

Bill as  
Introduced

HB 143 - AS AMENDED BY THE HOUSE

8Apr2021... 0444h

2021 SESSION

21-0105  
10/05

HOUSE BILL

**143**

AN ACT

relative to an electronic prescription drug program.

SPONSORS:

Rep. Merchant, Sull. 4

COMMITTEE:

Health, Human Services and Elderly Affairs

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ANALYSIS

This bill requires electronic prescribing for controlled drugs under certain circumstances.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 an electronic prescription drug program.

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

1 1 Pharmacists and Pharmacies; Prescriptions. Amend RSA 318:47-c, I(b) to read as follows:

2 (b) A patient shall be entitled to receive a paper prescription instead of an oral or  
3 electronically transmitted prescription, **except prescriptions for controlled drugs as defined in**  
4 **RSA 318-B:1, VI.**

5 2 New Paragraph; Pharmacists and Pharmacies; Prescriptions. Amend RSA 318:47-c by  
6 inserting after paragraph II the following new paragraph:

7 III.(a) Notwithstanding any provision of law to the contrary, no person shall issue a  
8 prescription for a controlled drug unless the prescription is made by electronic prescription from the  
9 person issuing the prescription to a pharmacy and the electronic prescription contains the  
10 information and signature required in paragraph II, except for prescriptions issued:

11 (1) In circumstances where electronic prescribing is not available due to temporary  
12 technological or electrical failure.

13 (2) By a practitioner to be dispensed by a pharmacy located outside of New  
14 Hampshire, provided that such pharmacy complies with the laws and regulations of the state where  
15 the pharmacy is located.

16 (3) When the prescriber is the dispenser.

17 (4) By a practitioner for a drug that the federal Food and Drug Administration  
18 (FDA) requires the prescription to contain certain elements that are not able to be accomplished with  
19 electronic prescribing.

20 (5) By practitioners who have received a waiver or a renewal thereof for a specified  
21 period determined by the practitioner's licensing board, not to exceed one year, from the requirement  
22 to use electronic prescribing, pursuant to a process established in rules of the board, due to economic  
23 hardship, technological limitations that are not reasonably within the control of the practitioner, or  
24 other exceptional circumstance demonstrated by the practitioner.

25 (6) In circumstances where electronic prescribing is not available due to RSA 318-  
26 B:2, VI-a.

27 (7) For a compounded prescription for a hospice patient or in circumstances where  
28 access to electronic prescribing technology is temporarily unavailable to electronically prescribe a  
29 controlled drug for a hospice patient.

30 (8) By a veterinarian, until such time that the New Hampshire board of veterinary  
31 medicine determines that electronic prescribing software is widely available for veterinarians and

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1 notifies the pharmacy board. The board of veterinary medicine shall at least annually make such a  
2 determination.

3 (b) A pharmacist who receives a written, oral, or faxed prescription shall not be required  
4 to verify that the prescription properly falls under one of the exceptions under subparagraph (a).  
5 Pharmacists may continue to dispense medications from otherwise valid written, oral, or faxed  
6 prescriptions that are consistent with this section.

7 3 New Paragraph; Controlled Drug Act; Acts Prohibited. Amend RSA 318-B:2 by inserting after  
8 paragraph VI the following new paragraph:

9 VI-a. No person or entity shall issue clinical decision support alerts or similar notices,  
10 warnings, or announcements by means of electronic health record software or similar electronic  
11 means designed to increase prescriptions for scheduled drug products, in violation of the Anti-  
12 Kickback Statute 42 U.S.C. section 1320a-7b(b), or with the intent to defraud the United States  
13 pursuant to 18 U.S.C. section 371.

14 4 New Paragraph; Consumer Protection; Acts Unlawful. Amend RSA 358-A:2 by inserting after  
15 paragraph XVII the following new paragraph:

16 XVIII. Issuing clinical decision support alerts or similar notices, warnings, or  
17 announcements by means of electronic health record software or similar electronic means designed  
18 to increase prescriptions for scheduled drug products, in violation of the Anti-Kickback Statute 42  
19 U.S.C. section 1320a-7b(b), or with the intent to defraud the United States pursuant to 18 U.S.C.  
20 section 371.

21 5 New Subparagraph; Controlled Drug Prescription Health and Safety Program; Dispenser  
22 Report. Amend RSA 318-B:33, IV by inserting after subparagraph (o) the following new  
23 subparagraph:

24 (p) The format of the prescription: electronic, faxed, written, oral, or other.

25 6 Effective Date. This act shall take effect January 1, 2022.

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24 Report. Amend RSA 318-B:33, IV by inserting after subparagraph (o) the following new  
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26 (p) The format of the prescription: electronic, faxed, written, oral, or other.

27 6 Mental Health Practice; Fees. Amend RSA 330-A:12, I to read as follows:

28 I. The board shall establish fees pursuant to RSA 541-A for supervisory agreements;  
29 applications for licensed pastoral psychotherapist, independent clinical social worker, school social  
30 worker, *licensed social worker, licensed social work associate*, clinical mental health  
31 counselor, [and] marriage and family therapist, *and conditional licenses*; renewal of license;  
32 renewal of dual license; reinstatement of license; inactive license status; reactivation of an inactive  
33 license; examination of applicants; transcribing and transferring records; and other services,  
34 including investigations and hearings conducted under this chapter.

35 7 New Sections; Mental Health Practice; Licensed Social Worker; Licensed Social Work  
36 Associate; Conditional Licenses. Amend RSA 330-A by inserting after section 18-a the following new  
37 sections:

1 330-A:18-b Licensed Social Workers: Initial License.

2 I. An applicant for an initial license as a licensed social worker shall comply with the  
3 following requirements:

4 (a) Graduate with a bachelor's degree in social work from a college or university  
5 approved by the Council on Social Work Education.

6 (b) Complete 300 hours of social work or mental health education within the degree-  
7 granting program or separately.

8 (c) Complete 4,000 hours of supervised work experience.

9 (d) Complete 300 hours of supervised practical training within the degree-granting  
10 program, as part of the supervised work experience or separately.

11 (e) Pass a national proctored examination approved by the board.

12 (f) Meet other criteria as established by the board.

13 II. The scope of practice of a licensed social worker shall be the screening, assessment,  
14 treatment planning, and treatment of mental health conditions as defined in this section as follows:

15 (a) The performance of clinical evaluation including the screening and assessment of  
16 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
17 health disorders and differential diagnosis indicators, and the development of preliminary mental  
18 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
19 This includes severity assessment and assessment of dangerousness to self or others.

20 (b) The performance of treatment planning and case management referrals including co-  
21 occurring substance use disorders and medical conditions, case management and service  
22 coordination including implementation of treatment plans, consultation, coordination of care with  
23 mental health and other community providers, ongoing assessment of progress and needs, and client  
24 advocacy, education, and documentation.

25 (c) The performance of counseling, including:

26 (1) Individual, group, family, and significant other counseling; and

27 (2) Crisis prevention and intervention to include enlisting the support of trained  
28 personnel to manage risk of harm to self or others.

29 (d) Adherence to professional and ethical responsibilities as determined by the board.

30 III. During the first 2 years of licensure, a licensed social worker may engage in practice  
31 only under clinical supervision of a licensed clinical social worker, a licensed mental health  
32 counselor, a master licensed drug and alcohol counselor, a psychiatric APRN, or a licensed mental  
33 health provider approved by the board. The supervising clinician shall sign off on any clinical  
34 diagnostic assessment and treatment plan established by a licensed social worker.

35 330-A:18-c Licensed Social Work Associate: Initial License.

36 I. An applicant for an initial license as a licensed social work associate shall comply with the  
37 following requirements:



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1 (a)(1) Graduate with a bachelor's degree in clinical mental health, social work,  
2 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
3 accredited college or university.

4 (2) Complete 300 hours of social work or mental health education within the degree-  
5 granting program or separately.

6 (3) Complete 4,000 hours of supervised work experience.

7 (4) Complete 300 hours of supervised practical training within the degree-granting  
8 program, as part of the supervised work experience or separately.

9 (5) Pass a national proctored examination approved by the board.

10 (6) Meet other criteria as established by the board; or

11 (b)(1) Graduate with an associate's degree in clinical mental health, social work,  
12 psychology, behavioral health counseling, human services discipline, or equivalent program.

13 (2) Complete 300 hours of social work or mental health education within the degree-  
14 granting program or separately.

15 (3) Complete 6,000 hours of supervised work experience.

16 (4) Complete 300 hours of supervised practical training within the degree-granting  
17 program, as part of the supervised work experience or separately.

18 (5) Pass a national proctored examination approved by the board.

19 (6) Meet other criteria as established by the board.

20 II. The scope of practice of a licensed social work associate shall be the screening,  
21 assessment, treatment planning, and treatment of mental health conditions under clinical  
22 supervision as defined in this section as follows:

23 (a) The performance of clinical evaluation including the screening and assessment of  
24 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
25 health disorders and differential diagnosis indicators, and the development of preliminary mental  
26 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
27 This includes severity assessment and assessment of dangerousness to self or others.

28 (b) The performance of treatment planning and case management referrals including  
29 cooccurring substance use disorders and medical conditions, case management and service  
30 coordination including implementation of treatment plans, consultation, coordination of care with  
31 mental health, substance use treatment and other community providers, ongoing assessment of  
32 progress and needs, and client advocacy, education, and documentation.

33 (c) The performance of counseling, including:

34 (1) Individual, group, family, and significant other counseling; and

35 (2) Crisis prevention and intervention to include enlisting the support of trained  
36 personnel to manage risk of harm to self or others.

37 (d) Adherence to professional and ethical responsibilities as determined by the board.

1           III. A licensed social work associate may engage/in practice only under clinical supervision  
2 of a licensed clinical social worker, a licensed mental health counselor, a master licensed drug and  
3 alcohol counselor, a psychiatric APRN, or a licensed mental health provider approved by the board.  
4 The supervising clinician shall sign off on any clinical diagnostic assessment and treatment plan  
5 established by a licensed social work associate.

6           330-A:18-d Social Work; Conditional License.

7           I. Applicants for licensure under this section may apply to the board for conditional  
8 licensure. To receive a conditional license, applicants shall comply with the following requirements:

9           (a) Clinical Social Worker:

10                 (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
11 approved program.

12                 (2) Obtain a board approved supervisory agreement with documented intent to  
13 pursue licensure as a clinical social worker under this chapter.

14                 (3) Meet other criteria as reasonably established by the board.

15           (b) School Social Worker:

16                 (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
17 approved program.

18                 (2) Obtain a board approved supervisory agreement, with documented intent to  
19 pursue licensure as a clinical social worker under this chapter.

20                 (3) Meet other criteria as reasonably established by the board.

21           (c) Licensed Social Worker:

22                 (1) Hold a bachelor's degree in social work or social welfare from a CSWE approved  
23 program.

24                 (2) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-b,  
25 III, with documented intent to pursue licensure as a licensed social worker under this chapter.

26                 (3) Meet other criteria as reasonably established by the board.

27           (d) Licensed Social Work Associate:

28                 (1) Hold an associate's or bachelor's degree in clinical mental health, social work,  
29 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
30 accredited college or university.

31                 (2) Complete 300 hours of social work or mental health education within the degree-  
32 granting program or separately.

33                 (3) Complete 300 hours of supervised practical training within the degree-granting  
34 program, as part of the supervised work experience or separately.

35                 (4) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-c,  
36 III, with documented intent to pursue licensure as a licensed social work associate under this  
37 chapter.

1 (5) Meet other criteria as reasonably established by the board.

2 (e) Clinical Mental Health Counselor:

3 (1) Hold a master's or doctoral degree in clinical mental health counseling from a  
4 CACREP accredited institution or its equivalent which has received regional accreditation from the  
5 Association of Secondary Schools and Colleges.

6 (2) Obtain a board approved supervisory agreement with documented intent to  
7 pursue licensure as a clinical mental health counselor under this chapter.

8 (3) Meet other criteria as reasonably established by the board.

9 (f) Marriage and Family Therapist:

10 (1) Hold a master's or doctoral degree in family therapy from a program accredited  
11 by the Commission on Accreditation for Marriage and Family Therapy Education or has a master's  
12 degree or doctorate degree with a concentration in the field of marriage and family therapy from a  
13 regionally accredited institution or has a clinical membership in the American Association for  
14 Marriage and Family Therapy.

15 (2) Obtain a board approved supervisory agreement with documented intent to  
16 pursue licensure as a marriage and family therapist under this chapter.

17 (3) Meet other criteria as reasonably established by the board.

18 II. Conditional licenses issued under this section shall be valid for a period not to exceed 2  
19 years from the date of issuance. Applicants in good standing with the board may apply for a one-  
20 time renewal of a conditional license.

21 8 Mental Health Practice; Unlawful Practice. Amend RSA 330-A:23, I-II to read as follows:

22 I. Except as provided in RSA 330-A:34, it shall be unlawful for any person to be engaged in  
23 mental health practice unless that person is licensed by the board, working as a candidate under the  
24 direct supervision of a person licensed by the board, *conditionally licensed by the board*, or  
25 engaged in the practice of other mental health services as an alternative provider as defined in RSA  
26 330-A:2, I. The license or the registration of such person shall be current and valid. It shall be  
27 unlawful for any person to practice as or to refer to oneself as a pastoral psychotherapist, a clinical  
28 social worker, *a school social worker, a licensed social worker, a licensed social work*  
29 *associate*, a clinical mental health counselor, or a marriage and family therapist, or use the word  
30 "psychotherapist," or any variation thereof, in such person's title unless that person is licensed by  
31 the board or working as a candidate under the direct supervision of a person licensed *or*  
32 *conditionally licensed* by the board. Psychiatrists licensed under RSA 329 and psychiatric nurse  
33 practitioners licensed under RSA 326-B:18 may refer to themselves as psychotherapists.

34 II. Except as otherwise provided in this chapter, any person who violates paragraph I or  
35 paragraph III of this section or who violates any of the other provisions of this chapter relating to  
36 pastoral psychotherapy, clinical social work, *licensed social work*, clinical mental health  
37 counseling, or marriage and family therapy, or, having had his or her license suspended or revoked,

1 shall continue to represent himself or herself as a licensed pastoral psychotherapist, clinical social  
2 worker, *school social worker, licensed social worker, licensed social work associate*, clinical  
3 mental health counselor, or marriage and family therapist, or as a psychotherapist, shall be guilty of  
4 a class A misdemeanor if a natural person, and a felony if any other person, and each violation shall  
5 be deemed a separate offense.

6 9 New Section; Managed Care Law; Credentialing Verification Procedures. Amend RSA 420-J  
7 by inserting after section 4 the following new section:

8 420-J:4-a Facility Credentialing.

9 I. Health carriers shall credential qualified entities administering community mental health  
10 programs as defined under RSA 135-C:7, entities administering community substance use disorder  
11 treatment programs as defined under RSA 172:2-c, and community health centers as facilities when  
12 paneling and enrolling participating providers, consistent with health carriers' facility credentialing  
13 standards and practices, unless the entity requests professional level credentialing. Health carriers  
14 shall not be required to credential entities who do not meet the health carriers' facility credentialing  
15 eligibility standards. If an entity disagrees with the outcome of a health carrier's application of its  
16 facility credentialing standards and practices, the entity may request a formal hearing and review of  
17 the carrier's decision by the New Hampshire insurance department pursuant to RSA 400-A:17 and/or  
18 file a complaint with the New Hampshire insurance department's health care provider complaint  
19 process.

20 II. Nothing in this section shall be construed to require a health carrier to select or enroll a  
21 specific facility as a participating provider.

22 10 Effective Date.

23 I. Sections 1-5 of this act shall take effect January 1, 2022.

24 II. Sections 6-8 of this act shall take effect 60 days after its passage.

25 III. The remainder of this act shall take effect 30 days after its passage.

CHAPTER 183  
HB 143 - FINAL VERSION

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CHAPTER 183  
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26           183:5 New Subparagraph; Controlled Drug Prescription Health and Safety Program; Dispenser  
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**CHAPTER 183**  
**HB 143 - FINAL VERSION**  
**- Page 3 -**

1       183:7 New Sections; Mental Health Practice; Licensed Social Worker; Licensed Social Work  
2 Associate; Conditional Licenses. Amend RSA 330-A by inserting after section 18-a the following new  
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4       330-A:18-b Licensed Social Workers: Initial License.

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15               (f) Meet other criteria as established by the board.

16           II. The scope of practice of a licensed social worker shall be the screening, assessment,  
17 treatment planning, and treatment of mental health conditions as defined in this section as follows:

18               (a) The performance of clinical evaluation including the screening and assessment of  
19 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
20 health disorders and differential diagnosis indicators, and the development of preliminary mental  
21 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
22 This includes severity assessment and assessment of dangerousness to self or others.

23               (b) The performance of treatment planning and case management referrals including co-  
24 occurring substance use disorders and medical conditions, case management and service  
25 coordination including implementation of treatment plans, consultation, coordination of care with  
26 mental health and other community providers, ongoing assessment of progress and needs, and client  
27 advocacy, education, and documentation.

28               (c) The performance of counseling, including:

29                       (1) Individual, group, family, and significant other counseling; and

30                       (2) Crisis prevention and intervention to include enlisting the support of trained  
31 personnel to manage risk of harm to self or others.

32               (d) Adherence to professional and ethical responsibilities as determined by the board.

33           III. During the first 2 years of licensure, a licensed social worker may engage in practice  
34 only under clinical supervision of a licensed clinical social worker, a licensed mental health  
35 counselor, a master licensed drug and alcohol counselor, a psychiatric APRN, or a licensed mental  
36 health provider approved by the board. The supervising clinician shall sign off on any clinical  
37 diagnostic assessment and treatment plan established by a licensed social worker.



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1       330-A:18-c Licensed Social Work Associate: Initial License.

2           I. An applicant for an initial license as a licensed social work associate shall comply with the  
3 following requirements:

4           (a)(1) Graduate with a bachelor's degree in clinical mental health, social work,  
5 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
6 accredited college or university.

7           (2) Complete 300 hours of social work or mental health education within the degree-  
8 granting program or separately.

9           (3) Complete 4,000 hours of supervised work experience.

10          (4) Complete 300 hours of supervised practical training within the degree-granting  
11 program, as part of the supervised work experience or separately.

12          (5) Pass a national proctored examination approved by the board.

13          (6) Meet other criteria as established by the board; or

14          (b)(1) Graduate with an associate's degree in clinical mental health, social work,  
15 psychology, behavioral health counseling, human services discipline, or equivalent program.

16          (2) Complete 300 hours of social work or mental health education within the degree-  
17 granting program or separately.

18          (3) Complete 6,000 hours of supervised work experience.

19          (4) Complete 300 hours of supervised practical training within the degree-granting  
20 program, as part of the supervised work experience or separately.

21          (5) Pass a national proctored examination approved by the board.

22          (6) Meet other criteria as established by the board.

23           II. The scope of practice of a licensed social work associate shall be the screening,  
24 assessment, treatment planning, and treatment of mental health conditions under clinical  
25 supervision as defined in this section as follows:

26           (a) The performance of clinical evaluation including the screening and assessment of  
27 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
28 health disorders and differential diagnosis indicators, and the development of preliminary mental  
29 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
30 This includes severity assessment and assessment of dangerousness to self or others.

31           (b) The performance of treatment planning and case management referrals including  
32 cooccurring substance use disorders and medical conditions, case management and service  
33 coordination including implementation of treatment plans, consultation, coordination of care with  
34 mental health, substance use treatment and other community providers, ongoing assessment of  
35 progress and needs, and client advocacy, education, and documentation.

36           (c) The performance of counseling, including:

37           (1) Individual, group, family, and significant other counseling; and

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1                   (2) Crisis prevention and intervention to include enlisting the support of trained  
2 personnel to manage risk of harm to self or others.

3                   (d) Adherence to professional and ethical responsibilities as determined by the board.

4                   III. A licensed social work associate may engage in practice only under clinical supervision  
5 of a licensed clinical social worker, a licensed mental health counselor, a master licensed drug and  
6 alcohol counselor, a psychiatric APRN, or a licensed mental health provider approved by the board.  
7 The supervising clinician shall sign off on any clinical diagnostic assessment and treatment plan  
8 established by a licensed social work associate.

9                   330-A:18-d Social Work; Conditional License.

10                  I. Applicants for licensure under this section may apply to the board for conditional  
11 licensure. To receive a conditional license, applicants shall comply with the following requirements:

12                  (a) Clinical Social Worker:

13                         (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
14 approved program.

15                         (2) Obtain a board approved supervisory agreement with documented intent to  
16 pursue licensure as a clinical social worker under this chapter.

17                         (3) Meet other criteria as reasonably established by the board.

18                  (b) School Social Worker:

19                         (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
20 approved program.

21                         (2) Obtain a board approved supervisory agreement, with documented intent to  
22 pursue licensure as a clinical social worker under this chapter.

23                         (3) Meet other criteria as reasonably established by the board.

24                  (c) Licensed Social Worker:

25                         (1) Hold a bachelor's degree in social work or social welfare from a CSWE approved  
26 program.

27                         (2) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-b,  
28 III, with documented intent to pursue licensure as a licensed social worker under this chapter.

29                         (3) Meet other criteria as reasonably established by the board.

30                  (d) Licensed Social Work Associate:

31                         (1) Hold an associate's or bachelor's degree in clinical mental health, social work,  
32 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
33 accredited college or university.

34                         (2) Complete 300 hours of social work or mental health education within the degree-  
35 granting program or separately.

36                         (3) Complete 300 hours of supervised practical training within the degree-granting  
37 program, as part of the supervised work experience or separately.

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1 (4) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-c,  
2 III, with documented intent to pursue licensure as a licensed social work associate under this  
3 chapter.

4 (5) Meet other criteria as reasonably established by the board.

5 (e) Clinical Mental Health Counselor:

6 (1) Hold a master's or doctoral degree in clinical mental health counseling from a  
7 CACREP accredited institution or its equivalent which has received regional accreditation from the  
8 Association of Secondary Schools and Colleges.

9 (2) Obtain a board approved supervisory agreement with documented intent to  
10 pursue licensure as a clinical mental health counselor under this chapter.

11 (3) Meet other criteria as reasonably established by the board.

12 (f) Marriage and Family Therapist:

13 (1) Hold a master's or doctoral degree in family therapy from a program accredited  
14 by the Commission on Accreditation for Marriage and Family Therapy Education or has a master's  
15 degree or doctorate degree with a concentration in the field of marriage and family therapy from a  
16 regionally accredited institution or has a clinical membership in the American Association for  
17 Marriage and Family Therapy.

18 (2) Obtain a board approved supervisory agreement with documented intent to  
19 pursue licensure as a marriage and family therapist under this chapter.

20 (3) Meet other criteria as reasonably established by the board.

21 II. Conditional licenses issued under this section shall be valid for a period not to exceed 2  
22 years from the date of issuance. Applicants in good standing with the board may apply for a one-  
23 time renewal of a conditional license.

24 183:8 Mental Health Practice; Unlawful Practice. Amend RSA 330-A:23, I-II to read as follows:

25 I. Except as provided in RSA 330-A:34, it shall be unlawful for any person to be engaged in  
26 mental health practice unless that person is licensed by the board, working as a candidate under the  
27 direct supervision of a person licensed by the board, **conditionally licensed by the board**, or  
28 engaged in the practice of other mental health services as an alternative provider as defined in RSA  
29 330-A:2, I. The license or the registration of such person shall be current and valid. It shall be  
30 unlawful for any person to practice as or to refer to oneself as a pastoral psychotherapist, a clinical  
31 social worker, **a school social worker, a licensed social worker, a licensed social work**  
32 **associate**, a clinical mental health counselor, or a marriage and family therapist, or use the word  
33 "psychotherapist," or any variation thereof, in such person's title unless that person is licensed by  
34 the board or working as a candidate under the direct supervision of a person licensed **or**  
35 **conditionally licensed** by the board. Psychiatrists licensed under RSA 329 and psychiatric nurse  
36 practitioners licensed under RSA 326-B:18 may refer to themselves as psychotherapists.

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1           II. Except as otherwise provided in this chapter, any person who violates paragraph I or  
2 paragraph III of this section or who violates any of the other provisions of this chapter relating to  
3 pastoral psychotherapy, clinical social work, *licensed social work*, clinical mental health  
4 counseling, or marriage and family therapy, or, having had his or her license suspended or revoked,  
5 shall continue to represent himself or herself as a licensed pastoral psychotherapist, clinical social  
6 worker, *school social worker*, *licensed social worker*, *licensed social work associate*, clinical  
7 mental health counselor, or marriage and family therapist, or as a psychotherapist, shall be guilty of  
8 a class A misdemeanor if a natural person, and a felony if any other person, and each violation shall  
9 be deemed a separate offense.

10           183:9 New Section; Managed Care Law; Credentialing Verification Procedures. Amend RSA  
11 420-J by inserting after section 4 the following new section:

12           420-J:4-a Facility Credentialing.

13           I. Health carriers shall credential qualified entities administering community mental health  
14 programs as defined under RSA 135-C:7, entities administering community substance use disorder  
15 treatment programs as defined under RSA 172:2-c, and community health centers as facilities when  
16 paneling and enrolling participating providers, consistent with health carriers' facility credentialing  
17 standards and practices, unless the entity requests professional level credentialing. Health carriers  
18 shall not be required to credential entities who do not meet the health carriers' facility credentialing  
19 eligibility standards. If an entity disagrees with the outcome of a health carrier's application of its  
20 facility credentialing standards and practices, the entity may request a formal hearing and review of  
21 the carrier's decision by the New Hampshire insurance department pursuant to RSA 400-A:17  
22 and/or file a complaint with the New Hampshire insurance department's health care provider  
23 complaint process.

24           II. Nothing in this section shall be construed to require a health carrier to select or enroll a  
25 specific facility as a participating provider.

26           183:10 Effective Date.

27           I. Sections 1-5 of this act shall take effect January 1, 2022.

28           II. Sections 6-8 of this act shall take effect 60 days after its passage.

          III. The remainder of this act shall take effect 30 days after its passage.

Approved: August 10, 2021

Effective Date:

I. Section 1-5 shall take effect January 1, 2022.

II. Sections 6-8 shall take effect October 9, 2021.

III. Remainder shall take effect September 9, 2021.

# Amendments

Sen. Bradley, Dist 3  
Sen. Avard, Dist 12  
Sen. Whitley, Dist 15  
Sen. Sherman, Dist 24  
May 19, 2021  
2021-1578s  
10/08

Amendment to HB 143

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

2

3 AN ACT relative to an electronic prescription drug program and establishing licensure and  
4 requirements for licensed social workers, licensed social work associates, and social  
5 work conditional licenses.  
6

7 Amend the bill by replacing all after section 5 with the following:

8

9 6 Mental Health Practice; Fees. Amend RSA 330-A:12, I to read as follows:

10 I. The board shall establish fees pursuant to RSA 541-A for supervisory agreements;  
11 applications for licensed pastoral psychotherapist, independent clinical social worker, school social  
12 worker, *licensed social worker, licensed social work associate*, clinical mental health  
13 counselor, ~~and~~ marriage and family therapist, *and conditional licenses*; renewal of license;  
14 renewal of dual license; reinstatement of license; inactive license status; reactivation of an inactive  
15 license; examination of applicants; transcribing and transferring records; and other services,  
16 including investigations and hearings conducted under this chapter.

17 7 New Sections; Mental Health Practice; Licensed Social Worker; Licensed Social Work  
18 Associate; Conditional Licenses. Amend RSA 330-A by inserting after section 18-a the following new  
19 sections:

20 330-A:18-b Licensed Social Workers: Initial License.

21 I. An applicant for an initial license as a licensed social worker shall comply with the  
22 following requirements:

23 (a) Graduate with a bachelor's degree in social work from a college or university  
24 approved by the Council on Social Work Education.

25 (b) Complete 300 hours of social work or mental health education within the degree-  
26 granting program or separately.

27 (c) Complete 4,000 hours of supervised work experience.

28 (d) Complete 300 hours of supervised practical training within the degree-granting  
29 program, as part of the supervised work experience or separately.

30 (e) Pass a national proctored examination approved by the board.

31 (f) Meet other criteria as established by the board.

1 II. The scope of practice of a licensed social worker shall be the screening, assessment,  
2 treatment planning, and treatment of mental health conditions as defined in this section as follows:

3 (a) The performance of clinical evaluation including the screening and assessment of  
4 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
5 health disorders and differential diagnosis indicators, and the development of preliminary mental  
6 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
7 This includes severity assessment and assessment of dangerousness to self or others.

8 (b) The performance of treatment planning and case management, referrals including co-  
9 occurring substance use disorders and medical conditions, case management and service  
10 coordination including implementation of treatment plans, consultation, coordination of care with  
11 mental health and other community providers, ongoing assessment of progress, and needs, and client  
12 advocacy, education, and documentation.

13 (c) The performance of counseling, including:

14 (1) Individual, group, family, and significant other counseling; and

15 (2) Crisis prevention and intervention to include enlisting the support of trained  
16 personnel to manage risk of harm to self or others.

17 (d) Adherence to professional and ethical responsibilities as determined by the board.

18 III. During the first 2 years of licensure, a licensed social worker may engage in practice  
19 only under clinical supervision of a licensed clinical social worker, a licensed mental health  
20 counselor, a master licensed drug and alcohol counselor, a psychiatric APRN, or a licensed mental  
21 health provider approved by the board. The supervising clinician shall sign off on any clinical  
22 diagnostic assessment and treatment plan established by a licensed social worker.

23 330-A:18-c Licensed Social Work Associate: Initial License.

24 I. An applicant for an initial license as a licensed social work associate shall comply with the  
25 following requirements:

26 (a)(1) Graduate with a bachelor's degree in clinical mental health, social work,  
27 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
28 accredited college or university.

29 (2) Complete 300 hours of social work or mental health education within the degree-  
30 granting program or separately.

31 (3) Complete 4,000 hours of supervised work experience.

32 (4) Complete 300 hours of supervised practical training within the degree-granting  
33 program, as part of the supervised work experience or separately.

34 (5) Pass a national proctored examination approved by the board.

35 (6) Meet other criteria as established by the board; or

36 (b)(1) Graduate with an associate's degree in clinical mental health, social work,  
37 psychology, behavioral health counseling, human services discipline, or equivalent program.

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1 (2) Complete 300 hours of social work or mental health education within the degree-  
2 granting program or separately.

3 (3) Complete 6,000 hours of supervised work experience.

4 (4) Complete 300 hours of supervised practical training within the degree-granting  
5 program, as part of the supervised work experience or separately.

6 (5) Pass a national proctored examination approved by the board.

7 (6) Meet other criteria as established by the board.

8 II. The scope of practice of a licensed social work associate shall be the screening,  
9 assessment, treatment planning, and treatment of mental health conditions under clinical  
10 supervision as defined in this section as follows:

11 (a) The performance of clinical evaluation including the screening and assessment of  
12 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
13 health disorders and differential diagnosis indicators, and the development of preliminary mental  
14 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
15 This includes severity assessment and assessment of dangerousness to self or others.

16 (b) The performance of treatment planning and case management referrals including  
17 cooccurring substance use disorders and medical conditions, case management and service  
18 coordination including implementation of treatment plans, consultation, coordination of care with  
19 mental health, substance use treatment and other community providers, ongoing assessment of  
20 progress and needs, and client advocacy, education, and documentation.

21 (c) The performance of counseling, including:

22 (1) Individual, group, family, and significant other counseling; and

23 (2) Crisis prevention and intervention to include enlisting the support of trained  
24 personnel to manage risk of harm to self or others.

25 (d) Adherence to professional and ethical responsibilities as determined by the board.

26 III. A licensed social work associate may engage in practice only under clinical supervision  
27 of a licensed clinical social worker, a licensed mental health counselor, a master licensed drug and  
28 alcohol counselor, a psychiatric APRN, or a licensed mental health provider approved by the board.  
29 The supervising clinician shall sign off on any clinical diagnostic assessment and treatment plan  
30 established by a licensed social work associate.

31 330-A:18-d Social Work; Conditional License.

32 I. Applicants for licensure under this section may apply to the board for conditional  
33 licensure. To receive a conditional license, applicants shall comply with the following requirements:

34 (a) Clinical Social Worker:

35 (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
36 approved program.



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1 (2) Obtain a board approved supervisory agreement with documented intent to  
2 pursue licensure as a clinical social worker under this chapter.

3 (3) Meet other criteria as reasonably established by the board.

4 (b) School Social Worker:

5 (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
6 approved program.

7 (2) Obtain a board approved supervisory agreement, with documented intent to  
8 pursue licensure as a clinical social worker under this chapter.

9 (3) Meet other criteria as reasonably established by the board.

10 (c) Licensed Social Worker:

11 (1) Hold a bachelor's degree in social work or social welfare from a CSWE approved  
12 program.

13 (2) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-b,  
14 III, with documented intent to pursue licensure as a licensed social worker under this chapter.

15 (3) Meet other criteria as reasonably established by the board.

16 (d) Licensed Social Work Associate:

17 (1) Hold an associate's or bachelor's degree in clinical mental health, social work,  
18 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
19 accredited college or university.

20 (2) Complete 300 hours of social work or mental health education within the degree-  
21 granting program or separately.

22 (3) Complete 300 hours of supervised practical training within the degree-granting  
23 program, as part of the supervised work experience or separately.

24 (4) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-c,  
25 III, with documented intent to pursue licensure as a licensed social work associate under this  
26 chapter.

27 (5) Meet other criteria as reasonably established by the board.

28 (e) Clinical Mental Health Counselor:

29 (1) Hold a master's or doctoral degree in clinical mental health counseling from a  
30 CACREP accredited institution or its equivalent which has received regional accreditation from the  
31 Association of Secondary Schools and Colleges.

32 (2) Obtain a board approved supervisory agreement with documented intent to  
33 pursue licensure as a clinical mental health counselor under this chapter.

34 (3) Meet other criteria as reasonably established by the board.

35 (f) Marriage and Family Therapist:

36 (1) Hold a master's or doctoral degree in family therapy from a program accredited  
37 by the Commission on Accreditation for Marriage and Family Therapy Education or has a master's

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1 degree or doctorate degree with a concentration in the field of marriage and family therapy from a  
2 regionally accredited institution or has a clinical membership in the American Association for  
3 Marriage and Family Therapy.

4 (2) Obtain a board approved supervisory agreement with documented intent to  
5 pursue licensure as a marriage and family therapist under this chapter.

6 (3) Meet other criteria as reasonably established by the board.

7 II. Conditional licenses issued under this section shall be valid for a period not to exceed 2  
8 years from the date of issuance. Applicants in good standing with the board may apply for a one-  
9 time renewal of a conditional license.

10 8 Mental Health Practice; Unlawful Practice. Amend RSA 330-A:23, I-II to read as follows:

11 I. Except as provided in RSA 330-A:34, it shall be unlawful for any person to be engaged in  
12 mental health practice unless that person is licensed by the board, working as a candidate under the  
13 direct supervision of a person licensed by the board, *conditionally licensed by the board*, or  
14 engaged in the practice of other mental health services as an alternative provider as defined in RSA  
15 330-A:2, I. The license or the registration of such person shall be current and valid. It shall be  
16 unlawful for any person to practice as or to refer to oneself as a pastoral psychotherapist, a clinical  
17 social worker, *a school social worker, a licensed social worker, a licensed social work*  
18 *associate*, a clinical mental health counselor, or a marriage and family therapist, or use the word  
19 "psychotherapist," or any variation thereof, in such person's title unless that person is licensed by  
20 the board or working as a candidate under the direct supervision of a person licensed *or*  
21 *conditionally licensed* by the board. Psychiatrists licensed under RSA 329 and psychiatric nurse  
22 practitioners licensed under RSA 326-B:18 may refer to themselves as psychotherapists.

23 II. Except as otherwise provided in this chapter, any person who violates paragraph I or  
24 paragraph III of this section or who violates any of the other provisions of this chapter relating to  
25 pastoral psychotherapy, clinical social work, *licensed social work*, clinical mental health  
26 counseling, or marriage and family therapy, or, having had his or her license suspended or revoked,  
27 shall continue to represent himself or herself as a licensed pastoral psychotherapist, clinical social  
28 worker, *school social worker, licensed social worker, licensed social work associate*, clinical  
29 mental health counselor, or marriage and family therapist, or as a psychotherapist, shall be guilty of  
30 a class A misdemeanor if a natural person, and a felony if any other person, and each violation shall  
31 be deemed a separate offense.

32 9 New Section; Managed Care Law; Credentialing Verification Procedures. Amend RSA 420-J  
33 by inserting after section 4 the following new section:

34 420-J:4-a Facility Credentialing.

35 I. Health carriers shall credential qualified entities administering community mental health  
36 programs as defined under RSA 135-C:7, entities administering community substance use disorder  
37 treatment programs as defined under RSA 172:2-c, and community health centers as facilities when

1 paneling and enrolling participating providers, consistent with health carriers' facility credentialing  
2 standards and practices, unless the entity requests professional level credentialing. Health carriers  
3 shall not be required to credential entities who do not meet the health carriers' facility credentialing  
4 eligibility standards. If an entity disagrees with the outcome of a health carrier's application of its  
5 facility credentialing standards and practices, the entity may request a formal hearing and review of  
6 the carrier's decision by the New Hampshire insurance department pursuant to RSA 400-A:17 and/or  
7 file a complaint with the New Hampshire insurance department's health care provider complaint  
8 process.

9 II. Nothing in this section shall be construed to require a health carrier to select or enroll a  
10 specific facility as a participating provider.

11 10 Effective Date.

12 I. Sections 1-5 of this act shall take effect January 1, 2022.

13 II. Sections 6-8 of this act shall take effect 60 days after its passage.

14 III. The remainder of this act shall take effect 30 days after its passage.

UNAPPROVED

2021-1578s

AMENDED ANALYSIS

This bill requires electronic prescribing for controlled drugs under certain circumstances. The bill also establishes under the board of mental health practice licenses and requirements for licensure and conditional licensure for licensed social workers and licensed social work associates.

UNAPPROVED

Amendment to HB 143

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

2

3 AN ACT relative to an electronic prescription drug program and establishing licensure and  
4 requirements for licensed social workers, licensed social work associates, and social  
5 work conditional licenses.  
6

7 Amend the bill by replacing all after section 5 with the following:

8

9 6 Mental Health Practice; Fees. Amend RSA 330-A:12, I to read as follows:

10 I. The board shall establish fees pursuant to RSA 541-A for supervisory agreements;  
11 applications for licensed pastoral psychotherapist, independent clinical social worker, school social  
12 worker, *licensed social worker, licensed social work associate*, clinical mental health  
13 counselor, ~~and~~ marriage and family therapist, *and conditional licenses*; renewal of license;  
14 renewal of dual license; reinstatement of license; inactive license status; reactivation of an inactive  
15 license; examination of applicants; transcribing and transferring records; and other services,  
16 including investigations and hearings conducted under this chapter.

17 7 New Sections; Mental Health Practice; Licensed Social Worker; Licensed Social Work  
18 Associate; Conditional Licenses. Amend RSA 330-A by inserting after section 18-a the following new  
19 sections:

20 330-A:18-b Licensed Social Workers: Initial License.

21 I. An applicant for an initial license as a licensed social worker shall comply with the  
22 following requirements:

23 (a) Graduate with a bachelor's degree in social work from a college or university  
24 approved by the Council on Social Work Education.

25 (b) Complete 300 hours of social work or mental health education within the degree-  
26 granting program or separately.

27 (c) Complete 4,000 hours of supervised work experience.

28 (d) Complete 300 hours of supervised practical training within the degree-granting  
29 program, as part of the supervised work experience or separately.

30 (e) Pass a national proctored examination approved by the board.

31 (f) Meet other criteria as established by the board.

32 II. The scope of practice of a licensed social worker shall be the screening, assessment,  
33 treatment planning, and treatment of mental health conditions as defined in this section as follows:

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1 (a) The performance of clinical evaluation including the screening and assessment of  
2 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
3 health disorders and differential diagnosis indicators, and the development of preliminary mental  
4 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
5 This includes severity assessment and assessment of dangerousness to self or others.

6 (b) The performance of treatment planning and case management referrals including co-  
7 occurring substance use disorders and medical conditions, case management and service  
8 coordination including implementation of treatment plans, consultation, coordination of care with  
9 mental health and other community providers, ongoing assessment of progress and needs, and client  
10 advocacy, education, and documentation.

11 (c) The performance of counseling, including:

12 (1) Individual, group, family, and significant other counseling; and

13 (2) Crisis prevention and intervention to include enlisting the support of trained  
14 personnel to manage risk of harm to self or others.

15 (d) Adherence to professional and ethical responsibilities as determined by the board.

16 III. During the first 2 years of licensure, a licensed social worker may engage in practice  
17 only under clinical supervision of a licensed clinical social worker, a licensed mental health  
18 counselor, a master licensed drug and alcohol counselor, a psychiatric APRN, or a licensed mental  
19 health provider approved by the board. The supervising clinician shall sign off on any clinical  
20 diagnostic assessment and treatment plan established by a licensed social worker.

21 330-A:18-c Licensed Social Work Associate: Initial License.

22 I. An applicant for an initial license as a licensed social work associate shall comply with the  
23 following requirements:

24 (a)(1) Graduate with a bachelor's degree in clinical mental health, social work,  
25 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
26 accredited college or university.

27 (2) Complete 300 hours of social work or mental health education within the degree-  
28 granting program or separately.

29 (3) Complete 4,000 hours of supervised work experience.

30 (4) Complete 300 hours of supervised practical training within the degree-granting  
31 program, as part of the supervised work experience or separately.

32 (5) Pass a national proctored examination approved by the board.

33 (6) Meet other criteria as established by the board; or

34 (b)(1) Graduate with an associate's degree in clinical mental health, social work,  
35 psychology, behavioral health counseling, human services discipline, or equivalent program.

36 (2) Complete 300 hours of social work or mental health education within the degree-  
37 granting program or separately.

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1 (3) Complete 6,000 hours of supervised work experience.

2 (4) Complete 300 hours of supervised practical training within the degree-granting  
3 program, as part of the supervised work experience or separately.

4 (5) Pass a national proctored examination approved by the board.

5 (6) Meet other criteria as established by the board.

6 II. The scope of practice of a licensed social work associate shall be the screening,  
7 assessment, treatment planning, and treatment of mental health conditions under clinical  
8 supervision as defined in this section as follows:

9 (a) The performance of clinical evaluation including the screening and assessment of  
10 mental health disorders, the assessment and identification of symptoms of co-occurring mental  
11 health disorders and differential diagnosis indicators, and the development of preliminary mental  
12 health disorder diagnoses for further assessment and confirmation by an appropriate professional.  
13 This includes severity assessment and assessment of dangerousness to self or others.

14 (b) The performance of treatment planning and case management referrals including  
15 cooccurring substance use disorders and medical conditions, case management and service  
16 coordination including implementation of treatment plans, consultation, coordination of care with  
17 mental health, substance use treatment and other community providers, ongoing assessment of  
18 progress and needs, and client advocacy, education, and documentation.

19 (c) The performance of counseling, including:

20 (1) Individual, group, family, and significant other counseling; and

21 (2) Crisis prevention and intervention to include enlisting the support of trained  
22 personnel to manage risk of harm to self or others.

23 (d) Adherence to professional and ethical responsibilities as determined by the board.

24 III. A licensed social work associate may engage in practice only under clinical supervision  
25 of a licensed clinical social worker, a licensed mental health counselor, a master licensed drug and  
26 alcohol counselor, a psychiatric APRN, or a licensed mental health provider approved by the board.  
27 The supervising clinician shall sign off on any clinical diagnostic assessment and treatment plan  
28 established by a licensed social work associate.

29 330-A:18-d Social Work; Conditional License.

30 I. Applicants for licensure under this section may apply to the board for conditional  
31 licensure. To receive a conditional license, applicants shall comply with the following requirements:

32 (a) Clinical Social Worker:

33 (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
34 approved program.

35 (2) Obtain a board approved supervisory agreement with documented intent to  
36 pursue licensure as a clinical social worker under this chapter.

37 (3) Meet other criteria as reasonably established by the board.

Amendment to HB 143

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1 (b) School Social Worker:

2 (1) Hold a master's or doctoral degree in social work or social welfare from a CSWE  
3 approved program.

4 (2) Obtain a board approved supervisory agreement, with documented intent to  
5 pursue licensure as a clinical social worker under this chapter.

6 (3) Meet other criteria as reasonably established by the board.

7 (c) Licensed Social Worker:

8 (1) Hold a bachelor's degree in social work or social welfare from a CSWE approved  
9 program.

10 (2) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-b,  
11 III, with documented intent to pursue licensure as a licensed social worker under this chapter.

12 (3) Meet other criteria as reasonably established by the board.

13 (d) Licensed Social Work Associate:

14 (1) Hold an associate's or bachelor's degree in clinical mental health, social work,  
15 psychology, behavioral health counseling, human services discipline, or equivalent program from an  
16 accredited college or university.

17 (2) Complete 300 hours of social work or mental health education within the degree-  
18 granting program or separately.

19 (3) Complete 300 hours of supervised practical training within the degree-granting  
20 program, as part of the supervised work experience or separately.

21 (4) Obtain a board approved supervisory agreement consistent with RSA 330-A:18-c,  
22 III, with documented intent to pursue licensure as a licensed social work associate under this  
23 chapter.

24 (5) Meet other criteria as reasonably established by the board.

25 (e) Clinical Mental Health Counselor:

26 (1) Hold a master's or doctoral degree in clinical mental health counseling from a  
27 CACREP accredited institution or its equivalent which has received regional accreditation from the  
28 Association of Secondary Schools and Colleges.

29 (2) Obtain a board approved supervisory agreement with documented intent to  
30 pursue licensure as a clinical mental health counselor under this chapter.

31 (3) Meet other criteria as reasonably established by the board.

32 (f) Marriage and Family Therapist:

33 (1) Hold a master's or doctoral degree in family therapy from a program accredited  
34 by the Commission on Accreditation for Marriage and Family Therapy Education or has a master's  
35 degree or doctorate degree with a concentration in the field of marriage and family therapy from a  
36 regionally accredited institution or has a clinical membership in the American Association for  
37 Marriage and Family Therapy.



Amendment to HB 143

- Page 5 -

1 (2) Obtain a board approved supervisory agreement with documented intent to  
2 pursue licensure as a marriage and family therapist under this chapter.

3 (3) Meet other criteria as reasonably established by the board.

4 II. Conditional licenses issued under this section shall be valid for a period not to exceed 2  
5 years from the date of issuance. Applicants in good standing with the board may apply for a one-  
6 time renewal of a conditional license.

7 8 Mental Health Practice; Unlawful Practice. Amend RSA 330-A:23, I-II to read as follows:

8 I. Except as provided in RSA 330-A:34, it shall be unlawful for any person to be engaged in  
9 mental health practice unless that person is licensed by the board, working as a candidate under the  
10 direct supervision of a person licensed by the board, *conditionally licensed by the board*, or  
11 engaged in the practice of other mental health services as an alternative provider as defined in RSA  
12 330-A:2, I. The license or the registration of such person shall be current and valid. It shall be  
13 unlawful for any person to practice as or to refer to oneself as a pastoral psychotherapist, a clinical  
14 social worker, *a school social worker, a licensed social worker, a licensed social work*  
15 *associate*, a clinical mental health counselor, or a marriage and family therapist, or use the word  
16 "psychotherapist," or any variation thereof, in such person's title unless that person is licensed by  
17 the board or working as a candidate under the direct supervision of a person licensed *or*  
18 *conditionally licensed* by the board. Psychiatrists licensed under RSA 329 and psychiatric nurse  
19 practitioners licensed under RSA 326-B:18 may refer to themselves as psychotherapists.

20 II. Except as otherwise provided in this chapter, any person who violates paragraph I or  
21 paragraph III of this section or who violates any of the other provisions of this chapter relating to  
22 pastoral psychotherapy, clinical social work, *licensed social work*, clinical mental health  
23 counseling, or marriage and family therapy, or, having had his or her license suspended or revoked,  
24 shall continue to represent himself or herself as a licensed pastoral psychotherapist, clinical social  
25 worker, *school social worker, licensed social worker, licensed social work associate*, clinical  
26 mental health counselor, or marriage and family therapist, or as a psychotherapist, shall be guilty of  
27 a class A misdemeanor if a natural person, and a felony if any other person, and each violation shall  
28 be deemed a separate offense.

29 9 New Section; Managed Care Law; Credentialing Verification Procedures. Amend RSA 420-J  
30 by inserting after section 4 the following new section:

31 420-J:4-a Facility Credentialing.

32 I. Health carriers shall credential qualified entities administering community mental health  
33 programs as defined under RSA 135-C:7, entities administering community substance use disorder  
34 treatment programs as defined under RSA 172:2-c, and community health centers as facilities when  
35 paneling and enrolling participating providers, consistent with health carriers' facility credentialing  
36 standards and practices, unless the entity requests professional level credentialing. Health carriers  
37 shall not be required to credential entities who do not meet the health carriers' facility credentialing

**Amendment to HB 143**

**- Page 6 -**

1 eligibility standards. If an entity disagrees with the outcome of a health carrier's application of its  
2 facility credentialing standards and practices, the entity may request a formal hearing and review of  
3 the carrier's decision by the New Hampshire insurance department pursuant to RSA 400-A:17 and/or  
4 file a complaint with the New Hampshire insurance department's health care provider complaint  
5 process.

6           II. Nothing in this section shall be construed to require a health carrier to select or enroll a  
7 specific facility as a participating provider.

8           10 Effective Date.

9           I. Sections 1-5 of this act shall take effect January 1, 2022.

10           II. Sections 6-8 of this act shall take effect 60 days after its passage.

11           III. The remainder of this act shall take effect 30 days after its passage.

**Amendment to HB 143**

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2021-1589s

**AMENDED ANALYSIS**

This bill requires electronic prescribing for controlled drugs under certain circumstances. The bill also establishes under the board of mental health practice licenses and requirements for licensure and conditional licensure for licensed social workers and licensed social work associates.

# Committee Minutes

# SENATE CALENDAR NOTICE

## Health and Human Services

Sen Jeb Bradley, Chair  
Sen James Gray, Vice Chair  
Sen Kevin Avar, Member  
Sen Tom Sherman, Member  
Sen Rebecca Whitley, Member

Date: April 29, 2021

### HEARINGS

Wednesday	05/05/2021	
(Day)	(Date)	
Health and Human Services	REMOTE 000	9:00 a.m.
(Name of Committee)	(Place)	(Time)
9:00 a.m.	<b>HB 143</b>	relative to an electronic prescription drug program.
9:15 a.m.	<b>HB 187</b>	relative to the emergency powers of the commissioner of health and human services and relative to the membership of the oversight committee on health and human services.
9:30 a.m.		Hearing on proposed Amendment #2021-1242s, relative to the emergency powers of the commissioner of health and human services, relative to membership of the oversight committee on health and human services, and establishing a license and requirements for licensed social workers, to <b>HB 187</b> , relative to the emergency powers of the commissioner of health and human services and relative to the membership of the oversight committee on health and human services.

Committee members will receive secure Zoom invitations via email.

Members of the public may attend using the following links:

1. Link to Zoom Webinar: <https://www.zoom.us/j/92077528650>
2. To listen via telephone: Dial(for higher quality, dial a number based on your current location):

1-301-715-8592, or 1-312-626-6799 or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833

3. Or iPhone one-tap: 13017158592,,92077528650# or 13126266799,,92077528650#

4. Webinar ID: 920 7752 8650

5. To view/listen to this hearing on YouTube, use this link:  
<https://www.youtube.com/channel/UCjBZdtrjRnQdmg-2MPMiWrA>

6. To sign in to speak, register your position on a bill and/or submit testimony, use this link:  
<http://gencourt.state.nh.us/remotecommittee/senate.aspx>

The following email will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: [remotesenate@leg.state.nh.us](mailto:remotesenate@leg.state.nh.us) or call (603-271-6931).

### EXECUTIVE SESSION MAY FOLLOW

**Sponsors:**

**HB 143**

Rep. Merchant

**HB 187**

Rep. Marsh

Rep. Craig

Rep. Blasek

Rep. Lang

Rep. Prout

Rep. Baldasaro

Rep. Osborne

Rep. Edwards

Rep. Salloway

**HB 187**

Rep. Marsh

Rep. Craig

Rep. Blasek

Rep. Lang

Rep. Prout

Rep. Baldasaro

Rep. Osborne

Rep. Edwards

Rep. Salloway

Kirsten Koch 271-3266

Jeb Bradley  
Chairman

# Senate Health and Human Services Committee

*Kirsten Koch 271-3266*

**HB 143**, relative to an electronic prescription drug program.

**Hearing Date:** May 5, 2021

**Time Opened:** 9:18 a.m.

**Time Closed:** 9:26 a.m.

**Members of the Committee Present:** Senators Gray, Avard, Sherman and Whitley

**Members of the Committee Absent :** Senator Bradley

**Bill Analysis:** This bill requires electronic prescribing for controlled drugs under certain circumstances.

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**Sponsors:**

Rep. Merchant

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**Who supports the bill:** Paula Minnehan, NH Hospital Association

**Who opposes the bill:** Alexandra Menella

**Who is neutral on the bill:** None

**Summary of Testimony Presented:**

**Representative Gary Merchant, Sullivan 4**

- Rep. Merchant said, this bill holds software companies liable for prescribing opioids.
- Rep. Merchant said, in January of 2020, Allscripts' Practice Fusion agreed to pay \$145 Million to resolve criminal and civil investigations by the Department of Justice related to an illegal arrangement with a major opioid manufacturer. Practice Fusion received payments from pharmaceutical manufacturers to create and implement Clinical Decision Supports used by providers to make clinical decisions. Practice Fusion alerts encouraged providers to evaluate a patient's pain. When a patients' pain hit a certain level, the program generated an Opioid Therapy treatment option that included drugs manufactured by pharmaceutical companies who provided payments to Practice Fusion.
- Rep. Merchant said, the language incorporated in this bill addresses this concern by adding a provision to the Consumer Protection Act's deceptive practices section.
- Rep. Merchant said, there is a problem with the chronic prescribing of controlled drugs.
- Rep. Merchant said, a problem is individuals using fraudulent prescriptions for high quality legal narcotics and controlled drugs. These individuals, usually employees, will steal prescription pads to write their own prescriptions on, or increase the dosage prescribed on the prescription pad. It is easy to add zeros to numbers. There was a story about a hospital employee stole pads to fill prescriptions; go to busy pharmacy and get it filled

- Rep. Merchant said, the Medicare Modernization Act of 2003 included a provision for electronic prescribing of medications, which provided momentum for e-prescribing. To address the opioid crisis, Congress passed the SUPPORT Act in 2018 to require e-prescribing of controlled substances paid for by Medicare Part D plans. CMS delayed implementation of the law for 12 months until January 2022.
- Rep. Merchant said, federal law only applies to prescriptions paid for by CMS under a Part D drug benefit plan excluding a significant, if not a majority, of pain prescription.
- Rep. Merchant said, please support this bill and stand with the 400+ NH families that have lost a loved one to a drug over-dose.

### **Paula Minnehan, NH Hospital Association**

- Ms. Minnehan testified in support of this bill.
- Ms. Minnehan said, this bill passed in the House last year, but did not make it to Senate because of the pandemic.
- Ms. Minnehan said, many hospitals have already implemented this program, and many others are in the process of implementing it. Hospitals support this.
- Ms. Minnehan said, moving toward electronic prescribing enhances safety and efficacy. These programs can notify clinicians of patients' allergies, duplicate prescriptions of medications, and more. These programs also enhance communication and increases security.

KNK

Date Hearing Report completed: May 5, 2021



# Speakers

## Senate Remote Testify

Health and Human Services Committee Testify List for Bill HB143 on 2021-05-

Support: 1 Oppose: 1 Neutral: 0 Total to Testify: 1

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>S</u>
Minnehan, Paula	pminnehan@nhha.org	603.496.1047	A Lobbyist	NH Hospital Association	Support	Yes	4.
Mennella, Alexandra	am88@fastmail.com	646.610.9858	A Member of the Public	Myself	Oppose	No	5.

# Testimony



**SENATE HEALTH AND HUMAN SERVICES COMMITTEE**

**Wednesday, May 5, 2021**

**HB 143 – Relative to An Electronic Prescription Drug Program**

**Testimony**

Good morning, Mr. Chairman and members of the committee. My name is Paula Minnehan, Senior Vice President with the New Hampshire Hospital Association (NHHA), representing all 26 of the state's community hospitals as well as all specialty hospitals.

The NHHA is supportive of HB 143. A similar bill passed out of the House last year (HB 1332) but did not make it over to the Senate due to the COVID-19 pandemic situation.

I want to make it clear to this committee that the hospitals in New Hampshire are supportive of requiring electronic prescribing for controlled substances. The reasons for moving to electronic prescribing for controlled substances are compelling, including:

- Enhances the safety and quality of the prescribing process
- Reduces prescription drug errors
- Supports clinical decision making
- Notifies clinicians of allergies, drug interactions, duplicate medications and other clinical alerts
- Monitors how many controlled prescriptions a patient has received
- Enhances communication between prescribers and dispensers
- Reduces theft and increases security

In fact, many hospitals have already implemented electronic prescribing for controlled substances. Several others are in the midst of their implementation and the rest have plans for implementation within the year.

Thank you for the opportunity to provide our comments in support of HB 143.

Rep. Gary Merchant  
Sullivan District 4, Claremont  
Health, Human Services, and Elderly Affairs  
603-558-1389  
[Gary.merchant@leg.state.nh.us](mailto:Gary.merchant@leg.state.nh.us)

## HB 143

Mister Chairmen and members of the Senate Health, Human Services Committee, please find my written testimony on HB 143 as amended by House amendment 2021-0444h.

HB 143 has three sections as amended by House amendment 2021-0444h.

- A requirement for electronic prescribing or e-prescribing of controlled substances (commonly referred to as controlled drugs or medications).
- A provision that prohibits using clinical decision support alerts or similar warnings utilizing announcements in electronic health records software designed to increase prescriptions for scheduled substances.
- A requirement for pharmacy data submitted to the Prescription Drug Monitoring Program to include the prescription format.

**E-Prescribing** - The bill revises a section of RSA 318:47-c, I(b) that permits a patient to request a paper prescription **except** for a prescription of a controlled drug as defined by RSA 318-B:1, VI which refers to RSA 318-B:1-a.

Currently, 26 states require e-prescribing of all controlled substances or Schedule II controlled substances like opioids or stimulants.

The Medicare Modernization Act of 2003 included a provision for electronic prescribing of medications, which provided momentum for e-prescribing. To address the opioid crisis, Congress passed the SUPPORT Act in 2018 to require e-prescribing of controlled substances paid for by Medicare Part D plans. CMS delayed implementation of the law for 12 months until January 2022.

Why does New Hampshire need a state law when Medicare already requires e-prescribing of a controlled substance? Federal law only applies to prescriptions paid for by CMS under a Part D drug benefit plan excluding a significant, if not a majority, of pain prescriptions.

This bill augments the SUPPORT Act and CMS by requiring that all prescriptions for a controlled substance are e-prescribed to a pharmacy regardless of payment.

The bill allows a provider to request a waiver and includes several exceptions to avoid delaying a patient obtaining a controlled substance. As a pharmacist would not know the prescribers' reason for an exception and to avoid delaying a patient from getting the medication, the bill does not require a pharmacist to verify why the prescriber did not e-prescribe the drug.

Additionally, insurance carriers often require a pharmacist to note the reason for prescribing an opioid as for acute or chronic pain, and the Drug Enforcement Agency (DEA) places a corresponding responsibility on pharmacists to ensure the legitimacy of a prescription for a controlled substance. E-prescribing allows a provider to communicate a diagnosis or include a note regarding acute or chronic pain, information a pharmacist may need to dispense the drug.

**Clinical Alerts** – In January of 2020, Allscripts' Practice Fusion agreed to pay \$145 Million to resolve criminal and civil investigations by the Department of Justice related to an illegal arrangement with a major opioid manufacturer. Practice Fusion received payments from pharmaceutical manufacturers to create and implement Clinical Decision Supports used by providers to make clinical decisions. Practice Fusion alerts encouraged providers to evaluate a patient's pain. When a patient's pain hit a certain level, the program generated an Opioid Therapy treatment option that included drugs manufactured by pharmaceutical companies who provided payments to Practice Fusion.

Language incorporated in this bill addresses this concern by adding a provision (language) to the Consumer Protection Act's deceptive practices section.

**Pharmacy Data** – To encourage the use of e-prescribing of a controlled substance, the bill requires a pharmacy to include each prescription's format for a controlled substance in the data stream sent to the Prescription Drug Monitoring Program.

The program database's inclusion of this data allows the program to periodically run reports for licensing boards to monitor voluntary use of e-prescribing of controlled substances.

Note – the bill does not include any reference for compliance levels, or a penalty or discipline found in other states. These parameters remain the dominion of each respective licensing board.

**Amendment 2021-0444h** – In correspondence with Dr. Stephen Crawford, state veterinarian, and Dr. Jane Roy-Barlow, a practicing veterinarian, I learned about significant issues related to software availability for veterinarians e-prescribing. In reviewing state e-prescribing laws, I came across the Arizona law and modeled the amendment on that law. Arizona law and the amendment exempts veterinarians until such time the state board of veterinary medicine determines that e-prescribing software is widely available.

The amendment also addresses concerns raised by Gina Balkus and Janice McDermott of the NH Home Care, Hospice, and Palliative Care Alliance. The amendment exempts prescriptions for complex compounds not suitable to be e-prescribed and when a provider lacks temporary access to e-prescribing technology to address urgent needs of hospice patients. Federal law and regulations exempt such prescriptions for hospice patients.

# Voting Sheets

# Senate Health and Human Services Committee

## EXECUTIVE SESSION RECORD

2021-2022 Session

Bill # HB 143

Hearing Date: 5/5/21

Executive Session Date: 5/19/21

Motion: Amendment 1578s Vote: 5-0

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

Motion: OTPA Vote: 5-0

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

Motion: Consent Calendar Vote: 5-0

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

Motion: \_\_\_\_\_ Vote: \_\_\_\_\_

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

Reported out by: Sen. Whitley

Notes: \_\_\_\_\_



# Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE  
FOR THE CONSENT CALENDAR

Wednesday, May 19, 2021

THE COMMITTEE ON Health and Human Services

to which was referred **HB 143**

AN ACT relative to an electronic prescription drug program.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 1589s

Senator Rebecca Whitley  
For the Committee

This bill requires electronic prescribing for controlled drugs under certain circumstances. The bill also establishes under the board of mental health practice additional levels of social work licensure available at the associate's or bachelor's degree levels and requirements for licensure and conditional licensure. As amended, this bill addresses the mental health workforce shortage and provides opportunity for adequate reimbursement for mental health workers. The mental health workforce shortage has been one of the problems contributing to the mental health crisis in New Hampshire.

Kirsten Koch 271-3266

FOR THE CONSENT CALENDAR

**HEALTH AND HUMAN SERVICES**

**HB 143**, relative to an electronic prescription drug program.

Ought to Pass with Amendment, Vote 5-0.

Senator Rebecca Whitley for the committee.

This bill requires electronic prescribing for controlled drugs under certain circumstances. The bill also establishes under the board of mental health practice additional levels of social work licensure available at the associate's or bachelor's degree levels and requirements for licensure and conditional licensure. As amended, this bill addresses the mental health workforce shortage and provides opportunity for adequate reimbursement for mental health workers. The mental health workforce shortage has been one of the problems contributing to the mental health crisis in New Hampshire.

## General Court of New Hampshire - Bill Status System

**Docket of HB143**

Docket Abbreviations

**Bill Title:** (New Title) relative to an electronic prescription drug program and establishing licensure and requirements for licensed social workers, licensed social work associates, and social work conditional licenses.

**Official Docket of HB143.:**

<b>Date</b>	<b>Body</b>	<b>Description</b>
1/4/2021	H	<b>Introduced</b> (in recess of) 01/06/2021 and referred to Health, Human Services and Elderly Affairs <b>HJ 2</b> P. 36
2/16/2021	H	Public Hearing: 02/16/2021 09:00 am Members of the public may attend using the following link: To join the webinar: <a href="https://www.zoom.us/j/94563888809">https://www.zoom.us/j/94563888809</a> / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
3/2/2021	H	Majority Committee Report: Ought to Pass with Amendment <b>#2021-0444h</b> (Vote 19-2; RC) <b>HC 18</b> P. 47
3/2/2021	H	Minority Committee Report: Inexpedient to Legislate
4/8/2021	H	Amendment <b>#2021-0444h</b> : AA VV 04/08/2021 <b>HJ 6</b> P. 75
4/8/2021	H	<b>Ought to Pass with Amendment</b> 2021-0444h: MA <b>RC 243-114</b> 04/08/2021 <b>HJ 6</b> P. 75
4/13/2021	S	Introduced 04/08/2021 and Referred to Health and Human Services; <b>SJ 12</b>
4/29/2021	S	Remote <b>Hearing</b> : 05/05/2021, 09:00 am; Links to join the hearing can be found in the Senate Calendar; <b>SC 22</b>
5/19/2021	S	Committee Report: Ought to Pass with Amendment <b>#2021-1589s</b> , 05/27/2021; Vote 5-0; CC; <b>SC 25</b>
5/27/2021	S	Committee Amendment <b>#2021-1589s</b> , AA, VV; 05/27/2021; <b>SJ 17</b>
5/27/2021	S	<b>Ought to Pass with Amendment</b> 2021-1589s, MA, VV; OT3rdg; 05/27/2021; <b>SJ 17</b>
6/10/2021	H	House Concurs with Senate Amendment 2021-1589s (Rep. M. Pearson): MA VV 06/10/2021 <b>HJ 10</b> P. 10
7/21/2021	S	Enrolled Adopted, VV, (In recess 06/24/2021); <b>SJ 20</b>
7/23/2021	H	Enrolled (in recess of) 06/24/2021
8/16/2021	H	Signed by Governor Sununu 08/10/2021; Chapter 183; I. Sec 1-5 Eff: 01/01/2022 II. Sec. 6-8 Eff: 10/09/2021 III. Rem. Eff: 09/09/2021

NH House

NH Senate

# Other Referrals

**Senate Inventory Checklist for Archives**

Bill Number: HB 143

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 # \_\_\_\_\_  - amendment # 2021-1589s
- amendment # \_\_\_\_\_  - amendment # 2021-1578s Bradley, Averd, Whitley, and Sherman
- 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:

Kirsten Koch  
Committee Aide

7/26/21  
Date

Senate Clerk's Office AK