

LEGISLATIVE COMMITTEE MINUTES

SB85

Bill as
Introduced

SB 85 - AS INTRODUCED

2019 SESSION

19-0426
01/10

SENATE BILL

85

AN ACT

reestablishing the commission to study environmentally-triggered chronic illness.

SPONSORS:

Sen. Sherman, Dist 24; Sen. Fuller Clark, Dist 21; Rep. Murphy, Hills. 21; Rep. Salloway, Straf. 5

COMMITTEE:

Health and Human Services

ANALYSIS

This bill reestablishes the commission to study environmentally-triggered chronic illness.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Nineteen

AN ACT reestablishing the commission to study environmentally-triggered chronic illness.

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

1 1 Statement of Intent. The general court recognizes that nearly half of adults in the United
2 States have at least one chronic health condition and chronic diseases are responsible for increased
3 health care costs. Seventy percent of health care costs in the United States are for chronic diseases.
4 Some chronic diseases are known or thought to be associated with environmental causes.
5 Therefore, the general court hereby reestablishes a commission to study environmentally-triggered
6 chronic illness.

7 2 New Section; Commission to Study Environmentally-Triggered Chronic Illness Reestablished.
8 Amend RSA 126-A by inserting after section 73 the following new section:

9 126-A:73-a Commission to Study Environmentally-Triggered Chronic Illness Reestablished.

10 I. There is established a commission to study environmentally-triggered chronic illness.

11 II.(a) The members of the commission shall be as follows:

12 (1) Five members of the house of representatives, 3 of whom shall be appointed by
13 the speaker of the house of representatives and 2 of whom shall be appointed by the house minority
14 leader.

15 (2) Two members of the senate, one of whom shall be a member of the minority
16 party, appointed by the president of the senate.

17 (3) The commissioner of the department of health and human services, or designee.

18 (4) The director of the university of New Hampshire institute for health policy and
19 practice, or designee.

20 (5) A representative from the New Hampshire Medical Society, appointed by the
21 society.

22 (6) The chair of the board of trustees of the New Hampshire Hospital Association, or
23 designee.

24 (7) An advanced practice registered nurse, appointed by the New Hampshire Nurse
25 Practitioner Association.

26 (8) A public member, appointed by the president of the senate.

27 (b) Legislative members of the commission shall receive mileage at the legislative rate
28 when attending to the duties of the commission.

29 III.(a) The commission's study shall include, but not be limited to:

30 (1) Determining which entities may report confirmed cases of chronic conditions or
31 other health-related impacts to the public health oversight program.

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1 (2) Recommending ways to alert public health officials regarding higher than
2 expected rates of chronic disease or other health-related impacts which may be related to exposures
3 of unrecognized environmental contaminants.

4 (3) Recommending a method to inform citizens regarding programs designed to
5 manage chronic disease or other environmental exposure health-related impacts.

6 (4) Recommending data sources and a method to include data compiled by a public
7 or private entity to the greatest extent possible in the development of the public health oversight
8 program.

9 (5) Defining by codes, the health status indicators to be monitored, including
10 chronic conditions, medical conditions, and poor health outcomes.

11 (6) Studying current health databases, including years available, potential for small
12 area analysis, and privacy concerns.

13 (7) Researching currently existing health data reports by agency, bureau, or
14 organization.

15 (8) Creating a model of desired data outputs and reports for chronic conditions and
16 other health-related impacts.

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18 (10) Recommending the organizational structure responsible for the oversight
19 function and mandatory reporting requirements.

20 (11) Collaborating with the National Institutes of Health, the United States
21 Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop
22 protocols for the department of health and human services to educate and provide guidelines for
23 physicians and other advanced health care practitioners to identify and evaluate appropriate
24 diagnostic screening tests to assess health effects from exposure to emerging contaminants.

25 (12) Collaborating with the National Institutes of Health, the United States
26 Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop
27 protocols for programs to streamline education and outreach to health care providers about how to
28 implement the guidelines specified in subparagraph (11). The protocols shall include education
29 relative to methods to reduce further exposures and to eliminate the contaminants, if effective
30 methods are available.

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32 deems relevant to its study.

33 IV. The members of the commission shall elect a chairperson from among the members.
34 The first meeting of the commission shall be called by the first-named house member. The first
35 meeting of the commission shall be held within 45 days of the effective date of this section. Seven
36 members of the commission shall constitute a quorum.

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38 proposed legislation to the speaker of the house of representatives, the president of the senate, the

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1 house clerk, the senate clerk, the governor, and the state library on or before November 1, 2020.

2 3 Membership of Commission to Study Environmentally-Triggered Chronic Illness. To the
3 extent possible, the membership of the commission to study environmentally-triggered chronic
4 illness reestablished in section 2 of this act shall remain the same as the commission established in
5 RSA 126-A:73.

6 4 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered
7 chronic illness, is repealed.

8 5 Effective Date.

9 I. Section 4 of this act shall take effect November 1, 2020.

10 II. The remainder of this act shall take effect upon its passage.

SB 85 - AS AMENDED BY THE SENATE

03/27/2019 1204s

2019 SESSION

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20 (4) The commissioner of the department of environmental services, or designee.

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22 practice, or designee.

23 (6) The director of Boston University public health policy and practice, or designee.

24 (7) A representative from the New Hampshire Medical Society, appointed by the
25 society.

26 (8) The chair of the board of trustees of the New Hampshire Hospital Association, or
27 designee.

28 (9) An advanced practice registered nurse, appointed by the New Hampshire Nurse
29 Practitioner Association.

30 (10) The program manager of the environmental public health tracking program,
31 department of health and human services, or designee.

1 (11) Two community members with backgrounds in environmental science and/
2 public health, nominated by the senators on the commission, one of whom shall be appointed by the
3 president of the senate and one of whom shall be appointed by the speaker of the house of
4 representatives.

5 (b) Legislative members of the commission shall receive mileage at the legislative rate
6 when attending to the duties of the commission.

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29 (11) Reviewing results of stages 1, 2 and 3 of the pilot study recommended by the
30 previous commission established by 2017, 166 and identifying changes to subparagraphs (8), and
31 further identify items in (9) and (10).

32 (12) Identifying technology system changes necessary to carry out the charge of the
33 commission.

34 (13) Collaborating with the National Institutes of Health, the United States
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15 of the commission shall be held within 45 days of the effective date of this section. Seven members
16 of the commission shall constitute a quorum.

17 V. The commission shall submit interim reports on November 1 of each year beginning
18 November 1, 2020 containing its findings and any recommendations for proposed legislation and a
19 final report on or before November 1, 2027 to the speaker of the house of representatives, the
20 president of the senate, the house clerk, the senate clerk, the governor, and the state library.

21 3 Membership of Commission to Study Environmentally-Triggered Chronic Illness. To the
22 extent possible, the initial membership of the commission to study environmentally-triggered chronic
23 illness reestablished in section 2 of this act shall remain the same as the commission established in
24 former RSA 126-A:73.

25 4 Data Sharing Between the Department of Environmental Services and the Department of
26 Health and Human Services; Reference Deletion. Amend RSA 126-A:76, I(d) to read as follows:

27 (d) Make a presentation to the commission to study environmentally-triggered chronic
28 illness[~~established in RSA 126-A:73,~~] regarding the departments' use of the standard operating
29 procedure developed under subparagraph (b) to compare data, analyze community impacts, and
30 communicate the results to the community.

31 5 Data Sharing Between the Department of Environmental Services and the Department of
32 Health and Human Services; Reference Deletion. Amend RSA 126-A:76, III to read as follows:

33 III. On or before September 1, ~~[2018]~~ **2019, and at a minimum every 6 months**
34 **thereafter**, the commissioners of the department of environmental services and the department of
35 health and human services shall submit a report regarding the data sharing practices required
36 under paragraph I to the speaker of the house of representatives, the senate president, the state
37 library, and the commission to study environmentally-triggered chronic illness[~~established in RSA~~

SB 85 - AS AMENDED BY THE SENATE

- Page 4 -

1 ~~126-A:73~~. The report shall include [~~a description and estimate of the cost to perform a~~] *results of*
2 *the* 2-way pilot project between the departments on arsenic in drinking water, where both health
3 effects and environmental data exist.

4 6 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered
5 chronic illness, is repealed.

6 7 Effective Date.

7 I. Section 6 of this act shall take effect November 1, 2027.

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SB 85 - AS AMENDED BY THE HOUSE

03/27/2019 1204s
5Jun2019... 2035h

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11 (c) The commission may, with input from a state agency or agencies, decide whether
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18 V. The commission may form subcommittees or appoint technical committees composed of
19 commission members and non-voting nonmembers to advance the goals of this section.

20 VI. The commission shall submit interim reports on November 1 of each year beginning
21 November 1, 2020 containing its findings and any recommendations for proposed legislation and a
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1 6 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered
2 chronic illness, is repealed.

3 7 Contingency. If SB 85 and HB 736 of the 2019 regular legislative session both become law,
4 HB 736 shall not take effect.

5 8 Effective Date.

6 I. Section 6 of this act shall take effect November 1, 2024.

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SB 85 - FINAL VERSION

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5Jun2019... 2035h

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30 (d) Make a presentation to the commission to study environmentally-triggered chronic
31 illness[~~established in RSA 126-A:73,~~] regarding the departments' use of the standard operating
32 procedure developed under subparagraph (b) to compare data, analyze community impacts, and
33 communicate the results to the community.

34 5 Data Sharing Between the Department of Environmental Services and the Department of
35 Health and Human Services; Reference Deletion. Amend RSA 126-A:76, III to read as follows:

36 III. On or before September 1, ~~[2018]~~ **2019, and at a minimum every 6 months**
37 **thereafter**, the commissioners of the department of environmental services and the department of

SB 85 - FINAL VERSION

- Page 4 -

1 health and human services shall submit a report regarding the data sharing practices required
2 under paragraph I to the speaker of the house of representatives, the senate president, the state
3 library, and the commission to study environmentally-triggered chronic illness~~[- established in RSA~~
4 ~~126-A:73]~~. The report shall include ~~[a description and estimate of the cost to perform a]~~ **results of**
5 **the** 2-way pilot project between the departments on arsenic in drinking water, where both health
6 effects and environmental data exist.

7 6 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered
8 chronic illness, is repealed.

9 7 Contingency. If SB 85 and HB 736 of the 2019 regular legislative session both become law,
10 HB 736 shall not take effect.

11 8 Effective Date.

12 I. Section 6 of this act shall take effect November 1, 2024.

13 II. The remainder of this act shall take effect upon its passage.

CHAPTER 229
SB 85 - FINAL VERSION

03/27/2019 1204s
5Jun2019... 2035h

2019 SESSION

19-0426
01/10

SENATE BILL **85**

AN ACT reestablishing the commission to study environmentally-triggered chronic illness.

SPONSORS: Sen. Sherman, Dist 24; Sen. Fuller Clark, Dist 21; Rep. Murphy, Hills. 21; Rep. Salloway, Straf. 5

COMMITTEE: Health and Human Services

ANALYSIS

This bill reestablishes the commission to study environmentally-triggered chronic illness.

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.

CHAPTER 229
SB 85 - FINAL VERSION

03/27/2019 1204s
5Jun2019... 2035h

19-0426
01/10

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Nineteen

AN ACT reestablishing the commission to study environmentally-triggered chronic illness.

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

1 229:1 Statement of Intent. The general court recognizes that nearly half of adults in the United
2 States have at least one chronic health condition and chronic diseases are responsible for increased
3 health care costs. Seventy percent of health care costs in the United States are for chronic diseases.
4 Some chronic diseases are known or thought to be associated with environmental causes. According
5 to the Centers for Disease Control, the state of New Hampshire has the highest rates of people with
6 bladder, breast, esophageal, and pediatric cancer in the country. In addition, a double pediatric
7 cancer cluster was identified in the seacoast of New Hampshire in 2014. Therefore, the general
8 court hereby establishes the commission to study environmentally-triggered chronic illness.

9 229:2 New Section; Commission to Study Environmentally-Triggered Chronic Illness
10 Reestablished. Amend RSA 126-A by inserting after section 73 the following new section:

11 126-A:73-a Commission to Study Environmentally-Triggered Chronic Illness Reestablished.

12 I. There is established a commission to study environmentally-triggered chronic illness.

13 II.(a) The members of the commission shall be as follows:

14 (1) Five members of the house of representatives, 3 of whom shall be appointed by
15 the speaker of the house of representatives and 2 of whom shall be appointed by the house minority
16 leader.

17 (2) Two members of the senate, one of whom shall be a member of the minority
18 party, appointed by the president of the senate.

19 (3) The program manager of the environmental public health tracking program,
20 department of health and human services, or designee.

21 (4) The commissioner of the department of environmental services, or designee.

22 (5) The director of the university of New Hampshire institute for health policy and
23 practice, or designee.

24 (6) The director of Boston University public health policy and practice, or designee.

25 (7) A representative from the New Hampshire Medical Society, appointed by the
26 society.

27 (8) The chair of the board of trustees of the New Hampshire Hospital Association, or
28 designee.

29 (9) An advanced practice registered nurse, appointed by the New Hampshire Nurse

CHAPTER 229
SB 85 - FINAL VERSION
- Page 2 -

1 Practitioner Association.

2 (10) Two community members with backgrounds in environmental science and/ or
3 public health, one of whom shall be appointed by the president of the senate and one of whom shall
4 be appointed by the speaker of the house of representatives.

5 (b) Legislative members of the commission shall receive mileage at the legislative rate
6 when attending to the duties of the commission.

7 III.(a) The commission's study shall include, but not be limited to:

8 (1) Determining which entities may report confirmed cases of chronic conditions or
9 other health-related impacts to the public health oversight program.

10 (2) Recommending ways to alert public health officials regarding higher than
11 expected rates of chronic disease or other health-related impacts which may be related to exposures
12 of unrecognized environmental contaminants.

13 (3) Recommending a method to inform citizens regarding programs designed to
14 manage chronic disease or other environmental exposure health-related impacts.

15 (4) Recommending data sources and a method to include data compiled by a public
16 or private entity to the greatest extent possible in the development of the public health oversight
17 program.

18 (5) Defining by codes, the health status indicators to be monitored, including chronic
19 conditions, medical conditions, and poor health outcomes.

20 (6) Studying current health databases, including years available, potential for small
21 area analysis, and privacy concerns.

22 (7) Researching currently existing health data reports by agency, bureau, or
23 organization.

24 (8) Creating a model of desired data outputs and reports for chronic conditions and
25 other health-related impacts.

26 (9) Identifying the gaps between what currently exists and the model output.

27 (10) Recommending the organizational structure responsible for the oversight
28 function and mandatory reporting requirements.

29 (11) Reviewing results of stages 1, 2 and 3 of the pilot study recommended by the
30 previous commission established by 2017, 166 and identifying changes to subparagraphs (8), and
31 further identify items in (9) and (10).

32 (12) Identifying technology system changes necessary to carry out the charge of the
33 commission.

34 (13) Collaborating with the National Institutes of Health, the United States
35 Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop
36 protocols for the department of health and human services to educate and provide guidelines for

CHAPTER 229
SB 85 - FINAL VERSION
- Page 3 -

1 physicians and other advanced health care practitioners to identify and evaluate appropriate
2 diagnostic screening tests to assess health effects from exposure to emerging contaminants.

3 (14) Collaborating with the National Institutes of Health, the United States
4 Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop
5 protocols for programs to streamline education and outreach to health care providers about how to
6 implement the guidelines specified in subparagraph (13). The protocols shall include education
7 relative to methods to reduce further exposures and to eliminate the contaminants, if effective
8 methods are available.

9 (15) Recommending legislation, as necessary, to carry out the charge of the
10 commission.

11 (b) The commission shall solicit information from any person or entity the commission
12 deems relevant to its study.

13 (c) The commission may, with input from a state agency or agencies, decide whether
14 additional appropriations are necessary to complete the work of the commission. The commission
15 may recommend additional appropriations for approval by the general court.

16 IV. The members of the commission shall elect a chairperson from among the members. The
17 first meeting of the commission shall be called by the first-named house member. The first meeting
18 of the commission shall be held within 45 days of the effective date of this section. Seven members
19 of the commission shall constitute a quorum.

20 V. The commission may form subcommittees or appoint technical committees composed of
21 commission members and non-voting nonmembers to advance the goals of this section.

22 VI. The commission shall submit interim reports on November 1 of each year beginning
23 November 1, 2020 containing its findings and any recommendations for proposed legislation and a
24 final report on or before November 1, 2024 to the speaker of the house of representatives, the
25 president of the senate, the house clerk, the senate clerk, the governor, and the state library.

26 229:3 Membership of Commission to Study Environmentally-Triggered Chronic Illness. To the
27 extent possible, the initial membership of the commission to study environmentally-triggered chronic
28 illness reestablished in section 2 of this act shall remain the same as the commission established in
29 former RSA 126-A:73.

30 229:4 Data Sharing Between the Department of Environmental Services and the Department of
31 Health and Human Services; Reference Deletion. Amend RSA 126-A:76, I(d) to read as follows:

32 (d) Make a presentation to the commission to study environmentally-triggered chronic
33 illness[~~established in RSA 126-A:73,~~] regarding the departments' use of the standard operating
34 procedure developed under subparagraph (b) to compare data, analyze community impacts, and
35 communicate the results to the community.

36 229:5 Data Sharing Between the Department of Environmental Services and the Department of
37 Health and Human Services; Reference Deletion. Amend RSA 126-A:76, III to read as follows:

CHAPTER 229
SB 85 - FINAL VERSION
- Page 4 -

1 III. On or before September 1, [2018] **2019, and at a minimum every 6 months**
2 **thereafter**, the commissioners of the department of environmental services and the department of
3 health and human services shall submit a report regarding the data sharing practices required
4 under paragraph I to the speaker of the house of representatives, the senate president, the state
5 library, and the commission to study environmentally-triggered chronic illness[~~established in RSA~~
6 ~~126-A:73~~]. The report shall include [~~a description and estimate of the cost to perform a~~] **results of**
7 **the** 2-way pilot project between the departments on arsenic in drinking water, where both health
8 effects and environmental data exist.

9 229:6 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered
10 chronic illness, is repealed.

11 229:7 Contingency. If SB 85 and HB 736 of the 2019 regular legislative session both become
12 law, HB 736 shall not take effect.

13 229:8 Effective Date.

14 I. Section 6 of this act shall take effect November 1, 2024.

 II. The remainder of this act shall take effect upon its passage.

Approved: July 12, 2019

Effective Date:

I. Section 6 shall take effect November 1, 2024.

II. Remainder shall take effect July 12, 2019.

Amendments

Amendment to SB 85

1 Amend the bill by replacing all after the enacting clause with the following:

2

3 1 Statement of Intent. The general court recognizes that nearly half of adults in the United
4 States have at least one chronic health condition and chronic diseases are responsible for increased
5 health care costs. Seventy percent of health care costs in the United States are for chronic diseases.
6 Some chronic diseases are known or thought to be associated with environmental causes. According
7 to the Centers for Disease Control, the state of New Hampshire has the highest rates of people with
8 bladder, breast, esophageal, and pediatric cancer in the country. In addition, a double pediatric
9 cancer cluster was identified in the seacoast of New Hampshire in 2014. Therefore, the general
10 court hereby establishes the commission to study environmentally-triggered chronic illness.

11 2 New Section; Commission to Study Environmentally-Triggered Chronic Illness Reestablished.
12 Amend RSA 126-A by inserting after section 73 the following new section:

13 126-A:73-a Commission to Study Environmentally-Triggered Chronic Illness Reestablished.

14 I. There is established a commission to study environmentally-triggered chronic illness.

15 II.(a) The members of the commission shall be as follows:

16 (1) Five members of the house of representatives, 3 of whom shall be appointed by
17 the speaker of the house of representatives and 2 of whom shall be appointed by the house minority
18 leader.

19 (2) Two members of the senate, one of whom shall be a member of the minority
20 party, appointed by the president of the senate.

21 (3) The commissioner of the department of health and human services, or designee.

22 (4) The commissioner of the department of environmental services, or designee.

23 (5) The director of the university of New Hampshire institute for health policy and
24 practice, or designee.

25 (6) The director of Boston University public health policy and practice, or designee.

26 (7) A representative from the New Hampshire Medical Society, appointed by the
27 society.

28 (8) The chair of the board of trustees of the New Hampshire Hospital Association, or
29 designee.

30 (9) An advanced practice registered nurse, appointed by the New Hampshire Nurse
31 Practitioner Association.

32 (10) The program manager of the environmental public health tracking program,

1 department of health and human services, or designee.

2 (11) Two community members with backgrounds in environmental science and/ or
3 public health, nominated by the senators on the commission, one of whom shall be appointed by the
4 president of the senate and one of whom shall be appointed by the speaker of the house of
5 representatives.

6 (b) Legislative members of the commission shall receive mileage at the legislative rate
7 when attending to the duties of the commission.

8 III.(a) The commission's study shall include, but not be limited to:

9 (1) Determining which entities may report confirmed cases of chronic conditions or
10 other health-related impacts to the public health oversight program.

11 (2) Recommending ways to alert public health officials regarding higher than
12 expected rates of chronic disease or other health-related impacts which may be related to exposures
13 of unrecognized environmental contaminants.

14 (3) Recommending a method to inform citizens regarding programs designed to
15 manage chronic disease or other environmental exposure health-related impacts.

16 (4) Recommending data sources and a method to include data compiled by a public
17 or private entity to the greatest extent possible in the development of the public health oversight
18 program.

19 (5) Defining by codes, the health status indicators to be monitored, including
20 chronic conditions, medical conditions, and poor health outcomes.

21 (6) Studying current health databases, including years available, potential for small
22 area analysis, and privacy concerns.

23 (7) Researching currently existing health data reports by agency, bureau, or
24 organization.

25 (8) Creating a model of desired data outputs and reports for chronic conditions and
26 other health-related impacts.

27 (9) Identifying the gaps between what currently exists and the model output.

28 (10) Recommending the organizational structure responsible for the oversight
29 function and mandatory reporting requirements.

30 (11) Reviewing results of stages 1, 2 and 3 of the pilot study recommended by the
31 previous commission established by 2017, 166 and identifying changes to subparagraphs (8), and
32 further identify items in (9) and (10).

33 (12) Identifying technology system changes necessary to carry out the charge of the
34 commission.

35 (13) Collaborating with the National Institutes of Health, the United States
36 Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop
37 protocols for the department of health and human services to educate and provide guidelines for

1 physicians and other advanced health care practitioners to identify and evaluate appropriate
2 diagnostic screening tests to assess health effects from exposure to emerging contaminants.

3 (14) Collaborating with the National Institutes of Health, the United States
4 Environmental Protection Agency, and the Centers for Disease Control and Prevention to develop
5 protocols for programs to streamline education and outreach to health care providers about how to
6 implement the guidelines specified in subparagraph (13). The protocols shall include education
7 relative to methods to reduce further exposures and to eliminate the contaminants, if effective
8 methods are available.

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10 commission.

11 (b) The commission shall solicit information from any person or entity the commission
12 deems relevant to its study.

13 IV. The members of the commission shall elect a chairperson from among the members.
14 The first meeting of the commission shall be called by the first-named house member. The first
15 meeting of the commission shall be held within 45 days of the effective date of this section. Seven
16 members of the commission shall constitute a quorum.

17 V. The commission shall submit interim reports on November 1 of each year beginning
18 November 1, 2020 containing its findings and any recommendations for proposed legislation and a
19 final report on or before November 1, 2027 to the speaker of the house of representatives, the
20 president of the senate, the house clerk, the senate clerk, the governor, and the state library.

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22 extent possible, the initial membership of the commission to study environmentally-triggered
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24 established in former RSA 126-A:73.

25 4 Data Sharing Between the Department of Environmental Services and the Department of
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27 (d) Make a presentation to the commission to study environmentally-triggered chronic
28 illness[~~established in RSA 126-A:73,~~] regarding the departments' use of the standard operating
29 procedure developed under subparagraph (b) to compare data, analyze community impacts, and
30 communicate the results to the community.

31 5 Data Sharing Between the Department of Environmental Services and the Department of
32 Health and Human Services; Reference Deletion. Amend RSA 126-A:76, III to read as follows:

33 III. On or before September 1, ~~[2018]~~ 2019, and at a minimum every 6 months
34 thereafter, the commissioners of the department of environmental services and the department of
35 health and human services shall submit a report regarding the data sharing practices required
36 under paragraph I to the speaker of the house of representatives, the senate president, the state
37 library, and the commission to study environmentally-triggered chronic illness[~~established in RSA~~

1 ~~126-A:73~~. The report shall include [~~a description and estimate of the cost to perform a~~] *results of*
2 *the* 2-way pilot project between the departments on arsenic in drinking water, where both health
3 effects and environmental data exist.

4 6 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered
5 chronic illness, is repealed.

6 7 Effective Date.

7 I. Section 6 of this act shall take effect November 1, 2027.

8 II. The remainder of this act shall take effect upon its passage.

UNAPPROVED

Amendment to SB 85

1 Amend the bill by replacing all after the enacting clause with the following:

2

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7 to the Centers for Disease Control, the state of New Hampshire has the highest rates of people with
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27 society.

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Amendment to SB 85

- Page 2 -

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Amendment to SB 85

- Page 3 -

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37 library, and the commission to study environmentally-triggered chronic illness[~~established in RSA~~

Amendment to SB 85

- Page 4 -

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2 *the* 2-way pilot project between the departments on arsenic in drinking water, where both health
3 effects and environmental data exist.

4 6 Repeal. RSA 126-A:73-a, relative to the commission to study environmentally-triggered
5 chronic illness, is repealed.

6 7 Effective Date.

7 I. Section 6 of this act shall take effect November 1, 2027.

8 II. The remainder of this act shall take effect upon its passage.

Committee Minutes

SENATE CALENDAR NOTICE

Health and Human Services

Sen Tom Sherman, Chair
 Sen Martha Fuller Clark, Vice Chair
 Sen Shannon Chandley, Member
 Sen Jeb Bradley, Member
 Sen James Gray, Member

Date: March 7, 2019

HEARINGS

Tuesday	03/12/2019
(Day)	(Date)
Health and Human Services	LOB 101
(Name of Committee)	(Place)
	1:00 p.m.
	(Time)
1:00 p.m.	EXECUTIVE SESSION ON PENDING LEGISLATION
1:30 p.m.	SB 33 relative to the therapeutic use of cannabis.
2:00 p.m.	SB 175 relative to qualifying medical conditions for therapeutic cannabis.
2:30 p.m.	SB 85 reestablishing the commission to study environmentally-triggered chronic illness.
2:45 p.m.	SB 120 relative to the controlled drug prescription health and safety program.
3:00 p.m.	SB 117 relative to certain procedures conducted in teaching hospitals.

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

SB 33

Sen. Reagan

SB 175

Sen. Reagan

Rep. Roy

SB 85

Sen. Sherman

Sen. Fuller Clark

Rep. Murphy

Rep. Salloway

SB 120

Sen. Giuda

Sen. Carson

Sen. Fuller Clark

Rep. Marsh

SB 117

Sen. Bradley

Sen. Birdsell

Sen. Carson

Sen. D'Allesandro

Sen. Fuller Clark

Sen. Giuda

Sen. Gray

Sen. Morse

Sen. Ward

Sen. Watters

Doug Marino 271-8631

Tom Sherman
Chairman

Senate Health and Human Services Committee
Doug Marino 271-8631

SB 85, reestablishing the commission to study environmentally-triggered chronic illness.

Hearing Date: March 12, 2019

Time Opened: 2:30 p.m.

Time Closed: 3:09 p.m.

Members of the Committee Present: Senators Sherman, Fuller Clark, Chandley, Bradley and Gray

Members of the Committee Absent : None

Bill Analysis: This bill reestablishes the commission to study environmentally-triggered chronic illness.

Sponsors:

Sen. Sherman

Sen. Fuller Clark

Rep. Murphy

Rep. Salloway

Who supports the bill: Senator Tom Sherman (District 24), Senator Martha Fuller Clark (District 21), Representative Nancy Murphy (Hillsborough District 21)

Who opposes the bill: None

Who is neutral on the bill: None

Summary of testimony presented:

Senator Tom Sherman, District 24

- The bill will reestablish the commission to study environmentally-triggered chronic illness.
- Senator Sherman is introducing an amendment to replace the bill with the version that was introduced by the House. The amendment adds a few additional members to the commission.
- A study commission will allow the legislature to obtain information concerning the environmentally-triggered chronic illnesses. Without data, the legislature can observe a causal relationship between certain environments and chronic illness, but they cannot infer causation.
- The House version of this bill has been amended by the committee. Senator Sherman has concerns about the House committee amendment.
- Senator Fuller Clark asked Senator Sherman if this legislation will have a cost associated with it. Senator Sherman indicated that it does not.
- Senator Chandley asked Senator Sherman why the Director of BU Public Health Policy is on the commission. Senator Sherman indicated that BU has done extensive research on this topic.
- Senator Chandley asked if the language concerning a commission member having a "medical background" is too broad. Senator Sherman indicated that he would be open to an amendment to address that wording.

- Senator Chandley indicated that using the phrase “expertise” may be better than “background.”
- Senator Fuller Clark asked Senator Sherman why the commission members from the House and Senate aren’t appointed by the Speaker and President, respectively. Senator Sherman indicated that he would support an amendment to adjust that wording.

Representative Nancy Murphy, Hillsborough District 21

- Rep. Murphy is a cosponsor on SB 85. She has introduced a similar bill in the House.
- Rep. Murphy has concerns about the House committee amendment. The amendment potentially gives DHHS the ability to opt out of the commission.
- Rep. Murphy’s own water has been contaminated by polluters.
- Reestablishing this commission is a critically important step forward to address these issues.
- Senator Sherman asked Rep. Murphy if having the department on the commission is critical to the commission being able to do its work. Rep. Murphy stated that it is extremely important.
- Senator Fuller Clark asked Rep. Murphy if Senator Sherman’s amendment includes the opt-out language. Rep. Murphy indicated that it does not. Senator Sherman’s amendment includes the language of the House bill as it was introduced.
- Senator Fuller Clark asked if there are any costs associated with this bill. Rep. Murphy indicated that she does not have those specific details.

John Williams, Dr. Katie Bush, Michelle Roberge, Department of Health and Human Services

- The House bill will be coming to the floor on Thursday, March 14.
- OLS did not request a fiscal note on this bill.
- The department’s resources are finite, and that needs to be taken into consideration.
- The House’s committee amendment allows the commission to opt-out only if the department can show that they do not have the resources to participate further.
- Senator Sherman asked why issues concerning resources were not brought up during the last study commission. Mrs. Roberge indicated that much of the department’s resources come from the federal government. For that reason, resources are tight for the department.
- Senator Sherman indicated that the Senate has approved the hiring of new personnel for DHHS. He asked if this will help the department with their resource shortage. Mr. Williams indicated that he believes it will be helpful, but he still feels that he must present the committee with his concerns over the resources necessary to participate in this commission.
- Senator Fuller Clark asked why there was separate legislation to hire new workers for DHHS. Senator Sherman indicated that the department’s request came after the budget was presented.
- Senator Fuller Clark asked if the department could explore alternative options to seek the appropriations that they need to participate in the commission. Mr. Williams indicated that he would be interested in exploring that.

DLM

Date Hearing Report completed: March 14, 2019

Speakers

Voting Sheets

Senate Health and Human Services Committee
EXECUTIVE SESSION RECORD
2018-2019 Session

Bill # **SB 85**

Hearing date: March 19, 2019

Executive Session date: _____

Motion of: Amendment 0971s Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Sherman, Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Fuller Clark, Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Chandley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Bradley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Gray	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: OTPA Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Sherman, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Fuller Clark, Vice Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Chandley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Bradley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Gray	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: _____ Vote: _____

Committee Member	Present	Made by	Second	Yes	No
Sen. Sherman, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Fuller Clark, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Chandley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Bradley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Gray	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Sherman

Consent

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Tuesday, March 19, 2019

THE COMMITTEE ON Health and Human Services

to which was referred SB 85

AN ACT reestablishing the commission to study
environmentally-triggered chronic illness.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 2019-1204s

Senator Tom Sherman
For the Committee

In its work over the last 2 years, the commission has started the process of developing the capacity to evaluate and report possible relationships between environmental exposure and illness in New Hampshire. This bill allows the commission to continue this work as recommended in its final report. The committee amendment replaces the bill with the language from House Bill 736 as it was introduced.

Doug Marino 271-8631

FOR THE CONSENT CALENDAR

HEALTH AND HUMAN SERVICES

SB 85, reestablishing the commission to study environmentally-triggered chronic illness.

Ought to Pass with Amendment, Vote 5-0.

Senator Tom Sherman for the committee.

In its work over the last 2 years, the commission has started the process of developing the capacity to evaluate and report possible relationships between environmental exposure and illness in New Hampshire. This bill allows the commission to continue this work as recommended in its final report. The committee amendment replaces the bill with the language from House Bill 736 as it was introduced.

General Court of New Hampshire - Bill Status System

Docket of SB85

Docket Abbreviations

Bill Title: reestablishing the commission to study environmentally-triggered chronic illness.*Official Docket of SB85.:*

Date	Body	Description
1/17/2019	S	Introduced 01/03/2019 and Referred to Health and Human Services; SJ 4
3/8/2019	S	Hearing: 03/12/2019, Room 101, LOB, 02:30 pm; SC 13
3/20/2019	S	Committee Report: Ought to Pass with Amendment #2019-1204s , 03/27/2019; Vote 5-0; CC; SC 15
3/27/2019	S	Committee Amendment #2019-1204s , AA, VV; 03/27/2019; SJ 10
3/27/2019	S	Ought to Pass with Amendment 2019-1204s, MA, VV; OT3rdg; 03/27/2019; SJ 10
4/1/2019	H	Introduced 03/20/2019 and referred to Health, Human Services and Elderly Affairs HJ 11 P. 73
4/17/2019	H	Public Hearing: 04/23/2019 11:30 am LOB 205
4/17/2019	H	Division II Subcommittee Work Session: 04/25/2019 10:00 am LOB 205
5/8/2019	H	Division II Subcommittee Work Session: 05/16/2019 10:00 am LOB 205
5/14/2019	H	Executive Session: 05/21/2019 10:00 am LOB 205
5/22/2019	H	Committee Report: Ought to Pass with Amendment #2019-2035h for 06/05/2019 (Vote 21-0; CC) HC 27 P. 7
6/5/2019	H	Amendment #2019-2035h : AA VV 06/05/2019 HJ 17 P. 20
6/5/2019	H	Ought to Pass with Amendment 2019-2035h: MA VV 06/05/2019 HJ 17 P. 20
6/13/2019	S	Sen. Sherman Moved to Concur with the House Amendment, MA, VV; 06/13/2019; SJ 20
6/28/2019	H	Enrolled 06/27/2019 HJ 20 P. 53
6/28/2019	S	Enrolled (In recess 06/27/2019); SJ 21
7/16/2019	S	Signed by the Governor on 07/12/2019; Chapter 229
7/16/2019	S	I. Section 6 Effective 11/01/2024
7/16/2019	S	II. Remainder Effective 07/12/2019

NH House

NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: SB85

Senate Committee: HHS

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

Bill version as it came to the committee

All Calendar Notices

Hearing Sign-up sheet(s)

Prepared testimony, presentations, & other submissions handed in at the public hearing

Hearing Report

Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

- amendment # 0911s - amendment # 1201s

- amendment # _____ - amendment # _____

Executive Session Sheet

Committee Report

Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

- amendment # _____ - amendment # _____

- amendment # _____ - amendment # _____

Post Floor Action: (if applicable) {Clerk's Office}

Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):

Enrolled Bill Amendment(s)

Governor's Veto Message

All available versions of the bill: {Clerk's Office}

as amended by the senate as amended by the house

final version

Completed Committee Report File Delivered to the Senate Clerk's Office By: _____

Committee Aide

Date

Senate Clerk's Office AK