

# CONSENT CALENDAR

January 25, 2022

## HOUSE OF REPRESENTATIVES

### REPORT OF COMMITTEE

The Committee on Children and Family Law to which was referred HB 1364,

AN ACT establishing a commission to study the creation of an appeals process for childcare violations. Having considered the same, report the same with the following resolution: **RESOLVED**, that it is **INEXPEDIENT TO LEGISLATE**.

Rep. Kimberly Rice

FOR THE COMMITTEE

## **COMMITTEE REPORT**

Committee:	<b>Children and Family Law</b>
Bill Number:	<b>HB 1364</b>
Title:	<b>establishing a commission to study the creation of an appeals process for childcare violations.</b>
Date:	<b>January 25, 2022</b>
Consent Calendar:	<b>CONSENT</b>
Recommendation:	<b>INEXPEDIENT TO LEGISLATE</b>

### **STATEMENT OF INTENT**

The committee believes this is an important issue to study, but felt the issue deserved more time to study than was allotted in a second year bill.

Vote 12-0.

Rep. Kimberly Rice  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

Children and Family Law

**HB 1364**, establishing a commission to study the creation of an appeals process for childcare violations. **INEXPEDIENT TO LEGISLATE.**

Rep. Kimberly Rice for Children and Family Law. The committee believes this is an important issue to study, but felt the issue deserved more time to study than was allotted in a second year bill.

**Vote 12-0.**

Original: House Clerk

Cc: Committee Bill File

**HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW**

**EXECUTIVE SESSION on HB 1364**

**BILL TITLE:** establishing a commission to study the creation of an appeals process for childcare violations.

**DATE:** January 25, 2022

**LOB ROOM:** 206-208

**MOTIONS: INEXPEDIENT TO LEGISLATE**

Moved by Rep. Rice

Seconded by Rep. DeSimone

Vote: 12-0

**CONSENT CALENDAR: YES**

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

Respectfully submitted,

Rep Peter Petrigno, Clerk



2022 SESSION

Children and Family Law

Bill #: HB 1520 Motion: OTP AM #: \_\_\_\_\_ Exec Session Date: 1/25/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
	<del>12</del>		
Rice, Kimberly A. Chairman	✓		
DeSimone, Debra L. Vice Chairman	✓		
Yokela, Josh S.	✓		
Nelson, Jodi	✓		
Belanger, Cody M.	✓		
Cross, Kenna E.			✓
Litchfield, Melissa A.			✓
Smith, Denise M.	✓		
Long, Patrick T.	✓		
Alicea, Caroletta C. <del>Clerk</del>			✓
Grossman, Gaby M.	✓		
Levesque, Cassandra N.	✓		
Wazir, Safiya	✓		
Petrigno, Peter, <i>Clerk</i>	✓		
Altschiller, Debra	✓		
<b>TOTAL VOTE:</b>	<b>12</b>		<b>3</b>



2022 SESSION

Children and Family Law

Bill #: HB 1364 Motion: ITL AM #: \_\_\_\_\_ Exec Session Date: 1/25/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Rice, Kimberly A. Chairman	✓		
DeSimone, Debra L. Vice Chairman	✓		
Yokela, Josh S.	✓		
Nelson, Jodi	✓		
Belanger, Cody M.	✓		
Cross, Kenna E.			✓
Litchfield, Melissa A.			✓
Smith, Denise M.	✓		
Long, Patrick T.	✓		
Alicea, Caroletta C. Clerk			✓
Grossman, Gaby M.	✓		
Levesque, Cassandra N.	✓		
Wazir, Safiya	✓		
Petrigno, Peter	✓		
Altschiller, Debra	✓		
<b>TOTAL VOTE:</b>	<b>12</b>	<b>0</b>	<b>3</b>

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

PUBLIC HEARING ON HB 1364

**BILL TITLE:** establishing a commission to study the creation of an appeals process for childcare violations.

**DATE:** January 25, 2022

**LOB ROOM:** 206-208                      **Time Public Hearing Called to Order:** 9:00 a.m.

**Time Adjourned:** 9:15 a.m.

**Committee Members:** Reps. Rice, DeSimone, Petrigno, J. Nelson, Belanger, D. Smith, Long and Levesque

**Bill Sponsors:**

Rep. McWilliams

Rep. Wallner

Sen. Perkins Kwoka

**TESTIMONY**

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

Rep. Mary Jane **Wallner** introduced the bill to establish a commission to study the creation of an appeals process for childcare violations.

Marianne **Barter**, Executive Director, Child Care Advisory Council, spoke in support. Will improve the relationship in the appeals process.

Melissa **Clement**, DHHS Child Care Licensing Unit: No position on the bill, available to answer questions, not opposed to a commission.

Respectfully submitted,

Rep. Peter Petrigno, Clerk





# House Remote Testify

## Children and Family Law Committee Testify List for Bill HB1364 on 2022-01-25

Support: 23 Oppose: 0 Neutral: 0 Total to Testify: 0

Export to Excel

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>Signed Up</u>
Perkins Kwoka, Senator Rebecca	Portsmouth, NH rebecca.perkinskwoka@leg.state.nh.us	An Elected Official	Myself	Support	No	No	1/19/2022 2:13 PM
Kuenning, Keith	Bow, NH kuenningk@waypointnh.org	A Lobbyist	Waypoint	Support	No	No	1/24/2022 10:38 AM
Lawrence, Emily	Concord, NH Emily.L.Lawrence@childadvocate.nh.gov	State Agency Staff	The Office of the Child Advocate	Support	No	No	1/24/2022 3:59 PM
Cowell, Jackie	Newbury, NH jcowell@earlylearningnh.org	A Lobbyist	Early Learning NH	Support	No	No	1/24/2022 4:31 PM
Small, Sally	Deerfield, NH ssmall@kindercare.com	A Member of the Public	Myself	Support	No	No	1/24/2022 5:01 PM
Brobst, Linda	Londonderry, NH lbrobst@kindercare.com	A Member of the Public	Myself	Support	No	No	1/24/2022 5:11 PM
Larochelle, Kitty	Edford, NH kittylaro@gmail.com	A Member of the Public	Myself	Support	No	No	1/24/2022 5:29 PM
Schachter, Pamela	Concord, NH pamelaschachter@gmail.com	A Member of the Public	Myself	Support	No	No	1/24/2022 5:31 PM
Converse, Brenda	Pembroke, NH teachecc@comcast.net	A Member of the Public	Myself	Support	No	No	1/24/2022 5:54 PM
Pelletier, Laura	Moultonboro, NH lepell@gmail.com	A Member of the Public	Myself	Support	No	No	1/24/2022 10:51 PM
Fulton, Amy	Keene, NH fultona60@gmail.com	A Member of the Public	Myself	Support	No	No	1/25/2022 12:17 AM
SCHULE, MaryEllen	Henniker, NH Maryellenschule@hotmail.com	A Member of the Public	Myself	Support	No	No	1/25/2022 2:46 AM
Sanders, Karen	North Sandwich, NH klsanders@plymouth.edu	A Member of the Public	Myself	Support	No	No	1/25/2022 7:08 AM

Tremblay, Shannon	Hampton, NH shannonhollingworth@yahoo.com	A Member of the Public	Myself	Support	No	No	1/25/2022 7:39 AM
Belanger, Kathleen	Hampstead, NH director@agesandstageslc.com	A Member of the Public	Myself	Support	No	No	1/25/2022 8:33 AM
Stone, Carol	Canterbury, NH cas477@gmail.com	A Member of the Public	Myself	Support	No	No	1/25/2022 8:51 AM
Lakhbal, April	Manchester, NH April.Lakhbal@kindercare.com	A Member of the Public	Myself	Support	No	No	1/25/2022 8:52 AM
Melanson, Lindsey	CONCORD, NH INFO@TOTSPOTNH.COM	A Member of the Public	Myself	Support	No	No	1/25/2022 8:52 AM
French, MaryAnn	Hooksett, NH mgornd@comcast.net	A Member of the Public	Myself	Support	No	No	1/25/2022 8:58 AM
Salo, Maureen	Bow, NH mheath56@gmail.com	A Member of the Public	Myself	Support	No	No	1/25/2022 9:01 AM
Patten, Tricia	Laconia, NH tpatten@nhyouth.org	A Member of the Public	Myself	Support	No	No	1/25/2022 9:16 AM
Towne, Jillian	Nashua, NH jillian.towne@gmail.com	A Member of the Public	Myself	Support	No	No	1/25/2022 9:52 AM
Elliott Johnson, Laura	Manchester, NH lgajohnson@gmail.com	A Member of the Public	Myself	Support	No	No	1/25/2022 3:45 PM

**HB 1364 - AS INTRODUCED**

2022 SESSION

22-2808

11/04

HOUSE BILL            ***1364***

AN ACT                establishing a commission to study the creation of an appeals process for childcare violations.

SPONSORS:            Rep. McWilliams, Merr. 27; Rep. Wallner, Merr. 10; Sen. Perkins Kwoka, Dist 21

COMMITTEE:          Children and Family Law

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ANALYSIS

This bill establishes a commission to study the creation of an appeals process for childcare violations.

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

STATE OF NEW HAMPSHIRE

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

AN ACT                    establishing a commission to study the creation of an appeals process for childcare violations.

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

1            1 New Section; Commission to Study the Creation of a Neutral Appeals Process to Review  
2 Violations Committed by a Child Day Care Agency. Amend RSA 170-E by inserting after section 23  
3 the following new section:

4            170-E:23-a Commission to Study the Creation of a Neutral Appeals Process to Review Violations  
5 Committed by a Child Day Care Agency.

6            I. There is established a commission to study the creation of a neutral appeals process to  
7 review violations committed by a child day care agency.

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

9            (a) Three members of the house of representatives, appointed by the speaker of the  
10 house of representatives.

11            (b) One member of the senate, appointed by the president of the senate.

12            (c) Two owners, or designees, of non-home based childcare facilities with 10 or more  
13 employees, appointed by the chairperson of the house executive departments and administration  
14 committee.

15            (d) Two owners, or designees, of home-based childcare facilities with 9 or fewer  
16 employees, appointed by the chairperson of the house executive departments and administration  
17 committee.

18            III. Legislative members of the commission shall receive mileage at the legislative rate when  
19 attending to the duties of the commission.

20            IV. The commission shall study the creation of a neutral appeals process to review violations  
21 committed by a child day care agency.

22            V. The members of the commission shall elect a chairperson from among the members. The  
23 first meeting of the commission shall be called by the first-named house member. The first meeting  
24 of the commission shall be held within 45 days of the effective date of this section. Five members of  
25 the commission shall constitute a quorum.

26            VI. The commission shall report its findings and any recommendations for proposed  
27 legislation to the speaker of the house of representatives, the president of the senate, the house  
28 clerk, the senate clerk, the governor, and the state library on or before November 1, 2022.

29            2 Repeal. RSA 170-E:23-a, relative to the commission to study the creation of a neutral appeals  
30 process to review violations committed by a child day care agency, is repealed.

**HB 1364 - AS INTRODUCED**

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1        3 Effective Date.

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

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