

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number Plc 1001

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| <p>1. Agency Name & Address:</p> <p style="text-align: center;">Office of Professional Licensure & Certification 7 Eagle Square Concord, NH 03301</p> | <p>2. RSA Authority: <u>RSA 310-A:1-d, II(h)(1)</u></p> <p>3. Federal Authority: <u>n/a</u></p> <p>4. Type of Action:</p> <p style="padding-left: 20px;">Adoption _____</p> <p style="padding-left: 20px;">Repeal _____</p> <p style="padding-left: 20px;">Readoption _____</p> <p style="padding-left: 20px;">Readoption w/amendment <u> X </u></p> |
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5. Short Title: **Purpose; Applicability; Definitions; Generally-Applicable Fees**

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

Plc 1001 was recently readopted with amendment as an interim rule to establish, for all boards, commissions, and councils listed in RSA 310-A:1-a, I, fees for providing copies of documents or electronic information, a credit card service fee, the Professionals’ Health Program fee, the fee for temporary licensure under Plc 800, and fees for replacing a license or certificate, for obtaining or replacing a wall display certificate, for maintaining retired or inactive status, and for paying with a check or money order that is returned as uncollectable. The rules in Plc 1001 also established that there is no additional fee for late renewal and no fees for providing a letter of good standing or otherwise verifying licensure status, replacing a pocket card or identification card, reviewing a course for pre-licensing education credit, filing a complaint or a petition for declaratory ruling, providing a copy of a roster or mailing list, or providing a “warranty seal”.

Plc 1001 is scheduled to expire 3-21-22. As part of readopting the rules as regular rules, amendments are proposed to address concerns identified by the Joint Legislative Committee on Administrative Rules (JLCAR) during the Interim rulemaking process. Specifically, the following changes are proposed:

- **Revise Plc 1001.08 to cite authority in RSA 310-A:1-e, I(a) for the Professionals’ Health Program fee required with initial applications; and**
- **Revise Plc 1001.11 to clarify that the fee for retired or inactive status applies only to those professions for which the statute under which the profession is regulated authorizes the fee.**

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

These rules affect anyone who holds or wishes to apply for a license in a profession regulated by the OPLC or a board, commission, or council listed in RSA 310-A:1-a, I, and anyone who wishes to obtain paper or electronic copies of information from the OPLC or from a board, commission, or council listed in RSA 310-A:1-a, I.

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

| Rule | State Statutes Implemented |
|--|----------------------------|
| Plc 1001 (see below for additional statutes) | RSA 310-A:1-e |
| Plc 1001.06 | RSA 21-G:6-a |
| Plc 1001.07 | RSA 332-G:14, III(g) |
| Plc 1001.12 | RSA 6:11-a |

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

Name: **Gretchen Hamel** Title: **Program Specialist IV**
 Address: **OPLC** Phone #: **Please contact via email**
7 Eagle Square Fax#: **(603) 271-0597 (main OPLC)**
Concord, NH 03301 E-mail: **Gretchen.R.Hamel1@opl.nh.gov**

The rules can be reviewed on-line at

<https://www.oplc.nh.gov/oplc-laws-and-rules>

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: **4:00 PM on Friday, November 19, 2021**

Please submit comments to OPLC-Rules@opl.nh.gov

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Tuesday, November 9, 2021 at 10:00 AM**

Place: **Hearing Room, Office of Professional Licensure & Certification,
7 Eagle Square, Concord, NH 03301**

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

FIS # 21:110, dated 10/04/2021

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

There is no difference in costs when comparing the proposed rules to the existing interim rules.

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):**

- 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:

The rules do not have any costs; all costs are attributable to the statute (RSA 310-A:1-e, I(a)). The rules thus do not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision in such a way as to necessitate additional local expenditures and so do not violate Part I, Article 28-a of the N.H. Constitution.