

STATE OF NEW HAMPSHIRE



OFFICE OF LEGISLATIVE SERVICES
ADMINISTRATIVE RULES
STATE HOUSE ANNEX
25 CAPITOL STREET, ROOM 234
CONCORD, NH 03301

Interim Rulemaking Notice Form and Cover Sheet

Proposed Interim Rule Number: 2026-15

Rule Number: He-M 612

1. **Agency:** Department of Health and Human Services
Former Div. of Mental Health & Developmental Services

Agency Address: Department of Health and Human Services
Administrative Rules Unit
Brown Building, 2nd Floor
129 Pleasant St.
Concord, NH 03301

2. **RSA Authority:** RSA 135-C:61, V; RSA 135-C:48
3. **Federal Authority:**
4. **Action(s):** Readopt
5. **Filing Date:** 2026-07-22
6. **Short Title:** Transfers Between Receiving Facilities
7. **Contact person for copies and questions including requests to accommodate persons with disabilities:**

Name: Nicole Valanzola	Title: Rules Coordinator
Address: Department of Health and Human Services Administrative Rules Unit Brown Building, 2nd Floor 129 Pleasant St. Concord, NH 03301	Phone Number: (603) 271-9640
	FAX Number: (603) 271-5590
	Email: nicole.valanzola@dhhs.nh.gov

8. **Summary explaining the effect of the rule and, if the rules are being proposed to implement a state statute for the first time, identification of the statute and/or relevant session law being implemented pursuant to RSA 541-A:19, I(a):**

He-M 612 establishes the criteria and procedures for transferring individuals between receiving facilities in the mental health services system.

The Department of Health and Human Services is proposing to readopt He-M 612 without changes as an interim rule pursuant to RSA 541-A:19, I(d) to continue the rule, which would otherwise expire prior to completing the rulemaking process.

9. **Listing of people, enterprises, and government agencies affected by the rule:**

He-M 612 affects individuals admitted to New Hampshire Hospital or other designated receiving facility.

10. **Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:**

RULE	SPECIFIC STATE STATUTE THE RULE IMPLEMENTS
He-M 612.01 - 612.02, 612.03(c) - (i), 612.05	RSA 135-C:31, V; RSA 135-C:48
He-M 612.03(a) - (b)	RSA 135-C:26
He-M 612.04	RSA 135-C:28

11. **Agency form(s) as required by RSA 541-A:19, IV-a which this rule incorporates by reference or whose requirements are set forth in the rule pursuant to RSA 541-A:19-b.**

_ No

12. **Summary of the effect upon the state if the rule were not adopted:**

Without the rule, the Department would not be able to assure a structured process for transferring individuals to facilities that can better provide the level of security or treatment the individual requires.

13. **Proposed date of review by the Joint Legislative Committee on Administrative Rules:**

August 20, 2026

FIS #: , dated: N/A

****PLEASE SIGN THE FOLLOWING:**

I, the adopting authority,* hereby certify that the attached is an accurate statement explaining why an interim rule is necessary.

Date: 2026-07-22 **Name:** Lori A. Weaver **Title:** Commissioner

**('Adopting authority' is the official empowered by statute to adopt the rule, or a member of the group of individuals empowered by statute to adopt the rule.)*

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Interim Rulemaking Notice Form and Cover Sheet

Proposed Interim Rule Number:

Rule Number: He-M 612

1. **Agency:** Department of Health and Human Services Former Division of Public Health Services
2. **RSA Authority:** RSA 135-C:31,V; 135-C:48
3. **Federal Authority:**
4. **Action(s):** Readoption
5. **Filing Date:** 2026-07-22
6. **Short Title:** Transfers Between Receiving Facilities
7. **Contact person for copies and questions including requests to accommodate persons with disabilities:**

Name: Nicole Valanzola	Title: Rules Coordinator
Address: Department of Health and Human Services Brown Building, Administrative Rules Unit, 2 nd floor 129 Pleasant St, Concord NH 03301	Phone Number: (603) 271-9640
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	Email: nicole.valanzola@dhhs.nh.gov

8. **Summary explaining the effect of the rule and, if the rules are being proposed to implement a state statute for the first time, identification of the statute and/or relevant session law being implemented pursuant to RSA 541-A:19, I(a):**
He-M 612 establishes the criteria and procedures for transferring individuals between receiving facilities in the mental health services system.

The Department of Health and Human Services is proposing to readopt He-M 612 without changes as an interim rule pursuant to RSA 541-A: 19, I(e) to continue the rule, which would otherwise expire prior to completing the rulemaking process.

9. **Listing of people, enterprises, and government agencies affected by the rule:**

Individuals admitted to New Hampshire Hospital or other designated receiving facility.

10. **Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:**

RULE	SPECIFIC STATE STATUTE THE RULE IMPLEMENTS
He-M 612.01 - 612.02, 612.03(c) - 612.05	RSA 135-C:31, V; 48
He-M 612.03(a)-(b)	RSA 135-C:26
He-M 612.04	RSA 135-C:28

11. **Agency form(s) as required by RSA 541-A:19, IV-a which this rule incorporates by reference or whose requirements are set forth in the rule pursuant to RSA 541-A:19-b.**

 No

12. **Summary of the effect upon the state if the rule were not adopted:**

Without the rule, the Department would not be able to assure a structured process for transferring individuals to facilities that can better provide the level of security or treatment the individual requires.

13. **Proposed date of review by the Joint Legislative Committee on Administrative Rules:**

2026-08-20

****PLEASE SIGN THE FOLLOWING:**

I, the adopting authority,* hereby certify that the attached is an accurate statement explaining why an interim rule is necessary.

Date: 7/22/2026

Signature:



Name:

Lori A. Weaver

Title:

Commissioner

Date: 7/22/26

Signature: 

Name: Melissa St. Cyr

Title: Chief Legal Officer

**('Adopting authority' is the official empowered by statute to adopt the rule, or a member of the group of individuals empowered by statute to adopt the rule.)*

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