

COMMISSIONER
Jared S. Chicoine

DEPUTY COMMISSIONER
Christopher J. Ellms, Jr.

STATE OF NEW HAMPSHIRE



DEPARTMENT OF ENERGY
21 S. Fruit St., Suite 10
Concord, N.H. 03301-2429

Tel. (603) 271-3670

FAX No. 271-1526

TDD Access: Relay NH
1-800-735-2964

Website:
www.energy.nh.gov

August 20, 2024

Michael Morrell, Director
Administrative Rules Division
Office of Legislative Services
State House Annex, Room 219
25 Capitol Street
Concord, NH 03301-6312

**Re: En 800 Rules – Underground Damage Prevention Program
Department of Energy - Adoption
Rulemaking Notice No. 2024-28**

Dear Mr. Morrell:

The Department of Energy has adopted the En 800 rules captioned above, as conditionally approved by the Joint Legislative Committee on Administrative Rules (JLCAR) on August 15, 2024. The Department submitted a Conditional Approval Response August 19, 2024, and that response was accepted and approved by letter from the Office of Legislative Services (OLS) dated August 19, 2024.

Pursuant to RSA 541-A:14, III and Chapter 3, Section 2.21 of the *New Hampshire Drafting and Procedural Manual for Administrative Rules* (Manual), the Department hereby files with the Director of the Office of Legislative Services in care of the Division of Administrative Rules the enclosed adopted En 800 rules.

The Department hereby certifies that the material enclosed is a true copy of the En 800 Rules - Underground Damage Prevention Program, adopted by the Department on August 20, 2024. The only changes made to the adopted rule from the text of the Conditional Rule Response reviewed and approved by the Committee were as requested in the OLS Amended CA Request Packet, received August 2, 2024, with regard to adding the word "enforcement" in En 804.01(d), and changing the words "enforcement" and "division" to lowercase in both that paragraph and En 805.03(f). All else remains unchanged.

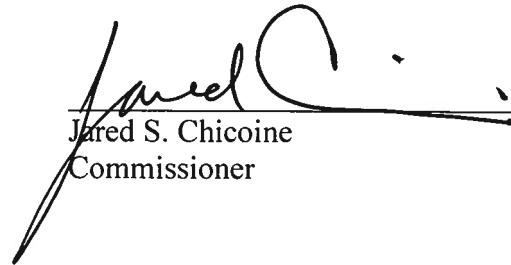
As required by RSA 541-A:15, I, enclosed for filing is One (1) electronic copy of the adopted rules including (i) the appendix containing the cross-reference table required by RSA 541-A:3-a, II, and (ii) the appendix containing the incorporation by reference information required by RSA 541-A:12, VII.

Notice No. 2024-28 En 800 Rules
Adopted Final Rules
Page 2

It is the intention of the Department that the enclosed rules shall become effective at 12:01 a.m. on **August 21, 2024**.

Thank you for your attention to this matter. Please contact us if you should have any questions or concerns.

Sincerely,



Jared S. Chicoine
Commissioner

Enclosures

JSC/hms