

LEGISLATIVE COMMITTEE MINUTES

# **SB100**

# Bill as Introduced

SB 100 - AS INTRODUCED

2021 SESSION

21-1075  
05/06

SENATE BILL **100**

AN ACT adopting omnibus legislation on commissions and committees.

SPONSORS: Sen. Watters, Dist 4

COMMITTEE: Ways and Means

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ANALYSIS

This bill adopts legislation relative to:

- I. Establishing a commission to study workplace safety in health care settings.
- II. Establishing a commission to study payments in lieu of taxes, as requested by the assessing standards board.
- III. Establishing a commission to differentiate the cost of education and the cost of care for children in a residential facility.
- IV. Establishing a committee to study charitable gaming.
- V. Establishing a committee to study the effects of COVID-19 lockdowns, quarantines, and school and business closings.
- VI. Establishing a committee to study building a pier over the jetty at Hampton Beach state park for disability access.

.....

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.



SB 100 - AS INTRODUCED

- Page 2 -

- 1 (7) The attorney general, or designee.
- 2 (8) The president of the State Employees Association, SEIU Local 1984, or designee.
- 3 (9) A member of the New Hampshire Hospital Association, appointed by the  
4 association.
- 5 (10) A member of the New Hampshire Nurses Association, appointed by the  
6 association.
- 7 (11) A member of Granite State Home Health and Hospice Association, appointed by  
8 the association.
- 9 (12) A member of the New Hampshire Health Care Association, appointed by the  
10 association.
- 11 (13) A member of the New Hampshire Medical Society, appointed by the society.
- 12 (14) The director of the American Civil Liberties Union of New Hampshire, or  
13 designee.
- 14 (15) A member of NAMI-New Hampshire, appointed by that organization.
- 15 (16) A member of the New Hampshire Association of Residential Care Homes  
16 (NHARCH), appointed by the association.
- 17 (17) A member of the American College of Emergency Physicians, appointed by that  
18 organization.
- 19 (18) The long-term care ombudsman, or designee.
- 20 (19) A member from a nonprofit social services organization representing the patient  
21 perspective, appointed by the president of the senate.
- 22 (b) Legislative members of the commission shall receive mileage at the legislative rate  
23 when attending to the duties of the commission.
- 24 II.(a) The commission shall:
  - 25 (1) Review past history of incidents of violence in the health care workplace that  
26 have been instigated by the public, including patients, against health care workers.
  - 27 (2) Explore barriers to reporting incidences.
  - 28 (3) Explore creating a culture that supports reporting by reviewing of best practices.
  - 29 (4) Determine a structure for reporting incidences and effective mechanisms for  
30 responding to incidences.
  - 31 (5) Identify education and other strategies to identify risks, increase and reduce  
32 vulnerabilities in order to prevent workplace violence.
  - 33 (6) Review other states' workplace safety policies.
  - 34 (7) Review current statutes regarding penalties for assaulting a health care worker  
35 and consider changes to the statutes.
  - 36 (8) Consider other matters the commission deems relevant to its study.
- 37 (b) The commission may solicit input from any person or entity the commission deems

1 relevant to its study.

2 III. The members of the commission shall elect a chairperson from among the members. The  
3 first meeting of the commission shall be called by the senate member. The first meeting of the  
4 commission shall be held within 45 days of the effective date of this section. Ten members of the  
5 commission shall constitute a quorum.

6 IV. The commission shall make a report with its findings and any recommendations for  
7 proposed legislation on or before November 1, 2022 to the president of the senate, the speaker of the  
8 house of representatives, the senate clerk, the house clerk, the governor, and the state library.

9 2 Repeal. RSA 126-A:89, relative to commission to study workplace safety in health care  
10 settings, is repealed.

11 3 Effective Date.

12 I. Section 2 of part I of this act shall take effect November 1, 2022.

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

14 PART II

15 Establishing a commission to study payments in lieu of taxes.

16 1 New Section; Persons and Property Taxable; Commission to Study Payments in Lieu of Taxes.

17 Amend RSA 72 by inserting after section 23-n the following new section:

18 72:23-o Commission to Study Payments in Lieu of Taxes Established.

19 I. There is established a commission to study payments in lieu of taxes. The members of the  
20 commission shall be as follows:

21 (a) One member of the senate, appointed by the president of the senate.

22 (b) Two members of the house of representatives, appointed by the speaker of the house  
23 of representatives.

24 (c) One representative of the office of the governor, appointed by the governor.

25 (d) The commissioner of the department of revenue administration, or designee.

26 (e) One member of the assessing standards board, appointed by the board.

27 (f) One representative of the New Hampshire Association of Assessing Officials,  
28 appointed by the association.

29 (g) One representative of the New Hampshire Municipal Association, appointed by the  
30 association.

31 (h) One representative of institutions for postsecondary education or higher education,  
32 appointed by the governor.

33 (i) One representative of institutions for secondary education, appointed by the governor.

34 (j) One representative of the New Hampshire Hospital Association, appointed by the  
35 association.

36 (k) One representative of religious organizations, appointed by the governor.

37 (l) One member of the public, appointed by the governor.

1 II. Legislative members of the commission shall receive mileage at the legislative rate when  
2 attending to the duties of the commission.

3 III. The commission shall study payments in lieu of taxes made by charitable organizations  
4 and other entities fully or partially exempt from property taxation under RSA 72. The commission  
5 may solicit information and testimony from any individual or entity the commission deems relevant  
6 to its study.

7 IV. The members of the commission shall elect a chairperson from among the members. The  
8 first meeting of the commission shall be called by the senate member. The first meeting of the  
9 commission shall be held within 45 days of the effective date of this section. Seven members of the  
10 commission shall constitute a quorum.

11 V. The commission shall report its findings and any recommendations for proposed  
12 legislation to the president of the senate, the speaker of the house of representatives, the senate  
13 clerk, the house clerk, the governor, and the state library on or before November 1, 2021.

14 2 Repeal. RSA 72:23-o, relative to the commission to study payments in lieu of taxes, is  
15 repealed.

16 3 Effective Date.

17 I. Section 2 of part II this act shall take effect November 1, 2021.

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

19 PART III

20 Establishing a commission to differentiate the cost of education and  
21 the cost of care for children in a residential facility.

22 1 New Section; Residential Care Facility; Commission to Differentiate Costs Established.  
23 Amend RSA 193 by inserting after section 18-c the following new section:

24 193:18-d Commission to Differentiate Costs Established.

25 I. There is established a commission to differentiate the cost of caring for a child in a  
26 residential care facility from the cost of educating the child.

27 II. The members of the commission shall be as follows:

28 (a) Two members of the senate, appointed by the president of the senate.

29 (b) Three members of the house of representatives, appointed by the speaker of the  
30 house of representatives.

31 (c) The commissioner of the department of education, or designee.

32 (d) The commissioner of the department of health and human services, or designee.

33 (e) Two district superintendents, appointed by the governor.

34 III. Legislative members of the commission shall receive mileage at the legislative rate when  
35 attending to the duties of the committee.

36 IV. The commission shall examine the cost of maintaining a child in a residential care  
37 facility and determine the percentage that is expended for housing, food, and care and the

1 percentage that is expended for education.

2 V. The members of the commission shall elect a chairperson from among the members. The  
3 first meeting of the commission shall be called by the first-named senate member. The first meeting  
4 of the commission shall be held within 45 days of the effective date of this section. Six members of  
5 the commission shall constitute a quorum.

6 VI. The commission shall report its findings and any recommendations for proposed  
7 legislation to the president of the senate, the speaker of the house of representatives, the senate  
8 clerk, the house clerk, the governor, and the state library on or before November 1, 2021.

9 2 Repeal. RSA 193:18-d, relative to the commission to differentiate costs, is repealed.

10 3 Effective Date.

11 I. Section 2 of part III of this act shall take effect November 1, 2021.

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

13 PART IV

14 Establishing a committee to study charitable gaming.

15 1 Committee Established. There is established a committee to study the regulatory structure of  
16 charitable gaming.

17 2 Membership and Compensation.

18 I. The members of the committee shall be as follows:

19 (a) Two members of the senate, one of whom shall be from the ways and means  
20 committee and one of whom shall be from the finance committee, appointed by the president of the  
21 senate.

22 (b) Three members of the house of representatives, one of whom shall be from the ways  
23 and means committee and one of whom shall be from the finance committee, appointed by the  
24 speaker of the house of representatives.

25 II. Members of the committee shall receive mileage at the legislative rate when attending to  
26 the duties of the committee.

27 3 Duties. The committee shall:

28 I. Study the oversight and enforcement of charitable gaming in New Hampshire and how  
29 that regulatory structure, including staffing levels for auditors, inspectors and other oversight  
30 positions, compares with best-practice regulatory standards for the gaming industry and regulatory  
31 structures used in other jurisdictions.

32 II. Review the recommendations of prior study commissions with respect to the regulatory  
33 structure of charitable gaming in New Hampshire and determine to what degree those  
34 recommendations have been addressed, including but not limited to recommendations relating to  
35 oversight, enforcement, control measures, technology and staffing.

36 III. Study the amounts and distribution of revenues generated by each charitable gaming  
37 operator to the state and to the charities served by that operator, including all costs borne by the



1 operator and charities.

2 IV. Study the methods used by charitable gaming operators to select the charities that will  
3 be given dates at the operators' facilities, including the methods used when there is a "wait list" at  
4 the facilities.

5 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from  
6 among the members. The first meeting of the committee shall be called by the first-named senate  
7 member. The first meeting of the committee shall be held within 45 days of the effective date of this  
8 section. Four members of the committee shall constitute a quorum.

9 5 Report. The committee shall report its findings and any recommendations for proposed  
10 legislation to the president of the senate, the speaker of the house of representatives, the senate  
11 clerk, the house clerk, the governor, and the state library on or before November 1, 2022.

12 6 Effective Date. Part IV of this act shall take effect upon its passage.

13

PART V

14

Establishing a committee to study the effects of COVID-19 lockdowns,  
15 quarantines, and school and business closings.

16

17 1 Committee Established. There is established a committee to study the effects of COVID-19  
lockdowns, quarantines, and school and business closings.

18

2 Membership and Compensation.

19

I. The members of the committee shall be as follows:

20

(a) Two members of the senate, appointed by the president of the senate.

21

(b) Three members of the house of representatives, appointed by the speaker of the

22

house of representatives.

23

II. Members of the committee shall receive mileage at the legislative rate when attending to  
24 the duties of the committee.

25

26 3 Duties. The committee shall study the effects COVID-19 lockdowns, quarantines, and school  
and business closings have had on New Hampshire citizens with regard to education and general  
27 health, particularly examining incidents of PTSD, overdoses and suicide, and permanent closures of  
28 small businesses.

29

30 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from  
among the members. The first meeting of the committee shall be called by the first-named senate  
31 member. The first meeting of the committee shall be held within 45 days of the effective date of this  
32 section. Three members of the committee shall constitute a quorum.

33

34 5 Report. The committee shall report its findings and any recommendations for proposed  
legislation to the president of the senate, the speaker of the house of representatives, the senate  
35 clerk, the house clerk, the governor, and the state library on or before November 1, 2021.

36

6 Effective Date. Part V of this act shall take effect upon its passage.

37

PART VI

1                   Establishing a committee to study building a pier over the jetty at  
2                   Hampton Beach state park for disability access.

3           1 Committee Established. There is established a committee to study building a pier over the  
4 jetty at Hampton Beach state park for access for people with disabilities.

5           2 Membership and Compensation.

6           I. The members of the committee shall be as follows:

7           (a) Three members of the senate, appointed by the president of the senate.

8           (b) Three members of the house of representatives, appointed by the speaker of the  
9 house of representatives.

10           II. Members of the committee shall receive mileage at the legislative rate when attending to  
11 the duties of the committee.

12           3 Duties. The committee shall study building a pier over the jetty at Hampton Beach state park  
13 for access for people with disabilities.

14           4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from  
15 among the members. The first meeting of the committee shall be called by the first-named senate  
16 member. The first meeting of the committee shall be held within 45 days of the effective date of this  
17 section. Four members of the committee shall constitute a quorum.

18           5 Report. The committee shall report its findings and any recommendations for proposed  
19 legislation to the speaker of the house of representatives, the president of the senate, the house  
20 clerk, the senate clerk, the governor, and the state library on or before November 1, 2021.

21           6 Effective Date. Part VI of this act shall take effect upon its passage.

SB 100 - AS AMENDED BY THE SENATE

03/25/2021 0853s

2021 SESSION

21-1075  
05/06

SENATE BILL **100**

AN ACT adopting omnibus legislation on commissions and committees.

SPONSORS: Sen. Watters, Dist 4

COMMITTEE: Ways and Means

---

ANALYSIS

This bill adopts legislation relative to:

I. Establishing a commission to study workplace safety in health care settings.

II. Establishing a commission to study payments in lieu of taxes, as requested by the assessing standards board.

III. Establishing a commission to differentiate the cost of education and the cost of care for children in a residential facility.

IV. Establishing a committee to study charitable gaming.

V. Establishing a committee to study the effects of COVID-19 lockdowns, quarantines, and school and business closings.

VI. Establishing a committee to study building a pier over the jetty at Hampton Beach state park for disability access.

.....

Explanation: Matter added to current law appears in ***bold italics***.  
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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 adopting omnibus legislation on commissions and committees.

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

1 1 Sponsorship. This act consists of the following proposed legislation:

2 Part I. LSR 21-0181, establishing a commission to study workplace safety in health care  
3 settings, sponsored by Sen. Gray, Dist 6.

4 Part II. LSR 21-0165, establishing a commission to study payments in lieu of taxes,  
5 sponsored by Sen. Gray, Dist 6.

6 Part III. LSR 21-0193, establishing a commission to differentiate the cost of education and  
7 the cost of care for children in a residential facility, sponsored by Sen. Ward, Dist 8.

8 Part IV. LSR 21-0903, establishing a committee to study charitable gaming, sponsored by  
9 Sen. D'Allesandro, Prime/Dist 20; Sen. Watters, Dist 4; Sen. Cavanaugh, Dist 16; Sen. Hennessey,  
10 Dist 1.

11 Part V. LSR 21-0937, establishing a committee to study the effects of COVID-19 lockdowns,  
12 quarantines, and school and business closings, sponsored by Sen. Avard, Dist 12.

13 Part VI LSR 21-1060, establishing a committee to study building a pier over the jetty at  
14 Hampton Beach state park for disability access, sponsored by Sen. Avard, Prime/Dist 12; Sen.  
15 Sherman, Dist 24.

16 2 Legislation. The general court hereby enacts the following legislation:

17 PART I

18 Establishing a commission to study workplace safety in health care settings.

19 1 New Subdivision; Commission to Study Workplace Safety in Health Care Settings. Amend  
20 RSA 126-A by inserting after section 88 the following new subdivision:

21 Commission to Study Workplace Safety in Health Care Settings

22 126-A:89 Commission to Study Workplace Safety in Health Care Settings.

23 I. There is established a commission to study workplace safety in health care settings.

24 (a) The members of the commission shall be as follows:

25 (1) One member of the senate, appointed by the president of the senate.

26 (2) Two members of the house of representatives, appointed by the speaker of the  
27 house of representatives.

28 (3) One member appointed by the chief justice of the New Hampshire supreme court.

29 (4) The commissioner of the department of health and human services, or designee.

30 (5) The commissioner of the department of safety, or designee.

31 (6) The commissioner of the department of labor, or designee.

SB 100 - AS AMENDED BY THE SENATE

- Page 2 -

- 1 (7) The attorney general, or designee.
- 2 (8) The president of the State Employees Association, SEIU Local 1984, or designee.
- 3 (9) A member of the New Hampshire Hospital Association, appointed by the
- 4 association.
- 5 (10) A member of the New Hampshire Nurses Association, appointed by the
- 6 association.
- 7 (11) A member of Granite State Home Health and Hospice Association, appointed by
- 8 the association.
- 9 (12) A member of the New Hampshire Health Care Association, appointed by the
- 10 association.
- 11 (13) A member of the New Hampshire Medical Society, appointed by the society.
- 12 (14) The director of the American Civil Liberties Union of New Hampshire, or
- 13 designee.
- 14 (15) A member of NAMI-New Hampshire, appointed by that organization.
- 15 (16) A member of the New Hampshire Association of Residential Care Homes
- 16 (NHARCH), appointed by the association.
- 17 (17) A member of the American College of Emergency Physicians, appointed by that
- 18 organization.
- 19 (18) The long-term care ombudsman, or designee.
- 20 (19) A member from a nonprofit social services organization representing the patient
- 21 perspective, appointed by the president of the senate.
- 22 (b) Legislative members of the commission shall receive mileage at the legislative rate
- 23 when attending to the duties of the commission.
- 24 II.(a) The commission shall:
- 25 (1) Review past history of incidents of violence in the health care workplace that
- 26 have been instigated by the public, including patients, against health care workers.
- 27 (2) Explore barriers to reporting incidences.
- 28 (3) Explore creating a culture that supports reporting by reviewing of best practices.
- 29 (4) Determine a structure for reporting incidences and effective mechanisms for
- 30 responding to incidences.
- 31 (5) Identify education and other strategies to identify risks, increase and reduce
- 32 vulnerabilities in order to prevent workplace violence.
- 33 (6) Review other states' workplace safety policies.
- 34 (7) Review current statutes regarding penalties for assaulting a health care worker
- 35 and consider changes to the statutes.
- 36 (8) Consider other matters the commission deems relevant to its study.
- 37 (b) The commission may solicit input from any person or entity the commission deems

1 relevant to its study.

2 III. The members of the commission shall elect a chairperson from among the members. The  
3 first meeting of the commission shall be called by the senate member. The first meeting of the  
4 commission shall be held within 45 days of the effective date of this section. Ten members of the  
5 commission shall constitute a quorum.

6 IV. The commission shall make a report with its findings and any recommendations for  
7 proposed legislation on or before November 1, 2022 to the president of the senate, the speaker of the  
8 house of representatives, the senate clerk, the house clerk, the governor, and the state library.

9 2 Repeal. RSA 126-A:89, relative to commission to study workplace safety in health care  
10 settings, is repealed.

11 3 Effective Date.

12 I. Section 2 of part I of this act shall take effect November 1, 2022.

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

14 PART II

15 Establishing a commission to study payments in lieu of taxes.

16 1 New Section; Persons and Property Taxable; Commission to Study Payments in Lieu of Taxes.  
17 Amend RSA 72 by inserting after section 23-n the following new section:

18 72:23-o Commission to Study Payments in Lieu of Taxes Established.

19 I. There is established a commission to study payments in lieu of taxes. The members of the  
20 commission shall be as follows:

21 (a) One member of the senate, appointed by the president of the senate.

22 (b) Two members of the house of representatives, appointed by the speaker of the house  
23 of representatives.

24 (c) One representative of the office of the governor, appointed by the governor.

25 (d) The commissioner of the department of revenue administration, or designee.

26 (e) One member of the assessing standards board, appointed by the board.

27 (f) One representative of the New Hampshire Association of Assessing Officials,  
28 appointed by the association.

29 (g) One representative of the New Hampshire Municipal Association, appointed by the  
30 association.

31 (h) One representative of institutions for postsecondary education or higher education,  
32 appointed by the governor.

33 (i) One representative of institutions for secondary education, appointed by the governor.

34 (j) One representative of the New Hampshire Hospital Association, appointed by the  
35 association.

36 (k) One representative of religious organizations, appointed by the governor.

37 (l) One member of the public, appointed by the governor.

1 (m) One representative from the NH Center for Nonprofits, appointed by the  
2 organization.

3 II. Legislative members of the commission shall receive mileage at the legislative rate when  
4 attending to the duties of the commission.

5 III. The commission shall study payments in lieu of taxes made by charitable organizations  
6 and other entities fully or partially exempt from property taxation under RSA 72. The commission  
7 may solicit information and testimony from any individual or entity the commission deems relevant  
8 to its study.

9 IV. The members of the commission shall elect a chairperson from among the members. The  
10 first meeting of the commission shall be called by the senate member. The first meeting of the  
11 commission shall be held within 45 days of the effective date of this section. Seven members of the  
12 commission shall constitute a quorum.

13 V. The commission shall report its findings and any recommendations for proposed  
14 legislation to the president of the senate, the speaker of the house of representatives, the senate  
15 clerk, the house clerk, the governor, and the state library on or before November 1, 2021.

16 2 Repeal. RSA 72:23-o, relative to the commission to study payments in lieu of taxes, is  
17 repealed.

18 3 Effective Date.

19 I. Section 2 of part II this act shall take effect November 1, 2021.

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

21 PART III

22 Establishing a commission to differentiate the cost of education and  
23 the cost of care for children in a residential facility.

24 1 New Section; Residential Care Facility; Commission to Differentiate Costs Established.  
25 Amend RSA 193 by inserting after section 18-c the following new section:

26 193:18-d Commission to Differentiate Costs Established.

27 I. There is established a commission to differentiate the cost of caring for a child in a  
28 residential care facility from the cost of educating the child.

29 II. The members of the commission shall be as follows:

30 (a) Two members of the senate, appointed by the president of the senate.

31 (b) Three members of the house of representatives, appointed by the speaker of the  
32 house of representatives.

33 (c) The commissioner of the department of education, or designee.

34 (d) The commissioner of the department of health and human services, or designee.

35 (e) Two district superintendents, appointed by the governor.

36 III. Legislative members of the commission shall receive mileage at the legislative rate when  
37 attending to the duties of the committee.

1 IV. The commission shall examine the cost of maintaining a child in a residential care  
2 facility and determine the percentage that is expended for housing, food, and care and the  
3 percentage that is expended for education.

4 V. The members of the commission shall elect a chairperson from among the members. The  
5 first meeting of the commission shall be called by the first-named senate member. The first meeting  
6 of the commission shall be held within 45 days of the effective date of this section. Six members of  
7 the commission shall constitute a quorum.

8 VI. The commission shall report its findings and any recommendations for proposed  
9 legislation to the president of the senate, the speaker of the house of representatives, the senate  
10 clerk, the house clerk, the governor, and the state library on or before November 1, 2021.

11 2 Repeal. RSA 193:18-d, relative to the commission to differentiate costs, is repealed.

12 3 Effective Date.

13 I. Section 2 of part III of this act shall take effect November 1, 2021.

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

15 PART IV

16 Establishing a committee to study charitable gaming.

17 1 Committee Established. There is established a committee to study the regulatory structure of  
18 charitable gaming .

19 2 Membership and Compensation.

20 I. The members of the committee shall be as follows:

21 (a) Two members of the senate, one of whom shall be from the ways and means  
22 committee and one of whom shall be from the finance committee, appointed by the president of the  
23 senate.

24 (b) Three members of the house of representatives, one of whom shall be from the ways  
25 and means committee and one of whom shall be from the finance committee, appointed by the  
26 speaker of the house of representatives.

27 II. Members of the committee shall receive mileage at the legislative rate when attending to  
28 the duties of the committee.

29 3 Duties. The committee shall:

30 I. Study the oversight and enforcement of charitable gaming in New Hampshire and how  
31 that regulatory structure, including staffing levels for auditors, inspectors and other oversight  
32 positions, compares with best-practice regulatory standards for the gaming industry and regulatory  
33 structures used in other jurisdictions.

34 II. Review the recommendations of prior study commissions with respect to the regulatory  
35 structure of charitable gaming in New Hampshire and determine to what degree those  
36 recommendations have been addressed, including but not limited to recommendations relating to  
37 oversight, enforcement, control measures, technology and staffing.



1 III. Study the amounts and distribution of revenues generated by each charitable gaming  
2 operator to the state and to the charities served by that operator, including all costs borne by the  
3 operator and charities.

4 IV. Study the methods used by charitable gaming operators to select the charities that will  
5 be given dates at the operators' facilities, including the methods used when there is a "wait list" at  
6 the facilities.

7 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from  
8 among the members. The first meeting of the committee shall be called by the first-named senate  
9 member. The first meeting of the committee shall be held within 45 days of the effective date of this  
10 section. Four members of the committee shall constitute a quorum.

11 5 Report. The committee shall report its findings and any recommendations for proposed  
12 legislation to the president of the senate, the speaker of the house of representatives, the senate  
13 clerk, the house clerk, the governor, and the state library on or before November 1, 2022.

14 6 Effective Date. Part IV of this act shall take effect upon its passage.

15 PART V

16 Establishing a committee to study the effects of COVID-19 lockdowns,  
17 quarantines, and school and business closings.

18 1 Committee Established. There is established a committee to study the effects of COVID-19  
19 lockdowns, quarantines, and school and business closings.

20 2 Membership and Compensation.

21 I. The members of the committee shall be as follows:

22 (a) Two members of the senate, appointed by the president of the senate.

23 (b) Three members of the house of representatives, appointed by the speaker of the  
24 house of representatives.

25 II. Members of the committee shall receive mileage at the legislative rate when attending to  
26 the duties of the committee.

27 3 Duties. The committee shall study the effects COVID-19 lockdowns, quarantines, and school  
28 and business closings have had on New Hampshire citizens with regard to education and general  
29 health, particularly examining incidents of PTSD, overdoses and suicide, and permanent closures of  
30 small businesses.

31 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from  
32 among the members. The first meeting of the committee shall be called by the first-named senate  
33 member. The first meeting of the committee shall be held within 45 days of the effective date of this  
34 section. Three members of the committee shall constitute a quorum.

35 5 Report. The committee shall report its findings and any recommendations for proposed  
36 legislation to the president of the senate, the speaker of the house of representatives, the senate  
37 clerk, the house clerk, the governor, and the state library on or before November 1, 2022.



SB 100 - VERSION ADOPTED BY BOTH BODIES

03/25/2021 0853s  
3Jun2021... 1554h  
06/24/2021 1956CofC  
06/24/2021 2058EBA

2021 SESSION

21-1075  
05/06

SENATE BILL **100**

AN ACT establishing legislative committees to study charitable gaming and to study building a pier over the jetty at Hampton Beach state park for disability access.

SPONSORS: Sen. Watters, Dist 4

COMMITTEE: Ways and Means

---

AMENDED ANALYSIS

This bill:

- I. Establishes a committee to study charitable gaming.
- II. Establishes a committee to study building a pier over the jetty at Hampton Beach state park for disability access.
- III. Establishes a committee to study workplace safety in health care settings.

---

Explanation: Matter added to current law appears in ***bold italics***.  
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SB 100 - VERSION ADOPTED BY BOTH BODIES

03/25/2021 0853s  
3Jun2021... 1554h  
06/24/2021 1956CofC  
06/24/2021 2058EBA

21-1075  
05/06

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty One*

AN ACT establishing legislative committees to study charitable gaming and to study building a pier over the jetty at Hampton Beach state park for disability access.

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

1 1 Committee Established. There is established a committee to study the regulatory structure of  
2 charitable gaming .

3 2 Membership and Compensation.

4 I. The members of the committee shall be as follows:

5 (a) Two members of the senate, one of whom shall be from the ways and means  
6 committee and one of whom shall be from the finance committee, appointed by the president of the  
7 senate.

8 (b) Four members of the house of representatives serving on the ways and means  
9 committee, 2 of whom shall be members of the majority party and 2 of whom shall be members of the  
10 minority party, appointed by the speaker of the house of representatives.

11 II. Members of the committee shall receive mileage at the legislative rate when attending to  
12 the duties of the committee.

13 3 Duties. The committee shall:

14 I. Study the oversight and enforcement of charitable gaming in New Hampshire and how  
15 that regulatory structure, including staffing levels for auditors, inspectors and other oversight  
16 positions, compares with best-practice regulatory standards for the gaming industry and regulatory  
17 structures used in other jurisdictions.

18 II. Review the recommendations of prior study commissions with respect to the regulatory  
19 structure of charitable gaming in New Hampshire and determine to what degree those  
20 recommendations have been addressed, including but not limited to recommendations relating to  
21 oversight, enforcement, control measures, technology and staffing.

22 III. Study the amounts and distribution of revenues generated by each charitable gaming  
23 operator to the state and to the charities served by that operator, including all costs borne by the  
24 operator and charities.

25 IV. Study the methods used by charitable gaming operators to select the charities that will  
26 be given dates at the operators' facilities, including the methods used when there is a "wait list" at  
27 the facilities.

28 V. Study the consideration of applicants for charitable gaming licenses who do not meet the

1 definition of a charitable organization as set forth in RSA 287-D:1, IV.

2 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from  
3 among the members. The first meeting of the committee shall be called by the first-named senate  
4 member. The first meeting of the committee shall be held within 45 days of the effective date of this  
5 section. Four members of the committee shall constitute a quorum.

6 5 Report. The committee shall report its findings and any recommendations for proposed  
7 legislation to the president of the senate, the speaker of the house of representatives, the senate  
8 clerk, the house clerk, the governor, and the state library on or before November 1, 2022.

9 6 Committee Established. There is established a committee to study building a pier over the  
10 jetty at Hampton Beach state park for access for people with disabilities.

11 7 Membership and Compensation.

12 I. The members of the committee shall be as follows:

13 (a) Two members of the senate, appointed by the president of the senate.

14 (b) Three members of the house of representatives, appointed by the speaker of the  
15 house of representatives, one of whom shall be a majority member of the committee on resources,  
16 recreation and development and one of whom shall be a minority member of the committee on  
17 resources, recreation and development.

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19 the duties of the committee.

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28 clerk, the senate clerk, the governor, and the state library on or before November 1, 2021.

29 11 Committee to Study Workplace Safety in Health Care Settings.

30 I. There is established a committee to study workplace safety in health care settings.

31 (a) The members of the committee shall be as follows:

32 (1) Two members of the senate, appointed by the president of the senate.

33 (2) Three members of the house of representatives, appointed by the speaker of the  
34 house of representatives, one of whom shall be a member of the judiciary committee, one of whom  
35 shall be a member of the children and family law committee, and one of whom shall be a member of  
36 the health, human services, and elderly affairs committee.

37 (b) The committee shall solicit testimony from the following:

**SB 100 - VERSION ADOPTED BY BOTH BODIES**

**- Page 3 -**

- 1 (1) One member appointed by the chief justice of the New Hampshire supreme court.
- 2 (2) The commissioner of the department of health and human services, or designee.
- 3 (3) The commissioner of the department of safety, or designee.
- 4 (4) The commissioner of the department of labor, or designee.
- 5 (5) The attorney general, or designee.
- 6 (6) The president of the State Employees Association, SEIU Local 1984, or designee.
- 7 (7) A member of the New Hampshire Hospital Association, appointed by the
- 8 association.
- 9 (8) A member of the New Hampshire Nurses Association, appointed by the
- 10 association.
- 11 (9) A member of Granite State Home Health and Hospice Association, appointed by
- 12 the association.
- 13 (10) A member of the New Hampshire Health Care Association, appointed by the
- 14 association.
- 15 (11) A member of the New Hampshire Medical Society, appointed by the society.
- 16 (12) The director of the American Civil Liberties Union of New Hampshire, or
- 17 designee.
- 18 (13) A member of NAMI-New Hampshire, appointed by that organization.
- 19 (14) A member of the New Hampshire Association of Residential Care Homes
- 20 (NHARCH), appointed by the association.
- 21 (15) A member of the American College of Emergency Physicians, appointed by that
- 22 organization.
- 23 (16) The long-term care ombudsman, or designee.
- 24 (17) A member from a nonprofit social services organization representing the patient
- 25 perspective, appointed by the president of the senate.
- 26 (c) Members of the committee shall receive mileage at the legislative rate when
- 27 attending to the duties of the committee.
- 28 II.(a) The committee shall:
- 29 (1) Review past history of incidents of violence in the health care workplace that
- 30 have been instigated by the public, including patients, against health care workers.
- 31 (2) Explore barriers to reporting incidences.
- 32 (3) Explore creating a culture that supports reporting by reviewing of best practices.
- 33 (4) Determine a structure for reporting incidences and effective mechanisms for
- 34 responding to incidences.
- 35 (5) Identify education and other strategies to identify risks, increase and reduce
- 36 vulnerabilities in order to prevent workplace violence.
- 37 (6) Review other states' workplace safety policies.

SB 100 - VERSION ADOPTED BY BOTH BODIES

- Page 4 -

1                   (7) Review current statutes regarding penalties for assaulting a health care worker  
2 and consider changes to the statutes.

3                   (8) Consider other matters the committee deems relevant to its study.

4                   (b) The committee may solicit input from any person or entity the committee deems  
5 relevant to its study.

6                   III. The members of the committee shall elect a chairperson from among the members. The  
7 first meeting of the committee shall be called by the first appointed senate member. The first  
8 meeting of the committee shall be held within 45 days of the effective date of this section. Three  
9 members of the committee shall constitute a quorum.

10                  IV. The committee shall make a report with its findings and any recommendations for  
11 proposed legislation on or before February 15, 2022 to the president of the senate, the speaker of the  
12 house of representatives, the senate clerk, the house clerk, the governor, and the state library.

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SB 100 - FINAL VERSION

03/25/2021 0853s  
3Jun2021... 1554h  
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2021 SESSION

21-1075  
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SB 100 - FINAL VERSION  
- Page 4 -

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13 house of representatives, the senate clerk, the house clerk, the governor, and the state library.

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# Amendments

Sen. Giuda, Dist 2  
March 12, 2021  
2021-0812s  
05/06

Amendment to SB 100

1 Amend RSA 72:23-a, I as inserted by section 1 of Part II of the bill by inserting after subparagraph  
2 (l) the following new subparagraph:

3

4 (m) One representative from the NH Center for Nonprofits, appointed by the  
5 organization.

UNAPPROVED

Senate Ways and Means  
March 16, 2021  
2021-0853s  
05/06

Amendment to SB 100

1 Amend RSA 72:23-a, I as inserted by section 1 of Part II of the bill by inserting after subparagraph  
2 (l) the following new subparagraph:

3

4 (m) One representative from the NH Center for Nonprofits, appointed by the  
5 organization.

6

7 Amend Part V of the bill by replacing section 5 with the following:

8

9 5 Report. The committee shall report its findings and any recommendations for proposed  
10 legislation to the president of the senate, the speaker of the house of representatives, the senate  
11 clerk, the house clerk, the governor, and the state library on or before November 1, 2022.

12

13 Amend section 2 of Part VI of the bill by replacing subparagraph I(a) with the following:

14

15 (a) Two members of the senate, appointed by the president of the senate.

# Committee Minutes



**SENATE CALENDAR NOTICE**  
**Ways and Means**

Sen Bob Giuda, Chair  
Sen Lou D'Allesandro, Vice Chair  
Sen Gary Daniels, Member  
Sen Erin Hennessey, Member  
Sen Cindy Rosenwald, Member

Date: March 9, 2021

**HEARINGS**

Monday	03/15/2021	
(Day)	(Date)	
Ways and Means	REMOTE 000	9:00 a.m.
(Name of Committee)	(Place)	(Time)
9:00 a.m. <b>HB 134</b>	repealing certain inactive dedicated funds.	
9:15 a.m. <b>SB 100</b>	adopting omnibus legislation on commissions and committees.	

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/96295581197>
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: 13126266799,,96295581197# or 19292056099,,96295581197#
4. Webinar ID: 962 9558 1197
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 134**  
Rep. Major  
**SB 100**  
Sen. Watters

Rep. Almy

Rep. Weber

Sen. Giuda

Sonja Caldwell 271-2117

Bob J. Giuda  
Chairman

**Senate Ways and Means Committee**  
*Sonja Caldwell 271-2117*

**SB 100**, adopting omnibus legislation on commissions and committees.

**Hearing Date:** March 15, 2021

**Members of the Committee Present:** Senators Giuda, D'Allesandro, Daniels, Hennessey and Rosenwald

**Members of the Committee Absent :** None

**Bill Analysis:** This bill adopts legislation relative to:

- I. Establishing a commission to study workplace safety in health care settings.
  - II. Establishing a commission to study payments in lieu of taxes, as requested by the assessing standards board.
  - III. Establishing a commission to differentiate the cost of education and the cost of care for children in a residential facility.
  - IV. Establishing a committee to study charitable gaming.
  - V. Establishing a committee to study the effects of COVID-19 lockdowns, quarantines, and school and business closings.
  - VI. Establishing a committee to study building a pier over the jetty at Hampton Beach state park for disability access.
- 

**Sponsors:**  
Sen. Watters

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**Who supports the bill:** Sen. D'Allesandro, Sen. Gray, Sen. Ward, Paula Minnehan (NH Hospital Assoc.), Joan Widmer, Alex Koutroubas (NHARCH), Jeff Scionti, Sen. Avard, Peter Bragdon (Churchill Downs, Inc.), Rep. Horrigan, Polly Champion, Marsha Davidson, Nicole Fordey, Richard DeMark, Mary F Behnke, Ruth Larson, Raelene Shippee-Rice, Lucinda Hope, Pamela DiNapoli (NH Nurses Assoc.), Cordell Johnston

**Who opposes the bill:** Cindy Kudlik

**Who is neutral on the bill:** Kathleen Reardon (NH Center for Nonprofits), Carol Foss (NH Audubon)

## **Summary of testimony presented:**

### **PART ONE**

#### **Josh Elliot, Deputy Chief of Staff**

- He introduced part one of the omnibus bill on behalf of Senator Gray.
- It establishes a committee to study workplace safety in health care settings.

#### **Paula Minnehan – NH Hospital Association**

- They asked Sen. Gray to sponsor this last year and it passed the Senate but didn't make it through the process due to the pandemic.
- This study is needed to address the ongoing concern that health care workers face violence caring for patients.
- The situation has gotten worse during pandemic. Patients are very stressed.
- It is important that we establish this commission and develop policies and strategies to address these ongoing concerns. A multidisciplinary approach is warranted. It is a large commission, however every one of the individuals on the commission membership are important and really needed. They need all stakeholders at the table to come up with the right approach.

**Sen. D'Allesandro** noted that the legislature has passed legislation to up the authority that safety officers at hospitals have and asked if that has been effective or if it needs to be enhanced.

**Ms. Minnehan** said it has helped. The issue is relative to the authority of law enforcement, not security officers. She said there are limitations on what law enforcement can do if they have not actually seen the altercation themselves. There are also limits on what a healthcare worker can do relative to filing charges. That's just one issue. It has helped having the security officers have more authority.

**Sen. Giuda** asked if hospitals were the number one place of workplace injuries in the country.

**Ms. Minnehan** said she was not aware but that wouldn't surprise her.

#### **Joan Widmer**

- Supports this part of the bill. Cochair of Emergency Room Nurses State Council, NH chapter.
- According to the National Institute for Occupational Safety and Health, 73% of victims of workplace violence come from a healthcare setting. 20% of these victims require one month or more of disability pay.
- A 2009 study by the emergency nurses association found that 25% of respondents to a survey had experienced physical violence more than 20 times in the past 3 years. 20% had experienced verbal violence over 200 times in the past 3 years.
- In 2019, prior to the pandemic, the American Nurses Assoc. conducted a similar study and found 1 in 4 nurses had experienced physical or verbal assault. 20-60% of assaults go unreported.
- A study from Merrimack county found 24% of nurses experienced physical aggression acts.
- There is documented evidence that this is an issue. We need a comprehensive solution to address these issues.

#### **Alex Koutroubas**

- He represents NH ARCH (association of residential care homes). They are a named member of the commission.

- One recent example is a state employee from the Laconia designated receiving facility was injured in January of this year. The injuries were the result of a patient assault. The employee was out of work on medical leave.
- This commission will look at new laws and how we can protect healthcare workers like the one injured in Laconia.

**Jeff Scionti – CEO of Frisbee Memorial Hospital**

- In support.
- According to the US Dept. of Labor, 12% of all injuries sustained by registered nurses are from violent acts.
- 7 in 10 emergency room nurses report having been hit or kicked on the job.
- Violence in the emergency department harms health care professionals and interferes with the ability to deliver high quality patient care.
- An American College of Emergency Physicians poll found half of them reported being assaulted and that 7 in 10 emergency physicians say ED violence has increased in the past 5 years.
- 80% of violent incidents are patient related.
- Their hospital was recently affected by this. One of their security guards was violently attacked, suffered a traumatic head injury, and died from his injuries.
- Violence has escalated in recent years because of patients coming to the ED with behavioral or drug-induced psychoses.
- Something needs to be done to protect healthcare workers.

**Courtney Tanner – Dartmouth Hitchcock Director of Government Relations**

- They support part one of the bill.
- This is an important bill. Emergency departments and other areas of healthcare settings are grappling with this every day.

**Sen. Giuda** asked what percentage of injuries occur in emergency vs. non-emergency care

**Ms. Tanner** said she will follow up with that.

**PART TWO**

**Josh Elliott, Deputy Chief of Staff**

- Introduced the bill on behalf of Sen. Gray.
- It establishes a commission to study payments in lieu of taxes, as requested by the assessing standards board.

**Kathleen Reardon – CEO of NH Center for Nonprofits**

- They are a statewide association that supports nonprofits and strengthens their organizations.
- They requested an amendment to part two of the bill to add the NH center for nonprofits to the proposed study commission on payments in lieu of taxes (PILOTs).
- RSA72:23 provides exemptions to religious, educational, and charitable organizations from taxation of real estate and property if they are used for mission related purposes. This is crucial to many nonprofits as their fiscal model is built on this assumption.
- In some cases, PILOT agreements are developed in good faith to offset municipal expenses. Voluntary or not, PILOTs divert money from charitable organizations missions. Any PILOT increases pressure on nonprofits and their funding systems.

- We should be concerned about creating policies that encourage municipalities to collect revenue from nonprofits that are clearly exempt by law.
- They want to be part of the process.

**Paula Minnehan – Hospital Association**

- They don't support part two.
- This was also introduced last year and heard in ELMA and did not pass out of committee.
- They have significant concerns about part two, which would establish payments in lieu of taxes (PILOT) made by charitable organizations.
- 23 of NH's 26 community hospitals are nonprofit and exempted from property taxes.
- Some hospitals have negotiated PILOTs with their communities. Those decisions are made at a local level and that's where they should remain.
- In 2018, NH's nonprofit community hospitals provided \$500 million in community benefits. This could be in jeopardy if PILOTs were a mandate.
- They are concerned that this study commission would create the expectation that nonprofits exempted from property taxes be required to enter into a PILOT.

**PART THREE**

**Josh Elliott, Deputy Chief of Staff**

- Introduced the bill on behalf of Sen. Ward.
- It establishes a commission to differentiate the cost of education and the cost of care for children in a residential facility.

**PART FOUR**

**Sen. D'Allesandro**

- Part four establishes a committee to study charitable gaming. NH has had charitable gaming for a number of years and has seen a significant expansion over the last few years.
- He said the last study of charitable gaming was chaired by former Sen. Odell and it looked at how the proceeds were distributed. That's when the law mandating that charities receive 35% was established.
- Since then, keno has come into play as have table games.
- Charitable gaming facilities now call themselves casinos.
- It is time to look at how charitable gaming is conducted, whether the charities really receive the 35% guaranteed by law, what is the state's responsibility in terms of oversight, and what the state receives.
- We are looking at another potential expansion of charitable gaming with historic racing. Testimony indicates that will produce a significant amount of money. We've all received statements from charities about how important this new amenity would be to their wellbeing.

**Peter Bragdon – Churchill Downs**

- In favor of part four.
- Churchill Downs operates 10 gaming facilities in 9 states. They are clean, modern facilities featuring electronic and table games. Churchill Downs is a gaming operator and publicly traded corporation. They believe that a strong regulatory environment is important to the gaming community.

- On page 5, line 34, it asks the study committee to review reports of prior study committees. He researched prior study committee reports and found a couple. One from 2013 referred to significant deficiencies in the regulation of charitable gaming facilities. It noted that NH only had 3 field investigators to watch 300 tables in 16 facilities. Another study from 2015 contains repeated warnings about lack of staff to oversee charitable gaming activity. There were still only 3 field investigators. Their recommendation was to bring on 3 more full time investigators and 20 part time investigators.
- 5 years after this report, we still have only 3 fulltime investigators, a supervisor and one part-timer.
- 300,000 million dollars is wagered from charitable gaming.
- These positions are requested in the budget by the Lottery Commission but are never filled.
- A strong regulatory environment increases public trust and ensures charities are receiving money.

**Rick Newman – NH Charitable Gaming Operators Assoc.**

- They are fine with this study committee and believe it is a good idea.
- The comments of Churchill Downs and their attacks on charitable gaming are bewildering.
- The studies that were done and just talked about were done relative to the previous regulatory agency that regulated charitable gaming.
- Statements made about the number of people overseeing charitable gaming were false. There are 11 people in enforcement of charitable gaming at the Lottery Commission.
- Churchill Downs only has 3 regulators.
- Many audits have been done by the Lottery Commission that have proven false statements from out of state casinos insinuating that money from charitable gaming is going out the back door.

**PART FIVE**

**Sen. Avard**

- Part 5 studies the effects of the covid lockdown, what is the cost, and how it is affecting people suffering from PTSD. He also wants to look at the effects of quarantine on overdoses and suicides because of the permanent closure of businesses.
- He filed this at the request of a constituent, and he would be happy to serve on the committee.

**Sen. Rosenwald** said this is a big lift for a short time frame and questioned whether November 1<sup>st</sup> is a long enough period of time. She asked Sen. Avard if he would be flexible on that date in order to do a more thorough job.

**Sen. Avard** said he was willing to move the date or shorten the list of tasks for the committee. He is most interested in PTSD, overdoses, suicides and the closure of businesses.

**Sen. Rosenwald** said we've been trying to get information out of HHS on a variety of measures and it has been taking longer because of other work they are doing. She thinks the length of time for the study committee should be lengthened.

**Sen. D'Allesandro** said this committee would require significant data collection and that will be time consuming. He believes the extension of the reporting date is imperative to get what Sen. Avard wants. He suggested that someone from the House or Senate appointed to this committee should have familiarity with HHS.

**Sen. Avard** said he had no problem with that. He wants it to be a service to the public and legislature as well. **Sen. Avard** said he has served on HHS and would be happy to participate.

**Sen. Daniels** said he could see where this request for the study committee would be helpful for setting policy during the time when we were in quarantine and lockdown but if the state of emergency is lifted by midsummer, he questioned what we would use this information for and what the purpose would be at this point.

**Sen. Avard** responded that there is nothing that says this can't happen again.

**Sen. Daniels** thought we could probably say that with everything, including the flu. He asked if it should be expanded to look at other diseases.

**Sen. Avard** said he was just intending to look at the effect of the shutdown and how it is affecting the citizens of NH so that if it happens again things can be more streamlined.

**Sen. Giuda** said his preference is not to have people from agencies on the committee but rather to work with the legislative committee and have people with the data present to the committee.

## **PART SIX**

### **Sen. Avard**

- Part six establishes a committee to study building a pier over the jetty at Hampton Beach state park for people with disabilities.
- He recently visited the beach and spoke with others there about their thoughts about a pier over the jetty. One woman from NY said she had never walked the jetty because of fear of falling.
- He has seen difficult search and rescues at the jetty that require a boat and lifeguards.
- People like to walk and fish on the jetty, but it is a public hazard.
- He believes it would be a great tourist attraction and would be great for businesses.
- He would like to chair the study committee.

sc

Date Hearing Report completed: March 17, 2021



# Speakers

Name	Representing	Position	Testifying
D'Allesandro Lou	SD20 PRIME Part IV	Support	Yes
Gray Senator James	Senate District 6 (Supporting Part I and II PRIME)	Support	Yes
Ward Senator Ruth	Senate District 8 (Supporting Part III PRIME)	Support	Yes
Minnehan Paula	NH Hospital Association	Support	Yes
Widmer Joan	Myself	Support	Yes
Koutroubas Alex	NHARCH	Support	Yes
Reardon Kathleen	NH Center for Nonprofits Support Amendment Part II	Neutral	Yes
Scionti Jeff	Myself	Support	Yes
Avard Senator Kevin	SD 12	Support	Yes
Bragdon Peter	Churchill Downs Inc.	Support	Yes
Tanner Courtney	Myself	Support	Yes
Horrigan State Rep. Timothy	Strafford 6	Support	No
Lydon Dr. Thomas J.	NH American College of Emergency Physicians	Support	No
Campion Polly	Myself	Support	No
Padmore Michael	NH Medical Society	Support	No
michaud jim	Myself	Support	No
Patten Betsey	Assessing Standards Board	Support	No
Davidson Marsha	Myself	Support	No
Foss Carol	NH AUDUBON	Neutral	No
Fordey Nicole	Myself	Support	No
DeMark Richard	Myself	Support	No
RN Mary F Behnke	Myself	Support	No
Larson Ruth	Myself	Support	No
Shippee-Rice Raelene	myself	Support	No
Shippee-Rice PhD RN Raelene	Myself	Support	No
Hope Lucinda	Myself	Support	No
Kudlik Cindy	Myself	Oppose	No
DiNapoli Pamela	New Hampshire Nurses Association	Support	No
Johnston Cordell	NH Municipal Association	Support	No

# Testimony

**Testimony on SB 100, Part I**  
**Establishing a Commission to Study Workplace Safety in Health Care Settings**  
**March 15, 2021**

To members of the Senate Ways & Means Committee,

This written testimony is offered in support of passage of SB 100, Part I relative to establishing a commission to study workplace safety in health care settings.

Workplace violence is a big issue in healthcare settings. According to the National Institute for Occupational Safety and Health, 73% of victims of workplace violence work in health care or social assistance and 20% of these victims require a month or more away from work to recover (Bureau of Labor Statistics, 2018). Many states, including New Hampshire (RSA 651:6, I), provide enhanced protection from assault through enhanced charges and penalties in their criminal code to public safety workers such as firefighters, emergency medical services, and law enforcement. Thirty-five states include healthcare workers in this enhanced protection; New Hampshire does not.

A 2009 study of 3,465 registered nurse members of the Emergency Nurses Association found that approximately 25% of respondents had experience physical violence more than 20 times in the past 3 years (Gacki-Smith, et al, 2009). Almost 20% reported verbal abuse more than 200 times during the same period (Gacki-Smith). The most common examples of physical violence experienced by more than 50% of the respondents included being pushed/shoved, hit, scratched, kicked and spit upon (Gacki-Smith). Over 70% of the respondents reported being yelled/cursed at, intimidated and/or harassed with sexual language/innuendo (Gacki-Smith). Although this study is over a decade old, evidence from bedside nurses indicates that the situation has not improved and, in fact, is worse.

Even more concern is that according to research, the majority of nurses who experience one or more forms of violence did not report the incident to either their employers or law enforcement authorities (Walsh, et al, 2011).

The American Nurses Association conducted a survey of violence against nurses in 2019. This study of found that 1 in 4 nurses had experienced a physical or verbal assault in the workplace (Peterson, 2019). 20-60% of these assaults go unreported, for a multitude of reasons; including nurses feeling that this is an expected occurrence in the workplace (Peterson). And 13% of missed days at work are related to workplace violence (Peterson).

A workplace violence survey was conducted in Merrimack County (NH) in 2019 by UNH. In this survey, 24% of nurses reported having experienced physical acts of aggression and 35% reported acts of verbal aggression (UNH, 2019). The majority of these reported acts of aggression were perpetrated by patients, with some by family members and/or other visitors (UNH). Interestingly, only 83% of the incidents were reported by the nurse (UNH).

**Testimony on SB 100, Part I**  
**Establishing a Commission to Study Workplace Safety in Health Care Settings**  
**March 15, 2021**

Reducing workplace violence against emergency nurses is a legislative priority for the Emergency Nurses Association and Senate Bill 100, Part 1, is an important step in making this happen. The Commission proposed in Part I of SB 100 will help to develop a uniquely New Hampshire approach to addressing the issue of workplace violence in healthcare settings.

Respectfully submitted by,

Joan C. Widmer, MS, MSBA, RN, CEN  
Government Affairs Co-Chair,  
New Hampshire State Council of the  
Emergency Nurses Association  
Amherst, New Hampshire

Jean Proehl, RN, MN, CEN, CPEN, TCRN, FAEN, FAAN  
Government Affairs Co-Chair,  
New Hampshire State Council of the  
Emergency Nurses Association  
Cornish, New Hampshire

Stacey Savage, MSN, RN, CPEN, CEN, TCRN  
President,  
New Hampshire State Council of the Emergency Nurses Association  
Wolfeboro, New Hampshire

**References**

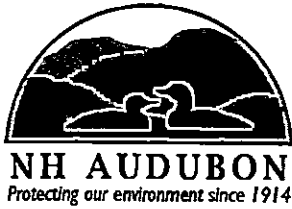
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Walsh, J. Juarez, A. & Gates, L. (2011). Emergency department violence surveillance study, November 2011. (2011) *Emergency Nurses Association, www.ena.org/IENR*, 8-9.

Data from unpublished study conducted by University of New Hampshire and New Hampshire Nurses Association. 2019.



The Honorable Bob Guida, Chair  
Senate Ways and Means Committee  
Senate Chamber, State House, Concord, NH 03301  
March 15, 2021

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#### REGIONAL CENTERS

##### MASSABESIC CENTER

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FAX 603-668-3796

##### MCLANE CENTER

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##### NEWFOUND CENTER

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**RE: Comment on SB 100 Part II, establishing a commission to study payments in lieu of taxes**

Dear Chair Guida and Members of the Committee,

Thank you for this opportunity to provide testimony regarding Part II of SB 100 on behalf of NH Audubon. We are a statewide conservation organization dedicated to protecting New Hampshire's environment for wildlife and for people. We neither support nor oppose this provision of SB 100, but wish to comment on the composition of the proposed commission.

Part II of SB 100 amends RSA 72 to establish a commission to study payments in lieu of taxes, as requested by the assessing standards board. The proposed commission would include 13 members, representing educational, healthcare, and religious institutions as well as municipal and assessment interests. Many of New Hampshire's non-governmental organizations, including museums, historical societies, symphonies, art institutes, food pantries, soup kitchens, land trusts, and environmental organizations, currently make payments in lieu of taxes to their host communities but would not be represented on the commission as currently proposed. We urge you to amend Part II of SB 100 to add one representative of the New Hampshire Center for Nonprofits, appointed by the center. The Center represents more than 600 non-profit organizations and would provide an appropriate voice for our State's diverse non-profit community.

A comprehensive study of payments in lieu of taxes should consider the full range of participants in this tax alternative. We urge you to include a representative of the New Hampshire Center for Nonprofits on the commission to study payments in lieu of taxes.

Sincerely,

Carol R. Foss  
Senior Advisor for Science and Policy



## **SENATE WAYS AND MEANS COMMITTEE**

**March 15, 2021**

**SB100 – Adopting Omnibus Legislation on Commissions and Committees**

### **Testimony**

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

Today I will be testifying on two parts of SB 100, Part I and Part II. NHHA is very supportive of Part I of the bill and we are appreciative of Senator Gray's willingness to sponsor Part I, as well as all the co-sponsors. This language was reintroduced this year since it did not cross over to the House last year due to the pandemic. It did, however, pass the Senate with strong support.

We, along with other health care provider organizations, asked that this commission be established to address the on-going concerns our health care workers face every day while caring for patients. The incidence of violence against health care workers in NH hospitals and other health care settings continues. Hospitals and other providers have implemented various policies and strategies to address this growing concern, however, we believe a more comprehensive, multi-disciplinary approach is warranted. It should not be the expectation that a nurse, an aide, a physician, or other caregiver be verbally or physically harmed while doing their job caring for others.

New Hampshire's hospitals and their healthcare workforce are driven by a mission to provide high quality health care and improve the health and well-being of the communities they serve. To their communities, the blue and white H promises health, healing, and hope when it's needed most, and New Hampshire's hospitals remain committed to caring for their communities and ensuring access to quality, compassionate care. We need to ensure that all healthcare workers can feel safe while serving their communities' needs.

We look forward to working with all the members of the commission to consider what opportunities exist to ensure that our health care workers are safe and protected when they go to work every day.

We ask that you support the creation of a study commission to focus on health care worker safety so we can begin to work with all stakeholders and the legislature to address this very important issue.

Regarding Part II, NHHA is not supportive of the commission to study payment in lieu of taxes (PILOTs). This language was also introduced last year but did not pass out of the Election Law and Municipal Affairs committee.

From the North Country to the southern border, from our small towns to our growing cities, New Hampshire's hospitals recognize that every New Hampshire resident should have the opportunity to live a healthy life regardless of who they are or their zip code. They understand that much of what influences our health happens outside the walls of the doctor's office—in our schools, workplaces, and neighborhoods.

That is why New Hampshire's hospitals make it a priority to engage and collaborate with community partners to share resources, skills, and expertise, and leverage opportunities to meet the most critical health needs of our communities and make the vision of a healthy place a reality.

We have significant concerns about Part II of SB 100 which would establish a commission to study payments in lieu of taxes made by charitable organizations and other entities fully or partially exempt from property taxes under RSA 72. Twenty-three of New Hampshire's 26 community hospitals are non-profit and exempt from property taxes under RSA 72. Some non-profit hospitals, however, have negotiated and made arrangements to make payments in lieu of taxes, otherwise known as PILOTs. Those are decisions made at the local level and we believe that is where these decisions should remain.

Non-profit hospitals are exempt from paying property taxes in return for the charitable benefits they provide to their communities. New Hampshire's non-profit community hospitals provided nearly \$500 million in community benefits in 2018, the last year for which information is publicly available. Of that total, financial assistance to access care accounted for \$304 million, which includes financial assistance to patients at cost and the value of unreimbursed Medicaid services, while over \$192 million was provided in other community benefits, such as community health improvement services, health professions education, subsidized health services and research, to name a few.

Hospitals work collaboratively to assess and identify the needs of their communities through detailed community health needs assessments, and they provide those reports to the Office of Charitable Trusts in the Attorney General's office.

Hospitals are strong community institutions that provide significant economic benefit to their communities and the patients they serve. In 2019, hospitals statewide provided over 41,000 jobs and contributed \$3.8 billion to the economy through salaries and benefits. When coupled with the over 32,000 jobs that are generated in the local economy because of the hospital's presence in the community and \$1.8 billion in additional salaries and benefits, New Hampshire's hospitals contribute over \$5.6 billion to the state's economy.

In addition, hospitals have partnered with the State on several important initiatives to support patients and impact state policy. In 2020, hospitals statewide paid a Medicaid Enhancement Tax (MET) of \$263 million, which is a tax on their net patient services revenue that, when matched by the federal government, resulted in over \$525 million that is used to fund



uncompensated care payments to hospitals and the overall Medicaid program. In just this past year alone, this resulted in \$300 million going to support the Medicaid program with just \$226 million supporting uncompensated care payments to hospitals. Additionally, hospitals committed to contribute \$50 million over five years to the Governor's Commission on Alcohol and Other Drugs to support the state's prevention, treatment, and recovery efforts. Hospitals also stepped up to help support the Doorway program to help those suffering from addiction across New Hampshire. And hospitals have been strong partners with the state in responding to the COVID-19 pandemic, from standing up surge capacity to testing, vaccinations and so much more.

Decisions about whether a community and a non-profit hospital or other entity should enter into a PILOT is a local decision and one that will be determined based on the local community needs, decisionmakers and more. We are concerned that this study commission could create the expectation that non-profits exempt from property taxes be required to enter into a PILOT. We do not believe that type of mandate from the legislature is the right approach and believe the best approach is to leave those decisions to local decisionmakers to determine how best to serve their communities.

Again, we are very supportive of Part I of SB 100 but request that you delete Part II from SB 100. Thank you for the opportunity to testify and provide our comments. I am happy to answer any questions.



**SENATE WAYS AND MEANS COMMITTEE**

**March 12, 2021**

**SB 100 – Omnibus Bill on Commissions and Committees: Part 1: Establishing a Commission to Study Workplace Safety**

Good morning, Chairman and members of the committee. My name is Pamela DiNapoli, Nurse Executive Director New Hampshire Nurses Association (NHNA), representing over 1300 member nurses.

The NHNA supports SB 100 and we are very appreciative of Senator Water’s willingness to sponsor this bill..

We, along with other healthcare advocacy organizations, asked that this commission be established to address the on-going concerns our health care workers face every day while caring for patients. Workplace violence is any act or threat of physical violence, harassment, intimidation, or other threatening disruptive behavior that occurs at the work site. It ranges from threats and verbal abuse to physical assaults and even homicide. According to OSHA, healthcare workers are four times more likely than workers in private industry to experience violence in the workplace. In a recent pilot study of nurses in Merrimack County the following was reported:

Type of Incident	% Reported (nurses reporting)
Physical Aggression	24% (n=16)
Sexual Aggression	3% (n=2)
Verbal Aggression	35% (n=24)
Harassment	9% (n=6)
Intimidation	15% (n=10)

However, underreporting is believed to be significant so the true picture of workplace violence for healthcare workers is unclear. A survey of Minnesota nurses indicated that 69% of physical assaults and 71% of non-physical assaults were **not reported** to a manager. Healthcare has unique challenges in dealing with violence in the workplace. The commitment to “do no harm” and recognition that the patient is impaired or experiencing ill effects of their illness contribute to underreporting and acceptance of violent acts. Workplace violence has a high cost- lost

workdays as well as worker burnout, fatigue and stress lead to poorer outcomes for patients including medication errors and patient infections. This bill creates an opportunity for an in-depth study to examine the issues surrounding workplace violence in health care as well as exploration of policies structures that will protect healthcare workers.

The incidences of violence against health care workers in NH hospitals and other health care facilities continues and, while individual facilities and providers have implemented various policies and strategies to address this growing concern, we believe a more comprehensive, multi-disciplinary approach is warranted. It should not be the expectation that a nurse, aide, physician or other caregiver will be verbally or physically harmed while doing their job caring for others. Currently, there is no specific federal statute that requires workplace violence protections, but several states have enacted legislation or regulations protecting health care workers from its effects. We support these moves by individual states and implore this senate committee to support the establishment of a commission to study workplace violence and enact similar legislation or regulations assuring protections for the healthcare workers of New Hampshire.

We look forward to working with all the members of the commission to consider what opportunities exist to ensure that our health care workers are safe and protected when they go to work every day.

We ask that you support this section of the omnibus bill so we can begin to work with all stakeholders and the legislature to address this very important issue.

Thank you for the opportunity to provide our comments.

Pamela P DiNapoli, PhD, RN, CNL  
Executive Director  
25 Hall Street Suite 1E  
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## Sonja Caldwell

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**From:** Bragdon, Peter E. <PBragdon@preti.com>  
**Sent:** Tuesday, March 16, 2021 2:44 PM  
**To:** Bob Giuda; Lou D'Allesandro; Erin Hennessey; Cindy Rosenwald; Gary Daniels; Sonja Caldwell  
**Cc:** Gary Daniels  
**Subject:** Clarification on SB 100 statement on field inspectors

Honorable members of the Senate Ways and Means Committee –

At Monday's public hearing on SB 100 (Part IV, related to a study committee the regulatory structure of charitable gaming), a question was raised by a subsequent speaker about my statement that there are only three full-time field inspectors (plus one part-timer plus one supervisor) to watch the operations of 300 gambling tables at 16 locations scattered across the state.

Specifically, it was stated by the subsequent speaker that the NH Lottery Commission had 11 employees in their enforcement division. While I'm sure the speaker's figures are correct, I believe he was referring to all employees in the division, including auditors, supervisors, administrative personnel, as well as field inspectors. In fact I know that the Commission has recently added several auditors. Auditors are a critical piece of the enforcement puzzle, as they study the financial reporting of the facilities to help ensure the books aren't being cooked. Prior studies of charitable gaming have called for an increase in auditors, as well as field inspectors, so having more auditors is a very positive development.

My comments were directed toward the field inspectors. These are the people who visit the facilities and watch to see how the games are run, as well as the back office operations. It is especially important that someone sees the table games in action, to make sure the dealers are running the games fairly and to make sure that players are not being taken advantage of by the dealer, the facility, or even other players. Having only three full-time and one part-time field inspector to watch over 300 table games at 16 different facilities that run until 1:00 a.m. and on weekends and holidays has been identified numerous times as a significant deficiency in New Hampshire's regulatory structure.

In summary, though the addition of auditors in recent years is a positive step, the lack of field inspectors to lay eyes on the facilities and watch over things like table games was identified seven years ago as a significant deficiency in oversight. Although the Lottery Commission has attempted numerous times to increase the number of field inspectors, thus justifying the claim this is a deficiency, that has not yet happened.

Thank you for the opportunity to clarify.

Sincerely,

Peter Bragdon

PS – It was also mentioned by the subsequent speaker that Kentucky only has three people involved in enforcement of casinos. My sources tell me that at one time Kentucky may have had only three people, but they currently have six, with two more to be added shortly. I will also note that Kentucky does not allow table games, only historic racing machines. Human oversight is much more important in table games, where you have the human interactions between the dealer and players, and among the players themselves.

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Testimony of Kathleen Reardon  
CEO, NH Center for Nonprofits  
in support of amending  
SB 100, Part II  
before the Senate Ways and Means Committee  
March 15, 2021

Mr. Chairman and Members of the Committee. My name is Kathleen Reardon and I am the CEO of the NH Center for Nonprofits. The Center is a nonprofit organization with over 700 members dedicated to strengthening and giving voice to the state's nonprofit sector through leadership, collaboration, and learning opportunities. Thank you for the opportunity today to request that the Committee amend Part II of SB 100 to add the NH Center for Nonprofits to the proposed study commission on *payments in lieu of taxes*, also known as PILOTs.

#### **Property Tax Exemption**

As you know, New Hampshire RSA 72:23 provides for an exemption to religious, educational and charitable organizations from taxation of real estate and personal property if the real estate and personal property are used for mission related purposes.

The exemption is a critical part of most nonprofits' sustainability as their entire financial model is built on this assumption. Over this last year of pandemic related challenges, it is clear that nonprofits in our state play a critical role in community well-being. From nonprofit child care centers making it possible for parents to get back to work, to our health centers to our educational institutions, these organizations are part of our essential community ecosystem.

#### **Payments in Lieu of Taxes**

In some cases, PILOT agreements are developed in good faith as a way to address some of the municipal related expenses, like police and fire protection or snow removal for nearby parking, associated with a large institution. However, it's important to note that dollars that pay PILOTs are diverted from a charitable organization's mission. Donors to nonprofits, often a primary source of funding, often direct funding to mission related activities. Large PILOTs increase the pressures on all funding sources.

In addition, we must avoid an "opening of the floodgates" and creating policy that encourages municipalities to collect revenue from nonprofits that are clearly exempt by law. Many nonprofits such as crisis centers, community music schools and after school programs would not survive such a burden.

**Study Commission.**

We understand the interest from the Assessing Standards Board in convening a study commission on PILOTs. As the state's primary voice for the nonprofit sector, we hope you will favorably consider our request to be part of the conversation. We would prefer to be part of the process, listen to concerns and help with the fact-finding process, rather than be put in a position of having to react to a Commission report after it has been filed.

Thank you again for the opportunity to request that SB 100, Part II be amended to include representation from the NH Center of Nonprofits. I am happy to take any questions.

# Voting Sheets



**Senate Ways & Means Committee**  
**EXECUTIVE SESSION RECORD**  
*2021-2022 Session*

Bill # SB100

Hearing date: 3-15-21

Executive Session date: 3-15-21

Motion of: 0812s Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro, VC	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion of: Part V amend Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro VC	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion of: Part VI amend Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro, VC	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Giuda

Notes: OTP/A Hennessey second Rosenwald  
5-0

# Committee Report

STATE OF NEW HAMPSHIRE  
SENATE  
REPORT OF THE COMMITTEE

Tuesday, March 16, 2021

THE COMMITTEE ON Ways and Means

to which was referred **SB 100**

AN ACT

adopting omnibus legislation on commissions and committees.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0.

AMENDMENT # 0853s

Senator Bob Giuda  
For the Committee

Sonja Caldwell 271-2117

**WAYS AND MEANS**

**SB 100, adopting omnibus legislation on commissions and committees.**

**Ought to Pass with Amendment, Vote 5-0.**

**Senator Bob Giuda for the committee.**

## General Court of New Hampshire - Bill Status System

**Docket of SB100**

Docket Abbreviations

**Bill Title:** (New Title) establishing legislative committees to study charitable gaming and to study building a pier over the jetty at Hampton Beach state park for disability access

*Official Docket of SB100.:*

<b>Date</b>	<b>Body</b>	<b>Description</b>
1/26/2021	S	<b>Introduced</b> 01/06/2021 and Referred to Ways and Means; <b>SJ 3</b>
3/9/2021	S	Remote <b>Hearing:</b> 03/15/2021, 09:15 am; Links to join the hearing can be found in the Senate Calendar; <b>SC 15</b>
3/16/2021	S	Committee Report: Ought to Pass with Amendment <b>#2021-0853s</b> , 03/25/2021; <b>SC 16</b>
3/25/2021	S	Committee Amendment <b>#2021-0853s</b> , RC 24Y-0N, AA; 03/25/2021; <b>SJ 9</b>
3/25/2021	S	<b>Ought to Pass with Amendment</b> 2021-0853s, RC 24Y-0N, MA; OT3rdg; 03/25/2021; <b>SJ 9</b>
3/31/2021	H	Introduced (in recess of) 02/25/2021 and referred to Legislative Administration <b>HJ 4 P. 51</b>
4/28/2021	H	Public Hearing: 05/11/2021 09:00 am Members of the public may attend using the following link: To join the webinar: <a href="https://www.zoom.us/j/99990261785">https://www.zoom.us/j/99990261785</a> / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
5/11/2021	H	Executive Session: 05/20/2021 09:00 am Members of the public may attend using the following link: To join the webinar: <a href="https://www.zoom.us/j/94943238342">https://www.zoom.us/j/94943238342</a>
5/26/2021	H	Committee Report: Ought to Pass with Amendment <b>#2021-1554h</b> (Vote 14-0; CC) <b>HC 26 P. 10</b>
6/3/2021	H	Amendment <b>#2021-1554h</b> : AA VV 06/03/2021 <b>HJ 8 P. 78</b>
6/3/2021	H	<b>Ought to Pass with Amendment</b> 2021-1554h: MA VV 06/03/2021 <b>HJ 8 P. 78</b>
6/10/2021	S	Sen. Giuda Moved Nonconcur with the House Amendment; Requests C of C, MA, VV; 06/10/2021; <b>SJ 19</b>
6/10/2021	S	President Appoints: Senators Giuda, Hennessey, Rosenwald; 06/10/2021; <b>SJ 19</b>
6/10/2021	H	House Accedes to Senate Request for CofC (Rep. Hill): MA VV 06/10/2021 <b>HJ 10 P. 16</b>
6/10/2021	H	Speaker Appoints: Reps. Hill, Greene, Simon, Sheehan 06/10/2021 <b>HJ 10 P. 16</b>
6/11/2021	S	Committee of Conference Meeting: 06/14/2021, 1:00 p.m., Room 103, SH
6/16/2021	H	Conference Committee Report <b>#2021-1956c</b> Filed 06/10/2021; House Amendment + New Amendment
6/24/2021	H	Conference Committee Report 2021-1956c: Adopted, VV 06/24/2021
6/24/2021	S	Conference Committee Report <b>#2021-1956c</b> , Adopted, VV; 06/24/2021; <b>SJ 20</b>
7/12/2021	H	Enrolled Bill Amendment <b>#2021-2058e</b> : AA VV (in recess of) 06/24/2021

7/13/2021	S	Enrolled Bill Amendment #2021-2058e Adopted, VV, (In recess of 06/24/2021); <b>SJ 20</b>
7/23/2021	H	Enrolled (in recess of) 06/24/2021
7/21/2021	S	Enrolled Adopted, VV, (In recess 06/24/2021); <b>SJ 20</b>

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NH House

NH Senate

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# Other Referrals

1 Committee of Conference Report on SB 100, adopting omnibus legislation on commissions and  
2 committees.

3

4 Recommendation:

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6 That the Senate recede from its position of nonconcurrence with the House amendment, and  
7 concur with the House amendment, and

8

9 That the Senate and House adopt the following new amendment to the bill as amended by the  
10 House, and pass the bill as so amended:

11

12 Amend section 3 of the bill by inserting after paragraph IV the following new paragraph:

13

14 IV. Study the consideration of applicants for charitable gaming licenses who do not meet the  
15 definition of a charitable organization as set forth in RSA 287-D:1, IV.

16

17 Amend the bill by replacing all after section 10 with the following:

18

19 11 Committee to Study Workplace Safety in Health Care Settings.

20 I. There is established a committee to study workplace safety in health care settings.

21 (a) The members of the commission shall be as follows:

22 (1) Two members of the senate, appointed by the president of the senate.

23 (2) Three members of the house of representatives, appointed by the speaker of the  
24 house of representatives, one of whom shall be a member of the judiciary committee, one of whom  
25 shall be a member of the children and family law committee, and one of whom shall be a member of  
26 the health, human services, and elderly affairs committee.

27 (b) The committee shall solicit testimony from the following:

28 (1) One member appointed by the chief justice of the New Hampshire supreme court.

29 (2) The commissioner of the department of health and human services, or designee.

30 (3) The commissioner of the department of safety, or designee.

31 (4) The commissioner of the department of labor, or designee.

32 (5) The attorney general, or designee.

33 (6) The president of the State Employees Association, SEIU Local 1984, or designee.

34 (7) A member of the New Hampshire Hospital Association, appointed by the



**Committee of Conference Report on SB 100**  
**- Page 2 -**

1 association.

2 (8) A member of the New Hampshire Nurses Association, appointed by the  
3 association.

4 (9) A member of Granite State Home Health and Hospice Association, appointed by  
5 the association.

6 (10) A member of the New Hampshire Health Care Association, appointed by the  
7 association.

8 (11) A member of the New Hampshire Medical Society, appointed by the society.

9 (12) The director of the American Civil Liberties Union of New Hampshire, or  
10 designee.

11 (13) A member of NAMI-New Hampshire, appointed by that organization.

12 (14) A member of the New Hampshire Association of Residential Care Homes  
13 (NHARCH), appointed by the association.

14 (15) A member of the American College of Emergency Physicians, appointed by that  
15 organization.

16 (16) The long-term care ombudsman, or designee.

17 (17) A member from a nonprofit social services organization representing the patient  
18 perspective, appointed by the president of the senate.

19 (c) Members of the committee shall receive mileage at the legislative rate when  
20 attending to the duties of the committee.

21 II.(a) The committee shall:

22 (1) Review past history of incidents of violence in the health care workplace that  
23 have been instigated by the public, including patients, against health care workers.

24 (2) Explore barriers to reporting incidences.

25 (3) Explore creating a culture that supports reporting by reviewing of best practices.

26 (4) Determine a structure for reporting incidences and effective mechanisms for  
27 responding to incidences.

28 (5) Identify education and other strategies to identify risks, increase and reduce  
29 vulnerabilities in order to prevent workplace violence.

30 (6) Review other states' workplace safety policies.

31 (7) Review current statutes regarding penalties for assaulting a health care worker  
32 and consider changes to the statutes.

33 (8) Consider other matters the committee deems relevant to its study.

34 (b) The committee may solicit input from any person or entity the committee deems  
35 relevant to its study.

36 III. The members of the committee shall elect a chairperson from among the members. The  
37 first meeting of the committee shall be called by the first appointed senate member. The first

**Committee of Conference Report on SB 100**

**- Page 3 -**

1 meeting of the committee shall be held within 45 days of the effective date of this section. Three  
2 members of the committee shall constitute a quorum.

3 IV. The committee shall make a report with its findings and any recommendations for  
4 proposed legislation on or before February 15, 2022 to the president of the senate, the speaker of the  
5 house of representatives, the senate clerk, the house clerk, the governor, and the state library.

6 12 Effective Date. This act shall take effect upon its passage.

**Committee of Conference Report on SB 100**

**- Page 4 -**

The signatures below attest to the authenticity of this Report on SB 100,

Conferees on the Part of the Senate

Conferees on the Part of the House

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Sen. Giuda, Dist. 2

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Rep. Hill, Merr. 3

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Sen. Hennessey, Dist. 1

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Rep. Greene, Hills. 37

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Sen. Rosenwald, Dist. 13

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Rep. Simon, Graf. 14

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Rep. Sheehan, Hills. 23

**Committee of Conference Report on SB 100**  
**- Page 5 -**

2021-1956-CofC

**AMENDED ANALYSIS**

**This bill:**

- I. Establishes a committee to study charitable gaming.**
- II. Establishes a committee to study building a pier over the jetty at Hampton Beach state park for disability access.**
- III. Establishes a committee to study workplace safety in health care settings.**

July 7, 2021  
2021-2058-EBA  
12/04

Enrolled Bill Amendment to SB 100

The Committee on Enrolled Bills to which was referred SB 100

AN ACT            establishing legislative committees to study charitable gaming and to study building a pier over the jetty at Hampton Beach state park for disability access.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

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Explanation to Enrolled Bill Amendment to SB 100

This enrolled bill amendment makes a technical and a grammatical change.

Enrolled Bill Amendment to SB 100

Amend section 3 of the bill by replacing line 16 with the following:

V. Study the consideration of applicants for charitable gaming licenses who do not meet the

Amend section 11 of the bill by replacing line 3 with the following:

(a) The members of the committee shall be as follows:

# Senate Inventory Checklist for Archives

Bill Number: SB100

Senate Committee: Ways & Means

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 # 0612       - amendment # \_\_\_\_\_
- amendment # 0653       - amendment # \_\_\_\_\_
- Executive Session Sheet
- Committee Report

### Floor Action Documents: (Clerk's Office)

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

- amendment # \_\_\_\_\_       - amendment # \_\_\_\_\_
- amendment # \_\_\_\_\_       - amendment # \_\_\_\_\_

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

- Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):
- Enrolled Bill Amendment(s)
- Governor's Veto Message

### All available versions of the bill: (Clerk's Office)

- as amended by the senate       as amended by the house
- final version

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

SLC  
Committee Aide

7-15-21  
Date

Senate Clerk's Office [Signature]