

LEGISLATIVE COMMITTEE MINUTES

**HB1487**

# Bill as Introduced

HB 1487 - AS AMENDED BY THE HOUSE

15Mar2022... 0983h

2022 SESSION

22-2364  
05/10

HOUSE BILL        **1487**

AN ACT            relative to the procedure for withdrawal from the vaccine registry.

SPONSORS:        Rep. Prout, Hills. 37; Rep. Blasek, Hills. 21; Rep. Binford, Graf. 15; Rep. Johnson,  
Belk. 3; Rep. T. Lekas, Hills. 37

COMMITTEE:      Health, Human Services and Elderly Affairs

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AMENDED ANALYSIS

This bill provides that an individual's request to withdraw from the state immunization registry shall be signed by a current or former health care provider or notarized by an authorized government official.

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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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 the procedure for withdrawal from the vaccine registry.

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

1           1 Legislative Findings.

2           I. Immunizations and vaccines are often distributed by pharmacists, clinics, and other  
3 settings where the patient has a loose and transient relationship with the health care provider.

4           II. However, the department of health and human services process for withdrawal and  
5 removal of information from the New Hampshire immunization/vaccination registry requires a  
6 signature from a current or former health care provider.

7           III. It may be difficult or impossible for an individual who does not receive regular health  
8 care to track down a former transient providers for the purpose of signing the form prescribed by the  
9 department for this purpose.

10          IV. To ensure that an individual's right to withdraw from participation in the  
11 immunization/vaccination registry is effectively available to all residents of New Hampshire, if they  
12 so choose, the general court finds that limiting the requirement to a current or former health care  
13 provider to sign the form is an undue burden that does not further a legitimate state interest.

14          2 New Paragraph; Communicable Disease; Immunization Registry. Amend RSA 141-C:20-f by  
15 inserting after paragraph III the following new paragraph:

16           III-a. A patient, or the patient's parent or guardian if the patient is a minor, may withdraw  
17 from participation in, and request the removal of information from, the registry at any time by  
18 submitting a request for withdrawal directly to the department of health and human services. The  
19 form shall be signed by a current or former health care provider, or the form shall be notarized by an  
20 official authorized by a governmental authority to notarize the signature.

21          3 Effective Date. This act shall take effect 60 days after its passage.

HB 1487 - AS AMENDED BY THE SENATE

15Mar2022... 0983h  
04/21/2022 1536s

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20 official authorized by a governmental authority to notarize the signature. If the patient is a minor,  
21 the form shall require the signature of a health care provider.

22 3 Effective Date. This act shall take effect 60 days after its passage.

CHAPTER 307  
HB 1487 - FINAL VERSION

15Mar2022... 0983h  
26May2022... 2040CofC

2022 SESSION

22-2364  
05/10

HOUSE BILL            **1487**

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HB 1487 - FINAL VERSION

15Mar2022... 0983h  
26May2022... 2040CofC

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18 submitting a request for withdrawal directly to the department of health and human services. The  
19 form shall be signed by a health care provider, or the form shall be notarized by an official  
20 authorized by a governmental authority to notarize the signature. If the patient is a minor, the form  
21 shall require the signature of a health care provider or the notarized signature of the minor's parent  
22 or legal guardian. The form provided by the department shall include information and consequences  
23 of withdrawing from the registry and that the responsibility to maintain vaccination records  
24 becomes the responsibility of the patient or the patient's parent or guardian if the patient is a minor.

307:3 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 01, 2022  
Effective Date: August 30, 2022



# Amendments

Sen. Bradley, Dist 3  
April 12, 2022  
2022-1453s  
05/04

Amendment to HB 1487

1 Amend the bill by replacing section 2 with the following:

2

3 2 New Paragraph; Communicable Disease; Immunization Registry. Amend RSA 141-C:20-f by  
4 inserting after paragraph III the following new paragraph:

5 III-a. A patient, or the patient's parent or guardian if the patient is a minor, may withdraw  
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10 the form shall require the signature of a health care provider.

UNAPPROVED

# Committee Minutes

# SENATE CALENDAR NOTICE

## Health and Human Services

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

Date: March 29, 2022

### HEARINGS

Wednesday

04/06/2022

(Day)

(Date)

Health and Human Services

State House 100

9:00 a.m.

(Name of Committee)

(Place)

(Time)

9:00 a.m.	<b>HB 1345</b>	relative to the release of a teenager's medical records to a parent or guardian.
9:20 a.m.	<b>HB 1139</b>	relative to ophthalmic prescription requirements.
9:40 a.m.	<b>HB 1487</b>	relative to the procedure for withdrawal from the vaccine registry.
10:00 a.m.	<b>HB 1466</b>	relative to the off-label use of prescription drugs and relative to pharmacy prescriptions.
10:20 a.m.	<b>HB 1099</b>	prohibiting the department of health and human services from requiring vaccine passports for services.
10:40 a.m.	<b>HB 1439</b>	relative to hospital visitation policies.
11:00 a.m.	<b>HB 1241</b>	prohibiting a school district from mandating a COVID-19 vaccination for school attendance.
11:20 a.m.	<b>HB 1495-FN</b>	prohibiting the state from requiring businesses to require vaccine or documentation related to vaccination or immunity status.
11:40 a.m.	<b>HB 1035</b>	relative to exemptions from school vaccine mandates.
12:00 p.m.	<b>HB 1606</b>	making the state vaccine registry an opt-in program.

EXECUTIVE SESSION MAY FOLLOW

**Sponsors:**

**HB 1345**

Rep. Gay  
Rep. Bernardy  
Rep. Kofalt

Rep. Renzullo  
Rep. Greeson  
Rep. Rung

Rep. M. Pearson  
Rep. Layon  
Sen. Gannon

Rep. Wuelper  
Rep. Homola

**HB 1139**

Rep. Veilleux

Rep. Petrigno

Rep. Labranche

**HB 1487**

Rep. Prout  
Rep. T. Lekas

Rep. Blasek

Rep. Binford

Rep. Johnson

**HB 1466**

Rep. Cross  
Rep. Potucek

Rep. Yakubovich  
Rep. Layon

Rep. Aron

Rep. Blasek

**HB 1099**

Rep. Torosian  
Rep. True

Rep. Littlefield  
Rep. Green

Rep. Andrus  
Rep. Blasek

Rep. J. Smith

**HB 1439**

Rep. Rice  
Rep. Roy  
Sen. Avard

Rep. Layon  
Rep. Harvey-Bolia  
Sen. Birdsell

Rep. Aron  
Rep. Abbas

Rep. Notter  
Rep. Greene

**HB 1241**

Rep. Lanzara

Rep. Littlefield

**HB 1495-FN**

Rep. Lanzara  
Rep. T. Lekas

Rep. Blasek  
Rep. Turcotte

Rep. Aron  
Rep. Kofalt

Rep. Foster  
Rep. Harvey-Bolia

**HB 1035**

Rep. Lang  
Sen. Ricciardi

Rep. Pearl

Sen. Giuda

Sen. Avard

**HB 1606**

Rep. Lang  
Rep. Harvey-Bolia  
Rep. Pauer  
Sen. Ricciardi

Rep. Nunez  
Rep. Notter  
Rep. McLean

Rep. Rice  
Rep. T. Lekas  
Sen. Avard

Rep. Binford  
Rep. Bordes  
Sen. Giuda

Cameron Lapine 271-2104

Jeb Bradley  
Chairman

**Senate Health and Human Services Committee**  
*Cameron Lapine 271-2104*

HB 1487, relative to the procedure for withdrawal from the vaccine registry.

Hearing Date: April 6, 2022

Time Opened: 10:35 a.m.

Time Closed: 10:53 a.m.

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

Members of the Committee Absent: Senators Bradley and Gray

**Bill Analysis:** This bill provides that an individual's request to withdraw from the state immunization registry shall be signed by a current or former health care provider or notarized by an authorized government official.

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**Sponsors:**

Rep. Prout

Rep. Blasek

Rep. Binford

Rep. Johnson

Rep. T. Lekas

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**Who supports the bill:** In total, **173 individuals** signed in support of HB 1487. The full sign in sheets are available upon request to the Legislative Aide, Cameron Lapine (cameron.lapine@leg.state.nh.us).

**Who opposes the bill:** In total, **1 individual** signed in opposition to HB 1487. The full sign in sheets are available upon request to the Legislative Aide, Cameron Lapine (cameron.lapine@leg.state.nh.us).

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

**Summary of testimony presented in support:**

**Representative Andrew Prout**

**Hillsborough County District 37**

- Representative Prout said that HB 1487 is based on consent. He said that HB 1487 requires the Department of Health and Human Services (DHHS) to accept the form for withdrawal from the vaccine registry directly from individuals. He said that the current procedure only accepts the form from a medical provider, although this would still be accepted under HB 1487.
- Rep. Prout said that the form for withdrawal from the registry would be based on the form used to request a record from the registry.
- Rep. Prout said that HB 1487 is trying to answer, under the existing method, the question of what happens if a provider does not want to offer the form without an office visit or how to track down someone's most recent pharmacist if they do not have a medical provider.
- Rep. Prout said that notaries are available in many locations and often are free.

- Rep. Prout said that other forms within the registry do not require a signature from a medical provider and it is only the withdrawal form that cannot come directly from the public.

## **Representative Betty Gay**

### **Rockingham County District 8**

- Representative Gay said that all parents need to be able to keep track of their children's medical records, as most children will have multiple providers. She said that it is not necessary for the state to maintain that record.
- Rep. Gay said that HB 1487 does not impact those people who want the state to maintain their record within the vaccine registry.
- Rep. Gay said that if someone wants to remove their records from the system entirely it is very difficult to get them out.
- Rep. Gay said that HB 1487 reaches the needs of people who both do and do not want their records in the system.

## **JR Hoell**

### **Former Representative**

- Mr. Hoell said that, by mandating information remains in the registry, people who care about their children's privacy will not participate in the medical system at all.
- Mr. Hoell said that there was a hearing scheduled in October of 2021 on rulemaking for the vaccine registry database. He said that over 150 people wanted to testify on those rules and against the expansion of the information in the system. He said that the hearing was cancelled and not rescheduled.
- Mr. Hoell said that he has a passion for the medical industry and making sure that information is used correctly. He said that has seen information used incorrectly and referenced several breaches of databases.
- Mr. Hoell said that parents should easily be able to say that they do not want to participate in the system. He said that the system should be opt-in, rather than opt-out.
- Mr. Hoell said that medical providers should already maintain the information within the system on their own.
- Senator Avard asked if Mr. Hoell has seen the amendment offered by DHHS.
  - Mr. Hoell said that his children have various levels of vaccination and he knows where their records are. He said that if a parent cares about the children, then they will maintain their records. He said that the state does not need to keep a duplicative record of what the parents already have.

## **Representative Erica Layon**

### **Rockingham County District 6**

- Representative Layon said that there is a process for withdrawing from the vaccine registry but it requires a signature from a doctor. She said that HB 1487 contains a requirement for a notary so that one person cannot maliciously remove another person.
- Rep. Layon said that there is another bill to provide a "carrot" for participating in the registry. She said that she expects more people will still participate in the registry but, for those who value their privacy more so, they should not have to schedule a meeting with a medical provider in order to opt-out.

- Senator Avard asked for clarity on whether or not the vaccine registry was an opt-in system.
  - Rep. Layon said that the language regarding opt-in versus opt-out was not clear when the legislation was filed. She said that there is a bill to clean up the language but it operates as an opt-out system presently. She said that one of the conditions of receiving federal Covid-19 relief funds was to have a vaccine registry in order to track the flow of what was an initially limited supply of vaccines. She said that it seems straightforward and commonsense to not be an opt-out system.

**Julie Smith**

**Nashua**

- Ms. Smith said that people with a common name often have multiple search results that are not about them.
- Ms. Smith said that once data is breached and leaked, it is available for ever.
- Ms. Smith said that, as a child, she received her pediatric medical care at the Matthew Thornton facility, which has since been merged with Dartmouth-Hitchcock Health. She said that a receptionist at a separate facility recently pulled up her childhood address when checking her in.
- Ms. Smith said that once information is available, it is hard to scrub.

**Mr. Hoell**

**Speaking for a Second Time**

- Mr. Hoell said that in 2018 Question 2 was adopted by the voters of New Hampshire with 81% support.
- Mr. Hoell encouraged the Committee not to lose sight of the public's interest in privacy.

**Summary of testimony presented in opposition:**

**John Williams and Anne Marie Mercuri**

**Director of Legislative Affairs; Chief, Immunization Section, Bureau of Infectious Disease Control, DHHS**

- Mr. Williams said that DHHS opposes HB 1487 and opposed HB 1487 in the House.
- Mr. Williams said that DHHS appreciates the work done by the House Health, Human Services, and Elderly Affairs Committee, which worked to meet some of DHHS' concerns but concerns still exist.
- Mr. Williams said that DHHS suggested adding a sentence to HB 1487 if the bill is going to pass to ensure that minors being withdrawn from the registry would still need a signature from a medical provider.
- Ms. Mercuri said that it is especially important for medical providers to be involved when making decisions for minors. She said that withdrawal from the registry has clinical implications and leads to incomplete medical records. She said that there is a need to have easily accessible records within the system to prevent re-vaccination and to guide clinical care decisions.



- Ms. Mercuri said that withdrawing from the registry will delete all information from the system. She said that a provider would need to know in advance of a withdrawal to ensure that they have the files downloaded before the deletion occurs.
- Ms. Mercuri said that DHHS recognizes that the signature is an extra step but it does promote ensuring that the appropriate care is provided.

**Neutral Information Presented: None.**

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Date Hearing Report completed: April 8, 2022

# Speakers

# Senate Health & Human Services Committee

## SIGN-IN SHEET

Date: Wednesday April 6, 2022      Time: 9:40 a.m.

HB 1487      AN ACT relative to the procedure for withdrawal from the vaccine registry.

Name/Representing (please print neatly)

	Support	Neutral	Oppose	Speaking?	Yes	No
Leah Russell Jett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
Julie Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
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Anne Marie Mercuri/John Williams <sup>DHMS</sup>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rep. Betty Gay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
REP TONY LIKAS / HILLS 37	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
Rep. Peter Torosian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
Rep Melissa Blasek	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rep. Linda Gould	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
Rep. Andrew Prout	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Speaking? <i>Prime sponsor</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Amy Wiedmer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Zach Touba	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
SP Hoell Rebuild NH	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
KEVIN CHAPMAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rep Erica Layton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Nick Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>



# Senate Health & Human Services Committee

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Name/Representing *(please print neatly)*

Name/Representing <i>(please print neatly)</i>	Support <input type="checkbox"/>	Neutral <input type="checkbox"/>	Oppose <input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Larisa M. Trexler	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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# Senate Remote Testify

## Health and Human Services Committee Testify List for Bill HB1487 on 2022-04

Support: 153 Oppose: 0

<u>Name</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>
Van Arsdale, Linda	A Member of the Public	Myself	Support
Smith, Julie	A Member of the Public	Myself	Support
glidden, deborah	A Member of the Public	Myself	Support
Courchaine, Sarah	A Member of the Public	Myself	Support
S, Roy	A Member of the Public	Myself	Support
S, Julie	A Member of the Public	Myself	Support
Merner, Kelly	A Member of the Public	Myself	Support
Minehart, Will	A Member of the Public	Myself	Support
Trexler, Larisa	A Member of the Public	Myself	Support
Trexler, Ryan	A Member of the Public	Myself	Support
Barassi, Tina	A Member of the Public	Myself	Support
McKinney, Carolyn	A Member of the Public	Myself	Support
Moore, Kristen	A Member of the Public	Myself	Support
Panek, Taylour	A Member of the Public	Myself	Support
Bemis, Ashley	A Member of the Public	Myself	Support
Doughty, Patrick	A Member of the Public	Myself	Support
Comstock, Nancy	A Member of the Public	Myself	Support
Panek, Thomas	A Member of the Public	Myself	Support
Panek, Charles	A Member of the Public	Myself	Support
Panek, Sandra	A Member of the Public	Myself	Support
Roy, Mary	A Member of the Public	Myself	Support
Cedolin, Allexandra	A Member of the Public	Myself	Support
Cedolin, Bradley	A Member of the Public	Myself	Support
Wilson, Audra	A Member of the Public	Myself	Support
Wilson, Rock	A Member of the Public	Myself	Support
LaLone, Ed	A Member of the Public	Myself	Support
Cushman, Leah	An Elected Official	Myself	Support
Cushman, Stephen	A Member of the Public	Myself	Support
Rojas, Cali	A Member of the Public	Myself	Support
Faunce, Thomas	A Member of the Public	Myself	Support
Rojas, Emily	A Member of the Public	Myself	Support
Faunce, Mary	A Member of the Public	Myself	Support
Nadreau, Courtney	A Member of the Public	Myself	Support
Nadreau, Todd	A Member of the Public	Myself	Support
McCartney, Michelle	A Member of the Public	Myself	Support
McCartney, Evan	A Member of the Public	Myself	Support
Kishinevsky, Rebecca	A Member of the Public	Myself	Support
O'Donnell, Kristy	A Member of the Public	Myself	Support
O'Donnell, Brian	A Member of the Public	Myself	Support
Phillips, Emily	A Member of the Public	Myself	Support
Howland, Curtis	A Member of the Public	Myself	Support
Bowers, Steven	A Member of the Public	Myself	Support
Bowers, Danielle	A Member of the Public	Myself	Support
Jensen, Jean	A Member of the Public	Myself	Support
Bemis, Amanda	A Member of the Public	Myself	Support
Mamuse, Andrew	A Member of the Public	Myself	Support
McLeod, Thomas	A Member of the Public	Myself	Support

deMartelly, E	A Member of the Public	Myself	Support
McLeod, Raphaella	A Member of the Public	Myself	Support
Avery, Tara	A Member of the Public	Myself	Support
McLeod, Ferngold	A Member of the Public	Myself	Support
Clendenen, Faith	A Member of the Public	Myself	Support
House, Nancy	A Member of the Public	Myself	Support
Economakis, Melissa	A Member of the Public	Myself	Support
Jorgensen, Patricia	A Member of the Public	Myself	Support
Wester, Jessica	A Member of the Public	Myself	Support
Leone, John	A Member of the Public	Myself	Support
Leone, Rose	A Member of the Public	Myself	Support
Etlinger, David	A Member of the Public	Myself	Support
DiMasi, Alisha	A Member of the Public	Myself	Support
Palm, Renee	A Member of the Public	Myself	Support
Millman, Linda	A Member of the Public	Myself	Support
Johnson, Paula	A Member of the Public	Myself	Support
Mack, Barbara	A Member of the Public	Myself	Support
Mack, Donald	A Member of the Public	Myself	Support
Hand, Cathy	A Member of the Public	Myself	Support
Archambault, Luanna	A Member of the Public	Myself	Support
Strycharz, Sarah	A Member of the Public	Myself	Support
Diggins, Margie	A Member of the Public	Myself	Support
DuBose, Joseph	A Member of the Public	Myself	Support
Andrade, Jennifer	A Member of the Public	Myself	Support
Saba, Robin	A Member of the Public	Myself	Support
Somnese, Cheryl	A Member of the Public	Myself	Support
Pritchard, CT	A Member of the Public	Myself	Support
Cook, Susan	A Member of the Public	Myself	Support
Medeiros, Jesse	A Member of the Public	Myself	Support
Cloutier, Suzanne	A Member of the Public	Myself	Support
Niehaus, Adriane	A Member of the Public	Myself	Support
Guyen, Taci	A Member of the Public	Myself	Support
Johnson, Vivian	A Member of the Public	Myself	Support
SKIDMORE, CLARENCE	A Member of the Public	Myself	Support
graustein, alan	A Member of the Public	Myself	Support
Albrecht, Tom	A Member of the Public	Myself	Support
Enos, Liz	A Member of the Public	Myself	Support
Hinckley, Cheryl	A Member of the Public	Myself	Support
Young, Tim	A Member of the Public	Myself	Support
Lozito, Patrick	A Member of the Public	Myself	Support
Lozito, Viola Marie	A Member of the Public	Myself	Support
Maillet, Brenda	A Member of the Public	Myself	Support
Maillet, Ivan	A Member of the Public	Myself	Support
Le Doux, Julie	A Member of the Public	Myself	Support
Timmins, Courtney	A Member of the Public	Myself	Support
Timmins, Jeremiah	A Member of the Public	Myself	Support
Garnett, Marikaye	A Member of the Public	Myself	Support
Grady, Virginia	A Member of the Public	Myself	Support
Murphy, Kevin	A Member of the Public	Myself	Support
Werner, Renee	A Member of the Public	Myself	Support
Werner, David	A Member of the Public	Myself	Support
Werner, Michael	A Member of the Public	Myself	Support
Gable, Melissa	A Member of the Public	Myself	Support
Gable, Aaron	A Member of the Public	Myself	Support
Lussier, Deborah	A Member of the Public	Myself	Support
Mara, Jessica Kuncik	A Member of the Public	Myself	Support



Roy, Lucy	A Member of the Public	Myself	Support
schade, kate	A Member of the Public	Myself	Support
schade, stephen	A Member of the Public	Myself	Support
dizillo, joseph	A Member of the Public	Myself	Support
purnell, li	A Member of the Public	Myself	Support
LaPointe, Susan	A Member of the Public	Myself	Support
Rousseau, Michael	A Member of the Public	Myself	Support
Early, Robert	A Member of the Public	Myself	Support
Kriese, Clay	A Member of the Public	Myself	Support
Kauffman, Jeri	A Member of the Public	Myself	Support
Martin, Kurt	A Member of the Public	Myself	Support
Martin, Valerie	A Member of the Public	Myself	Support
Barton, Marjorie	A Member of the Public	Myself	Support
Kliskey, Jessica	A Member of the Public	Myself	Support
Owens, Kimberly	A Member of the Public	Myself	Support
kirsch, walter	A Member of the Public	Myself	Support
Ferrantello, Anthony	A Member of the Public	Myself	Support
Cowie, Roberta	A Member of the Public	Myself	Support
Brocius, Susan	A Member of the Public	Myself	Support
CRITTENDEN, JAMES	A Member of the Public	Myself	Support
Cormier, Jennifer	A Member of the Public	Myself	Support
Dyer, Allison	A Member of the Public	Myself	Support
Alberu, Mimi	A Member of the Public	Myself	Support
See, Alvin	A Member of the Public	Myself	Support
Condon, Laura	A Member of the Public	Myself	Support
Beame, Julia	A Member of the Public	Myself	Support
Cope, David	A Member of the Public	Myself	Support
chapman, kevin	A Member of the Public	Myself	Support
Cembalisty, Clara	A Member of the Public	Myself	Support
Cembalisty, Richard	A Member of the Public	Myself	Support
Delano, Janic	A Member of the Public	Myself	Support
Owens, Brady	A Member of the Public	Myself	Support
Haefner, Aly	A Member of the Public	Myself	Support
Haefner, Mark	A Member of the Public	Myself	Support
Haefner, Christopher	A Member of the Public	Myself	Support
Haefner, Sean	A Member of the Public	Myself	Support
Haefner, Benjamin	A Member of the Public	Myself	Support
Haefner, Brigid	A Member of the Public	Myself	Support
Haefner, Mary Catherine	A Member of the Public	Myself	Support
Petrusewicz, Carol	A Member of the Public	Myself	Support
Morin, Eric	A Member of the Public	Myself	Support
Young, Susan	A Member of the Public	Myself	Support
Gannon, Cathleen	A Member of the Public	Myself	Support
Gulla, Victoria	A Member of the Public	Myself	Support
seeger, jessica	A Member of the Public	Myself	Support
Stokes, Matthew	A Member of the Public	Myself	Support
Barbour, Liz	A Member of the Public	Myself	Support
LaClair, Donna	A Member of the Public	Myself	Support
Sweeney, Margaret	A Member of the Public	Myself	Support
Cartier, Darlene	A Member of the Public	Myself	Support

# Testimony

## Cameron Lapine

---

**From:** Michelle Slack <khrisma888@gmail.com>  
**Sent:** Sunday, April 3, 2022 9:48 PM  
**To:** Jeb Bradley; James Gray; Tom Sherman; Becky Whitley; Kevin Avard; Cameron Lapine  
**Subject:** Support HB 1487

Dear committee members Please support the efforts to uphold part 1, article 2-B of the state constitution. Support Bill HB 1487 Thank you !

## Cameron Lapine

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**From:** Russell Payne <19riderlee36@comcast.net>  
**Sent:** Monday, April 4, 2022 1:34 PM  
**To:** Jeb Bradley; James Gray; Tom Sherman; Becky Whitley; Kevin Avard; Cameron Lapine  
**Subject:** HB1487

Dear Senate Committee on Health & human Services,

I support HB 1487 that is a procedure for withdrawal from vaccine registries. Every time I go to the doctor I'm reminded of how serious the federal government on the surface was about personal health information because of HIPPA. Even a more stringent limitation on government is in our U.S. Constitution's IV Amendment that secures the right of every person against unreasonable search and seizures in their persons houses and their persons. Unelected unaccountable bureaucrats should not be given license to violate this limitation on government just based on the assumption of power.

I remind you that the past few years have proven how right Patrick Henry was with his assertion : "Let us not rest our liberties on the assumption that our leaders will be virtuous." The fact that these violators of our rights who conduct their office on the basis of "assumptions of power" are so arrogant in their violations, means they are either totally ignorant of Americas Founding history our birthing documents the Declaration of Independence and/or the Constitution of the United States and our state Constitution; or they know they are breaking the law which is even worse. No matter which of the narratives above they are equally dangerous to ignore, for they both promise more arrogance and audacity in enforcing more unconstitutional rules that must be stopped now from bureaucracies such as the DHHS.

The vaccine data base registry must be eliminated. I urge you to support HB1487. For your information I enclose a link to a powerful 29 minute presentation that should be a part of our children's elementary education. For If these eternal truths were taught in school over the past century, representatives of the people would not ever consider violating our IV Amendment to promote government power. <https://jbs.org/video/featured/overview-of-america/>

Sincerely & Respectfully

Russ Payne

## **Cameron Lapine**

---

**From:** Anthony Ferrantello <ajfnino@gmail.com>  
**Sent:** Tuesday, April 5, 2022 9:46 AM  
**To:** Jeb Bradley; James Gray; Tom Sherman; Becky Whitley; Kevin Avard; Cameron Lapine  
**Subject:** Support HB 1487

Please support HB 1487. This bill asserts that individuals have the right to remove their names or their children's names from the vaccine database without their doctor's approval, which is a stipulation the Department of Health and Human Services is attempting to assert through rule-making. Please support this effort to uphold Part 1, Article 2-B of the State Constitution.

Thank you,  
Anthony Ferrantello  
Keene

## Cameron Lapine

---

**From:** Mercuri, Anne Marie <AnneMarie.Mercuri@dhhs.nh.gov>  
**Sent:** Thursday, April 7, 2022 12:09 PM  
**To:** Jeb Bradley; James Gray; Tom Sherman; Becky Whitley; Kevin Avard; Cameron Lapine  
**Cc:** TILLEY, PATRICIA; Williams, John; Rogers, Abigail  
**Subject:** HB1487 relative to the procedure for withdrawal from the vaccine registry  
**Attachments:** DHHS Senate Testimony on HB 1487.pdf

Dear Senator Bradley and Honorable members of the Senate Health and Human Services Committee:

Please find the attached written testimony being provided by the New Hampshire Department of Health and Human Services regarding the above-captioned legislation. Please let us know if you have any questions or need any additional information.

Respectfully submitted,

*Anne Marie*

Anne Marie Mercuri BSN, MPH  
Chief, NH Immunization Section  
Bureau of Infectious Disease Control  
New Hampshire Division of Public Health Services  
Department of Health and Human Services  
29 Hazen Dr., Concord, NH 03301-6504  
603.271.4261 FAX 603.271.3850  
[annemarie.mercuri@dhhs.nh.gov](mailto:annemarie.mercuri@dhhs.nh.gov)

**ATTENTION: please visit the DHHS COVID-19 website for the latest COVID-19 information, resources and guidance: <https://www.nh.gov/covid19/>**

New Hampshire Division of Public Health Services: Improving Health, Preventing Disease, Decreasing Costs for All.  
Visit us at: <http://www.dhhs.nh.gov/dphs/immunization/index.htm>

Follow us on Twitter @NHIDWatch

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Lori A. Shibinette  
Commissioner

Patricia M. Tilley  
Director

STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
*DIVISION OF PUBLIC HEALTH SERVICES*  
*BUREAU OF INFECTIOUS DISEASE CONTROL*

29 HAZEN DRIVE, CONCORD, NH 03301  
603-271-4496 1-800-852-3345 Ext. 4496  
Fax: 603-271-0545 TDD Access: 1-800-735-2964  
www.dhhs.nh.gov

**Testimony for HB 1487**  
**Relative to the procedure for withdrawal from the vaccine registry**  
**Senate Health and Human Services**  
**April 6, 2022**

Dear Chairman Bradley and Members of the Committee:

**The Department of Health and Human Services is opposed to HB 1487 as amended.**

The Department appreciates that HB1487 as amended has addressed the Departments concerns about the potential submission of fraudulent withdrawal forms by requiring a notarized signature when the form was not signed by a former or current provider. However, the Department continues to have concerns about the implications of removing the health care provider from this process, especially for children.

Immunization is considered one of the most important public health achievements of the last century. Immunizations are a safe, effective way to protect children and adults from disease, including some cancers, as well as hospitalization, disability, and death. Immunization information systems (IIS) are the confidential, secure, population-based, databases that record these critically important immunization doses that are administered by healthcare providers.

The **NH Immunization Information System (NHIIS)**, as authorized RSA 141-C:20-f, is the single secure repository of accurate, complete and current immunization records in New Hampshire. It provides benefits to individuals, healthcare providers, and the Department, including:

- Preventing administration of duplicate immunizations.
- Increasing immunization rates by promoting the most up-to-date immunization recommendations and helping to remind patients when immunizations are due. (**By age 2, more than 20% of children in the U.S. have seen more than one doctor**)
- Consolidating immunization records from multiple providers. Patients and families benefit from having access to a complete electronic immunization record that includes information from multiple healthcare organizations regardless of where a vaccine was received.
- Ensuring accountability of publicly purchased vaccines.
- Supporting public health activities by identifying communities with low vaccination rates to ensure access to vaccination and prevent infectious disease outbreaks.

Although IIS participation is beneficial and voluntarily sought after by most, current law (141-C:20-f) stipulates that no patient, or the patient's parent or guardian if the patient is a minor, shall be required to participate in the immunization registry. As such **individuals and parents or guardians of minors may currently elect to opt out**, meaning that their immunization information is not sent to the IIS by their vaccinating provider, **and/or withdraw their information from the IIS**, meaning that they can remove their existing immunization information from the system, under administrative rule He-P 307. Forms to opt out and withdraw from the NHIIS are available from vaccinating providers and online:

<https://www.dhhs.nh.gov/dphs/immunization/documents/nhiis-opt-out.pdf>

<https://www.dhhs.nh.gov/dphs/immunization/documents/withdraw-remove-info-nhiis.pdf>

The Department is in opposition to HB 1487 because in removing the health care provider from the process to withdraw from the IIS the health care provider is removed from shared decision making and no longer has the opportunity to discuss the impact of this decision or ensure the consolidated IIS record is filed in the patients EMR prior to the permanent deletion of IIS record. **The Department believes that is especially important for providers to have the opportunity to be involved in the decision making with regard to minors. While parents and caregivers will make the final determination, information about the implications of incomplete or inaccessible medical records in clinical decision making.**

It is important for providers, especially those caring for children, to continue to be involved with this process as providers are in the unique position to talk with patients about the benefits of having a consolidated record that can be easily accessed through the IIS to ensure vaccinations are administered at the appropriate time intervals, provide evidence of school required immunizations, prevent re-vaccination when vaccine records are not able to be obtained and to guide clinical care decisions in the event urgent care is needed. It is also important for providers to ensure understanding that patient decision to **withdrawal from the IIS will delete all immunization information currently in the system**. For individuals who decide to withdraw from the IIS, providers should also be involved in the process in order to verify that the consolidated immunization record has been filed in the EMR prior to withdrawal and to reinforce the importance of the individual also maintaining a copy of their complete immunization record.

Additionally, while HB1487 aims to unburden those who choose not to participate in the registry, it places the onus of communication on the individual. If enacted, the individual would need to take responsibility of informing their primary care provider of their decision to withdraw from the IIS as the provider would have no knowledge about this decision and would have also signed an opt-out form to prevent future information from being sent to the IIS. In the event that a patient fails to communicate their choice to withdraw and subsequently opt out to the provider, the provider would become liable if records are sent in the future.


While the requirement for a healthcare provider signature on the withdrawal form is an extra step for individuals, this step promotes shared decision making, ensures quality of care and provides important protections for the healthcare provider.




Chairman Bradley  
April 6, 2022  
Page 2 of 2

If HB1487 is enacted sufficient time will be needed to make changes to the corresponding Administrative Rule He-P 307.07 "Procedures for Patients to Withdraw from Participation in the Registry".

Respectfully Submitted,



Patricia Tilley, MS Ed  
Director, Division of Public Health Services



Anne Marie Mercuri BSN, MPH  
Chief, Immunization Section

Draft DHHS amendment to HB 1487 as passed by the House 04-06-2022

Amend the bill by replacing section 2 to read as follows:

III-a. A patient, or the patient's parent or guardian if the patient is a minor, may withdraw from participation in, and request the removal of information from, the registry at any time by submitting a request for withdrawal directly to the department of health and human services. The form shall be signed by a current or former health care provider, or the form shall be notarized by an official authorized by a governmental authority to notarize the signature. If the patient is a minor, the form shall require the signature of a health care provider.

DRAFT

# Voting Sheets

# Senate Health and Human Services Committee

## EXECUTIVE SESSION RECORD

2021-2022 Session

Bill # **HB 1487**

Hearing date: 4-6-22

Executive Session date: 4-13-22

Motion of: Amendment 1453s Vote: 5-0

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Avard	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: OTPA Vote: 5-0

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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Avard	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 of: Consent Vote: 5-0

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Avard	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Reported out by: Sen. Gray

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

# Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE  
FOR THE CONSENT CALENDAR

Thursday, April 14, 2022

THE COMMITTEE ON Health and Human Services

to which was referred **HB 1487**

AN ACT

relative to the procedure for withdrawal from the  
vaccine registry.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 1536s

Senator James Gray  
For the Committee

HB 1487, as amended by the House, provided that an individual's request to withdraw from the state immunization registry shall be signed by either a current or former health care provider or notarized by an authorized government official. This change would enable an individual to submit a withdrawal form directly to the Department of Health and Human Services rather than needing to go through a health care provider to submit the form. The Committee Amendment adds one sentence at the request of the Department to ensure that if a parent withdraws a minor from the immunization registry that their medical provider still needs to sign their withdrawal form.

Cameron Lapine 271-2104

FOR THE CONSENT CALENDAR

HEALTH AND HUMAN SERVICES

HB 1487, relative to the procedure for withdrawal from the vaccine registry.

Ought to Pass with Amendment, Vote 5-0.

Senator James Gray for the committee.

HB 1487, as amended by the House, provided that an individual's request to withdraw from the state immunization registry shall be signed by either a current or former health care provider or notarized by an authorized government official. This change would enable an individual to submit a withdrawal form directly to the Department of Health and Human Services rather than needing to go through a health care provider to submit the form. The Committee Amendment adds one sentence at the request of the Department to ensure that if a parent withdraws a minor from the immunization registry that their medical provider still needs to sign their withdrawal form.

## General Court of New Hampshire - Bill Status System

**Docket of HB1487**

Docket Abbreviations

**Bill Title:** relative to the procedure for withdrawal from the vaccine registry.*Official Docket of HB1487.:*

<b>Date</b>	<b>Body</b>	<b>Description</b>
12/3/2021	H	<b>Introduced</b> 01/05/2022 and referred to Health, Human Services and Elderly Affairs
2/22/2022	H	Public Hearing: 02/22/2022 1:00 p.m. LOB210-211
3/1/2022	H	Executive Session: 03/07/2022 09:30 am LOB 210-211
3/9/2022	H	Committee Report: Ought to Pass with Amendment <b>#2022-0983h (Vote 21-0; CC)</b>
3/16/2022	H	Amendment <b>#2022-0983h</b> : AA VV 03/15/2022 <b>HJ 6</b>
3/16/2022	H	<b>Ought to Pass with Amendment</b> 2022-0983h: MA VV 03/15/2022 <b>HJ 6</b>
3/22/2022	S	Introduced 03/17/2022 and Referred to Health and Human Services; <b>SJ 6</b>
3/29/2022	S	<b>Hearing:</b> 04/06/2022, Room 100, SH, 09:40 am; <b>SC 14</b>
4/14/2022	S	Committee Report: Ought to Pass with Amendment <b>#2022-1536s</b> , 04/21/2022; Vote 5-0; CC; <b>SC 16</b>
4/21/2022	S	Committee Amendment <b>#2022-1536s</b> , AA, VV; 04/21/2022; <b>SJ 9</b>
4/21/2022	S	<b>Ought to Pass with Amendment</b> 2022-1536s, MA, VV; OT3rdg; 04/21/2022; <b>SJ 9</b>
5/10/2022	H	House Non-Concurs with Senate Amendment 2022-1536h and Requests CofC (Reps. Layon, Merchant, B. King, Kofalt): MA VV 05/05/2022 <b>HJ 12</b>
5/12/2022	S	Sen. Bradley Accedes to House Request for Committee of Conference, MA, VV; 05/12/2022; <b>SJ 12</b>
5/12/2022	S	President Appoints: Senators Avard, Bradley, Whitley; 05/12/2022; <b>SJ 12</b>
5/17/2022	H	Conference Committee Meeting: 05/17/2022 02:30 pm LOB 206-208
5/19/2022	S	Conference Committee Report Filed, <b>#2022-2040c</b> ; 05/26/2022
5/26/2022	S	Conference Committee Report <b>#2022-2040c</b> , Adopted, VV; 05/26/2022; <b>SJ 13</b>
5/26/2022	H	Conference Committee Report 2022-2040c: Adopted, VV 05/26/2022 <b>HJ 14</b>
6/22/2022	S	Enrolled Adopted, VV, (In recess 05/26/2022); <b>SJ 13</b>
6/22/2022	H	Enrolled (in recess of) 05/26/2022 <b>HJ 14</b>
7/7/2022	H	Signed by Governor Sununu 07/01/2022; Chapter 307; eff. 08/30/2022 <b>HJ 14</b>

NH House

NH Senate



# Other Referrals

May 17, 2022  
2022-2040-CofC  
05/04

1 Committee of Conference Report on HB 1487, relative to the procedure for withdrawal from the  
2 vaccine registry.

3

4 Recommendation:

5 That the House recede from its position of nonconcurrency with the Senate amendment, and

6 That the Senate recede from its position in adopting its amendment to the bill, and

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

9

10 Amend the bill by replacing section 2 with the following:

11

12 2 New Paragraph; Communicable Disease; Immunization Registry. Amend RSA 141-C:20-f by  
13 inserting after paragraph III the following new paragraph:

14 III-a. A patient, or the patient's parent or guardian if the patient is a minor, may withdraw  
15 from participation in, and request the removal of information from, the registry at any time by  
16 submitting a request for withdrawal directly to the department of health and human services. The  
17 form shall be signed by a health care provider, or the form shall be notarized by an official  
18 authorized by a governmental authority to notarize the signature. If the patient is a minor, the form  
19 shall require the signature of a health care provider or the notarized signature of the minor's parent  
20 or legal guardian. The form provided by the department shall include information and consequences  
21 of withdrawing from the registry and that the responsibility to maintain vaccination records  
22 becomes the responsibility of the patient or the patient's parent or guardian if the patient is a minor.

Committee of Conference Report on HB 1487  
- Page 2 -

The signatures below attest to the authenticity of this Report on HB 1487, relative to the procedure for withdrawal from the vaccine registry.

Conferees on the Part of the Senate

Conferees on the Part of the House

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Sen. Avard, Dist. 12

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Rep. Layon, Rock. 6

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Sen. Bradley, Dist. 3

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Rep. Merchant, Sull. 4

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Sen. Whitley, Dist. 15

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Rep. B. King, Hills. 23

---

Rep. Kofalt, Hills. 4

**Senate Inventory Checklist for Archives**

Bill Number: HB 1487

Senate Committee: HS

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 # 1453s       - 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): 2040c
- 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:

Cameron M. Zapine  
Committee Aide

6-29-12  
Date

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