

CHAPTER 18  
SB 254 – FINAL VERSION

02/13/14 0406s  
04/17/14 1493EBA

2014 SESSION

14-2680  
05/03

SENATE BILL **254**

AN ACT relative to the governor's commission on alcohol and drug abuse prevention, intervention, and treatment.

SPONSORS: Sen. Watters, Dist 4; Sen. Forrester, Dist 2; Rep. Ford, Graf 3; Rep. Cooney, Graf 8; Rep. Gargas, Hills 27; Rep. Suzanne Smith, Graf 8

COMMITTEE: Health, Education and Human Services

---

ANALYSIS

This bill changes the name of the commission to the governor's commission on alcohol and drug abuse prevention, treatment, and recovery. The bill also revises the membership and duties of the commission.

-----

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

CHAPTER 18  
SB 254 – FINAL VERSION

02/13/14 0406s  
04/17/14 1493EBA

14-2680  
05/03

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Fourteen*

AN ACT relative to the governor's commission on alcohol and drug abuse prevention, intervention, and treatment.

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

1 18:1 Governor's Commission on Alcohol and Drug Abuse Prevention, Treatment, and Recovery.  
2 Amend the chapter heading of RSA 12-J to read as follows:

3 CHAPTER 12-J

4 GOVERNOR'S COMMISSION ON ALCOHOL AND DRUG ABUSE PREVENTION,

5 ~~[INTERVENTION, AND]~~ TREATMENT, **AND RECOVERY**

6 18:2 Governor's Commission on Alcohol and Drug Abuse Prevention; Membership and Duties.  
7 Amend RSA 12-J:1-4 to read as follows:

8 12-J:1 Commission Established; Membership; Terms. There is hereby established a commission  
9 which shall serve in an advisory capacity to the governor regarding the delivery of effective and  
10 coordinated alcohol and drug abuse prevention, ~~[intervention, and]~~ treatment, **and recovery**  
11 services throughout the state. The commission shall consist of the following members:

12 I. ~~[Six]~~ **Seven** public members, appointed by the governor and council, 2 of whom shall be  
13 professionals knowledgeable about alcohol and drug abuse prevention; 2 of whom shall be  
14 professionals knowledgeable about alcohol and drug abuse treatment~~[-and]~~; 2 of whom shall be  
15 public members who are not professionals within the alcohol and drug addiction prevention and  
16 treatment system; **and a member in long-term recovery**. The members appointed pursuant to  
17 this paragraph shall serve 3-year terms; provided that initially 2 members shall serve for one year, 2  
18 members shall serve for 2 years, and 2 members shall serve for 3 years.

19 II. Two members of the house **of representatives**, appointed by the speaker of the house **of**  
20 **representatives**, and 2 members of the senate, appointed by the president of the senate. The term  
21 of the legislative members of the commission shall be for the biennium and shall be coterminous with  
22 membership in the general court. Legislative members shall receive mileage at the legislative rate  
23 when attending to the duties of the commission.

24 III.(a)(1) The attorney general, or designee.

25 (2) The adjutant general, or designee.

26 (3) The administrative judge of the ~~[district courts]~~ **circuit court**, or designee.

27 (4) The chairperson of the liquor commission, or designee.

**CHAPTER 18**  
**SB 254 – FINAL VERSION**  
**- Page 2 -**

- 1                   (5) The commissioner of the department of health and human services, or designee.
- 2                   (6) The director of juvenile justice services, department of health and human
- 3 services, or designee.
- 4                   (7) The commissioner of the department of education, or designee.
- 5                   (8) The commissioner of the department of corrections, or designee.
- 6                   (9) The commissioner of the department of safety, or designee.
- 7                   (10) The director of the office of alcohol and drug policy, department of health and
- 8 human services, or designee.
- 9                   (11) The commissioner of the department of insurance, or designee.

10                   (b) The members under this paragraph shall serve terms coterminous with their terms

11 in office.

12                   IV.(a)(1) A representative of the Business and Industry Association of New Hampshire,

13 appointed by the association.

- 14                   (2) A representative of the New Hampshire Medical Society, appointed by the society.
- 15                   (3) The chancellor of the community college system of New Hampshire, or designee.
- 16                   (4) The chairman of the New Hampshire Suicide Prevention Council.
- 17                   (5) A representative of the New Hampshire Nurses' Association, appointed by the
- 18 association.

19                   **(6) A representative of the New Hampshire Charitable Foundation,**

20 **appointed by the foundation.**

21                   (b) The members under this paragraph shall serve 3-year terms.

22                   12-J:2 Organization of Commission; Task Forces; Staffing.

23                   I. The governor and council shall designate a member of the commission to serve as

24 chairperson. The executive director of the commission shall be the director of the appropriate

25 division responsible for alcohol and drug abuse prevention and recovery, who shall serve without

26 additional compensation. **Twelve members of the commission shall constitute a quorum.**

27                   II.(a) To assist the commission in the performance of its duties, the chairperson shall create

28 task forces. The chairperson shall initially create task forces to address the following issues:

- 29                   (1) Prevention.
- 30                   (2) ~~[Intervention and]~~ Treatment.
- 31                   (3) ~~[Public awareness/education and public and private funding sources]~~ **Recovery.**
- 32                   (4) Program monitoring and evaluation.
- 33                   ~~[(5) Other special projects and programs.]~~

34                   (b) **To assist the commission in the performance of its duties, the chairperson**

35 **may create additional task forces.**

CHAPTER 18  
SB 254 – FINAL VERSION  
- Page 3 -

1           (c) The commission chairperson shall appoint at least [2] **one** commission [~~members~~  
2 **member** to serve on each task force [~~and shall designate a~~ **as** chairperson [~~for each task force~~].

3           ~~(c)~~ (d) Based upon recommendations from each task force, the commission chairperson  
4 may appoint [~~as many as 8 individuals~~] **non-commission members** to serve as adjunct members of  
5 each task force for a term of one year. In appointing adjunct members, the chairperson shall ensure  
6 that youth have the opportunity to participate directly in the work of appropriate task forces.

7           ~~(d)~~ (e) Each task force shall:

8                   (1) Develop a mission statement, including its goals and objectives.

9                   (2) Report to the commission on a regular basis concerning available programs,  
10 funding, and unmet needs.

11                   (3) Identify program areas where improved coordination is needed.

12           ***II-a. The chairperson shall create a budget task force comprised of the individuals***  
13 ***listed in RSA 12-J:1, III(a) to recommend budget policy priorities to the commission***  
14 ***regarding the allocation of funding alcohol and drug prevention, treatment, and recovery***  
15 ***services across state agencies and throughout the state.***

16           III. All executive branch departments shall provide administrative support to the  
17 commission. The executive director of the commission shall direct and coordinate the administrative  
18 support to the commission.

19           IV. All executive branch departments shall respond promptly to written requests from the  
20 commission for information concerning the alcohol and drug abuse prevention, [~~intervention, and~~]  
21 treatment, **and recovery** programs and services provided by them and the costs and funding sources  
22 for such programs and services.

23           12-J:3 Duties. The duties of the commission shall be to:

24           I. [~~Collaborate with the department of health and human services to~~] develop and revise, as  
25 necessary, a statewide plan for the effective prevention of alcohol and drug abuse, particularly  
26 among youth, and a comprehensive system of [~~intervention and~~] treatment **and recovery services**  
27 for individuals and families affected by alcohol and drug abuse. The statewide plan shall:

28                   (a) Identify the causes, **the** nature and scope, and the impact of alcohol and drug abuse  
29 in New Hampshire.

30                   (b) Identify and prioritize unmet needs for prevention, [~~intervention, and~~] treatment,  
31 **and recovery services.**

32                   (c) Recommend initiatives to reduce the incidence of alcohol and drug abuse in  
33 New Hampshire.

34                   (d) Identify and quantify public and private resources available to support alcohol and  
35 drug abuse prevention, [~~intervention and~~] treatment, **and recovery.**

CHAPTER 18  
SB 254 – FINAL VERSION  
- Page 4 -

1 (e) Specify additional resources necessary to address unmet needs for prevention,  
2 [~~intervention, and~~] treatment, **and recovery**.

3 (f) Specify evaluation and monitoring methodology.

4 II. Promote collaboration between and among state agencies and communities to foster the  
5 development of effective community-based alcohol and drug abuse prevention programs.

6 III. Promote the development of treatment services to meet the needs of citizens addicted to  
7 alcohol or other drugs.

8 ***III-a. Promote the development of recovery services to meet the needs of citizens in***  
9 ***recovery from alcohol and other drug misuse.***

10 IV. Identify unmet needs and the resources required to reduce the incidence of alcohol and  
11 drug abuse in New Hampshire and to make recommendations to the governor regarding legislation  
12 and funding to address such needs.

13 V. Authorize the disbursement of moneys from the alcohol abuse prevention and treatment  
14 fund, pursuant to RSA 176-A:1, III.

15 12-J:4 Meetings and Reports.

16 I. The commission shall meet at least 4 times each year and may convene public hearings as  
17 necessary to promote the goals of the commission.

18 II. The commission shall submit an annual report to the governor, speaker of the house of  
19 representatives, and president of the senate by [~~November~~] **December** 1 of each year regarding the  
20 activities of the commission. The first annual report shall be due November 1, 2008. The annual  
21 report shall:

22 (a) Identify alcohol and drug abuse prevention, [~~intervention, and~~] treatment, **and**  
23 **recovery** services and programs provided by state departments and agencies or funded in whole or  
24 in part by state or federal funds;

25 (b) Indicate the progress made during the prior year toward the implementation of the  
26 statewide plan developed by the commission pursuant to RSA 12-J:3, I;

27 (c) Recommend any revisions to the statewide plan developed pursuant to RSA 12-J:3, I;

28 (d) Identify and prioritize unmet needs for prevention, [~~intervention, and~~] treatment,  
29 **and recovery**;

30 (e) Indicate the progress, or lack thereof, in addressing the unmet needs;

31 (f) Recommend initiatives to address the unmet needs;

32 (g) Specify the resources and any legislation necessary to support existing programs for  
33 prevention, [~~intervention, and~~] treatment, **and recovery** and to develop, implement, support, and  
34 evaluate the initiatives recommended by the commission; and

**CHAPTER 18**  
**SB 254 – FINAL VERSION**  
**- Page 5 -**

1           (h) In even-numbered years the report may include specific recommendations for funds  
2 to be included in the next state biennial budget to support alcohol and drug abuse prevention,  
3 ~~[intervention, and]~~ treatment, **and recovery** services and programs.

4           III. To assist the commission in the timely completion of its annual report, each commission  
5 member that is an executive branch department or entity shall provide the information specified in  
6 paragraph II for its department or entity to the commission on or before September 1 of each year.

7           18:3 Alcohol Abuse Prevention and Treatment Fund. Amend RSA 176-A:1, III to read as  
8 follows:

9           III. Moneys shall be disbursed from the fund upon the authorization of the governor's  
10 commission on alcohol and drug abuse prevention, ~~[intervention, and]~~ treatment, **and recovery**  
11 established pursuant to RSA 12-J:1. Funds disbursed shall be used for alcohol and other drug abuse  
12 prevention, ~~[intervention, and]~~ treatment, **and recovery** services, and other purposes related to the  
13 duties of the commission under RSA 12-J:3.

14           18:4 Controlled Drug Prescription Health and Safety Program; Advisory Council. Amend RSA  
15 318-B:38, I(l) to read as follows:

16           (l) Two public members appointed by the governor's commission on alcohol and drug  
17 abuse prevention, ~~[intervention, and]~~ treatment, **and recovery**, one of whom may be a member of  
18 the commission.

19           18:5 Interbranch Criminal and Juvenile Justice Council. Amend RSA 651-E:2, I(w) to read as  
20 follows:

21           (w) The chairperson of the governor's commission on alcohol and drug abuse prevention,  
22 ~~[intervention, and]~~ treatment ~~[services]~~, **and recovery**, or designee.

23           18:6 Effective Date. This act shall take effect 60 days after its passage.

24 Approved: May 23, 2014

25 Effective Date: July 22, 2014