# Bill as Introduced

## SB 306 - AS INTRODUCED

## 2010 SESSION

10-2725 01/10

SENATE BILL

306

AN ACT

extending the commission to develop a legislative plan to meet the needs of certain

adults with developmental disabilities.

SPONSORS:

Sen. Gilmour, Dist 12; Rep. Schulze, Hills 26; Rep. Harris, Sull 4

COMMITTEE:

Health and Human Services

# **ANALYSIS**

This bill extends the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities.

Explanation:

Matter added to current law appears in bold italics.

Matter removed from current law appears [in brackets and struckthrough.]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

#### SB 306 - AS INTRODUCED

10-2725 01/10

# STATE OF NEW HAMPSHIRE

# In the Year of Our Lord Two Thousand Ten

AN ACT

extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities.

Be it Enacted by the Senate and House of Representatives in General Court convened:

- 1 Commission Extended. Amend 2009, 255:5 to read as follows:
- 2 255:5 Report. The commission shall report its findings and any recommendations for proposed
- 3 legislation to the president of the senate, the speaker of the house of representatives, the senate
- 4 clerk, the house clerk, the governor, and the state library on or before November 1, [2009] 2010.
- 5 2 Effective Date. This act shall take effect upon its passage.

# Speakers

# SIGN UP SHEET

To Register Opinion If Not Speaking

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# Hearing Minutes

# HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

#### **PUBLIC HEARING ON SB 306**

BILL TITLE:

extending the commission to develop a legislative plan to meet the needs

of certain adults with developmental disabilities.

DATE:

March 16, 2010

LOB ROOM:

205

Time Public Hearing Called to Order:

2:00 PM

Time Adjourned:

2:25 PM

(please circle if present)

Committee Members: Reps Rosenwald, Donovan, French, Schulke, Tilton, Butcher, Bridgham, E. Merrick, T. Russell, DiPentima, Miller, Batula, C. McMahon, Pillion, Emerson, Case, Willham, Wells, Cebrowski and Kotowski.

Bill Sponsors: Sen. Gilmour, Dist 12; Reps. Schulze, Hills 26; Harris, Sull 4

#### **TESTIMONY**

\* Use asterisk if written testimony and/or amendments are submitted.

Senator Gilmour, prime sponsor. She introduced the bill which extends the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities. The commission did not meet until October and needs more time to complete its task. There are 203 persons identified as needing help. These persons are considered dangerous in some way.

\*Sandy Pelletier, Chair of Commission & Director of Gateways Area Agency – supports. See written testimony. The problem is how to create a continuum of services for this population. High risk behaviors of the individuals make some services difficult to secure. They would like more buy in by the Department of Health & Human Services. Where are the gaps in our service system? We need to focus on what is in SB 112. The biggest issue is siting of group homes in the community.

Respectfully submitted,

Representative Joan Schulze, Clerk

Kep. (pow Schulze

# HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

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Sen. Gilmour, Dist 12; Reps. Schulze, Hills 26; Harris, Sull 4 Bill Sponsors:

### TESTIMONY

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# Testimony

File 5B306

# SB 112 – Establishing a Commission to Develop a Legislative Plan to Meet the Needs of Certain Adults With Developmental Disabilities

Commission Duties per SB 112:

- a) Make recommendations on developing a permanent state forensics team
- b) Develop legislation that creates a delivery system for a continuum of services for this population
- Develop an assessment tool for use by the appropriate professional in determining the need for services and the level of services required

Utilize data from reports and studies already completed to address these issues.

# **SB 112 Study Commission Appointees**

- Senator Peggy Gilmour
- o Rep. Sandra Harris
- o Rep. Joan Schulze
- o Richard Cohen
- o Mathew Ertas
- o Deborah Hopkins
- o Freddi Gale
- o Amanda Grady
- o Heien Hanks
- o Suzanne Gorman A. G. cossice
- o James O'Mara
- o James, Hon. R. Patten

- o Sandra Pelletier- Chair
- o Erik Riera
- o Nancy Rollins
- o Dr. Ron Royer
- o Ellen Keith
- o Edie Gault, LICSW
- o Dr. Robert Kinscherff

Area Agency High Risk Survey Results January 2010

	2000	2009
Total	138	203

2010 Grand Total

\$15,881,271

Average cost for those with funds

\$101,803

# The Siting of Residential Treatment Programs in the Community

Communities pushing back on area agencies' attempts to site small community residence for individuals with high-risk behavior:

Ashland

Bedford

Hooksett

- Concord
- Manchester
- •Plymouth (fire)

Campton

# **Current Group Home Capacity**

- •Currently NH houses 25 individuals in staffed residences –group homes (average 3 people)
- Columbia House 4: Operated by Northern NH Human Services
   Designated Receiving Facility – 6: Operated by State of NH
- •Immediate Concern: A total of 8 individuals were identified as "stuck" in the DRF, Columbia House, or NHH due to the lack of appropriate community-based residential treatment options.

# The Siting Committee's Recommendation:

Develop a Statewide Siting
Committee whose membership
would involve local town officials.
They would follow a process that
demonstrates due diligence, looks
at a full spectrum of options, and
would take community
considerations into account in all
recommendations. This would
provide a vital mechanism for
looking at all checks and balances
before approaching a town.

Sub Committee to Develop an Assessment Tool for Use By the Appropriate Professional's Recommendation

Standardizing a protocol for screening risk factors and developing a risk assessment with best practice tools for the intellectually disabled high risk population, will increase community safety, assure service development is based upon best practice tools for this population, include operational recommendations, and greater consistency in program development & placement.

# Voting Sheets

# HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

#### **EXECUTIVE SESSION on SB 306**

**BILL TITLE:** 

extending the commission to develop a legislative plan to meet the

needs of certain adults with developmental disabilities.

DATE:

March 23, 2010

LOB ROOM:

205

# Amendments:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Motions:

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, OTP/A, 1TL, Interim Study (Please circle one.)

Moved by Rep. J. Schulze

Seconded by Rep. P. Batula

Motions:

OTP, OTP/A, ITL, Interim Study (Please circle one.)

Vote: 20-0 (Please attach record of roll call vote.)

Moved by Rep.

Seconded by Rep.

Vote:

(Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: 20-0

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent:

Refer to Committee Report

Respectfully submitted,

Rep. Joan H. Schulze, Clerk

Rep. Jan H. Schulze

# HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

## **EXECUTIVE SESSION on SB 306**

BILL TITLE:

extending the commission to develop a legislative plan to meet the

needs of certain adults with developmental disabilities.

DATE:

3/23/2010

LOB ROOM:

205

Amendments:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Motions:

OTP OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Schulze
Seconded by Rep. Batula

Vote: 20- 0 (Please attach record of roll call vote.)

Motions:

OTP, OTP/A, ITL, Interim Study (Please circle one.)

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Seconded by Rep.

Vote:

(Please attach record of roll call vote.)

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Refer to Committee P

Statement of Intent:

Respectfully submitted,

Rep. Joan H. Schulze, Clerk

HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS

Ottending the commission to develope a legislative plan to

Title: meet the needs of certain adults wildevelopmental dissibilities.

Exec Session Date: 3, 23, 2010 Bill #: SB 306 PH Date: 3 / 16 / 2010 Motion: OTP Amendment #: **MEMBER NAYS** YEAS Rosenwald, Cindy, Chairman 20 Donovan, Thomas E, V Chairman 1 French, Barbara C 2 Schulze, Joan H, Clerk 3 Tilton, Joy K 4 Butcher, Suzanne S Bridgham, Robert G 4 Merrick, Evalyn S 1 Russell, Trinka T 8 DiPentima, Rich T 9 Miller, Kate W 10 Batula, Peter L 11 McMahon, Charles E 12 Pilliod, James P 13 Emerson, Susan 14 Case, Frank G 15 Millham, Alida I 16 Wells, Roger G 17 Cebrowski, John W 18 Kotowski, Frank R 19 0 20 TOTAL VOTE: Printed: 1/12/2009

# Committee Report

# CONSENT CALENDAR

March 24, 2010

# **HOUSE OF REPRESENTATIVES**

# REPORT OF COMMITTEE

The Committee on <u>HEALTH</u>, <u>HUMAN SERVICES &</u>
ELDERLY AFFAIRS to which was referred SB306,

AN ACT extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities. Having considered the same, report the same with the recommendation that the bill OUGHT TO PASS.

Rep. Joan H Schulze

FOR THE COMMITTEE

Original: House Clerk

Cc: Committee Bill File

# **COMMITTEE REPORT**

Committee:	HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS
Bill Number:	SB306
Title:	extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities.
Date:	March 23, 2010
Consent Calendar:	YES
Recommendation:	OUGHT TO PASS

# STATEMENT OF INTENT

This bill extends the report date for the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities from November 1, 2009 to November 1, 2010 to report its findings and recommendations. The commission did not meet until October 13, 2009 because a full complement of members was not appointed and has much work to accomplish. High risk behaviors of the individuals which may be harmful to themselves or others make some services difficult to secure. There are 206 individuals for whom a continuum of services must be developed.

Vote 20-0.

Rep. Joan H Schulze FOR THE COMMITTEE

Original: House Clerk

Cc: Committee Bill File

### CONSENT CALENDAR

## HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS

SB306, extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities. OUGHT TO PASS.

Rep. Joan H Schulze for HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS. This bill extends the report date for the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities from November 1, 2009 to November 1, 2010 to report its findings and recommendations. The commission did not meet until October 13, 2009 because a full complement of members was not appointed and has much work to accomplish. High risk behaviors of the individuals which may be harmful to themselves or others make some services difficult to secure. There are 206 individuals for whom a continuum of services must be developed. Vote 20-0.

Original: House Clerk

Cc: Committee Bill File

SB 306 J. Schulze OTP 20-0 CC

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CR.

# Representative Joan H. Schulze

11 Spencer Dr. Nashua, NH 03062-2406 USA Tel: 603-888-3380 E-mail joanschulze@myfairpoint.net

A Blurb regarding SB 306

developed.

March 22, 2010

This bill extends the time the Commission to Develop a Legislative Plan to meet

the Needs of Certain Adults with Developmental Disabilities from November 1<sup>st</sup>,

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