

LEGISLATIVE COMMITTEE MINUTES

**HB49**

Bill as  
Introduced

HB 49-FN-A - AS AMENDED BY THE HOUSE

23Mar2023... 0892h  
23Mar2023... 1104h

2023 SESSION

23-0065  
07/10

HOUSE BILL            ***49-FN-A***

AN ACT                relative to postponing the closure of the Sununu Youth Services Center.

SPONSORS:            Rep. Edwards, Rock. 31; Rep. Lynn, Rock. 17; Rep. Leishman, Hills. 33

COMMITTEE:          Finance

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AMENDED ANALYSIS

This bill sets out parameters for the contract, funding, and deadlines for a replacement youth development center facility.

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Explanation:        Matter added to current law appears in ***bold italics***.  
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HB 49-FN-A - AS AMENDED BY THE HOUSE

23Mar2023... 0892h  
23Mar2023... 1104h

23-0065  
07/10

STATE OF NEW HAMPSHIRE

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

AN ACT relative to postponing the closure of the Sununu Youth Services Center.

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

1       1 Statement of Findings. The general court finds that:

2           I. Placement in corrections settings can be harmful to children and lead to increased  
3 delinquency and adult criminal behavior. It should therefore be reserved for those circumstances in  
4 which the safety of a child or of the community requires such confinement.

5           II. Placement of children who are not serious violent offenders in settings other than the  
6 Sununu youth services center (SYSC) complies with the Families First Act, Public Law 115-123, and  
7 the New Hampshire system of care established pursuant to chapter 44 of the laws of 2019, which  
8 prioritize community-based treatment of children.

9           III. Placement of children in corrections settings outside the state of New Hampshire  
10 undermines the stabilization and return to productive members to the communities. This act is in  
11 furtherance of these goals.

12       2 Department of Health and Human Services; Sununu Youth Services Center; Construction and  
13 Operation of a Replacement Secure Facility.

14           I. The department of health and human services shall be responsible to construct a secured  
15 treatment facility to replace the current Sununu youth services center (SYSC). The capacity of the  
16 facility shall be determined using data-driven analysis of SYSC residential trends, state  
17 demographics trends and regional trends in juvenile involvement in violent crime and organized  
18 crime. In no case shall the facility exceed a physical capacity of 18 beds with an operational plan to  
19 support 12 beds. The department shall consult with the community selected for the location and  
20 operation of any new facility, as well as any municipality bordering the selected community. The  
21 department shall, to the extent practicable, implement any reasonable requests by the communities  
22 to ensure the safe operation of the facility, implement a payment in lieu of taxes arrangement to  
23 prevent the shifting of costs to local taxpayers, and ensure co-operation with the prospective  
24 community. The department may use the final report of the commission established in RSA 169-  
25 B:48 in order to finalize the capacity and site selection of the replacement center.

26           II. The facility shall not be administered by any non-governmental entity. The facility shall  
27 be owned, administered and operated by the department of health and human services with support  
28 and shared services contracts as appropriate. The facility shall be designed to meet the unique  
29 needs of youth who are at the facility pursuant to RSA 169-B:14, detention; RSA 169-B:19,  
30 commitment; RSA 169-B:24, transfer to superior court; RSA 169-B:32 or RSA 651:17-a, service of

1 adult sentence of incarceration at the youth development center; and RSA 169-A, the interstate  
2 compact on juveniles. Upon opening, the facility shall be referred to as the youth development  
3 center (YDC) as identified in RSA 169-B and RSA 621. The facility shall have the capability for  
4 alternative flexible use when the census so permits.

5 III. The facility and any available co-located services shall be designed to include:

6 (a) A physical design that complements therapeutic and trauma-informed care of  
7 children, including a home-like interior and exterior to the maximum extent practicable.

8 (b) Staff visibility and proximity to children, including administrative offices built within  
9 the secured facility in proximity to children and staff, to the maximum extent practicable.

10 (c) Capacity to provide services to meet the medical, physical, and behavioral health  
11 needs of all potentially eligible residents if appropriate for the child.

12 (d) Space for no more than 18 beds, including space with flexibility to meet the need for  
13 safety and security, crisis stabilization, admissions, and discharges for all children. The operational  
14 support plan shall anticipate 12 residents.

15 (e) Adequate space to meet the educational needs of all children including children with  
16 special education needs, while using virtual educational support services if appropriate for the child.

17 (f) Adequate space for indoor and outdoor recreation.

18 (g) Capacity to meet the nutritional needs of all children.

19 (h) Necessary elements to be architecturally secure and equipped with video surveillance  
20 in compliance with RSA 169-B:15-c.

21 (i) Operations may utilize virtual and shared services when consistent with the child's  
22 education or treatment plan and appropriate to effectively meet the needs of a particular child or  
23 children.

24 IV. The facility programming and operations shall include:

25 (a) The development of staff qualifications and standard job descriptions comprising  
26 required licensing or skill attainment. Staff qualifications shall be designed to ensure the provision  
27 of treatment to children with behavioral health challenges exacerbated by considerable trauma  
28 histories. Job description requirements, where appropriate shall include self and group protection,  
29 training in therapeutic approaches to address challenging behaviors, including the use of de-  
30 escalation techniques.

31 (b) Use of evidence-based practices, as defined in RSA 170-G:1, V-a, selected to match  
32 the needs of the population served at the facility.

33 (c) Utilization of the uniform assessment, as specified in RSA 170-G:4-e, for all detained  
34 and committed youth to understand treatment needs and determine if a different level of care is  
35 indicated to meet the youth's needs, and where problem behavior appears patterned, a functional  
36 behavior analysis to inform effective behavioral interventions.

1 (d) Provision of care management services by a care management entity, as established  
2 in RSA 135-F:4, to begin immediate wraparound support upon admission to plan for discharge.

3 (e) Provision of frequent visitation opportunities with family, opportunities to include  
4 family in appropriate activities and daily access to family through telephonic or video conferencing.

5 (f) Provision of educational programing and staffing that meets the individualized  
6 educational needs of each child, including children with special education needs, creates meaningful  
7 educator-child pairings, maintains connections with sending school districts, and which includes  
8 availability of Hi-SET preparation and testing as appropriate. Virtual educational opportunities  
9 shall be leveraged appropriately to help meet the residents' needs.

10 (g) Integration of clinical sessions and recreational large muscle movement activities  
11 throughout the day.

12 (h) Access by the office of the child advocate, in real-time, as established in RSA 21-V:4,  
13 II, to the electronic case management system used by the facility, regular access to youth placed in  
14 the facility under RSA 21-V:4, III, and video surveillance and general access to the facility pursuant  
15 to RSA 21-V:2, VII.

16 (i) Provision of adequate security to maintain the safety of staff and residents as well as  
17 the safety of the surrounding community and the general public.

18 (j) Training that emphasizes the treatment of youth with behavioral health challenges  
19 using approaches that include the employment of de-escalation techniques and that recognizes the  
20 risk that children may have considerable trauma histories, and that is otherwise applicable to the  
21 facility.

22 (k) Procedures for supporting children in the community with flexible assignments  
23 based upon census changes.

24 V. The department of health and human services shall begin to implement the programming  
25 changes in subparagraphs IV(a) through (k) without regard to whether children are at the SYSC or  
26 the new facility as soon as reasonably practicable.

27 VI. The department of health and human services shall submit quarterly progress reports to  
28 the joint legislative oversight committee on health and human services, established by RSA 126-  
29 A:13, and to the office of the child advocate established under RSA 21-V beginning no later than 60  
30 days after the passage of this act, until such time as the facility is operational. Each quarterly  
31 report shall include a statement indicating whether the reported progress is sufficient to meet the  
32 accepted completion deadline for the opening of the facility. In the event that sufficient progress to  
33 meet this deadline has not been made, the progress report shall include the reasons for any projected  
34 delay in meeting the deadline, a description of the efforts being undertaken to minimize any delay in  
35 the development and opening of the facility and projected completion date. In addition, the quarterly  
36 progress reports shall include the following information:

HB 49-FN-A - AS AMENDED BY THE HOUSE

- Page 4 -

1 (a) Progress towards retaining an architectural consultant to design the plan for the  
2 facility;

3 (b) Progress towards completion of the design for the facility;

4 (c) Progress towards contracting with the company that will construct the replacement  
5 facility;

6 (d) The anticipated date construction of the replacement facility will be completed; and

7 (e) The anticipated date by which the replacement facility will be operational.

8 VII. The department of health and human services may use the final report of the  
9 commission established in RSA 169-B:48 in order to finalize the site selection of the replacement  
10 center.

11 VIII. The governor, with the approval of the fiscal committee of the general court, may delay  
12 the project completion date for construction delays or other unforeseen circumstances provided any  
13 such delay be no more than one year.

14 3 Sununu Youth Services Center; Architect Procurement. Amend 2023, 1:4 to read as follows:

15 1:4 Department of Health and Human Services; Sununu Youth Services Center; Construction  
16 and Operation of a Replacement Secure Facility. The department of health and human services, in  
17 collaboration with the department of administrative services, shall issue a request to procure a  
18 qualified architect on or before ~~March 1, 2023~~ **within 60 days of the effective date of this act**,  
19 and shall collaborate to issue a request for proposals for a contractor to build the resulting  
20 construction project **on a time line supporting the use of American Rescue Plan Act of 2021,**  
21 **Public Law 117-2 funds or any other federal funds.** The SYSC shall immediately be closed for  
22 detention or admission of any child when a replacement facility is sufficiently completed that  
23 children can be legally and safely housed there.

24 4 Possession and Relinquishment of the Sununu Youth Services Center (SYSC). As of the date  
25 of the opening of the youth development center set forth in section 2 of this act, and notwithstanding  
26 RSA 4:40, the department of administrative services shall take possession of the entire property  
27 currently housing the SYSC on South River Road in Manchester, New Hampshire. The department  
28 shall relinquish the property and any revenues received shall be deposited in the general fund. The  
29 department shall consult with the city of Manchester, the New Hampshire department of business  
30 and economic affairs, and other organizations, as appropriate, prior to any sale of the property. In  
31 relinquishing the property, the return of the property to an entity that will enhance the tax and  
32 business tax rolls of the city of Manchester and the state of New Hampshire shall be a high priority.  
33 Any relinquishment of the SYSC shall be approved by the governor and council.

34 5 Appropriation; Construction and Operation of a Replacement Secure Facility. The sum of  
35 \$21,600,000 for the fiscal year ending June 30, 2023 is hereby appropriated to the department of  
36 health and human services for the design and construction of the new secured youth development  
37 facility, as described in section 2 of this act. Such funds shall prioritize use of federal funds, be

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**- Page 5 -**

1 nonlapsing and continually appropriated to the department for the purposes of this act. Of this  
2 amount, the governor shall determine if any remaining discretionary funds appropriated in the  
3 American Rescue Plan Act of 2021, Public Law 117-2 (ARPA) or any other federal funds can be used  
4 for this purpose and any remainder shall be general funds. Should any amount of New Hampshire's  
5 ARPA State Fiscal Recovery Fund (SFRF) allocation, from the American Rescue Plan Act of 2021,  
6 Public Law 117-2, be identified and authorized for use on this project as outlined above, all such  
7 funds must be fully obligated for the project by September 30, 2024, and be fully expended no later  
8 than the ARPA SFRF deadline of December 31, 2026. Moreover, all required ARPA SFRF  
9 compliance and guidance must be followed, and the department of health and human services must  
10 coordinate with the governor's office for emergency relief & recovery (GOFERR) to fulfill those  
11 requirements and ensure proper accounting of and reporting on the use of ARPA SFRF on this  
12 project. The governor is authorized to draw a warrant for the general fund share of said sum out of  
13 any money in the treasury not otherwise appropriated.

14       6 Effective Date. This act shall take effect upon its passage.



LBA  
23-0065  
11/9/22

**HB 49-FN-A- FISCAL NOTE  
AS INTRODUCED**

AN ACT relative to postponing the closure of the Sununu Youth Services Center.

FISCAL IMPACT:  State  County  Local  None

STATE:	Estimated Increase / (Decrease)			
	FY 2023	FY 2024	FY 2025	FY 2026
Appropriation	\$1.5 million	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	Indeterminable Increase	\$0	\$0	\$0
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

**METHODOLOGY:**

This bill extends the closure date of the Sununu Youth Services Center (SYSC) from March 1, 2023 to June 30, 2023, and likewise postpones the deadline for a replacement facility to June 30, 2023. The bill provides a \$1.5 million general fund appropriation for the purpose of funding the SYSC's operations for another four months.

**AGENCIES CONTACTED:**

Department of Health and Human Services

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18 qualified architect [~~on or before March 1, 2023~~] ***within 60 days of the effective date of this act,***  
19 and shall collaborate to issue a request for proposals for a contractor to build the resulting  
20 construction project ***on a time line supporting the use of American Rescue Plan Act of 2021,***  
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22 detention or admission of any child when a replacement facility is sufficiently completed that  
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7 funds must be fully obligated for the project by September 30, 2024, and be fully expended no later  
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FISCAL IMPACT:  State  County  Local  None

STATE:	Estimated Increase / (Decrease)			
	FY 2023	FY 2024	FY 2025	FY 2026
Appropriation	\$1.5 million	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	Indeterminable Increase	\$0	\$0	\$0
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

**METHODOLOGY:**

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Department of Health and Human Services



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9 III. Placement of children in corrections settings outside the state of New Hampshire  
10 undermines the stabilization and return to productive members to the communities. This act is in  
11 furtherance of these goals.

12 2:2 Department of Health and Human Services; Sununu Youth Services Center; Construction  
13 and Operation of a Replacement Secure Facility.

14 I. The department of health and human services shall be responsible to construct a secured  
15 treatment facility to replace the current Sununu youth services center (SYSC). The capacity of the  
16 facility shall be determined using data-driven analysis of SYSC residential trends, state  
17 demographics trends and regional trends in juvenile involvement in violent crime and organized  
18 crime. In no case shall the facility exceed a physical capacity of 18 beds with an operational plan to  
19 support 12 beds. The department shall consult with the community selected for the location and  
20 operation of any new facility, as well as any municipality bordering the selected community. The  
21 department shall, to the extent practicable, implement any reasonable requests by the communities  
22 to ensure the safe operation of the facility, implement a payment in lieu of taxes arrangement to  
23 prevent the shifting of costs to local taxpayers, and ensure co-operation with the prospective  
24 community. The department may use the final report of the commission established in RSA 169-  
25 B:48 in order to finalize the capacity and site selection of the replacement center.

26 II. The facility shall not be administered by any non-governmental entity. The facility shall  
27 be owned, administered and operated by the department of health and human services with support  
28 and shared services contracts as appropriate. The facility shall be designed to meet the unique  
29 needs of youth who are at the facility pursuant to RSA 169-B:14, detention; RSA 169-B:19,

**CHAPTER 2**  
**HB 49-FN-A - FINAL VERSION**

- Page 2 -

1 commitment; RSA 169-B:24, transfer to superior court; RSA 169-B:32 or RSA 651:17-a, service of  
2 adult sentence of incarceration at the youth development center; and RSA 169-A, the interstate  
3 compact on juveniles. Upon opening, the facility shall be referred to as the youth development  
4 center (YDC) as identified in RSA 169-B and RSA 621. The facility shall have the capability for  
5 alternative flexible use when the census so permits.

6 III. The facility and any available co-located services shall be designed to include:

7 (a) A physical design that complements therapeutic and trauma-informed care of  
8 children, including a home-like interior and exterior to the maximum extent practicable.

9 (b) Staff visibility and proximity to children, including administrative offices built within  
10 the secured facility in proximity to children and staff, to the maximum extent practicable.

11 (c) Capacity to provide services to meet the medical, physical, and behavioral health  
12 needs of all potentially eligible residents if appropriate for the child.

13 (d) Space for no more than 18 beds, including space with flexibility to meet the need for  
14 safety and security, crisis stabilization, admissions, and discharges for all children. The operational  
15 support plan shall anticipate 12 residents.

16 (e) Adequate space to meet the educational needs of all children including children with  
17 special education needs, while using virtual educational support services if appropriate for the child.

18 (f) Adequate space for indoor and outdoor recreation.

19 (g) Capacity to meet the nutritional needs of all children.

20 (h) Necessary elements to be architecturally secure and equipped with video surveillance  
21 in compliance with RSA 169-B:15-c.

22 (i) Operations may utilize virtual and shared services when consistent with the child's  
23 education or treatment plan and appropriate to effectively meet the needs of a particular child or  
24 children.

25 IV. The facility programming and operations shall include:

26 (a) The development of staff qualifications and standard job descriptions comprising  
27 required licensing or skill attainment. Staff qualifications shall be designed to ensure the provision  
28 of treatment to children with behavioral health challenges exacerbated by considerable trauma  
29 histories. Job description requirements, where appropriate shall include self and group protection,  
30 training in therapeutic approaches to address challenging behaviors, including the use of de-  
31 escalation techniques.

32 (b) Use of evidence-based practices, as defined in RSA 170-G:1, V-a, selected to match  
33 the needs of the population served at the facility.

34 (c) Utilization of the uniform assessment, as specified in RSA 170-G:4-e, for all detained  
35 and committed youth to understand treatment needs and determine if a different level of care is  
36 indicated to meet the youth's needs, and where problem behavior appears patterned, a functional  
37 behavior analysis to inform effective behavioral interventions.

**CHAPTER 2**  
**HB 49-FN-A - FINAL VERSION**  
**- Page 3 -**

1           (d) Provision of care management services by a care management entity, as established  
2 in RSA 135-F:4, to begin immediate wraparound support upon admission to plan for discharge.

3           (e) Provision of frequent visitation opportunities with family, opportunities to include  
4 family in appropriate activities and daily access to family through telephonic or video conferencing.

5           (f) Provision of educational programming and staffing that meets the individualized  
6 educational needs of each child, including children with special education needs, creates meaningful  
7 educator-child pairings, maintains connections with sending school districts, and which includes  
8 availability of Hi-SET preparation and testing as appropriate. Virtual educational opportunities  
9 shall be leveraged appropriately to help meet the residents' needs.

10           (g) Integration of clinical sessions and recreational large muscle movement activities  
11 throughout the day.

12           (h) Access by the office of the child advocate, in real-time, as established in RSA 21-V:4,  
13 II, to the electronic case management system used by the facility, regular access to youth placed in  
14 the facility under RSA 21-V:4, III, and video surveillance and general access to the facility pursuant  
15 to RSA 21-V:2, VII.

16           (i) Provision of adequate security to maintain the safety of staff and residents as well as  
17 the safety of the surrounding community and the general public.

18           (j) Training that emphasizes the treatment of youth with behavioral health challenges  
19 using approaches that include the employment of de-escalation techniques and that recognizes the  
20 risk that children may have considerable trauma histories, and that is otherwise applicable to the  
21 facility.

22           (k) Procedures for supporting children in the community with flexible assignments  
23 based upon census changes.

24           V. The department of health and human services shall begin to implement the programming  
25 changes in subparagraphs IV(a) through (k) without regard to whether children are at the SYSC or  
26 the new facility as soon as reasonably practicable.

27           VI. The department of health and human services shall submit quarterly progress reports to  
28 the joint legislative oversight committee on health and human services, established by RSA 126-  
29 A:13, and to the office of the child advocate established under RSA 21-V beginning no later than 60  
30 days after the passage of this act, until such time as the facility is operational. Each quarterly  
31 report shall include a statement indicating whether the reported progress is sufficient to meet the  
32 accepted completion deadline for the opening of the facility. In the event that sufficient progress to  
33 meet this deadline has not been made, the progress report shall include the reasons for any projected  
34 delay in meeting the deadline, a description of the efforts being undertaken to minimize any delay in  
35 the development and opening of the facility and projected completion date. In addition, the quarterly  
36 progress reports shall include the following information:

CHAPTER 2  
HB 49-FN-A - FINAL VERSION  
- Page 4 -

- 1 (a) Progress towards retaining an architectural consultant to design the plan for the  
2 facility;
- 3 (b) Progress towards completion of the design for the facility;
- 4 (c) Progress towards contracting with the company that will construct the replacement  
5 facility;
- 6 (d) The anticipated date construction of the replacement facility will be completed; and
- 7 (e) The anticipated date by which the replacement facility will be operational.

8 VII. The department of health and human services may use the final report of the  
9 commission established in RSA 169-B:48 in order to finalize the site selection of the replacement  
10 center.

11 VIII. The governor, with the approval of the fiscal committee of the general court, may delay  
12 the project completion date for construction delays or other unforeseen circumstances provided any  
13 such delay be no more than one year.

14 2:3 Sununu Youth Services Center; Architect Procurement. Amend 2023, 1:4 to read as follows:  
15 1:4 Department of Health and Human Services; Sununu Youth Services Center; Construction  
16 and Operation of a Replacement Secure Facility. The department of health and human services, in  
17 collaboration with the department of administrative services, shall issue a request to procure a  
18 qualified architect [~~on or before March 1, 2023~~] ***within 60 days of the effective date of this act,***  
19 and shall collaborate to issue a request for proposals for a contractor to build the resulting  
20 construction project ***on a time line supporting the use of American Rescue Plan Act of 2021,***  
21 ***Public Law 117-2 funds or any other federal funds.*** The SYSC shall immediately be closed for  
22 detention or admission of any child when a replacement facility is sufficiently completed that  
23 children can be legally and safely housed there.

24 2:4 Possession and Relinquishment of the Sununu Youth Services Center (SYSC). As of the date  
25 of the opening of the youth development center set forth in section 2 of this act, and notwithstanding  
26 RSA 4:40, the department of administrative services shall take possession of the entire property  
27 currently housing the SYSC on South River Road in Manchester, New Hampshire. The department  
28 shall relinquish the property and any revenues received shall be deposited in the general fund. The  
29 department shall consult with the city of Manchester, the New Hampshire department of business  
30 and economic affairs, and other organizations, as appropriate, prior to any sale of the property. In  
31 relinquishing the property, the return of the property to an entity that will enhance the tax and  
32 business tax rolls of the city of Manchester and the state of New Hampshire shall be a high priority.  
33 Any relinquishment of the SYSC shall be approved by the governor and council.

34 2:5 Appropriation; Construction and Operation of a Replacement Secure Facility. The sum of  
35 \$21,600,000 for the fiscal year ending June 30, 2023 is hereby appropriated to the department of  
36 health and human services for the design and construction of the new secured youth development  
37 facility, as described in section 2 of this act. Such funds shall prioritize use of federal funds, be

**CHAPTER 2**  
**HB 49-FN-A - FINAL VERSION**  
**- Page 5 -**

1 nonlapsing and continually appropriated to the department for the purposes of this act. Of this  
2 amount, the governor shall determine if any remaining discretionary funds appropriated in the  
3 American Rescue Plan Act of 2021, Public Law 117-2 (ARPA) or any other federal funds can be used  
4 for this purpose and any remainder shall be general funds. Should any amount of New Hampshire's  
5 ARPA State Fiscal Recovery Fund (SFRF) allocation, from the American Rescue Plan Act of 2021,  
6 Public Law 117-2, be identified and authorized for use on this project as outlined above, all such  
7 funds must be fully obligated for the project by September 30, 2024, and be fully expended no later  
8 than the ARPA SFRF deadline of December 31, 2026. Moreover, all required ARPA SFRF  
9 compliance and guidance must be followed, and the department of health and human services must  
10 coordinate with the governor's office for emergency relief & recovery (GOFERR) to fulfill those  
11 requirements and ensure proper accounting of and reporting on the use of ARPA SFRF on this  
12 project. The governor is authorized to draw a warrant for the general fund share of said sum out of  
13 any money in the treasury not otherwise appropriated.

14 2:6 Effective Date. This act shall take effect upon its passage.

Approved: April 13, 2023  
Effective Date: April 13, 2023

# Amendments

Sen. Rosenwald, Dist 13  
April 4, 2023  
2023-1302s  
07/10

Amendment to HB 49-FN-A

1 Amend the bill by replacing section 5 with the following:

2

3 5 Appropriation; Construction and Operation of a Replacement Secure Facility. The sum of  
4 \$21,600,000 for the fiscal year ending June 30, 2023 is hereby appropriated to the department of  
5 health and human services for the design and construction of the new secured youth development  
6 facility, as described in section 2 of this act. Such funds shall prioritize use of federal funds, be  
7 nonlapsing and continually appropriated to the department for the purposes of this act, and shall not  
8 be transferred or used for any other purpose. Of this amount, the governor shall determine if any  
9 remaining discretionary funds appropriated in the American Rescue Plan Act of 2021, Public Law  
10 117-2 (ARPA) or any other federal funds can be used for this purpose and any remainder shall be  
11 general funds. Should any amount of New Hampshire's ARPA State Fiscal Recovery Fund (SFRF)  
12 allocation, from the American Rescue Plan Act of 2021, Public Law 117-2, be identified and  
13 authorized for use on this project as outlined above, all such funds must be fully obligated for the  
14 project by September 30, 2024, and be fully expended no later than the ARPA SFRF deadline of  
15 December 31, 2026. Moreover, all required ARPA SFRF compliance and guidance must be followed,  
16 and the department of health and human services must coordinate with the governor's office for  
17 emergency relief and recovery (GOFERR) to fulfill those requirements and ensure proper accounting  
18 of and reporting on the use of ARPA SFRF on this project. The governor is authorized to draw a  
19 warrant for the general fund share of said sum out of any money in the treasury not otherwise  
20 appropriated.

UNAPPROVED



# Committee Minutes

**SENATE CALENDAR NOTICE**  
**Judiciary**

Sen Sharon Carson, Chair  
Sen Bill Gannon, Vice Chair  
Sen Daryl Abbas, Member  
Sen Rebecca Whitley, Member  
Sen Shannon Chandley, Member

Date: March 29, 2023

**HEARINGS**

Tuesday	04/04/2023	
(Day)	(Date)	
Judiciary	State House 100	1:00 p.m.
(Name of Committee)	(Place)	(Time)
1:00 p.m.	<b>HB 49-FN-A</b>	relative to postponing the closure of the Sununu Youth Services Center.
1:45 p.m.	<b>HB 497-FN</b>	relative to the confidentiality of records within the division of children, youth, and families.
2:00 p.m.	<b>HB 583-FN</b>	relative to the termination of child support.
2:15 p.m.	<b>HB 68-FN</b>	adopting the uniform real property transfer on death act.
2:30 p.m.	<b>HB 135-FN</b>	prohibiting no-knock warrants.

**EXECUTIVE SESSION MAY FOLLOW**

**Sponsors:**

**HB 49-FN-A**

Rep. Edwards

**HB 497-FN**

Rep. Hoell

Rep. Cushman

**HB 583-FN**

Rep. Spillane

**HB 68-FN**

Rep. Edwards

**HB 135-FN**

Rep. Schultz

Rep. Lynn

Rep. Kofalt

Rep. DeSimone

Rep. McLean

Rep. Santonastaso

Rep. Leishman

Rep. Mazur

Rep. Edwards

Rep. Bailey

Rep. Post

Sen. Avard

Matthew Schelzi 271-3266

Sharon M. Carson  
Chairman

**Senate Judiciary Committee**  
*Matthew Schelzi 271-3266*

HB 49-FN-A, relative to postponing the closure of the Sununu Youth Services Center.

Hearing Date: April 4, 2023

Time Opened: 1:05 p.m.

Time Closed: 1:36 p.m.

Members of the Committee Present: Senators Carson, Abbas, Whitley and Chandley

Members of the Committee Absent: Senator Gannon

Bill Analysis: This bill sets out parameters for the contract, funding, and deadlines for a replacement youth development center facility.

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**Sponsors:**

Rep. Edwards

Rep. Lynn

Rep. Leishman

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**Who supports the bill:** In total, 66 individuals signed in, in support for HB 49-FN-A. The full sign in sheets are available upon request to the Legislative Aide, Matthew Schelzi.

**Who opposes the bill:** None.

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

**Summary of testimony presented in support:**

**Representative Jess Edwards** introduced HB 49-FN-A. He said the Committee did great work on SB 1-FN-A, which was what HB 49-FN-A was modeled on. However, he noted that when SB 1-FN-A went over to the House, the House separated some of the most important parts of it out. HB 49-FN-A had strong bipartisan support in the House, and it's because of the stakeholders diligently working on this issue. He noted this bill has differences from SB 1-FN-A, but he believed the tweaks slightly improve the legislation. He said the statement of findings is the same as SB 1-FN-A. He noted the House agreed on the operational capacity of the facility at 12 beds, a surge capacity for 18 beds, and the flexibility to separate the children if needed. He noted there is a clear statement of government control, and that this will be a state-managed and state-operated facility which can contract out for specific services. The idea of alternative flexible use came out of the discussion with those who don't believe a new facility needs to be built. He said it will be built in a smart way so that the facility could be converted into something else if the daily census of children gets low enough.

Rep. Edwards said that on Page 2, Lines 21-23 the words were rewritten, but it will be co-located so that the facility can leverage and utilize virtual and shared services with the best interest of the child in mind. He said Page 3, Lines 24-26 will allow the Department of Health and Human Services to start the transition of the facility as soon as possible. He noted quarterly reports are required and the Governor and Fiscal Committee can only delay the opening by one year. He said the appropriation is \$21.6 million and the funding must be made from federal funds. He referenced a proposed amendment from Senator Rosenwald but said he didn't believe it should go into HB 49-FN-A, instead it could be added to HB 2-FN-A-L.

**Joe Ribsam**, Director of DCYF, stated the Department strongly supports the bill as it largely mirrors SB 1-FN-A. He said this bill sets New Hampshire forward on the path to replacing a large correctional facility with a smaller trauma-informed therapeutic approach to working with youth and families. He noted it will expand the state's system of care.

**Senator Abbas** asked if there was any discussion as to if a police officer or state trooper would be on duty at the facility.

Mr. Ribsam said that there could be a law enforcement presence or staff who are trained in safety. He believed there is a commission to discuss those ideas and find out what is the best solution. He said law enforcement should not have to respond to the facility as it will be secure.

Sen. Abbas said his concern is that local law enforcement may not be able to handle an issue if it were to arise, and having a police presence could be helpful.

Mr. Ribsam said that is a way to address the concern, but the officers would really need to understand youth and de-escalation techniques.

**Senator Carson** said in SB 1-FN-A there was a commission put together to look at security issues as to what will work best for the new center and surrounding communities.

Mr. Ribsam said that was correct, and that he looks forward to participating on it.

**Holly Stevens**, Director of Public Policy for NAMI NH, said the current Sununu Center is funded through 2023. SB 1-FN-A contained an appropriation to secure an architect, but not a new facility. The majority of children in the juvenile justice system have a diagnosable mental health disorder. Therefore, NAMI NH strongly supports a new facility that utilizes trauma informed care and meets the needs of all children who will be served. Staff need to be trained to work with youth who have a history of trauma. NAMI NH also supports the plan to implement the programming of a new facility as soon as practicable. She urged the Committee to strongly support the bill as it came through the House, without further amendment.

**Lissa Mascio**, Associate Child Advocate in the Office of the Child Advocate, supported HB 49-FN-A as amended by the House. She said the children deserve a treatment facility, not a detention center. She referenced a recent study done by the Office of the Child Advocate, which said 100% of children at SYSC had referrals to DCYF for

suspected abuse or neglect. This means all the children have suffered complex trauma in their lives, and it is critical to understand that these children need support and treatment. HB 49-FN-A would allow these children to stay in the state for appropriate care. Individualized trauma informed care in a smaller facility will reduce recidivism rates, create better treatment, and build up New Hampshire's system of care.

**Karen Rosenberg**, Director of Public Policy for the Disability Rights Center, strongly supported HB 49-FN-A. She noted she is also speaking on behalf of New Hampshire Legal Assistance, Waypoint, New Futures, and the Children's Law Center of New Hampshire who all support HB 49-FN-A. She believed children who become involved in the juvenile justice system should receive treatment in their own state. The SYSC is the only juvenile correctional facility in New Hampshire, but it is inappropriate for children. New Hampshire needs an in-state, therapeutic, evidence-based facility for New Hampshire's children. She noted it must provide medically necessary treatment services, while connecting them to the system of care, which HB 49-FN-A will allow for that. She said the alternatives to not passing this bill are not acceptable. She urged the Committee to not amend the bill further.

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

**Neutral Information Presented:** None.

mjs  
Date Hearing Report completed: April 7, 2023

# Speakers

# Senate Judiciary Committee SIGN-IN SHEET

Date: Tuesday April 4<sup>th</sup>, 2023      Time: 1:00 p.m.

HB 49-FN-A    AN ACT relative to postponing the closure of the Sununu Youth Services Center

Name/Representing (please print neatly)

Name/Representing	Support	Neutral	Oppose	Speaking?	Yes	No
Rep. Jess Edwards	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Senator Cindy Rosenwald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rich Gulla	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cullen Tierman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rep. Bob Lyon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Pamela Keating / NH Coalition Against <sup>Domestic +</sup> <del>Sexual</del> Violence	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Holly Stevens NAME NH	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michelle Wangers - NH LA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>
Karen Rosenberg, DRC - NH	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lissa Mascio, OCA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joseph Ribon, DCYF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Keith Kvenning, Waypoint	<input checked="" type="checkbox"/>	<input 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"/>



# Senate Remote Testify

## Judiciary Committee Testify List for Bill HB49 on 2023-04-04

Support: 54 Oppose: 0

<b><u>Name</u></b>	<b><u>Title</u></b>	<b><u>Representing</u></b>	<b><u>Position</u></b>
Widger, B	A Member of the Public	Myself	Support
Antonucci, Amy	A Member of the Public	Myself	Support
Coon, Kate	A Member of the Public	Myself	Support
King, Jordan	A Member of the Public	Myself	Support
Morrison, Carol	A Member of the Public	Myself	Support
Morrison, William	A Member of the Public	Myself	Support
Casino, Joanne	A Member of the Public	Myself	Support
Bailey, Cheryl	A Member of the Public	Myself	Support
Grossi, Anne	A Member of the Public	Myself	Support
Zaenglein, Barbara	A Member of the Public	Myself	Support
Arabas, Jill	A Member of the Public	Myself	Support
berk, bruce	A Member of the Public	Myself	Support
Nelson, Elizabeth	A Member of the Public	Myself	Support
DeFuria, Claudia	A Member of the Public	Myself	Support
Johsnon, Judith	A Member of the Public	Myself	Support
Brennan, Nancy	A Member of the Public	Myself	Support
Jones, Andrew	A Member of the Public	Myself	Support
Devore, Gary	A Member of the Public	Myself	Support
1 Clark, Denise	A Member of the Public	Myself	Support
vessels, Susan	A Member of the Public	Myself	Support
Cahill-Yeaton, Miriam	A Member of the Public	Myself	Support
Benham, Linda	A Member of the Public	Myself	Support
Lenz, James	A Member of the Public	Myself	Support
Chase, Wendy	A Member of the Public	Myself	Support
Sevigny, Emma	A Lobbyist	New Futures	Support
Hackmann, Kent	A Member of the Public	Myself	Support
Moore, Susan	A Member of the Public	Myself	Support
Merlone, Lynn	A Member of the Public	Myself	Support
Thomas, A	A Member of the Public	Myself	Support
Martin, Patricia	A Member of the Public	Myself	Support
Bissex, Hannah	A Member of the Public	Myself	Support
Hershey, Jane	A Member of the Public	Myself	Support
DeMark, Richard	A Member of the Public	Myself	Support
DeMark, Harriet	A Member of the Public	Myself	Support
Varnum, Steven	A Member of the Public	Myself	Support
Rettew, Ann	A Member of the Public	Myself	Support
Willing, Maura	A Member of the Public	Myself	Support
perencevich, ruth	A Member of the Public	Myself	Support
Spencer, Louise	A Member of the Public	Myself	Support
Blair, David	A Member of the Public	Myself	Support
Lundberg, Cindy	A Member of the Public	Myself	Support
Fillermann, Maureen	A Member of the Public	Myself	Support
och, Laurie	A Member of the Public	Myself	Support
macKay, Honorable Mariellen	A Member of the Public	Myself	Support
Cote, Lois	A Member of the Public	Myself	Support
Istel, Claudia	A Member of the Public	Myself	Support
Corell, Elizabeth	A Member of the Public	Myself	Support

st martin, tom	A Member of the Public	Myself	Support
Walker, Deborah	A Member of the Public	Myself	Support
Reardon, Donna	A Member of the Public	Myself	Support
Davis, Gregory	A Member of the Public	Myself	Support
Hinebauch, Melissa	A Member of the Public	Myself	Support
Raspiller, Cindy	A Member of the Public	Myself	Support
Brown, Howard	An Elected Official	Myself	Support

# Testimony



National Alliance on Mental Illness

# NAMI | New Hampshire

April 4, 2023

Honorable Chair Sharon Carson  
Senate Judiciary  
State House Room 100  
107 North Main Street, Concord, NH 03301

RE: NAMI NH Support of HB 49 as amended by the House

Honorable Chair Carson Committee Members:

Thank you for the opportunity to testify today. My name is Holly Stevens, and I am the Director of Public Policy at NAMI New Hampshire, the National Alliance on Mental Illness. NAMI NH is a non-profit, grassroots organization whose mission is to improve the lives of all people impacted by mental illness and suicide through support, education and advocacy. On behalf of NAMI NH, I am here today to speak in support of HB 49 as amended by the House (HB 49), relative to postponing the closure of the Sununu youth Services Center.

Under current New Hampshire law, the Sununu Youth Services Center (SYSC) is funded through June 2023, with no appropriation for a new center. SB 1 as amended by the House, which passed into law earlier in this session, contained an appropriation for the state to procure an architect, but not for a replacement facility. Without additional legislative action, there will be further delay in building a new Youth Detention Center (YDC). It would be irresponsible for our state to allow this delay to happen. NAMI NH applauds the efforts of the Senate, first through SB 1 as amended by the Senate, and now via the consideration of HB 49, to get legislation passed to replace the current facility and outline the environment, services, and treatment to be provided by the new facility.

Many children enter the juvenile justice system inappropriately as a result of unmet mental health needs. The majority of children in the juvenile justice system have a diagnosable mental health disorder. Therefore, NAMI NH strongly supports a new facility, as outlined in HB 49 as amended by the House, that utilizes trauma informed care and provides services to meet the mental health needs of all children served in the center. NAMI NH further supports the plans contained in HB 49 to have staff trained to work with youth with behavioral health challenges and trauma histories; to use evidence-based practices in treatment; to provide frequent visitation opportunities with family; and to implement educational programming and staffing tailored to the individualized educational needs of the youth, including special education needs. We also support the plan to implement the programming in the current facility "as soon as reasonably practicable," rather than waiting until the new YDC has been built. Further, NAMI NH supports state control of the facility as set forth in the bill.

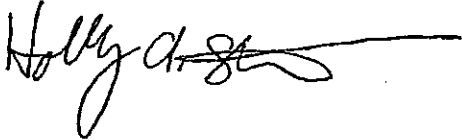
Although the bill as amended by House floor amendment # 2023-1104 passed the House on a voice vote, the prior votes and House floor discussion on this and other amendments to the bill suggest

*Find Help, Find Hope.*

NAMI New Hampshire • 85 North State Street • Concord, NH 03301  
InfoLine: 800-242-6264 • Tel. 603-225-5359 • Fax 603-228-8848 • [info@naminh.org](mailto:info@naminh.org) / [www.NAMINH.org](http://www.NAMINH.org)

that many members of the House do not support various provisions of HB 49. Therefore, if given an opportunity to reevaluate the bill during a Committee of Conference, the House could revert back to past positions on this bill. As such, NAMI NH urges the members of the Senate Judiciary Committee to strongly consider this possibility and support HB 49 as it came over from the House, rather than attempting to amend it. I am available to answer any questions the committee may have.

Sincerely,

A handwritten signature in black ink, appearing to read "Holly A. Stevens", with a long horizontal flourish extending to the right.

Holly A. Stevens, Esq.

March 20, 2023

The Honorable Sherman Packard, Speaker  
The Honorable Matthew Wilhelm, Minority Leader  
House of Representatives  
Legislative Office Building, Room 202  
33 North State Street  
Concord, NH 03301

**RE: Support the Edwards Floor Amendment to HB49**

Dear Speaker Packard, Minority Leader Wilhelm and Honorable Members of the New Hampshire House of Representatives:

On behalf of the Granite State children and families we, the undersigned, write today in opposition to HB 49 as amended in Amendment #0892, and to request that you support Representative Edwards' floor amendment to HB 49. Last week, the House Finance Committee voted to adopt amendment #0892. HB 49 as amended contains confusing restrictions on staffing that may undermine the safety and treatment of resident youth, and may negatively impact critical progress the state has made to divert youth from the juvenile justice system altogether.

The signatories to this letter agree that the children who enter the Sununu Youth Services Center ("SYSC"), and those who will enter any replacement facility, are among New Hampshire's most traumatized and vulnerable youth. They are youth who have committed serious offenses and need significant rehabilitation; but they are also youth who can become productive, law-abiding adults if provided targeted, evidence-based treatment in an environment that minimizes further trauma. Accordingly, any bill addressing the replacement facility must incorporate policy and budget provisions that prioritize safety and high-quality therapeutic care for the children placed there. While HB 49 as amended provides for the development of a trauma-informed therapeutic treatment facility, it also contains language that poses serious concerns. We understand that you will have the option to support a floor amendment that Representative Edwards intends to bring forward. That amendment addresses the concerns below and we urge you to support it.

**I. HB 49 as amended may have the unintended consequence of increased placement of New Hampshire youth in out-of-state facilities.**

There is broad consensus that placement in a secure facility should be a last resort—reserved only for those children whose conduct is so dangerous, and whose needs are so high, that secure confinement is necessary to keep the community safe while the youth accesses needed rehabilitative services. Thankfully, a combination of recent changes to juvenile commitment guidelines and prioritization of juvenile diversion through implementation of SB 94 have already significantly reduced the census of detained and committed youth. *New Hampshire currently boasts the lowest per capita rate of committed and detained children in the nation.*

While there is always room for improvement, any further reduction to the offenses eligible for commitment must be coupled with continued investment in New Hampshire's community-based service array. If New Hampshire courts do not have in-state options to serve high-risk youth, history shows that those courts will resort to placing youth in out-of-state facilities—facilities that even if not mechanically secure, are far from the youth's family and connections, are often low quality, and are not subject to the real time oversight of the Office of the Child Advocate.

**II. HB49 as amended could incentivize prosecutors to charge children with higher level offenses.**

Every aspect of juvenile justice is a complicated endeavor to balance the needs of youth and families with community safety. Law enforcement is primarily charged with responding to keep the community safe, and the rest of the system is primarily charged with identifying and meeting the needs of the youth and their family. While the signatories to this letter can disagree on what level of immediate intervention is needed in any given situation to maintain public safety, we all recognize that if law enforcement and prosecutors do not have readily available resources to keep their communities safe in a moment of crisis, prosecutors may bring the highest-level charges available against a youth if they believe detention is necessary to ensure safety until an alternative becomes available. Unnecessary charging enhancements can have long term detrimental effects on a youth, including an increased likelihood that the youth will remain detained pending prosecution, increased likelihood of commitment to SYSC if convicted, and increased likelihood of negative criminal consequences as an adult.<sup>1</sup>

We all agree that secure confinement of youth must be a last resort, but at this time we also agree that goal is best accomplished by continuing to support the development of the Children's System of Care to develop and implement appropriate alternatives.

**III. HB 49 as amended may negatively impact recent progress to serve youth and families without court involvement.**

Just one year ago, New Hampshire began implementing a bi-partisan initiative through SB 94 (2021). SB 94 promotes early engagement in community-based services to minimize youth involvement in the formal justice system. Implementation of this initiative required both a culture change by agencies and organizations that touch the juvenile justice system and significant legwork by DCYF to get the program off the ground. In spite of those hurdles, in the first year of implementation, 72% of youth assessed by DCYF were recommended for diversion and law enforcement agreed with that recommendation 94% of the time.

Passage of HB 49 as amended may jeopardize recent progress because it relies upon a "three strikes" provision to make a child eligible for secure detention or commitment. Regardless of level of offense, such a provision may reduce the likelihood that a high needs child will be recommended for diversion, and even if such a recommendation is made, law enforcement may no longer agree to divert the youth from prosecution.

**IV. Any replacement facility must prioritize the appropriate care and treatment of children to ensure the safety of children, staff, and the community.**

DCYF, advocates, and legislators have worked together for a better part of the last two years to reach consensus on whether and how to replace New Hampshire's only secure institution for juveniles. We agree that the best path forward to ensure the safety of children, staff, and the community is to implement an evidence-based, therapeutic model as soon as possible in the current SYSC that can transition seamlessly to a right-sized replacement facility. This shared vision is only achieved through having adequate, consistent, and well-trained staff to support the children in the facility.

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<sup>1</sup> While juvenile court records are sealed, New Hampshire juvenile convictions may be used in adult court for purposes of bail and sentencing. RSA 169-B:35, III(a).

HB 49 as amended incorporates provisions that limit the staffing ratios and the operating budget of the replacement facility in ways that would make it impossible to implement a trauma-informed, therapeutic model, thus jeopardizing the safety of the children, staff, and community.

Due to the dramatic reduction of the youth entering SYSC in recent years, the facility now serves only a couple handfuls of the highest needs youth in our state. Both HB 49 as amended and the Edwards amendment envision a trauma-informed, therapeutic model designed for the highest needs youth—a model that is not implemented at the higher volume correctional facilities in nearby states and across the nation. Due to the unique nature of the treatment model and the high needs of the few youths New Hampshire incarcerates, the operating budget must not be tied to other facilities that detain and commit many more youths, often for low level offenses. Rather, operating budget and staffing decisions for the new facility are best made by future legislators when the new facility's physical structure and programming is better understood.

For the benefit of New Hampshire's children and families, we ask that you **reject the harmful provisions included in HB 49 as amended by #0892 and support the Edwards floor amendment**. The Edwards floor amendment reflects the priorities that are shared by the below signatories, all of whom work directly with system involved youth and families and have spent the past two years building consensus to move forward a small, high quality replacement facility while minimizing unintended consequences. We look forward to thoughtfully working through any needed amendments related to programming or the operating budget of the replacement facility in future sessions.

Sincerely,

Joseph E. Ribsam Jr.  
Director  
Division for Children, Youth, and Families

Lori Weaver  
Commissioner  
Department of Health and Human Services

Katja Fox  
Director  
Division for Behavioral Health

Cassandra Sanchez  
Child Advocate  
NH Office of the Child Advocate

Michelle Wangerin  
Youth Law Project Director  
New Hampshire Legal Assistance

Karen Rosenberg  
Policy Director  
Disability Rights Center - NH

Keith Kuenning  
Advocacy Director  
Waypoint

Lisa Wolford  
Executive Director  
Children's Law Center of New Hampshire

Emma Sevigny  
Children's Behavioral Health Policy Coordinator  
New Futures

Susan L. Stearns  
Executive Director  
NAMI New Hampshire

Lyn M. Schollett  
Executive Director  
NH Coalition Against Domestic and Sexual Violence

Marcia (Marty) Ressimeyer Sink  
President CEO  
CASA of NH



Cody Belanger  
Chair  
Juvenile Justice Reform Commission

Samantha L. Morin, Ph.D.  
Licensed Clinical Psychologist  
Vice-Chair  
Juvenile Justice Reform Commission

Pamela Jones, Esq.  
Member  
Juvenile Justice Reform Commission

Mariellen J. MacKay, MS  
Executive Director  
NH Foster and Adoptive Parents Association

Alissa Cannon  
Executive Director  
NH Juvenile Court Diversion Network

Renee Touhey-Childress, LICSW  
Executive Director  
Dover Children's Home

William Breault  
Chief of Police,  
Dover, Police Department  
Commission Member  
Oversight Commission on Children's Services

Michael Geha  
President  
New Hampshire Police Association

Rich Gulla  
President  
State Employees Association

Steve Ranfros  
Former Juvenile Prosecutor, Manchester  
Juvenile Prosecutor, Derry/Londonderry  
Member  
Juvenile Justice Reform Commission

Mike Adamkowski  
Chair  
DCYF Advisory Board

Sandra McGonagle  
Vice-Chair  
DCYF Advisory Board

Representative Debra DeSimone  
Member  
DCYF Advisory Board

Tessa Dyer  
Member  
DCYF Advisory Board

Representative Patrick Long  
Member  
DCYF Advisory Board

Dolly McPhaul  
Member  
DCYF Advisory Board

Representative Heather Raymond  
Member  
DCYF Advisory Board

Representative Sheila Seidel  
Member  
DCYF Advisory Board

Patricia Stolte  
Member  
DCYF Advisory Board

# Voting Sheets

**Senate Judiciary Committee**  
**EXECUTIVE SESSION RECORD**  
*2023-2024 Session*

Bill # HB 49-FN-A

Hearing date: 4/4/23

Executive Session date: 4/4/23

Motion of: OTP Vote: 3-1

Committee Member	Made by	Second	Yes	No
Sen. Carson, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Gannon, V-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Abbas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sen. Whitley	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Chandley	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

Committee Member	Made by	Second	Yes	No
Sen. Carson, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Gannon, V-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Abbas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Chandley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

Committee Member	Made by	Second	Yes	No
Sen. Carson, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Gannon, V-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Abbas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Chandley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Sen. Carson

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

# Committee Report



**JUDICIARY**

**HB 49-FN-A**, relative to postponing the closure of the Sununu Youth Services Center.

Ought to Pass, Vote 3-1.

Senator Sharon Carson for the committee.

**Docket of HB49**

Docket Abbreviations

**Bill Title:** relative to postponing the closure of the Sununu Youth Services Center.**Official Docket of HB49.:**

<b>Date</b>	<b>Body</b>	<b>Description</b>
12/23/2022	H	<b>Introduced</b> 01/04/2023 and referred to Finance
1/18/2023	H	Public Hearing: 01/26/2023 01:00 pm LOB 210-211
2/1/2023	H	Division Work Session: 02/03/2023 11:00 am LOB 210-211
2/7/2023	H	Executive Session: 02/03/2023 11:00 am LOB 210-211
2/2/2023	H	Division Work Session: 02/09/2023 11:30 am LOB 210-211
2/28/2023	H	Full Committee Work Session: 03/06/2023 11:00 am LOB 210-211
3/10/2023	H	Public Hearing on non-germane Amendment <b>#2023-0767h</b> : 03/15/2023 10:00 am LOB 210-211
3/10/2023	H	Full Committee Work Session: 03/15/2023 10:30 am LOB 210-211
3/10/2023	H	Executive Session: 03/15/2023 11:00 am LOB 210-211
3/16/2023	H	Committee Report: Ought to Pass with Amendment <b>#2023-0892h</b> 03/16/2023 (Vote 23-2; RC) <b>HC 16 P. 30</b>
3/23/2023	H	Special Order HB49 MF DV 226-153 Lacking Three-Fifths Vote 03/22/2023 <b>HJ 10 P. 33</b>
3/23/2023	H	Special Order HB49 MA <b>RC</b> 291-87 by necessary Three-Fifths Vote 03/22/2023 <b>HJ 10 P. 87</b>
3/23/2023	H	Amendment <b>#2023-0892h</b> : AA VV 03/23/2023 <b>HJ 11 P. 2</b>
3/23/2023	H	Reconsider 2023-0892h (Rep. Edwards): MA VV 03/23/2023 <b>HJ 11 P. 6</b>
3/23/2023	H	Amendment <b>#2023-0892h</b> : AA DV 200-179 03/23/2023 <b>HJ 11 P. 2</b>
3/23/2023	H	FLAM <b>#2023-1104h</b> (Reps. Edwards, M. Pearson, Lynn, Long, Grossman): AA <b>RC</b> 276-104 03/23/2023 <b>HJ 11 P. 6</b>
3/23/2023	H	<b>Ought to Pass with Amendment</b> : MA VV 03/23/2023 <b>HJ 11 P. 11</b>
3/24/2023	S	Introduced 03/23/2023 and Referred to Judiciary; <b>SJ 12</b>
3/29/2023	S	<b>Hearing</b> : 04/04/2023, Room 100, SH, 01:00 pm; <b>SC 16</b>
4/5/2023	S	Committee Report: Ought to Pass, 04/13/2023; <b>SC 17</b>
4/13/2023	S	Special Order to the beginning of the Regular Calendar, Without Objection, MA; 04/13/2023; <b>SJ 13</b>
4/13/2023	S	<b>Ought to Pass</b> : MA, VV; OT3rdg; Read a Third Time, and Final Passage in the early session, MA, VV; 04/13/2022; <b>SJ 13</b>
4/13/2023	S	Enrolled Bill Amendment <b>#2023-1369e</b> , Without Objection, AA; 04/13/2023; <b>SJ 13</b>
4/13/2023	H	Enrolled Bill Amendment <b>#2023-1369e</b> : AA VV (in recess of) 04/06/2023 <b>HJ 12</b>
4/13/2023	S	Enrolled, Without Objection, MA; 04/13/2023; <b>SJ 13</b>
4/13/2023	H	Enrolled (in recess of) 04/06/2023
4/18/2023	H	Signed by Governor Sununu 04/13/2023; Chapter 2; Eff: 04/13/2023

# Other Referrals



April 13, 2023  
2023-1369-EBA  
07/05

Enrolled Bill Amendment to HB 49-FN-A

The Committee on Enrolled Bills to which was referred HB 49-FN-A

AN ACT           relative to postponing the closure of the Sununu Youth Services Center.

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 49-FN-A

This enrolled bill amendment makes a grammatical correction to the bill.

Enrolled Bill Amendment to HB 49-FN-A

Amend section 3 of the bill by replacing line 5 with the following:

qualified architect [~~on or before March 1, 2023~~] *within 60 days of the effective date of this act,*

**Senate Inventory Checklist for Archives**

Bill Number: HB 49-FN-A Senate Committee: JUD

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
- N/A 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 # 13025      \_\_\_ - 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) 136A 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:

Matthew Schebzi      8-31-23  
 Committee Aide      Date

Senate Clerk's Office AK