deadline for filing the rule and the deadline for publication in the *Rulemaking Register* would be met. See description in §3.3 of Chapter 3 of the *Drafting and Procedure Manual for Administrative Rules*.

**JLCAR MEETING DATES AND RELATED FILING DEADLINES  
JULY-DECEMBER, 2018**

The JLCAR has voted to hold its regularly scheduled monthly meetings for July through December, 2018 on the third Thursday of the month as listed below. The minimum 14-day “deadline” prior to the regular JLCAR meeting is listed for agencies to file final proposals or proposed interim rules for placement on the JLCAR agenda pursuant to RSA 541-A:12, I and RSA 541-A:19, V. The JLCAR has also scheduled continued meetings as listed below on select Thursdays to address any items postponed from the prior regular meetings.

<b>Regular Meeting Filing Deadline</b>	<b>Regular Meeting Date</b>	<b>Continued Meeting Date</b>
July 5	<b>July 19</b>	August 2
August 2	<b>August 16</b>	September 6
September 6	<b>September 20</b>	October 4
October 4	<b>October 18</b>	November 1
November 1	<b>November 15</b>	December 6
December 6	<b>December 20</b>	None

Notice Number 2018-37

Rule Number Cdfa 300

1. Agency Name &amp; Address:

**Community Development Finance Authority  
(CDFA)  
14 Dixon Avenue  
Concord, NH 03301**

2. RSA Authority:

**RSA 162-L:16, IV**

3. Federal Authority:

4. Type of Action:

Adoption **X**

Amendment

Repeal **X**

Readoption

Readoption w/amendment

5. Short Title:

**Rules for Community Development Block Grants**

6. (a) Summary of what the rule says and of any proposed amendments:

**Former Rules:** In accordance with RSA 162-L:16, IV, the Community Development Finance Authority (CDFA) is responsible for adopting rules pursuant to RSA 541-A relative to: the application process, the criteria and procedures for evaluating applications submitted by eligible municipalities, procedures for the administration of program activities and funds for community development block grants that are applied for and awarded to eligible municipalities, and procedures for monitoring grantees and hearings. The purpose of these rules is to implement the Housing and Community Development Act of 1974, as amended, codified at 42 U.S.C. 5301 et seq. and the federal regulations accompanying it in 24 CFR Part 570 and 24 CFR Part 91.

All of the former rules in Cdfa 300, except for Cdfa 307.02(c), expired in 2013 and 2014. Cdfa 307.02(c) addressed the maximum for capacity development grants. It is being repealed.

**Proposed Changes:** CDFA proposed changes from the expired rules and Cdfa 307.02(c) is an effort to remove the scoring criteria from our current rules, while maintaining compliance with RSA 541-A and Federal regulations. CDFA has created a new document titled, "Application and Program Guide," to serve as an appendix to Cdfa 300. This new document will house everything from the former rules that is not relevant to the CDFA's responsibilities as stated in RSA 162-L:4. It will provide a more user friendly document that municipalities can use as a guide to apply for federal funds. This document will also enable CDFA to maintain compliance with new Federal guidance and regulations as they are updated.

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

All NH municipalities and counties.

NN 2018-37 Continued

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

Rule	Statute Implemented
Cdfa 300 (Specific provisions implementing specific statutes are listed below)	RSA 162-L:1-18 24 CFR Part 570 24 CFR Part 91
Cdfa 302.08 Cdfa 302.39	RSA 162-L:17
Cdfa 307.02 Cdfa 307.03 (b)	RSA 162-L:17

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

Name: **Meena Gyawali**

Title: **Director of Community Development**

Address: **14 Dixon Avenue  
Suite 102  
Concord, NH 03301**

Phone #: **717-9112**

Fax#: **226-2816**

E-mail: **mgyawali@gmail.com**

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 11, 2018 at 4:00pm**

☐ Fax

☒ E-mail

☒ Other format (specify): Phone Call

9. Public hearing scheduled for:

Date and Time: **April 10, 2018 at 10:00 am**

Place: **14 Dixon Ave, Suite 102  
Concord, NH 03301**

NN 2018-37 Continued

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

FIS # 18:027 , dated 2/21/2018**1. Comparison of the costs of the proposed rule(s) to the existing rule(s):**

Not applicable. Except for Cfda 307.02(c), which is being repealed, the previous rules expired in June 2013 and January 2014.

**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 describe the process followed by the Community Development Finance Authority in administering the federal Community Development Block Grants. There is no cost or benefit attributable to the proposed rules or the expired rules, therefore there is no difference in cost between the proposed rules and the expired 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 rule changes do not violate Part I, Article 28-a of the N.H. Constitution, which provides that the state shall not mandate new programs or responsibilities unless funding is provided or the programs are approved for funding by the local legislative body. The Community Developments Block Grant program provides funds to municipalities and counties which choose to apply and are recommended for funding. There is no mandate associated with this program.

Notice Number 2018-38

Rule Number He-W 627.01

1. Agency Name &amp; Address:

Dept. of Health and Human Services  
Division of Family Assistance  
129 Pleasant St.  
Concord, NH 03301

2. RSA Authority: 161:4-a, III

3. Federal Authority:

4. Type of Action:

Adoption

Amendment

Repeal

Readoption

Readoption w/amendment X

5. Short Title: Interim Disabled Parent (IDP) Category of Financial Assistance

6. (a) Summary of what the rule says and of any proposed amendments:

He-W 627.01 describes the technical requirements for the Interim Disabled Parent (IDP) category of financial assistance within the Financial Assistance to Needy Families (FANF) program. He-W 627.01 is scheduled to expire on March 20, 2018, but is subject to extension pursuant to RSA 541-A:14-a.

The Department of Health and Human Services (Department) is proposing to readopt the rule with amendment to prevent expiration and to:

- Correct the use of acronyms to align with style defined in the New Hampshire Drafting and Procedure Manual for Administrative Rules; and
- Remove reference to medical assistance in the rule title to reflect updates with medical assistance categories.

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

Groups affected include families eligible for the IDP category of financial assistance within the FANF program.

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

<u>Rule</u>	<u>RSA/ Federal Citation</u>
He-W 627.01	RSA 167:77-a; RSA 167:77-e; RSA 167:79; 45 CFR 260.31

NN 2018-38 Continued

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

Name: **David Newton, Esq.** Title: **Legal Counsel – Administrative Rules**  
Address: **Dept. of Health & Human Services** Phone #: **271-9640**  
**Administrative Rules Unit** Fax#: **271-5590**  
**129 Pleasant St.** E-mail: **david.newton@dhhs.nh.gov**  
**Concord, NH 03301**

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, April 13, 2018 4PM**

☒ Fax

☒ E-mail

☐ Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Friday, April 6, 2018 – 2 PM**

Place: **DHHS, Brown Bldg., Auditorium, 129 Pleasant St., Concord, NH 03301**

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

FIS # 18:028, dated February 23, 2018

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

There is no cost when comparing the proposed rule He-W 627.01 to the existing rule He-W 627.01.

2. **Cite the Federal mandate. Identify the impact of 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:

**The proposed rule does not create a new program or responsibility. The proposed rule modifies an existing program or responsibility, but does not mandate any fees, duties or expenditures on the political subdivisions of the state, and therefore does not violate Part I, Article 28-a of the N.H. Constitution.**

Notice Number 2018-39

Rule Number

Fis 300 various, Fis 806.05,  
Fis 1102.04, 1102.08, 1102.09,  
1102.11, 1106.05, Fis 1204.02,  
1204.03, 1205.01

## 1. Agency Name &amp; Address:

NH Fish and Game Department  
11 Hazen Drive  
Concord, NH 03301

2. RSA Authority: 206:10, I; 206:23-c, II; 207:3-d,  
I; 207:12-a, I; 207:12-c; 207:56,  
III; 208:1-a, II; 208:1-e; 208:2, I;  
208:22, I and III; 208:24, III;  
209:12-a, I and III; 210:8, I;  
210:17; 210:23; 210:24-b, I

3. Federal Authority: none

## 4. Type of Action:

Adoption	<u>xx</u>
Amendment	<u>xx</u>
Repeal	<u></u>
Readoption	<u>xx</u>
Readoption w/amendment	<u>xx</u>

5. Short Title: **Wildlife Seasons Biennial Rulemaking**

## 6. (a) Summary of what the rule says and of any proposed amendments:

The Fish and Game Department is proposing to readopt with amendment the following rules, or amend selected paragraphs in the following rules:

Fis 301.01 Definitions to include definitions associated with crossbows.

Fis 301.03 Deer Season to permit the use of crossbows for taking deer in certain seasons and/or wildlife management units and increase the number of days allowed for the taking of any deer in some wildlife management units.

Fis 301.031 Special Deer Permits – Units L and M, Archery, and Governor's Island Permits to increase the maximum number of special unit L deer permits available from 750 to 2000 and to issue these permits based on an on-line lottery.

Fis 301.041 Crossbows to clarify legal use of crossbows for the taking of deer.

Fis 301.05 Bear Kill Reports to modify the information collected from a female bear.

Fis 301.06 (c) Bear Season to increase the length of the bear season in some wildlife management units.

Fis 301.07 Moose Season to clarify the legal use of crossbows for the taking of moose.

Fis 301.10(b) Rabbits and Hares to increase the length of the open season for taking rabbits and hares.

Fis 301.11(a) Gray Squirrel to increase the length of the open season for taking gray squirrel.

Fis 302.01 Wild Turkey to change the opening day of the spring turkey season beginning in 2019, modify the wildlife management units with a fall shotgun turkey season, add the option to take 2 bearded or male turkeys during the spring season beginning in 2019, and clarify the legal use of crossbows for taking turkey.

Fis 302.12 Pheasant to specify the days during the open season that the pheasant season will be closed until noon to facilitate safety during pheasant stocking.

Fis 303.03 Fox, Red and Gray, Raccoon, Opossum and Skunk to shorten the seasons for the taking of red and gray fox by trapping and hunting.

NN 2018-39 Continued*(Item 6.(a) continued)*

Fis 303.04 Fisher to shorten the seasons for taking fisher by trapping and hunting.

Fis 305.02 Training of Bear Dogs to increase the length of the bear dog training season.

Fis 307.01(e) Baiting for Wildlife to include postmark dates to clarify application deadline descriptions.

Fis 307.02 Baiting for Black Bear to increase the length of the bear baiting season in some wildlife management units.

Fis 307.05 Baiting Wildlife on State-Owned or Managed Lands to include postmark dates to clarify application deadline descriptions, increase the length of time between the Connecticut Lake Headwaters Forest (CLHF) baiting permit lottery application deadline and the date of the lottery, and require CLHF lottery winners to indicate they are applying for a site awarded during the lottery and the trapping unit number in which the site is located.

Fis 308.05 (f) Level II Wildlife Control Operator to remove redundant reporting requirements.

Fis 308.07(c) Wildlife Control Operator Forms to modify reporting requirements of Level II wildlife control operators relative to exclusion of bats.

Fis 806.05 Snowshoe Hare Live-Capture Requirements to expand the area in which snowshoe hare may be live-captured and increase the number of persons permitted to live-capture snowshoe hare.

Fis 1102.04 Baiting Wildlife to modify the "Permit to Bait Wildlife" form to require winners in the Connecticut Lakes Headwaters Forest baiting permit lottery to indicate the award, as well as the trapping unit in which the site is located.

Fis 1204.02 (d) & (h) Special Youth Hunting Days for Deer to clarify the legal use of crossbows for the taking of deer during the special youth hunting days for deer.

Fis 1204.03 (a) & (d) Special Youth Hunting Days for Turkey to modify the dates of the special youth hunting days for turkey.

Fis 1205.01(h) Special Youth Hunting Day for Pheasant to clarify the arms that an adult may possess while assisting a youth hunter.

The Fish and Game Department is also proposing to adopt the following rules:

Fis 301.034 Special Deer Permits – Deer Management Assistance Program to allow municipalities to issue additional antlerless only deer permits in accordance with an approved plan for use by licensed hunters in locations with documented negative impacts from overabundant deer.

Fis 307.06 Feeding of Wild Deer to regulate deer feeding in situations where feeding activity is detrimental to the health of the deer population or a threat to public safety.

The Fish and Game Department is also proposing to readopt with no changes the following rules, in order to avoid expiration of most of the provisions of these rules prior to the next anticipated biennial rulemaking proceeding:

Fis 301.033 Deer Registration Stations relative to the requirements associated with deer registration stations.

Fis 302.011 Turkey Registration Stations relative to the requirements associated with deer registration stations.

Fis 302.11 Rails and Gallinules relative to the season for taking rails or gallinules.

Fis 302.13 Northern Bobwhite Quail relative to the season for taking northern bobwhite quail.

NN 2018-39 Continued

(Item 6.(a) continued)

**Fis 302.14 Ruffed Grouse/Partridge (Bonasa umbellus), Chukar Partridge (Alectoris chuka), and Hungarian Partridge (Perdix perdix)** relative to the season for taking ruffed grouse or partridge, chukar partridge, and hungarian partridge.

**Fis 303.09 Fur Dealers Records** relative to the recordkeeping requirements for fur dealers.

**Fis 303.10 Taking Beaver and Otter by Snares** relative to the taking of beaver and otter by snares.

**Fis 303.11 Sealing of Furbearing Animals** relative to the pelt sealing requirements for furbearers.

**Fis 1102.08 Moose Lottery Application** relative to the information required on the moose lottery application.

**Fis 1102.09 Moose Permits** relative to the fees and signature requirements for moose permits.

**Fis 1102.11 Landowner Permit for Coyote Hunting at Night** relative to permit requirements for permits to hunt coyotes at night.

**Fis 1106.05 Training Dogs** relative to the training of hunting dogs.

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

**The proposal affects all hunters, trappers, or others who take wildlife in New Hampshire**

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

<b>Rule</b>	<b>State or Federal Statute the Rule Implements</b>
Fis 301.01	RSA 208:1-a, 208:2, 208:22, 208:22-a, 209:12-a
Fis 301.03	RSA 206:10, I; RSA 208:2
Fis 301.031	RSA 206:10, I; RSA 208:5-b
Fis 301.033	RSA 208:5, 208:15
Fis 301.034	RSA 206:10, 208:5-b
Fis 301.041	RSA 207:10-c
Fis 301.05	RSA 208:22
Fis 301.06(c)	RSA 208:7-a, II (2015, 123:1); 208:22, I; 208:22, III; 208:22, V (2015, 123:2); 215:2
Fis 301.07	RSA 208:1-a
Fis 301.10(b) & 301.11(a)	RSA 207:56
Fis 302.01	RSA 209:12-a
Fis 302.011	RSA 207:56
Fis 302.11	RSA 209:6-b
Fis 302.12 – 302.14	RSA 207:56
Fis 303.03	RSA 207:56
Fis 303.04	RSA 206:10, 210:23
Fis 303.09	RSA 214:26
Fis 303.10	RSA 210:17, 210:23
Fis 303.11	RSA 210:08, RSA 210:8-a
Fis 305.02	RSA 207:12-a
Fis 307.01	RSA 207:3-d, 208:1-e, 208:2
Fis 307.02	RSA 207:3-d, 208:22, I
Fis 307.05	RSA 207:3-d, 208:1-e, 208:2
Fis 307.06	RSA 208:8-b
Fis 308.05(f) & 308.07(c)	RSA 210:24-b

NN 2018-39 Continued

*(Item 6.(c) continued)*

Fis 806.05	RSA 206:10, 207:12-a, II, 207:58, 212:25
Fis 1102.04	RSA 207:3-d
Fis 1102.08	RSA 208:1-a, II
Fis 1102.09	RSA 208:1-a, II
Fis 1102.11	RSA 208:1-e
Fis 1106.05	RSA 207:12-a
Fis 1204.02(d) & (h)	RSA 206:10; 208:2
Fis 1204.03(a) & (d)	RSA 206:10; 209:12-a
Fis 1205.01(h)	RSA 207:56; 207:58

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

Name: **Paul G. Sanderson, Esq.**Title: **Legal Coordinator**Address: **11 Hazen Drive  
Concord, NH 03301**Phone #: **603-271-1136**Fax#: **603-271-1438**E-mail: **[comments@wildlife.nh.gov](mailto:comments@wildlife.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: **Wednesday, April 11, 2018 at 4:00 PM**☒ Fax☒ E-mail☐ Other format (specify):

## 9. Public hearing scheduled for:

Date and Time: **Friday, March 30, 2018 at 6:30 P.M.**Place: **Fish and Game Region One Offices, 629B Main Street, Lancaster, N.H.  
03584**Date and Time: **Monday, April 2, 2018 at 6:30 P.M.**Place: **Keene High School, 43 Arch Street, Keene, N.H. 03431**Date and Time: **Tuesday April 3, 2018 at 6:30 P.M.**Place: **Fish and Game Headquarters 11 Hazen Drive, Concord N.H. 03301**

NN 2018-39 Continued

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

FIS # 18:035, dated March 1, 2018**1. Comparison of the costs of the proposed rule(s) to the existing rule(s):**

Not applicable with respect to 301.034 and 307.06, as these are new rules. With respect to the remaining rules, the proposed rules may increase revenues to the Fish and Game fund.

**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:**

Proposed Fis 301.31 increases allowable unit L permits from 750 to 2000. At \$26 apiece, if all additional permits are sold, an additional \$32,500 will be generated for the Fish and Game Fund. The Department notes that all administrative costs will be covered by existing appropriations, and that if additional enforcement actions result in convictions for fish and game violations, there could be an indeterminable increase in revenue to the Fish and Game Fund.

**B. To State citizens and political subdivisions:**

Proposed new rule Fis 301.034 may cost participating municipalities an indeterminable amount to administer this program. Participation, however, is voluntary and so no new costs are mandated by the rule.

**C. To independently owned businesses:**

None.

## 11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

**Fis 301.034 (DMAP) would cost participating municipalities an indeterminable amount to administer the program on their end, but it is not a mandated program. Since participation in the program is voluntary, and will vary by municipality, the impact is unknown and not a violation of Article 28-a. The proposal does not impose any programs, responsibilities, or administrative duties upon any political subdivision of the state, and thus does not violate the NH Constitution, Part I, Article 28-a.**

FINAL PROPOSALS FOR COMMITTEE REVIEW ON MARCH 16, 2018

<u>Final Proposal #</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>
2017-119	Alc 400-500	Board of Licensing for Alcohol and Other Drug Use Professionals Ongoing Requirements; Ethical Standards.
2017-135	He-M 425	Department of Health and Human Services Former Div. of Mental Health & Developmental Svcs. Community Mental Health Regions.
2017-140	Env-Wq 403	Department of Environmental Services Water Quality and Quantity Programs Large Groundwater Withdrawals.
2017-147	Ed 1300 (formerly Ed 1300 & Ed 1400)	Board of Education Alternative Education and Career and Technical Education.
2017-148	Saf-C 3100	Department of Safety, Commissioner Driver Education Rules.
2017-149	Fis 400 (various)	Fish and Game Department Freshwater Fishing.
2017-157	Ed 320	Board of Education Manifest Educational Hardship.
2017-173	Cub 304.07, 304.08, 304.13, 304.14	Current Use Board Assessment Ranges for Forest Land Categories, With and Without Stewardship, Unproductive Land and Wetland Categories.
2017-174	Cor 100	Department of Corrections Organizational Rules. <i>*This item will be placed on the March 16<sup>th</sup> Agenda only if it is filed by March 9<sup>th</sup>. The 14-day filing deadline pursuant to RSA 541-A:12, I has been waived.</i>
2017-175	Cor 200	Department of Corrections Practice and Procedure. <i>*This item will be placed on the March 16<sup>th</sup> Agenda only if it is filed by March 9<sup>th</sup>. The 14-day filing deadline pursuant to RSA 541-A:12, I has been waived.</i>
2017-176	Cor 300	Department of Corrections Standards of Operation, Management and Administration of State Correctional Facilities. <i>*This item will be placed on the March 16<sup>th</sup> Agenda only if it is filed by March 9<sup>th</sup>. The 14-day filing deadline pursuant to RSA 541-A:12, I has been waived.</i>
2017-177	Cor 400	Department of Corrections Classification. <i>*This item will be placed on the March 16<sup>th</sup> Agenda only if it is filed by March 9<sup>th</sup>. The 14-day filing deadline pursuant to RSA 541-A:12, I has been waived.</i>
2017-183	Saf-C 407.03(a) intro. & (a)(7)	Department of Safety, Commissioner Watercraft Safety Rafting Rules - Prohibited Areas: Winter Harbor.

FINAL PROPOSALS FOR COMMITTEE REVIEW ON MARCH 16, 2018

<u>Final Proposal #</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>
2018-1	Pes 701.03 & 901.03	Pesticide Control Board Restricted Use Pesticides.
2018-3	Rev 404.01(b)	Department of Revenue Administration Phase-In of the All Veterans' Tax Credit.
2018-11	Rev 1106.02 (b) intro. & (b)(3)	Department of Revenue Administration Classification of Special Education Aid.

PROPOSED INTERIM RULES FOR COMMITTEE REVIEW ON MARCH 16, 2018

<u>Proposed Interim #</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>
INT 2018-4	Fam 203, 214, 218	Board of Family Mediator Certification Complaints of Misconduct and Investigations; Settlements; Explanation of Adopted Rules.
INT 2018-5	Fam 300-700	Board of Family Mediator Certification Certification Requirements; Continued Status; Ethical Standards; Initial Certification of Family Mediator Training Programs; Continued Status of Certified Family Mediator Programs.
INT 2018-6	Ret 300 (various)	N.H. Retirement System Participation in the Retirement System.
INT 2018-7	Ret 400	N.H. Retirement System Code of Ethics.
INT 2018-8	He-P 822.01, 822.03 (a)-(y), (ab)-(am), (ao)-(ap), (ar)-(ay), 822.04, 822.20	Department of Health and Human Services Former Division of Public Health Services Home Care Service Provider Agencies.

PROPOSED EXPEDITED AMENDMENT TO INCORPORATION BY REFERENCE  
FOR COMMITTEE REVIEW ON MARCH 16, 2018

<u>Notice Number</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>
(EXIR 2018-1)	Mhp 501.02(a)(3)	Board of Mental Health Practice Code of Ethics.

REVISED OBJECTION RESPONSE FOR COMMITTEE REVIEW ON MARCH 16, 2018

<u>Final Proposal #</u>	<u>Rule Number</u>	<u>Agency and Short Title of Rule</u>
FP 2017-74	Saf-C 2200	Department of Safety Licensure of Private Investigators, Security Guards, and Bail Recovery Agents.

NOTICE OF ADOPTED RULES

12476 (FP 2017-134)	He-A 304	Department of Health and Human Services	2/16/2018
		Former Office of Alcohol & Drug Abuse Prevention Certification and Operational Requirements of Opioid Treatment Programs.	2/16/2028
12477 (FP 2017-87)	Saf-C 6200	Department of Safety, Commissioner	2/8/2018
		New Hampshire Fire Standards and Training and EMS Administrative Fee Rules.	2/8/2028
12478 (FP 2017-154)	Ins 6000	Insurance Department	2/12/2018
		Ancillary Health and Blanket Insurance General Provisions.	2/12/2028
12479 (FP 2017-130)	Lot 4000	Lottery Commission	2/15/2018
		Fantasy Sports Contests.	2/15/2028
12480 (INT 2018-3)	Emp 300-500 various sections	Department of Employment Security	2/16/2018
		Records and Reports, Payments and Electronic Communications and Claimant Requirements.	8/15/2018
12481 (FP 2017-167)	He-W 656.02, 756.07, & 856.02	Department of Health and Human Services	2/21/2018
		Former Division of Human Services Expiring Rules Related to Individual Development Account Funds Used for Unqualified Purposes.	2/21/2028
12482 (FP 2017-180)	He-C 6429.04 (a) & (b)	Department of Health and Human Services, Commissioner	2/21/2018
		Children Left at Hospitals or Safe Havens.	2/21/2028
12483 (EXRF 2017-2)	Form RDMV 705 Saf-C 3204.02(a)	Department of Safety, Commissioner	2/20/2018
		Motor Vehicle Inspection Station Application Form	2/20/2028
12484 (FP 2017-124)	Ph 209	Pharmacy Board	2/24/2018
		Explanation of Adopted Rules. <i>(As practice and procedure rules they do not expire except pursuant to RSA 541-A:17, II).</i>	
12485 (FP 2017-125)	Ph 1200	Pharmacy Board	2/24/2018
		Central Prescription Processing.	2/24/2028
12486 (FP 2017-106)	Spe 301.04, 301.05, 406.02, & 607	Governing Board of Speech Language Pathologists	3/1/2018
		Definitions; Ongoing Requirements; Direction & Supervision of Speech-Language Assistants; Scope of Tasks of Speech-Language Assistants.	3/1/2028
12487 (INT 2018-2)	Agr 1200	Department of Agriculture, Markets, and Food	3/1/2018
		Commercial Feeds.	8/28/2018

Declaratory Ruling

<u>Document #</u>	<u>Agency and Description of Ruling</u>	<u>Decision</u>
12488	Board of Mental Health Practice DECLARATORY RULING-Mhp 304.02(a), Mhp 305.03(c), Mhp 306.02(c) and (d), and RSA 330-A:18, 19, and 21. Concerning whether certain activities qualify as "supervised clinical experience" necessary to obtain licensure as a clinical mental health counselor, clinical social worker, or a marriage and family therapist pursuant to RSA 330-A:18, 19, and 21. (eff 2-27-18)	2/27/2018