

**SENATE FINANCE COMMITTEE
BUDGET WORK SESSION**

05/23/23

SENATE FINANCE - 2023 BUDGET RECAP SHEET						
Other Miscellaneous Items						
Department of Safety	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Provide funding for five (5) part-time plain-clothed unarmed security monitors for the Division of Motor Vehicles. <i>(\$100,000 for customer counter protective glass approved by Senate Finance Committee on 05/15/23)</i>	Department of Safety	HWY	-	\$189,500	\$180,000	\$369,500
Department of Transportation	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. Add funding for winter maintenance (annual amounts): \$6,540,000 for road salt \$2,610,000 for hired plows \$471,250 for utilities	Department of Transportation	HWY	-	\$9,621,250	\$9,621,250	\$19,242,500
2. Add funding for fuel costs.		HWY		\$1,711,489	\$1,711,489	\$3,422,978
		OTH	-	\$1,417,947	\$1,417,947	\$2,835,894
		TOT		\$3,129,436	\$3,129,436	\$6,258,872
Department of Natural and Cultural Resources	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 1 - Add back funding for NH Public Television - removed by the House.	Sarah Stewart, Commissioner	N/A	-	\$500,000	\$500,000	\$1,000,000
Office of Professional Licensure and Certification (OPLC)	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment # 2023-1777s, Page 6 - Deletes section 291 in HB 2, relative to removing the board of manufactured housing repeals.	Senator Innis	N/A				
Housing Amendment	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment #2023-1774s, Page 7 - Changes the Affordable Housing appropriation to \$20m in FY 2023.	Senator Bradley	G	(\$10,000,000)	-	-	(\$10,000,000)

SENATE FINANCE - 2023 BUDGET RECAP SHEET						
Other Miscellaneous Items						
Department of Business and Economic Affairs	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment # 2023-1779s, Page 8 - Adds SB 145 relative to establishing a NH Housing Champion Designation Program and Adds SB 145 relative to establishing a NH Housing Champion Designation Program and reduced the housing infrastructure municipal grant program appropriation from \$25m to \$15m and changes all appropriations to FY 23.	Senator Rosenwald	G	\$19,000,000	-	-	\$19,000,000
2. HB 2 - Amendment # 2023-1549s, Page 13 - Appropriates \$3m in FY 2023 to BEA for the New Hampshire Pulp and Paper Manufacturing Industry Stabilization Grant Program.	Senator Gendreau	N/A	\$3,000,000	-	-	\$3,000,000
New Hampshire Retirement System	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment #2023-1981s, Page 14 - Replaces section 334 with the State to pay 5% of the municipal employer contributions only for FY 2024 and FY 2025 and appropriates \$36.2m for FY 2023 to NHRS to cover the cost for the biennium. and adds a clause on reporting revenue on the municipal level.	Senator Rosenwald	G	\$36,200,000	-	-	\$36,200,000
2. HB 2 - Amendment #2023-1485s, Page 15 - Replaces section 334 with the State to pay 5% of the municipal employer contributions starting in FY 2025.		G	-	-	\$18,100,000	\$18,100,000
3. HB 2 - Amendment #2023-1656s, Page 16 - Replaces section 334 with the State to pay 5% of the municipal employer contributions starting in FY 2024 and appropriates \$36.2m for FY 2023 to NHRS to cover the costs for the biennium		G	\$36,200,000	-	-	\$36,200,000

SENATE FINANCE - 2023 BUDGET RECAP SHEET						
Other Miscellaneous Items						
New Hampshire Retirement System (continued)	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
4. HB 2 - Amendment #2023-1917s, Page 17 - Adds SB 57, relative to the reduction in the calculation of state retirement annuities at age 65. (Will be funded in employer rates in FY 2026 & FY 2027)	Senator Bradley	G	-	-	-	-
5. HB 2 - Amendment #2023-1400s, Page 19 - Adds SB 57, relative to the reduction in the calculation of state retirement annuities at age 65. (Will be funded in employer rates in FY 2026 & FY 2027)	Senator D'Allesandro	G	-	-	-	-
Human Rights Commission	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB1 - Additional "fit-up" funds for new office space	Ahni Malachi,	G	\$0	\$300,000	\$0	\$300,000
2. HB1 - Additional rent appropriation for anticipated relocation to new office space.	Executive Director	G	\$0	\$4,000	\$4,000	\$8,000
Department of Justice	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment #2023-1663s, Page 21 - Youth Development Center Claims Administration and Settlement Fund.	Senator Rosenwald /D'Allesandro	N/A				
2. HB 2 - Amendment #2023-1786s, Page 24 - Youth Development Center Claims Administration and Settlement Fund.	Senator Bradley	N/A				
Department of Corrections	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB2 Request - Restoration of the additional appropriation to the State Prison Fund for the purpose of design and construction of a new state prison.	Commissioner Hanks/ Director Hanson	G	\$0	\$40,000,000	\$0	\$40,000,000
Department of Environmental Services	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment # 2023-XXXXs - Language to be provided by the Department concerning the hearings officer and the advisory boards.	Senator Bradley/ Commissioner Scott	N/A	\$0	\$0	\$0	\$0

SENATE FINANCE - 2023 BUDGET RECAP SHEET						
Other Miscellaneous Items						
Judicial Branch	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB2 - Amendment #2023-1968s, Page 26 - Increases the per judicial district cost limitations for the drug courts. No additional cost.	Senator Gray / Chief Justice Nadeau	N/A	\$0	\$0	\$0	\$0
DHHS - Division of Economic Stability	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. DHHS requests the committee adopt alternative language to section II of 1878s, adopted 5/22. Page 27.	Nathan White, CFO	N/A	\$0	\$0	\$0	\$0
DHHS - Division of Medicaid Services	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment 2023-1959s, Page 28- Incorporates two components of SB 175: funding for family resource centers, and policies relating to nursing mothers. The amounts shown here are the increases above the House-passed level for family resource centers.	Senator Rosenwald	G	\$0	\$1,000,000	\$1,000,000	\$2,000,000
DHHS - Division of Long-Term Supports and Services	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. 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 page 31 for footnote language and HB 1 changes. (See related HB 2 amendment 2023-1538s below.)	Senator Rosenwald	O	\$0	\$2,636,993	\$5,326,726	\$7,963,719
		F	\$0	\$2,636,993	\$5,326,726	\$7,963,719
2. HB 2 - Amendment 2023-1538s, Page 32 - Increases the cap on county long-term care payments by 2% per year. (Fiscal impact shown in HB 1 above.)	Senator Rosenwald	N/A	\$0	\$0	\$0	\$0
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 page 33 for footnote language and HB 1 changes. (See related HB 2 amendment 2023-1537s below.)	Senator Rosenwald	O	\$0	\$1,318,497	\$2,650,178	\$3,968,675
		F	\$0	\$1,318,497	\$2,650,178	\$3,968,675
4. HB 2 - Amendment 2023-1537s, Page 34 - Increases the cap on county long-term care payments by 1% per year. (Fiscal impact shown in HB 1 above.)	Senator Rosenwald	N/A	\$0	\$0	\$0	\$0

SENATE FINANCE - 2023 BUDGET RECAP SHEET						
Other Miscellaneous Items						
DHHS - Division of Behavioral Health	Contact	SOF	FY 2023	FY 2024	FY 2025	Total
1. HB 2 - Amendment 2023-1884s, Page 35 - Establishes an early childhood mental health consultation pilot program and funds out of FY23.	Senator Bradley	G	\$1,000,000	\$0	\$0	\$1,000,000
2. HB 2 - Amendment 2023-1848s, Page 37 - Establishes an early childhood mental health consultation pilot program and funds in FY24/25.	Senator Rosenwald	G	\$0	\$500,000	\$500,000	\$1,000,000

Sen. Innis, Dist 7
May 11, 2023
2023-1777s
02/08

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by deleting section 291, relative to board of manufactured housing repeals.

TEMPORARY ORDER

Sen. Bradley, Dist 3
May 11, 2023
2023-1774s
03/05

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by replacing sections 43 and 44 with the following:
2
3 43 Appropriation; Affordable Housing Fund. The sum of \$20,000,000 for the fiscal year ending
4 June 30, 2023, is hereby appropriated to the housing finance authority for deposit in the affordable
5 housing fund established in RSA 204-C:57, for the purpose of providing financing or state matching
6 funds for affordable housing. The appropriation shall be in addition to any other funds appropriated
7 to the housing finance authority and shall be nonlapsing. The governor is authorized to draw a
8 warrant for said sum out of any money in the treasury not otherwise appropriated.
9 44 Effective Date. Section 43 of this act shall take effect June 30, 2023.

2023-1774s

AMENDED ANALYSIS

Keep:

19. Makes an appropriation for the affordable housing fund.

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following sections after section 42:

2

3 1 New Subdivision; New Hampshire Housing Champion Designation and Grant Program.
4 Amend RSA 12-O by inserting section 68 the following new subdivision:

5 New Hampshire Housing Champion Designation and Grant Program
6 12-O:69 New Hampshire Housing Champion Designation.

7 I. The department shall develop a New Hampshire housing champion designation program
8 for all qualifying municipalities. The New Hampshire housing champion designation program shall
9 be voluntary. Each municipality shall have the option, in its sole discretion, to apply to the
10 department to receive the New Hampshire housing champion designation. In exchange for New
11 Hampshire housing champion designation, a municipality shall receive preferential access to state
12 resources including, but not limited to, discretionary state infrastructure funds, as available.

13 II. The department shall adopt rules to establish qualifications and procedures for a
14 municipality to receive the New Hampshire housing champion designation. The designation
15 procedure shall be based on a scoring system.

16 III. Qualifications to receive the New Hampshire housing champion designation shall
17 include:

18 (a) Adoption of such land use regulations and ordinances which the department
19 determines to be necessary to promote the development of workforce housing, as that term is defined
20 in RSA 674:58, and other types of housing necessary for the economic development of the state. In
21 this subdivision, "land use regulations and ordinances" may include, but are not limited to, zoning
22 ordinances adopted pursuant to RSA 674:16, innovative land use controls adopted pursuant to RSA
23 674:21, subdivision regulations adopted pursuant to RSA 674:35, and site plan regulations adopted
24 pursuant to RSA 674:43.

25 (b) Training of planning board and zoning board of adjustment members using training
26 materials and programs, including online materials and programs, provided by the department
27 pursuant to RSA 673:3-a; or training materials and programs, including online materials and
28 programs, provided by the New Hampshire Municipal Association, that cover the processes,
29 procedures, regulations, and statutes related to the board on which the member serves; or any other
30 training materials and programs, including online materials and programs, approved by the
31 department, that cover the processes, procedures, regulations, and statutes related to the board on
32 which the member serves.

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

1 (c) Implementation of sewer and water infrastructure improvements intended to support
2 the development of workforce housing, as that term is defined in RSA 674:58, and other types of
3 housing necessary for the economic development of the state.

4 (d) Implementation of public transportation, sidewalks, or other walkability
5 infrastructure intended to support the development of workforce housing, as that term is defined in
6 RSA 674:58, and other types of housing necessary for the economic development of the state.

7 IV. Qualifications to receive the New Hampshire housing champion designation may also
8 include, but are not limited to adoption of financial tools that incentivize the development of
9 workforce housing, including adoption of the community revitalization tax relief incentive program
10 under RSA 79-E and establishment of municipal economic development and revitalization districts
11 under RSA 162-K.

12 V. Municipalities that receive a New Hampshire housing champion designation shall
13 annually report in a form required by the department. The annual report shall include such
14 measures as the department may determine, including, but not limited to land use board
15 applications and approvals and building permits.

16 VI. A New Hampshire housing champion designation shall be valid for 3 years from the date
17 such designation is awarded. A municipality may seek renewal of its New Hampshire housing
18 champion designation for subsequent 3-year periods. The department shall include in the criteria
19 for renewal performance metrics including, but not limited to, the qualifications listed in paragraphs
20 III and IV.

21 VII. Each year the department shall develop a report which describes all actions taken
22 related to the operation of the New Hampshire housing champion designation program in the
23 preceding state fiscal year and assesses the overall impact of the New Hampshire housing champion
24 designation program, including an assessment of the additional housing units produced in the state
25 as a result of the program's operation and incentives. The report required by this paragraph shall be
26 submitted to the governor, the speaker of the house of representatives, and the president of the
27 senate on or before November 1 of each year, beginning in 2024, and upon such submission, the
28 report shall be posted online on the website of the department.

29 12-O:70 Housing Planning and Regulation Municipal Grant Program. The department shall
30 establish a grant program for municipalities to assist them in promoting increased housing
31 production. Subject to availability of funding, the department shall make grants to any municipality
32 for the purpose of consultation or implementation of revising their master plans and land use
33 regulations for the purpose of promoting the production of workforce housing, as that term is defined
34 in RSA 674:58, and other types of housing necessary for the economic development of the state, and
35 to assist them to become eligible for New Hampshire housing champion designation pursuant to RSA
36 12-O:69. The department shall adopt rules establishing grant eligibility criteria, grant maximums,
37 and grant program administration.

Amendment to HB 2-FN-A-LOCAL

- Page 3 -

1 12-O:71 Housing Champion Benefits. A municipality which has received designation as a
2 housing champion shall be eligible, subject to the rulemaking in RSA 12-O:73, for the following
3 benefits:

4 I. Housing production municipal grant program. The department shall establish a grant
5 program for municipalities that have made a commitment to facilitating increased housing
6 production. Municipalities that are designated by the department as New Hampshire housing
7 champion communities will be eligible to apply for the grants. Subject to availability of funding, the
8 department shall make grants to any municipality with such a designation on a per-unit basis for
9 workforce housing units for which certificates of occupancy have been issued by the municipality in
10 the preceding state fiscal year. The department shall adopt rules establishing eligibility criteria,
11 per-unit grant maximums, maximum grants per project, a maximum amount that may be granted to
12 any municipality in a year, and grant program administration.

13 II. Housing infrastructure municipal grant and loan program. The department shall
14 establish a grant program for municipalities that are seeking to build infrastructure that will
15 accommodate increased housing production. Municipalities that are designated by the department
16 as New Hampshire housing champion communities will be eligible to apply for the grants. Subject
17 to availability of funding, the department shall make grants to any municipality, or support the
18 creation of low-interest loan programs for any municipality, with such a designation to provide at
19 least matching funding, as a grant, or all funding, as a loan, for new construction or capacity
20 increases for drinking water, sanitary sewer, stormwater, highway infrastructure,
21 telecommunications, and electrical distribution infrastructure. The department shall adopt rules
22 establishing eligibility criteria, grant maximums, a maximum amount that may be granted to any
23 municipality in a year, and grant program administration.

24 12-O:72 New Hampshire Housing Champion Designation and Grant Program Fund. There is
25 hereby established in the state treasury the New Hampshire housing champion designation and
26 grant program fund, for the purpose of funding the grant programs established in RSA 12-O:70 and,
27 RSA 12-O:71. The fund shall be non-lapsing and shall be continually appropriated to the
28 department.

29 12-O:73 Administrative Rules. The department shall adopt rules pursuant to RSA 541-A to
30 implement the provisions of this subdivision no later than July 1, 2024. During the rulemaking
31 process, the department shall consult with relevant state agencies and entities that administer the
32 programs and funds identified under RSA 12-O:71, II to ensure the rules for the New Hampshire
33 housing champion designation program are not in conflict with the rules of these state agencies and
34 entities.

35 12-O:74 Program Advisory Committee. The department shall establish a New Hampshire
36 Housing Champion program advisory committee to review and make recommendations on initial
37 rules proposed pursuant to RSA 12-O:73. Members of the program advisory committee shall serve

Amendment to HB 2-FN-A-LOCAL

- Page 4 -

1 without compensation, except that legislative members of the board shall receive mileage at the
2 legislative rate when attending to the duties of the board. The program advisory committee shall
3 consist of:

4 (a) One member of the senate, appointed by the senate president.
5 (b) One member of the house of representatives, appointed by the speaker of the house of
6 representatives.
7 (c) The commissioner of the department of business and economic affairs, or designee.
8 (d) The executive director of the New Hampshire housing finance authority, or designee.
9 (e) The executive director of the community development finance authority, or designee.
10 (f) Two members appointed by the New Hampshire Municipal Association, one
11 representing a city and one representing a town.
12 (g) One member appointed by the New Hampshire Association of Regional Planning
13 Commissions.
14 (h) One member appointed by the New Hampshire Planners Association.

15 2 Repeal. RSA 21-O:74, relative to program advisory committee, is repealed.
16 3 Positions Established. The following positions are established within the department of
17 business and economic affairs for the purpose of administering the New Hampshire housing
18 champion designation and grant program established pursuant to RSA 12-O:69 through 73:

19 Administrator II.
20 Program Specialist IV.
21 Principal Planner.
22 4 Appropriations.

23 I. The sum of \$ 1,000,000 for the biennium ending June 30, 2023, which shall not lapse until
24 June 30, 2025, is hereby appropriated to the commissioner of the department of business and
25 economic affairs for the housing planning and regulation municipal grant program established in
26 RSA 12-O:70. The appropriation shall be in addition to any other funds appropriated to the
27 department of business and economic affairs. The governor is authorized to draw a warrant for said
28 sum out of any money in the treasury not otherwise appropriated.

29 II. The sum of \$3,000,000 for the biennium ending June 30, 2023, which shall not lapse until
30 June 30, 2025, is hereby appropriated to the commissioner of the department of business and
31 economic affairs for the housing production municipal grant program established in RSA 12-O:71.
32 The appropriation shall be in addition to any other funds appropriated to the department of business
33 and economic affairs. The governor is authorized to draw a warrant for said sum out of any money
34 in the treasury not otherwise appropriated.

35 III. The sum of \$ 15,000,000 for the biennium ending June 30, 2023, which shall not lapse
36 until June 30, 2025, is hereby appropriated to the commissioner of the department of business and
37 economic affairs for the housing infrastructure municipal grant program established in RSA 12-O:71.

Amendment to HB 2-FN-A-LOCAL

- Page 5 -

1 The appropriation shall be in addition to any other funds appropriated to the department of business
2 and economic affairs. The governor is authorized to draw a warrant for said sum out of any money
3 in the treasury not otherwise appropriated.

4 5 Application of Receipts; Dedicated Funds. Amend RSA 6:12, I(b) by inserting after
5 subparagraph (387) the following new subparagraph:

6 (388) Moneys deposited in the New Hampshire housing champion designation and
7 grant program fund established in RSA 12-O:72.

8 6 Effective Date.

9 I. Section 2 of this act shall take effect July 1, 2033.

10 II. Section 4 of this act shall take effect June 30, 2023.

Sen. Gendreau, Dist 1
April 27, 2023
2023-1549s
08/10

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following:
2
- 3 1 New Hampshire Pulp and Paper Manufacturing Industry Stabilization Grant Program;
4 Appropriation.
- 5 I. The sum of \$3,000,000 for the fiscal year ending June 30, 2023 is hereby appropriated to
6 the department of business and economic affairs for the New Hampshire pulp and paper
7 manufacturing industry stabilization grant program. This appropriation is in addition to any other
8 funds appropriated to the department of business and economic affairs. This appropriation shall
9 lapse on June 30, 2025.
- 10 II. In this section, "New Hampshire pulp and paper manufacturer" means a New
11 Hampshire-based entity engaged in the processing or manufacturing of pulp, paper and paperboard
12 products and producing paper products.
- 13 III. With the approval of the joint legislative fiscal committee, the department of business
14 and economic affairs shall administer this grant program based on the following criteria:
- 15 (a) Applicants shall demonstrate and quantify the impact of COVID-19, infrastructure
16 failures, industry decline, workforce development, and other factors impacting the forest products
17 manufacturing industry in New Hampshire.
- 18 (b) Applicants shall demonstrate that jobs will be preserved or created as a result of
19 receiving grant funding under this act.

Amendment to HB 2-FN-A-LOCAL

1 Replace section 334 with the following sections:

2

3 334 Retirement System Costs; State Funding; Appropriation. For the state fiscal years ending
4 June 30, 2024 and June 30, 2025, the state shall pay to each political subdivision an amount equal to
5 5 percent of both the normal and accrued liability contributions of each political subdivision for
6 benefits under the retirement system on account of its group II members and group I teacher
7 members. The board of trustees of the retirement system shall certify the amount required for each
8 such state payment and total amount of the state grants to the treasurer. Amounts will be based on
9 actual payroll data from the fiscal year ending June 30, 2023 for the distribution to be made in the
10 state fiscal year ending June 30, 2024 and actual payroll data from the fiscal year ending June 30,
11 2024 for the distribution to be made in the state fiscal year ending June 30, 2025. The funds
12 appropriated for this section shall not be used to supplant budgeted funds, shall not be considered
13 unanticipated money pursuant to RSA 31:95-b, and shall be reported as revenue on the DRA MS 434
14 for the purpose of providing property tax relief.

15 334-a Appropriation; Retirement System. There is hereby appropriated to the retirement
16 system the sum of \$36,200,000 for the fiscal year ending June 30, 2023 which shall be nonlapsing
17 until June 30, 2025 for the purpose of the state share of the employer contribution rates. The
18 governor is authorized to draw a warrant for said sum out of money in the treasury not otherwise
19 appropriated.

20 334-b Effective Date. Section 334-a shall take effect June 30, 2023.

2023-1981s

AMENDED ANALYSIS

Replace 96 with the following:

96. Provides for a one-time state contribution of 5 percent of political subdivision employer costs
of the retirement liabilities of certain teachers, firefighters, and police officers within the state
retirement system.

Sen. Rosenwald, Dist 13
April 25, 2023
2023-1485s
07/10

Amendment to HB 2-FN-A-LOCAL

1 Replace section 334 with the following:

2

3 334 Retirement System; Employer Contributions; State Share of Contributions. Amend RSA
4 100-A:16, II(b) and (c) to read as follows:

5 (b) The contributions of each employer for benefits under the retirement system on
6 account of group II members shall consist of a percentage of the earnable compensation of its
7 members to be known as the "normal contribution," and an additional amount to be known as the
8 "accrued liability contribution;" provided that beginning with state fiscal year [2013] 2025 and for
9 each state fiscal year thereafter, any employer ~~shall pay the full amount of such total contributions~~
10 **other than the state, shall pay 95 percent of such total contributions, and 5 percent thereof**
11 **shall be paid by the state; and provided further that, in the case of group II members**
12 **employed by the state, the state shall pay both normal and accrued liability contributions.**
13 The rate percent of such normal contribution, including contributions on behalf of group II members
14 whose group II creditable service is in excess of 40 years, in each instance shall be fixed on the basis
15 of the liabilities of the system with respect to the particular members of the various member
16 classifications as shown by actuarial valuations, except as provided in subparagraph (i).

17 (c) The contributions of each employer for benefits under the retirement system on
18 account of group I members shall consist of a percentage of the earnable compensation of its
19 members to be known as the "normal contribution," and an additional amount to be known as the
20 "accrued liability contribution;" provided that beginning with state fiscal year [2013] 2025 and for
21 each state fiscal year thereafter, **in the case of teachers, any employer other than the state,**
22 **shall pay 95 percent of such total contributions, and 5 percent thereof shall be paid by the**
23 **state; and provided further that, in the case of teacher members employed by the state, the**
24 **state** shall pay both normal and accrued liability contributions. The rate percent of such normal
25 contribution in each instance shall be fixed on the basis of the liabilities of the system with respect to
26 the particular members of the various member classifications as shown by actuarial valuation,
27 except as provided in subparagraph (i).

Amendment to HB 2-FN-A-LOCAL

1 Replace section 334 with the following sections:

2

3 334 Retirement System; Employer Contributions; State Share of Contributions. Amend RSA
4 100-A:16, II(b) and (c) to read as follows:

5 (b) The contributions of each employer for benefits under the retirement system on
6 account of group II members shall consist of a percentage of the earnable compensation of its
7 members to be known as the "normal contribution," and an additional amount to be known as the
8 "accrued liability contribution;" provided that beginning with state fiscal year [2013] 2024 and for
9 each state fiscal year thereafter, any employer [shall pay the full amount of such total contributions]
10 ***other than the state, shall pay 95 percent of such total contributions, and 5 percent thereof***
11 ***shall be paid by the state; and provided further that, in the case of group II members***
12 ***employed by the state, the state shall pay both normal and accrued liability contributions.***
13 The rate percent of such normal contribution, including contributions on behalf of group II members
14 whose group II creditable service is in excess of 40 years, in each instance shall be fixed on the basis
15 of the liabilities of the system with respect to the particular members of the various member
16 classifications as shown by actuarial valuations, except as provided in subparagraph (i).

17 (c) The contributions of each employer for benefits under the retirement system on
18 account of group I members shall consist of a percentage of the earnable compensation of its
19 members to be known as the "normal contribution," and an additional amount to be known as the
20 "accrued liability contribution;" provided that beginning with state fiscal year [2013] 2024 and for
21 each state fiscal year thereafter, ***in the case of teachers, any employer other than the state,***
22 ***shall pay 95 percent of such total contributions, and 5 percent thereof shall be paid by the***
23 ***state; and provided further that, in the case of teacher members employed by the state, the***
24 ***state*** shall pay both normal and accrued liability contributions. The rate percent of such normal
25 contribution in each instance shall be fixed on the basis of the liabilities of the system with respect to
26 the particular members of the various member classifications as shown by actuarial valuation,
27 except as provided in subparagraph (i).

28 334-a Appropriation; Retirement System. There is hereby appropriated to the retirement
29 system the sum of \$36,200,000 for the fiscal year ending June 30, 2023 which shall be nonlapsing
30 until June 30, 2025 for the purpose of the state share of the employer contribution rates. The
31 governor is authorized to draw a warrant for said sum out of money in the treasury not otherwise
32 appropriated.

33 334-b Effective Date. Section 334-a shall take effect June 30, 2023.

Sen. Bradley, Dist 3
May 17, 2023
2023-1917s
06/10

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following new sections:

2

3 1 Retirement System; Service Retirement Benefits; Reduction Age. Amend RSA 100-A:5, I(b)
4 to read as follows:

5 (b) Upon service retirement, an employee member or teacher member of group I shall
6 receive a service retirement allowance which shall consist of a member annuity which shall be the
7 actuarial equivalent of the member's accumulated contributions at the time of retirement, and a
8 state annuity. Prior to the member's attainment of ~~[age-65]~~ **the member's full retirement age for**
9 **Social Security**, the state annuity, together with the member annuity, shall be equal to 1/60 of the
10 member's average final compensation multiplied by the number of years of creditable service. After
11 attainment of ~~[age-65]~~ **the member's full retirement age for Social Security**, the state annuity,
12 together with the member annuity, shall be equal to 1/66 of the member's average final
13 compensation multiplied by the number of years of creditable service. Provided, however, that a
14 group I member who commenced service on or after July 1, 2011 shall not receive a service
15 retirement allowance until attaining the age of 65; but may receive a reduced allowance after age 60
16 if the member has at least 30 years of creditable service where the allowance shall be reduced, for
17 each month by which the date on which benefits commence precedes the month after which the
18 member attains 65 years of age, by 1/4 of one percent.

19 2 Retirement System; Ordinary Disability Retirement Benefits; Reduction Age. Amend RSA
20 100-A:6, I(b)(1)(A) and (B) to read as follows:

21 (A) Prior to the member's attainment of ~~[age-65]~~ **the member's full retirement**
22 **age for Social Security**, the state annuity, together with the member annuity, shall be equal to
23 1/60 of the member's average final compensation at the time of ~~[his]~~ **their** ordinary disability
24 retirement multiplied by the number of years of creditable service at the time of ~~[his]~~ **their** ordinary
25 disability retirement;

26 (B) After attainment of ~~[age-65]~~ **the member's full retirement age for Social**
27 **Security**, the state annuity, together with the member annuity, shall be equal to 1/66 of the
28 member's average final compensation at the time of ~~[his]~~ **their** ordinary disability retirement
29 multiplied by the number of years of creditable service at the time of ~~[his]~~ **their** ordinary disability
30 retirement;

31 3 Retirement System; Accidental Disability Retirement Benefits; Reduction Age. Amend RSA
32 100-A:6, I(d)(1)(A) and (B) to read as follows:

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

- 1 (A) Prior to the member's attainment of [~~age-65~~] *the member's full retirement*
2 *age for Social Security*, the state annuity, together with the member annuity, shall be equal to
3 1/60 of the member's average final compensation at the time of [~~his~~] *their* accidental disability
4 retirement multiplied by the number of years of creditable service at the time of [~~his~~] *their*
5 accidental disability retirement;
- 6 (B) After attainment of [~~age-65~~] *the member's full retirement age for Social*
7 *Security*, the state annuity, together with the member annuity, shall be equal to 1/66 of the
8 member's average final compensation at the time of [~~his~~] *their* accidental disability retirement
9 multiplied by the number of years of creditable service at the time of [~~his~~] *their* accidental disability
10 retirement;

2023-1917s

AMENDED ANALYSIS

Insert:

1. Provides for the application of the reduction of a retiree's annuity at the member's full retirement age under the federal Social Security system.

Sen. D'Allesandro, Dist 20
April 17, 2023
2023-1400s
06/10

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following new sections:

2

3 1 Retirement System; Service Retirement Benefits; Reduction Age. Amend RSA 100-A:5, I(b)
4 to read as follows:

5 (b) Upon service retirement, an employee member or teacher member of group I shall
6 receive a service retirement allowance which shall consist of a member annuity which shall be the
7 actuarial equivalent of the member's accumulated contributions at the time of retirement, and a
8 state annuity. Prior to the member's attainment of [age-65] *the member's full retirement age for*
9 *Social Security*, the state annuity, together with the member annuity, shall be equal to 1/60 of the
10 member's average final compensation multiplied by the number of years of creditable service. After
11 attainment of [age-65] *the member's full retirement age for Social Security*, the state annuity,
12 together with the member annuity, shall be equal to 1/66 of the member's average final
13 compensation multiplied by the number of years of creditable service. Provided, however, that a
14 group I member who commenced service on or after July 1, 2011 shall not receive a service
15 retirement allowance until attaining the age of 65; but may receive a reduced allowance after age 60
16 if the member has at least 30 years of creditable service where the allowance shall be reduced, for
17 each month by which the date on which benefits commence precedes the month after which the
18 member attains 65 years of age, by 1/4 of one percent.

19 2 Retirement System; Ordinary Disability Retirement Benefits; Reduction Age. Amend RSA
20 100-A:6, I(b)(1)(A) and (B) to read as follows:

21 (A) Prior to the member's attainment of [age-65] *the member's full retirement*
22 *age for Social Security*, the state annuity, together with the member annuity, shall be equal to
23 1/60 of the member's average final compensation at the time of [his] *their* ordinary disability
24 retirement multiplied by the number of years of creditable service at the time of [his] *their* ordinary
25 disability retirement;

26 (B) After attainment of [age-65] *the member's full retirement age for Social*
27 *Security*, the state annuity, together with the member annuity, shall be equal to 1/66 of the
28 member's average final compensation at the time of [his] *their* ordinary disability retirement
29 multiplied by the number of years of creditable service at the time of [his] *their* ordinary disability
30 retirement;

31 3 Retirement System; Accidental Disability Retirement Benefits; Reduction Age. Amend RSA
32 100-A:6, I(d)(1)(A) and (B) to read as follows:

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

- 1 (A) Prior to the member's attainment of [~~age-65~~] *the member's full retirement*
2 *age for Social Security*, the state annuity, together with the member annuity, shall be equal to
3 1/60 of the member's average final compensation at the time of [~~his~~] *their* accidental disability
4 retirement multiplied by the number of years of creditable service at the time of [~~his~~] *their*
5 accidental disability retirement;
- 6 (B) After attainment of [~~age-65~~] *the member's full retirement age for Social*
7 *Security*, the state annuity, together with the member annuity, shall be equal to 1/66 of the
8 member's average final compensation at the time of [~~his~~] *their* accidental disability retirement
9 multiplied by the number of years of creditable service at the time of [~~his~~] *their* accidental disability
10 retirement;

2023-1400s

AMENDED ANALYSIS

Insert:

1. Provides for the application of the reduction of a retiree's annuity at the member's full retirement age under the federal Social Security system.

Sen. Rosenwald, Dist 13
Sen. D'Allesandro, Dist 20
May 4, 2023
2023-1663s
07/10

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following new sections:

2

3 1 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
4 M:11-a, I(g) to read as follows:

5 (g) "~~[Investigator]~~ **Fact facilitator**" means one or more individuals assigned by the
6 administrator to independently investigate a claim.

7 2 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
8 M:11-a, I(i) to read as follows:

9 (i) "Sexual abuse" means an incident of conduct which would constitute an offense under
10 RSA 632-A:2, RSA 632-A:3, or RSA 632-A:4, or a common law cause of action for assault or battery
11 that involves sexual contact or sexual penetration as defined by RSA 632-A:1. **Regardless of**
12 **whether physical contact or sexual contact has occurred, sexual abuse shall also include**
13 **acts defining an abused child under RSA 169-C:3, II, incidents of institutional child abuse**
14 **or neglect as defined under RSA 169-C:3, XVI, and acts constituting psychological abuse,**
15 **emotional abuse, child endangerment, trafficking in persons as contemplated by RSA**
16 **633:7, false imprisonment as contemplated by RSA 633:3, unlawful confinement, child**
17 **exploitation, and deprivation of educational rights.**

18 3 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
19 M:11-a, V to read as follows:

20 V. For all claims involving both sexual and physical abuse or sexual abuse only, no
21 individual claimant shall be paid more than \$1,500,000 in settlement of all claims in the aggregate.
22 For all claims involving physical abuse only, no individual claimant shall be paid more than
23 \$150,000 in settlement of all physical abuse claims in the aggregate. **The attorney general**
24 **designee and the administrator may authorize an individual claimant's settlement to be**
25 **more than \$1,500,000 when the nature and character of the acts of abuse, or the frequency**
26 **and duration of those acts, are so egregious that the deciding parties deem a higher**
27 **settlement necessary. In no instance shall any individual claimant be paid more than the**
28 **threshold amount at which a financial settlement would be subject to legislative approval**
29 **under RSA 14:35-b**

30 4 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
31 M:11-a, VIII (c)-(f) to read as follows:

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

1 (c) Once a claim is considered complete, the AG designee shall have 30 days to indicate
2 to the claimant and the administrator its position regarding the claim. The AG designee may agree
3 or disagree with the claim in whole or in part, and shall indicate whether he or she believes the
4 claim should be referred to ~~[an investigator]~~ **a fact facilitator**. The administrator may grant the
5 AG designee an extension of time to indicate its position for good cause shown.

6 (d) Following receipt of the AG designee's position, the administrator may refer a claim
7 to ~~[an investigator]~~ **a fact facilitator** if, in the administrator's independent judgment, an
8 investigation is needed. The administrator shall direct the investigator as to any particular aspects
9 of the claimant's claim for which the administrator seeks further information or verification, and in
10 such case, the investigation shall be limited to that scope. If the administrator elects not to refer a
11 claim to ~~[an investigator]~~ **a fact facilitator**, then the administrator shall so notify the AG designee
12 and the claimant, and advise the claimant in writing regarding his or her options: to accept the AG
13 designee's position, to request the administrator decide the claim, or to withdraw his or her claim
14 from further processing. Within 30 days of receiving the position of the AG designee, the claimant
15 shall indicate to the administrator and the AG designee whether he or she agrees with the AG
16 designee's position, whether he or she wishes for the administrator to decide the claim, or whether
17 he or she wishes to withdraw his or her claim from further processing. In the absence of an
18 indication from the claimant, the administrator may assume that the claimant is in agreement with
19 the position of the AG designee.

20 (e) The purpose of an investigation shall be to verify a claim, as submitted, if possible.
21 The investigation shall, to the greatest extent possible, be conducted in a trauma-informed,
22 respectful, and dignified manner. The investigation may include an interview of the claimant, which
23 may be conducted under oath and recorded. The ~~[investigator]~~ **fact facilitator** may also request to
24 review additional records related to the claim. The claimant shall be entitled to the assistance of an
25 advocate in connection with the investigation process who shall be allowed to accompany the
26 claimant during any interview. The claimant shall execute such documents or authorizations as
27 may be necessary to permit the ~~[investigator]~~ **fact facilitator** to access records. If the claimant is
28 represented by counsel, counsel shall also be allowed to attend any interview of the claimant. A
29 claim may be denied if a claimant refuses to cooperate with the investigation. Except in
30 extraordinary circumstances, investigations should be completed within 90 days of referral.

31 (f) The ~~[investigator]~~ **fact facilitator** shall present a report to the administrator of his
32 or her findings, which shall include a summary of any interviews conducted or records gathered, a
33 copy of any such supporting documentation, records and recordings. The administrator shall provide
34 a copy of the ~~[investigator's]~~ **fact facilitator's** report and supporting documentation to the claimant
35 and the AG designee once received.

36 5 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
37 M:11-a, IX(a) to read as follows:

Amendment to HB 2-FN-A-LOCAL

- Page 3 -

1 IX.(a) When a claimant requests that the administrator decide the claim, the administrator
2 shall schedule the claim for a resolution proceeding according to the procedures approved by the
3 joint fiscal committee. All resolution proceedings shall take place in the state of New Hampshire,
4 although parties and witnesses may attend by telephone or video conference in the discretion of the
5 administrator. To the greatest extent possible, claims shall be scheduled for resolution in the order
6 that they are received and determined to be complete, except that the administrator may also give
7 consideration to the time for which litigation may have been pending prior to the filing of a claim.
8 ~~[By requesting a resolution proceeding,]~~ **When a claimant accepts the administrator's decision**
9 **on the claim,** a claimant fully waives his or her right to seek other or additional monetary relief in
10 any forum from the state of New Hampshire or any of its agents or employees, or from any of its
11 political subdivisions or their agents or employees arising out of or relating to any incidents which
12 are or could have been the subject of a claim, except that the claimant does not waive his or her right
13 to seek or continue to seek relief in any forum from an individual whose direct, personal actions
14 constitute sexual abuse or physical abuse, even if said individual was a state employee at the time of
15 the acts. The administrator shall require a claimant to execute appropriate dismissals, waivers,
16 releases, or other documents as a condition of scheduling a resolution proceeding, provided that such
17 documents expressly preserve the right to pursue claims against individual perpetrators as
18 described.

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following new sections:

2

3 1 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
4 M:11-a, I(g) to read as follows:

5 (g) "[~~Investigator~~] *Fact facilitator*" means one or more individuals assigned by the
6 administrator to independently investigate a claim.

7 2 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
8 M:11-a, VIII (c)-(f) to read as follows:

9 (c) Once a claim is considered complete, the AG designee shall have 30 days to indicate
10 to the claimant and the administrator its position regarding the claim. The AG designee may agree
11 or disagree with the claim in whole or in part, and shall indicate whether he or she believes the
12 claim should be referred to [~~an investigator~~] *a fact facilitator*. The administrator may grant the
13 AG designee an extension of time to indicate its position for good cause shown.

14 (d) Following receipt of the AG designee's position, the administrator may refer a claim
15 to [~~an investigator~~] *a fact facilitator* if, in the administrator's independent judgment, an
16 investigation is needed. The administrator shall direct the investigator as to any particular aspects
17 of the claimant's claim for which the administrator seeks further information or verification, and in
18 such case, the investigation shall be limited to that scope. If the administrator elects not to refer a
19 claim to [~~an investigator~~] *a fact facilitator*, then the administrator shall so notify the AG designee
20 and the claimant, and advise the claimant in writing regarding his or her options: to accept the AG
21 designee's position, to request the administrator decide the claim, or to withdraw his or her claim
22 from further processing. Within 30 days of receiving the position of the AG designee, the claimant
23 shall indicate to the administrator and the AG designee whether he or she agrees with the AG
24 designee's position, whether he or she wishes for the administrator to decide the claim, or whether
25 he or she wishes to withdraw his or her claim from further processing. In the absence of an
26 indication from the claimant, the administrator may assume that the claimant is in agreement with
27 the position of the AG designee.

28 (e) The purpose of an investigation shall be to verify a claim, as submitted, if possible.
29 The investigation shall, to the greatest extent possible, be conducted in a trauma-informed,
30 respectful, and dignified manner. The investigation may include an interview of the claimant, which
31 may be conducted under oath and recorded. The [~~investigator~~] *fact facilitator* may also request to
32 review additional records related to the claim. The claimant shall be entitled to the assistance of an

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

1 advocate in connection with the investigation process who shall be allowed to accompany the
2 claimant during any interview. The claimant shall execute such documents or authorizations as
3 may be necessary to permit the ~~[investigator]~~ *fact facilitator* to access records. If the claimant is
4 represented by counsel, counsel shall also be allowed to attend any interview of the claimant. A
5 claim may be denied if a claimant refuses to cooperate with the investigation. Except in
6 extraordinary circumstances, investigations should be completed within 90 days of referral.

7 (f) The ~~[investigator]~~ *fact facilitator* shall present a report to the administrator of his
8 or her findings, which shall include a summary of any interviews conducted or records gathered, a
9 copy of any such supporting documentation, records and recordings. The administrator shall provide
10 a copy of the ~~[investigator's]~~ *fact facilitator's* report and supporting documentation to the claimant
11 and the AG designee once received.

12 3 Youth Development Center Claims Administration and Settlement Fund. Amend RSA 21-
13 M:11-a, IX(a) to read as follows:

14 IX.(a) When a claimant requests that the administrator decide the claim, the administrator
15 shall schedule the claim for a resolution proceeding according to the procedures approved by the
16 joint fiscal committee. All resolution proceedings shall take place in the state of New Hampshire,
17 although parties and witnesses may attend by telephone or video conference in the discretion of the
18 administrator. To the greatest extent possible, claims shall be scheduled for resolution in the order
19 that they are received and determined to be complete, except that the administrator may also give
20 consideration to the time for which litigation may have been pending prior to the filing of a claim.

21 ~~[By requesting a resolution proceeding.]~~ *When a claimant accepts the administrator's decision*
22 *on the claim*, a claimant fully waives his or her right to seek other or additional monetary relief in
23 any forum from the state of New Hampshire or any of its agents or employees, or from any of its
24 political subdivisions or their agents or employees arising out of or relating to any incidents which
25 are or could have been the subject of a claim, except that the claimant does not waive his or her right
26 to seek or continue to seek relief in any forum from an individual whose direct, personal actions
27 constitute sexual abuse or physical abuse, even if said individual was a state employee at the time of
28 the acts. The administrator shall require a claimant to execute appropriate dismissals, waivers,
29 releases, or other documents as a condition of scheduling a resolution proceeding, provided that such
30 documents expressly preserve the right to pursue claims against individual perpetrators as
31 described.

Sen. Gray, Dist 6
May 22, 2023
2023-1968s
03/05

Amendment to HB 2-FN-A-LOCAL

- 1 Amend the bill by inserting the following new section:
2
3 1 Criminal Procedure in Superior Court; Drug Courts or Alternative Drug Offender Programs.
4 Amend RSA 592-B:9, I(c) to read as follows:
5 (c) The cost of the drug court or alternative drug offender program shall not exceed
6 [~~\$400,000~~] **\$612,500** per judicial district in a large county, [~~\$300,000~~] **\$375,000** in a medium county,
7 and [~~\$200,000~~] **\$250,000** in a small county, based on the number of court filings in each judicial
8 district and subject to annual review by the chief justice of the superior court.

2023-1968s

AMENDED ANALYSIS

Insert/add:

1. Increases the cap on the cost of drug court or alternative drug offender programs offered by judicial districts based on county size.

DHHS Proposed Amendment Language:

Modify Amendment #2023-1878s, by replacing II. with the following:

The sum of \$2,000,000 for the fiscal year ending June 30, 2023, is hereby appropriation to the department of health and human services for the purpose of assisting with homeless shelter, partial funding of a cold weather shelter, hotel stays, and other alternatives to provide shelter expenses. Said sums shall not lapse until June 30, 2025. No later than October 1 of each year of the biennium, the department shall distribute \$1,000,000 to one provider in each county based on 50 percent to be distributed evenly across each county and 50 percent based on the most recent preliminary point-in-time count of those experiencing homelessness in the county. The funds shall be used to make payments to homeless shelters, partial funding of a cold weather shelter, hotel stays, and other alternatives to provide shelter. Each solution shall include coordination of referrals to related services and transportation to and from said shelter. The Governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing section 437 with the following:

2

3 437 Department of Health and Human Services; Family Resource Centers; Appropriation.
4 There is hereby appropriated to the department of health and human services the sums of
5 \$2,000,000 for the state fiscal year ending June 30, 2024, and \$2,000,000 for the state fiscal year
6 ending June 30, 2025, to support family resource center (FRC) infrastructure. The appropriation
7 shall be allocated to the FRC facilitating organization to distribute to FRCs. The use of the funds
8 shall include, but not be limited to, better serving families, preparing for FRC-Q designation,
9 enhancing coordination with other early childhood systems, and supporting evidence-based
10 programs such as home visiting programs, ACERT, and community collaborations. The governor is
11 authorized to draw a warrant for said sums out of any money in the treasury not otherwise
12 appropriated.

13

14 Amend the bill by inserting the following new sections:

15

16 1 New Subdivision; Labor; Protective Legislation; Policies Relating to Nursing Mothers. Amend
17 RSA 275 by inserting after section 77 the following new subdivision:

18

Policies Relating to Nursing Mothers

19

275:78 Definitions. In this subdivision:

20 I. "Employee" shall mean a person who may be permitted, required, or directed by an
21 employer in consideration of direct or indirect gain or profit but shall not include any individual who
22 volunteers services for a public, charitable, or religious facility without expectation or promise of
23 pay.

24

II. "Employer" shall mean a person, partnership, association, corporation, or legal
25 representative of a person, partnership, association, or corporation, or the state or any of its political
26 subdivisions, which has 6 or more employees working in the state.

27

III. "Expression of milk" means the initiation of lactation by manual or mechanical means
28 but shall not include breastfeeding.

29

IV. "Reasonable break period" shall mean an unpaid break of approximately 30 minutes for
30 every 3 hours of work performed by a nursing employee for the purpose of expressing milk.

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

- 1 V. "Undue hardship" shall mean any action that requires significant difficulty or expense
2 when considered in relation to factors such as the size of the business, its financial resources and the
3 nature and structure of its operation.
- 4 275:79 Notification of Policies.
- 5 I. Every employer shall adopt a policy to address the provision of sufficient space and
6 reasonable break periods for nursing employees that need to express milk during working hours.
- 7 II. Every employer shall, at the time of hire, make available to its employees the employer's
8 policy related to expression of milk during working hours.
- 9 III. A nursing employee shall notify its employer at least 2 weeks prior to needing
10 reasonable break periods and sufficient space for expression of milk during work hours.
- 11 275:80 Sufficient Space.
- 12 I. Every employer shall provide access to reasonable, sufficient space, either temporary or
13 permanent in nature, for the use of an employee to express milk for a nursing child for a period of
14 one year from the date of birth of the child.
- 15 II. The location of the space provided shall be within a reasonable walk of the employee's
16 worksite, unless otherwise mutually agreed to by the employer and employee.
- 17 III. Sufficient space provided in accordance with this section shall not be a bathroom, and
18 shall be a clean space shielded from view and free from intrusion from coworkers and the public.
- 19 (a) If the space is not solely for the use of employees expressing milk it shall be made
20 available when requested to comply with the requirements set forth in this subdivision.
- 21 (b) If feasible, the room shall have, at a minimum, an electrical outlet and a chair.
- 22 275:81 Reasonable Break Period.
- 23 I. Every employer shall provide reasonable break periods to employees who need to express
24 milk for a child for a period of one year from the date of birth of the child. Nothing in this section
25 shall preclude an employer from negotiating with an employee reasonable break periods to express
26 milk that are different from the requirements in this subdivision.
- 27 II. Nothing under this subdivision shall preclude an employee from taking a reasonable
28 break period contemporaneously with break or meal periods already provided to the employee by the
29 employer.
- 30 III. An employer shall not require an employee to make up time related to use of unpaid
31 reasonable break periods.
- 32 275:82 Penalties. Any employer who violates any provision of this subdivision shall be subject
33 to a one-time civil penalty pursuant to RSA 273:11-a.
- 34 275:83 Hardship Exemption. An employer may be exempted from this subdivision if providing
35 reasonable break time and sufficient space for expressing milk would impose an undue hardship to
36 the employer's operations.
- 37 2 Effective Date.

Amendment to HB 2-FN-A-LOCAL

- Page 3 -

- 1 I. Section 1 of this act, except for RSA 275:82, shall take effect July 1, 2025.
- 2 II. RSA 275:82, as inserted by section 1 of this act shall take effect July 1, 2026.

UNAPPROVED

LBA						
05/23/23						
HB 1 Amendment						
Sen. Rosenwald						
Department:	DHHS - Waiver/Nursing Facility Payments - County Participation					
Accounting Unit:	2152					
Compare Report Page:	1180					
Description:	Revise funding sources to increase the county cap by 2% per year. Use the general fund savings, and accompanying federal fund match, to increase nursing homes rates. Add a footnote to read as follows: <i>"Of the amounts appropriated in class 504, \$5,273,986 in FY 2024 and \$10,653,452 in FY 2025 shall be used to increase rates paid to nursing homes. These amounts shall be in addition to any other amounts appropriated for this purpose."</i>					
			FY 2024			
					FY 2025	
Expenditure Class	House Passed	Change	Revised Budget	House Passed	Change	Revised Budget
041 Audit Fund Set Aside	\$ 166,089	\$ -	\$ 166,089	\$ 179,246	\$ -	\$ 179,246
504 Nursing Home Payments	\$ 233,619,252	\$ 5,273,986	\$ 238,893,238	\$ 241,910,559	\$ 10,653,452	\$ 252,564,011
506 Home Support Waiver Services	\$ 92,652,483	\$ -	\$ 92,652,483	\$ 100,084,149	\$ -	\$ 100,084,149
TOTAL	\$ 326,437,824	\$ 5,273,986	\$ 331,711,810	\$ 342,173,954	\$ 10,653,452	\$ 352,827,406
Source of Funds						
005 - PRIVATE LOCAL FUNDS	\$ 126,849,659	\$ 2,636,993	\$ 129,486,652	\$ 126,849,659	\$ 5,326,726	\$ 132,176,385
000 - FEDERAL FUNDS	\$ 163,301,957	\$ 2,636,993	\$ 165,938,950	\$ 171,176,600	\$ 5,326,726	\$ 176,503,326
GENERAL FUND	\$ 36,286,208	\$ -	\$ 36,286,208	\$ 44,147,695	\$ -	\$ 44,147,695
TOTAL	\$ 326,437,824	\$ 5,273,986	\$ 331,711,810	\$ 342,173,954	\$ 10,653,452	\$ 352,827,406

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**;

LBA						
05/23/23						
HB 1 Amendment						
Sen. Rosenwald						
Department:	DHHS - Waiver/Nursing Facility Payments - County Participation					
Accounting Unit:	2152					
Compare Report Page:	1180					
Description:	Revise funding sources to increase the county cap by 1% per year. Use the general-fund savings, and accompanying federal fund match, to increase nursing homes rates. Add a footnote to read as follows: <i>"Of the amounts appropriated in class 504, \$2,636,994 in FY 2024 and \$5,300,356 in FY 2025 shall be used to increase rates paid to nursing homes. These amounts shall be in addition to any other amounts appropriated for this purpose."</i>					
	FY 2024			FY 2025		
Expenditure Class	House Passed	Change	Revised Budget	House Passed	Change	Revised Budget
041 Audit Fund Set Aside	\$ 166,089	\$ -	\$ 166,089	\$ 179,246	\$ -	\$ 179,246
504 Nursing Home Payments	\$ 233,619,252	\$ 2,636,994	\$ 236,256,246	\$ 241,910,559	\$ 5,300,356	\$ 247,210,915
506 Home Support Waiver Services	\$ 92,652,483	\$ -	\$ 92,652,483	\$ 100,084,149	\$ -	\$ 100,084,149
TOTAL	\$ 326,437,824	\$ 2,636,994	\$ 329,074,818	\$ 342,173,954	\$ 5,300,356	\$ 347,474,310
Source of Funds						
005 - PRIVATE LOCAL FUNDS	\$ 126,849,659	\$ 1,318,497	\$ 128,168,156	\$ 126,849,659	\$ 2,650,178	\$ 129,499,837
000 - FEDERAL FUNDS	\$ 163,301,957	\$ 1,318,497	\$ 164,620,454	\$ 171,176,600	\$ 2,650,178	\$ 173,826,778
GENERAL FUND	\$ 36,286,208	\$ -	\$ 36,286,208	\$ 44,147,695	\$ -	\$ 44,147,695
TOTAL	\$ 326,437,824	\$ 2,636,994	\$ 329,074,818	\$ 342,173,954	\$ 5,300,356	\$ 347,474,310

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 16, 2023
2023-1884s
08/05

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by inserting the following:

2

3 1 Department of Health and Human Services; Early Childhood Mental Health Consultation
4 Pilot Program.

5 I. The department of health and human services shall implement a minimum 2-year pilot
6 program to develop and maintain a publicly available network of trauma-informed early childhood
7 mental health consultants and ensure ongoing training and consultation of the early childhood
8 mental health consultants. The department may consult with outside resources when establishing
9 the pilot program. Under the pilot program, early childhood mental health consultations shall be:

10 (a) Provided by qualified mental health professionals who possess a masters or doctoral-
11 level degree in the mental health field and who demonstrate evidence of specialized training and
12 experience in infant and early childhood mental health as established by the department;

13 (b) Offered, if necessary, to children across settings and regardless of changes to setting
14 and placement;

15 (c) Integrated with other available behavioral health and family support services
16 providers, including but not limited to the care management entities established under RSA 135-F,
17 early childhood mental health services, and early supports and services; and

18 (d) Implemented in accordance with this section and include, but not be limited to, the
19 following services:

20 (1) Conducting observation and assessment of a child and their caregivers across
21 child care settings, including universal strengths-based assessments in accordance with this chapter
22 and RSA 170-G:4-e and the use of valid and reliable measures of: trauma exposure, chronic exposure
23 to stress and symptoms, emotional and behavioral development, and the strengths and needs of the
24 caregiving/child-caregiver relationship;

25 (2) Consulting with caregivers, teachers, directors, administrators, and other
26 medical and behavioral health providers about the meaning of challenging behaviors and how to
27 meet the needs of the child and care givers;

28 (3) Strengthening caregiver and professional capacity to successfully handle
29 challenging behaviors through developmentally appropriate methods, including but not limited to
30 reflective questioning, developmental guidance, modeling, and role playing;

31 (4) Offering training in young child socio-emotional development, emotional and
32 behavioral regulation, and trauma exposure to caregivers and professionals; and

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

1 (5) Be provided to any child 0 to 6 years of age presenting with behaviors
2 substantially interfering with their successful engagement in child care and to any child who is
3 placed or at risk of being placed in foster care within 30 days of their placement in care.

4 II. The department shall establish the eligibility and referral process for consultations that
5 prioritize children in foster care or at risk of being placed in foster care.

6 III. Notwithstanding any paragraph of this section, the availability of consultations shall be
7 subject to available appropriations to this program.

8 2 Appropriation; Early Childhood Mental Health Consultation Pilot Program. The sum of
9 \$1,000,000 for the fiscal year ending June 30, 2023 is hereby appropriated to the department of
10 health and human services to support the early childhood mental health consultation pilot program.
11 Said funds shall not lapse and shall be allocated equally in each year of the biennium ending June
12 30, 2025.

13 3 Effective Date. Section 2 of this act shall take effect June 30, 2023.

Amendment to HB 2-FN-A-LOCAL

1 Insert the following new sections:

2

3 1 New Section; System of Care for Children's Mental Health; Early Childhood Behavioral
4 Health Supports. Amend RSA 135-F by inserting after section 9 the following new section:

5

6 135-F:10 Early Childhood Behavioral Health Supports Established.
7 I. The department of health and human services shall develop and maintain a publicly
8 available network of trauma-informed early childhood mental health consultants and ensure ongoing
9 training and consultation of the early childhood mental health consultants. Early childhood mental
10 health consultations shall be:

11 (a) Provided by qualified mental health professionals who possess a masters or doctoral-
12 level degree in the mental health field and who demonstrate evidence of specialized training and
13 experience in infant and early childhood mental health as established by the department;

14 (b) Offered, if necessary, to children across settings and regardless of changes to setting
15 and placement;

16 (c) Integrated with other available behavioral health and family support services
17 providers, including but not limited to the care management entities established under RSA 135-F,
18 early childhood mental health services, and early supports and services; and

19 (d) Implemented in accordance with this chapter and include, but not be limited to, the
20 following services:

21 (1) Conducting observation and assessment of a child and their caregivers across
22 child care settings, including universal strengths-based assessments in accordance with this chapter
23 and RSA 170-G:4-e and the use of valid and reliable measures of: trauma exposure, chronic exposure
24 to stress and symptoms, emotional and behavioral development, and the strengths and needs of the
25 caregiving/child-caregiver relationship;

26 (2) Consulting with caregivers, teachers, directors, administrators, and other
27 medical and behavioral health providers about the meaning of challenging behaviors and how to
28 meet the needs of the child and care givers;

29 (3) Strengthening caregiver and professional capacity to successfully handle
30 challenging behaviors through developmentally appropriate methods, including but not limited to
31 reflective questioning, developmental guidance, modeling, and role playing;

32 (4) Offering training in young child socio-emotional development, emotional and
behavioral regulation, and trauma exposure to caregivers and professionals; and

Amendment to HB 2-FN-A-LOCAL
- Page 2 -

1 (5) Be provided to any child 0-6 presenting with behaviors substantially interfering
2 with their successful engagement in child care and to any child who is placed or at risk of being
3 placed in foster care within 30 days of their placement in care.

4 II. The department shall establish the eligibility and referral process for the consultations
5 that prioritized children in foster care or at risk of being placed in foster care.

6 III. Notwithstanding any paragraph of this section, the availability of consultations shall be
7 subject to available appropriations to this program.

8 2 Department of Health and Human Services; Children's Mental Health Consultation;
9 Appropriation. The sum of \$500,000 for the fiscal year ending June 30, 2024, and the sum of
10 \$500,000 for the fiscal year ending June 30, 2025, is hereby appropriated to the department of health
11 and human services for the purpose of providing mental health consultation for young children in
12 childcare. The governor is authorized to draw a warrant for said sums out of any money in the
13 treasury not otherwise appropriated.

14 3 Prospective Repeal. Early Childhood Behavioral Health Supports Pilot Program. Section 1 of
15 this act is repealed.

16 4 Effective Date. Section 3 of this act shall take effect June 30, 2025.