

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

3Apr2013... 1169h

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 biennium 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. Provides that the department of health and human services shall not change program eligibility standards without fiscal committee approval unless such changes are required by federal law and allows the department to transfer funds within and among accounting units.
8. Modifies the provisions for county reimbursements for nursing home services through state fiscal year 2015.
9. 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.
10. Suspends reimbursements to the foster grandparent program through the senior volunteer grant program.
11. 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.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

12. Authorizes any state agency or department to enter into agreements to lease-purchase vehicles and equipment from outside vendors and to lease vehicles and equipment from other state agencies or departments.
13. Appropriates federal emergency assistance grants to the department of transportation.
14. Suspends bumping rights.
15. Authorizes the lottery commission to use monetary incentives to promote increased sales and compensate lottery sales representatives based upon performance.
16. Suspends the deposit of liquor revenues in the alcohol abuse prevention and treatment fund for the biennium ending June 30, 2015.
17. Suspends the allocation of gross appropriations from the highway fund.
18. Transfers an appropriation received by the governor's commission on disability.
19. Establishes hiring priority for laid off classified state employees.
20. Limits the number of judicial appointments and establishes certain requirements for conversion of a marital master position to a judge position.
21. Changes the fees for obtaining an individual saltwater fishing license.
22. Suspends certain provisions regarding funeral expenses for recipients of public assistance.
23. Authorizes transfers of funds by the department of resources and economic development for welcome centers.
24. Extends a date for business profits tax net operating loss carryovers.
25. Revises requirements for MMIS reports.
26. Authorizes transfers from the revenue stabilization account in the event of a deficit.
27. Establishes the position of manager of risks and benefits in the department of administrative services.
28. 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.
29. Prevents the anticipated lapse of a prior appropriation to the department of administrative services to hire an independent business processing consultant.
30. Authorizes the department of administrative services to transfer funds within accounting units of the department.
31. Directs the department of administrative services to develop a cost containment plan for the New Hampshire retiree health care program.
32. Establishes a commission to study cost containment options relative to the retiree health plan for new employees.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

33. Prevents the anticipated lapse of a prior appropriation to the department of administrative services for costs associated with the sale of the Laconia state school and training center property.
34. Establishes an office of innovation and efficiency and the unclassified position of director of innovation and efficiency within the department of administrative services.
35. Eliminates the impaired driver education program (IDEP) and impaired driver care management program (IDCMP) account and the alcoholism and alcohol abuse account.
36. 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.
37. 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.
38. Exempts the department of health and human services from the bond requirement when administering an estate.
39. 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.
40. 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.
41. Repeals the law relative to Medicaid reimbursements.
42. Clarifies the purposes for which the uncompensated care fund may be used.
43. 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.
44. Establishes that, for the biennium ending June 30, 2015, a portion of the nursing facility assessment and intermediate care facility assessment shall be used for purposes of long-term care services provided by the state.
45. Suspends congregate housing and congregate services.
46. Requires the commissioner of the department of health and human services to submit a Medicaid state plan amendment to the federal Centers for Medicare and Medicaid Services to seek federal approval for assistance to newly eligible populations, and allows the state of New Hampshire to opt out of Medicaid expansion at any time.
47. Suspends the Medicaid breast and cervical cancer program conditioned upon implementation of the Medicaid expansion group.
48. Repeals a law relative to certification of shelter beds.
49. 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.
50. Establishes a Medicaid enhancement tax commission.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

51. Authorizes the department of corrections to fill unfunded positions within a total expenditure cap, transfer funds within and among all accounting units within the department, and request, for the biennium ending June 30, 2015, with prior approval of the fiscal committee of the general court, that the governor and council authorize additional funding for overtime.

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

53. Replaces the members of the liquor commission with a single liquor commissioner and a deputy commissioner.

54. Limits department of education expenditures for chartered public schools to 100 percent of budgeted amounts, and requires the state board of education to approve chartered public school applications involving changes in enrollment and review whether a proposed chartered public school will serve a geographic or programmatic need in the state.

55. Specifies expenditure amounts for chartered public schools for the biennium ending June 30, 2015.

56. Establishes a community college system retiree health benefit fund.

57. Establishes a needs-based scholarship program.

58. Repeals the education tax credit against the business profits tax and the business enterprise tax.

59. 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.

60. Requires a portion of the recording surcharge collected by the register of deeds for the fiscal years ending June 30, 2014 and June 30, 2015 to be deposited in the general fund with the balance deposited in the land and community heritage investment program trust fund.

61. Requires funding for the Green Launching Pad at the university of New Hampshire from the renewable energy fund.

62. Extends the effective date for changes enacted in 2012 to the threshold amounts for taxation under the business enterprise tax.

63. Increases the rate of the tobacco tax.

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

65. Extends the effective date for changes enacted in 2011 to the carry forward period for the business enterprise tax credit against the business profits tax.

66. Authorizes the acting director of the division of forests and lands to continue as a group II member in the retirement system if appointed as director of the division of forests and lands, provided such person meets the qualifications.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

67. Reduces the amount that may be deposited in certain funds before the excess is deposited in the fish and game fund.
68. Repeals certain provisions relating to lifetime licenses.
69. Permits utilization of certain funds to support fish and game staff costs.
70. Establishes divisions within the fish and game department.
71. Permits moneys collected from hatchery vending machines to be used for additional purchases.
72. Extends the period during which no new certificates of need shall be granted for any nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility.
73. 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 for 3 years until June 30, 2017.
74. Requires the department of resources and economic development to deposit revenue derived from Cannon Mountain in the state park fund until June 30, 2015.
75. Increases the amount to be distributed to colleges and universities under the UNIQUE endowment allocation program.
76. Establishes the position of deputy commissioner of employment security as an unclassified position requiring appointment by the governor and council.
77. Requires the governor to identify an amount of dedicated funds for transfer to the general fund, sufficient to cover the budget shortfall.
78. Allows the commissioner of the department of transportation to transfer funds within accounting units of the department.
79. Establishes a commission to study opportunities and options to improve the sustainability of the fish and game department.
80. Requires the bank commissioner to assess institutions for any deficiency between fees collected and department expenditures for the fiscal year.
81. Repeals a prospective repeal of RSA 122:4, relative to reimbursements to cities and towns.
82. Establishes the position of state records manager.
83. Exempts the judicial branch of certain requirements for transferring funds within the judicial branch appropriations.
84. Requires the attorney general to submit to the fiscal committee of the general court reports detailing all legal settlements awarded to the state.
85. Allows a person concurrently holding the offices of both town clerk and tax collector to elect to be a member in the retirement system.
86. 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.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

87. Requires the liquor commission to reimburse the department of justice for certain legal costs.
88. 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.
89. Establishes a committee to study funding of state aid grants by the department of environmental services.
90. Requires the adjutant general to expend funds for the biennium ending June 30, 2015 for the New Hampshire national guard recruitment and retention scholarship fund.
91. Amends the procedure for the transfer of unexpended and unencumbered appropriations from the special legislative subaccounts.
92. Prohibits the secretary of state from using Help America Vote Act funds or any other state funds to buy cameras or other equipment associated with implementation of voter identification laws.
93. Permits the governor and council to authorize the transfer of certain funds from the general fund to the department of safety to provide required state hard match for federal individual assistance.
94. Repeals a provision relative to the submission of the McAuliffe-Shepard discovery center commission business plan to the fiscal committee of the general court.
95. Extends an appropriation to establish a North Country fire training facility.
96. Provides that no new chartered public school shall be approved by the state board of education between July 1, 2013 and June 30, 2015.
97. Provides that the department of safety credit as agency income of motor vehicle fines shall not lapse until the second year of each biennium.
98. Requires the board of trustees of the university system of New Hampshire to provide a report, in each year of the biennium ending June 30, 2015, detailing the distribution of academic scholarships awarded to full-time in-state students.
99. Increases the marriage license fee by \$5 with the additional amount funding the domestic violence program.
100. Requires the pharmacy board to provide inspectional services to certain boards without assessing a fee.
101. Requires the department of health and human services to establish a uniform, sliding-fee scale for voluntary services provided by approved alcohol treatment programs.
102. 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, access to examine such budget and the expenditures made under such budget.
103. Requires the department of health and human services to make a report to the fiscal committee on potential uses of the Sununu Youth Services Center.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

104. Allows the use of surplus funds otherwise designated for the revenue stabilization fund and surplus funds from the general fund in fiscal years 2013 and 2014 to be used for certain programs in priority order for the biennium ending June 30, 2015.

105. Establishes the New Hampshire state and municipal road and bridge account.

106. Increases the road toll for gasoline and diesel fuel.

107. Provides for adjustment in payments by the department of transportation to municipalities for highway construction and reconstruction aid when such payments are based on estimated revenue.

108. Credits the revenue from certain unrefunded tolls resulting from the increase in the road toll to the highway and bridge betterment account.

109. Establishes a commission to study revenue alternatives to the road toll for the funding of the state's highways and bridges.

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.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

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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, RSA 31-
7 A, relative to revenue sharing with cities and towns shall be suspended for the biennium ending
8 June 30, 2015.

9 3 School Building Aid; Alternative School Building Aid. Except as provided in section 160 of this
10 act:

11 I. Notwithstanding RSA 198:15-a through RSA 198:15-hh and RSA 198:15-u through
12 RSA 198:15-w, the commissioner of the department of education shall issue no school building aid or
13 alternative school building aid for any project approved on or after June 30, 2013 through June 30,
14 2015.

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

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

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

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

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

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

- Page 2 -

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; Program Eligibility; Additional Revenues;
21 Transfer Among Accounts.

22 I. For the biennium ending June 30, 2015, the department of health and human services
23 shall not authorize, without prior consultation with the house health, human services and elderly
24 affairs committee and the senate health, education and human services committee and the approval
25 of the fiscal committee of the general court and governor and council, any change to program
26 eligibility standards or benefit levels that might be expected to increase or decrease enrollment in
27 the program or increase expenditures from any source of funds; provided, however, that no such
28 prior approval shall be required if a change to a federal program in which the state is participating
29 as of the effective date of this section is required by federal law.

30 II. Notwithstanding any provision of the law to the contrary, for the biennium ending June
31 30, 2015, the fiscal committee of the general court and the governor and council may authorize the
32 commissioner of the department of health and human services to accept and expend additional
33 revenues in excess of \$100,000, that are in addition to the budgeted amounts, from any source, which
34 become available to the department; provided, that such expenditures do not increase eligibility
35 standards or benefit levels.

36 III. Notwithstanding the provisions of RSA 9:17-a or any other provision of law to the
37 contrary except RSA 9:17-c, and subject to the approval of the fiscal committee of the general court

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

- Page 3 -

1 and governor and council, for the biennium ending June 30, 2015, the commissioner of the
2 department of health and human services is hereby authorized to transfer funds within and among
3 all accounting units within the department, as the commissioner deems necessary and appropriate to
4 address present or projected budget deficits, or to respond to changes in federal laws, regulations, or
5 programs, and otherwise as necessary for the efficient management of the department, with the
6 exception of class 60 transfers.

7 9 Department of Health and Human Services; Bureau of Adult and Elderly Services; County
8 Payment of Funds for Persons Eligible to Receive Nursing Home Services; Limitation on County
9 Payments; Credit. RSA 167:18-a, II-III is repealed and reenacted to read as follows:

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

12 (1) State fiscal year 2014, \$109,900,000.

13 (2) State fiscal year 2015, \$115,050,000.

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

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

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

22 (2) For fiscal year 2010, \$2,000,000 shall be allocated among the counties based upon
23 the proportion each paid for such expenditures in the prior fiscal year, and \$3,000,000 shall be
24 allocated among the counties based upon their relative proportions of residents age 65 or older who
25 are Medicaid recipients.

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

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

33 (c) For the biennium ending June 30, 2015, the counties shall have an additional credit
34 against the amounts due for long term care expenditures under RSA 167:18-a. The credit in the
35 amount of \$2,500,000 for the fiscal year ending June 30, 2014 and \$2,500,000 for the fiscal year
36 ending June 30, 2015 shall be in addition to the \$5,000,000 annual credit set forth in subparagraph
37 (a). The percentage of the credit that each county receives shall be the same as its percentage of the

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 4 -

1 total Medicaid bed days in county nursing homes in the preceding year, and shall be made available
2 to the county as soon as possible after the start of the fiscal year. The total aggregate obligation of
3 the counties shall be reduced by the amount of the credit in each fiscal year.

4 10 Health and Human Services; Social Services Block Grant Cost of Living Adjustment to
5 Income Levels. Notwithstanding any other provision of law, for the biennium ending June 30, 2015
6 the department of health and human services shall raise the income eligibility for elderly and adult
7 clients under the Social Services Block Grant program each January, by the percentage amount of
8 the cost of living increase in social security benefits on a yearly basis.

9 11 Foster Grandparent Program. The reimbursements to the foster grandparent program
10 through the senior volunteer grant program established in RSA 161-F:40 are hereby suspended for
11 the biennium ending June 30, 2015.

12 12 Department of Health and Human Services; Adoption Assistance Program. The department
13 of health and human services shall administer its adoption assistance program consistent with
14 federal law and regulations and the state's Title IV-E plan for foster care and adoption assistance.

15 13 Agreements to Lease-Purchase Vehicles and Equipment Authorized. For the biennium
16 ending June 30, 2015, any state agency or department is authorized, with the prior approval of the
17 department of administrative services, to enter into agreements to rent, lease, or lease-purchase
18 vehicles and equipment from any outside vendor or to rent or lease vehicles and equipment from any
19 other state agency or department.

20 14 Department of Transportation; Federal Assistance Grant; Appropriation. Any sum received
21 in the fiscal years ending June 30, 2014 or June 30, 2015 from the Federal Emergency Management
22 Agency or Federal Highway Administration's Emergency Relief Program or any other federal
23 program providing emergency assistance to the department of transportation to reimburse costs
24 incurred for emergency response, including but not limited to, equipment rental, snow plowing,
25 sanding, salting, flood damage response, and personnel overtime during any emergency declared
26 shall be collected by the appropriate agency and appropriated to the department of transportation.

27 15 Department of Administrative Services; Suspension of Bumping Rights. The displacement of
28 classified state employees by more senior classified state employees, or so-called bumping, pursuant
29 to administrative rule Per 1101.02(i) through (l) under the authority of RSA 21-I:43 by the director of
30 the division of personnel is hereby suspended from the effective date of this section to June 30, 2015.

31 16 Lottery Commission; Incentive Program. For the biennium ending June 30, 2015, the lottery
32 commission may develop and implement an employee recognition program for monetary incentives to
33 promote increased sales and compensate lottery sales representatives based upon performance and
34 funded from an existing lottery budget line item. The incentive program shall be implemented
35 through rules adopted by the lottery commission in accordance with RSA 541-A. The lottery
36 commission shall report quarterly to the fiscal committee of the general court on the status of the
37 incentive program.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 5 -

1 17 Liquor Commission; Liquor Revenues to Alcohol Abuse Prevention and Treatment Fund
2 Suspended. Notwithstanding RSA 176:16, III, for the biennium ending June 30, 2015, all gross
3 revenue derived by the liquor commission from the sale of liquor and related products, or from
4 license fees, shall be deposited into the liquor commission fund.

5 18 State Budget; Allocation of Gross Appropriations from Highway Fund; Suspended. For the
6 biennium ending June 30, 2015, RSA 9:9-b, relative to allocation of gross appropriations from the
7 highway fund, shall be suspended.

8 19 Governor’s Commission on Disability; Client Assistance Program; Contingent Transfer of
9 Appropriation. The appropriation for the administration of the client assistance program that is
10 received by the governor’s commission on disability pursuant to 29 U.S.C. section 732 for fiscal years
11 2014 and 2015 may be transferred to another qualified agency (or agencies) upon certification by the
12 governor to the commissioner of administrative services that the program has been redesignated. If
13 the redesignation occurs and the governor’s certification is made after July 1, 2013, the unexpended
14 portion of the appropriation shall be transferred.

15 20 Rehiring of Laid Off Classified State Employees.

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

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

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

28 21 Judicial Appointments; Number Limited; Vacancies.

29 I. Except as provided in paragraph II, for the biennium ending June 30, 2015 the number of
30 judges serving on the superior court shall not exceed 20 and the number of full-time judges serving
31 on the circuit court shall not exceed 31.

32 II. For the biennium ending June 30, 2015, an existing marital master position may be
33 converted to a judge position if such conversion can be made within the limits of the judicial branch
34 operating budget and is approved by the fiscal committee of the general court.

35 22 Saltwater Fishing License; Fees. Amend RSA 214:9, XVI(e)(1) to read as follows:

36 (1) [~~\$10~~] **\$15** for resident and nonresident individuals.

37 23 Suspension. The following are suspended for each fiscal year of the biennium ending

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 6 -

1 June 30, 2015:

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

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

4 24 Department of Resources and Economic Development; Transfer of Funds Authorized. The
5 commissioner of the department of resources and economic development may transfer funds between
6 and among the class line appropriations in the highway welcome centers (accounting unit 03-35-35-
7 3520-5919) and may transfer funds between and among the class line appropriations in the turnpike
8 welcome centers (accounting unit 03-35-35-3520-1872) for the biennium ending June 30, 2015. The
9 commissioner shall submit a report on a quarterly basis to the fiscal committee of the general court
10 of all transfers made under this section. RSA 9:17-a and RSA 9:17-c shall not apply to transfers
11 made under this section.

12 25 Business Profits Tax; Net Operating Loss Carryovers. Amend RSA 77-A:4, XIII(e) to read as
13 follows:

14 (e) On or after January 1, ~~[2013]~~ **2014**, the amount of net operating loss generated in a
15 tax year that may be carried forward may not exceed \$10,000,000.

16 26 Medicaid Management Information System; Reports. Amend 2011, 224:365 to read as
17 follows:

18 224:365 Medicaid Management Information System; Reports.

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

34 H.] ***For the biennium ending June 30, 2015***, the commissioner of the department of
35 health and human services shall provide the fiscal committee of the general court with monthly
36 reports on the status of the new MMIS system implementation and shall report on the department's
37 efforts to seek cost recovery under section 10.1 (Failure to Meet Start Date for Operations Phase) of

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 7 -

1 the MMIS contract dated October 18, 2005 and approved by governor and council on December 17,
2 2005.

3 27 Transfer from Revenue Stabilization Reserve Account. Notwithstanding RSA 9:13-e, in the
4 event of a general fund operating budget deficit at the close of fiscal year 2013 as determined by the
5 official audit performed pursuant to RSA 21-I:8, II(a), the comptroller shall notify the fiscal
6 committee of the general court and the governor of such deficit and request that sufficient funds, to
7 the extent available, be transferred from the revenue stabilization reserve account to eliminate such
8 deficit.

9 28 Department of Administrative Services; Manager of Risks and Benefits; Position Established.

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

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

26 29 Department of Administrative Services; Risk Management. Amend the introductory
27 paragraph of RSA 21-I:7-c to read as follows:

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

35 30 Department of Administrative Services; Manager of Risks and Benefits; Nomination by
36 Commissioner. Amend RSA 21-I:2, II, to read as follows:

37 II. The commissioner shall nominate for appointment by the governor, with the consent of

1 the council, each division director, the assistant commissioner, the deputy commissioner, the internal
2 auditor, the financial data manager, *the manager of risks and benefits*, and the senior
3 operational analyst. The division directors, the assistant commissioner, the deputy commissioner,
4 the internal auditor, the financial data manager, *the manager of risks and benefits*, and the
5 senior operational analyst shall each serve for a term of 4 years.

6 31 Applicability. RSA 21-I:7-c and RSA 21-I:2, II as amended by sections 29 and 30 of this act
7 shall take effect upon the abolition of position 41835, the transfer of funding and appropriations to
8 the unclassified position, and the initial appointment of the manager of risks and benefits, as
9 certified by the commissioner of administrative services to the director of legislative services.

10 32 Department of Administrative Services; Consolidation of Human Resources and Payroll
11 Functions.

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

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

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

36 IV. The department of state shall be exempt from the provisions of this section as they relate
37 to the execution of the constitutional duties of the office of the secretary of state.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

- Page 9 -

1 33 Department of Administrative Services; Consolidation of Business Processing Functions.

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

8 (a) Accounts receivable;

9 (b) Accounts payable;

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

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

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

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

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

35 V. The department of state shall be exempt from the provisions of this section as they relate
36 to the execution of the constitutional duties of the office of the secretary of state.

37 34 Continuation of Appropriation. Department of Administrative Services. Any unspent

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 35 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 36 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 37 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.

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

13 39 Continuation of Appropriation Regarding Sale of Property. Notwithstanding the June 30,
14 2013 lapse date in 2011, 224:82, any unspent balance of the \$250,000 appropriation made by 2010,
15 1:96 to the department of administrative services, shall not lapse until June 30, 2015. The
16 department of administrative services may use this balance to undertake any required title,
17 subdivision, and other land preparation needed for the sale of the former Laconia state school
18 property and the former Laconia state school and training center property, and for the purpose of
19 employing a consultant with real estate or financial expertise in preparation of the request for
20 proposals for the sale of said property. In the event that 2011, 224:80 is repealed, or in the event
21 that there is a remaining balance after use of the appropriation in the manner specified above, any
22 remaining balance may be used by the commissioner of the department for the purpose of
23 undertaking any required title, subdivision, and other preparation needed for the sale of other state
24 properties or assets and/or for retaining independent real estate and financial expertise for the sale
25 of other state properties and assets.

26 40 New Section; Office of Innovation and Efficiency Established Within the Department of
27 Administrative Services. Amend RSA 21-I by inserting after section 9 the following new section:

28 21-I:9-a Office of Innovation and Efficiency.

29 I. There is established within the department of administrative services the office of
30 government innovation and efficiency. The office shall be responsible for coordinating and
31 implementing statewide efforts to improve the efficiency, customer service, and transparency of state
32 government activities.

33 II. There is established within the department of administrative services the unclassified
34 position of director of innovation and efficiency, who shall be qualified to hold the position by reason
35 of education and experience, shall be nominated by the commissioner and appointed by the governor,
36 with the consent of the executive council, and shall serve a 4 year term. The director shall supervise
37 the office of innovation and efficiency and perform such duties as the commissioner may authorize

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 12 -

1 and assign from time to time.

2 III. The salary of the director of innovation and efficiency shall be determined after
3 assessment and review of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for
4 the position which shall be conducted pursuant to RSA 94:1-d and RSA 14:14-c.

5 IV. The office of innovation and efficiency shall provide an annual report by October 1 to
6 each member of the house finance committee and senate finance committee detailing the office's
7 activities to coordinate and implement statewide efforts to improve the efficiency, customer service,
8 and transparency of state government activities. This report shall also include any cost savings or
9 anticipated cost savings resulting from the office's activities.

10 V. The department of state shall be exempt from the provisions of this section as they relate
11 to the execution of the constitutional duties of the office of the secretary of state.

12 41 Impaired Driver Education Programs; Fees. Amend RSA 265-A:39, I to read as follows:

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

21 42 Department of Health and Human Services; Bureau of Drug and Alcohol Services; Utilization
22 of Funds. Amend RSA 265-A:41 to read as follows:

23 265-A:41 Utilization of Funds. All funds derived from the fees collected by the commissioner of
24 the department of health and human services under RSA 265-A:18, **RSA 265-A:39**, and RSA 265-
25 A:40 shall be [~~paid over to the state treasurer within 10 days of the subsequent month, or at an~~
26 ~~earlier date, for deposit into a separate account in the treasury known as the impaired driver~~
27 ~~education program (IDEP) and impaired driver care management program (IDCMP) account. These~~
28 ~~funds are appropriated as indicated in the operating budget as a source of funds for the department~~
29 ~~of health and human services' responsibilities under this subdivision. Any funds remaining in the~~
30 ~~account over the appropriation indicated in the operating budget shall lapse into the general fund at~~
31 ~~the end of each fiscal year] **deposited into the general fund.**~~

32 43 Repeal. The following are repealed:

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

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

36 44 Probate Courts and Decedents' Estates; Priority of Claims. Amend RSA 554:19, I(d) to read
37 as follows:

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

7 45 Department of Health and Human Services; Office of Reimbursements; Duties. Amend
8 RSA 126-A:34, I(b) to read as follows:

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

14 46 Department of Health and Human Services; Office of Reimbursements; Financial
15 Statements. Amend RSA 126-A:38 to read as follows:

16 126-A:38 Financial Statements.

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

21 (b) **Subject to the provisions of RSA 359-C, the commissioner is hereby**
22 **authorized to request, on an individually-named basis, and receive, on the same basis,**
23 **from any financial institution, including, but not limited to, any bank, trust company,**
24 **savings and loan association, credit union, or other financial institution doing business in**
25 **this state, personal information with respect to all transactions with such financial**
26 **institution including, but not limited to, the assets of any person with respect to whom the**
27 **department is investigating the ability to pay; provided, however, the commissioner shall**
28 **limit the request to the minimum information necessary for the review of the individual's**
29 **ability to pay. The financial institution shall furnish the information within 15 days of the**
30 **department's request, unless the time period is extended for good cause shown. If the**
31 **request for the information is burdensome to the financial institution, it shall give written**
32 **notice to the commissioner within the 15-day period, and the commissioner shall review the**
33 **request of the institution and modify the request if reasonably possible to alleviate the**
34 **burden on the institution.**

35 (c) **The commissioner is hereby authorized to request and receive from any and**
36 **all former or current employers, including, but not limited to, personal information with**
37 **respect to dates of employment, number of hours worked, rate of pay, date of birth,**

1 *available health insurance, current address, payroll deductions, and social security*
2 *number of any person with respect to whom the department is investigating the ability to*
3 *pay; provided, however, the commissioner shall limit the request to the minimum*
4 *information necessary for the review of the individual's ability to pay. The employer shall*
5 *furnish the information within 15 days of the department's request unless the time period*
6 *is extended for good cause shown. If the request for the information is burdensome to the*
7 *employer, it shall give written notice to the commissioner within the 15-day period, and the*
8 *commissioner shall review the request of the employer and modify the request if reasonably*
9 *possible to alleviate the burden on the employer.*

10 (d) *The department and any financial institution or employer who discloses*
11 *financial or employment records under this section shall not be subject to civil liability or*
12 *criminal prosecution which is based upon its disclosure under this section, or for any other*
13 *action taken in good faith to comply with the requirements of this section.*

14 (e) *Any records established or information collected pursuant to the provisions*
15 *of this section shall be made available only to the commissioner and the attorney general*
16 *and their authorized designees, attorneys employed by the department of health and*
17 *human services, and the client or the client's authorized representative. Such records and*
18 *information shall be available and used only for purposes directly connected with the*
19 *investigation of a person's ability to pay under this chapter. The records and information*
20 *made available to the client or the client's authorized representative shall not include*
21 *information provided to the department that is prohibited from release by federal law,*
22 *state statute, state case law, or by contract or agreement between the department and*
23 *another entity if such contract or agreement prohibits release of such information.*

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

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

36 47 Department of Health and Human Services; Office of Reimbursements; Recovery of
37 Expenses. Amend RSA 359-C:11, IV to read as follows:

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

10 48 New Subparagraph; Department of Health and Human Services; Office of Reimbursements;
11 Recovery of Expenses. Amend RSA 126-A:42, II by inserting after subparagraph (e) the following
12 new subparagraph:

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

15 49 Department of Health and Human Services; Office of Reimbursements Regular Rate. Amend
16 RSA 126-A:43, III to read as follows:

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

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

25 50 Department of Health and Human Services; Office of Reimbursements; Administrators;
26 Bond. Amend RSA 553:13, II to read as follows:

27 II. Notwithstanding the provisions of paragraph I, when the estate has a gross value of
28 \$25,000 or less, only a personal bond without sureties will be required. ***In addition, in cases in***
29 ***which the department of health and human services is administering an estate pursuant to***
30 ***RSA 126-A:34, I(e), no bond shall be required.***

31 51 Department of Health and Human Services, Division of Community-Based Care Services,
32 Bureau of Behavioral Health; Mental Health Low Utilizers and Prior Authorization. For the
33 biennium ending June 30, 2015, the department of health and human services shall maintain a limit
34 on benefits of \$4,000 per person per year for adults with low service utilization of community mental
35 health services, as identified in He-M 401.07; provided, that the department shall also establish, by
36 rule under RSA 541-A, a procedure for such persons or community health providers to request a
37 waiver of the \$4,000 limit based on legitimate treatment considerations. Upon request by the

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 16 -

1 commissioner of the department of health and human services, the fiscal committee of the general
2 court may authorize a higher per person per year limit.

3 52 Department of Health and Human Services; Division for Children, Youth, and Families.

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

10 II. Notwithstanding paragraph I, upon the department's implementation of managed care,
11 the rate of reimbursement for services and programs for a Medicaid eligible child shall be the rate
12 agreed to by the provider and the managed care organization. The total rate of reimbursement for
13 residential placement (board and care) for a Medicaid eligible child shall consist of the "room and
14 board rate" and the "educational rate" as established by the department on July 1, 2013, and the
15 treatment or the private non-medical institution rate as agreed to by the provider and the managed
16 care organization.

17 53 Repeal. RSA 126-A:18-b, relative to Medicaid reimbursement rates, is repealed.

18 54 Uncompensated Care Fund. Amend RSA 167:64, I(a) and (b) to read as follows:

19 (a)(I) The commissioner may provide reimbursement for uncompensated care costs in
20 accordance with the approved schedule of payments through either Medicaid rate adjustments or
21 disproportionate share hospital payment adjustments, or a combination thereof. Funds available
22 under this section shall also be used to make medical provider payments and to support the state's
23 Medicaid enhancement tax unrestricted revenue account, in amounts directed by the budget in each
24 year of the biennium. Expenditure of revenues deposited to the uncompensated care fund shall be
25 made in the following order of priority:

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

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

34 ~~(3) To support the state's Medicaid enhancement tax unrestricted revenue account~~
35 ~~as budgeted in each year of the biennium; and~~

36 ~~(4) If authorized, to reimburse non-critical access hospitals at the highest uniform~~
37 ~~percentage of each hospital's disproportionate share hospital payment limit as the funds made~~

1 available under this section permit and are consistent with the requirements of 42 U.S.C. section
2 1396r-4(g) and any relevant federal regulations promulgated thereunder.]

3 ***(B) To support the state's Medicaid enhancement tax unrestricted***
4 ***revenue account as budgeted in each year of the biennium;***

5 ***(C) To support up to 80 percent of the uncompensated care costs of***
6 ***New Hampshire's hospitals with critical access designation as available funding allows, to***
7 ***be shared among such hospitals in proportion to the amount of uncompensated care***
8 ***provided;***

9 ***(D) To support up to 80 percent of the uncompensated care costs of New***
10 ***Hampshire's hospitals without critical access designation as available funding allows, to***
11 ***be shared among such hospitals in proportion to the amount of uncompensated care***
12 ***provided;***

13 ***(E) Any remaining funds produced from the Medicaid Enhancement Tax***
14 ***shall be used to reduce hospital losses associated with providing services to Medicaid***
15 ***recipients through an increase in provider reimbursement rates.***

16 ***(2) Should funds be inadequate to make a disproportionate share hospital***
17 ***payment to hospitals within either of the groups identified in subparagraph (1)(C) or***
18 ***(1)(D), an amount of \$1,000,000 shall be designated to make payments in accordance with***
19 ***42 U.S.C. 1396r-4(b) and distributed as follows:***

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

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

25 (b) The commissioner is hereby authorized and directed to develop and implement, in
26 connection with the payment by the state to hospitals for reimbursement of uncompensated care
27 costs, a schedule of payments for reimbursement of the uncompensated care costs of those hospitals
28 that are subject to the tax liability imposed under RSA 84-A and that participate in the state
29 Medicaid program. The reimbursement of uncompensated care costs paid in state fiscal year [2012]
30 **2014** and state fiscal year [2013] **2015** shall be in accordance with the schedule of payments to
31 hospitals that takes effect on or after July 1, [2011] **2013**, subject to the prior review and approval of
32 the federal Centers for Medicare and Medicaid Services, and shall be structured in a manner that is
33 consistent with all federal laws and regulations governing (i) Title XIX disproportionate share
34 hospital payment adjustments and other rate payments, (ii) conditions for receiving federal financial
35 participation, and (iii) permissible sources of state financial participation as provided for under 42
36 C.F.R. part 433 and all other applicable federal regulations.

1 55 Repeal. RSA 167:65, II, relative to reporting methodology of payment to the oversight
2 committee on health and human services, is repealed.

3 56 Department of Health and Human Services; Bureau of Adult and Elderly Services; Nursing
4 Facility Quality Assessment; Contingency. Notwithstanding RSA 84-C:11, I, for the biennium
5 ending June 30, 2015, the nursing facility quality assessment imposed by RSA 84-C shall not be
6 assessed, and no return shall be required to be made, upon the occurrence of any proceeds collected
7 from nursing facilities as defined in RSA 84-C:1,V(a), from the nursing facility quality assessment
8 being expended by the state or any state agency for any purpose other than funding nursing facility
9 expenditures through the nursing facility trust fund under RSA 151-E:14 and long-term care
10 services through the department of health and human services.

11 57 Department of Health and Human Services; Bureau of Adult and Elderly Services;
12 Intermediate Care Facilities (ICF); Use of ICF Separate Account. Notwithstanding the provisions of
13 RSA 84-D:5, for the biennium ending June 30, 2015, funds from the intermediate care facilities
14 separate account may be expended by the state for long-term care services through the department
15 of health and human services.

16 58 Department of Health and Human Services; Bureau of Adult and Elderly Services; Quality
17 Assessment Expenditures; State Expenditures for Long-Term Care Services. Notwithstanding the
18 provisions of RSA 151-E:14 and RSA 151-E:15-a, for the biennium ending June 30, 2015, 25 percent
19 of the receipts from the nursing facility quality assessment under RSA 84-C:3 and the intermediate
20 care facilities quality assessment under RSA 84-D:3 shall be deposited as restricted revenue in
21 accounts of the department of health and human services and shall be used in support of long-term
22 care services and not for any other purpose.

23 59 Department of Health and Human Services; Bureau of Adult and Elderly Services;
24 Congregate Housing and Services. Congregate housing provided for under the Medicaid waiver
25 pursuant to RSA 151-E and congregate services provided for in RSA 161-F:37 are suspended for the
26 biennium ending June 30, 2015.

27 60 New Paragraph; Department of Health and Human Services; Assistance to Newly Eligible
28 Population Consistent with Federal Law. Amend RSA 126-A:5 by inserting after paragraph XXI the
29 following new paragraph:

30 XXII.(a) Notwithstanding any provision of law to the contrary, the commissioner shall
31 submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and
32 Medicaid Services and take any other administrative and operational actions necessary to expand
33 eligibility for Medicaid in the state authorized by section 1902(a)(10)(A)(i)(VIII) and section
34 1902(e)(14) of the Social Security Act as amended by the Patient Protection and Affordable Care Act,
35 Public Law 111-148, as amended by the Health Care and Education Reconciliation Act of 2010,
36 Public Law 111-152 (hereinafter the “Act”). The state shall seek federal approval to provide medical
37 assistance to individuals who become eligible for Medicaid pursuant to this section and to other

1 individuals eligible under 1902(a)(10)(A)(i) in the same amount, duration, and scope. The expansion
2 provisions under this paragraph shall be implemented commencing January 1, 2014 or as soon
3 thereafter as is practicable.

4 (b) The commissioner may adopt rules, pursuant to RSA 541-A, as necessary to
5 implement the Medicaid eligibility expansion under subparagraph (a).

6 (c) The commissioner is authorized to accept and expend all federal funds authorized by
7 the Act as necessary to implement the eligibility expansion under subparagraph (a).

8 61 Medicaid Expansion. The state of New Hampshire may opt out of the Medicaid expansion
9 established pursuant to section 60 of this act at any time.

10 62 Department of Health and Human Services; Medicaid Breast and Cervical Cancer Program.
11 Enrollment in the Medicaid breast and cervical cancer program, under 42 U.S.C. section 1396a(aa),
12 shall be suspended effective December 31, 2013 conditioned upon implementation of the Medicaid
13 expansion group pursuant to RSA 126-A:5, XXII. Any individual covered under the Medicaid breast
14 and cervical cancer program prior to December 31, 2013 shall continue to be covered for the program
15 unless his or her medical treatment has concluded, or until the next redetermination of his or her
16 eligibility by the department, whichever event occurs later; whereas after, the individual's eligibility
17 for the Medicaid expansion group shall be determined by the department pursuant to RSA 126-A:5,
18 XXII. Commencing January 1, 2014, administrative rule He-W 641.09 shall be limited in its
19 application to only those individuals enrolled in the Medicaid breast and cervical cancer program
20 receiving treatment as of December 31, 2013 conditioned upon implementation of the Medicaid
21 expansion group pursuant to RSA 126-A:5, XXII.

22 63 Repeal. 1988, 192:12 as amended by 1990, 201:16, relative to certification of shelter
23 care/detention beds, is repealed.

24 64 Residential Care and Health Facility Licensing; Licenses. Amend RSA 151:5 to read as
25 follows:

26 151:5 Licenses. Licenses issued hereunder shall expire one year after the date of issuance.
27 Licenses shall be issued only for the premises and persons named in the application, and shall not be
28 transferable or assignable; ***provided that home health care providers, personal care***
29 ***providers, home health hospice providers, and case management agencies shall not be***
30 ***required to apply for and receive a new license if they change the physical location of their***
31 ***office within the one year licensing period.*** Licenses shall be posted in a conspicuous place on
32 the licensed premises. Fees for an annual license shall be as follows:

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

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

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

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

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

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 20 -

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

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

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

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

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

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

7 XII. Personal care providers:

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

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

10 XIII. Outpatient clinics; \$500.

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

12 XV. Ambulatory surgical centers; \$500.

13 XVI. Educational health centers; \$500.

14 XVII. Freestanding emergency rooms; \$500.

15 XVIII. Health promotion clinics; \$500.

16 XIX. Collecting stations; \$250.

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

18 XXI. Birthing centers; \$150.

19 XXII. Case management agencies; \$150.

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

21 65 New Section; New Hampshire Medicaid Enhancement Tax Commission Established. Amend
22 RSA 84-A by inserting after section 12 the following new section:

23 84-A:13 New Hampshire Medicaid Enhancement Tax Commission Established; Members;
24 Duties.

25 I.(a) There is hereby established a commission to be known as the New Hampshire Medicaid
26 enhancement tax commission. The members of the commission shall be as follows:

27 (1) Two members of the house of representatives, appointed by the speaker of the
28 house of representatives.

29 (2) Two members of the senate, appointed by the president of the senate.

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

31 (4) The commissioner of the department of revenue administration, or designee.

32 (5) The commissioner of the department of insurance, or designee.

33 (6) A representative of a licensed acute care hospital designated as a critical access
34 hospital, appointed by the governor.

35 (7) A representative of a licensed acute care hospital without critical access hospital
36 designation, appointed by the governor.

1 (8) A representative of a licensed acute care hospital with a specialty hospital
2 designation, appointed by the governor.

3 (9) A representative of health insurance carriers, appointed by the governor.

4 (10) Four public members, appointed by the governor.

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

7 (c) Members under subparagraphs (a)(1) through (5) shall serve terms coterminous with
8 their term of office. The other members of the commission shall serve 3-year terms, provided that
9 initial appointments shall be for staggered terms of one, 2, or 3 years.

10 II. The commission shall advise and recommend to the governor options for restructuring
11 the framework of the Medicaid enhancement tax (MET) to:

12 (a) Support sustainability of uncompensated care payments.

13 (b) Increase predictability of future annual MET revenues, taking into consideration the
14 MET revenue trends of recent years.

15 (c) Simplify the MET liability calculation.

16 (d) Address the forthcoming reduction in DSH allotments as directed by provisions of the
17 federal Patient Protection and Affordable Care Act, Public Law 111-148, as amended by the Health
18 Care and Education Reconciliation Act of 2010, Public Law 111-152.

19 III. The members of the commission shall elect a chairperson from among the members.
20 The first meeting of the commission shall be called by the chairperson no later than August 15, 2013.
21 The first meeting of the committee shall be held within 45 days of the effective date of this section.
22 Five members of the committee shall constitute a quorum.

23 66 Department of Corrections; Authority to Fill Unfunded Positions. Notwithstanding any
24 provision of law to the contrary, the commissioner of corrections may fill unfunded positions during
25 the biennium ending June 30, 2015, provided that the total expenditure for such positions shall not
26 exceed the amount appropriated for personal services, permanent, and personal services,
27 unclassified.

28 67 Department of Corrections; Transfers. Notwithstanding any provision of law to the contrary,
29 and subject to approval of the fiscal committee of the general court and governor and council, for the
30 biennium ending June 30, 2015, the commissioner of the department of corrections is authorized to
31 transfer funds within and among all accounting units within the department and to create
32 accounting units and expenditure classes as required and as the commissioner deems necessary and
33 appropriate to address present or projected budget deficits, or to respond to changes in federal law,
34 regulations, or programs, and otherwise as necessary for the efficient management of the
35 department.

36 68 Department of Corrections; Overtime. In the event that expenditures in class line 018
37 overtime within the department of corrections are greater than amounts appropriated, the

1 commissioner may request, for the biennium ending June 30, 2015, with prior approval of the fiscal
2 committee of the general court, that the governor and council authorize additional funding. Upon
3 fiscal committee and governor and council approval, the governor is authorized to draw a warrant for
4 said sums out of any money in the treasury not otherwise appropriated.

5 69 Child Protection Act; Liability of Expenses. Amend RSA 169-C:27, I(f) to read as follows:

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

9 70 Adequate Representation Costs. Amend RSA 604-A:1-a to read as follows:

10 604-A:1-a Neglected or Abused Children. In cases involving a neglected or abused child, when a
11 guardian ad litem is appointed for the child as provided in RSA 169-C:10, the cost of such
12 appointment shall be paid from funds appropriated for indigent defense pursuant to this chapter. **In**
13 **cases involving a neglected or abused child, when an attorney is appointed to represent a**
14 **parent determined to be indigent pursuant to RSA 169-C:10, II, at the preliminary hearing**
15 **or a hearing pursuant to RSA 169-C:6-a, III, whichever occurs earlier, the cost of such**
16 **appointment shall be paid from funds appropriated for indigent defense pursuant to this**
17 **chapter.**

18 71 Child Protection Act; Preliminary Hearing. Amend RSA 169-C:15, III(a) to read as follows:

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

21 72 Child Protection Act; Appointment of Counsel. Amend RSA 169-C:10, II(a) to read as follows:

22 (a) In cases involving a neglected or abused child under this chapter, where the child's
23 expressed interests conflict with the recommendation for dispositional orders of the guardian ad
24 litem, the court may appoint an attorney to represent the interests of the child. **In any case of**
25 **neglect or abuse brought pursuant to this chapter, the court shall appoint an attorney to**
26 **represent an indigent parent alleged to have neglected or abused his or her child. In**
27 **addition, the court may appoint an attorney to represent an indigent parent not alleged to**
28 **have neglected or abused his or her child if the parent is a household member and such**
29 **independent legal representation is necessary to protect the parent's interest. The court**
30 **shall not appoint an attorney to represent any other persons involved in a case brought**
31 **under this chapter.**

32 73 Liquor Commission. Amend RSA 176:1 to read as follows:

33 176:1 Commission. There shall be a state liquor commission ~~[consisting of 3 members]~~ **under**
34 **the executive direction of a liquor commissioner, who shall also be known as the chairman**
35 **of the liquor commission**, appointed by the governor with the consent of the council. ~~[Not more~~
36 ~~than 2 members shall belong to the same political party. Each member]~~ **The commissioner shall**
37 **have significant business management and retail experience and shall complete a**

1 *criminal history records check prior to confirmation by the council. The liquor*
2 *commissioner* shall hold office for a term of 6 years. If a vacancy shall occur [~~in the commission~~], it
3 shall be filled for the remainder of the term. [~~Any or all of the commissioners~~] *The commissioner*
4 may be removed by the governor and council for cause.

5 74 Chairman; Compensation. Amend RSA 176:2 to read as follows:

6 176:2 [~~Chairman~~] *Liquor Commissioner*; Compensation. [~~The chairman of the commission~~
7 ~~shall be appointed and commissioned as such by the governor with the consent of the council, and his~~
8 ~~term shall be coterminous with each term of the governor unless his successor shall have been~~
9 ~~sooner appointed. The expiration or termination of a commission member's term of office as~~
10 ~~chairman of the commission shall in no way affect the length of his term as a commission member as~~
11 ~~established under RSA 176:1.] The annual salary of [~~each member of the commission~~] *the*
12 *commissioner* shall be as specified in RSA 94:1-a, and the [~~commissioners~~] *commissioner* shall
13 receive [~~their~~] *his or her* reasonable expenses while traveling in the performance of [~~their~~] *his or*
14 *her* duties, provided that [~~they~~] *the commissioner* shall not be allowed as expenses, travel between
15 [~~their places~~] *his or her place* of residence and [~~their~~] *the commissioner's* office in Concord, nor
16 shall [~~they~~] *the commissioner* be allowed board or lodging while in Concord. The [~~chairman of the~~
17 ~~commission~~] *commissioner* shall serve as the representative to the National Alcoholic Beverage
18 Control Association.~~

19 75 New Section; Deputy Commissioner. Amend RSA 176 by inserting after section 2 the
20 following new section:

21 176:2-a Deputy Commissioner.

22 I. The commissioner shall nominate a deputy commissioner for appointment by the governor
23 with the consent of the council who shall be qualified to hold that position by reason of education and
24 experience. The deputy commissioner shall hold office for a term of 4 years and may be reappointed.
25 The deputy commissioner shall be subject to a background check by the state police prior to
26 appointment.

27 II. If a vacancy shall occur in said office, it shall be filled for the remainder of the term. The
28 deputy commissioner may be removed by the governor and council for cause.

29 III. The annual salary of the deputy commissioner shall be as specified in RSA 94:1-a.

30 IV. The deputy commissioner shall perform such duties as are assigned by the
31 commissioner. The deputy commissioner shall assume the duties of the commissioner in the event
32 that the commissioner is unable for any reason to perform such duties.

33 V. The deputy commissioner shall, subject to the supervision of the commissioner, exercise
34 authority as required to ensure that the divisions and their directors are implementing the
35 organizational goals and managing the work of the commission in an effective and efficient manner.

36 76 Requirements. Amend RSA 176:4 to read as follows:

37 176:4 Requirements. The [~~members of the commission~~] *commissioner* shall devote [~~their~~] *his*

1 ~~or her~~ entire time to the service of the commission. ~~[No member of the commission]~~ **The**
 2 **commissioner** shall ~~[be directly or indirectly interested]~~ **not have any financial interest, direct**
 3 **or indirect**, in the liquor or beverage business. The compensation and expenses of the
 4 ~~[commissioners]~~ **commissioner** and the expenses of the administration of this chapter shall be paid
 5 by the state on the warrant of the governor with the approval of the council.

6 77 Divisions and Directors. Amend RSA 176:8 to read as follows:

7 176:8 Divisions and Directors. The commission shall have 3 divisions under the direction of
 8 unclassified division directors. The directors shall be ~~[appointed by the commission and serve at the~~
 9 ~~pleasure of the commission based on]~~ **nominated by the commissioner for appointment by the**
 10 **governor with the consent of the council and shall serve for terms of 4 years dependent**
 11 **upon maintaining** good behavior and competence. There shall be a division of marketing,
 12 merchandising, and warehousing, a division of administration, and a division of enforcement and
 13 licensing. **The director of the division of enforcement and licensing shall be subject to a**
 14 **background check by the state police prior to appointment.**

15 78 Investigations. Amend RSA 176:9, III to read as follows:

16 III. ~~[Any member of the commission]~~ **The commissioner**, assistant, or liquor investigator
 17 may enter any place where liquor, beverages, or tobacco products are sold or manufactured, at any
 18 time, and may examine any license or permit issued or purported to have been issued under the
 19 terms of this title. They shall make complaints for violations of this title.

20 79 Purchases by the Liquor Commission. Amend RSA 176:17 to read as follows:

21 176:17 Purchases by the Liquor Commission. The liquor commission shall purchase all liquor,
 22 wine, and beverages from primary sources. For the purposes of this title, primary source means the
 23 manufacturer or producer, whether or not it is within the state. If a primary source is not available,
 24 the ~~[commission]~~ **commissioner** may, if ~~[it]~~ **he or she** feels it is in the best interests of the state,
 25 ~~[vote at its regular meeting to]~~ allow an exemption and shall explain why such exemption has been
 26 allowed.

27 80 Employment Prohibited. Amend RSA 179:21 to read as follows:

28 179:21 Employment Prohibited. No elected state official, ~~[member of the]~~ liquor ~~[commission]~~
 29 **commissioner**, or employee of the liquor commission responsible for making recommendations to
 30 the commission relative to the purchase of liquor, wine, or beer shall hold a liquor or wine
 31 representative license for a period of ~~[4]~~ **one** year from the date that such person leaves office or
 32 terminates such employment.

33 81 Employment Intervention. Amend RSA 179:22, II to read as follows:

34 II. It shall be unlawful for **the liquor commissioner or** any ~~[member or]~~ employee of the
 35 commission knowingly to intervene in the selection, employment, or dismissal of any liquor or wine
 36 representative, or other agent or employee of any distiller, importer, rectifier, or other holder of a
 37 liquor or wine manufacturer license or liquor or wine vendor license.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 25 -

1 82 Hearings. Amend RSA 179:56, I to read as follows:

2 I. The commission shall adopt and publish rules pursuant to RSA 541-A, to govern its
3 proceedings and to regulate the mode and manner of all investigations and hearings before it. All
4 hearings before the commission shall be in accordance with RSA 541-A:31-36. In any such
5 investigation or hearing the commission shall not be bound by the technical rules of evidence. The
6 commission~~[, or any member,]~~ may subpoena witnesses and administer oaths in any proceeding or
7 examination instituted before or conducted by it, and may compel, by subpoena, the production of
8 any accounts, books, contracts, records, documents, memoranda, and papers of any kind whatever.
9 Witnesses summoned before the commission shall be paid the same fees as witnesses summoned to
10 appear before the superior court, and such summons issued by any justice of the peace shall have the
11 same effect as though issued for appearance before such court.

12 83 Applicability.

13 I. The chairman and next senior member of the liquor commission holding their offices on
14 the effective date of sections 73-82 of this act shall remain in office until the expiration of their
15 appointed terms. The chairman shall assume the title and duties of the commissioner and the next
16 senior member shall assume the title and duties of the deputy commissioner for the remainder of
17 their terms. The salaries of the chairman and next senior member shall not be reduced during their
18 service as commissioner and deputy commissioner for the unexpired term.

19 II. The initial appointment of division directors under RSA 178:8, as amended by this act,
20 shall be for abbreviated terms determined by the governor and council so that the expiration of
21 appointed terms shall be one year apart.

22 III. Sections 73-82 of this act shall not affect the validity of any rule, order, or contract of the
23 commission adopted, issued, or executed prior to the effective date of such sections.

24 84 School Money; Distribution Schedule of Adequate Education Grants. Amend RSA 198:42, IV
25 to read as follows:

26 IV. For the fiscal year beginning July 1, ~~[2011]~~ **2013**, and every fiscal year thereafter, the
27 department of education may expend funds up to ~~[110]~~ **100** percent of budgeted amounts as
28 necessary to fund chartered public school tuition payments under RSA 194-B:11, I. Said amounts
29 are hereby appropriated to the department from the education trust fund established under RSA
30 198:39. The education trust fund shall be used to satisfy the state's obligation under this paragraph.
31 The payment shall be issued regardless of the balance of funds available in the education trust fund.
32 ~~[In the event that chartered public school tuition payments exceed budgeted amounts by over 10~~
33 ~~percent, the department of education may expend funds in excess of said amounts, with the approval~~
34 ~~of the fiscal committee of the general court and governor and council. Said funds shall be paid from~~
35 ~~the education trust fund established under RSA 198:39 upon the warrant of the governor out of any~~
36 ~~money in the fund not otherwise appropriated.]~~

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 26 -

1 85 Committee Established. There is established a committee to study both the realized and
2 potential effects of chartered public school funding options on the state’s economy and existing
3 revenue base.

4 I. The members of the committee shall be as follows:

5 (a) One member of the house ways and means committee, appointed by the speaker of
6 the house of representatives.

7 (b) One member of the senate ways and means committee, appointed by the president of
8 the senate.

9 (c) Two members of the house of representatives, appointed by the speaker of the house
10 of representatives.

11 (d) One member of the state board of education, appointed by the chairman of the state
12 board of education.

13 (e) One member with experience in public education, appointed by the governor.

14 II. The committee shall solicit advice and testimony from the chairman of the state board of
15 education, or another member designated by the chairman, and from members of the public with
16 experience in public education recommended by the governor.

17 III. Legislative members of the committee shall receive mileage at the legislative rate when
18 attending to the duties of the committee.

19 IV. The committee shall study the following issues:

20 (a) Costs of instruction in a chartered public school.

21 (b) Funding mechanisms for chartered public schools, including the current state
22 adequate education funding model.

23 (c) Costs of administration and facilities.

24 (d) Stability and sustainability of chartered public schools over time.

25 V. The members of the study committee shall elect a chairperson from among the members.
26 The first meeting of the committee shall be called by the first-named house member. The first
27 meeting of the committee shall be held within 45 days of the effective date of this section. Three
28 members of the committee shall constitute a quorum.

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

32 86 Chartered Public Schools; Approval by State Board of Education. Amend RSA 194-B:3-a to
33 read as follows:

34 194-B:3-a Chartered Public School Approval by State Board of Education.

35 I. The state board of education may grant charter status to applicants that meet the
36 requirements of this chapter.

1 II. The proposed chartered public school application shall be presented for approval directly
2 to the state board of education by the applicant for the prospective chartered public school. The
3 content of such application shall conform to the requirements set forth in RSA 194-B:3, II(a)-(bb) and
4 (dd) **and shall also contain, within the application’s renewal provision, language requiring**
5 **the state board of education to approve any change in enrollment.** The department of
6 education shall notify an applicant of any missing information within 10 days of the initial filing.
7 The applicant shall file any missing information before the department reviews the application.

8 III. The department of education may forward the proposed application to the applicant,
9 along with a written statement detailing any suggested amendments or modifications.

10 IV. The state board of education shall either approve or deny an application using
11 reasonable discretion in the assessment of the elements set forth in RSA 194-B:3, II, (a)-(bb) and (dd)
12 **and whether, in the discretion of the state board the proposed chartered public school**
13 **serves the state’s needs geographically or programmatically.** Approval of an application
14 constitutes the granting of charter status and the right to operate as a public chartered public school.
15 The state board of education shall notify all applicants of its decision in writing, and shall include in
16 any notice of denial a written statement specifying any areas deemed deficient, the reasons for the
17 denial, and explaining that the applicant may reapply under RSA 194-B:3 or under this section in a
18 subsequent year.

19 V. **Any material change to an approved application, charter, or contract, including**
20 **any change in enrollment, shall be submitted to the state board of education for approval.**

21 VI.(a) The following provisions of law shall not apply to chartered public school applications
22 proposed under this section, or to chartered public schools granted approval for operation under this
23 section:

24 (1) RSA 194-B:3, II(cc).

25 (2) RSA 194-B:3, III-IV.

26 (3) RSA 194-B:3, XI.

27 (4) RSA 194-B:15, II.

28 (b) Except as provided in this paragraph, the provisions of RSA 194-B shall apply to
29 chartered public schools approved for operation by the state board of education under this section.

30 (c) Not more than 10 percent of the resident pupils in any grade shall be eligible to
31 transfer to a chartered public school in any school year without the approval of the local school
32 board.

33 87 Chartered Public Schools; Reporting Requirements. Amend RSA 194-B:10, III to read as
34 follows:

35 III. To ensure compliance with its application and contract and applicable law, a chartered
36 public school shall be subject to a first year [~~and periodic subsequent~~] program [~~audits~~] **audit** by the

1 department of education or its agent, *and shall be subject to a program audit by the*
2 *department of education at least once every 3 years thereafter.*

3 88 Chartered Public Schools; Funding for Biennium. Notwithstanding RSA 198:42, IV, funding
4 for chartered public schools for the fiscal year ending June 30, 2014 shall not exceed \$18,573,856 and
5 for the fiscal year ending June 30, 2015 shall not exceed \$21,018,560. No additional expenditures for
6 chartered public schools shall be made during the biennium ending June 30, 2015.

7 89 New Paragraph; Community College System Retiree Health Benefit Fund. Amend RSA 188-
8 F:7 by inserting after paragraph IV the following new paragraph:

9 V. There is hereby established in the office of the treasurer a fund to be known as the
10 community college system retiree health benefit, which shall be accounted for separately from other
11 funds. All moneys credited to the fund from payments made to the treasurer by the community
12 college system shall be used exclusively for payment of the costs associated with the provision of
13 retiree health care benefits for community college employees who retired after July 1, 2011 and
14 became eligible for retiree health care benefits. The plan design and cost-sharing arrangement shall
15 be equivalent to the health benefits offered to retired state employees pursuant to RSA 21-I:30,
16 RSA 21-I:30, XIII and RSA 100-A:54, III shall apply to such retirees. The moneys in the fund shall
17 be nonlapsing and continually appropriated to the treasurer.

18 90 New Chapter; New Hampshire Scholarship Program. Amend RSA by inserting after chapter
19 200-M the following new chapter:

20 CHAPTER 200-N

21 NEW HAMPSHIRE SCHOLARSHIP PROGRAM

22 200-N:1 Program Established. There is hereby established the New Hampshire scholarship
23 program which shall be administered by the department of education. The purpose of this program
24 is to provide academic scholarships to students pursuing a degree at a public postsecondary
25 educational institution in New Hampshire, or outside of New Hampshire if the educational
26 institution is located in a state that has entered into a reciprocal scholarship agreement with New
27 Hampshire. All funds received pursuant to this chapter shall be nonlapsing and continually
28 appropriated to the department of education for the purposes of this program.

29 200-N:2 Program Criteria.

30 I. Any student who has graduated from a public or private high school or has received a
31 GED or other high school equivalency certificate in New Hampshire, who is interested in pursuing
32 an associate's, bachelor's, or master's degree at any public postsecondary educational institution in
33 New Hampshire, or outside of New Hampshire if the educational institution is located in a state that
34 has entered into a reciprocal scholarship agreement with New Hampshire, and whose family income
35 is less than 200 percent of the state median family income based on the most recent calculations by
36 the United States Department of Commerce, Census Bureau, shall be eligible to apply for this
37 program.

1 II. Applicants who are selected to receive a scholarship under this program shall meet the
2 academic and other criteria as may be established pursuant to this chapter. The scholarship shall be
3 for a maximum of 5 academic years.

4 200-N:3 Rulemaking. The commissioner of the department of education shall adopt rules,
5 pursuant to RSA 541-A, relative to the following:

6 I. The academic standards by which scholarships shall be awarded.

7 II. Priorities in awarding scholarships where the funds available for scholarships are less
8 than the amount needed for eligible applicants.

9 III. A scholarship application process, which includes but is not limited to requiring that all
10 applicants complete a formal scholarship application on appropriate forms to be developed by the
11 department of education and time frames for the application process.

12 IV. Procedures for awarding and disbursing scholarships.

13 V. Procedures for determining the amount of funds available each fiscal year for
14 scholarships.

15 91 Repeal. The following are repealed:

16 I. RSA 77-A:5, XV, relative to the education tax credit against the business profits tax.

17 II. RSA 77-E:3-d, relative to the education tax credit against the business enterprise tax.

18 III. RSA 77-G, relative to the education tax credit.

19 92 Repeal. 2011, 224:221, relative to fines paid by mail, is repealed.

20 93 Police Standards and Training Council Training Fund. Amend RSA 188-F:30 to read as
21 follows:

22 188-F:30 Police Standards and Training Council Training Fund. There is established in the
23 state treasury a separate fund to be known as the police standards and training council training
24 fund from which the state treasurer shall pay expenses incurred in the administration of this
25 subdivision. ***This fund shall be nonlapsing and continually appropriated to the police***
26 ***standards and training council.***

27 94 Fire Standards and Training and Emergency Medical Services Fund. Amend RSA 21-P:12-d
28 to read as follows:

29 21-P:12-d Fire Standards and Training and Emergency Medical Services Fund. There is
30 established in the office of the state treasurer a separate, nonlapsing fund to be known as the fire
31 standards and training and emergency medical services fund from which the state treasurer shall
32 pay expenses incurred in the administration of the division of fire standards and training and
33 emergency medical services, under RSA 21-P:12-a, the division of fire safety, under RSA 21-P:12, the
34 division of homeland security and emergency management, and the position of fireworks inspector,
35 under RSA 160-C:17. ***If the expenditure of additional funds over budget estimates was***
36 ***unanticipated and is necessary for the proper functioning of the division of fire standards***
37 ***and training and emergency medical services, the division of fire safety, or the division of***

1 *homeland security and emergency management, the commissioner of the department of*
2 *safety may transfer funds, with the prior approval of the fiscal committee of the general*
3 *court, from this fund to the department of safety for such purposes.*

4 95 Land and Community Heritage Investment Program Trust Fund; Deposit of Recording
5 Surcharge. Notwithstanding the provisions of RSA 478:17-g, II(c), for the fiscal year ending June 30,
6 2014, the amount of \$2,000,000 received from the recording surcharge collected by registers of deeds
7 under RSA 478:17-g, II(a) shall be credited to the general fund and the remainder of the funds
8 received from the surcharge shall be deposited in the land and community heritage investment
9 program trust fund under RSA 227-M:7, and for the fiscal year ending June 30, 2015, the amount of
10 \$1,000,000 received from the recording surcharge collected by registers of deeds under RSA 478:17-g,
11 II(a) shall be credited to the general fund and the remainder of the funds received from the
12 surcharge shall be deposited in the land and community heritage investment program trust fund
13 under RSA 227-M:7.

14 96 PUC Expenditure for Green Launching Pad. Notwithstanding any other law to the contrary,
15 in each year of the biennium ending June 30, 2015, the public utilities commission shall expend
16 \$250,000 of agency income appropriated in class line 102 in accounting unit 02-81-81-811510-5454,
17 renewable energy fund, to provide funds to the Green Launching Pad at the university of New
18 Hampshire.

19 97 Business Enterprise Tax; Threshold Amounts for Taxation; Effective Date. Amend 2012,
20 279:12, I to read as follows:

21 I. Section 1 of this act shall be in effect for taxable periods ending on or after December 31,
22 ~~[2013]~~ **2015**.

23 98 Tobacco Tax Rate Increased. Amend RSA 78:7 to read as follows:

24 78:7 Tax Imposed. A tax upon the retail consumer is hereby imposed at the rate of ~~[\$1.68]~~ **\$1.98**
25 for each package containing 20 cigarettes or at a rate proportional to such rate for packages
26 containing more or less than 20 cigarettes, on all cigarettes sold at retail in this state. The payment
27 of the tax shall be evidenced by affixing stamps to the smallest packages containing the cigarettes in
28 which such products usually are sold at retail. The word “package” as used in this section shall not
29 include individual cigarettes. No tax is imposed on any transactions, the taxation of which by this
30 state is prohibited by the Constitution of the United States.

31 99 Tobacco Tax Rate. Amend RSA 78:7-c to read as follows:

32 78:7-c Tax Imposed on Tobacco Products Other Than Cigarettes. A tax upon the retail consumer
33 is hereby imposed on tobacco products other than cigarettes at a rate of ~~[48]~~ **56.6** percent of the
34 wholesale sales price. The tax under this section may be rounded to the nearest cent if the
35 commissioner determines that the amount of tax would not thereby be made materially
36 disproportionate. No such tax is imposed on any transactions, the taxation of which by this state is
37 prohibited by the Constitution of the United States. No such tax shall be imposed on premium

1 cigars.

2 100 Applicability. Sections 98 and 99 of this act shall apply to all persons licensed under RSA
3 78:2. Such persons shall inventory all cigarettes and taxable tobacco products other than cigarettes
4 in their possession and file a report of such inventory with the department of revenue administration
5 on a form prescribed by the commissioner within 60 days after the effective date of this section. The
6 tax rate effective July 1, 2013 shall apply to such inventory and the difference, if any, in the amount
7 paid previously on such inventory and the current effective rate of tax shall be paid with the
8 inventory form. The inventory form shall be treated as a tax return for the purpose of computing
9 penalties under RSA 21-J.

10 101 Repeal. 2011, 224:379 through 224:381, relative to contingent tax rate increases of the
11 tobacco tax on cigarettes and other tobacco products based on reporting of tobacco tax revenues, are
12 repealed.

13 102 Tax on Meals and Rooms; Disposition of Revenue. RSA 78-A:26, I is repealed and reenacted
14 to read as follows:

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

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

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

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

36 (d) The remainder to the general fund.

37 103 Reference Change. Amend RSA 6:12, I(b)(21) to read as follows:

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

- Page 32 -

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

4 104 Carry Forward Credit Period Changes; Effective Date. Amend 2011, 225:2 and 225:3 to
5 read as follows:

6 225:2 Applicability. Section 1 of this act shall take effect for taxable periods ending on or after
7 July 1, [~~2014~~] **2015**.

8 225:3 Effective Date. This act shall take effect July 1, [~~2014~~] **2015**.

9 105 Director of Division of Forests and Lands; Retirement Classification. Notwithstanding the
10 provisions of RSA 100-A:1 or RSA 100-A:3 to the contrary, if the person holding the position of acting
11 director of the division of forests and lands, department of resources and economic development, on
12 the effective date of this act is appointed as the full-time director of the division of forests and lands,
13 such person may continue to be considered a permanent fireman in group II for the term of such
14 person's service as director, provided that immediately prior to appointment as director such person
15 was a group II member and continues to meet the physical, mental, educational, and other
16 qualifications to fight forest fires as a group II fireman.

17 106 Fish and Game Department; Publications, Specialty Items and Fund Raising Revolving
18 Fund. Amend RSA 206:22-a, III to read as follows:

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

23 107 Fish and Game Department; Accounts Transferred; Prepaid Fish and Game License Fund.
24 All moneys existing in the prepaid fish and game license account as of June 30, 2013 shall be
25 transferred to the fish and game fund established in RSA 206:33.

26 108 Repeal. The following are repealed:

27 I. RSA 214:9-c, IV and V, relative to moneys received for lifetime licenses for hunting,
28 fishing, and trapping.

29 II. RSA 214:9-cc, IV and V relative to moneys received for lifetime licenses for bow and
30 arrow, muzzleloader, and crossbow.

31 III. RSA 6:12, I(b)(163), relative to prepaid fish and game license fund.

32 109 Fish and Game Department; Utilization of Funds to Support Staff Costs. Notwithstanding
33 any other provision of law, for the biennium ending June 30, 2015, the executive director of the fish
34 and game department, with the approval of the fish and game commission, may utilize funds in the
35 wildlife habitat account established in RSA 214:1-f and fisheries habitat account established in RSA
36 214:1-g for the wages, salaries, benefits, and other expenses of the department employees.

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 33 -

1 110 Fish and Game Department; Utilization of Funds to Support Staff Costs. Notwithstanding
2 any other provision of law, for the biennium ending June 30, 2015, the executive director of the fish
3 and game department may utilize funds in the statewide public boat access fund established in
4 RSA 233-A:13 for the wages, salaries, benefits, and other expenses of the department employees.

5 111 New Section; Fish and Game Department; Divisions Within the Department. Amend
6 RSA 206 by inserting after section 1 the following new section:

7 206:1-a Divisions Within the Department. There are established the following divisions, as
8 defined in RSA 21-G:5, within the fish and game department:

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

10 II. The fisheries division.

11 III. The wildlife division.

12 IV. The business division.

13 V. The facilities and lands division.

14 VI. The law enforcement division.

15 VII. The public affairs division.

16 VIII. The office of the executive director.

17 112 Fish and Game Department; Fish Food Sales Revenue. Amend RSA 206:35-c to read as
18 follows:

19 206:35-c Fish Food Sales Revenues. The state treasurer shall establish a separate account to
20 which shall be credited all monies collected by the fish and game department from the sale of fish
21 food at hatchery vending machines. The ~~monies~~ **moneys** in said account shall be used for the
22 acquisition and maintenance of fish hatchery equipment **and/or emergency trout or salmon egg**
23 **purchase** and are hereby appropriated for said purposes. Said funds shall be nonlapsing and are to
24 be expended for the purposes of this section as determined by the executive director with the
25 approval of the commission.

26 113 Certificate of Need; Nursing Home Beds; Rehabilitation Beds; Moratorium Extended.
27 Amend RSA 151-C:4, III(a) to read as follows:

28 III.(a) No new certificate of need shall be granted by the board for any nursing home, skilled
29 nursing facility, intermediate care facility, or rehabilitation facility from the effective date of chapter
30 310, laws of 1995, department of health and human services reorganization act, through the period
31 ending June 30, ~~2014~~ **2017**. This moratorium shall also apply to new certificates of need regarding
32 any rehabilitation bed in any type of facility, including rehabilitation hospitals and facilities offering
33 comprehensive rehabilitation services. However, a certificate of need shall be issued for replacement
34 or renovation of existing beds as necessary to meet life safety code requirements or to remedy
35 deficiencies noted in a licensing inspection pursuant to RSA 151 or state survey and certification
36 process pursuant to titles XVIII and XIX of the Social Security Act. In addition, a certificate of need
37 may be issued for construction or renovation as necessary to repair or refurbish an existing facility,

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 34 -

1 or to accommodate additional beds obtained by transfer to an existing facility. In the case of repair,
2 refurbishment, or transferred beds, the resulting costs in excess of the current capital expenditure
3 threshold as adjusted for inflation pursuant to RSA 151-C:5, II(f)(1) shall not be reflected in any
4 state Medicaid rate. Any application for a certificate of need under this subparagraph shall indicate
5 whether it is for a life safety code requirement or to remedy deficiencies noted in a licensing
6 inspection or whether it is for repair or refurbishment of an existing facility or for transferred beds.
7 If the application is approved, it shall be deemed that the board has agreed with the indicated reason
8 for such application.

9 114 Health Services Planning and Review Board. RSA 151-C:3 is repealed and reenacted to
10 read as follows:

11 151-C:3 Health Services Planning and Review Board.

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

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

15 (2) The insurance commissioner, or designee.

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

22 (b) The commissioner of the department of health and human services, or designee, and
23 the insurance commissioner, or designee, shall serve as the only permanent members of the board.
24 All other members of the board shall serve 3-year terms, provided that of the initial members, one
25 person appointed pursuant to subparagraph I(a)(3) shall serve for one year, one person appointed
26 pursuant to subparagraph I(a)(3) shall serve for 2 years, and one person appointed pursuant to
27 subparagraph I(a)(3) shall serve for 3 years. Members of the board shall not serve more than 2 full
28 consecutive terms.

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

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

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

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

5 115 Certificate of Need; Standard Development. Amend RSA 151-C:5, II(a) to read as follows:

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

9 116 Certificate of Need; Standard Development. Amend RSA 151-C:5, II(d)-(f) to read as
10 follows:

11 (d)(1) The purchase, lease, **by either capital, operating or any other kind of lease,**
12 donation, transfer, or other [~~comparable~~] arrangement by or on behalf of a health care provider **to**
13 **obtain the use** of diagnostic or therapeutic equipment for which [~~the cost or, in the case of~~
14 ~~donation,~~] the value is in excess of \$400,000, including standards for one or more articles of
15 diagnostic or therapeutic equipment which are necessarily interdependent in the performance of
16 their ordinary functions as determined by the board.

17 (2) The board shall not develop standards for the purchase of **replacement**
18 equipment which is substantially similar to equipment owned by the provider within the preceding
19 12 months, provided the **replacement** equipment will **be used in the same facility as the**
20 **replaced equipment, will** not result in a substantial increase in **total annual** operating costs **to**
21 **the health care provider** above that of the [~~existing or~~] replaced equipment, **and the replaced**
22 **equipment will be removed from service by the health care provider or any of its affiliates.**
23 **Regardless of any other criteria for determining if equipment is substantially similar,**
24 **replacement equipment shall not be substantially similar if its value exceeds the original**
25 **value of the replaced equipment by more than 15 percent plus inflation since the**
26 **acquisition of the replaced equipment;**

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

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

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

1 service areas of such hospitals.

2 117 New Paragraph; Certificate of Need; Standard Development. Amend RSA 151-C:7 by
3 inserting after paragraph IV the following new paragraph:

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

7 118 New Section; Additional Reports Required. Amend RSA 151-C by inserting after section 12
8 the following new section:

9 151-C:12-a Additional Reports Required.

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

13 II. The department of health and human services shall make periodic reports to the board
14 relative to the operating costs of a particular project and the overall costs to the state using the all-
15 payer claims data base.

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

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

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

23 119 Certificate of Need; Definitions. Amend RSA 151-C:2, VI to read as follows:

24 VI. "Capital expenditure" means an expenditure which, under generally accepted accounting
25 principles consistently applied, is not properly chargeable as an expense of operation or
26 maintenance, and includes acquisition by purchase, by transfer, or by **capital, operating or any**
27 **other type of** lease or comparable arrangement, or through donation, if the expenditure would have
28 been considered a capital expenditure if acquisition had been by purchase.

29 120 Repeal. RSA 151-C, relative to the certificate of need law, is repealed.

30 121 Exemption Added. Amend RSA 151-C:13, I(h) and (i) to read as follows:

31 (h) Notwithstanding any other provision of this chapter, a skilled nursing facility
32 distinct part unit established by Androscoggin Valley Hospital or Franklin Regional Hospital in
33 order to qualify as a critical access hospital under 42 U.S.C. section 1395i-4 and 42 CFR Part 485,
34 Subpart F; provided, that the number of beds in the skilled nursing facility distinct part unit shall
35 not exceed the hospital's existing skilled nursing patient capacity. For purposes of this
36 subparagraph, the term "existing skilled nursing patient capacity" means with respect to each
37 month, the number of skilled nursing patient days for such month divided by the number of days in

1 such month, and shall be the highest such number from the 12-month period ending immediately
2 prior to the filing of the federal request for approval of the distinct part unit; provided, however, that
3 the number determined under this subparagraph shall not exceed 10 beds; ~~and~~

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

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

8 122 Repeal. 2012, 282:17, II, relative to a prospective repeal of RSA 151-C, is repealed.

9 123 Certificate of Need; Issuance. Amend RSA 151-C:9, I to read as follows:

10 I. Upon completion of the review, the board, by majority vote of eligible board members,
11 shall render a decision on the applicant or applicants which filed in response to a request for
12 application. Any board member who has a personal or business conflict with any application shall
13 not vote on such application. The decision shall be in the form of an approval, denial, or an approval
14 with conditions. An approval of a certificate of need shall be in conformance with the standard used
15 as the basis for the request for application. ***The board shall not deny any application which***
16 ***satisfies the applicable standard developed under RSA 151-C:5 solely because the new***
17 ***institutional health service proposed by the applicant is likely to cause economic harm to***
18 ***an existing provider of health care services other than a hospital which qualifies as a***
19 ***critical access hospital under federal law. The board may deny an application based on***
20 ***finding a new institutional health service is likely to have a material adverse impact on***
21 ***quality of care or access to services.***

22 124 New Section; Certificate of Need; State Health Plan. Amend RSA 151-C by inserting after
23 section 4 the following new section:

24 151-C:4-a State Health Plan.

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

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

30 (b) Access to necessary health care services.

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

33 II. The board shall make an annual report beginning December 1, 2013 to the governor,
34 president of the senate, speaker of the house of representatives, commissioner of the department of
35 health and human services, commissioner of the insurance department, and commissioner of the
36 department of administrative services. The annual report shall assess progress toward meeting the
37 state health plan goals.

1 125 Applicability. The current health services planning and review board shall continue to
2 function until the new board established in section 114 of this act is in place.

3 126 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 appropriated for capital improvement projects at Cannon Mountain as determined by the
9 commissioner.

10 127 Education; College Tuition Savings Plan; UNIQUE Endowment Allocation Program.
11 Amend RSA 195-H:4, V to read as follows:

12 V. Notwithstanding RSA 6:12, I(b)(115), for the biennium ending June 30, ~~[2013]~~ **2015**,
13 annual administrative fees, less any annual administrative costs that are generated from the
14 New Hampshire college tuition savings plan, less ~~[\$500,000]~~ **\$625,000** per year which shall be
15 distributed to *public and* private New Hampshire colleges and universities under the UNIQUE
16 endowment allocation program established in administrative rule Csp ~~[701-703]~~ **700, less amounts**
17 **appropriated to the department of education for need-based scholarships**, shall be allocated
18 in the following manner: 70 percent of such total shall be paid annually prior to the end of each state
19 fiscal year to the university system of New Hampshire and 30 percent of such total shall be paid
20 annually prior to the end of each state fiscal year to the community college system of
21 New Hampshire.

22 128 Department of Employment Security; Deputy Commissioner. RSA 282-A:109 is repealed
23 and reenacted to read as follows:

24 282-A:109 Deputy Commissioner.

25 I. The commissioner of employment security shall nominate for appointment by the
26 governor, with the consent of council, a deputy commissioner of the department of employment
27 security, who shall serve for a term of 4 years and shall be qualified to hold that position by reason of
28 education and experience. The deputy commissioner shall act as commissioner whenever the
29 commissioner of the department of employment security is incapacitated, absent, or unable to act for
30 any cause. The deputy commissioner shall also act as commissioner of the department of
31 employment security until a new commissioner is duly appointed whenever there is no
32 commissioner.

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

34 129 Department of Employment Security Deputy Commissioner.

35 I. There is established within the department of employment security the unclassified
36 position of deputy commissioner. The deputy commissioner shall be qualified to hold that position by
37 reason of education and experience, and shall be nominated by the commissioner of employment

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE

- Page 39 -

1 security for appointment by the governor, with the consent of the executive council, and shall serve
2 for a term of 4 years.

3 II. The salary of the deputy commissioner shall be determined after assessment and review
4 of the appropriate temporary letter grade allocation in RSA 94:1-a, I(b) for the position which shall
5 be conducted pursuant to RSA 94:1-d and RSA 14:14-c. Upon completion of this action and
6 appointment of the deputy commissioner, position 11303 shall be abolished to allow for the
7 transition of this classified position with its available appropriations into the unclassified position of
8 deputy commissioner. Funding shall be transferred into expenditure class 011, within accounting
9 unit 02-27-27-270010-8040. The incumbent in the abolished classified position shall be offered the
10 opportunity to seek the commissioner's nomination for the unclassified position of deputy
11 commissioner.

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

16 130 Department of Administrative Services; Transfer of Dedicated Funds; General Fund
17 Reimbursement.

18 I. Notwithstanding RSA 6:12 or any other law to the contrary, for the fiscal year ending
19 June 30, 2013, the governor is hereby authorized to identify an amount of dedicated funds for
20 transfer to the general fund, sufficient to cover the budget shortfall. The department of
21 administrative services, with prior approval of the fiscal committee of the general court, shall
22 transfer the amounts of the funds identified by the governor to the general fund.

23 II. For the fiscal year ending June 30, 2013, the commissioner of administrative services
24 shall file a report of all reimbursements of general fund costs resulting from settlements or other
25 means to the fiscal committee of the general court.

26 131 Department of Transportation; Transfer of Funds. Notwithstanding any provision of law to
27 the contrary and subject to approval of the fiscal committee of the general court and governor and
28 council, for the biennium ending June 30, 2015, the commissioner of transportation is authorized to
29 transfer funds within and among all accounting units within the department and to create
30 accounting units and expenditure classes as required and as the commissioner deems necessary and
31 appropriate to address present or projected budget deficits, or to respond to changes in federal law,
32 regulations, or programs, and otherwise as necessary for the efficient management of the
33 department.

34 132 New Section; Commission to Study Opportunities and Options to Improve the Sustainability
35 of the Fish and Game Department. Amend RSA 206 by inserting after section 1-a the following new
36 section:

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 40 -

1 206:1-b Commission to Study Opportunities and Options to Improve the Sustainability of the
2 Fish and Game Department.

3 I. There is established a commission to study opportunities and options to improve the
4 sustainability of the fish and game department.

5 II.(a) The members of the commission shall be as follows:

6 (1) Two members of the house of representatives, appointed by the speaker of the
7 house of representatives.

8 (2) Two members of the senate, appointed by the president of the senate.

9 (3) The director of the fish and game department, or designee.

10 (4) The chairman of the fish and game commission, or designee.

11 (5) Three public members appointed by the governor.

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

14 III. The commission shall study options and opportunities for ensuring the financial stability
15 and sustainability of the fish and game department. The commission may solicit information and
16 testimony from those with experience or expertise relevant to the study.

17 IV. The members of the commission shall elect a chairperson from among the members. The
18 first meeting of the commission shall be called by the first-named house member. The first meeting
19 of the commission shall be held within 45 days of the effective date of this section. Three members of
20 the commission shall constitute a quorum.

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

24 133 Repeal. RSA 201:1-b, relative to the commission to study opportunities to improve
25 sustainability of the fish and game department, is repealed.

26 134 Banks and Banking; Bank Commissioner; Payment of Cost of Examination. Amend
27 RSA 383:11 to read as follows:

28 383:11 Payment of Cost of Examination.

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

34 I.~~From each such institution examined]~~ **an examination fee, which shall be calculated**
35 **as** a sum equal to the product of the average daily rate of overall salary costs, including the benefits
36 portion thereof, and expenses of all examining personnel employed in making examinations
37 pursuant to the provisions of RSA 383:9, multiplied by the number of personnel days devoted to the

1 examination of the particular institution, provided, however, that no such institution shall be
2 charged or pay for less than one full day. Sums collected under this section shall be payable to the
3 state treasurer as restricted revenue and credited, in accordance with the banking department's
4 accounting unit designation, to the appropriation for the bank commissioner or the consumer credit
5 administration division.

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

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

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

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

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

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

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

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

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

33 (b) From non-depository lenders, debt adjusters, money transmitters, and brokers. Each
34 licensee and registrant subject to the supervision of the bank commissioner under the provisions of
35 RSA 397-A, RSA 397-B, RSA 399-A, RSA 399-D, RSA 399-G, and sales finance companies under
36 RSA 361-A, shall be charged and shall pay such proportion of said balance applicable to the
37 consumer credit administration division under the banking department's accounting unit

1 designation as the gross revenue received from the total dollar volume of loans made, originated,
2 funded, or brokered, or debt adjustment contracts entered into, or mortgage servicing fees received
3 or money transmitted from each licensee's New Hampshire business bears to the total gross revenue
4 received from the total dollar volume of all such loans made, originated, funded, or brokered, or debt
5 adjustment contracts entered into, or mortgage servicing fees received, or money transmitted, from
6 New Hampshire business by such licensees during the preceding calendar year ending December 31,
7 as shown by their annual reports to the commissioner.

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

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

14 135 Repeal. 2012, 286:1, relative to the repeal of RSA 122:4, II, relative to reimbursement to
15 cities and towns, is repealed.

16 136 Department of State; Position of State Records Manager Established.

17 I. There is hereby established an unfunded classified position of state records manager
18 within the department of state under accounting unit 01-32-32-322510-1610.

19 II. Notwithstanding any provision of law to the contrary, the secretary of state may fill the
20 unfunded position of state records manager during the biennium ending June 30, 2015, providing
21 that the total expenditures for such position shall not exceed the amount appropriated for personal
22 services.

23 137 Judicial Branch; Transfers. Notwithstanding any provision of law to the contrary, and
24 subject to approval of the fiscal committee of the general court, for the biennium ending June 30,
25 2015, the supreme court is hereby authorized to transfer funds within and among all accounting
26 units within the judicial branch as the supreme court deems necessary and appropriate to address
27 budget reductions or to respond to changes in federal laws, regulations, or programs, and otherwise
28 as necessary for the efficient management of the judicial branch. If the supreme court intends to
29 transfer funds which would otherwise meet the transfer requirements as set forth in RSA 9:17-d,
30 prior approval of the fiscal committee shall be required for transfers of \$75,000 or more.

31 138 New Paragraph; Department of Justice; Legal Settlement Awards; Reports. Amend RSA
32 21-M:5 by inserting after paragraph VI the following new paragraph:

33 VII. Submit to the fiscal committee of the general court a report detailing each legal
34 settlement awarded to the state within 30 days of such award and an annual report 60 days after the
35 close of each fiscal year. All reports under this paragraph shall include, but shall not be limited to:

36 (a) The reason for each settlement.

37 (b) The purpose for which any settlement is to be used.

1 (c) The amount of each settlement.

2 (d) An accounting of the allocation of each such settlement.

3 (e) Whether further legislative action is required to expend any such settlement.

4 139 Findings and Intent. The legislature recognizes that in some municipalities one official
5 concurrently holds the offices of both town clerk and tax collector but the municipality has not
6 combined the 2 offices pursuant to RSA 41:45-a. Standing alone, neither office would meet the
7 requirements of RSA 100-A:3, I(a) which permits retirement system membership for certain elected
8 or appointed officials. It is the intent of the legislature that such an official holding both offices for
9 the same retirement system employer be allowed to elect membership in the retirement system or to
10 continue membership if already enrolled, if the hours and salary of the combined offices otherwise
11 meet the requirements for membership.

12 140 New Subparagraph; Retirement System; Membership. Amend RSA 100-A:3, I(a) by
13 inserting after subparagraph (4) the following new subparagraph:

14 (5) Notwithstanding subparagraph (4), an official who concurrently holds the offices
15 of town clerk and tax collector for the same employer, and who is eligible for the same fringe benefits
16 as other full-time employees of the employer, may satisfy the conditions under subparagraphs (2)-(3)
17 by using both elected or appointed offices to qualify.

18 141 Report; Mosaic Parcel GIS System. The department of revenue administration shall compile
19 data on the sharing of the Mosaic Parcel GIS system with other state agencies that includes but is
20 not limited to a listing of the agencies accessing the system, the amount of system time used by each
21 agency, examples of cost allocation plans that could be applied to the use of the system, and any
22 other information that would be necessary in determining the best approach to share costs
23 associated with the system. The department shall provide a report to the house finance committee no
24 later than November 1, 2013.

25 142 Liquor Commission; Reimbursement of Cost of Legal Services. Notwithstanding any other
26 law to the contrary, for the biennium ending June 30, 2015, the liquor commission shall reimburse
27 the cost for any legal services provided by the department of justice to the commission that would not
28 normally be included as part of the statewide cost allocation paid by the commission.

29 143 State Aid Grants; Department of Environmental Services. Notwithstanding RSA 486,
30 RSA 486-A, RSA 149-M, or any other law to the contrary, for the biennium ending June 30, 2015, the
31 department of environmental services shall discontinue the first in, first out delayed and deferred
32 infrastructure project list or any other infrastructure list as it relates to state aid grants under
33 RSA 486, RSA 486-A, or RSA 149-M. Infrastructure projects that were approved by vote of the
34 executive council prior to November 30, 2008 shall continue to be funded. Infrastructure projects on
35 the first in, first out delayed and deferred infrastructure project list prior to December 31, 2012, as
36 listed in section 144 of this act, shall be eligible for state aid grant payments. Infrastructure projects
37 that had local authorization by December 31, 2008 to construct but are not listed in section 144 are

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 44 -

1 eligible for state aid grants subject to availability of funding. A moratorium shall be in place for any
2 infrastructure projects not listed in section 144 or that did not have local authorization by December
3 31, 2008 that would have otherwise been eligible for state aid grants under RSA 486, RSA 486-A, or
4 RSA 149-M. Nothing in this section shall affect the provision of the future water supply land
5 protection grants under RSA 486-A if funding is available for such purpose.

6 144 State Aid Grants; First in, First out Delayed and Deferred Project List. The following
7 infrastructure projects from the department of environmental services first in, first out delayed and
8 deferred infrastructure project list for state aid grants under RSA 486, RSA 486-A, or RSA 149-M
9 prior to December 31, 2012 shall be eligible for state aid grant payments:

10 Wastewater Projects (RSA 486)

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

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 45 -

1	27	P-013	Manchester
2	28	P-014	Newmarket
3	29	P-015	Allenstown
4	30	P-016	Allenstown
5	31	P-017	Allenstown
6	32	P-018	Allenstown
7	33	P-019	Amherst
8	34	P-020	Exeter
9	35	P-021	Piermont
10	36	P-022	Derry
11	37	P-023	Derry
12	38	P-024	Salem
13	39	P-025	Epping
14	40	P-026	Littleton
15	41	P-027	Nashua
16	42	P-028	Nashua
17	43	P-029	Nashua
18	44	P-030	Newport
19	45	P-031	Claremont
20	46	P-032	Nashua
21	47	P-033	Nashua
22	48	P-034	Nashua
23	49	P-035	Manchester
24	50	P-036	Manchester
25	51	P-037	Manchester
26	52	P-038	Manchester
27	53	P-039	Hanover
28	54	P-040	Hudson
29	55	P-041	Merrimack
30	56	P-042	Jaffrey
31	57	P-043	Hanover
32	58	P-044	Manchester
33	59	P-045	Keene
34	60	P-046	Tilton
35	61	P-047	Hampton
36	62	P-048	Hampton
37	63	P-049	Manchester

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 46 -

1	64	P-050	Manchester
2	65	P-051	Manchester
3	66	P-052	Keene
4	67	P-053	Keene
5	68	P-054	Wolfeboro
6	69	P-055	Newbury
7	70	P-056	North Conway Water Precinct
8	71	P-057	North Conway Water Precinct
9	72	P-058	North Conway Water Precinct
10	73	P-059	North Conway Water Precinct
11	74	P-060	Concord
12	75	P-061	Manchester
13	76	P-062	Amherst
14	77	P-063	Manchester
15	78	P-064	Marlborough
16	79	P-065	Hampton
17	80	P-066	North Conway Water Precinct
18	81	P-067	Wakefield
19	82	P-068	Merrimack
20	83	P-069	Conway Village Fire District
21	84	P-070	Keene
22	85	P-071	Manchester
23	86	P-072	Manchester
24	87	P-073	Newmarket
25	88	P-074	Manchester
26	89	P-075	Manchester
27	90	P-076	Manchester
28	91	P-077	Manchester
29	92	P-078	Manchester
30	93	P-079	Manchester
31	94	P-080	Concord
32	95	P-081	Concord
33	96	P-082	Rochester
34	97	P-083	Rochester
35	98	P-084	Rochester
36	99	P-085	Bristol
37	100	P-086	Peterborough

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 47 -

1	101	P-087	Manchester
2	102	P-088	Berlin
3	103	P-089	Berlin

4

5 Public Water System Projects (RSA 486-A)

6	FIFO	Pending Grant Number	Applicant (Location)
7	1	612010	Lower Bartlett Water Precinct (Bartlett)
8	2	512020	Birch Hill (Pennichuck, Conway)
9	3	1471010	Manchester Water Works
10	4	1531010	Merrimack Village District
11	5	2353060	White Rock Estates (Tilton)
12	6	882050	Brake Hill (Gilford)
13	7	1831010	Orford Village Water District
14	8	2272010	Granliden Community (Sunapee)
15	9	511030	North Conway Water Precinct
16	10	511030	North Conway Water Precinct
17	11	2041010	Rye Water District
18	12	511010	Conway Village Fire District
19	13	1036020	Village Square Condo Assoc (Hampstead)
20	14	2041010	Rye Water District
21	15	1051010	Aquarion Water Company (Hampton)
22	16	1431010	Lyme Water Association

23

24 Landfill Projects (RSA 149-M)

25	FIFO	Pending Grant Number	Applicant (Location)
26	1	L-144	Nashua
27	2	L-145	Lebanon
28	3	L-125	Auburn
29	4	L-146	Tilton
30	5	L-148	Whitefield
31	6	L-147	Unity
32	7	L-149	Marlow
33	8	L-150	Farmington

34 145 Committee Established; State Aid Grants; Department of Environmental Services. There is
35 established a committee to study funding of state aid grants under RSA 486, RSA 486-A, and
36 RSA 149-M.

37 I. The members of the committee shall be as follows:

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 48 -

1 (a) Three members of the house of representatives, 2 of whom shall be members of the
2 finance committee and one of whom shall be a member of the resources, recreation and development
3 committee, appointed by the speaker of the house of representatives.

4 (b) Two members of the senate, appointed by the senate president.

5 II. Members of the committee shall receive mileage at the legislative rate when attending to
6 the duties of the committee.

7 III. The committee shall study the state aid programs under RSA 486, RSA 486-A, and
8 RSA 149-M, with emphasis on the funding of these programs. The study shall include, but not be
9 limited to:

10 (a) Determining whether the current thresholds for state aid are appropriate.

11 (b) Determining how to fund state aid projects for future projects.

12 (c) Establishing clear criteria for when and which projects are eligible for state aid
13 grants, if the grants continue.

14 (d) Any other matter the committee deems relevant.

15 IV. The committee may solicit information or assistance from any source the committee
16 deems relevant to its study, including but not limited to the department of environmental services
17 and the New Hampshire municipal association.

18 V. The members of the study committee shall elect a chairperson from among the members.
19 The first meeting of the committee shall be called by the first-named house member. The first
20 meeting of the committee shall be held within 45 days of the effective date of this section. Four
21 members of the committee shall constitute a quorum.

22 VI. On or before November 1, 2013, the committee shall report its findings and any
23 recommendations for future legislation to the speaker of the house of representatives, the president
24 of the senate, the house clerk, the senate clerk, the governor, and the state library.

25 146 Adjutant General; New Hampshire National Guard Recruitment and Retention Scholarship
26 Fund. The adjutant general shall expend the sum of \$25,000 for the fiscal year ending June 30, 2014
27 and the sum of \$25,000 for the fiscal year ending June 30, 2015, from general funds appropriated in
28 class line 107 in accounting unit 02-12-12-120010-1231, Recruit & Retention Schol Fund, to provide
29 funds to the New Hampshire national guard recruitment and retention scholarship fund.

30 147 Legislative Branch; Special Account; Transfer to the General Fund. Amend 2011; 224:217,
31 II to read as follows:

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

1 ~~at the end]~~ **All unexpended and unencumbered appropriations remaining at the close** of the
2 fiscal year shall ~~[transfer the excess]~~ **lapse** to the general fund.

3 148 Department of State; Expenditure of Funds on Voter Identification Implementation.
4 Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2015 the
5 department of state is prohibited from expending Help America Vote Act funds or any other state
6 funds on cameras or other equipment deemed necessary as part of the implementation of 2012, 284
7 and 2012, 289:4.

8 149 Federal Disaster Assistance; Transfer of Funds. Notwithstanding any other provision of
9 law, the governor and council, with the prior approval of the fiscal committee of the general court,
10 upon request from the commissioner of safety, may authorize the transfer of general funds not
11 otherwise appropriated to the department of safety, division of homeland security and emergency
12 management, for the purpose of providing required state hard match for federal individual
13 assistance from the federal emergency management agency for disasters declared by the President of
14 the United States.

15 150 Repeal. RSA 12-L:14, II, relative to the McAuliffe-Shepard discovery center commission
16 business plan, is repealed.

17 151 Appropriation; North Country Fire Training Facility. Amend 2012, 106:3 to read as follows:

18 106:3 Appropriation. The sum of \$550,000 is hereby appropriated to the department of safety,
19 division of fire standards and training and emergency medical services, for the biennium ending
20 June 30, 2013 for the purpose of establishing a North Country fire training facility. Said sum shall
21 be a charge against the fire standards and training and emergency medical services fund established
22 in RSA 21-P:12-d. **This appropriation shall not lapse until June 30, 2014.**

23 152 Chartered Public Schools; Moratorium. Except as provided in section 160 of this act, no new
24 chartered public school shall be approved by the state board of education under the provisions of
25 RSA 194-B:3-a between July 1, 2013 and June 30, 2015.

26 153 Waiver in Lieu of Court Appearance. Amend RSA 262:44, I to read as follows:

27 I. Such defendant shall receive, in addition to the summons, a uniform fine schedule entitled
28 “Notice of Fine, Division of Motor Vehicles” which shall contain the normal fines for violations of the
29 provisions of title XXI on vehicles for which a plea may be entered by mail. The defendant shall be
30 given a notice of fine indicating the amount of the fine plus penalty assessment at the time the
31 summons is issued; except if, for cause, the summoning authority wishes the defendant to appear
32 personally. Defendants summoned to appear personally shall do so on the arraignment date
33 specified in the summons, unless otherwise ordered by the court. Defendants who are issued a
34 summons and notice of fine and who wish to plead guilty or nolo contendere shall enter their plea on
35 the summons and return it with payment of the fine plus penalty assessment to the director of the
36 division of motor vehicles within 30 days of the date of the summons. The director of the division of
37 motor vehicles may accept payment of the fine by credit card in lieu of cash payment. Any

1 transaction costs assessed by the issuer of the credit card shall be paid out of the portion of the fine
2 amount which is credited as agency income and not out of the penalty assessment charged by the
3 district court. The director of the division of motor vehicles shall remit the penalty assessments
4 collected to the police standards and training council for deposit in the police standards and training
5 council training fund and to the state treasurer to be credited and continually appropriated to the
6 victims' assistance fund and the judicial branch information technology fund in the percentages and
7 manner prescribed in RSA 188-F:31. Fines shall be paid over to the state treasurer, and shall be
8 credited as agency income by the department of safety within 14 days of their receipt ***and shall not***
9 ***lapse to the general fund until the second year of each biennium.***

10 154 University System of New Hampshire; Report on Scholarships. The university system
11 board of trustees shall provide a report to the speaker of the house of representatives, the senate
12 president, and the chairpersons of the house and senate finance committees by June 30, 2014 and by
13 June 30, 2015, relative to the distribution of academic scholarships awarded annually by the
14 university system to full-time in-state students, by academic discipline and by campus.

15 155 Documentation of Marriages; Marriage License Fee. Amend RSA 457:29 to read as follows:

16 457:29 Marriage License Fee. The fee for the marriage license shall be \$~~[45]~~ **50** to be paid by the
17 parties entering into the marriage. The clerk shall forward \$~~[38]~~ **43** from each fee to the department
18 of health and human services for the purposes of RSA 173-B:15. The clerk shall retain the
19 remaining \$7 as the fee for making the records of notice, issuing the certificate of marriage, and
20 forwarding the \$~~[38]~~ **43** portion of the marriage license fee.

21 156 Pharmacy Board; Inspectional Services. Amend RSA 318:9-a to read as follows:

22 318:9-a ~~[Payment for]~~ Inspectional Services. ~~[For the purpose of providing inspectional services~~
23 ~~under this chapter and RSA 318-B:25,]~~ The pharmacy board shall ~~[enter into separate agreements~~
24 ~~with]~~ ***provide inspectional services under this chapter and RSA 318-B:25*** to the board of
25 medicine, the board of veterinary medicine, the board of podiatry, the board of registration in
26 optometry, the board of dental examiners, and the board of nursing~~[providing for each such board to~~
27 ~~compensate the pharmacy board for such inspectional services. The agreements shall provide for~~
28 ~~payment based upon a per capita charge for each person registered with each such board as a~~
29 ~~percentage of the total number of persons subject to inspection under this chapter and RSA 318-~~
30 ~~B:25. The fees received from agreements under this section shall be deposited with the treasurer as~~
31 ~~restricted revenue by the pharmacy board, and shall be included in the computation of fees to be~~
32 ~~established for the following fiscal year].~~

33 157 New Paragraph; Approved Alcohol Treatment Programs. Amend RSA 172-B:2 by inserting
34 after paragraph III the following new paragraph:

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

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 51 -

1 158 New Section; Access to Budget and Expenditures for Persons Receiving State Services.
2 Amend RSA 126-A by inserting after section 5 the following new section:

3 126-A:5-a Access to Budget and Expenditures for Persons Receiving State Services. The
4 commissioner of the department of health and human services and the area agencies shall provide to
5 any person, or that person’s guardian, who is receiving state services pursuant to a plan with an
6 individualized budget, access to examine such budget and the expenditures made under such budget.

7 159 Department of Health and Human Services; Sununu Youth Services Center Report.

8 I. On or before January 1, 2014, the department of health and human services shall report
9 its recommendations to the fiscal committee of the general court as to the most appropriate, cost
10 effective, long and short-term uses of the Sununu Youth Services Center. The department’s
11 assessment shall include an analysis of:

12 (a) The advantages and disadvantages of the current use of the facility;

13 (b) Potential alternative uses for the facility;

14 (c) The viability of using another facility to provide secure detention/committed services
15 given the declining census at the center; and

16 (d) Ways that the current costs to run the facility could be reduced.

17 II. In conducting its assessment, the department shall consult with the community, child
18 welfare, court, and juvenile justice stakeholders to solicit their input as to the most appropriate and
19 fiscally responsible options for addressing the needs of committed and detained youth.

20 160 Use of Surplus General Funds to Mitigate Certain Spending Reductions.

21 I. Notwithstanding the provisions of RSA 9:13-e, at the close of the fiscal year ending June
22 30, 2013 and the fiscal year ending June 30, 2014, any surplus, as determined by the official audit
23 performed pursuant to RSA 21-I:8, II(a) shall be used to fund the programs in paragraph III in
24 priority order in fiscal year 2014 and 2015, respectively.

25 II. In the event of a general fund operating budget surplus, the comptroller shall notify the
26 fiscal committee of the general court and the governor by January 30 requesting that such surplus,
27 to the extent available, be appropriated to the programs listed in paragraph III in priority order in
28 fiscal year 2014 and 2015, respectively.

29 III.(a) Any surplus determined under paragraphs I and II shall be used to fund the
30 programs listed in the following order of priority:

	<u>FY 2014</u>	<u>FY 2015</u>
31 (1) Uncompensated Care	\$6,400,000	\$26,500,000
32 (2) Building Aid	\$0	\$7,200,000
33 (3) University System of New Hampshire	\$6,000,000	\$6,000,000
34 (4) Chartered Public Schools	\$1,012,550	\$1,446,500

35 (b) The governor is authorized to draw a warrant for said sums out of any money in the
36 treasury not otherwise appropriated.
37

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 52 -

1 (c) In the event that surplus general funds are sufficient to fund school building aid in
2 fiscal year 2015 in subparagraph III(a)(2), the provisions of section 3 of this act shall not apply to
3 fiscal year 2015.

4 (d) Funding authorized for chartered public schools in subparagraph III(a)(4) shall be in
5 addition to any other funding authorized and in excess of any limitations on funding established for
6 the biennium in this act. If surplus general funds determined in paragraphs I and II are sufficient to
7 fund chartered public schools in subparagraph III(a)(4), the provisions of section 152 of this act shall
8 be null and void.

9 IV.(a) Any funds remaining from the fiscal year 2013 surplus after the appropriations in
10 paragraphs I and II shall be deposited in the revenue stabilization reserve account.

11 (b) Any funds remaining from the fiscal year 2014 surplus after the appropriations in
12 paragraphs I and II shall remain in the general fund.

13 161 New Subparagraph; Application of Receipts. Amend RSA 6:12, I(b) by inserting after
14 subparagraph (310) the following new subparagraph:

15 (311) Moneys deposited in the New Hampshire state and municipal road and bridge
16 account established under RSA 260:32-a.

17 162 Levy of Tolls and Exemptions. Amend the introductory paragraph of RSA 260:32 to read as
18 follows:

19 260:32 Levy of Tolls and Exemptions. There is hereby imposed a road toll of \$.18 per gallon
20 upon the sale of each gallon of motor fuel sold by distributors thereof. ***The road toll on gasoline***
21 ***shall increase to \$.22 per gallon beginning July 1, 2013; to \$.26 per gallon beginning July 1,***
22 ***2014; and to \$.30 per gallon beginning July 1, 2015. The road toll on special fuel (diesel)***
23 ***shall increase to \$.20 per gallon on July 1, 2013; to \$.22 per gallon on July 1, 2014; to \$.24***
24 ***per gallon on July 1, 2015; to \$.26 per gallon on July 1, 2016; to \$.28 per gallon on July 1,***
25 ***2017; and to \$.30 per gallon on July 1, 2018.*** The road toll shall be collected by the distributor
26 from the purchaser and remitted to the state in the manner hereinafter set forth. ***All amounts***
27 ***collected in excess of \$.18 per gallon shall be deposited on a monthly basis into the***
28 ***New Hampshire state and municipal road and bridge account established in RSA 260:32-a.***

29 Provided, that the road toll shall not apply to:

30 163 New Section; Account Established. Amend RSA 260 by inserting after section 32 the
31 following new section:

32 260:32-a Account Established. There is hereby established a separate account in the highway
33 fund called the New Hampshire state and municipal road and bridge account. The account is to be
34 used exclusively for the construction, reconstruction, and maintenance of state and municipal roads
35 and bridges, including weight-restricted bridges and unnumbered roads owned by the state, to
36 improve safe travel for motorists, create jobs, and promote commerce, tourism, and economic growth
37 in the state. The account shall consist of the funds attributable to all road toll revenue collected in

1 excess of \$.18 per gallon, net of any block grant aid apportionment pursuant to RSA 235:23, I. The
2 amount deposited into the New Hampshire road and bridge account is hereby exclusively and
3 continually appropriated to the department of transportation and shall be nonlapsing.

4 164 Block Grant Aid; Apportionment. Amend RSA 235:23, I to read as follows:

5 I. Apportionment A. In each fiscal year, the commissioner shall allocate an amount not less
6 than 12 [%] **percent** of the **estimated** total road toll revenue and motor vehicle fees **to be** collected
7 [~~in the preceding~~] **during the** fiscal year to a local highway aid fund. This fund shall be distributed
8 to each city, town, and unincorporated place on a formula in which 1/2 of the amount is based on the
9 proportion which the mileage of regularly maintained class IV and class V highways in each
10 municipality, as of January 1 of the previous year, bears to the total of such mileage in the state; and
11 1/2 of the amount is based on the proportion which the office of energy and planning population
12 estimate of each municipality bears to the latest estimate of the total population of the state as of
13 July 1 of the year of the estimate. **Since the payment is based upon estimated revenues to be**
14 **received during the fiscal year, the following year's payment shall be adjusted for any**
15 **overpayment or underpayment during the prior year based upon the actual audited total**
16 **road toll revenues and motor vehicle fees collected.** The aid to be distributed under this
17 paragraph shall be in addition to all other state and federal aid specifically authorized by statute.

18 165 New Section; State Bridge Aid; State Highway Aid. Amend RSA 234 by inserting after
19 section 4 the following new section:

20 234:4-a State Bridge Aid. Beginning in fiscal year 2016, the state allocation under this chapter
21 to municipalities for state bridge aid shall be no less than \$13,600,000 per year.

22 166 New Section; Federal and State Highway Aid; State Highway Aid. Amend RSA 235 by
23 inserting after section 15 the following new section:

24 235:15-a State Highway Aid. Beginning in fiscal year 2016, the state allocation under this
25 chapter to municipalities for state highway aid shall be no less than \$3,400,000 per year.

26 167 Road Toll; Exception. Amend RSA 260:60 to read as follows:

27 260:60 Exception.

28 I. Notwithstanding all other laws and rules to the contrary, annually, on or before June 1,
29 the road toll administrator shall compare the number of gallons on which refunds have been made
30 for the preceding calendar year for motor fuel used in the propulsion of boats on inland public waters
31 of the state, with the number of gallons of such motor fuel sold and delivered directly into the fuel
32 tanks, or supplementary fuel tanks, of boats or outboard motors upon the inland public waters for
33 use in such boats or outboards, based on the number of boats registered in the state at 100 gallons
34 usage per boat, and if there is any balance of unrefunded tolls so collected, the administrator shall
35 report the same to the comptroller who shall, on July 1, next following, **except as provided in**
36 **paragraph II**, credit 1/2 of said balance to the general fund and credit 1/2 of said balance to the fish
37 and game department. The funds credited to the fish and game department shall be used by said

1 department to carry out its program and be accounted for as the fish and game fund is accounted for.
2 Any funds credited to the fish and game department as above provided shall not lapse at the end of
3 the fiscal year. The department shall pay monthly to the state treasurer all revenue from the
4 aircraft landing area toll.

5 ***II. Unrefunded tolls under paragraph I that resulted from any increase in the road***
6 ***toll over \$.18 per gallon shall be credited to the highway and bridge betterment account***
7 ***established in RSA 235:23-a.***

8 168 Road Tolls; Credit Provided; Liability Insurance. Amend RSA 260:61, I to read as follows:

9 I. Annually, on or before June 30, the comptroller shall transfer, from road tolls collected, an
10 amount equal to the number of licensed OHRVs and snowmobiles for the previous year times the
11 average number of gallons consumed per year per OHRV and snowmobile times the gasoline road
12 toll imposed under RSA 260:32, less any amount refunded for OHRV and snowmobile use for the
13 previous year, to the fish and game department and the bureau of trails as follows. The road toll
14 administrator shall report to the comptroller if there is a balance of unrefunded road tolls collected.
15 The administrator shall certify the amount to the comptroller who shall credit 1/2 of such balance to
16 the bureau of trails for use as provided in paragraph I-a, and 1/2 of such balance to the fish and
17 game department, ***except that unrefunded tolls that resulted from any increase in the road***
18 ***toll over \$.18 per gallon shall be credited to the highway and bridge betterment account***
19 ***established in RSA 235:23-a.*** For the purposes of this section, “the average number of gallons
20 consumed per year per OHRV or snowmobile” is 100.

21 169 New Subdivision; Commission to Study Revenue Alternatives to the Road Toll. Amend
22 RSA 21-J by inserting after section 47 the following new subdivision:

23 Commission to Study Revenue Alternatives to the Road Toll

24 21-J:48 Commission to Study Revenue Alternatives to the Road Toll.

25 I. There is established a commission to study revenue alternatives to the road toll for the
26 funding of the state’s highways and bridges.

27 II.(a) The members of the commission shall be as follows:

28 (1) Three members of the house of representatives, appointed by the speaker of the
29 house of representatives.

30 (2) Two members of the senate, appointed by the president of the senate.

31 (3) The commissioner of the department of revenue administration, or designee.

32 (4) The commissioner of the department of safety, or designee.

33 (5) The commissioner of the department of environmental services, or designee.

34 (6) The commissioner of the department of transportation, or designee.

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

37 III. The commission shall study alternatives to the gas tax, through user taxes or fees, for

HB 2-FN-A-LOCAL – AS AMENDED BY THE HOUSE
- Page 55 -

1 funding improvements to the state’s highways and bridges, ensuring that all motor vehicles
2 contribute their fair share. The committee shall consider the interim report of the commission on
3 the taxation of alternative fuel and electric-powered motor vehicles of November 1, 2012, track the
4 programs developed in other states, and recommend legislation when an appropriate alternative is
5 defined.

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

10 V. The commission shall submit annual reports of its findings and any proposed legislation
11 to the speaker of the house of representatives, the president of the senate, the house clerk, the
12 senate clerk, the governor, and the state library on or before November 1 of each year.

13 170 Effective Date.

14 I. Sections 31, 36, 132, 150, and 169 of this act shall take effect upon its passage.

15 II. Sections 34, 37, 39, 93, 100, 130, 135, 151, and 160 of this act shall take effect June 30,
16 2013.

17 III. Section 22 of this act shall take effect January 1, 2014.

18 IV. Section 38 of this act shall take effect November 15, 2013.

19 V. Sections 73-82 of this act shall take effect 60 days after its passage.

20 VI. Sections 114 and 125 of this act shall take effect August 1, 2013.

21 VII. Sections 115-119, 121, 123, and 124 of this act shall take effect February 1, 2014.

22 VIII. Section 120 of this act shall take effect June 30, 2019.

23 IX. Sections 29 and 30 of this act shall take effect as provided in section 31 of this act.

24 X. 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.