

APPENDIX II-C

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number Emp 211

<p>1. Agency Name & Address:</p> <p>State of New Hampshire Department of Employment Security 45 South Fruit Street Concord, NH 03301</p>	<p>2. RSA Authority: <u>RSA 282-A:51</u></p> <p>3. Federal Authority: <u>N/A</u></p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Repeal _____</p> <p>Readoption <u>X</u></p> <p>Readoption w/amendment _____</p>
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5. Short Title: **Appeal from Denial of Continued Eligibility for Benefits**

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

The intended action of the rulemaking is to readopt, without amendment, existing Emp 211 which became effective on September 27, 2012, and which is set to expire on September 27, 2022. Emp 211 promulgates the Department’s procedures for notifications provided to claimants regarding their rights after the Department has become aware of an issue that may affect their continued eligibility to receive State Unemployment Compensation (UC) benefits.

RSA 282-A:51 authorizes rulemaking relative to a claimant’s opportunity to be heard concerning their continued entitlement to receive State UC benefits.

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

The rule benefits claimants who have been initially deemed eligible to receive UC benefits and who are in pay status and for whom the Department becomes aware of a new issue affecting their eligibility to continue to receive UC benefits. Such new issues would include availability for work, work search and job refusal.

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

Rule Number	State Statute / Federal Regulation Implemented
Emp 211	RSA 282-A:51

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

Name: **Marie-Helene Bailinson** Title: **Legal Coordinator**
Address: **New Hampshire Employment Security** Phone #: **603-228-4072**
45 South Fruit Street Fax#: **603-228-4080**
Concord, NH 03301 E-mail: **Marie-Helene.Bailinson@nhes.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: **August 11, 2022**

Fax E-mail Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Thursday, August 4, 2022 at 10:00AM.**

Place: **NH Department of Employment Security
45 South Fruit Street,
Room 033B – Tobey Conference Center, Back Portion
Concord, NH 03301**

***Please use NH Works entrance**

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

FIS # 22:132, dated 6/28/22

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 rule to the existing rule.

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 proposal does not mandate or assign any new, expanded or modified fees, duties, expenditures, programs or responsibilities to any political subdivision of the state and therefore does not violate Part I, Article 28-a of the NH Constitution.