

HB 2-FN-A-LOCAL – VERSION ADOPTED BY BOTH BODIES

3Apr2013... 1169h
06/06/13 1954s
26June2013... 2174CofC

2013 SESSION

13-1022
09/01

HOUSE BILL ***2-FN-A-LOCAL***

AN ACT relative to state fees, funds, revenues, and expenditures.

SPONSORS: Rep. Wallner, Merr 10

COMMITTEE: Finance

AMENDED ANALYSIS

This bill:

1. Funds meals and rooms distributions to cities and towns for the fiscal ending June 30, 2014 at no more than the fiscal year 2013 level of distribution.

2. Suspends RSA 31-A, relating to revenue sharing with cities and towns for the biennium ending June 30, 2015.

3. Provides that no school building aid or alternative school building aid grants shall be made to school districts for projects approved on or after June 30, 2013 through June 30, 2015, and provides a waiver of the suspension of school building aid.

4. Requires the commissioner of the department of health and human services to submit a Medicaid state plan amendment to suspend direct and indirect graduate medical education payments to hospitals for the biennium ending June 30, 2015.

5. Authorizes the commissioner of the department of health and human services to fill unfunded positions during the biennium ending June 30, 2015 under certain circumstances.

6. Authorizes the commissioner of the department of health and human services to submit a Medicaid plan amendment for suspension of catastrophic aid payment to hospitals.

7. Modifies the provisions for county reimbursements for nursing home services through state fiscal year 2015.

8. Requires the department of health and human services to raise the income eligibility for elderly and adult clients under the Social Services Block Grant program each January of the biennium, by the percentage amount of the cost of living increase in social security benefits on a yearly basis.

9. Suspends reimbursements to the foster grandparent program through the senior volunteer grant program.

10. Directs the department of health and human services to administer its adoption assistance program consistent with federal law and the state's Title IV-E plan.

11. Authorizes any state agency or department to enter into agreements to lease-purchase

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vehicles and equipment from outside vendors and to lease vehicles and equipment from other state agencies or departments.

12. Appropriates federal emergency assistance grants to the department of transportation.
13. Suspends bumping rights.
14. Authorizes the lottery commission to use monetary incentives to promote increased sales and compensate lottery sales representatives based upon performance.
15. Suspends the deposit of liquor revenues in the alcohol abuse prevention and treatment fund for the biennium ending June 30, 2015.
16. Suspends the allocation of gross appropriations from the highway fund.
17. Transfers an appropriation received by the governor's commission on disability.
18. Establishes hiring priority for laid off classified state employees.
19. Limits the number of judicial appointments, but provides for an increase in the number of appointments where a marital master position is filled by a judge.
20. Suspends certain provisions regarding funeral expenses for recipients of public assistance.
21. Authorizes transfers of funds by the department of resources and economic development for welcome centers.
22. Revises requirements for MMIS reports.
23. Establishes the position of manager of risks and benefits in the department of administrative services.
24. Authorizes the department of administrative services to consolidate human resource, payroll, and business processing functions across state agencies as a means of achieving greater efficiencies and cost-savings.
25. Prevents the anticipated lapse of a prior appropriation to the department of administrative services to hire an independent business processing consultant.
26. Authorizes the department of administrative services to transfer funds within accounting units of the department.
27. Directs the department of administrative services to develop a cost containment plan for the New Hampshire retiree health care program.
28. Establishes a commission to study cost containment options relative to the retiree health plan for new employees.
29. Eliminates the impaired driver education program (IDEP) and impaired driver care management program (IDCMP) account and the alcoholism and alcohol abuse account.
30. Establishes priority for reimbursement from a decedent's estate to the department of health and human services for financial and/or medical assistance provided to the decedent.
31. Clarifies the duties of the office of reimbursements and allows the department of health and human services to collect certain information relative to persons filing financial statements.

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32. Exempts the department of health and human services from the bond requirement when administering an estate.

33. Requires that for the biennium ending June 30, 2015, the department of health and human services shall maintain a limit on benefits for adults with low service utilization of community mental health services, as identified in He-M 401.07.

34. Provides that the rate for services, placements, and programs paid for by the department of health and human services for delinquent children, child protection act, and children in need of services shall be not greater than the rates in effect on June 30, 2013; provided that upon the implementation of managed care, the rate of reimbursement shall be agreed upon by the provider and the managed care organization.

35. Clarifies the purposes for which the uncompensated care fund may be used.

36. Repeals the requirement that the commissioner of the department of health and human services make a report relative to payment methodology under the uncompensated care program.

37. Suspends congregate housing and congregate services.

38. Repeals a law relative to certification of shelter beds.

39. Provides that certain home care providers do not have to get a new license if they change the physical location of their office within the licensure period, and decreases the personal care provider license fee under RSA 151.

40. Establishes a commission to study the New Hampshire Medicaid enhancement tax.

41. Authorizes the department of corrections to fill unfunded positions within a total expenditure cap and transfer funds within and among all accounting units within the department.

42. Restores state payment of fees for attorneys in child abuse and neglect cases where the parents are indigent.

43. Limits department of education expenditures for chartered public schools to 100 percent of budgeted amounts and clarifies program audits of chartered public schools.

44. Requires the community college system to remit funds to the state for retiree health care benefits, and requires the community college system and the department of administrative services to establish a task force on the future cost allocation of retiree health care benefits for community college system employees and retirees.

45. Repeals a provision relative to fines paid by mail.

46. Makes the police standards and training fund nonlapsing.

47. Authorizes the commissioner of the department of safety, with prior approval of the fiscal committee of the general court, to transfer additional funds over budget estimates from the fire standards and training and emergency medical services fund, if necessary for the proper functioning of the division of fire standards and training and emergency medical services, the division of fire safety, or the division of homeland security and emergency management.

48. Clarifies the calculation of meals and rooms tax revenue credited to the division of travel and tourism development.

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49. Permits utilization of certain funds to support fish and game staff costs.
50. Establishes divisions within the fish and game department.
51. Permits moneys collected from hatchery vending machines to be used for additional purchases.
52. Changes the membership of the health services planning and review board and requires the board to establish a state health plan; clarifies standard development under the certificate of need law; requires certain periodic reports; and extends the moratorium on nursing home beds and rehabilitation beds until June 30, 2016.
53. Transfers revenue from Cannon Mountain operations to the Cannon Mountain capital improvement fund.
54. Requires the department of resources and economic development to deposit revenue derived from Cannon Mountain in the state park fund until June 30, 2015.
55. Repeals the provision relating to funds to be distributed to colleges and universities under the UNIQUE endowment allocation program.
56. Establishes the position of deputy commissioner of employment security as an unclassified position requiring appointment by the governor and council.
57. Allows the commissioner of the department of transportation to transfer funds within accounting units of the department.
58. Requires the bank commissioner to assess institutions for any deficiency between fees collected and department expenditures for the fiscal year.
59. Exempts the judicial branch of certain requirements for transferring funds within the judicial branch appropriations.
60. Requires the department of revenue administration to compile data and issue a report to the house finance committee on the use and cost allocation of the Mosaic Parcel GIS system.
61. Requires the liquor commission to reimburse the department of justice for certain legal costs.
62. Requires the department of environmental services to discontinue the first in, first out delayed and deferred infrastructure project list for state aid grants for the biennium ending June 30, 2015 and identifies those infrastructure projects that are on the list and eligible for payments.
63. Amends the procedure for the transfer of unexpended and unencumbered appropriations from the special legislative subaccounts.
64. Repeals a provision relative to the submission of the McAuliffe-Shepard discovery center commission business plan to the fiscal committee of the general court.
65. Extends an appropriation to establish a North Country fire training facility.
66. Provides that the department of safety credit as agency income of motor vehicle fines shall not lapse until the second year of each biennium.
67. Requires the pharmacy board to provide inspectional services to certain boards without assessing a fee.

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68. Requires the department of health and human services to establish a uniform, sliding-fee scale for voluntary services provided by approved alcohol treatment programs.

69. Requires the commissioner of the department of health and human services and area agencies to provide to any person, or that person's guardian, who is receiving state services pursuant to a plan with an individualized budget, a copy of such budget and the expenditures made under such budget.

70. Increases the portion of vital record fees retained by the town clerk and removes the requirement that a portion of the fees be deposited in the general fund.

71. Clarifies procedures for the boards regulating engineers, land surveyors, accountants, real estate appraisers, and geologists relative to receipts and disbursements of moneys received.

72. Makes an appropriation to the department of administrative services, for the purpose of reimbursing the spouse of a law enforcement officer who died in the line of duty, for erroneously charged medical benefits.

73. Authorizes the department of information technology to transfer funds within and among its accounting units.

74. Prevents the anticipated lapse of a prior appropriation to the department of safety for emergency management administration.

75. Requires the transfer of unrestricted general fund revenues to the fish and game fund.

76. Increases the maximum total education grant amount available to a municipality.

77. Limits the liability of landowners and salt applicators who opt for certification and employ winter maintenance best practices.

78. Redefines the term compensation for the purposes of the business enterprise tax for taxable periods beginning on or after January 1, 2013.

79. Clarifies a provision for the charge for costs of financial audits done by the legislative budget assistant.

80. Requires the transfer of funds from the department of justice to the department of revenue administration for the purpose of funding flood control payments under the Connecticut and Merrimack River flood control compacts.

81. Requires the governor to reduce total appropriations for compensation and benefits by a specified amount for the biennium ending June 30, 2015.

82. Prohibits use of electronic benefit transfer (EBT) cards at liquor stores and similar establishments.

83. Establishes a commission to study the expansion of Medicaid eligibility in New Hampshire.

84. Establishes a commission to review and analyze the costs and future funding of Medicaid long-term care services for the elderly, either in licensed facilities or under the Medicaid waiver in New Hampshire.

85. Transfers \$16,100,000 from the renewable energy fund to the general fund.

86. Requires that any budget surplus at the close of the fiscal year ending June 30, 2013 remain

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in the general fund.

87. Requires the public utilities commission to transfer funds to provide other necessary funds to the court-appointed trustee of the Tri-County Community Action Program, and establishes a revolving loan fund for the continue stabilization of the program.

88. Authorizes the treasurer to establish other post-employment benefits (OPEB) trusts.

89. Makes the navigation safety fund nonlapsing.

90. Makes an appropriation for the fiscal year ending June 30, 2013 to the New Hampshire Veterans Home for the purpose of paying utility costs.

91. Requires the New Hampshire veterans' home to file a biannual report to the legislature with the secretary of state, the fiscal committee, and the commissioner of administrative services.

92. Requires the gaming regulatory oversight authority to recommend a comprehensive regulatory scheme for casino gaming in New Hampshire by December 15, 2013. Also repeals the repeal of the gaming regulatory oversight authority.

93. Makes appropriations for salary increases for state employees.

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.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Thirteen

AN ACT relative to state fees, funds, revenues, and expenditures.

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

1 1 Meals and Rooms Tax; Distribution to Cities and Towns. Notwithstanding any other provision
2 of law, for the fiscal year ending June 30, 2014, the state treasurer shall fund the distribution of
3 revenue to cities and towns pursuant to the formula for determining the amount of revenue
4 returnable to cities and towns under RSA 78-A:26, I and II at no more than the fiscal year 2013
5 distribution.

6 2 Suspension; Revenue Sharing. Notwithstanding any provision of law to the contrary,
7 RSA 31-A, relative to revenue sharing with cities and towns shall be suspended for the biennium
8 ending June 30, 2015.

9 3 School Building Aid; Alternative School Building Aid.

10 I. Notwithstanding RSA 198:15-a through RSA 198:15-hh and RSA 198:15-u through
11 RSA 198:15-w, the commissioner of the department of education shall issue no school building aid or
12 alternative school building aid for any project approved on or after June 30, 2013 through June 30,
13 2015.

14 II.(a) The commissioner of the department of education, upon recommendation of the state
15 fire marshal, may grant a waiver to the suspension of school building aid under paragraph I if the
16 state fire marshal or designee determines, based on reasonable information and belief, that:

17 (1) The condition of such school building or portion thereof constitutes a clear and
18 imminent danger to the life or safety of occupants or other persons, and requires remediation prior to
19 July 1, 2015; or

20 (2) A structural deficiency in the function or operation of a school building or portion
21 thereof presents a substantial risk to the life or safety of the occupants or other persons, and is more
22 than a technical violation of the fire code, and requires remediation prior to July 1, 2015.

23 (b) Any school building aid provided under a waiver granted pursuant to this paragraph
24 shall be limited to the costs associated with the remediation of the conditions or structural
25 deficiencies set forth in this paragraph.

26 4 Department of Health and Human Services; Suspension of Direct Graduate Medical
27 Education. The commissioner of the department of health and human services shall submit a Title
28 XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to
29 suspend the provision of direct graduate medical education payments to hospitals as provided in 42

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1 U.S.C. section 1396a(a)(30)(A) effective July 1, 2013. Upon approval of the state plan amendment,
2 and as of the effective date of the state plan amendment, any obligations for payment of direct
3 graduate medical education shall be suspended for the biennium ending June 30, 2015.

4 5 Department of Health and Human Services; Suspension of Indirect Graduate Medical
5 Education. The commissioner of the department of health and human services shall submit a Title
6 XIX Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to
7 suspend the provision of indirect graduate medical education payments to hospitals effective July 1,
8 2013. Upon approval of the state plan amendment, and as of the effective date of the state plan
9 amendment, any obligations for payment of indirect graduate medical education shall be suspended
10 for the biennium ending June 30, 2015.

11 6 Department of Health and Human Services; Authority to Fill Unfunded Positions.
12 Notwithstanding any provision of law, the commissioner of the department of health and human
13 services may fill unfunded positions during the biennium ending June 30, 2015, provided that the
14 total expenditure for such positions shall not exceed the amount appropriated for personal services,
15 permanent, and personal services, unclassified.

16 7 Health and Human Services; Suspension of Catastrophic Aid Payment to Hospitals. The
17 commissioner of the department of health and human services shall submit a Title XIX Medicaid
18 state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend all
19 catastrophic aid payments to hospitals effective for the biennium ending June 30, 2015.

20 8 Department of Health and Human Services; Bureau of Adult and Elderly Services; County
21 Payment of Funds for Persons Eligible to Receive Nursing Home Services; Limitation on County
22 Payments; Credit. RSA 167:18-a, II-III are repealed and reenacted to read as follows:

23 II.(a) The total billings to all counties made pursuant to this section shall not exceed the
24 amounts set forth below for state fiscal years 2014-2015:

25 (1) State fiscal year 2014, \$109,000,000.

26 (2) State fiscal year 2015, \$112,500,000.

27 (b) The caps on total billings for fiscal years after fiscal year 2015 shall be established by
28 the legislature at least on a biennial basis.

29 III.(a) The counties shall have an aggregate credit of \$5,000,000 against amounts due under
30 this section for each fiscal year beginning July 1, 2008. The credit shall be allocated as follows:

31 (1) For fiscal year 2009, \$4,000,000 shall be allocated among the counties based upon
32 the proportion each paid for such expenditures in the prior fiscal year, and \$1,000,000 shall be
33 allocated among the counties based upon their relative proportions of residents age 65 or older who
34 are Medicaid recipients.

35 (2) For fiscal year 2010, \$2,000,000 shall be allocated among the counties based upon
36 the proportion each paid for such expenditures in the prior fiscal year, and \$3,000,000 shall be
37 allocated among the counties based upon their relative proportions of residents age 65 or older who

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1 are Medicaid recipients.

2 (3) For fiscal year 2011 and for each fiscal year thereafter, \$5,000,000 shall be
3 allocated among the counties based upon their relative proportions of residents age 65 or older who
4 are Medicaid recipients.

5 (b) The credit shall be made available as soon as possible after the start of the fiscal
6 year. The department shall adopt county credit criteria in consultation with the county-state finance
7 commission and in accordance with the provisions of RSA 541-A. The total aggregate obligation of
8 the counties shall be reduced by the amount of the credit in each fiscal year.

9 9 Health and Human Services; Social Services Block Grant Cost of Living Adjustment to Income
10 Levels. Notwithstanding any other provision of law, for the biennium ending June 30, 2015 the
11 department of health and human services shall raise the income eligibility for elderly and adult
12 clients under the Social Services Block Grant program each January, by the percentage amount of
13 the cost of living increase in social security benefits on a yearly basis.

14 10 Foster Grandparent Program. The reimbursements to the foster grandparent program
15 through the senior volunteer grant program established in RSA 161-F:40 are hereby suspended for
16 the biennium ending June 30, 2015.

17 11 Department of Health and Human Services; Adoption Assistance Program. The department
18 of health and human services shall administer its adoption assistance program consistent with
19 federal law and regulations and the state's Title IV-E plan for foster care and adoption assistance.

20 12 Agreements to Lease-Purchase Vehicles and Equipment Authorized. For the biennium
21 ending June 30, 2015, any state agency or department is authorized, with the prior approval of the
22 department of administrative services, to enter into agreements to rent, lease, or lease-purchase
23 vehicles and equipment from any outside vendor or to rent or lease vehicles and equipment from any
24 other state agency or department.

25 13 Department of Transportation; Federal Assistance Grant; Appropriation. Any sum received
26 in the fiscal years ending June 30, 2014 or June 30, 2015 from the Federal Emergency Management
27 Agency or Federal Highway Administration's Emergency Relief Program or any other federal
28 program providing emergency assistance to the department of transportation to reimburse costs
29 incurred for emergency response, including but not limited to, equipment rental, snow plowing,
30 sanding, salting, flood damage response, and personnel overtime during any emergency declared
31 shall be collected by the appropriate agency and appropriated to the department of transportation.

32 14 Department of Administrative Services; Suspension of Bumping Rights. The displacement of
33 classified state employees by more senior classified state employees, or so-called bumping, pursuant
34 to administrative rule Per 1101.02(i) through (l) under the authority of RSA 21-I:43 by the director of
35 the division of personnel is hereby suspended from the effective date of this section through June 30,
36 2015.

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1 15 Lottery Commission; Incentive Program. For the biennium ending June 30, 2015, the lottery
2 commission may develop and implement an employee recognition program for monetary incentives to
3 promote increased sales and compensate lottery sales representatives based upon performance and
4 funded from an existing lottery budget line item. The incentive program shall be implemented
5 through rules adopted by the lottery commission in accordance with RSA 541-A. The lottery
6 commission shall report quarterly to the fiscal committee of the general court on the status of the
7 incentive program.

8 16 Liquor Commission; Liquor Revenues to Alcohol Abuse Prevention and Treatment Fund
9 Suspended. Notwithstanding RSA 176:16, III, for the biennium ending June 30, 2015, all gross
10 revenue derived by the liquor commission from the sale of liquor and related products, or from
11 license fees, shall be deposited into the liquor commission fund.

12 17 State Budget; Allocation of Gross Appropriations from Highway Fund; Suspended. For the
13 biennium ending June 30, 2015, RSA 9:9-b, relative to allocation of gross appropriations from the
14 highway fund, shall be suspended.

15 18 Governor’s Commission on Disability; Client Assistance Program; Contingent Transfer of
16 Appropriation. The appropriation for the administration of the client assistance program that is
17 received by the governor’s commission on disability pursuant to 29 U.S.C. section 732 for fiscal years
18 2014 and 2015 may be transferred to another qualified agency (or agencies) upon certification by the
19 governor to the commissioner of administrative services that the program has been redesignated. If
20 the redesignation occurs and the governor’s certification is made after July 1, 2013, the unexpended
21 portion of the appropriation shall be transferred.

22 19 Rehiring of Laid Off Classified State Employees.

23 I. For purposes of this section, “laid off” means any person in a classified position as
24 described in RSA 21-I:49 who receives written notice of the state’s intent to lay him or her off or who
25 is laid off between July 1, 2013 and June 30, 2015, as a result of reorganization or downsizing of
26 state government.

27 II. It is the intent of the general court that any classified position which becomes available
28 in a department or establishment, as defined in RSA 9:1, shall be filled, if possible, by a state
29 employee laid off, as defined in paragraph I, if such person is not currently employed by the state of
30 New Hampshire, if he or she meets the minimum qualifications for the position, and if he or she does
31 not receive a promotion as a result of the rehire.

32 III. The head of each department or agency shall submit the name and classification of any
33 individual laid off between July 1, 2013 and June 30, 2015, to the director of the division of personnel
34 within 10 days of the layoff.

35 20 Judicial Appointments; Number Limited; Vacancies.

36 I. Except as provided in paragraph II, for the biennium ending June 30, 2015 the number of
37 judges serving on the superior court shall not exceed 20 and the number of full-time judges serving

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1 on the circuit court shall not exceed 31.

2 II. For the biennium ending June 30, 2015, the filling of a marital master position by a judge
3 shall increase the authorized number of circuit court judges allowed under paragraph I for each
4 position so filled.

5 21 Suspension. The following are suspended for each fiscal year of the biennium ending
6 June 30, 2015:

7 I. RSA 167:3-c, III, relative to rulemaking for funeral expenses.

8 II. RSA 167:11, relative to funeral expenses to recipients of public assistance.

9 22 Department of Resources and Economic Development; Transfer of Funds Authorized. The
10 commissioner of the department of resources and economic development may transfer funds between
11 and among the class line appropriations in the highway welcome centers (accounting unit 03-35-35-
12 3520-5919) and may transfer funds between and among the class line appropriations in the turnpike
13 welcome centers (accounting unit 03-35-35-3520-1872) for the biennium ending June 30, 2015. The
14 commissioner shall submit a report on a quarterly basis to the fiscal committee of the general court
15 of all transfers made under this section. RSA 9:17-a and RSA 9:17-c shall not apply to transfers
16 made under this section.

17 23 Medicaid Management Information System; Reports. Amend 2011, 224:365 to read as
18 follows:

19 224:365 Medicaid Management Information System; Reports.

20 I. ~~[The commissioner of the department of information technology shall, in consultation with~~
21 ~~the commissioner of the department of health and human services, engage the services of an~~
22 ~~information systems consultant experienced with implementation of large healthcare and/or~~
23 ~~governmental information systems. The consultant shall review and evaluate the state's Medicaid~~
24 ~~management information system (MMIS) implementation project and provide a report on the~~
25 ~~progress of the implementation and the projected go-live date. The consultant shall report on the~~
26 ~~readiness of the MMIS upon start-up to meet all current federal MMIS requirements and all~~
27 ~~New Hampshire specific contract requirements. The consultant shall provide a detailed list of any~~
28 ~~system features that will not be available upon start-up of operations and report specifically on the~~
29 ~~readiness of the system to meet New Hampshire's Medicaid managed care requirements. The~~
30 ~~consultant shall report on the MMIS readiness to comply with the current CMS certification Toolkit~~
31 ~~required to attain federal certification. The commissioner of the department of information~~
32 ~~technology shall present the consultant's report to the fiscal committee of the general court no later~~
33 ~~than October 1, 2011. The cost of the evaluation and report shall be borne by ACS State Healthcare,~~
34 ~~LLC.~~

35 ***H.] For the biennium ending June 30, 2015,*** the commissioner of the department of
36 health and human services shall provide the fiscal committee of the general court with monthly
37 reports on the status of the new MMIS system implementation and shall report on the department's

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1 efforts to seek cost recovery under section 10.1 (Failure to Meet Start Date for Operations Phase) of
2 the MMIS contract dated October 18, 2005 and approved by governor and council on December 17,
3 2005.

4 24 Department of Administrative Services; Manager of Risks and Benefits; Position Established.

5 I. There is established within the department of administrative services the unclassified
6 position of manager of risks and benefits. The manager of risks and benefits shall be qualified to
7 hold that position by reason of education and experience, shall be nominated by the commissioner of
8 administrative services for appointment by the governor, with the consent of the executive council,
9 and shall serve for a term of 4 years. The manager of risks and benefits shall supervise the
10 department of administrative services' risk management unit and shall perform such duties as the
11 commissioner from time to time may authorize.

12 II. The salary of the manager of risks and benefits shall be determined after assessment and
13 review of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for the position which
14 shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Upon completion of this action and
15 appointment of the manager of risks and benefits, position 41835 shall be abolished to allow for the
16 transition of this classified position with its available appropriations into the unclassified position of
17 manager of risks and benefits. Funding shall be transferred into a new expenditure class 011, within
18 accounting unit 01-14-14-143510-2901. The incumbent in the abolished classified position shall be
19 offered the opportunity to seek the commissioner's nomination for the unclassified position of
20 manager of risks and benefits.

21 25 Department of Administrative Services; Risk Management. Amend the introductory
22 paragraph of RSA 21-I:7-c to read as follows:

23 21-I:7-c Risk Management. There is established within the office of the commissioner of
24 administrative services a risk management unit, [~~which shall be under the supervision of such staff~~
25 ~~as may be employed by the commissioner of administrative services~~] ***under the supervision of an***
26 ***unclassified manager of risks and benefits, who shall be qualified to hold that position by***
27 ***reason of education and experience and who shall perform such duties as the***
28 ***commissioner from time to time may authorize.*** The risk management unit shall be responsible
29 for the following functions, in accordance with applicable laws:

30 26 Department of Administrative Services; Manager of Risks and Benefits; Nomination by
31 Commissioner. Amend RSA 21-I:2, II, to read as follows:

32 II. The commissioner shall nominate for appointment by the governor, with the consent of
33 the council, each division director, the assistant commissioner, the deputy commissioner, the internal
34 auditor, the financial data manager, ***the manager of risks and benefits***, and the senior
35 operational analyst. The division directors, the assistant commissioner, the deputy commissioner,
36 the internal auditor, the financial data manager, ***the manager of risks and benefits***, and the
37 senior operational analyst shall each serve for a term of 4 years.

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1 27 Applicability. RSA 21-I:7-c and RSA 21-I:2, II as amended by sections 25 and 26 of this act
2 shall take effect upon the abolition of position 41835, the transfer of funding and appropriations to
3 the unclassified position, and the initial appointment of the manager of risks and benefits, as
4 certified by the commissioner of administrative services to the director of legislative services.

5 28 Department of Administrative Services; Consolidation of Human Resources and Payroll
6 Functions.

7 I. Notwithstanding any law or administrative rule to the contrary, the commissioner of
8 administrative services, with the prior approval of the fiscal committee of the general court and the
9 governor and council, is authorized to make such transfers of appropriation items and changes in
10 allocations of funds available for operational purposes to the department of administrative services,
11 from any other agency, as may be necessary or desirable to effectuate the efficient consolidation of
12 human resource and payroll functions within state government.

13 II. The commissioner of administrative services is authorized to establish the number and
14 classification of personnel required for human resource and payroll management in state government
15 and, with the prior approval of the governor and council, is authorized to eliminate unnecessary
16 positions and to transfer to the department of administrative services any position in another agency
17 identified by the commissioner of administrative services as necessary to effectuate the efficient
18 consolidation of human resource and payroll functions within state government. Such transfers shall
19 include the transfer of all associated books, papers, records, personnel files, and equipment,
20 including but not limited to work station and information technology equipment, and shall include
21 the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended
22 appropriations for salary/payroll, benefits, support costs, or any other costs associated with the
23 transferred personnel. All commissioners and department heads shall cooperate with the
24 commissioner of administrative services to accomplish the intent of this section.

25 III. The commissioner of administrative services may locate personnel whose positions have
26 been transferred in such work spaces as the commissioner determines will efficiently effectuate the
27 consolidation of human resource and payroll functions. Such work spaces may include either space
28 currently owned or rented by the state, or space which may be rented by the commissioner utilizing
29 amounts which may be saved by the state as the result of the consolidation of human resources and
30 payroll functions.

31 IV. The consolidation of human resources and payroll functions shall achieve a savings in
32 the biennium ending June 30, 2015 of no less than \$1,428,000 in total funds and \$571,200 in general
33 funds.

34 V. For the biennium ending June 30, 2015, the department of state shall be exempt from the
35 provisions of this section as they relate to the execution of the constitutional duties of the office of the
36 secretary of state.

37 29 Department of Administrative Services; Consolidation of Business Processing Functions.

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1 I. The commissioner of administrative services, with the prior approval of the fiscal
2 committee of the general court and the governor and council, is authorized to make such transfers of
3 appropriation items and changes in allocations of funds available for operational purposes to the
4 department of administrative services, from any other agency, as may be necessary or desirable to
5 effectuate the efficient consolidation of business processing functions within state government. Such
6 business processing functions shall include:

7 (a) Accounts receivable;

8 (b) Accounts payable;

9 (c) Collection of fines, penalties, fees, restitution, remittances, and other moneys due to
10 the state; and

11 (d) Such other finance and accounting functions and transactions the commissioner of
12 administrative services determines would achieve substantial efficiencies from consolidation.

13 II. The commissioner of administrative services is authorized to issue a request for proposals
14 or purchases in accordance with RSA 21-I:22 and RSA 21-I:22-a for the services and assistance of a
15 qualified consultant to evaluate and identify opportunities for business processing consolidation in
16 state government and to make recommendations, including for a proposed implementation plan, for
17 consolidation of such functions.

18 III. The commissioner of administrative services is authorized to establish the number of
19 total personnel required for business processing functions in the executive branch of state
20 government and, with the prior approval of the governor and council, is authorized to eliminate
21 unnecessary positions and to transfer to the department of administrative services any position in
22 another agency identified by the commissioner of administrative services as necessary or desirable to
23 effectuate the efficient consolidation of business processing functions within state government. Such
24 transfers shall include the transfer of all associated books, papers, records, personnel files, and
25 equipment, including but not limited to work station and information technology equipment, and
26 shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any
27 unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated
28 with the transferred personnel.

29 IV. The commissioner of administrative services may locate personnel whose positions have
30 been transferred in such work spaces as the commissioner determines will efficiently effectuate the
31 consolidation of business functions. Such work spaces may include either space currently owned or
32 rented by the state, or space which may be rented by the commissioner utilizing amounts which may
33 be saved by the state as the result of the consolidation of human resources and payroll functions.

34 V. For the biennium ending June 30, 2015, the department of state shall be exempt from the
35 provisions of this section as they relate to the execution of the constitutional duties of the office of the
36 secretary of state.

37 30 Continuation of Appropriation. Department of Administrative Services. Any unspent

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1 balance remaining on the \$250,000 appropriation made by 2011, 224:86 to the department of
2 administrative services for the biennium ending June 30, 2013, for the purpose of selecting and
3 retaining an independent business processing consultant to evaluate and make recommendations
4 relative to the consolidation of business processing functions within state government, shall not
5 lapse until June 30, 2015. The department of administrative services may use this balance to fund
6 such projects, functions or activities as the commissioner of administrative services may direct
7 relating to the efficiency of state government, including but not limited to the selection and retention
8 of an independent business processing consultant and/or other projects, functions, or activities
9 relating to the consolidation of human resource, payroll, finance, business processing and accounting
10 functions.

11 31 Department of Administrative Services; Transfer Among Accounts and Classes.
12 Notwithstanding any provision of law to the contrary, except RSA 9:17-c, and subject to the approval
13 of the fiscal committee of the general court and governor and council, for the biennium ending June
14 30, 2015, the commissioner of the department of administrative services is hereby authorized to
15 transfer funds within and among all accounting units and/or class codes within the department, with
16 the exception of class 60 transfers, and is further authorized to create new class codes within the
17 department into which funds may be transferred or placed, as the commissioner deems necessary
18 and appropriate to address present or projected budget deficits, or to respond to changes in federal
19 laws, regulations, or programs, and otherwise as necessary for the efficient management of the
20 department.

21 32 Cost Containment Plan for Retiree Health Care Program. The commissioner of the
22 department of administrative services shall develop a comprehensive and cohesive plan outlining
23 cost containment options and managed care techniques available through the underlying insurer and
24 other managed care vendors to generate additional savings for the state of New Hampshire retiree
25 health care program. The cost containment plan shall be developed no later than September 15,
26 2013 and the commissioner of the department of administrative services shall make a report to the
27 fiscal committee of the general court.

28 33 New Section; State Employees Group Insurance; Commission Established; Cost Containment
29 Options; Retiree Health Plan for New Employees. Amend RSA 21-I by inserting after section 36-a
30 the following new section:

31 21-I:36-b Commission Established; Cost Containment Options; Retiree Health Plan for
32 New Employees. There is established a commission to review retiree health care benefits for
33 employees hired after July 1, 2013 in light of the implementation of the Patient Protection and
34 Affordable Care Act and recommend a cohesive plan outlining cost effective health plan models
35 effective for such new employees.

36 I. The members of the commission shall be:

37 (a) The commissioner of administrative services, or designee.

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- 1 (b) The president of the State Employees' Association, or designee.
2 (c) The president of the New Hampshire Troopers Association, or designee.
3 (d) The president of the New England Police Benevolent Association, or designee.
4 (e) The president of Teamsters Local 633, or designee.
5 (f) Four members of the public, each of whom shall be a person who in the last 10 years
6 was not a member of a labor union, appointed by the governor.

7 II. The commissioner of the department of administrative services shall be the chairperson
8 and shall call the first meeting as soon as practicable after the effective date of this section. Five
9 members shall constitute a quorum.

10 III. The commission shall report its findings and recommendations to the governor and the
11 fiscal committee of the general court by November 15, 2013.

12 34 Repeal. RSA 21-I:36-b, relative to the commission on cost containment options, is repealed.

13 35 Impaired Driver Education Programs; Fees. Amend RSA 265-A:39, I to read as follows:

14 I. Except as provided in paragraph III, the commissioner of the department of health and
15 human services shall be responsible for approving the impaired driver education programs which
16 persons convicted under RSA 265-A:2 or RSA 265-A:3 shall attend in order to regain their driver's
17 licenses or driving privileges; but the commissioner of the department of health and human services
18 shall not approve any impaired driver education program unless such program is conducted without
19 cost to the state. [~~Notwithstanding RSA 6:12, any fees collected under subparagraph III(g) of this~~
20 ~~section shall be placed in a nonlapsing revolving account and shall be used by the commissioner for~~
21 ~~the purposes of this subdivision only.]~~

22 36 Department of Health and Human Services; Bureau of Drug and Alcohol Services; Utilization
23 of Funds. Amend RSA 265-A:41 to read as follows:

24 265-A:41 Utilization of Funds. All funds derived from the fees collected by the commissioner of
25 the department of health and human services under RSA 265-A:18, **RSA 265-A:39**, and RSA 265-
26 A:40 shall be [~~paid over to the state treasurer within 10 days of the subsequent month, or at an~~
27 ~~earlier date, for deposit into a separate account in the treasury known as the impaired driver~~
28 ~~education program (IDEP) and impaired driver care management program (IDCMP) account. These~~
29 ~~funds are appropriated as indicated in the operating budget as a source of funds for the department~~
30 ~~of health and human services' responsibilities under this subdivision. Any funds remaining in the~~
31 ~~account over the appropriation indicated in the operating budget shall lapse into the general fund at~~
32 ~~the end of each fiscal year] **deposited into the general fund.**~~

33 37 Repeal. The following are repealed:

34 I. RSA 6:12, I(b)(147), relative to the impaired driver education program (IDEP) and
35 impaired driver care management program (IDCMP) account.

36 II. RSA 6:12, I(b)(175), relative to the alcoholism and alcohol abuse account.

37 38 Probate Courts and Decedents' Estates; Priority of Claims. Amend RSA 554:19, I(d) to read

1 as follows:

2 (d) Claims made for financial and/or medical assistance provided to the deceased by the
3 department of health and human services, [~~as well as under certain circumstances, changes~~] **debts**
4 **collected by the state pursuant to RSA 126-A:34, and charges** pursuant to RSA 166:19. **The**
5 **department of health and human services may distribute claims made in the following**
6 **order: first, that assistance funded entirely by moneys from the general fund; and second,**
7 **that assistance funded by a combination of state and federal funds.**

8 39 Department of Health and Human Services; Office of Reimbursements; Duties. Amend
9 RSA 126-A:34, I(b) to read as follows:

10 (b) Investigate the ability of patients, residents, or clients of such institutions and of the
11 persons receiving care, treatment, [~~or~~] maintenance, **or services** either in public or private
12 institutions or otherwise at the direction of the commissioner and those legally chargeable for their
13 support and maintenance to pay for such care, treatment, [~~and~~] maintenance, **and/or services** and
14 recommend to the commissioner the charge to be rendered.

15 40 Department of Health and Human Services; Office of Reimbursements; Financial
16 Statements. Amend RSA 126-A:38 to read as follows:

17 126-A:38 Financial Statements.

18 I.(a) Within 60 days after admittance, except as provided in paragraph II, and annually
19 thereafter if requested by the commissioner, a financial statement shall be filed under penalty of
20 perjury by a person legally chargeable for expenses pursuant to RSA 126-A:36 on forms provided for
21 this purpose by the office of reimbursements.

22 (b) **The commissioner is hereby authorized to request and receive from any and**
23 **all former or current employers, including, but not limited to, personal information with**
24 **respect to dates of employment, number of hours worked, rate of pay, date of birth,**
25 **available health insurance, current address, payroll deductions, and social security**
26 **number of any person with respect to whom the department is investigating the ability to**
27 **pay; provided, however, the commissioner shall limit the request to the minimum**
28 **information necessary for the review of the individual's ability to pay. The employer shall**
29 **furnish the information within 15 days of the department's request unless the time period**
30 **is extended for good cause shown. If the request for the information is burdensome to the**
31 **employer, it shall give written notice to the commissioner within the 15-day period, and the**
32 **commissioner shall review the request of the employer and modify the request if reasonably**
33 **possible to alleviate the burden on the employer.**

34 (c) **The department or employer who discloses financial or employment records**
35 **under this section shall not be subject to civil liability or criminal prosecution which is**
36 **based upon its disclosure under this section, or for any other action taken in good faith to**
37 **comply with the requirements of this section.**

1 (d) *Any records established or information collected pursuant to the provisions*
2 *of this section shall be made available only to the commissioner and the attorney general*
3 *and their authorized designees, attorneys employed by the department of health and*
4 *human services, and the client or the client's authorized representative. Such records and*
5 *information shall be available and used only for purposes directly connected with the*
6 *investigation of a person's ability to pay under this chapter. The records and information*
7 *made available to the client or the client's authorized representative shall not include*
8 *information provided to the department that is prohibited from release by federal law,*
9 *state statute, state case law, or by contract or agreement between the department and*
10 *another entity if such contract or agreement prohibits release of such information.*

11 II. Persons admitted to the multiple DWI offender intervention program (M.O.P.) *prior to*
12 *January 1, 2013* who do not pay program fees in full at the time of admission shall file a financial
13 statement under penalty of perjury on forms provided for this purpose by the office of
14 reimbursements and shall enter a payment contract for balance of fees due. The office of
15 reimbursements shall be entitled to recover reasonable attorneys' fees and costs of collection for
16 program fees not paid in accordance with a payment contract.

17 III. Persons admitted to the multiple DWI offender intervention program (M.O.P.) *prior to*
18 *January 1, 2013* shall notify the office of reimbursements of each change of mail address and actual
19 street address until that person has made payment in full of fees due in accordance with an M.O.P.
20 payment contract. Whenever notice to a person subject to a payment contract is required, notice to
21 the last mail address on file with the office of reimbursements shall be deemed notice to and binding
22 on the payer.

23 41 Department of Health and Human Services; Office of Reimbursements; Recovery of
24 Expenses. Amend RSA 359-C:11, IV to read as follows:

25 IV. Subject to the limitations of RSA 359-C:6, the examination by or disclosure to the
26 commissioner of the department of health and human services of the financial records of a person
27 upon a request by the commissioner *pursuant to RSA 126-A:38, I(b) for the purpose of*
28 *reviewing a person's ability to pay for care, treatment, maintenance, and services provided*
29 *by institutions;* pursuant to RSA 161-C:3-a, I for the purpose of establishing, modifying, or
30 enforcing an obligation to pay child support against such person; or pursuant to RSA 167:4-a for
31 purposes directly connected with the determination and verification of eligibility for medical
32 assistance for applicants and recipients whose eligibility for medical assistance is based upon the
33 applicant's or recipient's age, blindness, or disability.

34 42 New Subparagraph; Department of Health and Human Services; Office of Reimbursements;
35 Recovery of Expenses. Amend RSA 126-A:42, II by inserting after subparagraph (e) the following
36 new subparagraph:

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1 (f) If an agreement was made under RSA 126-A:43, III, recovery shall be limited to any
2 payment obligation resulting from such agreement.

3 43 Department of Health and Human Services; Office of Reimbursements Regular Rate. Amend
4 RSA 126-A:43, III to read as follows:

5 III. *The commissioner may compromise or reduce any debt or obligation owed to the*
6 *state pursuant to an agreement with a group health plan carrier, as defined in RSA 420-*
7 *G:2, or any health insurer as defined in 607(1) of the Employee Retirement Income Security*
8 *Act of 1974 (ERISA), 29 U.S.C. section 1167(1), federal and or state funded assistance, or*
9 *any other legally liable third party or persons chargeable for support.*

10 IV. The office of reimbursements shall, upon request, furnish to each estate from which, or
11 to each person chargeable from whom, a recovery of expenses is sought pursuant to RSA 126-A:42, a
12 record of the accumulated charges against said estate or said person.

13 44 Department of Health and Human Services; Office of Reimbursements; Administrators;
14 Bond. Amend RSA 553:13, II to read as follows:

15 II. Notwithstanding the provisions of paragraph I, when the estate has a gross value of
16 \$25,000 or less, only a personal bond without sureties will be required. *In addition, in cases in*
17 *which the department of health and human services is administering an estate pursuant to*
18 *RSA 126-A:34, I(e), no bond shall be required.*

19 45 Department of Health and Human Services, Division of Community-Based Care Services,
20 Bureau of Behavioral Health; Mental Health Low Utilizers and Prior Authorization. For the
21 biennium ending June 30, 2015, the department of health and human services shall maintain a limit
22 on benefits of \$4,000 per person per year for adults with low service utilization of community mental
23 health services, as identified in He-M 401.07; provided, that the department shall also establish, by
24 rule under RSA 541-A, a procedure for such persons or community health providers to request a
25 waiver of the \$4,000 limit based on legitimate treatment considerations. Upon request by the
26 commissioner of the department of health and human services, the fiscal committee of the general
27 court may authorize a higher per person per year limit.

28 46 Department of Health and Human Services; Division for Children, Youth, and Families.

29 I. Notwithstanding any provision of law or administrative rule to the contrary, for the
30 biennium ending June 30, 2015, the rates for all services, placements, and programs that are paid
31 for by the department of health and human services pursuant to RSA 169-B:40, 169-C:27, 169-D:29,
32 with the exception of rates for contracted services that are approved by the governor and council and
33 rates for out-of-state placements, shall be no greater than the rates in effect for the particular
34 service, placement, or program as of June 30, 2013.

35 II. Notwithstanding paragraph I, upon the department's implementation of managed care,
36 the rate of reimbursement for services and programs for a Medicaid eligible child shall be the rate
37 agreed to by the provider and the managed care organization. The total rate of reimbursement for

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1 residential placement (board and care) for a Medicaid eligible child shall consist of the “room and
2 board rate” and the “educational rate” as established by the department on July 1, 2013, and the
3 treatment or the private non-medical institution rate as agreed to by the provider and the managed
4 care organization.

5 47 Uncompensated Care Fund. Amend RSA 167:64, I(a) and (b) to read as follows:

6 (a)(I) The commissioner may provide reimbursement for uncompensated care costs in
7 accordance with the approved schedule of payments through either Medicaid rate adjustments or
8 disproportionate share hospital payment adjustments, or a combination thereof, ***provided however***
9 ***that no hospital shall receive any such reimbursement for uncompensated care costs unless***
10 ***it is a qualified hospital as defined in subparagraph (b)(1)***. Funds available under this
11 section shall also be used to make medical provider payments and to support the state’s Medicaid
12 enhancement tax unrestricted revenue account, in amounts directed by the budget in each year of
13 the biennium. Expenditure of revenues deposited to the uncompensated care fund shall be made ***for***
14 ***the following purposes*** in the following order of priority:

15 ~~[(1)]~~ (A) To support medical provider payments as budgeted in each year of the
16 biennium;

17 ~~[(2) To ensure that critical access hospitals receive reimbursement for reported~~
18 ~~uncompensated care costs at the rate of 100 percent of the individual hospital limit or at the highest~~
19 ~~uniform percentage that available funding would permit should funds be inadequate to cover 100~~
20 ~~percent of the hospital limit for disproportionate share payments as determined by the commissioner~~
21 ~~consistent with the provisions of 42 U.S.C. section 1396r-4(g) and any relevant federal regulations~~
22 ~~promulgated thereunder;~~

23 ~~[(3)]~~ (B) To support the state’s Medicaid enhancement tax unrestricted revenue
24 account as budgeted in each year of the biennium; ~~[and]~~

25 (C) ***To make disproportionate share hospital payments to support up to***
26 ***75 percent of the uncompensated care costs of New Hampshire’s hospitals with critical***
27 ***access designation as available funding allows, to be shared among such hospitals in***
28 ***proportion to the amount of uncompensated care provided;***

29 (D) ***To make a disproportionate share hospital payment to each hospital***
30 ***that meets the criteria set forth for “deemed disproportionate share hospitals” as that term***
31 ***is defined under 42 U.S.C. section 1396r-4 in an amount as budgeted in each year of the***
32 ***biennium;***

33 ~~[(4) If authorized, to reimburse non critical access hospitals at the highest uniform~~
34 ~~percentage of each hospital’s disproportionate share hospital payment limit as the funds made~~
35 ~~available under this section permit and are]~~

36 (E) ***To support the uncompensated care costs of New Hampshire’s***
37 ***hospitals without critical access designation in proportion to the amount of***

1 *uncompensated care provided by each hospital* consistent with the requirements of 42 U.S.C.
2 section 1396r-4(g) and any relevant federal regulations promulgated thereunder[-]; *and*

3 *(F) Any remaining funds produced from the Medicaid enhancement tax*
4 *shall be used to reduce hospital losses associated with providing services to Medicaid*
5 *recipients through an increase in provider reimbursement rates.*

6 *(2) Should funds be inadequate to make a disproportionate share hospital*
7 *payment to hospitals within either of the groups identified in subparagraph (1)(C) or*
8 *(1)(E), an amount of \$1,000,000 shall be designated to make payments in accordance with*
9 *42 U.S.C. section 1396r-4(b) and distributed as follows:*

10 *(A) Equally to each group of hospitals should both groups be impacted,*
11 *and distributed among each of the hospitals within each group in proportion to the*
12 *amount of uncompensated care provided; or*

13 *(B) If only hospitals in subparagraph (1)(E) are impacted, distributed to*
14 *those hospitals in proportion to the amount of uncompensated care provided.*

15 (b)(1) The commissioner is hereby authorized and directed to develop and implement[-~~in~~
16 connection with the payment by the state to hospitals for reimbursement of uncompensated care
17 costs,] a schedule of payments for reimbursement of the uncompensated care costs [of those hospitals
18 that are subject to the tax liability imposed under RSA 84-A and that participate in] *consistent*
19 *with the level of funding made available for such payments in each year of the biennium,*
20 *incurred by those hospitals that are qualified as follows:*

21 *(A) The hospital is a “deemed disproportionate share hospital” as*
22 *defined by criteria set forth under 42 U.S.C. section 1396r-4 and is not otherwise receiving a*
23 *disproportionate share hospital payment, or*

24 *(B) The hospital participates in the provider network of the state*
25 *Medicaid Care Management program which shall be evidenced by written proof of an*
26 *agreement in principle by July 1, 2013 with a final agreement by August 1, 2013.*

27 *(2) The reimbursement of uncompensated care costs paid in state fiscal year [2012]*
28 *2014 and state fiscal year [2013] 2015 shall be in accordance with the schedule of payments to*
29 *hospitals that takes effect on or after July 1, [2011] 2013, subject to the prior review and approval of*
30 *the federal Centers for Medicare and Medicaid Services, and shall be structured in a manner that is*
31 *consistent with all federal laws and regulations governing (i) Title XIX disproportionate share*
32 *hospital payment adjustments and other rate payments, (ii) conditions for receiving federal financial*
33 *participation, and (iii) permissible sources of state financial participation as provided for under 42*
34 *C.F.R. part 433 and all other applicable federal regulations.*

35 48 Health and Human Services; Uncompensated Care Fund Payments; Fiscal Year 2015. For
36 the fiscal year ending June 30, 2015 only, after the disproportionate share payments are made
37 pursuant to RSA 167:64, I(a)(1)(C) as amended by this act, any remaining uncompensated care funds

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1 shall be used to make payments for “deemed disproportionate share hospitals” under RSA 167:64,
2 I(a)(1)(D).

3 49 Repeal. RSA 167:65, II, relative to reporting methodology of payment to the oversight
4 committee on health and human services, is repealed.

5 50 Department of Health and Human Services; Bureau of Adult and Elderly Services;
6 Congregate Housing and Services. Congregate housing provided for under the Medicaid waiver
7 pursuant to RSA 151-E and congregate services provided for in RSA 161-F:37 are suspended for the
8 biennium ending June 30, 2015.

9 51 Repeal. 1988, 192:12 as amended by 1990, 201:16, relative to certification of shelter
10 care/detention beds, is repealed.

11 52 Residential Care and Health Facility Licensing; Licenses. Amend RSA 151:5 to read as
12 follows:

13 151:5 Licenses. Licenses issued hereunder shall expire one year after the date of issuance.
14 Licenses shall be issued only for the premises and persons named in the application, and shall not be
15 transferable or assignable; *provided that home health care providers, personal care*
16 *providers, home health hospice providers, and case management agencies shall not be*
17 *required to apply for and receive a new license if they change the physical location of their*
18 *office within the one year licensing period.* Licenses shall be posted in a conspicuous place on
19 the licensed premises. Fees for an annual license shall be as follows:

20 I. Hospitals; \$25 per licensed bed.

21 II. Specialty hospital-psychiatric; \$25 per licensed bed.

22 III. Specialty hospital-rehabilitation; \$25 per licensed bed.

23 IV. Nursing homes; \$25 per licensed bed.

24 V. Acute psychiatric residential treatment programs; \$25 per licensed bed.

25 VI. Residential treatment and rehabilitation facilities; \$25 per licensed bed.

26 VII. Hospice houses; \$25 per licensed bed.

27 VIII. Adult family care homes; \$25 per licensed bed.

28 IX. Residential and supported residential care; \$15 per licensed bed.

29 X. Home health hospice providers; \$250.

30 XI. Home health care providers; \$250.

31 XII. Personal care providers:

32 (a) ~~Less~~ **Fewer** than 10 clients; ~~[\$100]~~ **\$25**.

33 (b) Ten (10) or more clients; \$250.

34 XIII. Outpatient clinics; \$500.

35 XIV. End stage renal dialysis centers; \$500.

36 XV. Ambulatory surgical centers; \$500.

37 XVI. Educational health centers; \$500.

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1 XVII. Freestanding emergency rooms; \$500.

2 XVIII. Health promotion clinics; \$500.

3 XIX. Collecting stations; \$250.

4 XX. Adult day care centers; \$200.

5 XXI. Birthing centers; \$150.

6 XXII. Case management agencies; \$150.

7 XXIII. Laboratories; \$150 per year for each category of testing licensed.

8 53 New Section; Medicaid Enhancement Tax Study Commission. Amend RSA 84-A by inserting
9 after section 12 the following new section:

10 84-A:13 Medicaid Enhancement Tax Study Commission.

11 I. There is hereby established a commission to study the New Hampshire Medicaid
12 enhancement tax. The members of the commission shall be as follows:

13 (a) Three members of the house of representatives, one of whom shall be a member of
14 the house finance committee and one of whom shall be a member of the house ways and means
15 committee, appointed by the speaker of the house of representatives.

16 (b) Three members of the senate, one of whom shall be a member of the senate finance
17 committee and one of whom shall be a member of the senate ways and means committee, appointed
18 by the senate president.

19 (c) The commissioner of the department of health and human services, or designee.

20 (d) The commissioner of the department of revenue administration, or designee.

21 (e) A representative of a licensed acute care hospital which has been designated as a
22 critical access hospital, appointed by the governor.

23 (f) A representative of a licensed acute care hospital which has not been designated as a
24 critical access hospital, appointed by the governor.

25 (g) A representative of a licensed acute care hospital which has been designated as a
26 specialty hospital, appointed by the governor

27 II. The commission shall solicit advice and testimony from the department of health and
28 human services, the department of revenue administration, and New Hampshire hospitals which are
29 subject to the Medicaid enhancement tax.

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

32 IV. The commission shall study the following issues:

33 (a) Reviewing the current state and federal law relative to provider assessments and
34 determining whether state law should be amended to ensure compliance with federal law on
35 provider assessments.

36 (b) Evaluating state provider assessment programs in other states to obtain knowledge
37 of various approaches utilized in other states.

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1 (c) Increasing the predictability of future annual Medicaid enhancement tax revenues,
2 taking into consideration the Medicaid enhancement tax revenue trends of recent years.

3 (d) Simplifying the Medicaid enhancement tax liability calculation.

4 (e) Obtaining input on how the Medicaid enhancement tax statute should be amended to
5 ensure accurate and consistent application of state and federal requirements.

6 V. The members of the commission shall elect a chairperson from among the legislative
7 members. The first meeting of the commission shall be called by the first-named house member.
8 The first meeting of the commission shall be held within 45 days of the effective date of this section.
9 Six members of the commission shall constitute a quorum.

10 VI. The commission shall report its findings and any recommendations for proposed
11 legislation to the speaker of the house of representatives, the president of the senate, the house
12 clerk, the senate clerk, the governor, and the state library on or before November 1, 2013.

13 54 Repeal. RSA 84-A:13, relative to the Medicaid enhancement tax study commission, is
14 repealed.

15 55 Department of Corrections; Authority to Fill Unfunded Positions. Notwithstanding any
16 provision of law to the contrary, the commissioner of corrections may fill unfunded positions during
17 the biennium ending June 30, 2015, provided that the total expenditure for such positions shall not
18 exceed the amount appropriated for personal services, permanent, and personal services,
19 unclassified.

20 56 Department of Corrections; Transfers. Notwithstanding any provision of law to the contrary,
21 and subject to approval of the fiscal committee of the general court and governor and council, for the
22 biennium ending June 30, 2015, the commissioner of the department of corrections is authorized to
23 transfer funds within and among all accounting units within the department and to create
24 accounting units and expenditure classes as required and as the commissioner deems necessary and
25 appropriate to address present or projected budget deficits, or to respond to changes in federal law,
26 regulations, or programs, and otherwise as necessary for the efficient management of the
27 department.

28 57 Child Protection Act; Liability of Expenses. Amend RSA 169-C:27, I(f) to read as follows:

29 (f) ~~[Neither]~~ **Notwithstanding any provision of law to the contrary**, the department
30 ~~[nor the judicial council]~~ shall have ~~[authority]~~ **no responsibility** for the payment of the cost of
31 assigned counsel for any party under this chapter.

32 58 Adequate Representation Costs. Amend RSA 604-A:1-a to read as follows:

33 604-A:1-a Neglected or Abused Children. In cases involving a neglected or abused child, when a
34 guardian ad litem is appointed for the child as provided in RSA 169-C:10, the cost of such
35 appointment shall be paid from funds appropriated for indigent defense pursuant to this chapter. ***In***
36 ***cases involving a neglected or abused child, when an attorney is appointed to represent a***
37 ***parent determined to be indigent pursuant to RSA 169-C:10, II, at the preliminary hearing***

1 *or a hearing pursuant to RSA 169-C:6-a, III, whichever occurs earlier, the cost of such*
2 *appointment shall be paid from funds appropriated for indigent defense pursuant to this*
3 *chapter.*

4 59 Child Protection Act; Preliminary Hearing. Amend RSA 169-C:15, III(a) to read as follows:

5 (a) Appoint a CASA or other approved program guardian ad litem or an attorney [~~or~~
6 ~~other qualified guardian ad litem~~] to represent the child pursuant to RSA 169-C:10.

7 60 Child Protection Act; Appointment of Counsel. Amend RSA 169-C:10, II(a) to read as follows:

8 (a) In cases involving a neglected or abused child under this chapter, where the child's
9 expressed interests conflict with the recommendation for dispositional orders of the guardian ad
10 litem, the court may appoint an attorney to represent the interests of the child. ***In any case of***
11 ***neglect or abuse brought pursuant to this chapter, the court shall appoint an attorney to***
12 ***represent an indigent parent alleged to have neglected or abused his or her child. In***
13 ***addition, the court may appoint an attorney to represent an indigent parent not alleged to***
14 ***have neglected or abused his or her child if the parent is a household member and such***
15 ***independent legal representation is necessary to protect the parent's interest. The court***
16 ***shall not appoint an attorney to represent any other persons involved in a case brought***
17 ***under this chapter.***

18 61 School Money; Distribution Schedule of Adequate Education Grants. RSA 198:42, IV is
19 repealed and reenacted to read as follows:

20 IV. For chartered public schools approved by the state board of education, the department of
21 education may expend budgeted amounts to fund chartered public school tuition payments under
22 RSA 194-B:11, I. Said amounts are hereby appropriated to the department from the education trust
23 fund established under RSA 198:39. The education trust fund shall be used to satisfy the state's
24 obligation under this paragraph. The payment shall be issued regardless of the balance of funds
25 available in the education trust fund. The department of education may request additional funds
26 from the fiscal committee of the general court, with the approval of governor and council, for a new
27 chartered public school approved for initial operation by the state board of education pursuant to
28 RSA 194-B:3-a.

29 62 Chartered Public School Approval by State Board of Education. Amend RSA 194-B:3-a, IV to
30 read as follows:

31 IV. The state board of education shall either approve or deny an application using
32 reasonable discretion in the assessment of the elements set forth in RSA 194-B:3, II, (a)-(bb) and
33 (dd). ***Lack of state funding alone shall not constitute grounds for the denial of an***
34 ***application.*** Approval of an application constitutes the granting of charter status and the right to
35 operate as a [public] chartered public school. The state board of education shall notify all applicants
36 of its decision in writing, and shall include in any notice of denial a written statement specifying any
37 areas deemed deficient, the reasons for the denial, and explaining that the applicant may reapply

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1 under RSA 194-B:3 or under this section in a subsequent year.

2 63 Chartered Public School; Funding. Amend RSA 194-B:11, I(b) to read as follows:

3 (b)(1) ***Except as provided in subparagraph (2),*** for ~~any~~ a chartered public school
4 authorized by the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition
5 pursuant to RSA 198:40-a plus an additional grant of \$2,000 directly to the chartered public school
6 for each pupil who is a resident of this state in attendance at such chartered public school.

7 (2) ***For an online chartered public school which receives its initial***
8 ***authorization to operate from the state board of education pursuant to RSA 194-B:3-a on or***
9 ***after July 1, 2013, the state shall pay tuition pursuant to RSA 198:40-a directly to the online***
10 ***chartered public school for each pupil who is a resident of this state in attendance at such***
11 ***chartered public school. In this subparagraph, “online chartered public school” means a***
12 ***chartered public school which provides the majority of its classes and instruction on the***
13 ***Internet.***

14 64 Chartered Public Schools; Reporting Requirements. Amend RSA 194-B:10, III to read as
15 follows:

16 III. To ensure compliance with its application and contract and applicable law, a chartered
17 public school shall be subject to a first year ~~[and periodic subsequent]~~ program ~~[audits]~~ ***audit*** by the
18 department of education or its agent, ***and shall be subject to a program audit by the***
19 ***department of education at least once every 3 years thereafter.***

20 65 Community College System; Retiree Health Care Payments; Task Force.

21 I. The community college system of New Hampshire shall remit to the state the sum of
22 \$957,295 for the fiscal year ending June 30, 2014 and the sum of \$1,048,862 for the fiscal year
23 ending June 30, 2015 for retiree health care benefits.

24 II. The commissioner of the department of administrative services and the chancellor of the
25 community college system of New Hampshire shall jointly establish a task force consisting of
26 representatives from each entity to evaluate and make recommendations for future cost allocation of
27 retiree health care benefits for community college system employees and retirees. The task force
28 shall submit its recommendations to the governor, the senate president, the speaker of the house of
29 representatives, and the chairpersons of the senate and house finance committees by December 1,
30 2013.

31 66 Repeal. 2011, 224:221, relative to fines paid by mail, is repealed.

32 67 Police Standards and Training Council Training Fund. Amend RSA 188-F:30 to read as
33 follows:

34 188-F:30 Police Standards and Training Council Training Fund. There is established in the
35 state treasury a separate ***nonlapsing*** fund to be known as the police standards and training council
36 training fund from which the state treasurer shall pay expenses incurred in the administration of
37 this subdivision. ***In case the expenditure of additional funds in excess of appropriated***

1 *amounts is necessary to meet the statutory obligations of the police standards and training*
2 *council for the training of police and corrections officers on a timely basis because of*
3 *unanticipated circumstances beyond the control of the police standards and training*
4 *council, the governor and council, with approval of the fiscal committee of the general*
5 *court, upon request of the police standards and training council, may authorize the*
6 *transfer of unappropriated amounts from the police standards and training council*
7 *training fund for such purposes.*

8 68 Repeal. RSA 188-F:32-b, relative to transfers of unappropriated funds, is repealed.

9 69 Fire Standards and Training and Emergency Medical Services Fund. Amend RSA 21-P:12-d
10 to read as follows:

11 21-P:12-d Fire Standards and Training and Emergency Medical Services Fund. There is
12 established in the office of the state treasurer a separate, nonlapsing fund to be known as the fire
13 standards and training and emergency medical services fund from which the state treasurer shall
14 pay expenses incurred in the administration of the division of fire standards and training and
15 emergency medical services, under RSA 21-P:12-a, the division of fire safety, under RSA 21-P:12, the
16 division of homeland security and emergency management, and the position of fireworks inspector,
17 under RSA 160-C:17. *If the expenditure of additional funds over budget estimates was*
18 *unanticipated and is necessary for the proper functioning of the division of fire standards*
19 *and training and emergency medical services, the division of fire safety, or the division of*
20 *homeland security and emergency management, the commissioner of the department of*
21 *safety may transfer funds, with the prior approval of the fiscal committee of the general*
22 *court, from this fund to the department of safety for such purposes.*

23 70 Tax on Meals and Rooms; Disposition of Revenue. RSA 78-A:26, I is repealed and reenacted
24 to read as follows:

25 I. Beginning on July 1, 1995, and for each fiscal year thereafter, the department shall pay
26 over all revenue, except revenues identified in paragraph III of this section, collected under this
27 chapter to the state treasurer. On or before October 1 of each year, the department shall determine
28 the cost of administration of this chapter for the fiscal year ending on the preceding June 30, and it
29 shall notify the state treasurer of these costs by a report certified by them as to correctness. After
30 deducting the cost of administration of the chapter from the total income, the state treasurer shall
31 distribute the net income as follows:

32 (a) The amount necessary to provide payments of principal and interest on the bonds
33 and notes authorized under RSA 198:15-a, II for the fiscal years ending June 30, 2009 through
34 June 30, 2030;

35 (b) An amount equal to 3.15 percent of the net income distributed under the introductory
36 paragraph of paragraph I and subparagraph I(a) in the first year of the preceding fiscal biennium,
37 which shall be credited to the department of resources and development, division of travel and

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1 tourism development;

2 (c) Forty percent of the net income under the introductory paragraph of paragraph I of
3 the most recent fiscal year to the unincorporated towns, unorganized places, towns, and cities. The
4 amount to be distributed to each such town, place, or city shall be determined by multiplying the
5 amount to be distributed by a fraction, the numerator of which shall be the population of the
6 unincorporated town, unorganized place, town or city and the denominator of which shall be the
7 population of the state. The population figures shall be based on the latest resident population
8 figures furnished by the office of energy and planning; and

9 (d) The remainder to the general fund.

10 71 Reference Change. Amend RSA 6:12, I(b)(21) to read as follows:

11 (21) The money received under RSA 78-A:26, [~~I(a)~~] **I(b)** and RSA 230:52, II, which
12 shall be credited to the division of travel and tourism development, department of resources and
13 economic development.

14 72 Fish and Game Department; Publications, Specialty Items and Fund Raising Revolving
15 Fund. Amend RSA 206:22-a, III to read as follows:

16 III. The amount in the publications, specialty items and fund raising revolving fund shall
17 not exceed [~~\$200,000~~] **\$100,000** and any amounts in excess of [~~\$200,000~~] **\$100,000** shall be deposited
18 in the fish and game fund. Any moneys in the fund not in excess of [~~\$200,000~~] **\$100,000** shall not
19 lapse.

20 73 Fish and Game Department; Utilization of Funds to Support Staff Costs. Notwithstanding
21 any other provision of law, for the biennium ending June 30, 2015, the executive director of the fish
22 and game department, with the approval of the fish and game commission, may utilize funds in the
23 wildlife habitat account established in RSA 214:1-f and fisheries habitat account established in
24 RSA 214:1-g for the wages, salaries, benefits, and other expenses of the department employees.

25 74 Fish and Game Department; Utilization of Funds to Support Staff Costs. Notwithstanding
26 any other provision of law, for the biennium ending June 30, 2015, the executive director of the fish
27 and game department may utilize funds in the statewide public boat access fund established in
28 RSA 233-A:13 for the wages, salaries, benefits, and other expenses of the department employees.

29 75 New Section; Fish and Game Department; Divisions Within the Department. Amend
30 RSA 206 by inserting after section 1 the following new section:

31 206:1-a Divisions Within the Department. There are established the following divisions, as
32 defined in RSA 21-G:5, within the fish and game department:

33 I. The division of marine fisheries, under RSA 211:65.

34 II. The fisheries division.

35 III. The wildlife division.

36 IV. The business division.

37 V. The facilities and lands division.

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1 VI. The law enforcement division.

2 VII. The public affairs division.

3 VIII. The office of the executive director.

4 76 Fish and Game Department; Fish Food Sales Revenue. Amend RSA 206:35-c to read as
5 follows:

6 206:35-c Fish Food Sales Revenues. The state treasurer shall establish a separate account to
7 which shall be credited all monies collected by the fish and game department from the sale of fish
8 food at hatchery vending machines. The ~~monies~~ **moneys** in said account shall be used for the
9 acquisition and maintenance of fish hatchery equipment **and/or emergency trout or salmon egg**
10 **purchase** and are hereby appropriated for said purposes. Said funds shall be nonlapsing and are to
11 be expended for the purposes of this section as determined by the executive director with the
12 approval of the commission.

13 77 Certificate of Need; Nursing Home Beds; Rehabilitation Beds; Moratorium Extended. Amend
14 RSA 151-C:4, III(a) to read as follows:

15 III.(a) No new certificate of need shall be granted by the board for any nursing home, skilled
16 nursing facility, intermediate care facility, or rehabilitation facility from the effective date of chapter
17 310, laws of 1995, department of health and human services reorganization act, through the period
18 ending June 30, ~~2014~~ **2016**. This moratorium shall also apply to new certificates of need regarding
19 any rehabilitation bed in any type of facility, including rehabilitation hospitals and facilities offering
20 comprehensive rehabilitation services. However, a certificate of need shall be issued for replacement
21 or renovation of existing beds as necessary to meet life safety code requirements or to remedy
22 deficiencies noted in a licensing inspection pursuant to RSA 151 or state survey and certification
23 process pursuant to titles XVIII and XIX of the Social Security Act. In addition, a certificate of need
24 may be issued for construction or renovation as necessary to repair or refurbish an existing facility,
25 or to accommodate additional beds obtained by transfer to an existing facility. In the case of repair,
26 refurbishment, or transferred beds, the resulting costs in excess of the current capital expenditure
27 threshold as adjusted for inflation pursuant to RSA 151-C:5, II(f)(1) shall not be reflected in any
28 state Medicaid rate. Any application for a certificate of need under this subparagraph shall indicate
29 whether it is for a life safety code requirement or to remedy deficiencies noted in a licensing
30 inspection or whether it is for repair or refurbishment of an existing facility or for transferred beds.
31 If the application is approved, it shall be deemed that the board has agreed with the indicated reason
32 for such application.

33 78 Health Services Planning and Review Board. RSA 151-C:3 is repealed and reenacted to read
34 as follows:

35 151-C:3 Health Services Planning and Review Board.

36 I.(a) There is hereby established a health services planning and review board composed of
37 the following members:

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1 (1) The commissioner of the department of health and human services, or designee.

2 (2) The insurance commissioner, or designee.

3 (3) Three persons, each from a different region of the state and qualified by reason of
4 education and experience, whose occupation is not in the delivery of health care services, who has no
5 fiduciary obligation or financial interest in any health care facility or health care insurer licensed or
6 regulated by this state, and who is not related in his or her immediate family to anyone who is
7 involved in the delivery of health care services or health insurance, appointed by governor and
8 council.

9 (b) The commissioner of the department of health and human services, or designee, and
10 the insurance commissioner, or designee, shall serve as the only permanent members of the board.
11 All other members of the board shall serve 3-year terms, provided that of the initial members, one
12 person appointed pursuant to subparagraph I(a)(3) shall serve for one year, one person appointed
13 pursuant to subparagraph I(a)(3) shall serve for 2 years, and one person appointed pursuant to
14 subparagraph I(a)(3) shall serve for 3 years. Members of the board shall not serve more than 2 full
15 consecutive terms.

16 II. The governor shall appoint a chairman of the board, who shall serve at the pleasure of
17 the governor, from among its members.

18 III. Members of the board shall be reimbursed for reasonable expenses incurred in carrying
19 out their duties under this chapter.

20 IV. The board shall be administratively attached, pursuant to RSA 21-G:10, to the
21 department of health and human services and shall exercise its powers, duties, functions, and
22 responsibilities independently of the department, except as specifically provided by law. The board
23 shall submit its budget requests and such reports required of it by law through the department of
24 health and human services.

25 V. The commissioner of the department of health and human services shall provide staff as
26 the board directs. The board may also hire consultants and other staff; provided that such expenses
27 shall not exceed \$500,000 annually. The commissioner shall also provide space for the board and
28 staff and other assistance and materials as necessary.

29 79 Certificate of Need; Standard Development. Amend RSA 151-C:5, II(a) to read as follows:

30 (a) The construction, development, expansion, or alteration of any acute care facility
31 requiring a capital expenditure of more than [~~\$1,759,512~~] **\$2,974,891**. The board shall, by rule,
32 adjust the capital expenditure threshold annually using an appropriate inflation index.

33 80 Certificate of Need; Standard Development. Amend RSA 151-C:5, II(d)-(f) to read as follows:

34 (d)(1) The purchase, lease, **by either capital, operating or any other kind of lease,**
35 donation, transfer, or other [~~comparable~~] arrangement by or on behalf of a health care provider **to**
36 **obtain the use** of diagnostic or therapeutic equipment for which [~~the cost or, in the case of~~
37 ~~donation,~~] the value is in excess of \$400,000, including standards for one or more articles of

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1 diagnostic or therapeutic equipment which are necessarily interdependent in the performance of
2 their ordinary functions as determined by the board.

3 **(2)** The board shall not develop standards for the purchase of *replacement*
4 equipment which is substantially similar to equipment owned by the provider within the preceding
5 12 months, provided the *replacement* equipment will ***be used in the same facility as the***
6 ***replaced equipment, will*** not result in a substantial increase in ***total annual*** operating costs ***to***
7 ***the health care provider*** above that of the ~~[existing or]~~ replaced equipment, ***and the replaced***
8 ***equipment will be removed from service by the health care provider or any of its affiliates.***
9 ***Regardless of any other criteria for determining if equipment is substantially similar,***
10 ***replacement equipment shall not be substantially similar if its value exceeds the original***
11 ***value of the replaced equipment by more than 15 percent plus inflation since the***
12 ***acquisition of the replaced equipment;***

13 (e) The increase or conversion of inpatient beds;

14 (f)(1) Except as provided in subparagraph (2) ***and RSA 151-C:13, I(a)***, the construction,
15 development, expansion, renovation, or alteration of any nursing home, ambulatory surgical facility,
16 rehabilitation hospital, psychiatric hospital, specialty hospital, or other health care facility requiring
17 a capital expenditure of more than ~~[\$1,173,000]~~ ***\$1,983,260***. The board shall, by rule, adjust the
18 capital expenditure threshold annually using an appropriate inflation index.

19 (2) The threshold amount for construction of ambulatory surgical centers within the
20 service area of a hospital with fewer than 70 general hospital beds licensed by the department of
21 health and human services shall be ~~[\$500,000]~~ ***\$845,374***, which threshold shall be adjusted annually
22 using an appropriate inflation index, unless there is an objection by such hospital, in which case the
23 application shall be subject to review regardless of value. The board shall determine by rule the
24 service areas of such hospitals.

25 81 New Paragraph; Certificate of Need; Standard Development. Amend RSA 151-C:7 by
26 inserting after paragraph IV the following new paragraph:

27 V. The utilization and the financial impact of increased utilization, the effect on the average
28 cost of a procedure, whether total health care costs of the state will be increased, not just whether
29 unit costs will be decreased, and health outcomes.

30 82 New Section; Additional Reports Required. Amend RSA 151-C by inserting after section 12
31 the following new section:

32 151-C:12-a Additional Reports Required.

33 I. In addition to the reports required under RSA 151-C:12, an applicant receiving a
34 certificate of need shall make periodic reports to the board relative to capital costs as compared to
35 approved amounts.

36 II. The department of health and human services shall make periodic reports to the board
37 relative to the operating costs of a particular project and the overall costs to the state using the all-

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1 payer claims data base.

2 III. The board shall submit an annual report, beginning November 1, 2013, for the entire
3 state and for each hospital services area containing the following information to the speaker of the
4 house of representatives, the president of the senate, and the governor:

5 (a) Per-capita supply of health care resources, including, at least, acute care hospitals,
6 rehabilitation and post-acute beds, and licensed physicians; and

7 (b) Per-capita rates of utilization, spending, and relative prices for major categories of
8 care for at least commercial payers and the Medicare program.

9 83 Certificate of Need; Definitions. Amend RSA 151-C:2, VI to read as follows:

10 VI. “Capital expenditure” means an expenditure which, under generally accepted accounting
11 principles consistently applied, is not properly chargeable as an expense of operation or
12 maintenance, and includes acquisition by purchase, by transfer, or by **capital, operating or any**
13 **other type of** lease or comparable arrangement, or through donation, if the expenditure would have
14 been considered a capital expenditure if acquisition had been by purchase.

15 84 Repeal. RSA 151-C, relative to the certificate of need law, is repealed.

16 85 Exemption Added. Amend RSA 151-C:13, I(h) and (i) to read as follows:

17 (h) Notwithstanding any other provision of this chapter, a skilled nursing facility
18 distinct part unit established by Androscoggin Valley Hospital or Franklin Regional Hospital in
19 order to qualify as a critical access hospital under 42 U.S.C. section 1395i-4 and 42 CFR Part 485,
20 Subpart F; provided, that the number of beds in the skilled nursing facility distinct part unit shall
21 not exceed the hospital’s existing skilled nursing patient capacity. For purposes of this
22 subparagraph, the term “existing skilled nursing patient capacity” means with respect to each
23 month, the number of skilled nursing patient days for such month divided by the number of days in
24 such month, and shall be the highest such number from the 12-month period ending immediately
25 prior to the filing of the federal request for approval of the distinct part unit; provided, however, that
26 the number determined under this subparagraph shall not exceed 10 beds; ~~and~~

27 (i) Acute care centers established, operated, or designated by the department pursuant
28 to RSA 141-C:26; **and**

29 (j) **Federally qualified health centers as defined in section 330 of the Public**
30 **Health Service Act (42 U.S.C. section 2546).**

31 86 Repeal. 2012, 282:17, II, relative to a prospective repeal of RSA 151-C, is repealed.

32 87 Certificate of Need; Issuance. Amend RSA 151-C:9, I to read as follows:

33 I. Upon completion of the review, the board, by majority vote of eligible board members,
34 shall render a decision on the applicant or applicants which filed in response to a request for
35 application. Any board member who has a personal or business conflict with any application shall
36 not vote on such application. The decision shall be in the form of an approval, denial, or an approval
37 with conditions. An approval of a certificate of need shall be in conformance with the standard used

1 as the basis for the request for application. *The board shall not deny any application which*
2 *satisfies the applicable standard developed under RSA 151-C:5 solely because the new*
3 *institutional health service proposed by the applicant is likely to cause economic harm to*
4 *an existing provider of health care services other than a hospital which qualifies as a*
5 *critical access hospital under federal law. The board may deny an application based on*
6 *finding a new institutional health service is likely to have a material adverse impact on*
7 *quality of care or access to services.*

8 88 New Section; Certificate of Need; State Health Plan. Amend RSA 151-C by inserting after
9 section 4 the following new section:

10 151-C:4-a State Health Plan.

11 I. The board shall develop and issue a state health plan every 2 years. The state health plan
12 shall provide guidance relative to the certificate of need process under this chapter to support
13 priority goals. Specifically, the state health plan shall provide goals and key strategies for improving
14 the health of New Hampshire citizens that ensure:

15 (a) Quality of health care based on evidence-based practices to improve health outcomes.

16 (b) Access to necessary health care services.

17 (c) Efficient spending of limited health care resources to produce reasonable savings and
18 more affordable health care.

19 II. The board shall submit an annual report beginning December 1, 2013 to the governor,
20 president of the senate, speaker of the house of representatives, commissioner of the department of
21 health and human services, commissioner of the insurance department, and commissioner of the
22 department of administrative services. The annual report shall assess progress toward meeting the
23 state health plan goals.

24 89 Applicability. The current health services planning and review board shall continue to
25 function until the new board established in section 78 of this act is in place.

26 90 Cannon Mountain. Amend RSA 2011, 224:350 to read as follows:

27 224:350 Department of Resources and Economic Development; Cannon Mountain. The
28 department of resources and economic development shall deposit \$650,000 in the fiscal year ending
29 June 30, 2012, and \$650,000 in the fiscal year ending June 30, 2013 in *net* revenue derived by the
30 department of resources and economic development from fees, services, accommodations, rentals, lift
31 and tramway operations, retail sales, and concession operations for Cannon Mountain into the ~~[state~~
32 ~~general fund which shall be applied to the negative balance contained in the]~~ state park fund
33 established in RSA 216-A:3-i. The department of resources and economic development shall also
34 deposit \$50,000 in each fiscal year of the biennium ending June 30, 2013 into the fish and game
35 search and rescue fund established in RSA 206:42. *For the fiscal year ending June 30, 2013, the*
36 *net revenue in excess of \$700,000 shall be credited to the Cannon Mountain capital*
37 *improvement fund established in RSA 12-A:29-c for use in paying debt service related to*

1 *capital improvements for the ski area and related state park facilities at Cannon*
2 *Mountain.*

3 91 Department of Resources and Economic Development; Cannon Mountain. For each year of
4 the biennium ending June 30, 2015, \$500,000 in net revenue derived by the department of resources
5 and economic development from fees, services, accommodations, rentals, revenue from lift and
6 tramway operations, retail sales, and concession operations for Cannon Mountain shall be deposited
7 in the state park fund established in RSA 216-A:3-i. Net revenue in excess of \$500,000 shall be
8 credited to the Cannon Mountain capital improvement fund established in RSA 12-A:29-c for use in
9 paying debt service related to capital improvements for the ski area and related state park facilities
10 at Cannon Mountain.

11 92 Repeal. RSA 195-H:4, V, relative to allocation of administrative fees, is repealed.

12 93 Department of Employment Security; Deputy Commissioner. RSA 282-A:109 is repealed and
13 reenacted to read as follows:

14 282-A:109 Deputy Commissioner.

15 I. The commissioner of employment security shall nominate for appointment by the
16 governor, with the consent of council, a deputy commissioner of the department of employment
17 security, who shall serve for a term of 4 years and shall be qualified to hold that position by reason of
18 education and experience. The deputy commissioner shall act as commissioner whenever the
19 commissioner of the department of employment security is incapacitated, absent, or unable to act for
20 any cause. The deputy commissioner shall also act as commissioner of the department of
21 employment security until a new commissioner is duly appointed whenever there is no
22 commissioner.

23 II. The salary of the deputy commissioner shall be specified in RSA 94:1-a, I.

24 94 Department of Employment Security Deputy Commissioner.

25 I. There is established within the department of employment security the unclassified
26 position of deputy commissioner. The deputy commissioner shall be qualified to hold that position by
27 reason of education and experience, and shall be nominated by the commissioner of employment
28 security for appointment by the governor, with the consent of the executive council, and shall serve
29 for a term of 4 years.

30 II. The salary of the deputy commissioner shall be determined after assessment and review
31 of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for the position which shall
32 be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Upon completion of this action and
33 appointment of the deputy commissioner, position 11303 shall be abolished to allow for the
34 transition of this classified position with its available appropriations into the unclassified position of
35 deputy commissioner. Funding shall be transferred into expenditure class 011, within accounting
36 unit 02-27-27-270010-8040. The incumbent in the abolished classified position shall be offered the

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1 opportunity to seek the commissioner's nomination for the unclassified position of deputy
2 commissioner.

3 III. Paragraphs I and II shall take effect upon the abolition of position 11303, the transfer of
4 funding and appropriations into the unclassified position and the initial appointment of the deputy
5 commissioner, as certified by the commissioner of employment security to the director of legislative
6 services.

7 95 Department of Transportation; Transfer of Funds. Notwithstanding any provision of law to
8 the contrary and subject to approval of the fiscal committee of the general court and governor and
9 council, for the biennium ending June 30, 2015, the commissioner of transportation is authorized to
10 transfer funds within and among all accounting units within the department and to create
11 accounting units and expenditure classes as required and as the commissioner deems necessary and
12 appropriate to address present or projected budget deficits, or to respond to changes in federal law,
13 regulations, or programs, and otherwise as necessary for the efficient management of the
14 department.

15 96 Banks and Banking; Bank Commissioner; Payment of Cost of Examination. Amend
16 RSA 383:11 to read as follows:

17 383:11 Payment of Cost of Examination.

18 I. The bank commissioner shall ~~[each fiscal year,]~~ charge and collect from ~~[the institutions]~~
19 ***each institution***, the condition and management of which he or she is required to examine under
20 the provisions of RSA 383:9, and which he or she supervises under the provisions of RSA 361-A,
21 RSA 397-A, RSA 397-B, RSA 399-A, RSA 399-D, and RSA 399-G, ~~[the total amount appropriated for~~
22 ~~the bank commissioner's department. Said sum shall be collected as follows:~~

23 I. ~~From each such institution examined]~~ ***an examination fee, which shall be calculated***
24 ***as*** a sum equal to the product of the average daily rate of overall salary costs, including the benefits
25 portion thereof, and expenses of all examining personnel employed in making examinations
26 pursuant to the provisions of RSA 383:9, multiplied by the number of personnel days devoted to the
27 examination of the particular institution, provided, however, that no such institution shall be
28 charged or pay for less than one full day. Sums collected under this section shall be payable to the
29 state treasurer as restricted revenue and credited, in accordance with the banking department's
30 accounting unit designation, to the appropriation for the bank commissioner or the consumer credit
31 administration division.

32 II. ~~[The balance of said sum remaining after the charges provided for in paragraph I have~~
33 ~~been deducted from the total sum shall be charged and collected]~~ ***If, after the close of each fiscal***
34 ***year, there remains any deficiency between the sums collected under paragraph I,***
35 ***combined with the other fees, fines, and penalties collected by the department during the***
36 ***fiscal year just closed, and actual department expenditures for the fiscal year just closed,***
37 ***the commissioner shall make an assessment of the institutions*** as follows:

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1 (a) From banks and credit unions. Each state-chartered savings bank, commercial bank,
2 trust company, cooperative bank, building and loan association, credit union, Morris Plan bank, or
3 similar institution required to be examined under the provisions of RSA 383:9 shall be charged and
4 pay such proportion of said balance applicable to such institutions under the banking department’s
5 accounting unit designation, as its total assets bear to the total assets of all such institutions as
6 shown by their reports to the commissioner as of June 30 preceding such charges, except that the
7 percent of the fiduciary assets used in the calculation of the total assets of each institution and all
8 such institutions shall be determined as follows:

9 (1) Fiduciary assets up to \$5,000,000,000 shall be calculated at 25 percent;

10 (2) Fiduciary assets that are between \$5,000,000,000 and \$10,000,000,000, shall be
11 calculated at 20 percent;

12 (3) Fiduciary assets that are between \$10,000,000,000 and \$15,000,000,000, shall be
13 calculated at 15 percent;

14 (4) Fiduciary assets that are between \$15,000,000,000 and \$20,000,000,000, shall be
15 calculated at 10 percent;

16 (5) Fiduciary assets that are between \$20,000,000,000 and \$25,000,000,000, shall be
17 calculated at 5 percent;

18 (6) Fiduciary assets that are between \$25,000,000,000 and \$50,000,000,000, shall be
19 calculated at 2.5 percent;

20 (7) Fiduciary assets that are \$50,000,000,000 or more, shall be calculated at one
21 percent.

22 (b) From non-depository lenders, debt adjusters, money transmitters, and brokers. Each
23 licensee and registrant subject to the supervision of the bank commissioner under the provisions of
24 RSA 397-A, RSA 397-B, RSA 399-A, RSA 399-D, RSA 399-G, and sales finance companies under
25 RSA 361-A, shall be charged and shall pay such proportion of said balance applicable to the
26 consumer credit administration division under the banking department’s accounting unit
27 designation as the gross revenue received from the total dollar volume of loans made, originated,
28 funded, or brokered, or debt adjustment contracts entered into, or mortgage servicing fees received
29 or money transmitted from each licensee’s New Hampshire business bears to the total gross revenue
30 received from the total dollar volume of all such loans made, originated, funded, or brokered, or debt
31 adjustment contracts entered into, or mortgage servicing fees received, or money transmitted, from
32 New Hampshire business by such licensees during the preceding calendar year ending December 31,
33 as shown by their annual reports to the commissioner.

34 **III. *Except for institutions supervised under RSA 361-A, 397-A, 397-B, 399-A, 399-D***
35 ***and 399-G where the individual regulatory chapter specifies a shorter*** time, payments of the
36 charges provided for by paragraphs I and II shall be made within 60 days of receipt of the notice
37 thereof.

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1 IV. Any excess collected in any fiscal year under the provisions of this section shall be used
2 to reduce the sum required to be collected in the next succeeding fiscal year.

3 97 Judicial Branch; Transfers. Notwithstanding any provision of law to the contrary, and
4 subject to approval of the fiscal committee of the general court, for the biennium ending June 30,
5 2015, the supreme court is hereby authorized to transfer funds within and among all accounting
6 units within the judicial branch as the supreme court deems necessary and appropriate to address
7 budget reductions or to respond to changes in federal laws, regulations, or programs, and otherwise
8 as necessary for the efficient management of the judicial branch. If the supreme court intends to
9 transfer funds which would otherwise meet the transfer requirements as set forth in RSA 9:17-d,
10 prior approval of the fiscal committee shall be required for transfers of \$75,000 or more.

11 98 Report; Mosaic Parcel GIS System. The department of revenue administration shall compile
12 data on the sharing of the Mosaic Parcel GIS system with other state agencies that includes but is
13 not limited to a listing of the agencies accessing the system, the amount of system time used by each
14 agency, examples of cost allocation plans that could be applied to the use of the system, and any
15 other information that would be necessary in determining the best approach to share costs
16 associated with the system. The department shall provide a report to the house finance committee
17 no later than November 1, 2013.

18 99 Liquor Commission; Reimbursement of Cost of Legal Services. Notwithstanding any other
19 law to the contrary, for the biennium ending June 30, 2015, the liquor commission shall reimburse
20 the cost for any legal services provided by the department of justice to the commission that would not
21 normally be included as part of the statewide cost allocation paid by the commission.

22 100 State Aid Grants; Department of Environmental Services. Notwithstanding RSA 486,
23 RSA 486-A, RSA 149-M, or any other law to the contrary, for the biennium ending June 30, 2015, the
24 department of environmental services shall discontinue the first in, first out delayed and deferred
25 infrastructure project list or any other infrastructure list as it relates to state aid grants under
26 RSA 486, RSA 486-A, or RSA 149-M. Infrastructure projects that were approved by vote of the
27 executive council prior to November 30, 2008 shall continue to be funded. Infrastructure projects on
28 the first in, first out delayed and deferred infrastructure project list prior to December 31, 2012, as
29 listed in section 101 of this act, shall be eligible for state aid grant payments. Infrastructure projects
30 that had local authorization by December 31, 2008 to construct but are not listed in section 101 are
31 eligible for state aid grants subject to availability of funding. A moratorium shall be in place for any
32 infrastructure projects not listed in section 101 or that did not have local authorization by December
33 31, 2008 that would have otherwise been eligible for state aid grants under RSA 486, RSA 486-A, or
34 RSA 149-M. Nothing in this section shall affect the provision of the future water supply land
35 protection grants under RSA 486-A if funding is available for such purpose.

36 101 State Aid Grants; First in, First out Delayed and Deferred Project List. The following
37 infrastructure projects from the department of environmental services first in, first out delayed and

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1 deferred infrastructure project list for state aid grants under RSA 486, RSA 486-A, or RSA 149-M
2 prior to December 31, 2012 shall be eligible for state aid grant payments:

3 Wastewater Projects (RSA 486)

4	FIFO	Pending Grant Number	Applicant (Location)
5	1	P-001	Winnepesaukee River Basin Program
6	2	C-777	Manchester
7	3	C-778	Manchester
8	4	C-779	Manchester
9	5	C-780	Manchester
10	6	C-782	Manchester
11	7	C-783	Hillsborough
12	8	C-784	Hillsborough
13	9	C-781	Manchester
14	10	C-731	Swanzey
15	11	C-789	Bristol
16	12	C-787	Manchester
17	13	C-785	Portsmouth
18	14	C-788	Manchester
19	15	C-786	Manchester
20	16	P-002	Manchester
21	17	P-003	Concord
22	18	P-004	Manchester
23	19	P-005	Manchester
24	20	P-006	Hanover
25	21	P-007	Concord
26	22	P-010	Lebanon
27	23	P-009	Lebanon
28	24	P-008	Lebanon
29	25	P-011	Hinsdale
30	26	P-012	Newmarket
31	27	P-013	Manchester
32	28	P-014	Newmarket
33	29	P-015	Allenstown
34	30	P-016	Allenstown
35	31	P-017	Allenstown
36	32	P-018	Allenstown
37	33	P-019	Amherst

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1	34	P-020	Exeter
2	35	P-021	Piermont
3	36	P-022	Derry
4	37	P-023	Derry
5	38	P-024	Salem
6	39	P-025	Epping
7	40	P-026	Littleton
8	41	P-027	Nashua
9	42	P-028	Nashua
10	43	P-029	Nashua
11	44	P-030	Newport
12	45	P-031	Claremont
13	46	P-032	Nashua
14	47	P-033	Nashua
15	48	P-034	Nashua
16	49	P-035	Manchester
17	50	P-036	Manchester
18	51	P-037	Manchester
19	52	P-038	Manchester
20	53	P-039	Hanover
21	54	P-040	Hudson
22	55	P-041	Merrimack
23	56	P-042	Jaffrey
24	57	P-043	Hanover
25	58	P-044	Manchester
26	59	P-045	Keene
27	60	P-046	Tilton
28	61	P-047	Hampton
29	62	P-048	Hampton
30	63	P-049	Manchester
31	64	P-050	Manchester
32	65	P-051	Manchester
33	66	P-052	Keene
34	67	P-053	Keene
35	68	P-054	Wolfeboro
36	69	P-055	Newbury
37	70	P-056	North Conway Water Precinct

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1	71	P-057	North Conway Water Precinct
2	72	P-058	North Conway Water Precinct
3	73	P-059	North Conway Water Precinct
4	74	P-060	Concord
5	75	P-061	Manchester
6	76	P-062	Amherst
7	77	P-063	Manchester
8	78	P-064	Marlborough
9	79	P-065	Hampton
10	80	P-066	North Conway Water Precinct
11	81	P-067	Wakefield
12	82	P-068	Merrimack
13	83	P-069	Conway Village Fire District
14	84	P-070	Keene
15	85	P-071	Manchester
16	86	P-072	Manchester
17	87	P-073	Newmarket
18	88	P-074	Manchester
19	89	P-075	Manchester
20	90	P-076	Manchester
21	91	P-077	Manchester
22	92	P-078	Manchester
23	93	P-079	Manchester
24	94	P-080	Concord
25	95	P-081	Concord
26	96	P-082	Rochester
27	97	P-083	Rochester
28	98	P-084	Rochester
29	99	P-085	Bristol
30	100	P-086	Peterborough
31	101	P-087	Manchester
32	102	P-088	Berlin
33	103	P-089	Berlin

34

35 Public Water System Projects (RSA 486-A)

36	FIFO	Pending Grant Number	Applicant (Location)
37	1	612010	Lower Bartlett Water Precinct (Bartlett)

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1	2	512020	Birch Hill (Pennichuck, Conway)
2	3	1471010	Manchester Water Works
3	4	1531010	Merrimack Village District
4	5	2353060	White Rock Estates (Tilton)
5	6	882050	Brake Hill (Gilford)
6	7	1831010	Orford Village Water District
7	8	2272010	Granliden Community (Sunapee)
8	9	511030	North Conway Water Precinct
9	10	511030	North Conway Water Precinct
10	11	2041010	Rye Water District
11	12	511010	Conway Village Fire District
12	13	1036020	Village Square Condo Assoc (Hampstead)
13	14	2041010	Rye Water District
14	15	1051010	Aquarion Water Company (Hampton)
15	16	1431010	Lyme Water Association

16

17 Landfill Projects (RSA 149-M)

18	FIFO	Pending Grant Number	Applicant (Location)
19	1	L-144	Nashua
20	2	L-145	Lebanon
21	3	L-125	Auburn
22	4	L-146	Tilton
23	5	L-148	Whitefield
24	6	L-147	Unity
25	7	L-149	Marlow
26	8	L-150	Farmington

27 102 Legislative Branch; Special Account; Transfer to the General Fund. Amend 2011; 224:217,
 28 II to read as follows:

29 II. The legislative accountant shall allocate the original \$3,000,000 special legislative
 30 account into 4 separate and equal subaccounts. Individual subaccounts shall be established for the
 31 senate, the house of representatives, the joint offices, and the office of legislative budget assistant.
 32 Beginning in fiscal year ~~[2012]~~ **2013** and each year thereafter ~~[and]~~, **any** unexpended and
 33 unencumbered appropriations shall be transferred to the appropriate subaccount, **provided that no**
 34 **subaccount balance shall exceed \$750,000.** ~~[Any subaccount with a balance in excess of \$750,000~~
 35 ~~at the end]~~ **All unexpended and unencumbered appropriations remaining at the close** of the
 36 fiscal year shall ~~[transfer the excess]~~ **lapse** to the general fund.

37 103 Repeal. RSA 12-L:14, II, relative to the McAuliffe-Shepard discovery center commission

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1 business plan, is repealed.

2 104 Appropriation; North Country Fire Training Facility. Amend 2012, 106:3 to read as follows:

3 106:3 Appropriation. The sum of \$550,000 is hereby appropriated to the department of safety,
4 division of fire standards and training and emergency medical services, for the biennium ending
5 June 30, 2013 for the purpose of establishing a North Country fire training facility. Said sum shall
6 be a charge against the fire standards and training and emergency medical services fund established
7 in RSA 21-P:12-d. ***This appropriation shall not lapse until June 30, 2014.***

8 105 Waiver in Lieu of Court Appearance. Amend RSA 262:44, I to read as follows:

9 I. Such defendant shall receive, in addition to the summons, a uniform fine schedule entitled
10 “Notice of Fine, Division of Motor Vehicles” which shall contain the normal fines for violations of the
11 provisions of title XXI on vehicles for which a plea may be entered by mail. The defendant shall be
12 given a notice of fine indicating the amount of the fine plus penalty assessment at the time the
13 summons is issued; except if, for cause, the summoning authority wishes the defendant to appear
14 personally. Defendants summoned to appear personally shall do so on the arraignment date
15 specified in the summons, unless otherwise ordered by the court. Defendants who are issued a
16 summons and notice of fine and who wish to plead guilty or nolo contendere shall enter their plea on
17 the summons and return it with payment of the fine plus penalty assessment to the director of the
18 division of motor vehicles within 30 days of the date of the summons. The director of the division of
19 motor vehicles may accept payment of the fine by credit card in lieu of cash payment. Any
20 transaction costs assessed by the issuer of the credit card shall be paid out of the portion of the fine
21 amount which is credited as agency income and not out of the penalty assessment charged by the
22 district court. The director of the division of motor vehicles shall remit the penalty assessments
23 collected to the police standards and training council for deposit in the police standards and training
24 council training fund and to the state treasurer to be credited and continually appropriated to the
25 victims’ assistance fund and the judicial branch information technology fund in the percentages and
26 manner prescribed in RSA 188-F:31. Fines shall be paid over to the state treasurer, and shall be
27 credited as agency income by the department of safety within 14 days of their receipt ***and shall not***
28 ***lapse to the general fund until the second year of each biennium.***

29 106 Pharmacy Board; Inspectional Services. Amend RSA 318:9-a to read as follows:

30 318:9-a ~~[Payment for]~~ Inspectional Services. ~~[For the purpose of providing inspectional services~~
31 ~~under this chapter and RSA 318-B:25,]~~ The pharmacy board shall ~~[enter into separate agreements~~
32 ~~with]~~ ***provide inspectional services under this chapter and RSA 318-B:25 to*** the board of
33 medicine, the board of veterinary medicine, the board of podiatry, the board of registration in
34 optometry, the board of dental examiners, and the board of nursing~~[providing for each such board to~~
35 ~~compensate the pharmacy board for such inspectional services. The agreements shall provide for~~
36 ~~payment based upon a per capita charge for each person registered with each such board as a~~
37 ~~percentage of the total number of persons subject to inspection under this chapter and RSA 318-~~

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1 ~~B:25. The fees received from agreements under this section shall be deposited with the treasurer as~~
2 ~~restricted revenue by the pharmacy board, and shall be included in the computation of fees to be~~
3 ~~established for the following fiscal year].~~

4 107 New Paragraph; Approved Alcohol Treatment Programs. Amend RSA 172-B:2 by inserting
5 after paragraph III the following new paragraph:

6 IV. The commissioner shall establish, by rules adopted under RSA 541-A, a uniform, sliding-
7 fee scale, based on the client's income, for voluntary services provided by approved alcohol treatment
8 programs.

9 108 New Section; Access to Budget and Expenditures for Persons Receiving State Services.
10 Amend RSA 126-A by inserting after section 5 the following new section:

11 126-A:5-a Access to Budget and Expenditures for Persons Receiving State Services. The
12 commissioner of the department of health and human services and the area agencies shall provide to
13 any person, or that person's guardian, who is receiving state services pursuant to a plan with an
14 individualized budget, a copy of such budget and the expenditures made under such budget.

15 109 Fees for Copies, Verifications, and Amendments to Vital Records. Amend RSA 5-C:10, II to
16 read as follows:

17 II. The town clerk shall forward \$8 of each search fee collected by the clerk under this
18 section to the department of state for deposit in the vital records improvement fund established
19 under RSA 5-C:15~~[-, and \$3 to the state treasurer for deposit in the general fund,]~~ and shall retain
20 the remaining ~~[\$4]~~ **\$7** as the clerk's fee for issuing such a copy. For subsequent copies issued at the
21 same time, the town clerk shall forward \$5 of the fee collected for each subsequent copy under this
22 section to the department for deposit in the vital records improvement fund established under
23 RSA 5-C:15 ~~[and \$2 to the state treasurer for deposit in the general fund,]~~ and shall retain the
24 remaining ~~[\$3]~~ **\$5** as the clerk's fee for issuing such a copy. The town clerk shall retain the \$25 fee
25 for a delayed birth certificate as the clerk's fee for examining documents and issuing the delayed
26 birth certificate. Fees collected by the registrar shall be forwarded to the state treasurer for deposit
27 into the vital records improvement fund established under RSA 5-C:15.

28 110 Certified Public Accountants; Board Fees; Receipts. Amend RSA 309-B:4, IV to read as
29 follows:

30 IV. ***The board shall establish fees for examination of applicants, for licenses, for***
31 ***certificates of authorization, for reissuance of licenses, for renewal and reinstatement of***
32 ***licenses and certificates to practice under this chapter, for late renewals, for verification***
33 ***of licensure or examination, and for transcribing and transferring records and other***
34 ***services.*** All moneys collected by the board from fees authorized under this chapter shall be
35 received and accounted for by the board, shall be deposited in the state treasury ~~[to the credit of the~~
36 ~~board, and shall not lapse].~~ Administration expenses shall be limited to the funds collected and may
37 include, but shall not be limited to, the costs of conducting investigations and of taking testimony

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1 and procuring the attendance of witnesses before the board or its committees; all legal proceedings
2 taken under this chapter for the enforcement of this chapter; and educational programs for the
3 benefit of the public or licensees and their employees. All fees prescribed by the board under prior
4 law shall remain in effect until the board shall prescribe a new schedule of fees pursuant to RSA
5 541-A.

6 111 Professional Engineers; Receipts and Disbursements. Amend RSA 310-A:8 to read as
7 follows:

8 310-A:8 Receipts and Disbursements. ~~[There shall be a board secretary who shall receive and
9 account for all moneys derived under the provisions of this subdivision and shall pay the same to the
10 state treasurer. The secretary of the board shall receive such salary as the board shall determine.]~~

11 The board may employ such investigators, clerical, and other assistants as are necessary for the
12 proper performance of its work and may make expenditures for any purpose which is reasonably
13 necessary for the proper performance of its duties under this subdivision, including the reasonable
14 expenses of the board's delegate to meetings of, and membership dues to, the National Council of
15 Examiners for Engineering and Surveying (NCEES). The board may, with the approval of the
16 attorney general, hire counsel and investigators and pay the reasonable expenses of such counsel
17 and investigators for the investigation and prosecution of any violation of this subdivision. ~~[Such
18 compensation and reasonable expenses shall be paid from the funds of the board.]~~

19 112 Professional Engineers; Reference Removed. Amend RSA 310-A:3, IV to read as follows:

20 IV. ~~[In addition to any moneys received under RSA 310-A:8,]~~ Members of the board shall
21 receive \$25 for each day actually engaged in the duties of their office and shall be reimbursed for all
22 actual travel, incidental, and clerical expenses necessarily incurred in carrying out the provisions of
23 this chapter.

24 113 Land Surveyors; Receipts and Disbursements. Amend RSA 310-A:61 to read as follows:

25 310-A:61 Receipts and Disbursements. ~~[The secretary of the board shall receive and account for
26 all moneys derived under this subdivision, and shall pay the same to the state treasurer. The
27 secretary of the board shall receive such salary as the board shall determine in addition to the
28 expenses provided herein.]~~ The board may employ such clerical or other assistants as are necessary
29 for the proper performance of its work, and may make expenditures for any purpose which, in the
30 opinion of the board, are reasonably necessary for the proper performance of its duties under this
31 subdivision.

32 114 Professional Geologists; Receipts and Disbursements. Amend RSA 310-A:123 to read as
33 follows:

34 310-A:123 Receipts and Disbursements. ~~[There shall be a board secretary who shall receive and
35 account for all moneys derived under the provisions of this subdivision and shall pay the same to the
36 state treasurer.]~~ The board may employ such investigators, clerical assistants, and other assistants
37 as are necessary for the proper performance of its work and may make expenditures for any purpose

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1 which is reasonably necessary for the proper performance of its duties under this subdivision,
2 including the reasonable expenses of the board's delegate to meetings and membership dues. The
3 board may, with the approval of the attorney general, hire counsel and investigators and pay the
4 reasonable expenses of such counsel and investigators for the investigation and prosecution of any
5 violation of this subdivision. ~~[Such compensation and reasonable expenses shall be paid from the~~
6 ~~funds of the board.]~~

7 115 Real Estate Appraisers; Receipts and Disbursements. Amend RSA 310-B:21, I to read as
8 follows:

9 I. The board shall receive and account for all moneys derived under the provisions of this
10 chapter. ~~[At least monthly, the receipts shall be turned over to the state treasurer, who shall keep~~
11 ~~such moneys in a separate fund to be known as the real estate appraisers fund. Such fund shall be~~
12 ~~kept separate and apart from all moneys in the treasury, and shall be disbursed only for purposes of~~
13 ~~this chapter.]~~ Under no circumstances shall the total amount of payments exceed the fees collected
14 under this chapter.

15 116 Appropriation; Reimbursement for Payment of Erroneously Charged Medical Benefits. The
16 sum of \$19,164.34 is hereby appropriated to the department of administrative services for the
17 purpose of reimbursing Mrs. Patricia Kelly, the spouse of a law enforcement officer who died in the
18 line of duty, who through no fault of her own was charged erroneously for medical benefits promised
19 to her by the state of New Hampshire. The governor is authorized to draw a warrant for said sum
20 out of any money in the treasury not otherwise appropriated.

21 117 Department of Information Technology; Transfers Among Accounts. Notwithstanding the
22 provisions of RSA 9:17-a or any other provision of law to the contrary, for the biennium ending
23 June 30, 2015 the department of information technology may transfer funds within and among all
24 accounting units and class lines within said department as necessary for the efficient management of
25 the department provided that any transfer of \$75,000 or more shall require prior approval of the
26 fiscal committee of the general court and the governor and council.

27 118 Continuation of Appropriation Regarding Emergency Management. The sums appropriated
28 pursuant to 2011, 223:1 in accounting unit 02-23-23-236010-2740, class 244, state match public
29 assistance, shall not lapse until June 30, 2015.

30 119 General Fund; Transfer to Fish and Game Fund. The state treasurer shall transfer
31 unrestricted general fund revenue to the fish and game fund in the amounts of \$699,000 for the
32 fiscal year ending June 30, 2014 and \$893,000 for the fiscal year ending June 30, 2015. Said
33 transfers shall occur no later than August 1st of each fiscal year.

34 120 School Money; Determination of Adequate Education Grants. Amend RSA 198:41, III(b) to
35 read as follows:

36 (b) Beginning July 1, 2013, and each fiscal year thereafter, the department of education
37 shall not distribute a total education grant on behalf of all pupils who reside in a municipality that

1 exceeds ~~[105-5]~~ **108** percent of the total education grant distributed to such municipality in the
2 previous fiscal year.

3 121 Purpose. RSA 489-C establishes a voluntary program for the certification of commercial
4 road salt applicators in order to encourage more efficient winter maintenance of roadways, parking
5 lots, and sidewalks and to provide certain liability protections for certified commercial applicators
6 and landowners whose premises are maintained by certified commercial applicators.

7 122 New Chapter; Salt Application Controls. Amend RSA by inserting after chapter 489-B the
8 following new chapter:

9 CHAPTER 489-C

10 SALT APPLICATOR CERTIFICATION OPTION

11 489-C:1 Definitions. In this chapter:

12 I. “Apply salt” means to apply salt or a salt alternative to roadways, parking lots, or
13 sidewalks for the purpose of winter maintenance.

14 II. “Commercial applicator” means any individual who applies or supervises others who
15 apply salt, but shall not include municipal or state employees.

16 III. “Commissioner” means the commissioner of the department of environmental services.

17 IV. “Department” means the department of environmental services.

18 V. “Salt” means sodium chloride, calcium chloride, magnesium chloride, or any other
19 substance containing chloride.

20 VI. “Salt alternative” means any substance not containing chloride used for the purpose of
21 de-icing or anti-icing.

22 489-C:2 Certification Option. Commercial applicators may elect to be annually certified by the
23 department. Applicator certificates shall be issued by the department. Any business that employs
24 multiple commercial applicators may obtain a master certificate for the owner or chief supervisor,
25 and commercial applicators employed by the business may obtain certificates to qualify under the
26 master certificate. Any business holding a master certificate shall ensure that all commercial
27 applicators operating under its master certificate receive the required training and shall provide the
28 required recordkeeping on behalf of all commercial applicators. Annual fees for certificates obtained
29 under a master certificate shall be significantly less than the fees for a master certificate.

30 489-C:3 Rulemaking Authority. The commissioner shall adopt rules pursuant to RSA 541-A,
31 relative to:

32 I. Policies and goals for applying salt.

33 II. Receiving and allocating federal grants and other funds or gifts for the purpose of
34 carrying out any of the provisions of this chapter.

35 III. The types and frequency of training programs required for certification.

36 IV. Procedures for commercial applicators to obtain certification.

37 V. Recordkeeping required for commercial applicators to maintain certification.

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1 489-C:4 Application for Certification. Applications for certification shall be on a form prescribed
2 by the department and shall include the following:

- 3 I. The full name and address of the person applying for the certification.
4 II. The name and address of a person whose domicile is in the state, and who is authorized
5 to receive and accept service of summons and legal notices of all kinds for the applicant.
6 III. The type of apparatus used to apply salt or salt alternative whether liquid or dry.
7 IV. Any other information deemed necessary by the department.

8 489-C:5 Administration and Enforcement.

- 9 I. The commissioner shall administer and enforce the provisions of this chapter.
10 II. The department may issue an order to any person who is in violation of any provision of
11 this chapter, an applicator certificate issued under this chapter, or a rule adopted under this chapter,
12 to cease and desist from any act in violation of such provision, certification, or rule. Orders of the
13 department under this section shall be effective immediately.

14 III. The commissioner, after notice and hearing pursuant to RSA 541-A, may revoke the
15 certification of any person who violates this chapter. Rehearings and appeals relating to revocation
16 shall be governed by RSA 541.

17 123 New Section; Limited Liability for Winter Maintenance by Private Parking Lot Owners.
18 Amend RSA 508 by inserting after section 21 the following new section:

19 508:22 New Section; Liability Limited for Winter Maintenance.

20 I. No commercial applicator as defined in RSA 489-C:1, II and certified under RSA 489-C:2,
21 or owner, occupant, or lessee of land whose premises is maintained by a commercial applicator
22 certified under RSA 489-C:2, shall be liable for damages arising from insufficiencies or hazards on
23 any premises owned, occupied, maintained, or operated by them, even with actual notice thereof,
24 when such hazards are caused solely by snow or ice, and the commercial applicator's, owner's,
25 occupant's, or lessee's failure or delay in removing or mitigating such hazards is the result of its
26 implementation, absent gross negligence or reckless disregard of the hazard, of best management
27 practices for winter road, parking lot, and sidewalk maintenance adopted and published by the
28 department of transportation and the department of environmental services. All commercial
29 applicators, owners, occupants, or lessees who adopt such best management practices shall be
30 presumed to be acting pursuant to the best management practices in the absence of proof to the
31 contrary.

32 II. In order to receive the liability protection provided in paragraph I, a commercial
33 applicator as defined in RSA 489-C:1, II, or an owner, occupant, or lessee of land shall keep a written
34 record describing its winter road, parking lot and property maintenance practices. The written
35 record shall include the type and rate of application of de-icing materials used, the dates of
36 treatment, and the weather conditions for each event requiring de-icing. Such records shall be kept
37 for a period of 3 years.

1 124 Compensation; Definition. Amend RSA 77-E:1, V to read as follows:

2 V. *For taxable periods beginning on or after January 1, 2013*, “compensation” means:

3 (a) All wages, salaries, fees, bonuses, commissions, or other payments paid *directly* or
4 accrued *by the business enterprise* in the taxable period on behalf of or for the benefit of
5 employees, officers, or directors of the business enterprise and subject to or specifically exempt from
6 withholding under section 3401 of the United States Internal Revenue Code except such payments
7 as are made expressly exempt from withholding under sections 3401(a)(1), (9), (10), (13), (14), (15),
8 (16), (18), (19), and (20); *and except any tips required to be reported by the employee to the*
9 *employer under section 6053(a) of the United States Internal Revenue Code; and*

10 (b) The amount of any deduction taken under RSA 77-A:4, III in the taxable period; and

11 (c) Any net earnings from self-employment subject to tax under section 1401 of the
12 United States Internal Revenue Code to the extent not included in the amount of any deduction
13 taken under RSA 77-A:4, III in the taxable period.

14 125 Legislative Budget Assistant; Charge for Cost of Financial Audits. Amend RSA 14:31-c to
15 read as follows:

16 14:31-c Charge Back of *Financial* Audits of Special Funds Agencies. The cost of any *financial*
17 audit done by the legislative budget assistant or by any other auditor under his *or her* direction or
18 authority of any department, division, or agency funded by highway, fish and game, any self-
19 sustaining, or special fund shall be a charge against the appropriate fund and said cost shall be
20 transferred from said fund to the general fund.

21 126 Flood Control Payments. Notwithstanding any provision of law to the contrary, \$250,000 in
22 fiscal year 2015 shall be transferred from existing budgetary allocations of the department of justice
23 to the department of revenue administration for the purpose of funding the flood control payments
24 under the Connecticut River Flood Control Compact as contained in RSA 484:1 and the Merrimack
25 River Flood Control Compact as contained in RSA 484:7.

26 127 Compensation and Benefit Cost Reductions. For the biennium ending June 30, 2015, the
27 governor shall reduce total appropriations for compensation and benefits for classified employees in
28 any department, as defined in RSA 9:1, by not less than \$10,000,000 in fiscal year 2014 and not less
29 than \$25,000,000 for the biennium, of which the general fund component shall be not less than
30 \$10,000,000.

31 128 New Section; Public Assistance to Blind, Aged, or Disabled Persons and to Dependent
32 Children; Prohibited Use of Electronic Benefit Transfer Cards. Amend RSA 167 by inserting after
33 section 7-a the following new section:

34 167:7-b Prohibited Use of Electronic Benefit Transfer Cards.

35 I. Any person receiving public assistance is prohibited from using electronic benefit transfer
36 (EBT) cards or cash obtained with EBT cards for the purpose of purchasing or participating in any
37 activities in any location listed in paragraph II. Any person receiving public assistance who uses an

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1 EBT card in violation of paragraph II shall be subject to the following penalties:

2 (a) Suspension of cash assistance benefits for that person for 2 pay periods for the first
3 offense.

4 (b) Suspension of cash assistance benefits for that person for 4 pay periods for the second
5 offense.

6 (c) Suspension of cash assistance benefits for that person for 6 pay periods for the third
7 and subsequent offense.

8 II. After January 1, 2014, the businesses listed in this paragraph shall not knowingly accept
9 direct cash assistance funds held on electronic benefit transfer cards or cash obtained with electronic
10 benefit transfer cards through any electronic fund transaction using an automated teller machine or
11 point-of-sale device on the business premises. The following businesses are required to comply with
12 this paragraph:

13 (a) State liquor stores and agency liquor stores established by or under the authority of
14 the New Hampshire liquor commission.

15 (b) Off-premises retail licensees that exclusively or primarily sell beer, wine, or other
16 alcoholic beverages.

17 (c) Gaming establishments licensed under the authority of New Hampshire racing and
18 charitable gaming commission that also meet the definition of casino, gambling casino, or gaming
19 establishment under the Social Security Act, 42 U.S.C. section 608(a)(12).

20 (d) Retail establishments which provide adult-oriented entertainment in which
21 performers disrobe or perform in an unclothed state for entertainment.

22 III. The department may notify the licensing authority of any business listed in paragraph II
23 in the event that such business has continued to allow the use of the EBT card in violation of this
24 section. The licensing authority may take reasonable action as deemed appropriate under existing
25 licensing provisions. Notwithstanding any provision of law to the contrary, the department is
26 authorized to provide information and cooperate with the licensing authority regarding any
27 investigation commenced under this section.

28 IV. Any business listed in paragraph II that knowingly accepts direct cash assistance funds
29 held on electronic benefit transfer cards or cash obtained with electronic benefit transfer cards in
30 violation of this section shall be guilty of a violation.

31 129 New Subdivision; Commission to Study Expansion of Medicaid Eligibility. Amend RSA 126-
32 A by inserting after section 65 the following new subdivision:

33 Commission to Study Expansion of Medicaid Eligibility

34 126-A:66 Commission Established; Membership; Duties.

35 I.(a) There is established a commission to study the potential costs and benefits of expanding
36 Medicaid eligibility in New Hampshire. The members of the commission shall be as follows:

37 (1) Three members of the senate, two of whom shall be appointed by the president of

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1 the senate and one of whom shall be appointed by the minority leader.

2 (2) Three members of the house of representatives, two of whom shall be appointed
3 by the speaker of the house of representatives and one of whom shall be appointed by the minority
4 leader.

5 (3) The commissioner of the department of health and human services, or designee,
6 who shall serve as a non-voting member.

7 (4) The commissioner of insurance, or designee, who shall serve as a non-voting
8 member.

9 (5) Three public members, one member appointed by the governor, one member
10 appointed by the speaker of the house of representatives, and one member appointed by the
11 president of the senate.

12 (b) Legislative members of the commission shall receive mileage at the legislative rate
13 when attending to the duties of the commission.

14 II.(a) The commission's study shall include, but not be limited to:

15 (1) The potential costs and benefits of expanding Medicaid eligibility in
16 New Hampshire as authorized by section 1902(a)(10)(A)(i)(VIII) and section 1902(e)(14) of the Social
17 Security Act as amended by the Patient Protection and Affordable Act, Public Law 111-148, as
18 amended by the Health Care and Education Reconciliation Act of 2010, Public Law 111-152.

19 (2) The feasibility of tailoring expansion of New Hampshire's Medicaid eligibility
20 based on:

21 (A) Maximizing use of federal dollars.

22 (B) The purchase of private health insurance for newly-eligible individuals.

23 (C) Utilizing insurance exchanges for those between 100 percent and 138 percent
24 of the federal poverty level, thus ensuring that limited resources are focused on those most in need.

25 (D) Use of authorized co-payments, other quality of care incentives, or changes in
26 benefits levels.

27 (E) Other innovative approaches, including those used by other states, to tailor
28 Medicaid expansion appropriately for New Hampshire.

29 (F) Receiving a federal block grant for Medicaid.

30 (G) Other related subjects that may serve to inform the legislature as
31 determined by the commissioner.

32 (3) The availability of providers to care for New Hampshire's covered population,
33 including those newly eligible for Medicaid.

34 (4) The impact New Hampshire's Medicaid expansion plan could have on cost-
35 shifting and Medicaid reimbursement.

36 (5) Methods to provide legal and financial protection to New Hampshire in the event
37 the federal government does not live up to its funding obligations.

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1 (6) Reviewing language prepared by the department of health and human services
2 for Medicaid expansion proposals.

3 (b) The commission may solicit information from any person or entity the commission
4 deems relevant to its study.

5 (c) The commission shall make a report of its findings and recommendations under this
6 paragraph for proposed legislation to the president of the senate, the speaker of the house of
7 representatives, and the governor on or before October 15, 2013.

8 III.(a) The commission shall provide ongoing monitoring and evaluation of progress of any
9 Medicaid expansion program implemented and stated goals, which shall include:

10 (1) Improved health outcomes for low income New Hampshire residents.

11 (2) Reduced uncompensated care costs for New Hampshire providers.

12 (3) A reduction in the percentage of New Hampshire residents without health
13 insurance.

14 (4) Reduced use of emergency rooms.

15 (b) The commission shall make an annual report, commencing on October 15, 2014,
16 relative to the monitoring and evaluation required under this paragraph to the governor, the speaker
17 of the house of representatives, and the senate president.

18 IV. The members of the commission shall elect a chairperson from among the voting
19 members. The first meeting of the commission shall be held within 7 days of the effective date of the
20 2014-2015 state operating budget. Five voting members of the commission shall constitute a
21 quorum.

22 V. The department of health and human services shall provide administrative support to the
23 commission.

24 130 Appropriation. The sum of \$200,000 is hereby appropriated to the department of health and
25 human services for the fiscal year ending June 30, 2014, for the purpose of providing administrative
26 support to the commission established in RSA 126-A:66 as inserted by section 129 of this act.
27 Contracts for administrative support or consulting services shall not require governor and council
28 approval. The governor is authorized to draw a warrant for said sum out of any money in the
29 treasury not otherwise appropriated.

30 131 Repeal. RSA 126-A:66, relative to the commission to study the potential costs and benefits
31 of expanding Medicaid eligibility in New Hampshire, is repealed.

32 132 New Subdivision; Commission on Medicaid Long-Term Care Financing and Cost. Amend
33 RSA 151-E by inserting after section 18 the following new subdivision:

34 Commission on Medicaid Long-Term Care Financing and Costs

35 151-E:19 Commission on Medicaid Long-Term Care Financing and Cost.

36 I. There is established a commission to review and analyze the costs and future funding of
37 Medicaid long-term care services for the elderly, either in licensed facilities or under the Medicaid

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1 waiver in New Hampshire.

2 (a) The members of the commission shall be as follows:

3 (1) One member of the senate who shall be a member of the finance committee,
4 appointed by the president of the senate.

5 (2) Three members of the house of representatives, one of whom shall be a member
6 of the health, human services and elderly affairs committee and one of whom shall be a member of
7 the finance committee, appointed by the speaker of the house of representatives.

8 (3) The commissioner of the department of health and human services, or designee.

9 (4) A representative of the New Hampshire Association of Counties, appointed by the
10 association.

11 (b) Legislative members of the commission shall receive mileage at the legislative rate
12 when attending to the duties of the commission.

13 II.(a) The commission shall review and analyze the costs and future funding of Medicaid
14 long-term care services for the elderly, either in licensed facilities or under the Medicaid waiver in
15 New Hampshire. The commission's study shall include, but not be limited to, a review and analysis
16 of funding sources, reimbursement rates, and overall costs.

17 (b) The commission may solicit information from any other entity or resource the
18 commission deems relevant to its study.

19 III. The members of the commission shall elect a chairperson from among the members. The
20 first meeting of the commission shall be called by the senate member. The first meeting of the
21 commission shall be held within 45 days of the effective date of this section. Four members of the
22 commission shall constitute a quorum.

23 IV. The commission shall report its findings and any recommendations for proposed
24 legislation to the oversight committee on health and human services, established in RSA 126-A:13,
25 on or before November 1, 2013.

26 133 Repeal. RSA 151-E:19, relative to a commission to review and analyze the costs and future
27 funding of Medicaid long-term care services for the elderly, either in licensed facilities or under the
28 Medicaid waiver in New Hampshire, is repealed.

29 134 Transfer of Dedicated Funds; Renewable Energy Fund. Notwithstanding the provisions of
30 RSA 362-F:10 and any other law to the contrary, for the fiscal year ending June 30, 2014, the
31 department of administrative services shall transfer funds from the renewable energy fund to the
32 general fund in the amount of \$16,100,000.

33 135 General Fund Balance. Notwithstanding RSA 9:13-e, II, any budget surplus for the close of
34 the fiscal biennium ending June 30, 2013 shall not be deposited in the revenue stabilization reserve
35 account but shall remain in the general fund.

36 136 Transfer of Funds to the Tri-County Community Action Program.

37 I. Notwithstanding any provision of law to the contrary, the chairman of the public utilities

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1 commission is authorized to transfer funds from the account created by RSA 362-F:10 to the office of
2 energy and planning to repay funds for low income home energy assistance, and to provide other
3 necessary funds to Tri-County Community Action Program, Inc., acting through its court-appointed
4 special trustee, for the stabilization of that agency, in an amount not to exceed \$533,000 upon
5 request of the special trustee, until June 30, 2014. Such funds shall be used to pay and manage
6 priority unsecured debt and such other obligations as the special trustee shall determine. The
7 special trustee shall provide monthly reports on the use of such funds, as well as the efforts to
8 stabilize and restore accountability to the agency, to the office of energy and planning, the
9 department of justice charitable trusts unit, and to the probate court as it requires.

10 II. Funds transferred under this section shall be repaid by the Tri-County Community
11 Action Program from litigation or settlement funds or from insurance proceeds received or recovered
12 by the Tri-County Community Action Program from claims or litigation related to the circumstances
13 that resulted in the special trusteeship. The state shall have a priority claim to reimbursement from
14 such proceeds. The final amount utilized by the agency and the use of the funds shall be reported to
15 the fiscal committee of the general court, the office of energy and planning, and the department of
16 justice charitable trusts unit no later than July 31, 2014.

17 137 Transfer of Funds to the Tri-County Community Action Program.

18 I. Notwithstanding any provision of law to the contrary, the chairman of the public utilities
19 commission may transfer funds from the account created by RSA 362-F:10 to provide other necessary
20 funds to Tri-County Community Action Program, Inc., acting through its court-appointed special
21 trustee, for the stabilization of that agency, in an amount not to exceed \$500,000 upon request of the
22 special trustee, until June 30, 2014. Such funds shall be used to pay and manage priority unsecured
23 debt and such other obligations as the special trustee shall determine, with the prior approval of the
24 fiscal committee of the general court. The special trustee shall provide monthly reports on the use of
25 such funds, as well as the efforts to stabilize and restore accountability to the agency, to the office of
26 energy and planning, the department of justice charitable trusts unit, the fiscal committee of the
27 general court, and to the probate court as it requires.

28 II. Funds transferred under this section shall be repaid, if sufficient funds are received by
29 the Tri-County Community Action Program, from litigation or settlement funds or from insurance
30 proceeds received or recovered relating to circumstances that resulted in the special trusteeship.
31 The final amount utilized by the agency and the use of the funds shall be reported to the fiscal
32 committee of the general court, the office of energy and planning, and the department of justice
33 charitable trusts unit no later than July 31, 2014.

34 138 Revolving Loan Fund; Tri-County Community Action Program.

35 I. There is hereby established a non-lapsing and continually appropriated Tri-County
36 Community Action Program revolving loan fund. The fund shall be administered by the department
37 of administrative services and shall be used for the purpose of providing loans for the continued

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1 stabilization of the Tri-County Community Action Program, Inc. At no time shall the total
2 outstanding amount loaned exceed \$250,000.

3 II. The sum of \$250,000 is hereby transferred from the renewable energy fund in RSA 362-
4 F:10 and appropriated to the Tri-County Community Action Program revolving loan fund.

5 III. Repayment terms of the loans shall be determined by the department in consultation
6 with the Tri-County Community Action Program, Inc., acting through its court-appointed special
7 trustee, which shall continue to be in effect after the repeal of the revolving loan fund in paragraph I.

8 IV. All funds in the Tri-County Community Action Program revolving loan fund upon the
9 repeal of the authority under paragraph I and any remaining repayment collected after such repeal,
10 shall be deposited in the renewable energy fund under RSA 362-F:10.

11 139 New Subparagraph; State Treasurer Accounts; Tri-County Community Action Program
12 revolving loan fund. Amend RSA 6:12, I(b) by inserting after subparagraph (310) the following new
13 subparagraph:

14 (311) Moneys deposited in the Tri-County Community Action Program revolving loan
15 fund.

16 140 Repeal; 2016. The following are repealed:

17 I. The Tri-County Community Action Program revolving loan fund established in paragraph
18 I of section 138 of this act.

19 II. RSA 6:12, I(b)(311), relative to Tri-County Community Action Program revolving loan
20 fund.

21 141 Trusts and Agency Funds; Other Post-Employment Benefits (OPEB) Trusts. Amend
22 RSA 6:12-c by inserting after paragraph II the following new paragraph:

23 III.(a) The state treasurer may establish one or more other post-employment benefits
24 (OPEB) trusts for the payment of other post-employment benefits for employees or officers of the
25 state after their termination of service. In this paragraph, the term “other post-employment
26 benefits” means employee benefits other than pensions that are received after employment ends, and
27 may include such medical, disability, or other health benefits, as are covered by Statement No. 45 of
28 the Governmental Accounting Standards Board (GASB). The term “trust” means a trust qualified
29 under GASB Statement No. 43.

30 (b) Deposits to any fund under such a trust and any earnings on those deposits shall be
31 irrevocable and shall be held in trust for the exclusive benefit of retirees and their beneficiaries in
32 accordance with the terms of the plans or programs providing other post-employment benefits,
33 except that funds governed by the trust may be withdrawn for other purposes only when the state’s
34 liability owed to former officers or employees for other post-employment benefits has been satisfied
35 or otherwise eliminated pursuant to subparagraph (d)(2). The assets of any trust created pursuant
36 to this paragraph shall be exempt from taxation and execution, attachment, garnishment, or any
37 other process. No public officer, employee, or agency shall divert, use, or authorize the use of such

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1 funds for any purpose other than as provided in law for other post-employment benefits covered by
2 the trust and administrative expenses.

3 (c) The state treasurer shall have the full power to invest, reinvest, and manage the
4 assets of the trust. The state treasurer shall invest the assets of the trust with the care, skill,
5 prudence, and diligence under the circumstances then prevailing that a prudent person acting in a
6 like capacity and familiar with such matters would use in the conduct of an enterprise of a like
7 character and with like aims. The state treasurer shall also diversify such investments so as to
8 minimize the risk of large losses unless under the circumstances it is clearly prudent not to do so.
9 The state treasurer may engage a trust administrator, investment consultants, or other qualified
10 professionals to assist with management and investment of the funds of the trust and may pay for
11 these services out of the funds of the trust.

12 (d) The state treasurer may withdraw money from the funds of a trust created pursuant
13 to this paragraph only:

14 (1) As needed to pay other post-employment benefits owed to former state officers
15 and employees; or

16 (2) When all other post-employment benefits liability owed to former state officers or
17 employees has been satisfied or otherwise deceased.

18 (e) The state treasurer shall complete and make available, not later than 120 days after
19 the close of each fiscal year, an annual comprehensive financial report of the OPEB trust for the
20 preceding fiscal year. The comprehensive financial report shall be prepared in a manner consistent
21 with generally accepted accounting principals and shall be audited annually by a qualified
22 independent auditor selected by the state treasurer.

23 (f) When the balance of any trust established under this paragraph reaches \$10,000,000,
24 the state treasurer shall transfer responsibility for administration of the trust to a board of trustees
25 comprised of the state treasurer and 3 members of the public. The governor, the speaker of the
26 house of representatives, and the senate president shall each appoint one trustee, who shall be a
27 qualified person with substantial investment or financial experience, taking into account factors
28 such as educational background, business experience, and professional licensure and designations.
29 The trustees shall serve 3-year terms and until a successor is appointed and qualified, except that
30 the initial appointment by the governor shall be for a term of one year, the initial appointment by
31 the speaker of the house of representatives shall be for a term of 2 years, and the initial appointment
32 by the senate president shall be for a term of 3 years. No trustee, other than the state treasurer,
33 may serve more than 3 full terms.

34 142 Navigation Safety Fund. Amend RSA 270-E:6-a to read as follows:

35 270-E:6-a Navigation Safety Fund. There is established the navigation safety fund which shall
36 be ***nonlapsing and*** continually appropriated to the department of safety, division of state police.
37 The state treasurer may invest moneys in the fund as provided by law and all interest received on

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1 such investment shall be credited to the fund. The fund shall only be used to promote the safety of
2 navigation and the administration and enforcement of RSA 270, RSA 270-B, RSA 270-D, and RSA
3 270-E. ~~[Any balance remaining in the navigation safety fund at the close of each fiscal year shall
4 lapse to the general fund.]~~

5 143 New Hampshire Veterans Home; Appropriation. The sum of \$333,250 is hereby
6 appropriated for the fiscal year ending June 30, 2013 to the New Hampshire veterans home for class
7 023 (heat-electricity-water) within accounting unit 05-43-43-430010-5358, for the purpose of paying
8 utility costs. The governor is authorized to draw a warrant for such amount out of any money in the
9 treasury not otherwise appropriated.

10 144 New Hampshire Veterans' Home; Report. Amend RSA 119:13 to read as follows:

11 119:13 Reports. The board shall file with the secretary of state, ***the fiscal committee of the***
12 ***general court, and the commissioner of administrative services***, on or before October 1 ~~[next~~
13 ~~preceding each annual session of the legislature]~~ ***and every 6 months thereafter***, a report to the
14 legislature, setting forth the operations and condition of the home, a detailed account of all moneys
15 received and expended on its behalf since the last report, an estimate of the amount of money
16 required for its uses before the meeting of the next legislature, and such other matters and
17 recommendations as they shall think its interests require.

18 145 Gaming Regulatory Oversight Authority. Amend RSA 284-A:1-2 to read as follows:

19 284-A:1 Gaming Regulatory Oversight Authority Established. There is hereby established a
20 gaming regulatory oversight authority to insure integrity and public confidence in gaming regulation
21 and to oversee and assess the ***current*** regulation of gaming activities authorized pursuant to New
22 Hampshire law ***and recommend the appropriate regulation of casino gambling in New***
23 ***Hampshire***. The authority shall consist of the following members:

24 I. The attorney general ~~[or designee]~~.

25 II. The commissioner of the department of safety, or designee.

26 III. The executive director of the lottery commission, or designee.

27 IV. The director of the racing and charitable gaming commission, or designee.

28 V. ~~[One public member who has relevant experience, appointed jointly by the speaker of the
29 house of representatives and the senate president.~~

30 ~~V.]~~ ***One member of the senate, appointed by the president of the senate.***

31 ***VI. One member of the house of representatives, appointed by the speaker of the***
32 ***house of representatives.***

33 ***VII.*** One member who has relevant experience, appointed by the governor.

34 ~~[VII. One public member]~~

35 ***VIII. Two public members*** appointed by the governor ~~[who]~~ ***one of whom*** shall ***be***
36 ***appointed to*** serve as the chair of the authority.

37 284-A:2 Functions and Duties of the Authority.

1 I. The functions and duties of the authority shall include the following:

2 (a) Evaluate whether the current regulations and regulatory bodies for legal gaming in
3 the state are adequate to operate in a manner that protects the public interest and allows the
4 regulation of gaming to be conducted in an effective and efficient manner.

5 (b) Design the structure of the oversight agency necessary to regulate all lawful gaming
6 and betting activity in the state, considering whether the state should continue the current divided
7 structure or whether the state should adopt a unified and centralized gaming control authority.

8 (c) **Review legislative proposals and** recommend ~~[those regulatory functions and~~
9 ~~powers that would be necessary to enable expanded]~~ **comprehensive statutory and regulatory**
10 **provisions to enable and oversee casino** gaming ~~[at one or more locations, including all types of~~
11 ~~expanded gaming referenced in the New Hampshire Gaming Study Commission's Final Report~~
12 ~~issued on May 20, 2010]~~.

13 (d) Identify and draft appropriate laws and regulations for ensuring ongoing and
14 stringent review and enforcement of **current and proposed** gaming operations, including:

15 (1) Appropriate provisions for investigating the qualifications of gaming license
16 applicants;

17 (2) Procedures and criteria for issuing gaming licenses or gaming permits, including
18 appropriate fees;

19 (3) Procedures and criteria for selection of ~~[locations]~~ **licensees**;

20 (4) Control of gaming technology and gaming devices; and

21 (5) Procedures for investigating and enforcing violations of any gaming laws or
22 regulations.

23 **(6) Process for sustaining ongoing charitable gaming resources to charities**
24 **in New Hampshire.**

25 (e) Identify, review, and propose necessary changes in the policies and practices of the
26 lottery commission and the racing and charitable gaming commission to ensure the independence,
27 integrity, and public accountability of the regulation of gaming in New Hampshire, including
28 insulating the regulators from conflicts of interest.

29 II. In making its recommendations, the authority shall conduct a thorough review of gaming
30 regulatory structure and regulation in other states, including but not limited to Maine, Connecticut,
31 Delaware, New Jersey, and Nevada.

32 III. The ~~[authority shall meet monthly beginning July 2010 and may meet more frequently~~
33 ~~as determined by the]~~ **first meeting and all meetings thereafter shall be called by the** chair. All
34 meetings of the authority shall be open to the public and subject to RSA 91-A.

35 IV. With regard to meetings, minutes, and records of the authority:

36 (a) The authority shall notice all proceedings and shall make and keep a record of all
37 proceedings held at public meetings of the authority. A verbatim record of those proceedings shall be

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1 prepared by the authority. A copy of the record shall be made available to any person upon request
2 and payment of the costs of preparing the copy.

3 (b) The authority shall maintain such other files and records as the authority determines
4 is necessary.

5 (c) All records, information, or data maintained or kept by the authority shall be
6 maintained or kept at the office of the lottery commission.

7 V. The lottery commission shall allocate \$250,000 as initial start up funds to the authority in
8 funds not otherwise appropriated. Notwithstanding any provision of law to the contrary, for fiscal
9 year ~~[2011]~~ **2014**, the authority may expend the initial allocation as needed to support its activities
10 including, but not limited to, the hiring of staff and the retention of experts in the area of the
11 authority's oversight activities. ~~[Beginning]~~ In fiscal year ~~[2012 and each fiscal year thereafter,]~~
12 **2014**, the lottery commission ~~[shall allocate]~~ **may expend up to** \$250,000 ~~[to the authority]~~ in funds
13 not otherwise appropriated to support the authority's activities. ***The authority may expend such***
14 ***funds without the approval of the governor and executive council.***

15 VI. The lottery commission, the racing and charitable gaming commission, the liquor
16 commission and other state agencies shall cooperate with the authority and shall provide data and
17 information to the authority upon request. The authority shall be administratively attached to the
18 department of safety pursuant to RSA 21-G:10.

19 VII. The authority shall submit ***draft legislation with supporting regulations and***
20 ***a report to the general court by December 15, [2010] 2013*** containing recommendations regarding
21 gaming policy, oversight, and regulation in accordance with the authority's functions and duties as
22 set forth in RSA 284-A:2. Such report shall contain recommendations to the general court for ~~[2011]~~
23 **2014** legislation that would establish ~~[an entity]~~ ***one or more entities*** sufficient to regulate ***existing***
24 ***or*** expanded gaming~~[- including all types of expanded gaming referenced in the New Hampshire~~
25 ~~*Gaming Study Commission's Final Report, issued on May 20, 2010,]*~~ so that, in the event that the
26 legislature acts to enable the issuance of one or more licenses for expanded gaming facilities, the
27 state will be prepared to regulate these activities in an effective and efficient manner.

28 146 Repeal. The following are repealed:

29 I. SS 2010, 1:114, relative to the repeal of the gaming regulatory oversight authority.

30 II. SS 2010, 1:123, VI, relative to the effective date of the repeal of the gaming regulatory
31 oversight authority.

32 147 Classified Salaries; July 12, 2013. RSA 99:1-a is repealed and reenacted to read as follows:

33 99:1-a Salaries Established. The salary ranges for all unrepresented classified employees and
34 all classified employees represented by an employee organization having an agreement with the
35 state for the biennium ending June 30, 2015 shall be established as follows commencing July 12,
36 2013:

37 STEP 01 STEP 02 STEP 03 STEP 04 STEP 05 STEP 06 STEP 07 STEP 08

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1	01	18,921.63	19,416.44	19,950.84	20,524.82	21,118.60	21,751.96	22,345.73	22,939.51
2	02	19,416.44	19,950.84	20,524.82	21,118.60	21,751.96	22,345.73	22,939.51	23,592.66
3	03	19,950.84	20,524.82	21,118.60	21,751.96	22,345.73	22,939.51	23,592.66	24,305.19
4	04	20,524.82	21,118.60	21,751.96	22,345.73	22,939.51	23,592.66	24,305.19	25,967.76
5	05	21,118.60	21,751.96	22,345.73	22,939.51	23,592.66	24,305.19	25,967.76	26,937.59
6	06	21,751.96	22,345.73	22,939.51	23,592.66	24,305.19	25,967.76	26,937.59	27,927.22
7	07	22,345.73	23,137.43	24,067.68	24,997.93	25,967.76	26,937.59	27,927.22	29,075.18
8	08	23,137.43	24,067.68	24,997.93	25,967.76	26,937.59	27,927.22	29,075.18	30,163.77
9	09	24,067.68	24,997.93	25,967.76	26,937.59	27,927.22	29,075.18	30,163.77	31,351.32
10	10	24,997.93	25,967.76	26,937.59	27,927.22	29,075.18	30,163.77	31,351.32	32,578.46
11	11	25,967.76	26,937.59	27,927.22	29,075.18	30,163.77	31,351.32	32,578.46	33,884.76
12	12	26,937.59	27,927.22	29,075.18	30,163.77	31,351.32	32,578.46	33,884.76	35,388.99
13	13	27,927.22	29,075.18	30,163.77	31,351.32	32,578.46	33,884.76	35,388.99	36,833.84
14	14	29,075.18	30,163.77	31,351.32	32,578.46	33,884.76	35,388.99	36,833.84	38,417.24
15	15	30,163.77	31,450.28	32,717.00	34,043.10	35,388.99	36,833.84	38,417.24	39,980.85
16	16	31,450.28	32,717.00	34,043.10	35,388.99	36,833.84	38,417.24	39,980.85	41,702.80
17	17	32,717.00	34,043.10	35,388.99	36,833.84	38,417.24	39,980.85	41,702.80	43,385.16
18	18	34,043.10	35,388.99	36,833.84	38,417.24	39,980.85	41,702.80	43,385.16	45,206.07
19	19	35,388.99	36,833.84	38,417.24	39,980.85	41,702.80	43,385.16	45,206.07	47,106.15
20	20	36,833.84	38,417.24	39,980.85	41,702.80	43,385.16	45,206.07	47,106.15	49,501.04
21	21	38,417.24	39,980.85	41,702.80	43,385.16	45,206.07	47,106.15	49,501.04	51,678.22
22	22	39,980.85	41,702.80	43,385.16	45,206.07	47,106.15	49,501.04	51,678.22	53,934.56
23	23	41,702.80	43,484.12	45,423.79	47,422.83	49,501.04	51,678.22	53,934.56	56,329.46
24	24	43,484.12	45,423.79	47,422.83	49,501.04	51,678.22	53,934.56	56,329.46	58,803.52
25	25	45,423.79	47,422.83	49,501.04	51,678.22	53,934.56	56,329.46	58,803.52	61,475.51
26	26	47,422.83	49,501.04	51,678.22	53,934.56	56,329.46	58,803.52	61,475.51	64,127.70
27	27	49,501.04	51,678.22	53,934.56	56,329.46	58,803.52	61,475.51	64,127.70	66,997.61
28	28	51,678.22	53,934.56	56,329.46	58,803.52	61,475.51	64,127.70	66,997.61	70,599.85
29	29	53,934.56	56,329.46	58,803.52	61,475.51	64,127.70	66,997.61	70,599.85	73,944.78
30	30	56,329.46	58,803.52	61,475.51	64,127.70	66,997.61	70,599.85	73,944.78	77,329.30
31	31	58,803.52	61,594.26	64,483.97	67,413.26	70,599.85	73,944.78	77,329.30	80,971.12
32	32	61,594.26	64,483.97	67,413.26	70,599.85	73,944.78	77,329.30	80,971.12	84,632.73
33	33	64,483.97	67,413.26	70,599.85	73,944.78	77,329.30	80,971.12	84,632.73	88,294.34
34	34	67,413.26	70,599.85	73,944.78	77,329.30	80,971.12	84,632.73	88,294.34	91,916.37
35	35	70,599.85	73,944.78	77,329.30	80,971.12	84,632.73	88,294.34	91,916.37	95,577.98

36 The salary ranges provided herein for academic positions shall apply to those state employees in
37 academic positions who work for an academic year which does not exceed 180 working days. Those

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1 academic employees working more than an academic year shall receive a pro rata increase in their
2 salary based upon the number of additional working days per year. The intent of this section is to
3 adjust the salaries of employees in academic positions. It is not intended to cause changes in
4 academic work schedules.

5 148 Classified Salaries; July 11, 2014. RSA 99:1-a is repealed and reenacted to read as follows:

6 99:1-a Salaries Established. The salary ranges for all unrepresented classified employees and
7 all classified employees represented by an employee organization having an agreement with the
8 state for the biennium ending June 30, 2015 shall be established as follows commencing July 11,
9 2014:

	STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08	
10									
11	01	19,347.37	19,853.31	20,399.73	20,986.63	21,593.77	22,241.38	22,848.51	23,455.65
12	02	19,853.31	20,399.73	20,986.63	21,593.77	22,241.38	22,848.51	23,455.65	24,123.49
13	03	20,399.73	20,986.63	21,593.77	22,241.38	22,848.51	23,455.65	24,123.49	24,852.06
14	04	20,986.63	21,593.77	22,241.38	22,848.51	23,455.65	24,123.49	24,852.06	26,552.03
15	05	21,593.77	22,241.38	22,848.51	23,455.65	24,123.49	24,852.06	26,552.03	27,543.69
16	06	22,241.38	22,848.51	23,455.65	24,123.49	24,852.06	26,552.03	27,543.69	28,555.58
17	07	22,848.51	23,658.02	24,609.20	25,560.38	26,552.03	27,543.69	28,555.58	29,729.37
18	08	23,658.02	24,609.20	25,560.38	26,552.03	27,543.69	28,555.58	29,729.37	30,842.45
19	09	24,609.20	25,560.38	26,552.03	27,543.69	28,555.58	29,729.37	30,842.45	32,056.72
20	10	25,560.38	26,552.03	27,543.69	28,555.58	29,729.37	30,842.45	32,056.72	33,311.47
21	11	26,552.03	27,543.69	28,555.58	29,729.37	30,842.45	32,056.72	33,311.47	34,647.17
22	12	27,543.69	28,555.58	29,729.37	30,842.45	32,056.72	33,311.47	34,647.17	36,185.24
23	13	28,555.58	29,729.37	30,842.45	32,056.72	33,311.47	34,647.17	36,185.24	37,662.60
24	14	29,729.37	30,842.45	32,056.72	33,311.47	34,647.17	36,185.24	37,662.60	39,281.63
25	15	30,842.45	32,157.91	33,453.14	34,809.07	36,185.24	37,662.60	39,281.63	40,880.42
26	16	32,157.91	33,453.14	34,809.07	36,185.24	37,662.60	39,281.63	40,880.42	42,641.11
27	17	33,453.14	34,809.07	36,185.24	37,662.60	39,281.63	40,880.42	42,641.11	44,361.33
28	18	34,809.07	36,185.24	37,662.60	39,281.63	40,880.42	42,641.11	44,361.33	46,223.21
29	19	36,185.24	37,662.60	39,281.63	40,880.42	42,641.11	44,361.33	46,223.21	48,166.04
30	20	37,662.60	39,281.63	40,880.42	42,641.11	44,361.33	46,223.21	48,166.04	50,614.82
31	21	39,281.63	40,880.42	42,641.11	44,361.33	46,223.21	48,166.04	50,614.82	52,840.98
32	22	40,880.42	42,641.11	44,361.33	46,223.21	48,166.04	50,614.82	52,840.98	55,148.09
33	23	42,641.11	44,462.52	46,445.82	48,489.84	50,614.82	52,840.98	55,148.09	57,596.87
34	24	44,462.52	46,445.82	48,489.84	50,614.82	52,840.98	55,148.09	57,596.87	60,126.60
35	25	46,445.82	48,489.84	50,614.82	52,840.98	55,148.09	57,596.87	60,126.60	62,858.70
36	26	48,489.84	50,614.82	52,840.98	55,148.09	57,596.87	60,126.60	62,858.70	65,570.57
37	27	50,614.82	52,840.98	55,148.09	57,596.87	60,126.60	62,858.70	65,570.57	68,505.06

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1	28	52,840.98	55,148.09	57,596.87	60,126.60	62,858.70	65,570.57	68,505.06	72,188.34
2	29	55,148.09	57,596.87	60,126.60	62,858.70	65,570.57	68,505.06	72,188.34	75,608.54
3	30	57,596.87	60,126.60	62,858.70	65,570.57	68,505.06	72,188.34	75,608.54	79,069.21
4	31	60,126.60	62,980.13	65,934.85	68,930.05	72,188.34	75,608.54	79,069.21	82,792.97
5	32	62,980.13	65,934.85	68,930.05	72,188.34	75,608.54	79,069.21	82,792.97	86,536.97
6	33	65,934.85	68,930.05	72,188.34	75,608.54	79,069.21	82,792.97	86,536.97	90,280.97
7	34	68,930.05	72,188.34	75,608.54	79,069.21	82,792.97	86,536.97	90,280.97	93,984.49
8	35	72,188.34	75,608.54	79,069.21	82,792.97	86,536.97	90,280.97	93,984.49	97,728.49

9 The salary ranges provided herein for academic positions shall apply to those state employees in
10 academic positions who work for an academic year which does not exceed 180 working days. Those
11 academic employees working more than an academic year shall receive a pro rata increase in their
12 salary based upon the number of additional working days per year. The intent of this section is to
13 adjust the salaries of employees in academic positions. It is not intended to cause changes in
14 academic work schedules.

15 149 Classified Salaries; January 9, 2015. RSA 99:1-a is repealed and reenacted to read as
16 follows:

17 99:1-a Salaries Established. The salary ranges for all unrepresented classified employees and
18 all classified employees represented by an employee organization having an agreement with the
19 state for the biennium ending June 30, 2015 shall be established as follows commencing January 9,
20 2015:

21		STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08
22	01	19,782.68	20,300.01	20,858.73	21,458.83	22,079.63	22,741.81	23,362.60	23,983.40
23	02	20,300.01	20,858.73	21,458.83	22,079.63	22,741.81	23,362.60	23,983.40	24,666.27
24	03	20,858.73	21,458.83	22,079.63	22,741.81	23,362.60	23,983.40	24,666.27	25,411.23
25	04	21,458.83	22,079.63	22,741.81	23,362.60	23,983.40	24,666.27	25,411.23	27,149.46
26	05	22,079.63	22,741.81	23,362.60	23,983.40	24,666.27	25,411.23	27,149.46	28,163.42
27	06	22,741.81	23,362.60	23,983.40	24,666.27	25,411.23	27,149.46	28,163.42	29,198.08
28	07	23,362.60	24,190.33	25,162.91	26,135.49	27,149.46	28,163.42	29,198.08	30,398.29
29	08	24,190.33	25,162.91	26,135.49	27,149.46	28,163.42	29,198.08	30,398.29	31,536.41
30	09	25,162.91	26,135.49	27,149.46	28,163.42	29,198.08	30,398.29	31,536.41	32,778.00
31	10	26,135.49	27,149.46	28,163.42	29,198.08	30,398.29	31,536.41	32,778.00	34,060.98
32	11	27,149.46	28,163.42	29,198.08	30,398.29	31,536.41	32,778.00	34,060.98	35,426.73
33	12	28,163.42	29,198.08	30,398.29	31,536.41	32,778.00	34,060.98	35,426.73	36,999.41
34	13	29,198.08	30,398.29	31,536.41	32,778.00	34,060.98	35,426.73	36,999.41	38,510.01
35	14	30,398.29	31,536.41	32,778.00	34,060.98	35,426.73	36,999.41	38,510.01	40,165.47
36	15	31,536.41	32,881.47	34,205.83	35,592.27	36,999.41	38,510.01	40,165.47	41,800.23
37	16	32,881.47	34,205.83	35,592.27	36,999.41	38,510.01	40,165.47	41,800.23	43,600.54

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1	17	34,205.83	35,592.27	36,999.41	38,510.01	40,165.47	41,800.23	43,600.54	45,359.46
2	18	35,592.27	36,999.41	38,510.01	40,165.47	41,800.23	43,600.54	45,359.46	47,263.23
3	19	36,999.41	38,510.01	40,165.47	41,800.23	43,600.54	45,359.46	47,263.23	49,249.77
4	20	38,510.01	40,165.47	41,800.23	43,600.54	45,359.46	47,263.23	49,249.77	51,753.65
5	21	40,165.47	41,800.23	43,600.54	45,359.46	47,263.23	49,249.77	51,753.65	54,029.90
6	22	41,800.23	43,600.54	45,359.46	47,263.23	49,249.77	51,753.65	54,029.90	56,388.92
7	23	43,600.54	45,462.92	47,490.85	49,580.87	51,753.65	54,029.90	56,388.92	58,892.80
8	24	45,462.92	47,490.85	49,580.87	51,753.65	54,029.90	56,388.92	58,892.80	61,479.45
9	25	47,490.85	49,580.87	51,753.65	54,029.90	56,388.92	58,892.80	61,479.45	64,273.02
10	26	49,580.87	51,753.65	54,029.90	56,388.92	58,892.80	61,479.45	64,273.02	67,045.91
11	27	51,753.65	54,029.90	56,388.92	58,892.80	61,479.45	64,273.02	67,045.91	70,046.42
12	28	54,029.90	56,388.92	58,892.80	61,479.45	64,273.02	67,045.91	70,046.42	73,812.58
13	29	56,388.92	58,892.80	61,479.45	64,273.02	67,045.91	70,046.42	73,812.58	77,309.73
14	30	58,892.80	61,479.45	64,273.02	67,045.91	70,046.42	73,812.58	77,309.73	80,848.26
15	31	61,479.45	64,397.18	67,418.39	70,480.98	73,812.58	77,309.73	80,848.26	84,655.81
16	32	64,397.18	67,418.39	70,480.98	73,812.58	77,309.73	80,848.26	84,655.81	88,484.05
17	33	67,418.39	70,480.98	73,812.58	77,309.73	80,848.26	84,655.81	88,484.05	92,312.29
18	34	70,480.98	73,812.58	77,309.73	80,848.26	84,655.81	88,484.05	92,312.29	96,099.14
19	35	73,812.58	77,309.73	80,848.26	84,655.81	88,484.05	92,312.29	96,099.14	99,927.38

20 The salary ranges provided herein for academic positions shall apply to those state employees in
21 academic positions who work for an academic year which does not exceed 180 working days. Those
22 academic employees working more than an academic year shall receive a pro rata increase in their
23 salary based upon the number of additional working days per year. The intent of this section is to
24 adjust the salaries of employees in academic positions. It is not intended to cause changes in
25 academic work schedules.

26 150 Classified Increases; July 12, 2013. RSA 99:3 is repealed and reenacted to read as follows:

27 99:3 Increase in Salary. Notwithstanding the provisions of RSA 273-A or any other provision of
28 law to the contrary, classified employees of the state as of July 12, 2013, shall be placed in the
29 corresponding steps in the new salary ranges as their length of service justifies and their salaries
30 shall be in accordance with the salary scales set forth in RSA 99:1-a. The provisions hereof shall not
31 be construed as affecting so-called longevity payments which shall be in addition to the regular
32 salary scale.

33 151 Classified Increases; July 11, 2014. RSA 99:3 is repealed and reenacted to read as follows:

34 99:3 Increase in Salary. Notwithstanding the provisions of RSA 273-A or any other provision of
35 law to the contrary, classified employees of the state as of July 11, 2014, shall be placed in the
36 corresponding steps in the new salary ranges as their length of service justifies and their salaries
37 shall be in accordance with the salary scales set forth in RSA 99:1-a. The provisions hereof shall not

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1 be construed as affecting so-called longevity payments which shall be in addition to the regular
2 salary scale.

3 152 Classified Increases; January 9, 2015. RSA 99:3 is repealed and reenacted to read as
4 follows:

5 99:3 Increase in Salary. Notwithstanding the provisions of RSA 273-A or any other provision of
6 law to the contrary, classified employees of the state as of January 9, 2015, shall be placed in the
7 corresponding steps in the new salary ranges as their length of service justifies and their salaries
8 shall be in accordance with the salary scales set forth in RSA 99:1-a. The provisions hereof shall not
9 be construed as affecting so-called longevity payments which shall be in addition to the regular
10 salary scale.

11 153 State Trooper Salaries; July 11, 2014. RSA 99:1-b is repealed and reenacted to read as
12 follows:

13 99:1-b Salaries Established; New Hampshire State Troopers. Commencing July 11, 2014, the
14 salary ranges for individuals covered by the collective bargaining agreement between the state of
15 New Hampshire and the New Hampshire Troopers Association shall be as follows:

	STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08
16 01	24,150.80	24,839.86	25,526.82	26,266.30	27,041.50	27,867.11	28,583.48	29,381.79
17 02	24,839.86	25,526.82	26,266.30	27,041.50	27,867.11	28,583.48	29,381.79	30,234.71
18 03	25,526.82	26,266.30	27,041.50	27,867.11	28,583.48	29,381.79	30,234.71	31,142.26
19 04	26,266.30	27,041.50	27,867.11	28,583.48	29,381.79	30,234.71	31,142.26	33,289.28
20 05	27,041.50	27,867.11	28,583.48	29,381.79	30,234.71	31,142.26	33,289.28	34,526.65
21 06	27,867.11	28,583.48	29,381.79	30,234.71	31,142.26	33,289.28	34,526.65	35,820.74
22 07	28,583.48	29,659.09	30,839.74	32,022.49	33,289.28	34,526.65	35,820.74	37,335.42
23 08	29,659.09	30,839.74	32,022.49	33,289.28	34,526.65	35,820.74	37,335.42	38,711.44
24 09	30,839.74	32,022.49	33,289.28	34,526.65	35,820.74	37,335.42	38,711.44	40,253.43
25 10	32,022.49	33,289.28	34,526.65	35,820.74	37,335.42	38,711.44	40,253.43	41,822.73
26 11	33,289.28	34,526.65	35,820.74	37,335.42	38,711.44	40,253.43	41,822.73	43,501.27
27 12	34,526.65	35,820.74	37,335.42	38,711.44	40,253.43	41,822.73	43,501.27	45,457.11
28 13	35,820.74	37,335.42	38,711.44	40,253.43	41,822.73	43,501.27	45,457.11	47,356.23
29 14	37,335.42	38,711.44	40,253.43	41,822.73	43,501.27	45,457.11	47,356.23	49,366.70
30 15	38,711.44	40,362.67	41,986.59	43,694.54	45,457.11	47,356.23	49,366.70	51,370.86
31 16	40,362.67	41,986.59	43,694.54	45,457.11	47,356.23	49,366.70	51,370.86	53,604.01
32 17	41,986.59	43,694.54	45,457.11	47,356.23	49,366.70	51,370.86	53,604.01	55,805.65
33 18	43,694.54	45,457.11	47,356.23	49,366.70	51,370.86	53,604.01	55,805.65	58,173.25
34 19	45,457.11	47,356.23	49,366.70	51,370.86	53,604.01	55,805.65	58,173.25	60,595.48
35 20	47,356.23	49,366.70	51,370.86	53,604.01	55,805.65	58,173.25	60,595.48	63,706.76
36 21	49,366.70	51,370.86	53,604.01	55,805.65	58,173.25	60,595.48	63,706.76	66,486.12

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1	22	51,370.86	53,604.01	55,805.65	58,173.25	60,595.48	63,706.76	66,486.12	69,433.54
2	23	53,604.01	55,944.30	58,421.15	61,038.74	63,706.76	66,486.12	69,433.54	72,542.72
3	24	55,944.30	58,421.15	61,038.74	63,706.76	66,486.12	69,433.54	72,542.72	75,735.94
4	25	58,421.15	61,038.74	63,706.76	66,486.12	69,433.54	72,542.72	75,735.94	79,122.43
5	26	61,038.74	63,706.76	66,486.12	69,433.54	72,542.72	75,735.94	79,122.43	82,590.85
6	27	63,706.76	66,486.12	69,433.54	72,542.72	75,735.94	79,122.43	82,590.85	86,305.07
7	28	66,486.12	69,433.54	72,542.72	75,735.94	79,122.43	82,590.85	86,305.07	90,931.03
8	29	69,433.54	72,542.72	75,735.94	79,122.43	82,590.85	86,305.07	90,931.03	95,225.06
9	30	72,542.72	75,735.94	79,122.43	82,590.85	86,305.07	90,931.03	95,225.06	99,659.85
10	31	75,735.94	79,286.29	83,059.33	86,828.16	90,931.03	95,225.06	99,659.85	104,365.64
11	32	79,286.29	83,059.33	86,828.16	90,931.03	95,225.06	99,659.85	104,365.64	109,073.54
12	33	83,059.33	86,828.16	90,931.03	95,225.06	99,659.85	104,365.64	109,073.54	113,781.43
13	34	86,828.16	90,931.03	95,225.06	99,659.85	104,365.64	109,073.54	113,781.43	118,514.53
14	35	90,931.03	95,225.06	99,659.85	104,365.64	109,073.54	113,781.43	118,514.53	123,220.32

15 154 State Trooper Salaries; January 9, 2015. RSA 99:1-b is repealed and reenacted to read as
16 follows:

17 99:1-b Salaries Established; New Hampshire State Troopers. Commencing January 9, 2015, the
18 salary ranges for individuals covered by the collective bargaining agreement between the state of
19 New Hampshire and the New Hampshire Troopers Association, and state trooper command staff
20 shall be as follows:

21		STEP 01	STEP 02	STEP 03	STEP 04	STEP 05	STEP 06	STEP 07	STEP 08
22	01	24,392.30	25,088.26	25,782.09	26,528.97	27,311.91	28,145.78	28,869.32	29,675.61
23	02	25,088.26	25,782.09	26,528.97	27,311.91	28,145.78	28,869.32	29,675.61	30,537.06
24	03	25,782.09	26,528.97	27,311.91	28,145.78	28,869.32	29,675.61	30,537.06	31,453.68
25	04	26,528.97	27,311.91	28,145.78	28,869.32	29,675.61	30,537.06	31,453.68	33,622.17
26	05	27,311.91	28,145.78	28,869.32	29,675.61	30,537.06	31,453.68	33,622.17	34,871.91
27	06	28,145.78	28,869.32	29,675.61	30,537.06	31,453.68	33,622.17	34,871.91	36,178.95
28	07	28,869.32	29,955.69	31,148.14	32,342.72	33,622.17	34,871.91	36,178.95	37,708.77
29	08	29,955.69	31,148.14	32,342.72	33,622.17	34,871.91	36,178.95	37,708.77	39,098.56
30	09	31,148.14	32,342.72	33,622.17	34,871.91	36,178.95	37,708.77	39,098.56	40,655.96
31	10	32,342.72	33,622.17	34,871.91	36,178.95	37,708.77	39,098.56	40,655.96	42,240.95
32	11	33,622.17	34,871.91	36,178.95	37,708.77	39,098.56	40,655.96	42,240.95	43,936.28
33	12	34,871.91	36,178.95	37,708.77	39,098.56	40,655.96	42,240.95	43,936.28	45,911.68
34	13	36,178.95	37,708.77	39,098.56	40,655.96	42,240.95	43,936.28	45,911.68	47,829.80
35	14	37,708.77	39,098.56	40,655.96	42,240.95	43,936.28	45,911.68	47,829.80	49,860.37
36	15	39,098.56	40,766.30	42,406.45	44,131.48	45,911.68	47,829.80	49,860.37	51,884.57
37	16	40,766.30	42,406.45	44,131.48	45,911.68	47,829.80	49,860.37	51,884.57	54,140.05

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1	OO	0.00	0.00	0.00	0.00	0.00	132,045.41
2	PP	0.00	0.00	0.00	0.00	0.00	138,584.04
3	QQ	0.00	0.00	0.00	0.00	0.00	146,453.34

4 156 Compensation for Certain State Officers; Unclassified State Employees; July 11, 2014. RSA
5 94:1-a, I (a) is repealed and reenacted to read as follows:

6 I.(a) The following salary ranges shall apply to the following grades:

7	GRADE	MINIMUM	1	2	3	4	MAXIMUM
8	AA	50,573.19	53,871.03	57,168.24	60,465.45	63,762.66	67,059.86
9	BB	52,585.62	56,015.20	59,445.26	62,875.31	66,305.36	69,734.63
10	CC	55,025.73	58,620.18	62,214.21	65,808.24	69,402.27	72,996.59
11	DD	57,933.99	61,719.16	65,505.19	69,291.22	73,077.25	76,861.94
12	EE	61,356.63	65,372.35	69,387.74	73,403.13	77,418.53	81,435.86
13	FF	65,599.95	69,898.36	74,197.08	78,495.80	82,794.52	87,091.71
14	GG	70,813.08	75,457.01	80,101.34	84,745.66	89,389.98	94,034.08
15	HH	77,107.00	82,170.78	87,234.39	92,298.00	97,361.61	102,424.80
16	II	81,522.55	86,880.49	92,238.85	97,597.20	102,955.56	108,312.98
17	JJ	85,938.11	91,590.20	97,242.26	102,894.32	108,546.39	114,200.01
18	KK	88,134.33	93,933.63	99,733.07	105,532.51	111,331.94	117,131.38
19	LL	0.00	0.00	0.00	0.00	0.00	120,565.58
20	MM	0.00	0.00	0.00	0.00	0.00	124,639.09
21	NN	0.00	0.00	0.00	0.00	0.00	129,423.53
22	OO	0.00	0.00	0.00	0.00	0.00	135,016.43
23	PP	0.00	0.00	0.00	0.00	0.00	141,702.18
24	QQ	0.00	0.00	0.00	0.00	0.00	149,748.54

25 157 Compensation of State Officers; Unclassified State Employees; January 9, 2015; RSA 94:1-
26 a, I(a) is repealed and reenacted to read as follows:

27 I.(a) The following salary ranges shall apply to the following grades:

28	GRADE	MINIMUM	1	2	3	4	MAXIMUM
29	AA	51,711.09	55,083.13	58,454.53	61,825.92	65,197.32	68,568.71
30	BB	53,768.79	57,275.55	60,782.77	64,290.00	67,797.23	71,303.66
31	CC	56,263.81	59,939.13	63,614.03	67,288.92	70,963.82	74,639.01
32	DD	59,237.50	63,107.84	66,979.06	70,850.27	74,721.49	78,591.34
33	EE	62,737.16	66,843.22	70,948.96	75,054.70	79,160.44	83,268.17
34	FF	67,075.95	71,471.07	75,866.51	80,261.96	84,657.40	89,051.27
35	GG	72,406.38	77,154.80	81,903.62	86,652.44	91,401.26	96,149.84
36	HH	78,841.91	84,019.63	89,197.17	94,374.71	99,552.25	104,729.35
37	II	83,356.81	88,835.30	94,314.22	99,793.14	105,272.06	110,750.02

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1	JJ	87,871.72	93,650.98	99,430.21	105,209.45	110,988.68	116,769.51
2	KK	90,117.36	96,047.14	101,977.06	107,906.99	113,836.91	119,766.83
3	LL	0.00	0.00	0.00	0.00	0.00	123,278.31
4	MM	0.00	0.00	0.00	0.00	0.00	127,443.47
5	NN	0.00	0.00	0.00	0.00	0.00	132,335.55
6	OO	0.00	0.00	0.00	0.00	0.00	138,054.30
7	PP	0.00	0.00	0.00	0.00	0.00	144,890.48
8	QQ	0.00	0.00	0.00	0.00	0.00	153,117.88

9 158 Salary Wages for Councilors and Commissioners; July 12, 2013. RSA 94:1-a, II is repealed
10 and reenacted to read as follows:

11 II. The salary wages for the positions set forth below shall be as follows commencing
12 July 12, 2013:

13	Minimum	Maximum
14 Governor's councilors		\$15,397
15 Pari-mutuel commissioners		\$11,941
16 Sweepstakes commission, chairman		\$17,368
17 Sweepstakes commission, members		\$9,776

18 159 Salary Wages for Councilors and Commissioners; July 11, 2014. RSA 94:1-a, II is repealed
19 and reenacted to read as follows:

20 II. The salary wages for the positions set forth below shall be as follows commencing July 11,
21 2014:

22	Minimum	Maximum
23 Governor's councilors		\$15,743
24 Pari-mutuel commissioners		\$12,210
25 Sweepstakes commission, chairman		\$17,758
26 Sweepstakes commission, members		\$9,996

27 160 Salary Wages for Councilors and Commissioners; January 9, 2015. RSA 94:1-a, II is
28 repealed and reenacted to read as follows:

29 II. The salary wages for the positions set forth below shall be as follows commencing
30 January 9, 2015:

30	Minimum	Maximum
31 Governor's councilors		\$16,097
32 Pari-mutuel commissioners		\$12,485
33 Sweepstakes commission, chairman		\$18,158
34 Sweepstakes commission, members		\$10,221

35 161 Department of Justice; Attorney Salaries; July 12, 2013. RSA 94:1-a, I(c) is repealed and
36 reenacted to read as follows:

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1 I.(c) For attorney positions in the department of justice, except for the attorney general and
2 deputy attorney general, the following shall apply commencing on July 12, 2013:

3	Minimum	Market anchor	Maximum
4	\$45,796		\$109,306
5	Attorney	\$55,205	
6	Assistant attorney general	\$75,199	
7	Senior assistant attorney general	\$92,841	
8	Associate attorney general	\$102,250	

9 162 Department of Justice; Attorney Salaries; July 11, 2014. RSA 94:1-a, I(c) is repealed and
10 reenacted to read as follows:

11 I.(c) For attorney positions in the department of justice, except for the attorney general and
12 deputy attorney general, the following shall apply commencing on July 11, 2014:

13	Minimum	Market anchor	Maximum
14	\$46,826		\$111,766
15	Attorney	\$56,447	
16	Assistant attorney general	\$76,891	
17	Senior assistant attorney general	\$94,930	
18	Associate attorney general	\$104,551	

19 163 Department of Justice; Attorney Salaries; January 9, 2015. RSA 94:1-a, I(c) is repealed and
20 reenacted to read as follows:

21 I.(c) For attorney positions in the department of justice, except for the attorney general and
22 deputy attorney general, the following shall apply commencing on January 9, 2015:

23	Minimum	Market anchor	Maximum
24	\$47,880		\$114,280
25	Attorney	\$57,717	
26	Assistant attorney general	\$78,621	
27	Senior assistant attorney general	\$97,066	
28	Associate attorney general	\$106,903	

29 164 Legislative Employees; July 12, 2013. Legislative employees shall receive 1.5 percent salary
30 increases effective July 12, 2013, if such increases are approved by the appointing authority.

31 165 Legislative Employees; July 11, 2014. Legislative employees shall receive 2.25 percent
32 salary increases effective July 11, 2014, if such increases are approved by the appointing authority.

33 166 Legislative Employees; January 9, 2015. Legislative employees shall receive 2.25 percent
34 salary increases effective January 9, 2015, if such increases are approved by the appointing
35 authority.

36 167 Increases in Salary; Other Non-Classified or Unclassified Employees. All other
37 nonclassified or unclassified employees not covered by the provisions for salary increases in this act

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1 shall be granted a salary increase of 1.5 percent effective July 12, 2013, an additional salary increase
2 of 2.25 percent effective July 11, 2014, and an additional salary increase of 2.25 percent effective
3 January 9, 2015.

4 168 Judicial Salaries; July 12, 2013. RSA 491-A:1 is repealed and reenacted to read as follows:

5 491-A:1 Salaries Established. The salaries for the positions set forth below shall be as
6 follows:

7 Chief justice, supreme court \$153,749

8 Associate justices, supreme court \$149,121

9 Chief justice, superior court and administrative

10 judges appointed pursuant to supreme

11 court rule 54 \$149,121

12 Associate justices, superior court \$139,871

13 District court justices prohibited

14 from practice pursuant to

15 RSA 502-A:21-a \$139,871

16 Probate judges prohibited from

17 practice pursuant to RSA 547:2-a \$139,871

18 169 Judicial Salaries; July 11, 2014. RSA 491-A:1 is repealed and reenacted to read as follows:

19 491-A:1 Salaries Established. The salaries for the positions set forth below shall be as
20 follows:

21 Chief justice, supreme court \$157,209

22 Associate justices, supreme court \$152,476

23 Chief justice, superior court and administrative

24 judges appointed pursuant to supreme

25 court rule 54 \$152,476

26 Associate justices, superior court \$143,018

27 District court justices prohibited

28 from practice pursuant to

29 RSA 502-A:21-a \$143,018

30 Probate judges prohibited from

31 practice pursuant to RSA 547:2-a \$143,018

32 170 Judicial Salaries; January 9, 2015. RSA 491-A:1 is repealed and reenacted to read as
33 follows:

34 491-A:1 Salaries Established. The salaries for the positions set forth below shall be as follows:

35 Chief justice, supreme court \$160,746

36 Associate justices, supreme court \$155,907

37 Chief justice, superior court and administrative

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1	judges appointed pursuant to supreme	
2	court rule 54	\$155,907
3	Associate justices, superior court	\$146,236
4	District court justices prohibited	
5	from practice pursuant to	
6	RSA 502-A:21-a	\$146,236
7	Probate judges prohibited from	
8	practice pursuant to RSA 547:2-a	\$146,236

9 171 Judges; State Employee Health Plan; Application. The cost sharing and plan design for
10 judges who participate in the health plans offered by the state shall be the same as those for
11 individuals covered by the collective bargaining agreement between the state of New Hampshire and
12 the State Employees' Association of New Hampshire, Inc.

13 172 Judicial Employees; July 12, 2013. All unrepresented judicial employees shall receive 1.5
14 percent salary increases on July 12, 2013.

15 173 Judicial Employees; July 11, 2014. All unrepresented judicial employees shall receive 2.25
16 percent salary increases on July 11, 2014.

17 174 Judicial Employees; January 9, 2015. All unrepresented judicial employees shall receive
18 2.25 percent salary increases on January 9, 2015.

19 175 Appropriation. The following sums are appropriated from the following sources for the
20 purposes of sections 147-174 of this act for the fiscal years ending June 30, 2014 and June 30, 2015:

21	FY 2014							
22	All	Liquor	General	Federal	Highway	Turnpike	Fish & Game	Other
23	\$10,564,795	\$310,637	\$5,173,013	\$1,737,572	\$1,462,421	\$234,660	\$89,669	\$1,556,823
24	FY 2015							
25	All	Liquor	General	Federal	Highway	Turnpike	Fish & Game	Other
26	\$33,099,647	\$1,039,860	\$15,255,893	\$5,735,312	\$4,831,714	\$786,429	\$300,595	\$5,149,844

27 176 Health Risk Appraisal; Protected Health Information. All information contained in a state
28 employee's health risk appraisal as referenced in any collective bargaining agreement shall be
29 considered protected health information and entitled to all of the non-disclosure and other
30 restrictions set forth in the HIPAA Standards for Privacy of Individually Identifiable Health
31 Information at 45 C.F.R. Part 160 and Subparts A and E of Part 164 ("Privacy Rule").

32 177 State Employee Health Plan; Application. The cost sharing and plan design for
33 unrepresented active state employees who participate in the health plans offered by the state shall
34 be the same as those for individuals covered by the collective bargaining agreement between the
35 state of New Hampshire and the State Employees' Association of New Hampshire, Inc. The fiscal
36 committee of the general court may approve changes to the above plan design cost sharing provisions
37 consistent with RSA 21-I:30, I. The cost sharing and plan designs for represented active state

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1 employees who participate in the health plans offered by the state shall be in accordance with the
2 provisions of the collective bargaining agreements between the state and the employee organizations
3 representing those employees.

4 178 Department of Administrative Services; Appropriation; Parking Benefit. There is hereby
5 appropriated to the department of administrative services the sum of \$50,000 for the fiscal year
6 ending June 30, 2014 and the sum of \$50,000 for the fiscal year ending June 30, 2015, for the
7 purpose of implementing the state employee parking benefit agreed to in the collective bargaining
8 agreement between the state of New Hampshire and the New Hampshire state employees'
9 association. The governor is authorized to draw a warrant for said sums out of any money in the
10 treasury not otherwise appropriated.

11 179 Effective Date.

12 I. Sections 27, 32, 103, 124, 129-130, and 132 shall take effect upon its passage.

13 II. Sections 121-123 of this act shall take effect 90 days after its passage.

14 III. Sections 30, 33, 67, 68, 90, 102, 104, 118, 143, and 146 of this act shall take effect
15 June 30, 2013.

16 IV. Sections 78 and 89 of this act shall take effect August 1, 2013.

17 V. Section 54 of this act shall take effect November 2, 2013.

18 VI. Section 128 of this act shall take effect January 1, 2014.

19 VII. Sections 79-83, 85, 87, and 88 of this act shall take effect February 1, 2014.

20 VIII. Sections 84 and 140 of this act shall take effect June 30, 2016.

21 IX. Section 133 of this act shall take effect November 1, 2013.

22 X. Section 131 shall take effect December 1, 2016.

23 XI. Sections 147, 150, 155, 158, 161, 164, 168, and 172 of this act shall take effect July 12,
24 2013.

25 XII. Sections 148, 151, 153, 156, 159, 162, 165, 169, and 173 of this act shall take effect July
26 11, 2014.

27 XIII. Sections 149, 152, 154, 157, 160, 163, 166, 170, and 174 of this act shall take effect
28 January 9, 2015.

29 XIV. Sections 25 and 26 of this act shall take effect as provided in section 27 of this act.

30 XV. The remainder of this act shall take effect July 1, 2013.

LBAO
13-1022
03/04/13

HB 2-FN-A-LOCAL - FISCAL NOTE

AN ACT relative to state fees, funds, revenues, and expenditures.

FISCAL IMPACT:

Due to time constraints, the Office of Legislative Budget Assistant is unable to provide a fiscal note for this bill, **as introduced**, at this time. When completed, the fiscal note will be forwarded to the House Clerk's Office.