Sen. D'Allesandro, Dist. 20 Sen. Hosmer, Dist. 7 May 18, 2015 2015-1796s 10/05

Draft Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by deleting section 353.



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

2015-1796s

#### AMENDED ANALYSIS

Delete paragraph 123 relative to the procedure to determine rate payments for providers of home and community-based services and nursing services under the care management program, department of health and human services.

**1807s)** replaces HB2 sections 354 and 355.

#### SENATE FINANCE COMMITTEE 2015 BUDGET RECAP SHEET **Department/Agency Name: Health and Human Services** Description Contact Soft Fig. 1997 Description (1997) Description (199 Office of Medicaid Business and Policy Reject additional reduction to the Medicaid caseload Sen. Forrester / \$2,500,000 \$2,500,000 \$0 G Little assumption in FY 2017. (-2.5%) Sen. Forrester / \$2,500,000 \$2,500,000 \$0 F Federal funds for the above. **Little** \$3,300,000 Medicaid Substance Use Disorder Benefit. HB2 (Amendment \$3,300,000 \$0 G Sen. Morse #2015-1721s) to restore. \$3,300,000 \$3,300,000 \$0 F Sen. Morse Federal funds for the above. Sen Managed Care Step 2. HB2 (Amendment #2015-1796s) \$7,250,000 \$7,250,000 \$0 D'Allesandro / G Deletes section 353 concerning the managed care rate setting Hosmer for step 2. \$7,250,000 \$7,250,000 \$0 F Suspension of catastrophic Aid Payments to Hospitals. HB2 Sen \$0 \$0 \$0 D'Allesandro / (Amendment (#2015-1789s) Suspends payments for the Hosmer biennium. Sen \$0 Generically equivalent drugs. HB2 (Amendment #2015-\$0 \$0 D'Allesandro /

Hosmer

Sen. Forrester, Dist. 2 May 21, 2015 2015-1895s 05/03

#### Draft Amendment to HB 2-FN-A-LOCAL

Amend the bill	hy replacing	section 346	with:	the following:

346 New Paragraphs; Health Facility Licensure; License or Registration Required; Exception for Continuing Care Communities. Amend RSA 151:2 by inserting after paragraph V the following new paragraphs:

VI. Beds in nursing homes, skilled nursing facilities, intermediate care facilities, or rehabilitation facilities, including rehabilitation hospitals, facilities offering comprehensive rehabilitation services, and nursing beds in continuing care communities and supported health care facilities, may be licensed, replaced, transferred, or relocated only to the same extent that such action would have been allowable under the laws and rules in effect on June 30, 2015.

VII. Notwithstanding paragraph VI, any facility that is regulated as a continuing care community under RSA 420-D and which seeks licensure for additional nursing home beds shall be licensed at no more than one nursing home bed for every 4 residential units in the continuing care community; provided that the following conditions are met:

- (a) Admissions to the nursing home component of a continuing care community shall be limited to persons who have been residents of the community for a period of not less than 180 consecutive days immediately preceding admission into the nursing home unless such admission is medically indicated as a result of illness or accident which occurred subsequent to residence in the continuing care community or is the admission of the nonresident spouse of a resident of the community; and
- (b) No continuing care community shall admit to its nursing home any person who qualifies for medical assistance unless that person was a resident of the continuing care community's subsidized low-income housing prior to admission to the nursing home.

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

2015-1895s

### AMENDED ANALYSIS

119. Permits beds in nursing homes, skilled nursing facilities, intermediate care facilities, or rehabilitation facilities to be licensed, replaced, transferred, or relocated to the extent such action would have been permitted under laws in effect on June 30, 2015.

LBAO						
05/20/15		· .				
HB 1 Amendment						
Senator Morse						
Department:	Department of Envir	ronmental Service				
Accounting Unit:	03-44-44-4420-3800					
Accounting offic.	Restore funding for		dianton nosition 42	150 in EV 16 This	nosition is the on	v position tha
	Restore funding for	dam removal coor	dinator position 42	nrogram	position is the one	, , ,
Description:	administers the Stat	te's dam removal a	ing river restoration	i program.		
	FY 2016 FY 2017			FY 2017		
Expenditure Class	House	Change	Revised Budget	House Passed	Change	Revised Budget
	Passed	70,063	427,840	-	-	
010 PERSONAL SERVICES PERM CLASS	357,777	40,976	212,602	-	-	-
060 BENEFITS	171,626	40,970	-			-
			-			_
	529,403	111,039	640,442	-	-	•
ΤΟΤΑΙ	323,403					
TOTAL	529,403					
	529,403					
Source of Funds	749,988	111,039	861,027	-	<u>-</u>	
Source of Funds GENERAL FUND			-	-	-	
Source of Funds			861,027 - - 861,027	-		

Sen. Reagan, Dist. 17 May 18, 2015 2015-1819s 10/04

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### Draft Amendment to HB 2-FN-A-LOCAL

1 Department of Education: Transfer Among Accounts. Notwithstanding any provision of law to the contrary, for the biennium ending June 30, 2017, the commissioner of the department of education is hereby authorized to transfer funds within and among all accounting units within the department, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department, with the exception of class 60 transfers; provided, that any transfer of \$75,000 or more shall require prior approval of the fiscal committee of the general court and the governor and council. The authority granted in this section shall not apply to accounting units 06-56-56101000-6019 (Other State Aid), 06-56-56001000-7550 (Adequacy Grants), and 06-56-561510-4101 (Court Ordered Placements).

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

2015-1819s

#### AMENDED ANALYSIS

\_\_\_. Authorizes the commissioner of the department of education to transfer funds within and among all accounting units within the department.

Sen. Reagan, Dist. 17 Sen. D'Allesandro, Dist. 20 May 20, 2015 2015-1880s 06/09

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#### Draft Amendment to HB 2-FN-A-LOCAL

1 Compensation Appeals Board. Amend RSA 281-A:42-a, I to read as follows:

I. There is established a compensation appeals board. The board shall consist of a pool of not less than 21 and not more than 33 members, of which [11], to the extent possible, 1/3 of the members shall represent labor, [11] 1/3 of the members shall represent employers or workers' compensation insurers and [11] 1/3 of the members shall be attorneys who shall be neutral. Members of the board shall be appointed by the governor and council from a list of nominees submitted by the commissioner. The commissioner shall submit at least 2 nominees for each vacancy to be filled. Any person appointed by the governor and council who is not qualified or who ceases to be qualified in the capacity in which such person is serving on the appeals board shall be replaced by the governor and council. Terms of board members shall be 3 years, except the initial appointments shall be staggered so that no more than 1/3 of the members' terms shall expire in the same year. Members of the board shall have at least 5 years' experience in the area of workers' compensation. As a condition to maintaining eligibility to hear appeals, board members shall have at least 10 hours annually of training and briefing in the area of workers' compensation and relevant disciplines. The commissioner, or designee, with the assistance of the attorney general's staff shall supervise and approve the training. The commissioner shall have the authority to suspend the eligibility of any member of the board who is not in compliance with such annual training requirements, and to reinstate such member's eligibility upon compliance. The commissioner may suspend from active participation any board member who fails to render a decision or order within 30 days of the hearing as required by RSA 281-A:43, I(b). The commissioner may rescind the suspension once the board member is in compliance with RSA 281-A:43, I(b). Appeals from a decision of the commissioner or the commissioner's representative shall be heard de novo by a 3-member panel, composed of an attorney who shall serve as chair, one member representing labor and one member representing employers or workers' compensation insurers. At least 2 like votes shall be necessary for a decision by the panel. The board shall hear appeals, in accordance with RSA 281-A:43, I(b), from the decisions of the commissioner made pursuant to RSA 281-A:43. No person who is an interested party or an employee of an interested party shall participate as a member of the panel. The board shall conduct its proceedings in such a manner as to ensure a fair and impartial hearing.

2 Compensation Appeals Board; Compensation. Amend RSA 281-A:42-a, III to read as follows:

III. Attorney members of the board shall receive [\$200] \$350 per diem and all other members of the board shall each receive [\$150] \$250 per diem for each day devoted to the work of the

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

- 1 board and shall be reimbursed for necessary travel expenses.
- 2 3 Effective Date.
- I. Section 2 of this act shall take effect January 1, 2016.
- 4 II. The remainder of this act shall take effect upon its passage.

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

2015-1880s

#### AMENDED ANALYSIS

\_\_\_ Adjusts the size of the workers' compensation appeals board and increases per diem compensation for members of the board.

_BAO 05/20/15						
15/20/13						
HB 1 Amendment						
Senator Reagan and Senator D'Allo	esandro					
Department:	Department of Labo	ır	<u> </u>			
Accounting Unit:	02-26-26-2610-6200					
Description:	Funds necessary to a contained in amend	ment 2015-1880s.	per diem rate for m . Workers compensa	nembers of the com ation administration	n fund is source of	f funds.
	FY 2016					Revised
			Revised	House	_	VEAISER
Expenditure Class	House Passed	Change	Budget	Passed	Change	Budget
	Passed 323,563	<b>Change</b> 73,525	· 1 1		Change 147,050	
Expenditure Class 050 PERSONAL SERVICE TEMP APPOIN	Passed		Budget	Passed		8udget 480,32 -
050 PERSONAL SERVICE TEMP APPOIN	Passed 323,563	73,525	397,088 - -	Passed		
	Passed		Budget 397,088	Passed 333,270	147,050	480,32
050 PERSONAL SERVICE TEMP APPOIN	Passed 323,563 323,563	73,525 73,525	Budget 397,088 - - 397,088	Passed 333,270 333,270	147,050 147,050	480,32 - - 480,32
050 PERSONAL SERVICE TEMP APPOIN  TOTAL	Passed 323,563	73,525	397,088 - - - 397,088 7,190,656	Passed 333,270	147,050	480,3 - -
050 PERSONAL SERVICE TEMP APPOIN  TOTAL  Source of Funds	Passed 323,563 323,563	73,525 73,525	Budget 397,088 - - 397,088	Passed 333,270 333,270	147,050 147,050	480,3 - - 480,3

Sen. D'Allesandro, Dist. 20 May 21, 2015 2015-1891s 04/10

### Draft Amendment to HB 2-FN-A-LOCAL

1 New Subdivision; State House Weekend Operations Fund. Amend RSA 14 by insert 2 section 50 the following new subdivision: 3 State House Weekend Operations Fund 4 14:51 State House Weekend Operations Fund. There is hereby established in the office state treasurer a fund to be known as the state house weekend operations fund. The least accounting office may accept grants, gifts, or donations of any kind from any public or private for the purpose of funding initiatives associated with state house weekend operations. Succeedings of the purpose of funding initiatives associated with state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state ho	ng after
State House Weekend Operations Fund  14:51 State House Weekend Operations Fund. There is hereby established in the office state treasurer a fund to be known as the state house weekend operations fund. The least accounting office may accept grants, gifts, or donations of any kind from any public or private for the purpose of funding initiatives associated with state house weekend operations. Successful, and donations shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations.	
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state treasurer a fund to be known as the state house weekend operations fund. The least accounting office may accept grants, gifts, or donations of any kind from any public or private for the purpose of funding initiatives associated with state house weekend operations. Successful, and donations shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations.	
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accounting office may accept grants, gifts, or donations of any kind from any public or private for the purpose of funding initiatives associated with state house weekend operations. Successively, and donations shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations fund and shall be deposited in the state house weekend operations.	gislative
for the purpose of funding initiatives associated with state house weekend operations. Suc 8 gifts, and donations shall be deposited in the state house weekend operations fund and sha	
8 gifts, and donations shall be deposited in the state house weekend operations fund and sha	
9 expended for the purposes of this section. The state treasurer may invest moneys in the	
10 provided by law, with interest received on such investment credited to the fund. The mone	
fund shall be nonlapsing and continually appropriated to the legislative accounting office	
12 house weekend operations.	
13 2 New Subparagraph; Application of Receipts; State House Weekend Operations Fund	. Amend
RSA 6:12, I(b) by inserting after subparagraph 326 the following new subparagraph:	
15 (327) Moneys deposited in the state house weekend operations fund esta	olished in
16 RSA 14:51.	

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

2015-1891s

### AMENDED ANALYSIS

\_\_\_\_. Establishes the state house weekend operations fund in the office of the state treasurer.

Sen. D'Allesandro, Dist. 20 May 21, 2015 2015-1890s 04/06

#### Draft Amendment to HB 2-FN-A-LOCAL

Amend the bill by replacing sections 1 and 2 with the following:

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1 Department of Administrative Services; Consolidation of Human Resources and Payroll Functions.

I. Notwithstanding any law or administrative rule to the contrary, the commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, may make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services, from any other agency except for the liquor commission, as necessary to effectuate the efficient consolidation of human resource and payroll functions within state government.

II. The commissioner of administrative services may establish the number and classification of personnel required for human resource and payroll management in state government except for the liquor commission with the prior approval of the governor and council, and may eliminate unnecessary positions and transfer to the department of administrative services any position in another agency except for the liquor commission identified by the commissioner of administrative services as necessary to effectuate the efficient consolidation of human resource and payroll functions within state government. Such transfers shall include the transfer of all associated books, papers, records, personnel files, and equipment, including, but not limited to, work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, as well as any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel. All commissioners and department heads shall cooperate with the commissioner of administrative services to accomplish the intent of this section. Notwithstanding any law or administrative rule to the contrary, the division of personnel shall be authorized to reclassify positions required for human resources or payroll consolidation from one class series to a different class series as provided in RSA 21-I:54 and shall not require the approval of governor and council.

III. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of human resource and payroll functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may be saved by the state as the result of the consolidation of human resources and

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

payroll functions.

- IV. For the biennium ending June 30, 2017, the department of state shall be exempt from the provisions of this section as they relate to the execution of the constitutional duties of the office of the secretary of state.
  - 2 Department of Administrative Services; Consolidation of Business Processing Functions.
- I. The commissioner of administrative services, with the prior approval of the fiscal committee of the general court and the governor and council, may make such transfers of appropriation items and changes in allocations of funds available for operational purposes to the department of administrative services from any other agency except for the liquor commission as necessary to effectuate the efficient consolidation of business processing functions within state government. Such business processing functions shall include:
  - (a) Accounts receivable;
  - · (b) Accounts payable;
- (c) Collection of fines, penalties, fees, restitution, remittances, and other moneys due to the state; and
  - (d) Such other finance and accounting functions and transactions the commissioner of administrative services determines would achieve substantial efficiencies from consolidation.
  - II. The commissioner of administrative services may issue a request for proposals or purchases in accordance with RSA 21-I:22 and RSA 21-I:22-a for the services and assistance of a qualified consultant to evaluate and identify opportunities for business processing consolidation in state government and make recommendations, including for a proposed implementation plan, for consolidation of such functions.
  - III. The commissioner of administrative services may establish the number of total personnel required for business processing functions in the executive branch of state government and, with the prior approval of the governor and council, may eliminate unnecessary positions and transfer to the department of administrative services any position in another agency except for the liquor commission identified by the commissioner of administrative services as necessary to effectuate the efficient consolidation of business processing functions within state government. Such transfers shall include the transfer of all associated books, papers, records, personnel files, and equipment, including, but not limited to, work station and information technology equipment, and shall include the transfer of any unexpended appropriations for any of the foregoing, and any unexpended appropriations for salary/payroll, benefits, support costs, or any other costs associated with the transferred personnel.
  - IV. The commissioner of administrative services may locate personnel whose positions have been transferred in such work spaces as the commissioner determines will efficiently effectuate the consolidation of business functions. Such work spaces may include either space currently owned or rented by the state, or space which may be rented by the commissioner utilizing amounts which may

## Draft Amendment to HB 2-FN-A-LOCAL - Page 8 -

- 1 be saved by the state as the result of the consolidation of human resources and payroll functions.
- V. For the biennium ending June 30, 2017, the department of state shall be exempt from the provisions of this section as they relate to the execution of the constitutional duties of the office of the

4 secretary of state.

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#### Draft Amendment to HB 2-FN-A-LOCAL

1 Pooled Risk Management Programs; Purpose. Amend RSA 5-B:1 to read as follows:

5-B:1 Purpose. The purpose of this chapter is to provide for the establishment of pooled risk management programs and to affirm the status of such programs established for the benefit of political subdivisions of the state. The legislature finds and determines that insurance and risk management is essential to the proper functioning of political subdivisions; that risk management can be achieved through purchase of traditional insurance or by participation in pooled risk management programs established for the benefit of political subdivisions; that pooled risk management is an essential governmental function by providing focused public sector loss prevention programs, accrual of interest and dividend earnings which may be returned to the public benefit and establishment of costs predicated solely on the actual experience of political subdivisions within the state; that the resources of political subdivisions are presently burdened by the securing of insurance protection through standard carriers; and that pooled risk management programs which meet the standards established by this chapter should not be subject to insurance regulation and taxation by the state, but shall be subject to oversight by the insurance department as provided in this chapter.

- 2 Pooled Risk Management Programs; Definitions. Amend RSA 5-B:2 to read as follows:
- 5-B:2 Definitions. In this chapter:
  - I. "Commissioner" means the insurance commissioner.
  - II. "Department" means the insurance department [of-state].
- [H-] III. "Informational filing" means an annual filing with the department made solely for the purpose of providing public access to certain information concerning the nature and organization of pooled risk management programs. Such informational filing shall be limited to the following:
  - (a) The name and legal address of each pooled risk management program;
  - (b) A list of current officers, their titles and addresses;
  - (c) A brief description of the coverage provided;
  - (d) The annual audit required under RSA 5-B:5, I(d);
  - (e) A written plan of operation or bylaws; and
  - (f) The annual actuarial evaluation required under RSA 5-B:5, I(f).
- [HI-] IV. "Political subdivision" means any city, town, county, school district, chartered public school, village district, school administrative unit, or any district or entity created for a special purpose administered or funded by any of the above-named governmental units.
  - [IV.] V. "Risk management" means the defense of claims and indemnification for losses

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

- arising out of the ownership, maintenance, and operation of real or personal property and the acts or omissions of officials, employees, and agents; the provision of loss prevention services including, but not limited to, inspections of property and the training of personnel; and the investigation, evaluation, and settlement of claims by and against political subdivisions.
  - 3 Pooled Risk Management Programs; Authority. Amend RSA 5-B:4-a to read as follows:
  - 5-B:4-a Authority of the [Secretary of State] Insurance Commissioner; Investigations; Cease and Desist Orders; Penalties.
  - I. Notwithstanding any other provision of law, the [secretary of state] commissioner shall have exclusive authority and jurisdiction:
  - (a) To bring administrative actions to enforce this chapter, including the enforcement of all existing administrative orders, consent decrees, and other agreements relating to the pooled risk management program, the secretary of state, and the bureau of securities regulation.
  - (b) To investigate and impose penalties for violations of this chapter, including but not limited to:
    - (1) Fines.

.

- (2) Rescission, restitution, or disgorgement.
- II. The [secretary of state] commissioner shall have all powers specifically granted or reasonably implied in order to perform the substantive responsibilities imposed by this chapter.
- III. For the purpose of any investigation, hearing, or proceeding under this chapter, the [secretary of state] commissioner or any officer designated by him or her may administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence and require the production of any books, papers, correspondence, memoranda, agreements, or other documents or records which the [secretary of state] commissioner deems relevant or material to the inquiry.
- IV. In the event that a person refuses to obey a subpoena issued to him or her or any order or determination the [secretary of state] commissioner is authorized to make, the superior court, upon application by the attorney general or [secretary of state] commissioner or any officer designated by the [secretary of state] commissioner, may issue to the person an order directing him or her to appear before the attorney general or [secretary of state] commissioner, or the officer designated by him or her, to produce documentary evidence if so ordered or to give evidence relative to the matter under investigation or in question. Failure to obey the order of the court may be punished by the court as contempt of court.
- V. In any investigation to determine whether any person has violated or is about to violate this chapter or any rule or order under this chapter, upon the [secretary of state's] commissioner's prevailing at hearing, or the person charged with the violation being found in default, or pursuant to a consent order issued by the [secretary of state] commissioner, the [secretary of state] commissioner shall be entitled to recover the costs of the investigation, and any related

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

proceedings, including reasonable attorney's fees, in addition to any other penalty provided for under this chapter.

VI. Whenever it appears to the [secretary of state] commissioner that any person has engaged or is about to engage in any act or practice constituting a violation of this chapter or any rule or order under this chapter the [secretary of state] commissioner shall have the power to issue and cause to be served upon such person an order requiring the person to cease and desist from violations of this chapter. The order shall be calculated to give reasonable notice of the rights of the person to request a hearing on the order and shall state the reasons for the entry of the order. All hearings shall be conducted in accordance with [RSA 421-B:26-a] the rules of the department.

VII. The following fines and penalties may be imposed on any person who has violated this chapter.

- (a) Any person who, either knowingly or negligently, violates any provision of this chapter or any rule or order thereunder, may, upon hearing, and in addition to any other penalty provided for by law, be subject to an administrative fine not to exceed \$2,500. Each of the acts specified shall constitute a separate violation.
- (b) After notice and hearing, the [secretary of state] commissioner may enter an order of rescission, restitution, or disgorgement directed to a person who has violated this chapter, or rule or order under this chapter. Rescission, restitution, or disgorgement shall be in addition to any other penalty provided for under this chapter.
- VIII. Decisions of the [secretary of state] commissioner may be appealed to the supreme court pursuant to RSA 541.
- IX. The commissioner may adopt rules, pursuant to RSA 541-A, relative to the duties assigned to him or her pursuant to this chapter.
  - 4 Third Party Administrators; Exemption. Amend RSA 402-H:11-b to read as follows:
- 402-H:11-b Exemption. An association administering a pooled risk management program operated pursuant to RSA 5-B or conducting business that is exempt from taxation under the Internal Revenue Code, section 115 shall not be required to obtain a certificate of authority or to meet the other requirements of this chapter for services provided in connection with the administration of its pooled risk management plans or its section 115 business, but shall be required to register with the commissioner pursuant to RSA 402-H:11-a. Pooled risk management program registration may be accomplished by providing the commissioner a copy of the informational filing required to be filed with the *insurance* department [of state] pursuant to RSA 5-B:4.
  - 5 Effective Date. This act shall take effect upon its passage.

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2015-1720s

### AMENDED ANALYSIS

This bill transfers the authority to administer pooled risk management programs from the secretary of state to the insurance commissioner.

Sen. Morse, Dist. 22 Sen. Boutin, Dist. 16 May 20, 2015 2015-1846s 01/10

### Draft Amendment to HB 1-A

1	Amend the bill by replacing section 11 with t	he following:	
2			
3	11 Estimates of Unrestricted Revenue.		•
4	GENERAL FUND	FY 2016	<u>FY 2017</u>
5	BUSINESS PROFITS TAX	\$275,100,000	\$282,000,000
6	BUSINESS ENTERPRISE TAX	73,800,000	75,600,000
7	SUBTOTAL BUSINESS TAXES	\$348,900,000	\$357,600,000
8	MEALS AND ROOMS TAX	284,700,000	301,800,000
. 9	TOBACCO TAX	125,300,000	125,900,000
10	TRANSFER FROM LIQUOR	141,400,000	146,400,000
11	INTEREST AND DIVIDENDS TAX	93,000,000	94,400,000
12	INSURANCE	118,300,000	114,400,000
13	COMMUNICATIONS TAX	59,900,000	61,400,000
14	REAL ESTATE TRANSFER TAX	81,200,000	86,500,000
15	COURT FINES & FEES	13,800,000	13,800,000
16	SECURITIES REVENUE	42,200,000	42,800,000
17	UTILITY CONSUMPTION TAX	6,000,000	6,000,000
18	BEER TAX	13,400,000	13,400,000
19	OTHER REVENUES	69,800,000	70,200,000
20	TOBACCO SETTLEMENT	2,300,000	0
21	MEDICAID RECOVERIES	9,800,000	<u>10,400,000</u>
22	TOTAL GENERAL FUND	\$1,410,000,000	\$1,445,000,000
23			
24	EDUCATION FUND	<u>FY 2016</u>	<u>FY 2017</u>
25	BUSINESS PROFITS TAX	\$60,400,000	\$61,900,000
26	BUSINESS ENTERPRISE TAX	149,800,000	153,600,000
27	SUBTOTAL BUSINESS TAXES	\$210,200,000	\$215,500,000
28	MEALS AND ROOMS TAX	8,800,000	9,300,000
29	TOBACCO TAX	98,500,000	99,000,000
30	REAL ESTATE TRANSFER TAX	40,000,000	42,600,000

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1	TRANSFER FROM LOTTERY	73,200,000	75,200,000
2.	TRANSFER FROM RACING		
3	& CHARITABLE GAMING	2,500,000	2,500,000
4	TOBACCO SETTLEMENT	40,000,000	39,000,000
5	UTILITY PROPERTY TAX	41,300,000	41,800,000
6	STATEWIDE PROPERTY TAX	<u>363,100,000</u>	363,100,000
7	TOTAL EDUCATION FUND	\$877,600,000	\$888,000,000
8			
9	HIGHWAY FUND	<u>FY 2016</u>	<u>FY 2017</u>
10	GASOLINE ROAD TOLL	\$125,900,000	\$125,900,000
11	MOTOR VEHICLE FEES	106,400,000	113,500,000
12	MISCELLANEOUS	<u>1,300,000</u>	900,000
13	TOTAL HIGHWAY FUND	\$233,600,000	\$240,300,000
14			
15	FISH AND GAME FUND	<u>FY 2016</u>	<u>FY 2017</u>
16	FISH AND GAME LICENSES	\$8,500,000	\$8,500,000
17	FINES AND MISCELLANEOUS	1,800,000	<u>1,800,000</u>
18	TOTAL FISH AND GAME FUND	\$10,300,000	\$10,300,000