

# NEW HAMPSHIRE DRAFTING AND PROCEDURE MANUAL

## APPENDIX II-B

### OFFICE OF LEGISLATIVE BUDGET ASSISTANT REQUEST FOR FISCAL IMPACT STATEMENT (FIS)

FIS Number \_\_\_\_\_ Rule Number En 1500

1. Agency Name & Address:  <b>Department of Energy 21 S. Fruit St., Ste. 10 Concord, NH 03301</b>	2. RSA Authority:	<u>RSA 371:22; RSA12-P:5, IV</u>
	3. Federal Authority:	_____
	4. Type of Action:	
	Adoption	<u>X</u>
	Amendment	_____
	Repeal	_____
	Readoption	_____
	Readoption w/amendment	_____
	Interim rule	_____
	5. Have the rules expired?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
	Date Expired:	_____

6. Short Title: **En 1500 Rules for Licenses for Crossings of Public Waters or State Land**

7. Contact Person:

Name: **Andrew J. Harmon, Esq.**

Title: **Hearings Examiner**

Address: **Department of Energy  
21 S. Fruit St., Ste. 10  
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Remember:

- (a) A copy of the proposed rule or an annotated copy of the amended rule must accompany this form. The annotated copy shall use [brackets] to indicate deleted material, and underlining for added material, or any other annotation style allowed in Section 5.4 in Chapter 4 of the Drafting and Procedure Manual for Administrative Rules.
- (b) Please provide the methodology and any calculations used in determining the fiscal impact. Where appropriate or necessary, please attach a worksheet detailing the methodology and associated calculations.
- (c) This form may be replicated to expedite preparation.
- (d) Please allow 10 working days from day of receipt for the Office of Legislative Budget Assistant to complete the fiscal impact statement. Additional information about this form is in Section 2.3 in Chapter 3 of the Drafting and Procedure Manual for Administrative Rules.

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- (e) Please provide the following information and attach additional sheets if necessary:

**NOTE: Pursuant to RSA 541-A:5, IV the fiscal impact of the proposed rule, which was previously effective but has expired, or of a proposed rule which adopts a current agency policy, procedure, or practice as a rule for the first time, shall not be assessed as an existing rule but as a proposed rule which is not yet effective.**

- (1) Summarize the intended action and the proposed rule. The intended action is defined by RSA 541-A:5, VII as the proposed adoption, amendment, readoption, readoption with amendment, or repeal of a rule pursuant to RSA 541-A.

**The Department of Energy (Department) proposes the adoption of new En 1500 rules relating to applications for licenses regarding crossings over public waters or state land.**

- (2) Is the cost associated with this intended action mandated by the rule or by state statute? If the cost is mandated by statute, then the rule itself may not have a cost or benefit associated with it. Please state either the statute or chapter law that is instigating this rule.

**The costs associated with these rules, if any, are the direct result of the legislative directive pursuant to RSA 371:22. The proposed rules codify an application process that will operate in the same manner as under prior law except as specifically modified in RSA 371:17 – 371:23. Accordingly, there are no additional costs mandated solely by the rules.**

- (3) Compare the cost of the proposed rule with the cost of the existing rule, if there is an existing rule. Please provide the methodology and any calculations used in making your determination. If there is no cost, please explain why.

**There are no existing rules and there are no additional costs resulting from the adoption of the En 1500 rules.**

- (4) To the extent the proposed rule had expired, please indicate the cost of the expired rule as you do for a new rule, and if applicable, the difference in cost of any proposed change from the expired rule. Please provide the methodology and any calculations used in making your determination. If there is no cost, please explain why.

**There are no existing rules.**

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- (5) Describe the costs and benefits to the state general fund which would result from this intended action.

**There are no costs or benefits to the state general fund as a result of the proposed new rules.**

- (6) Explain and cite the federal mandate for the intended action, if there is such a mandate. How would the mandate affect state funds?

**Not applicable.**

- (7) Describe the cost and benefits to any state special fund which would result.

**Not applicable.**

- (8) Describe the costs and benefits to the political subdivisions of the state.

**These rules are neutral as applied to political subdivisions of this state.**

- (9) Describe the costs and benefits to the citizens of the state.

**There are no direct costs to citizens of the state, but citizens will benefit from the adoption of new rules codifying the existing process for licenses for crossings of public waters or state land.**

- (10) Describe the costs and benefits to any independently owned business, including a description of the specific reporting and recordkeeping requirements upon those employing fewer than 10 employees.

**The En 1500 rules do not impose any costs that are particular to independently owned businesses or businesses employing fewer than 10 employees.**