

Sen. Bradley, Dist 3
June 11, 2021
2021-1929s
06/05

Draft C of C Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing section 36 with the following:

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3 36 Reproductive Health Facilities. No state funds shall be awarded by the department of health
4 and human services to a reproductive health care facility, as defined in RSA 132:37, I, except the
5 funding available from the state pursuant to Title XIX of the Social Security Act to the minimum
6 extent necessary to comply with federal conditions for the state's participation in the Medicaid
7 program. Any contract awarded to a family planning project shall contain all of the following
8 provisions: (1) that no state funds shall be used to subsidize abortions, either directly or indirectly;
9 (2) that the family planning project will permit the commissioner of the department of health and
10 human services, or his or her designated agent or delegate, to inspect the financial records of the
11 family planning project to monitor compliance with this section; (3) that at the end of each fiscal
12 year, the commissioner shall certify, in writing, to the governor and council that he or she,
13 personally or through a designated agent or delegate, has reviewed the expenditure of funds
14 awarded to a family planning project under this section and that no state funds awarded by the
15 department have been used to provide abortion services; and (4) that if the commissioner fails to
16 make such certification or if the governor and executive council, based on evidence presented by the
17 commissioner in his or her certification, find that state funds awarded by the department have been
18 used to provide abortion services, the grant recipient shall either: (a) be found to be in breach of the
19 terms of such contract, grant, or award of funds and forfeit all right to receive further funding; or (b)
20 suspend all operations until such time as the state funded family planning project is physically and
21 financially separate from any reproductive health facility, as defined in RSA 132:37.