Adopt Saf-C 8500 to read as follows:

CHAPTER Saf-C 8500 BLUE ENVELOPE PROGRAM

Statutory Authority: RSA 265:3-c

PART Saf-C 8501 PURPOSE AND SCOPE

Saf-C 8501.01 Purpose. The purpose of this chapter is to set forth the following:

(a) The administrative requirements to implement the blue envelope program, providing law enforcement officers documents and optional communication information that may assist during a law enforcement interaction.

(b) The procedure for requesting a blue envelope;

(c) The acceptable forms of proof of an autism spectrum or trauma and stressor-related disorder s to obtain a blue envelope;

(d) The handling of confidential medical information;

(e) The content and format of the blue envelope;

(f) The requirement to attach the blue envelope to the visor;

Saf-C 8501.02 Scope.

(a) The rules shall apply to all participating persons, guardians, and law enforcement agencies relative to the blue envelope program.

(b) The following people may apply to the blue envelope program:

(1) A driver licensed in New Hampshire and diagnosed with autism spectrum disorder, trauma and stressor related disorder;

(2) A parent applying on behalf of a minor driver licensed in New Hampshire and diagnosed with autism spectrum disorder or trauma and stressor related disorder.

(3) A guardian applying on behalf of a driver licensed in New Hampshire and diagnosed with autism spectrum disorder or trauma and stressor related disorder.

PART Saf-C 8502 DEFINITIONS

Saf-C 8502.01 “Autism spectrum or trauma and stressor-related disorder” means a cognitive impairment, or other physical or mental impairment which might prevent or hinder a person’s ability to communicate.

Saf-C 8502.02 "Blue envelope program" or "program" means "blue envelope program" or "program" as defined in RSA 265:3-c.

Saf-C 8502.03 “Director” means the director of the division of motor vehicles, or their designee.

Saf-C 8502.04 “Law enforcement agency” or “LEA” means any government agency responsible for the enforcement of law.

Saf-C 8502.05 "Law enforcement officer" means "law enforcement officer" as defined in RSA 106-B:35, II.

Saf-C 8502.03 “Parent” means “parent” as defined in RSA 169-C:3, XXI of a minor.

Saf-C 8502.07 “Participating person” means a driver licensed in New Hampshire and diagnosed with autism spectrum disorder, trauma and stressor related disorder.

Saf-C 8502.08 “Requestor” means a person who completes and submits a Blue Envelope Request Form.

PART Saf-C 8503 PROCEDURE TO OBTAIN BLUE ENVELOPE

Saf-C 8503.01 Obtaining a Blue Envelope.

(a) The DMSV 653 “Blue Envelope Request Form” (rev 4/26) may be obtained from www.dmv.nh.gov/forms; or in person, during business hours, from the DMV locations listed at www.dmv.nh.gov/hours-and-locations.

(b) A requestor shall submit a completed form DMSV 653 **“**Blue Envelope Request Form” (rev 4/26) and:

(1) Acknowledge previous submission of DSMV 643 “Medically Recognized Disorder Indication” (rev 6/23) for autism spectrum disorder, or obtain new certification of autism spectrum or trauma and stressor-related disorder by a licensed physician;

(2) Sign the form under penalty of unsworn falsification pursuant to RSA 641:3

(c) A parent or guardian applying on behalf of a participating person, or a legal guardian applying on behalf of a participating person, shall submit a completed form DMSV 653 “Blue Envelope Request Form” (rev 4/26) and:

(1) Acknowledge previous submission of DSMV 643 “Medically Recognized Disorder Indication” (rev 6/23) for autism spectrum disorder, or obtain new certification of autism spectrum or trauma and stressor-related disorder by a licensed physician;

(2) Acknowledge they are the parent or legal guardian of the minor or ward named on the application;

(3) Sign the form under penalty of unsworn falsification pursuant to RSA 641:3

(4) Include the following documentation where applicable:

a. If the applicant is a parent of a minor, include a copy of one of the following:

1. The minor's birth certificate;

2. Certificate of adoption; or

3. Adoption decree; or

b. If the applicant is a legal guardian, include a copy of the order appointing the guardianship that shows the powers granted to the legal guardian.

(d) Participants shall submit completed requests by:

(1) Mailing to:

Division of Motor Vehicles
Attn: Blue Envelope
27 Hazen Drive
Concord, NH 03305;

(2) Hand delivering during business hours to:

Division of Motor Vehicles
27 Hazen Drive
Concord, NH 03305; or

b. Any DMV location at www.dmv.nh.gov/hours-and-locations; or

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PART Saf-C 8504 AGENCY PROCEDURE AND REQUIREMENTS

Saf-C 8504.01 Processing Request.

(a) Within 30 days of receiving Form DMSV 653 "Blue Envelope Request Form" (rev 4/26), the director shall review the request and notify the requestor of any apparent errors or missing information.

(b) A request shall be granted and a Blue Envelope as set forth in Saf-C 8505.01 will be provided to the requestor if the director determines that the requirements set forth in Saf-C 8503.01(b)-(d) have been satisfied.

(c) A request shall be denied if the director determines that any of the requirements set forth in Saf-C 8503.01(b)-(d) are not met. If a request is denied, the director shall state in writing the reason(s) for the denial and return Form DMSV 653 "Blue Envelope Request Form" (rev 4/26) to the requestor.

(d) Any individual whose request is denied may submit a new Form DMSV 653 "Blue Envelope Request Form" (rev 4/26) at any time.

Saf-C 8504.02 Maintaining Information.

(a) All information provided on Form DMSV 653 "Blue Envelope Request Form" (rev 4/26) shall be handled in accordance with applicable privacy laws.

(b) The director shall maintain From DMSV 653 "Blue Envelope Request Form" (rev 4/26) within the participant's driving records to support the issuance of a Blue Envelope.

(c) The director shall not create or maintain a database identifying all blue envelope program participants or containing medical information.

Saf-C 8504.03 Replacement Envelopes.

(a) Participants receive one Blue Envelope

(b) If an issued Blue Envelope is lost of stolen, the director may issue a replacement envelope to participants with a valid Form DMSV 653 “Blue Envelope Request Form” (rev 4/26) on file.

PART Saf-C 8505 BLUE ENVELOPE SPECIFICATIONS & USE

Saf-C 8505.01 Blue Envelope Design.

(a) The Blue Envelope shall be:

(1) Simple and distinct in a blue color for easy identification; and

(2) Sized appropriately to hold a driver’s license, vehicle registration, insurance card, and/or any relevant medical information the driver feels is relative.

(b) The exterior of the Blue Envelope shall include concise guidance for:

(1) The driver; and

(2) The law enforcement officer

(c) The envelope shall include designated areas for:

(1) Emergency contact information; and

(2) Communication and sensory considerations; and

(3) Communication tips.

(d) The envelope shall not identify or display the individual’s specific medical condition. Saf-C 8505.02 Blue Envelope Usage

(a) The participant should complete as many fields as possible on the Blue Envelope.

(b) The participant is required to attach the blue envelope to the driver’s side visor, facing the participant when in the down position.

(c) The participant may place any personally relevant information within the envelope at their discretion.

(d) When detained by law enforcement, the participant should tell the officer that they have a Blue Envelope and should present the blue envelope to the officer when asked.

APPENDIX

Rule	Specific State Statute the Rule Implements
Saf-C 8500	RSA 265:3-c