

LEGISLATIVE COMMITTEE MINUTES

HB1045

Bill as
Introduced

HB 1045 - AS AMENDED BY THE HOUSE

15Mar2022... 0902h

2022 SESSION

22-2118

11/08

HOUSE BILL **1045**

AN ACT relative to the composition of the ethics oversight advisory committee.

SPONSORS: Rep. M. Pearson, Ruck. 34

COMMITTEE: Health, Human Services and Elderly Affairs

AMENDED ANALYSIS

This bill changes the membership of the ethics oversight advisory committee.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 the composition of the ethics oversight advisory committee.

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

1 1 Ethics Oversight Advisory Committee. RSA 141-C:27, III is repealed and reenacted to read as
2 follows:

3 III. The members of the committee shall be as follows:

4 (a) Two members of the house of representatives, one of whom shall be from the
5 minority party, appointed by the speaker of the house of representatives. The speaker shall give
6 preference to those members who have been trained in ethics.

7 (b) One member of the senate, appointed by the senate president. The senate president
8 shall give preference to a member who has been trained in ethics.

9 (c) The commissioner of the department of health and human services, or designee.

10 (d) The director of the department of health and human services, division of public
11 health services.

12 (e) The state epidemiologist.

13 (f) An attorney well-versed in medical ethics, appointed by the president of the New
14 Hampshire Bar Association.

15 (g) A physician well-versed in medical ethics, appointed by the president of the New
16 Hampshire Medical Society.

17 (h) The executive director of the governor's commission on disability, or designee.

18 (i) A nurse well-versed in medical ethics, appointed by the president of the New
19 Hampshire Board of Nursing.

20 (j) A psychologist well-versed in ethics, appointed by the president of the New
21 Hampshire Psychological Association.

22 (k) A professor of ethics currently teaching at a college or university in New Hampshire,
23 appointed by the chairperson elected in paragraph IV.

24 2 Ethics Oversight Advisory Committee. Amend RSA 141-C:27, IV to read as follows:

25 IV. The committee shall elect one of the legislative members as chairperson. Legislative
26 members of the committee shall receive mileage at the legislative rate when attending to the duties
27 of the committee. The committee shall meet initially within ~~[30]~~ 90 days of the effective date of this
28 section and then as regularly as the chairperson shall direct.

29 3 Effective Date. This act shall take effect 60 days after its passage.

CHAPTER 57
HB 1045 - FINAL VERSION

15Mar2022... 0902h

2022 SESSION

22-2118
11/08

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CHAPTER 57
HB 1045 - FINAL VERSION

15Mar2022... 0902h

22-2118
11/08

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In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to the composition of the ethics oversight advisory committee.

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

1 57:1 Ethics Oversight Advisory Committee. RSA 141-C:27, III is repealed and reenacted to read as
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6 those members who have been trained in ethics.

7 (b) One member of the senate, appointed by the senate president. The senate president
8 shall give preference to a member who has been trained in ethics.

9 (c) The commissioner of the department of health and human services, or designee.

10 (d) The director of the department of health and human services, division of public health
11 services.

12 (e) The state epidemiologist.

13 (f) An attorney well-versed in medical ethics, appointed by the president of the New
14 Hampshire Bar Association.

15 (g) A physician well-versed in medical ethics, appointed by the president of the New
16 Hampshire Medical Society.

17 (h) The executive director of the governor's commission on disability, or designee.

18 (i) A nurse well-versed in medical ethics, appointed by the president of the New Hampshire
19 Board of Nursing.

20 (j) A psychologist well-versed in ethics, appointed by the president of the New Hampshire
21 Psychological Association.

22 (k) A professor of ethics currently teaching at a college or university in New Hampshire,
23 appointed by the chairperson elected in paragraph IV.

24 57:2 Ethics Oversight Advisory Committee. Amend RSA 141-C:27, IV to read as follows:

25 IV. The committee shall elect one of the legislative members as chairperson. Legislative
26 members of the committee shall receive mileage at the legislative rate when attending to the duties of the
27 committee. The committee shall meet initially within ~~[30]~~ 90 days of the effective date of this section and
28 then as regularly as the chairperson shall direct.

57:3 Effective Date. This act shall take effect 60 days after its passage.

Approved: May 20, 2022
Effective Date: July 19, 2022

Committee Minutes

Senate Executive Departments and Administration Committee

Chantell Wheeler 271-1403

HB 1045, relative to the composition of the ethics oversight advisory committee.

Hearing Date: April 6, 2022

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

Members of the Committee Absent: Senator Reagan

Bill Analysis: This bill changes the membership of the ethics oversight advisory committee.

Sponsors:
Rep. M. Pearson

Who supports the bill: Rep. Pearson, Rep. Layon, John Williams (Department of Health and Human Services), Clarence Skidmore

Who opposes the bill: None

Who is neutral on the bill: None

Summary of testimony presented in support:

- Rep. Pearson introduced the bill and stated that he has communicated with Commissioner Shibinette (DHHS).
- The Commissioner does not make use of the ethics committees currently available because the members do not have ethics backgrounds.
- Rep. Pearson learned that there is an eagerness from various organizations who have ethics sub-committees to serve on the ethics oversight advisory committee.
- This bill is fully supported by the Commissioner of Health and Human Services.

Summary of testimony presented in opposition: None

Neutral Information Presented: None

Speakers

Senate Executive Departments and Administration Committee

Date: 04/06/2022

Time: 9:45 a.m.

Public Hearing on: **HB 1045**

Please check box(es) that apply.

SPEAKING FAVOR OPPOSED

NAME (Please print)

REPRESENTING

John Williams D HHS

-

Rep Mark Pearson bill sponsor

Rep Erica Layon Derry

Senate Remote Testify

Executive Departments and Administration Committee Testify List for Bill HB1045 on 2022-04-06

Support: 1 Oppose: 0

| <u>Name</u> | <u>Title</u> | <u>Representing</u> | <u>Position</u> |
|--------------------|------------------------|---------------------|-----------------|
| SKIDMORE, CLARENCE | A Member of the Public | Myself | Support |

Voting Sheets

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

Bill # **HB 1045**

Hearing date: **4.6.2022**

Executive Session date: **4.6.2022**

Motion of: **OTP** Vote: **5-0**

| Committee Member | Present | Made by | Second | Yes | No |
|-------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| Sen. Carson, Chair | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Reagan, Vice Chair | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Ricciardi | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Cavanaugh | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Prentiss | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Motion of: **Consent** Vote: **5-0**

| Committee Member | Present | Made by | Second | Yes | No |
|-------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| Sen. Carson, Chair | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Reagan, Vice Chair | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Ricciardi | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Cavanaugh | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sen. Prentiss | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Motion of: _____ Vote: _____

| Committee Member | Present | Made by | Second | Yes | No |
|-------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
| Sen. Carson, Chair | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Sen. Reagan, Vice Chair | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Sen. Ricciardi | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Sen. Cavanaugh | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Sen. Prentiss | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Reported out by: **Consent Sen. Carson**

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Wednesday, April 6, 2022

THE COMMITTEE ON Executive Departments and Administration

to which was referred **HB 1045**

AN ACT

relative to the composition of the ethics oversight
advisory committee.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator Sharon Carson
For the Committee

This bill changes the composition of the ethics oversight advisory committee, a group charged with initiating advice to be given to the Commissioner of Department of Health and Human Services (DHHS) on various departmental decisions involving ethical questions and receiving requests from the Commissioner for such advice. The previous composition of the committee did not place an emphasis on those trained in the formal study of ethics and thus did not prove useful. The committee recommends this bill ought to pass.

Chantell Wheeler 271-1403

General Court of New Hampshire - Bill Status System

Docket of HB1045

Docket Abbreviations

Bill Title: (New Title) relative to the composition of the ethics oversight advisory committee.*Official Docket of HB1045.:*

| Date | Body | Description |
|-------------|-------------|---|
| 11/2/2021 | H | Introduced 01/05/2022 and referred to Health, Human Services and Elderly Affairs |
| 1/12/2022 | H | Public Hearing: 01/18/2022 11:00 am LOB 210-211 |
| 1/21/2022 | H | Public Hearing: 02/07/2022 10:15 am LOB 210-211 |
| 3/1/2022 | H | Executive Session: 03/07/2022 09:30 am LOB 210-211 |
| 3/8/2022 | H | Committee Report: Ought to Pass with Amendment #2022-0902h (NT) (Vote 21-0; CC) |
| 3/16/2022 | H | Amendment #2022-0902h: AA VV 03/15/2022 HJ 6 |
| 3/15/2022 | H | Ought to Pass with Amendment 2022-0902h: MA VV 03/15/2022 HJ 6 |
| 3/22/2022 | S | Introduced 03/17/2022 and Referred to Executive Departments and Administration; SJ 6 |
| 3/31/2022 | S | Hearing: 04/06/2022, Room 103, SH, 09:45 am; SC 14 |
| 4/6/2022 | S | Committee Report: Ought to Pass, 04/14/2022; Vote 5-0; CC; SC 15 |
| 4/14/2022 | S | Ought to Pass: MA, VV; OT3rdg; 04/14/2022; SJ 8 |
| 5/13/2022 | S | Enrolled Adopted, VV, (In recess 05/12/2022); SJ 13 |
| 5/13/2022 | H | Enrolled (in recess of) 05/12/2022 |
| 5/24/2022 | H | Signed by Governor Sununu 05/20/2022; Chapter 57; Eff. 07/19/2022 |

NH House

NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB1045

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)

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:

[Signature]
Committee Aide

5 13 2012
Date

Senate Clerk's Office AK