



INCORPORATION BY REFERENCE STATEMENT

****PLEASE LIST THE FOLLOWING:**

1. Name of Agency: **Department of Energy**
2. Person who has reviewed the material to be incorporated into the agency's rules:

Name:	Paul G. Kasper	Title:	Director of Enforcement
Address:	21 S. Fruit St., Ste. 10 Concord, NH 03301	Phone #:	603-271-6026
3. Specific rule number where the material is incorporated:
En 307.07(c)(3)

****PLEASE ATTACH THE FOLLOWING**, numbered to correspond to the number on this sheet (a separate sheet is not required for every item):

4. The complete title of the material which is to be incorporated including the date on which the material became effective (or a document identification number) or, if the material is undated Internet content, the date the material was accessed and printed, and the title of the entity that created or promulgated the material.

ANSI A300 (Part 1) Tree Care Operations – Tree, Shrub and Other Woody Plant Maintenance – Standard Practices (2017)

5. How the agency modified the text of the material incorporated, clearly identifying where amendments have been made to the text.

No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

ANSI A300 (Part 1) Pruning (2017), paperback copy can be purchased for \$79 at:
<https://www.amazon.com/Pruning-Standard-Shrub-Maintenance-Practises/dp/B007SY2KJK>.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

ANSI A300 Parts 1 Tree Care Operations – Tree, Shrub and Other Woody Plant Maintenance – Standard Practices (2017) publication is approximately 13 pages long and inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

8. Pursuant to JLCAR Committee rule 201.02(d), if the document or internet content being incorporated in the proposed rule was amended from the version in the currently effective rules, then please provide an explanation of the differences between the two versions. The explanation may be a narrative or a side-by-side comparison written in the space below or on a separately attached page. The narrative must identify any substantive changes. If no substantive changes were made, please state that no substantive changes were made. Do not leave this section blank.

As for the other publications cited, the publications are the same as when the Puc 300 rules were adopted.

****PLEASE SIGN THE FOLLOWING:**

I, the adopting authority,* certify that the text of the material which the agency is incorporating by reference in these rules has been reviewed by this agency. To the best of my knowledge and belief, this agency has complied with the requirements of RSA 541-A:12, IV and Section 3.12 of Chapter 4 of the Drafting and Procedure Manual for Administrative Rules. I further certify that the agency has the capability and the intent to enforce the material incorporated into the rules, as identified above.

Date: _____

Signature: _____

Name: **Jared S. Chicoine**

Title: **Commissioner**

*("Adopting authority" is the official empowered by statute to adopt the rule, or a member of the group of individuals empowered by statute to adopt the rule.)



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3. Specific rule number where the material is incorporated:
En 305.02(d), En 305.02(f)(4), En 305.03(a)

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ANSI C12.1-2022 Code for Electricity Metering, dated 6/9/2022

5. How the agency modified the text of the material incorporated, clearly identifying where amendments have been made to the text.

No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

ANSI C12.1-2022 Code for Electricity Metering, PDF copy can be purchased for \$465 at:
<https://webstore.ansi.org> or American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

The ANSI C12.1-2022 Code for Electricity Metering publication is approximately 178 pages long and inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

8. Pursuant to JLCAR Committee rule 201.02(d), if the document or internet content being incorporated in the proposed rule was amended from the version in the currently effective rules, then please provide an explanation of the differences between the two versions. The explanation may be a narrative or a side-by-side comparison written in the space below or on a separately attached page. The narrative must identify any substantive changes. If no substantive changes were made, please state that no substantive changes were made. Do not leave this section blank.

There were no substantive changes made to the publication in effect under the currently effective Puc 300 rules.

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3. Specific rule number where the material is incorporated:
En 305.03(a)

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ANSI C12.20-2015 Electricity Meters, dated 4/1/2017

5. How the agency modified the text of the material incorporated, clearly identifying where amendments have been made to the text.

No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

ANSI C12.20-2015 Electricity Meters, included with ANSI C12.1-2022, Code for Electricity Metering, 178 pages long.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

The ANSI C12.20-2015 Electricity Meters publication is included with ANSI C12.1-2022 Code for Electricity Metering and is approximately 178 pages long. Inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

8. Pursuant to JLCAR Committee rule 201.02(d), if the document or internet content being incorporated in the proposed rule was amended from the version in the currently effective rules, then please provide an explanation of the differences between the two versions. The explanation may be a narrative or a side-by-side comparison written in the space below or on a separately attached page. The narrative must identify any substantive changes. If no substantive changes were made, please state that no substantive changes were made. Do not leave this section blank.

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Concord, NH 03301
3. Specific rule number where the material is incorporated:
En 304.02(h)

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ANSI C84.1-2020 Electric Power Systems Voltage Ratings (60 Hz), dated 3/10/2020

5. How the agency modified the text of the material incorporated, clearly identifying where amendments have been made to the text.

No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

ANSI C84.1-2020 Electric Power Systems Voltage Ratings (60 Hz), PDF copy can be purchased for \$163 at: <https://webstore.ansi.org> or American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

The ANSI C84.1-2020 Electric Power Systems Voltage Ratings (60 Hz) publication is approximately 21 pages long, and inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

8. Pursuant to JLCAR Committee rule 201.02(d), if the document or internet content being incorporated in the proposed rule was amended from the version in the currently effective rules, then please provide an explanation of the differences between the two versions. The explanation may be a narrative or a side-by-side comparison written in the space below or on a separately attached page. The narrative must identify any substantive changes. If no substantive changes were made, please state that no substantive changes were made. Do not leave this section blank.

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Concord, NH 03301
3. Specific rule number where the material is incorporated:
En 302.18

****PLEASE ATTACH THE FOLLOWING**, numbered to correspond to the number on this sheet (a separate sheet is not required for every item):

4. The complete title of the material which is to be incorporated including the date on which the material became effective (or a document identification number) or, if the material is undated Internet content, the date the material was accessed and printed, and the title of the entity that created or promulgated the material.

IEEE 141-1993 Recommended Practice For Electric Power Distribution For Industrial Plants, dated 4/29/1994

5. How the agency modified the text of the material incorporated, clearly identifying where amendments have been made to the text.

No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

IEEE 141-1993 Recommended Practice For Electric Power Distribution For Industrial Plants, hard copy can be purchased for \$234 and a PDF version for \$209 at: <http://techstreet.com/ieee>.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

IEEE 141-1993 Recommended Practice For Electric Power Distribution For Industrial Plants publication is approximately 768 pages long and inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

8. Pursuant to JLCAR Committee rule 201.02(d), if the document or internet content being incorporated in the proposed rule was amended from the version in the currently effective rules, then please provide an explanation of the differences between the two versions. The explanation may be a narrative or a side-by-side comparison written in the space below or on a separately attached page. The narrative must identify any substantive changes. If no substantive changes were made, please state that no substantive changes were made. Do not leave this section blank.

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Concord, NH 03301
3. Specific rule number where the material is incorporated:
En 307.06(a)(5)

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IEEE 1366-2022 Guide For Electric Power Distribution Reliability Indices, dated 11/22/2022

5. How the agency modified the text of the material incorporated, clearly identifying where amendments have been made to the text.

No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

IEEE 1366-2022 Guide For Electric Power Distribution Reliability Indices, hard copy can be purchased for \$84 and a secure pdf for \$68 at: <http://techstreet.com/ieee>.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

The IEEE 1366-2022 Guide For Electric Power Distribution Reliability Indices publication is approximately 40 pages long and inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

8. Pursuant to JLCAR Committee rule 201.02(d), if the document or internet content being incorporated in the proposed rule was amended from the version in the currently effective rules, then please provide an explanation of the differences between the two versions. The explanation may be a narrative or a side-by-side comparison written in the space below or on a separately attached page. The narrative must identify any substantive changes. If no substantive changes were made, please state that no substantive changes were made. Do not leave this section blank.

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Phone #: **603-271-6026**

3. Specific rule number where the material is incorporated:

En 306.01(b)(1)

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IEEE C2-2023 National Electric Safety Code, 2023 Edition

5. How the agency modified the text of the material incorporated, clearly identifying where amendments have been made to the text.

No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

IEEE C2-2023 National Electric Safety Code, hard copy can be purchased for \$237 and a PDF version for \$214 at: <http://techstreet.com/ieee>.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

The IEEE C2-2023 National Electric Safety Code, 2023 Edition is over 732 pages long, includes detailed informational illustrations, and inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

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En 306.09(b)

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National Incident Management System NIMS (2008), 3rd edition dated October 2017

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No modifications.

6. How the material incorporated can be obtained by the public (include cost and the address of the party which published the material, and the Internet source URL if it appears in the rule, for example if the material is Internet content only available online).

National Incident Management System, Third Edition, dated October 2017, no cost at <http://www.fema.gov/national-incident-management-system> or Federal Emergency Management Agency, U.S. Dept. of Homeland Security, 500 C Street SW, Washington, DC 20472.

7. Why the agency did not choose to reproduce the incorporated material in full in its rules. The discussion shall include more than the obvious reason that it is less expensive to incorporate by reference.

The National Incident Management System is approximately 133 pages long and inclusion as a rule would make the rule set cumbersome. Additionally, listing the requirements of the publication as a rule would impose a challenge and be confusing for the regulated community who are familiar with, and rely on, the publication itself.

8. Pursuant to JLCAR Committee rule 201.02(d), if the document or internet content being incorporated in the proposed rule was amended from the version in the currently effective rules, then please provide an explanation of the differences between the two versions. The explanation may be a narrative or a side-by-side comparison written in the space below or on a separately attached page. The narrative must identify any substantive changes. If no substantive changes were made, please state that no substantive changes were made. Do not leave this section blank.

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