

# Committee Report

**REGULAR CALENDAR**

**May 26, 2021**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Majority of the Committee on Labor, Industrial and Rehabilitative Services to which was referred SB 123,**

**AN ACT (New Title) relative to employer payment of required COVID-19 testing. Having considered the same, report the same with the following amendment, and the recommendation that the bill OUGHT TO PASS WITH AMENDMENT.**

**Rep. Gregg Hough**

**FOR THE MAJORITY OF THE COMMITTEE**

**MAJORITY  
COMMITTEE REPORT**

Committee:	<b>Labor, Industrial and Rehabilitative Services</b>
Bill Number:	<b>SB 123</b>
Title:	<b>(New Title) relative to employer payment of required COVID-19 testing.</b>
Date:	<b>May 26, 2021</b>
Consent Calendar:	<b>REGULAR</b>
Recommendation:	<b>OUGHT TO PASS WITH AMENDMENT 2021-1758h</b>

**STATEMENT OF INTENT**

This bill as amended would make it unlawful for employers to require employees to pay for a medical test that the employer may require as a term of employment. Also, it would make it unlawful for employers to require a COVID-19 vaccination as a condition of employment until such time the FDA has given full approval of the vaccine's safety and efficacy.

Vote 11-9.

Rep. Gregg Hough  
FOR THE MAJORITY

Original: House Clerk  
Cc: Committee Bill File

## REGULAR CALENDAR

Labor, Industrial and Rehabilitative Services

**SB 123**, (New Title) relative to employer payment of required COVID-19 testing. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Gregg Hough for the **Majority** of Labor, Industrial and Rehabilitative Services. This bill as amended would make it unlawful for employers to require employees to pay for a medical test that the employer may require as a term of employment. Also, it would make it unlawful for employers to require a COVID-19 vaccination as a condition of employment until such time the FDA has given full approval of the vaccine's safety and efficacy. **Vote 11-9.**

Original: House Clerk

Cc: Committee Bill File

**REGULAR CALENDAR**

**May 26, 2021**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Minority of the Committee on Labor, Industrial and Rehabilitative Services to which was referred SB 123,**

**AN ACT (New Title) relative to employer payment of required COVID-19 testing. Having considered the same, and being unable to agree with the Majority, report with the following resolution: RESOLVED, that it is INEXPEDIENT TO LEGISLATE.**

**Rep. Dan Toomey**

**FOR THE MINORITY OF THE COMMITTEE**

**MINORITY  
COMMITTEE REPORT**

Committee:	<b>Labor, Industrial and Rehabilitative Services</b>
Bill Number:	<b>SB 123</b>
Title:	<b>(New Title) relative to employer payment of required COVID-19 testing.</b>
Date:	<b>May 26, 2021</b>
Consent Calendar:	<b>REGULAR</b>
Recommendation:	<b>INEXPEDIENT TO LEGISLATE</b>

**STATEMENT OF INTENT**

The minority of the NH Labor, Industrial and Rehabilitation Services Committee voted against passage of this bill, mainly due to the inclusion of an amendment that made it unlawful for an employer to require an employee to have received a COVID-19 vaccination as a condition of employment until such time as the vaccine had received final approval of the Federal Drug Administration (FDA). The minority felt that there is sufficient evidence to conclude that current COVID-19 vaccines are safe and that a wait for final approval by the FDA would constitute an unnecessary obstacle to employers who are acting out of a concern to protect the health and safety of all of their employees.

Rep. Dan Toomey  
FOR THE MINORITY

Original: House Clerk  
Cc: Committee Bill File

## REGULAR CALENDAR

Labor, Industrial and Rehabilitative Services

**SB 123**, (New Title) relative to employer payment of required COVID-19 testing. **INEXPEDIENT TO LEGISLATE.**

Rep. Dan Toomey for the **Minority** of Labor, Industrial and Rehabilitative Services. The minority of the NH Labor, Industrial and Rehabilitation Services Committee voted against passage of this bill, mainly due to the inclusion of an amendment that made it unlawful for an employer to require an employee to have received a COVID-19 vaccination as a condition of employment until such time as the vaccine had received final approval of the Federal Drug Administration (FDA). The minority felt that there is sufficient evidence to conclude that current COVID-19 vaccines are safe and that a wait for final approval by the FDA would constitute an unnecessary obstacle to employers who are acting out of a concern to protect the health and safety of all of their employees.

Original: House Clerk

Cc: Committee Bill File

Rep. Seaworth, Merr. 20  
Sen. Prentiss, Dist 5  
May 21, 2021  
2021-1638h  
12/05

Amendment to SB 123

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

2

3 AN ACT relative to employee payment of medical testing.

4

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

6

7 1 Payment for Medical Testing. Amend RSA 275:3 by replacing it with the following:

8 275:3 Payment for Medical Examination, *Test*, or Records Furnished. It shall be unlawful for  
9 any employer, as defined in RSA 275:4, to require any employee or applicant for employment to pay  
10 the cost of a medical examination, *test*, or the cost of furnishing any records required by the  
11 employer as a condition of employment.

2021-1638h

AMENDED ANALYSIS

This bill prohibits an employer from requiring that an employee or applicant for employment pay the cost of any medical test as a condition of employment.



Amendment to SB 123

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

2

3 AN ACT relative to employee payment of medical testing and employment requirements  
4 for COVID-19.

5

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

7

8 1 Payment for Medical Testing. Amend RSA 275:3 by replacing it with the following:

9 275:3 Payment for Medical Examination, *Test*, or Records Furnished. It shall be unlawful for  
10 any employer, as defined in RSA 275:4, to require any employee or applicant for employment to pay  
11 the cost of a medical examination, *test*, or the cost of furnishing any records required by the  
12 employer as a condition of employment.

13 2 New Subdivision; COVID-19 Employment Requirements. Amend RSA 275 by inserting after  
14 section 77 the following new subdivision:

15 COVID-19 Employment Requirements

16 275:78 COVID-19 Employment Requirements.

17 I. It shall be unlawful for any employer, as defined in RSA 275:4, to require any employee or  
18 applicant for employment to have received a COVID-19 vaccination as a condition of employment,  
19 unless the vaccination has received final approval from the Federal Drug Administration.

20 II. Paragraph I shall not apply to health care providers.

21 3 Effective Date. This act shall take effect upon its passage.

**Amendment to SB 123**  
**- Page 2 -**

2021-1758h

AMENDED ANALYSIS

This bill prohibits an employer from requiring that an employee or applicant for employment pay the cost of any medical test as a condition of employment. This bill also prohibits certain employers from requiring a COVID-19 vaccination that has not received final FDA approval as a condition of employment.

# Voting Sheets

**HOUSE COMMITTEE ON LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES**

**EXECUTIVE SESSION on SB 123**

**BILL TITLE:** (New Title) relative to employer payment of required COVID-19 testing.

**DATE:** May 26, 2021

**LOB ROOM:** Hybrid

**MOTIONS: OUGHT TO PASS**

Moved by Rep. Seaworth                      Seconded by Rep. Turcotte                      AM Vote: 19-0

Amendment # 2021-1638h

**MOTIONS: OUGHT TO PASS WITH AMENDMENT**

Moved by Rep. Hough                      Seconded by Rep. Turcotte                      AM Vote: 11-9

Amendment # 2021-1758h

Moved by Rep. Hough                      Seconded by Rep. Turcotte                      Vote: 11-9

**CONSENT CALENDAR: NO**

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

Respectfully submitted,

Rep John Callum, Acting Clerk



2021 SESSION

Labor, Industrial and Rehabilitative Services

Bill #: 123 A Motion: OTPA 1758 AM #: 11: Exec Session Date: 5/26/21

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Infantine, William J. Chairman	✓		
Seaworth, Brian Vice Chairman	✓		
Avellani, Lino M.	✓		
Callum, John M.	✓		
Mackie, Jonathan D. Clerk	✓		
Nunez, Hershel	✓		
<del>Warden, Mark</del> Rep Love	✓		
Turcotte, Leonard P.	✓		
Prout, Andrew J.	✓		
Boyd, Stephen E.	✓		
Hough, Gregg	✓		
Sullivan, Brian M.		✓	
Soucy, Timothy A.		✓	
Baroody, Benjamin C.		✓	
Cahill, Michael D.		✓	
<del>DiSilvestro, Linda A.</del> Rep Especia		✓	
Schmidt, Janice E.		✓	
Toomey, Dan		✓	
Bouchard, Donald J.		✓	
Adjutant, Joshua		✓	
<b>TOTAL VOTE:</b>	<b>11</b>	<b>9</b>	



2021 SESSION

Labor, Industrial and Rehabilitative Services

Bill #: SB 123 A Motion: <sup>AMEND</sup> ~~1758 H~~ 1758 H AM #: 11:34 Exec Session Date: 5/26/21

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Infantine, William J. Chairman	✓		
Seaworth, Brian Vice Chairman	✓		
Avellani, Lino M.	✓		
Callum, John M.	✓		
Mackie, Jonathan D. Clerk	✓		
Nunez, Hershel	✓		
<del>Warden, Mark</del> Rep Love	✓		
Turcotte, Leonard P.	✓		
Prout, Andrew J.	✓		
Boyd, Stephen E.	✓		
Hough, Gregg	✓		
Sullivan, Brian M.		✓	
Soucy, Timothy A.		✓	
Baroody, Benjamin C.		✓	
Cahill, Michael D.		✓	
<del>DiSilvestro, Linda A.</del> Rep Espena		✓	
Schmidt, Janice E.		✓	
Toomey, Dan		✓	
Bouchard, Donald J.		✓	
Adjutant, Joshua		✓	
<b>TOTAL VOTE:</b>	<b>11</b>	<b>9</b>	



2021 SESSION

Labor, Industrial and Rehabilitative Services

Bill #: 123 Motion: 10:32 AM #: 1638h Exec Session Date: 5/26/21

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Infantine, William J. Chairman	✓		
Seaworth, Brian Vice Chairman	✓		
Avellani, Lino M.	✓		
Callum, John M.	✓		
Mackie, Jonathan D. Clerk			
Nunez, Hershel	✓		
<del>Warden, Mark</del> <i>Rep Love</i>	✓		
Turcotte, Leonard P.	✓		
Prout, Andrew J.	✓		
Boyd, Stephen E.	✓		
Hough, Gregg	✓		
Sullivan, Brian M.	✓		
Soucy, Timothy A.	✓		
Baroody, Benjamin C.	✓		
Cahill, Michael D.	✓		
DiSilvestro, Linda A. <i>Rep Espericu</i>	✓		
Schmidt, Janice E.	✓		
Toomey, Dan	✓		
Bouchard, Donald J.	✓		
Adjutant, Joshua	✓		
<b>TOTAL VOTE:</b>	<b>19</b>		

# Public Hearing



**HOUSE COMMITTEE ON LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES**

**PUBLIC HEARING ON**

**BILL TITLE:** SB 123 relative to employer payment of required COVID-19 testing

**DATE:** 5/5/21

**ROOM:** **Time Public Hearing Called to Order: 2:32**

**Time Adjourned: 2:45**

**(members high-lighted in red were absent)**

**Committee Members:** Reps. Infantine, Seaworth, Mackie, Avellani, Callum, Nunez, Warden, Turcotte, Prout, Boyd, Hough, Sullivan, Soucy, Baroody, Cahill, DiSilvestro, J. Schmidt, Toomey, Bouchard and Adjutant

**Bill Sponsors:** Sen. Sherman, Sen. Cavanaugh, Sen. Kwoka, Sen. Rosenwald, Sen Whitley, Sen Hennessey, Rep. Marsh, Rep. Woods

**TESTIMONY**

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

Senator Prentiss testified in favor of the bill.

Q Rep. Cahill- Who would pay for testing

A The employer would

Q Rep Hough- Would Hipa prevent the employer from getting this information?

A I don't believe so.

Q Rep Avellani- If people get exposed and need to be tested because of outside activity does the employer have to pay?

A I would have to check on that.

# House Remote Testify

## Labor, Industrial and Rehabilitative Services Committee Testify List for Bill SB123 on 2021-05-05

Support: 41 Oppose: 1 Neutral: 1 Total to Testify: 1

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>Non-Germane</u>	<u>Signed Up</u>
Prentiss, Senator Sue	Lebanon, NH jessica.bourque@leg.state.nh.us	An Elected Official	Senate District 5	Support	Yes (5m)	No	5/4/2021 8:25 AM
Mennella, Alexandra	Hooksett, NH am88@fastmail.com	A Member of the Public	Myself	Support	No	No	5/4/2021 9:06 PM
FRIEDRICH, ED	Loudon, NH erfriedrich@yahoo.com	A Member of the Public	Myself	Support	No	No	5/4/2021 8:49 AM
Hennessey, Erin	Concord, NH erin.hennessey@leg.state.nh.us	An Elected Official	SD1	Support	No	No	4/14/2021 11:24 AM
Fenner-Lukaitis, Elizabeth	Warner, NH glukaitis@mcttelecom.com	A Member of the Public	Myself	Support	No	No	4/24/2021 11:47 AM
Perkins Kwoka, Senator Rebecca	Portsmouth, NH rebecca.perkinskwoka@leg.state.nh.us	An Elected Official	Myself (SD 21)	Support	No	No	4/23/2021 9:32 AM
Bates, David	Warner, NH dcbates70@gmail.com	A Member of the Public	Myself	Support	No	No	4/24/2021 11:07 AM
Brannen, Tyler	Concord, NH tyler.j.brannen@ins.nh.gov	State Agency Staff	Insurance Department	Neutral	No	No	4/23/2021 1:30 PM
Rosenwald, Cindy	Nashua, NH cindy.rosenwald@leg.state.nh.us	An Elected Official	SD 13	Support	No	No	4/23/2021 2:34 PM
Leal, Brittany	West Lebanon, NH britthume@aol.com	A Member of the Public	Myself	Support	No	No	4/26/2021 2:54 AM
Johnson, Sara	Warner, NH nhchicagocubfan@gmail.com	A Member of the Public	Myself	Support	No	Yes	4/26/2021 2:57 PM
Casino, Joanne	Concord, NH joannecasino@comcast.net	A Member of the Public	Myself	Support	No	No	5/1/2021 9:29 AM
Smith, MD, MPH, J. J.	Pembroke, NH policy@NHPHA.org	A Member of the Public	NH Public Health Association	Support	No	No	5/2/2021 8:53 AM

Taylor, Frances	Holderness, NH egg lady5@gmail.com	A Member of the Public	Myself	Oppose	No	No	5/2/2021 12:08 PM
Bruce, Susan	Concord, NH susanb.red@mac.com	A Member of the Public	Myself	Support	No	No	5/2/2021 7:08 PM
Weber, Jill	NH, NH jill@frajilfarms.com	A Member of the Public	Myself	Support	No	No	5/2/2021 10:38 PM
Falk, Cheri	Wilton, NH Falk.cj@gmail.com	A Member of the Public	Myself	Support	No	No	5/3/2021 7:52 AM
Sherman, Senator Tom	SD24, NH jennifer.horgan@leg.state.nh.us	An Elected Official	SD24	Support	No	No	5/3/2021 8:30 AM
Zaenglein, Barbara	Amherst, NH bzaenglein@gmail.com	A Member of the Public	Myself	Support	No	No	5/3/2021 7:07 AM
Zaenglein, Eric	Amherst, NH henley11@comcast.net	A Member of the Public	Myself	Support	No	No	5/3/2021 7:07 AM
Hackmann, Kent	Andover, NH hackmann@uidaho.edu	A Member of the Public	Myself	Support	No	No	5/3/2021 12:03 PM
Hatcher, Phil	Dover, NH phil.hatcher@gmail.com	A Member of the Public	Myself	Support	No	No	5/3/2021 1:50 PM
Kindeke, Grace	Manchester, NH gkindeke@afsc.org	A Lobbyist	American Friends Service Committee	Support	No	No	5/3/2021 10:00 AM
Reed, Barbara	North Swanzey NH, NH BDRreed74@gmail.com	A Member of the Public	Myself	Support	No	No	5/3/2021 10:00 AM
Richman, Susan	Durham, NH susan7richman@gmail.com	A Member of the Public	Myself	Support	No	No	5/3/2021 9:06 AM
Kirby, Pamela	Derry, NH pkirby1@comcast.net	A Member of the Public	Myself	Support	No	No	5/3/2021 9:20 PM
Maisttison, Maureen	Hollis, NH maisttisonm@outlook.com	A Member of the Public	Myself	Support	No	No	5/3/2021 9:24 PM
Covert, Susan	Contoocook, NH scovert@comcast.net	A Member of the Public	Myself	Support	No	No	5/3/2021 9:28 PM
Jachim, Nancy	Newport, NH nancyjachim@gmail.com	A Member of the Public	Myself	Support	No	No	5/3/2021 9:28 PM
Torpey, Jeanne	Concord, NH jtorp51@comcast.net	A Member of the Public	Myself	Support	No	No	5/4/2021 5:35 AM
Greenwood, Nancy	Concord, NH nancgreenwood@yahoo.com	A Member of the Public	Myself	Support	No	No	5/4/2021 7:38 AM

Desmarais, Julie	Hollis, NH jddes24@hotmail.com	A Member of the Public	Myself	Support	No	No	5/4/2021 7:38 AM
Briggs, Ron	Concord, NH Rongb1950@gmail.com	A Member of the Public	Myself	Support	No	No	5/4/2021 7:40 AM
Wild, Gail	Newport, NH gailwild@gmail.com	A Member of the Public	Myself	Support	No	No	5/4/2021 8:07 AM
Wiggins, Frank	Newport, NH frankwigginsconstruction@comcast.net	A Member of the Public	Myself	Support	No	No	5/4/2021 8:08 AM
Koch, Laurie	Concord, NH kochlj@aol.com	A Member of the Public	Myself	Support	No	No	5/4/2021 10:17 AM
Nardino, Marie	Andover, NH mdnardino@gmail.com	A Member of the Public	Myself	Support	No	No	5/4/2021 11:24 AM
Willing, Maura	Concord, NH Maura.Willing@Comcast.net	A Member of the Public	Myself	Support	No	No	5/4/2021 7:37 PM
Ellermann, Maureen	CONCORD, NH ellermannf@aol.com	A Member of the Public	Myself	Support	No	No	5/5/2021 7:34 AM
Hinebauch, Mel	Concord, NH melhinebauch@gmail.com	A Member of the Public	Myself	Support	No	No	5/3/2021 11:16 PM
Platt, Elizabeth-Anne	CONCORD, NH lizanneplatt09@gmail.com	A Member of the Public	Myself	Support	No	No	5/5/2021 6:32 AM
Varney, Michele	Alton, NH maloof@metrocast.net	A Member of the Public	Myself	Support	No	No	5/3/2021 8:47 PM
Lucas, Janet	Campton, NH janluca1953@gmail.com	A Member of the Public	Myself	Support	No	No	5/4/2021 9:20 AM

# Testimony

Bill as  
Introduced

SB 123 - AS INTRODUCED

2021 SESSION

21-1016  
05/10

SENATE BILL           **123**

AN ACT               relative to copayments for COVID-19 testing.

SPONSORS:       Sen. Sherman, Dist 24; Sen. Cavanaugh, Dist 16; Sen. Perkins Kwoka, Dist 21;  
Sen. Rosenwald, Dist 13; Sen. Whitley, Dist 15; Sen. Hennessey, Dist 1; Rep.  
Marsh, Carr. 8; Rep. Woods, Merr. 23

COMMITTEE:       Health and Human Services

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ANALYSIS

This bill waives cost-sharing for COVID-19 testing under accident and health insurance policies.

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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 copayments for COVID-19 testing.

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

1 1 New Section; Accident and Health Insurance; Cost-Sharing for Testing for the Coronavirus  
2 (COVID-19) Waived; Individual. Amend RSA 415 by inserting after section 6-aa the following new  
3 section:

4 415:6-bb Cost-Sharing for Testing for the Coronavirus (COVID-19) Waived. Each insurer that  
5 issues or renews any individual policy of accident or health insurance providing benefits for medical  
6 or hospital expenses, shall waive cost-sharing for coronavirus (COVID-19) testing, including any out-  
7 of-network charges, for certificate holders of such insurance who are residents of this state.

8 2 New Section; Accident and Health Insurance; Cost-Sharing for Testing for the Coronavirus  
9 (COVID)-19 Waived; Group. Amend RSA 415 by inserting after section 18-ee the following new  
10 section:

11 415:18-ff Cost-Sharing for Testing for the Coronavirus (COVID-19) Waived. Each insurer that  
12 issues or renews any policy of group or blanket accident or health insurance providing benefits for  
13 medical or hospital expenses, shall provide to certificate holders of such insurance, who are residents  
14 of this state, shall waive cost-sharing for coronavirus (COVID-19) testing, including any out-of-  
15 network charges, for certificate holders of such insurance, who are residents of this state.

16 3 Health Services Corporations; Applicable Statutes. Amend RSA 420-A:2 to read as follows:

17 420-A:2 Applicable Statutes. Every health service corporation shall be governed by this chapter  
18 and the relevant provisions of RSA 161-H, and shall be exempt from this title except for the  
19 provisions of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415-A, RSA 415-F, RSA 415:6,  
20 II(4), RSA 415:6-g, RSA 415:6-k, RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:6-t, RSA 415:6-u,  
21 RSA 415:6-v, RSA 415:6-w, RSA 415:6-x, RSA 415:6-y, RSA 415:6-z, RSA 415:6-a1, **RSA 415:6-bb**,  
22 RSA 415:18, V, RSA 415:18, XVI and XVII, RSA 415:18, VII-a, RSA 415:18-a, RSA 415:18-i, RSA  
23 415:18-j, RSA 415:18-o, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-v, RSA 415:18-w,  
24 RSA 415:18-y, RSA 415:18-z, RSA 415:18-aa, RSA 415:18-bb, RSA 415:18-cc, RSA 415:18-dd, RSA  
25 415:18-ee, **RSA 415:18-ff**, RSA 415:22, RSA 417, RSA 417-E, RSA 420-J, and all applicable  
26 provisions of title XXXVII wherein such corporations are specifically included. Every health service  
27 corporation and its agents shall be subject to the fees prescribed for health service corporations  
28 under RSA 400-A:29, VII.

29 4 Health Maintenance Organizations; Statutory Construction. Amend RSA 420-B:20, III to read  
30 as follows:



**SB 123 - AS INTRODUCED**

**- Page 2 -**

1           III. The requirements of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415:6-g,  
2 RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:6-t, RSA 415:6-u, RSA 415:6-v, RSA 415:6-w, RSA  
3 415:6-x, RSA 415:6-y, RSA 415:6-z, RSA 415:6-a1, **RSA 415:6-bb**, RSA 415:18, VII-a, RSA 415:18,  
4 XVI and XVII, RSA 415:18-i, RSA 415:18-j, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-  
5 v, RSA 415:18-w, RSA 415:18-y, RSA 415:18-z, RSA 415:18-aa, RSA 415:18-bb, RSA 415:18-cc, RSA  
6 415:18-dd, RSA 415:18-ee, **RSA 415:18-ff**, RSA 415-A, RSA 415-F, RSA 420-G, and RSA 420-J shall  
7 apply to health maintenance organizations.

8           5 New Paragraph; State Employees Health Insurance; Medical and Surgical Benefits. Amend  
9 RSA 21-I:30 by inserting after paragraph XVI the following new paragraph:

10           XVII. Medical and surgical benefits provided under this subdivision shall include waiving  
11 cost-sharing for testing for the coronavirus (COVID-19).

12           6 New Subparagraph; Medicaid Managed Care, Cost-Sharing for Certain Testing Waived.  
13 Amend RSA 126-A:5, XIX by inserting after subparagraph (k) the following new subparagraph:

14           (l) Managed care organizations shall waive all cost-sharing for coronavirus (COVID-19)  
15 testing for Medicaid recipients receiving care pursuant to this paragraph.

16           7 Effective Date.

17           I. Sections 1-4 of this act shall take effect July 1, 2021.

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