

# 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

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ANALYSIS

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

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Explanation:

Matter added to current law appears in ***bold italics***.

Matter removed from current law appears [~~in brackets and struck through.~~]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

CHAPTER 34  
SB 306 - FINAL VERSION

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- 5 34:2 Effective Date. This act shall take effect upon its passage.
- 6 Approved: May 18, 2010
- 7 Effective Date: May 18, 2010

# Committee Minutes

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**SENATE CALENDAR NOTICE  
HEALTH AND HUMAN SERVICES**

- ✓ Senator Kathleen Sgambati Chairman
- ✓ Senator Peggy Gilmour V Chairman
- ✓ Senator Molly Kelly
- ✓ Senator John Gallus
- ✓ Senator Michael Downing

|                                       |   |
|---------------------------------------|---|
| For Use by Senate Clerk's Office ONLY |   |
| <input type="checkbox"/>              | Bill Status                                   |
| <input type="checkbox"/>              | Docket  |
| <input type="checkbox"/>              | Calendar                                      |
| Proof: <input type="checkbox"/>       | Calendar <input type="checkbox"/> Bill Status |

**Date: January 26, 2010**

**HEARINGS**

**Tuesday**

**2/2/2010**

**HEALTH AND HUMAN SERVICES**

**SH 103**

**8:30 AM**

(Name of Committee)

(Place)

(Time)

**EXECUTIVE SESSION MAY FOLLOW**

8:30 AM SB331

establishing a governor's commission task force on substance use disorder treatment for Medicaid eligible individuals.

8:45 AM **SB306**

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

8:55 AM SB463-FN

relative to regulation of mental health practitioners by the board of mental health practice.

9:15 AM SB343-FN

relative to Medicaid managed care.

**Sponsors:**

**SB331**

Sen. Harold Janeway  
Rep. Patricia McMahon  
Rep. W. Douglas Scamman

Sen. Sharon Carson  
Rep. William Butynski

Sen. Bob Odell  
Rep. Suzanne Harvey

Sen. Peggy Gilmour  
Rep. Kathleen Taylor

**SB306**

Sen. Peggy Gilmour

Rep. Joan Schulze

Rep. Sandra Harris

**SB463-FN**

Sen. Kathleen Sgambati

Rep. Liz Merry

**SB343-FN**

Sen. Jeb Bradley  
Rep. David Boutin

Sen. Michael Downing  
Sen. John Gallus

Sen. Robert Letourneau  
Rep. Fran Wendelboe

Rep. Sherman Packard

# Health & Human Services Committee Hearing Report

**TO:** Members of the Senate

**FROM:** Shannon Whitehead, Legislative Aide

**RE:** Hearing report on **SB 306** – AN ACT extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities.

**HEARING DATE:** February 2, 2010

**MEMBERS OF THE COMMITTEE PRESENT:** Senators Sgambati, Gilmour, Kelly, Downing and Gallus

**MEMBERS OF THE COMMITTEE ABSENT:** n/a

**Sponsor(s):** Sen. Gilmour, Dist 12; Rep. Schulze, Hills 26; Rep. Harris, Sull 4

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

**Who supports the bill:** Senator Gilmour and Alex Koutroubas(CSNI)

**Who opposes the bill:** n/a

**Summary of testimony received:**

## **Senator Gilmour (Prime Sponsor of the bill)**

- This bill is for a technical fix, not an expansion of commissions. SB 112 was an act establishing a commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities that was signed into law on July 16<sup>th</sup> 2009 and became effective on the date.
- There were 18 members legislatively designated. The full committee was not assigned until after the organizational meeting was held, but the organizational meeting couldn't be put off any longer to be scheduled.
- By the time the members were appointed, the report was due by November 1<sup>st</sup> 2009. To ensure quality, we need more time.



- The issue is very involved and complex requiring input and testimony from experts in a variety of fields. The commission has set up two sub committees of commission members to study in greater detail all of the aspects surrounding the development of a legislative plan to meet the needs of these special adults.
- In order to meet the demands of the Legislative Mandate for this commission, we need to extend the deadline for the final report. We fully expect to have completed our work by November 1, 2010 and ask for the committee's recommendation in granting this extension. We need legislative approval, so we can do our work and let us move forward.

**Funding:** Not applicable.

**Action:** The committee voted ought to pass 4-0. First motion made by Senator Gilmour, second motion made by Senator Gallus. Senator Gilmour will report the bill out.

Sgw

2-2-10

SB 306: Hearing Report

Date: February 2, 2010  
Time: 8:59 A.M.  
Room: SH RM 103

The Senate Committee on Health and Human Services held a hearing on the following:

SB 306 extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities.

Members of Committee present: Senator Sgambati  
Senator Gilmour  
Senator Kelly  
Senator Gallus  
Senator Downing

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The Chair, Senator Kathleen G. Sgambati, opened the hearing on SB 306 and invited the prime sponsor, Senator Peggy Gilmour, to introduce the legislation.

Senator Peggy Gilmour, D. 12: Thank you, Madam Chair. For the record, I'm Senator Peggy Gilmour, representing Senate District 12, Hollis, Brookline, Mason, and the western part of Nashua. I bring SB 306, which is extending the Commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities. This is really a technical fix, not an expansion of a commission, rest assured.

This Commission was established in the last legislative session, and, logistically, by the time the 18 members of the Commission were appointed by the Governor's Office, the organizational meeting took place in the mid-autumn; I think it was in October, and the report date on the legislation was to be November 1<sup>st</sup>. Well, it was not going to happen that way with any kind of quality.

So, thinking we could just ask for an extension, we tried that. But, because it's a legislative re-established Commission, it needs a legislatively sanctioned extension. So, this is simply to ask for legislative approval to let this Commission do its work, which it's doing very well. It's an extremely,

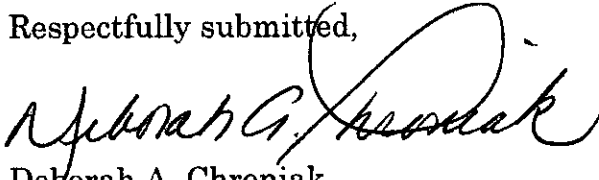
professionally staffed founded Commission, and let it move forward and do its work, and finish at the end of this legislative session. So, that's all I ask.

**Please see Attachment #1 – submitted by Senator Peggy Gilmour.**

Senator Kathleen G. Sgambati, D. 4: All right. Thank you, Senator. Any questions? Okay. I only have one other person signed up in support, that's Alex Koutroubas, and he is in support, but not wishing to speak. Is there any one else on SB 306? If not, I'll close the hearing.

Hearing concluded at 9:02 a.m.

Respectfully submitted,



Deborah A. Chroniak  
Senate Secretary  
03-16-10

1 Attachment

**SB 306 extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities.**

SB 112 was AN ACT establishing a commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities that was signed into law on July 16, 2009, and became effective on that date.

There are 18 members legislatively designated. The full complement was not assigned until after the Organizational Meeting was held, but we couldn't put it off any longer.

The Organizational Meeting was October 13, 2009, with the 14 members that had been appointed by that time.

This issue is very involved and complex, requiring input and testimony from experts in a variety of fields. The Commission has set up two sub-committees of Commission members to study in greater detail all of the aspects surrounding the development of a legislative plan to meet the needs of these special adults.

In order to meet the demands of the Legislative Mandate for this Commission, we need to extend the deadline for the Final Report. We fully expect to have completed our work by **(Nov. 1, 2010)** and ask for the Committee's recommendation in granting this extension.

# Speakers



# Voting Sheets

# Senate Health and Human Services Committee

## EXECUTIVE SESSION

Bill # SB 306

Hearing date: 2-2-10

Executive session date: 2-2-10

Motion of: OTP

VOTE: 4-0

|                 |   |                    |  |                    |   |
|-----------------|---|--------------------|--|--------------------|---|
| <u>Made by</u>  | Sgambati <input type="checkbox"/>           | <u>Seconded</u>    | Sgambati <input type="checkbox"/>          | <u>Reported</u>    | Sgambati <input type="checkbox"/>           |
| <u>Senator:</u> | Gilmour <input checked="" type="checkbox"/> | <u>by Senator:</u> | Gilmour <input type="checkbox"/>           | <u>by Senator:</u> | Gilmour <input checked="" type="checkbox"/> |
|                 | Kelly <input type="checkbox"/>              |                    | Kelly <input type="checkbox"/>             |                    | Kelly <input type="checkbox"/>              |
|                 | Gallus <input type="checkbox"/>             |                    | Gallus <input checked="" type="checkbox"/> |                    | Gallus <input type="checkbox"/>             |
|                 | Downing <input type="checkbox"/>            |                    | Downing <input type="checkbox"/>           |                    | Downing <input type="checkbox"/>            |

Motion of: \_\_\_\_\_

VOTE: \_\_\_\_\_

|                 |                                   |                    |                                   |                    |                                   |
|-----------------|-----------------------------------|--------------------|-----------------------------------|--------------------|-----------------------------------|
| <u>Made by</u>  | Sgambati <input type="checkbox"/> | <u>Seconded</u>    | Sgambati <input type="checkbox"/> | <u>Reported</u>    | Sgambati <input type="checkbox"/> |
| <u>Senator:</u> | Gilmour <input type="checkbox"/>  | <u>by Senator:</u> | Gilmour <input type="checkbox"/>  | <u>by Senator:</u> | Gilmour <input type="checkbox"/>  |
|                 | Kelly <input type="checkbox"/>    |                    | Kelly <input type="checkbox"/>    |                    | Kelly <input type="checkbox"/>    |
|                 | Gallus <input type="checkbox"/>   |                    | Gallus <input type="checkbox"/>   |                    | Gallus <input type="checkbox"/>   |
|                 | Downing <input type="checkbox"/>  |                    | Downing <input type="checkbox"/>  |                    | Downing <input type="checkbox"/>  |

| <u>Committee Member</u>     | <u>Present</u>                      | <u>Yes</u>                          | <u>No</u>                | <u>Reported out by</u>              |
|-----------------------------|-------------------------------------|-------------------------------------|--------------------------|-------------------------------------|
| Senator Sgambati, Chairman  | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| Senator Gilmour, Vice-Chair | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Senator Kelly               | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| Senator Gallus              | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| Senator Downing             | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            |

\*Amendments: \_\_\_\_\_

Notes: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



# Committee Report

STATE OF NEW HAMPSHIRE  
SENATE  
REPORT OF THE COMMITTEE

Date: February 2, 2010

THE COMMITTEE ON Health and Human Services

to which was referred Senate Bill 306

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

Having considered the same, the committee recommends that the Bill:

**OUGHT TO PASS**

BY A VOTE OF: 4-0

AMENDMENT # s

Senator Peggy Gilmour  
For the Committee

Deb Chroniak 271-3096

## New Hampshire General Court - Bill Status System

**Docket of SB306**

Docket Abbreviations

**Bill Title:** extending the commission to develop a legislative plan to meet the needs of certain adults with developmental disabilities.*Official Docket of SB306:*

| <b>Date</b> | <b>Body</b> | <b>Description</b>  |
|-------------|-------------|---|
| 01/06/2010  | S           | Introduced 1/6/2010 and Referred to Health and Human Services Committee; <b>SJ 1</b> , Pg.4   |
| 01/26/2010  | S           | Hearing: February 2, 2010, Room 103, State House, 8:45 a.m.; <b>SC5</b>                       |
| 02/03/2010  | S           | Committee Report: Ought to Pass 2/10/10; <b>SC6</b>   |
| 02/10/2010  | S           | Ought to Pass, MA, VV; OT3rdg; <b>SJ 6</b> , Pg.72  |
| 02/10/2010  | S           | Passed by Third Reading Resolution; <b>SJ 6</b> , Pg.77                                       |
| 02/17/2010  | H           | Introduced and Referred to Health, Human Services and Elderly Affairs; <b>HJ 18</b> , PG.1017 |
| 03/02/2010  | H           | Public Hearing: 3/16/2010 2:00 PM LOB 205   |
| 03/16/2010  | H           | Executive Session: 3/23/2010 2:00 PM LOB 205  |
| 03/23/2010  | H           | Committee Report: Ought to Pass for April 14 (Vote 20-0; CC); <b>HC 29</b> , PG.1456          |
| 04/14/2010  | H           | Ought to Pass: MA VV; <b>HJ 32</b> , PG.1580  |
| 04/21/2010  | S           | Enrolled; <b>SJ 15</b> , Pg.331   |
| 04/21/2010  | H           | Enrolled; <b>HJ 35</b> , PG.1671  |
| 05/18/2010  | S           | Signed by the Governor on 05/18/2010; Effective 05/18/2010; Chapter 0034                      |

NH House

NH Senate

Contact Us

*New Hampshire General Court Information Systems*  
 107 North Main Street - State House Room 31, Concord NH 03301

# Other Referrals

# COMMITTEE REPORT FILE INVENTORY

SB 306 ORIGINAL REFERRAL \_\_\_\_\_ RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE SECRETARY AND PLACED INSIDE THE FOLDER AS THE FIRST ITEM IN THE COMMITTEE FILE.
2. PLACE ALL DOCUMENTS IN THE FOLDER FOLLOWING THE INVENTORY IN THE ORDER LISTED.
3. THE DOCUMENTS WHICH HAVE AN "X" BESIDE THEM ARE CONFIRMED AS BEING IN THE FOLDER.
4. THE COMPLETED FILE IS THEN DELIVERED TO THE CALENDAR CLERK.

DOCKET (Submit only the latest docket found in Bill Status)

COMMITTEE REPORT

CALENDAR NOTICE on which you have taken attendance

HEARING REPORT (written summary of hearing testimony)

HEARING TRANSCRIPT (verbatim transcript of hearing)  
List attachments (testimony and submissions which are part of the transcript) by number [1 thru 4 or 1, 2, 3, 4] here: \_\_\_\_\_

SIGN-UP SHEET

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

\_\_\_\_ - AMENDMENT # \_\_\_\_\_      \_\_\_\_ - AMENDMENT # \_\_\_\_\_  
\_\_\_\_ - AMENDMENT # \_\_\_\_\_      \_\_\_\_ - AMENDMENT # \_\_\_\_\_

ALL AVAILABLE VERSIONS OF THE BILL:

AS INTRODUCED      \_\_\_\_ AS AMENDED BY THE HOUSE  
 FINAL VERSION      \_\_\_\_ AS AMENDED BY THE SENATE

\_\_\_\_ PREPARED TESTIMONY AND OTHER SUBMISSIONS (Which are not part of the transcript)

List by letter [ a thru g or a, b, c, d] here: \_\_\_\_\_

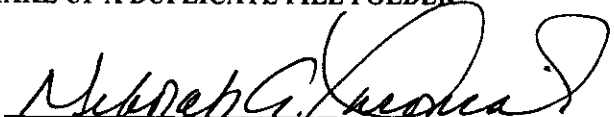
EXECUTIVE SESSION REPORT

\_\_\_\_ OTHER (Anything else deemed important but not listed above, such as amended fiscal notes):  
\_\_\_\_\_

IF YOU HAVE A RE-REFERRED BILL, YOU ARE GOING TO MAKE UP A DUPLICATE FILE FOLDER

DATE DELIVERED TO SENATE CLERK

P-5-10

  
COMMITTEE SECRETARY