

**SENATE FINANCE COMMITTEE
BUDGET WORK SESSION**

05/16/23

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division for Children, Youth, and Families

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Agency request to restore SYSC overtime funding removed by the House. (Accounting Unit 6643)	Nathan White, CFO	G	\$0	\$500,000	\$500,000	\$1,000,000
2. Agency request to fund diversion programming to decrease youth in placement and on probation.	Nathan White, CFO	G	\$0	\$0	\$1,200,000	\$1,200,000
3. Agency request to reclassify 51 youth counselor positions.	Nathan White, CFO	G	\$0	\$966,877	\$946,084	\$1,912,961
4. Agency request to fund a voicemail solution resulting from a need to capture voicemail/data resulting from litigation.	Nathan White, CFO	G	\$0	\$82,987	\$82,987	\$165,974
		F	\$0	\$30,013	\$30,013	\$60,026
5. Agency request re E-Mars, to reduce general funds by leveraging federal funds.	Nathan White, CFO	G	\$0	(\$670,802)	\$0	(\$670,802)
		F	\$0	\$1,509,304	\$0	\$1,509,304
6. Agency request to add federal funds for an adoption services contract.	Nathan White, CFO	F	\$0	\$300,000	\$0	\$300,000
<u>Bills:</u>						
7. HB 2 - Amendment #2023-1662s funds diversion services provided by certified juvenile diversion providers.	Sen. D'Allesandro	G	\$0	\$300,000	\$300,000	\$600,000
8. HB 2 - Amendment 2023-1465s establishes that funds appropriated for construction of a secured treatment facility to replace the SYSC shall not be transferred or used for any other purpose.	Sen, Rosenwald	N/A	\$0	\$0	\$0	\$0

Sen. D'Allesandro, Dist 20
May 4, 2023
2023-1662s
06/10

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following new section:
- 2
- 3 1 Department of Health and Human Services; Juvenile Diversion; Supplemental Appropriation.
- 4 The sum of \$300,000 for the fiscal year ending June 30, 2024, and the sum of \$300,000 for the fiscal
- 5 year ending June 30, 2025 are hereby appropriated to the department of health and human services
- 6 for the purpose of extending existing grants to the certified juvenile diversion providers who provide
- 7 diversion services pursuant to RSA 169-B:10. Any unexpended funds remaining from the
- 8 appropriations made in 2019, 346:371 and 2021, 91:421 shall not lapse and may be used for the
- 9 purposes of this section. The governor is authorized to draw a warrant for said sums out of any
- 10 money in the treasury not otherwise appropriated.

2023-1662s

AMENDED ANALYSIS

Insert:

1. Extends existing grants and makes an appropriation for juvenile diversion services.

Sen. Rosenwald, Dist 13
April 24, 2023
2023-1465s
07/05

Amendment to HB 2-FN-A-LOCAL

- 1 Replace section 436 with the following:
- 2
- 3 436 Youth Detention Center; Construction Funds. Notwithstanding any other act of the
- 4 legislature or law to the contrary, any secured treatment facility constructed to replace the current
- 5 Sununu Youth Services Center shall be funded entirely with federal discretionary funds
- 6 appropriated in the American Rescue Plan Act of 2021, Public Law 117-2, including any funds which
- 7 have previously been allocated by the governor but which have not been expended. No state general
- 8 funds shall be appropriated for the purpose of constructing the replacement facility and any funds
- 9 appropriated to the project shall not be transferred or used for any other purpose.

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Economic Stability

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Agency request to reclassify 278 family service specialists to align with current required duties.	Nathan White, CFO	G	\$0	\$396,648	\$580,846	\$977,494
		F	\$0	\$527,720	\$772,788	\$1,300,508
2. New Heights. Integrated Eligibility Audit. Fund in FY23 in HB 2. Amendment # 2023-1844s	Sen. Bradley	G	\$838,502	(\$838,502)	\$0	\$0
<u>Bills:</u>						
3. HB 2 - Amendment #2023-1782s incorporates components of SB 237 relative to a child care workforce fund.	Sens. Rosenwald & D'Allesandro	G	\$15,000,000	\$0	\$0	\$15,000,000
4. HB 2 - Bradley child care workforce amendment Amendment #2023-1853s	Sens. Bradley, Innis & Pearl	G	\$15,000,000	\$0	\$0	\$15,000,000
5. HB 2 - Amendment #2023-XXXX appropriates \$8 million in FY23, nonlapsing until the end of FY25, for the purpose of increasing rates paid to shelter programs. Further appropriates \$2 million in FY23, nonlapsing until the end of FY25, for the purpose of assisting cities and towns with housing expenses for homeless people.	Sen. Bradley	G	\$10,000,000	\$0	\$0	\$10,000,000
6. HB 2 - Amendment #2023-1803s is an agency request to increase the yearly TANF appropriation by \$500,000 (restoring a reduction made by the House).	Sen. Bradley / Nathan White, CFO	G	\$0	\$500,000	\$500,000	\$1,000,000

Sen. Bradley, Dist 3
May 15, 2023
2023-1844s
02/10

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following sections:
2

3 1 Appropriation; Department of Health and Human Services; Integrated Eligibility System.
4 There is hereby appropriated the sum of \$838,502 for the fiscal year ending June 30, 2023, which
5 shall be nonlapsing until June 30, 2025, to the department of health and human services for the
6 purpose of funding an audit of the integrated eligibility system. The department may accept and
7 expend matching federal funds without prior approval of the fiscal committee. The governor is
8 authorized to draw a warrant for said sum out of any money in the treasury not otherwise
9 appropriated.

10 2 Effective Date. Section 1 of this act shall take effect on June 30, 2023.

2023-1844s

AMENDED ANALYSIS

Add:

1. Makes an appropriation to the department of health and human services for an audit of the integrated eligibility system.

Sen. Rosenwald, Dist 13
Sen. D'Allesandro, Dist 20
May 11, 2023
2023-1782s
10/06

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following:
2
- 3 1 New Sections; Department of Health and Human Services. Amend RSA 126-A by inserting
4 after section 17-a the following new sections:
- 5 126-A:17-b Child Care Workforce Fund and Child Care Workforce Recruitment and Retention
6 Program Established.
- 7 I. There is hereby established in the state treasury a child care workforce fund to finance
8 recruitment and retention bonus and benefit grants for eligible New Hampshire child care
9 employers. The fund shall be nonlapsing and continually appropriated to the department of health
10 and human services for the purposes of this section. The state treasurer shall invest the moneys
11 deposited in the fund as provided by law. Interest earned on moneys deposited in the fund shall be
12 deposited into the fund.
- 13 II. The department of health and human services, in consultation with the advisory council
14 on child care established in RSA 126-A:17 and the governor's council for thriving children as
15 established in executive order 2020-03, shall designate an entity to administer grants to eligible New
16 Hampshire child care employers and to manage and implement the recruitment and retention
17 program.
- 18 III. The amount of annual grants to child care employers for the purposes of staff retention
19 and recruitment shall be determined by the department after all applications have been approved.
20 The flexible funding shall be disbursed by the employer in any of the following ways:
- 21 (a) Deposit into an eligible, tax-advantaged Health Savings Account or Flexible
22 Spending Account;
- 23 (b) Mentor credentialing and support networks for mentors;
- 24 (c) Sign-on and/or retention incentives and/or wage increases;
- 25 (d) Professional costs such as training hours, CPR, or memberships in professional
26 organizations;
- 27 (e) Child care tuition assistance;
- 28 (f) Credit towards the employee's share of the cost of their health insurance plan;
- 29 (g) Paid time off equivalent;
- 30 (h) Child care tuition discount;
- 31 (i) Student loan repayment;

Amendment to HB 2-FN-A-LOCAL

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1 (j) Telemedicine coverage; or
2 (k) Payment towards a physical, first-aid certification, CPR certification, background
3 check, or other credential required for the child care position.

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

5 (a) Eligible child care programs shall be:

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

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

15 (1) Enrolled in New Hampshire's child care scholarship program; and
16 (2) Connected to the work of their related early childhood regional network, as
17 determined by the department.

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

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

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

26 2 New Subparagraphs; Application of Receipts; Child Care Workforce Fund. Amend RSA 6:12,
27 I(b) by inserting after subparagraph (387) the following new subparagraphs:

28 (388) Moneys deposited in the child care workforce fund as established in RSA 126-
29 A:17-b, I.

30 3 Appropriations; Child Care Programs. The sum of \$15,000,000 for the fiscal year ending June
31 30, 2023 is hereby appropriated to the department of health and human services for the purpose of
32 the administration, management, and implementation of child care workforce fund established in
33 RSA 126-A:17-b. Funds appropriated under this paragraph shall not lapse until June 30, 2025. The
34 governor is authorized to draw a warrant for said sums out of any money in the treasury not
35 otherwise appropriated.

36 4 Effective Date. Section 3 of this act shall take effect June 30, 2023.

Sen. Bradley, Dist 3
Sen. Innis, Dist 7
Sen. Pearl, Dist 17
May 16, 2023
2023-1853s
07/10

Amendment to HB 2-FN-A-LOCAL

1 Insert the following new sections:

2

3 1 Department of Health and Human Services. Appropriations; Child Care Programs.

4 I. The sum of \$15,000,000 for the fiscal year ending June 30, 2023 is hereby appropriated to
5 the department of health and human services for the purpose of financing recruitment and retention
6 bonus and benefit grants for New Hampshire child care employers. Said funds shall not lapse until
7 June 30, 2025. The governor is authorized to draw a warrant for said sums out of any money in the
8 treasury not otherwise appropriated.

9 II. Eligible child care programs shall be programs operating in New Hampshire with an
10 active child care license or that are license-exempt and enrolled in the department of health and
11 human services child care scholarship program. These programs shall include those who serve
12 children from birth through age 12 and are also referred to as center-based, family-based, early
13 childhood education, early learning, outside of school time, before and after school, and summer
14 camp programs, as well as non-profit and privately-owned center-based and family-based child care
15 programs.

16 III. The department shall develop and implement a grant application process for eligible
17 programs, and may consider additional grant amounts for child care programs enrolled in or in
18 preparation to enroll in the granite steps for quality in recognition of their extra effort and
19 commitment to continuous quality improvement. Grant amounts shall be determined by the
20 department after all applications have been received and approved.

21 IV. Grants received by the programs may be used in the following ways:

22 (a) Deposit into an eligible, tax-advantaged Health Savings Account or Flexible
23 Spending Account;

24 (b) Mentor credentialing and support networks for mentors;

25 (c) Sign-on and/or retention incentives and/or wage increases;

26 (d) Professional costs such as training hours, CPR, or memberships in professional
27 organizations;

28 (e) Child care tuition assistance;

29 (f) Credit towards the employee's share of the cost of their health insurance plan;

30 (g) Paid time off equivalent;

Amendment to HB 2-FN-A-LOCAL

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- 1 (h) Child care tuition discount;
- 2 (i) Student loan repayment;
- 3 (j) Telemedicine coverage; or
- 4 (k) Payment towards a physical, first-aid certification, CPR certification, background
- 5 check, or other credential required for the child care position.
- 6 V. If grant application requests exceed available funding, preference shall be given to
- 7 eligible child care programs which are:
- 8 (a) Enrolled in New Hampshire's child care scholarship program; and
- 9 (b) Connected to the work of their related early childhood regional network, as
- 10 determined by the department.

11 2 Effective Date. Section 1 of this act shall take effect June 30, 2023.

Sen. Bradley, Dist 3
May 12, 2023
2023-1803s
05/08

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing section 227 with the following:
2
3 227 Appropriation; Department of Health and Human Services; Temporary Assistance For
4 Needy Families; Maintenance of Effort. There is hereby appropriated to the department of health
5 and human services the sums of \$3,000,000 for the fiscal year ending June 30, 2024, and \$3,000,000
6 for the fiscal year ending June 30, 2025, to ensure maintenance of effort funding is sufficient to meet
7 the federal temporary assistance for needy families maintenance of effort levels. The governor is
8 authorized to draw a warrant for said sums out of any money in the treasury not otherwise
9 appropriated.

2023-1803s

AMENDED ANALYSIS

Keep:

85. Makes appropriations to the department of health and human services for programs and systems.

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Medicaid Services

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Agency request for general funds to support Medicare Part D (Pharmacy) Insurance premium payments for dual eligible individuals. (Accounting Unit 7939)	Nathan White, CFO	G	\$0	\$7,000,000	\$8,000,000	\$15,000,000
2. Agency request to Decrease Medicaid budgeted amounts based on new updated analysis projections. (Accounting Unit 7948)	Nathan White, CFO	G	\$0	(\$17,210,590)	(\$22,628,464)	(\$39,839,054)
		F	\$0	(\$24,636,059)	(\$23,749,136)	(\$48,385,195)
3. Remove funding for the Medicaid Management Information System from HB 1 and fund in HB 2 instead, using FY23 dollars. (Accounting Unit 8009) See also corresponding HB 2 Amendment # 2023-1798s below. Note the amount budgeted in 1798s reflects the amount contained in the governor and House budgets, rather than the amount requested of the Senate by DHHS. (The requested amount is \$XXX higher.)	Sen. Bradley / Nathan White, CFO	O	\$0	(\$9,705,001)	(\$10,826,624)	(\$20,531,625)
		F	\$0	(\$31,419,729)	(\$34,268,678)	(\$65,688,407)
4. Agency request to reduce general funds and increase federal funds for consultation services for strategic efforts – the department has submitted a request to CMS to better leverage federal funding (pending approval).	Nathan White, CFO	G	\$0	(\$1,684,312)	(\$1,263,234)	(\$2,947,546)
		F	\$0	\$1,685,996	\$1,264,497	\$2,950,493

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Medicaid Services

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
5. Agency request for \$1 million in FY25 to fund payments for a data services hub. The department was recently notified that beginning July 1, 2024, the State will be required to make payments to CMS for utilizing CMS' central HUB used to confirm income for new applications and eligibility determinations for all programming.	Nathan White, CFO	G	\$0	\$0	\$1,000,000	\$1,000,000
<u>Bills:</u>						
6. HB 2 - Amendment # 2023-1634s removes from HB 2 the \$15,740,786 appropriation in FY24 for the purpose of funding provider rate increases prior to January 1, 2024. DHHS would still be authorized to provide rate increases prior to that date, but would instead find the funds out of a variety of measures outlined in the amendment. The amendment also states that rate parity among the same or similar services shall be a priority.	Sen. Bradley / Nathan White, CFO / Henry Lipman, Medicaid Director	G	\$0	(\$15,740,786)	\$0	(\$15,740,786)
7. HB 2 - Amendment # 2023-1791s increases the appropriation for Medicaid postpartum coverage by \$400,000 over the biennium, bringing it to \$600,000 in total.	Sen. Bradley	G	\$0	\$200,000	\$200,000	\$400,000
8. HB 2 - Amendment #2023-1787s incorporates components of SB 175 relative to Medicaid reimbursement for doula, donor breast milk, and lactation services.	Sen. Bradley	G	\$850,000	\$0	\$0	\$850,000

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Medicaid Services

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
9. HB 2 - Amendment #2023-XXXX incorporates components of SB 175, including funding for extended postpartum Medicaid benefits, doulas, donor breast milk, lactation services. The amendment also includes additional funding for family resource centers. The amounts shown here are above any amounts contained for these purposes in the House-passed HB 2.	Sen. Rosenwald	G	\$0	\$2,050,000	\$1,200,000	\$3,250,000
10. HB 2 - Amendment # 2023-1794s is an agency request to remove the Medicaid unwind appropriation in HB 2 section 213, as it is no longer needed based on current projections. Note that the language in this amendment, requested by DHHS, would allow the department to seek general funds from Fiscal if additional funds are needed. Alternatively, the Committee could simply delete section 213.	Nathan White, CFO	G	(\$16,358,878)	\$0	\$0	(\$16,358,878)
11. HB 2 - Amendment #2023-1798s moves funding for MMIS back to FY23 at the governor and House level. No fiscal impact as the House-passed surplus statement already accounts for this cost as an FY23 lapse reduction.	Sen. Bradley	G	\$0	\$0	\$0	\$0
12. HB 2 - Amendment #2023-1388s states that once the current funding source for the adult Medicaid dental benefit is exhausted, the benefit shall be funded by proceeds from the sale of the Laconia State School property.	Sen. Rosenwald	O	\$0	\$0	\$0	\$0

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing paragraph XXI of section 231 with the following:
2

3 XXI.(a) The department shall utilize the funds appropriated in sections 230 and 231 of this
4 act to increase rates pursuant to section 1902(a)(30)(A) of the Social Security Act, and to promote
5 efficiency, economy, and quality of care within New Hampshire's Medicaid program. The
6 department shall have the authority to make adjustments to sections 230 and 231 of this act in order
7 to address:

8 (1) During implementation, that the percentage of RSA 126-AA funds shall be a
9 proportional credit to the amount implemented;

10 (2) Impacts to established contracts;

11 (3) Changes that result in reductions to federal match levels;

12 (4) Cost-based rate methodologies that cannot accommodate a percentage-based
13 increase as defined under the Medicaid state plan;

14 (5) Prohibitions regarding the use of general funds;

15 (6) Parity among rates, including non-Medicaid rates;

16 (7) Rates paid to out-of-state providers; and

17 (8) Any rate methodology actively under review and development.

18 (b) Amounts available for the purposes of sections 230 and 231 of this act may be
19 increased by the amounts of any funds unable to be implemented in this section as a result of a
20 technical assistance finding by the Centers for Medicare and Medicaid Services that a proposed state
21 plan amendment or waiver must be modified in order to be approved.

22 (c) Notwithstanding any other provision of law, rate parity among the same or similar
23 services within existing waiver services shall be a priority.

Sen. Bradley, Dist 3
May 12, 2023
2023-1791s
06/07

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing section 408 with the following:
- 2
- 3 408 Appropriation. The sum of [~~\$200,000~~] **\$600,000** for the biennium ending June 30, 2025 is
- 4 hereby appropriated to the department of health and human services for the purpose of expanding
- 5 postpartum health care services under the state Medicaid plan as provided in this act. The governor
- 6 shall determine if any discretionary funds appropriated in the American Rescue Plan Act of 2021,
- 7 Public Law 117-2, or any other federal funds, can be used for this purpose, and the commissioner
- 8 shall expend such federal funds for this purpose. Any remainder shall be appropriated from the
- 9 general fund. The governor is authorized to draw a warrant for the general fund portion of such sum
- 10 from any money in the treasury not otherwise appropriated.

Sen. Bradley, Dist 3
May 12, 2023
2023-1787s
10/07

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following new sections:
- 2
- 3 1 New Subdivision; Medicaid Coverage of Certain Birthing, Postpartum, and Newborn Services.
- 4 Amend RSA 126-A by inserting after section 98 the following new subdivision:
- 5 Medicaid Coverage of Certain Birthing, Postpartum, and Newborn Services
- 6 126-A:99 Medicaid Doula Coverage.
- 7 I. Notwithstanding any other provision of this chapter, doula services shall be covered under
- 8 the medical assistance for eligible Medicaid beneficiaries.
- 9 II. As used in this section, "doula services" means services provided by a highly-qualified
- 10 doula certified by the state pursuant to RSA 310-A:222 and designed to provide physical, emotional,
- 11 and educational support to pregnant women before, during, and after childbirth. Doula services
- 12 include the following:
- 13 (a) Support and assistance during labor and childbirth.
- 14 (b) Prenatal and postpartum support and education.
- 15 (c) Breastfeeding assistance and lactation support.
- 16 (d) Parenting education.
- 17 (e) Support for a birthing person following loss of pregnancy.
- 18 III. The department of health and human services is authorized to take any action to include
- 19 doula services in the medical assistance program, including seeking waivers or amending the
- 20 Medicaid state plan to provide reimbursement for doulas who provide Medicaid eligible services to
- 21 eligible Medicaid beneficiaries.
- 22 IV. Not later than January 31, 2025, the commissioner shall report to the oversight
- 23 committee on health and human services, the legislative committees with jurisdiction over health
- 24 and human services, and the governor, a set of metrics determined by the department of health and
- 25 human services.
- 26 V. The department shall adopt rules pursuant to RSA 541-A to implement the provisions of
- 27 this section. The rules shall address the requirements and expertise of practicing doulas, doula
- 28 training providers, and home visiting experts. Every 2 years, the department shall assess the rates
- 29 of reimbursement for doula services and adjust rates accordingly.
- 30 126-A:100 Medicaid Coverage of Lactation Services; Reimbursement Required.
- 31 I. The department of health and human services shall cover lactation services for
- 32 Medicaid recipients as a pregnancy-related service under New Hampshire's Medicaid program.

Amendment to HB 2-FN-A-LOCAL

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1 II. The department is authorized to use the following Medicaid coverage categories to
2 reimburse lactation services:

- 3 (a) Inpatient hospital services, other than services in an institution for mental disease,
4 per Social Security Act (SSA) section 1905(a)(1);
5 (b) Outpatient hospital services, per SSA section 1905(a)(2)(A) and 42 C.F.R. section
6 440.10;
7 (c) Early and periodic screening, diagnostic, and treatment services for individuals who
8 are eligible under the plan and are under the age of 21, per SSA section 1905(a)(4)(B);
9 (d) Physicians' services furnished by a physician under the physician's supervision,
10 whether furnished in the office, the patient's home, a hospital, or a nursing facility, or elsewhere, per
11 SSA section 1905(a)(5)(A);
12 (e) Services furnished by a nurse-midwife, which the nurse-midwife is legally authorized
13 to perform under State law, per SSA section 1905(a)(17);
14 (f) Freestanding birth center services, per SSA section 1905(a)(28); and
15 (g) Services furnished by nurse practitioners per 42 C.F.R. section 440.166 and other
16 licensed practitioners per 42 C.F.R. section 440.60.

17 III. Reimbursable lactation services shall include:

- 18 (a) Breastfeeding education;
19 (b) Individual lactation consultation; and
20 (c) Equipment rentals.

21 126-A:101 Medicaid Coverage of Donor Breast Milk; Reimbursement Required.

22 I. The department of health and human services shall provide reimbursement under the
23 medical assistance program for donor breast milk provided to an infant receiving benefits under this
24 chapter by organizations approved by the department if a physician or physician assistant licensed
25 in this state or an advanced practice registered nurse licensed in this state signs an order state the
26 following:

27 (a) The infant is medically or physically unable to receive maternal breast milk or
28 participate in breastfeeding or the infant's mother is medically or physically unable to produce
29 maternal breast milk in quantities sufficient for the infant; and

30 (b) The infant:

- 31 (1) Was born at a birth weight of less than 1,500 grams;
32 (2) Has a gastrointestinal anomaly or metabolic or digestive disorder or is recovering
33 from intestinal surgery and the infant's digestive needs require additional support;
34 (3) Is not appropriately gaining weight or growing;
35 (4) Has formula intolerance and is experiencing weight loss or difficulty feeding;
36 (5) Has low blood sugar;
37 (6) Has congenital heart disease;

Amendment to HB 2-FN-A-LOCAL

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- 1 (7) Has received or will receive an organ transplant; or
- 2 (8) Has another medical condition for which donor breast milk is medically
- 3 necessary.
- 4 II. The department shall adopt rules pursuant to RSA 541-A to implement the program
- 5 described in this section.
- 6 2 Medicaid State Plan; Requiring Coverage of Donor Breast Milk. The department of health and
- 7 human services shall prepare and submit a Medicaid state plan amendment or waiver as necessary
- 8 to the United States Department of Health and Human Services, Centers for Medicare and Medicaid
- 9 Services no later than September 30, 2023 that provides or requests, as appropriate, Medicaid
- 10 coverage consistent with RSA 126-A:101 for the coverage of donor breast milk for eligible infants.
- 11 3 Appropriation; Reimbursement for Donor Breast Milk under the Medicaid Program. The sum
- 12 of \$250,000 for the biennium ending June 30, 2023, which shall not lapse until June 30, 2025, is
- 13 hereby appropriated to the department of health and human services for the purpose of providing
- 14 reimbursement for donor breast milk for eligible infants under the state Medicaid plan as provided
- 15 in sections 4 and 5 of this act. The governor shall determine if any discretionary funds appropriated
- 16 in the American Rescue Plan Act of 2021, Public Law 117-3, or any other federal funds, can be used
- 17 for this purpose, and the commissioner shall expend such federal funds for this purpose. Any
- 18 remainder shall be appropriated from the general fund. The governor is authorized to draw a
- 19 warrant for the general fund portion of such sum from any money in the treasury not otherwise
- 20 appropriated. The department of health and human services may accept and expend matching
- 21 federal funds without prior approval of the fiscal committee of the general court.
- 22 4 Appropriation; Reimbursement for Doula under the Medicaid Program. The sum of \$300,000
- 23 for the biennium ending June 30, 2023, which shall not lapse until June 30, 2023, which shall not
- 24 lapse until June 30, 2025, is hereby appropriated to the department of health and human services
- 25 for the purpose of providing reimbursement for state-certified doula under the state Medicaid plan
- 26 as provided in section 4 of this act. The governor shall determine if any discretionary funds
- 27 appropriated in the American Rescue Plan Act of 2021, Public Law 117-2, or any other federal funds,
- 28 can be used for this purpose, and the commissioner shall expend such federal funds for this purpose.
- 29 Any remainder shall be appropriated from the general fund. The governor is authorized to draw a
- 30 warrant for the general fund portion of such sum from any money in the treasury not otherwise
- 31 appropriated. The department of health and human services may accept and expend matching
- 32 federal funds without prior approval of the fiscal committee of the general court.
- 33 5 Appropriation; Reimbursement for Lactation Services under the Medicaid Program. The sum
- 34 of \$300,000 for the biennium ending June 30, 2023, which shall not lapse until June 30, 2025, is
- 35 hereby appropriated to the department of health and human services for the purpose of providing
- 36 reimbursement for lactation services under the state Medicaid plan as provided in section 1 of this
- 37 act. The governor shall determine if any discretionary funds appropriated in the American Rescue

Amendment to HB 2-FN-A-LOCAL

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1 Plan Act of 2021, Public Law 117-2, or any other federal funds, can be used for this purpose, and the
2 commissioner shall expend such federal funds for this purpose. Any remainder shall be appropriated
3 from the general fund. The governor is authorized to draw a warrant for the general fund portion of
4 such sum from any money in the treasury not otherwise appropriated. The department of health
5 and human services may accept and expend matching federal funds without prior approval of the
6 fiscal committee of the general court.

7 6 Effective Date. Sections 3-5 of this act shall take effect June 30, 2023.

PRELIMINARY DRAFT

Sen. Bradley, Dist 3
May 12, 2023
2023-1794s
07/05

Amendment to HB 2-FN-A-LOCAL

- 1 Replace section 213 with the following:
- 2
- 3 213 Appropriation; Department of Health and Human Services; Medicaid Unwind. In the event
- 4 that expenditures from 05-95-47-470010-7948 or 05-95-47-470010-7051 are greater than the
- 5 amounts appropriated, due to the Medicaid unwinding process and continuous eligibility
- 6 requirements, the commissioner may request, with prior approval of the fiscal committee of the
- 7 general court, that the governor and council authorize additional funding. The department may
- 8 accept and expend matching federal funds without prior approval of the fiscal committee. The
- 9 governor is authorized to draw a warrant for said sum out of any money in the treasury not
- 10 otherwise appropriated.

Sen. Bradley, Dist 3
May 12, 2023
2023-1798s
10/05

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing sections 211 and 212 with the following:
- 2
- 3 211 Appropriation; Department of Health and Human Services; Medicaid Management
- 4 Information System. The sum of \$20,531,625 for the fiscal year ending June 30, 2023, is hereby
- 5 appropriated to the department of health and human services for the purpose of funding the
- 6 Medicaid management information system. Said sum shall be nonlapsing until June 30, 2025. The
- 7 department may accept and expend matching federal funds without prior approval of the fiscal
- 8 committee. The governor is authorized to draw a warrant for said sum out of any money in the
- 9 treasury not otherwise appropriated.
- 10 212 Effective Date. Section 211 of this act shall take effect June 30, 2023.

Sen. Rosenwald, Dist 13
April 14, 2023
2023-1388s
10/05

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following new section:
- 2
- 3 1 New Subparagraph; Adult Medicaid Dental Care; Funding. Amend RSA 126-A:5, XIX-a by
- 4 inserting after subparagraph (e) the following new subparagraph:
- 5 (f) Following the expenditure of any remaining funds in 2022, 319:3, II for the
- 6 administration of adult dental benefits under Medicaid managed care in RSA 126-A:5, XIX-a, any
- 7 additional sums necessary to administer the non-federal share of the adult dental benefit program
- 8 are hereby appropriated to the department of health and human services from net revenues received
- 9 from the sale of the lakes region facility in Laconia pursuant to RSA 10:11, which shall be held in a
- 10 special nonlapsing account to provide funding under this paragraph. The governor is authorized to
- 11 draw a warrant for said sums out of any money in the treasury not otherwise appropriated. The
- 12 department of health and human services may accept and expend matching federal funds for the
- 13 program without prior approval of the fiscal committee of the general court.

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Long-Term Supports and Services

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Fund congregate housing at \$750,000 per year. (See related amendment 2023-1422s below.)	Sen. D'Allesandro	G	\$0	\$750,000	\$750,000	\$1,500,000
2. Fund the foster grandparent program at \$100,000 per year. (See related amendment 2023-1407s below.)	Sen. D'Allesandro	G	\$0	\$100,000	\$100,000	\$200,000
3. Increase the cap on county costs for long-term care payments by 2% per year, and use the savings (and related federal match) to increase nursing home rates. (See related HB 2 amendment 2023-1538s below.)	Sen. Rosenwald	O	\$0	\$2,636,993	\$5,326,726	\$7,963,719
		F	\$0	\$2,636,993	\$5,326,726	\$7,963,719
3. Increase the cap on county costs for long-term care payments by 1% per year, and use the savings (and related federal match) to increase nursing home rates. (See related HB 2 amendment 2023-1537s below.)	Sen. Rosenwald	O	\$0	\$1,318,497	\$2,650,178	\$3,968,675
		F	\$0	\$1,318,497	\$2,650,178	\$3,968,675
4. Remove carried forward funds (and matching federal funds) in account 7100, developmental services. Add a footnote to read as follows: <i>In addition to the sums appropriated herein, the department shall expend funds pursuant to RSA 171-A:8-b for this purpose. (\$70M carryforward)</i>	Nathan White, CFO	O	\$0	(\$25,000,000)	\$0	(\$25,000,000)
		F	\$0	(\$25,025,000)	\$0	(\$25,025,000)
5. Remove carried forward funds (and matching federal funds) in account 7016, acquired brain disorder services. Add a footnote to read as follows: <i>In addition to the sums appropriated herein, the department shall expend funds pursuant to RSA 171-A:8-b for this purpose. (\$3.5M carryforward)</i>	Nathan White, CFO	O	\$0	(\$900,000)	\$0	(\$900,000)
		F	\$0	(\$900,900)	\$0	(\$900,900)
6. Remove carried forward funds (and matching federal funds) in account 7110, children's in-home support services. Add a footnote to read as follows: <i>In addition to</i>	Nathan White,	O	\$0	(\$2,700,000)	\$0	(\$2,700,000)

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Long-Term Supports and Services

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
<i>the sums appropriated herein, the department shall expend funds pursuant to RSA 171-A:8-b for this purpose. (\$0.5M carryforward)</i>	CFO	F	\$0	(\$2,702,700)	\$0	(\$2,702,700)
Bills:						
7. HB 2 - Amendment #2023-XXXX incorporates SB 63 and funds out of FY23.	Sen. Bradley	G	\$1,687,600	\$0	\$0	\$1,687,600
HB 2 - Amendment #2023-1601s appropriates \$500,000 for a public awareness campaign on brain health, Alzheimer's disease, and related dementias. Consistent with SB 234.	Sen. Bradley	G	\$500,000	\$0	\$0	\$500,000
8. HB 2 - Amendment 2023-1422s removes the suspension on congregate housing for the biennium. (Costs shown in HB 1 above.)	Sen. D'Allesandro	N/A	\$0	\$0	\$0	\$0
9. HB 2 - Amendment 2023-1407s removes the suspension on the foster grandparent program for the biennium. (Costs shown in HB 1 above.)	Sen. D'Allesandro	N/A	\$0	\$0	\$0	\$0
HB 2 - Amendment 2023-1538s increases the cap on county long-term care payments by 2% per year. (Fiscal impact shown in HB 1 above.)	Sen. Rosenwald	N/A	\$0	\$0	\$0	\$0
10. HB 2 - Amendment 2023-1537s increases the cap on county long-term care payments by 1% per year. (Fiscal impact shown in HB 1 above.)	Sen. Rosenwald	N/A	\$0	\$0	\$0	\$0

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Long-Term Supports and Services

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
11. HB 2 - Amendment 2023-1808s is an agency request to remove the provision requiring carried forward funds from the developmental services, acquired brain disorder services, and children's in-home support services funds to be treated as restricted revenue in the operating budget.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
12. HB 2 - Amendment 2023-1806s is an agency request to extend the appropriation for the DD pilot program in order to allow the program time to be fully operational.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0

Sen. Bradley, Dist 3
May 2, 2023
2023-1601s
06/10

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following:

2

3 1 Public Awareness Campaign on Brain Health, Alzheimer's Disease, and Related Dementias.
4 The department of health and human services, in partnership with the state commission on aging,
5 the subcommittee on Alzheimer's and other related dementia, and the Alzheimer's Association, shall
6 develop a public awareness campaign on brain health, Alzheimer's disease and related dementias,
7 and incorporate the campaign into its existing, relevant public health outreach programs on an
8 ongoing basis. The public awareness campaign shall:

9 I. Educate health care providers on the importance of early detection and timely diagnosis of
10 cognitive impairment, validated cognitive assessment tools, the value of a Medicare Annual Wellness
11 visit for cognitive health, and the Medicare care planning billing code for individuals with cognitive
12 impairment; and

13 II. Increase public understanding and awareness of early warning signs of Alzheimer's
14 disease and other types of dementia; the value of early detection and diagnosis, and how to reduce
15 the risk of cognitive decline, particularly among persons in diverse communities who are at greater
16 risk of developing Alzheimer's disease and other types of dementia; and

17 III. Inform health care professionals and the general public of dementia care coordination
18 services for those living with Alzheimer's disease and related dementias and other resources and
19 services available to individuals living with dementia and their families and caregivers, in
20 partnership with the state commission on aging, the subcommittee on Alzheimer's and other related
21 dementia, and the Alzheimer's Association.

22 2. Appropriation; Department of Health and Human Services. The sum of \$500,000 for the fiscal
23 year ending June 30, 2023 is hereby appropriated to the department of health and human services
24 for the purposes of developing the public awareness campaign on brain health, Alzheimer's disease
25 and related dementias. This appropriation shall be nonlapsing. The governor is authorized to draw
26 a warrant for said sum out of any money in the treasury not otherwise appropriated.

27 3 Report; Public Awareness Campaign. At the conclusion of the public awareness campaign, the
28 department of health and human services shall submit a report to the speaker of the house of
29 representatives, the president of the senate, the house clerk, the senate clerk, the governor, the state
30 library, the state commission on aging, the subcommittee on Alzheimer's and other related
31 dementia, the senate committee on health and human services, and the house committee on health,

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

- 1 human services and elderly affairs, outlining the impact of the campaign and any related findings or
- 2 recommendations for legislation on or before November 1, 2024.
- 3 4 Effective Date. Section 2 of this act shall take effect June 30, 2023.

2023-1601s

AMENDED ANALYSIS

Insert:

1. Directs the department of health and human services to develop a public awareness campaign on brain health, Alzheimer's disease, and related dementias and makes an appropriation to the department for this purpose.

Sen. D'Allesandro, Dist 20
April 18, 2023
2023-1422s
02/08

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by deleting section 190, relative to congregate housing.

2023-1422s

AMENDED ANALYSIS

Delete:

75. Suspends the congregate housing and services program.

LBA						
04/19/23						
HB 1 Amendment						
Sen. D'Allesandro						
Department:	DHHS - Division of Long-Term Supports and Services					
Accounting Unit:	TBD (AU not yet created)					
Compare Report Page:	N/A					
Description:	Fund congregate housing for seniors.					
	FY 2024			FY 2025		
Expenditure Class	Senate Introduced	Change	Revised Budget	Senate Introduced	Change	Revised Budget
502 Payments to Providers	\$ -	\$ 750,000	\$ 750,000	\$ -	\$ 750,000	\$ 750,000
TOTAL	\$ -	\$ 750,000	\$ 750,000	\$ -	\$ 750,000	\$ 750,000
Source of Funds						
GENERAL FUND	\$ -	\$ 750,000	\$ 750,000	\$ -	\$ 750,000	\$ 750,000
TOTAL	\$ -	\$ 750,000	\$ 750,000	\$ -	\$ 750,000	\$ 750,000

Sen. D'Allesandro, Dist 20
April 18, 2023
2023-1407s
02/05

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by deleting section 189, relative to the foster grandparent program.

2023-1407s

AMENDED ANALYSIS

Delete:

74. Suspends the foster grandparents program.

DELETED OR PREVIOUS

Sen. Rosenwald, Dist 13
April 26, 2023
2023-1538s
06/10

Amendment to HB 2-FN-A-LOCAL

- 1 Replace section 209 with the following:
- 2
- 3 209 County Reimbursement of Funds; Limitations on Payments. Amend RSA 167:18-a, II(a) to
- 4 read as follows:
- 5 (a) The total billings to all counties made pursuant to this section shall not exceed the
- 6 amounts set forth below for state fiscal years [2022-2023] 2024-2025:
- 7 (1) State fiscal year [2022] 2024, [~~\$129,362,411~~] \$134,486,652
- 8 (2) State fiscal year [2023] 2025, [~~\$131,849,659~~] \$137,176,385;

Sen. Rosenwald, Dist 13
April 26, 2023
2023-1537s
06/10

Amendment to HB 2-FN-A-LOCAL

- 1 Replace section 209 with the following:
- 2
- 3 209 County Reimbursement of Funds; Limitations on Payments. Amend RSA 167:18-a, II(a) to
- 4 read as follows:
- 5 (a) The total billings to all counties made pursuant to this section shall not exceed the
- 6 amounts set forth below for state fiscal years ~~2022-2023~~ **2024-2025**:
- 7 (1) State fiscal year ~~2022~~ **2024**, [~~\$129,362,411~~] **\$133,168,156**
- 8 (2) State fiscal year ~~2023~~ **2025**, [~~\$131,849,659~~] **\$134,499,837**;

Sen. Bradley, Dist 3
May 12, 2023
2023-1808s
10/07

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by deleting section 208, allowing carry forward of developmental services funds,
- 2 acquired brain disorder services funds, and in-home support waiver

2023-1808s

AMENDED ANALYSIS

Delete:

83. Authorizes the carry forward of funds for certain services for the developmentally disable

Sen. Bradley, Dist 3
May 12, 2023
2023-1806s
06/10

Amendment to HB 2-FN-A-LOCAL

- 1 Insert the following new sections:
2
3 1 Appropriation. Amend RSA Chapter 272, Laws of 2022, Section 9, VII to read as follows:
4 VII. There is hereby appropriated to the department of health and human services the sum
5 of \$2,800,000, for the fiscal year ending June 30, ~~2023~~ 2025, for the purpose of implementing the
6 pilot program plan or the pilot itself, for developmental services established in this section.
7 Additionally, the department may accept and expend any applicable federal funds, and any gifts,
8 grants, or donations that may be available for the purposes of the pilot program. In the event of any
9 remaining funds not otherwise expended after reaching the cap of serving 20 eligible individuals
10 under the pilot program, the department may allocate funding and provide services to additional
11 eligible individuals. The governor is authorized to draw a warrant for said sum out of any money in
12 the treasury not otherwise appropriated.
13 2 Effective Date. Section 1 of this act shall take effect June 30, 2023.

2023-1806s

AMENDED ANALYSIS

Insert:

1. Extends appropriations for the developmental services pilot program plan to fiscal year 2025.

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Public Health

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Agency request to move funds within the Comprehensive Cancer account to cover current expenses for advertising, meeting logistics and promotional work. Net \$0 impact. (Accounting Unit 3225)	Nathan White, CFO	G	\$0	\$0	\$0	\$0
2. Agency request to move funds within the Rural Health and Primary Care account for appropriate contract coverage. Net \$0 impact. (Accounting Unit 7965)	Nathan White, CFO	G	\$0	\$0	\$0	\$0
3. Agency request to increase federal funds for the immunization program to reflect an increased federal grant award. Also, move four temporary full-time positions from COVID grants into CORE grant. (Accounting Unit 5178)	Nathan White, CFO	F	\$0	\$698,364	\$689,272	\$1,387,636
4. Agency request to add other funds for Public Health Laboratories from the Department of Environmental Services via an MOU to provide lab equipment and a part-time temporary position. (Accounting Unit 7966)	Nathan White, CFO	O	\$0	\$239,402	\$240,195	\$479,597
5. Agency request to add other funds to the EPH Tracking account from the Department of Environmental Services via an MOU for a lead remediation project. (Accounting Unit 7426)	Nathan White, CFO	O	\$0	\$413,698	\$10,750	\$424,448

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Public Health

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
6. Agency request to add federal funds to the Maternal Mortality program to reflect an increased federal grant award. (Accounting Unit 3487)	Nathan White, CFO	F	\$0	\$145,000	\$145,000	\$290,000
7. Agency request to add federal funds to the SUID case registry account to reflect an increased federal grant award. (Accounting Unit 5906)	Nathan White, CFO	F	\$0	\$77,552	\$77,552	\$155,104
8. Agency request to make the funds in the Home Visiting account, class 102, nonlapsing until the end of the biennium. The Department states that following the Senate presentation, they determined that fewer general funds are needed in FY24 for the federal match but more are needed in FY25. The requested class note would give them the flexibility to satisfy the match in FY24/25 without HB1 budget adjustments. (Accounting Unit 5896)	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
9. Remove WIC Technology ARPA funding from budget and request through Fiscal (Accounting Unit 2698)	Sen. Bradley	F	\$0	(\$318,182)	(\$318,182)	(\$636,364)
10. Remove WIC Shopping ARPA funding from budget and request through Fiscal (Accounting Unit 2697)	Sen. Bradley	F	\$0	(\$366,727)	(\$366,727)	(\$733,454)
11. Increase the home visiting formula grant to the level requested by DHHS.	Sen. Rosenwald	G	\$0	\$225,000	\$225,000	\$450,000
Bills:						
12. HB 2 - Amendment #2023-1854s funds the WIC farmers' market nutrition program out of FY23 funds.	Sen. Bradley	G	\$600,000	\$0	\$0	\$600,000

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Public Health

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
13. HB 2 - Amendment #2023-1393s funds the WIC farmers' market nutrition program out of FY24/25 funds.	Sen. Rosenwald	G	\$0	\$600,000	\$0	\$600,000
14. HB 2 - Amendment #2023-1376s appropriates funds to public health departments for vaccine administration. Consistent with SB 115. Funds with FY24/25 dollars.	Sen. Rosenwald	G	\$0	\$20,000	\$0	\$20,000
15. HB 2 - Amendment #2023-1852s appropriates funds to public health departments for vaccine administration. Consistent with SB 115. Funds with FY23 dollars.	Sen. Bradley	G	\$20,000	\$0	\$0	\$20,000
16. HB 2 - Amendment #2023-1672s requires the submission of a report relative to implementing area health education centers.	Sen. Rosenwald	N/A	\$0	\$0	\$0	\$0
17. HB 2 - Amendment #2023-1813s requires the department shall conduct a written risk assessment and mitigation remediation plan in the form of a privacy impact assessment (PIA)	Nathan White, CFO (drafted by Sen. Bradley for discussion)	N/A	\$0	\$0	\$0	\$0

Sen. Bradley, Dist 3
May 16, 2023
2023-1854s
10/08

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting after section 447 the following new sections:
2
3 448 New Section; WIC Farmers' Market Nutrition Program. Amend RSA 132 by inserting after
4 section 12-e the following new section:
5 132:12-f WIC Farmers' Market Nutrition Program. There is established in the department of
6 health and human services the New Hampshire Farmers' Market Nutrition Program for participants
7 in the Special Supplemental Nutrition Program for Women, Infants and Children (WIC). The
8 program shall distribute food instruments to eligible WIC participants to redeem for locally grown
9 fresh fruits, vegetables and herbs at authorized New Hampshire farmers' markets in compliance
10 with 7 C.F.R. 248 that are redeemable only at designated New Hampshire farmers' markets. The
11 commissioner shall adopt rules under RSA 541-A to implement this program.
12 449 Appropriation; WIC Farmers' Market Nutrition Program. There is hereby appropriated to
13 the department of health and human services the sum of \$600,000 for the biennium ending June 30,
14 2023, which shall not lapse until June 30, 2025, for the purpose of funding the WIC Farmers' Market
15 Nutrition Program in RSA 132:12-f. The governor is authorized to draw a warrant for said sum out
16 of any money in the treasury not otherwise appropriated.
17 450 Effective Date. Section 449 of this act shall take effect June 30, 2023.

2023-1854s

AMENDED ANALYSIS

Add:

Re-establishes the Special Supplemental Nutrition Program for Women, Infants, and Children
(WIC) Farmers Market Nutrition Program.

Sen. Rosenwald, Dist 13
April 17, 2023
2023-1393s
02/08

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting after section 447 the following new section and renumbering the
2 effective date to be the last numbered section:
3
4 448 New Section; WIC Farmers' Market Nutrition Program. Amend RSA 132 by inserting after
5 section 12-e the following new section:
6 132:12-f WIC Farmers' Market Nutrition Program. There is established in the department of
7 health and human services the New Hampshire Farmers' Market Nutrition Program for participants
8 in the Special Supplemental Nutrition Program for Women, Infants and Children (WIC). The
9 program shall distribute food instruments to eligible WIC participants to redeem for locally grown
10 fresh fruits, vegetables and herbs at authorized New Hampshire farmers' markets in compliance
11 with 7 C.F.R. 248 that are redeemable only at designated New Hampshire farmers' markets. The
12 commissioner shall adopt rules under RSA 541-A to implement this program.
13 449 Appropriation; WIC Farmers' Market Nutrition Program. There is hereby appropriated to
14 the department of health and human services the sum of \$600,000 for the biennium ending June 30,
15 2025, which shall be nonlapsing, for the purpose of funding the WIC Farmers' Market Nutrition
16 Program in RSA 132:12-f. The governor is authorized to draw a warrant for said sum out of any
17 money in the treasury not otherwise appropriated.

Sen. Rosenwald, Dist 13
April 13, 2023
2023-1376s
08/10

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following:
- 2
- 3 1 Appropriation; Vaccine Administration. The sum of \$20,000 for the biennium ending June 30,
- 4 2025 is appropriated to the department of health and human services for the purpose of providing
- 5 funding to public health departments to administer vaccinations to persons when such vaccinations
- 6 are ineligible for funding under the federal Section 317 Immunization Program. The governor is
- 7 authorized to draw a warrant out of funds not otherwise appropriated.

Sen. Bradley, Dist 3
May 16, 2023
2023-1852s
08/10

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following:
- 2
- 3 1 Appropriation; Vaccine Administration. The sum of \$20,000 for the biennium ending June 30,
- 4 2023, which shall not lapse until June 30, 2025, is appropriated to the department of health and
- 5 human services for the purpose of providing funding to public health departments to administer
- 6 vaccinations to persons when such vaccinations are ineligible for funding under the federal Section
- 7 317 Immunization Program. The governor is authorized to draw a warrant out of funds not
- 8 otherwise appropriated.
- 9 2 Effective Date. Section 1 of this act shall take effect June 30, 2023.

2023-1852s

AMENDED ANALYSIS

Insert the following:

1. Funds public health departments to administer vaccinations to persons when such vaccinations are ineligible for funding under certain federal programs.

Sen. Rosenwald, Dist 13
May 4, 2023
2023-1672s
06/10

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following:
- 2
- 3 1 Department of Health and Human Services; Rural Health and Primary Care; Report. On or
- 4 before July 1, 2024, the department of health and human services shall submit a report with its
- 5 findings and legislative recommendations to the chair of the senate health and human services
- 6 committee, the chair of the house health, human services and elderly affairs committee, and the
- 7 governor relative to implementing area health education centers and advanced training programs for
- 8 rural health and primary care personnel including, but not be limited to, a rural residency program
- 9 for family medicine physicians.

2023-1672s

AMENDED ANALYSIS

Insert:

1. Directs the department of health and human services to submit a report relative to implementing area health education centers and advanced training programs for rural health and primary care personnel.

Sen. Bradley, Dist 3
May 12, 2023
2023-1813s
10/07

Amendment to HB 2-FN-A-LOCAL

- 1 Amend RSA 126-A:102 as inserted by section 414 of the bill by replacing it with the following:
2
3 126-A:102 Risk Management.
4 I. The department shall conduct a written risk assessment and mitigation remediation plan
5 in the form of a privacy impact assessment (PIA).
6 II. The assessment and plan shall:
7 (a) Assess risks to an individual's right to privacy within the department's information
8 technology systems where the individual does not possess immediate control over their information.
9 (b) Recommend alternatives to both mitigate the risks and achieve the stated objectives
10 of the department's systems.
11 (c) Identify those individuals and offices within the department who shall be directly
12 accountable for the assessment and plan, the system at the time the assessment and plan are
13 compiled, and any approved alternatives and mitigations as a result of the assessment and plan.
14 III. Unless otherwise required by law or applicable regulation, no personal information shall
15 be collected prior to the completion of the assessment and plan and any subsequent measures as a
16 result of the assessment and plan, as determined by the governance board for any systems
17 implemented subsequent to March 31, 2025.
18 IV. The assessment and plan shall be approved and may be acted upon by the commissioner.
19 All assessments and plans conducted before the date of the next data privacy and information
20 technology security governance board meeting shall be submitted to the board for review.

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Division of Behavioral Health

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Agency request to fund crisis stabilization services as outlined in the ten-year mental health plan.	Nathan White, CFO	G	\$0	\$3,500,000	\$1,500,000	\$5,000,000
2. Agency request to budget federal funds for a certified community behavioral health clinic planning grant.	Nathan White, CFO	F	\$0	\$966,071	\$0	\$966,071
Bills:						
3. HB 2 - Amendment #2023-1807s is an agency request to extend the deadline to use, and expand the possible uses for, \$6 million appropriated in a prior biennium for transitional housing beds.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
4. HB 2 - Amendment #2023-1804s is an agency request to restore \$1.5 million in funding for peer-to-peer grief support removed by the House.	Nathan White, CFO	G	\$1,500,000	\$0	\$0	\$1,500,000
5. HB 2 - Amendment #s 2023-1809s and 1559s meet an agency request to increase funding for the system of care by \$11.5 million over the biennium.	Sens Bradley & Rosenwald / Nathan White, CFO	G	\$0	\$11,500,000	\$0	\$11,500,000
6. HB 2 - Amendment #s 2023-XXXXs Early Childhood Mental Health Consultation Pilot Program	Sen. Bradley	G	\$1,000,000	\$0	\$0	\$1,000,000

Sen. Bradley, Dist 3
May 12, 2023
2023-1807s
07/

Amendment to HB 2-FN-A-LOCAL

- 1 Insert the following new section:
2
3 1 Appropriation; Department of Health and Human Services; Transitional Housing Beds.
4 Amend 2021, 91:408 to read as follows:
5 91:408 Appropriation; Department of Health and Human Services; Transitional Housing Beds.
6 There is hereby appropriated to the department of health and human services the sum of \$6,000,000
7 for the fiscal year ending June 30, 2021, which shall be nonlapsing until ~~June 30, 2023~~ **June 30,**
8 **2025**, for the purposes of increasing rates paid for transitional housing beds and for funding new
9 transitional housing beds for forensic patients and/or patients with complex behavioral health
10 conditions including those transitioning from the New Hampshire hospital, **addressing emergency**
11 **room boarding efforts, ensuring compliance with the community mental health agreement,**
12 **and supporting behavioral health crisis response initiatives.** In addition, any unspent funds
13 from the appropriation made under 2019, 346:221 may be used for the purposes of this section. The
14 governor is authorized to draw a warrant for said sum out of any money in the treasury not
15 otherwise appropriated.
16 2 Effective Date. Section 1 of this act shall take effect June 30, 2023.

Sen. Bradley, Dist 3
May 12, 2023
2023-1804s
10/08

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following new sections:
- 2
- 3 1 Appropriation; Department of Health and Human Services; Juvenile Peer-to-Peer Grief
- 4 Support. There is hereby appropriated the sum of \$1,500,000 for the fiscal year ending June 30,
- 5 2023, to the department of health and human services for the purpose of funding juvenile peer-to-
- 6 peer grief support programming. This shall be nonlapsing. The governor is authorized to draw a
- 7 warrant for said sum out of any money in the treasury not otherwise appropriated.
- 8 2 Effective Date. Section 1 of this act shall take effect June 30, 2023.

Sen. Bradley, Dist 3
May 12, 2023
2023-1809s
05/07

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing section 438 with the following:
2
3 438 Department of Health and Human Services; System of Care; Appropriation. There is
4 hereby appropriated to the department of health and human services the sum of \$16,500,000 for the
5 biennium ending June 30, 2025, to support residential treatment provider rates as a component of
6 the system of care. The department may accept and expend matching federal funds without prior
7 approval of the fiscal committee. The governor is authorized to draw a warrant for said sum out of
8 any money in the treasury not otherwise appropriated.

2023-1809s

AMENDED ANALYSIS

Keep:

134. Makes appropriations to the department of health and human services to support family resource infrastructure and to support residential treatment provider rates as a component of the system of care.

Sen. Rosenwald, Dist 13
April 28, 2023
2023-1559s
07/05

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing section 438 with the following:
2
3 438 Department of Health and Human Services; System of Care; Appropriation. There is
4 hereby appropriated to the department of health and human services the sum of \$16,500,000 for the
5 biennium ending June 30, 2025, to support residential treatment provider rates as a component of
6 the system of care. The department may accept and expend matching federal funds without prior
7 approval of the fiscal committee. The governor is authorized to draw a warrant for said sum out of
8 any money in the treasury not otherwise appropriated.

2023-1559s

AMENDED ANALYSIS

Keep:

134. Makes appropriations to the department of health and human services to support family resource infrastructure and to support residential treatment provider rates as a component of the system of care.

SENATE FINANCE - 2023 BUDGET RECAP SHEET

DHHS - Office of the Commissioner

	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Agency request to reduce funds for care coordination, due to a contract award that came in below projections.	Nathan White, CFO	G	\$0	(\$861,000)	(\$84,468)	(\$945,468)
		F	\$0	(\$369,000)	(\$77,039)	(\$446,039)
2. Agency request to add funds for relocation of a district office to the NH Employment Security Center in Claremont.	Nathan White, CFO	G	\$0	\$63,962	\$63,962	\$127,924
		F	\$0	\$35,978	\$35,978	\$71,956
<u>Bills:</u>						
3. HB 1 - Amendment #2023-1801s is an agency request to delay the reporting date for the back-of-budget reduction contained in HB 1.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
4. HB 2 - Amendment #2023-1797s is an agency request to allow the use of existing appropriations to fund costs associated with the review of positions to determine their appropriate letter grade in the unclassified system.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
5. HB 2 - Amendment #2023-1813s is an agency request to delay by one year the prohibition on collection of certain personal information. The department states this change is necessary to align with position funding.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
6. HB 2 - Amendment #2023-1805s is an additional agency request to revise the date of certain components of its data privacy efforts, in order to align with position funding.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
7. HB 2 - Amendment #2023-1796s is an agency request to allow acceptance and expenditure of federal matching funds for I.T. consultants.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
8. HB 2 - Amendment #2023-1740s is relative to the prescription drug affordability board.	Sen. Rosenwald	N/A	\$0	\$0	\$0	\$0

Sen. Bradley, Dist 3
May 12, 2023
2023-1801s
05/08

Amendment to HB 1-A

- 1 Amend the bill by replacing section 7 with the following:
- 2
- 3 7 Department of Health and Human Services; Staffing; Budget Reduction. In addition to any
- 4 other required reductions, the department of health and human services is hereby directed to reduce
- 5 general fund appropriations by \$23,400,000 for the biennium ending June 30, 2025. At no time
- 6 during the biennium shall the department exceed 3,000 filled, full-time, authorized positions. The
- 7 department shall provide to the department of administrative services the accounting units and
- 8 class lines to be reduced, and shall report on said reductions to the fiscal committee of the general
- 9 court by May 30, 2024, for reductions made in the fiscal year ending June 30, 2024, and by May 30,
- 10 2025, for reductions made in the fiscal year ending June 30, 2025.

Sen. Bradley, Dist 3
May 12, 2023
2023-1797s
07/08

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following:
2
3 1 Public Officers and Employees; Compensation of Certain State Officers; Health and Human
4 Services Review; Certain Unclassified Employees. Amend RSA 94:1-f, II to read as follows:
5 II. The commissioner of the department of administrative services shall submit the
6 information to an outside consultant retained for the purpose of assessing the appropriate letter
7 grade of unclassified state officers for those positions where the position title does not accurately
8 reflect the job responsibilities. The consultant shall assess the recommended allocation, recommend
9 an alternate allocation, if necessary, and include the reasoning for such allocation in its report. The
10 commissioner shall submit the consultant's report to the joint committee established in RSA 14:14-c,
11 for its review and temporary letter grade allocation. The department of health and human services
12 shall make a contribution from [~~salary line appropriations~~] *an existing appropriation* to the
13 salary adjustment fund pursuant to RSA 99:4 to reimburse for the cost associated with the review of
14 each position.

Amendment to HB 2-FN-A-LOCAL

- 1 Amend RSA 126-A:102 as inserted by section 414 of the bill by replacing it with the following:
2
- 3 126-A:102 Risk Management.
- 4 I. The department shall conduct a written risk assessment and mitigation remediation plan
5 in the form of a privacy impact assessment (PIA).
6 II. The assessment and plan shall:
- 7 (a) Assess risks to an individual's right to privacy within the department's information
8 technology systems where the individual does not possess immediate control over their information.
9 (b) Recommend alternatives to both mitigate the risks and achieve the stated objectives
10 of the department's systems.
- 11 (c) Identify those individuals and offices within the department who shall be directly
12 accountable for the assessment and plan, the system at the time the assessment and plan are
13 compiled, and any approved alternatives and mitigations as a result of the assessment and plan.
- 14 III. Unless otherwise required by law or applicable regulation, no personal information shall
15 be collected prior to the completion of the assessment and plan and any subsequent measures as a
16 result of the assessment and plan, as determined by the governance board for any systems
17 implemented subsequent to March 31, 2025.
- 18 IV. The assessment and plan shall be approved and may be acted upon by the commissioner.
19 All assessments and plans conducted before the date of the next data privacy and information
20 technology security governance board meeting shall be submitted to the board for review.

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing section 415 with the following:

2

3 415 Data Privacy and Information Technology Security Governance Board; Specialized
4 Employees Authorized; Appropriation.

5 I. The department is hereby authorized to establish 2 full-time, permanent employees to
6 support and conduct the required data privacy and information technology security assessments, as
7 well as manage the implementation of mitigation efforts and other necessary updates.

8 II. The qualifications of the 2 employees shall include privacy certifications, information
9 systems expertise, and project management and communications experience. Certifications may be
10 deferred for up to 2 years post-hiring.

11 III. The 2 employees shall be classified, full time employees who shall work on assisting in
12 implementing the objectives of the data privacy and information technology security governance
13 board, conducting the privacy assessment and mitigation plan, and other, related data privacy and
14 information technology security activities in the department of health and human services. The
15 classification shall be information technology manager IV, labor grade 32, step 7.

16 IV. The sum of \$300,000 for the biennium ending June 30, 2025 is hereby appropriated to
17 the department of health and human services for the purpose of funding 2 information technology
18 manager IV positions as required in paragraph III of this section. The governor is authorized to
19 draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

20 V. The department is authorized to use contract support available from funds prior to July
21 1, 2025.

Sen. Bradley, Dist 3
May 12, 2023
2023-1796s
06/08

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing section 219 with the following:
- 2
- 3 219 Appropriation; Department of Health and Human Services; IT Consultants; Analysis. The
- 4 sum of \$1,500,000 for the fiscal year ending June 30, 2023, which shall be nonlapsing until June 30,
- 5 2025, is hereby appropriated to the department of health and human services for the purpose of
- 6 hiring IT consultants to manage projects and perform analysis to support IT building automated
- 7 solutions to streamline business processes. The department of health and human services may
- 8 accept and expend any matching federal funds for the purposes of this section without prior approval
- 9 of the fiscal committee of the general court. The governor is authorized to draw a warrant for said
- 10 sum out of any money in the treasury not otherwise appropriated.

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing sections 389-396 with the following:
2
3 389 Prescription Drug Affordability Board; Funding; Fees Suspended.
4 I. RSA 126-BB:8, I-II-a, relative to the assessment of fees by the prescription drug
5 affordability board, shall be suspended for the biennium ending June 30, 2025.
6 II. For the biennium ending June 30, 2025, the expenses and cost of operation of the board
7 shall be funded by general funds or by voluntary contributions deposited in the New Hampshire
8 prescription drug affordability board administration fund, established in RSA 126-BB:8, III.
9 390 Prescription Drug Affordability Board; Employee Authorization; Effective July 1, 2023.
10 RSA 126-BB:2, VI is repealed and reenacted to read as follows:
11 VI. The board shall be administratively attached to the department of health and human
12 services. For a limited time, the board may employ an executive director, who shall be an
13 unclassified employee. The executive director shall be appointed by and serve at the pleasure of the
14 board. Said position shall be effective for no more than 2 years following the date of hire of the
15 individual first selected to fill the position. The board also may employ one or more employees,
16 dependent on the availability of funds.
17 391 Prescription Drug Affordability Board; Employee Authorization; Effective July 1, 2025.
18 RSA 126-BB:2, VI is repealed and reenacted to read as follows:
19 VI. The board shall be administratively attached to the department of health and human
20 services. The board may employ staff, including, but not limited to, an executive director who shall
21 be an unclassified employee. The executive director shall be appointed by and serve at the pleasure
22 of the board.
23 392 New Sections; Prescription Drug Affordability Board; Competitive Bid and Financial
24 Reporting Required. Amend RSA 126-BB by inserting after section 10 the following new sections:
25 126-BB:11 Competitive Bid Required. The contracts entered into by the board, including those
26 for consulting services or personal contract services, shall be subject to the competitive bid process.
27 Such contracts shall also be approved by the governor and the executive council.
28 393 Drug Price Notifications and Disclosures. Amend RSA 126-BB:9, VIII to read as follows:
29 VIII. Beginning November 1, 2021 and annually thereafter, the board shall produce and post
30 on its publicly accessible website an annual report, including information developed from the
31 notifications and disclosures received pursuant to this section on trends in the cost of prescription
32 drugs, analysis of manufacturer prices and price increases, the major components of prescription

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

1 drug pricing along the supply chain and the impacts on insurance premiums and cost sharing, and
2 any other information the board determines is relevant to providing greater consumer awareness of
3 the factors contributing to the cost of prescription drugs in the state. *The report shall include a*
4 *financial section regarding the source of board funds, board expenditures, and projects*
5 *supported with board funds.* The report may not disclose information attributable to any
6 particular manufacturer, wholesale drug distributor, or pharmacy benefits manager subject to this
7 section and may not make public any information that is confidential. The board shall submit the
8 report required by this section to the standing committees of the general court with jurisdiction over
9 health data reporting and prescription drug matters and the governor.

10 394 New Section; Insurance Department; Redundancy Elimination Report. Amend RSA 400-A
11 by inserting after section 67 the following new section:

12 400-A:68 Redundancy Elimination Report. The department of insurance, in collaboration with
13 the prescription drug affordability board established in RSA 126-BB, shall issue a report on the
14 elimination of redundancies related to the collection, analysis, and reporting on prescription drug
15 prices between the two organizations, including proposed legislation on such elimination, with the
16 overarching goal of promoting efficiency and economy. This report shall be submitted to the health
17 and human services oversight committee established in RSA 126-A:13, the speaker of the house of
18 representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the
19 state library on or before October 1, 2024.

20 395 Prospective Repeal. RSA 400-A:68, relative to the redundancy elimination report, is
21 repealed.

22 396 Effective Date.

23 I. Section 395 of this act shall take effect October 1, 2024.

24 II. Section 391 of this act shall take effect July 1, 2025.