

## HOUSE FINANCE - DIVISION 3 HB 1 and HB 2 PROPOSED AMENDMENTS

### HB 1

Section	Bill Page	Section Title	Recommendation	Packet Page
NEW	N/A	Department of Health and Human Services; Sununu Youth Services Center; General Fund Appropriation Reduction.	Amend (1343h)	1

### HB 2

Section	Bill Page	Section Title	Recommendation	Packet Page
97	37	Senior Volunteer Grant Program	Amend (1227h)	2
98	37	Congregate Housing	Amend (1228h)	3
100	37	County Reimbursement of Funds; Limitations on Payments.	Amend (1248h)	4
103	38	Direct and Indirect Graduate Medical Education	Amend (1267h)	5
105	38	Catastrophic Aid Payments to Hospitals	Amend (1231h)	6
106	38	Salary Range for State Epidemiologist	Delete (1242h)	7
111	39	DHHS; Excess Revenue from Federal Match Programs	Delete (1241h)	8
112	39	DHHS; Unfunded Positions; Authorization	Amend (1245h)	9
114-115	39-40	Developmental Services; Establishing Certain Funds	Amend (1246h)	10
116	41	Transfer of Laconia State School Trust Funds	Amend (1293h)	12
118	42	New Hampshire Employment Program and Family Assistance Program	Amend (1294h)	13
119	42	DHHS Construction of New Mental Health Facilities	Amend (1359h)	15
135	46	Membership of Governor's Commission	Amend (1360h)	18
204-212	89-94	Recreation Camp and Youth Skill Camp Fund	Amend (1272h)	19
288	123	Services for the Developmentally Disabled; Area Agency Responsibilities	Delete (1240h)	20
301	127	Repeal of Lead Hazard Remediation Project Loans	Delete (1244h)	21
NEW	N/A	Rulemaking Exception; Medicaid Rate of Reimbursement Methodology for Nursing Facilities	Amend (1331h)	22
NEW	N/A	Alcohol Abuse Prevention and Treatment Fund; Disbursements	Amend (1291h)	23
NEW	N/A	Appropriation; DHHS; Construction of Designated Receiving Facility Beds	Amend (1323h)	24
NEW	N/A	Appropriation; DHHS; Inpatient Psychiatric Treatment Facility, New Hampshire Hospital Repurposing, and Transitional Housing Beds	Amend (1368h)	25
NEW	N/A	Appropriation; DHHS; Patients Residing in Hospital Emergency Rooms	Amend (1365h)	27
NEW	N/A	Transfer of Funds for Operation of the Sununu Youth Services Center	Amend (1342h)	28
NEW	N/A	Delinquent Children; Dispositional Housing; Commitment of Minors	Amend (1351h)	29
NEW	N/A	Medicaid Managed Care Program; Dental Benefits	Amend (1332h)	31
NEW	N/A	Child Abuse Specialized Medical Evaluation Program	Amend (1243h)	33
NEW	N/A	Federal Family Planning Funding	Amend (1330h)	35

Rep. Nordgren, Graf. 12  
March 27, 2019  
2019-1343h  
05/04

Amendment to HB 1-A

1 Amend the bill by inserting after section 8 the following and renumbering the original section 9 to  
2 read as 10:

3

4 9 Department of Health and Human Services; Sununu Youth Services Center; Reduction in  
5 Appropriation. The department of health and human services is hereby directed to reduce state  
6 general fund appropriations to the Sununu youth services center by \$704,790 for the fiscal year  
7 ending June 30, 2020 and by \$945,658 for the fiscal year ending June 30, 2021. The department  
8 shall develop a plan for the reductions required under this section and present the plan to the fiscal  
9 committee of the general court no later than September 30, 2019.

Rep. Nordgren, Graf. 12  
March 22, 2019  
2019-1227h  
01/04

Amendment to HB 2-FN-A-LOCAL

1 Replace section 97 with the following:

2

3 97 Senior Volunteer Program; Suspension. RSA 161-F:40 and RSA 161-F:41, relative to the  
4 senior volunteer program shall be suspended for the biennium ending June 30, 2021.

2019-1227h

AMENDED ANALYSIS

Replaces paragraph 20. Suspends the senior volunteer program for the biennium ending June 30, 2021.

Rep. Nordgren, Graf. 12  
March 22, 2019  
2019-1228h  
01/10

Amendment to HB 2-FN-A-LOCAL

1 Replace section 98 with the following:

2

3 98 Congregate Housing; Suspension. RSA 161-F:37, relative to the administration of congregated  
4 housing, shall be suspended for the biennium ending June 30, 2021.

2019-1228h

AMENDED ANALYSIS

Suspends the administration of congregated housing for the biennium ending June 30, 2021.

Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1248h  
10/05

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing section 100 with the following:

2

3 100 County Reimbursement of Funds; Limitations on Payments. Amend RSA 167:18-a, II(a) to  
4 read as follows:

5 II.(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 ~~[2018-2019]~~ **2020-2021**:

7 (1) State fiscal year ~~[2018]~~ **2020**, [~~\$117,573,000~~] **\$122,798,125**.

8 (2) State fiscal year ~~[2019]~~ **2021**, [~~\$119,925,000~~] **\$125,743,078**.

Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1267h  
01/10

Amendment to HB 2-FN-A-LOCAL

1 Replace section 103 with the following:

2

3 103 Department of Health and Human Services; Suspension of Direct and Indirect Graduate  
4 Medical Education Payments. The commissioner of the department of health and human services  
5 shall submit a Title XIX Medicaid state plan amendment to the federal Centers for Medicare and  
6 Medicaid Services to suspend the provision of direct and indirect graduate medical education  
7 payments to hospitals as provided in 42 C.F.R. section 413.75 for the biennium ending June 30,  
8 2021. Upon approval of the state plan amendment, and as of the effective date of the state plan  
9 amendment, any obligations for payment of direct and indirect graduate medical education shall be  
10 suspended for the biennium ending June 30, 2021.

2019-1267h

AMENDED ANALYSIS

Replace paragraph 24. Suspends direct and indirect graduate medical education payments for the biennium ending June 30, 2021.

Rep. Nordgren, Graf. 12  
March 22, 2019  
2019-1231h  
01/10

Amendment to HB 2-FN-A-LOCAL

1 Replace section 105 with the following:

2

3 105 Health and Human Services; Suspension of Catastrophic Aid Payments to Hospitals. The  
4 commissioner of the department of health and human services shall submit a Title XIX Medicaid  
5 state plan amendment to the federal Centers for Medicare and Medicaid Services to suspend  
6 catastrophic aid payments to hospitals. Upon approval of the state plan amendment, and as of the  
7 effective date of the state plan amendment, any obligations for catastrophic aid payments to  
8 hospitals shall be suspended for the biennium ending June 30, 2021.

2019-1231h

AMENDED ANALYSIS

Replace paragraph 25. Suspends catastrophic aid payments to hospitals for the biennium ending June 30, 2021.

Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1242h  
11/04

Amendment to HB 2-FN-A-LOCAL

- 1 Delete section 106.

AMENDED ANALYSIS

Delete paragraph 26, relative to the salary range for a state cancer epidemiologist.

UNAPPROVED



Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1241h  
05/04

Amendment to HB 2-FN-A-LOCAL

- 1 Delete section 111, relative to the lapse of excess revenues appropriated to the department of health
- 2 and human services supplanted by federal matching funds.

UNAPPROVED

Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1245h  
11/06

Amendment to HB 2-FN-A-LOCAL

- 1 Amend section 112 of the bill by deleting paragraphs II and III.

UNAPPROVED

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing sections 114 and 115 with the following:

2 114 New Section; Department of Health and Human Services; Developmental Services;  
3 Establishing Certain Funds and Transfers of Certain Appropriations. Amend RSA 171-A by  
4 inserting after section 8-a the following new section:

5 171-A:8-b Establishing Certain Dedicated Funds and Transfers of Certain Appropriations.

6 I. There is hereby established the developmental services fund. The fund, from  
7 appropriations provided in accounting unit 05-95-93-930010-7100, shall be used to carry out the  
8 provisions of this chapter. The fund shall be nonlapsing and shall be continually appropriated to  
9 the commissioner for the purposes of this chapter.

10 II. There is hereby established the acquired brain disorder services fund. The fund, from  
11 appropriations provided in accounting unit 05-95-93-930010-7016, shall be used to carry out the  
12 provisions of this chapter. The fund shall be nonlapsing and shall be continually appropriated to  
13 the commissioner for the purposes of this chapter.

14 III. There is hereby established the in-home support waiver fund. The fund, from  
15 appropriations provided in accounting unit 05-95-93-930010-7110, shall be used to carry out the  
16 provisions of this chapter. The fund shall be nonlapsing and shall be continually appropriated to  
17 the commissioner for the purposes of this chapter.

18 IV. The funds in paragraphs I through III shall only be transferred between these funds  
19 and/or accounting units for those particular services for the purposes of this chapter.

20 115 New Subparagraphs; Department of Health and Human Services; Developmental Services;  
21 Certain Accounts. Amend RSA 6:12, I(b) by inserting after subparagraph (343) the following new  
22 subparagraphs:

23 (344) Moneys deposited in the developmental services fund established under RSA  
24 171-A:8-b, I.

25 (344) Money deposited in the acquired brain disorder services fund established  
26 under RSA 171-A:8-b, II.

27 (344) Money deposited in the in-home support waiver fund established under RSA  
28 171-A:8-b, III.

29

30 Amend the bill by replacing section 310 with the following:

31

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

- 1           I. Sections 2, 36, 114, 115, 214, 307, 308, and paragraphs I and II of section 309 shall take  
2 effect June 30, 2019.
- 3           II. Section 6 of this act shall take effect as provided in section 7 of this act.
- 4           III. Sections 229 and 230 of this act shall take effect January 1, 2020.
- 5           IV. The remainder of this act shall take effect July 1, 2019.

UNAPPROVED

Rep. Nordgren, Graf. 12  
March 26, 2019  
2019-1293h  
06/04

Amendment to HB 2-FN-A-LOCAL

1 Replace section 116 with the following:

2

3 116 Department of Health and Human Services; Transfer of Certain Trust Funds.

4 I. The trust established in *In Re: Laconia State School Trust Funds*, Docket Number 317-  
5 2017-EQ-599 (6th Circuit-Probate Division-Concord) shall be dissolved upon the final distribution of  
6 funds pursuant to the court order issued in that case.

7 II. Distributions shall be made from the trust to former residents of Laconia state school  
8 pursuant to court order. When there are no longer any surviving former residents of Laconia state  
9 school, any funds remaining in the trust shall be distributed to persons receiving services from the  
10 state developmental services system, in accordance with the court order, until all of the funds in the  
11 trust are fully expended.

2019-1293h

AMENDED ANALYSIS

30. Directs that the Laconia state school trust shall be dissolved upon final distribution of the  
funds pursuant to court order.

Amendment to HB 2-FN-A-LOCAL

1 Replace section 118 with the following:

2

3 118 Department of Health and Human Services; Plan to Close the Cliff Effect for Individuals  
4 and Families who Receive Public Benefits.

5 I. The purpose of this section is to coordinate poverty reduction strategies across agencies  
6 and employers to provide necessary support mechanisms to ensure the long-term success for New  
7 Hampshire's families and children for economic independence achieved through employment, and to  
8 demonstrate successful outcomes for families and children for identifying supportive transitions  
9 from public benefits to self-sufficiency while enhancing New Hampshire's workforce. Families  
10 include parents, grandparents, caretaker relatives, and other individuals caring for children  
11 acknowledging that the opioid crisis has impacted the care of New Hampshire's children.

12 II. In this section, "cliff effect" means the experience of individuals or families who receive  
13 public benefits when new or increased income results in a reduction or loss of public benefits, but  
14 the increased income does not fully compensate for or exceed the loss of public benefits. This results  
15 in the individual and or family with less public benefits and an increase in out-of-pocket expenses  
16 that eliminates any financial gain from the new or increased income.

17 III. The department of health and human services shall develop a plan to close the cliff  
18 effect so New Hampshire individuals and families are afforded a full opportunity to participate in  
19 the New Hampshire workforce. The plan shall include the development and implementation of a  
20 "benefits cliff calculator" to measure the effect of increased income for individuals or families who  
21 receive public benefits and shall include related policy options such as, but not limited to, an earned  
22 income disregard, transportation accessibility, and incentives for employment retention based on an  
23 updated economic analysis.

24 IV. No later than 30 days after the effective date of this section, the commissioner of the  
25 department of health and human services shall convene a working group consisting, at a minimum  
26 of, representatives of the following departments or agencies: the commissioner of the department of  
27 employment security or designee, the commissioner of the department of education or designee, the  
28 commissioner of the department of business and economic affairs or designee, the chancellor of the  
29 community college system of New Hampshire or designee, the executive director of the New  
30 Hampshire housing finance authority or designee, a representative of a philanthropic agency  
31 appointed by the governor, a representative from a community action program appointed by the  
32 governor, a private employer appointed by the governor, an individual who is receiving or who has

Amendment to HB 2-FN-A-LOCAL

- Page 2 -

1 received public benefits appointed by the governor, a member of the house of representatives  
2 appointed by the speaker of the house of representatives, and a member of the senate appointed by  
3 the senate president.

4 V. The meetings of the working group shall be subject to RSA 91-A. The department, in  
5 consultation with the working group, shall prepare a plan to close the cliff effect for individuals and  
6 families receiving public benefits. The plan shall include, but not be limited to, policy change  
7 recommendations, the development of a benefits cliff calculator which may be used by public and  
8 private employers to navigate and close the cliff effect.

9 VI. The working group shall submit an initial report on the plan including policy  
10 recommendations to the speaker of the house of representatives, the senate president, and the  
11 governor on or before December 1, 2019, and quarterly thereafter for the remainder of the biennium  
12 ending June 30, 2021.

13 VII. The sum of \$1 for the fiscal year ending June 30, 2020 and the sum of \$1 for the fiscal  
14 year ending June 30, 2021 are hereby appropriated to the department of health and human services  
15 for the purposes of developing and implementing the plan required in this section. The governor is  
16 authorized to draw a warrant for said sums out of any money in the treasury not otherwise  
17 appropriated.

2019-1294h

AMENDED ANALYSIS

1. Requires the department of health and human services to develop a plan to close the cliff effect for individuals and families who receive public benefits.

Amendment to HB 2-FN-A-LOCAL

1 Replace section 119 with the following:

2

3 119 Department of Health and Human Services; Plan for Patients Civilly Committed to the  
4 Secure Psychiatric Unit.

5 I. The department of health and human services shall develop a plan for repurposing space  
6 at the New Hampshire hospital made available by the transfer of certain children and by the  
7 accelerated discharge of patients at that facility who no longer need a hospital level of care. The  
8 plan shall consider renovation of all or part of the space to make it appropriate for persons now  
9 housed at the secure psychiatric unit, along with necessary changes in clinical, security, and other  
10 activities at New Hampshire hospital.

11 II. The plan shall be developed in consultation with the advisory council on patients civilly  
12 committed to the secure psychiatric unit, established in RSA 622:52-a, and shall be completed no  
13 later than June 1, 2020.

14 III. During the plan's development, the department shall review and consider the following:

15 (a) Other states that have facilities which simultaneously serve all categories of civilly  
16 committed persons.

17 (b) Input from the attorney general, the commissioner of the department of  
18 administrative services, advocacy organizations, professional associations, and the public.

19 120 New Section; Advisory Council on Patients Civilly Committed to the Secure Psychiatric  
20 Unit. Amend RSA 622 by inserting after section 52 the following new section:

21 622:52-a Advisory Council on Patients Civilly Committed to the Secure Psychiatric Unit.

22 I. There is hereby established an advisory council on patients civilly committed to the  
23 secure psychiatric unit to assist the commissioner of the department of health and human services  
24 with the planning necessary to end the practice of placing civilly committed persons at the secure  
25 psychiatric unit. The members of the advisory council shall be:

26 (a) Five members of the house of representatives, appointed by the speaker of the house  
27 of representatives.

28 (b) Two members of the senate, appointed by the senate president.

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

30 (d) The commissioner of the department of corrections, or designee.

31 (e) The director of medical and forensic services, department of corrections, or designee.

32 (f) The chief operating officer of the New Hampshire hospital, or designee.



Amendment to HB 2-FN-A-LOCAL

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1 (g) One member representing New Hampshire Legal Assistance, appointed by that  
2 organization.

3 (h) One member of the American Civil Liberties Union of New Hampshire, appointed by  
4 that organization.

5 (i) A representative of the National Alliance on Mental Illness New Hampshire,  
6 appointed by such organization.

7 (j) A representative of the New Hampshire Psychiatric Society, appointed by the society.

8 (k) A representative of the New Hampshire Community Behavioral Health Association,  
9 appointed by such organization.

10 (l) A representative of Advocates for Ethical Mental Health Treatment, appointed by  
11 such organization.

12 (m) A representative of the Community Support Network, Inc, appointed by that  
13 organization.

14 (n) Two members of the public, one of whom shall be a family member of a person who  
15 was civilly committed to the secure psychiatric unit, appointed by the governor.

16 II. The advisory council shall assist the commissioner of the department of health and  
17 human services in the development of plans for ending the practice of placing civilly committed  
18 persons at the secure psychiatric unit pursuant to RSA 622:45.

19 III. Legislative members shall receive mileage at the legislative rate while attending to the  
20 duties of the advisory council.

21 IV. The members of the advisory council shall elect a chairperson from among the  
22 members. The first meeting of the advisory council shall be called by the first-named house  
23 member. The first meeting of the advisory council shall be held within 30 days of the effective date  
24 of this section. Nine members of the advisory council shall constitute a quorum.

25 V. The advisory council shall submit an annual report on November 1 of each year,  
26 commencing November 1, 2019, and a final report on November 1, 2022, detailing its activities and  
27 findings, together with any recommendations for proposed legislation, to the speaker of the house of  
28 representatives, the president of the senate, the chairpersons of the house criminal justice and  
29 public safety and the health, human services and elderly affairs committees, the chairpersons of the  
30 senate judiciary committee and the health and human services committee, the state library, and the  
31 governor.

32 121 Repeal. RSA 622:52-a, relative to the advisory council on patients civilly committed to the  
33 secure psychiatric unit, is repealed.

34 122 Effective Date.

35 I. Section 121 of this act shall take effect November 1, 2022.

36 II. Sections 119 and 120 of this act shall take effect upon its passage.

Amendment to HB 2-FN-A-LOCAL  
- Page 3 -

2019-1359h

AMENDED ANALYSIS

Replace paragraph 31. Directs the commissioner of the department of health and human services to develop a plan for patients civilly committed to the secure psychiatric unit which shall consider the renovation of space at the New Hampshire hospital and establishes an advisory council.

UNAPPROVED

Rep. Rogers, Merr. 28  
March 27, 2019  
2019-1360h  
01/04

Amendment to HB 2-FN-A-LOCAL

1 Replace 135 with the following:

2

3 135 New Subparagraph; Governor's Commission on Alcohol and Drug Abuse Prevention,  
4 Treatment, and Recovery. Amend RSA 12-J:1, IV by inserting after subparagraph (6) the following  
5 new subparagraphs:

6 (7) A representative of the New Hampshire Hospital Association, appointed by the  
7 association.

8 (8) A representative of the state's faith-based community.

9 2 Commission Member; Faith-Based Community. The governor's commission on alcohol and  
10 drug abuse and prevention, treatment and recovery under RSA 12-J shall convene a meeting of the  
11 state's faith-based communities to include but not be restricted to the following representatives: the  
12 Roman Catholic Diocese of Manchester, the Jewish Federation of New Hampshire, New Hampshire  
13 Council of Churches, New Hampshire Alliance, Islamic Society of New Hampshire, and Community  
14 Interfaith Councils for representation from Non-Abrahamic religions. At the meeting of this group,  
15 those attending shall choose a member to serve for a 3-year term on the commission as provided in  
16 RSA 12-J:1, IV(a)(8).

2019-1360h

AMENDED ANALYSIS

Replace paragraph 38. Adds a representative from the New Hampshire Hospital Association and a representative from the state's faith based community to the governor's commission on alcohol and drug abuse prevention, treatment, and recovery.

Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1272h  
05/10

Amendment to HB 2-FN-A-LOCAL

1 Delete section 207, relative to money deposited in the recreation camp and youth skill camp fund  
2 under RSA 170-E:57.

3

4 Replace section 310 with the following:

5

6 310 Effective Date.

7 I. Sections 2, 36, 214, 307, 308, and paragraphs I and II of section 309 shall take effect June  
8 30, 2019.

9 II. Section 6 of this act shall take effect as provided in section 7 of this act.

10 III. Sections 204-206, 208-212, 229, and 230 of this act shall take effect January 1, 2020.

11 IV. The remainder of this act shall take effect July 1, 2019.

Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1240h  
11/05

Amendment to HB 2-FN-A-LOCAL

- 1 Delete section 288.

AMENDED ANALYSIS

1. Delete paragraph 70, amending the authority of the commissioner of the department of health and human services to dispense funds for developmentally disabled programs and services.

UNAPPROVED

Rep. Nordgren, Graf. 12  
March 25, 2019  
2019-1244h  
01/05

Amendment to HB 2-FN-A-LOCAL

- 1 Delete section 301, relative to the repeal of lead remediation loans.

2019-1244h

AMENDED ANALYSIS

Delete paragraph 78. Repeals RSA 130-A:15-a, relative to loans for lead hazard remediation projects.

UNAPPROVED

Rep. Nordgren, Graf. 12  
March 26, 2019  
2019-1331h  
10/06

Amendment to HB 2-FN-A-LOCAL

1       1 Rulemaking Exception; Medicaid Rate of Reimbursement Methodology for Nursing Facilities.  
2 Amend RSA 541-A:21 by inserting after paragraph III the following new paragraph:  
3       III-a. Rules adopted relative to the budget adjustment factor contained within the Medicaid  
4 rate of reimbursement methodology for nursing facilities shall be exempt from the provisions of 541-  
5 A:5 through 541-A:14 provided that the budget adjustment factor applied to the reimbursement  
6 methodology is equal to or less than 28.76 percent. If the budget adjustment factor to be applied to  
7 the reimbursement methodology is greater than 28.76 percent, the provisions of 541-A shall apply.

2019-1331h

AMENDED ANALYSIS

Exempts certain rules on the Medicaid rate of reimbursement methodology for nursing facilities from the administrative procedures act, RSA 541-A.

Rep. Rogers, Merr. 28  
March 26, 2019  
2019-1291h  
10/05

Amendment to HB 2-FN-A-LOCAL

1       1 Alcohol Abuse Prevention and Treatment Fund; Disbursements. Amend RSA 176-A:1, III to  
2 read as follows:

3       III. Moneys received from all other sources other than the liquor commission pursuant to  
4 RSA 176:16, III, ***including any community benefit contribution made by New Hampshire's***  
5 ***hospitals***, shall be disbursed from the fund upon the authorization of the governor's commission  
6 on alcohol and drug abuse prevention, treatment, and recovery established pursuant to RSA 12-J:1  
7 ***and shall not be diverted for any other purposes***. Funds disbursed shall be used for alcohol  
8 and other drug abuse prevention, treatment, and recovery services, and other purposes related to  
9 the duties of the commission under RSA 12-J:3; provided, however, that funds received from any  
10 source other than the liquor commission, pursuant to RSA 176:16, III, shall not be used to support  
11 the New Hampshire granite advantage health care program and shall not be deposited into the fund  
12 established in RSA 126-AA:3.

2019-1291h

AMENDED ANALYSIS

Clarifies disbursements of community benefit contributions from the alcohol abuse prevention and treatment fund.



Rep. Nordgren, Graf. 12  
March 26, 2019  
2019-1323h  
06/10

Amendment to HB 2-FN-A-LOCAL

1       1   Appropriation; Department of Health and Human Services; Construction of Designated  
2   Receiving Facility Beds. There is hereby appropriated to the department of health and human  
3   services the sum of \$2,000,000 for the fiscal year ending June 30, 2020, which shall be nonlapsing,  
4   for the purpose of funding rate increases for and construction of designated receiving facility beds.  
5   The governor is authorized to draw a warrant for said sum out of any money in the treasury not  
6   otherwise appropriated.

2019-1323h

AMENDED ANALYSIS

Makes an appropriation to the department of health and human services for rate increases and construction of designated receiving facility beds.

Amendment to HB 2-FN-A-LOCAL

1       1 Appropriation; Department of Health and Human Services; Inpatient Psychiatric Treatment  
2 Facility. There is hereby appropriated the sum of \$5,000,000 for the fiscal year ending June 30,  
3 2020, which shall be nonlapsing, to the department of health and human services for the purpose of  
4 obtaining and renovating a new treatment facility for children who are in need of acute inpatient  
5 psychiatric treatment. The plans for developing such facility shall be completed by December 31,  
6 2019, and the facility shall be operational by December 31, 2020. The governor is authorized to  
7 draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

8       2 Appropriation; Department of Health and Human Services; New Hampshire Hospital  
9 Repurposing. There is hereby appropriated to the department of health and human services the  
10 sum of \$4,000,000 for the fiscal year ending June 30, 2020, which shall be nonlapsing, for the  
11 purpose of repurposing the children's unit at New Hampshire Hospital for adult beds. The plans for  
12 repurposing the unit shall be developed by the department in consultation with the advisory council  
13 on patients civilly committed to the secure psychiatric unit, established in RSA 622:52-a, and shall  
14 be completed by June 1, 2020. The unit shall be operational for adult patients by June 1, 2021. The  
15 governor is authorized to draw a warrant for said sum out of any money in the treasury not  
16 otherwise appropriated.

17       3 Appropriation; Department of Health and Human Services; Transitional Housing Beds.  
18 There is hereby appropriated to the department of health and human services the sum of  
19 \$2,500,000 for the fiscal year ending June 30, 2020, which shall be nonlapsing, for the purpose of  
20 funding 20 new transitional housing beds for forensic patients and/or patients with complex  
21 behavioral health conditions including those transitioning from the New Hampshire hospital. The  
22 plans for constructing such beds shall be completed by January 1, 2020, and the beds shall be  
23 operational by June 1, 2021. The governor is authorized to draw a warrant for said sum out of any  
24 money in the treasury not otherwise appropriated.

2019-1368h

AMENDED ANALYSIS

1. Makes an appropriation to the department of health and human services for the purpose of obtaining and renovating a new treatment facility for children in need of inpatient psychiatric treatment.
2. Makes an appropriation to the department of health and human services for the purpose of repurposing the children's unit of New Hampshire hospital for adult beds.
3. Makes an appropriation to the department of health and human services for the purpose of constructing transitional housing beds.

UNAPPROVED

Rep. Hennessey, Graf. 1  
March 28, 2019  
2019-1365h  
01/04

Amendment to HB 2-FN-A-LOCAL

1        1 Appropriation; Department of Health and Human Services; Patients Residing in Hospital  
2 Emergency Rooms. There is hereby appropriated to the department of health and human services  
3 the sum of \$1,000,000 for the fiscal year ending June 30, 2019, which shall be nonlapsing, and shall  
4 be expended for the purpose of providing assistance to hospitals in addressing the immediate needs  
5 of involuntary emergency admissions patients currently residing in emergency rooms in hospitals  
6 further than 30 miles from an established New Hampshire mobile crisis team or a designated  
7 receiving facility; provided that no hospital shall receive more than \$100,000. The commissioner of  
8 the department of health and human services shall establish the application process for such funds.  
9 The governor is authorized to draw a warrant for said sum out of any money in the treasury not  
10 otherwise appropriated.

2019-1365h

AMENDED ANALYSIS

Makes an appropriation to the department of health and human services for the purpose of providing assistance to hospitals in addressing the needs of certain patients residing in emergency rooms.

Rep. Nordgren, Graf. 12  
March 27, 2019  
2019-1342h  
05/04

Amendment to HB 2-FN-A-LOCAL

1        1 Transfer of Funds for Operation of the Sununu Youth Services Center. Notwithstanding RSA  
2 9:16-a and RSA 9:16-c, for the biennium ending June 30, 2021, prior approval of the fiscal  
3 committee of the general court shall be required for any transfer of funds required for the operation  
4 of the Sununu youth services center.

2019-1342h

AMENDED ANALYSIS

1. Requires fiscal committee approval for any transfer of funds required for operation of the Sununu youth services center.

Amendment to HB 2-FN-A-LOCAL

1       1 Delinquent Children; Dispositional Hearing; Commitment of Minors. RSA 169-B:19, VI is  
2 repealed and reenacted to read as follows:

3           VI.(a) A minor committed to the youth development center pursuant to this section shall be  
4 promptly evaluated by the center to determine whether a safe, therapeutic, and cost-effective  
5 placement may be made as an alternative to the youth development center. Such evaluation is not  
6 required if the minor has been committed for a serious violent offense as defined in RSA 169-B:31-c,  
7 II.

8           (b) If the commissioner determines that an alternative placement for a minor would be  
9 safe, therapeutic, and cost-effective, the commissioner may place the minor in a residential  
10 treatment facility that the commissioner has certified for the immediate transfer of committed  
11 minors. If the commissioner determines that an alternative placement for a minor would be safe,  
12 therapeutic, and cost-effective, but decides not to make an alternative placement, the commissioner  
13 shall notify the court within 5 business days of the decision to not pursue an alternative placement,  
14 along with the basis for the decision not to place the minor outside the youth development center.  
15 Within 2 business days of receiving notice, the court shall provide a copy of the notice to the parent  
16 or guardian of the minor and to the attorney who represented the minor at the time of the  
17 commitment to the youth development center.

18           (c) The commissioner shall notify the court of an alternative placement made pursuant  
19 to this paragraph within 5 business days of the placement. The commissioner shall notify the court  
20 of any change in placement to another facility made during the period of commitment. All such  
21 notices shall include a description of the basis for the change in placement, and shall be provided to  
22 the parent or guardian of the minor and to the attorney who represented the minor at the time of  
23 the commitment to the youth development center.

24           (d) The commissioner shall certify at least 2 facilities for the immediate transfer of  
25 committed minors pursuant to this paragraph. Only facilities which are eligible for Medicaid  
26 reimbursement may be certified for immediate transfers. The process for certification of residential  
27 treatment facilities under this subparagraph shall include consultation with the operators of  
28 existing facilities in the state about their physical and programmatic capacity, as well as the  
29 identification of any necessary enhancements in programming or rate structure so that the certified  
30 facilities are appropriate to receive minors immediately following their commitment to the youth  
31 development center.

32           (e) The commissioner shall notify the administrative justice of the circuit court and the

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

1 fiscal committee of the general court if a facility is certified for alternative placements pursuant to  
2 this paragraph within 10 business days of the certification.

3 (f) The commissioner shall maximize the utilization of facilities other than the youth  
4 development center and reserve the use of the youth development center for the confinement of only  
5 those minors who are so dangerous to themselves or to the public that no other safe placement is  
6 available. The commissioner shall pursue the same objectives in complying with the requirements  
7 of all provisions of this chapter and the provisions of RSA 621.

8 2 Applicability. RSA 169-B:19, VI, as amended by section 1 of this act, shall apply to children  
9 committed to the youth development center on or after November 1, 2019.

10 3 Effective Date. Sections 1 and 2 of this act shall take effect 60 days after its passage.

**Amendment to HB 2-FN-A-LOCAL**  
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2019-1351h

AMENDED ANALYSIS

1. Requires evaluation of a minor committed to the youth development center to determine whether an alternative placement in a safe, therapeutic, and cost-effective, residential treatment facility is feasible.

Rep. Nordgren, Graf. 12  
March 27, 2019  
2019-1332h  
01/04

Amendment to HB 2-FN-A-LOCAL

1       1 Medicaid Managed Care Program; Dental Benefits. Amend RSA 126-A:5, XIX(a) to read as  
2 follows:

3       XIX.(a) The commissioner shall employ a managed care model for administering the  
4 Medicaid program and its enrollees to provide for managed care services for all Medicaid  
5 populations throughout New Hampshire consistent with the provisions of 42 U.S.C. *section* 1396u-  
6 2. Models for managed care may include, but not be limited to, a traditional capitated managed  
7 care organization contract, an administrative services organization, an accountable care  
8 organization, or a primary care case management model, or a combination thereof, offering the best  
9 value, quality assurance, and efficiency, maximizing the potential for savings, and presenting the  
10 most innovative approach compared to other externally administered models. The department shall  
11 present the opportunities of the various models or combination of models with a recommendation for  
12 the best managed care model for New Hampshire, no later than July 15, 2011, to the fiscal  
13 committee of the general court which shall consult with the oversight committee on health and  
14 human services. Services to be managed within the model shall include all mandatory Medicaid  
15 covered services and may include, but shall not be limited to, care coordination, utilization  
16 management, disease management, pharmacy benefit management, provider network management,  
17 quality management, and customer services. [~~The model shall not include mandatory dental~~  
18 ~~services.~~] The commissioner shall issue a 5-year request for proposals to enter into contracts with  
19 the vendors that demonstrate the greatest ability to satisfy the state's need for value, quality,  
20 efficiency, innovation, and savings. The request for proposals shall be released no later than  
21 October 15, 2011. The vendors of the managed care model or combination of models demonstrating  
22 the greatest ability to satisfy the state's need for value, quality, efficiency, innovation, and savings  
23 shall be selected no later than January 15, 2012 with final contracts submitted to the governor and  
24 council no later than March 15, 2012 unless this date is extended by the fiscal committee. After the  
25 bidding process, the commissioner shall establish a capitated rate based on the bids by the  
26 appropriate model for the contract that is full risk to the vendors. The capitated rate shall be  
27 broken down into rate cells for each population including, but not limited to, the persons eligible for  
28 temporary assistance to needy families (TANF), aid for the permanently and totally disabled  
29 (APTD), breast and cervical cancer program (BCCP), home care for children with severe disabilities  
30 (HC-CSD), and those residing in nursing facilities. The capitated rate shall be approved by the  
31 fiscal committee of the general court. The managed care model or models' selected vendors  
32 providing the Medicaid services shall establish medical homes and all Medicaid recipients shall



Amendment to HB 2-FN-A-LOCAL

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1 receive their care through a medical home. In contracting for a managed care model and the  
2 various rate cells, the department shall ensure no reduction in the quality of care of services  
3 provided to enrollees in the managed care model and shall exercise all due diligence to maintain or  
4 increase the current level of quality of care provided. The target date for implementation of the  
5 contract is July 1, 2012. The commissioner may, in consultation with the fiscal committee, adopt  
6 rules, if necessary, to implement the provisions of this paragraph. The department shall seek, with  
7 the approval of the fiscal committee, all necessary and appropriate waivers to implement the  
8 provisions of this paragraph.

9 2 Effective Date. This act shall take effect January 1, 2021.

2019-1332h

AMENDED ANALYSIS

Requires the Medicaid managed care program to provide dental benefits to covered persons.

Amendment to HB 2-FN-A-LOCAL

1           1 New Subdivision; Child Abuse Specialized Medical Evaluation Program. Amend RSA 169-C  
2 by inserting after section 39-k the following new subdivision:

3                           Child Abuse Specialized Medical Evaluation Program

4           169-C:39-1 Child Abuse Specialized Medical Evaluation Program Established. A child abuse  
5 specialized medical evaluation program is hereby established in the department. The program shall  
6 include the following elements:

7           I. Child protective service workers shall have on-call access, 24 hours a day and 7 days a  
8 week, to an experienced health care professional who is trained in and can advise on the  
9 standardized diagnostic methods, treatment, and disposition of suspected child sexual abuse and  
10 physical abuse.

11           II. Department nurses and child protective service workers performing screenings and  
12 assessments of reported cases of child abuse shall receive pre-service training in the standardized  
13 medical diagnostic methods, treatment, and disposition as well as periodic in-service training by  
14 health care providers experienced in child abuse and neglect.

15           III. Annually, a limited number of designated health care providers geographically  
16 distributed shall be trained in nationally recognized curricula to respond to initial presentations of  
17 child sexual abuse, physical abuse, and neglect.

18           IV. Health care professionals who participate in the training or are members of a  
19 multidisciplinary team, working with the department of health and human services or law  
20 enforcement, shall participate in periodic peer or expert reviews of their evaluations and undertake  
21 continuing education in the medical evaluation of child abuse and neglect according to professional  
22 standards.

23           V. The department shall contract with a health care provider with experience in child  
24 abuse and neglect to administer the program in collaboration with participating private and public  
25 entities.

26           VI. Reimbursement rates for health care providers who participate in the program shall  
27 reflect the average cost to deliver such services, including the participation in multidisciplinary  
28 team activities and associated court proceedings. The rates shall be periodically reviewed and, if  
29 necessary, revised.

30           VII. The commissioner of the department shall adopt rules, under RSA 541-A, relative to  
31 the medical evaluation program, training and continuing education requirements, and  
32 reimbursement rates.

Amendment to HB 2-FN-A-LOCAL  
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1        2 Effective Date. This act shall take effect 60 days after its passage.

2019-1243h

AMENDED ANALYSIS

1. Establishes a child abuse specialized medical evaluation program in the department of health and human services.

UNAPPROVED

Rep. Rogers, Merr. 28  
March 26, 2019  
2019-1330h  
10/06

Amendment to HB 2-FN-A-LOCAL

1        1 Federal Family Planning Funding. If the proposed federal rule on Compliance with Statutory  
2 Program Integrity Requirements, 83 Fed. Reg. 25,502 (to be codified at 42 C.F.R. pt 59) does not go  
3 into effect and federal family planning funds are made available to the providers funded out of  
4 account 05-95-90-902010-5530, the unused portion of general funds appropriated to that account for  
5 the purpose of replacing lost federal funds shall lapse to the general fund.

2019-1330h

AMENDED ANALYSIS

Provides for the availability of certain federal family planning funds.