

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

- (3) Revoke recognition of a speaker who speaks or acts in an abusive or disruptive manner; or
- (4) Revoke recognition of a speaker who refuses to keep his or her comments relevant to the issue or issues which are the subject of the hearing.

(c) Written comments may be submitted any time from the time notice has been published until the record has been closed by the moderator, which shall not be less than 10 calendar days after the hearing.

(d) In the event that the number of speakers who wish to give oral testimony relevant to the issue or issues involved exceed that number which can be heard within a reasonable period of time subject to facility availability and length of the hearing, the hearing shall be reconvened pursuant to RSA 541-A:11, III to afford such persons the opportunity to be heard. Speakers may elect to submit written testimony in lieu of additional oral hearing.

Source. #10056, eff 12-20-11

PART Emp 210 EXPLANATION OF ADOPTED RULES

Emp 210.01 Requests for Explanation of Adopted Rules. Any interested person may, within 30 days of the final adoption of a rule, request a written explanation of that rule by making a written request to the department including:

- (a) The name and address of the person making the request; or
- (b) If the request is that of an organization or other entity, the name and address of such organization or entity and the name and address of the representative authorized by the organization or entity to make the request.

Source. #10057, eff 12-20-11

Emp 210.02 Contents of Explanation. The department shall, within 90 days of receiving a request in accordance with Emp 210.01, provide a written response which:

- (a) Concisely states the meaning of the rule adopted;
- (b) Concisely states the principal reasons for and against the adoption of the rule in its final form; and
- (c) States, if the department did so, why the department overruled any arguments and considerations presented against the rule.

Source. #10057, eff 12-20-11

PART Emp 211 APPEAL FROM DENIAL OF CONTINUED ELIGIBILITY FOR BENEFITS

Emp 211.01 Required Department Actions.

(a) When the department becomes aware of information that creates an issue concerning a claimant's eligibility to continue receiving unemployment compensation benefits, the department shall inform the claimant of the possibility that the claimant might receive a determination denying benefits.

(b) After such notification in (a), the department shall:

- (1) Conduct fact-finding by asking the claimant and/or other parties questions about the issue; and
- (2) Assess the information received.

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

(c) If the information received has an effect on past, present or future eligibility, the department shall issue a determination of eligibility to the interested parties in accordance with RSA 282-A. The determination shall include the right to appeal and the opportunity for a hearing regarding the issue denying the claimant's continued eligibility to receive unemployment compensation benefits.

(d) If the claimant appeals the determination the department shall notify the claimant of the option to either:

(1) Continue receiving benefit payments for any week denied by the determination until the appeal tribunal rules on the appeal in accordance with Emp 207; or

(2) Allow benefit payments to be suspended until the appeal tribunal makes a decision on his or her claim.

(e) If the appeal tribunal finds the claimant eligible, the claimant shall receive all benefits pending during the weeks suspended and those going forward from the date of the appeal tribunal decision, if the claimant is otherwise eligible.

(f) If the claimant elects the option in Emp 211.01 (d) (1) and after a final decision on appeal, he or she is found ineligible for those weeks, the department shall determine whether the individual is with fault in causing the overpayment in accordance with Emp 502.03.

Source. #10192, eff 9-27-12; ss by #13449, eff 9-21-22

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

Emp 207.23	RSA 541-A:30-a, III(e)
Emp 207.24	RSA 541-A:30-a, III(e)
Emp 207.25	RSA 541-A:31, VII; RSA 282-A:64, III; 117-123;
Emp 207.26	RSA 541-A:30-a, III(d), (e)
Emp 207.27	RSA 541-A:33
Emp 207.28	RSA 541-A:33
Emp 207.29	RSA 541-A:35
Emp 207.30	RSA 541-A:30-a, III(i)
Emp 207.31	RSA 541-A:30-a, III(j)
Emp 207.32	RSA 541-A:30-a, III(c)
Emp 207.33	RSA 282-A:60, 67
Emp 207.34	RSA 282-A:60, 67
Emp 208	RSA 541-A:16, I(c)
Emp 209.01-209.02	RSA 541-A:11
Emp 209.03	RSA 541-A:6, I; 11
Emp 209.04	RSA 541-A:11
Emp 209.05	RSA 541-A:11, II
Emp 209.06	RSA 541-A:11, I, II, IV
Emp 210	RSA 541-A:11, VII
Emp 211	RSA 282-A:51
Emp 301.01-301.09	RSA 282-A:117-a
Emp 302.01-302.03	RSA 282-A: 14; 15, I; 16
Emp 303.01 Provisions implementing specific statutes or regulations are listed below.	RSA 282-A:8; 9, III; 9, IV; 91; 91-a; 117; 118
Emp 303.01(b)(8)	RSA 282-A:69, II
Emp 303.01(b)(15)	RSA 282-A:8, I
Emp 303.01(b)(20)	RSA 282-A:45; 42 USC 503(f); 1320b-7(a)(1), (a)(2), (a)(3), (b)(3); 20 CFR 603.2; 603.20
Emp 303.02 Provisions implementing specific statutes or regulations are listed below.	RSA 282-A:69, 70; 71; 94; 96; 117; 117-a; 118
Emp 303.02(f)(10)	RSA 282-A:69; 86
Emp 303.02(f)(19)	RSA 282-A:117; 117-a, III; 118; 42 USC 503(f); 1320b-7(a)(a),(a)(s),(a)(3); (b)(3); 20 CFR 603.2; 603.20
Emp 303.021	RSA 282-A:69; 70; 71; 117; 117-a, III; 118
Emp 303.021 (b)	RSA 282-A:142
Emp 303.022	RSA 282-A:69; 70; 71; 117; 117-a, III; 118
Emp 303.022 (a) (8)	RSA 282-A:142
Emp 303.022 (a) (11)	42 USC 503 (f); 1320b-7(a)(1), (2), (3); (b)(3); 20 CFR 603.2; 603.20