

Amendment to HB 650-FN

1 Amend RSA 329-B:22, IX as inserted by section 11 of the bill by replacing it with the following:

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3 IX. The board may dismiss complaints when the undisputed allegations do not warrant
4 disciplinary actions and may settle complaints informally with the consent of the licensee. Some or
5 all of the allegations in a complaint may be consolidated with another complaint or with issues
6 which the board chooses to investigate or hear on its own motion. If an investigation of a complaint
7 results in an offer of settlement by the licensee, the board may settle the allegations against the
8 licensee without the consent of a complainant, provided that the complainant is given an
9 opportunity to comment on the terms of the proposed settlement. ***Prior to the settlement or***
10 ***other negotiated termination of proceedings, the board, or an agent authorized by the***
11 ***board, shall provide the licensee with a summary of the investigation, which shall include***
12 ***an overview of the evidence, including incriminating and exculpatory elements. The***
13 ***summary of the investigation shall remain confidential to the licensee, his or her counsel,***
14 ***and other parties as determined by the board.***

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16 Amend the bill by inserting after section 13 the following and renumbering the original sections 14-
17 16 to read as 15-17, respectively:

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19 14 Hearings; References Corrected. Amend RSA 329-B:23, II to read as follows:

20 II. The board shall furnish the respondent and the complainant, if any, at least 15 days'
21 written notice of the date, time, and place of a hearing, except as otherwise provided in this chapter.
22 Such notice shall include an itemization of the issues to be heard, and, in the case of a disciplinary
23 hearing, a statement as to whether the action has been initiated by a written [~~complaint~~], ***signed,***
24 ***and sworn statement*** or upon the board's own motion, or both. If a written [~~complaint~~], ***signed,***
25 ***and sworn statement*** is involved, the notice shall provide the complainant with a reasonable
26 opportunity to intervene as a party.