

CHAPTER 269
SB 86 - FINAL VERSION

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2019 SESSION

19-0930
01/03

SENATE BILL **86**

AN ACT establishing a commission to study programs for serving individuals with certain developmental and mental health disabilities.

SPONSORS: Sen. Rosenwald, Dist 13; Sen. Chandley, Dist 11; Sen. Levesque, Dist 12; Sen. Reagan, Dist 17; Rep. Bernet, Hills. 4; Rep. Marsh, Carr. 8; Rep. McMahon, Rock. 7; Rep. Martin, Hills. 23

COMMITTEE: Health and Human Services

ANALYSIS

This bill establishes a commission to study programs for serving individuals with psychiatric diagnoses and/or high risk behaviors; including criminal behaviors, who are being served in New Hampshire's developmental services system.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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1 appointed by the council.

2 (12) A representative of the Brain Injury Association of New Hampshire, appointed
3 by the association.

4 (13) A representative of the New Hampshire Medical Society, appointed by the
5 society.

6 III. The commission shall:

7 (a) Review existing New Hampshire laws and rules relative to individuals with
8 developmental disabilities and psychiatric diagnoses and/or high risk behaviors, including criminal
9 behaviors.

10 (b) Review data relevant to:

11 (1) The number of individuals with psychiatric diagnoses and/or high risk behaviors,
12 including criminal behaviors, in the developmental services system.

13 (2) Services currently available to individuals with psychiatric diagnoses and/or high
14 risk behaviors, including criminal behaviors, in the developmental services system.

15 (3) Service system needs of individuals with psychiatric diagnoses and/or high risk
16 behaviors, including criminal behaviors, in the developmental services system.

17 (4) Best service system options for addressing the needs of individuals with
18 psychiatric diagnoses and/or high risk behaviors, including criminal behaviors, currently in the
19 developmental services system.

20 (c) Make recommendations for accomplishing best service system delivery and
21 addressing service system gaps for individuals with psychiatric diagnoses and/or high risk behaviors,
22 including criminal behaviors, currently in the developmental services system. Commission
23 recommendations may include, but shall not be limited to: proposed legislation; suggested
24 rulemaking; department planning, including inter-department collaboration and memoranda of
25 understanding; and nongovernmental organization roles. In formulating its recommendations, the
26 commission shall consider the requirements of 42 C.F.R. section 441.301(c)(4), which requires that
27 certain Medicaid-funded services be provided in settings that are integrated with the community
28 beginning in 2022.

29 IV.(a) Legislative members shall receive mileage at the legislative rate when attending to
30 the duties of the commission.

31 (b) In the performance of its duties, the commission may solicit information and
32 testimony from any person or entity with expertise or experience relevant to the study.

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

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1 VI. The commission shall report its findings and any recommendations for proposed
2 legislation to the president of the senate, the speaker of the house of representatives, the senate
3 clerk, the house clerk, the governor, and the state library on or before November 30, 2019.

4 269:2 Repeal. RSA 171-A:34, relative to a commission to study the needs of certain individuals
5 in New Hampshire's developmental services system, is repealed.

6 269:3 Effective Date.

7 I. Section 2 of this act shall take effect November 30, 2019.

 II. The remainder of this act shall take effect upon its passage.

Approved: July 19, 2019

Effective Date:

I. Section 2 shall take effect November 30, 2019.

II. Remainder shall take effect July 19, 2019.