

LEGISLATIVE COMMITTEE MINUTES

SB132

Bill as
Introduced

SB 132-FN - AS INTRODUCED

2021 SESSION

21-0895

08/11

SENATE BILL **132-FN**
AN ACT adopting omnibus legislation relative to COVID-19.
SPONSORS: Sen. Prentiss, Dist 5
COMMITTEE: Health and Human Services

ANALYSIS

This bill adopts legislation relative to:

I. Employer payment of required COVID-19 testing.

II. Establishing a COVID-19 micro enterprise relief fund.

III. Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

IV. The support and promotion of New Hampshire's live performance industry by the council on the arts.

Explanation: Matter added to current law appears in **bold italics**.
 Matter removed from current law appears [~~in brackets and struck through~~].
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT adopting omnibus legislation relative to COVID-19.

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 21-0895, relative to employer payment of required COVID-19 testing, sponsored by
3 Sen. Prentiss, Prime/Dist 5; Sen. Rosenwald, Dist 13; Sen. Whitley, Dist 15; Sen. Sherman, Dist 24;
4 Sen Perkins Kwoka, Dist 21; Rep. Sullivan, Sull 1; Graf 17; Rep. Marsh, Carr 8; Rep. Woods, Merr
5 23; and Rep. Merchant, Sull 4.

6 Part II: LSR 21-939, establishing a COVID-19 micro enterprise relief fund, sponsored by Sen.
7 Prentiss, Prime/Dist 5; Sen. Whitley, Dist 15; and Sen. Sherman, Dist. 24.

8 Part III: LSR 21-0946, requiring a COVID-19 needs assessment of nursing homes and long-term
9 care facilities and making an appropriation therefor, sponsored by Sen. Rosenwald, Prime/Dist 13;
10 Sen. Cavanaugh, Dist 16; Sen. Whitley, Dist 15; Sen. D'Allesandro, Dist 20; Sen. Prentiss, Dist 5;
11 Sen. Sherman, Dist 24; Sen. Perkins Kwoka, Dist 21; Sen. Soucy, Dist 18; Rep. McMahon, Rock 7;
12 Rep. Rogers, Merr 28; and Rep. Nordgren, Graf 12; Rep. Klee, Hills 30.

13 Part IV: LSR 21-1058, relative to support and promotion of New Hampshire's live performance
14 industry to the council on the arts, sponsored by Sen. Whitley, Prime/Dist 15; Sen. Perkins Kwoka,
15 Dist 21; Rep. McWilliams, Merr 27; Rep. Espitia, Hills 31; Rep. Fenton, Ches 8; and Rep. Wilhelm,
16 Hills 42.

17 2 Legislation Enacted. The general court hereby enacts the following legislation:

18 PART I

19 Relative to employer payment of required COVID-19 testing.

20 1 New Subdivision; COVID-19 Testing. Amend RSA 275 by inserting after section 77 the
21 following new subdivision:

22 COVID-19 Testing

23 275:78 COVID-19 Testing. An employer that requires an employee to obtain a COVID-19 test
24 shall pay for or reimburse the cost of such employee's test if the test:

25 I. Is a prerequisite for the employee becoming eligible to work;

26 II. Is not otherwise medically necessary, except to determine if the employee is positive for
27 COVID-19; and

28 III. Is not covered by the employee's health insurance plan.

29 2 Effective Date. Part I of this act shall take effect 60 days after its passage.

30 PART II

31 Establishing a COVID-19 micro enterprise relief fund.

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1 Findings.

2 I. On March 13, 2020, the governor signed the first declaration of a state of emergency due
3 to COVID-19. As of January 1, 2021, this order has been extended 14 times.

4 II. Between March 26, 2020 and June 16, 2020, a "Stay at Home" order had been in-place
5 under the authority of the governor as measure to prevent the spread of COVID-19. This order
6 included the closing of schools, prohibited gatherings of 10 or more people, and limited business
7 operations that were not considered essential.

8 III. Between March and August of 2020, 449 New Hampshire business closed temporarily or
9 permanently, with 280 remaining closed.

10 IV. New Hampshire began "reopening" on May 11, 2020 with restrictions, some of which
11 remain in place today and continue to impact the micro enterprise sector, those businesses with
12 between 1 and 5 employees including the proprietor. According to the Small Business
13 Administration, Office of Advocacy, there are 25,478 business with between 1-19 employees and
14 101,795 non-employer businesses.

15 V. It is incumbent upon the state government to take prompt, proactive, and continuing
16 action to protect the economic health of New Hampshire communities through building out the
17 infrastructure and sustainability of micro enterprises.

18 2 New Subdivision; COVID-19 Micro Enterprise Relief Fund. Amend RSA 12-O by inserting
19 after section 52 the following new subdivision:

20 COVID-19 Micro Enterprise Relief Fund

21 12-O:53 COVID-19 Micro Enterprise Relief Fund.

22 I. There is established in the office of the state treasurer a fund to be known as the COVID-
23 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
24 to the contrary, to the extent permissible under federal law \$1,000,000 of any federal funds received
25 by the state in response to the COVID-19 public health emergency shall be deposited into the fund,
26 provided that at no time shall the balance of the fund exceed \$1,000,000 in any fiscal year.

27 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
28 regional economic development corporations to be awarded to local or regional micro enterprises.
29 With each award, an agreement for technical assistance shall be put in place between the regional
30 development corporation, the New Hampshire small business development center, and the micro
31 enterprise to support the implementation of the funds.

32 III. Regional economic development corporations shall award one-time grants of up to
33 \$10,000 to support one or more areas of need, including development of e-commerce capabilities,
34 upgrading business practices, or maintaining storefront presence. The regional economic
35 development corporations shall ensure micro enterprises awarded grants pursuant to this
36 subdivision are provided such assistance as may be necessary to support implementation of any
37 grants awarded.

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1 IV. For purposes of this subdivision, "micro enterprise" shall mean an entity with 5 or fewer
2 employees, including any proprietor, that has been in business for a minimum of one year and that
3 has a demonstrated financial impact during the COVID-19 public health emergency, such as
4 temporary closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared
5 to the same time period during the previous year. Financial statements demonstrating losses,
6 closures, or reduction in workforce shall be supplied as part of the application process.

7 3 New Subparagraph; Application of Receipts; COVID-19 Micro Enterprise Relief Fund. Amend
8 RSA 6:12, I(b) by inserting after subparagraph (364) the following new subparagraph:

9 (365) Moneys deposited into the COVID-19 micro enterprise relief fund established
10 in RSA 12-O:53.

11 4 Effective Date. Part II of this act shall take effect 60 days after its passage.

12 PART III

13 Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making
14 an appropriation therefor.

15 1 Short Title. This act shall be known as the Protect New Hampshire Veterans and Seniors Act
16 of 2021.

17 2 New Subdivision; COVID-19 Nursing Home and Long-Term Care Audit. Amend RSA 151-E
18 by inserting after section 21 the following new subdivision:

19 COVID-19 Nursing Home and Long-Term Care Audit

20 151-E:22 COVID-19 Nursing Home and Long-Term Care Audit. The commissioner of the
21 department of health and human services shall issue a request for proposals for a qualified grantee,
22 with the approval of governor and council, to undertake an independent audit of the COVID-19
23 situation in long-term care and nursing homes in New Hampshire and provide a needs assessment
24 to provide recommendations for further COVID-19 related funding, safety, and public health
25 upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-
26 term care facilities, and the New Hampshire veterans' home, and providing a preparedness plan for
27 COVID-19 at such facilities, to be submitted to the governor, the chairpersons of the house and
28 senate finance committees, the chairpersons of the senate health and human services committee and
29 the house health, human services and elderly affairs committee, and the health and human services
30 oversight committee established in RSA 126-A:13, no later than August 1, 2021. Neither the
31 governor, the governor's office, nor the commissioner shall direct this independent audit and needs
32 assessment, but each shall respond to any requests for information from the grantee. The grantee
33 shall include in the final report all such requests for information. The grantee shall also include in
34 the final report a separate audit and needs assessment specifically for the New Hampshire veterans'
35 home.

36 3 Appropriation. The sum of \$250,000 is hereby appropriated for the fiscal year ending June 30,
37 2022 to the commissioner of the department of health and human services from federal COVID-19

1 relief funds for the purpose of hiring a qualified grantee as required in RSA 151-E:22. If such federal
2 funds are unavailable, the governor is authorized to draw a warrant for said sum out of any money
3 in the treasury not otherwise appropriated for the purpose of section 2 of this act.

4 4 Effective Date. Part III of this act shall take effect upon its passage.

5 PART IV

6 Relative to the support and promotion of New Hampshire's live performance industry by the council
7 on the arts.

8 1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

9 2 Purpose Statement. Independent live venues are important entertainment hubs and economic
10 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
11 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
12 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
13 calculate and serves as an important draw for young people to the state. Unfortunately, these
14 businesses were among the first to close as COVID-19 spread across the country, will likely be the
15 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
16 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
17 crisis. This act provides targeted assistance and long-term planning support and recognizes the
18 importance of independent live venues to New Hampshire's economy.

19 3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

20 19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
21 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
22 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
23 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
24 of the arts are of increasing importance and that the general welfare of the people of the state will be
25 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
26 a valued means of expanding the scope of our educational programs. *It is hereby further found*
27 *that independent live venues are important entertainment hubs and economic multipliers*
28 *for New Hampshire's local economies. They serve as critical tax bases as employers and*
29 *tourism destinations and as revenue generators for neighboring businesses such as*
30 *restaurants, hotels, and retail. The cultural impact of New Hampshire's independent live*
31 *venues is difficult to calculate and serves as an important draw for young people to the*
32 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
33 institutions and professional organizations concerned with the arts to insure that the role of the arts
34 in the life of our communities will continue to grow and will play an ever more significant part in the
35 welfare and educational experience of our citizens. It is further declared that all activities
36 undertaken by the state in carrying out this policy shall be directed toward encouraging and

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1 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
2 well-being of the arts.

3 4 New Paragraph; Council on the Arts; Duties. Amend RSA 19-A:5 by inserting after paragraph
4 VIII the following new paragraph:

5 IX. To provide support and promotion of New Hampshire's live performance industry, with
6 special attention to smaller venues with a capacity of 300 or less.

7 5 Council on the Arts; Reporting Requirement. Amend RSA 19-A:7 to read as follows:

8 19-A:7 Reports. The council shall make biennial reports to the governor and council. ***The***
9 ***council's strategic plan and biennial report under this section shall address the activities***
10 ***of the council to provide support and promotion of New Hampshire's live performance***
11 ***industry.***

12 6 Effective Date. Part IV of this act shall take effect 60 days after its passage.

**SB 132-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT adopting omnibus legislation relative to COVID-19.

PART I: Relative to employer payment of required COVID-19 testing.

FISCAL IMPACT: State County Local None

COUNTY:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$13,000,000	\$13,000,000	\$13,000,000

LOCAL:

Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

The Department of Administrative Services was contacted for a fiscal note worksheet on January 22, 2021, which has not been supplied as of February 4, 2021.

METHODOLOGY:

This section requires employers to pay for employees' COVID-19 testing when such testing is required for work; or is not otherwise medically necessary except to determine if the employee is positive for COVID-19; or is not covered by the employee's health insurance plan.

The New Hampshire Association of Counties states that counties currently test their employees twice a week. The counties currently spend \$250,000 for one weekly test with the state paying for the second weekly test. If the counties test for one year, the cost would be \$13,000,000 (52 x \$250,000).

The New Hampshire Municipal Association there is no information available as to how many municipalities currently require employees to obtain COVID-19 tests. To the extent that a municipality does require a test and is not currently paying for it and it is not covered by insurance, this may increase municipal expenditures by an indeterminable amount. There is no impact on municipal revenues.

It is assumed this section is effective July 1, 2021.

AGENCIES CONTACTED:

Department of Administrative Services, New Hampshire Municipal Association and New Hampshire Association of Counties

PART II: Establishing a COVID-19 micro enterprise relief fund.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$1,000,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$1,080,000	\$81,000	\$85,000
<i>Funding Source:</i>	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other Federal COVID-19 Funds			

COUNTY:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

LOCAL:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

METHODOLOGY:

This section establishes the COVID-19 Micro Enterprise Relief Fund, a dedicated fund within the State Treasury, to be administered by the Department of Business and Economic Affairs (DBEA). To the extent permissible under federal law, \$1,000,000 of any federal funds received by the state in response to the COVID-19 public health emergency shall be deposited into the fund, provided that at no time shall the balance of the fund exceed \$1,000,000 in any fiscal year. Funds are to be disbursed at the discretion of the Commissioner of DBEA to the 10 New Hampshire regional economic development corporations to be awarded to local or regional micro enterprises. With each award, an agreement for technical assistance shall be put in place between the regional development corporation, the New Hampshire small business development center, and the micro enterprise to support the implementation of the funds. Regional economic development corporations shall award one-time grants of up to \$10,000 to support one or more areas of need, including development of e-commerce capabilities, upgrading business practices, or maintaining storefront presence. An eligible "micro enterprise" shall mean an entity with 5 or fewer employees, including any proprietor, that has been in business for a minimum of one year

and that has a demonstrated financial impact during the COVID-19 public health emergency, such as temporary closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the same time period during the previous year.

It is unclear if county and local government would be eligible to directly receive these grants since it specifies the grants are for regional economic development corporations. RSA 162-A:2, XII provides a definition for local development organization which includes regional development corporation. This definition also states "The term "local development organization" shall include a town, city or county if such town, city or county has published written procedures for participating in economic development activities through the loaning of funds or the enhancement of credit".

Treasury reports there is no fiscal impact on the revenues or expenditures of the Treasury as the fund is appropriated to and administered by the DBEA. There is no fiscal impact anticipated at the county or local levels.

The Department of Business and Economic Affairs (DBEA) identified 10 regional economic development corporations that would be eligible to receive funds to be distributed to micro enterprises. The Department does not know how much funding would become available or permissible under federal law. To accommodate the distribution of requested funding and associated federal reporting that may be required, the Department anticipates hiring one new administrative position, and assumes General Funds will be needed to pay for the additional position. The estimated salary and benefit cost of this position (Program Specialist III, Labor Grade 23) is \$80,000 in FY22, \$81,000 in FY23 and \$85,000 in FY24. This section does not authorize any new positions or provide appropriations to fund positions.

AGENCIES CONTACTED:

Treasury Department and Department of Business and Economic Affairs

PART III: Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$250,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$250,000	Indeterminable	Indeterminable

Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other
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METHODOLOGY:

This section requires the Commissioner of the Department of Health and Human Services to issue a request for proposals, subject to approval by the Governor and Executive Council, for an independent audit of the COVID-19 situation in long-term care and nursing homes in New Hampshire. The RFP will also include a needs assessment and COVID-19 preparedness plan relating to safety, public health upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-term care facilities, and the New Hampshire Veterans' Home. The recommendations will be submitted to the Governor and specified legislative committees no later than August 1, 2021. The grantee shall include a separate audit and needs assessment specifically for the New Hampshire Veterans' Home in the final report.

The section appropriates \$250,000 for FY 2022 to DHHS from federal COVID-19 relief funds for the purpose of hiring a qualified grantee. If such funds are not available, General Funds shall be used for this purpose.

DHHS does not currently have \$250,000 in COVID-19 relief funds allocated or allowed for the purposes of conducting the independent audit and assessments as required. Therefore, it is expected that the funds used for the purposes of conducting the independent audit and assessment would come from General Funds.

DHHS would not need to hire additional staff to issue the request for proposals and draft the resulting contract. Other tasks, for example rule making or the imposition of additional licensure requirements, would depend on the information and recommendations contained in the assessment, and the costs associated with those tasks are indeterminable at this time.

It is assumed this section will be effective July 1, 2021.

AGENCIES CONTACTED:

Department of Health and Human Services

PART IV: Relative to support and promotion of New Hampshire's live performance industry to the council on the arts,

No fiscal impact.

**SB 132-FN FISCAL NOTE
AS INTRODUCED**

AN ACT adopting omnibus legislation relative to COVID-19.

PART I: Relative to employer payment of required COVID-19 testing.

FISCAL IMPACT: State County Local None

COUNTY:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$13,000,000	\$13,000,000	\$13,000,000

LOCAL:

Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

The Department of Administrative Services was contacted for a fiscal note worksheet on January 22, 2021, which has not been supplied as of February 4, 2021.

METHODOLOGY:

This section requires employers to pay for employees' COVID-19 testing when such testing is required for work; or is not otherwise medically necessary except to determine if the employee is positive for COVID-19; or is not covered by the employee's health insurance plan.

The New Hampshire Association of Counties states that counties currently test their employees twice a week. The counties currently spend \$250,000 for one weekly test with the state paying for the second weekly test. If the counties test for one year, the cost would be \$13,000,000 (52 x \$250,000).

The New Hampshire Municipal Association there is no information available as to how many municipalities currently require employees to obtain COVID-19 tests. To the extent that a municipality does require a test and is not currently paying for it and it is not covered by

insurance, this may increase municipal expenditures by an indeterminable amount. There is no impact on municipal revenues.

It is assumed this section is effective July 1, 2021.

AGENCIES CONTACTED:

Department of Administrative Services, New Hampshire Municipal Association and New Hampshire Association of Counties

PART II: Establishing a COVID-19 micro enterprise relief fund.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$1,000,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$1,080,000	\$81,000	\$85,000
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other Federal COVID-19 Funds			

COUNTY:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

LOCAL:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

METHODOLOGY:

This section establishes the COVID-19 Micro Enterprise Relief Fund, a dedicated fund within the State Treasury, to be administered by the Department of Business and Economic Affairs (DBEA). To the extent permissible under federal law, \$1,000,000 of any federal funds received by the state in response to the COVID-19 public health emergency shall be deposited into the fund, provided that at no time shall the balance of the fund exceed \$1,000,000 in any fiscal year. Funds are to be disbursed at the discretion of the Commissioner of DBEA to the 10 New Hampshire regional economic development corporations to be awarded to local or regional micro enterprises. With each award, an agreement for technical assistance shall be put in place

between the regional development corporation, the New Hampshire small business development center, and the micro enterprise to support the implementation of the funds. Regional economic development corporations shall award one-time grants of up to \$10,000 to support one or more areas of need, including development of e-commerce capabilities, upgrading business practices, or maintaining storefront presence. An eligible "micro enterprise" shall mean an entity with 5 or fewer employees, including any proprietor, that has been in business for a minimum of one year and that has a demonstrated financial impact during the COVID-19 public health emergency, such as temporary closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the same time period during the previous year.

It is unclear if county and local government would be eligible to directly receive these grants since it specifies the grants are for regional economic development corporations. RSA 162-A:2, XII provides a definition for local development organization which includes regional development corporation. This definition also states "The term "local development organization" shall include a town, city or county if such town, city or county has published written procedures for participating in economic development activities through the loaning of funds or the enhancement of credit".

Treasury reports there is no fiscal impact on the revenues or expenditures of the Treasury as the fund is appropriated to and administered by the DBEA. There is no fiscal impact anticipated at the county or local levels.

The Department of Business and Economic Affairs (DBEA) identified 10 regional economic development corporations that would be eligible to receive funds to be distributed to micro enterprises. The Department does not know how much funding would become available or permissible under federal law. To accommodate the distribution of requested funding and associated federal reporting that may be required, the Department anticipates hiring one new administrative position, and assumes General Funds will be needed to pay for the additional position. The estimated salary and benefit cost of this position (Program Specialist III, Labor Grade 23) is \$80,000 in FY22, \$81,000 in FY23 and \$85,000 in FY24. This section does not authorize any new positions or provide appropriations to fund positions.

AGENCIES CONTACTED:

Treasury Department and Department of Business and Economic Affairs

PART III: Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$250,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$250,000	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input type="checkbox"/> Other			

METHODOLOGY:

This section requires the Commissioner of the Department of Health and Human Services to issue a request for proposals, subject to approval by the Governor and Executive Council, for an independent audit of the COVID-19 situation in long-term care and nursing homes in New Hampshire. The RFP will also include a needs assessment and COVID-19 preparedness plan relating to safety, public health upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-term care facilities, and the New Hampshire Veterans' Home. The recommendations will be submitted to the Governor and specified legislative committees no later than August 1, 2021. The grantee shall include a separate audit and needs assessment specifically for the New Hampshire Veterans' Home in the final report.

The section appropriates \$250,000 for FY 2022 to DHHS from federal COVID-19 relief funds for the purpose of hiring a qualified grantee. If such funds are not available, General Funds shall be used for this purpose.

DHHS does not currently have \$250,000 in COVID-19 relief funds allocated or allowed for the purposes of conducting the independent audit and assessments as required. Therefore, it is expected that the funds used for the purposes of conducting the independent audit and assessment would come from General Funds.

DHHS would not need to hire additional staff to issue the request for proposals and draft the resulting contract. Other tasks, for example rule making or the imposition of additional licensure requirements, would depend on the information and recommendations contained in the assessment, and the costs associated with those tasks are indeterminable at this time.

It is assumed this section will be effective July 1, 2021.

AGENCIES CONTACTED:

Department of Health and Human Services

PART IV: Relative to support and promotion of New Hampshire's live performance industry to the council on the arts,

No fiscal impact.

**SB 132-FN FISCAL NOTE
AS INTRODUCED**

AN ACT adopting omnibus legislation relative to COVID-19.

PART I Relative to employer payment of required COVID-19 testing.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

COUNTY:

Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$13,000,000	\$13,000,000	\$13,000,000

LOCAL:

Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This section requires employers to pay for employees' COVID-19 testing when such testing is required for work; or is not otherwise medically necessary except to determine if the employee is positive for COVID-19; or is not covered by the employee's health insurance plan.

The New Hampshire Association of Counties states that counties currently test their employees twice a week. The counties currently spend \$250,000 for one weekly test with the state paying for the second weekly test. If the counties test for one year, the cost would be \$13,000,000 (52 x \$250,000).

The New Hampshire Municipal Association there is no information available as to how many municipalities currently require employees to obtain COVID-19 tests. To the extent that a municipality does require a test and is not currently paying for it and it is not covered by

insurance, this may increase municipal expenditures by an indeterminable amount. There is no impact on municipal revenues.

The Department of Administrative Services does not have information as to the classification of employee types who would be required to test for COVID-19 as a condition of employment. Pre-employment costs such as physicals have not included COVID-19 testing costs in budget requests for FY 22-FY23. The number of employees that may need to be tested is unknown and such costs for pre-employment testing may not be covered by existing appropriations and may require additional funding in the next biennium. Therefor the fiscal impact is indeterminable at this time.

It is assumed this section is effective July 1, 2021.

AGENCIES CONTACTED:

Department of Administrative Services, New Hampshire Municipal Association and New Hampshire Association of Counties

PART II Establishing a COVID-19 micro enterprise relief fund.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$1,000,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$1,080,000	\$81,000	\$85,000
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other: Federal COVID-19 Funds			

COUNTY:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

LOCAL:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

METHODOLOGY:

This section establishes the COVID-19 Micro Enterprise Relief Fund, a dedicated fund within the State Treasury, to be administered by the Department of Business and Economic Affairs (DBEA). To the extent permissible under federal law, \$1,000,000 of any federal funds received by the state in response to the COVID-19 public health emergency shall be deposited into the fund, provided that at no time shall the balance of the fund exceed \$1,000,000 in any fiscal year. Funds are to be disbursed at the discretion of the Commissioner of DBEA to the 10 New Hampshire regional economic development corporations to be awarded to local or regional micro enterprises. With each award, an agreement for technical assistance shall be put in place between the regional development corporation, the New Hampshire small business development center, and the micro enterprise to support the implementation of the funds. Regional economic development corporations shall award one-time grants of up to \$10,000 to support one or more areas of need, including development of e-commerce capabilities, upgrading business practices, or maintaining storefront presence. An eligible "micro enterprise" shall mean an entity with 5 or fewer employees, including any proprietor, that has been in business for a minimum of one year and that has a demonstrated financial impact during the COVID-19 public health emergency, such as temporary closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the same time period during the previous year.

It is unclear if county and local government would be eligible to directly receive these grants since it specifies the grants are for regional economic development corporations. RSA 162-A:2, XII provides a definition for local development organization which includes regional development corporation. This definition also states "The term "local development organization" shall include a town, city or county if such town, city or county has published written procedures for participating in economic development activities through the loaning of funds or the enhancement of credit".

Treasury reports there is no fiscal impact on the revenues or expenditures of the Treasury as the fund is appropriated to and administered by the DBEA. There is no fiscal impact anticipated at the county or local levels.

The Department of Business and Economic Affairs (DBEA) identified 10 regional economic development corporations that would be eligible to receive funds to be distributed to micro enterprises. The Department does not know how much funding would become available or permissible under federal law. To accommodate the distribution of requested funding and associated federal reporting that may be required, the Department anticipates hiring one new administrative position, and assumes General Funds will be needed to pay for the additional

position. The estimated salary and benefit cost of this position (Program Specialist III, Labor Grade 23) is \$80,000 in FY22, \$81,000 in FY23 and \$85,000 in FY24. This section does not authorize any new positions or provide appropriations to fund positions.

AGENCIES CONTACTED:

Treasury Department and Department of Business and Economic Affairs

PART III Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$250,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$250,000	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input type="checkbox"/> Other			

METHODOLOGY:

This section requires the Commissioner of the Department of Health and Human Services to issue a request for proposals, subject to approval by the Governor and Executive Council, for an independent audit of the COVID-19 situation in long-term care and nursing homes in New Hampshire. The RFP will also include a needs assessment and COVID-19 preparedness plan relating to safety, public health upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-term care facilities, and the New Hampshire Veterans' Home. The recommendations will be submitted to the Governor and specified legislative committees no later than August 1, 2021. The grantee shall include a separate audit and needs assessment specifically for the New Hampshire Veterans' Home in the final report.

The section appropriates \$250,000 for FY 2022 to DHHS from federal COVID-19 relief funds for the purpose of hiring a qualified grantee. If such funds are not available, General Funds shall be used for this purpose.

DHHS does not currently have \$250,000 in COVID-19 relief funds allocated or allowed for the purposes of conducting the independent audit and assessments as required. Therefore, it is

expected that the funds used for the purposes of conducting the independent audit and assessment would come from General Funds.

DHHS would not need to hire additional staff to issue the request for proposals and draft the resulting contract. Other tasks, for example rule making or the imposition of additional licensure requirements, would depend on the information and recommendations contained in the assessment, and the costs associated with those tasks are indeterminable at this time.

It is assumed this section will be effective July 1, 2021.

AGENCIES CONTACTED:

Department of Health and Human Services

PART IV Relative to support and promotion of New Hampshire's live performance industry to the council on the arts,

No fiscal impact.

SB 132-FN - AS AMENDED BY THE SENATE

03/04/2021 0452s

2021 SESSION

21-0895

08/11

SENATE BILL **132-FN**

AN ACT adopting omnibus legislation relative to COVID-19.

SPONSORS: Sen. Prentiss, Dist 5

COMMITTEE: Health and Human Services

AMENDED ANALYSIS

This bill adopts legislation relative to:

I. Establishing a COVID-19 micro enterprise relief fund.

III. Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

III. The support and promotion of New Hampshire's live performance industry by the council on the arts.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struckthrough~~].
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT adopting omnibus legislation relative to COVID-19.

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 21-939, establishing a COVID-19 micro enterprise relief fund, sponsored by Sen.
3 Prentiss, Prime/Dist 5; Sen. Whitley, Dist 15; and Sen. Sherman, Dist. 24.

4 Part II: LSR 21-0946, requiring a COVID-19 needs assessment of nursing homes and long-term
5 care facilities and making an appropriation therefor, sponsored by Sen. Rosenwald, Prime/Dist 13;
6 Sen. Cavanaugh, Dist 16; Sen. Whitley, Dist 15; Sen. D'Allesandro, Dist 20; Sen. Prentiss, Dist 5;
7 Sen. Sherman, Dist-24; Sen. Perkins Kwoka, Dist 21; Sen. Soucy, Dist 18; Rep. McMahon, Rock 7;
8 Rep. Rogers, Merr 28; and Rep. Nordgren, Graf 12; Rep. Klee, Hills 30.

9 Part III: LSR 21-1058, relative to support and promotion of New Hampshire's live performance
10 industry to the council on the arts, sponsored by Sen. Whitley, Prime/Dist 15; Sen. Perkins Kwoka,
11 Dist 21; Rep. McWilliams, Merr 27; Rep. Espitia, Hills 31; Rep. Fenton, Ches 8; and Rep. Wilhelm,
12 Hills 42.

13 2 Legislation Enacted. The general court hereby enacts the following legislation:

14

15

PART I

16

Establishing a COVID-19 micro enterprise relief fund.

17

1 Findings.

18

I. On March 13, 2020, the governor signed the first declaration of a state of emergency due
19 to COVID-19. As of January 1, 2021, this order has been extended 14 times.

20

II. Between March 26, 2020 and June 16, 2020, a "Stay at Home" order had been in-place
21 under the authority of the governor as measure to prevent the spread of COVID-19. This order
22 included the closing of schools, prohibited gatherings of 10 or more people, and limited business
23 operations that were not considered essential.

24

III. Between March and August of 2020, 449 New Hampshire business closed temporarily or
25 permanently, with 280 remaining closed.

26

IV. New Hampshire began "reopening" on May 11, 2020 with restrictions, some of which
27 remain in place today and continue to impact the micro enterprise sector, those businesses with
28 between 1 and 5 employees including the proprietor. According to the Small Business
29 Administration, Office of Advocacy, there are 25,478 business with between 1-19 employees and
30 101,795 non-employer businesses.

1 V. It is incumbent upon the state government to take prompt, proactive, and continuing
2 action to protect the economic health of New Hampshire communities through building out the
3 infrastructure and sustainability of micro enterprises.

4 2 New Subdivision; COVID-19 Micro Enterprise Relief Fund. Amend RSA 12-O by inserting
5 after section 52 the following new subdivision:

6 COVID-19 Micro Enterprise Relief Fund

7 12-O:53 COVID-19 Micro Enterprise Relief Fund.

8 I. There is established in the office of the state treasurer a fund to be known as the COVID-
9 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
10 to the contrary, to the extent permissible under federal law \$3,000,000 of any federal funds received
11 by the state in response to the COVID-19 public health emergency shall be deposited into the fund,
12 provided that at no time shall the balance of the fund exceed \$3,000,000 in any fiscal year.

13 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
14 regional economic development corporations to be awarded to local or regional micro enterprises.
15 Each regional development corporation shall receive up to \$300,000. Each regional development
16 economic council shall be authorized to assess an administrative fee up to 10 percent of the funds
17 received through the state to manage this grant program. Any regional economic development
18 corporation that does not award all of the funds received in grants to local micro enterprises shall
19 return the funds to micro enterprise relief fund at the department of business and economic affairs
20 for redistribution at the discretion of the commissioner.

21 III. With each award, an agreement for technical assistance shall be put in place between
22 the regional development corporation, the New Hampshire small business development center, and
23 the micro enterprise to support the implementation of the funds. 18 months after the
24 implementation of the program, the regional economic development councils will prepare and submit
25 reports to the commissioner, that include the number of grants and the amounts, and the use of each
26 grant by the recipient. The commissioner shall compile these reports and submit a compiled report
27 to the speaker of the house of representatives, the senate president, the house clerk, the senate
28 clerk, the state library, and the governor.

29 IV. Regional economic development corporations shall award one-time grants of up to
30 \$25,000 to support one or more areas of need, including development of e-commerce capabilities,
31 upgrading business practices, or maintaining storefront presence. The regional economic
32 development corporations shall ensure micro enterprises awarded grants pursuant to this
33 subdivision are provided such assistance as may be necessary to support implementation of any
34 grants awarded.

35 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
36 employees, including any proprietor, that has been in business prior to March 13, 2020, when the
37 governor signed the first declaration of a state of emergency due to COVID-19 and that has a

1 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
2 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
3 same time period during the previous year. Financial statements demonstrating losses, closures, or
4 reduction in workforce shall be supplied as part of the application process.

5 3 New Subparagraph; Application of Receipts; COVID-19 Micro Enterprise Relief Fund. Amend
6 RSA 6:12, I(b) by inserting after subparagraph (364) the following new subparagraph:

7 (365) Moneys deposited into the COVID-19 micro enterprise relief fund established
8 in RSA 12-O:53.

9 4 Effective Date. Part I of this act shall take effect upon its passage.

10
11 PART II

12 Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making
13 an appropriation therefor.

14 1 Short Title. This act shall be known as the Protect New Hampshire Veterans and Seniors Act
15 of 2021.

16 2 New Subdivision; COVID-19 Nursing Home and Long-Term Care Audit. Amend RSA 151-E
17 by inserting after section 21 the following new subdivision:

18 COVID-19 Nursing Home and Long-Term Care Audit

19 151-E:22 COVID-19 Nursing Home and Long-Term Care Audit. The commissioner of the
20 department of health and human services shall issue a request for proposals for a qualified grantee,
21 with the approval of governor and council, to undertake an independent audit of the COVID-19
22 situation in long-term care and nursing homes in New Hampshire and provide a needs assessment
23 to provide recommendations for further COVID-19 related funding, safety, and public health
24 upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long
25 term care facilities, and the New Hampshire veterans' home, and providing a preparedness plan for
26 COVID-19 at such facilities, to be submitted to the governor, the chairpersons of the house and
27 senate finance committees, the chairpersons of the senate health and human services committee and
28 the house health, human services and elderly affairs committee, and the health and human services
29 oversight committee established in RSA 126-A:13, no later than November 1, 2021. All information
30 received or created by the department related to the inspection or survey results of licensed health
31 care facilities may be shared with the grantee, except that protected health information or
32 personally identifiable information shall not be shared with the grantee for any reason All
33 information which is received by the grantee for the purposes of this section, and which otherwise
34 constitutes confidential information pursuant to state law, shall remain confidential, and shall
35 receive the protections afforded to such confidential information under existing state law.

36 3 Appropriation. The sum of \$250,000 is hereby appropriated for the fiscal year ending June 30,
37 2022 to the commissioner of the department of health and human services from federal COVID-19

1 relief funds for the purpose of hiring a qualified grantee as required in RSA 151-E:22. If such federal
2 funds are unavailable, the governor is authorized to draw a warrant for said sum out of any money
3 in the treasury not otherwise appropriated for the purpose of section 2 of this act.

4 4 Effective Date. Part II of this act shall take effect upon its passage.

5
6 PART III

7 Relative to the support and promotion of New Hampshire's live performance industry by the council
8 on the arts.

9 1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

10 2 Purpose Statement. Independent live venues are important entertainment hubs and economic
11 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
12 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
13 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
14 calculate and serves as an important draw for young people to the state. Unfortunately, these
15 businesses were among the first to close as COVID-19 spread across the country, will likely be the
16 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
17 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
18 crisis. This act provides targeted assistance and long-term planning support and recognizes the
19 importance of independent live venues to New Hampshire's economy.

20 3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

21 19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
22 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
23 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
24 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
25 of the arts are of increasing importance and that the general welfare of the people of the state will be
26 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
27 a valued means of expanding the scope of our educational programs. *It is hereby further found*
28 *that arts organizations and businesses are important entertainment hubs and economic*
29 *multipliers for New Hampshire's local economies. They serve as critical tax bases as*
30 *employers and tourism destinations and as revenue generators for neighboring businesses*
31 *such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative*
32 *sector is difficult to calculate and serves as an important draw for young people to the*
33 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
34 institutions and professional organizations concerned with the arts to insure that the role of the arts
35 in the life of our communities will continue to grow and will play an ever more significant part in the
36 welfare and educational experience of our citizens. It is further declared that all activities
37 undertaken by the state in carrying out this policy shall be directed toward encouraging and

1 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
2 well-being of the arts.

3 4 Council on the Arts; Report. Amend RSA 19-A:7 to read as follows:

4 19-A:7 Reports. The council shall make biennial reports to the governor and council. *The*
5 *council's strategic plan and biennial report under this section shall address the activities*
6 *related to the Save Our Granite Stages Fund created under RSA 19-A:15.*

7 5 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A by
8 inserting after section 14 the following new subdivision:

9 Save Our Granite Stages Fund

10 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
11 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
12 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
13 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
14 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
15 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
16 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
17 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
18 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

19 6 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
20 by inserting after subparagraph (364) the following new subparagraph:

21 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

22 7 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 5 and 6 of Part III of this
23 act, respectively, are repealed.

24 8 Effective Date.

25 I. Section 7 of Part III of this act shall take effect June 30, 2023.

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

SB 132-FN- FISCAL NOTE
AS INTRODUCED

AN ACT adopting omnibus legislation relative to COVID-19.

PART I Relative to employer payment of required COVID-19 testing.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable
<i>Funding Source:</i>	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

COUNTY:

Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$13,000,000	\$13,000,000	\$13,000,000

LOCAL:

Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This section requires employers to pay for employees' COVID-19 testing when such testing is required for work; or is not otherwise medically necessary except to determine if the employee is positive for COVID-19; or is not covered by the employee's health insurance plan.

The New Hampshire Association of Counties states that counties currently test their employees twice a week. The counties currently spend \$250,000 for one weekly test with the state paying for the second weekly test. If the counties test for one year, the cost would be \$13,000,000 (52 x \$250,000).

The New Hampshire Municipal Association there is no information available as to how many municipalities currently require employees to obtain COVID-19 tests. To the extent that a municipality does require a test and is not currently paying for it and it is not covered by insurance, this may increase municipal expenditures by an indeterminable amount. There is no impact on municipal revenues.

The Department of Administrative Services does not have information as to the classification of employee types who would be required to test for COVID-19 as a condition of employment. Pre-employment costs such as physicals have not included COVID-19 testing costs in budget requests for FY 22-FY23. The number of employees that may need to be tested is unknown and such costs for pre-employment testing may not be covered by existing appropriations and may require additional funding in the next biennium. Therefor the fiscal impact is indeterminable at this time.

It is assumed this section is effective July 1, 2021.

AGENCIES CONTACTED:

Department of Administrative Services, New Hampshire Municipal Association and New Hampshire Association of Counties

PART II Establishing a COVID-19 micro enterprise relief fund.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$1,000,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$1,080,000	\$81,000	\$85,000
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other Federal COVID-19 Funds			

COUNTY:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

LOCAL:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

METHODOLOGY:

This section establishes the COVID-19 Micro Enterprise Relief Fund, a dedicated fund within the State Treasury, to be administered by the Department of Business and Economic Affairs (DBEA). To the extent permissible under federal law, \$1,000,000 of any federal funds received by the state in response to the COVID-19 public health emergency shall be deposited into the fund, provided that at no time shall the balance of the fund exceed \$1,000,000 in any fiscal year.

Funds are to be disbursed at the discretion of the Commissioner of DBEA to the 10 New Hampshire regional economic development corporations to be awarded to local or regional micro enterprises. With each award, an agreement for technical assistance shall be put in place between the regional development corporation, the New Hampshire small business development center, and the micro enterprise to support the implementation of the funds. Regional economic development corporations shall award one-time grants of up to \$10,000 to support one or more areas of need, including development of e-commerce capabilities, upgrading business practices, or maintaining storefront presence. An eligible "micro enterprise" shall mean an entity with 5 or fewer employees, including any proprietor, that has been in business for a minimum of one year and that has a demonstrated financial impact during the COVID-19 public health emergency, such as temporary closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the same time period during the previous year.

It is unclear if county and local government would be eligible to directly receive these grants since it specifies the grants are for regional economic development corporations. RSA 162-A:2, XII provides a definition for local development organization which includes regional development corporation. This definition also states "The term "local development organization" shall include a town, city or county if such town, city or county has published written procedures for participating in economic development activities through the loaning of funds or the enhancement of credit".

Treasury reports there is no fiscal impact on the revenues or expenditures of the Treasury as the fund is appropriated to and administered by the DBEA. There is no fiscal impact anticipated at the county or local levels.

The Department of Business and Economic Affairs (DBEA) identified 10 regional economic development corporations that would be eligible to receive funds to be distributed to micro enterprises. The Department does not know how much funding would become available or permissible under federal law. To accommodate the distribution of requested funding and associated federal reporting that may be required, the Department anticipates hiring one new administrative position, and assumes General Funds will be needed to pay for the additional position. The estimated salary and benefit cost of this position (Program Specialist III, Labor Grade 23) is \$80,000 in FY22, \$81,000 in FY23 and \$85,000 in FY24. This section does not authorize any new positions or provide appropriations to fund positions.

AGENCIES CONTACTED:

Treasury Department and Department of Business and Economic Affairs

PART III Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$250,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$250,000	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input type="checkbox"/> Other			

METHODOLOGY:

This section requires the Commissioner of the Department of Health and Human Services to issue a request for proposals, subject to approval by the Governor and Executive Council, for an independent audit of the COVID-19 situation in long-term care and nursing homes in New Hampshire. The RFP will also include a needs assessment and COVID-19 preparedness plan relating to safety, public health upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-term care facilities, and the New Hampshire Veterans' Home. The recommendations will be submitted to the Governor and specified legislative committees no later than August 1, 2021. The grantee shall include a separate audit and needs assessment specifically for the New Hampshire Veterans' Home in the final report.

The section appropriates \$250,000 for FY 2022 to DHHS from federal COVID-19 relief funds for the purpose of hiring a qualified grantee. If such funds are not available, General Funds shall be used for this purpose.

DHHS does not currently have \$250,000 in COVID-19 relief funds allocated or allowed for the purposes of conducting the independent audit and assessments as required. Therefore, it is expected that the funds used for the purposes of conducting the independent audit and assessment would come from General Funds.

DHHS would not need to hire additional staff to issue the request for proposals and draft the resulting contract. Other tasks, for example rule making or the imposition of additional licensure requirements, would depend on the information and recommendations contained in the assessment, and the costs associated with those tasks are indeterminable at this time.

It is assumed this section will be effective July 1, 2021.

AGENCIES CONTACTED:

Department of Health and Human Services

PART IV Relative to support and promotion of New Hampshire's live performance industry to the council on the arts,

No fiscal impact.

SB 132-FN - AS AMENDED BY THE SENATE

03/04/2021 0452s

2021 SESSION

21-0895
08/11

SENATE BILL

132-FN

AN ACT

adopting omnibus legislation relative to COVID-19.

SPONSORS:

Sen. Prentiss, Dist 5

COMMITTEE:

Health and Human Services

OTP/A 4-0

AMENDED ANALYSIS

This bill adopts legislation relative to:

I. Establishing a COVID-19 micro enterprise relief fund.

III. Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

III. The support and promotion of New Hampshire's live performance industry by the council on the arts.

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8 Rep. Rogers, Merr 28; and Rep. Nordgren, Graf 12; Rep. Klee, Hills 30.

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11 Dist 21; Rep. McWilliams, Merr 27; Rep. Espitia, Hills 31; Rep. Fenton, Ches 8; and Rep. Wilhelm,
12 Hills 42.

13 2 Legislation Enacted. The general court hereby enacts the following legislation:

14

15

PART I

16

Establishing a COVID-19 micro enterprise relief fund.

17

1 Findings.

18

I. On March 13, 2020, the governor signed the first declaration of a state of emergency due
19 to COVID-19. As of January 1, 2021, this order has been extended 14 times.

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II. Between March 26, 2020 and June 16, 2020, a "Stay at Home" order had been in-place
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22 included the closing of schools, prohibited gatherings of 10 or more people, and limited business
23 operations that were not considered essential.

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III. Between March and August of 2020, 449 New Hampshire business closed temporarily or
25 permanently, with 280 remaining closed.

26

IV. New Hampshire began "reopening" on May 11, 2020 with restrictions, some of which
27 remain in place today and continue to impact the micro enterprise sector, those businesses with
28 between 1 and 5 employees including the proprietor. According to the Small Business
29 Administration, Office of Advocacy, there are 25,478 business with between 1-19 employees and
30 101,795 non-employer businesses.

SB 132-FN - AS AMENDED BY THE SENATE

- Page 2 -

1 V. It is incumbent upon the state government to take prompt, proactive, and continuing
2 action to protect the economic health of New Hampshire communities through building out the
3 infrastructure and sustainability of micro enterprises.

4 2 New Subdivision; COVID-19 Micro Enterprise Relief Fund. Amend RSA 12-O by inserting
5 after section 52 the following new subdivision:

6 COVID-19 Micro Enterprise Relief Fund

7 12-O:53 COVID-19 Micro Enterprise Relief Fund.

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14 regional economic development corporations to be awarded to local or regional micro enterprises.
15 Each regional development corporation shall receive up to \$300,000. Each regional development
16 economic council shall be authorized to assess an administrative fee up to 10 percent of the funds
17 received through the state to manage this grant program. Any regional economic development
18 corporation that does not award all of the funds received in grants to local micro enterprises shall
19 return the funds to micro enterprise relief fund at the department of business and economic affairs
20 for redistribution at the discretion of the commissioner.

21 III. With each award, an agreement for technical assistance shall be put in place between
22 the regional development corporation, the New Hampshire small business development center, and
23 the micro enterprise to support the implementation of the funds. 18 months after the
24 implementation of the program, the regional economic development councils will prepare and submit
25 reports to the commissioner, that include the number of grants and the amounts, and the use of each
26 grant by the recipient. The commissioner shall compile these reports and submit a compiled report
27 to the speaker of the house of representatives, the senate president, the house clerk, the senate
28 clerk, the state library, and the governor.

29 IV. Regional economic development corporations shall award one-time grants of up to
30 \$25,000 to support one or more areas of need, including development of e-commerce capabilities,
31 upgrading business practices, or maintaining storefront presence. The regional economic
32 development corporations shall ensure micro enterprises awarded grants pursuant to this
33 subdivision are provided such assistance as may be necessary to support implementation of any
34 grants awarded.

35 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
36 employees, including any proprietor, that has been in business prior to March 13, 2020, when the
37 governor signed the first declaration of a state of emergency due to COVID-19 and that has a

SB 132-FN - AS AMENDED BY THE SENATE

- Page 3 -

1 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
2 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
3 same time period during the previous year. Financial statements demonstrating losses, closures, or
4 reduction in workforce shall be supplied as part of the application process.

5 3 New Subparagraph; Application of Receipts; COVID-19 Micro Enterprise Relief Fund. Amend
6 RSA 6:12, I(b) by inserting after subparagraph (364) the following new subparagraph:

7 (365) Moneys deposited into the COVID-19 micro enterprise relief fund established
8 in RSA 12-O:53.

9 4 Effective Date. Part I of this act shall take effect upon its passage.

10
11 **PART II**

12 Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making
13 an appropriation therefor.

14 1 Short Title. This act shall be known as the Protect New Hampshire Veterans and Seniors Act
15 of 2021.

16 2 New Subdivision; COVID-19 Nursing Home and Long-Term Care Audit. Amend RSA 151-E
17 by inserting after section 21 the following new subdivision:

18 **COVID-19 Nursing Home and Long-Term Care Audit**

19 151-E:22 COVID-19 Nursing Home and Long-Term Care Audit. The commissioner of the
20 department of health and human services shall issue a request for proposals for a qualified grantee,
21 with the approval of governor and council, to undertake an independent audit of the COVID-19
22 situation in long-term care and nursing homes in New Hampshire and provide a needs assessment
23 to provide recommendations for further COVID-19 related funding, safety, and public health
24 upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long
25 term care facilities, and the New Hampshire veterans' home, and providing a preparedness plan for
26 COVID-19 at such facilities, to be submitted to the governor, the chairpersons of the house and
27 senate finance committees, the chairpersons of the senate health and human services committee and
28 the house health, human services and elderly affairs committee, and the health and human services
29 oversight committee established in RSA 126-A:13, no later than November 1, 2021. All information
30 received or created by the department related to the inspection or survey results of licensed health
31 care facilities may be shared with the grantee, except that protected health information or
32 personally identifiable information shall not be shared with the grantee for any reason All
33 information which is received by the grantee for the purposes of this section, and which otherwise
34 constitutes confidential information pursuant to state law, shall remain confidential, and shall
35 receive the protections afforded to such confidential information under existing state law.

36 3 Appropriation. The sum of \$250,000 is hereby appropriated for the fiscal year ending June 30,
37 2022 to the commissioner of the department of health and human services from federal COVID-19

1 relief funds for the purpose of hiring a qualified grantee as required in RSA 151-E:22. If such federal
2 funds are unavailable, the governor is authorized to draw a warrant for said sum out of any money
3 in the treasury not otherwise appropriated for the purpose of section 2 of this act.

4 4 Effective Date. Part II of this act shall take effect upon its passage.

5
6 PART III

7 Relative to the support and promotion of New Hampshire's live performance industry by the council
8 on the arts.

9 1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

10 2 Purpose Statement. Independent live venues are important entertainment hubs and economic
11 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
12 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
13 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
14 calculate and serves as an important draw for young people to the state. Unfortunately, these
15 businesses were among the first to close as COVID-19 spread across the country, will likely be the
16 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
17 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
18 crisis. This act provides targeted assistance and long-term planning support and recognizes the
19 importance of independent live venues to New Hampshire's economy.

20 3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

21 19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
22 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
23 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
24 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
25 of the arts are of increasing importance and that the general welfare of the people of the state will be
26 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
27 a valued means of expanding the scope of our educational programs. *It is hereby further found*
28 *that arts organizations and businesses are important entertainment hubs and economic*
29 *multipliers for New Hampshire's local economies. They serve as critical tax bases as*
30 *employers and tourism destinations and as revenue generators for neighboring businesses*
31 *such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative*
32 *sector is difficult to calculate and serves as an important draw for young people to the*
33 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
34 institutions and professional organizations concerned with the arts to insure that the role of the arts
35 in the life of our communities will continue to grow and will play an ever more significant part in the
36 welfare and educational experience of our citizens. It is further declared that all activities
37 undertaken by the state in carrying out this policy shall be directed toward encouraging and

1 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
2 well-being of the arts.

3 4 Council on the Arts; Report. Amend RSA 19-A:7 to read as follows:

4 19-A:7 Reports. The council shall make biennial reports to the governor and council. *The*
5 *council's strategic plan and biennial report under this section shall address the activities*
6 *related to the Save Our Granite Stages Fund created under RSA 19-A:15.*

7 5 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A by
8 inserting after section 14 the following new subdivision:

9 **Save Our Granite Stages Fund**

10 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
11 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
12 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
13 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
14 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
15 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
16 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
17 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
18 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

19 6 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
20 by inserting after subparagraph (364) the following new subparagraph:

21 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

22 7 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 5 and 6 of Part III of this
23 act, respectively, are repealed.

24 8 Effective Date.

25 I. Section 7 of Part III of this act shall take effect June 30, 2023.

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

**SB 132-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT adopting omnibus legislation relative to COVID-19.

PART I Relative to employer payment of required COVID-19 testing.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

COUNTY:

Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$13,000,000	\$13,000,000	\$13,000,000

LOCAL:

Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This section requires employers to pay for employees' COVID-19 testing when such testing is required for work; or is not otherwise medically necessary except to determine if the employee is positive for COVID-19; or is not covered by the employee's health insurance plan.

The New Hampshire Association of Counties states that counties currently test their employees twice a week. The counties currently spend \$250,000 for one weekly test with the state paying for the second weekly test. If the counties test for one year, the cost would be \$13,000,000 (52 x \$250,000).

The New Hampshire Municipal Association there is no information available as to how many municipalities currently require employees to obtain COVID-19 tests. To the extent that a municipality does require a test and is not currently paying for it and it is not covered by insurance, this may increase municipal expenditures by an indeterminable amount. There is no impact on municipal revenues.

The Department of Administrative Services does not have information as to the classification of employee types who would be required to test for COVID-19 as a condition of employment. Pre-employment costs such as physicals have not included COVID-19 testing costs in budget requests for FY 22-FY23. The number of employees that may need to be tested is unknown and such costs for pre-employment testing may not be covered by existing appropriations and may require additional funding in the next biennium. Therefor the fiscal impact is indeterminable at this time.

It is assumed this section is effective July 1, 2021.

AGENCIES CONTACTED:

Department of Administrative Services, New Hampshire Municipal Association and New Hampshire Association of Counties

PART II Establishing a COVID-19 micro enterprise relief fund.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$1,000,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$1,080,000	\$81,000	\$85,000
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other- Federal COVID-19 Funds			

COUNTY:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

LOCAL:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

METHODOLOGY:

This section establishes the COVID-19 Micro Enterprise Relief Fund, a dedicated fund within the State Treasury, to be administered by the Department of Business and Economic Affairs (DBEA). To the extent permissible under federal law, \$1,000,000 of any federal funds received by the state in response to the COVID-19 public health emergency shall be deposited into the fund, provided that at no time shall the balance of the fund exceed \$1,000,000 in any fiscal year.

Funds are to be disbursed at the discretion of the Commissioner of DBEA to the 10 New Hampshire regional economic development corporations to be awarded to local or regional micro enterprises. With each award, an agreement for technical assistance shall be put in place between the regional development corporation, the New Hampshire small business development center, and the micro enterprise to support the implementation of the funds. Regional economic development corporations shall award one-time grants of up to \$10,000 to support one or more areas of need, including development of e-commerce capabilities, upgrading business practices, or maintaining storefront presence. An eligible "micro enterprise" shall mean an entity with 5 or fewer employees, including any proprietor, that has been in business for a minimum of one year and that has a demonstrated financial impact during the COVID-19 public health emergency, such as temporary closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the same time period during the previous year.

It is unclear if county and local government would be eligible to directly receive these grants since it specifies the grants are for regional economic development corporations. RSA 162-A:2, XII provides a definition for local development organization which includes regional development corporation. This definition also states "The term "local development organization" shall include a town, city or county if such town, city or county has published written procedures for participating in economic development activities through the loaning of funds or the enhancement of credit".

Treasury reports there is no fiscal impact on the revenues or expenditures of the Treasury as the fund is appropriated to and administered by the DBEA. There is no fiscal impact anticipated at the county or local levels.

The Department of Business and Economic Affairs (DBEA) identified 10 regional economic development corporations that would be eligible to receive funds to be distributed to micro enterprises. The Department does not know how much funding would become available or permissible under federal law. To accommodate the distribution of requested funding and associated federal reporting that may be required, the Department anticipates hiring one new administrative position, and assumes General Funds will be needed to pay for the additional position. The estimated salary and benefit cost of this position (Program Specialist III, Labor Grade 23) is \$80,000 in FY22, \$81,000 in FY23 and \$85,000 in FY24. This section does not authorize any new positions or provide appropriations to fund positions.

AGENCIES CONTACTED:

Treasury Department and Department of Business and Economic Affairs

PART III Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$250,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$250,000	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input type="checkbox"/> Other-			

METHODOLOGY:

This section requires the Commissioner of the Department of Health and Human Services to issue a request for proposals, subject to approval by the Governor and Executive Council, for an independent audit of the COVID-19 situation in long-term care and nursing homes in New Hampshire. The RFP will also include a needs assessment and COVID-19 preparedness plan relating to safety, public health upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-term care facilities, and the New Hampshire Veterans' Home. The recommendations will be submitted to the Governor and specified legislative committees no later than August 1, 2021. The grantee shall include a separate audit and needs assessment specifically for the New Hampshire Veterans' Home in the final report.

The section appropriates \$250,000 for FY 2022 to DHHS from federal COVID-19 relief funds for the purpose of hiring a qualified grantee. If such funds are not available, General Funds shall be used for this purpose.

DHHS does not currently have \$250,000 in COVID-19 relief funds allocated or allowed for the purposes of conducting the independent audit and assessments as required. Therefore, it is expected that the funds used for the purposes of conducting the independent audit and assessment would come from General Funds.

DHHS would not need to hire additional staff to issue the request for proposals and draft the resulting contract. Other tasks, for example rule making or the imposition of additional licensure requirements, would depend on the information and recommendations contained in the assessment, and the costs associated with those tasks are indeterminable at this time.

It is assumed this section will be effective July 1, 2021.

AGENCIES CONTACTED:

Department of Health and Human Services

PART IV Relative to support and promotion of New Hampshire's live performance industry to the council on the arts,

No fiscal impact.

**SB 132-FN FISCAL NOTE
AS AMENDED BY THE SENATE (AMENDMENT #2021-1009s)**

AN ACT adopting omnibus legislation relative to COVID-19.

PART I Establishing a COVID-19 micro enterprise relief fund.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$1	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$80,000	\$81,000	\$85,000
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other Federal COVID-19 Funds			

COUNTY:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

LOCAL:

Revenue	\$0	Indeterminable	\$0	\$0
Expenditures	\$0	Indeterminable	\$0	\$0

METHODOLOGY:

This section establishes the COVID-19 Micro Enterprise Relief Fund, a dedicated fund within the State Treasury, to be administered by the Department of Business and Economic Affairs (DBEA). To the extent permissible under federal law, up to \$1 of any federal funds received by the state in response to the COVID-19 public health emergency shall be deposited into the fund, provided that at no time shall the balance of the fund exceed \$1 in any fiscal year. Funds are to be disbursed at the discretion of the Commissioner of DBEA to the 10 New Hampshire regional economic development corporations to be awarded to local or regional micro enterprises. Each regional development corporation shall receive up to \$1 and may assess an administrative fee of up to 10% of funds received to manage the grant program. Funds not awarded shall be returned to the fund for redistribution at the discretion of the commissioner. With each award, an agreement for technical assistance shall be put in place between the regional development

corporation, the New Hampshire small business development center, and the micro enterprise to support the implementation of the funds. Regional economic development corporations shall award one-time grants of up to \$1 to support one or more areas of need, including development of e-commerce capabilities, upgrading business practices, or maintaining storefront presence. An eligible "micro enterprise" shall mean an entity with 10 or fewer employees, including any proprietor, that has been in business prior to March 13, 2020 and that has a demonstrated financial impact during the COVID-19 public health emergency, such as temporary closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the same time period during the previous year. Financial disclosure statements shall be supplied as part of the application process

It is unclear if county and local government would be eligible to directly receive these grants since it specifies the grants are for regional economic development corporations. RSA 162-A:2, XII provides a definition for local development organization which includes regional development corporation. This definition also states "The term "local development organization" shall include a town, city or county if such town, city or county has published written procedures for participating in economic development activities through the loaning of funds or the enhancement of credit".

Treasury reports there is no fiscal impact on the revenues or expenditures of the Treasury as the fund is appropriated to and administered by the DBEA. There is no fiscal impact anticipated at the county or local levels.

The Department of Business and Economic Affairs (DBEA) identified 10 regional economic development corporations that would be eligible to receive funds to be distributed to micro enterprises. The Department does not know how much funding would become available or permissible under federal law. To accommodate the distribution of requested funding and associated federal reporting that may be required, the Department anticipates hiring one new administrative position, and assumes General Funds will be needed to pay for the additional position. The estimated salary and benefit cost of this position (Program Specialist III, Labor Grade 23) is \$80,000 in FY22, \$81,000 in FY23 and \$85,000 in FY24. This section does not authorize any new positions or provide appropriations to fund positions.

AGENCIES CONTACTED:

Treasury Department and Department of Business and Economic Affairs

PART II Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$250,000	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$250,000	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input type="checkbox"/> Other			

METHODOLOGY:

This section requires the Commissioner of the Department of Health and Human Services to issue a request for proposals, subject to approval by the Governor and Executive Council, for an independent audit of the COVID-19 situation in long-term care and nursing homes in New Hampshire. The RFP will also include a needs assessment and COVID-19 preparedness plan relating to safety, public health upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-term care facilities, and the New Hampshire Veterans' Home. The recommendations will be submitted to the Governor and specified legislative committees no later than November 1, 2021.

The section appropriates \$250,000 for FY 2022 to DHHS from federal COVID-19 relief funds for the purpose of hiring a qualified grantee. If such funds are not available, General Funds shall be used for this purpose.

DHHS does not currently have \$250,000 in COVID-19 relief funds allocated or allowed for the purposes of conducting the independent audit and assessments as required. Therefore, it is expected that the funds used for the purposes of conducting the independent audit and assessment would come from General Funds.

DHHS would not need to hire additional staff to issue the request for proposals and draft the resulting contract. Other tasks, for example rule making or the imposition of additional licensure requirements, would depend on the information and recommendations contained in the assessment, and the costs associated with those tasks are indeterminable at this time.

It is assumed this section will be effective July 1, 2021.

AGENCIES CONTACTED:

Department of Health and Human Services

PART III Relative to support and promotion of New Hampshire's live performance industry to the council on the arts,

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
Appropriation	\$0	\$1	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	\$1	\$0	\$0
<i>Funding Source:</i>	<input type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other - Federal COVID-19 Funds			

METHODOLOGY:

This section creates a dedicated nonlapsing Save Our Granite Stages Fund administered by the New Hampshire State Council on the Arts to provide grants to non-profit and for-profit live venues that did not receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established by the Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). Up to \$1 of any discretionary federal funds received by the state in response to the COVID-19 public health emergency shall be deposited into the fund. The fund is repealed effective June 30, 2023. The Council on the Arts states it will incur no additional costs to manage this grant program.

It is assumed this section will be effective July 1, 2021.

AGENCIES CONTACTED:

Department of Natural and Cultural Resources

Amendments

Sen. Whitley, Dist 15
Sen. Perkins Kwoka, Dist 21
February 5, 2021
2021-0236s
05/10

Amendment to SB 132-FN

1 Amend PART IV of section 2 of the bill by replacing it with the following:

2

3

PART IV

4 Relative to the support and promotion of New Hampshire's live performance industry by the council
5 on the arts.

6 1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

7 2 Purpose Statement. Independent live venues are important entertainment hubs and economic
8 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
9 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
10 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
11 calculate and serves as an important draw for young people to the state. Unfortunately, these
12 businesses were among the first to close as COVID-19 spread across the country, will likely be the
13 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
14 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
15 crisis. This act provides targeted assistance and long-term planning support and recognizes the
16 importance of independent live venues to New Hampshire's economy.

17 3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

18 19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
19 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
20 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
21 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
22 of the arts are of increasing importance and that the general welfare of the people of the state will be
23 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
24 a valued means of expanding the scope of our educational programs. *It is hereby further found*
25 *that arts organizations and businesses are important entertainment hubs and economic*
26 *multipliers for New Hampshire's local economies. They serve as critical tax bases as*
27 *employers and tourism destinations and as revenue generators for neighboring businesses*
28 *such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative*
29 *sector is difficult to calculate and serves as an important draw for young people to the*
30 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
31 institutions and professional organizations concerned with the arts to insure that the role of the arts

Amendment to SB 132-FN

- Page 2 -

1 in the life of our communities will continue to grow and will play an ever more significant part in the
2 welfare and educational experience of our citizens. It is further declared that all activities
3 undertaken by the state in carrying out this policy shall be directed toward encouraging and
4 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
5 well-being of the arts.

6 4 New Paragraph; Council on the Arts; Duties. Amend RSA 19-A:5 by inserting after paragraph
7 VIII the following new paragraph:

8 IX. To provide support and promotion of New Hampshire's live performance industry, with
9 special attention to smaller venues with a capacity of 300 or less.

10 5 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A by
11 inserting after section 14 the following new subdivision:

12 Save Our Granite Stages Fund

13 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
14 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
15 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
16 receive a "Shuttered Venues Grant" from the federal "Save our Stage" Act. The fund shall be
17 nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
18 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
19 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
20 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

21 6 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
22 by inserting after subparagraph (364) the following new subparagraph:

23 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

24 7 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 5 and 6 of Part IV of this
25 act, respectively, are repealed.

26 8 Effective Date.

27 I. Section 7 of Part IV of this act shall take effect June 30, 2023.

28 II. The remainder of Part IV of this act shall take effect July 1, 2021.

Amendment to SB 132

1 Amend PART IV of section 2 of the bill by replacing it with the following:

2

3

PART IV

4

Relative to the support and promotion of New Hampshire's live performance industry by the council

5

on the arts.

6

1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

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8

2 Purpose Statement. Independent live venues are important entertainment hubs and economic multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and tourism destinations and as revenue generators for neighboring businesses such as restaurants, hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to calculate and serves as an important draw for young people to the state. Unfortunately, these businesses were among the first to close as COVID-19 spread across the country, will likely be the last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health crisis. This act provides targeted assistance and long-term planning support and recognizes the importance of independent live venues to New Hampshire's economy.

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3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

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19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment of the arts are of increasing importance and that the general welfare of the people of the state will be promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as a valued means of expanding the scope of our educational programs. ***It is hereby further found that arts organizations and businesses are important entertainment hubs and economic multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and tourism destinations and as revenue generators for neighboring businesses such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative sector is difficult to calculate and serves as an important draw for young people to the state.*** It is hereby declared to be the policy of the state to join with private patrons and with institutions and professional organizations concerned with the arts to insure that the role of the arts in the life of our communities will continue to grow and will play an ever more significant part in the

Amendment to SB 132

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1 welfare and educational experience of our citizens. It is further declared that all activities
2 undertaken by the state in carrying out this policy shall be directed toward encouraging and
3 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
4 well-being of the arts.

5 4 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A
6 by inserting after section 14 the following new subdivision:

7 Save Our Granite Stages Fund

8 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
9 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
10 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
11 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
12 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
13 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
14 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
15 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
16 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

17 5 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
18 by inserting after subparagraph (364) the following new subparagraph:

19 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

20 6 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 4 and 5 of Part IV of this
21 act, respectively, are repealed.

22 7 Effective Date.

23 I. Section 6 of Part IV of this act shall take effect June 30, 2023.

24 II. The remainder of Part IV of this act shall take effect July 1, 2021.

Sen. Rosenwald, Dist 13
February 12, 2021
2021-0352s
08/11

Amendment to SB 132-FN

1 Amend part III of the bill by replacing section 2 with the following:

2

3 2 New Subdivision; COVID-19 Nursing Home and Long-Term Care Audit. Amend RSA 151-E
4 by inserting after section 21 the following new subdivision:

5

COVID-19 Nursing Home and Long-Term Care Audit

6 151-E:22 COVID-19 Nursing Home and Long-Term Care Audit. The commissioner of the
7 department of health and human services shall issue a request for proposals for a qualified grantee,
8 with the approval of governor and council, to undertake an independent audit of the COVID-19
9 situation in long-term care and nursing homes in New Hampshire and provide a needs assessment
10 to provide recommendations for further COVID-19 related funding, safety, and public health
11 upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long-
12 term care facilities, and the New Hampshire veterans' home, and providing a preparedness plan for
13 COVID-19 at such facilities, to be submitted to the governor, the chairpersons of the house and
14 senate finance committees, the chairpersons of the senate health and human services committee and
15 the house health, human services and elderly affairs committee, and the health and human services
16 oversight committee established in RSA 126-A:13, no later than November 1, 2021. All information
17 received or created by the department related to the inspection or survey results of licensed health
18 care facilities may be shared with the grantee, except that protected health information or
19 personally identifiable information shall not be shared with the grantee for any reason. All
20 information which is received by the grantee for the purposes of this section, and which otherwise
21 constitutes confidential information pursuant to state law, shall remain confidential, and shall
22 receive the protections afforded to such confidential information under existing state law. Neither
23 the governor, the governor's office, nor the commissioner shall direct this independent audit and
24 needs assessment, but each shall respond to any requests for information from the grantee. The
25 grantee shall include in the final report all such requests for information. The grantee shall also
26 include in the final report a separate audit and needs assessment specifically for the New
27 Hampshire veterans' home.

Sen. Prentiss, Dist 5
February 16, 2021
2021-0372s
08/11

Amendment to SB 132-FN

1 Amend RSA 12-O:53 as inserted by section 2 of the Part II of the bill by replacing it with the
2 following:

3
4 I. There is established in the office of the state treasurer a fund to be known as the COVID-
5 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
6 to the contrary, to the extent permissible under federal law \$3,000,000 of any federal funds received
7 by the state in response to the COVID-19 public health emergency shall be deposited into the fund,
8 provided that at no time shall the balance of the fund exceed \$3,000,000 in any fiscal year.

9 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
10 regional economic development corporations to be awarded to local or regional micro enterprises.
11 Each regional development corporation will receive up to \$300,000 Each regional development
12 economic council will be authorized to assess an administrative fee up to 10 percent of the funds
13 received through the state to manage this grant program. Any regional economic development
14 corporation that does not award all of the funds received in grants to local micro enterprises will
15 return the funds to micro enterprise relief fund at the department of business and economic affairs
16 for redistribution at the discretion of the commissioner.

17 III. With each award, an agreement for technical assistance shall be put in place between
18 the regional development corporation, the New Hampshire small business development center, and
19 the micro enterprise to support the implementation of the funds. At the end of 6 months and one
20 year from the implementation of the program, the regional economic development councils will
21 prepare and submit reports to the commissioner, the senate and the governor, including the
22 following information:

23 (a) The number of grants and the amount per award.

24 (b) The areas of need/impacts addressed identified under paragraph IV.

25 IV. Regional economic development corporations shall award one-time grants of up to
26 \$25,000 to support one or more areas of need, including development of e-commerce capabilities,
27 upgrading business practices, or maintaining storefront presence. The regional economic
28 development corporations shall ensure micro enterprises awarded grants pursuant to this
29 subdivision are provided such assistance as may be necessary to support implementation of any
30 grants awarded.

31 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
32 employees, including any proprietor, that has been in business prior to March 13, 2020, when the

Amendment to SB 132-FN

- Page 2 -

1 governor signed the first declaration of a state of emergency due to COVID-19 and that has
2 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
3 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
4 same time period during the previous year. Financial statements demonstrating losses, closures, or
5 reduction in workforce shall be supplied as part of the application process.

6

7 Amend Part II of the bill by replacing section 4 with the following:

8

9 4 Effective Date. This act shall take effect upon its passage.

UNAPPROVED

Sen. Bradley, Dist 3
February 16, 2021
2021-0373s
08/11

Amendment to SB 132-FN

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

2

3 1 Sponsorship. This act consists of the following proposed legislation:

4 Part I: LSR 21-939, establishing a COVID-19 micro enterprise relief fund, sponsored by Sen.
5 Prentiss, Prime/Dist 5; Sen. Whitley, Dist 15; and Sen. Sherman, Dist. 24.

6 Part II: LSR 21-0946, requiring a COVID-19 needs assessment of nursing homes and long-term
7 care facilities and making an appropriation therefor, sponsored by Sen. Rosenwald, Prime/Dist 13;
8 Sen. Cavanaugh, Dist 16; Sen. Whitley, Dist 15; Sen. D'Allesandro, Dist 20; Sen. Prentiss, Dist 5;
9 Sen. Sherman, Dist 24; Sen. Perkins Kwoka, Dist 21; Sen. Soucy, Dist 18; Rep. McMahon, Rock 7;
10 Rep. Rogers, Merr 28; and Rep. Nordgren, Graf 12; Rep. Klee, Hills 30.

11 Part III: LSR 21-1058, relative to support and promotion of New Hampshire's live performance
12 industry to the council on the arts, sponsored by Sen. Whitley, Prime/Dist 15; Sen. Perkins Kwoka,
13 Dist 21; Rep. McWilliams, Merr 27; Rep. Espitia, Hills 31; Rep. Fenton, Ches 8; and Rep. Wilhelm,
14 Hills 42.

15 2 Legislation Enacted. The general court hereby enacts the following legislation:

16

17

PART I

18

Establishing a COVID-19 micro enterprise relief fund.

19

1 Findings.

20

I. On March 13, 2020, the governor signed the first declaration of a state of emergency due
21 to COVID-19. As of January 1, 2021, this order has been extended 14 times.

22

23

24

25

II. Between March 26, 2020 and June 16, 2020, a "Stay at Home" order had been in-place
under the authority of the governor as measure to prevent the spread of COVID-19. This order
included the closing of schools, prohibited gatherings of 10 or more people, and limited business
operations that were not considered essential.

26

27

III. Between March and August of 2020, 449 New Hampshire business closed temporarily or
permanently, with 280 remaining closed.

28

29

30

31

32

IV. New Hampshire began "reopening" on May 11, 2020 with restrictions, some of which
remain in place today and continue to impact the micro enterprise sector, those businesses with
between 1 and 5 employees including the proprietor. According to the Small Business
Administration, Office of Advocacy, there are 25,478 business with between 1-19 employees and
101,795 non-employer businesses.

1 V. It is incumbent upon the state government to take prompt, proactive, and continuing
2 action to protect the economic health of New Hampshire communities through building out the
3 infrastructure and sustainability of micro enterprises.

4 2 New Subdivision; COVID-19 Micro Enterprise Relief Fund. Amend RSA 12-O by inserting
5 after section 52 the following new subdivision:

6 COVID-19 Micro Enterprise Relief Fund

7 12-O:53 COVID-19 Micro Enterprise Relief Fund.

8 I. There is established in the office of the state treasurer a fund to be known as the COVID-
9 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
10 to the contrary, to the extent permissible under federal law \$3,000,000 of any federal funds received
11 by the state in response to the COVID-19 public health emergency shall be deposited into the fund,
12 provided that at no time shall the balance of the fund exceed \$3,000,000 in any fiscal year.

13 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
14 regional economic development corporations to be awarded to local or regional micro enterprises.
15 Each regional development corporation shall receive up to \$300,000. Each regional development
16 economic council shall be authorized to assess an administrative fee up to 10 percent of the funds
17 received through the state to manage this grant program. Any regional economic development
18 corporation that does not award all of the funds received in grants to local micro enterprises shall
19 return the funds to micro enterprise relief fund at the department of business and economic affairs
20 for redistribution at the discretion of the commissioner.

21 III. With each award, an agreement for technical assistance shall be put in place between
22 the regional development corporation, the New Hampshire small business development center, and
23 the micro enterprise to support the implementation of the funds. 18 months after the
24 implementation of the program, the regional economic development councils will prepare and submit
25 reports to the commissioner, that include the number of grants and the amounts, and the use of each
26 grant by the recipient. The commissioner shall compile these reports and submit a compiled report
27 to the speaker of the house of representatives, the senate president, the house clerk, the senate
28 clerk, the state library, and the governor.

29 IV. Regional economic development corporations shall award one-time grants of up to
30 \$25,000 to support one or more areas of need, including development of e-commerce capabilities,
31 upgrading business practices, or maintaining storefront presence. The regional economic
32 development corporations shall ensure micro enterprises awarded grants pursuant to this
33 subdivision are provided such assistance as may be necessary to support implementation of any
34 grants awarded.

35 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
36 employees, including any proprietor, that has been in business prior to March 13, 2020, when the
37 governor signed the first declaration of a state of emergency due to COVID-19 and that has a

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1 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
2 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
3 same time period during the previous year. Financial statements demonstrating losses, closures, or
4 reduction in workforce shall be supplied as part of the application process.

5 3 New Subparagraph; Application of Receipts; COVID-19 Micro Enterprise Relief Fund. Amend
6 RSA 6:12, I(b) by inserting after subparagraph (364) the following new subparagraph:

7 (365) Moneys deposited into the COVID-19 micro enterprise relief fund established
8 in RSA 12-O:53.

9 4 Effective Date. Part I of this act shall take effect upon its passage.

10
11 PART II

12 Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making
13 an appropriation therefor.

14 1 Short Title. This act shall be known as the Protect New Hampshire Veterans and Seniors Act
15 of 2021.

16 2 New Subdivision; COVID-19 Nursing Home and Long-Term Care Audit. Amend RSA 151-E
17 by inserting after section 21 the following new subdivision:

18 COVID-19 Nursing Home and Long-Term Care Audit

19 151-E:22 COVID-19 Nursing Home and Long-Term Care Audit. The commissioner of the
20 department of health and human services shall issue a request for proposals for a qualified grantee,
21 with the approval of governor and council, to undertake an independent audit of the COVID-19
22 situation in long-term care and nursing homes in New Hampshire and provide a needs assessment
23 to provide recommendations for further COVID-19 related funding, safety, and public health
24 upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long
25 term care facilities, and the New Hampshire veterans' home, and providing a preparedness plan for
26 COVID-19 at such facilities, to be submitted to the governor, the chairpersons of the house and
27 senate finance committees, the chairpersons of the senate health and human services committee and
28 the house health, human services and elderly affairs committee, and the health and human services
29 oversight committee established in RSA 126-A:13, no later than November 1, 2021. All information
30 received or created by the department related to the inspection or survey results of licensed health
31 care facilities may be shared with the grantee, except that protected health information or
32 personally identifiable information shall not be shared with the grantee for any reason. All
33 information which is received by the grantee for the purposes of this section, and which otherwise
34 constitutes confidential information pursuant to state law, shall remain confidential, and shall
35 receive the protections afforded to such confidential information under existing state law.

36 3 Appropriation. The sum of \$250,000 is hereby appropriated for the fiscal year ending June 30,
37 2022 to the commissioner of the department of health and human services from federal COVID-19

1 relief funds for the purpose of hiring a qualified grantee as required in RSA 151-E:22. If such federal
2 funds are unavailable, the governor is authorized to draw a warrant for said sum out of any money
3 in the treasury not otherwise appropriated for the purpose of section 2 of this act.

4 4 Effective Date. Part II of this act shall take effect upon its passage.

5
6 PART III

7 Relative to the support and promotion of New Hampshire's live performance industry by the council
8 on the arts.

9 1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

10 2 Purpose Statement. Independent live venues are important entertainment hubs and economic
11 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
12 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
13 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
14 calculate and serves as an important draw for young people to the state. Unfortunately, these
15 businesses were among the first to close as COVID-19 spread across the country, will likely be the
16 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
17 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
18 crisis. This act provides targeted assistance and long-term planning support and recognizes the
19 importance of independent live venues to New Hampshire's economy.

20 3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

21 19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
22 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
23 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
24 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
25 of the arts are of increasing importance and that the general welfare of the people of the state will be
26 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
27 a valued means of expanding the scope of our educational programs. *It is hereby further found*
28 *that arts organizations and businesses are important entertainment hubs and economic*
29 *multipliers for New Hampshire's local economies. They serve as critical tax bases as*
30 *employers and tourism destinations and as revenue generators for neighboring businesses*
31 *such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative*
32 *sector is difficult to calculate and serves as an important draw for young people to the*
33 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
34 institutions and professional organizations concerned with the arts to insure that the role of the arts
35 in the life of our communities will continue to grow and will play an ever more significant part in the
36 welfare and educational experience of our citizens. It is further declared that all activities
37 undertaken by the state in carrying out this policy shall be directed toward encouraging and

1 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
2 well-being of the arts.

3 4 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A by
4 inserting after section 14 the following new subdivision:

5 Save Our Granite Stages Fund

6 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
7 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
8 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
9 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
10 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
11 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
12 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
13 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
14 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

15 5 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
16 by inserting after subparagraph (364) the following new subparagraph:

17 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

18 6 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 4 and 5 of Part III of this
19 act, respectively, are repealed.

20 7 Effective Date.

21 I. Section 6 of Part III of this act shall take effect June 30, 2023.

22 II. The remainder of Part III of this act shall take effect July 1, 2021.

UNAPPROVED

2021-0373s

AMENDED ANALYSIS

This bill adopts legislation relative to:

- I. Establishing a COVID-19 micro enterprise relief fund.
- II. Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.
- III. The support and promotion of New Hampshire's live performance industry by the council on the arts.

UNAPPROVED

Amendment to SB 132-FN

1 Amend PART IV of section 2 of the bill by replacing it with the following:

2

3

PART IV

4

Relative to the support and promotion of New Hampshire's live performance industry by the council
5 on the arts.

5

6

1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

7

2 Purpose Statement. Independent live venues are important entertainment hubs and economic
8 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
9 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
10 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
11 calculate and serves as an important draw for young people to the state. Unfortunately, these
12 businesses were among the first to close as COVID-19 spread across the country, will likely be the
13 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
14 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
15 crisis. This act provides targeted assistance and long-term planning support and recognizes the
16 importance of independent live venues to New Hampshire's economy.

17

3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

18

19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
19 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
20 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
21 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
22 of the arts are of increasing importance and that the general welfare of the people of the state will be
23 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
24 a valued means of expanding the scope of our educational programs. *It is hereby further found*
25 *that arts organizations and businesses are important entertainment hubs and economic*
26 *multipliers for New Hampshire's local economies. They serve as critical tax bases as*
27 *employers and tourism destinations and as revenue generators for neighboring businesses*
28 *such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative*
29 *sector is difficult to calculate and serves as an important draw for young people to the*
30 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
31 institutions and professional organizations concerned with the arts to insure that the role of the arts
32 in the life of our communities will continue to grow and will play an ever more significant part in the

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1 welfare and educational experience of our citizens. It is further declared that all activities
2 undertaken by the state in carrying out this policy shall be directed toward encouraging and
3 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
4 well-being of the arts.

5 4 Council on the Arts; Report. Amend RSA 19-A:7 to read as follows:

6 19-A:7 Reports. The council shall make biennial reports to the governor and council. *The*
7 *council's strategic plan and biennial report under this section shall address the activities*
8 *related to the Save Our Granite Stages Fund created under RSA 19-A:15.*

9 5 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A by
10 inserting after section 14 the following new subdivision:

11 Save Our Granite Stages Fund

12 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
13 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
14 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
15 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
16 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
17 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
18 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
19 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
20 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

21 6 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
22 by inserting after subparagraph (364) the following new subparagraph:

23 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

24 7 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 5 and 6 of Part IV of this
25 act, respectively, are repealed.

26 8 Effective Date.

27 I. Section 7 of Part IV of this act shall take effect June 30, 2023.

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

Amendment to SB 132-FN

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

2

3 1 Sponsorship. This act consists of the following proposed legislation:

4 Part I: LSR 21-939, establishing a COVID-19 micro enterprise relief fund, sponsored by Sen.
5 Prentiss, Prime/Dist 5; Sen. Whitley, Dist 15; and Sen. Sherman, Dist 24.

6 Part II: LSR 21-0946, requiring a COVID-19 needs assessment of nursing homes and long-term
7 care facilities and making an appropriation therefor, sponsored by Sen. Rosenwald, Prime/Dist 13;
8 Sen. Cavanaugh, Dist 16; Sen. Whitley, Dist 15; Sen. D'Allesandro, Dist 20; Sen. Prentiss, Dist 5;
9 Sen. Sherman, Dist 24; Sen. Perkins Kwoka, Dist 21; Sen. Soucy, Dist 18; Rep. McMahon, Rock 7;
10 Rep. Rogers, Merr 28; and Rep. Nordgren, Graf 12; Rep. Klee, Hills 30.

11 Part III: LSR 21-1058, relative to support and promotion of New Hampshire's live performance
12 industry to the council on the arts, sponsored by Sen. Whitley, Prime/Dist 15; Sen. Perkins Kwoka,
13 Dist 21; Rep. McWilliams, Merr 27; Rep. Espitia, Hills 31; Rep. Fenton, Ches 8; and Rep. Wilhelm,
14 Hills 42.

15 2 Legislation Enacted. The general court hereby enacts the following legislation:

16

17

PART I

18

Establishing a COVID-19 micro enterprise relief fund.

19

1 Findings.

20

I. On March 13, 2020, the governor signed the first declaration of a state of emergency due
21 to COVID-19. As of January 1, 2021, this order has been extended 14 times.

22

23

24

II. Between March 26, 2020 and June 16, 2020, a "Stay at Home" order had been in-place
23 under the authority of the governor as measure to prevent the spread of COVID-19. This order
24 included the closing of schools, prohibited gatherings of 10 or more people, and limited business
25 operations that were not considered essential.

26

27

III. Between March and August of 2020, 449 New Hampshire business closed temporarily or
27 permanently, with 280 remaining closed.

28

29

30

31

32

IV. New Hampshire began "reopening" on May 11, 2020 with restrictions, some of which
29 remain in place today and continue to impact the micro enterprise sector, those businesses with
30 between 1 and 5 employees including the proprietor. According to the Small Business
31 Administration, Office of Advocacy, there are 25,478 business with between 1-19 employees and
32 101,795 non-employer businesses.

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1 V. It is incumbent upon the state government to take prompt, proactive, and continuing
2 action to protect the economic health of New Hampshire communities through building out the
3 infrastructure and sustainability of micro enterprises.

4 2 New Subdivision; COVID-19 Micro Enterprise Relief Fund. Amend RSA 12-O by inserting
5 after section 52 the following new subdivision:

6 COVID-19 Micro Enterprise Relief Fund

7 12-O:53 COVID-19 Micro Enterprise Relief Fund.

8 I. There is established in the office of the state treasurer a fund to be known as the COVID-
9 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
10 to the contrary, to the extent permissible under federal law \$3,000,000 of any federal funds received
11 by the state in response to the COVID-19 public health emergency shall be deposited into the fund,
12 provided that at no time shall the balance of the fund exceed \$3,000,000 in any fiscal year.

13 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
14 regional economic development corporations to be awarded to local or regional micro enterprises.
15 Each regional development corporation shall receive up to \$300,000. Each regional development
16 economic council shall be authorized to assess an administrative fee up to 10 percent of the funds
17 received through the state to manage this grant program. Any regional economic development
18 corporation that does not award all of the funds received in grants to local micro enterprises shall
19 return the funds to micro enterprise relief fund at the department of business and economic affairs
20 for redistribution at the discretion of the commissioner.

21 III. With each award, an agreement for technical assistance shall be put in place between
22 the regional development corporation, the New Hampshire small business development center, and
23 the micro enterprise to support the implementation of the funds. 18 months after the
24 implementation of the program, the regional economic development councils will prepare and submit
25 reports to the commissioner, that include the number of grants and the amounts, and the use of each
26 grant by the recipient. The commissioner shall compile these reports and submit a compiled report
27 to the speaker of the house of representatives, the senate president, the house clerk, the senate
28 clerk, the state library, and the governor.

29 IV. Regional economic development corporations shall award one-time grants of up to
30 \$25,000 to support one or more areas of need, including development of e-commerce capabilities,
31 upgrading business practices, or maintaining storefront presence. The regional economic
32 development corporations shall ensure micro enterprises awarded grants pursuant to this
33 subdivision are provided such assistance as may be necessary to support implementation of any
34 grants awarded.

35 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
36 employees, including any proprietor, that has been in business prior to March 13, 2020, when the
37 governor signed the first declaration of a state of emergency due to COVID-19 and that has a

Amendment to SB 132-FN

- Page 3 -

1 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
2 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
3 same time period during the previous year. Financial statements demonstrating losses, closures, or
4 reduction in workforce shall be supplied as part of the application process.

5 3 New Subparagraph; Application of Receipts; COVID-19 Micro Enterprise Relief Fund. Amend
6 RSA 6:12, I(b) by inserting after subparagraph (364) the following new subparagraph:

7 (365) Moneys deposited into the COVID-19 micro enterprise relief fund established
8 in RSA 12-O:53.

9 4 Effective Date. Part I of this act shall take effect upon its passage.

10
11 PART II

12 Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making
13 an appropriation therefor.

14 1 Short Title. This act shall be known as the Protect New Hampshire Veterans and Seniors Act
15 of 2021.

16 2 New Subdivision; COVID-19 Nursing Home and Long-Term Care Audit. Amend RSA 151-E
17 by inserting after section 21 the following new subdivision:

18 COVID-19 Nursing Home and Long-Term Care Audit

19 151-E:22 COVID-19 Nursing Home and Long-Term Care Audit. The commissioner of the
20 department of health and human services shall issue a request for proposals for a qualified grantee,
21 with the approval of governor and council, to undertake an independent audit of the COVID-19
22 situation in long-term care and nursing homes in New Hampshire and provide a needs assessment
23 to provide recommendations for further COVID-19 related funding, safety, and public health
24 upgrades, standards, and rules for nursing homes, nursing facilities, residential care facilities, long
25 term care facilities, and the New Hampshire veterans' home, and providing a preparedness plan for
26 COVID-19 at such facilities, to be submitted to the governor, the chairpersons of the house and
27 senate finance committees, the chairpersons of the senate health and human services committee and
28 the house health, human services and elderly affairs committee, and the health and human services
29 oversight committee established in RSA 126-A:13, no later than November 1, 2021. All information
30 received or created by the department related to the inspection or survey results of licensed health
31 care facilities may be shared with the grantee, except that protected health information or
32 personally identifiable information shall not be shared with the grantee for any reason. All
33 information which is received by the grantee for the purposes of this section, and which otherwise
34 constitutes confidential information pursuant to state law, shall remain confidential, and shall
35 receive the protections afforded to such confidential information under existing state law.

36 3 Appropriation. The sum of \$250,000 is hereby appropriated for the fiscal year ending June 30,
37 2022 to the commissioner of the department of health and human services from federal COVID-19

1 relief funds for the purpose of hiring a qualified grantee as required in RSA 151-E:22. If such federal
2 funds are unavailable, the governor is authorized to draw a warrant for said sum out of any money
3 in the treasury not otherwise appropriated for the purpose of section 2 of this act.

4 4 Effective Date. Part II of this act shall take effect upon its passage.

5
6 PART III

7 Relative to the support and promotion of New Hampshire's live performance industry by the council
8 on the arts.

9 1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

10 2 Purpose Statement. Independent live venues are important entertainment hubs and economic
11 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
12 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
13 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
14 calculate and serves as an important draw for young people to the state. Unfortunately, these
15 businesses were among the first to close as COVID-19 spread across the country, will likely be the
16 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
17 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
18 crisis. This act provides targeted assistance and long-term planning support and recognizes the
19 importance of independent live venues to New Hampshire's economy.

20 3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

21 19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
22 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
23 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
24 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
25 of the arts are of increasing importance and that the general welfare of the people of the state will be
26 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
27 a valued means of expanding the scope of our educational programs. *It is hereby further found*
28 *that arts organizations and businesses are important entertainment hubs and economic*
29 *multipliers for New Hampshire's local economies. They serve as critical tax bases as*
30 *employers and tourism destinations and as revenue generators for neighboring businesses*
31 *such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative*
32 *sector is difficult to calculate and serves as an important draw for young people to the*
33 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
34 institutions and professional organizations concerned with the arts to insure that the role of the arts
35 in the life of our communities will continue to grow and will play an ever more significant part in the
36 welfare and educational experience of our citizens. It is further declared that all activities
37 undertaken by the state in carrying out this policy shall be directed toward encouraging and

1 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
2 well-being of the arts.

3 4 Council on the Arts; Report. Amend RSA 19-A:7 to read as follows:

4 19-A:7 Reports. The council shall make biennial reports to the governor and council. *The*
5 *council's strategic plan and biennial report under this section shall address the activities*
6 *related to the Save Our Granite Stages Fund created under RSA 19-A:15.*

7 5 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A by
8 inserting after section 14 the following new subdivision:

9 Save Our Granite Stages Fund

10 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
11 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
12 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
13 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
14 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
15 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
16 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
17 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
18 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

19 6 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
20 by inserting after subparagraph (364) the following new subparagraph:

21 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

22 7 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 5 and 6 of Part III of this
23 act, respectively, are repealed.

24 8 Effective Date:

25 I. Section 7 of Part III of this act shall take effect June 30, 2023.

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

Amendment to SB 132-FN

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

2

3 1 Sponsorship. This act consists of the following proposed legislation:

4 Part I: LSR 21-939, establishing a COVID-19 micro enterprise relief fund, sponsored by Sen.
5 Prentiss, Prime/Dist 5; Sen. Whitley, Dist 15; and Sen. Sherman, Dist. 24.

6 Part II: LSR 21-0946, requiring a COVID-19 needs assessment of nursing homes and long-term
7 care facilities and making an appropriation therefor, sponsored by Sen. Rosenwald, Prime/Dist 13;
8 Sen. Cavanaugh, Dist 16; Sen. Whitley, Dist 15; Sen. D'Allesandro, Dist 20; Sen. Prentiss, Dist 5;
9 Sen. Sherman, Dist 24; Sen. Perkins Kwoka, Dist 21; Sen. Soucy, Dist 18; Rep. McMahon, Rock 7;
10 Rep. Rogers, Merr 28; and Rep. Nordgren, Graf 12; Rep. Klee, Hills 30.

11 Part III: LSR 21-1058, relative to support and promotion of New Hampshire's live performance
12 industry to the council on the arts, sponsored by Sen. Whitley, Prime/Dist 15; Sen. Perkins Kwoka,
13 Dist 21; Rep. McWilliams, Merr 27; Rep. Espitia, Hills 31; Rep. Fenton, Ches 8; and Rep. Wilhelm,
14 Hills 42.

15 2 Legislation Enacted. The general court hereby enacts the following legislation:

16

17

PART I

18

Establishing a COVID-19 micro enterprise relief fund.

19

1 Findings.

20

I. On March 13, 2020, the governor signed the first declaration of a state of emergency due
21 to COVID-19. As of January 1, 2021, this order has been extended 14 times.

22

23

II. Between March 26, 2020 and June 16, 2020, a "Stay at Home" order had been in-place
24 under the authority of the governor as measure to prevent the spread of COVID-19. This order
25 included the closing of schools, prohibited gatherings of 10 or more people, and limited business
operations that were not considered essential.

26

27

III. Between March and August of 2020, 449 New Hampshire business closed temporarily or
permanently, with 280 remaining closed.

28

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IV. New Hampshire began "reopening" on May 11, 2020 with restrictions, some of which
remain in place today and continue to impact the micro enterprise sector, those businesses with
between 1 and 5 employees including the proprietor. According to the Small Business
Administration, Office of Advocacy, there are 25,478 business with between 1-19 employees and
101,795 non-employer businesses.

1 V. It is incumbent upon the state government to take prompt, proactive, and continuing
2 action to protect the economic health of New Hampshire communities through building out the
3 infrastructure and sustainability of micro enterprises.

4 2 New Subdivision; COVID-19 Micro Enterprise Relief Fund. Amend RSA 12-O by inserting
5 after section 52 the following new subdivision:

6 COVID-19 Micro Enterprise Relief Fund

7 12-O:53 COVID-19 Micro Enterprise Relief Fund.

8 I. There is established in the office of the state treasurer a fund to be known as the COVID-
9 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
10 to the contrary, to the extent permissible under federal law \$3,000,000 of any federal funds received
11 by the state in response to the COVID-19 public health emergency shall be deposited into the fund,
12 provided that at no time shall the balance of the fund exceed \$3,000,000 in any fiscal year.

13 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
14 regional economic development corporations to be awarded to local or regional micro enterprises.
15 Each regional development corporation shall receive up to \$300,000. Each regional development
16 economic council shall be authorized to assess an administrative fee up to 10 percent of the funds
17 received through the state to manage this grant program. Any regional economic development
18 corporation that does not award all of the funds received in grants to local micro enterprises shall
19 return the funds to micro enterprise relief fund at the department of business and economic affairs
20 for redistribution at the discretion of the commissioner.

21 III. With each award, an agreement for technical assistance shall be put in place between
22 the regional development corporation, the New Hampshire small business development center, and
23 the micro enterprise to support the implementation of the funds. 18 months after the
24 implementation of the program, the regional economic development councils will prepare and submit
25 reports to the commissioner, that include the number of grants and the amounts, and the use of each
26 grant by the recipient. The commissioner shall compile these reports and submit a compiled report
27 to the speaker of the house of representatives, the senate president, the house clerk, the senate
28 clerk, the state library, and the governor.

29 IV. Regional economic development corporations shall award one-time grants of up to
30 \$25,000 to support one or more areas of need, including development of e-commerce capabilities,
31 upgrading business practices, or maintaining storefront presence. The regional economic
32 development corporations shall ensure micro enterprises awarded grants pursuant to this
33 subdivision are provided such assistance as may be necessary to support implementation of any
34 grants awarded.

35 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
36 employees, including any proprietor, that has been in business prior to March 13, 2020, when the
37 governor signed the first declaration of a state of emergency due to COVID-19 and that has a

1 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
2 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
3 same time period during the previous year. Financial statements demonstrating losses, closures, or
4 reduction in workforce shall be supplied as part of the application process.

5 3 New Subparagraph; Application of Receipts; COVID-19 Micro Enterprise Relief Fund. Amend
6 RSA 6:12, I(b) by inserting after subparagraph (364) the following new subparagraph:

7 (365) Moneys deposited into the COVID-19 micro enterprise relief fund established
8 in RSA 12-O:53.

9 4 Effective Date. Part I of this act shall take effect upon its passage.

10
11 PART II

12 Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making
13 an appropriation therefor.

14 1 Short Title. This act shall be known as the Protect New Hampshire Veterans and Seniors Act
15 of 2021.

16 2 New Subdivision; COVID-19 Nursing Home and Long-Term Care Audit. Amend RSA 151-E
17 by inserting after section 21 the following new subdivision:

18 COVID-19 Nursing Home and Long-Term Care Audit

19 151-E:22 COVID-19 Nursing Home and Long-Term Care Audit. The commissioner of the
20 department of health and human services shall issue a request for proposals for a qualified grantee,
21 with the approval of governor and council, to undertake an independent audit of the COVID-19
22 situation in long-term care and nursing homes in New Hampshire and provide a needs assessment
23 to provide recommendations for further COVID-19 related funding, safety, and public health
24 upgrades, standards and rules for nursing homes, nursing facilities, residential care facilities, long
25 term care facilities, and the New Hampshire veterans' home, and providing a preparedness plan for
26 COVID-19 at such facilities, to be submitted to the governor, the chairpersons of the house and
27 senate finance committees, the chairpersons of the senate health and human services committee and
28 the house health, human services and elderly affairs committee, and the health and human services
29 oversight committee established in RSA 126-A:13, no later than November 1, 2021. All information
30 received or created by the department related to the inspection or survey results of licensed health
31 care facilities may be shared with the grantee, except that protected health information or
32 personally identifiable information shall not be shared with the grantee for any reason. All
33 information which is received by the grantee for the purposes of this section, and which otherwise
34 constitutes confidential information pursuant to state law, shall remain confidential, and shall
35 receive the protections afforded to such confidential information under existing state law.

36 3 Appropriation. The sum of \$250,000 is hereby appropriated for the fiscal year ending June 30,
37 2022 to the commissioner of the department of health and human services from federal COVID-19

1 relief funds for the purpose of hiring a qualified grantee as required in RSA 151-E:22. If such federal
2 funds are unavailable, the governor is authorized to draw a warrant for said sum out of any money
3 in the treasury not otherwise appropriated for the purpose of section 2 of this act.

4 4 Effective Date. Part II of this act shall take effect upon its passage.

5
6 PART III

7 Relative to the support and promotion of New Hampshire's live performance industry by the council
8 on the arts.

9 1 Title. This act shall be known and may be cited as the Save Our Granite Stages Act.

10 2 Purpose Statement. Independent live venues are important entertainment hubs and economic
11 multipliers for New Hampshire's local economies. They serve as critical tax bases as employers and
12 tourism destinations and as revenue generators for neighboring businesses such as restaurants,
13 hotels, and retail. The cultural impact of New Hampshire's independent live venues is difficult to
14 calculate and serves as an important draw for young people to the state. Unfortunately, these
15 businesses were among the first to close as COVID-19 spread across the country, will likely be the
16 last to reopen, and will take years to recover if they can stay in business at all. Smaller venues with
17 a capacity of 300 or less are being impacted the most by the COVID-19 economic and public health
18 crisis. This act provides targeted assistance and long-term planning support and recognizes the
19 importance of independent live venues to New Hampshire's economy.

20 3 Council on the Arts; Declaration of Policy. Amend RSA 19-A:1 to read as follows:

21 19-A:1 Declaration of Policy. It is hereby found that many of our citizens lack the opportunity to
22 view, enjoy or participate in living theatrical performances, musical concerts, operas, dance and
23 ballet recitals, art exhibits, examples of fine architecture, and the performing and fine arts
24 generally. It is hereby further found that, with increasing leisure time, the practice and enjoyment
25 of the arts are of increasing importance and that the general welfare of the people of the state will be
26 promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as
27 a valued means of expanding the scope of our educational programs. *It is hereby further found*
28 *that arts organizations and businesses are important entertainment hubs and economic*
29 *multipliers for New Hampshire's local economies. They serve as critical tax bases as*
30 *employers and tourism destinations and as revenue generators for neighboring businesses*
31 *such as restaurants, hotels, and retail. The cultural impact of New Hampshire's creative*
32 *sector is difficult to calculate and serves as an important draw for young people to the*
33 *state.* It is hereby declared to be the policy of the state to join with private patrons and with
34 institutions and professional organizations concerned with the arts to insure that the role of the arts
35 in the life of our communities will continue to grow and will play an ever more significant part in the
36 welfare and educational experience of our citizens. It is further declared that all activities
37 undertaken by the state in carrying out this policy shall be directed toward encouraging and

Amendment to SB 132-FN

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1 assisting rather than in any ways limiting the freedom of artistic expression that is essential for the
2 well-being of the arts.

3 4 Council on the Arts; Report. Amend RSA 19-A:7 to read as follows:

4 19-A:7 Reports. The council shall make biennial reports to the governor and council. *The*
5 *council's strategic plan and biennial report under this section shall address the activities*
6 *related to the Save Our Granite Stages Fund created under RSA 19-A:15.*

7 5 New Subdivision; Council on the Arts; Save Our Granite Stages Fund. Amend RSA 19-A by
8 inserting after section 14 the following new subdivision:

9 Save Our Granite Stages Fund

10 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
11 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
12 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
13 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
14 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
15 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
16 provision of law, \$1,000,000 of any discretionary federal funds received by the state in response to
17 the COVID-19 public health emergency shall be deposited into the fund. In addition to state
18 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

19 6 New Subparagraph; Dedicated Funds; Save our Granite Stages Fund. Amend RSA 6:12, I(b)
20 by inserting after subparagraph (364) the following new subparagraph:

21 (365) Moneys deposited in the save our granite stages fund under RSA 19-A:16.

22 7 Repeal. RSA 19-A:15 and RSA 6:12, I(b)(365), as inserted by sections 5 and 6 of Part III of this
23 act, respectively, are repealed.

24 8 Effective Date.

25 I. Section 7 of Part III of this act shall take effect June 30, 2023.

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

2021-0452s

AMENDED ANALYSIS

This bill adopts legislation relative to:

I. Establishing a COVID-19 micro enterprise relief fund.

III. Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

III. The support and promotion of New Hampshire's live performance industry by the council on the arts.

Amendment to SB 132-FN

1 Amend RSA 12-O:53 as inserted by section 2 of Part I of the bill by replacing it with the following:

2
3 12-O:53 COVID-19 Micro Enterprise Relief Fund.

4 I. There is established in the office of the state treasurer a fund to be known as the COVID-
5 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
6 to the contrary, to the extent permissible under federal law \$1 of any federal funds received by the
7 state in response to the COVID-19 public health emergency shall be deposited into the fund,
8 provided that at no time shall the balance of the fund exceed \$1 in any fiscal year.

9 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
10 regional economic development corporations to be awarded to local or regional micro enterprises.
11 Each regional development corporation shall receive up to \$1. Each regional development economic
12 council shall be authorized to assess an administrative fee up to 10 percent of the funds received
13 through the state to manage this grant program. Any regional economic development corporation
14 that does not award all of the funds received in grants to local micro enterprises shall return the
15 funds to micro enterprise relief fund at the department of business and economic affairs for
16 redistribution at the discretion of the commissioner.

17 III. With each award, an agreement for technical assistance shall be put in place between
18 the regional development corporation, the New Hampshire small business development center, and
19 the micro enterprise to support the implementation of the funds. 18 months after the
20 implementation of the program, the regional economic development councils will prepare and submit
21 reports to the commissioner, that include the number of grants and the amounts, and the use of each
22 grant by the recipient. The commissioner shall compile these reports and submit a compiled report
23 to the speaker of the house of representatives, the senate president, the house clerk, the senate
24 clerk, the state library, and the governor.

25 IV. Regional economic development corporations shall award one-time grants of up to \$1 to
26 support one or more areas of need, including development of e-commerce capabilities, upgrading
27 business practices, or maintaining storefront presence. The regional economic development
28 corporations shall ensure micro enterprises awarded grants pursuant to this subdivision are
29 provided such assistance as may be necessary to support implementation of any grants awarded.

30 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
31 employees, including any proprietor, that has been in business prior to March 13, 2020, when the
32 governor signed the first declaration of a state of emergency due to COVID-19 and that has

Amendment to SB 132-FN

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1 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
2 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
3 same time period during the previous year. Financial statements demonstrating losses, closures, or
4 reduction in workforce shall be supplied as part of the application process.

5

6 Amend RSA 19-A:15 as inserted by section 5 of Part III of the bill by replacing it with the following:

7

8 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
9 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
10 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
11 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
12 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
13 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
14 provision of law, \$1 of any discretionary federal funds received by the state in response to the
15 COVID-19 public health emergency shall be deposited into the fund. In addition to state
16 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

UNAPPROVED

Amendment to SB 132-FN

1 Amend RSA 12-O:53 as inserted by section 2 of Part I of the bill by replacing it with the following:

2

3 12-O:53 COVID-19 Micro Enterprise Relief Fund.

4 I. There is established in the office of the state treasurer a fund to be known as the COVID-
5 19 micro enterprise relief fund. Notwithstanding RSA 4:45, RSA 4:47, RSA 21-P:43, or any other law
6 to the contrary, to the extent permissible under federal law \$1 of any federal funds received by the
7 state in response to the COVID-19 public health emergency shall be deposited into the fund,
8 provided that at no time shall the balance of the fund exceed \$1 in any fiscal year.

9 II. Funds shall be disbursed at the discretion of the commissioner to the 10 New Hampshire
10 regional economic development corporations to be awarded to local or regional micro enterprises.
11 Each regional development corporation shall receive up to \$1. Each regional development economic
12 council shall be authorized to assess an administrative fee up to 10 percent of the funds received
13 through the state to manage this grant program. Any regional economic development corporation
14 that does not award all of the funds received in grants to local micro enterprises shall return the
15 funds to micro enterprise relief fund at the department of business and economic affairs for
16 redistribution at the discretion of the commissioner.

17 III. With each award, an agreement for technical assistance shall be put in place between
18 the regional development corporation, the New Hampshire small business development center, and
19 the micro enterprise to support the implementation of the funds. 18 months after the
20 implementation of the program, the regional economic development councils will prepare and submit
21 reports to the commissioner, that include the number of grants and the amounts, and the use of each
22 grant by the recipient. The commissioner shall compile these reports and submit a compiled report
23 to the speaker of the house of representatives, the senate president, the house clerk, the senate
24 clerk, the state library, and the governor.

25 IV. Regional economic development corporations shall award one-time grants of up to \$1 to
26 support one or more areas of need, including development of e-commerce capabilities, upgrading
27 business practices, or maintaining storefront presence. The regional economic development
28 corporations shall ensure micro enterprises awarded grants pursuant to this subdivision are
29 provided such assistance as may be necessary to support implementation of any grants awarded.

30 V. For purposes of this subdivision, "micro enterprise" shall mean an entity with 10 or fewer
31 employees, including any proprietor, that has been in business prior to March 13, 2020, when the
32 governor signed the first declaration of a state of emergency due to COVID-19 and that has

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1 demonstrated a financial impact during the COVID-19 public health emergency, such as temporary
2 closure, reduction in workforce, or loss of revenue of 50 percent or greater when compared to the
3 same time period during the previous year. Financial statements demonstrating losses, closures, or
4 reduction in workforce shall be supplied as part of the application process.

5

6 Amend RSA 19-A:15 as inserted by section 5 of Part III of the bill by replacing it with the following:

7

8 19-A:15 Save Our Granite Stages Fund. There is hereby established the save our granite stages
9 fund, which shall be appropriated for fiscal year 2022 to the New Hampshire state council on the
10 arts for the purpose of providing grants to both non-profit and for-profit live venues that did not
11 receive a grant from the federal Shuttered Venue Operators (SVO) program, which was established
12 by Economic Aid to Hard-Hit Small Businesses, Nonprofits and Venues Act (P.L. 116-260). The fund
13 shall be nonlapsing and kept separate and distinct from all other funds. Notwithstanding any other
14 provision of law, \$1 of any discretionary federal funds received by the state in response to the
15 COVID-19 public health emergency shall be deposited into the fund. In addition to state
16 appropriations, the council may accept grants, gifts, and donations for deposit in the fund.

Committee Minutes

SENATE CALENDAR NOTICE

Health and Human Services

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

Date: February 10, 2021

HEARINGS

Wednesday	02/10/2021	
(Day)	(Date)	
Health and Human Services	REMOTE 000	8:30 a.m.
(Name of Committee)	(Place)	(Time)
8:30 a.m.	SB 120	relative to physician assistant medical services through the Manchester Veterans Administration Medical Center.
8:45 a.m.	SB 121	relative to a state-based health exchange.
9:00 a.m.	SB 123	relative to copayments for COVID-19 testing.
9:30 a.m.	SB 132-FN	adopting omnibus legislation relative to COVID-19.

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/99818019001>
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: US: +16465588656,,99818019001# or +13017158592,,99818019001#
4. Webinar ID: [998 1801 9001](https://www.zoom.us/j/99818019001)
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 or call (603-271-6931).

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

SB 120

Sen. Sherman
Sen. Gray

Sen. Bradley
Sen. Soucy

Sen. D'Allesandro
Rep. Knirk

Rep. Marsh

SB 121

Sen. Rosenwald
Rep. Bartlett

Sen. Bradley
Rep. Weber

Sen. Sherman
Rep. Hunt

Rep. Marsh

SB 123

Sen. Sherman
Sen. Whitley

Sen. Cavanaugh
Sen. Hennessey

Sen. Perkins Kwoka
Rep. Marsh

Sen. Rosenwald
Rep. Woods

SB 132-FN

Sen. Prentiss

Kirsten Koch 271-3266

Jeb Bradley
Chairman

Senate Health and Human Services Committee

Kirsten Koch 271-3266

SB 132-FN, adopting omnibus legislation relative to COVID-19.

Hearing Date: February 10, 2021

Time Opened: 10:06 a.m.

Time Closed: 11:19 p.m.

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

Members of the Committee Absent : None

Bill Analysis: This bill adopts legislation relative to:

I. Employer payment of required COVID-19 testing.

II. Establishing a COVID-19 micro enterprise relief fund.

III. Requiring a COVID-19 needs assessment of nursing homes and long-term care facilities and making an appropriation therefor.

IV. The support and promotion of New Hampshire's live performance industry by the council on the arts.

Sponsors:

Sen. Prentiss

Who supports the bill: Senator Prentiss, District 5; Senator Whitley, District 15; Senator Perkins Kwoka, District 21; Rep. Frost, Straff 16; Rep. Wilhelm, Hills 42; Lucas Meyer; Justin Slattery; Anne Duncan Cooley, Grafton RDC; Elizabeth Gray, NH SBDC; Palana Belken; Kevin Sheehan; Tyler Labrie; John Connolly; Chelsea McLeod; Elizabeth Wester; Ellen Desmond; Shana Potvin; Russ Grazier; Ariel Oxaal; Matthew Appleton; Alexis Sebilian; Tailer Ransom; Daniel Gray, Coastal Economic Development Corp.; Jillian Flusk; Matthew Gerding; Joan Gorshgarian; Scott Hayward; Nicole Gugliucci; Max Gehring; Crystal Paradis; Derek Edry; Brandon Latham; Rachel Gourvitz; Kelsey Denville; Lisa Martin; Paul Martin; Inbal Rejwan-Day; Ann Courto; Scott Kiefner; Kate Burbidge; Laura Aronson; Molly Biron; Helina Jospelson; Ben Bradbury-Koster; Elizabeth Lewis; Molly Lunn Owen; Liza Draper; Richard Denmark; Alan Raff; Ruth Larson; Anne Grossi; Nicole Fordey; Doug Marino, 603 Forward; Elissa Margolin, NH Center for Nonprofits (Part IV only).

Who opposes the bill: Cindy Kudlik; Hon. John O'Day; David Ross, Hillsborough County Nursing Home; Kathryn Kindopp, Cheshire County; Alexandra Menella; Deanne Sanville.

Who is neutral on the bill: Ginnie Lupi, NH State Council on the Arts; Sabrina Dunlap, Anthem; Tyler Brannen, NH Insurance Department.

Summary of testimony presented in support:

Senator Prentiss, District 5

- Senator Prentiss testified on Parts I and II of the bill.
- Senator Prentiss said, Part I requires employer payment for COVID-19 testing. This is a well bill. If you are required to have a COVID-19 test to return to work and your insurance does not cover it because it is not medically necessary, then your employer would have to reimburse you.
- Part II establishes a COVID-19 micro-enterprise relief fund. Micro-enterprises are, as Housing and Urban development defines, as five employees or less. These smaller businesses have been impacted and their ability to stay open is more of a challenge. This would direct federal funds for the COVID-19 emergency that could be set aside to a fund of up to one million dollars.
- Senator Prentiss mentioned she had an amendment. She did not offer the amendment during this hearing.
- Senator Bradley said, on line 24, page 2, this would not be a general fund expenditure, the one million dollars, or up to one million dollars, would only be if federal funds are received.
 - Senator Prentiss said, that is correct.

Senator Whitley, District 15

- Senator Whitley spoke on Part IV: Save Our Granite Stages Act.
- Independent live entertainment draws for neighboring business and draws young people to the state.
- Senator Whitley said, live performance venues were the businesses among the first to close and will likely be the last to reopen. It will take years for them to recover if they ever reopen at all.
- This bill targets Venues of 300 or less. This bill updates the policy and establishes fund for live venues that did not receive a grant already, while also allows for receipt of other funds.
- Senator Bradley asked, where is the FN appropriation?
 - Senator Whitley mentioned her proposed amendment, Amendment 0302s, which she said directs the fund.
- Senator Bradley said, this looks like the same language. Does this create a new fund?
 - Senator Whitley said, yes, the Save Our Granite Stages Fund.
- Senator Whitley clarified that although she is speaking on just Part IV of SB 132-FN, she strongly supports all parts of this bill.
- Senator Whitley requested that the hearing report take note of all the supporters signed-in for this bill.
 - Note: Listed on page one of this hearing report, there are over fifty names of supporters for SB 132-FN.

Senator Rosenwald, District 13

- Senator Rosenwald spoke on Part III: Protect NH Veterans and Seniors Act of 2021.

- Senator Rosenwald said, COVID-19 has affected nursing homes and veterans' homes in a cruel way. 790/1100 COVID-19 deaths in NH have been in nursing and veterans' homes. In a typical season, the Tilton VA home loses about 10% of their veterans. They lost 35% of their veterans this year. A Nashua, NH nursing home might be closing. Many nursing homes are closing.
- Senator Rosenwald said, we need to quickly hire an outside consultant to determine how to make this more effective. This is something we often do with state programs. We should also fast-track this bill by August 1, 2021.
- Senator Bradley said, the \$250,000 would only come from federal COVID-19 related funds?
 - Senator Rosenwald said, I do allow for the governor to draw from otherwise non-appropriated funds if there are no federal funds.
- Senator Bradley asked for clarification about fast-tracking the bill.
- Senator Rosenwald said, our agreement is to fast-track the bill. If the House will not be as fast, maybe back it up a month or two.

Anne Duncan Cooley, Grafton RDC—provided written testimony

- Ms. Duncan Cooley testified on Part II of the bill.
- Ms. Duncan Cooley said, immediately after the shutdown in March, GRDC, came up with a website program to help small business to get online or update antiquated web sites. We used flexible money for the Littleton food coop. \$2,000 loans for the small businesses to help them get online.
- Ms. Duncan Cooley shared a few anecdotes about small businesses they have helped along with SBDC.
- Small grants, which are loans, are very hard to find for these businesses. Having another source of small grants available to help small business would be very valuable in Grafton county. We already have an established network of organizations that know how to get this done.

Elizabeth Gray, NH Small Business Development Center (SBDC)

- Ms. Gray testified on Part II of the bill.
- Small businesses are those with less than 500 employees.
- Ms. Gray provided statistics about small businesses in the State of NH:
 - There are 136,000 small businesses in the state.
 - 25,000 of these small businesses have 1-19 employees.
 - 4,000 have 20-99 employees.
 - Small business makes up for 99% of all New Hampshire businesses and employs 50% of our workforce.
- Ms. Gray shared anecdotal testimony regarding the work of NH SBDC.
- Senator Whitley, can you provide NH examples of micro-enterprises?
 - Ms. Gray, micro-enterprises can be accountants, professional services, individuals working on websites, and solo entrepreneurs.
- Senator Whitley inquired about how NH SBDC works with these micro-enterprises.
 - Ms. Gray said, these businesses start small, but with one of our advisors, they can get prepared to grow and be more successful.

- Senator Avard referred to a small business he knows in Nashua and asked, would that fit into that category?
 - Ms. Gray said, yes.
- Senator Avard asked, does this help nonprofits?
- Senator Gray said, I would have Senator Prentiss respond.
- Senator Bradley asked, if we are funding this with federal funds, then should we go larger than one million dollars, and larger than \$10,000, and up to \$25,000. Does that make sense?
 - Ms. Gray said, I think that would be an outstanding opportunity to provide more support. I also understand the competing interests for federal funds.

Senator Rebecca Perkins Kwoka, District 21

- Senator Perkins Kwoka testified on Part IV of the bill.
- Senator Perkins Kwoka said, last year the state of New Hampshire generated \$58 million from the Sea Coast. The art scene retains young people and tourism in the area.

Representative Matt Wilhelm, Hillsborough 45

- Rep. Wilhelm testified on Part IV of the bill.
- Rep. Wilhelm said he was here to speak on behalf of the live venues in his district. This includes Downtown Manchester, the historic mill yard, the SNHU Arena, and the Northeast Delta Dental Stadium. Before the pandemic, in 2019, the small to mid-size venues in Manchester performed over 350 musicals and productions.
- Rep. Wilhelm shared an anecdote about his line of work in the live performance industry.
- Rep. Wilhelm said, there is increased economic activity when there is a show in town and we no longer have that benefit right now.
- Rep. Wilhelm shared an anecdote of about The Rex.
- Senator Whitley asked, have you heard from any younger constituents about the importance of live performance arts?
 - Rep. Wilhelm said, we have heard from business leaders in the mill yard regarding how they attract and retain their workers. They want to improve amenities, arts, and theater in the community, to retain and attract young workers.

Doug Marino, Advocacy Director, 603 Forward—provided written testimony

- There are about 3,800 arts related businesses in New Hampshire, bringing in \$150 million the previous year.
- Mr. Marino said the arts in the Granite State need the support from Part IV.

Lucas Meyer, Manchester, NH

- Mr. Meyer testified on Part IV of the bill.
- Mr. Meyer stated that he is the chair of 603 Forward.
- Mr. Meyer shared an anecdote about live music.
- Mr. Meyer said this matter is important to those in the industry and young people. It will be 3-4 years until these businesses in the live arts industry are able to recover. A number of young people that grew up in the state said in a survey that their top concern is

loneliness. Live music can resolve this. Musicians and venues need to know NH has their back.

- Senator Whitley asked, are you aware of the workforce shortages we have? Will this bill do anything to bring in young folks and address the workforce shortage?
 - Mr. Meyer said, having options for live music and looking at our surrounding cities of Burlington, VT; Portland, ME, and Boston, MA, these cities have the largest acts around. We need new young people in NH. This is our government's chance to provide opportunity for young people.

Tristian Law, Musician, Portsmouth, NH

- Mr. Law testified on Part IV of the bill and he said any additional aid will be appreciated.

Palana Belken, Rochester, NH

- Palana Belken testified on Part IV of the bill.
- Palana Belken shared anecdote about enjoying local live arts venues. The venue Palana Belken used to enjoy is now closed after facing three months of no revenue because of the COVID-19 pandemic.

Senator Sherman, District 24

- Senator Sherman said he supports all parts of SB 132-FN.
- Senator Sherman said, this bill addresses many critical concerns. There is devastation and opportunity, but we must support all the areas of the economy that were devastated by COVID-19.

Summary of testimony presented in opposition: None.

Neutral Information Presented:

Melissa St. Cyr, Department of Health and Human Services (DHHS)

- Ms. St. Cyr testified on Part III of this bill regarding COVID-19, nursing homes and a long-term care audit.
- Ms. St. Cyr said, the only concern is that the department would have to supply information to the independent auditor. The information the DHHS collects is confidential.
- Ms. St. Cyr said, if the legislation is meant to override that confidentiality board licensing, I would ask that there be a confidentiality provision included into this section, so that the independent auditor would have to maintain confidentiality on medical information, personal data, etc. When we, the DHHS, do an audit, it is CMS regulation, we are not allowed to share that information with anybody. We could not give any information to the independent auditor. We could only provide the ending public report and licensing number. Anything about inspections is confidential by federal requirement.
- Senator Sherman asked, would there be enough information available to achieve the goal of this type of audit?
 - Ms. St. Cyr said, most of those homes are not certified by CMS. Assisted living facilities are only bound by state regulation, this would not be significantly

curtailed. However, nursing homes certified by CMS, the independent auditor would not be able to receive any private information.

- Senator Sherman said he wants to understand the gaps and how we can help support these facilities. Where could there be improvement?
 - Ms. St. Cyr said, our CMS service group is collecting data. Every nursing home is very different. Collecting all this info is something we plan on doing across the DHHS. We ask, were there any trends and patterns? How can we improve care?

KNK

Date Hearing Report completed: February 16, 2021

SENATE CALENDAR NOTICE
Finance

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

Date: March 17, 2021

EXECUTIVE SESSION

Tuesday	03/23/2021	
(Day)	(Date)	
Finance	REMOTE 000	1:00 p.m.
(Name of Committee)	(Place)	(Time)

1:00 p.m. ~~**EXECUTIVE SESSION ON PENDING LEGISLATION**~~

Committee members will receive secure Zoom invitations via email.

Members of the public may attend using the following links:

1. To join the webinar: <https://www.zoom.us/j/98219364180>
2. Or Telephone: Dial (for higher quality, dial a number based on your current location): 1-301-715-8592, or 1-312-626-6799, or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833
3. Or iPhone one-tap: 13017158592,,98219364180# or 13126266799,,98219364180#
4. Webinar ID: [982 1936 4180](https://www.zoom.us/j/98219364180)
5. To view on YouTube, click here: <https://www.youtube.com/channel/UCjBZdtrjRnQdmg-2MPMiWrA>

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 or call (603-271-6931).

Deb Martone 271-4980

Gary L. Daniels
Chairman

Speakers

Name	Title	Representing	Position	Testifying
Whitley Becky	An Elected Official	Senate District 15	Support	Yes
Prentiss Suzanne	An Elected Official	Senate District 5	Support	Yes
Rosenwald Cindy	An Elected Official	SD 13	Support	Yes
Lupi Ginnie	State Agency Staff	New Hampshire State Council on the Arts	Neutral	Yes
Meyer Lucas	A Member of the Public	Myself	Support	Yes
Slattery Justin	A Member of the Public	Myself	Support	Yes
Anne Duncan Cooley	A Member of the Public	Grafton Regional Development Corporation	Support	Yes
Wilhelm Matt	An Elected Official	Hillsborough 42	Support	Yes
Gray Liz	State Agency Staff	NH Small Business Development Center	Support	Yes
Belken Palana	A Member of the Public	Myself	Support	Yes
Sheehan Kevin	A Member of the Public	Myself	Support	No
Labrie Tyler	A Member of the Public	Myself	Support	No
Connolly John	A Member of the Public	Myself	Support	No
McLeod Chelsea	A Member of the Public	Myself	Support	No
Wester Elizabeth	State Agency Staff	Myself	Support	No
Desmond Ellen	A Member of the Public	Myself	Support	No
Potvin Shana	A Member of the Public	Myself	Support	No
Grazier Russ	A Member of the Public	Myself	Support	No
Dunlap Sabrina	A Lobbyist	Anthem	Neutral	No
Oxaal Ariel	An Elected Official	Myself	Support	No
APPLETON MATTHEW	A Member of the Public	Myself	Support	No
Sebilian Alexis	A Member of the Public	Myself	Support	No
Ransom Tailer	A Member of the Public	Myself	Support	No
Gray Daniel	A Member of the Public	Coastal Economic Development Corp.	Support	No
Flusk Jillian	A Member of the Public	Myself	Support	No
Gerding Matthew	An Elected Official	Myself	Support	No
Goshgarian Joan	A Member of the Public	Myself	Support	No
Hayward Scott	A Member of the Public	Myself	Support	No
Gugliucci Nicole	A Member of the Public	Myself	Support	No
Gehring Max	A Member of the Public	Myself	Support	No
Mennella Alexandra	A Member of the Public	Myself	Oppose	No
Paradis Crystal	An Elected Official	Myself	Support	No
Edry Derek	A Member of the Public	Myself	Support	No
Latham Brandon	A Member of the Public	Myself	Support	No
Gourvitz Rachel	A Member of the Public	Myself	Support	No
Douville Kelsey	A Member of the Public	Myself	Support	No
Martin Lisa	A Member of the Public	Myself	Support	No
Martin Paul	A Member of the Public	Myself	Support	No
Rejwan-Day Inbal	A Member of the Public	Myself	Support	No
Courto Ann	A Member of the Public	Myself	Support	No
Kiefner Scott	A Member of the Public	Myself	Support	No
Burbidge Kate	A Member of the Public	Myself	Support	No
Aronson Laura	A Member of the Public	Myself	Support	No
biron molly	A Member of the Public	Myself	Support	No
Josephson Helina	A Member of the Public	Myself	Support	No
Kindopp Kathryn	A Member of the Public	Cheshire County	Oppose	No
Bradbury-Koster Ben	A Member of the Public	Myself	Support	No
Lewis Elizabeth	A Member of the Public	Myself	Support	No
Lunn Owen Molly	A Lobbyist	603 Forward	Support	No
Draper Liza	A Member of the Public	Myself	Support	No
Margolin Elissa	A Lobbyist	NH Center for Nonprofits - Support for Part IV	Neutral	No
demark richard	A Member of the Public	Myself	Support	No
Raff Alan	A Member of the Public	Myself	Support	No
Larson Ruth	A Member of the Public	Myself	Support	No
Ross David	A Member of the Public	Hillsborough County Nursing Home	Oppose	No
O'Day Hon. John	A Member of the Public	Myself	Oppose	No
Perkins Kwoka Senator Rebecca	An Elected Official	Myself (SD 21)	Support	No

Frost, Sherry	An Elected Official	Myself	Support	No
Brannen, Tyler	State Agency Staff	Insurance Department	Neutral	No
Grossi, Anne	A Member of the Public	Myself	Support	No
Kudlik, Cindy	An Elected Official	Myself	Oppose	No
Fordey, Nicole	A Member of the Public	Myself	Support	No

Testimony

February 9, 2021

To Whom It May Concern:

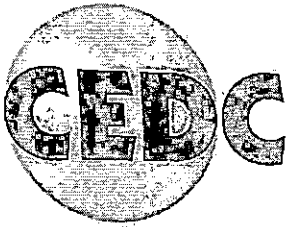
I am writing in support of the section of SB 132 which establishes a micro enterprise relief fund for small businesses. As one of the 10 nonprofit Regional Development Corporations providing economic development services to our local businesses, we have developed and run programs to help these "microenterprises" for a number of years. During the COVID-19 crisis, we have seen firsthand how important relatively small amounts of grant or zero interest loan funding can be to these small businesses owned and run by low-and-moderate income members of our communities.

Early last Spring, Grafton RDC launched a new website assistance program, offering zero interest 6 month deferred loans for our local businesses to establish or upgrade a web presence during the shutdown. Soon after, we were fortunate to receive a donation from Citizens Bank to distribute small grants to microenterprises to help with COVID-related expenses. These funds were exhausted in a very short time. Many of our local businesses used these funds to reopen after shutdown and were very grateful for the much-needed help.

Even with the resources that have been made available, many of our small businesses continue to struggle. The Regional Development Corporations have experience in helping local microenterprises and are in a unique position to deploy these proposed funds in an expedient and effective manner. The funding would add an important new resource for the Regional Development Corporations to use in our efforts to help our smallest of local businesses survive.

Thank you for your consideration.

Anne Duncan Cooley
Chief Executive Officer
Grafton Regional Development Corp.



February 9, 2021

Senator Jeb Bradley
Chairman
Health and Human Services Committee
New Hampshire Senate
Concord, NH 03301

RE: SB 132

Dear Mr. Chairman and Members of the Committee:

I write in strong support of Senate Bill 132, particularly the portion that would enact the "COVID Micro Enterprise Relief Fund".

Coastal Economic Development Corporation (CEDC) is one of the ten non-profit regional economic development corporations (RDCs) operating within the State of New Hampshire. The RDC network has been a strong model of economic development delivery for more than 25 years, and we have collectively provided services to thousands of small, emerging, and growing businesses over the years. The impact of our services is felt throughout the economy, and we tailor our services to serve primarily citizens from low to moderate-income households, many of whom are employed at business with fewer than 5 employees.

I would like to provide one example of a micro enterprise that the anticipated Fund would help:

CEDC has provided a microloan to a small aquafarm in Hampton, which grows and harvests oysters in Hampton Harbor and Great Bay. This business' product is outstanding, and the oysters were gaining popularity in many New Hampshire restaurants at the time the COVID impacts took hold. Most of their restaurant buyers have closed or have hibernated because of COVID, and the business has been forced to search for new channels of sales and distribution. They have built an "oyster shack" at Hampton Harbor, but more is needed. A sophisticated web-based tool would be so beneficial for this business, yet they lack the funds to create one. I believe the Fund outlined in SB 132 would be the perfect solution to their unique situation. Of course, this is only one example; I could provide several more.

In conclusion, it cannot be overstated how much of a critical need this Fund would address.

Respectfully submitted,


Daniel R. Gray
President

Hillsborough County Nursing Home

400 Mast Road
Goffstown, NH 03045

David J. Ross
Administrator
Telephone
(603) 627-5540

Fax
(603) 627-5547



February 8, 2021

NH Senate
Health and Human Services Committee
33 North State Street
Concord, NH 03301
RE: SB 132

Dear Senators,

My name is David Ross and I am the administrator of Hillsborough County Nursing Home. I am writing to object to one of the provisions of SB 132, specifically **PART I Relative to employer payment of required COVID-19 testing.**

I presume that the intent of this proposed legislation is to mitigate an employee or prospective employee from having to incur the costs of testing. I fully support that intent. However, the language as proposed in SB 132 requires that the **employer** pay for the test. The specificity of this language would eliminate other funding mechanisms, such as GOFERR and CARES Act funding, that have assisted with, if not fully covered, testing expenses.

Furthermore, this language eliminates the employer's ability to negotiate testing costs and/or direct the employee to a preferred provider.

275:78 COVID-19 Testing. An employer that requires an employee to obtain a COVID-19 test shall pay for or reimburse the cost of such employee's test if the test: [emphasis added].

The cost of COVID-19 testing can vary greatly – anywhere from \$5.00 per test to \$350 per test. We have negotiated competitive rates for COVID-19 testing and provide testing to our employees on site at no cost to the employee. Under this proposed legislation, we would be required to reimburse an employee for the cost incurred at ANY provider of their choosing - with no ability to impact the fee structure.

Current NH Law already addresses costs for required this under RSA 275:3

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

Source. 1951, 125:1, eff. May 29, 1951.

I suggest that RSA 275:3 adequately addresses the prohibition of requiring an employee or applicant to pay for testing without incurring an unintended and uncontrollable liability to employers.

Respectfully submitted,

David J. Ross, MHA

David J. Ross
Administrator

Kirsten Koch

From: Deanne Sanville <thelilacdragonfly@icloud.com>
Sent: Thursday, February 11, 2021 6:37 AM
To: Jeb Bradley; James Gray; Becky Whitley; Kevin Avard; Kirsten Koch; Tom Sherman
Subject: SB 132

Greetings committee members,

I attempted to send this e-mail on Sunday, but due to a glitch with the website committee e-mail link, it wouldn't send and was still sitting in my outbox. I hope my message is not too late...

I would like to register my opinion on putting multiple items within one bill that deserve to be, and by all rights SHOULD be, dealt with separately. It is reprehensible that distinct items - there is probably not a single person who agrees with or disagrees with all of them - would be bunched together in such a way that makes it inevitable that items that are good must be rejected to reject the bad ones, or that items that are bad will be passed to pass the good ones, simply because they have been thrown together into one pot.

With such a tangled mess, there is no way to have a sensible opinion on this bill or to take a position on it one way or the other. As such, it seems to me that this bill should be thrown out until such time as the items can be sorted out to be dealt with individually, as common sense would dictate.

Breathe Free or Die,
Deanne Sanville
Acworth, New Hampshire

Kirsten Koch

From: Douglas Marino <doug@603forward.org>
Sent: Tuesday, February 9, 2021 6:08 PM
To: Jeb Bradley; James Gray; Tom Sherman; Becky Whitley; Kevin Avard; Kirsten Koch
Subject: Written Testimony Concerning Senate Bill 132

Follow Up Flag: Follow up
Flag Status: Flagged

Thank you Chairman Bradley and members of the committee,

My name is Doug Marino, I am the Advocacy and Engagement Director for 603 Forward. 603 Forward is an advocacy organization whose aim is to educate, engage, and activate the youth of New Hampshire to take political action at the state and local level. I am writing to you today to express our organization's support for Senator Perkins Kwoka and Senator Whitley's amendment to SB 132.

New Hampshire has a rich cultural history and there are many opportunities for Granite Staters to appreciate arts and culture in our state. There are 3,500 arts-related businesses in New Hampshire, generating roughly \$115 million annually in economic activity, and \$11.6 million in state and local government revenue. Those are estimates that were made by a previous legislative study committee back in 2015, although it is very difficult to pinpoint precise economic figures on this front.

New Hampshire's cultural sector has suffered greatly during the COVID-19 pandemic. Many arts organizations and small music venues are facing serious economic hardship as they have had to close due to safety reasons during the pandemic. Senator Whitley and Senator Perkins Kwoka's amendment ensures that the Council of the Arts' Declaration of Policy recognizes the critical role that these organizations play in New Hampshire's economy and culture. I urge the committee to adopt this important amendment. Artists in the Granite State need and deserve our support.

Thank you for your consideration.

Best,

Doug Marino
Advocacy and Engagement Director
603 Forward
603.686.3283
doug@603forward.org

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Doug Marino
He, Him, His
Advocacy and Engagement Director
603 Forward
603.686.3283
doug@603forward.org
@Doug_Marino

BelknapEDC

belknap economic development council

10 February 2021

New Hampshire Senate
Concord, NH 03301

RE: SB132

To whom it may concern:

I am writing in support of SB 132 (Adopting Omnibus Legislation on Appropriations), relative to micro-enterprise grants to Regional Economic Development Corporations.

Belknap Economic Development Council (Belknap EDC) is one of ten non-profit regional development corporations (RDCs) in the State of New Hampshire. This alliance of economic development corporations supports our businesses and communities by providing gap financing and technical assistance throughout the state. We have collectively worked for more than 25 years to support our local businesses and provide services to meet the challenges and opportunities within our economy.

The funds outlined in this legislation will provide critical grant support to help our local businesses during this challenging time.

Thank you for your consideration.

Best regards,

Justin

Justin J. Slattery
Executive Director

383 SOUTHMAIN STREET, LACONIA, NH03246
603.524.3057
WWW.BELKNAPEDC.ORG

Kirsten Koch

From: Matt Appleton <mattappleton@gmail.com>
Sent: Tuesday, February 9, 2021 7:38 PM
To: Kirsten Koch
Subject: SB132 support

To Whom it May Concern,

I have been working full time as a performing musician since 2010. This year has been disastrous for myself, my band, and all of the people we employ. As noted in the bill's language, our industry was the first to shut down and will likely be the last to reopen. Month after month I see my show schedule get pushed back. We are now hoping to be able to resume performing in January of 2022, but who can be sure if that will happen?

The venues that host my band and thousands of other similar performers are in an even worse position. We can hit the off switch and wait this out, but venues must continue to pay rent and keep up their buildings at the very least. I worry that when this pandemic finally comes to a close, we will have nowhere to perform.

These venues need our help!

~ Matt Appleton
Saxophonist for Reel Big Fish, Goldfinger, and The Inevitables.

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Matt Appleton
89 Arlington Ave
Keene, NH 03431
mattappleton@gmail.com
310.405.1506

Voting Sheets

Senate Health and Human Services Committee
EXECUTIVE SESSION RECORD
2021-2022 Session

Bill # SB 132-FN

Hearing Date: 2/10/21

Executive Session Date: 2/18/21

Motion: Amendment #2021-04345 Vote: 4-0

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

Motion: OTPA Vote: 4-0

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

Motion: _____ Vote: _____

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

Motion: _____ Vote: _____

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

Reported out by: Sen. Whitley

Notes: _____

Senate Finance Committee

EXECUTIVE SESSION

Bill # SB 132-FN

Hearing date: N/A

Executive session date: 03/23/21

Motion of: Move Amend # 0961s

VOTE: 6-1 ↗ Rosenwald

<u>Made by</u> Daniels <input type="checkbox"/>	<u>Seconded</u> Daniels <input type="checkbox"/>	<u>Reported</u> Daniels <input type="checkbox"/>
<u>Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>
Giuda <input type="checkbox"/>	Giuda <input checked="" type="checkbox"/>	Giuda <input type="checkbox"/>
Rosenwald <input type="checkbox"/>	Rosenwald <input type="checkbox"/>	Rosenwald <input type="checkbox"/>
D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>
Morse <input type="checkbox"/>	Morse <input type="checkbox"/>	Morse <input type="checkbox"/>
Hennessey <input checked="" type="checkbox"/>	Hennessey <input type="checkbox"/>	Hennessey <input type="checkbox"/>

Motion of: OTPA

VOTE: 7-0

<u>Made by</u> Daniels <input type="checkbox"/>	<u>Seconded</u> Daniels <input type="checkbox"/>	<u>Reported</u> Daniels <input type="checkbox"/>
<u>Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>
Giuda <input type="checkbox"/>	Giuda <input type="checkbox"/>	Giuda <input type="checkbox"/>
Rosenwald <input type="checkbox"/>	Rosenwald <input checked="" type="checkbox"/>	Rosenwald <input type="checkbox"/>
D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>
Morse <input type="checkbox"/>	Morse <input type="checkbox"/>	Morse <input type="checkbox"/>
Hennessey <input checked="" type="checkbox"/>	Hennessey <input type="checkbox"/>	Hennessey <input checked="" type="checkbox"/>

<u>Committee Member</u>	<u>Present</u>	<u>Yes</u>	<u>No</u>	<u>Reported out by</u>
Senator Daniels, Chairman	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Reagan, Vice-Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Giuda	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Hennessey	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Senator Rosenwald	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Morse	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator D'Allesandro	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Amendments: _____

Notes: _____

Committee Report

Docket of sb132		
02/03/2021	S	Introduced 01/06/2021 and Referred to Health and Human Services; SJ 3
02/05/2021	S	Remote Hearing: 02/10/2021, 09:30 am; Links to join the hearing can be found in the Senate Calendar; SC 10
02/19/2021	S	Committee Report: Ought to Pass with Amendment # 2021-0452s, 03/04/2021; SC 12
03/04/2021	S	Committee Amendment # 2021-0452s, RC 24Y-0N, AA; 03/04/2021; SJ 6
03/04/2021	S	Ought to Pass with Amendment 2021-0452s, RC 24Y-0N, MA; Refer to Finance Rule 4-5; 03/04/2021; SJ 6
03/24/2021	S	Committee Report: Ought to Pass with Amendment # 2021-1009s, 04/01/2021; SC 17
04/01/2021	S	Committee Amendment # 2021-1009s, RC 14Y-10N, AA; 04/01/2021; SJ 10
04/01/2021	S	Ought to Pass with Amendment 2021-1009s, RC 24Y-0N, MA; 04/01/2021; SJ 10
04/01/2021	S	Sen. Bradley Moved Laid on Table, RC 24Y-0N, MA; 04/01/2021; SJ 10
04/01/2021	S	Pending Motion OT3rdg; 04/01/2021; SJ 10

Docket of SB132

Docket Abbreviations

Bill Title: adopting omnibus legislation relative to COVID-19.*Official Docket of SB132.:*

Date	Body	Description
2/3/2021	S	Introduced 01/06/2021 and Referred to Health and Human Services; SJ 3
2/5/2021	S	Remote Hearing: 02/10/2021, 09:30 am; Links to join the hearing can be found in the Senate Calendar; SC 10
2/19/2021	S	Committee Report: Ought to Pass with Amendment #2021-0452s , 03/04/2021; SC 12
3/4/2021	S	Committee Amendment #2021-0452s , RC 24Y-0N, AA; 03/04/2021; SJ 6
3/4/2021	S	Ought to Pass with Amendment 2021-0452s, RC 24Y-0N, MA; Refer to Finance Rule 4-5; 03/04/2021; SJ 6
3/24/2021	S	Committee Report: Ought to Pass with Amendment #2021-1009s , 04/01/2021; SC 17
4/1/2021	S	Committee Amendment #2021-1009s , RC 14Y-10N, AA; 04/01/2021; SJ 10
4/1/2021	S	Ought to Pass with Amendment 2021-1009s, RC 24Y-0N, MA; 04/01/2021; SJ 10
4/1/2021	S	Sen. Bradley Moved Laid on Table, RC 24Y-0N, MA; 04/01/2021; SJ 10
4/1/2021	S	Pending Motion OT3rdg; 04/01/2021; SJ 10

NH House

NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: SB 132-FN

Senate Committee: FINANCE - 2ND
COMMITTEE

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 # 09615 - amendment # _____

- amendment # 10095 - 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:

Deb Martone
Committee Aide

07/20/21
Date

Senate Clerk's Office _____

Senate Inventory Checklist for Archives

Bill Number: SB 132-FN

Senate Committee: HHS

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

Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

- Bill version as it came to the committee
- All Calendar Notices
- Hearing Sign-up sheet(s)
- Prepared testimony, presentations, & other submissions handed in at the public hearing
- Hearing Report
- Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

Committee Action Documents: {Legislative Aides}

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

- amendment # 2021-0372s ^{Prentiss}
- amendment # 2021-0452s
- amendment # 2021-0374s ^{Whitley}
- amendment # 2021-0352s ^{Rosenwald}
- Executive Session Sheet
- Amendment # 2021-0434s ^{Bradley}
- Committee Report
- Amendment # 2021-0302s ^{Whitley}
- Amendment # 2021-0236s ^{Whitley/Perkins Kwoka}

Floor Action Documents: {Clerk's Office}

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

___ - amendment # _____ ___ - amendment # _____
 ___ - amendment # _____ ___ - amendment # _____

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

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

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

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

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

Kirsten Koch
Committee Aide

7/26/21
Date

Senate Clerk's Office AK