

LEGISLATIVE COMMITTEE MINUTES

# **HB1016**

# Bill as Introduced

HB 1016-FN - AS AMENDED BY THE HOUSE

16Feb2022... 0091h

2022 SESSION

22-2009

11/04

HOUSE BILL            ***1016-FN***

AN ACT                relative to licensing of speech-language specialists.

SPONSORS:            Rep. McGuire, Merr. 29; Sen. Reagan, Dist 17

COMMITTEE:           Executive Departments and Administration

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AMENDED ANALYSIS

This bill provides that any person practicing speech-language pathology within certain educational settings must be licensed as a speech-language pathologist. The bill also eliminates certification of speech-language specialists by the department of education. The bill provides that any person currently certified as a speech-language specialist by the department of education may continue to practice in such capacity.

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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to licensing of speech-language specialists.

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

1 1 New Paragraphs; Speech-Language Pathology; Eligibility for Initial Licensure. Amend RSA  
2 326-F:3 by inserting after paragraph III the following new paragraphs:

3 III.(a) As of July 1, 2022, to be eligible to practice speech-language pathology in a public  
4 school system, state-approved nonpublic school for children with disabilities, chartered educational  
5 institution of the state, or the state department of education, applicants shall be licensed as speech-  
6 language pathologists in accordance with this chapter.

7 (b) Notwithstanding subparagraph (a), any person practicing speech-language pathology  
8 as a speech-language specialist certified by the department of education prior to July 1, 2022 shall be  
9 eligible to continue practicing as a speech-language specialist so long as such person practices  
10 continuously after July 1, 2022 in a public school system, state-approved nonpublic school for  
11 children with disabilities, chartered public educational institution of the state, or the state  
12 department of education. Such persons shall not be eligible to participate in the audiology and  
13 speech-language pathology interstate compact established in RSA 326-F:17.

14 2 Department of Education; Rulemaking. Amend RSA 21-N:9, II(s) to read as follows:

15 (s) License standards for educational personnel, to include the establishment and  
16 implementation of a secure system for conducting criminal background checks pursuant to RSA  
17 189:13-a for all first-time applicants listed in this section, the establishment and implementation of  
18 a secure system for accessing findings of abuse for individuals on the central registry pursuant to  
19 RSA 169-C:35, and educator certification fees for granting licenses to educational personnel,  
20 including teachers, paraprofessionals, superintendents, assistant superintendents, special education  
21 administrators, business administrators, principals, vocational directors, coordinators of  
22 comprehensive health education and services, directors of pupil personnel services, guidance  
23 directors, guidance counselors, school psychologists, associate school psychologists, [~~speech-language~~  
24 ~~specialists,~~] social workers, health educators, physical education teachers, consumer and family  
25 science teachers, elementary teachers, specialists in assessment of intellectual functioning, school  
26 bus drivers and transportation monitors, media supervisors, media generalists, and master teachers  
27 as authorized by RSA 186:8 and RSA 186:11, X, professional licenses including beginning educator  
28 licenses, experienced educator licenses, and intern authorizations, and other classifications of  
29 educators, administrators, specialists, and paraprofessionals necessary to address educational needs  
30 as determined by the state board upon the recommendation of the professional standards board  
31 pursuant to RSA 186:60.

HB 1016-FN - AS AMENDED BY THE HOUSE

- Page 2 -

1           3 Repeal. The following are repealed:

2           II. RSA 189:14-e, relative to certification of speech-language specialists.

3           III. RSA 326-F:2, I(a), relative to the exemption of speech-language specialists from certain  
4 statutory requirements.

5           IV. RSA 326-F:3-a, relative to the eligibility requirements for speech-language specialists to  
6 become licensed speech-language pathologists.

7           4 Effective Date. This act shall take effect 60 days after its passage.

LBA  
22-2009  
Amended 3/22/22

**HB 1016-FN FISCAL NOTE  
AS AMENDED BY THE HOUSE (AMENDMENT #2022-0091h)**

AN ACT           relative to licensing of speech-language specialists.

**FISCAL IMPACT:**     State        County     Local        None

**METHODOLOGY:**

The Office of Legislative Budget Assistant states this bill has no fiscal impact on state, county and local expenditures or revenue.

**AGENCIES CONTACTED:**

Office of Professional Licensure and Certification

CHAPTER 21  
HB 1016-FN - FINAL VERSION

16Feb2022... 0091h  
17Mar2022... 1228EBA

2022 SESSION

22-2009  
11/04

HOUSE BILL            ***1016-FN***  
  
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COMMITTEE:           Executive Departments and Administration

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CHAPTER 21  
HB 1016-FN - FINAL VERSION

16Feb2022... 0091h  
17Mar2022... 1228EBA

22-2009  
11/04

STATE OF NEW HAMPSHIRE

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22 comprehensive health education and services, directors of pupil personnel services, guidance  
23 directors, guidance counselors, school psychologists, associate school psychologists, [~~speech-language~~  
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26 bus drivers and transportation monitors, media supervisors, media generalists, and master teachers  
27 as authorized by RSA 186:8 and RSA 186:11, X, professional licenses including beginning educator  
28 licenses, experienced educator licenses, and intern authorizations, and other classifications of  
29 educators, administrators, specialists, and paraprofessionals necessary to address educational needs



**CHAPTER 21**  
**HB 1016-FN - FINAL VERSION**  
**- Page 2 -**

1 as determined by the state board upon the recommendation of the professional standards board  
2 pursuant to RSA 186:60.

3 21:3 Repeal. The following are repealed:

4 II. RSA 189:14-e, relative to certification of speech-language specialists.

5 III. RSA 326-F:2, I(a), relative to the exemption of speech-language specialists from certain  
6 statutory requirements.

7 IV. RSA 326-F:3-a, relative to the eligibility requirements for speech-language specialists to  
8 become licensed speech-language pathologists.

9 21:4 Effective Date. This act shall take effect 60 days after its passage.

Approved: April 18, 2022  
Effective Date: June 17, 2022

# Committee Minutes

**SENATE CALENDAR NOTICE**  
**Executive Departments and Administration**

Sen Sharon Carson, Chair  
Sen John Reagan, Vice Chair  
Sen Denise Ricciardi, Member  
Sen Kevin Cavanaugh, Member  
Sen Suzanne Prentiss, Member

Date: March 2, 2022

**HEARINGS**

Wednesday	03/09/2022
(Day)	(Date)
Executive Departments and Administration	State House 103
(Name of Committee)	(Place)
	9:00 a.m.
	(Time)
9:00 a.m.	<b>HB 1016-FN</b> relative to licensing of speech-language specialists.
9:15 a.m.	<b>HB 1062</b> relative to the duties of the electrology advisory committee.
9:30 a.m.	<b>HB 84</b> declaring May 21, 2022 as Ona Judge Staines Day.
9:45 a.m.	<b>HB 457</b> relative to the meetings of the legislative youth advisory council.
10:00 a.m.	<b>HB 1427</b> relative to membership on the speech-language pathology and hearing care provider governing board.
10:15 a.m.	<b>HB 1586-FN-A</b> relative to a likeness of Wentworth Cheswill at the state house.
10:30 a.m.	<b>HB 1441</b> establishing a commission to organize the observance of the 250th anniversary of the declaration of independence.

10:45 a.m. **SB 460-FN**

relative to salaries for employee positions approved by the joint committee on employee classification.

**EXECUTIVE SESSION MAY FOLLOW**

**Sponsors:**

**HB 1016-FN**

Rep. McGuire

Sen. Reagan

**HB 1062**

Rep. McGuire

Rep. Schuett

Rep. P. Schmidt

Sen. Reagan

**HB 84**

Rep. Cushing

Rep. DiLorenzo

Rep. Harriott-Gathright

Rep. Wazir

Sen. Sherman

**HB 457**

Rep. Hill

Rep. Silber

Rep. McGuire

Rep. Steven Smith

Rep. Rice

Rep. Rouillard

Rep. Pearl

**HB 1427**

Rep. Fellows

**HB 1586-FN-A**

Rep. DiLorenzo

Rep. M. Smith

Rep. Cushing

Rep. Read

Rep. Horrigan

Rep. Simpson

Rep. Cahill

Sen. Perkins Kwoka

**HB 1441**

Rep. Horrigan

Rep. Wall

Rep. M. Smith

Sen. Watters

**SB 460-FN**

Sen. Reagan

Chantell Wheeler 271-1403

Sharon M Carson  
Chairman

**Senate Executive Departments and Administration  
Committee**

*Chantell Wheeler 271-1403*

**HB 1016-FN**, relative to licensing of speech-language specialists.

**Hearing Date:** March 9, 2022

**Members of the Committee Present:** Senators Carson, Reagan, Ricciardi, Cavanaugh and Prentiss

**Members of the Committee Absent :** None

**Bill Analysis:** This bill provides that any person practicing speech-language pathology within certain educational settings must be licensed as a speech-language pathologist. The bill also eliminates certification of speech-language specialists by the department of education. The bill provides that any person currently certified as a speech-language specialist by the department of education may continue to practice in such capacity.

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**Sponsors:**

Rep. McGuire

Sen. Reagan

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**Who supports the bill:** Senator Reagan, Rep. McGuire, Carolyn Drury, Victoria Chesterley, Lindsey Courtney, Steve Appleby

**Who opposes the bill:** None

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

**Summary of testimony presented in support:**

**Representative McGuire:**

- This bill eliminates the Department of Education (DOE) certification for speech language specialists, but allows these specialists to continue to work in schools. Many specialists who do not have the qualifications for a speech-language pathologist have been working for decades until the decision was made to require licensing. There are about 6-8 of these professionals currently working in the schools successfully.

**Victoria Chesterley:**

- Ms. Chesterley has been a speech language pathologist since 1976.

- This bill resolves issues by consolidating governmental oversight of all speech and language pathology services under one agency and by eliminating DOE speech-language specialist endorsement.

**Senator Prentiss** asked if the change in language will align New Hampshire with the interstate compact requirements. Ms. Chesterley confirmed this is accurate.

**Summary of testimony presented in opposition:** None

**Neutral Information Presented:** None

cbw

Date Hearing Report completed: March 10, 2022

# Speakers







## Senate Remote Testify

Executive Departments and Administration Committee Testify List for Bill HB1016 on 2022-03-09

Support: 1 Oppose: 0

<u>Name</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>
Reagan, Senator John	An Elected Official	Senate District 17	Support

# Testimony



To: Senate Executive Departments and Administration Committee  
From: Neil B. Themea, MS, CCC-SLP  
Date: March 8, 2022  
Re: House Bill 1016

Dear: Senator Carson,

On behalf of the New Hampshire Speech-Language-Hearing Association (NHSLHA), I am writing to urge your committee to pass HB 1016 with the modifications previously worked on with Rep. Marsh. The successful passage of this bill will move certified speech-language specialists from the oversight of the Department of Education to that of the Office of Professional Licensure & Certification (OPLC).

As mentioned, this bill facilitates the shift in oversight from the D.O.E. to the Speech-Language Pathology Governing Board that operates under the umbrella of the OPLC. This allied health board exclusively has the experience and knowledge of speech related matters, and would be best suited to oversee the *speech-language specialists*. Consolidating the supervision and licensing process for both speech designations would allow for more efficient management and assistance.

The recent requested changes to the original bill that were recommended by the American Speech-Language-Hearing Association (ASHA) are also supported by NHSLHA. The modifications to the language in HB 1016 were necessary for licensed SLPs in New Hampshire to continue to participate in the recently approved Interstate Compact Agreement. These changes to the bill will also preserve the professional distinction between Licensed Speech-Language Pathologists (who work in schools, private practice, and healthcare facilities) and Licensed Speech-Language Specialists (who work solely in educational environments).

I appreciate your consideration of this bill, and urge its passage.

Sincerely,

Neil B. Themea, M.S. CCC-SLP  
V.P. Governmental Affairs  
New Hampshire Speech-Language-Hearing Association

The Honorable Sharon Carson  
Chair, Senate Executive Departments and Administration Committee  
New Hampshire State House  
107 North Main Street  
Concord, NH 03303

March 7, 2022

Re: HB 1016, as Amended, Licensing Speech-Language Specialists and Eliminating the Speech-Language Specialist Endorsement

Dear Senator Carson and Committee Members,

I am writing to express support for this bill which allows for individuals currently certified by the NH Department of Education as Speech-Language Specialists to be licensed by the NH Office of Professional Licensure and Certification's Office of Licensed Allied Health Professionals.

Passage of HB 1016 as Amended will resolve two issues:

- 1.) governmental oversight of individuals providing speech-language pathology services in NH is split between the OPLC and the Department of Education
- 2.) the Department of Education's rules require licensed Speech-Language Pathologists to also hold the Speech-Language Specialist Endorsement.

Consolidating governmental oversight of all providers of speech and language pathology services in one agency will allow for consistency in rules and procedures. This move has the approval of the NH Department of Education and will allow the Department of Education to eliminate the Speech-Language Specialist endorsement which removes the requirement that Licensed Speech-Language Pathologists maintain two state-level credentials.

Initially, it was proposed that the currently certified Speech-Language Specialists be granted licenses as Speech-Language Pathologists, but this conflicted with the requirements of the Audiology-Speech-Language Pathology Interstate Compact which was passed while this initiative was being developed.

It is necessary that NH comply with the requirements of the Compact and the American Speech-Language-Hearing Association suggested that a new license be issued for speech-language specialists. By using an alternative title, the individuals holding that license would automatically be excluded from any participation in the Compact.

Please pass HB1016 so that all individuals providing speech-language services in NH are regulated by the same governing body and the Department of Education's Speech-Language Specialist endorsement can be eliminated.

Respectfully submitted,

*Victoria Chesterley, MS, CCC-SLP*

Victoria Chesterley, MS, CCC-SLP  
Legislative Committee Member, New Hampshire Speech-Language Hearing Association

# Voting Sheets

**Senate Executive Departments and  
Administration Committee  
EXECUTIVE SESSION RECORD  
2022 Session**

Bill # HB 1016

Hearing date: 3/9/2022

Executive Session date: 3/9/2022

Motion of: OTP Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Carson, Chair	/			/	
Sen. Reagan, Vice Chair	/	/		/	
Sen. Ricciardi	/			/	
Sen. Cavanaugh	/			/	
Sen. Prentiss	/		/	/	

Motion of: Consent Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Carson, Chair	/			/	
Sen. Reagan, Vice Chair	/	/		/	
Sen. Ricciardi	/			/	
Sen. Cavanaugh	/		/	/	
Sen. Prentiss	/			/	

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

Committee Member	Present	Made by	Second	Yes	No
Sen. Carson, Chair					
Sen. Reagan, Vice Chair					
Sen. Ricciardi					
Sen. Cavanaugh					
Sen. Prentiss					

Reported out by: Sen Prentiss

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

# Committee Report



STATE OF NEW HAMPSHIRE  
SENATE  
REPORT OF THE COMMITTEE  
FOR THE CONSENT CALENDAR

Wednesday, March 9, 2022

THE COMMITTEE ON Executive Departments and Administration  
to which was referred **HB 1016-FN**

AN ACT                                      relative to licensing of speech-language specialists.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF:    5-0

Senator Suzanne Prentiss  
For the Committee

This bill requires that practicing speech-language pathologists within certain educational settings be licensed as a speech-language pathologist. The bill also creates efficiencies by eliminating the certification of speech-language specialists by the Department of Education (DOE) and shifting the oversight to the speech-language pathology governing board that operates under the Office of Professional Licensure and Certification. Professionals currently certified as a speech-language specialist by the DOE may continue to practice in such capacity.

Chantell Wheeler 271-1403

## General Court of New Hampshire - Bill Status System

**Docket of HB1016**

Docket Abbreviations

**Bill Title:** (New Title) relative to licensing of speech-language specialists.*Official Docket of HB1016.:*

<b>Date</b>	<b>Body</b>	<b>Description</b>
10/29/2021	H	<b>Introduced</b> 01/05/2022 and referred to Executive Departments and Administration
1/20/2022	H	Public Hearing: 01/20/2022 2:30 p.m. LOB302-304
2/2/2022	H	Executive Session: 01/20/2022 02:00 pm LOB302-304
2/2/2022	H	Committee Report: Ought to Pass with Amendment <b>#2022-0091h</b> . (NT) <b>(Vote 18-0; CC)</b>
2/16/2022	H	<b>Ought to Pass with Amendment</b> 2022-0091h: MA VV 02/16/2022 <b>HJ 3</b>
2/23/2022	H	Amendment <b>#2022-0091h</b> : AA VV 02/16/2022 <b>HJ 3</b>
3/1/2022	S	Introduced 02/24/2022 and Referred to Executive Departments and Administration; <b>SJ 5</b>
3/2/2022	S	<b>Hearing:</b> 03/09/2022, Room 103, SH, 09:00 am; <b>SC 10</b>
3/10/2022	S	Committee Report: Ought to Pass, 03/17/2022; Vote 5-0; CC; <b>SC 11</b>
3/17/2022	S	<b>Ought to Pass:</b> MA, VV; OT3rdg; 03/17/2022; <b>SJ 5</b>
3/29/2022	H	Enrolled Bill Amendment <b>#2022-1228EBA</b> : AA VV (in recess of) 03/17/2022 <b>HJ 8</b>
3/29/2022	S	Enrolled Bill Amendment <b>#2022-1228e</b> Adopted, VV, (In recess of 03/24/2022); <b>SJ 7</b>
4/7/2022	S	Enrolled Adopted, VV, (In recess 03/31/2022); <b>SJ 8</b>
4/8/2022	H	Enrolled (in recess of) 03/31/2022
4/20/2022	H	Signed by Governor Sununu 04/18/2022; Chapter 21; EFF.06/17/2022

NH House

NH Senate

# Other Referrals

March 25, 2022  
2022-1228-EBA  
08/10

Enrolled Bill Amendment to HB 1016-FN

The Committee on Enrolled Bills to which was referred HB 1016-FN

AN ACT relative to licensing of speech-language specialists.

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

FOR THE COMMITTEE

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Explanation to Enrolled Bill Amendment to HB 1016-FN

This enrolled bill amendment makes a technical correction to an RSA paragraph number.

Enrolled Bill Amendment to HB 1016-FN

Amend section 1 of the bill by replacing lines 1-3 with the following:

1 New Paragraph; Speech-Language Pathology; Eligibility for Initial Licensure. Amend RSA 326-F:3 by inserting after paragraph III the following new paragraph:

IV.(a) As of July 1, 2022, to be eligible to practice speech-language pathology in a public

**Senate Inventory Checklist for Archives**

Bill Number: HB1016

Senate Committee: EDA

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

Final docket found on Bill Status

**Bill Hearing Documents: {Legislative Aides}**

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

**Committee Action Documents: {Legislative Aides}**

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

\_\_\_ - amendment # \_\_\_\_\_      \_\_\_ - amendment # \_\_\_\_\_  
 \_\_\_ - amendment # \_\_\_\_\_      \_\_\_ - 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) 12256 EBA
- 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:

OTBWZ  
Committee Aide

5 13 2022  
Date

Senate Clerk's Office AK