

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing section 226 with the following:

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3 226 Health Care Facility Workplace Violence Prevention Program and Commission; Suspension  
4 of State Participation for Biennium. The following aspects of state agency participation in the health  
5 care facility workplace violence prevention program, established in RSA 151:53, and the New  
6 Hampshire health care workplace safety commission, established in RSA 151-J, are hereby  
7 suspended for the biennium ending June 30, 2025:

8 I. RSA 151:53, IV, relative to incident reporting by the department of health and human  
9 services.

10 II. RSA 151:53, VII, relative to website database design and implementation.

11 III. RSA 151-J:1, II(a)(2), (4),(5), and (6), relative to participation of the chief executive  
12 officer of New Hampshire hospital, the commissioner of the department of health and human  
13 services, the commissioner of the department of labor, and the attorney general on the New  
14 Hampshire health care workplace safety commission; provided that nothing in this section shall  
15 prevent voluntary participation of such individuals or their designees.

16 227 Residential Care and Health Facility Licensing; Workplace Violence Prevention Program.  
17 Amend RSA 151:53, V to read as follows:

18 V. Each health facility shall prepare and submit to the health care workplace safety  
19 commission established in RSA 151-J an annual report containing all workplace violence and hostile  
20 words incidents reported to the health facility directed at an employee by a patient, coworker,  
21 supervisor, manager, or other individuals who have a personal relationship with a patient. The  
22 chair of the health and human services oversight committee, established in RSA 126-A:13, with the  
23 advice of the health care workplace safety commission, may recommend updates to New Hampshire  
24 statutes or recommend updates to the rules adopted for the implementation of this section. The  
25 commissioner of health and human services, in consultation with the health care workplace safety  
26 commission and the health and human services oversight committee, [~~shall~~] **may** adopt rules  
27 pursuant to RSA 541-A deemed necessary for the implementation of this section in coordination with  
28 the department of health and human services, including a common reporting form.

29 228 New Hampshire Health Care Workplace Safety Commission; Administration. Amend RSA  
30 151-J:6 to read as follows:

31 151-J:6 Administration. The commission may [~~delegate to~~] **request that** the department of  
32 health and human services **assume** the functions of collecting, analyzing, and disseminating

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1 workplace violence information, organizing and convening meetings of the commission, and other  
2 substantive and administrative tasks as may be incident to these activities or directed by the  
3 commission. The activities of the department of health and human services and its employees or  
4 agents shall be subject to the same confidentiality provisions and data privacy as those that apply to  
5 the commission.

6 229 New Hampshire Health Care Workplace Safety Commission; Rulemaking. Amend RSA  
7 151-J:8 to read as follows:

8 151-J:8 Rulemaking. The commissioner of the department of health and human services, with  
9 the advice of members of the commission, ~~shall~~ **may** adopt rules pursuant to RSA 541-A, to assure  
10 de-identification of all individuals and facilities involved in the incidents received.

2023-1086h

AMENDED ANALYSIS

Replace:

93. Amends certain powers and responsibilities of the workplace violence prevention and health care workplace safety commission and suspends state participation in the workplace violence prevention and health care workplace safety commission for the biennium ending June 30, 2025.