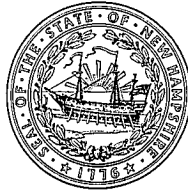


STATE OF NEW HAMPSHIRE



OFFICE OF LEGISLATIVE SERVICES

STATE HOUSE
107 NORTH MAIN STREET, ROOM 109
CONCORD, NEW HAMPSHIRE 03301-4951

February 23, 2012

Public Utilities Commission
121 S. Fruit Street, Suite 10
Concord, NH 03301-2429

Re: Conditional Approval of Final Proposal 2011-113

Dear Commission Members:

At its meeting on February 17, 2012, the Joint Legislative Committee on Administrative Rules (Committee) voted, pursuant to RSA 541-A:13, V(a), to conditionally approve Final Proposal 2011-113 of the Public Utilities Commission (Commission), containing Organizational Rules and Rules of Practice and Procedure. The Committee's approval was conditioned on amending Final Proposal 2011-113 as specified in the Commission's conditional approval request dated February 16, 2012. A copy of the request, as annotated by Committee staff, is enclosed for your information.

Pursuant to RSA 541-A:13, V(a), you are required to submit a written explanation detailing how the rules have been amended in accordance with the conditional approval within 7 days of the date of the next regularly scheduled meeting of the Commission. Commission staff have indicated to us that the date of the next regularly scheduled meeting has not been set. Please contact us with the meeting date as soon as it has been scheduled. The explanation shall include a letter and a text of the entire final proposed rule, annotated to show the amendments.

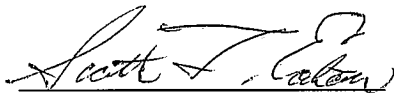
The explanation shall be reviewed by the Office of Legislative Services to determine whether the rules have been amended in accordance with the conditional approval and RSA 541-A:13, V(a). If it is determined that the rules have not been amended in accordance with the conditional approval and RSA 541-A:13, V(a), the conditional approval will be deemed a Commission vote a preliminary objection as of the date of the conditional approval, and you must respond to the preliminary objection as specified in RSA 541-A:13, V(a).

Please be advised that you may not adopt the rules until the Office of Legislative Services sends written confirmation that your amendments are in accordance with the conditional approval and RSA 541-A:13, V(a).

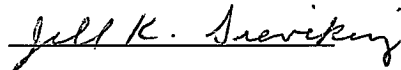
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If you have any questions concerning the provisions in RSA 541-A relative to responses or adoptions, please call Scott Eaton at 271-3680.

Very truly yours,



Scott F. Eaton
Administrative Rules Director



Jill K. Sieveking
Acting Director

SFE/JKS

Enc.

cc: Alexander F. Speidel, Esq.
Richard W. Head, Esq., Assoc. A.G., DoJ

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N 2/16
Addresses the
substantive comments from the Final Proposal.

CONDITIONAL APPROVAL

CHAPTER Puc 100 ORGANIZATIONAL RULES

FEB 16 2012

REQUEST

2011-113

PART Puc 102 DEFINITIONS

~~Readopt With Amendment~~ Adopt Puc 102.19, ~~INTERIM~~ previously effective 3-26-11 (Document # 9897), and expired 9-22-11, to read as follows:

Puc 102.19 "Routine filings" means documents submitted, on a recurrent basis, by a utility to the commission, and as specified in Chapter Puc 200.

~~Readopt Renumbering of Puc 102.19 .21, INTERIM effective 3-26-11 (Document # 9897), as Puc 102.20 .22.~~

PART Puc 103 DESCRIPTION AND CONTACT INFORMATION FOR THE COMMISSION

~~Redopt with Amendment Puc 103.01, effective 6-10-06 (Document # 8656) to read as follows:~~

~~Puc 103.01 Commission Functions.~~

~~(a) The commission is established to carry out the requirements of RSA Title XXXIV relative to public utilities and their customers and the requirements of RSA 38 relative to public utilities and municipalities.~~

~~(b) Pursuant to RSA 363:17 a, the commission serves as the arbiter between the interests of the customer and the interests of regulated utilities.~~

~~(c) Pursuant to RSA 374:3, the commission has the general supervision of all public utilities and their facilities so far as is necessary to carry out the requirements of RSA Title XXXIV.~~

~~(d) Pursuant to RSA 378, the commission has the responsibility to assure that rates charged by public utilities are just, reasonable and lawful.~~

~~(e) Pursuant to RSA 363:27, II, the commission shall organize its staff as it determines best achieves the commission's statutory responsibilities.~~

~~(f) Pursuant to RSA 363:27, III, the commission shall appoint an executive director and a general counsel.~~

~~(g) The staff of the commission is structured around industry specific divisions and includes divisions with expertise in electric, gas, telecommunications, water and all other types of utilities as set forth in RSA 362:2.~~

~~(h) In addition to the industry specific divisions noted in (g), the commission includes an administration division, a legal division, a safety division, an audit division and a consumer affairs division.~~

~~(i) The commission is located at 21 South Fruit Street, Suite 10, Concord, New Hampshire.~~

~~(j) The commission has regular hours from 8:00 a.m. to 4:30 p.m. and is closed on Saturdays, Sundays and state holidays.~~

~~(k) The consumer affairs division may be contacted directly by telephone at 1-800-852-3793, TDD Access Relay NH: 1-800-735-2964, by facsimile at 603-271-3878, or by written communication addressed to the attention of:~~

The Consumer Affairs Division
NH Public Utilities Commission
21 South Fruit Street, Suite 10

Concord, N.H. 03301-2429

~~(l) The safety division may be contacted directly by telephone at 888-397-5444 or 603-271-6022, by facsimile at 603-271-6048, or by written communication addressed to the attention of:~~

~~The Safety Division
NH Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, N.H. 03301-2429~~

~~(m) General inquiries and requests for public information pursuant to Puc 104 may be directed by telephone at 603-271-2431, by facsimile at 603-271-3878, by e-mail to puc@puc.nh.gov, or by written communication addressed to the attention of:~~

~~Executive Director
NH Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, N.H. 03301-2429~~

~~(n) The web site of the commission is www.puc.nh.gov.~~

PART Puc 104 REQUESTS FOR PUBLIC INFORMATION

~~Readopt With Amendment Adopt Puc 104.01, INTERIM previously effective 3-26-11 (Document # 9897), and expired 9-22-11, to read as follows:~~

~~Puc 104.01 Public Access to Information.~~

~~(a) To the extent required or permitted by RSA 91-A, the commission shall permit members of the public to examine and copy public records.~~

~~(b) Members of the public may make a request to examine records by contacting the executive director pursuant to Puc 103.01(m).~~

~~(c) The commission shall permit examination and copying of public records, as follows:~~

~~(1) On the commission premises;~~

~~(2) During commission business hours; and~~

~~(3) Within the time-frames set forth in RSA 91-A.~~

~~(d) Any person who seeks to examine or copy public records shall describe the information requested sufficiently in detail to allow the commission to identify the records requested.~~

~~(e) This section shall not require the release by the commission of information determined, to be exempt from disclosure pursuant to RSA 91-A:4 and RSA 91-A:5, or RSA 363:17-c to be, or Puc 201.06, Puc 201.07, or Puc 203.08.~~

~~(1) Confidential; or~~

~~(2) Otherwise exempt from public disclosure.~~