

March 9, 2023
No. 13

STATE OF NEW HAMPSHIRE

Website Address: <http://gencourt.state.nh.us>

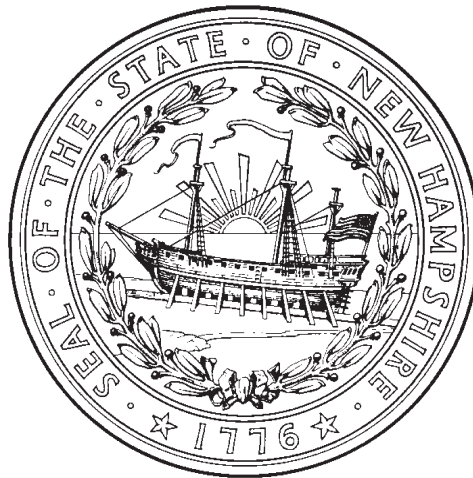
Senate Meeting Schedule Website Address:

<http://gencourt.state.nh.us/senate/schedule/dailyschedule.aspx>

All Standing Committee hearings will be livestreamed on the NH Senate's YouTube channel:

<https://www.youtube.com/NewHampshireSenateLivestream>

Links are also available on the Senate Meeting Schedule.



**First Year of the 168th Session of the
New Hampshire General Court**

SENATE CALENDAR

**THE SENATE WILL MEET IN SESSION ON THURSDAY,
MARCH 16, 2023 AT 10:00 A.M. IN THE SENATE CHAMBER**

The Senate Session on Thursday, March 16, 2023, in the Senate Chamber

will be live streamed at the following link:

<https://youtube.com/live/IhNrTgA2CM8?feature=share>

**Please note, this link will not be live until the Senate Session on
Thursday, March 16, 2023 at 10:00 A.M.**

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LAID ON THE TABLE

SB 55-FN-A, making an appropriation for the Cannon Mountain tramway.**02/22/2023, Pending Motion OT3rdg, Finance, SJ 8**

SB 57-FN, relative to the reduction in the calculation of state retirement annuities at age 65.**03/09/2023, Pending Motion OT3rdg, Finance, SJ 9**

SB 114-FN-LOCAL, relative to payment by the state of a portion of retirement system contributions of political subdivision employers.**02/09/2023, Pending Motion OT3rdg, Finance, SJ 6**

SB 124-FN-A, making an appropriation for the Eastern Slopes Regional Airport.**02/09/2023, Pending Motion OT3rdg, Finance, SJ 6**

SB 125-FN-A, relative to annual grants to regional development corporations.**02/09/2023, Pending Motion OT3rdg, Finance, SJ 6**

SB 138-FN-A, making an appropriation to PFAS remediation fund grants.**02/22/2023, Pending Motion OT3rdg, Finance, SJ 8**

SB 154-FN, relative to tuition waivers for children in guardianships after being in state foster care.**03/09/2023, Pending Motion OT3rdg, Finance, SJ 9**

SB 230-FN-A, making an appropriation to the department of environmental services for wastewater infrastructure projects.**02/22/2023, Pending Motion OT3rdg, Finance, SJ 8**

SB 232-FN-A, making an appropriation to support the work of the New Hampshire Internet Crimes Against Children Task Force.**03/09/2023, Pending Motion OT3rdg, Finance, SJ 9**

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CONSENT CALENDAR REPORTS

COMMERCE

SB 33, relative to the fee differential for non-member lot rent in a manufactured housing park.

Re-refer to Committee, Vote 5-0.

Senator Ricciardi for the committee.

This bill would have raised the fee differential for non-members in resident-owned communities from \$25 to 15 percent. To address concerns that some non-members were charged up to \$200 a month, the Legislature changed the fee differential. After the differential took effect, however, some resident-owned communities felt their ability to encourage membership had been devalued. Other legislation has been passed by the Senate, including establishing a committee to study resident-owned manufactured housing park disputes and oversight of resident-owned manufactured housing parks, to help address overarching concerns.

SB 193, relative to the obligation of collective bargaining units to negotiate in good faith.

Ought to Pass, Vote 5-0.

Senator Gannon for the committee.

This bill would require a bargaining unit and a public employer, who are in negotiations, to respond to any request by the other party within ten business days. If necessary, the timeframe could be extended by mutual agreement. This will ensure that agreements can be made in a timely manner so that the budgeting process, including the setting of tax rates, salary adjustments, and the implementation of new benefits, will not be adversely impacted.

SB 195-FN, relative to the purchase of steel products with the Buy America certification.

Ought to Pass with Amendment, Vote 5-0.

Senator Chandley for the committee.

This bill would make at least four changes to the requirements for certain steel contracts with the Buy America certification. First, the statute would be applicable only to large fabricated items. Second, it would be applicable only to state projects that are \$1 million or more. Third, to ensure all bidders are aware of the requirements, state funded contracts would have to identify steel products in the project documents. Finally, a procedure would be set up for NH Administrative Services to allow for waivers when there are supply chain or availability issues. The Committee Amendment would change the definition of “structural steel” to reference the “latest edition” of the American Institute of Steel Construction code of standard practices rather than the “2016” edition.

SB 200, relative to optometrists.

Ought to Pass, Vote 5-0.

Senator Innis for the committee.

This bill would permit optometrists to administer COVID, shingles, and influenza vaccines to adults. Being able to administer these vaccines would be more convenient and less expensive for patients. Optometrists would be required to fulfill the proper training requirements for vaccine administration, safety, and adverse events. In addition, optometrists would be allowed to prescribe medications to treat the lacrimal gland. If treatment is delayed, an infection could lead to potential blindness or death.

SB 269, relative to tip pooling and sharing.

Ought to Pass, Vote 5-0.

Senator Soucy for the committee.

This bill would clarify the responsibilities of those who are involved in tip pooling and its administration. Currently, an employer can establish and administer a policy, suggest a customary and usual tip, and resolve disputes. However, they cannot discuss the idea or concept of tip pooling before it is raised by an employee. Additionally, this bill would resolve an issue where businesses are paying taxes on service charges despite tips or gratuities being the property of an employee.

EDUCATION

SB 140-FN, relative to establishing a program for the recruitment of educators.

Ought to Pass, Vote 5-0.

Senator Gendreau for the committee.

This legislation would establish a state program for the recruitment of educators and paraprofessionals. The program would provide financial assistance; specifically, stipends for student teachers and grants for higher education institutions. Eligibility is determined by placement as a student teacher, or as a candidate working towards an initial certificate. The program would be administered by the higher education commission.

SB 153-FN-A, establishing a first responder career development, recruitment, and retention program, and making an appropriation therefor.

Re-refer to Committee, Vote 5-0.

Senator Prentiss for the committee.

This legislation sought to establish a first responder career development, recruitment, and retention program. This would enable law enforcement officers, firefighters, and EMTs to receive reimbursement for an eligible degree program at an approved community college system institution. Reimbursement would be dependent upon successful completion of the program, and at the cost of one course per semester.

SB 213, relative to educational institution policies on social media.

Ought to Pass with Amendment, Vote 5-0.

Senator Fenton for the committee.

This bill would amend RSA 189:70, IV (b), to redefine what platforms constitute social media in relation to educational policies. SB 213 ensures that platforms which demonstrate student career development, or platforms used for technical education and career exploration be excluded from the definition of a social media account.

SB 216, making changes to the requirements for civics education and establishing the New Hampshire civics education commission.

Ought to Pass with Amendment, Vote 5-0.

Senator Lang for the committee.

This bill amends RSA 189:11 to expand civics education across the state, in both public and non-public institutions. SB 216 prescribes civics instruction and integration at the elementary level, in addition to establishing some basic course criteria.

SB 217-FN-A, establishing a rural and underserved area educator incentive program for higher education and making an appropriation therefor.

Re-refer to Committee, Vote 5-0.

Senator Fenton for the committee.

This legislation sought to establish a rural and underserved educator incentive program; appropriating funds to assist the payment of student loans for eligible educators. Eligibility is determined by locale of employment, and loan status. Beneficiaries would be entitled to potentially four years of reimbursement.

SB 218-FN-A, establishing an early educator professional development grant.

Ought to Pass, Vote 5-0.

Senator Gendreau for the committee.

This bill would provide professional development grants to educators early in their careers, whether they be new to the industry, a certain role, or certain district. The program would be administered by the department of education, who's awarded grants would match local district or Title II funds used for fulfillment of prescribed professional development goals.

ELECTION LAW AND MUNICIPAL AFFAIRS

SB 78, relative to subdivision regulations on the completion of improvements.

Ought to Pass with Amendment, Vote 5-0.

Senator Soucy for the committee.

This bill as amended establishes requirements and limits on security bonds required by municipalities for completion of work, by contractors, under subdivision regulations. These limits require that municipalities release the bonds in a more efficient manner. This will enable builders to complete housing units in a cost effective manner, which will then translate to savings for home buyers. The amendment further clarifies time frames for completion of inspections and approvals.

SB 84, establishing a commission to study property tax exemptions for charitable organizations.

Ought to Pass with Amendment, Vote 5-0.

Senator Gray for the committee.

This bill as amended establishes separate requirements for Legislative Study Committees and Commissions. Recent changes in statute added confusion to the membership and quorum requirements for chartered committees and commissions. The passage of this bill, as amended, updates RSA 14:49 to clarify the roles of legislators and legislative staff.

SB 89, relative to accommodation for medical reasons in issuing marriage licenses.

Ought to Pass with Amendment, Vote 5-0.

Senator Perkins Kwoka for the committee.

This bill, as amended, address concerns from city and town clerks regarding RSA 5C-42 IV-A, passed last year, requiring clerks to meet with parties needing a marriage license, at locations that may be convenient. Language was added that allows the meeting to be in person or electronically. Additionally, the amendment establishes, that the request for accommodation by the party, must be for a documented medical reason.

SB 111-L, relative to the town council-town manager form of local government.
Ought to Pass with Amendment, Vote 5-0.
Senator Perkins Kwoka for the committee.

This bill, as amended, provides clarification for existing statute RSA 49-C and RSA 49-D. It codifies that towns which adopt town council-town manager charters have the same powers and authorities as city councils. The intent of this legislation is to clear up confusion regarding the authorities of town councils. The amendment requires that the position of town clerk be elected, regardless of the form of municipal government.

ENERGY AND NATURAL RESOURCES

SB 60, relative to water quality.
Ought to Pass with Amendment, Vote 5-0.
Senator Pearl for the committee.

SB 60 changes the timeline for certifications by the department of environmental services for activities that may result in a discharge into surface water bodies. SB 60 ensures that any activity, including construction and operation of facilities that may result in discharge into surface water bodies are compliant with the Clean Water Act. Additionally, no activity that involves surface water withdrawal shall exceed 20,000 gallons per day averaged over a 7-day period or more than 600,000 gallons over a 30-day period. SB 60 ensures that New Hampshire's bodies of water are protected and safe for everyone.

SB 79, relative to the participation of customer generators in net energy metering.
Ought to Pass with Amendment, Vote 5-0.
Senator Watters for the committee.

SB 79 permits industrial and commercial entities to qualify as large customer-generators participating in net energy metering. They must consume at least 20 percent of their own generation. In order for a customer to be eligible to participate, the generator must be interconnected and parallel with the electric grid and used to offset the customer's own electricity requirements. The customer generator's peak generating capacity shall be between one and five megawatts. Lastly, the electrical generating facility shall not exceed 100 percent of the average energy consumption over the past 12 months.

SB 96, relative to state energy performance contracting.
Ought to Pass with Amendment, Vote 5-0.
Senator Birdsell for the committee.

SB 96 ensures that any request for proposal concerning state energy performance contracting is free from bias and allows for a fair chance for all applicants to be considered. A request for proposal shall not contain terms that require membership in or accreditation from a specific association of energy services companies, or the use of proprietary equipment, or any other term for the purpose of bias or favoritism toward a particular company. SB 96 enforces requests for proposals are not bias and allow for a company of any size if they are qualified to fairly bid on energy service contracts in New Hampshire.

SB 159-FN-L, relative to permits for the siting of new landfills.
Ought to Pass with Amendment, Vote 5-0.
Senator Altschiller for the committee.

SB 159 establishes a committee to study unlimited service area permits for landfills and out of state waste coming into New Hampshire. An unlimited service area permit allows for a landfill to accept waste from any service area. This committee will consist of one member of the senate and three members of the house of representatives.

SB 166-FN, relative to electric grid modernization.
Ought to Pass with Amendment, Vote 5-0.
Senator Watters for the committee.

SB 166-FN enables the department of energy to establish an advisory group that will make policy recommendations for modernizing New Hampshire's electric grid, including appropriate price signals, distributed energy resources, interconnection issues, and transactive energy. It adjusts criteria for an existing distributed energy resources pilot program, provides definitions related to grid modernization, and clarifies that electric vehicles are included in the definition of energy storage. SB 166-FN seeks to provide New Hampshire with tools to protect ratepayers from price spikes, achieve lower energy costs and greater price stability.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 72-FN, relative to provider credentialing procedures.

Ought to Pass with Amendment, Vote 5-0.

Senator Carson for the committee.

As Introduced SB 72-FN provides that a demographic change shall not result in a disruption in the network participation of a health care provider and that the insurance commissioner may adopt rules to solve disputes in credentialing procedures. This bill's intent is to prevent delays and disruptions in patient care, but would not make any changes to the requirement to notify carriers in changes of credentialing. The amendment to this bill provides a clause that the carrier shall act upon a change in status request within 30 days of receipt of the request or shall notify the provider of the reasons for the delay or inability to act upon the request.

SB 149-FN, relative to nurse agencies.

Ought to Pass with Amendment, Vote 5-0.

Senator Altschiller for the committee.

As introduced SB 149-FN establishes a licensing and application process for nurse agencies. The intent of this bill is to protect New Hampshire facilities by prohibiting people from being scheduled at more than one location at the same time. SB 149-FN seeks to mitigate the effects of staffing shortages, Medicare costs, and to help lower county budgets in long-term care facilities in New Hampshire, which were exacerbated by Covid-19. The amendment establishes a new subdivision of Nurse Agency Registration to be amended in RSA 151. This amendment clarifies the language regarding the Nurse Agency Registration process.

SB 203, relative to the composition and jurisdiction of the manufactured housing board.

Ought to Pass with Amendment, Vote 5-0.

Senator Perkins Kwoka for the committee.

As introduced SB 203 changes the membership of the board of manufactured housing, the composition and jurisdiction of the manufactured housing board. The intent of SB 203 is to provide a greater voice to residents of manufactured housing and to increase the board's jurisdiction under RSA 301-A. The amendment to this bill proposes a change to how many members, the requirements of those chosen members, modifies the term lengths for members and expands the jurisdiction in RSA 301-A:20 through RSA 301-A:24, to include a dispute resolution process. The amendment also includes that a tenants' association of a manufactured housing park may petition the board by filing a complaint.

HEALTH AND HUMAN SERVICES

SB 131-FN, relative to health care provider contract standards.

Re-refer to Committee, Vote 5-0.

Senator Whitley for the committee.

SB 131-FN states that a health care provider manual is intended as an administrative tool and should not be used to change the terms of the provider contract or benefit plan. The Committee, for the second year in a row, heard conflicting testimony about the use of provider manuals in relation to provider-carrier contracts. Re-referring SB 131-FN will give the stakeholders additional time to resolve this issue.

SB 170-FN, relative to small group child day care centers.

Ought to Pass with Amendment, Vote 5-0.

Senator Birdsell for the committee.

SB 170-FN creates a definition for "small group child day care center" for child day care licensing and removes the inclusion of school age children from the definition of "child day care agency" to make licensing rules more consistent with the National Fire Protection Association's requirements for capacity. The Committee Amendment creates a grandfather clause to ensure that existing licensed programs can continue to accept school-aged siblings, for example. This bill will help find a middle-ground option for childcare between small home daycares and larger childcare centers, a space that working families in New Hampshire need.

SB 177-FN, to create orthotics and prosthetics parity and ensure coverage of orthotics and prosthetics for the performance of physical activities for children 18 years of age and younger.

Re-refer to Committee, Vote 5-0.

Senator Prentiss for the committee.

SB 177-FN would require health insurance providers to cover orthotics and prosthetics devices for the performance of physical activities for children 18 years of age and younger. The Committee heard conflicting testimony as to whether or not these devices are already covered by insurance carriers,

as well as whether or not such a mandate would trigger federal provisions regarding the defrayal of costs by the State. Re-referring this bill will allow the stakeholders more time to meet, as well as give the Insurance Department time to conduct an insurance mandate review.

SB 235-FN, relative to services provided through a primary care behavioral health model.

Ought to Pass with Amendment, Vote 5-0.

Senator Prentiss for the committee.

SB 235-FN prohibits an insurer providing a health plan in this state to mental health and substance use disorder benefits from denying coverage on the sole basis that services are delivered through a primary care behavioral health model. The Committee Amendment clarifies that this bill is not a mandate for providers to use the primary care behavioral health model and only requires coverage if a provider chooses to implement such a model at their practice. This model of care provides a whole-of-person approach to behavioral health and promotes embedding behavioral health professionals within a practice, to ensure that individuals can receive the right care at the right time in the right setting.

SB 239-FN, relative to the use of harm reduction services to treat alcohol and substance abuse.

Ought to Pass with Amendment, Vote 5-0.

Senator Avar for the committee.

SB 239-FN defines alcohol and drug abuse prevention programs under RSA 12-J to include harm reduction services; establishes the doorways program to provide drug and alcohol abuse information, referral, and treatment services; incorporates recommendations of the governor's commission on alcohol and other drugs in the use of opioid abatement fund expenditures; expands the syringe services program; and addresses license renewal criteria for physicians and physician assistants. The Committee Amendment updates the bill's language to reflect current best practices in the field as well as explicitly requires consultation with local law enforcement for syringe service and harm reduction programs. As the State sees the number of overdoses rising to near-peak levels, a more expansive approach to combat the opioid and substance misuse crises is required. SB 239-FN is a detailed, thoughtful effort to make meaningful progress towards ensuring that people in a crisis can access an appropriate level of care and treatment for where they are at.

SB 241-FN, relative to graduated public assistance programs.

Ought to Pass with Amendment, Vote 5-0.

Senator Birdsell for the committee.

SB 241-FN directs the Department of Health and Human Services, the Housing Finance Authority, New Hampshire Employment Security, and the Department of Energy to study the creation, funding, and implementation of graduated public assistance programs to complement existing programs within the state. The Committee Amendment reflects the existing studies and pilot programs that DHHS has already done on this issue, instead of requiring them to conduct a duplicative study. SB 241-FN will provide data that can help address the workforce crisis in New Hampshire, by studying a tiered system whereby individuals will no longer face a complete loss of benefits for working more than a set number of hours or a hard income limit.

JUDICIARY

SB 48, relative to the definition of "way" for the purposes of driving after revocation or suspension.

Inexpedient to Legislate, Vote 5-0.

Senator Whitley for the committee.

Senate Bill 48 would have clarified laws related to driving after revocation or suspension by prohibiting persons with revoked or suspended licenses from driving a motor vehicle upon a way, removing the prohibition on operating motor vehicles while not on a way. However, the Committee believed this bill had been a solution in search of a problem. The Committee did not hear from any law enforcement agency about issues that would warrant a change to the law.

SB 182, relative to the definition of "way" in driving or operating under the influence of drugs or liquor.

Ought to Pass with Amendment, Vote 5-0.

Senator Chandley for the committee.

Senate Bill 182 expands the definition of "way" relative to implied consent to submit to testing to determine alcohol concentration. The Committee Amendment expanded the definition of "way" to additional RSA's not referenced in the original version of the bill. The bill was filed in response to *Dianna Rudder v. Director, New Hampshire Division of Motor Vehicles*, in which the Supreme Court invited legislative action to expand the definition of "way" by specific reference to the relevant statutes, if that was its intention.

SB 183, exempting certain phone calls from the right to know law.
Ought to Pass, Vote 5-0.
Senator Abbas for the committee.

Senate Bill 183 would provide that although records compiled under RSA 106-H, relative to the enhanced 911 system, are not public records under RSA 91-A, the division may release records to the caller for the purpose of a legal investigation or proceeding. Currently, a 911 caller is unable to obtain a transcript of their 911 call without a subpoena and this bill would only allow the individual who made the 911 call, to access their call after signing an authorized release. This bill was crafted carefully to take in privacy concerns as well as the concerns of law enforcement about ongoing investigations.

SB 255-FN, relative to the expectation of privacy.
Ought to Pass with Amendment, Vote 5-0.
Senator Gannon for the committee.

Senate Bill 255-FN would create a new chapter detailing a consumer expectation of privacy. The Committee Amendment would update the bill to reflect modern day technological terms. Currently, New Hampshire citizens have no rights to control their personal data, and businesses have no obligation to steward data they hold or respect the rights of consumers. This bill would establish the right of consumers to protect their data and the responsibility of businesses, they deal with, to respect their customer's privacy wishes.

TRANSPORTATION

SB 52-FN, relative to the regulation and operation of electric vehicle charging stations.
Ought to Pass with Amendment, Vote 5-0.
Senator Ricciardi for the committee.

This bill modernizes the electric vehicle charging station statutes for electric vehicle infrastructure construction projects. The amendment formed a committee to help find solutions that implements electric vehicle infrastructure that would not increase electric rates for New Hampshire ratepayers. The committee understood the need for the relationship between EV charging stations and the tourism industry in our great state.

SB 259-FN, relative to traffic and safety improvements on Route 101 Amherst, Bedford, and Milford.
Re-refer to Committee, Vote 5-0.
Senator Watters for the committee.

This bill requires the department of transportation to include in the 10-year transportation improvement plan, a plan to address gateway treatments, physical traffic calming, and psychological traffic calming on Route 101 from Amherst to the intersection of Route 101 and Route 101A in Milford. The committee re-referred the bill since this was covered in the 10-Year Plan that was passed last year and allowed for additional time to see if the bill could be reworked.

REGULAR CALENDAR REPORTS

COMMERCE

SB 145-FN, relative to New Hampshire housing champion designation for municipalities and making appropriations therefor.
Ought to Pass, Vote 5-0.
Senator Soucy for the committee.

EDUCATION

SB 272-FN, establishing a parents' bill of rights in education.
Ought to Pass, Vote 3-2.
Senator Ward for the committee.

ELECTION LAW AND MUNICIPAL AFFAIRS

CACR 10, the general court.
Ought to Pass, Vote 5-0.
Senator Soucy for the committee.
SB 132-FN, prohibiting cities and towns from adopting sanctuary policies.
Ought to Pass with Amendment, Vote 3-2.
Senator Abbas for the committee.

SB 133-FN, relative to changing the date of the state primary election and creates runoff election for federal primary election.

Ought to Pass with Amendment, Vote 4-1.

Senator Gray for the committee.

SB 155-FN-L, relative to the adoption of school administrative unit budgets.

Ought to Pass with Amendment, Vote 3-2.

Senator Murphy for the committee.

SB 220-FN, modifying the absentee voter registration process, absentee ballot application, and absentee ballot voting process.

Inexpedient to Legislate, Vote 3-2.

Senator Gray for the committee.

SB 222, relative to the definition of broadband infrastructure as a revenue-producing facility eligible for municipal revenue bonds.

Re-refer to Committee, Vote 4-1.

Senator Gray for the committee.

ENERGY AND NATURAL RESOURCES

SB 267-FN, relative to rulemaking for advanced recycling facilities.

Ought to Pass with Amendment, Vote 5-0.

Senator Avarad for the committee.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 147, relative to the board of dental examiners.

Ought to Pass with Amendment, Vote 4-1.

Senator Carson for the committee.

FINANCE

SB 85-FN-A, relative to emergency behavioral health services and behavioral health crisis programs.

Ought to Pass with Amendment, Vote 7-0.

Senator Rosenwald for the committee.

SB 108-FN, relative to participation of the New Hampshire public defender program in the state employee health insurance plan.

Ought to Pass, Vote 7-0.

Senator Pearl for the committee.

SB 127-FN, relative to certain programs administered by the department of health and human services.

Ought to Pass, Vote 7-0.

Senator Birdsell for the committee.

SB 152-FN, relative to New Hampshire workforce training programs.

Ought to Pass, Vote 7-0.

Senator D'Allesandro for the committee.

SB 178-FN-A, relative to certain specialty formulas under Medicaid.

Re-refer to Committee, Vote 7-0.

Senator Rosenwald for the committee.

SB 189-FN, relative to the definition of gross business profits in determining taxable business profits.

Ought to Pass, Vote 5-2.

Senator Innis for the committee.

SB 197-FN, relative to the operation and regulation of certain business entities within the state.

Ought to Pass, Vote 7-0.

Senator Gray for the committee.

SB 202-FN-A, relative to establishing a homeownership innovations fund in the New Hampshire housing finance authority.

Ought to Pass, Vote 7-0.

Senator Innis for the committee.

SB 233-FN-A, re-establishing the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) Farmers Market Nutrition Program.

Ought to Pass, Vote 7-0.

Senator Birdsell for the committee.

SB 234-FN-A, directing the department of health and human services to develop a public awareness campaign on brain health, Alzheimer's disease, and related dementias and making an appropriation therefor.

Ought to Pass, Vote 7-0.

Senator D'Allesandro for the committee.

HEALTH AND HUMAN SERVICES

SB 36-FN, relative to systems of care for healthy aging.

Ought to Pass with Amendment, Vote 3-2.

Senator Birdsell for the committee.

SB 86-FN, relative to health care workforce development and making appropriations therefor.

Ought to Pass with Amendment, Vote 5-0.

Senator Birdsell for the committee.

SB 237-FN, relative to the child care scholarship program and making an appropriation therefor.

Ought to Pass with Amendment, Vote 5-0.

Senator Whitley for the committee.

SB 238-FN, relative to the use of telemedicine to treat mental health conditions.

Ought to Pass with Amendment, Vote 5-0.

Senator Prentiss for the committee.

SB 242-FN, relative to Medicaid direct certification.

Ought to Pass with Amendment, Vote 5-0.

Senator Whitley for the committee.

SB 265-FN-A, making an appropriation for the multi-tiered system of support for children's mental health.

Inexpedient to Legislate, Vote 3-2.

Senator Birdsell for the committee.

JUDICIARY

SB 58, relative to arrests without a warrant while in the care of a medical professional on the premises of a residential care or health care facility.

Inexpedient to Legislate, Vote 3-2.

Senator Abbas for the committee.

SB 80-FN-A, requiring the recording of custodial interrogations and making an appropriation therefor.

Re-refer to Committee, Vote 5-0.

Senator Abbas for the committee.

SB 247, repealing limited liability for manufacturers, distributors, dealers, or importers of firearms or ammunition.

Inexpedient to Legislate, Vote 3-2.

Senator Gannon for the committee.

SB 250, relative to remote participation in government meetings.

Inexpedient to Legislate, Vote 3-2.

Senator Abbas for the committee.

SB 264-FN, relative to parentage.

Re-refer to Committee, Vote 3-2.

Senator Gannon for the committee.

SB 268, allowing for pre-hospital treatment and transportation for police canines.

Ought to Pass with Amendment, Vote 5-0.

Senator Gannon for the committee.

AMENDMENTS

Health and Human Services

March 8, 2023

2023-0861s

05/07

Amendment to SB 36-FN

Amend the bill by replacing all after the enacting clause with the following:

1 Department of Health and Human Services; Eligibility for Assistance. Amend RSA 167:4, I(b) to read as follows:

(b) *To the extent permissible under federal law*, in the case of an applicant for public assistance or medical assistance who has made an assignment or transfer of assets to an individual for less than fair market value within [60] **36 months**, or *for up to 60 months if deemed necessary by the department based*

upon case specific information or extenuating circumstances, or in the case of transfers of real estate, or transfers of assets to a trust or portions of a trust that are treated as assets disposed of by the individual within [60] ***36 months, or for up to 60 months if deemed necessary by the department based upon case specific information or extenuating circumstances,*** immediately preceding the date of application or while the application is pending, or in the case of a recipient of public assistance or medical assistance who makes such an assignment or transfer while in receipt of the assistance, the assistance sought shall only be granted or continue to be granted in accordance with rules establishing restrictions and eligibility criteria for such cases as adopted by the commissioner of the department of health and human services under RSA 541-A, subject to applicable federal regulations and waiver approval, if any, and review by the oversight committee on health and human services, established in RSA 126-A:13. The oversight committee on health and human services shall make a report to the legislative fiscal committee which shall have final approval authority.

2 Department of Health and Human Services; Medicaid Program; Medicaid Long-Term Care Eligibility Pilot. The commissioner of the department of health and human services shall, if necessary, seek approval from the federal Centers for Medicare and Medicaid Services (CMS) to implement a pilot to expedite Medicaid long-term care eligibility. The purpose of the pilot shall be to promote timely access to home and community based services (HCBS) by refining and improving the application process for financial and clinical eligibility so that access to HCBS services is more accessible to the individual, caregiver, and family. The department of health and human services shall implement the pilot at state designated access points. Notwithstanding RSA 14:30-a, the department may accept and expend any federal funds available for the purposes of this section without prior approval of the fiscal committee of the general court. The department shall begin the pilot on January 1, 2024. The department shall provide a report to the house health, human services and elderly affairs committee and the senate health and human services committee by January 1, 2025 regarding the pilot.

3 Personal Care Services; Definition of Personal Care Services Provider. Amend RSA 161-I:2, XII to read as follows:

XII. "Personal care services provider" means a person who:

(a) Is selected by:

- (1) The eligible consumer;
- (2) The eligible consumer's legal guardian;
- (3) The eligible consumer's representative; or
- (4) A person granted power of attorney by the eligible consumer; and

(b) Is employed by a home health agency or other qualified agency to provide personal care services; and

(c) Is not:

- (1) The eligible consumer's legally responsible relative, except as authorized pursuant to RSA 161-I:3-a;
- (2) The eligible consumer's legal guardian, ***except as authorized pursuant to RSA 161-I:3-a;***
- (3) The eligible consumer's representative; or

(4) A person granted power of attorney by the eligible consumer, ***except as authorized pursuant to RSA 161-I:3-a.***

4 Personal Care Services; Authorization of Legally Responsible Relative. Amend RSA 161-I:3-a to read as follows:

161-I:3-a Authorization of Legally Responsible Relative, ***Guardian, or Person Granted Power of Attorney.*** The department may authorize reimbursement to a legally responsible relative, ***a guardian, or a person granted power of attorney by the eligible consumer,*** who provides personal care to an eligible consumer with special health care needs residing at home. Such reimbursement shall occur only when the department determines that the needs of the eligible consumer, the unavailability of appropriate providers or suitable alternative care services, and cost efficiencies make utilization of a legally responsible relative, ***guardian, or person granted power of attorney by the eligible consumer,*** for the provision of such services necessary and appropriate. Reimbursement shall be limited to care that is medically necessary due to specific health needs and shall not be made for care generally expected and provided by a legally responsible relative, ***guardian, or person granted power of attorney by the eligible consumer.*** The department

shall not authorize reimbursement to a legally responsible relative, **guardian, or person granted power of attorney by the eligible consumer**, until a plan and rules adopted pursuant to RSA 541-A, are reviewed and approved by the oversight committee on health and human services, established in RSA 126-A:13.

5 Long-Term Care; Information and Referral. Amend RSA 151-E:5 to read as follows:

151-E:5 Information and Referral. The department shall establish a system of community-based ~~[information and referral]~~ **aging and disability** resource centers that provide information and referral services to ~~[elderly and chronically ill adults]~~ **older adults and adults with disabilities**. The ~~[information and referral]~~ **aging and disability resource center** network established under this section shall not be used for the purpose of political advocacy, but may inform and educate the general court regarding the extent of services available as well as the unmet needs in the community.

6 Long-Term Care; Person-Centered Counseling Program. Amend RSA 151-E by inserting after section 21 the following new section:

151-E:22 Person-Centered Counseling Program. The department shall:

I. Create a new person-centered counseling program in each contracted aging and disability resource centers (ADRC) to provide support and assistance to persons living at home or in short or long-term institutional settings, including hospitals, to transition into community-based settings. The program shall include referrals and support to access, at a minimum, but not limited to: assistance with completing Medicaid applications, referrals and access to Title III-B and Title XX services and programs, referrals and access to community-based services, housing, and other supports and services to meet the needs of the individual and their family.

II. Increase operational capacity in each ADRC to enable the provision of person-centered counseling services for adults, including but not limited to, educating consumers about available community-based resources for long-term services and supports, assistance with completing Medicaid applications, and assistance with the transition to access such services.

III. Establish performance metrics for each contracted information and referral resource center to assess each office's ability to provide the services contained in this section.

7 Appropriation; Department of Health and Human Services; Person-Centered Counseling Program. The sum of \$598,800 for the biennium ending June 30, 2025, is hereby appropriated to the department of health and human services for the purpose of funding the person-centered counseling program established in RSA 151-E:22. In addition to the appropriation and notwithstanding RSA 14:30-a, the department may accept and expend any federal funds available for the purposes of the counseling program without prior approval of the fiscal committee of the general court. The governor is authorized to draw a warrant for the general fund portion of said sum out of any money in the treasury not otherwise appropriated.

8 Department of Health and Human Services; Classified Positions Established.

I. The following classified positions are established in the department of health and human services to support the person-centered counseling program established in RSA 151-E:22:

(a) Program Specialist III (Labor Grade 23, Step 5); and

(b) Program Specialist IV (Labor Grade 25, Step 5).

II. The sum of \$190,000 for the biennium ending June 30, 2025, is hereby appropriated to the department of health and human services for the purpose of funding the positions as required in paragraph I of this section. In addition to the appropriation and notwithstanding RSA 14:30-a, the department may accept and expend matching federal funds without prior approval of the fiscal committee of the general court. The governor is authorized to draw a warrant for the general fund portion of said sum out of any money in the treasury not otherwise appropriated.

9 Choices for Independence (CFI) Waiver; Rate Review. During the biennium ending June 30, 2025, the department of health and human services shall implement rate increases for the choices for independence (CFI) waiver in accordance with SB 86 of the 2023 regular legislative session. In addition, the department shall review and propose rates for the CFI program in accordance with section 1902 (a)(30)(A) of the Social Security Act and in accordance with the requirements under the 1915(c) Medicaid HCBS waiver program and provide a report to the house health, human services and elderly affairs committee and senate health and human services committee on or before July 1, 2024. The focus of the rate study is to promote efficiency, economy, and quality of care within New Hampshire's CFI waiver program.

10 Department of Health and Human Services; Resource Disregard Enhancement Authority; Rulemaking. Pursuant to RSA 161:4-a, the department of health and human services shall enter into rulemaking, subject to the Centers for Medicare and Medicaid Services (CMS) approval as necessary, to increase the resource disregard to a maximum of \$3,500 for individuals seeking nursing facility services or home and community based care under state waivers established under section 1915(c) of the Social Security Act.

11 Department of Health and Human Services; Report. The department of health and human services shall provide a status report to the house health, human services and elderly affairs and the senate health and human services committees by January 1, 2024, regarding the status of implementation of the changes outlined in this act. On January 1 of each year thereafter, the department shall provide an annual progress report to the committees regarding the ongoing impact of the changes outlined in this act.

12 Effective Date. This act shall take effect July 1, 2023.

2023-0861s

AMENDED ANALYSIS

This bill:

- I. Revises the look-back period for medical assistance eligibility;
- II. Establishes a pilot to expedite Medicaid long-term care eligibility;
- III. Expands reimbursement eligibility for certain personal home care service providers;
- IV. Renames the aging and disability resource center network for older adults and adults with disabilities;
- V. Establishes a person-centered counseling program in the department of health and human services and makes an appropriation to the department this purpose;
- VI. Directs the department of health and human services to conduct a rate review of the choices for independence program;
- VII. Directs the department of health and human services to adopt rules increasing the resource disregard for purposes of determining eligibility for certain long-term care; and
- VIII. Directs the department of health and human services to submit an annual report to the legislature regarding implementation the policies and programs outlined in the act.

Senate Transportation

March 7, 2023

2023-0818s

07/08

Amendment to SB 52-FN

Amend the bill by replacing all after section 1 with the following:

2 Highway Regulation, Protection and Control Regulations; Electric Vehicle Charging Stations; Operation of Electric Vehicle Charging Stations; Signage. Amend RSA 236:133 to read as follows:

236:133 Operation of Electric Vehicle Charging Stations; Signage.

~~I. [The department of transportation shall coordinate with the Federal Highway Administration (FHWA) to ensure sufficient and up-to-date coverage of uniform signage on federal highways using the “Alternative Electric Vehicle Charging Symbol Sign.”]~~

~~H:] The department of transportation shall develop and install uniform signage consistent with [FWHA’s] **Federal Highway Administration (FHWA)’s** Manual on Uniform Traffic Control Devices for use on state roadways to direct drivers to *electric vehicle* charging and hydrogen fueling stations.~~

~~[H:] II. All publicly funded chargers, including those funded by the **New Hampshire Volkswagen Mitigation** Trust [Settlement] or by federal or other competitively awarded funds, installed after the effective date of this paragraph that are accessible to the public shall be equipped to enable universal access.~~

~~[IV:] III. An owner of an electric vehicle charging station shall not be deemed to be a “utility,” “public utility,” or “public service company” solely by virtue of [the fact that such an owner is an owner] **ownership** of an electric vehicle charging station. [All electricity distribution companies shall make available in tariffs terms and rates for electronic vehicle charging stations and offer such information to the public.]~~

[V:] **IV.** The public utilities commission shall:

(a) Within 2 years, consider and determine whether it is appropriate to implement any of the following rate design standards for electric companies and public service companies:

- (1) Cost of service;
- (2) Prohibition of declining block rates;
- (3) Time of day rates;
- (4) Seasonal rates;
- (5) Interruptible rates;
- (6) Load management techniques; and
- (7) Demand charges.

(b) Consider and determine whether it is appropriate to implement electric vehicle time of day rates for residential and commercial customers. The standards for determination of such implementation shall include consideration whether such implementation would encourage energy conservation, optimal and efficient use of facilities and resources by an electric company, and equitable rates for electric consumers.

[VI:] **V.** The owner or operator of a public electric vehicle charging station that requires payment of a fee shall provide multiple payment options [~~that allow access by the public~~].

[VII:] **VI.** The owner or operator of a public electric vehicle charging station shall disclose the location and characteristics of each such public electric vehicle charging station, including, but not limited to, the address, voltage, and timing restrictions, to the federal database operated by the United States Department of Energy Alternative Fuels Data Center ***and provide updates to this information as needed.***

3 Study Committee Established; Electric Vehicle Charging Infrastructure.

I. There is established a committee to study funding mechanisms for electric vehicle charging infrastructure.

II. Membership and Compensation.

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

- (1) Three members of the house of representatives, appointed by the speaker of the house of representatives.
- (2) One member of the senate, appointed by the president of the senate.

(b) Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

III. Duties. The committee shall:

(a) Review currently available funding for electric vehicle charging infrastructure, including for electric vehicle utility make-ready investments and front of the meter investments, including:

- (1) Existing state and federal funding sources; and
- (2) Existing ratepayer funding.

(b) Identify additional, and determine the feasibility of, non-ratepayer sources of funding for electric vehicle charging infrastructure, including for electric vehicle utility make-ready investments and front-of-the-meter investments. Potential sources of funding may include, but are not limited to:

- (1) Meals and rooms tax revenue;
- (2) Electric vehicle registration surcharges;
- (3) Surcharges on electricity purchased through public electric vehicle charging stations;
- (4) Expanding eligible use of the municipal portion of motor vehicle registration fees; and
- (5) Incentivizing private capital through:

- (A) Business profits tax and business enterprise tax credits.
- (B) State utility property tax credits or exemptions.
- (C) Enabling local property tax exemptions.
- (c) Review non-ratepayer funding mechanisms utilized in other states; and
- (d) Receive input from the public, relevant state agencies, and other entities it sees fit.

IV. Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Three members of the committee shall constitute a quorum.

V. Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2024.

4 Effective Date. This act shall take effect 60 days after its passage.

2023-0818s

AMENDED ANALYSIS

This bill modernizes the electric vehicle charging station statutes for electric vehicle infrastructure construction projects and establishes a committee to study electric vehicle charging infrastructure funding.

Energy and Natural Resources
March 8, 2023
2023-0880s
08/07

Amendment to SB 60

Amend RSA 485-A:12, IV as inserted by section 3 of the bill by replacing it with the following:

IV. No activity that involves surface water withdrawal ~~[or diversion of surface water]~~ that ***exceeds 20,000 gallons per day averaged over a 7-day period or more than 600,000 gallons over a 30-day period*** and requires registration under RSA 488:3, that does not otherwise require the certification required under paragraph III, and ***which did not exceed such withdrawal rates before*** ~~[was not in active operation as of]~~ the effective date of this paragraph, may commence unless the department certifies that the surface water withdrawal or diversion of surface water complies with state surface water quality standards applicable to the classification for the surface water body. The certification shall include any conditions on, modifications to, or monitoring of the proposed activity necessary to provide reasonable assurance that the proposed activity complies with applicable surface water quality standards. The department may enforce compliance with any such conditions, modifications, or monitoring requirements as provided in RSA 485-A:22.

Senate Executive Departments and Administration
March 8, 2023
2023-0860s
05/08

Amendment to SB 72-FN

Amend the bill by replacing all after the enacting clause with the following:

1 Credentialing Verification Procedures. Amend RSA 420-J:4, IV to read as follows:

IV. A health carrier shall require all participating providers to notify the health carrier of changes in the status of any items listed in this section at any time, and shall identify for participating providers the individual or department to whom they should report such changes. ***The carrier shall act upon the change in status request within 30 days of receipt of the request or shall notify the provider of the reason for delay or inability to act.***

2 New Paragraph; Credentialing Verification Procedures. Amend RSA 420-J:4 by inserting after paragraph VI the following new paragraph:

VII. The commissioner shall accept and record complaints for health care providers regarding a health carrier's alleged non-compliance with the provisions of this section and may take such regulatory action as deemed necessary in response to complaints received.

3 Effective Date. This act shall take effect 60 days after its passage.

2023-0860s

AMENDED ANALYSIS

This bill directs a carrier to act on a change of status request within a specified period of time or notify the provider of the reason for the delay or inability to act. The bill also directs the insurance commissioner to accept and record complaints regarding health carrier compliance with credentialing procedures.

Election Law and Municipal Affairs

March 7, 2023

2023-0810s

10/07

Amendment to SB 78

Amend the bill by replacing section 1 with the following:

1 Subdivision Regulations; Completion of Work. Amend RSA 674:36, III and IV to read as follows:

III. The subdivision regulations of the planning board may stipulate, as a condition precedent to the approval of the plat, the extent to which and the manner in which streets shall be graded and improved and to which water, sewer, and other utility mains, piping, connections, or other facilities shall be installed. The regulations or practice of the planning board:

(a) May provide for the conditional approval of the plat before such improvements and installations have been constructed, but any such conditional approval shall not be entered upon the plat.

(b) Shall provide that, in lieu of the completion of street work and utility installations prior to the final approval of a plat, the planning board shall accept a performance bond, irrevocable letter of credit, or other type or types of security as shall be specified in the subdivision regulations; provided that in no event shall the exclusive form of security required by the planning board be in the form of cash or a passbook. As phases or portions of the secured improvements or installations are completed and approved by the planning board or its designee, the municipality shall partially release said security to the extent reasonably calculated to reflect the value of such completed improvements or installations, **and the cost of remaining work, at least one time every 365 days or when substantial improvements are made.** Cost escalation factors that are applied by the planning board to any bond or other security required under this section shall not exceed [10] 15 percent per year. **No cost increases shall be allowed for engineering, administration, or other similar reasons.** The planning board shall, within the limitations provided in this subparagraph, have the discretion to prescribe [the type and amount of security, and specify] a period for completion of the improvements and utilities to be expressed in the bond or other security, in order to secure to the municipality the actual construction and installation of such improvements and utilities. The municipality shall have the power to enforce such bonds or other securities by all appropriate legal and equitable remedies.

(c) May provide that in lieu of the completion of street work [and], utility installations, **landscaping, and final pavement** prior to the final approval of the plat, the subdivision regulations may provide for an assessment or other method by which the municipality is put in an assured position to do said work and to make said alterations at the cost of the owners of the property within the subdivision.

(d) The planning board limitations under this paragraph shall not require letter of credit, cash, or passbook as the only method securing the completion of the work nor shall there be a requirement to bond installation of infrastructure, including but not limited to utilities and roads, prior to actual building structures for human occupation.

(e) Inspections required by the municipality for release of a bond shall be completed within 20 business days of written request delivered by hand or sent by courier or service. Any requirements not recognized by the municipality as complete or non-compliant shall require written notification be sent, delivered by hand or sent by courier or service, within 3 business days of the inspection, to the bonded party. The bonded party shall complete the work within 20 business days of receipt of

notification. The municipality shall inspect for completion of the work cited as incomplete or non-compliant in the first inspection, within 2 business days of written notification delivered by hand or sent by courier or service. All bonds shall be released within 30 days of completion.

IV. ***In accordance with RSA 153:5, III,*** the planning board shall not require, or adopt any regulation requiring, the installation of a fire suppression sprinkler system in proposed one- or 2-family residences as a condition of approval for a local permit. Nothing in this paragraph shall prohibit a duly adopted regulation mandating a cistern, dry hydrant, fire pond, or other credible water source other than a fire suppression sprinkler system. ~~[Nothing in this paragraph shall prevent an applicant from offering to install fire suppression sprinkler systems in proposed one- or 2-family residences and, if the planning board accepts such offer, the installation of such systems shall be required and shall be enforceable as a condition of the approval. The applicant or the applicant's successor in interest may substitute another means of fire protection in lieu of the approved fire suppression sprinkler system provided that the planning board approves the substitution which approval shall not be unreasonably upheld or delayed.]~~

Energy and Natural Resources
March 8, 2023
2023-0840s
02/10

Amendment to SB 79

Amend the bill by replacing sections 1 and 2 with the following:

1 Limited Electrical Energy Producers Act; Definition; Eligible Customer Generator. RSA 362-A:1-a, II-b is repealed and reenacted to read as follows:

II-b. "Eligible customer-generator" or "customer-generator" means an electric utility customer who owns, operates, or purchases power from an electrical generating facility either powered by renewable energy or which employs a heat led combined heat and power system, except as provided for a municipal host as defined in paragraph II-c, that is located behind a retail meter on the customer's premises, and as provided for an industrial host as defined in paragraph II-g, provided it is interconnected and operates in parallel with the electric grid, and is used to offset the customer's own electricity requirements. Incremental generation added to an existing generation facility, that does not itself qualify for net metering, shall qualify if such incremental generation meets the qualifications of this paragraph and is metered separately from the nonqualifying facility.

2 New Paragraph; Definition. Amend RSA 362-A:1-a by inserting after paragraph II-f the following new paragraph:

II-g. "Industrial host" means a customer generator with a total peak generating capacity of greater than one megawatt and less than 5 megawatts used to offset the electricity requirements of a group consisting exclusively of one commercial, industrial, or institutional entity with one or more accounts, provided that all accounts are located within the same utility franchise service territory. In no instance shall the electrical generating facility exceed 100 percent of the industrial host's average electric consumption over the past 12 months. An industrial host may be owned by either a public or private entity.

2023-0840s

AMENDED ANALYSIS

This bill adds a definition and requirements for an industrial host as a customer-generator under the limited electrical energy producers act.

Election Law and Municipal Affairs
March 7, 2023
2023-0827s
02/10

Amendment to SB 84

Amend the title of the bill by replacing it with the following:

AN ACT relative to legislative study committees and commissions.

Amend the bill by replacing all after the enacting clause with the following:

1 Legislative Study Committees RSA 14:49 is repealed and reenacted to read as follows:

14:49 Legislative Study Committees.

I. For the purpose of this section, “study committee” shall mean a committee, task force, council, or any other similar entity established by the general court in chapter law to study or otherwise address a specified issue, and shall not include any similar entities that are codified in statute.

II. Every study committee which is established by the general court shall be repealed either upon the filing of a final report or on November 1 in the even-numbered year prior to the beginning of the subsequent biennial session, whichever is earlier.

III. The membership of a study committee established by the general court shall be limited to members of the general court only, and shall not exceed 15 members.

IV. The chairperson of a study committee established by the general court shall, in addition to any other reporting requirements, electronically file the final report with the clerk of the house of representatives and the clerk of the senate, and the clerks of the respective bodies shall post the report on the general court website. The clerks of the respective bodies shall then send a copy of the report to the standing committee of each body with jurisdiction over the subject matter of the report.

V. House and senate committee services staff shall jointly prepare an updated index of all committees with relevant information annually. This list shall be provided to the speaker of the house of representatives, the president of the senate, and the standing committee chairs with jurisdiction over the subject matter of the committees by February 15 of each year.

2 New Section; Legislative Commissions. Amend RSA 14 by inserting after section 49 the following new section:

14:49-a Legislative Commissions.

I. For the purpose of this section, “commission” shall mean a commission, task force, council, or any other similar entity established by the general court and codified in the RSAs for a specific term to study or otherwise address a specified issue, and shall not include any similar entities that are not a study committee as defined in RSA 14:49.

II. The term of the commission shall be specified and the commission’s statutory authorization shall be repealed no later than 5 years after the date it becomes effective, unless subsequent legislation is passed to extend the commission’s existence.

III. Commissions may include appointees who are not members of the general court. The term of members of the general court who serve on a commission shall be coterminous with their term in office, unless they are appointed in a capacity other than their legislative office.

IV. In addition to any other reporting requirements, the chairperson of each commission established by the general court shall electronically file the final report with the clerk of the house of representatives or clerk of the senate, and the clerks of the respective bodies shall post the report on the general court website. The clerks of the respective bodies shall then send a copy of the report to the standing committee of each body with jurisdiction over the subject matter of the report.

V. All commissions shall be administratively attached to the appropriate executive branch agency, as determined by the general court.

3 Effective Date. This act shall take effect upon its passage.

2023-0827s

AMENDED ANALYSIS

This bill establishes separate requirements for chaptered legislative study committees and codified commissions containing legislative members.

Senate Finance

March 8, 2023

2023-0838s

07/08

Amendment to SB 85-FN-A

Amend the bill by replacing section 3 with the following:

3 New Subdivision; Study Commission on Sustainable Funding of Behavioral Health Crisis Programs. Amend RSA 135-C by inserting after section 67 the following new subdivision:

Study Commission on Sustainable Funding of Behavioral Health Crisis Programs

135-C:68 Commission on Behavioral Health Crisis Services Established.

I. There is established a study commission on sustainable funding of behavioral health crisis programs. The commission shall be administratively attached to the department of health and human services.

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

(1) Studying the models used in other regions and states for sustainable financing for delivery of behavioral health crisis programs.

(2) Discussing the feasibility of implementing different models for sustainable financing for delivery of behavioral health crisis programs.

(3) Identifying and recommending means to establish sustainable financing for delivery of behavioral health crisis programs, both legislative and non-legislative.

(4) Creating a report on the available sustainable funding sources available for financing delivery of behavioral health crisis programs.

(b) Notwithstanding RSA 14:49, the members of the commission shall be as follows:

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

(2) One member of the senate, appointed by the president of the senate.

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

(4) The director of the department of safety, division of emergency services and communications (E 911), or designee.

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

(6) One representative from the National Alliance on Mental Illness of New Hampshire, appointed by that organization.

(7) One representative of the New Hampshire Community Behavioral Health Association, appointed by the association.

(8) One representative of the New Hampshire Hospital Association, appointed by the association.

(9) One representative of New Futures, appointed by the organization.

(10) One representative of the University of New Hampshire Institute on Health Policy and Practice, appointed by that organization.

(11) One representative from each of New Hampshire's 2 centers participating in the National Suicide Prevention Lifeline network.

(12) One representative of America's Health Insurance Plans (AHIP), appointed by the association.

(13) One representative of community mental health centers appointed by the Bi-State Primary Care Association.

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

(d) The commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named senate member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Eight members of the commission shall constitute a quorum.

(e) The commission shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2024. The chairperson of the study commission shall electronically file the final report with the clerk of the house of representatives or clerk of the senate, and the clerks of the respective bodies shall post the report on the general court website. The clerks of the respective bodies shall then send a copy of the report to the standing committee of each body with jurisdiction over the subject matter of the report.

Health and Human Services
 March 8, 2023
 2023-0857s
 05/07

Amendment to SB 86-FN

Amend the bill by replacing all after the enacting clause with the following:

1 Purpose and Findings. The general court finds that:

I. New Hampshire's health care workforce is the foundation of our health care safety net, and the foundation is in crisis due to a lack of consistent investments prior to the pandemic and the COVID-19 compounded the structural deficits. As a result, residents of New Hampshire will go without care until the cracks in the foundation are repaired. Recently, the state worked to stabilize the system using federal funds including direct aid to hospitals, community providers, and long-term care facilities; however, there remains a strong need to invest in programs to foster a future health care workforce within the Granite State.

II. The state of New Hampshire shall address the health care workforce shortage through programs designed to incentivize students to seek employment in health care and remain in New Hampshire upon graduation; remove career-advancement barriers for our dedicated direct care providers; and equip health care organizations with the tools necessary to secure skilled clinicians.

2 Department of Health and Human Services; Medicaid Rate Increases.

I. Department of Health and Human Services; Rate Increases. There is hereby appropriated to the department of health and human services the sums of \$40,000,0000 for the state fiscal year ending June 30, 2024, and \$40,000,000 for the state fiscal year ending June 30, 2025, for the purpose of increasing Medicaid provider rates. The funds shall be nonlapsing until June 30, 2025. The department will utilize said funds to increase rates pursuant to section 1902 (a)(30)(A) of the Social Security Act, to promote efficiency, economy, and quality of care within New Hampshire's Medicaid program, no later than January 1, 2024. The department may accept and expend matching federal funds without prior approval of the fiscal committee. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

II. The department of health and human services shall, beginning on October 1, 2023 and every 3 months thereafter, provide an informational report to the fiscal committee of the general court on the status of the rate increases described in paragraph I. Such reports shall include, but not be limited to, year-to-date expenditures compiled by funding source and provider type.

3 Office of Professional Licensure and Certification; Community Health Worker Certification; Report. On or before July 1, 2024, the office of professional licensure and certification, in collaboration with the department of health and human services, shall submit a report to the chair of the senate health and human services committee, the chair of the house health, human services and elderly affairs committee, and the governor relative to certified community health workers. Such report shall include findings and recommendations for certification procedures and processes, duties and scope of practice for community health workers, and legislation necessary to implement the recommendations.

4 Department of Health and Human Services; Rural Health and Primary Care; Report. On or before July 1, 2024, the department of health and human services shall submit a report with its findings and legislative recommendations to the chair of the senate health and human services committee, the chair of the house health, human services and elderly affairs committee, and the governor relative to implementing area health education centers and advanced training programs for rural health and primary care personnel including, but not be limited to, a rural residency program for family medicine physicians.

5 Effective Date. This act shall take effect July 1, 2023.

2023-0857s

AMENDED ANALYSIS

This bill makes an appropriation to the department of health and human services for Medicaid provider rate increases and directs the department to submit periodic reports to the fiscal committee on the rate increases and to provide a report relative to rural health and primary care personnel. The bill also directs the office of professional licensure and certification, in consultation with the department of health and human services, to submit a report relative to community health worker certification and scope of practice.

Election Law and Municipal Affairs
 March 7, 2023
 2023-0825s
 02/05

Amendment to SB 89

Amend the bill by replacing all after the enacting clause with the following:

1 Marriage Registration Forms and Procedures; Marriage License Registration. Amend RSA 5-C:42, V-a to read as follows:

V-a. If either party is unable to appear in person for **documented** medical reasons, the city or town clerk shall accommodate the parties by meeting in person **or electronically** with the parties at such other location within the city or town as may be convenient.

2 Effective Date. This act shall take effect 60 days after its passage.

2023-0825s

AMENDED ANALYSIS

This bill requires a city or town clerk to accommodate parties unable to appear in person for a marriage license due to documented medical reasons.

Energy and Natural Resources
 March 8, 2023
 2023-0856s
 06/10

Amendment to SB 96

Amend the bill by replacing section 1 with the following:

1 Department of Administrative Services; State Facility Energy Cost Reduction; Energy Performance Contracting. Amend RSA 21-I:19-d, II(a) to read as follows:

(a) The agency shall issue a public request for proposals, advertised in the same manner as other programs, concerning the provision of energy efficiency services or the design, installation, operation, and maintenance of energy equipment, or both. The request for proposals shall contain terms and conditions relating to submission of proposals, evaluation and selection of proposals, financial terms, legal responsibilities, and other matters as may be required by law and as the agency determines appropriate. ***A request for qualifications or a request for proposals shall not contain terms that require membership in or accreditation from a specific regional, national, or international association of energy services companies, or the use of propriety equipment that is not generally available to energy services companies.***

Election Law and Municipal Affairs
 March 7, 2023
 2023-0826s
 02/05

Amendment to SB 111-LOCAL

Amend the bill by replacing all after the enacting clause with the following:

1 Local Option-Town Charters; Town Charters. Amend RSA 49-D:2, I to read as follows:

I. As distinguished from adopting a city form of government described in RSA 49-C, a town may adopt a charter pursuant to RSA 49-B which abolishes the open town meeting and vests all legislative authority in a town council as the elected body, ***with the same powers and authorities as a city council under RSA 49-C subject to the provisions of RSA 41:16***, or, in the alternative, vests authority to make appropriations in a budgetary town meeting. A charter establishing this form may reserve authority by the voters, at a referendum, over amendments to land use ordinances pursuant to RSA 675 and approval of bond issues consistent with RSA 33.

2 Town Clerk; Election and Bond. Amend RSA 41:16 to read as follows:

41:16 Election and Bond. Every town at the annual meeting shall choose, by ballot, a town clerk, who shall record all votes passed by the town while *she or* he remains in office, and discharge all the duties of the office according to law. ***The position of town clerk shall be elected regardless of the form of government established under RSA 49-D.***

3 Effective Date. This act shall take effect 60 days after its passage.

2023-0826s

AMENDED ANALYSIS

This bill clarifies that towns which adopt town council-town manager charters have the same powers and authorities as city councils under RSA 49-C. It also requires that town clerks be elected regardless of the form of municipal government.

Election Law and Municipal Affairs

March 7, 2023

2023-0800s

07/10

Amendment to SB 132-FN

Amend the bill by replacing section 2 with the following:

2 New Subdivision; Anti-sanctuary Act. Amend RSA 7 by inserting after section 48 the following new subdivision:

Anti-sanctuary Act

7:49 Definitions. In this subdivision:

I. "Federal immigration agency" means the United States Department of Justice, the United States Department of Homeland Security, and any division, agency or other component of either of those departments, including but not limited to: United States Immigration and Customs Enforcement, United States Customs and Border Patrol, United States Citizenship and Immigration Services, and any successor department, division, agency, or other component. The term shall include officials, officers, representatives, agents, and employees.

II. "Immigration detainer" means a facially sufficient written or electronic request issued by a federal immigration agency using that agency's official form to request that another law enforcement agency detain a person based on probable cause to believe that the person to be detained is a removable alien under federal immigration law, including detainers issued pursuant to 8 U.S.C. Sections 1226 and 1357 along with a warrant described in subparagraph (c). For the purpose of this section, an immigration detainer shall be deemed facially sufficient if:

(a) The federal immigration agency's official form is complete and indicates on its face that the federal immigration official has probable cause to believe that the person to be detained is a removable alien under federal immigration law; or

(b) The federal immigration agency's official form is incomplete and fails to indicate on its face that the federal immigration official has probable cause to believe that the person to be detained is a removable alien under federal immigration law, but is supported by an affidavit, order, or other official documentation that indicates that the federal immigration agency has probable cause to believe that the person to be detained is a removable alien under federal immigration law; and

(c) The federal immigration agency supplies with its detention request a Form I-200 Warrant for Arrest of Alien or a Form I-205 Warrant of Removal/Deportation or a successor warrant or other warrant authorized by federal law.

III. "Immigration law" means a law of this state or a federal law relating to aliens, immigrants, or immigration, including but not limited to the federal Immigration and Nationality Act, 8 U.S.C. Section 1101 et seq.

IV. "Law enforcement agency" means an agency of the state or of a political subdivision thereof charged with enforcement of state, county, city, municipal, or federal laws, or with managing or maintaining custody of detained, arrested, or sentenced persons in the state, and includes but is not limited to city and town police departments, sheriffs' offices, county departments of corrections, the department of corrections, the department of justice, the fish and game commission, the liquor commission, and campus police. The term shall include officials, officers, representatives, agents, and employees.

V. “Local government entity” means any county, city, municipality, town, village, village district, special district, or other political subdivision of this state, including law enforcement agencies. The term shall include officials, officers, representatives, agents, and employees.

VI. “Policy” means, but is not limited to, a rule, directive, policy, procedure, regulation, motion, order, ordinance, resolution, amendment, practice, or custom, whether written or unwritten and whether formally enacted, informally adopted, or otherwise effectuated.

VII. “Sanctuary policy” means any policy that prohibits the state of New Hampshire, a political subdivision of this state, or any person acting under the color of the state, county, or municipal law from cooperating with the enforcement of federal immigration laws, including, but not limited to, 8 U.S.C. 1373 with respect to a person who has been detained by, or is already in the lawful custody of, the state, county, or local law enforcement agency for a suspected violation of state law to include the enforcement of arrest warrants issued by the courts.

VIII. “State government entity” means any public agency, bureau, commission, council, department, public postsecondary educational institution, or other office, body, or entity established under the laws of the state, including law enforcement agencies. The term shall include officials, officers, representatives, agents, and employees.

7:50 Prohibition of Sanctuary Policies. No state government entity, local government entity, or law enforcement agency shall knowingly enact, issue, adopt, promulgate, enforce, permit, endorse, maintain, or have in effect any sanctuary policy.

7:51 Complaint Process; Penalties.

I. The attorney general shall receive and enforce complaints regarding any possible violation of this subdivision. Any person may file such a complaint. The person shall include with the complaint any evidence the person has in support of the complaint. Such complaints shall be submitted in writing in such form and manner as prescribed by the attorney general. This section shall not prohibit the filing of an anonymous complaint or a complaint not submitted in the prescribed format.

II. If the attorney general determines that a complaint filed under this section establishes probable cause that a violation of this subdivision has occurred, the attorney general shall file a petition for a writ of mandamus or apply for other appropriate equitable relief in the superior court in the county where the allegedly violating state government entity, local government entity, or law enforcement agency is located to compel compliance.

III. If the court in a proceeding filed under paragraph II of this section finds by a preponderance of the evidence that a government entity, local government entity, or law enforcement agency is in violation of this subdivision, the court shall issue a writ of mandamus against that entity ordering it to comply, enjoin it from further noncompliance, and take any other action to ensure compliance as is within the jurisdiction of the court.

IV. The court may award court costs and reasonable attorney fees to the prevailing party in a proceeding brought pursuant to this section.

7:52 Implementation; Discrimination Prohibited.

I. This chapter shall be implemented in a manner consistent with federal laws and regulations governing immigration, protecting the civil rights of all persons, and respecting the privileges and immunities of United States citizens.

II. In complying with the requirements of this chapter, a state or local government entity shall not consider an individual’s race, color, religion, language, or national origin, except to the extent permitted by the Constitution of the United States or the constitution of the state of New Hampshire or federal law.

7:53 Severability. It is the intent of the legislature that every provision, section, paragraph, subparagraph, sentence, clause, phrase, or word in this chapter, and every application of the provisions in this chapter to any person or entity, are severable from each other. If any part or provision of this chapter is in conflict or inconsistent with applicable provisions of federal law, or otherwise held to be invalid or unenforceable by any court of competent jurisdiction, such part or provision shall be suspended and superseded by such applicable laws or regulations, and the remainder of this chapter shall not be affected thereby.

Election Law and Municipal Affairs
 March 7, 2023
 2023-0801s
 06/05

Amendment to SB 133-FN

Amend the bill by deleting section 8 and renumbering the original section 9 to read as 8.

Senate Executive Departments and Administration
 February 22, 2023
 2023-0658s
 05/10

Amendment to SB 147

Amend RSA 317-A:12, XII-a(h)(1) as inserted by section 3 of the bill by replacing it with the following:

(1) In addition to the dentist performing the procedure, there shall be a dedicated anesthesia provider present to monitor the procedure and recovery from anesthesia. The dedicated anesthesia provider shall be a dentist who is qualified to administer general anesthesia or deep sedation, a physician anesthesiologist, or a certified registered nurse anesthetist (CRNA). ~~[The board may exempt dentists who are board eligible or board certified in either dental anesthesiology or oral and maxillofacial surgery from this requirement.]~~

Senate Executive Departments and Administration
 March 8, 2023
 2023-0852s
 02/10

Amendment to SB 149-FN

Amend the bill by replacing all after the enacting clause with the following:

1 New Subdivision; Nurse Agency Registration. Amend RSA 151 by inserting after section 53 the following new subdivision:

Nurse Agency Registration

151:54 Definitions. In this subdivision:

I. "Nurse agency" means any individual, firm, corporation, partnership or other legal entity that employs, assigns or refers nurses or licensed nursing assistants to a health care facility on a per diem or temporary basis for a fee. The term "nurse agency" includes an agency that employs, assigns, or refers such personnel through the use of apps or other technology based solutions or platforms. The term "nurse agency" shall not include services provided by home health agencies licensed and operated under RSA 151:2-b, any entity wholly owned by a health care facility or facilities separately licensed under this chapter, nor shall it include any individual offering only his or her services.

II. "Director" means the executive director of the office of professional licensure and certification.

151:55 Nurse Agency Registration Applications.

I. Beginning January 1, 2024, a nurse agency seeking to do business in the state shall submit an application to the office of professional licensure and certification.

II. The director shall adopt rules, pursuant to RSA 541-A, relative to the registration application form and content, and the registration application procedures.

III. An application fee in accordance with rules adopted by the office of professional licensure and certification, pursuant to RSA 541-A. All applicants shall certify in writing, under oath, that their application is complete and accurate.

IV. Any applicant who, after notice and hearing, is found to have submitted false or misleading information to the office shall be punished by a fine, pursuant to RSA 541-A, and the revocation or suspension of the applicant's registration.

V. After notice and hearing the director may revoke or suspend any registration issued under this chapter if the registrant:

(a) Is found to have violated any provision of this chapter or rule or order adopted or issued under it and fails to cure such violation within a reasonable time prescribed by the director following such finding;

(b) Willfully and without justification fails to respond to any lawful inquiry of the director after reasonable notice; or

(c) Is under a suspension or revocation of a registration, similar to one issued under this chapter, in another jurisdiction and is not reinstated.

151:56 Contracts Between Nurse Agencies and Health Care Facilities.

I. Nurse agencies shall not commit the services of a single nurse or licensed nursing assistant to more than one health care facility for the same time period or shift and canceling a commitment to a facility, or compel that facility to bid again for services already promised it, for such a reason.

II. Nurse agencies shall not recruit potential employees on the premises of a health care facility.

III. Nurse agencies may not charge a health care facility a higher amount based upon the presence in that facility of a communicable virus, except in the case of a state or local declaration of a public health emergency.

IV. Nurses agencies may not facilitate the placement of any licensed professional with a license that is suspended.

151:57 Rulemaking. The office of professional licensure and certification and the department of health and human services shall adopt rules, pursuant to RSA 541-A, relative to the necessary forms, application procedures, and fees required under this subdivision.

2 Effective Date. This act shall take effect 60 days after its passage.

Election Law and Municipal Affairs
March 7, 2023
2023-0809s
10/07

Amendment to SB 155-FN-LOCAL

Amend RSA 194-C:9, II as inserted by section 1 of the bill by replacing it with the following:

II. The provisions of this paragraph apply to school administrative units comprising 2 or more districts. The school administrative unit board shall apportion the total amount of the budget among the constituent school districts in the following manner: The apportionment shall be based 1/2 on the average membership in attendance for the previous school year and 1/2 on the most recently available equalized valuation of each district as of June 30 of the preceding school year. Prior to January 15 in each year, the board shall certify to the chairperson of the school board of each constituent school district the amount so apportioned. Each district within a school administrative unit shall raise at the next annual district meeting the sum of money apportioned to it by the school administrative unit board for the expenses of services which each district received in connection with the school administrative unit office. The school administrative unit board in adopting the budget shall not add any new service to the school administrative unit budget unless a majority of the school districts in the school administrative unit representing not less than 60 percent of the total pupils in the school administrative unit have voted favorably upon the establishment of the service. A vote to accept a new service shall not be construed as a vote to raise and appropriate money within the meaning of RSA 197:3.

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 Single District School Administrative Units; Exemption. Amend RSA 194-C:3 to read as follows:

194-C:3 Single District School Administrative Units; Exemption. Single district school administrative units shall be considered the same as a single school district and shall be exempt from meeting the requirements of this chapter, except that they shall provide superintendent services pursuant to RSA 194-C:4, ***they shall conduct a public hearing under RSA 194-C:10, and they shall adopt a budget and conduct budget voting pursuant to RSA 194-C:9.***

Energy and Natural Resources
 March 8, 2023
 2023-0837s
 08/05

Amendment to SB 159-FN-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT establishing a committee to study unlimited service area permits for landfills and out of state waste coming into New Hampshire.

Amend the bill by replacing all after the enacting clause with the following:

1 Committee Established. There is established a committee to study unlimited service area permits for landfills and out of state waste coming into New Hampshire.

2 Membership and Compensation.

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

(a) One member of the senate, appointed by the president of the senate.

(b) Three members of the house of representatives, appointed by the speaker of the house of representatives.

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

3 Duties. The committee shall study unlimited service area permits for landfills and out of state waste coming into New Hampshire.

4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the senate member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Three members of the committee shall constitute a quorum.

5 Report. The committee shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2023.

6 Effective Date. This act shall take effect upon its passage.

2023-0837s

AMENDED ANALYSIS

This bill establishes a committee to study unlimited service area permits for landfills and out of state waste coming into New Hampshire.

Energy and Natural Resources
 March 7, 2023
 2023-0831s
 10/05

Amendment to SB 166-FN

Amend the bill by replacing all after the enacting clause with the following:

1 Findings. The general court finds:

I. Recent record increases in the cost of electricity supply have created hardships and excessive burdens for many New Hampshire residents and businesses.

II. New Hampshire can protect against such prices spikes and achieve lower costs and greater price stability for electricity while enabling greater local control, resiliency, and sustainability of our energy system and local economies.

III. The July 2022 New Hampshire 10-Year State Energy Strategy adopted by the department of energy recommends that "New Hampshire policymakers should pursue market-based mechanisms for achieving cost effective energy, while avoiding preferential quotas and mandates" and that "New Hampshire should seek to foster

an environment where new and emerging technologies can flourish by the value they may bring to the market.” Among the goals of the strategy are “Goal 7: Encourage market-selection of cost-effective energy resources” and “Goal 8: Generate in-state economic activity without reliance on permanent long term subsidization of energy.”

IV. Developing new cost-effective distributed energy resources (DERs), consisting of enhanced demand response (DR), distributed generation and storage (DG and DS) that are connected to the distribution grid that can help reduce and stabilize costs for electric ratepayers. DG and DS are those facilities with less than 5 MW in rated interconnection and are not participating in ISO New England interstate wholesale electricity markets.

V. In 1996 the general court enacted RSA 374-F restructuring the electric utility industry in New Hampshire and stipulated, as part of the purpose statement, that “[i]ncreased customer choice and the development of competitive markets for wholesale and retail electricity services are key elements in a restructured industry” and that “[c]ompetitive markets should provide electricity suppliers with incentives to operate efficiently and cleanly, open markets for new and improved technologies, provide electricity buyers and sellers with appropriate price signals, and improve public confidence in the electric utility industry.”

VI. The value of distributed energy resources study recently completed for the department of energy found that “The value that such DERs provide is location- and time-dependent, varying by hour, season, and year.”

VII. DERs that are able to respond to the same temporal price signals can help reduce the peaks and fill the valleys of electric load.

2 New Section; Department of Energy; Grid Modernization Advisory Group. Amend RSA 12-P by inserting after section 15 the following new section:

12-P:16 Grid Modernization Advisory Group.

I. The department of energy shall establish and support a grid modernization advisory group (GMAG) consisting of the following voting members:

- (a) The commissioner of the department of energy, or designee.
- (b) The consumer advocate, or designee.
- (c) Representatives of each of the electric distribution utilities regulated by the public utilities commission and the New Hampshire Electric Cooperative.
- (d) Two representatives of distributed energy providers, including at least one with experience interconnecting distributed generation and one with experience interconnecting distributed storage, appointed by the commissioner of the department of energy.
- (e) A representative of the Community Power Coalition of New Hampshire, appointed by that organization.
- (f) A representative of a not-for-profit organization representing clean energy, environmental, or consumer issues appointed by the commissioner of the department of energy.
- (g) A representative of the Business and Industry Association, appointed by that organization.

II.(a) The grid modernization advisory group shall consider and provide recommendations to the department and the legislature on issues including but not limited to:

- (1) Grid modernization as defined in RSA 374-F:2;
- (2) Transactive energy and distributed energy resources including advanced meter infrastructure (AMI);
- (3) Settlement of appropriate price signals for transactive energy at the distribution system level for distributed energy resources;
- (4) Appropriate customer and distributed energy resources access to temporal price signals;

(b) The GMAG shall review different cost structures that enable a reasonable portion of costs of distributed generation and storage interconnections to be shared by entities that interconnect future distributed generation or storage to the distribution grid to the extent that such subsequent interconnection is enabled by the investment or costs incurred by the prior entity or entities that interconnect. The GMAG shall provide recommendations to address this issue by September 1, 2024.

(c) The department of energy may obtain the services of a consultant for technical support concerning distribution systems and transactive energy to support department of energy staff, the consumer advocate, and the GMAG. The department of energy shall charge a special assessment for any such amounts for this consultant against any utility participating in the grid modernization advisory group and shall provide for the timely recovery of such amounts for the affected utility.

III. A quorum shall be a majority of filled positions.

IV. The grid modernization advisory group shall report annually on November 1 on its meetings and any recommendations for legislation, rules, and practices, to the governor, senate president, speaker of the house of representatives, chair of the house and senate committees with jurisdiction over utilities, and the chair of the public utilities commission.

3 New Paragraphs; Electric Utilities; Definitions Added. Amend RSA 374-F:2 by inserting after paragraph V the following new paragraphs:

VI. “Demand response” means a reduction in the use of electricity by retail electricity energy customers in response to power grid needs, economic signals from their electricity supplier based on wholesale market prices, or time varying rates.

VII. “Distributed energy resources” or “DER” means demand response, distributed generation, and distributed storage.

VIII. “Distributed generation” or “DG” means a customer-generator as defined in RSA 362-A:1-a, II-b or a limited producer as defined in RSA 362-A:1-a, III, excluding qualifying storage systems and grid-interactive electric vehicles.

IX. “Distributed storage” or “DS” means qualifying storage systems as defined in RSA 362-A:1-a, IX-a, grid-integrated electric vehicles when they are interconnected to a New Hampshire jurisdictional distribution grid behind a retail electric meter, or energy storage as defined in RSA 374-H:1, III, that are not participating in any wholesale energy markets administered by ISO New England as a registered asset or otherwise.

X. “Grid-integrated electric vehicle” or “GIEV” means a battery-run motor vehicle that has the ability for 2-way power flow between the vehicle and the electric grid and the communications hardware and software that allow for the external control of battery charging and discharging by the electric utility customer, an electric distribution company, an electricity supplier, or an aggregator.

XI. “Grid modernization” means improvements to electric distribution or transmission infrastructure, including related data analytics equipment, that are designed to accommodate or facilitate the integration of renewable electric generation resources with the electric distribution grid or to otherwise enhance electric distribution or transmission grid reliability, grid security, demand response capability, customer service or energy efficiency, or conservation and includes:

(1) Advanced metering infrastructure that facilitates metering and providing related price signals to users to incentivize shifting demand and support transactive energy;

(2) Intelligent grid devices for real time system and asset information at key substations and customer locations;

(3) Automated control systems for electric distribution circuits and substations;

(4) Communications networks for service meters;

(5) Energy storage systems and microgrids that support circuit-level grid stability, power quality, reliability or resiliency or provide temporary backup energy supply;

(6) Electrical facilities and infrastructure necessary to support electric vehicle charging systems;

(7) Interconnection standards and procedures for state jurisdictional DG and DS connection to the distribution grid consistent with New Hampshire’s energy policy in RSA 378:37 that reasonably balances reliability and safety risks with costs and benefits; and

(8) Other new technologies that may be developed regarding the electric grid.

XII. “Transactive energy” or “TE” means a system of economic and control mechanisms that allows the dynamic balance of supply and demand across the entire electrical infrastructure using value as a key operational parameter.

4 Electric Utilities; Principles; Interconnection Requirements. Amend RSA 374-F:3, IV to read as follows:

IV. Open Access to Transmission and Distribution Facilities. Non-discriminatory open access to the electric system for wholesale and retail transactions should be promoted. The commission and the department should monitor companies providing transmission or distribution services and take necessary measures to ensure that no supplier has an unfair advantage in offering and pricing such services. ***Interconnection requirements and procedures to enable distributed generation and distributed storage to have access to the grid should be consistent with New Hampshire energy policy under RSA 378:37.***

5 Limited Electrical Energy Producers Act; Definition; Qualifying Storage System. Amend RSA 362-A:1-a, IX-a to read as follows:

IX-a. "Qualifying storage system" means an electric energy storage system as defined in RSA 72:84 ***or a grid-integrated electric vehicle as defined in RSA 374-F:2.***

6 Limited Electrical Energy Producers Act; Pilot Programs. Amend RSA 362-A:2-b, IV to read as follows:

IV. Pilot projects shall be subject to the following limits:

(a) Projects shall be limited to ~~[2 megawatts in size]~~ ***5 megawatts in overall size.***

(b) ~~[No more than one pilot shall be permitted for any utility.]~~

(c) Pilot projects shall end no later than 10 years from their initiation.

~~[(d)]~~ (c) Each pilot project shall deliver a study ~~[3]~~ ***2*** years after project initiation to report to the commission on the consumer benefits of the project.

7 Limited Electrical Energy Producers Act; Pilot Programs; Grid Modernization. Amend RSA 362-A:2-b, VII to read as follows:

VII. Each electric distribution utility may propose and participate in ~~[a pilot]~~ ***one or more pilots***, in conjunction with a competitive electric power supplier or municipal or county aggregation, pursuant to RSA 53-E, operating as or in conjunction with a load-serving entity. The commission may approve provisions to cover incremental costs of the utility related to any such approved pilot. ***The public utilities commission may approve utility participation in a pilot for transactive energy and distributed energy resources, and the associated advanced metering infrastructure, as components of grid modernization if the jurisdictional conflicts under paragraph III are successfully resolved and increase the allowed size of pilots to 2 MW for utilities serving less than 20 percent of New Hampshire load and up to 5 MW for any utility serving more than 50 percent of New Hampshire load.***

8 Customer Energy Storage Systems; Tariffs. Amend the introductory paragraph of RSA 374-H:2, I to read as follows:

I. The commission shall adopt rules ***or approve tariffs*** clarifying policy for the installation, interconnection, and use of energy storage systems by customers of utilities, and shall incorporate the following principles into the rules ***or approved tariffs***:

9 Energy Policy Act Standards. Amend RSA 378:7-a, to read as follows:

378:7-a Energy Policy Act Standards. Consistent with their statutory authority, the commission and the department of energy may establish requirements, ***standards, and rate mechanisms*** for net metering, fuel diversity, fossil fuel generation efficiency, advanced metering, time-based rates, ***demand response practices, electric vehicle charging programs***, and interconnection with on-site generation facilities of customers in a manner not inconsistent with section 111 of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. Chapter 46) as amended by the Energy Policy Act of 2005 ***and 16 U.S.C. section 2621 (20) and (21).***

10 New Subparagraph; Office of Offshore Wind Industry Development; Report; Clean Energy Resources. Amend 2022, 177:2 by inserting after subparagraph (c) the following new subparagraph:

(d) Recommendations on how to find efficiencies and encourage coordination among the states in the Bureau of Ocean Energy Management Gulf of Maine Task Force and other New England states in the development of transmission infrastructure needed to integrate offshore wind into the electrical grid in order to reduce costs.

11 Effective Date. This act shall take effect 60 days after its passage.

Health and Human Services
 March 8, 2023
 2023-0843s
 06/07

Amendment to SB 170-FN

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Applicability. The provisions of this act shall apply to programs licensed on or after the effective date of this act. Also, this act shall not apply to programs already licensed before the effective date of this act. Those programs will continue to operate under prior law unless and until such time as their license is not timely renewed or no longer valid.

Senate Judiciary
 March 7, 2023
 2023-0832s
 02/07

Amendment to SB 182

Amend the bill by replacing all after the enacting clause with the following:

1 Words and Phrases Defined; Way. Amend RSA 259:125, II to read as follows:

II. For the purposes of RSA 265:71, IV, RSA 265:79, RSA 265-A:2, I, [and] RSA 265-A:3, ***RSA 265-A:4, RSA 265-A:25, and RSA 265-A:31***, any public highway, street, avenue, road, alley, park, parking lot or parkway; any private way laid out under authority of statute; ways provided and maintained by public institutions to which state funds are appropriated for public use; any privately owned and maintained way open for public use; and any private parking lots, including parking lots and other out-of-door areas of commercial establishments which are generally maintained for the benefit of the public.

2 Effective Date. This act shall take effect January 1, 2024.

Commerce
 March 7, 2023
 2023-0802s
 05/07

Amendment to SB 195-FN

Amend the bill by inserting after section 2 the following and renumbering the original section 3 to read as 4:

3 Definition of Structural Steel. Amend RSA 21-I:11, II(g) to read as follows:

(g) "Structural steel" shall mean a product consisting of the elements of the structural frame that are shown and sized in the structural design documents, essential to support the design loads as defined in the [2016] ***latest edition of the*** American Institute of Steel Construction (AISC) code of standard practice for steel buildings and bridges 303-16.

Senate Executive Departments and Administration
 March 8, 2023
 2023-0854s
 06/10

Amendment to SB 203

Amend RSA 205-A:25, I - II as inserted by section 1 of the bill by replacing it with the following:

I. There is hereby created a board of manufactured housing consisting of [9] **5** members. The members of the board shall be:

(a) Two [public] members[;] ***from investor owned parks chosen from a list of 3 persons nominated by the New Hampshire Manufactured Housing Association, and*** appointed by the governor.

(b) Two members, ***one member from a list of 3 persons nominated by the New Hampshire Community Loan Fund, who are residents of a resident-owned community, one member from a list of 3 persons nominated by Mobile/Manufactured Homeowner and Tenants Association of New Hampshire, with both members*** appointed by the governor[; ~~from a list of 3 persons nominated by the New Hampshire Manufactured Housing Association~~].

(c) One *neutral* member *from a list of 3 persons nominated by the Housing Action NH* appointed by the governor[, from a list of 2 persons nominated by the Mobile/Manufactured Homeowner and Tenants Association of New Hampshire].

~~[(d) One member appointed by the governor who is a resident of a manufactured housing park who is not a member of the Mobile/Manufactured Homeowner and Tenants Association of New Hampshire.~~

~~(e) One member of the New Hampshire Bar Association, appointed by the president of such association.~~

~~(f) Two members of the house of representatives, appointed by the speaker of the house.]~~

II. ~~[Except for the legislative members, each]~~ ***Each*** person shall serve for a 3-year term and until a successor is appointed and qualified, provided, however, that the initial appointments shall be as follows: the 2 [public] members ***representing the investor-owned park*** shall be appointed to 3-year terms, the [resident] ***members representing the residents*** of a manufactured housing park ***and the member representing the resident owners park*** shall serve a 2-year term and the [members from the housing associations, the tenants association and the bar association shall serve one-year terms. The legislative members shall serve terms which are coterminous to their terms in the general court] ***member from the Housing Action NH shall serve a one-year term.***

Amend the bill by replacing section 2 with the following:

2 Jurisdiction; Procedure. Amend RSA 205-A:27, I to read as follows:

I.***(a)*** The board shall hear and determine matters involving manufactured housing park rules, specifically RSA 205-A:2, RSA 205-A:7, and RSA 205-A:8, ***and following the provisions of RSA 301-A:20 through and including RSA 301-A:24, including a dispute resolution process to resolve conflicts in both investor-owned and resident-owned manufactured housing communities.***

(b) The office of professional licensure and certification shall field all complaints and determine the need for a hearing on any such complaint. Any aggrieved party may forgo the office of professional licensure and certification hearing and request a hearing in the superior court. Any party may appeal a decision by the office of professional licensure and certification to not hold a hearing to the superior court to request a hearing.

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Jurisdiction; Procedure. Amend RSA 205-A:27, IV(a) to read as follows:

IV.***(a)*** Any resident of a manufactured housing park, [or] any owner of a manufactured housing park, ***or a tenants association of a manufactured housing park*** may petition the board by filing a complaint with the board and paying a \$25 filing fee which shall be used to defray the costs of the board. Such filing fee may be waived by the board if the board determines that such fee will cause an unfair financial burden on the petitioner. After review of the claim and a decision by the board that the matter has merit and is not frivolous, the board shall schedule a hearing within 60 days from the receipt of the claim. If the board finds the claim to be without merit or to be frivolous, it shall dismiss the complaint and explain in writing to the complainant its reasons for dismissing the complaint.

2023-0854s

AMENDED ANALYSIS

This bill changes the membership of the board of manufactured housing, increases the board's jurisdiction to matters under RSA 301-A on consumers cooperative associations, and gives tenant associations standing with the board of manufactured housing.

Senate Education

March 7, 2023

2023-0824s

06/10

Amendment to SB 213

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 New Paragraph; Educational Institution Policies on Social Media; Career Exploration or Career and Technical Education. Amend RSA 189:70 by inserting after paragraph II the following new paragraph:

II-a. Students participating in career exploration or career and technical education may, with written parental opt-in, register for technology platforms and services to be used as part of the student's area of study, which require the provision of personally identifiable information. Such technology and services shall have a direct connection to the content areas of study. Copies of written parental opt-in shall be retained as part of a student's educational record.

2023-0824s

AMENDED ANALYSIS

This bill places social media platforms that are used for demonstrating evidence in student career development and career exploration or career and technical education outside the definition of "social media account".

Senate Education
February 23, 2023
2023-0679s
10/08

Amendment to SB 216

Amend the title of the bill by replacing it with the following:

AN ACT making changes to the requirements for civics education in schools.

Amend the bill by replacing all after the enacting clause with the following:

1 Schools; Instruction in Civics Education. Amend RSA 189:11 to read as follows:

189:11 Instruction in National and State History and Government, **and Civics**.

I. In all public and [private] **non-public** schools in the state there shall be given regular courses of instruction in the history, government and constitutions of the United States and New Hampshire, including the organization and operation of New Hampshire municipal, county and state government and of the federal government. [~~Such instruction shall begin not later than the beginning of the eighth grade and shall continue in all high schools as a component of a one credit course of instruction required for high school graduation in United States and New Hampshire history and a one-half credit course of instruction required for high school graduation in United States and New Hampshire government/civics.~~]

I-a. In all public, chartered public, non-public, and privately incorporated schools that serve as public schools in the state, there shall be given:

(a) Dedicated class time for civics in each elementary grade, which can be integrated with other subjects;

(b) A half-year course, or the equivalent of a half-year civics course in middle school (grades 6, 7, or 8); and

(c) A half-year course of instruction in civics in high school required for high school graduation.

I-b. In this section, "civics" means a nonpartisan educational program that addresses the following:

(a) Civic knowledge, the acquisition of knowledge of the history, heritage, civic life, and civic institutions of the United States of America and the state of New Hampshire.

(b) The acquisition of skills, such as the ability to analyze text and determine the reliability and biases of sources.

(c) An understanding of the ways in which civic institutions operate and how individuals may be involved in civic life.

(d) An appreciation for free speech and civil discourse, using historical references, such as the federalist-antifederalist papers, the major debates at the Constitutional Convention of 1787, congressional and public debates leading to the Civil War, and Civil Rights debates of the 1950s and 1960s.

I-c. A school district shall develop and offer the United States and New Hampshire ~~[government/civics]~~ **government course under paragraph I and the civics course under paragraph I-a.** ~~[and]~~ At a minimum, the ~~[course]~~ **courses** shall include instruction in the following areas:

- (a) Opportunities and responsibilities for civic involvement.
- (b) Skills to effectively participate in civic affairs.
- (c) The ***Declaration of Independence***, U.S. Constitution and the principles stated in the Articles and Amendments of the U.S. Constitution that provide the foundation for the democratic government of the United States.
- (d) The New Hampshire constitution and the principles stated in the articles of the New Hampshire constitution that provide the foundation for the democratic government of New Hampshire.
- (e) The structure and functions of the 3 branches comprising federal and state governments: legislative, judicial, and executive.
- (f) The role, opportunities, and responsibilities of a citizen to engage in civic activity.
- (g) The role and interactions of the state of New Hampshire and local governments within the framework of the U.S. Constitution and of extended powers and functions provided to local governments.
- (h) How federal, state, and local governments address problems and issues by making decisions, creating laws, enforcing regulations, and taking action.
- (i) The role and actions of government in the flow of economic activity and the regulation of monetary policy.
- (j) How intolerance, bigotry, antisemitism, and national, ethnic, racial, or religious hatred and discrimination have evolved in the past, and can evolve, into genocide and mass violence, such as the Holocaust, and how to prevent the evolution of such practices.

II. As a component of instruction under ~~[paragraph I]~~ **this section**, a locally developed competency assessment of United States government and civics that includes, but is not limited to, the nature, purpose, structure, function, and history of the United States government, the rights and responsibilities of citizens, and noteworthy government and civic leaders, shall be administered to students as part of the required high school course in history and government of the United States and New Hampshire. To be eligible for a graduation certificate, a student in a ***public, chartered public, non-public school, or a privately incorporated school that serves as a public school in the state***, shall attain a locally sanctioned passing grade on the competency assessment, and a grade of 70 percent or better on the 128 question civics (history and government) naturalization examination developed by the 2020 United States Citizen and Immigration Services. Schools are required to provide accommodations and may modify the naturalization examination for a child with a disability in accordance with the child's individualized education program. By June 30 of each year, each school district, ***chartered public or non-public school, or a privately incorporated school that serves as a public school in the state***, shall submit the results of the United States Citizenship and Immigration Services (USCIS) test to the department of education.

2 Application; Civics Education. The amendment to RSA 189:11 by this act shall be implemented by the department of education, schools, and school districts by July 2024.

3 Effective Date. This act shall take effect July 1, 2023.

2023-0679s

AMENDED ANALYSIS

This bill establishes requirements for the teaching of civics in schools, and defines a civics education.

Health and Human Services

March 8, 2023

2023-0849s

07/05

Amendment to SB 235-FN

Amend the bill by replacing all after section 3 with the following:

4 Application. Nothing in this act shall mandate that primary care physicians follow the primary care behavioral health model. The act shall only mandate insurance coverage of such care if a primary care provider were to choose to use the model.

5 Effective Date. This act shall take effect 60 days after its passage.

Health and Human Services

March 8, 2023

2023-0846s

06/10

Amendment to SB 237-FN

Amend the bill by replacing section 4 with the following:

4 New Sections; Department of Health and Human Services. Amend RSA 126-A by inserting after section 17-a the following new sections:

126-A:17-b Child Care Workforce Fund and Child Care Workforce Recruitment and Retention Program Established.

I. There is hereby established in the state treasury a child care workforce fund to finance recruitment and retention bonus and benefit grants for eligible New Hampshire child care employers. The fund shall be nonlapsing and continually appropriated to the department of health and human services for the purposes of this section. The state treasurer shall invest the moneys deposited in the fund as provided by law. Interest earned on moneys deposited in the fund shall be deposited into the fund.

II. The department of health and human services, in consultation with the advisory council on child care established in RSA 126-A:17 and the governor's council for thriving children as established in executive order 2020-03, shall designate an entity to administer grants to eligible New Hampshire child care employers and to manage and implement the recruitment and retention program.

III. The amount of annual grants to child care employers for the purposes of staff retention and recruitment shall be determined by the department after all applications have been approved. The flexible funding shall be disbursed by the employer in any of the following ways:

- (a) Deposit into an eligible, tax-advantaged health savings account or flexible spending account;
- (b) Mentor credentialing and support networks for mentors;
- (c) Sign-on and/or retention incentives and/or wage increases;
- (d) Professional costs such as training hours, CPR, or memberships in professional organizations;
- (e) Child care tuition assistance;
- (f) Credit towards the employee's share of the cost of their health insurance plan;
- (g) Paid time off equivalent;
- (h) Child care tuition discount;
- (i) Student loan repayment;
- (j) Telemedicine coverage; or

(k) Payment towards a physical, first-aid certification, CPR certification, background check, or other credential required for the child care position.

IV. Eligibility for a grant from the child care workforce fund shall be as follows:

- (a) Eligible child care programs shall be:

(1) Child care programs operating in New Hampshire with an active child care license or that are license-exempt and enrolled in the department of health and human services child care scholarship program. These programs shall include those who serve children from birth through age 12 and are also referred to as center-based, family-based, early childhood education, early learning, outside of school time, before and after school, and summer camp programs; and

(2) Non-profit and privately-owned center-based and family-based child care programs.

(b) If grant application requests exceed available funding, preference shall be given to eligible child care programs which are:

(1) Enrolled in New Hampshire's child care scholarship program; and

(2) Connected to the work of their related early childhood regional network, as determined by the department.

(c) Child care programs enrolled in or in preparation to enroll in the granite steps for quality system are eligible for the additional benefits described in this section in recognition of their extra effort and commitment to continuous quality improvement.

VI. The department of health and human services shall adopt rules under RSA 541-A relative to the duties of the entity designated in paragraph II of this section.

VII. The department of health and human services shall incorporate in its biennial appropriation request pursuant to RSA 9:4 an amount necessary to fully fund the child care workforce fund grant program established in this section.

126-A:17-c Regional Fingerprinting Support Program Established.

I. There is hereby established in the state treasury a regional fingerprinting support program workforce fund to support child care employers and staff during the pendency of background checks as outlined in the state's plan for strengthening child care. The fund shall be nonlapsing and continually appropriated to the department of health and human services for the purposes of this section. The state treasurer shall invest the moneys deposited in the fund as provided by law. Interest earned on moneys deposited in the fund shall be deposited into the fund.

II. The department of health and human services shall administer grants to eligible child care employers.

III. The department of health and human services shall develop the grant program terms and implement the regional fingerprinting support program by August 31, 2023.

Amend the bill by replacing section 6 with the following:

6 Appropriations.

I. The sum of \$1 for the fiscal year ending June 30, 2024 and the sum of \$1 for the fiscal year ending June 30, 2025 are hereby appropriated to the department of health and human services for the purpose of the administration, management, and implementation of child care workforce fund established in RSA 126-A:17-b. The governor shall determine if any discretionary funds appropriated in the American Rescue Plan Act of 2021, Public Law 117-2, or any other federal funds, can be used for this purpose, and the department shall use such federal funds for this purpose. Any remainder shall be appropriated from the general fund. Funds appropriated under this paragraph shall be nonlapsing. The governor is authorized to draw a warrant for the general fund portion of such sum from any money in the treasury not otherwise appropriated.

II. The sum of \$250,000 fiscal year ending June 30, 2024, and \$250,000 for the fiscal year ending June 30, 2025 are hereby appropriated to the department of health and human services for the purpose of the administration, management, and implementation of regional fingerprinting support fund established in RSA 126-A:17-c. The governor shall determine if any discretionary funds appropriated in the American Rescue Plan Act of 2021, Public Law 117-2, or any other federal funds, can be used for this purpose, and the department shall use such federal funds for this purpose. Any remainder shall be appropriated from the general fund. Funds appropriated under this paragraph shall be nonlapsing. The governor is authorized to draw a warrant for the general fund portion of such sum from any money in the treasury not otherwise appropriated.

III. The sum of \$7 million for the fiscal year ending June 30, 2024, and \$7 million for the fiscal year ending June 30, 2025 are hereby appropriated to the department of health and human services for the purpose of the administration, management, and implementation of the employment program and family assistance program fund established in RSA 167:83. The governor shall determine if any discretionary funds appropriated in the American Rescue Plan Act of 2021, Public Law 117-2, or any other federal funds, can be used for this purpose, and the department shall use such federal funds for this purpose. Any remainder shall be appropriated from the general fund. Funds appropriated under this paragraph shall be nonlapsing. The governor is authorized to draw a warrant for the general fund portion of such sum from any money in the treasury not otherwise appropriated.

IV.(a) The sum of \$1,250,000 for the fiscal year ending June 30, 2024, and the sum of \$1,250,000 for the fiscal year ending June 30, 2025, are hereby appropriated to the community college system of New Hampshire for the purpose of providing scholarships and program support for early childhood education programs. Such sums shall be nonlapsing, continually appropriated, and shall be in addition to any other amounts appropriated to the community college system of New Hampshire. Not more than 5 percent of the appropriated funds shall be used for program administration, with the remainder being distributed as scholarships, program support, and student support to increase the number of early childhood education graduates from the community college system. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

(b) The chancellor of the community college system shall submit a report end the end of each fiscal year of the biennium ending June 30, 2025 to the governor, the speaker of the house of representatives, and the president of the senate on the use of appropriated funds, enrollment data, and graduation data for early childhood education programs, no later than July 1, 2024 and July 1, 2025.

Health and Human Services
February 16, 2023
2023-0588s
05/07

Amendment to SB 238-FN

Amend the bill by replacing section 3 with the following:

3 Effective Date. This act shall take effect upon its passage.

Health and Human Services
March 8, 2023
2023-0867s
05/08

Amendment to SB 239-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to the use of harm reduction services to treat alcohol and other substance misuse.

Amend the bill by replacing all after the enacting clause with the following:

1 Governor's Commission. Amend the introductory paragraph of RSA 12-J:1 and RSA 12-J:1, I to read as follows:

12-J:1 Commission Established; Membership; Terms. There is hereby established a commission which shall serve in an advisory capacity to the governor and the general court regarding the delivery of effective and coordinated alcohol and **other** drug [abuse] **misuse** prevention, **including harm reduction**, treatment, and recovery services throughout the state. The commission shall consist of the following members:

I. Seven public members, 2 of whom shall be professionals knowledgeable about alcohol and **other** drug [abuse] **misuse** prevention, **including harm reduction**, one of whom shall be appointed by the governor and one of whom shall be appointed by the senate president; 2 of whom shall be professionals knowledgeable about alcohol and **other** drug [abuse] **misuse** treatment, one of whom shall be appointed by the governor and one of whom shall be appointed by the speaker of the house of representatives; 2 of whom shall be public members who are not professionals within the alcohol and drug [addiction] **misuse** prevention and treatment system, one of whom shall be appointed by the senate president and one of whom shall be appointed by the speaker of the house of representatives; and one member in long-term recovery, appointed by the governor.

2 New Subparagraph; Members of Commission. Amend RSA 12-J:1, IV(a) by inserting after subparagraph (7) the following new subparagraph:

(8) The president of the New Hampshire Association of Chiefs of Police, or designee.

3 Organization of Commission; Task Force. Amend RSA 12-J:2, II(a)(1) to read as follows:

(1) Prevention **and harm reduction**.

4 Organization of Commission; Task Force. Amend RSA 12-J:2, II-a to read as follows:

II-a. The chairperson shall create a budget task force comprised of the individuals listed in RSA 12-J:1, III(a) to report biannually on financial expenditures for substance [abuse] **misuse** related work throughout state government as detailed in RSA 12-J:4, III and recommend budget policy priorities to the commission regarding the allocation of funding alcohol and **other** drug prevention, **harm reduction**, treatment, and recovery services across state agencies and throughout the state.

5 Commission Duties. Amend RSA 12-J:3, I and II to read as follows:

I. Develop and revise, as necessary, a statewide plan for the effective prevention of alcohol and **other** drug [abuse] **misuse**, **including harm reduction**, particularly among youth, and a comprehensive system of treatment and recovery services for individuals and families affected by alcohol and **other** drug [abuse] **misuse**. The statewide plan shall:

(a) Identify the causes, the nature and scope, and the impact of alcohol and **other** drug [abuse] **misuse** in New Hampshire.

(b) Identify and prioritize unmet needs for prevention, **harm reduction**, treatment, and recovery services.

(c) Recommend initiatives and policy considerations to the general court to reduce the incidence of alcohol and **other** drug [abuse] **misuse** in New Hampshire.

(d) Identify and quantify public and private resources available to support alcohol and **other** drug [abuse] **misuse** prevention, **harm reduction**, treatment, and recovery.

(e) Specify additional resources necessary to address unmet needs for prevention, **harm reduction**, treatment, and recovery.

(f) Specify evaluation and monitoring methodology.

II. Advise the governor and general court on and promote the development of effective community-based alcohol and **other** drug [abuse] **misuse** prevention **and harm reduction** strategies.

6 Meetings and Reports. Amend RSA 12-J:4, II to read as follows:

II. The commission shall submit an annual report to the governor, speaker of the house of representatives, president of the senate, chairpersons of the house and senate finance committees, chairperson of the house health, human services and elderly affairs committee, the chairperson of the senate health and human services committee, and the chairperson of the fiscal committee of the general court by October 1 of each year regarding the activities of the commission. The annual report shall:

(a) Identify alcohol and **other** drug [abuse] **misuse** prevention, **harm reduction**, treatment, and recovery services and programs provided by state departments and agencies or funded in whole or in part by state or federal funds;

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

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

(d) Identify and prioritize unmet needs for prevention, **harm reduction**, treatment, and recovery;

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

(f) Recommend initiatives and/or policy considerations to the governor and the general court to address the unmet needs;

(g) Specify the resources and any legislation necessary to support existing programs for prevention, **harm reduction**, treatment, and recovery and to develop, implement, support, and evaluate the initiatives recommended by the commission;

(h) In even-numbered years the report may include specific recommendations for funds to be included in the next state biennial budget to support alcohol and **other** drug [abuse] **misuse** prevention, **harm reduction**, treatment, and recovery services and programs; and

(i) Incorporate the findings and recommendations of the report required under paragraph II-a and make specific findings and recommendations regarding public awareness, education, and legislation to address the dangers of synthetic drugs.

7 Meetings; Report. Amend the introductory paragraph of RSA 12-J:4, III(b) to read as follows:

(b) The commission shall submit a mid-year report to the governor, speaker of the house of representatives, president of the senate, chairpersons of the house and senate finance committees, chairperson of the house health, human services and elderly affairs committee, chairperson of the senate health and human services committee, and chairperson of the fiscal committee of the general court by March 1 of each year regarding the current state of drug [abuse] *misuse*, prevention, ***harm reduction***, treatment, and recovery. The commission shall include a dashboard of the following, both in the interim and the annual report as required in RSA 12-J:4, II, that includes but is not limited to:

8 Report. Amend RSA 12-J:5, I(a)(1) to read as follows:

(1) Treatment programs, ***including harm reduction***.

9 New Subparagraph; Opioid Abatement Advisory Commission Duties. Amend RSA 126-A:86, I(b) by inserting after subparagraph (16) the following new subparagraph:

(17) Upon consultation with the governor's commission on alcohol and other drugs, provide funding for syringe service programs as authorized in RSA 318-B:43, including harm reduction supplies.

10 New Section; Substance Use Disorder Access Points. Amend RSA 126-A by inserting after section 98 the following new section:

126-A:99 Substance Use Disorder Access Points Established.

I. With the availability of sufficient federal funding, the department of health and human services shall establish and administer statewide access points for delivery of substance use services and supports. The access points shall provide information and referrals for screening and evaluation; treatment, including medications for substance use disorders; prevention, including naloxone; supports and services to assist in long-term recovery; and peer recovery support services.

II. The commissioner of the department of health and human services shall include the administration and operation of the access points in the department's report to the governor's commission on alcohol and other drug misuse prevention, treatment, and recovery under RSA 12-J:4, III.

III. The program shall be funded through the state opioid response grant from the Substance Abuse and Mental Health Services Administration. In addition, the department may accept funds from any source, including state appropriations, federal funds, and private gifts, grants, or donations to operate and sustain the access points.

11 Syringe Service Programs; Activities. Amend RSA 318-B:43, II(b) to read as follows:

(b) Coordinate and collaborate with other local agencies, ***including criminal justice***, organizations, and providers involved in comprehensive prevention programs for people who inject drugs to minimize duplication of effort.

12 Syringe Service Programs; Activities. RSA 318-B:43, II by inserting after subparagraph (b) the following new subparagraph:

(b-1) Consult and inform municipal law enforcement agencies concerning syringe service program and harm reduction activities.

13 Syringe Service Programs; Funding. Amend RSA 318-B:43, III to read as follows:

III. Nothing in this section shall be construed to prohibit the department of health and human services from administering and/or disbursing federal or other funds to syringe service programs authorized under this section. ~~[The use of state general funds shall be prohibited unless otherwise appropriated by the general court or if deemed necessary to control a disease outbreak pursuant to RSA 141-C:3.]~~

14 New Section; Controlled Drug Act; Syringe Service Programs. Amend RSA 318-B by inserting after section 43 the following new section:

318:43-a Syringe Service Programs; Authorized Activities and Funding Sources.

I. Notwithstanding any other law to the contrary, any person authorized under RSA 318-B:43 to operate a syringe service program may engage in eligible activities, as defined in paragraph IV.

II. State funds including, but not limited to, funds received by the state in the New Hampshire opioid litigation settlement may be used to support the activities of syringe service programs as permitted under this section and RSA 318-B:43.

III. No person shall be prohibited from using federal funds for eligible activities and syringe service programs as authorized in RSA 318-B:43, so long as the use of the federal funds is consistent with federal law and any rules governing use of the funds.

IV. In this section:

(a) “Drug checking” means the process of identifying, analyzing, or detecting the composition of a drug or the presence or composition of an unexpected substance within the drug.

(b) “Drug checking equipment” means equipment, products, or materials used, designed for use, or intended for use to perform drug checking, including materials and items used by the person operating the equipment or products to store, measure, or process samples for analysis. Drug checking equipment includes fentanyl test strips, other immunoassay drug testing strips, colorimetric reagents, spectrometers such as Fourier Transform Infrared and Raman spectrometers, and equipment that uses high-performance liquid chromatography, gas chromatography, mass spectrometry, and nuclear magnetic resonance techniques. Drug checking equipment does not include the substances being analyzed, drug packaging, or drug supplies.

(c) “Drug supplies” means hypodermic needles, syringes, preparation containers, cotton, filters, alcohol wipes, water, saline, tourniquets, disposal containers, wound care items, pipes, bubbles, snorting straws, pipe covers, and other items used in the consumption of drugs;

(d) “Eligible activities” means:

(1) Purchasing, obtaining, providing, transporting, distributing, using, or evaluating the use of drug checking equipment;

(2) Training, both initial and ongoing, about drug checking equipment, the process of drug checking, and the purpose of drug checking;

(3) Technical assistance concerning drug checking equipment, the process of drug checking, and the purpose of drug checking; and

(4) Providing drug supplies.

15 New Paragraph; Physicians Assistants. Amend RSA 328-D:3 by inserting after paragraph III the following new paragraph:

IV. Each applicant for the first renewal of a license under this chapter shall show proof of medical education on substance misuse disorder harm reduction including medication assisted treatment.

16 Physicians and Surgeons; Continuing Medical Education Requirement. Amend RSA 329:16-g to read as follows:

329:16-g Continuing Medical Education Requirement. As a condition of renewal of license, the board shall require each licensee to show proof at least at every biennial license renewal that the licensee has completed 100 hours of approved continuing medical education program within the preceding 2 years. For the purposes of this section, an approved continuing medical education program is a program designed to continue the education of the licensee in current developments, skills, procedures, or treatment in the licensee’s field of practice, which has been certified by a national, state, or county medical society or college or university. ***For the first renewal, each licensee shall show proof of medical education on substance use disorder and harm reduction, including medications for substance use disorder.*** There shall be a complete audit of all continuing education credits annually by the New Hampshire Medical Society. Each licensee shall submit a continuing medical education report with copies of continuing medical education course certificates earned by the licensee and other documents which establish that continuing medical education course requirements have been met, using a form approved by the board. The complete audit shall include the collection, review, verification, and preservation of the continuing medical education documentation of each licensed physician and a report which records the credits awarded to each licensee during the 2-year period applicable to each licensee. The fee charged to licensees for continuing medical education verification shall not exceed 125 percent of the actual cost of providing the service. The New Hampshire Medical Society is prohibited from using any information from this program for promotional purposes or any other purpose not necessary for continuing education verification.

17 Effective Date. This act shall take effect July 1, 2023.

Health and Human Services
 March 8, 2023
 2023-0850s
 07/05

Amendment to SB 241-FN

Amend the bill by replacing section 2 with the following:

2 Department of Health and Human Services; Study on Graduated Public Assistance Mandated.

I. The department of health and human services shall seek a continuation of the 2021 economic analysis regarding mitigation of the benefits cliff effect for the possible creation, funding, and implementation of graduated, proportional public assistance programs for individuals who do not qualify for existing assistance within the state.

II. The department shall submit a report on its findings, including the performance of existing pilot programs related to the benefit cliff, and any proposed legislation to the applicable committees of the general court on or before July 1, 2024.

III. In its review, the department shall take consideration of qualifying and disqualifying conditions, such as income levels and hours worked per week. The department shall review the following programs:

(a) The supplemental nutrition assistance program, established under RSA 161:2, XIII, XIII-a, and XIII-b;

(b) The special supplemental nutrition program for women, infants, and children, established under RSA 132:12-a; and

(c) The financial assistance for needy families program, established under RSA 167.

Health and Human Services
 March 8, 2023
 2023-0845s
 08/10

Amendment to SB 242-FN

Amend RSA 189:11-a as inserted by section 2 of the bill by inserting after paragraph VI the following new paragraph:

VII. School districts shall provide notice to parents of children who are identified as eligible for free or reduced meals through Medicaid Direct Certification that they can choose to opt out of the free and reduced school lunch program.

Senate Judiciary
 March 8, 2023
 2023-0835s
 06/07

Amendment to SB 255-FN

Amend RSA 507-H:1, III as inserted by section 1 of the bill by replacing it with the following:

III. "Authenticate" means to use reasonable means to determine that a request to exercise any of the rights afforded under section 507-H:4, I(a)-(d) of this chapter is being made by, or on behalf of, the consumer who is entitled to exercise such consumer rights with respect to the personal data at issue.

Amend RSA 507-H:1, XXVIII as inserted by section 1 of the bill by replacing it with the following:

XXVIII. "Sensitive data" means personal data that includes data revealing racial or ethnic origin, religious beliefs, mental or physical health condition or diagnosis, sex life, sexual orientation or citizenship or immigration status; the processing of genetic or biometric data for the purpose of uniquely identifying an individual; personal data collected from a child; or, precise geolocation data.

Amend RSA 507--H:1, XXIX as inserted by section 1 of the bill by replacing it with the following:

XXIX. "Targeted advertising" means displaying advertisements to a consumer where the advertisement is selected based on personal data obtained or inferred from that consumer's activities over time and across nonaffiliated Internet web sites or online applications to predict such consumer's preferences or interests. "Targeted advertising" does not include:

- (a) Advertisements based on activities within a controller's own Internet web sites or online applications;
- (b) Advertisements based on the context of a consumer's current search query, visit to an Internet web site, or online application;
- (c) Advertisements directed to a consumer in response to the consumer's request for information or feedback; or,
- (d) Processing personal data solely to measure or report advertising frequency, performance, or reach.

Amend RSA 507-H:2 as inserted by section 1 of the bill by replacing it with the following:

This chapter applies to persons that conduct business in this state or persons that produce products or services that are targeted to residents of this state that (a) controlled or processed the personal data of not less than 100,000 consumers, excluding personal data controlled or processed solely for the purpose of completing a payment transaction; or (b) controlled or processed the personal data of not less than 25,000 consumers and derived more than 25 percent of their gross revenue from the sale of personal data.

Amend RSA 507-H:4, II as inserted by section 1 of the bill by replacing it with the following:

II. A consumer may exercise rights under this section by a secure and reliable means established by the controller and described to the consumer in the controller's privacy notice. A consumer may designate an authorized agent in accordance with RSA 507-H:5 to exercise the rights of such consumer to opt-out of the processing of such consumer's personal data for purposes of RSA 507-H:4, III(e) on behalf of the consumer. In the case of processing personal data of a child, the parent or legal guardian may exercise such consumer rights on the child's behalf. In the case of processing personal data concerning a consumer subject to a guardianship, conservatorship, or other protective arrangement, the guardian or the conservator of the consumer may exercise such rights on the consumer's behalf.

Amend RSA 507-H:4, III(d) as inserted by section 1 of the bill by replacing it with the following:

(d) If a controller is unable to authenticate a request to exercise any of the rights afforded under sections I (a)-(d) of this section using commercially reasonable efforts, the controller shall not be required to comply with a request to initiate an action pursuant to this section and shall provide notice to the consumer that the controller is unable to authenticate the request to exercise such right or rights until such consumer provides additional information reasonably necessary to authenticate such consumer and such consumer's request to exercise such right or rights. A controller shall not be required to authenticate an opt-out request, but a controller may deny an opt-out request if the controller has a good faith, reasonable and documented belief that such request is fraudulent. If a controller denies an opt-out request because the controller believes such request is fraudulent, the controller shall send a notice to the person who made such request disclosing that such controller believes such request is fraudulent, why such controller believes such request is fraudulent and that such controller shall not comply with such request.

Amend RSA 507-H:6, I(d) as inserted by section 1 of the bill by replacing it with the following:

(d) Not process sensitive data concerning a consumer without obtaining the consumer's consent, or, in the case of the processing of sensitive data concerning a child, without processing such data in accordance with COPPA;

Amend RSA 507-H:9, IV as inserted by section 1 of the bill by replacing it with the following:

IV. The rights afforded under RSA 507-H:4, I(a)-(d) shall not apply to pseudonymized data in cases where the controller is able to demonstrate that any information necessary to identify the consumer is kept separately and is subject to effective technical and organizational controls that prevent the controller from accessing such information.

Amend the bill by replacing section 2 with the following:

2 Effective Date. This act shall take effect January 1, 2025.

Amend RSA 507-H:1, IV as inserted by section 1 of the bill by replacing it with the following:

IV. "Biometric data" means data generated by automatic measurements of an individual's biological characteristics, such as a fingerprint, a voiceprint, eye retinas, irises or other unique biological patterns, or characteristics that are used to identify a specific individual. "Biometric data" does not include a digital or physical photograph, an audio or video recording, or any data generated from a digital or physical photograph, or an audio or video recording, unless such data is generated to identify a specific individual.

Energy and Natural Resources
 March 8, 2023
 2023-0836s
 08/05

Amendment to SB 267-FN

Amend the title of the bill by replacing it with the following:

AN ACT requiring the commissioner of the department of environmental services to consider “cumulative impacts analysis” in rules and statutes.

Amend the bill by replacing all after the enacting clause with the following:

1 Department of Environmental Services; Cumulative Impacts. The commissioner of the department of environmental services shall review existing air, water, and waste statutes and rules to determine if rules or legislation, including a schedule and cost estimates, relative to “cumulative impacts analysis” should be proposed. “Cumulative impacts analysis” means the combined impacts on public health and the environment caused by a proposed facility in combination with pollution from other, existing sources within a geographic area. The commissioner shall report the findings and any potential legislation or rulemaking to the senate energy and natural resources committee, the house resources, recreation, and development committee and the house science, technology and energy committee by November 1, 2025.

2 Department of Environmental Services; Position Established; Appropriation. There is established within the department of environmental services one classified position for the purposes of reviewing and planning for the development of appropriate definitions and standards as it relates to cumulative impact in the permitting of facilities. The sum necessary to pay the salary, benefits, and other costs related to the position established in this section is hereby appropriated to the department of environmental services for the biennium ending June 30, 2025. This appropriation shall be in addition to any other appropriations made to the department in the biennium. The governor is authorized to draw a warrant for said sum out of any money in treasury not otherwise appropriated.

3 Effective Date. This act shall take effect upon its passage.

2023-0836s

AMENDED ANALYSIS

This bill requires the commissioner of the department of environmental services to review certain existing statutes and make a report to the legislature about “cumulative impacts analysis.”

This bill also requires the department of environmental services to hire a person to reviewing and planning for the development of appropriate definitions and standards as it relates to cumulative impact in the permitting of facilities and makes an appropriation to the department for this purpose.

Senate Judiciary
 March 8, 2023
 2023-0882s
 08/10

Amendment to SB 268

Amend the title of the bill by replacing it with the following:

AN ACT allowing for pre-hospital treatment and transportation for operational canines.

Amend the bill by replacing all after section 1 with the following:

2 New Subdivision; Operational Canine Trauma Transport. Amend RSA 153-A by inserting after section 36 the following new subdivision:

Operational Canine Trauma Transport

153-A:37 Operational Canines; Hospital Treatment.

I. In this section:

(a) “Emergency medical care provider” means an employee or volunteer member of a public or private organization having responsibility for the delivery of health services to individuals experiencing illness or injury at a location other than a hospital or other medical facility. The term shall not include lifeguards at swimming facilities or members of ski patrols unless said individuals are performing invasive patient care procedures.

(b) “Law enforcement officer” or “police officer” means any sheriff or deputy sheriff, constable, watchman, member of the national guard acting under orders while in active state service ordered by the governor under RSA 110-B:6, or other person authorized to make arrests in a criminal case.

(c) “Operational canine” means a dog owned or used by a law enforcement department or agency, and a fire department, in the course of the department or agency’s work, including a police dog, search and rescue dog, accelerant detection canine, comfort dog, or other dog that is in use by a county, municipal or state law enforcement agency.

(d) “Treatment” means any treatment allowable under current New Hampshire emergency medical services patient care protocols.

II. Any ambulance owned and/or operated by any public or private entity may provide transport to an operational canine to a veterinary care facility only if the animal has been injured in the line of duty and no human needs transport or ambulance services. Emergency medical care providers may request that a law enforcement officer assist with securing the operational canine and accompanying them during the transport.

III. All licensed emergency medical service units and affiliated emergency medical care providers approved to administer treatment and who are in the performance of their duties and in good faith render emergency first aid to an injured operational canine, shall not be personally liable as a result of rendering such aid or services unless it is established that the injury or the death was caused willfully, wantonly, or recklessly or by gross negligence on the part of the emergency medical care provider. In the case of both a licensed emergency medical service unit and an emergency medical care provider, as a result of transporting a operational canine to a veterinary care facility, shall not be liable to a veterinary care facility for its expenses if, under emergency conditions, they cause the admission of such animal to said veterinary care facility.

3 Effective Date. This act shall take effect upon its passage.

2023-0882s

AMENDED ANALYSIS

This bill allows emergency services personnel to treat and transport operational canines.

HEARINGS

All Standing Committee hearings will be live streamed on the NH Senate’s YouTube channel:

<https://www.youtube.com/NewHampshireSenatelivestream>

Links are also available on the Senate Meeting Schedule.



TUESDAY, MARCH 14, 2023

ELECTION LAW AND MUNICIPAL AFFAIRS, Room 103, LOB

Sen. Gray (C), Sen. Murphy (VC), Sen. Abbas, Sen. Soucy, Sen. Perkins Kwoka

9:15 a.m. **HB 75**, to increase the threshold of county owned personal property subject to competitive bidding.

9:30 a.m. **HB 83**, relative to county commissioners’ authority on county buildings.

9:45 a.m. **HB 87**, relative to county responsibility for capital building projects.

EXECUTIVE SESSION MAY FOLLOW

ENERGY AND NATURAL RESOURCES, Room 103, SH

Sen. Avarad (C), Sen. Pearl (VC), Sen. Birdsell, Sen. Watters, Sen. Altschiller

- 9:00 a.m. **HB 79**, establishing a committee to study the New Hampshire law relative to standards for farm products and marketing and grading commodities.
- 9:15 a.m. **HB 152**, relative to soil and plant additives.
- 9:30 a.m. **HB 252**, exempting certain agricultural operations from certain municipal noise ordinances.

EXECUTIVE SESSION MAY FOLLOW**FINANCE**, Room 103, SH

Sen. Gray (C), Sen. Innis (VC), Sen. Bradley, Sen. Birdsell, Sen. Pearl, Sen. D'Allesandro, Sen. Rosenwald

1:00 p.m. **EXECUTIVE SESSION ON PENDING LEGISLATION*****WEDNESDAY, MARCH 15, 2023*****EXECUTIVE DEPARTMENTS AND ADMINISTRATION**, Room 103, SH

Sen. Pearl (C), Sen. Carson (VC), Sen. Gendreau, Sen. Perkins Kwoka, Sen. Altschiller

- 9:00 a.m. **HB 30-FN**, allowing a county to exempt its chief administrative officer from compulsory participation in the retirement system.
- 9:15 a.m. **HB 193-FN**, relative to administration of the New Hampshire retirement system.
- 9:30 a.m. **HB 109**, relative to the occupational therapy practice act.
- 9:45 a.m. **HB 409-FN**, relative to nonresident licensure by the board of barbering, cosmetology, and esthetics.
- 10:00 a.m. **HB 262**, relative to laboratory testing by licensed naturopaths
- 10:15 a.m. **HB 325**, relative to the controlled drug prescription health and safety program advisory council members.
- 10:30 a.m. **HB 391**, relative to the memorandum of understanding on data sharing between the department of health and human services and the department of environmental services.
- 10:45 a.m. **HB 138**, relative to the oversight of the commissioner of the department of agriculture, markets, and food.
- 11:00 a.m. **HB 206**, including the Space Force in various definitions of the armed forces.

EXECUTIVE SESSION MAY FOLLOW**HEALTH AND HUMAN SERVICES**, Room 101, LOB

Sen. Birdsell (C), Sen. Avarad (VC), Sen. Bradley, Sen. Whitley, Sen. Prentiss

- 9:00 a.m. **SB 116**, relative to discharge from the secure psychiatric unit of the state prison.
- 9:20 a.m. **SB 95**, relative to medical loss reporting by dental benefits providers.
- 9:40 a.m. **SB 82**, relative to prompt payments for managed care.

EXECUTIVE SESSION MAY FOLLOW**MEETINGS*****FRIDAY, MARCH 10, 2023*****CAPITAL BUDGET OVERVIEW COMMITTEE (RSA 17-J:2)**

- 9:00 a.m. Rooms 201-203, LOB Organizational/Regular Meeting
- The You Tube link to view the meeting livestream is:
- <https://youtube.com/live/t3liU4JL5js>

LONG RANGE CAPITAL PLANNING AND UTILIZATION COMMITTEE (RSA 17-M:1)

9:30 a.m. Rooms 201-203, LOB Organizational/Regular Meeting
 The You Tube link to view the meeting livestream is:
<https://youtube.com/live/CwZ52DWil>

COMMISSION TO STUDY THE INCIDENCE OF POST-TRAUMATIC STRESS DISORDER IN FIRST RESPONDERS (RSA 281-A:17-e)

10:00 a.m. NH Fire Academy Classroom 2 Regular Meeting
 98 Smokey Bear Boulevard
 Concord, NH 03301

COMMISSION ON THE ENVIRONMENTAL AND PUBLIC HEALTH IMPACTS OF PERFLUORINATED CHEMICALS (RSA 126-A:79-a)

10:00 a.m. Regular Meeting
 This meeting will take place by remote conference. To listen in please follow the instructions below:
 Please register for HB 737 Commission Meeting on March 10, 2023 10:00 AM EST at:
<https://attendee.gotowebinar.com/register/9056125752512655198>
 After registering, you will receive a confirmation email containing information about joining the webinar.
 You also may join the meeting by phone:
 Call in Number: 1 (914) 614-3221
 Access Code: 623-887-251
 Webinar ID: 826-406-403
 The following email address will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: Amy.E.Rousseau@DES.NH.gov. You may also call Amy Rousseau at 603-848-1372.

STATE HEALTH ASSESSMENT AND STATE HEALTH IMPROVEMENT PLAN ADVISORY COUNCIL (RSA 126-A:88)

11:00 a.m. UNH Law, Room 204 Regular Meeting
 2 White Street
 Concord, NH
 Join from PC, Mac, Linux, iOS or Android: <https://unh.zoom.us/j/98011299433?pwd=Q0pzeXJwREcxMXE5YWU2WkM0SFRBZz09>
 Password: 013515
 Or iPhone one-tap: 13126266799,92947346000# or 16468769923,92947346000#
 Or Telephone:
 Dial: +1 312 626 6799 (US Toll)
 Meeting ID: 929 4734 6000

COMMITTEE TO STUDY NEW HAMPSHIRE TEACHER SHORTAGES AND RECRUITMENT INCENTIVES (SB 236, Chapter 150:1, Laws of 2022)

1:00 p.m. Room 100, SH Organizational Meeting

JOINT COMMITTEE ON EMPLOYEE CLASSIFICATION (RSA 14:14-C)

1:00 p.m. Room 104, LOB Regular Meeting

MONDAY, MARCH 13, 2023**ADVISORY COUNCIL ON CAREER AND TECHNICAL EDUCATION (RSA 188-E:10-b)**

9:00 a.m. 25 Hall Street, Regular Meeting
 Concord, NH

NH COLLEGE TUITION SAVINGS PLAN ADVISORY COMMISSION (RSA 195-H:2)

10:00 a.m. University System of NH Regular Meeting
 5 Chenell Drive, Suite 301
 Concord, NH 03301

NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2)

2:00 p.m. Regular Meeting
 Join Zoom Meeting
 <https://us02web.zoom.us/j/84327646605?pwd=R0lwOWFVK0w2U2FKYTVybXM1MjNhZz09>
 Meeting ID: 843 2764 6605
 Passcode: 731679
 One tap mobile
 +16469313860,,84327646605#,,, *731679# US

FRIDAY, MARCH 17, 2023**ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m. Rooms 306-308, LOB Regular Meeting

NEW HAMPSHIRE TRANSPORTATION COUNCIL (RSA 238-A:2)

9:00 a.m. NH DOT, Rooms 112-113 Regular Meeting
 7 Hazen Drive
 Concord, NH
 Join from a PC, Mac, iPad, iPhone or Android device:
 Please click this URL to join. <https://us06web.zoom.us/j/84014723344?pwd=T2RtMHgzUmU5R3VUYjRKVXN3NWx2QT09>
 Passcode: 060018
 Or One tap mobile:
 +13092053325,,84014723344# US
 +13126266799,,84014723344# US (Chicago)
 Or join by phone:
 Dial (for higher quality, dial a number based on your current location):
 US: +1 309 205 3325 or +1 312 626 6799 or +1 646 558 8656 or +1 646 931 3860 or
 +1 301 715 8592 or +1 305 224 1968 or +1 719 359 4580 or +1 720 707 2699 or +1 253
 205 0468 or +1 253 215 8782 or +1 346 248 7799 or +1 360 209 5623 or +1 386 347
 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 669 444 9171 or +1 689 278 1000
 Webinar ID: 840 1472 3344
 International numbers available: <https://us06web.zoom.us/j/kcZnPHCZWI>

OVERSIGHT COMMISSION ON CHILDREN'S SERVICES (RSA 21-V:10)

9:00 a.m. Room 100, SH Regular Meeting

MONDAY, MARCH 20, 2023**NEW HAMPSHIRE VETERANS HOME BOARD OF MANAGERS (RSA 119:3-a)**

9:00 a.m. NH Veterans Home Regular Meeting
 Tarr South Conference Room
 139 Winter Street
 Tilton, NH

STATE COMMISSION ON AGING (RSA 19-P:1)

10:00 a.m. NH Employment Security, (Tobey Building) Regular Meeting
 45 South Fruit Street
 Concord, NH

NEW HAMPSHIRE OPIOID ABATEMENT ADVISORY COMMISSION (RSA 126-A:85)

1:00 p.m. Brown Building Auditorium Regular Meeting
 129 Pleasant Street
 Concord, NH
 Zoom ID 818 4165 1949
 Passcode 914953

COMMISSION ON HOLOCAUST AND GENOCIDE EDUCATION (RSA 193-E:2-f)

4:00 p.m. Department of Education, Room 100 Regular Meeting
 21 South Fruit Street
 Concord, NH

THURSDAY, MARCH 23, 2023**COMMISSION ON THE INTERDISCIPLINARY PRIMARY CARE WORKFORCE (RSA 126-T)**

2:00 p.m. NH Hospital Association, Conference Room 1 Regular Meeting
 125 Airport Road
 Concord, NH 03301
 Join Zoom Meeting
<https://nh-dhhs.zoom.us/j/86820853615?pwd=a1ZCSDdtOWxjVW1GeU5RNTVhM1NaZz09>
 Meeting ID: 868 2085 3615
 Passcode: 642063
 The following email address will be monitored throughout the meeting, should participants have technical difficulties: Danielle.Hernandez@dhhs.nh.gov

FRIDAY, MARCH 24, 2023**HOUSE LEGISLATIVE FACILITIES SUBCOMMITTEE (RSA 17-E:5)**

9:00 a.m. Room 100, SH Subcommittee Meeting

JOINT COMMITTEE ON LEGISLATIVE FACILITIES (RSA 17-E:1)

9:05 a.m. Room 100, SH Regular Meeting
 (Or immediately following House Legislative Facilities Meeting.)

ASSESSING STANDARDS BOARD (RSA 21-J:14-a)

9:30 a.m. Department of Revenue Administration Subcommittee Meeting
 Conference Room 334
 109 Pleasant Street
 Concord, NH

HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13)

10:00 a.m. Rooms 305-307, LOB Regular Meeting

FISCAL COMMITTEE (RSA 14:30-a)

1:00 p.m. Rooms 210-211, LOB Regular Business
 The You Tube link to view the meeting livestream is;
<https://youtube.com/live/D1mjTF8CaEc>

MONDAY, MARCH 27, 2023

EDUCATION FREEDOM SAVINGS ACCOUNT OVERSIGHT COMMITTEE (RSA 194-F:12)

9:00 a.m. Room 101, LOB Organizational Meeting

LEGISLATIVE OVERSIGHT COMMITTEE FOR THE EDUCATION IMPROVEMENT AND ASSESSMENT PROGRAM. (RSA 193-C:8-a)

10:00 a.m. Rooms 205-207, LOB Regular Meeting

PUBLIC HIGHER EDUCATION STUDY COMMITTEE (RSA 187-A:28-a)

1:00 p.m. Rooms 205-207, LOB Regular Meeting

NH LAND AND COMMUNITY HERITAGE AUTHORITY BOARD OF DIRECTORS (RSA 227-M:4)

2:00 p.m. Mathey Center at Burley Farms Regular Meeting
247 North River Road
Epping, NH

FRIDAY, MARCH 31, 2023

ASSESSING STANDARDS BOARD (RSA 21-J:14-a)

9:30 a.m. Dept. of Revenue Administration, Training Room Regular Meeting
109 Pleasant Street
Concord, NH

SOLID WASTE WORKING GROUP (RSA 149-M:61)

9:30 a.m. NH DES Offices, Room 208C Regular Meeting
29 Hazen Drive
Concord, NH 03301
Remote attendance: <https://attendee.gotowebinar.com/register/3435858814888164108>

PUBLIC SCHOOL INFRASTRUCTURE COMMISSION (RSA 198:15-z)

11:00 a.m. Granite State College, Conference Room Regular Meeting
25 Hall Street
Concord, NH 03301

MONDAY, APRIL 3, 2023

NEW HAMPSHIRE PRESCRIPTION DRUG AFFORDABILITY BOARD (RSA 126-BB:2)

10:00 a.m. Brown Building Auditorium Regular Meeting
129 Pleasant Street
Concord, NH 03301

TUESDAY, APRIL 4, 2023

STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2)

5:00 p.m. Edward Cross Training Center Facility Regular Meeting
722 Riverwood Drive
Pembroke, NH

FRIDAY, APRIL 21, 2023

ADMINISTRATIVE RULES (RSA 541-A:2)

9:00 a.m. Rooms 306-308, LOB Regular Meeting

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FISCAL NOTE ADDITIONS AND UPDATES HAVE BEEN AMENDED TO THE BILLS ON THE WEB SITE AND ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR THE FOLLOWING 2023 BILLS:

SENATE BILLS: 1, 32, 34, 36, 38, 39, 44, 49, 51, 52, 53, 54, 55, 56, 57, 68, 69, 70, 73, 75, 76, 80, 85, 92, 97, 98, 104, 105, 108, 112, 113, 115, 120, 122, 126, 127, 128, 129, 132, 133, 134, 137, 152, 154, 156, 157, 159, 160, 164, 167, 173, 186, 187, 188, 189, 191, 192, 197, 204, 205, 211, 212, 215, 218, 228, 229, 230, 231, 232, 233, 234, 235, 238, 239, 241, 244, 248, 255, 256, 257, 259, 260, 261, 264, 265

HOUSE BILLS: 193, 268, 392, 409

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NOTICES

MONDAY, MARCH 13, 2023

Bi-State Primary Care Association is hosting its virtual NH Legislative and Business Event on Monday, March 13, from 4:00 to 5:00 pm. The event will feature a panel discussion and video highlighting the innovative services NH's community health centers and federally qualified health centers provide outside of primary care to meet their community needs. All representatives are invited, and there is no cost to attend: <https://bit.ly/3IGDkAa>.

Senator Regina Birdsell

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THURSDAY, MARCH 16, 2023

Legislators & staff are cordially invited to the annual Walmart lunch and health screening in the State House cafeteria on Thursday, March 16 starting at 11:30 a.m.

Senator Regina Birdsell

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TUESDAY, MARCH 28, 2023

Please join the Community College System of New Hampshire for a meet and greet in the State House cafeteria Tuesday, March 28th from 11:00 a.m. – 1:00 p.m. Legislators are invited to join college and system leaders and discuss education and workforce development issues of importance to your region and the state. Refreshments, provided by culinary students from Lakes Region and White Mountains Community Colleges, will be served. The committee that leaves us the most business cards will win a gorgeously decorated and delicious cake made by pastry arts students.

Senator Jeb Bradley, Senate President

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THURSDAY, APRIL 6, 2023

All legislators and staff are cordially invited to join the New Hampshire Automobile Dealers Association (NHADA) for our annual Legislative Crossover Reception on Thursday, April 6, 2023 at 3:30 p.m. (or following the end of the session day) at the Holiday Inn, 172 North Main Street, Concord. NHADA has historically hosted this event which offers legislators a wonderful opportunity to unwind and enjoy the company of fellow legislators and staff in a fun, social gathering.

Senator Jeb Bradley, Senate President

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THURSDAY, APRIL 6, 2023

The New Hampshire Beverage Association is hosting a legislative luncheon on Thursday, April 6, 2023 from 11:30 am to 1:30 pm in the State House cafeteria. New Hampshire Beverage Association members are companies licensed to manufacture and distribute soft drinks, juices, teas, and bottled water. They provide over 760 jobs and create a direct economic impact of \$544.5 million in New Hampshire. Please stop by to learn more about their efforts to increase sustainability and sample various new products.

Senator Jeb Bradley, Senate President
Senator Donna M. Soucy, Senate Democratic Leader

THURSDAY, APRIL 20, 2023

Please join Secure Democracy USA and Vet the Vote for a legislative luncheon honoring the military veterans of the NH House and Senate. The luncheon will be held in the State House Cafeteria on Thursday, April 20th from 12:00 p.m. – 1:30 p.m. Legislators and staff are welcome to come and celebrate our military veterans.

Senator James P. Gray
Senator Donna M. Soucy, Senate Democratic Leader

SENATE SCHEDULE

Thursday, March 30, 2023	CROSSOVER – Deadline to ACT on all Senate bills.
Thursday, May 18, 2023	Deadline for Policy Committees to ACT on all House bills with a fiscal impact, except bills exempted pursuant to Senate Rule 4-5.
Monday, May 29, 2023	Memorial Day (State Holiday)
Thursday, June 08, 2023	Deadline to ACT on all House bills.
Thursday, June 15, 2023	Deadline to FORM Committees of Conference.
Thursday, June 22, 2023	Deadline to SIGN Committee of Conference Reports.
Thursday, June 29, 2023	Deadline to ACT on Committee of Conference Reports.
Tuesday, July 04, 2023	Independence Day (State Holiday)
Monday, September 04, 2023	Labor Day (State Holiday)
Friday, November 10, 2023	Veterans’ Day (Observed) (State Holiday)
Thursday, November 23, 2023	Thanksgiving Day (State Holiday)
Friday, November 24, 2023	Day after Thanksgiving (State Holiday)
Monday, December 25, 2023	Christmas Day (State Holiday)