

Notice Number _____

Rule Number _____

En 600

1. Agency Name & Address:

**Department of Energy
21 S. Fruit St., Ste. 10
Concord, NH 03301**

2. RSA Authority:

**RSA 12-P:5, IV; RSA
370:3; RSA 370:5; RSA
374:39; RSA 374:50**

3. Federal Authority:

NA

4. Type of Action:

Adoption

X

Repeal

Readoption

Readoption w/amendment

5. Short Title: **Rules for Water Service**

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

The substance of the new En 600 rules regarding water service proposed by the Department of Energy (the Department) is the same as various provisions of the existing Puc 600 rules, but with modifications, such as by replacing the term “Commission” with the term “Department,” with the En 600 rules effectuating the division of water utility service regulatory responsibilities between the Department and the Public Utilities Commission (the PUC). The division of responsibilities also resulted in the renumbering of the existing Puc rules that are to be included in the En Rules. The Department drafted the En 600 rules in coordination with the PUC pursuant to RSA 12-P:3,II.

The Department intends to adopt new Chapter En 600 rules in accordance with RSA 12-P:2, which created the Department effective July 1, 2021,

The Department intends to adopt all applicable, existing Puc 600 rules in adopting the new Chapter En 600 rules pursuant to RSA 362, et seq., RSA 374:1, et seq., and RSA 12-P:5, IV. More specifically, the En 600 rules apply to water utilities and operators in the State and govern water service by adopting the existing Puc 600 rules regarding quality of service, water quality, meter accuracy and testing, equipment and facilities, records and reports, safety and inspections, accident and leak reporting, and other reporting and accounting, and applicable forms.

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

The rules affect regulated water utilities operating in New Hampshire.

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

Rule	State Statute the Rule Implements
En 601.01 – En 602.17	RSA 12-P:5, IV; RSA 362, et seq.
En 603.01 – En 603.04	RSA 12-P:5, IV; RSA 370:1-8; RSA 374:3
En 604.01 – En 604.08	RSA 12-P:5, IV; RSA 370:1-8; RSA 374:1, 3
En 605.01 – En 605.06	RSA 12-P:5, IV; RSA 370:1-8
En 605.07	RSA 12-P:5, IV; RSA 374:48-56
En 606.01 – En 606.05	RSA 12-P:5, IV; RSA 370:1-8; RSA 374:3
En 607.01 – En 607.06	RSA 12-P:5, IV; RSA 374:3, 4, 5, and 15

En 608.01 – En 608.04	RSA 12-P:5, IV; RSA 374:3, 4, 15, and 37-39
En 609.01 – En 609.02	RSA 12-P:5, IV; RSA 374:15
En 609.03	RSA 12-P:5, IV; RSA 374:15
En 609.04 – En 609.05	RSA 12-P:5, IV; RSA 374:15
En 609.06	RSA 12-P:5, IV; RSA 374:15, and 37-39
En 609.07 – En 609.10	RSA 12-P:5, IV; RSA 370:2-5; RSA 374:15
En 610.01	RSA 12-P:3, III; RSA 12-P:5, IV; RSA 374:3, and 15

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

Name: **Andrew J. Harmon, Esq.** Title: **Hearings Examiner**
Address: **21 S. Fruit St., Suite. 10** Phone #: **603-271-2443**
Concord, NH 03301 Fax#: **NA**
E-mail: **andrew.j.harmon@energy.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: **Wednesday, October 18, 2023**

Fax E-mail Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Wednesday, October 4, 2023 at 10:00 AM**
Place: **New Hampshire Public Utilities Commission
Hearing Room B
21 South Fruit Street, Suite 10
Concord, NH 03301**

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

FIS # 23:203, dated 08/18/2023

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

The proposed rules are new, however the proposed new En 600 adopt various provisions of the existing Puc 600 rules without any difference in costs.

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 proposed rules do not modify an existing program or responsibility, and do not assign any responsibility to any political subdivision and therefore is not proposed in violation of Part I, Article 28-a.