



**STATE OF NEW HAMPSHIRE
OFFICE OF THE GOVERNOR**

CHRISTOPHER T. SUNUNU
Governor

EXHIBIT A to Emergency Order #29

N.H. Department of Environmental Services, April 9th, 2020

Pursuant to Emergency Order #29, which authorizes temporary modification of executive branch deadlines and requirements, issued pursuant to Section 18 of Executive Order 2020-04 as extended by Emergency Order 2020-05, the following is hereby ordered:

Training

No certification, license, or other approval, the renewal of which is dependent on the availability of department training, shall expire prior to the department offering such training.

Air Resources Division

For any entity or person holding an asbestos license or certification that would otherwise expire during the term of the declared state of emergency, the time periods in RSA 141-E:10, III; RSA 141-E:11, II; and Env-A 1810.12 are hereby extended by six months.

The requirements to have a current training certificate in Env-A 1810.01(c) and (d) are hereby waived until such time as the required trainings become available.

The deadline to submit an annual emission report in Env-A 907.02(b) is hereby extended to May 15, 2020.

The deadline to submit annual emission fees in Env-A 705.05(a) is hereby extended to June 15, 2020.

The deadlines to submit annual nitrogen oxides and volatile organic compound emission statements in Env-A 908.02 and Env-A 909.02 are hereby extended to May 15, 2020.

The deadline to submit the annual compliance certification in Env-A 907.03 is hereby extended to May 15, 2020.

For non-Title V permits that would otherwise expire during the term of the declared state of emergency, the term of the permit described in RSA 125-C:11, Env-A 607.08, and Env-A 608.09 is hereby extended by six months.

Applications that would otherwise be due 90 days prior to permit expiration as set forth in Env-A 607.02, 608.02 and 608.10 shall not be due until 30 days prior to permit expiration during the term of the state of emergency.

Waste Management Division

For any person holding a tank operator certification that would otherwise expire during the term of the declared state of emergency, the time period RSA 146-C:18 is hereby extended by 180 days.

For any person holding a hazardous waste coordinator certification that would otherwise expire during the term of the declared state of emergency, the time period for renewal in RSA 147-A:5 is hereby extended by 180 days.

For any person holding a hazardous waste coordinator certification that expires during the term of the declared state of emergency, the time period set forth in Env-Hw 515.07, as referenced in Env-Hw 515.08 shall end 90 days after the termination of the declared state of emergency.

Upon written consent of the Governor, the commissioner of the department may extend the permit processing deadlines in RSA 149-M:9, VIII & Env-Sw 304 – 305 if the commissioner determines that conditions caused by the state of emergency preclude timely processing. However, the department shall endeavor to process all applications as expeditiously as possible.

Other than incident reports for emergency or action level conditions, the timeframes established by Env-Sw 800, 1000, 1100 for submitting facility reports that would otherwise be due during the declared state of emergency are hereby extended by 90 days.

Upon written consent of the Governor, the commissioner of the department may extend the application processing deadlines in Env-Sw 1500 if the commissioner determines that conditions caused by the state of emergency preclude timely processing. However, the department shall endeavor to process all applications as expeditiously as possible.

For any person certified as a solid waste operator, if such certification expires during the term of the declared state of emergency, the time periods set forth in RSA 149-M:6, XIII, and Env-Sw 1600 are hereby extended by 180 days.

The \$25.00 late fee required by RSA 149-M:6, XIII and Env-Sw 1600 is hereby suspended for any application received within 90 days following the termination of the state of emergency

The department is hereby authorized to waive RSA 149-M:9, VI and Env-Sw 1005.07(b) upon the request of a facility if the department determines that conditions related to the state of emergency prevent compliance. Any waiver shall be subject to such conditions as the department believes are reasonably necessary to ensure safe operation of such facility.

Upon written consent of the Governor, the commissioner of the department may extend the permit processing deadlines in RSA 141-E, RSA 541-A:29, and Env-Sw 2103 and 2106 if the commissioner determines that conditions caused by the state of emergency preclude timely processing. However, the department shall endeavor to process all applications as expeditiously as possible.

Water Division

The requirements for signature by a town or city clerk in RSA 482-A:3, I(a)(1), and by a municipal conservation commission, a local river management advisory committee, or the New Hampshire Rivers Council in RSA 482-A:11, III(a) may be satisfied through electronic means.

Upon written consent of the Governor, the commissioner of the department may extend the permit processing deadlines in RSA 482-A:3, XIV(a)(1) and RSA 482-A:3, XIV, (a)(2) if the commissioner determines that conditions caused by the state of emergency preclude timely processing. However, the department shall endeavor to process all applications as expeditiously as possible.

Upon written consent of the Governor, the commissioner of the department may extend the permit processing deadlines in Env-Wt 308.05(c), 309.05(a), and 309.08(a) if the commissioner determines that conditions caused by the state of emergency preclude timely processing. However, the department shall endeavor to process all applications as expeditiously as possible.

The timeframes for processing permits established by RSA 483-B:5-b, V(d) are hereby extended by 30 days for notifications received during the declared state of emergency.

Upon written consent of the Governor, the commissioner of the department may extend the permit processing deadlines in RSA 483-B:5-b, V(a) if the commissioner determines that conditions caused by the state of emergency preclude timely processing. However, the department shall endeavor to process all applications as expeditiously as possible.

All large public water systems subject to RSA 485:11 shall only be required to test annually in 2020.

Upon written consent of the Governor, the commissioner of the department may extend the permit processing deadlines applicable to alteration of terrain permits required by RSA 485:17 *et seq.* if the commissioner determines that conditions caused by the state of emergency preclude timely processing. However, the department shall endeavor to process all applications as expeditiously as possible.

Given under my hand and seal at the Executive Chambers in Concord, this 9th day of April, in the year of Our Lord, two thousand and twenty, and the independence of the United States of America, two hundred and forty-four.



GOVERNOR OF NEW HAMPSHIRE