<table>
<thead>
<tr>
<th>Amendment Title</th>
<th>Bill Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sunny Day Fund</td>
<td>2019-2178s</td>
</tr>
<tr>
<td>Tilton State Aid Construction</td>
<td>2019-2171s</td>
</tr>
<tr>
<td>Behavioral Health, Community and Housing Support</td>
<td>HB 1</td>
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<tr>
<td>Behavioral Health, SUD Housing</td>
<td>2019-2078s</td>
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<tr>
<td>Home Health Care Rate Setting Suspension</td>
<td>2019-2267s</td>
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<tr>
<td>Voc Rehab IMPACCT Program</td>
<td>2019-2052s</td>
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<tr>
<td>Low and Moderate Income Tax Relief Program</td>
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<td>Charitable Trusts with HB 1 Change</td>
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<td>UNIQUE Program</td>
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</tr>
<tr>
<td>Replace FMLI Provisions with Study Commission</td>
<td>2019-2320s</td>
</tr>
</tbody>
</table>
Amendment to HB 2-FN-A-LOCAL

1 New Subparagraph; Application of Receipts; Sunny Day Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (343) the following new subparagraph:

(344) Moneys credited to the sunny day fund established in RSA 12-O:21-a.

2 General Fund Surplus Account; Transfer to Sunny Day Fund. On June 30, 2019, the state treasurer shall transfer the sum of $3,000,000 from the general fund surplus account to the sunny day fund established in RSA 12-O:21-a.

3 New Section; Department of Business and Economic Affairs; Sunny Day Fund. Amend RSA 12-O by inserting after section 21 the following new section:

12-O:21-a Sunny Day Fund Established.

I. There is hereby established in the office of the state treasurer a fund to be known as the sunny day fund, which shall be kept distinct and separate from all other funds. The commissioner shall administer the fund. The fund shall be nonlapsing and continually appropriated to the commissioner for the purpose of obtaining and disbursing grants for research and development, including any preliminary funding necessary to obtain grant funding, supporting the infrastructure necessary to address critical gaps in the state’s ability to attract research and development projects, increasing commercialization of new technologies, leveraging federal funds, and supporting business development and expansion. Grants may be from federal, private, or other sources.

II. The New Hampshire Research and Industry Council ("council"), with the support of the New Hampshire Established Program to Stimulate Competitive Research (NH EPSCoR), shall administer the grant program application and approval process in consultation with the commissioner, manage the annual investment portfolio, and evaluate investment performance. An organization may apply for funding under this section pursuant to the procedures established by the council. The council shall assign preference to grant applications that:

(a) Increase New Hampshire’s competitiveness through innovation.
(b) Attract talent to New Hampshire.
(c) Target existing industrial-cluster strength, potential growth, and research capacity.
(d) Target areas of strategic priority as determined by NH EPSCoR and the department of business and economic affairs.
(e) Qualify for available matching funds from federal, private, or other sources.

III. Beginning July 1, 2021, and annually thereafter, the council shall conduct a survey of all organizations which receive grants under this section to evaluate the return on investment from the state’s funding support and to permit the general court to consider legislation for continued
funding. The council shall, no sooner than 18 months after the effective date of this section, develop
and distribute a survey instrument to all organizations that have received grant funding under this
section. The survey shall, at a minimum, collect the following information for each organization
that receives grant funds under this section:
(a) Number of grants obtained.
(b) Total funding from grants and other investments.
(c) Amount of federal funds obtained.
(d) Number of employees.
(e) Number of jobs created as a result of funding received under this section.
(f) Number of licensing agreements secured.
(g) Number of patents filed.

IV. An organization shall submit the completed survey to the council within 6 weeks of
receipt. The council shall collect the completed surveys and submit them to the commissioner of the
department of business and economic affairs. Any organization which fails to timely submit a
completed survey shall not be eligible to obtain additional funding under this section.

V. Administrative costs shall not exceed 8 percent of annual fund expenditures.

4 Effective Date. This act shall take effect June 30, 2019.

2019-2178s

AMENDED ANALYSIS

1. Establishes the sunny day fund and grant program in the department of business and
economic affairs to obtain and disburse grants for research and development, support the
infrastructure necessary to address critical gaps in the state’s ability to attract research and
development projects, increase commercialization of new technologies, leverage federal funds, and
support business development and expansion.

2. Transfers funds from the general fund surplus account to fund the program.
Amendment to HB 2-FN-A-LOCAL

1 Department of Transportation; Appropriation. The sum of $2,140,000 is hereby appropriated to the department of transportation for the fiscal year ending June 30, 2019, which shall be nonlapsing, for the purpose of providing a state aid construction program match for the project named Tilton project number 29753, to reconstruct and reclassify 1.97 miles of Calef Hill Road. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

2 Effective Date. Section 1 of this act shall take effect June 30, 2019.

AMENDED ANALYSIS

1. Makes an appropriation to the department of transportation to provide a state aid construction program match for the project named Tilton project number 29753, to reconstruct and reclassify 1.97 miles of Calef Hill Road.
<table>
<thead>
<tr>
<th></th>
<th>FY 2019</th>
<th>FY 2020</th>
<th>FY 2021</th>
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<tr>
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<tr>
<td>Division of Behavioral Health</td>
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<tr>
<td>HB 1:</td>
<td></td>
<td></td>
<td></td>
<td>Increase funding to fully fund community and housing supports</td>
</tr>
</tbody>
</table>
Amendment to HB 2-FN-A-LOCAL

1  Appropriation. The sum of $1,000,000 for the fiscal year ending June 30, 2019 is hereby 2  appropriated to the department of health and human services for the purposes of upgrading 3  existing substance use disorder treatment and recovery housing facilities and creating new 4  substance use disorder treatment and recovery housing facilities. Funds appropriated under this 5  section shall be used for upgrading or renovating existing facilities to ensure compliance with fire 6  code and safety standards; expanding existing facilities to increase service capacity; and developing 7  new substance use disorder treatment and recovery housing facilities. Facilities receiving funds 8  under this section shall be in compliance with any state rules associated with the operation of such 9  programs. The governor is authorized to draw a warrant for said sum out of any money in the 10  treasury not otherwise appropriated. Funds appropriated in this section shall be nonlapsing. 11

2  Effective Date. Section 1 of this act shall take effect June 30 2019.

2019-2078s

AMENDED ANALYSIS

1. Makes an appropriation to the department of health and human services for the purposes of upgrades to substance use disorder treatment facilities.
Amendment to HB 2-FN-A-LOCAL

1 Department of Health and Human Services; Suspension of Home Health Services; Rate Setting. Notwithstanding any provision of law to the contrary, RSA 126-A:18-a, relative to rate settings for home health services, shall be suspended for the biennium ending June 30, 2021. Payments for home health services shall be limited to appropriations for home health services as may be restricted or reduced by action of the fiscal committee of the general court or by legislative action.

2019-2267s

AMENDED ANALYSIS

This bill suspends rate settings for home health services for the biennium ending June 30, 2021.
Amendment to HB 2-FN-A-LOCAL

1 1 Appropriation; Department of Education. The sum of $500,000 for the fiscal year ending
2 June 30, 2019 is hereby appropriated to the department of education for the purpose of providing
3 funding to Granite State Independent Living to support the IMPACCT (Inspiring the Mastery of
4 Post-Secondary Achievement in College, Career, and Training) program. This appropriation shall
5 be in addition to any other funds appropriated to the department of education and shall not lapse.
6 The governor is authorized to draw a warrant for said sum out of any money in the treasury not
7 otherwise appropriated.
8 2 Effective Date. This act shall take effect June 30, 2019.

2019-2052s

AMENDED ANALYSIS

1. Makes an appropriation to the department of education to support the Granite State
Independent Living IMPACCT program.
Amendment to HB 2-FN-A-LOCAL

1 Low and Moderate Income Homeowners Property Tax Relief; Statewide Education Property Tax; Income and Property Criteria. Amend RSA 198:57, III and IV to read as follows:

III. An eligible tax relief claimant is a person who:

(a) Owns a homestead or interest in a homestead subject to the education tax;

(b) Resided in such homestead on April 1 of the year for which the claim is made, except such persons as are on active duty in the United States armed forces or are temporarily away from such homestead but maintain the homestead as a primary domicile; and

(c) Realizes total household income of:

(1) [$20,000] $40,000 or less if a single person;

(2) [$40,000] $80,000 or less if a married person or head of a New Hampshire household.

III-a. The commissioner shall biennially adjust the total household income limitations in subparagraph III(c), rounding to the nearest $1,000 based on the 2-year (24-month) percentage change in the Consumer Price Index for All Urban Consumers, Northeast Region as published by the Bureau of Labor Statistics, United States Department of Labor using the amount published for the month of January immediately preceding the start of the application period.

IV. All or a portion of an eligible tax relief claimant's state education property taxes, RSA 76:3, shall be rebated as follows:

(a) Multiply the total local assessed value of the claimant's property by the percentage of such property that qualifies as the claimant's homestead;

(b) Multiply [$100,000] $170,000 by the most current local equalization ratio as determined by the department of revenue administration;

(c) Multiply the lesser of the amount determined in subparagraph (a) or (b) by the education tax rate as shown on the tax bill under RSA 76:11-a;

(d) Multiply the product of the calculation in subparagraph (c) by the following percentage as applicable to determine the amount of tax relief available to the claimant:

(1). If [a single person and] total household income is:

[(A) (1) Less than [$12,500] 60 percent of the total household income under paragraphs III and III-a, 100 percent;

[(B) $12,500 but less than $15,000] (2) More than 60 percent but less than 75 percent of the total household income under paragraphs III and III-a, 60 percent;
Amendment to HB 2-FN-A-LOCAL
- Page 2 -

[(C) $15,000 but less than $17,500] (3) More than 75 percent but less than 90 percent of the total household income under paragraphs III and III-a, 40 percent; or

[(D) $17,500 but less than or equal to $20,000] (4) 90 percent or more of the total household income under paragraphs III and III-a, 20 percent.

[(2) If a head of a New Hampshire household or a married person and total household income is:

(A) less than $25,000], 100 percent;

(B) $25,000 but less than $30,000, 60 percent;

(C) $30,000 but less than $35,000, 40 percent; or

(D) $35,000 but less than or equal to $40,000, 20 percent.]

(e) The amount determined by subparagraph (d) is the allowable tax relief in any year.

2 Application. RSA 198:57 as amended by section 1 of this act shall apply to statewide education property taxes assessed on and after April 1, 2019.

2019-2142s

AMENDED ANALYSIS

1. Increases the income limitations for applications for the low and moderate income homeowners property tax relief program, and provides for adjustment of the limitations according to the Consumer Price Index.
Amendment to HB 2-FN-A-LOCAL

1. Director of Charitable Trusts; Standards for Acquisition Transactions Involving Health Care Charitable Trusts and Review by Director of Charitable Trusts. Amend RSA 7:19-b, II(b) to read as follows:

   (b) Due diligence has been exercised in selecting the acquirer, in engaging and considering the advice of expert assistance, in negotiating the terms and conditions of the proposed transaction, and in determining that the transaction is in the best interest of the health care charitable trust and the community or communities which it serves, including the community's or communities' need to access quality and affordable physical and mental health care services;

2. Director of Charitable Trusts; Standards for Acquisition Transactions Involving Health Care Charitable Trusts and Review by Director of Charitable Trusts. Amend RSA 7:19-b, II(e)-(g) to read as follows:

   (e) The assets of the health care charitable trust and any proceeds to be received on account of the transaction shall continue to be devoted to charitable purposes consistent with the charitable objects of the health care charitable trust and the needs of the community or communities which it serves, including the community's or communities' need to access quality and affordable physical and mental health care services;

   (f) If the acquirer is other than another New Hampshire health care charitable trust, control of the proceeds shall be independent of the acquirer; and

   (g) Reasonable public notice of the proposed transaction and its terms has been provided to the community or communities served by the health care charitable trust, including, but not limited to, transaction documents and an analysis of how the transaction will meet the community's or communities' need for access to quality and affordable physical and mental health care services, along with reasonable and timely opportunity for such community, through well-noticed public [hearing—or] hearings and other similar methods, to inform the deliberations of the governing body of the health care charitable trust regarding the proposed transaction.

2019-2323s

AMENDED ANALYSIS

1. Clarifies the standards for acquisition transactions involving health care charitable trusts and the review required by the director of charitable trusts.
### HB 1 Amendment

**Department:** Justice Department  
**Accounting Unit:** 02-02-20-201010-2621 Charitable Trust  
**Description:** Additional paralegal position related to HB2 Amendment # 2019-2323s. Senator Feltes

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<td>69,066</td>
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**Source of Funds**

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<thead>
<tr>
<th>Source of Funds</th>
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<th>FY 2021</th>
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</thead>
<tbody>
<tr>
<td>GENERAL FUND</td>
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<td>69,066</td>
</tr>
<tr>
<td>009 - AGENCY INCOME</td>
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<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>66,366</td>
<td>69,066</td>
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</tbody>
</table>
Amendment to HB 2-FN-A-LOCAL

1 Department of Corrections; Powers and Duties of Commissioner. Amend RSA 21-H:8, VI-VII to read as follows:

VI. The commissioner may enter into contracts with the state's counties, the governments of other states, [and] the federal government, [and] or other appropriate [private] government agencies or facilities and make proper and necessary arrangements with them for the transfer and reception of inmates and allow transfers to state prisons of any person. Any person who is confined awaiting trial on a felony charge may be transferred to the state prison from the county correctional facility, upon the recommendation of the superintendent of the county department of corrections, and with the approval of the county commissioners of said county. The superintendent may transfer a prisoner, without the approval of the county commissioners, if the superintendent determines the transfer is necessary for public safety or emergency reasons. The county commissioners shall review any such transfer at their next regular meeting. If the county commissioners reject the transfer, the prisoner shall be returned to the facility from which the prisoner came as soon as practicable.

VII. (a) The commissioner may order the assignment and transfer of persons committed to his or her custody to a correctional [facilities] facility of the department or [facilities] a correctional facility operated by a state government in another jurisdiction, or a public facility under contract with the department. The commissioner shall not enter into a contract with a private or for-profit entity for the custody or care of state prisoners or for the administration or operation of a state correctional facility.

(b) Notwithstanding subparagraph (a), if the governor, upon recommendation of the commissioner, declares by executive order that a corrections emergency exists that requires the commissioner to enter into a temporary contract with a private or for-profit entity to secure provisional housing for displaced prisoners, the commissioner may enter into such a contract, pending approval of the governor and the council. Any such contract shall be for no more than 3 months and may be extended, with executive council approval, for no more than 3 months at a time and for no more than 21 months after the governor first determines that the prison emergency exists. A temporary contract entered into under this section shall not permanently or indefinitely replace a New Hampshire department of corrections correctional facility or a contract between the department another public facility.

2 New Paragraph; County Department of Corrections. Amend RSA 30-B:1 by inserting after
III. No county shall enter into a contract with a private or for-profit entity for the custody or care of county prisoners or for the administration or operation of a county correctional facility.

3 Commissioner of Health and Human Services. Amend RSA 126-A:5, II to read as follows:

II. (a) The commissioner may enter into such contracts [as the commissioner deems necessary], consistent with state law, for the provision of services to clients of the department and for the operation of facilities of the department, subject to the approval of the governor and council. The commissioner further may receive, expend, control, convey, hold in trust, or invest any funds or real or personal property given or devised to or owned by any facility as the commissioner deems appropriate or expedient. At the discretion of the commissioner, the department may directly operate and administer [any a program or facility which provides, or which may be established to provide, services to clients of the department], or the commissioner may contract with any individual, partnership, association, agency, or corporation, either public or private, profit, or nonprofit, as, in the discretion of the commissioner, may be necessary and appropriate for the operation and administration of [any a program or facility which provides services to clients of the department].

(b) The commissioner shall not enter into a contract with a private or for-profit entity for:

1. The administration or operation of the youth services center under RSA 621-A or for the custody or care of children housed at the youth services center.

2. The administration or operation of a state mental health facility under RSA 135-C or for the custody or care of persons with a mental illness housed at a state mental health facility.

3. The administration or operation of a state facility providing services to persons with a developmental disability under RSA 171-A or persons involuntarily admitted under RSA 171-B, or for the custody or care of such persons housed at a state-operated facility.

4. New Hampshire Mental Health Services System; State Services System Established. Amend RSA 135-C:3 to read as follows:

135-C:3 State Services System Established. The department shall establish, maintain, implement, and coordinate a system of mental health services under this chapter and a system of developmental services under RSA 171-A. Both systems shall be supervised by the commissioner. At the discretion of the commissioner, the department may directly operate and administer [any a program or facility which provides, or which may be established to provide, services to mentally ill or developmentally impaired persons [or may enter into a contract with any individual, partnership, association, public or private, for profit or nonprofit, agency or corporation for the operation and administration of any such program or facility]. The commissioner shall not enter into a
contract with a private or for-profit entity for the administration or operation of a state
mental health facility under this chapter or for the care or custody of persons housed in a
state mental health facility.

5 Youth Services Center; Powers and Duties of Commissioner. Amend RSA 621-A:4, I to read
as follows:

I. The commissioner shall maintain the youth services center for such purposes as [the
commissioner shall determine] provided in law, which may include, but are not limited to, the
purposes described in RSA 621-A:5. The commissioner shall not enter into a contract with a
private or for-profit entity for the custody or care of children at the youth services center
or for the administration or operation of the youth services center.

6 Applicability. This act shall not apply to any contract entered into prior to the effective date
of this act by the commissioner of the department of corrections with a private entity for the custody
of prisoners. Upon the expiration of any such contract, the commissioner shall transfer custody of
such prisoners to a state or county correctional facility operated by the state of New Hampshire or
another state government, or the federal government. This act shall not apply to contracts for goods
and services which are ancillary to the custody of inmates such as medical or educational services,
or repair and maintenance contracts.

2019-2166s

AMENDED ANALYSIS

This bill prohibits the department of corrections from transferring custody of prisoners to a
correctional facility operated by a private or for-profit entity, except when the governor, upon
recommendation of the commissioner of the department of corrections, declares by executive order
that a corrections emergency exists. The bill also prohibits the state from entering into a contract
with a private or for-profit entity for the operation or administration of any state facility providing
housing or services for children housed at the Sununu youth services center, or persons with a
mental illness, developmental disability, or who are involuntarily committed.
Amendment to HB 2-FN-A-LOCAL

1 Department of Safety; Appropriation.
2 I. The sum of up to $4,200,000 is hereby appropriated to the department of safety for the
3 biennium ending June 30, 2021, for the purpose of funding the reallocation, pursuant to a request
4 made and granted under RSA 21-I:54, of all sworn state police troopers from the rank of
5 probationary trooper through the rank of captain. In the event the reallocation request is not
6 approved, said funds may be used to fund a collectively bargained trooper pay raise.
7 II. For the purpose of funding the appropriation contained in paragraph I, the governor
8 shall identify excess appropriations from sums appropriated to the department of safety for the
9 biennium ending June 30, 2021 from any source and transfer such sums to the appropriate class
10 lines. Any transfers made pursuant to this section shall not require the prior approval of the fiscal
11 committee of the general court or the executive council.
12 III. Prior to making the transfers in paragraph II, the governor shall certify to the fiscal
13 committee of the general court that any excess appropriations identified pursuant to this section are
14 in addition to any projected lapses assumed during the adoption of the state operating budget for
15 the biennium ending June 30, 2021.

2019-2180s

AMENDED ANALYSIS

1. Makes an appropriation to the department of safety to fund a reallocation of certain state
   police trooper positions.
Amendment to HB 2-FN-A-LOCAL

1  Appropriation; Department of Health and Human Services; Medicaid Waiver Independent
2  Case Managers. The sum of $250,000 for the fiscal year ending June 30, 2020 and the sum of
3  $250,000 for the fiscal year ending June 30, 2021 are hereby appropriated to the department of
4  health and human services for the purpose of funding rate increases for Medicaid waiver
5  independent case managers. The governor is authorized to draw a warrant for said sums from any
6  money in the treasury not otherwise appropriated. Notwithstanding RSA 14:30-a, VI, the
7  department may accept and expend any matching federal funds without prior approval of the fiscal
8  committee of the general court.

2019-2359s

AMENDED ANALYSIS

1. Makes an appropriation to the department of health and human services to fund rate
   increases for Medicaid waiver independent case managers.
Amendment to HB 2-FN-A-LOCAL

Amend the bill by replacing section 217 with the following:

217 Education Trust Fund. Notwithstanding RSA 198:39, I, for the biennium ending June 30, 2021, the education trust fund may be used for the purpose of distributing school building aid to school districts and approved chartered public schools pursuant to RSA 198:15-b, distributing tuition and transportation funds to school districts for students attending career and technical education programs pursuant to RSA 188-E:9, and distributing special education aid to school districts pursuant to RSA 186-C:18.

Amend the bill by replacing sections 259-265 with the following:

259 School Money; Fiscal Capacity Disparity Aid. RSA 198:40-c is repealed and reenacted to read as follows:

198:40-c Fiscal Capacity Disparity Aid.

I. In addition to aid for the cost of the opportunity for an adequate education provided under RSA 198:40-a, each biennium the commissioner shall calculate fiscal capacity disparity aid and provide that amount of aid in each year of the biennium to a municipality’s school districts as follows:

(a) A municipality with an equalized valuation per pupil of $350,000 or less shall receive $675 per pupil in the municipality’s ADMA.

(b) A municipality with an equalized valuation per pupil between $350,001 and $899,999 shall receive a grant equal to $0.0012 for each dollar of difference between its equalized valuation per pupil and $900,000, per pupil in the municipality’s ADMA.

(c) A municipality with an equalized valuation per pupil of $900,000 or more shall receive no fiscal capacity disparity aid.

II. Fiscal capacity disparity aid shall be distributed pursuant to RSA 198:42.

III. In this section, “equalized valuation per pupil” means a municipality’s equalized valuation, including properties subject to taxation under RSA 82 and RSA 83-F, as determined by the department of revenue administration, that was the basis for the local tax assessment in the determination year, divided by the school district’s kindergarten through grade 12 ADMA in the determination year.
Amendment to HB 2-FN-A-LOCAL
- Page 2 -

260 Determination of Education Grants. Amend RSA 198:41, IV(d) to read as follows:

(d) For fiscal year 2017 and each fiscal year thereafter, the department of education shall distribute a total education grant to each municipality in an amount equal to the total education grant for the fiscal year in which the grant is calculated plus a percentage of the municipality's fiscal year 2012 stabilization grant, if any, distributed to the municipality; the percentage shall be 96 percent for fiscal year 2017, [and shall be reduced by 4 percent of the amount of the 2012 education grant for each fiscal year thereafter] 92 percent for fiscal year 2018, 88 percent for fiscal year 2019, and 100 percent for fiscal year 2020 and each fiscal year thereafter. No stabilization grant shall be distributed to any municipality for any fiscal year in which the municipality's education property tax revenue collected pursuant to RSA 76 exceeds the total cost of an adequate education or to any municipality for any fiscal year in which the municipality's ADMA is zero.

261 Chartered Public Schools; Funding. Amend RSA 194-B:11, I(b)(1)(A) to read as follows:

(b)(1)(A) Except as provided in subparagraph (2), for a chartered public school authorized by the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to RSA 198:40-a, II(a)-(c) and (e) plus an additional grant of $3,286 to all chartered public schools for the fiscal year ending June 30, 2018, [and] $3,411 to all chartered public schools for the fiscal year ending June 30, 2019, and $3,785 to all chartered public schools for the fiscal year ending June 30, 2020 and each fiscal year thereafter, except for the Virtual Learning Academy Charter School, directly to the chartered public school for each pupil who is a resident of this state in attendance at such chartered public school. Beginning July 1, 2017 and every biennium thereafter, the department of education shall adjust the per pupil amount of the additional grant based on the average change in the Consumer Price Index for All Urban Consumers, Northeast Region, using the "services less medical care services" special aggregate index, as published by the Bureau of Labor Statistics, United States Department of Labor. The state shall pay amounts required pursuant to RSA 198:40-a, II(d) directly to the resident district.

2019-2360s

AMENDED ANALYSIS

Replace paragraphs 106 and 107 with the following:

106. Permits additional education-related expenditures from the education trust fund for the biennium ending June 30, 2021, and revises the formula for fiscal disparity aid and stabilization grants.
**Senator Feltes / Senator Reagan Proposed HB1 Change**
*(Related to HB 2 Amendment 2360s)*

**Explanation:** Makes adjustments to payments to district schools and charter schools, based on amendment #2019-2360s.

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</tr>
</tbody>
</table>

| Education Trust Fund                        | 1,081,896,278 | -(913,096) | 1,080,983,182 | 1,178,554,158 | -(84,213,162) | 1,094,340,996 |

| **Total Funding**                           | 1,081,896,278 | -(913,096) | 1,080,983,182 | 1,178,554,158 | -(84,213,162) | 1,094,340,996 |

*Previously Approved by Committee*
Amendment to HB 2-FN-A-LOCAL

Amend the bill by replacing sections 156-159 with the following:

156 Governor's Scholarship Program and Fund. RSA 4-C:31 through 4-C:35 are repealed and reenacted to read as follows:

4-C:31 Definitions. In this subdivision:

I. "Commission" means the college tuition savings plan advisory commission established in RSA 195-H:2.

II. "Eligible institution" means a postsecondary educational institution or training program within the university system of New Hampshire as defined in RSA 187-A, a postsecondary educational institution within the community college system of New Hampshire as defined in RSA 188-F, or a private postsecondary institution approved to operate in this state that:

(a) Is approved by the higher education commission pursuant to RSA 21-N:8-a and accredited by the New England Commission of Higher Education; and

(b) Is a not-for-profit organization eligible to receive federal Title IV funds.

III. "Eligible student" means a first-year, full-time, Pell Grant-eligible student who meets the eligibility and residency requirements of RSA 4-C:33. "First-year" means a student who has never enrolled in an eligible institution.

IV. "Full-time" means an enrolled student who is carrying an academic course load that is determined to be full-time by the eligible institution based on a standard applicable to all students enrolled in a particular educational program. The student’s course load may include any combination of courses, work, research, or special studies that the eligible institution considers sufficient to classify the student as full-time.

4-C:32 Governor’s Scholarship Program and Fund Established.

I. There is hereby established the governor’s scholarship program and the governor’s scholarship fund. The program and fund shall be administered by the commission. The fund shall be kept distinct and separate from all other funds and shall be used to provide scholarships which a recipient shall apply to the costs of an education at an eligible institution. The funds shall be distributed to an eligible institution based on the number of eligible students awarded a scholarship and upon receipt of a request for reimbursement for such scholarship funds accompanied by appropriate documentation.

II. The state treasurer shall credit to the fund any appropriation relating to the governor’s scholarship fund made in each fiscal year to the commission. The state treasurer shall invest the
Amendment to HB 2-FN-A-LOCAL
- Page 2 -

fund in accordance with RSA 6:8. Any earnings shall be added to the fund.

III. All moneys in the fund shall be nonlapsing and continually appropriated to the
commission for the purposes of this subdivision.

IV. The commission may institute promotional programs and solicit and receive cash gifts
or other donations for the purpose of supporting educational scholarships from the fund. The
commission shall not solicit or accept real property.

V. All gifts, grants, and donations of any kind shall be credited to the fund.

4-C:33 Eligibility.

I. Any person who meets the following requirements shall be an eligible student:

(a) A person shall meet the residency requirements of RSA 193:12; be a graduate of a
New Hampshire high school, public academy, chartered public school, New Hampshire private
preparatory high school, a high school-level home education program as defined in RSA 193-A; have
received a New Hampshire high school equivalency certificate; have completed at least 3 years of
high school in this state; be pursuing a certificate, associate, or bachelor degree at an eligible
institution in this state; and be eligible to receive a Pell grant; or

(b) A person shall be a graduate of a preparatory high school outside of this state while
a dependent of a parent or legal guardian who is a legal resident of this state and who has custody
of the dependent; or

(c) A person shall have a parent or guardian who has served in or has retired from the
United States Army, Navy, Air Force, Marine Corps, or Coast Guard within the last 4 years and is a
resident of this state; or

(d) A person shall be a graduate of a high school, public academy, chartered public high
school, or a high school-level home education program outside of this state but have maintained his
or her primary residence in this state for not less than 5 years preceding the date of application for
a scholarship.

II. A person shall meet the qualifications for academic performance or work experience as
established by the commission.

III. A person shall not have been adjudicated delinquent or convicted or pled guilty or nolo
contendere to any felonies or any second or subsequent alcohol or drug-related offenses under the
laws of this or any other state, or under the laws of the United States, except that an otherwise
eligible person who has been adjudicated delinquent or has been convicted or pled guilty or nolo
contendere to a second or subsequent alcohol or drug-related misdemeanor offense shall be eligible
or continue to be eligible for a scholarship after the expiration of one academic year from the date of
adjudication, conviction, or plea.

4-C:34 Procedures.

I. All scholarship funds shall be distributed to the eligible student by the eligible
institution. The institution shall include the scholarship in the student's financial aid package and
may seek subsequent reimbursement. The state shall provide the reimbursements twice per year to
each eligible institution for the number of eligible students enrolled in the current semester or term
who are receiving a scholarship. The institution shall submit the list of scholarship recipients to the
commission or its designee no later than November 30 and April 30 of each academic year, and shall
be reimbursed within 30 days of submission.

II. An eligible student may receive a scholarship in the amount of $1,000 per year provided
he or she maintains at least a 2.0 grade point average. An eligible student who earned the New
Hampshire scholar designation at the time of high school graduation may receive a scholarship in
the amount of $2,000 per year provided he or she maintains at least a 2.5 grade point average. The
eligible institution shall not reduce any merit or need-based grant aid that would have otherwise
been provided to the eligible student. An eligible student may receive an annual scholarship for a
maximum of 4 years.

III. In the event the state does not reimburse the eligible institution for scholarship
amounts paid to an eligible student receiving an award, the eligible institution shall agree not to
seek additional payments from the eligible student and to absorb the loss of funds without any
consequence to the eligible student.

IV. The commission shall adopt rules, pursuant to RSA 541-A, relative to awarding and
disbursing scholarship funds to an eligible student enrolled in an eligible institution.

V. An eligible student, who initially attends a community college and transfers directly to
an eligible institution, without a break in attendance, shall remain an eligible student for a
maximum of 4 years of total eligibility.

VI. The commission may hire staff or enter into a contract for services or personnel
necessary to administer the program.

157 Program Transferred. The administration, implementation, and management of the
governor's scholarship program established in RSA 4-C:31-34 is hereby transferred to the college
tuition savings plan advisory commission established in RSA 195-H:2. Any administrative rules for
the governor's scholarship program shall continue in effect and shall be enforced by the commission
until such rules expire or are repealed or amended in accordance with applicable law.

158 Application of Receipts; Governor's Scholarship Fund. Amend RSA 6:12, I(b)(336) to read
as follows:

(336) Moneys deposited into the governor's scholarship fund established in [RSA-4-
C:34] RSA 4-C:32.

159 College Tuition Savings Plan Advisory Commission; Administration of Governor's
Scholarship Program. Amend the introductory paragraph of RSA 195-H:2, I(a) to read as follows:

I.(a) There is established the New Hampshire college tuition savings plan advisory
commission which shall ensure the proper administration and management of the savings plan.
The advisory commission shall ensure that the savings plan complies with the requirements of
Amendment to HB 2-FN-A-LOCAL
- Page 4 -

section 529 of the Internal Revenue Code of 1986, as amended, and any related federal law
applicable to the savings plan. The commission shall also be responsible for ensuring the proper
administration, implementation, and management of the New Hampshire excellence in higher
education endowment trust fund established in RSA 6:38, and the governor’s scholarship
program and fund established in RSA 4-C:31-34. The commission shall consist of the following
members:

160 New Hampshire Excellence in Higher Education Endowment Trust Fund. Amend RSA
6:38 to read as follows:


I. There is hereby established in the office of the treasurer the New Hampshire excellence
in higher education endowment trust fund which shall be kept distinct and separate from all other
funds. Annual assessments less any annual administrative costs received from the New Hampshire
college tuition savings plan established under RSA 195-H shall be credited to the trust fund to
provide scholarships for the benefit of residents of the state pursuing programs of study at eligible
educational institutions within the state, from which not less than 5 percent and not more
than 40 percent shall be allocated through the college tuition savings plan endowment
allocation program. From July 1, 2019 through June 30, 2024, an annual assessment not
to exceed $1,000,000 may be transferred to the business finance authority established in
RSA 162-A for the purpose of providing forgivable loans to qualified individuals under the
regenerative manufacturing workforce development program established in RSA 162-T.

II. The state treasurer shall be the trustee of the trust fund established in this chapter, and
shall invest the trust fund in accordance with RSA 6:8. Any earnings on trust fund moneys shall be
added to the trust fund.

III. All moneys in the trust fund shall be nonlapsing and shall be continually appropriated
to the commission for purposes of providing education scholarships under this subdivision and the
governor’s scholarship program established in RSA 4-C:31-34.

161 Appropriation; Governor’s Scholarship Fund. There is hereby appropriated the sum of
$6,000,000 for the fiscal year ending June 30, 2019, to the governor’s scholarship fund established
in RSA 4-C:32, I. The governor is authorized to draw a warrant for said sums out of any money in
the treasury not otherwise appropriated.

162 Effective Date. Section 161 of this act shall take effect June 30, 2019.
AMENDED ANALYSIS

Replace paragraph 47 with the following:

47. Authorizes the establishment of the governor's finish line New Hampshire scholarship program in the community college system of New Hampshire, and transfers administration of the existing governor's scholarship program and fund to the college tuition savings plan advisory commission and makes an appropriation therefor.

48. Authorizes funds in the New Hampshire excellence in higher education endowment trust fund to be used to distribute scholarships under the governor's scholarship program.

49. Authorizes funds to be allocated to the business finance authority for the purpose of awarding forgivable loans under the regenerative manufacturing workforce development program.

50. Requires a portion of New Hampshire college tuition savings plan annual assessments to be distributed for the college tuition savings plan endowment allocation program.
### Senator Reagan / Senator Kahn Proposed HB1 Change
(Related to HB 2 Amendment 2358s)

**Explanation:** Provides class 049 to transfer funds to the Department of Education to fund UNIQUE program administration performed.

<table>
<thead>
<tr>
<th>010-38-38-351010-1047 UNIQUE Program</th>
<th>FY 2020</th>
<th></th>
<th>FY 2021</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>House Passed</td>
<td>Change</td>
<td>Senate Finance</td>
<td>House Passed</td>
<td>Change</td>
</tr>
<tr>
<td>010 Personal Services-Perm. Classi</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>369,300</td>
<td>-</td>
</tr>
<tr>
<td>020 Current Expenses</td>
<td>355,100</td>
<td>-</td>
<td>355,100</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>026 Organizational Dues</td>
<td>7,500</td>
<td>-</td>
<td>7,500</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>029 Intra-Agency Transfers</td>
<td>40,134</td>
<td>-</td>
<td>40,134</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>040 Indirect Costs</td>
<td>1,233</td>
<td>-</td>
<td>1,233</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>049 Transfer to Other State Agenci</td>
<td>-</td>
<td>36,000</td>
<td>36,000</td>
<td>-</td>
<td>36,000</td>
</tr>
<tr>
<td>060 Benefits</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>070 In-State Travel Reimbursement</td>
<td>1</td>
<td>-</td>
<td>1</td>
<td>1</td>
<td>-</td>
</tr>
<tr>
<td>080 Out-Of State Travel</td>
<td>1</td>
<td>-</td>
<td>1</td>
<td>1</td>
<td>-</td>
</tr>
<tr>
<td>107 Scholarships and Grants</td>
<td>16,080,000</td>
<td>(36,000)</td>
<td>16,044,000</td>
<td>16,472,400</td>
<td>(36,000)</td>
</tr>
<tr>
<td><strong>Total Expenditures</strong></td>
<td>16,483,969</td>
<td>-</td>
<td>16,483,969</td>
<td>16,891,118</td>
<td>-</td>
</tr>
<tr>
<td>009 Agency Income(^1)</td>
<td>16,483,969</td>
<td>-</td>
<td>16,483,969</td>
<td>16,891,118</td>
<td>-</td>
</tr>
<tr>
<td><strong>Total Funding</strong></td>
<td>16,483,969</td>
<td>-</td>
<td>16,483,969</td>
<td>16,891,118</td>
<td>-</td>
</tr>
</tbody>
</table>

\(^1\) New Hampshire Excellence in Higher Education Endowment Trust Fund Income
Senator Reagan / Senator Kahn Proposed HB1 Change  
( Related to HB 2 Amendment 2358s )

**Explanation:** Adds appropriation relative to transfer from Treasury for UNIQUE program administration performed.

<table>
<thead>
<tr>
<th>UNIQUE Funds</th>
<th>FY 2020</th>
<th>FY 2021</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>House Passed</td>
<td>Change</td>
</tr>
<tr>
<td>042 Post Retirement Benefits</td>
<td>-</td>
<td>2,000</td>
</tr>
<tr>
<td>050 Part Time Salaries</td>
<td>-</td>
<td>22,000</td>
</tr>
<tr>
<td>060 Benefits</td>
<td>-</td>
<td>12,000</td>
</tr>
<tr>
<td>Total Expenditures</td>
<td>-</td>
<td>36,000</td>
</tr>
<tr>
<td>009 Agency Income (Transfer from Treasury)</td>
<td>-</td>
<td>36,000</td>
</tr>
<tr>
<td>Total Funding</td>
<td>-</td>
<td>36,000</td>
</tr>
</tbody>
</table>
### Senator Reagan / Senator Kahn Proposed HB1 Change
(Related to HB 2 Amendment 2358s)

**Explanation:** Move Governor's Scholarship program from the Department of Education to the Treasury Department budget, to be overseen by the College Tuition Savings Plan Advisory Commission. Since HB 2 amendment appropriates general funds to the dedicated Governor's Scholarship Fund in FY 2019, "agency income" appears as the source of funds in FY 2020 in HB 1.

<table>
<thead>
<tr>
<th>Governor's Scholarship Fund</th>
<th>FY 2020 House Passed</th>
<th>FY 2020 Change</th>
<th>FY 2020 Senate Finance</th>
<th>FY 2021 House Passed</th>
<th>FY 2021 Change</th>
<th>FY 2021 Senate Finance</th>
</tr>
</thead>
<tbody>
<tr>
<td>010 Personal Services-Perm. Classi</td>
<td>41,321</td>
<td>-</td>
<td>41,321</td>
<td>41,321</td>
<td>(41,321)</td>
<td>-</td>
</tr>
<tr>
<td>020 Current Expenses</td>
<td>1,000</td>
<td>-</td>
<td>1,000</td>
<td>1,000</td>
<td>(1,000)</td>
<td>-</td>
</tr>
<tr>
<td>027 Transfers to OIT</td>
<td>5,500</td>
<td>-</td>
<td>5,500</td>
<td>5,500</td>
<td>(5,500)</td>
<td>-</td>
</tr>
<tr>
<td>028 Transfers to General Services</td>
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<td>-</td>
<td>2,700</td>
<td>2,700</td>
<td>(2,700)</td>
<td>-</td>
</tr>
<tr>
<td>029 Intra-Agency Transfers</td>
<td>150</td>
<td>-</td>
<td>150</td>
<td>150</td>
<td>(150)</td>
<td>-</td>
</tr>
<tr>
<td>030 Equipment</td>
<td>2,000</td>
<td>-</td>
<td>2,000</td>
<td>2,000</td>
<td>(2,000)</td>
<td>-</td>
</tr>
<tr>
<td>037 Technology - Hardware</td>
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<td>-</td>
<td>2,000</td>
<td>2,000</td>
<td>(2,000)</td>
<td>-</td>
</tr>
<tr>
<td>038 Technology - Software</td>
<td>250</td>
<td>-</td>
<td>250</td>
<td>250</td>
<td>(250)</td>
<td>-</td>
</tr>
<tr>
<td>039 Telecommunications</td>
<td>1,320</td>
<td>-</td>
<td>1,320</td>
<td>1,320</td>
<td>(1,320)</td>
<td>-</td>
</tr>
<tr>
<td>060 Benefits</td>
<td>37,528</td>
<td>-</td>
<td>37,528</td>
<td>39,185</td>
<td>(39,185)</td>
<td>-</td>
</tr>
<tr>
<td>070 In-State Travel Reimbursement</td>
<td>1,300</td>
<td>-</td>
<td>1,300</td>
<td>1,300</td>
<td>(1,300)</td>
<td>-</td>
</tr>
<tr>
<td>102 Contracts for Program Services</td>
<td>10,000</td>
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<td>10,000</td>
<td>10,000</td>
<td>(10,000)</td>
<td>-</td>
</tr>
<tr>
<td>107 Scholarships &amp; Grants</td>
<td>5,894,931</td>
<td>-</td>
<td>5,894,931</td>
<td>7,893,274</td>
<td>(7,893,274)</td>
<td>-</td>
</tr>
<tr>
<td><strong>Total Expenditures</strong></td>
<td>6,000,000</td>
<td>-</td>
<td>6,000,000</td>
<td>8,000,000</td>
<td>(8,000,000)</td>
<td>-</td>
</tr>
<tr>
<td>General Fund</td>
<td>6,000,000</td>
<td>(6,000,000)</td>
<td>8,000,000</td>
<td>(8,000,000)</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>009 Agency Income(^1)</td>
<td>-</td>
<td>6,000,000</td>
<td>6,000,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td><strong>Total Funding</strong></td>
<td>6,000,000</td>
<td>-</td>
<td>6,000,000</td>
<td>8,000,000</td>
<td>(8,000,000)</td>
<td>-</td>
</tr>
</tbody>
</table>

\(^1\) Governor's Scholarship Fund (HB 2 Amendment appropriates $6,000,000 into this fund from the general fund in FY 2019)
Amendment to HB 2-FN-A-LOCAL

Amend the bill by replacing sections 95, 96, and 97 with the following:

95 New Subdivision; Commission to Study Family Medical Leave Insurance Programs. Amend RSA 275 by inserting after section 77 the following new subdivision:

Commission to Study Family Medical Leave Insurance Programs

275:78 Commission Established.

I. There is established a commission to study and evaluate the establishment of a mandatory participation family medical leave insurance program and a voluntary participation family medical leave insurance program.

II. The members of the commission shall be as follows:

(a) One member of the senate, appointed by the president of the senate.
(b) Two members of the house of representatives, appointed by the speaker of the house of representatives.
(c) The commissioner of the department of employment security, or designee.
(d) The insurance commissioner, or designee.
(e) The commissioner of the department of labor, or designee.
(f) The director of the office of strategic initiatives, or designee.
(g) A public member, appointed by the governor.

III. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

IV. The commission shall:

(a) Determine the costs associated with establishing and maintaining a solvent mandatory participation family medical leave insurance program, and a voluntary participation family medical leave insurance program.
(b) Determine the impact each type of plan would have on businesses and their employees in New Hampshire.
(c) Obtain any other information that is deemed necessary and appropriate for determining the type of program best suited for New Hampshire businesses and employees.

V. The members of the study commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the senate member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Five members of the commission shall constitute a quorum.
VI. The commission shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2019.

96 Repeal. RSA 275:78, relative to the commission to study family medical leave insurance programs, is repealed.

Effective Date. Section 96 of this act shall take effect November 1, 2019.

AMENDED ANALYSIS

Replace paragraph 35 with the following:

35. Establishes a commission to study and evaluate a mandatory participation family medical leave insurance program and a voluntary participation family medical leave insurance program.