

Committee Report

CONSENT CALENDAR

May 4, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Health, Human Services and Elderly
Affairs to which was referred SB 120,**

**AN ACT relative to physician assistant medical services
through the Manchester Veterans Administration
Medical Center. Having considered the same, report
the same with the following amendment, and the
recommendation that the bill OUGHT TO PASS WITH
AMENDMENT.**

Rep. William Marsh

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Health, Human Services and Elderly Affairs
Bill Number:	SB 120
Title:	relative to physician assistant medical services through the Manchester Veterans Administration Medical Center.
Date:	May 4, 2021
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS WITH AMENDMENT 2021-1187h

STATEMENT OF INTENT

This bill makes necessary changes to the licensing requirements for physicians assistants at the Manchester VA Medical Center to accommodate existing practice. The amendment cleans up language regarding supervision by out of country physicians put into the bill by the other body with the misunderstanding that it had been in existing law.

Vote 21-0.

Rep. William Marsh
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Health, Human Services and Elderly Affairs

SB 120, relative to physician assistant medical services through the Manchester Veterans Administration Medical Center. **OUGHT TO PASS WITH AMENDMENT.**

Rep. William Marsh for Health, Human Services and Elderly Affairs. This bill makes necessary changes to the licensing requirements for physicians assistants at the Manchester VA Medical Center to accommodate existing practice. The amendment cleans up language regarding supervision by out of country physicians put into the bill by the other body with the misunderstanding that it had been in existing law. **Vote 21-0.**

Rep. Knirk, Carr. 3
Rep. Marsh, Carr. 8
April 23, 2021
2021-1187h
10/08

Amendment to SB 120

1 Amend the bill by replacing section 1 with the following:

2

3 1 Physician Assistants; Manchester Veterans Administration Medical Center. Amend RSA 328-
4 D:2-a to read as follows:

5 328-D:2-a Licensure Requirements Suspended; Manchester Veterans Administration Medical
6 Center.

7 I. New Hampshire state licensure laws, rules, and regulations for physician assistants are
8 hereby suspended for those physician assistants [~~from other states or countries~~] **licensed by**
9 **another state or territory of the United States or another country** who are employed by the
10 United States Department of Veterans Affairs and who are offering medical services to patients [~~of~~
11 ~~the Manchester~~] **offered through the** Veterans Administration Medical Center (VAMC) [~~at licensed~~
12 ~~medical facilities outside of the Manchester VAMC~~], provided that such physician assistants are
13 acting within the scope of their employment at the VAMC and possess a current license in good
14 standing in their respective state, **territory**, or country of licensure. **Physician assistants who**
15 **are employed by the United States Department of Veterans Affairs and who are offering**
16 **medical services to patients of the Veterans Administration Medical Center (VAMC) and**
17 **requesting licensure in New Hampshire may be supervised by physicians licensed in any**
18 **state or territory of the United States provided the supervising physician possesses a**
19 **current license in good standing in their respective state or territory of the United States.**

20 II. The acting director of the Manchester VAMC shall submit to the executive director of the
21 New Hampshire office of professional licensure and certification, or designee, a list of all out-of-state
22 or out-of-country **licensed** physician assistants offering services in the state of New Hampshire **and**
23 **out-of-state licensed physicians accepting supervisory responsibility of physician**
24 **assistants.**

25 III. Nothing in this section shall be construed to preempt or supplant an individual licensed
26 medical facility's policies regarding the emergency credentialing of physician assistants or any other
27 medical personnel.

Voting Sheets

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



1/22/2021 10:06:45 AM
Roll Call Committee Registers
Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #: SB 120 Motion: OTP AM #: 2021-1187H Exec Session Date: 5/3/2021

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Pearson, Mark A. Chairman	21		
Marsh, William M. Vice Chairman	1		
McMahon, Charles E.	2		
Nelson, Bill G.	3		
Acton, Dennis F.	4		
Gay, Betty I.	5		
Cushman, Leah P.	6		
Folsom, Beth A. Clerk	7		
Kelsey, Niki	8		
King, Bill C.	9		
Kofalt, Jim	10		
Weber, Lucy M.	11		
MacKay, James R.	12		
Query,	13		
Knirk, Jerry L.	14		
Salloway, Jeffrey C.	15		
Cannon, Gerri D.	16		
Nutter-Upham, Frances E.	17		
Schapiro, Joe	18		
Woods, Gary L.	19		

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



1/22/2021 10:06:45 AM
Roll Call Committee Registers
Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #: SB 120 Motion: OTP AM #: 2021-1187H Exec Session Date: 5/3/2021

Merchant, Gary		20		
TOTAL VOTE:		21	0	0

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



1/22/2021 10:06:45 AM
Roll Call Committee Registers
Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #: SB 120A Motion: OTP/A AM #: _____ Exec Session Date: 5/3/2021

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Pearson, Mark A. Chairman	21		
Marsh, William M. Vice Chairman	1		
McMahon, Charles E.	2		
Nelson, Bill G.	3		
Acton, Dennis F.	4		
Gay, Betty I.	5		
Cushman, Leah P.	6		
Folsom, Beth A. Clerk	7		
Kelsey, Niki	8		
King, Bill C.	9		
Kofalt, Jim	10		
Weber, Lucy M.	11		
MacKay, James R.	12		
Query,	13		
Knirk, Jerry L.	14		
Salloway, Jeffrey C.	15		
Cannon, Gerri D.	16		
Nutter-Upham, Frances E.	17		
Schapiro, Joe	18		
Woods, Gary L.	19		

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK



1/22/2021 10:06:45 AM
Roll Call Committee Registers
Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #:	SB 120A	Motion:	OTP/A	AM #:		Exec Session Date:	5/3/2021
Merchant, Gary						20	
TOTAL VOTE:						21	0

Rep. Knirk, Carr. 3
Rep. Marsh, Carr. 8
April 23, 2021
2021-1187h
10/08

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11 ~~the Manchester~~] **offered through the** Veterans Administration Medical Center (VAMC) [~~at licensed~~
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24 **assistants.**

25 III. Nothing in this section shall be construed to preempt or supplant an individual licensed
26 medical facility's policies regarding the emergency credentialing of physician assistants or any other
27 medical personnel.

Hearing Minutes

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

PUBLIC HEARING on Bill # ____ SB 120 ____

**BILL TITLE: An Act relative to physician assistant medical services through the
Manchester Veterans Administration Medical Center.**

DATE: _____ 4/13/2021 _____

ROOM: LOB 306-8

Time Public Hearing Called to Order: ____ 10:15 ____

Time Adjourned: ____ 12:40 ____

(please circle if present)

**Committee Members: Reps. M. Pearson, Marsh, Folsom, McMahan, Nelson, Acton, Gay,
Cushman, Kelsey, B. King, Kofalt, Weber, MacKay, Snow, Knirk, Salloway, Cannon,
Nutter-Upham, Schapiro, Woods and Merchant**

TESTIMONY

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

Senator Sherman introduced bill.

This bill sets a clear position on PAs to be able to practice at the VA under a licensed physician.

Nurse Practitioners are already covered.

Drs have to be licensed in a US state regardless of where they are from.

A good deal of discussion ensued regarding clean up of language to be addressed in a possible amendment:

"from" - may be interpreted as to where they are licensed not where they are physically from
legal language lines 19-21

direct supervision - not telephone supervision

"state or territory" DC/Puerto Rico?

Linda Martino/Richard LaFlame

PAs must be licensed in any state, many not licensed in NH because of regulations in NH

PAs could be used in home-based primary care program, Best Dr to oversight is located in ME.

Other possible uses would be a federal prison

Homecare community based covered/ Brick and mortar

How is supervision practiced, based on experience of PA, Phone Contact, Weekly meetings, Notes reviewed by supervisor providing continuity of care, Electronic charts, Scope of care needed.

The phrase "coordinated through" covers home visits

NH Board of Medicine and VA professional standards address standard of practice issues

Kevin Grady

VA not a full service hospital, law would allow coverage of PA use if patient has to go to another facility for a particular service. They could then partner with other facilities such as Catholic Hospital. They could also locate VA extensions in other facilities.

House Remote Testify

Health, Human Services and Elderly Affairs Committee Testify List for Bill SB120 on 2021-04-13

Support: 12 Oppose: 0 Neutral: 0 Total to Testify: 5

Export to Excel

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Signed Up</u>
Grady, Kevin	Hooksett, NH jaws15@hotmail.com	A Member of the Public	State Veterans Advisory Committee	Support	Yes (3m)	4/6/2021 4:23 PM
LaFlame, Richard	NH, NH laflame@hotmail.com	A Member of the Public	Myself	Support	Yes (3m)	4/12/2021 3:33 PM
Sherman, Sen. Tom	SD24, NH jennifer.horgan@leg.state.nh.us	An Elected Official	SD24	Support	Yes (3m)	4/12/2021 9:03 AM
Knirk, Jerry	Freedom, NH Jerry.Knirk@leg.state.nh.us	An Elected Official	Myself	Support	Yes (2m)	4/11/2021 3:07 PM
Martino, Linda	Laconia, NH linda.martino@mcphs.edu	A Member of the Public	Myself	Support	Yes (2m)	4/12/2021 2:21 PM
Minnehan, Paula	Concord, NH pminnehan@nhha.org	A Lobbyist	NH Hospital Association	Support	No	4/12/2021 3:26 PM
garnett, ronald	gilford, NH soup31314@yahoo.com	A Member of the Public	Myself	Support	No	4/8/2021 2:04 PM
Kohler, Meredith	Newmarket, NH mhkohler13@gmail.com	A Member of the Public	Myself	Support	No	4/9/2021 9:55 AM
Pauer, Eric	Brookline, NH secretary@BrooklineGOP.org	A Member of the Public	Myself	Support	No	4/11/2021 7:28 PM
Padmore, Michael	Manchester, NH michael.padmore@nhms.org	A Lobbyist	NH Medical Society	Support	No	4/9/2021 11:25 AM
Sherman, Senator Tom	SD24, NH jennifer.horgan@leg.state.nh.us	An Elected Official	SD24	Support	No	4/12/2021 8:59 AM
Bradley, Jeb	Concord, NH jeb.bradley@leg.state.nh.us	An Elected Official	SD3	Support	No	4/6/2021 1:00 PM

Testimony

Archived: Tuesday, March 16, 2021 1:38:09 PM
From: [Moiria Ryan](#)
Sent: Sunday, February 21, 2021 12:54:54 AM
To: ~House State-Federal Relations and Veterans Affairs
Subject: Fw: SB120
Importance: Normal

Dear House Federal and Veteran Services Committee Chair and members,

I saw that SB120 was recommended to be introduced for a vote on the floor. I have a concern regarding this as this bill states that physician's assistants from ANY country will be permitted to work at the VAMC (Veterans Affairs Medical Center) in Manchester, NH. I am both a veteran and a nurse. I have lived in multiple locations around the world and worked for the VAMC in the multiple roles. While I understand that any person licensed in any state can work at the VAMC, I do not support any person licensed in ANY country to be permitted to work at the VAMC. The reason why is because there is a huge disparity in the difference of medical training in other countries as well as medical practices in other countries. There is little variation in medical training between the states but there is a big discrepancy in training and practices of other countries and I can not support that aspect of the bill. I would ask you to consider this. As a veteran who regularly uses the VA, I don't want to have to make a determination on whether or not the provider has had the level of training I would expect. I would rather the part referencing other countries be struck. In addition, the VA is supposed to be a place which hires veterans first as they are the MOST prepared to deal with injuries gained in military services as they often experienced them personally.

Thank you.

Bill as
Introduced

SB 120 - AS AMENDED BY THE SENATE

02/18/2021 0429s

2021 SESSION

21-0885

10/04

SENATE BILL **120**

AN ACT relative to physician assistant medical services through the Manchester Veterans Administration Medical Center.

SPONSORS: Sen. Sherman, Dist 24; Sen. Bradley, Dist 3; Sen. D'Allesandro, Dist 20; Rep. Marsh, Carr. 8; Sen. Gray, Dist 6; Sen. Soucy, Dist 18; Rep. Knirk, Carr. 3

COMMITTEE: Health and Human Services

AMENDED ANALYSIS

This bill modifies the requirements for out-of-state or out-of country physician assistants and state-licensed physician assistants to offer medical services through the Veterans Administration Medical Center.

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 Twenty One

AN ACT relative to physician assistant medical services through the Manchester Veterans Administration Medical Center.

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

1 1 Physician Assistants; Manchester Veterans Administration Medical Center. Amend RSA 328-
2 D:2-a to read as follows:

3 328-D:2-a Licensure Requirements Suspended; Manchester Veterans Administration Medical
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5 I. New Hampshire state licensure laws, rules, and regulations for physician assistants are
6 hereby suspended for those physician assistants from other states or countries who are employed by
7 the United States Department of Veterans Affairs and who are offering medical services to patients
8 [~~of the Manchester~~] ***coordinated through the*** Veterans Administration Medical Center (VAMC) at
9 licensed medical facilities outside of the Manchester VAMC, provided that such physician assistants
10 are acting within the scope of their employment at the VAMC and possess a current license in good
11 standing in their respective state or country of licensure. ***New Hampshire physician assistants***
12 ***who are employed by the United States Department of Veterans Affairs and who are***
13 ***offering medical services to patients of the Veterans Administration Medical Center***
14 ***(VAMC) and requesting licensure in New Hampshire may be supervised by physicians from***
15 ***other states or countries provided they possess a current license in good standing in their***
16 ***respective state or country.***

17 II. The acting director of the Manchester VAMC shall submit to the executive director of the
18 New Hampshire office of professional licensure and certification, or designee, a list of all out-of-state
19 or out-of-country physician assistants offering services in the state of New Hampshire ***and out-of-***
20 ***state or out-of-country physicians accepting supervisory responsibility of New Hampshire***
21 ***physician assistants.***

22 III. Nothing in this section shall be construed to preempt or supplant an individual licensed
23 medical facility's policies regarding the emergency credentialing of physician assistants or any other
24 medical personnel.

25 2 Effective Date. This act shall take effect 60 days after its passage.