



## **Action Minutes**

**April 18, 2025**

**Members Present:** Senators Lang, Long, Reardon, and Ward, and Representatives Layon, Grote, Lynn, McGuire, and Schmidt.

(\*\*) 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 9:02 a.m. by Sen. Lang as Chair.

Members present at this time, aside from Sen. Lang, were Senators Long, Reardon, and Ward\*, and Representatives Layon, Grote, Lynn, McGuire, and Schmidt.

2. The Committee discussed the minutes of the Committee meeting on March 21, 2025.

Rep. Schmidt moved that the minutes be approved.

Rep. McGuire seconded.

Adopted.

3. The Committee discussed the following items on the Consent Agenda:

### **CONSENT AGENDA**

<b>FP 2024-209</b>	GOVERNING BOARD OF ATHLETIC TRAINERS Procedures for License Renewal and Reinstatement for Athletic Trainers Ath 401-Ath 405; Ath 406 various
<b>FP 2024-239</b>	DEPARTMENT OF HEALTH AND HUMAN SERVICES Former Division of Human Services Liability of Relatives to Support He-W 622.01
<b>FP 2025-22</b>	DEPARTMENT OF HEALTH AND HUMAN SERVICES Former Division of Human Services Medicaid Care Management (MCM) – Covered Services He-W 506.04
<b>FP 2025-4</b>	PESTICIDE CONTROL BOARD Restricted Use Materials Pes 701.06

Action Minutes

April 18, 2025

Page 2

<b>FP 2025-15</b>	OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION Revisions to OPLC Practice and Procedure Plc 200 various
<b>EXP 2025-1</b>	BANKING DEPARTMENT Public Deposit Investment Pool Ban 900
<b>FP 2024-152</b>	BOARD OF MENTAL HEALTH PRACTICE License Renewal, License Reinstatement, and Continuing Education Requirements for Mental Health Practitioners Mhp 400 various
<b>FP 2024-223</b>	SPEECH-LANGUAGE PATHOLOGY AND HEARING CARE PROVIDER GOVERNING BOARD Ethical Standards Sphc 500
<b>EXIR 2025-1</b>	GOVERNING BOARD OF ATHLETIC TRAINERS Code of Ethics Ath 501.02
<b>OR 2024-234</b>	BOARD OF PSYCHOLOGISTS Temporary Licensure Application Process for Those Licensed in Another State Psyc 303.04

Rep. Layon moved that the Committee approve the Consent Agenda, that is, approve Final Proposals 2024-209, 2024-239, 2025-22, 2025-4, and 2025-15; approve Expedited Repeal 2025-1; approve Objection Response 2024-234; conditionally approve Final Proposals 2024-152 and 2024-223; and conditionally approve Expedited Incorporation by Reference 2025-1, based on the agencies' Conditional Approval Requests or amended Conditional Approval Requests.

Sen. Ward seconded.

Adopted.

4. The Committee discussed Final Proposal 2024-212 from the Board of Licensed Dietitians (Continued Status).

Rep. Layon moved to waive the Committee's Final Proposal deadline of May 13, 2025.

Rep. Grote seconded.

Adopted.

Rep. Lynn moved to postpone full discussion of the rule until the May 16, 2025, JLCAR meeting.

Sen. Ward seconded.

Adopted.

Action Minutes

April 18, 2025

Page 3

5. The Committee discussed Final Proposal 2024-233 from the Board of Registration in Optometry (Ethical Standards and Opioid Prescribing). Committee Staff recommended a legislative change to avoid confusion around whether the language requiring the Board to post the formulary to their website also required the Board to draft rules around the same.

Sen. Ward moved to conditionally approve the rule based on the Board's conditional approval request.

Rep. Layon seconded.

Approved.

6. The Committee discussed Final Proposal 2024-248 from the New Hampshire Board of Accountancy (Continued Status).

Rep. Grote moved to postpone full discussion of the rule until the May 16, 2025, JLCAR meeting.

Rep. Layon seconded.

Approved.

7. The Committee discussed Interim Rule 2025-4 from the Department of Natural and Cultural Resources (The Operation of Wood Processing Mills and Wood Concentration Yards; The Harvesting of Timber; Floating Timber; Forestry Health; Forest Fire Service; Administrative Fines; Enhanced Penalties). Patrick Hackley testified on behalf of the Department. Rep. Layon expressed concerns that part of the rules concerning the diameter of kindling went beyond the scope of the Department's statutory authority. Rep. McGuire expressed concerns that without the rules there would be a lack of regulation around burn permits, and hoped the Department could address Rep. Layon's concerns during regular rulemaking.

Rep. McGuire moved to conditionally approve the rule.

Rep. Lynn seconded.

Approved, with Rep. Layon voting, "no".

8. The Committee discussed Objection Response 2024-126 from the Board of Dental Examiners (Use of General Anesthesia and Sedation by Dentists). Attorney Nikolas Frye and Dr. Mark Able testified on behalf of the Board. Dr. Able described changes made to the rule in response to the Committee's Preliminary Objection to the rule at the December 19, 2024, meeting.

Rep. Lynn moved to approve the rule.

Rep. Layon seconded.

Approved.

9. The Committee discussed adjournment. By consensus, the Committee adjourned at 9:24 a.m.

The continued meeting was cancelled.