STATE OF NEW HAMPSHIRE

OFFICE OF LEGISLATIVE SERVICES
ADMINISTRATIVE RULES

STATE HOUSE ANNEX
25 CAPITOL STREET, ROOM 234
CONCORD, NH 03301

Rulemaking Notice Form

Notice Number: 2026-237

Rule Number: Saf-C 8100

1. **Agency:** Department of Safety, Commissioner

   Agency Address: Department of Safety, Commissioner
   33 Hazen Drive
   Concord, NH 03305
2. **RSA Authority:** RSA 155-A:2, III
3. **Federal Authority:** N/A
4. **Action(s):** Readopt w/Amendment, Repeal
5. **Short Title:** State Building Permit System
6. **(a) Summary of what the rule says and of any proposed amendments including whether the rule implements a state statute for the first time:**

   This rulemaking readopts with amendment and repeals parts of the existing State Building Permit System rules in Saf-C 8100 that are due to expire on October 26, 2026, but are subject to extension pursuant to RSA 541-A:14-a. The rulemaking incorporates by reference the State Building Permit Application and combines Saf-C 8103.01 and Saf-C 8103.02. In addition, there are minor updates to statutory references based on legislative action since these rules were initially adopted in 2016. The rulemaking also proposes changes to the fee schedule to make the fee structure consistent on minimum fees and provide clarity on the appropriate fee for specific permits. The proposed rulemaking parses out permits for re-roof; demolition; photovoltaic and energy storage systems; fuel-gas permits; hot work operations; temporary tent structures; fire alarm systems; fire sprinkler systems; and fire suppression systems. This approach provides a better tailored fee structure to reflect the specific services involved. Lastly, Saf-C 8105.03,

which references plumbing and mechanical inspection fees being deposited into the general fund, is proposed to be repealed because RSA 153:28, II was repealed.

Does this rule implement a state statute for the first time?

This proposal does not implement a state statute for the first time.

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

Those groups affected by this rulemaking include the Community College System, the University System, and other state entities desiring to construct or renovate buildings and structures owned by them, as well as private property owners desiring to construct or renovate buildings and structures thereon, in municipalities that have not elected to enact a local ordinance or otherwise adopt procedures for the enforcement of the state building code pursuant to RSA 155-A:2, IV; and the Department of Safety, Division of Fire Safety.

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

RULE	**STATUTES IMPLEMENTED**
Saf-C 8101.01 and Saf-C 8101.02	RSA 155-A:2, III and IV; RSA 155-A:7, I
Saf-C 8102.01-Saf-C 8102.09	RSA 153:1
Saf-C 8103.01 and Saf-C 8103.02 (Saf-C 8103.03 renumbered as Saf-C 8103.02)	RSA 155-A:2, III and IV
Saf-C 8104.01-Saf-C 8104.03	RSA 155-A:2, III and IV
Saf-C 8105.01 and Saf-C 8105.02	RSA 155-A:2, III, IV
Saf-C 8105.03 (repeal)	

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

Name: Marta A. Modigliani	**Title:** Administrator
Address: 33 Hazen Drive Concord, NH 03305	**Phone Number:** (603) 223-3896
	FAX Number: (603) 271-1033
	Email: Rules@dos.nh.gov

8. **Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified:**

   Tuesday, December 8, 2026

   X **Fax**

   X **Email** Rules@dos.nh.gov

   _ **Other**

9. **Public hearing scheduled for:**

   Date: Monday, November 30, 2026

   Time: 10:00 AM

   Place: Second Floor Conference Room
   Department of Safety
   33 Hazen Drive
   Concord, NH 03305

   Electronic Access, if applicable: N/A

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

    FIS #: 26:242, dated: Monday, October 26, 2026

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

    When compared to the existing rules, the proposed rules may increase state restricted revenue and increase costs to certain state agencies, political subdivisions, state citizens, and independently owned businesses.

    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 update the State Building Permit System by increasing minimum permit fees, establishing separate permit categories and fees for certain types of work, and doubling permit fees for work performed without a permit. The rules also revise application procedures, update statutory references, and remove an obsolete provision governing the allocation of plumbing and mechanical permit fees.

    To the extent state agencies, state citizens, municipalities, or independently owned businesses seek permits, they may experience an increase in costs. All fee revenue collected is credited to the Fire Standards and Training and Emergency Medical Services Fund (“Fire Fund”) established under RSA 21-P:12-d. The Bureau of Building Safety and Construction collected approximately $450,000 in permit fee revenue from private stakeholders and from state agencies for state-owned facilities. The fee changes set forth

in the proposed rules are expected to generate less than $10,000 per year in additional fee revenue.

A. To State general or State special funds:

See #3 above. No impact on state general funds.

B. To State citizens and political subdivisions:

See #3 above.

C. To independently owned businesses:

See #3 above.

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

1. The proposed rules do not create a new program and do not create a new responsibility or expand or modify an existing program or responsibility, to any political subdivision.

2. The proposed rules do not mandate or assign a program or responsibility to any political subdivision of the state in such a way as to increase the costs the political subdivision must pay.

3. No state funding is necessary because the proposed rules do not mandate or assign a program or responsibility to any political subdivision so as to increase the costs the political subdivision must pay.

4. Therefore, this proposal does not violate Part 1, Article 28-a or the N.H. Constitution for the reasons stated above.