



Action Minutes

August 15, 2024

Members Present: Senators Chandley, Lang, Innis, and Ward, and Representatives Grassie*, Grote, McGuire, and Schmidt. (*) 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 Rep. McGuire as Chair.

Members present at this time, aside from Rep. McGuire, were Senators Chandley, Lang, Innis, and Ward, and Representatives Grote, McGuire, and Schmidt.

2. The Committee discussed the minutes of the Committee meeting on July 18, 2024.

Sen. Chandley moved that the minutes be approved.

Rep. Schmidt seconded.

Rep. McGuire abstained.

Adopted.

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

CONSENT AGENDA

FP 2024-43 BOARD OF LICENSING FOR FORESTERS
License Requirements
Fors 300 various

FP 2024-44 BOARD OF LICENSING FOR FORESTERS
Ethical Standards, Professional Conduct, Administrative Fines, and License
Surrender
Fors 500

FP 2024-45 BOARD OF LICENSING FOR FORESTERS
Continued Status
Fors 400 various

Action Minutes

August 15, 2024

Page 2

- FP 2024-73** DEPARTMENT OF ENVIRONMENTAL SERVICES
CROSS-PROGRAM RULES
Prequalification of Licensed Engineering Firms for Certain Projects
Env-C 500
- FP 2024-80** DEPARTMENT OF HEALTH AND HUMAN SERVICES
FORMER DIVISION OF HUMAN SERVICES
Deemed Income from a Non-Citizen's Sponsor and Real Property Resources
He-W 654.10 and He-W 656.05
- FP 2024-81** GOVERNING BOARD OF PHYSICAL THERAPISTS
Practice and Procedures
Phy 200
- EXP 2024-1** DEPARTMENT OF HEALTH AND HUMAN SERVICES
FORMER DIVISION OF MENTAL HEALTH AND DEVELOPMENTAL
SERVICES
Autism Registry
He-M 501
- EXRF 2024-5** BOARD OF MENTAL HEALTH PRACTICE
Supervision Agreement Form, Professional Reference Form, and Clinical
Experience Forms
Mhp 302.01(c), Mhp 302.05(b)(1), (b)(2)a., (b)(3), and (b)(4)
- FP 2023-302** INSTALLATION STANDARDS BOARD
Organizational Rules
Inst 100 various
- FP 2024-32** DEPARTMENT OF ENVIRONMENTAL SERVICES
SOLID WASTE PROGRAMS
Incineration Facilities; Management of Certain Wastes; Waste-Derived
Products; Wood Ash Spreading; Toxics in Packaging; and Inspections
Env-Sw 700, Env-Sw 900, Env-Sw 1500, Env-Sw 1700, Env-Sw 1800, and
Env-Sw 2000
- FP 2024-55** DEPARTMENT OF ENVIRONMENTAL SERVICES
SOLID WASTE PROGRAMS
Financial Assurance
Env-Sw 1400
- FP 2024-83** DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF ELDERLY AND ADULT SERVICES
Rights of Individuals Receiving Choices for Independence in the Community
He-E 310
- FP 2024-106** DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF ELDERLY AND ADULT SERVICES
Licensed Nursing Assistant Training and Medication Nursing Assistant
Training Reimbursement
He-E 804

Action Minutes

August 15, 2024

Page 3

- FP 2024-102** DEPARTMENT OF SAFTEY
COMMISSIONER
Emergency Communications Rules
Saf-C 7002.001, Saf-C 7002.171, Saf-C 7002.201, and Saf-C 7006.04
- FP 2024-104** DEPARTMENT OF REVENUE ADMINISTRATION
Transfer of Real Property
Rev 800
- FP 2024-105** DEPARTMENT OF REVENUE ADMINISTRATION
Financial Accounting for Village Districts
Rev 2000
- FP 2024-91** GOVERNING BOARD OF ATHLETIC TRAINERS
Rules of Practice and Procedure for Athletic Trainers
Ath 200

Rep. Schmidt moved that the Committee approve the Consent Agenda, that is, approve Final Proposals 2024-43, 2024-44, 2024-45, 2024-73, 2024-80, and 2024-81; conditionally approve Final Proposals 2023-302, 2024-32, 2024-55, 2024-83, 2024-106, 2024-102, 2024-104, 2024-105, and 2024-91; and approve Expedited Repeal 2024-1 and Expedited Revision to Forms 2024-5.

Sen. Lang seconded.

Adopted.

4. The Committee discussed Final Proposal 2023-279 from the Installation Standards Board, (Licensing Requirements). Tina Kelley of the Office of Professional Licensure and Certification testified on behalf of the Board. The Board submitted a Conditional Approval Request in a cover letter and amended rules dated August 6, 2024.

Sen. Lang moved to conditionally approve Final Proposal 2023-279 based on the request.

Sen. Innis seconded.

Adopted.

5. The Committee discussed Final Proposal 2024-28 from the Department of Energy (Underground Utility Damage Prevention Program). David Shulock testified for the Department. The Department submitted an Amended Conditional Approval Request in a cover letter and amended rules dated August 1, 2024.

Rep. Grassie arrived during the discussion.

Rep. McGuire designated Rep. Grassie as an alternate for Rep. Layon, who was absent.

Sen. Lang moved to conditionally approve Final Proposal 2024-28 based on the request.

Sen. Innis seconded.

Adopted.

Action Minutes

August 15, 2024

Page 4

6. The Committee discussed Final Proposal 2024-60 from the Board of Medicine (Examination Requirements for Physicians). Chantell Wheeler testified on behalf of the Board.

Sen. Lang moved to approve Final Proposal 2024-60.

Sen. Innis seconded.

Adopted.

7. The Committee discussed Final Proposal 2024-112 from the Department of Health and Human Services, Commissioner (Opioid Abatement Trust Fund). Allyson Raadmae and Robyn Guarino testified for the Department. The Department submitted a Conditional Approval Request in a cover letter and amended rules dated August 8, 2024, and requested an oral Conditional Approval, which included:

- Changing He-C 1002.11(a) to create two new paragraphs, (a) and (b) with the following language:
 - (a) Applicants and governmental entities shall submit an annual report outlined in RSA 126-A:84, IV, to the department by September 1st of each year.
 - (b) If the department's rules, grant contracts, or memoranda of understanding require a more frequent submission, the applicants and government entities shall submit the report in (a) above more frequently than once a year. The department shall determine the frequency of submissions based on compliance with the department's rules, grant contracts, or memoranda of understanding.
- Re-lettering the remainder of He-C 1002.11 accordingly.

Sen. Lang moved to conditionally approve Final Proposal 2024-112 based on the request.

Rep. Grote seconded.

Adopted.

8. The Committee discussed the Emergency Rule ER 14046 from the Department of Health and Human Services, Commissioner (Youth Recreation Camps RSA 126-U and He-C 901 Compliance). Allyson Raadmae and Dorene Shockley testified for the Department. No action was taken.

9. The Committee discussed the Equalization Manual Letter for the Department of Revenue Administration.

Sen. Lang moved to send the letter drafted by Committee staff to the Department of Revenue Administration.

Rep. Schmidt seconded.

Adopted.

The continued meeting was cancelled.

The meeting was adjourned at 9:44 AM by consensus.