



STATE OF NEW HAMPSHIRE
JOINT LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES
ROOM 219
25 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6312

October 20, 2022

Jared S. Chicoine
Department of Energy
21 S. Fruit Street, Suite 10
Concord, NH 03301

Re: Preliminary Objection to Final Proposal 2022-53

Dear Commissioner Chicoine:

At its meeting on October 20, 2022, the Joint Legislative Committee on Administrative Rules (Committee) voted, pursuant to RSA 541-A:13, IV, to enter a preliminary objection to Final Proposal 2022-53 containing rules En 1300 of the Department of Energy (Department) relative to the utility pole attachments. The objection is based on Office of Legislative Services (OLS) staff comments.

You may respond to the Committee's preliminary objection by amending the rule to resolve the bases for objection, by withdrawing the rule, or by making no changes. You are required to respond in writing to the Committee's preliminary objection within 45 days of the date on which it was made, which was October 20, 2022. In this instance, the 45th day is Sunday, December 4, 2022. Since that date is a Sunday, then by operation of RSA 541-A:16, IV, the response must be submitted by Monday, December 5, 2022.

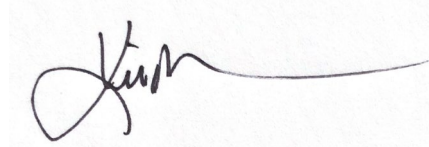
After the Committee has received your response, the Committee may take further action ranging from approval of the objection response to voting to support the sponsorship of a joint resolution to address the issues remaining with the proposal. Pursuant to RSA 541-A:13, VII(b), the Committee will have up to 50 days after the end of your response period to take action concerning a joint resolution, although the Committee can take action prior to that date. In this instance the 50th day is January 24, 2023. Please note that there is no deadline by which the Committee must act to approve the rules or to enter final objections, and the Committee may do so even after the adoption of the rules by the Department.

Please be advised that, pursuant to RSA 541-A:14, I, you may not adopt the rules until one of the following has occurred: 1) the expiration of the objection response review period without the Committee having taken action with respect to voting to support the sponsorship of a joint resolution; or 2) the Committee has taken action that is specifically in lieu of voting to support the sponsorship of a joint resolution.

Commissioner Chicoine
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If you have any questions concerning the provisions in RSA 541-A relative to objections, responses, or adoptions, please email me at kim.reeve@leg.state.nh.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Kim", with a long horizontal flourish extending to the right.

Kim Reeve
Committee Attorney

cc: David K. Wiesner, Esq.