

**RULEMAKING NOTICE FORM**

Notice Number \_\_\_\_\_

Rule Number                     **Ahp 200**                    

<p>1. Agency Name &amp; Address: <b>Office of Licensed Allied Health Professional c/o Office of Professional Licensure &amp; Certification 7 Eagle Square Concord, NH 03301</b></p>	<p>2. RSA Authority: <u>                    <b>RSA 541-a:16, i(b)-(d)</b>                    </u></p> <p>3. Federal Authority: <u>                    <b>n/a</b>                    </u></p> <p>4. Type of Action:</p> <p style="padding-left: 40px;">Adoption <u>                    <b>X</b>                    </u></p> <p style="padding-left: 40px;">Repeal <u>                    <b>X</b>                    </u></p> <p style="padding-left: 40px;">Readoption <u>                    </u></p> <p style="padding-left: 40px;">Readoption w/amendment <u>                    </u></p>
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5. Short Title: **Rules of the Practice and Procedure**

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

**The Office of Licensed Allied Health Professionals is proposing to:**

**Repeal the existing rules in Chapter Ahp 200 describing the procedural rules for the governing boards within the Office of Licensed Allied Health Professionals; and**

**Adopt Ahp 200 rules of the practice and procedure directing individuals to Plc 200 for the following rules:**

- Adjudicatory proceedings;**
- Rulemaking submissions, considerations, and disposition of rulemaking petitions;**
- Public comment hearings;**
- Declaratory rulings;**
- All statements of policy and interpretation;**
- Explanation of adopted rules;**
- Voluntary surrender of license; and**
- Petitions of waiver of rule.**

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

**The groups affected by these rules are licensees and the general public.**

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>Specific State Statute the Rule Implements</b>
Ahp 201.01 (repeal)	RSA-F:13, RSA 328-F:24, RSA 328-F:29, III
Ahp 201.01(a) (repeal)	RSA 541-A:16, I(b)
Ahp 201.01(b) (repeal)	RSA 328-F:13, II
Ahp 202 (repeal)	RSA 541-A:7
Ahp 203 (repeal)	RSA 541-A:16, I(b)
Ahp 204.01 (repeal)	RSA 541-A:16, I(b); RSA541-A:31, V(a); RSA 541-A:38
Ahp 204.02 (repeal)	RSA 541-A:16, I(b)
Ahp 204.03 (repeal)	RSA 541-A:30-a, I; RSA 541-A:31, I

Ahp 205.01 (a) and (b)(1) through (3) (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, V(b) and (c)
Ahp 205.01(b)(4) (repeal)	RSA 328-F:24, IV(c)
Ahp 205.01 (b)(5) through (9) (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, V(b) and (c)
Ahp 205.02 (repeal)	RSA 541-A:30-a, III(k)
Ahp 205.03 (repeal)	RSA 541-A:30-a, III(j)
Ahp 206 (repeal)	RSA 541-A:30-a, III(f); RSA 541-A:16, IV
Ahp 207 (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, III(a)
Ahp 208.01(a) (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, III(a)
Ahp 208.01(b) (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, III(a); RSA 541-A:31, VI(b)
Ahp 208.01(c) and (d) (repeal)	RSA 541-A:16, I(b)
Ahp 208.01(e) and (f) (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, IV
Ahp 209.01(a) and (b) (repeal)	RSA 541-A:16, I(b); RSA 541:30-a, I; RSA 541-A:31, III
Ahp 209.02 (repeal)	RSA 541-A:30, III
Ahp 209.03 (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, III(b)
Ahp 209.04(a) (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, V(b)
Ahp 209.04(b) (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, V(c)
Ahp 209.05 (a) (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, VII
Ahp 209.05(b) (repeal)	RSA 541-A:30, III
Ahp 209.05(c) (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, VII
Ahp 210 (repeal)	RSA 541-A:30-a, III(g)
Ahp 210.01 (repeal)	RSA 541-A:32, I and II
Ahp 210.02(a) (repeal)	RSA 541-A:16, I(b)
Ahp 210.02(b) (repeal)	RSA 541-A:32, III
Ahp 210.02(c) (repeal)	RSA 541-A:16, I(b)
Ahp 210.03 (repeal)	RSA 328-F:24
Ahp 211.01 (repeal)	RSA 541-A:30-a, III(h)
Ahp 211.02 (repeal)	RSA 541-A:16, I(b); RSA 541-A, I
Ahp 212 (repeal)	RSA 541-A:16, I(b); RSA 541-A, I; RSA 541-A:30-a, III(c)
Ahp 213.01 (repeal)	RSA 541-A:16, I(b); RSA 541-A, I; RSA 541-A:30-a, III(d) and (e)
Ahp 213.02(a) and (b) (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, I
Ahp 213.02(c) and (f) (repeal)	RSA 541-A:32, III
Ahp 213.02(e) and (g) (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, I; RSA 541-A:31, IV
Ahp 213.03 (repeal)	RSA 541-A:33; RSA 541-A:30-a, I
Ahp 213.04 and 213.05 (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, I
Ahp 213.06 (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, I; RSA 541-A:30-a, III(i)
Ahp 213.07(a) and (b) (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, I
Ahp 213.07(c) through (e) (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, I; RSA 541-A:34
Ahp 213.07 (f) (repeal)	RSA 541-A:30-a, III(l)
Ahp 213.08 (repeal)	RSA 541-A:16, I(b); RSA 541-A:30-a, I
Ahp 214 (repeal)	RSA 541-A:16, I(b); RSA 541-A:31, V(a)
Ahp 215 (repeal)	RSA 541-A:16, I(c)
Ahp 216 (repeal)	RSA 541-A:16, I(b)(3)
Ahp 217 (repeal)	RSA 541-A:16, I(d)
Ahp 218 (repeal)	RSA 541-A:11, VII
Ahp 219 (repeal)	RSA 541-A:16, I(b); RSA 328-F:29, III
Ahp 200	RSA 210-A:1-d, II,(h)(2)

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

Name: **Tina M. Kelley**

Title: **Program Specialist IV**

Address: **Office of Professional  
Licensure and Certification  
7 Eagle Square  
Concord, NH 03301**

Phone #: **(603) 271-5247**

Fax#: **None**

E-mail: **OPLC-Rules@oplc.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: **Monday, February 6, 2023 at 4:00 p.m.**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Thursday, January 26, 2023 at 8:30 a.m.**

Place: **Office of Professional Licensure and Certification  
7 Eagle Square, Concord NH 03301**

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

FIS # 22:225, dated 11-14-2022

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

There is no difference in costs when comparing the Ahp 200 rules being repealed to the proposed new rule in Ahp 201. Not applicable to Ahp 219 which expired in June 2022.

**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 repeal the existing Ahp 200 rules and adopt a new Ahp 201 rule which directs individuals to Plc 200 as the rules governing practice and procedure for Allied Health Professionals. When comparing proposed Ahp 201 rule to the previous rules and expired Ahp 219, there is no additional cost or benefit.

**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:

**This rule does not violate Part I, Article 28-a of the New Hampshire Constitution. The rule does not mandate or assign this program or responsibility to any political subdivision in any way.**

