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Amendment to HB 2-FN-A-LOCAL

1 1 New Subparagraph; Application of Receipts; Sunny Day Fund. Amend RSA 6:12, I(b) by
2 inserting after subparagraph (343) the following new subparagraph:

3 (344) Moneys credited to the sunny day fund established in RSA 12-O:21-a.

4 2 General Fund Surplus Account; Transfer to Sunny Day Fund. On June 30, 2019, the state
5 treasurer shall transfer the sum of \$3,000,000 from the general fund surplus account to the sunny
6 day fund established in RSA 12-O:21-a.

7 3 New Section; Department of Business and Economic Affairs; Sunny Day Fund. Amend RSA
8 12-O by inserting after section 21 the following new section:

9 12-O:21-a Sunny Day Fund Established.

10 I. There is hereby established in the office of the state treasurer a fund to be known as the
11 sunny day fund, which shall be kept distinct and separate from all other funds. The commissioner
12 shall administer the fund. The fund shall be nonlapsing and continually appropriated to the
13 commissioner for the purpose of obtaining and disbursing grants for research and development,
14 including any preliminary funding necessary to obtain grant funding, supporting the infrastructure
15 necessary to address critical gaps in the state's ability to attract research and development projects,
16 increasing commercialization of new technologies, leveraging federal funds, and supporting
17 business development and expansion. Grants may be from federal, private, or other sources.

18 II. The New Hampshire Research and Industry Council ("council"), with the support of the
19 New Hampshire Established Program to Stimulate Competitive Research (NH EPSCoR), shall
20 administer the grant program application and approval process in consultation with the
21 commissioner, manage the annual investment portfolio, and evaluate investment performance. An
22 organization may apply for funding under this section pursuant to the procedures established by
23 the council. The council shall assign preference to grant applications that:

24 (a) Increase New Hampshire's competitiveness through innovation.

25 (b) Attract talent to New Hampshire.

26 (c) Target existing industrial-cluster strength, potential growth, and research capacity.

27 (d) Target areas of strategic priority as determined by NH EPSCoR and the department
28 of business and economic affairs.

29 (e) Qualify for available matching funds from federal, private, or other sources.

30 III. Beginning July 1, 2021, and annually thereafter, the council shall conduct a survey of
31 all organizations which receive grants under this section to evaluate the return on investment from
32 the state's funding support and to permit the general court to consider legislation for continued

Amendment to HB 2-FN-A-LOCAL
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1 funding. The council shall, no sooner than 18 months after the effective date of this section, develop
2 and distribute a survey instrument to all organizations that have received grant funding under this
3 section. The survey shall, at a minimum, collect the following information for each organization
4 that receives grant funds under this section:

- 5 (a) Number of grants obtained.
- 6 (b) Total funding from grants and other investments.
- 7 (c) Amount of federal funds obtained.
- 8 (d) Number of employees.
- 9 (e) Number of jobs created as a result of funding received under this section.
- 10 (f) Number of licensing agreements secured.
- 11 (g) Number of patents filed.

12 IV. An organization shall submit the completed survey to the council within 6 weeks of
13 receipt. The council shall collect the completed surveys and submit them to the commissioner of the
14 department of business and economic affairs. Any organization which fails to timely submit a
15 completed survey shall not be eligible to obtain additional funding under this section.

16 V. Administrative costs shall not exceed 8 percent of annual fund expenditures.

17 4 Effective Date. This act shall take effect June 30, 2019.

2019-2178s

AMENDED ANALYSIS

1. Establishes the sunny day fund and grant program in the department of business and economic affairs to obtain and disburse grants for research and development, support the infrastructure necessary to address critical gaps in the state's ability to attract research and development projects, increase commercialization of new technologies, leverage federal funds, and support business development and expansion.

2. Transfers funds from the general fund surplus account to fund the program.

Sen. Giuda, Dist 2
May 21, 2019
2019-2171s
06/10

Amendment to HB 2-FN-A-LOCAL

1 1 Department of Transportation; Appropriation. The sum of \$2,140,000 is hereby appropriated
2 to the department of transportation for the fiscal year ending June 30, 2019, which shall be
3 nonlapsing, for the purpose of providing a state aid construction program match for the project
4 named Tilton project number 29753, to reconstruct and reclassify 1.97 miles of Calef Hill Road. The
5 governor is authorized to draw a warrant for said sum out of any money in the treasury not
6 otherwise appropriated.

7 2 Effective Date. Section 1 of this act shall take effect June 30, 2019.

2019-2171s

AMENDED ANALYSIS

1. Makes an appropriation to the department of transportation to provide a state aid construction program match for the project named Tilton project number 29753, to reconstruct and reclassify 1.97 miles of Calef Hill Road.

SENATE FINANCE COMMITTEE - BUDGET DECISION SHEET						
DHHS - Division of Behavioral Health						
	SOF	FY 2019	FY 2020	FY 2021	Total	
<u>HB 1:</u>						
Increase funding to fully fund community and housing supports.	G	\$0	\$450,000	\$450,000	\$900,000	

Sen. Rosenwald, Dist 13
May 20, 2019
2019-2078s
10/05

Amendment to HB 2-FN-A-LOCAL

- 1 1 Appropriation. The sum of \$1,000,000 for the fiscal year ending June 30, 2019 is hereby
2 appropriated to the department of health and human services for the purposes of upgrading
3 existing substance use disorder treatment and recovery housing facilities and creating new
4 substance use disorder treatment and recovery housing facilities. Funds appropriated under this
5 section shall be used for upgrading or renovating existing facilities to ensure compliance with fire
6 code and safety standards; expanding existing facilities to increase service capacity; and developing
7 new substance use disorder treatment and recovery housing facilities. Facilities receiving funds
8 under this section shall be in compliance with any state rules associated with the operation of such
9 programs. The governor is authorized to draw a warrant for said sum out of any money in the
10 treasury not otherwise appropriated. Funds appropriated in this section shall be nonlapsing.
11 2 Effective Date. Section 1 of this act shall take effect June 30 2019.

2019-2078s

AMENDED ANALYSIS

1. Makes an appropriation to the department of health and human services for the purposes of upgrades to substance use disorder treatment facilities.

Sen. D'Allesandro, Dist 20
May 23, 2019
2019-2267s
01/10

Amendment to HB 2-FN-A-LOCAL

1 1 Department of Health and Human Services; Suspension of Home Health Services; Rate
2 Setting. Notwithstanding any provision of law to the contrary, RSA 126-A:18-a, relative to rate
3 settings for home health services, shall be suspended for the biennium ending June 30, 2021.
4 Payments for home health services shall be limited to appropriations for home health services as
5 may be restricted or reduced by action of the fiscal committee of the general court or by legislative
6 action.

2019-2267s

AMENDED ANALYSIS

This bill suspends rate settings for home health services for the biennium ending June 30, 2021.

UNAPPROVED

Sen. Kahn, Dist 10
May 17, 2019
2019-2052s
04/05

Amendment to HB 2-FN-A-LOCAL

- 1 1 Appropriation; Department of Education. The sum of \$500,000 for the fiscal year ending
2 June 30, 2019 is hereby appropriated to the department of education for the purpose of providing
3 funding to Granite State Independent Living to support the IMPACCT (Inspiring the Mastery of
4 Post-Secondary Achievement in College, Career, and Training) program. This appropriation shall
5 be in addition to any other funds appropriated to the department of education and shall not lapse.
6 The governor is authorized to draw a warrant for said sum out of any money in the treasury not
7 otherwise appropriated.
- 8 2 Effective Date. This act shall take effect June 30, 2019.

2019-2052s

AMENDED ANALYSIS

1. Makes an appropriation to the department of education to support the Granite State Independent Living IMPACCT program.

Amendment to HB 2-FN-A-LOCAL

1 1 Low and Moderate Income Homeowners Property Tax Relief; Statewide Education Property
2 Tax; Income and Property Criteria. Amend RSA 198:57, III and IV to read as follows:

3 III. An eligible tax relief claimant is a person who:

4 (a) Owns a homestead or interest in a homestead subject to the education tax;

5 (b) Resided in such homestead on April 1 of the year for which the claim is made, except
6 such persons as are on active duty in the United States armed forces or are temporarily away from
7 such homestead but maintain the homestead as a primary domicile; and

8 (c) Realizes total household income of:

9 (1) [~~\$20,000~~] **\$40,000** or less if a single person;

10 (2) [~~\$40,000~~] **\$80,000** or less if a married person or head of a New Hampshire
11 household.

12 ***III-a. The commissioner shall biennially adjust the total household income***
13 ***limitations in subparagraph III(c), rounding to the nearest \$1,000 based on the 2-year (24-***
14 ***month) percentage change in the Consumer Price Index for All Urban Consumers,***
15 ***Northeast Region as published by the Bureau of Labor Statistics, United States***
16 ***Department of Labor using the amount published for the month of January immediately***
17 ***preceding the start of the application period.***

18 IV. All or a portion of an eligible tax relief claimant's state education property taxes, RSA
19 76:3, shall be rebated as follows:

20 (a) Multiply the total local assessed value of the claimant's property by the percentage
21 of such property that qualifies as the claimant's homestead;

22 (b) Multiply [~~\$100,000~~] **\$170,000** by the most current local equalization ratio as
23 determined by the department of revenue administration;

24 (c) Multiply the lesser of the amount determined in subparagraph (a) or (b) by the
25 education tax rate as shown on the tax bill under RSA 76:11-a;

26 (d) Multiply the product of the calculation in subparagraph (c) by the following
27 percentage as applicable to determine the amount of tax relief available to the claimant[:

28 (1). If [~~a single person and~~] total household income is:

29 [A] **(1) Less than [~~\$12,500~~] 60 percent of the total household income**
30 ***under paragraphs III and III-a, 100 percent;***

31 [B] ~~-\$12,500 but less than \$15,000~~ **(2) More than 60 percent but less than**
32 ***75 percent of the total household income under paragraphs III and III-a, 60 percent;***

Amendment to HB 2-FN-A-LOCAL
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1 ~~[(C) \$15,000 but less than \$17,500]~~ (3) *More than 75 percent but less than*
2 *90 percent of the total household income under paragraphs III and III-a*, 40 percent; or

3 ~~[(D) \$17,500 but less than or equal to \$20,000]~~ (4) *90 percent or more of the*
4 *total household income under paragraphs III and III-a*, 20 percent.

5 ~~[(2) If a head of a New Hampshire household or a married person and total~~
6 ~~household income is:~~

7 (A) less than \$25,000], 100 percent;

8 ~~(B) \$25,000 but less than \$30,00, 60 percent;~~

9 ~~(C) \$30,000 but less than \$35,000, 40 percent; or~~

10 ~~(D) \$35,000 but less than or equal to \$40,000, 20 percent.]~~

11 (e) The amount determined by subparagraph (d) is the allowable tax relief in any year.

12 2 Application. RSA 198:57 as amended by section 1 of this act shall apply to statewide
13 education property taxes assessed on and after April 1, 2019.

2019-2142s

AMENDED ANALYSIS

1. Increases the income limitations for applications for the low and moderate income homeowners property tax relief program, and provides for adjustment of the limitations according to the Consumer Price Index.

Amendment to HB 2-FN-A-LOCAL

1 1 Director of Charitable Trusts; Standards for Acquisition Transactions Involving Health Care
2 Charitable Trusts and Review by Director of Charitable Trusts. Amend RSA 7:19-b, II(b) to read as
3 follows:

4 (b) Due diligence has been exercised in selecting the acquirer, in engaging and
5 considering the advice of expert assistance, in negotiating the terms and conditions of the proposed
6 transaction, and in determining that the transaction is in the best interest of the health care
7 charitable trust and the community *or communities* which it serves, ***including the community's***
8 ***or communities' need to access to quality and affordable physical and mental health care***
9 ***services;***

10 2 Director of Charitable Trusts; Standards for Acquisition Transactions Involving Health Care
11 Charitable Trusts and Review by Director of Charitable Trusts. Amend RSA 7:19-b, II(e)-(g) to read
12 as follows:

13 (e) The assets of the health care charitable trust and any proceeds to be received on
14 account of the transaction shall continue to be devoted to charitable purposes consistent with the
15 charitable objects of the health care charitable trust and the needs of the community *or*
16 ***communities*** which it serves, ***including the community's or communities' need to access***
17 ***quality and affordable physical and mental health care services;***

18 (f) If the acquirer is other than another New Hampshire health care charitable trust,
19 control of the proceeds shall be independent of the acquirer; and

20 (g) Reasonable public notice of the proposed transaction and its terms has been
21 provided to the community *or communities* served by the health care charitable trust, ***including,***
22 ***but not limited to, transaction documents and an analysis of how the transaction will***
23 ***meet the community's or communities' need for access to quality and affordable physical***
24 ***and mental health care services,*** along with reasonable and timely opportunity for such
25 community, through *well-noticed* public [~~hearing or~~] ***hearings and*** other similar methods, to
26 inform the deliberations of the governing body of the health care charitable trust regarding the
27 proposed transaction.

2019-2323s

AMENDED ANALYSIS

1. Clarifies the standards for acquisition transactions involving health care charitable trusts and the review required by the director of charitable trusts.

Amendment to HB 2-FN-A-LOCAL

1 1 Department of Corrections; Powers and Duties of Commissioner. Amend RSA 21-H:8, VI-VII
2 to read as follows:

3 VI. The commissioner may enter into contracts with the state's counties, the governments
4 of other states, ~~and~~ the federal government, ~~and~~ **or other** appropriate ~~private~~ **government**
5 agencies or facilities and make proper and necessary arrangements with them for the transfer and
6 reception of inmates and allow transfers to state prisons of any person. Any person who is confined
7 awaiting trial on a felony charge may be transferred to the state prison from the county correctional
8 facility, upon the recommendation of the superintendent of the county department of corrections,
9 and with the approval of the county commissioners of said county. The superintendent may
10 transfer a prisoner, without the approval of the county commissioners, if the superintendent
11 determines the transfer is necessary for public safety or emergency reasons. The county
12 commissioners shall review any such transfer at their next regular meeting. If the county
13 commissioners reject the transfer, the prisoner shall be returned to the facility from which the
14 prisoner came as soon as practicable.

15 VII.**(a)** The commissioner may order the assignment and transfer of persons committed to
16 his **or her** custody to **a** correctional ~~facilities~~ **facility** of the department or ~~facilities~~ **a**
17 **correctional facility operated by a state government in another jurisdiction, or a public**
18 **facility** under contract with the department. **The commissioner shall not enter into a contract**
19 **with a private or for-profit entity for the custody or care of state prisoners or for the**
20 **administration or operation of a state correctional facility.**

21 **(b) Notwithstanding subparagraph (a), if the governor, upon recommendation**
22 **of the commissioner, declares by executive order that a corrections emergency exists that**
23 **requires the commissioner to enter into a temporary contract with a private or for-profit**
24 **entity to secure provisional housing for displaced prisoners, the commissioner may enter**
25 **into such a contract, pending approval of the governor and the council. Any such**
26 **contract shall be for no more than 3 months and may be extended, with executive council**
27 **approval, for no more than 3 months at a time and for no more than 21 months after the**
28 **governor first determines that the prison emergency exists. A temporary contract entered**
29 **into under this section shall not permanently or indefinitely replace a New Hampshire**
30 **department of corrections correctional facility or a contract between the department**
31 **another other public facility.**

32 2 New Paragraph; County Department of Corrections. Amend RSA 30-B:1 by inserting after

Amendment to HB 2-FN-A-LOCAL
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1 paragraph II the following new paragraph:

2 III. No county shall enter into a contract with a private or for-profit entity for the custody
3 or care of county prisoners or for the administration or operation of a county correctional facility.

4 3 Commissioner of Health and Human Services. Amend RSA 126-A:5, II to read as follows:

5 II.(a) The commissioner may enter into such contracts [~~as the commissioner deems~~
6 ~~necessary~~], **consistent with state law**, for the provision of services to clients of the department and
7 for the operation of facilities of the department, subject to the approval of the governor and council.
8 The commissioner further may receive, expend, control, convey, hold in trust, or invest any funds or
9 real or personal property given or devised to or owned by any facility as the commissioner deems
10 appropriate or expedient. At the discretion of the commissioner, the department may directly
11 operate and administer [~~any~~] **a** program or facility which provides, or which may be established to
12 provide, services to clients of the department[~~, or the commissioner may contract with any~~
13 ~~individual, partnership, association, agency, or corporation, either public or private, profit, or~~
14 ~~nonprofit, as, in the discretion of the commissioner, may be necessary and appropriate for the~~
15 ~~operation and administration of [any] a program or facility which provides services to clients of the~~
16 ~~department~~].

17 (b) *The commissioner shall not enter into a contract with a private or for-profit*
18 *entity for:*

19 (1) *The administration or operation of the youth services center under RSA*
20 *621-A or for the custody or care of children housed at the youth services center.*

21 (2) *The administration or operation of a state mental health facility under*
22 *RSA 135-C or for the custody or care of persons with a mental illness housed at a state*
23 *mental health facility.*

24 (3) *The administration or operation of a state facility providing services to*
25 *persons with a developmental disability under RSA 171-A or persons involuntarily*
26 *admitted under RSA 171-B, or for the custody or care of such persons housed at a state-*
27 *operated facility.*

28 4 New Hampshire Mental Health Services System; State Services System Established. Amend
29 RSA 135-C:3 to read as follows:

30 135-C:3 State Services System Established. The department shall establish, maintain,
31 implement, and coordinate a system of mental health services under this chapter and a system of
32 developmental services under RSA 171-A. Both systems shall be supervised by the commissioner.
33 At the discretion of the commissioner, the department may directly operate and administer [~~any~~] **a**
34 program or facility which provides, or which may be established to provide, services to mentally ill
35 or developmentally impaired persons [~~or may enter into a contract with any individual, partnership,~~
36 ~~association, public or private, for profit or nonprofit, agency or corporation for the operation and~~
37 ~~administration of any such program or facility~~]. *The commissioner shall not enter into a*

Amendment to HB 2-FN-A-LOCAL
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1 *contract with a private or for-profit entity for the administration or operation of a state*
2 *mental health facility under this chapter or for the care or custody of persons housed in a*
3 *state mental health facility.*

4 5 Youth Services Center; Powers and Duties of Commissioner. Amend RSA 621-A:4, I to read
5 as follows:

6 I. The commissioner shall maintain the youth services center for such purposes as [the
7 commissioner shall determine] *provided in law*, which may include, but are not limited to, the
8 purposes described in RSA 621-A:5. *The commissioner shall not enter into a contract with a*
9 *private or for-profit entity for the custody or care of children at the youth services center*
10 *or for the administration or operation of the youth services center.*

11 6 Applicability. This act shall not apply to any contract entered into prior to the effective date
12 of this act by the commissioner of the department of corrections with a private entity for the custody
13 of prisoners. Upon the expiration of any such contract, the commissioner shall transfer custody of
14 such prisoners to a state or county correctional facility operated by the state of New Hampshire or
15 another state government, or the federal government. This act shall not apply to contracts for goods
16 and services which are ancillary to the custody of inmates such as medical or educational services,
17 or repair and maintenance contracts.

2019-2166s

AMENDED ANALYSIS

This bill prohibits the department of corrections from transferring custody of prisoners to a correctional facility operated by a private or for-profit entity, except when the governor, upon recommendation of the commissioner of the department of corrections, declares by executive order that a corrections emergency exists. The bill also prohibits the state from entering into a contract with a private or for-profit entity for the operation or administration of any state facility providing housing or services for children housed at the Sununu youth services center, or persons with a mental illness, developmental disability, or who are involuntarily committed.

Amendment to HB 2-FN-A-LOCAL

1 1 Department of Safety; Appropriation.

2 I. The sum of up to \$4,200,000 is hereby appropriated to the department of safety for the
3 biennium ending June 30, 2021, for the purpose of funding the reallocation, pursuant to a request
4 made and granted under RSA 21-I:54, of all sworn state police troopers from the rank of
5 probationary trooper through the rank of captain. In the event the reallocation request is not
6 approved, said funds may be used to fund a collectively bargained trooper pay raise.

7 II. For the purpose of funding the appropriation contained in paragraph I, the governor
8 shall identify excess appropriations from sums appropriated to the department of safety for the
9 biennium ending June 30, 2021 from any source and transfer such sums to the appropriate class
10 lines. Any transfers made pursuant to this section shall not require the prior approval of the fiscal
11 committee of the general court or the executive council.

12 III. Prior to making the transfers in paragraph II, the governor shall certify to the fiscal
13 committee of the general court that any excess appropriations identified pursuant to this section are
14 in addition to any projected lapses assumed during the adoption of the state operating budget for
15 the biennium ending June 30, 2021.

2019-2180s

AMENDED ANALYSIS

1. Makes an appropriation to the department of safety to fund a reallocation of certain state police trooper positions.

Sen. Giuda, Dist 2
Sen. Feltes, Dist 15
May 28, 2019
2019-2359s
05/08

Amendment to HB 2-FN-A-LOCAL

1 1 Appropriation; Department of Health and Human Services; Medicaid Waiver Independent
2 Case Managers. The sum of \$250,000 for the fiscal year ending June 30, 2020 and the sum of
3 \$250,000 for the fiscal year ending June 30, 2021 are hereby appropriated to the department of
4 health and human services for the purpose of funding rate increases for Medicaid waiver
5 independent case managers. The governor is authorized to draw a warrant for said sums from any
6 money in the treasury not otherwise appropriated. Notwithstanding RSA 14:30-a, VI, the
7 department may accept and expend any matching federal funds without prior approval of the fiscal
8 committee of the general court.

2019-2359s

AMENDED ANALYSIS

1. Makes an appropriation to the department of health and human services to fund rate increases for Medicaid waiver independent case managers.

Sen. Feltes, Dist 15
Sen. Reagan, Dist 17
May 28, 2019
2019-2360s
05/08

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing section 217 with the following:

2

3 217 Education Trust Fund. Notwithstanding RSA 198:39, I, for the biennium ending June 30,
4 2021, the education trust fund may be used for the purpose of distributing school building aid to
5 school districts and approved chartered public schools pursuant to RSA 198:15-b, distributing
6 tuition and transportation funds to school districts for students attending career and technical
7 education programs pursuant to RSA 188-E:9, and distributing special education aid to school
8 districts pursuant to RSA 186-C:18.

9

10 Amend the bill by replacing sections 259-265 with the following:

11

12 259 School Money; Fiscal Capacity Disparity Aid. RSA 198:40-c is repealed and reenacted to
13 read as follows:

14 198:40-c Fiscal Capacity Disparity Aid.

15 I. In addition to aid for the cost of the opportunity for an adequate education provided
16 under RSA 198:40-a, each biennium the commissioner shall calculate fiscal capacity disparity aid
17 and provide that amount of aid in each year of the biennium to a municipality's school districts as
18 follows:

19 (a) A municipality with an equalized valuation per pupil of \$350,000 or less shall
20 receive \$675 per pupil in the municipality's ADMA.

21 (b) A municipality with an equalized valuation per pupil between \$350,001 and
22 \$899,999 shall receive a grant equal to \$0.0012 for each dollar of difference between its equalized
23 valuation per pupil and \$900,000, per pupil in the municipality's ADMA.

24 (c) A municipality with an equalized valuation per pupil of \$900,000 or more shall
25 receive no fiscal capacity disparity aid.

26 II. Fiscal capacity disparity aid shall be distributed pursuant to RSA 198:42.

27 III. In this section, "equalized valuation per pupil" means a municipality's equalized
28 valuation, including properties subject to taxation under RSA 82 and RSA 83-F, as determined by
29 the department of revenue administration, that was the basis for the local tax assessment in the
30 determination year, divided by the school district's kindergarten through grade 12 ADMA in the
31 determination year.

Amendment to HB 2-FN-A-LOCAL

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1 260 Determination of Education Grants. Amend RSA 198:41, IV(d) to read as follows:

2 (d) For fiscal year 2017 and each fiscal year thereafter, the department of education
3 shall distribute a total education grant to each municipality in an amount equal to the total
4 education grant for the fiscal year in which the grant is calculated plus a percentage of the
5 municipality's fiscal year 2012 stabilization grant, if any, distributed to the municipality; the
6 percentage shall be 96 percent for fiscal year 2017, [~~and shall be reduced by 4 percent of the amount~~
7 ~~of the 2012 education grant for each fiscal year thereafter~~] **92 percent for fiscal year 2018, 88**
8 **percent for fiscal year 2019, and 100 percent for fiscal year 2020 and each fiscal year**
9 **thereafter**. No stabilization grant shall be distributed to any municipality for any fiscal year in
10 which the municipality's education property tax revenue collected pursuant to RSA 76 exceeds the
11 total cost of an adequate education or to any municipality for any fiscal year in which the
12 municipality's ADMA is zero.

13 261 Chartered Public Schools; Funding. Amend RSA 194-B:11, I(b)(1)(A) to read as follows:

14 (b)(1)(A) Except as provided in subparagraph (2), for a chartered public school authorized by the
15 state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to RSA
16 198:40-a, II(a)-(c) and (e) plus an additional grant of \$3,286 to all chartered public schools for the
17 fiscal year ending June 30, 2018, [~~and~~] \$3,411 to all chartered public schools for the fiscal year
18 ending June 30, 2019, **and \$3,785 to all chartered public schools for the fiscal year ending**
19 **June 30, 2020** and each fiscal year thereafter, except for the Virtual Learning Academy Charter
20 School, directly to the chartered public school for each pupil who is a resident of this state in
21 attendance at such chartered public school. Beginning July 1, 2017 and every biennium thereafter,
22 the department of education shall adjust the per pupil amount of the additional grant based on the
23 average change in the Consumer Price Index for All Urban Consumers, Northeast Region, using the
24 "services less medical care services" special aggregate index, as published by the Bureau of Labor
25 Statistics, United States Department of Labor. The state shall pay amounts required pursuant to
26 RSA 198:40-a, II(d) directly to the resident district.

2019-2360s

AMENDED ANALYSIS

Replace paragraphs 106 and 107 with the following:

106. Permits additional education-related expenditures from the education trust fund for the biennium ending June 30, 2021, and revises the formula for fiscal disparity aid and stabilization grants.

**Senator Feltes / Senator Reagan Proposed HB1 Change
(Related to HB 2 Amendment 2360s)**

Explanation: Makes adjustments to payments to district schools and charter schools, based on amendment #2019-2360s.						
	FY 2020			FY 2021		
	House Passed	Change	Senate Finance	House Passed	Change	Senate Finance
06-56-56-567010-3043						
Education Trust Fund						
077 Building Aid - Education	38,700,000	(200,000)	38,500,000	42,600,000	(12,100,000)	30,500,000
079 Adequate Education Aid	959,719,924	(35,823)	959,684,101	1,049,266,555	(71,520,677)	977,745,878
600 Tuition and Transportation Aid	10,900,000	(1,900,000)	9,000,000	10,900,000	(1,900,000)	9,000,000
611 Charter School Tuition	41,776,354	1,222,727	42,999,081	44,987,603	1,307,515	46,295,118
629 Special Education Aid	30,800,000	-	30,800,000	30,800,000	-	30,800,000
Total Expenditures	1,081,896,278	(913,096)	1,080,983,182	1,178,554,158	(84,213,162)	1,094,340,996
Education Trust Fund	1,081,896,278	(913,096)	1,080,983,182	1,178,554,158	(84,213,162)	1,094,340,996
Total Funding	1,081,896,278	(913,096)	1,080,983,182	1,178,554,158	(84,213,162)	1,094,340,996
Previously Approved by Committee						

Sen. Reagan, Dist 17
Rep. Khan, Rock. 20
May 28, 2019
2019-2358s
08/05

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing sections 156-159 with the following:

2

3 156 Governor's Scholarship Program and Fund. RSA 4-C:31 through 4-C:35 are repealed and
4 reenacted to read as follows:

5 4-C:31 Definitions. In this subdivision:

6 I. "Commission" means the college tuition savings plan advisory commission established in
7 RSA 195-H:2.

8 II. "Eligible institution" means a postsecondary educational institution or training program
9 within the university system of New Hampshire as defined in RSA 187-A, a postsecondary
10 educational institution within the community college system of New Hampshire as defined in RSA
11 188-F, or a private postsecondary institution approved to operate in this state that:

12 (a) Is approved by the higher education commission pursuant to RSA 21-N:8-a and
13 accredited by the New England Commission of Higher Education; and

14 (b) Is a not-for-profit organization eligible to receive federal Title IV funds.

15 III. "Eligible student" means a first-year, full-time, Pell Grant-eligible student who meets
16 the eligibility and residency requirements of RSA 4-C:33. "First-year" means a student who has
17 never enrolled in an eligible institution .

18 IV. "Full-time" means an enrolled student who is carrying an academic course load that is
19 determined to be full-time by the eligible institution based on a standard applicable to all students
20 enrolled in a particular educational program. The student's course load may include any
21 combination of courses, work, research, or special studies that the eligible institution considers
22 sufficient to classify the student as full-time.

23 4-C:32 Governor's Scholarship Program and Fund Established.

24 I. There is hereby established the governor's scholarship program and the governor's
25 scholarship fund. The program and fund shall be administered by the commission. The fund shall
26 be kept distinct and separate from all other funds and shall be used to provide scholarships which a
27 recipient shall apply to the costs of an education at an eligible institution. The funds shall be
28 distributed to an eligible institution based on the number of eligible students awarded a scholarship
29 and upon receipt of a request for reimbursement for such scholarship funds accompanied by
30 appropriate documentation.

31 II. The state treasurer shall credit to the fund any appropriation relating to the governor's
32 scholarship fund made in each fiscal year to the commission. The state treasurer shall invest the

Amendment to HB 2-FN-A-LOCAL
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1 fund in accordance with RSA 6:8. Any earnings shall be added to the fund.

2 III. All moneys in the fund shall be nonlapsing and continually appropriated to the
3 commission for the purposes of this subdivision.

4 IV. The commission may institute promotional programs and solicit and receive cash gifts
5 or other donations for the purpose of supporting educational scholarships from the fund. The
6 commission shall not solicit or accept real property.

7 V. All gifts, grants, and donations of any kind shall be credited to the fund.

8 4-C:33 Eligibility.

9 I. Any person who meets the following requirements shall be an eligible student:

10 (a) A person shall meet the residency requirements of RSA 193:12; be a graduate of a
11 New Hampshire high school, public academy, chartered public school, New Hampshire private
12 preparatory high school, a high school-level home education program as defined in RSA 193-A; have
13 received a New Hampshire high school equivalency certificate; have completed at least 3 years of
14 high school in this state; be pursuing a certificate, associate, or bachelor degree at an eligible
15 institution in this state; and be eligible to receive a Pell grant; or

16 (b) A person shall be a graduate of a preparatory high school outside of this state while
17 a dependent of a parent or legal guardian who is a legal resident of this state and who has custody
18 of the dependent; or

19 (c) A person shall have a parent or guardian who has served in or has retired from the
20 United States Army, Navy, Air Force, Marine Corps, or Coast Guard within the last 4 years and is a
21 resident of this state; or

22 (d) A person shall be a graduate of a high school, public academy, chartered public high
23 school, or a high school-level home education program outside of this state but have maintained his
24 or her primary residence in this state for not less than 5 years preceding the date of application for
25 a scholarship.

26 II. A person shall meet the qualifications for academic performance or work experience as
27 established by the commission.

28 III. A person shall not have been adjudicated delinquent or convicted or pled guilty or nolo
29 contendere to any felonies or any second or subsequent alcohol or drug-related offenses under the
30 laws of this or any other state, or under the laws of the United States, except that an otherwise
31 eligible person who has been adjudicated delinquent or has been convicted or pled guilty or nolo
32 contendere to a second or subsequent alcohol or drug-related misdemeanor offense shall be eligible
33 or continue to be eligible for a scholarship after the expiration of one academic year from the date of
34 adjudication, conviction, or plea.

35 4-C:34 Procedures.

36 I. All scholarship funds shall be distributed to the eligible student by the eligible
37 institution. The institution shall include the scholarship in the student's financial aid package and

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1 may seek subsequent reimbursement. The state shall provide the reimbursements twice per year to
2 each eligible institution for the number of eligible students enrolled in the current semester or term
3 who are receiving a scholarship. The institution shall submit the list of scholarship recipients to the
4 commission or its designee no later than November 30 and April 30 of each academic year, and shall
5 be reimbursed within 30 days of submission.

6 II. An eligible student may receive a scholarship in the amount of \$1,000 per year provided
7 he or she maintains at least a 2.0 grade point average. An eligible student who earned the New
8 Hampshire scholar designation at the time of high school graduation may receive a scholarship in
9 the amount of \$2,000 per year provided he or she maintains at least a 2.5 grade point average. The
10 eligible institution shall not reduce any merit or need-based grant aid that would have otherwise
11 been provided to the eligible student. An eligible student may receive an annual scholarship for a
12 maximum of 4 years.

13 III. In the event the state does not reimburse the eligible institution for scholarship
14 amounts paid to an eligible student receiving an award, the eligible institution shall agree not to
15 seek additional payments from the eligible student and to absorb the loss of funds without any
16 consequence to the eligible student.

17 IV. The commission shall adopt rules, pursuant to RSA 541-A, relative to awarding and
18 disbursing scholarship funds to an eligible student enrolled in an eligible institution.

19 V. An eligible student, who initially attends a community college and transfers directly to
20 an eligible institution, without a break in attendance, shall remain an eligible student for a
21 maximum of 4 years of total eligibility.

22 VI. The commission may hire staff or enter into a contract for services or personnel
23 necessary to administer the program.

24 157 Program Transferred. The administration, implementation, and management of the
25 governor's scholarship program established in RSA 4-C:31-34 is hereby transferred to the college
26 tuition savings plan advisory commission established in RSA 195-H:2. Any administrative rules for
27 the governor's scholarship program shall continue in effect and shall be enforced by the commission
28 until such rules expire or are repealed or amended in accordance with applicable law.

29 158 Application of Receipts; Governor's Scholarship Fund. Amend RSA 6:12, I(b)(336) to read
30 as follows:

31 (336) Moneys deposited into the governor's scholarship fund established in [~~RSA 4-~~
32 ~~C:34] **RSA 4-C:32**.~~

33 159 College Tuition Savings Plan Advisory Commission; Administration of Governor's
34 Scholarship Program. Amend the introductory paragraph of RSA 195-H:2, I(a) to read as follows:

35 I.(a) There is established the New Hampshire college tuition savings plan advisory
36 commission which shall ensure the proper administration and management of the savings plan.
37 The advisory commission shall ensure that the savings plan complies with the requirements of

Amendment to HB 2-FN-A-LOCAL

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1 section 529 of the Internal Revenue Code of 1986, as amended, and any related federal law
2 applicable to the savings plan. The commission shall also be responsible for ensuring the proper
3 administration, implementation, and management of the New Hampshire excellence in higher
4 education endowment trust fund established in RSA 6:38, **and the governor's scholarship**
5 **program and fund established in RSA 4-C:31-34.** The commission shall consist of the following
6 members:

7 160 New Hampshire Excellence in Higher Education Endowment Trust Fund. Amend RSA
8 6:38 to read as follows:

9 6:38 New Hampshire Excellence in Higher Education Endowment Trust Fund Established.

10 I. There is hereby established in the office of the treasurer the New Hampshire excellence
11 in higher education endowment trust fund which shall be kept distinct and separate from all other
12 funds. Annual assessments less any annual administrative costs received from the New Hampshire
13 college tuition savings plan established under RSA 195-H shall be credited to the trust fund to
14 provide scholarships for the benefit of residents of the state pursuing programs of study at eligible
15 educational institutions within the state, **from which not less than 5 percent and not more**
16 **than 40 percent shall be allocated through the college tuition savings plan endowment**
17 **allocation program. From July 1, 2019 through June 30, 2024, an annual assessment not**
18 **to exceed \$1,000,000 may be transferred to the business finance authority established in**
19 **RSA 162-A for the purpose of providing forgivable loans to qualified individuals under the**
20 **regenerative manufacturing workforce development program established in RSA 162-T.**

21 II. The state treasurer shall be the trustee of the trust fund established in this chapter, and
22 shall invest the trust fund in accordance with RSA 6:8. Any earnings on trust fund moneys shall be
23 added to the trust fund.

24 III. All moneys in the trust fund shall be nonlapsing and shall be continually appropriated
25 to the commission for purposes of providing education scholarships under this subdivision **and the**
26 **governor's scholarship program established in RSA 4-C:31-34.**

27 161 Appropriation; Governor's Scholarship Fund. There is hereby appropriated the sum of
28 \$6,000,000 for the fiscal year ending June 30, 2019, to the governor's scholarship fund established
29 in RSA 4-C:32, I. The governor is authorized to draw a warrant for said sums out of any money in
30 the treasury not otherwise appropriated.

31 162 Effective Date. Section 161 of this act shall take effect June 30, 2019.

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AMENDED ANALYSIS

Replace paragraph 47 with the following:

47. Authorizes the establishment of the governor's finish line New Hampshire scholarship program in the community college system of New Hampshire, and transfers administration of the existing governor's scholarship program and fund to the college tuition savings plan advisory commission and makes an appropriation therefor.

48. Authorizes funds in the New Hampshire excellence in higher education endowment trust fund to be used to distribute scholarships under the governor's scholarship program.

49. Authorizes funds to be allocated to the business finance authority for the purpose of awarding forgivable loans under the regenerative manufacturing workforce development program.

50. Requires a portion of New Hampshire college tuition savings plan annual assessments to be distributed for the college tuition savings plan endowment allocation program.

UNAPPROVED

**Senator Reagan / Senator Kahn Proposed HB1 Change
(Related to HB 2 Amendment 2358s)**

Explanation: Provides class 049 to transfer funds to the Department of Education to fund UNIQUE program administration performed.						
	FY 2020			FY 2021		
	House Passed	Change	Senate Finance	House Passed	Change	Senate Finance
010-38-38-351010-1047						
UNIQUE Program						
010 Personal Services-Perm. Classi	-	-	-	-	-	-
020 Current Expenses	355,100	-	355,100	369,300	-	369,300
026 Organizational Dues	7,500	-	7,500	7,500	-	7,500
029 Intra-Agency Transfers	40,134	-	40,134	40,657	-	40,657
040 Indirect Costs	1,233	-	1,233	1,259	-	1,259
049 Transfer to Other State Agenci	-	36,000	36,000	-	36,000	36,000
060 Benefits	-	-	-	-	-	-
070 In-State Travel Reimbursement	1	-	1	1	-	1
080 Out-Of State Travel	1	-	1	1	-	1
107 Scholarships and Grants	16,080,000	(36,000)	16,044,000	16,472,400	(36,000)	16,436,400
Total Expenditures	16,483,969	-	16,483,969	16,891,118	-	16,891,118
009 Agency Income ¹	16,483,969	-	16,483,969	16,891,118	-	16,891,118
Total Funding	16,483,969	-	16,483,969	16,891,118	-	16,891,118
¹ New Hampshire Excellence in Higher Education Endowment Trust Fund Income						

**Senator Reagan / Senator Kahn Proposed HB1 Change
(Related to HB 2 Amendment 2358s)**

Explanation: Adds appropriation relative to transfer from Treasury for UNIQUE program administration performed.						
	FY 2020			FY 2021		
	House Passed	Change	Senate Finance	House Passed	Change	Senate Finance
060-56-56-567010-3061						
UNIQUE Funds						
042 Post Retirement Benefits	-	2,000	2,000	-	2,000	2,000
050 Part Time Salaries	-	22,000	22,000	-	22,000	22,000
060 Benefits	-	12,000	12,000	-	12,000	12,000
Total Expenditures	-	36,000	36,000	-	36,000	36,000
009 Agency Income (Transfer from Treasury)	-	36,000	36,000	-	36,000	36,000
Total Funding	-	36,000	36,000	-	36,000	36,000

**Senator Reagan / Senator Kahn Proposed HB1 Change
(Related to HB 2 Amendment 2358s)**

		FY 2020			FY 2021		
		House Passed	Change	Senate Finance	House Passed	Change	Senate Finance
		06-56-56-566510-1085 Governor's Scholarship Fund					
010	Personal Services-Perm. Classi	41,321	-	41,321	41,321	(41,321)	-
020	Current Expenses	1,000	-	1,000	1,000	(1,000)	-
027	Transfers to OIT	5,500	-	5,500	5,500	(5,500)	-
028	Transfers to General Services	2,700	-	2,700	2,700	(2,700)	-
029	Intra-Agency Transfers	150	-	150	150	(150)	-
030	Equipment	2,000	-	2,000	2,000	(2,000)	-
037	Technology - Hardware	2,000	-	2,000	2,000	(2,000)	-
038	Technology - Software	250	-	250	250	(250)	-
039	Telecommunications	1,320	-	1,320	1,320	(1,320)	-
060	Benefits	37,528	-	37,528	39,185	(39,185)	-
070	In-State Travel Reimbursement	1,300	-	1,300	1,300	(1,300)	-
102	Contracts for Program Services	10,000	-	10,000	10,000	(10,000)	-
107	Scholarships & Grants	5,894,931	-	5,894,931	7,893,274	(7,893,274)	-
	Total Expenditures	6,000,000	-	6,000,000	8,000,000	(8,000,000)	-
	General Fund	6,000,000	(6,000,000)	-	8,000,000	(8,000,000)	-
009	Agency Income ¹	-	6,000,000	6,000,000	-	-	-
	Total Funding	6,000,000	-	6,000,000	8,000,000	(8,000,000)	-

¹ Governor's Scholarship Fund (HB 2 Amendment appropriates \$6,000,000 into this fund from the general fund in FY 2019)

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing sections 95, 96, and 97 with the following:

2

3 95 New Subdivision; Commission to Study Family Medical Leave Insurance Programs. Amend
4 RSA 275 by inserting after section 77 the following new subdivision:

5 Commission to Study Family Medical Leave Insurance Programs

6 275:78 Commission Established.

7 I. There is established a commission to study and evaluate the establishment of a
8 mandatory participation family medical leave insurance program and a voluntary participation
9 family medical leave insurance program.

10 II. The members of the commission shall be as follows:

11 (a) One member of the senate, appointed by the president of the senate.

12 (b) Two members of the house of representatives, appointed by the speaker of the house
13 of representatives.

14 (c) The commissioner of the department of employment security, or designee.

15 (d) The insurance commissioner, or designee.

16 (e) The commissioner of the department of labor, or designee.

17 (f) The director of the office of strategic initiatives, or designee.

18 (g) A public member, appointed by the governor.

19 III. Legislative members of the commission shall receive mileage at the legislative rate
20 when attending to the duties of the commission.

21 IV. The commission shall:

22 (a) Determine the costs associated with establishing and maintaining a solvent
23 mandatory participation family medical leave insurance program, and a voluntary participation
24 family medical leave insurance program.

25 (b) Determine the impact each type of plan would have on businesses and their
26 employees in New Hampshire.

27 (c) Obtain any other information that is deemed necessary and appropriate for
28 determining the type of program best suited for New Hampshire businesses and employees.

29 V. The members of the study commission shall elect a chairperson from among the
30 members. The first meeting of the commission shall be called by the senate member. The first
31 meeting of the commission shall be held within 45 days of the effective date of this section. Five
32 members of the commission shall constitute a quorum.

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

4 96 Repeal. RSA 275:78, relative to the commission to study family medical leave insurance
5 programs, is repealed.

6 Effective Date. Section 96 of this act shall take effect November 1, 2019.

2019-2320s

AMENDED ANALYSIS

Replace paragraph 35 with the following:

35. Establishes a commission to study and evaluate a mandatory participation family medical leave insurance program and a voluntary participation family medical leave insurance program.

UNAPPROVED