

CONSENT CALENDAR

February 7, 2023

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Children and Family Law to which
was referred HB 551-FN,

AN ACT relative to department of children, youth, and
families tracking and publishing statistics. Having
considered the same, report the same with the following
resolution: **RESOLVED**, that it is **INEXPEDIENT TO**
LEGISLATE.

Rep. Sandra Panek

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Children and Family Law
Bill Number:	HB 551-FN
Title:	relative to department of children, youth, and families tracking and publishing statistics.
Date:	February 7, 2023
Consent Calendar:	CONSENT
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

This bill requires the Division of Children, Youth, and Families (DCYF) to establish a website to track certain data and statistics and to create a private right of action for aggrieved citizens. In the bill, page 2 Section III was a concern of the committee. It states "If DCYF does maintain such a website with at least 99% uptime, the director of DCYF shall be relieved of his or her position and no division or department of NH government shall employ or retain as a contractor in any capacity the relieved director." We could not ask the Sponsor of the bill if this was their intention or a typographical error. The Sponsor of this bill did not attend the public on February 7, 2023. This limited the Children and Family Law Committee members from asking any questions about why this bill would be needed.

Vote 16-0.

Rep. Sandra Panek
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Children and Family Law

HB 551-FN, relative to department of children, youth, and families tracking and publishing statistics. **INEXPEDIENT TO LEGISLATE.**

Rep. Sandra Panek for Children and Family Law. This bill requires the Division of Children, Youth, and Families (DCYF) to establish a website to track certain data and statistics and to create a private right of action for aggrieved citizens. In the bill, page 2 Section III was a concern of the committee. It states "If DCYF does maintain such a website with at least 99% uptime, the director of DCYF shall be relieved of his or her position and no division or department of NH government shall employ or retain as a contractor in any capacity the relieved director." We could not ask the Sponsor of the bill if this was their intention or a typographical error. The Sponsor of this bill did not attend the public on February 7, 2023. This limited the Children and Family Law Committee members from asking any questions about why this bill would be needed. **Vote 16-0.**

Original: House Clerk
Cc: Committee Bill File

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

EXECUTIVE SESSION on HB 551-FN

BILL TITLE: relative to department of children, youth, and families tracking and publishing statistics.

DATE: February 7, 2023

LOB ROOM: 206-208

MOTIONS: INEXPEDIENT TO LEGISLATE

Moved by Rep. Panek

Seconded by Rep. Levesque

Vote: 16-0

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Peter Petrigno, Clerk



STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

1/10/2023 7:58:02 AM
Roll Call Committee Registers
Report

2023 SESSION

Children and Family Law

Bill #: 551-FN Motion: ITL AM #: _____ Exec Session Date: 2/7/23

Members	YEAS	Nays	NV
Pearson, Mark A. Chairman	✓		
Long, Patrick T. Vice Chairman	✓		
DeSimone, Debra L.	✓		
Bickford, David A.	✓		
Nelson, Jodi L	✓		
McMahon, Charles E.	✓		
Ball, Lorie	✓		
Panek, Sandra L	✓		
Seidel, Sheila C	✓		
Grossman, Gaby M.	✓		
Levesque, Cassandra N.	✓		
Petrigno, Peter Clerk	✓		
Perez, Maria	✓		
Gregg, Alicia C	✓		
Moulton, Candace	✓		
Raymond, Heather	✓		
TOTAL VOTE:	16	0	

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

PUBLIC HEARING ON HB 551-FN

BILL TITLE: relative to department of children, youth, and families tracking and publishing statistics.

DATE: February 7, 2023

LOB ROOM: 206-208 **Time Public Hearing Called to Order:** 3:00 pm

Time Adjourned:

Committee Members: Reps. M. Pearson, Long, Petrigno, DeSimone, Bickford, J. Nelson, McMahon, Ball, Panek, Seidel, Grossman, Levesque, M. Perez, Gregg, Moulton and Raymond

Bill Sponsors:
Rep. Corcoran

TESTIMONY

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

Rep. Long

- Introduced bill

Beth Margeson - DCYF

- Would love website but they can not track all information listed such a first day of school (page 2 line5)
- Do publish statistic on abuse/neglect data is important, but this bill requires more than can be done
- To get vendor 3 full time employees at \$500,000 per year

Respectfully submitted,

Rep. Peter Petrigno, Clerk

House Remote Testify

Children and Family Law Committee Testify List for Bill HB551 on 2023-02-0

Support: 1 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>S</u>
Richardson, Daniel	Nashua, NH daniel6_22@comcast.net	A Member of the Public	Myself	Support	No	No	2

HB 551-FN - AS INTRODUCED

2023 SESSION

23-0680

04/05

HOUSE BILL ***551-FN***

AN ACT relative to department of children, youth, and families tracking and publishing statistics.

SPONSORS: Rep. Corcoran, Hills. 44

COMMITTEE: Children and Family Law

ANALYSIS

This bill requires the division of children, youth, and families to establish a website to track certain data and statistics and creates a private right of action for aggrieved citizens to file a civil action against the division.

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 Three

AN ACT relative to department of children, youth, and families tracking and publishing statistics.

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

1 1 New Section; Services for Children, Youth, and Families; DCYF Statistics. Amend RSA 170-G
2 by inserting after section 8-c the following new section:

3 170-G:8-d Statistics.

4 I. The division for children, youth, and families (DCYF) shall maintain a webpage, located at
5 a URL consisting of their primary domain name with the extension "/statistics". All pages at the
6 website that have a navigation bar or menu shall have a link to the statistics page, styled in a way
7 as to be coequal in font size, color, and all other respects with other elements in the navigation bar or
8 menu.

9 II. The statistics page shall contain the following information, for every year from the date
10 that this bill becomes law onward, per year:

11 (a) Number of children taken into DCYF care.

12 (b) Total DYCF budget for the year, divided by number of children taken into DCYF care
13 during that year.

14 (c) Total DYCF imputed budget for the year, consisting of DCYF budget plus \$100 per
15 day per child in foster care, said amount to be corrected by the inflation rate every year after the
16 adoption of this law, divided by number of children taken into DCYF care during that year.

17 (d) Number and percent of such children who saw doctors for a physical evaluation
18 within 7 days of coming into DCYF care.

19 (e) Number and percent of such children who saw doctors for a physical evaluation
20 between 8 and 30 days of coming into DCYF care.

21 (f) Number and percent of such children who saw doctors for a physical evaluation
22 between 30 and 60 days of coming into DCYF care.

23 (g) Number and percent of such children who did not see doctors for an physical
24 evaluation within 60 days.

25 (h) Number and percent of such children who saw therapists or psychologists for a
26 psychological evaluation within 7 days of coming into DCYF care.

27 (i) Number and percent of such children who saw therapists or psychologists for a
28 psychological evaluation between 8 and 30 days of coming into DCYF care.

29 (j) Number and percent of such children who saw therapists or psychologists for a
30 psychological evaluation between 30 and 60 days of coming into DCYF care.

HB 551-FN - AS INTRODUCED
- Page 2 -

1 (k) Number and percent of such children who did not see therapists or psychologists for
2 a psychological evaluation within 60 days.

3 (l) Number and percent of such children who had all of their required immunizations by
4 the first date of the school year.

5 (m) Number and percent of such children who did not have all of their required
6 immunizations by the first date of the school year.

7 (n) Number and percent of such children who were determined not to need
8 individualized education placements (IEP) by the first day of school.

9 (o) Number and percent of such children who had IEPs by the first day of school

10 (p) Number and percent of such children who were not determined to not need IEPs, but
11 did not have IEPs by the first day of school.

12 (q) Number and percent of such children who did not have all of their required
13 immunizations by the first date of the school year.

14 (r) Number and percent of children taken into DCYF care whose caregivers at the time
15 of DCYF taking the children into their care, are later found guilty by the DCYF of neglect.

16 (s) Number and percent of children taken into DCYF care whose caregivers at the time
17 of DCYF taking the children into their care, are later found guilty by the DCYF of neglect, and with
18 which the DYCF later reunite the children

19 (t) Number and percent of children taken into DCYF care whose caregivers at the time
20 of DCYF taking the children into their care, are not found guilty by the DCYF of neglect.

21 III. If DCYF does maintain such a website with at least 99 percent uptime, the director of
22 DCYF shall be relieved of his or her position and no division or department of New Hampshire
23 government shall employ or retain as a contractor in any capacity the relieved director.

24 IV. There shall be a private right of action whereby any citizen of New
25 Hampshire may initiate a legal challenge against DCYF for not maintaining such a page, and the
26 state of New Hampshire, department of health and human services, shall be liable for reasonable
27 attorney's fees and costs incurred in an action under this section.

28 2 Effective Date. This act shall take effect 60 days after its passage.

LBA
23-0680
1/9/23

**HB 551-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT relative to department of children, youth, and families tracking and publishing statistics.

FISCAL IMPACT:

Due to time constraints, the Office of Legislative Budget Assistant is unable to provide a fiscal note for this bill, **as introduced**, at this time. When completed, the fiscal note will be forwarded to the House Clerk's Office.

AGENCIES CONTACTED:

Department of Health and Human Services