

CHAPTER 110  
HB 1244-LOCAL - FINAL VERSION

15Mar2022... 0979h

2022 SESSION

22-2610  
05/08

HOUSE BILL

***1244-LOCAL***

AN ACT relative to parental consent to medical and dental treatments of children in schools.

SPONSORS: Rep. Cushman, Hills. 2; Rep. Love, Rock. 6; Rep. Sheehan, Hills. 23; Rep. Baldasaro, Rock. 5; Rep. Johnson, Belk. 3; Rep. Aron, Sull. 7; Rep. Post, Hills. 4; Rep. T. Lekas, Hills. 37; Sen. Daniels, Dist 11

COMMITTEE: Health, Human Services and Elderly Affairs

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AMENDED ANALYSIS

This bill requires a child's parent or legal guardian to provide explicit written consent for any medical or dental treatment provided in a school setting.

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Explanation: Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears ~~[in brackets and struckthrough.]~~  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT                      relative to parental consent to medical and dental treatments of children in schools.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1            110:1 New Paragraph; Department of Health and Human Services; Consent to Medical and Dental  
2 Treatment in Schools. Amend RSA 126-A:5 by inserting after paragraph XIV-a the following new  
3 paragraph:

4            XIV-b. A child's participation in any program that provides medical or dental treatment in any  
5 school setting shall require the explicit written consent of the child's parent or legal guardian.

6            110:2 Department of Health and Human Services; Children's Oral Health Initiative. Amend RSA 126-  
7 A:4-g, II to read as follows:

8            II. The commissioner shall adopt rules under RSA 541-A relative to administration of the  
9 children's oral health initiative, including eligibility criteria, the type and frequency of services covered,  
10 reimbursement rates, and provider training requirements. The department also shall develop a list of  
11 approved training programs, which shall include, but may not be limited to, those offered by the American  
12 Academy of Pediatrics and the Southern New Hampshire Area Health Education Center. Upon  
13 implementation of the program, the department shall provide, upon request, a list of dentists participating  
14 in the state Medicaid program to primary care providers in the oral health initiative. ***Participation in any***  
15 ***school-based oral health program shall require explicit written consent of the child's parent or legal***  
16 ***guardian.***

17            110:3 New Section; Health and Sanitation; School Health Services; Consent of Parent or Legal  
18 Guardian Required. Amend RSA 200 by inserting after section 27 the following new section:

19            200:27-a Consent of Parent or Legal Guardian Required. A child's participation in any program that  
20 provides medical or dental treatment in any school setting shall require the explicit written consent of the  
21 child's parent or legal guardian.

110:4 Effective Date. This act shall take effect 60 days after its passage.

Approved: May 27, 2022  
Effective Date: July 26, 2022