

RULEMAKING NOTICE

Notice Number _____	Rule Number _____	Env-C 208.06
<p>1. Agency Name & Address:</p> <p>Department of Environmental Services 29 Hazen Drive P.O. Box 95 Concord, NH 03302-0095</p>	<p>2. RSA Authority: _____</p> <p>3. Federal Authority: _____</p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Amendment _____</p> <p>Repeal _____</p> <p>Readoption _____</p> <p>Readoption w/amendment <u> X </u></p>	<p>RSA 541-A:16, I(b)</p>

5. Short Title: **Non-Confidential Information**

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

The existing rules in Env-C 208 establish procedures for persons wishing to protect information submitted to the Department that they believe is confidential (primarily confidential business information). Env-C 208.06 identifies information that cannot be claimed as confidential. The rule is proposed to be readopted with amendments in order to ensure that the information currently identified as non-confidential by Env-A 103 remains non-confidential after that part is repealed in a separate rulemaking.

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

The rule affects anyone who submits information to the Department.

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

Rule Section(s)	State Statute(s) Implemented
Env-C 208.06	RSA 91-A:5, IV

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

Name:	Jenna Wilson	Title:	Paralegal II
Address:	Dept. of Environmental Services 29 Hazen Drive; P.O. Box 95 Concord, NH 03302-0095	Phone #:	(603) 271-0399
		Fax#:	(603) 271-8805
		E-mail:	Peter.Brunette@des.nh.gov

The rules also can be viewed in PDF at <http://des.nh.gov/organization/commissioner/legal/rulemaking/index.htm> 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: **4:00 p.m. on Friday, July 31, 2020**

YOU MAY SUBMIT WRITTEN COMMENTS WITHOUT ATTENDING THE PUBLIC HEARING

Fax E-mail Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Wednesday, July 22, 2020 at 10:00 AM**

Place: **This will be a virtual hearing via WebEx. Contact Karla McManus at Karla.McManus@des.nh.gov to obtain the link, meeting number, and password.**

You also may call in to the meeting:

Call in Number: +1-415-655-0001

Access Code: 126 907 4596

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant): FIS #20:026 , dated 03/18/2020:

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

There is no difference in cost when comparing the proposed rules to the existing rules.

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:

There are no costs associated with this rule. The rule thus does not mandate or assign any new, expanded or modified programs or responsibilities to any political subdivision in such a way as to necessitate additional local expenditures by the political subdivision and so does not violate Part I, Article 28-a of the New Hampshire Constitution.