

**PREPARED FOR SENATE FINANCE COMMITTEE
HB 2 INDEX - HOUSE PASSED**

SECTION	SUBJECT	BRIEF DESCRIPTION	PAGE
1	Administrative Services, Class 27 Transfers	Repeals language requiring the Department of Administrative Services to eliminate class 27, DoIT transfers.	1
2-3	Administrative Services, Vendor Debarment	Modifies RSA 21-I:11-c regarding eligibility for state contracts and bidding requirements.	1
4-29	Administrative Services, Divisions and Position Titles	Renames several units of the Department to Divisions, and changes the titles of the individuals in charge of the Divisions from Administrator and Manager to Division Director. Much of these sections are updating cross references for the Division of Risk and Benefits.	1
30	Administrative Services, Human Resources & Payroll Consolidation	Authorizes the Commissioner of Administrative Services, with prior approval of the Fiscal Committee, to transfer appropriations and personnel to consolidate or deconsolidate human resources, payroll, and business processing functions to improve the efficiency of state government. Extends the balance of the 2011 appropriation for this purpose.	11
31	State Employee Health Plan Design	Provides that the health plan design and cost sharing for unrepresented State employees shall be the same as for individuals covered by the collective bargaining agreement. The Fiscal Committee may approve changes to plan design and cost sharing. Cost sharing and plan design for represented employees shall be in accordance with collective bargaining agreements.	12
32	State Health Plan, Employer Shared Responsibility Penalties	Allows funds appropriated in class 060 for benefits to be used to pay any penalties imposed under IRS section 4980H concerning employer shared responsibility.	13
33	Agency Requests, Use of Electronic Mail	Permits agencies to provide documents via electronic mail if requested by the recipient.	13
34-35	State Heating Systems Savings Account	Extends the State Heating System Savings Account through FY 2022, and extends the appropriation to fund the capital project for the heating of state facilities to June 30, 2020.	13
36	Administrative Services, Suspension of Certain Obligations	Suspends the Department's obligations to address performance and financial audit findings concerning the employee and retiree health benefit program, identification and implementation of energy efficiency projects, and analysis related to performance metrics and energy use and greenhouse gas emissions pursuant to Executive Order 2016-03, due to staffing and resource limitations.	14

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SECTION	SUBJECT	BRIEF DESCRIPTION	PAGE
37-39	Administrative Services, Surplus Distribution Funds	Separates a single fund for surplus distribution into two funds in order to segregate surplus distribution funds from Federal surplus food funds.	14
40-41	Administrative Services, Building Maintenance Fund	Establishes a Building Maintenance Fund to address some of the maintenance needs in aging State buildings. Funded by a \$0.50 per square foot charge to agencies occupying the buildings managed and maintained by the Department.	15
42	Judicial Appointments	Increases the number of Superior Court Judges from 21 to 22 and the number of Circuit Court Judges from 33 to 35.	15
43	Judicial Branch Transfer Authority	Provides broader transfer authority for the Judicial Branch subject to Fiscal Committee and Governor and Council approval for amounts over \$100,000.	15
44	Corrections, Transfer Authority	Provides broader transfer authority to the Department of Corrections subject to Fiscal committee and governor and council approval required for any amount transferred.	15
45-49	Corrections, Cost of Care Reimbursement Account	Establishes a Cost of Care Reimbursement Account to record the revenue the Department of Corrections collects from recoveries by the Department of Justice. Also repeals the surcharge on commissary purchases used to fund the Victim's Assistance Fund.	16
50-51	Corrections, Director of Nursing	Reclassifies the Director of Nursing and 5 pharmacist positions from classified positions to unclassified positions.	16-17
52	Human Rights Commission, Administrative Attachment	Administratively attaches the State Commission for Human Rights to the Department of Justice	17
53	Boxing & Wrestling Commission, Administrative Attachment	Administratively attaches the Boxing and Wrestling Commission to the Department of State	17
54	Chartered Public School Leased Space Grants	Limits the annual grant to chartered public schools for leased space to \$30,000 in any Fiscal Year.	18
55	Meals and Rooms Distributions	Continues the suspension of the statutory formula relative to Meals and Rooms tax distributions to cities and towns.	18
56	Senior Volunteer Program	Continues the suspension for the Senior Volunteer Program.	18
57	Congregate Housing	Continues the suspension for Congregate Housing.	18
58	Social Services Block Grant, Income Levels	Provides for an adjustment to income eligibility in order to avoid eligibility reductions resulting from a Social Security cost of living increases.	18

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SECTION	SUBJECT	BRIEF DESCRIPTION	PAGE
59	County Cap on Long-Term Care Services	Establishes the cap on county reimbursement for long-term care costs for the biennium.	19
60	De-Linking of Federal Cash Benefit Eligibility	Public Assistance to Blind, Aged, or Disabled Persons, and to Dependent Children; Definitions. De-links eligibility for certain medical assistance from eligibility for Federal cash benefits.	19
61	Eligibility for Mental Health Services	Extends language from the 2011 Session concerning eligibility for mental health services.	19
62	Direct/Indirect Graduate Medical Education Payments	Continues the suspension of Direct and Indirect Graduate Medical Education Payments.	19
63	Medicaid for Children & Pregnant Women	Provides that if the New Hampshire Advantage Health Care Program is repealed, Medicaid coverage for children and pregnant women will be restored at the eligibility level prior to Medicaid expansion.	19
64	Hospital Catastrophic Aid Payments	Continues the suspension of Catastrophic Aid Payment to Hospitals.	20
65	DHHS, Transfer Authority	Extends broader transfer authority for DHHS through the biennium.	20
66	DHHS, Program Eligibility	Continues language restricting the DHHS Commissioner's ability to change eligibility or benefit levels without Legislative approval.	20
67	Medical Examination Grants to Local Firefighters	Appropriates \$500,000 for the biennium from the Fire Standards and Training and Emergency Medical Services Fund to provide grants to local firefighters to pay for medical examinations conducted pursuant to RSA 281-A:17.	20
68	Medicaid Quarterly Reports	Requires quarterly reports of Medicaid expenditures relative to estimated costs.	20
69	DHHS, Filling of Unfunded Positions	Provides authorization to DHHS to fill unfunded positions within the amount appropriated for personnel services.	20
70	Presumptive Eligibility for Nursing Facility Services	Repeal of Presumptive Eligibility for Nursing Facility Services. Repeals the ability to authorize medical assistance pending final Medicaid eligibility determination.	21
71-72	Developmental Services, Dedicated Funds	Establishes separate dedicated funds to consist of the unexpended appropriations for developmental services, acquired brain disorders and in-home supports.	21
73	DHHS, Laconia State School Trust Funds	After dissolution and distribution of Laconia State School Trust Funds pursuant to a court order, remaining funds to be distributed to individuals receiving services from the developmental services system.	21

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SECTION	SUBJECT	BRIEF DESCRIPTION	PAGE
74	Study Committee, Boards and Commissions	Establishes a study committee on outdated non-regulatory boards, commissions, councils, and advisory bodies	22
75	DHHS, Public Benefits Cliff Effect, Plan	Requires the development of a plan to close the "cliff effect" for those receiving public assistance, and appropriates \$1 in each Fiscal Year for this purpose.	22
76-78	Secure Psychiatric Unit, Plan	Requires DHHS to develop a plan for patients civilly committed to the Secure Psychiatric Unit, and establishes an advisory council on patients committed to the Secure Psychiatric Unit.	23-24
79	Revenue Sharing, Suspension	Suspends Revenue Sharing distributions for the biennium.	25
80	Liquor, Processing of Merchant Cards	Provides for the Liquor Commissioner to continue business operations relative to processing merchant cards in the event of a disaster or loss of services.	25
81	Public Utilities Commission, Energy Efficiency Resource Standard	Requires Fiscal Committee approval before funding implementation of a energy efficiency resource standard, or a change to the system benefits charge.	26
82	NH Scholars Program, Acceptance of Gifts	Allows the Department of Education to accept gifts and contributions for the NH Scholars Program, with governor and council approval, for the biennium.	26
83-85	Travel and Tourism, Meals & Rooms Percentage	Relocates the provisions of law relative to the percentage of the Meals and Rooms tax dedicated to the Division of Travel and Tourism from the Meals and Rooms Tax statute to the Department of Business and Economic Affairs statute. No change in percentage.	26
86	Integrated Land Development Permits	Suspends Integrated Land Development procedures for the biennium ending June 30, 2021 due to budgetary and staffing constraints.	26
87	Environmental Services, Suspension of State Wastewater Grants	Suspends awarding of grants for wastewater projects, except those projects substantially complete by December 1, 2018.	26
88	County Sheriffs, Court Security Reimbursement	Provides that Sheriff's Offices shall be reimbursed for court security at the same rates collectively bargained for court security officers.	27
89	Foster Grandparent Program	Continues the suspension of the Foster Grandparent Program.	27
90-91	DRA, Revenue Information Management System (RIMS) Revenue	Amends statute relative to the timing of revenues deposited into the Revenue Information Management System (RIMS) Account which is used for principal and interest payments on bonds issued for the development of the System, and clarifies the General Fund share of such principal and interest payments.	27
92	Natural and Cultural Resources, Forest Management and Protection Fund	Forest Management and Protection Fund. Clarifies that transfers shall be in accordance with RSA 9:16-a	27

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SECTION	SUBJECT	BRIEF DESCRIPTION	PAGE
93-94	Governor's Commission, Membership	Adds a member of the N.H. Hospital Association and a representative of the faith-based community to the Governor's Commission on Alcohol and Drug Abuse Prevention, Treatment and Recovery.	28
95-97	Family and Medical Leave Insurance	Family and Medical Leave Insurance. Includes the contents of HB712, similar to SB1, which establishes a family leave program to be administered by the Department of Employment Security.	28
98-99	Civil Legal Services Fund	Repeals an unused dedicated fund and clarifies the purpose statement for civil legal assistance.	33
100	Health Facilities Licensure Moratorium	Excludes certain continuing care communities from the nursing home bed moratorium.	33
101-104	Sports Betting	Establishes sports betting and dedicates the revenue to the Education Trust Fund.	33-41
105-106	Council for Responsible Gambling	Establishes the Council for Responsible Gambling administratively attached to the Lottery Commission, and eliminates the allocation of proceeds from Keno games to the Department of Health and Human Services for programs related to problem gambling.	41
107-120	Tobacco Tax, E-Cigarettes	Adds electronic cigarettes to the laws concerning Tobacco Tax and subjects e-cigarettes to regulation by the Liquor Commissioner and taxation by the Department of Revenue Administration.	42
121	Board of Veterinary Medicine	Transfers the Board of Veterinary Medicine to the Office of Professional Licensure and Certification.	46
122	Education, Professional Standards Board, Membership	Inserts the Education Commissioner on the Professional Standards Board with the Department's Director of Analytics and Resources.	47
123	Council for Teacher Education, Membership	Adds "or his or her designee" to the Commissioner's membership on the Council.	47
124	Environmental Services, Director of Water Division	Qualifications for Director of Division of Water. Removes the requirement for the Director to be a licensed engineer.	47
125	Environmental Services, Certified Application Preparer Program	Makes changes to the application approval process for applications submitted by a certified application preparer.	47
126-130	Environmental Services, Public Bathing Facilities	Adds Department of Environmental Services oversight and regulation of public swimming pools, spas, water parks etc. Establishes registrations fees, a dedicated fund and a certification process for operators.	48
131	Dam Maintenance Fund	Repeals the Dam Maintenance Revolving Loan Fund	51

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SECTION	SUBJECT	BRIEF DESCRIPTION	PAGE
132	Terrain Alternation Review Program Reporting	Changes the Terrain Alteration reporting requirement from quarterly to biennial.	52
133-140	DHHS, Recreation Day Camp Licensing	Provides for licensing and oversight of youth recreational camps by the Department of Health and Human Services instead of the Department of Environmental Services.	52
141-148	Department of Military Affairs & Veterans Services	Combines the Adjutant General's Department, the Office of Veterans Affairs and community-based military programs into the Department of Military Affairs and Veterans Services under the leadership of the Adjutant General.	57
149	National Guard Armory, Berlin	Authorizes the Adjutant General to sell the National Guard Armory in Berlin.	62
150	Business and Economic Affairs, Rest Areas and Welcome Centers	Requires the Bureau of Visitor Services, who is responsible for staffing of rest areas and welcome centers, to be within the Commissioner's Office.	62
151-154	Department of Labor, Restricted Fund	Provides that certain penalty revenue shall be deposited in the Department of Labor restricted fund and not the General Fund. Repeals the Workers Compensation Fraud Fund.	63
155	CCSNH, Governor's Finish Line NH Scholarship Program	Provides scholarships to CCSNH students who have completed 30 credits, are over 25 years of age, and enrolled in a high demand field.	63
156-159	Governor's Scholarship Program	Transfers the Governor's Scholarship Program to Department of Education	64
160	DOT, Bulk Disposal of Real Estate	Changes provisions relative to the bulk disposal of Highway/Turnpike Funded Real Estate by DOT.	66
161-162	Maine-New Hampshire Interstate Bridge Authority	Repeals the Maine-New Hampshire Interstate Bridge Authority.	67
163-170	Witness Fees, Repeal	Repeals witness fees for certain boards, agencies, and commissions	68
171	DHHS, Granite Workforce	Establishes the Granite Workforce Pilot Program using allowable TANF funds for participants enrolled in the New Hampshire Granite Advantage Health Care Program.	70
172	Natural and Cultural Resources, Transfer Authority	Exempts the Office of Community Recreation from certain transfer restrictions consistent with other accounts with the Parks Division.	73
173	Plea-by-Mail Revenue	Redirects plea-by-mail revenue from the General Fund to the Highway Fund.	73
174-176	Business Finance Authority, Revenue Bonds	Additional State Guarantees and Contingent Credit Limit. Eliminates various separate limits on state guarantee amounts leaving the overall limit unchanged at \$115 million.	74

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177	Pease Development Authority, Development Plan	Repeal of certain statutes concerning the comprehensive development plan for Pease and loans to the Authority which are no longer needed.	75
178	Office of Professional Licensure and Certification Fund	Provides that the Office of Professional Licensure and Certification Fund shall lapse to the General Fund at the close of each Fiscal year.	75
179-180	Justice, Office Directors	Establishes an unclassified Director of the Office of Victim/Witness Assistance, and unclassified Director of Communications in the Department of Justice.	75
181	Justice, Investigator Position	Establishes an Officer-Involved Deadly Force Investigator position in the Department of Justice.	76
182-183	Justice, Position Reclassifications	Reclassifies the Director of Communications and Assistant Director of Charitable Trust in the Department of Justice.	76
184	Rehiring of Laid-Off State Employees	States the intent of the General Court that if a classified position becomes available it shall be filled, if possible, by a qualified state employee who has been laid off.	76
185	Municipal Aid	Provides \$12.5 million in FY 2021 for Municipal Aid. Aid will be distributed based on the Revenue Sharing formula.	77
186-188	Community Development Fund	Appropriates \$1 million for the biennium to the Community Development Fund, managed by the Community Development Finance Authority, to provide loans for community development.	77
189	Environmental Services, State Wastewater Grants, Appropriation	Funds 58 wastewater projects substantially complete by December 1, 2018. Appropriates \$2,877,449 in FY 2020 and \$2,815,482 in FY 2021.	78
190-191	Justice, Victim/Witness Specialist Positions	Reclassifies 4 Victim/Witness Specialist positions from classified to unclassified in the Department of Justice.	78
192	Justice, Elections Attorney Position	Establishes an Elections Attorney position in the Department of Justice.	79
193	Natural and Cultural Resources, Curatorial Duties	Suspends curatorial responsibilities of the Department of Natural and Cultural Resources for the biennium due to lack of funding for the necessary position.	79
194	Statewide Public Board Access Fund, Uses	Amends RSA 233-A:13 to allow the Statewide Public Board Access Fund to make principal and interest payments on bonds for the Mount Sunapee State Park Beach Boat Ramp project.	79
195	Fort Stark Historic Site	Appropriates \$100,000 in FY 2021 for improvements to the Fort Stark Historic Site.	79

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196	Secretary of State, Archives & Records Management Director	Provides that the Archives & Records Management Director may have the <u>equivalent</u> of a Master's Degree in Library Science or History.	79
197-198	Secretary of State, Election Fund	Amends the Election Fund statute to include reference to the Federal 2018 Election Reform Program, and appropriates \$155,113 over the biennium to be used as State matching funds.	80
199	Unemployment Compensation, Training Fund	Increases the portion of employer contributions deposited in the Training Fund.	80
200-205	Job Training Program	Transfers the Job Training Program from the Department of Business and Economic Affairs to the Department of Employment Security.	81-85
206	Affordable Housing Fund	Makes an appropriation of \$5,000,000 in FY 2020 to the Affordable Housing Fund, which is managed by the Housing Finance Authority.	85
207-209	Agriculture, Farmland Preservation Special Account	Reestablishes a special account in the Department of Agriculture for Farmland Preservation, and appropriates \$250,000 in FY 2020 and \$500,000 in FY 2021 to said account.	85
210	State Demographer	Suspends certain requirements of the State Demographer for the biennium due to a vacancy, and lack of funding in the budget.	85
211	Board of Tax and Land Appeals, Staff	Amends RSA 71-B:14 to reduce the required number of review appraisers from 2 to 1, consistent with practice.	85
212	Coos County Job Creation Tax Credit	Extends the Coos County Job Creation Tax Credit by five years from December 31, 2022 to December 31, 2027.	85
213-216	Business Tax Rates	Maintains the Business Profits Tax rate at 7.9%, and the Business Enterprise Tax rate at 0.675%.	86
217	Education Trust Fund, Uses	Allows for payment of Building Aid, Tuition and Transportation and Special Education from the Education Trust Fund.	86
218	Budget Trailer Bill	Requires the Governor to submit the Budget Trailer bill to the Legislature on or before February 15 of the first year of each Biennial Legislative Session, which aligns with the submission of the Operating and Capital Budgets.	86
219-220	Safety, Deputy Director of Administration	Establishes a Deputy Director of Administration position in the Department of Safety.	87
221	Safety, Assistant Director of Fire Standards & Training	Provides Group II membership in the NH Retirement System for the Assistant Director of the Division of Fire Standards and Training.	87

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222	Motor Vehicle Records Fee	Increases the fee to insurance companies or authorized agents for electronic requests for motor vehicle records from \$12 to \$13. Deposited in the Fire Standards Training and Emergency Medical Services Fund.	87
223	Real ID Compliant Drivers' License Fee	Increases the fee for a Real ID drivers' license from \$50 to \$60.	88
224-225	Nashua-Manchester-Concord Rail Project	Allows Turnpike toll credits to be used for completion of the development phase of the Nashua-Manchester-Concord Rail project.	88
226	Demolition of Certain DOT Property	Appropriates \$1,640,000 in FY 2020 to the Department of Transportation for the demolition and environmental mitigation of buildings on state-owned property.	88
227	Medicaid Rate of Reimbursement Methodology for Nursing Facilities	Exempts budget adjustments less than 28.76% from rulemaking requirements under RSA 541-A.	89
228	Alcohol Abuse Prevention and Treatment Fund	Alcohol Abuse Prevention and Treatment Fund; Disbursements. Adds language relative to community benefit contributions made by New Hampshire's hospitals, and states that funds cannot be diverted for any other purpose.	89
229	DHHS, Construction of DRF Beds	Appropriates \$2,000,000 in FY 2020 to fund rates increases for, and construction of, designated receiving facility (DRF) beds.	89
230	DHHS, Treatment Facility for Children in Need of Acute Psychiatric Treatment	Appropriates \$5,000,000 in FY 2020 to obtain and renovate a new treatment facility for children in need of acute psychiatric treatment.	89
231	NHH Children's Unit Repurposing	Appropriates \$4,000,000 in FY 2020 to repurpose the children's unit at New Hampshire Hospital for adult beds.	89
232	DHHS, Transitional Housing Beds	Appropriates \$2,500,000 in FY 2020 to fund 20 new transitional housing beds.	90
233	DHHS, Patients in Hospital Waiting Rooms	Appropriates \$1,000,000 in FY 2019 to provide assistance to hospitals for involuntary admissions patients residing in hospital waiting rooms farther than 30 miles from an established mobile crisis unit.	90
234	Sununu Youth Services Center, Transfers	Requires Fiscal Committee approval of any transfer of funds required for the operation of the Sununu Youth Services Center.	90
235	Medicaid Managed Care, Dental Benefits	Allows for the provision of dental benefits under Medicaid Managed Care.	90
236	Child Abuse Specialized Medical Evaluation Program	Establishes a 24-hour specialized medical evaluation program for child protective service workers to access.	91
237-238	DHHS, Commitment of Minors	Clarifies the process by which the DHHS Commissioner transfers minors from the Sununu Youth Services Center to alternative facilities.	92

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239	DHHS, Federal Family Planning Funding	Stipulates that if Federal family planning funds are made available to providers, the unused portion of General Funds appropriated to replace Federal Funds shall lapse back to the General Fund.	93
240-241	School Funding Study Commission	Appropriates \$500,000 for the biennium for a Commission to Study School Funding for the purpose of administration, staffing, and the utilization of independent school finance experts.	93
242-256	Capital Gains Tax	Increases I&D tax exemptions, and applies the tax to capital gain income. \$150 million of the estimated revenue from the I&D capital gains change will be deposited into the Education Trust Fund.	95
257-258	Full Day Kindergarten	Amends average daily membership in attendance to remove the 1/2 day attendance for kindergarten pupils, which would provide full adequacy grants for full-day kindergarten, and repeals provision of kindergarten grants based on Keno ("Keno-garten").	98
259	Adequate Education Aid, Accounting & Reporting	Cost of an Opportunity for an Adequate Education. Establishes school district accounting and reporting requirements.	98-99
260-265	Education Funding Formula	Provides full stabilization grants in FY 2020 and replaces stabilization grants in FY 2021 with additional aid based, based on a municipality's free and reduced lunch eligible pupils, and Fiscal capacity disparity aid, based on a municipality's equalized valuation per pupil. Also includes "cap" and "hold-harmless" provisions on total calculated grants in FY 2021.	99-101
266	Rainy Day Fund Transfer	Transfers \$5,000,000 to the Revenue Stabilization Reserve Account (Rainy Day Fund) at the end of FY 2019, and requires any surplus above that amount to remain in the General Fund.	101
267	Internet Crimes Against Children	Appropriates \$250,000 in each year of the biennium to the Internet Crimes Against Children Fund, and reduces the appropriation to the Department of Education in HB1 for Building Aid leases by \$300,000 in FY 2020.	101
268		Effective Dates	102