

CHAPTER 88  
HB 326 – FINAL VERSION

11Mar2015... 0343h

2015 SESSION

15-0144  
01/08

HOUSE BILL           **326**

AN ACT               relative to the board of registration of medical technicians.

SPONSORS:          Rep. Sherman, Rock 24

COMMITTEE:         Executive Departments and Administration

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AMENDED ANALYSIS

This bill makes certain changes in the law regarding registration of medical technicians.

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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                          Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Fifteen*

AN ACT                   relative to the board of registration of medical technicians.

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

1           88:1 Board of Registration of Medical Technicians; Membership. Amend RSA 328-I:2, I-III to  
2 read as follows:

3           I. There shall be a board of registration of medical technicians consisting of 5 members. The  
4 members shall be[:

5                   ~~(a) The commissioner, or designee.~~

6                   ~~(b) Four members]~~ appointed by the governor with the consent of the council as follows:

7                   ~~(1) Three~~ **(a) Four** licensed, **registered, or certified** health care providers, **only**  
8 **one of whom may be a medical technician required to be registered under this chapter**, one  
9 of whom shall have experience supervising medical technicians, and one of whom shall be a licensed  
10 physician.

11                   ~~(2)~~ **(b)** One public member, who shall be a person who is not, and never was, a  
12 member of a health care profession or the spouse of any such person, and who does not have, and  
13 never has had, a material financial interest in either the provision of medical services or an activity  
14 directly related to health care.

15           II. The members ~~[under subparagraph (b)]~~ shall be appointed to a term of 5 years. ~~[The~~  
16 ~~commissioner shall serve coterminous with his or her term of office.]~~ No member shall serve more  
17 than 2 consecutive terms.

18           III. ~~[Appointed]~~ **The** members of the board shall receive \$50 for each day actually engaged in  
19 the duties of the board and shall be reimbursed for all actual travel necessarily incurred in carrying  
20 out the provisions of this chapter.

21           88:2 Board of Registration of Medical Technicians; Registration. Amend RSA 328-I:5, I and II  
22 to read as follows:

23           I. A person engaging in work as a medical technician, **as defined in RSA 328-I:1, VI**, in  
24 New Hampshire shall be registered in accordance with this chapter.

25           II. Any ~~[person who is not registered as a]~~ medical technician, **as defined in RSA 328-I:1,**  
26 **VI, who is not registered** under this chapter, **and who** advertises himself or herself as being a  
27 medical technician, practices as a medical technician, or engages in such acts after receiving notice  
28 that such person's registration has been revoked shall be guilty of a misdemeanor.

29           88:3 Board of Registration of Medical Technicians; Powers and Duties of the Board. Amend RSA

CHAPTER 88  
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- Page 2 -

1 328-I:3, VII to read as follows:

2 VII. Maintain a database of registered medical technicians and share all information  
3 received with other licensing boards or advisory committees within this state, and with appropriate  
4 boards out of state and with ***the office of Inspector General, Department of Health and***  
5 ***Human Services and with*** any law enforcement entity, as allowed by RSA 91-A and in accordance  
6 with RSA 328-I:11, I.

7 88:4 Board of Registration of Medical Technicians; Rulemaking. Amend RSA 328-I:4, X to read  
8 as follows:

9 X. Procedures for sharing information with other in-state boards, ***the Office of Inspector***  
10 ***General, Department of Health and Human Services***, out-of-state boards and law enforcement  
11 entities.

12 88:5 Board of Registration of Medical Technicians; Registration; Temporary Registration.  
13 Amend RSA 328-I:6, V to read as follows:

14 V. Any medical technician who changes his or her name, place or status of employment in  
15 New Hampshire, or residence shall notify the board in writing within 30 days. For failure to report  
16 such a change within 30 days ***of such event***, the board may suspend the medical technician's  
17 registration.

18 ***VI. Once an application has been approved by the board, a temporary registration***  
19 ***may be issued, pending receipt of the criminal records check and fingerprint information.***

20 88:6 Board of Registration of Medical Technicians; Disciplinary Actions. Amend RSA 328-I:10,  
21 III to read as follows:

22 III. Every facility administrator, or designee, for any licensed hospital, health clinic,  
23 ambulatory surgical center, or other health care facility within the state shall report to the board  
24 any disciplinary or [~~adverse action~~] ***action related to disruptive conduct, professional***  
25 ***incompetence or violation of an organizational rule or procedure involving controlled***  
26 ***substances, or any adverse action which results in the termination of an employment***  
27 ***relationship***, within 30 days after such action is taken, including situations in which allegations of  
28 misconduct are settled by voluntary resignation without adverse action, against a person registered  
29 by the board. Disciplinary or adverse action shall include the requirement that a registrant undergo  
30 counseling or be subject to any policy with regard to disruptive behavior.

31 88:7 Repeal. RSA 328-I:1, II, relative to the definition of commissioner, is repealed.

32 88:8 Effective Date. This act shall take effect January 1, 2016.

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34 Approved: June 5, 2015

35 Effective Date: January 1, 2016