

Bill as  
Introduced

HB 478-FN - AS INTRODUCED

2013 SESSION

13-0833  
05/03

HOUSE BILL

**478-FN**

AN ACT

requiring the department of health and human services to license supervised visitation centers.

SPONSORS:

Rep. Oligny, Rock 34

COMMITTEE:

Executive Departments and Administration

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ANALYSIS

This bill requires the department of health and human services to license supervised visitation centers.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Thirteen*

AN ACT requiring the department of health and human services to license supervised visitation centers.

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

1 1 New Subdivision; Supervised Visitation Centers. Amend RSA 170-E by inserting after section  
2 50 the following new subdivision:

3 Supervised Visitation Centers

4 170-E:51 Supervised Visitation Centers; License Required.

5 I. No person shall establish, maintain, or operate a supervised visitation center without a  
6 license issued by the department of health and human services under this subdivision.

7 II. The commissioner of the department of health and human services shall adopt rules  
8 under RSA 541-A relative to the following:

9 (a) License application, issuance, maintenance, and renewal procedures.

10 (b) License revocation and suspension procedures.

11 (c) Grounds for license revocation and suspension.

12 (d) Qualifications, experience, and training of supervised visitation center providers and  
13 staff.

14 (e) Safety and security procedures, including child-staff ratios.

15 (f) Conflict of interest standards and procedures.

16 (g) Maintenance and disclosure of records, including confidentiality policies.

17 (h) Legal obligations and responsibilities of supervised visitation center providers.

18 (i) Grievance procedures.

19 (j) Quality standards relative to maintaining positive and appropriate parent-child  
20 interactions and relationships.

21 (k) A monitoring program to assure appropriate operation in line with established  
22 operational objectives and quality standards.

23 III. License application, issuance, and renewal fees shall be established by the commissioner  
24 by rule under RSA 541-A and shall be based on administrative costs associated with the licensing  
25 and regulation of supervised visitation centers.

26 IV. The department of health and human services shall solicit information and testimony  
27 from visitation centers, mothers' groups, father's groups, judges, family law practitioners, children's  
28 advocacy groups, domestic violence prevention groups, groups advocating legal reform to reduce false  
29 allegations of domestic violence, abuse, and neglect, and members of the general public in developing  
30 the rules required under this section.

1           V. Any person who establishes, maintains, or operates a supervised visitation center without  
2 first having obtained a license therefor shall be guilty of a misdemeanor for a natural person and a  
3 felony for any other person.

4           VI. The commissioner may apply for, receive, and accept money from any source for the  
5 purpose of establishing and administering the supervised visitation center licensing program  
6 required by this section.

7           VII. A list of all supervised visitation centers licensed by the department of health and  
8 human services shall be available on the state website.

9           VIII. Nothing in this section shall be construed to restrict the court from ordering supervised  
10 visitation with an employee of the department of health and human services, a private mental health  
11 professional, or any other third party as designated in a court order.

12           2 Effective Date. This act shall take effect January 1, 2014.

LBAO  
13-0833  
01/17/13

**HB 478-FN - FISCAL NOTE**

AN ACT requiring the department of health and human services to license supervised visitation centers.

**FISCAL IMPACT:**

Due to time constraints, the Office of Legislative Budget Assistant is unable to provide a fiscal note for this bill, as introduced, at this time. When completed, the fiscal note will be forwarded to the House Clerk's Office.

# Speakers



# Hearing Minutes



HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 478-FN

**BILL TITLE:** requiring the department of health and human services to license supervised visitation centers.

**DATE:** 2/21/13

**LOB ROOM:** 306      **Time Public Hearing Called to Order:**

**Time Adjourned:**

(please circle if present)

**Committee Members:** Reps. Weber, Schuett, P. Schmidt, D. Sullivan, Jeudy, Goley, Gagnon, Booras, Moffett, M. Nelson, Hansberry, C. McGuire, Pratt, Hansen, S. Sweeney, Beaudoin, Bianca Rose Garcia, Sytek, Danais and Byron

**Bill Sponsors:** Rep. Oligny, Rock 34

**TESTIMONY**

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

Rep. Giles introduced the bill. Open/closed. No one appeared to testify

Respectfully submitted,

  
Rep. Raymond Gagnon, Acting Clerk

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 478-FN

**BILL TITLE:** requiring the department of health and human services to license supervised visitation centers.

**DATE:**

1/21/13

**LOB ROOM:**

306

**Time Public Hearing Called to Order:**

**Time Adjourned:**

(please circle if present)

**Committee Members:** Reps. Weber, Schuett, R. Schmidt, D. Sullivan, Jeudy, Goley, Gagnon, Booras, Moffett, M. Nelson, Hansberry, C. McGuire, Pratt, Hansen, S. Sweeney, Beaudoin, Bianca Rose Garcia, Sytek, Danans and Byron.

**Bill Sponsors:** Rep. Oigny, Rock 34

TESTIMONY

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

2/21/13 - HB 478 -

Introduced by Rep Coley - HB #8

HB 478 ~~sent to the Q~~

Open Closed - No one appeared to testify

# Voting Sheets

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 478-FN

**BILL TITLE:** requiring the department of health and human services to license supervised visitation centers.

**DATE:** 2/26/13

**LOB ROOM:** 306

**Amendments:**

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

**Motions:** OTP, OTP/A, ITL, Retained (Please circle one.)

Moved by Rep. Schmidt

Seconded by Rep. McGuire

Vote: 18-0 (Please attach record of roll call vote.)

**Motions:** OTP, OTP/A, ITL, Retained (Please circle one.)

Moved by Rep.

Seconded by Rep.

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

**CONSENT CALENDAR VOTE:**

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

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep. Daniel C. Hansberry, Clerk

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 478-FN

**BILL TITLE:** requiring the department of health and human services to license supervised visitation centers.

**DATE:**

2/26/13

**LOB ROOM:** 306

Amendments:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Motions: OTP, OTP/A, ITL, Retained (Please circle one.)

Moved by Rep. *Schmidt*

Seconded by Rep. *McGuire*

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

Motions: OTP, OTP/A, ITL, Retained (Please circle one.)

Moved by Rep.

Seconded by Rep.

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

CONSENT CALENDAR VOTE: 18-0

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

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Daniel C. Hansberry, Clerk



STATE OF NEW HAMPSHIRE  
OFFICE OF THE HOUSE CLERK

1/10/2013 9:17:57 AM  
Roll Call Committee Registers  
Report

2013 SESSION

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

Bill #: 4178 FN Title: requiring the dept. of health & human serv.

PH Date: 1 / 1 Exec Session Date: 2 / 26 / 2013

Motion: ITL Amendment #: \_\_\_\_\_

MEMBER	YEAS	NAYS
Weber, Lucy M, Chairman	✓	
Schuett, Dianne E, V Chairman	✓	
Schmidt, Peter B	✓	
Jeudy, Jean L	✓	
Sullivan, Daniel J	✓	
Goley, Jeffrey P	✓	
Gagnon, Raymond G	✓	
Nelson, Mary S	✓	
Booras, Efstathia C	✓	
Hansberry, Daniel C, Clerk	✓	
Moffett, Howard M	✓	
McGuire, Carol M	✓	
<del>Sytek, John</del> <u>Graham, John</u>	✓	
Pratt, Calvin D	✓	
Hansen, Peter T	✓	
Beaudoin, Steven P	✓	
Byron, Frank A	✓	
Danais, Romeo		
Garcia, Bianca R	✓	
Sweeney, Shawn P		
<b>TOTAL VOTE:</b>	<b>18</b>	<b>0</b>

# Committee Report



**CONSENT CALENDAR**

**March 5, 2013**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

The Committee on EXECUTIVE DEPARTMENTS AND  
ADMINISTRATION to which was referred HB478-FN,

**AN ACT** requiring the department of health and human  
services to license supervised visitation centers.

Having considered the same, report the same with the  
following Resolution: **RESOLVED**, That it is  
**INEXPEDIENT TO LEGISLATE.**

**Rep. Peter B Schmidt**

**FOR THE COMMITTEE**

## COMMITTEE REPORT

Committee:	<b>EXECUTIVE DEPARTMENTS AND ADMINISTRATION</b>
Bill Number:	<b>HB478-FN</b>
Title:	<b>requiring the department of health and human services to license supervised visitation centers.</b>
Date:	<b>March 5, 2013</b>
Consent Calendar:	<b>YES</b>
Recommendation:	<b>INEXPEDIENT TO LEGISLATE</b>

### STATEMENT OF INTENT

This bill is a reprise of legislation offered in the last term, unsuccessfully. The bill would require the department of health and human services to license supervised visitation centers, at a cost yet to be determined. This year, no one appeared on either side and the committee felt there was no alternative to ITL.

Vote 18-0.

Rep. Peter B Schmidt  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

### EXECUTIVE DEPARTMENTS AND ADMINISTRATION

**HB478-FN**, requiring the department of health and human services to license supervised visitation centers. **INEXPEDIENT TO LEGISLATE.**

Rep. Peter B Schmidt for EXECUTIVE DEPARTMENTS AND ADMINISTRATION. This bill is a reprise of legislation offered in the last term, unsuccessfully. The bill would require the department of health and human services to license supervised visitation centers, at a cost yet to be determined. This year, no one appeared on either side and the committee felt there was no alternative to ITL.

**Vote 18-0.**

COMMITTEE REPORT

COMMITTEE: E. D. & A.

BILL NUMBER: 478-FN

TITLE: Requiring the department of health & human services to license supervised visitation centers

DATE: 2-26-13 CONSENT CALENDAR: YES  NO

OUGHT TO PASS

OUGHT TO PASS W/ AMENDMENT

INEXPEDIENT TO LEGISLATE

INTERIM STUDY (Available only 2<sup>nd</sup> year of biennium)

Amendment No.  
\_\_\_\_\_

STATEMENT OF INTENT:

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COMMITTEE VOTE: 18-0

RESPECTFULLY SUBMITTED,

- Copy to Committee Bill File
- Use Another Report for Minority Report

Rep. \_\_\_\_\_

For the Committee.

HB 478-FN

ITL 18-0 Consent

This bill is a reprise of legislation offered in the last term, unsuccessfully. The bill would require the department of health and human services to license supervised visitation centers, at a cost yet to be determined. This year, no one appeared on either side and the committee felt there was no alternative to ITL.

Rep. Peter B. Schmidt for the Committee

*OK by [signature]*

HB 478-FN

ITL 18-0 Consent

This bill is a reprise of legislation offered in the last term, unsuccessfully.  
This year, no one appeared on either side and the committee felt there was no alternative to ITL.

Rep. Peter B. Schmidt for the Committee

The bill would require the department of health and human services to license supervised visitation centers, at a cost yet to be determined.

Proposed blurb on HB 478 FN, by Peter Schmidt

HB 478 FN, (see yellow sheet) ITL

Peter B. Schmidt for ED & A: This bill is a reprise of legislation offered in the last term, unsuccessfully. This year, no one appeared on either side and the committee felt there was no alternative to ITL. Vote 18-0

Peter B. Schmidt