

Committee Report

REGULAR CALENDAR

March 1, 2017

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Executive Departments and Administration to which was referred HB 322,

AN ACT adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers. Having considered the same, report the same with the recommendation that the bill OUGHT TO PASS.

Rep. Mark Proulx

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Executive Departments and Administration
Bill Number:	HB 322
Title:	adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.
Date:	March 1, 2017
Consent Calendar:	REGULAR
Recommendation:	OUGHT TO PASS

STATEMENT OF INTENT

This bill provides rulemaking authority to certain licensing boards for health care providers to include a certain survey as part of the license renewal process. This survey is for the purpose of collecting data regarding the New Hampshire primary care work force.

Vote 15-5.

Rep. Mark Proulx
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

REGULAR CALENDAR

Executive Departments and Administration

HB 322, adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers. **OUGHT TO PASS.**

Rep. Mark Proulx for Executive Departments and Administration. This bill provides rulemaking authority to certain licensing boards for health care providers to include a certain survey as part of the license renewal process. This survey is for the purpose of collecting data regarding the New Hampshire primary care work force. **Vote 15-5.**

Attilio, Iris

From: Carol McGuire <mcguire4house@gmail.com>
Sent: Thursday, March 02, 2017 9:43 AM
To: Attilio, Iris
Subject: Fwd: Blurb for 322

----- Forwarded message -----

From: <nhcisd@aol.com>
Date: Tue, Feb 28, 2017 at 9:34 AM
Subject: Blurb for 322
To: <carol@mcguire4house.com>

OTP This bill provides rulemaking authority to certain licensing boards for health care providers to include a certain survey as part of the license renewal process. This survey is for the purpose of collecting data regarding the New Hampshire primary care work force.

--

Carol

Voting Sheets

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 322

BILL TITLE: adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

DATE: March 1, 2017

LOB ROOM: 306

MOTIONS: OUGHT TO PASS

Moved by Rep. Proulx

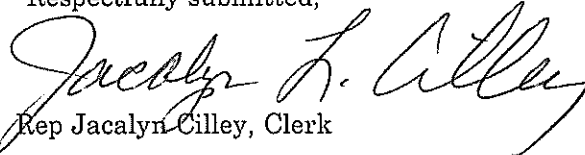
Seconded by Rep. P. Schmidt

Vote: 15-5

CONSENT CALENDAR: NO

Statement of Intent: Refer to Committee Report

Respectfully submitted,


Rep Jacalyn Cilley, Clerk

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

EXECUTIVE SESSION on HB 322

BILL TITLE: adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

DATE: 8/1/17

LOB ROOM: 306

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # _____
- Interim Study (2nd year) (if offered)

Moved by Rep. Proulx Seconded by Rep. Schmidt Vote: 15-5

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # _____
- Interim Study (2nd year) (if offered)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # _____
- Interim Study (2nd year) (if offered)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # _____
- Interim Study (2nd year) (if offered)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

CONSENT CALENDAR: _____ YES NO

Minority Report? _____ Yes No If yes, author, Rep: _____ Motion: _____

Respectfully submitted: Jacabyn A. Cilleary
Rep. Rep Henry Marsh, Clerk
Jacabyn Cilleary



STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

2/15/2017 3:51:14 PM
Roll Call Committee Registers
Report

2017 SESSION

ED&A

Bill #: HB 322 Title: _____

PH Date: 2/22/17 Exec Session Date: 8/1/17

Motion: OTP Amendment #: _____

MEMBER

YEAS

15

NAYS

5

McGuire, Carol M. Chariman	✓	
Sytek, John Vice Chairman	✓	
Hansen, Peter T.		✓
Beaudoin, Steven P.		✓
Proulx, Mark L.	✓	
Hoell, J.R.		✓
Kaczynski, Thomas L.		✓
Woitkun, Steven J.	✓	
Brewster, Michael A.		✓
Marsh, Henry A.	✓	
Smith, Ryan D. <i>Howard</i>	✓	
Gagnon, Raymond G.	✓	
Schmidt, Peter B.	✓	
Jeudy, Jean L.	✓	
Sullivan, Daniel J.	✓	
Goley, Jeffrey P.	✓	
Cilley, Jacalyn L. Clerk	✓	
Roberts, Carol R.	✓	
Schuett, Dianne E.	✓	
Campion, Polly Kent	✓	
TOTAL VOTE:	15	5

Sub-Committee Actions

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SUBCOMMITTEE WORK SESSION on HB 322

BILL TITLE: adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

DATE: February 28, 2017

Subcommittee Members: Reps. Proulx, P. Schmidt, McGuire and Cilley

Comments and Recommendations: It was felt that the amendment was unnecessary and was not considered.

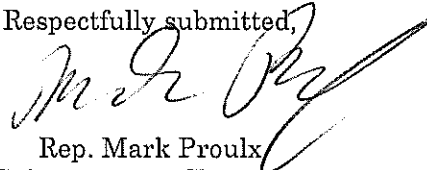
MOTIONS: OUGHT TO PASS

Moved by Rep. Rep. Proulx

Seconded by Rep. Rep. McGuire

Vote: 4-0

Respectfully submitted,



Rep. Mark Proulx
Subcommittee Chairman

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SUBCOMMITTEE WORK SESSION on HB 322

BILL TITLE: adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

DATE: Feb 28, 2017

Subcommittee Members: Reps. Proulx, P. Schmidt, Jeudy, McGuire, Hoell and Cilley

Comments and Recommendations:

IT WAS FELT THAT THE AMENDMENT WAS UNNECESSARY AND WAS NOT CONSIDERED

MOTIONS: OTP, OTP/A, ITL, Retained (1st Yr), Interim Study (2nd Yr) (Please circle one)

Moved by Rep. PROULX Seconded by Rep. MCGUIRE AM Vote: 4-0

Adoption of Amendment # _____

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

_____ Amendment Adopted _____ Amendment Failed

MOTIONS: OTP, OTP/A, ITL, Retained (1st Yr), Interim Study (2nd Yr) (Please circle one)

Moved by Rep. _____ Seconded by Rep. _____ AM Vote: _____

Adoption of Amendment # _____

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

_____ Amendment Adopted _____ Amendment Failed

Respectfully submitted,

Rep. [Signature] Subcommittee Chairman/Clerk



Amendment to HB 322

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT adding rulemaking authority to request completion of a certain survey as part of the
4 license renewal process for health care providers.

5

6 Amend the bill by replacing sections 1-9 with the following:

7

8 1 New Section; Board of Dental Examiners; Rulemaking. Amend RSA 317-A by inserting after
9 section 12 the following new section:

10 317-A:12-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
11 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
12 provided by the office of rural health, department of health and human services, for the purpose of
13 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
14 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
15 written notice of his or her opportunity to opt-out from participation in the survey.

16 2 New Section; Pharmacy Board; Rulemaking. Amend RSA 318 by inserting after section 5-a
17 the following new section:

18 318:5-b Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA 541-
19 A, requesting, as part of the license renewal process, completion by licensees of a survey provided by
20 the office of rural health, department of health and human services, for the purpose of collecting
21 data regarding the New Hampshire primary care workforce, pursuant to the commission
22 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
23 written notice of his or her opportunity to opt-out from participation in the survey.

24 3 New Section; Board of Nursing; Rulemaking. Amend RSA 326-B by inserting after section 9
25 the following new section:

26 326-B:9-a Completion of Survey; Rulemaking.

27 I. The board may adopt rules, pursuant to RSA 541-A, for APRNs only requesting, as part
28 of the license renewal process, completion by licensees of a survey provided by the office of rural
29 health, department of health and human services, for the purpose of collecting data regarding the
30 New Hampshire primary care workforce, pursuant to the commission established in RSA 126-T.
31 Any rules adopted under this section shall provide the licensee with written notice of his or her
32 opportunity to opt-out from participation in the survey.

33 II. The board may adopt rules, pursuant to RSA 541-A, for RNs and LPNs only requesting,



1 as part of the license renewal process, completion by licensees of a survey provided by the National
2 Council of State Boards of Nursing regarding minimum data sets. Any rules adopted under this
3 section shall provide the licensee with written notice of his or her opportunity to opt-out from
4 participation in the survey.

5 4 New Section; Board of Medicine; Physician Assistants. Amend RSA 328-D by inserting after
6 section 10 the following new section:

7 328-D:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
8 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
9 provided by the office of rural health, department of health and human services, for the purpose of
10 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
11 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
12 written notice of his or her opportunity to opt-out from participation in the survey.

13 5 New Section; Allied Health Professionals; Rulemaking. Amend RSA 328-F by inserting after
14 section 11 the following new section:

15 328-F:11-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
16 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
17 provided by the office of rural health, department of health and human services, for the purpose of
18 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
19 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
20 written notice of his or her opportunity to opt-out from participation in the survey.

21 6 New Section; Board of Medicine; Rulemaking. Amend RSA 329 by inserting after section 9-e
22 the following new section:

23 329:9-f Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA 541-
24 A, requesting, as part of the license renewal process, completion by licensees of a survey provided by
25 the office of rural health, department of health and human services, for the purpose of collecting
26 data regarding the New Hampshire primary care workforce, pursuant to the commission
27 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
28 written notice of his or her opportunity to opt-out from participation in the survey.

29 7 New Section; Board of Psychologists; Rulemaking. Amend RSA 329-B by inserting after
30 section 10 the following new section:

31 329-B:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
32 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
33 provided by the office of rural health, department of health and human services, for the purpose of
34 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
35 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
36 written notice of his or her opportunity to opt-out from participation in the survey.

37 8 New Section; Board of Mental Health Practice; Rulemaking. Amend RSA 330-A by inserting



1 after section 10 the following new section:

2 330-A:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
3 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
4 provided by the office of rural health, department of health and human services, for the purpose of
5 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
6 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
7 written notice of his or her opportunity to opt-out from participation in the survey.

8 9 New Section; Board of Licensing for Alcohol and Other Drug Use Professionals; Rulemaking.
9 Amend RSA 330-C by inserting after section 9 the following new section:

10 330-C:9-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
11 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
12 provided by the office of rural health, department of health and human services, for the purpose of
13 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
14 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
15 written notice of his or her opportunity to opt-out from participation in the survey.



2017-0642h

AMENDED ANALYSIS

This bill declares that certain licensing boards for health care providers may adopt rules to request completion of a certain survey as part of the license renewal process.

Hearing Minutes

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 322

BILL TITLE: adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

DATE: February 22, 2017

LOB ROOM: 305 and 307 **Time Public Hearing Called to Order:** 2:15 p.m.

Time Adjourned: 2:55 p.m.

Committee Members: Reps. McGuire, Sytek, Hansen, Beaudoin, Kaczynski, Brewster, H. Marsh, Gagnon, P. Schmidt, Roberts, Schuett, Campion and Cilley

Bill Sponsors:

Rep. Fothergill
Rep. J. MacKay
Sen. Feltes

Rep. S. Schmidt
Rep. P. Schmidt
Sen. Reagan

Rep. Campion
Sen. Woodburn

TESTIMONY

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

*(1) Rep. Campion, Grafton District 12, co-sponsor of the bill and in support. She submitted written testimony that she drew from to cover the key points of the reason that this bill was brought forward and the reason that it is important. It is currently not possible to identify the gap between the healthcare workforce that we have and the one we will need. This is one approach to attempting to identify the extent and magnitude of the workforce shortage.

Rep Campion notes that the rulemaking authority to require completion of a certain survey as part of the license renewal process is entirely voluntary both for the boards of the professions identified in the bill and for the licensees of those boards that adopt the practice. She points out that it will not be possible to plan for our state's healthcare needs if we do not know what the workforce composition, trends and shortage.

*(2) Hon. Laurie Harding, NH Commission on the Primary Care Workforce supports this bill.

The genesis of HB 322 arose as work being done on the Commission that entailed a survey such as that noted in the bill, went to JLCAR to establish rules, and discovered that they did not have the underlying statutory authority. Thus, they have come before ED&A to request statutory authority to request that the Boards participate in this survey and compilations of data. She assured members of the committee that there was no intent to intimidate or pressure licensees to participate in the survey process. She sees this as enabling legislation.

(3) Joe Shoemaker, State OPLC Supports this bill. This is information they are frequently asked for at the OPLC and the boards are aware of the importance and need for this data..

* (4) Alicia Drzba, Dept. Of Health and Human Services supports this bill. She provided written testimony and read through this as her oral testimony.

Numerous national and state-level organizations have documented the need for accurate workforce data.

She discussed the amount of data currently being collected on primary care workforce trends in NH. She noted that this was both limited and skewed currently. There is currently insufficient data collection to ensure an adequate amount of data that provides an accurate picture of what is

going on in NH.

(5) Lynn Stanley, NH National Association of Social Workers supports this bill. She says they have no idea what their workforce looks like or what it will look like in the coming years. They have no way of knowing what the needs are and whether their assets will meet those needs.

The following people registered their opinion without registering to speak:

Valerie Acres, NH Medical Society supports this bill

Paula Minnehan, NH Hospital Association supports this bill

Will Anderson opposes this bill

Darryl W Perry, Liberty Lobby LLC opposes this bill

Jocelyn Chertoff, MD supports this bill

Susan Paschell supports this bill.

Joan C. Widmer, NH Nurses Association supports this bill

Jacelyn L. Alley

HOUSE COMMITTEE ON EXECUTIVE DEPARTMENTS AND ADMINISTRATION

PUBLIC HEARING ON HB 322

BILL TITLE: adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

DATE: 2-22-17

ROOM: _____ Time Public Hearing Called to Order: 2:15 p.m.

Time Adjourned: 2:55 p.m.

(please circle if present)

Committee Members: Reps. McGuire, Sytek, Hansen, Beaudoin, Proulx, Hoell, Kaczynski, Woitkun, Brewster, R. Smith, Gagnon, P. Schmidt, Judy, D. Sullivan, Goley, Gilley, Roberts, Campion, Sandler and H. Marsh Schaefer

Bill Sponsors:

Rep. Fothergill
Rep. J. MacKay
Sen. Feltes

Rep. S. Schmidt
Rep. P. Schmidt
Sen. Reagan

Rep. Campion
Sen. Woodburn

TESTIMONY

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

- * Rep. Campion, Co-sponsor, submitted written testimony
- * Justice Harding, N.H. Commission on the Primary Care Workforce, submitted written testimony
- * Alicia Dryba, Dept. Health & Human Services, submitted written testimony

E-mailed notes.

Altilio, Iris

From: Jcilley <jcilley@aol.com>
Sent: Thursday, February 23, 2017 9:21 AM
To: Altilio, Iris
Subject: Hearing on HB 322

Wednesday, February 22, 2017

Hearing on HB 322, adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers

Start time: 2:15 p.m.
End Time: 2:55 p.m.

Rep. Campion, Grafton District 12

Co-sponsor of the bill and in support. She submitted written testimony that she drew from to cover the key points of the reason that this bill was brought forward and the reason that it is important.

It is currently not possible to identify the gap between the healthcare workforce that we have and the one we will need. This is one approach to attempting to identify the extent and magnitude of the workforce shortage.

She notes that the the rulemaking authority to require completion of a certain survey as part of the license renewal process is entirely voluntary both for the boards of the professions identified in the bill and for the licensees of those boards that adopt the practice.

She points out that it will not be possible to plan for our state's healthcare needs if we do not know what the workforce composition, trends and shortage.

Hon. Laurie Harding, NH Commission on the Primary Care Workforce

The genesis of HB 322 arose as work being done on the Commission that entailed a survey such as that noted in the bill, went to JLCAR to establish rules, and discovered that they did not have the underlying statutory authority. Thus, they have come before ED&A to request statutory authority to request that the Boards participate in this survey and compilations of data.

She assured members of the committee that there was no intent to intimidate or pressure licensees to participate in the survey process. She sees this as enabling legislation.

Joe Shoemaker, State OPLC

Supports this bill. This is information they are frequently asked for at the OPLC and the boards are aware of the importance and need for this data..

Alicia Drzba, Dept. Of Health and Human Services

She provided written testimony. She read through this as her oral testimony.

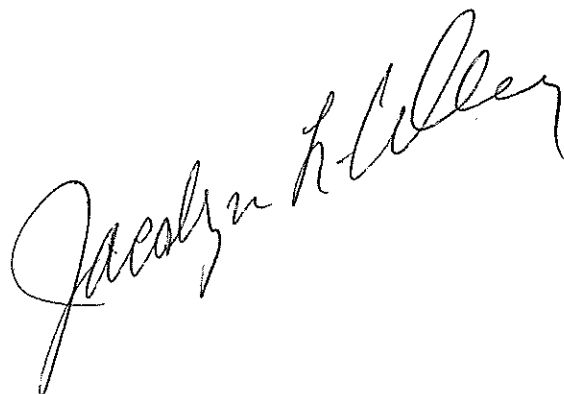
Numerous national and state-level organizations have documented the need for accurate workforce data.

She discussed the amount of data currently being collected on primary care workforce trends in NH. She noted that this was both limited and skewed currently. There is currently insufficient data collection to ensure an adequate amount of data that provides an accurate picture of what is going on in NH.

Lynn Stanley, NH National Association of Social Workers

Supports this bill. Says they have no idea what their workforce looks like or what it will look like in the coming years. They have no way of knowing what the needs are and whether their assets will meet those needs.

Sent from my iPad

A handwritten signature in black ink, appearing to read "Lynn Stanley", is written diagonally across the bottom right portion of the page.

Testimony

(i)

Polly K. Champion, MS, RN
44 King Road, Etna, NH 03750
603-643-2837

Testimony on HB 322 – Adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

My name is Polly Champion. I am a Representative from Grafton District 12, representing Lyme and Hanover. As Members of this Committee may remember, I am also a currently licensed registered nurse.

I am here to introduce HB 322, enabling legislation to address the problems associated with the lack of data about specific licensed health care providers in New Hampshire.

I was asked by the Commission on the Primary Care Workforce to cosponsor this legislation. Representative Dr. John Fothergill is the prime sponsor, but unfortunately was not able to be here today. His written testimony has been distributed.

Simply put, this bill gives certain Health Care Profession Licensing boards the authority to write rules to require their licensees to fill out a workforce survey in order to complete the licensing process. You will note that the boards are not required to adopt this process. They MAY choose to adopt this process.

The Problem this Bill addresses is several fold:

1. Increase in demand for a robust health care workforce as a result of:
 - New Hampshire’s aging population – baby boomers will require more complex care from a variety of health care disciplines
 - Increasing rate of retirement among health care workers & fewer younger people staying in NH
 - More complex health care needs being met at home
 - Shrinking traditional caregiver labor pool (sandwich generation)
 - A raging epidemic of addiction and unaddressed behavioral health needs

2. Lack of accurate and complete data about who our licensed health care workers are and where they might be working. All we know is how many people are licensed in each discipline.
 - Current license renewal processes require only that the applicant answer questions about the extent to which they meet requirements of licensure. e.g. education, hours previously worked, continuing education hours
 - They are not required to share whether they are currently working, in which field or location, type of organization, part time or full time, or their plans for the next five years. We do not even know if our licensees are working in NH at all.
 - To quote the Report from the Governor’s Commission on Health Care and Community Support Workforce, “There is a paucity of data to document the size and capacity of the current health care workforce in New Hampshire, and to identify future workforce needs of the population.”

3. Need for complete data for future planning
 - o In absence of complete and accurate data about the current health care workforce, it is not possible to identify the gap between existing and future health care workers, and therefore, to create both short-term and long term strategies to meet the anticipated need for health care in the future

HB 322 – One solution

I'd like to point out several key elements of the Bill:

- It applies to nine health care professional licensing Boards, and as a result applies to: Dentists, Pharmacists, Nurses (RNs, LPNs and APRNs), Physician Assistants, Allied Health Professionals (OTs, PTs), Physicians, Psychologists, Mental Health Practitioners and Alcohol and Drug Use Professionals
- The language is identical for each Board with one exception re: a particular survey for RNs and LPNS

Let's walk through the bill, beginning on Page One:

- Line 3: "the Board MAY adopt rules requiring completion by licensees of a survey
- Line 5: the survey is "...provided by the Office of Rural Health, within the Department of Health and Human Services...", which will receive the survey results, then de-identify and aggregate the data prior to sharing the results with the Boards
- Lines 7-8: there is an opt-out requirement. "Any rules adopted under this section shall provide the licensee with written notice of his or her opportunity to opt-out from participation in the survey."
- Lines 26-28: The Board of Nursing may adopt rules...requiring...completion of a "survey provided by the National Council of State Boards of Nursing regarding minimum data sets." The Board of Nursing has been using this tested and reliable survey for years, and it was determined to provide comparable data.

There have been a number of Commissions seeking to understand the health care workforce needs in the state. One of four priority areas for action coming out of the most recent report from the Governor's Commission on Health Care and Community Support Workforce is to: "Create a robust mechanism to collect capacity data of the current health care workforce and use that data to project future health care and direct support workforce needs."

The Commission found that useful data on the healthcare and direct support workforce are scarce and, when available, are of poor quality. Planning and decision making for future needs is exceptionally hampered by lack of meaningful historical and current data.

In short, we cannot appropriately plan for the care we know will be needed by New Hampshire residents, if we do not know the capacity that currently exists.

I ask you to support HB 322 to authorize the Boards of Health Care Professions to establish rules that will enable them to collect data that will assist us in identifying our health care needs for the future.

Testimony

February 22, 2017

House Executive Departments and Administration Committee

HB 332, adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

Good afternoon, Madam Chair and Members of the Committee.

My name is Dr. Susan Huard, and I am the President of the Manchester Community College. This past year, I had the honor of chairing the Governor’s Commission on Health Care and Community Support Workforce, established by Governor Hassan to assess the scope of New Hampshire’s workforce shortage problem and to make recommendations to address the State’s short and long term health care workforce needs.

I am here today in support of HB 322, and to inform you of one of the Commission’s recommendations that is consistent with the intent of this legislation to improve the health care workforce landscape in New Hampshire to better meet the needs of its citizens. The Commission’s recommendations were developed based on expert testimony on the scope of our state’s workforce shortage, as well as public comments on the problems faced every day by consumers, by the families of consumers, and by their caregivers. We listened carefully to all of these individuals who took the time over the course of seven months to join us at our public meetings as well as our listening sessions held throughout the state.

So, what did we learn? We learned that New Hampshire is facing extremely serious challenges in meeting the needs of our citizens, today and in the future. As a result of the growing demand by aging baby boomers and the shrinking of the traditional caregiver labor pool, the future will be immeasurably worse without decisive action.

I will speak specifically about one of the Commission’s recommendation on Data Collection and Analytics. The Commission spent considerable time and effort addressing the need to identify current and anticipated workforce shortages in New Hampshire. Presently, however, the absence of data on health professionals working in New Hampshire is crippling the state’s ability to inform workforce policy and resource allocation.

The Commission recognized that workforce information currently available from the professional boards’ licensing lists does not provide the type of information needed to understand the state’s workforce shortage because:

- 1. there is no way of knowing whether a provider is working full-time or part-time; whether the provider is actively practicing or is retired; or whether the provider’s practice is clinical or non-clinical (e.g. teaching, legal, administrative); and

2. there is no way to know precisely where providers are practicing, because for licensing purposes, they list only a single location, though many split their time across multiple practice locations.

However, as proposed in HB 322, professional boards will be able to survey licensees as part of the license renewal process. The capability to collect information is a critical first step toward developing an effective system to collect and analyze key practice and capacity data from all practicing health care and direct support providers in the State.

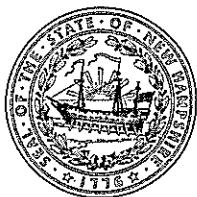
And finally, I'd like to read you the Commission's recommendation on data collection which is very much aligned with HB 322:

The Office of Professional Licensure and Certification should be directed to expand the collection of workforce data through the State's licensing and certification boards to include physicians, psychiatrists, physician assistants, APRNs, dentists, psychologists, behavioral health practitioners, and substance use disorder treatment providers through an electronic survey process. Each of these Boards should revise their rules to require the collection of New Hampshire's health care workforce data through licensing and certification procedures. The rules should be uniform among the Boards to facilitate the use of a single survey instrument.¹

In closing, I urge you to pass HB 322 as introduced.
Thank you for the opportunity to address this important topic with you today.

I'd be happy to answer any questions you may have.

¹ Governor's Commission on Health Care and Community Support Workforce, *Recommendations on Health Care and Community Support Workforce*, December 16, 2016. Accessible online at <http://www.dhhs.nh.gov/ombp/caremgmt/health-care/documents/hc-20161216-recomndations.pdf>



Jeffrey A. Meyers
Commissioner

Lisa Morris
Director

STATE OF NEW HAMPSHIRE

DEPARTMENT OF HEALTH AND HUMAN SERVICES

29 HAZEN DRIVE, CONCORD, NH 03301-6503
603-271-5934 . 1-800-852-3345 Ext. 5934
Fax: 603-271-4506 TDD Access: 1-800-735-2964



④
114

February 22, 2017

Need for Health Workforce Data Collection in NH

Numerous national and state level reports have documented the need for comprehensive and consistent healthcare workforce data at a granular level. This data is necessary to adequately predict both current and future workforce supply and demand, and will serve to ensure the transformation of health care is more efficient, lowers costs, and leads to safer care and improved patient outcomes.

In order to understand key practice and capacity health workforce data, data collection via provider surveying is essential. Data will be used for healthcare access planning and workforce assessment and will ultimately lead to federal shortage designations, which brings providers to underserved areas of the state; strengthened recruitment/retention initiatives including scholarships, repayment, and waiver programs; the expansion of existing educational programs and employment training programs; and stronger emergency preparedness. Understanding workforce shortages helps us to best allocate funding for workforce purposes and to prioritize resources.

Essential workforce data is not currently collected by the health professions licensing boards; therefore, the state cannot speak to key capacity indicators such as the number of specialists currently practicing, where they're practicing (location and number of practices), and the number of clinical hours practiced.

The limited workforce data that is collected may misrepresent healthcare capacity, and inhibit meaningful use. The results from a comparative analysis between the Board of Medicine's licensing list and the NH Division of Public Health Service's 2015 Physician Licensure Survey found the following inconsistencies:

- Practice status
 - >25% of physicians categorized as inactive on the licensing list were actively practicing medicine in NH
 - >10% categorized as active on the licensing list were not actively practicing medicine in NH
- Practice locations
 - The NH Board of Medicine only collects one practice location, which minimizes the availability of healthcare services
 - Survey results showed there were 27% more practices than physicians

- Specialty
 - The NH Board of Medicine only collects one practice specialty, which minimizes the availability of medical specialists
 - Survey results showed ~20% of physicians who practice at 2 or more sites had more than one primary specialty

Without a survey requirement or the ability to integrate questions into an online license renewal process for all health professions licensing boards, the response rate would not yield enough data to utilize for workforce planning and assessment. Many health professions licensing boards are still on paper; they do not process license renewals online. In order for the Health Professions Data Center to assume all administrative responsibility and data processing, it is essential that the separate survey be required to ensure providers have reason to complete it. In 2015, when it was communicated that physician survey completion would be a required component of license renewal, the overall response rate was >80 percent. However, when the survey was released as voluntary with no obligation to complete it, the overall response rate was approximately 7 percent.

Current Health Professional Shortage Areas are in jeopardy of losing their federal designation if the Division of Public Health Services cannot validate providers in the new federal Shortage Designation Management System. The system uses the Centers for Medicare and Medicaid Services database to upload providers in the system by National Provider Identifier (NPI) and assigns all one FTE (i.e. 40-hour work week). While in theory, once assigned to providers, the NPI should follow providers – by being used for billing purposes - and be an indicator of practice, it does not. The NPI is not consistently updated and may not capture practice work since residency. Many providers use organizational NPIs instead individual for billing purposes. Many physicians do not practice 40+ hours per week. Over 61% of physicians who completed the 2015 survey indicated they practice 39 hours or less. However, because NH does not collect the NPI of physicians, and perhaps other providers, we cannot validate, or remove, providers that are not actually practicing or modify the FTE of those practicing under 40 hours. Therefore, workforce capacity will be overestimated and federal designation status removed for areas that experience a shortage of providers.

Administration

The surveys will be developed, disseminated, managed, and results analyzed by the NH Division of Public Health Services; minimal administrative obligation will fall on the licensing boards.

Survey Design/Features

The National Center for Workforce Analysis' Minimum Data Sets will be used as templates to build our provider surveys. The Minimum Data Sets were created by national boards, councils, and associations to provide basic, uniform, and consistent information on the health workforce so states could collect essential data for statewide healthcare workforce assessment, Shortage Designation assignment, and to anticipate health workforce shortages. The NH Physician Survey was developed using the Minimum Date Set and with collaboration by the NH Medical Society, the NH Board of Medicine, DHHS' Office of Health Equity, the NH Recruitment Center, and the Legislative Commission on Primary Care Workforce Issues.

4
2/4

The electronic survey was designed to be user-friendly and has sophisticated logic (i.e. branching, looping, piping, extraction) embedded to ensure only questions relevant to the provider taking the survey will be presented. Question fields can be pre-populated with previously entered responses from the last survey completed to simplify each iteration of survey completion by only asking physicians to confirm that certain answers are correct (but also allowing for answer modification). Other features include

- Ability to review the survey before getting started
- An emailed a copy of the questions and entered answers after survey completion
- System auto-saves each answer and allows users to time out and return later to finish
- Compatible with all systems and mobile devices

Surveys will takes anywhere from 3 minutes to 15 minutes to complete (7 on average), depending on specialty practiced and number of practice sites.

Data Protection/Confidentiality

The NH Division of Public Health Services contracted with Qualtrics to collect and store provider survey data. Data collected is stored in accredited Qualtrics data centers, which uses encryption for all transmitted data, high-end firewall systems, and regular scanning to ensure vulnerabilities are found and patched. Qualtrics is Federal Information Processing Standard (FIPS) 200 compliant, which ensures protection of participants' personal information by emphasizing more security during the development, implementation, and operation of information systems. Furthermore, customer data is stored in a server located in the US, not in the "cloud."

Collected data can only be accessed by Danielle Weiss, the system administrator of the Health Professions Data Center in the Division of Public Health Services. Apart from the Health Resources and Services Administration's Shortage Designation and Management System, which NPI data is uploaded to, and which our Office is required to utilize for Shortage Designation determinations as grantees, data will only be released in aggregate, de-identified form.

Sincerely,



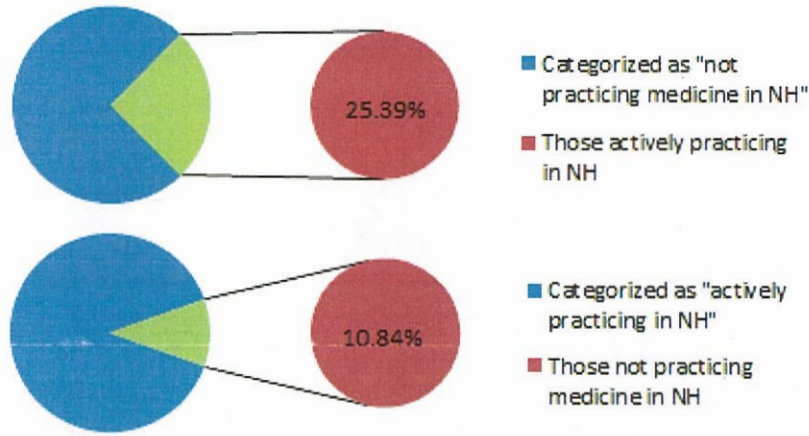
Alisa Druzba, Administrator
Rural Health & Primary Care



Danielle Weiss, Program Manager
Health Professions Data Center
Rural Health & Primary Care

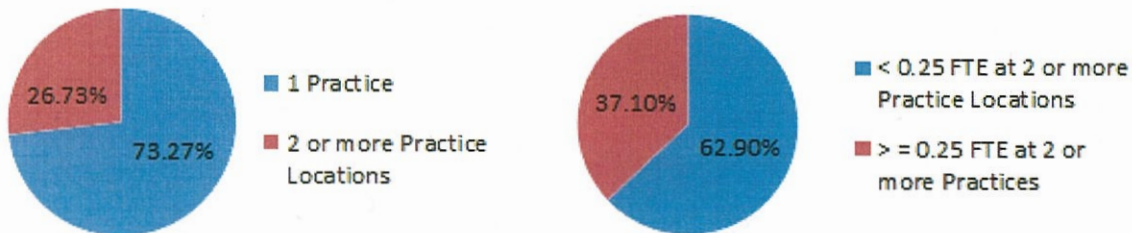
Variance between the Board of Medicine Physician Licensing List and the Division of Public Health Services Physician Survey

- The Board of Medicine (BOM) maintains an active (physicians currently practicing in NH) and inactive (physicians not currently practicing in NH) list of providers to document who needs to complete the required components of relicensing (i.e. Prescription Drug Monitoring Program) and to share with stakeholders to describe the physician workforce in NH.
- The Division of Public Health Services (DPHS) Survey found that of the 2,564 physicians (of 3,187 due for license renewal) who completed the survey:
 - 213 (25.39%) of the 839 who were categorized as inactive **are** actively practicing medicine in NH
 - 187 (10.84%) of the 1,725 who were categorized as active **are not** actively practicing medicine in NH



- This data illustrates why the BOM's licensing list is not a reliable source to determine the active workforce in NH. The discrepancies described above – based on self-report by physicians - support the need to make completing the DPHS survey a required component of relicensure.

- The Board of Medicine only collects information for one practice site and one specialty, regardless of the number reported by physicians on their renewal application.
- The DPHS Survey found that of the 1,751 active physicians in the state:
 - 468 (~27%) physicians practice at 2 or more locations
 - Of these, 276 (over 37%) reported working an average of 10 hours/week or more at their additional practice sites (0.25 FTE or more)



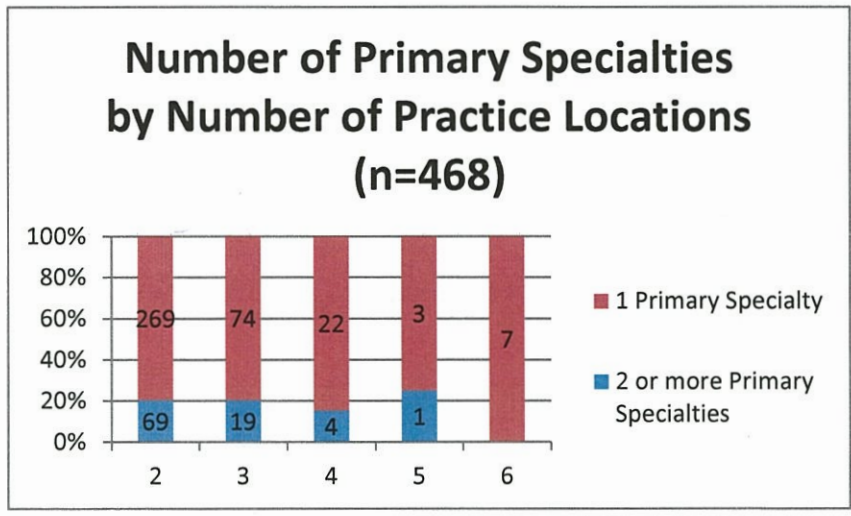
4/4/4

Variance between the Board of Medicine Physician Licensing List and the Division of Public Health Services Physician Survey

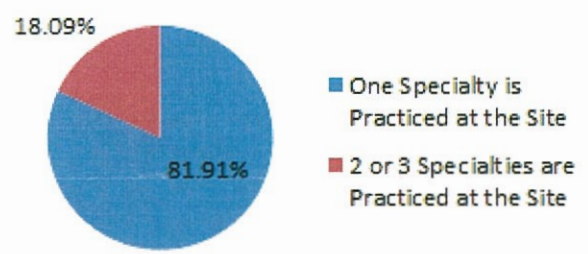
- Because only one practice site location is collected, the actual state coverage cannot be determined
 - 1,751 physicians of the 2,564 who completed the survey reported being an active provider in NH
 - However, **2,404 practice locations** were reported



- Relying on the BOM licensing list to determine workforce capacity would lead to a **27% underestimate** of the available healthcare services.
- Furthermore, physicians often times enter a business address that is not the actual practice location, but instead, the business mailing address.
- About **20%** of physicians who practice at 2 or more sites have **more than 1 primary specialty**



- Physicians reported **practicing more than one specialty** at 435 (~18%) sites of the 2,404 total



- This data illustrates that the licensing data does not accurately capture workforce capacity (i.e. specialists, locations) and the availability of services throughout the state.



PO Box 1452 • Center Harbor, NH 03226
Phone: 603.648.2233 • E-Mail: ContactUs@nhnpa.net
Web: <https://nhnpa.enpnetwork.com/>

February, 9 2017

The Honorable Carol McGuire, Chair

House Executive Departments and Administrative Committee

RE: HB 322 (license renewal process for Health Care Providers)

Dear Representative McGuire,

As Executive Director of the New Hampshire Nurse Practitioner Association and a member of the Governor's Primary Care Task Force I want to register support for HB 322. This survey at the time of license renewal is important in understanding the work force needs for NH.

Currently we have very little objective data to assist in our planning for the healthcare work force. We have significant shortages in the state and little data of what our 3, 5 or 10-year plan should be.

The NH Nurse Practitioner Association strongly supports this bill and encourages you to pass the requirement for the survey.

Very truly yours,

A rectangular area containing a handwritten signature in cursive script that reads "Mary Bidgood-Wilson".

Mary Bidgood-Wilson
Executive Director NH Nurse Practitioner Association

Amendments



Amendment to HB 322

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT adding rulemaking authority to request completion of a certain survey as part of the
4 license renewal process for health care providers.

5

6 Amend the bill by replacing sections 1-9 with the following:

7

8 1 New Section; Board of Dental Examiners; Rulemaking. Amend RSA 317-A by inserting after
9 section 12 the following new section:

10 317-A:12-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
11 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
12 provided by the office of rural health, department of health and human services, for the purpose of
13 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
14 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
15 written notice of his or her opportunity to opt-out from participation in the survey.

16 2 New Section; Pharmacy Board; Rulemaking. Amend RSA 318 by inserting after section 5-a
17 the following new section:

18 318:5-b Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA 541-
19 A, requesting, as part of the license renewal process, completion by licensees of a survey provided by
20 the office of rural health, department of health and human services, for the purpose of collecting
21 data regarding the New Hampshire primary care workforce, pursuant to the commission
22 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
23 written notice of his or her opportunity to opt-out from participation in the survey.

24 3 New Section; Board of Nursing; Rulemaking. Amend RSA 326-B by inserting after section 9
25 the following new section:

26 326-B:9-a Completion of Survey; Rulemaking.

27 I. The board may adopt rules, pursuant to RSA 541-A, for APRNs only requesting, as part
28 of the license renewal process, completion by licensees of a survey provided by the office of rural
29 health, department of health and human services, for the purpose of collecting data regarding the
30 New Hampshire primary care workforce, pursuant to the commission established in RSA 126-T.
31 Any rules adopted under this section shall provide the licensee with written notice of his or her
32 opportunity to opt-out from participation in the survey.

33 II. The board may adopt rules, pursuant to RSA 541-A, for RNs and LPNs only requesting,



1 as part of the license renewal process, completion by licensees of a survey provided by the National
2 Council of State Boards of Nursing regarding minimum data sets. Any rules adopted under this
3 section shall provide the licensee with written notice of his or her opportunity to opt-out from
4 participation in the survey.

5 4 New Section; Board of Medicine; Physician Assistants. Amend RSA 328-D by inserting after
6 section 10 the following new section:

7 328-D:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
8 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
9 provided by the office of rural health, department of health and human services, for the purpose of
10 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
11 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
12 written notice of his or her opportunity to opt-out from participation in the survey.

13 5 New Section; Allied Health Professionals; Rulemaking. Amend RSA 328-F by inserting after
14 section 11 the following new section:

15 328-F:11-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
16 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
17 provided by the office of rural health, department of health and human services, for the purpose of
18 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
19 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
20 written notice of his or her opportunity to opt-out from participation in the survey.

21 6 New Section; Board of Medicine; Rulemaking. Amend RSA 329 by inserting after section 9-e
22 the following new section:

23 329:9-f Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA 541-
24 A, requesting, as part of the license renewal process, completion by licensees of a survey provided by
25 the office of rural health, department of health and human services, for the purpose of collecting
26 data regarding the New Hampshire primary care workforce, pursuant to the commission
27 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
28 written notice of his or her opportunity to opt-out from participation in the survey.

29 7 New Section; Board of Psychologists; Rulemaking. Amend RSA 329-B by inserting after
30 section 10 the following new section:

31 329-B:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
32 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
33 provided by the office of rural health, department of health and human services, for the purpose of
34 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
35 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
36 written notice of his or her opportunity to opt-out from participation in the survey.

37 8 New Section; Board of Mental Health Practice; Rulemaking. Amend RSA 330-A by inserting



1 after section 10 the following new section:

2 330-A:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
3 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
4 provided by the office of rural health, department of health and human services, for the purpose of
5 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
6 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
7 written notice of his or her opportunity to opt-out from participation in the survey.

8 9 New Section; Board of Licensing for Alcohol and Other Drug Use Professionals; Rulemaking.
9 Amend RSA 330-C by inserting after section 9 the following new section:

10 330-C:9-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
11 541-A, requesting, as part of the license renewal process, completion by licensees of a survey
12 provided by the office of rural health, department of health and human services, for the purpose of
13 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
14 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
15 written notice of his or her opportunity to opt-out from participation in the survey.



2017-0642h

AMENDED ANALYSIS

This bill declares that certain licensing boards for health care providers may adopt rules to request completion of a certain survey as part of the license renewal process.

Bill as
Introduced

HB 322 - AS INTRODUCED

2017 SESSION

17-0502
01/09

HOUSE BILL **322**

AN ACT adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

SPONSORS: Rep. Fothergill, Coos 1; Rep. S. Schmidt, Carr. 6; Rep. Campion, Graf. 12; Rep. J. MacKay, Merr. 14; Rep. P. Schmidt, Straf. 19; Sen. Woodburn, Dist 1; Sen. Feltes, Dist 15; Sen. Reagan, Dist 17

COMMITTEE: Executive Departments and Administration

ANALYSIS

This bill declares that certain licensing boards for health care providers may adopt rules to require completion of a certain survey as part of the license renewal process.

This bill is a result of the commission established in 2016, 252.

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 Seventeen

AN ACT adding rulemaking authority to require completion of a certain survey as part of the license renewal process for health care providers.

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

1 1 New Section; Board of Dental Examiners; Rulemaking. Amend RSA 317-A by inserting after
2 section 12 the following new section:

3 317-A:12-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
4 541-A, requiring, as part of the license renewal process, completion by licensees of a survey
5 provided by the office of rural health, department of health and human services, for the purpose of
6 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
7 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
8 written notice of his or her opportunity to opt-out from participation in the survey.

9 2 New Section; Pharmacy Board; Rulemaking. Amend RSA 318 by inserting after section 5-a
10 the following new section:

11 318:5-b Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA 541-
12 A, requiring, as part of the license renewal process, completion by licensees of a survey provided by
13 the office of rural health, department of health and human services, for the purpose of collecting
14 data regarding the New Hampshire primary care workforce, pursuant to the commission
15 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
16 written notice of his or her opportunity to opt-out from participation in the survey.

17 3 New Section; Board of Nursing; Rulemaking. Amend RSA 326-B by inserting after section 9
18 the following new section:

19 326-B:9-a Completion of Survey; Rulemaking.

20 I. The board may adopt rules, pursuant to RSA 541-A, for APRNs only requiring, as part of
21 the license renewal process, completion by licensees of a survey provided by the office of rural
22 health, department of health and human services, for the purpose of collecting data regarding the
23 New Hampshire primary care workforce, pursuant to the commission established in RSA 126-T.
24 Any rules adopted under this section shall provide the licensee with written notice of his or her
25 opportunity to opt-out from participation in the survey.

26 II. The board may adopt rules, pursuant to RSA 541-A, for RNs and LPNs only requiring,
27 as part of the license renewal process, completion by licensees of a survey provided by the National
28 Council of State Boards of Nursing regarding minimum data sets. Any rules adopted under this
29 section shall provide the licensee with written notice of his or her opportunity to opt-out from
30 participation in the survey.

HB 322 - AS INTRODUCED

- Page 2 -

1 4 New Section; Board of Medicine; Physician Assistants. Amend RSA 328-D by inserting after
2 section 10 the following new section:

3 328-D:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
4 541-A, requiring, as part of the license renewal process, completion by licensees of a survey
5 provided by the office of rural health, department of health and human services, for the purpose of
6 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
7 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
8 written notice of his or her opportunity to opt-out from participation in the survey.

9 5 New Section; Allied Health Professionals; Rulemaking. Amend RSA 328-F by inserting after
10 section 11 the following new section:

11 328-F:11-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
12 541-A, requiring, as part of the license renewal process, completion by licensees of a survey
13 provided by the office of rural health, department of health and human services, for the purpose of
14 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
15 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
16 written notice of his or her opportunity to opt-out from participation in the survey.

17 6 New Section; Board of Medicine; Rulemaking. Amend RSA 329 by inserting after section 9-e
18 the following new section:

19 329:9-f Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA 541-
20 A, requiring, as part of the license renewal process, completion by licensees of a survey provided by
21 the office of rural health, department of health and human services, for the purpose of collecting
22 data regarding the New Hampshire primary care workforce, pursuant to the commission
23 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
24 written notice of his or her opportunity to opt-out from participation in the survey.

25 7 New Section; Board of Psychologists; Rulemaking. Amend RSA 329-B by inserting after
26 section 10 the following new section:

27 329-B:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
28 541-A, requiring, as part of the license renewal process, completion by licensees of a survey
29 provided by the office of rural health, department of health and human services, for the purpose of
30 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
31 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
32 written notice of his or her opportunity to opt-out from participation in the survey.

33 8 New Section; Board of Mental Health Practice; Rulemaking. Amend RSA 330-A by inserting
34 after section 10 the following new section:

35 330-A:10-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
36 541-A, requiring, as part of the license renewal process, completion by licensees of a survey
37 provided by the office of rural health, department of health and human services, for the purpose of
38 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission

HB 322 - AS INTRODUCED

- Page 3 -

1 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
2 written notice of his or her opportunity to opt-out from participation in the survey.

3 9 New Section; Board of Licensing for Alcohol and Other Drug Use Professionals; Rulemaking.
4 Amend RSA 330-C by inserting after section 9 the following new section:

5 330-C:9-a Completion of Survey; Rulemaking. The board may adopt rules, pursuant to RSA
6 541-A, requiring, as part of the license renewal process, completion by licensees of a survey
7 provided by the office of rural health, department of health and human services, for the purpose of
8 collecting data regarding the New Hampshire primary care workforce, pursuant to the commission
9 established in RSA 126-T. Any rules adopted under this section shall provide the licensee with
10 written notice of his or her opportunity to opt-out from participation in the survey.

11 10 Effective Date. This act shall take effect upon its passage.