CONSENT CALENDAR

April 19, 2023

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Health, Human Services and Elderly Affairs to which was referred SB 30,

AN ACT relative to membership of the New Hampshire council on developmental disabilities. Having considered the same, report the same with the recommendation that the bill OUGHT TO PASS.

Rep. Bill King

FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

COMMITTEE REPORT

Committee:	**Health, Human Services and Elderly Affairs**
Bill Number:	**SB 30**
Title:	**relative to membership of the New Hampshire council on developmental disabilities.**
Date:	**April 19, 2023**
Consent Calendar:	**CONSENT**
Recommendation:	**OUGHT TO PASS**

STATEMENT OF INTENT

This bill was created to give the NH Council on Developmental Disabilities the ability to have more than 21 members on the council. The bill, as written, will replace "not more than" with "at least" and will remove "vacancies shall be filled for the unexpired term".

Vote 19-0.

Rep. Bill King
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Health, Human Services and Elderly Affairs

SB 30, relative to membership of the New Hampshire council on developmental disabilities. **OUGHT TO PASS.**

Rep. Bill King for Health, Human Services and Elderly Affairs. This bill was created to give the NH Council on Developmental Disabilities the ability to have more than 21 members on the council. The bill, as written, will replace "not more than" with "at least" and will remove "vacancies shall be filled for the unexpired term". **Vote 19-0.**

Original: House Clerk
Cc: Committee Bill File

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

EXECUTIVE SESSION on SB 30

BILL TITLE: relative to membership of the New Hampshire council on developmental disabilities.

DATE: April 19, 2023

LOB ROOM: 201-203

MOTIONS: OUGHT TO PASS

Moved by Rep. B. King Seconded by Rep. Weber Vote: 19-0

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Bill King, Clerk

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

1/6/2023 12:36:33 PM
Roll Call Committee Registers Report

2023 SESSION

Health, Human Services and Elderly Affairs

Bill #: SB 30 Motion: OTP AM #: _____ Exec Session Date: 4/19/23

Members	YEAS	Nays	NV
MacDonald, Wayne D. Chairman	19		
Layon, Erica J. Vice Chairman	1		
Cushman, Leah P.	2		
King, Bill C. Clerk	3		
Kofalt, Jim	4		
McLean, Mark	5		
King, Seth	6		
Mazur, Lisa R	7		
Nagel, David J	8		
Polozov, Yury	9		
Weber, Lucy M.	10		
MacKay, James R.			1
Freitas, Mary C.	11		
Cannon, Gerri D.	12		
Nutter-Upham, Frances E.	13		
Schapiro, Joe	14		
Merchant, Gary	15		
~~Murphy, James Michael~~ ELBERGER, SUSAN	16		
Palmer, William S	17		
~~Tellez, Trinidad~~ PREECE, DAVID	18		
TOTAL VOTE:	19	0	1

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

PUBLIC HEARING ON SB 30

BILL TITLE: **relative to membership of the New Hampshire council on developmental disabilities.**

DATE: **March 29, 2023**

LOB ROOM: **201-203** **Time Public Hearing Called to Order:** **10:05 AM**

Time Adjourned: **10:27 AM**

Committee Members: Reps. W. MacDonald, B. King, Kofalt, Mazur, Nagel, Polozov, Weber, MacKay, Cannon, Nutter-Upham, Schapiro, Merchant, J. Murphy and Palmer

Bill Sponsors:

Sen. Whitley	**Sen. Prentiss**	**Sen. Rosenwald**
Sen. Chandley	**Sen. D'Allesandro**	**Sen. Perkins Kwoka**
Sen. Gannon	**Sen. Watters**	**Sen. Altschiller**
Sen. Fenton	**Sen. Soucy**	**Rep. Grossman**
Rep. Cornell	**Rep. Staub**	

TESTIMONY

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

Senator Whitley – District 15 - Prime Sponsor

- House keeping bill

***Isadora Rodriguez-Legendre – NH Council on D.D.**

Q: Rep. Schapiro – HB238 required less DD representation
A: Different councils
Q: Rep. Polozov – How does Federal law conflict?
A: Federal law trumps, but the state law allows general guidance
Q: Rep. Polozov – How does funding impact the council
A: 100% federally funded
Q: Rep. Weber – Will there be adjustments if more people are needed?
A: Exactly – just need to change the phrase "at least"
Q: Rep. Polozov – Have you experienced the same pain we saw during the house bill on D.D. earlier
A: Yes, we are doing the best we can trying to meet in the middle
Q: Rep. Merchant – Any thought to expanding participation
A: Yes – trying to cut number of meetings
Q: Rep. Merchant – Is there a need to address 91A?
A: Would you believe HB308 will cover all councils

Respectfully submitted,

Rep. Bill King, Clerk

House Remote Testify

Health, Human Services and Elderly Affairs Committee Testify List for Bill SB30 on 2023-03-29

Support: 35 Oppose: 4 Neutral: 0 Total to Testify: 0

Export to Excel

Name	City, State Email Address	Title	Representing	Position	Testifying	Non-Germane	Signed Up
Smith, Julie	Nashua, NH cantdog@comcast.net	A Member of the Public	Myself	Oppose	No	No	3/24/2023 7:47 PM
kisch, walter	warner, NH kischwalterf@yahoo.com	A Member of the Public	Myself	Oppose	No	No	3/26/2023 7:46 AM
Dickler, Jeffrey	Rindge, NH gsgstriker@aol.com	A Member of the Public	Myself	Support	No	No	3/26/2023 8:39 PM
Liebowitz, susan	Plainfield, NH supawali@hotmail.com	A Member of the Public	Myself	Support	No	No	3/26/2023 9:56 PM
Spencer, Louise	Concord, NH lpskentstreet@gmail.com	A Member of the Public	Myself	Support	No	No	3/26/2023 10:39 PM
Reed, Barbara	N. Swanzey, NH BDReed74@gmail.com	A Member of the Public	Myself	Support	No	No	3/27/2023 7:18 AM
Dewey, Karen	Newport, NH pkdewey@comcast.net	A Member of the Public	Myself	Support	No	No	3/27/2023 7:38 AM
Casino, Joanne	Concord, NH joannecasino@comcast.net	A Member of the Public	Myself	Support	No	No	3/27/2023 8:10 AM
Spielman, Kathy Sue	Durham, NH jspielman@comcast.net	A Member of the Public	Myself	Support	No	No	3/27/2023 9:54 AM
Jernstedt, Margaret	Hanover, NH Margaret.Jernstedt@comcast.net	A Member of the Public	Myself	Support	No	No	3/27/2023 9:56 AM
Jones, Andrew	Pembroke, NH arj11718@yahoo.com	A Member of the Public	Myself	Support	No	No	3/27/2023 10:31 AM
Devore, Gary	Pembroke, NH torin_asheron@yahoo.com	A Member of the Public	Myself	Support	No	No	3/27/2023 10:35 AM
Doughty, Patrick	Bethlehem, NH patrickdoughty@roadrunner.com	A Member of the Public	Myself	Oppose	No	No	3/27/2023 11:12 AM

Damon, Claudia	Concord, NH cordsdamon@gmail.com	A Member of the Public	Myself	Support	No	No	3/27/2023 12:05 PM
Wessels, Susan	RINDGE, NH slwessels2010@gmail.com	A Member of the Public	Myself	Support	No	No	3/27/2023 1:11 PM
Bissex, Hannah	Rindge, NH berardi.h@gmail.com	A Member of the Public	Myself	Support	No	No	3/27/2023 3:05 PM
Thomas, Anne	Rindge, NH annethomasjazz@gmail.com	A Member of the Public	Myself	Support	No	No	3/27/2023 3:06 PM
Merlone, Lynn	Rindge, NH prulone@gmail.com	A Member of the Public	Myself	Support	No	No	3/27/2023 3:06 PM
Martin, Patricia	Rindge, NH pmartin2894@yahoo.com	A Member of the Public	Myself	Support	No	No	3/27/2023 3:52 PM
Schuman, Diana	Dover, NH deeschu@comcast.net	A Member of the Public	Myself	Support	No	No	3/27/2023 4:59 PM
Mercer, Jennifer	Loudon, NH jenannmercer@gmail.com	A Member of the Public	Myself	Oppose	No	No	3/27/2023 8:01 PM
Walker, Deborah	Meredith, NH deb.publichealth@gmail.com	A Member of the Public	Myself	Support	No	No	3/27/2023 9:24 PM
Holt, David	Somersworth, NH davholt@aol.com	A Member of the Public	Myself	Support	No	No	3/27/2023 9:55 PM
ellermann, maureen	concord, NH ellermannf@aol.com	A Member of the Public	Myself	Support	No	No	3/28/2023 5:45 AM
Rosenwald, Cindy	Nashua, NH cindy.rosenwald@leg.state.nh.us	An Elected Official	SD 13	Support	No	No	3/28/2023 10:36 AM
Watters, David	Dover, NH david.watters@leg.state.nh.us	An Elected Official	Myself	Support	No	No	3/28/2023 11:06 AM
Perkins Kwoka, Rebecca	Portsmouth, NH rebecca.perkinskwoka@leg.state.nh.us	An Elected Official	Myself	Support	No	No	3/28/2023 11:16 AM
Brennan, Nancy	Weare, NH burningnan14@gmail.com	A Member of the Public	Myself	Support	No	No	3/28/2023 11:38 AM
Wilke, Mary	CONCORD, NH wilke.mary@gmail.com	A Member of the Public	Myself	Support	No	No	3/28/2023 1:42 PM
hatch, sally	concord, NH sallyhatch@comcast.net	A Member of the Public	Myself	Support	No	No	3/28/2023 1:44 PM
DeMark, Richard	Meredith, NH demarknh114@gmail.com	A Member of the Public	Myself	Support	No	No	3/28/2023 5:07 PM

DeMark, Harriet	Meredith, NH demarknh114@gmail.com	A Member of the Public	Myself	Support	No	No	3/28/2023 5:07 PM
Willing, Maura	Concord, NH Maura.Willing@Comcast.net	A Member of the Public	Myself	Support	No	No	3/28/2023 7:08 PM
Perencevich, Ruth	Concord, NH rperence@comcast.net	A Member of the Public	Myself	Support	No	No	3/28/2023 10:08 PM
Richman, Susan	Durham, NH susan7richman@gmail.com	A Member of the Public	Myself	Support	No	No	3/28/2023 10:44 PM
Lamphier, Regan	Nashua, NH reganburkelamphier@gmail.com	An Elected Official	Myself	Support	No	No	3/29/2023 8:37 AM
Fenton (SD 10), Senator Donovan	Keene, NH donovan.fenton@leg.state.nh.us	An Elected Official	Myself	Support	No	No	3/29/2023 9:03 AM
Rosenberg, Karen	Concord, NH KarenR@drcnh.org	A Lobbyist	Disability Rights Center - NH	Support	No	No	3/29/2023 10:58 AM
Altschiller, Senator Debra	SD24, NH kevin.condict@leg.state.nh.us	An Elected Official	Myself	Support	No	No	3/29/2023 12:17 PM

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill #: SB30 Date: 3/29/23

Committee: HHS & EA

**** Please Print All Information ****

Name	Address	Phone	Representing	Pro	Con
Isadora Rodriguez-Legendre	2½ Beacon St Concord, NH 03301	271-1157	NHCDD	✓	

NEW HAMPSHIRE
COUNCIL ON
DEVELOPMENTAL DISABILITIES

(1)

March 29, 2023

Representative Wayne McDonald, Chair
House Health, Human Services, and Elderly Affairs Committee Members

RE: SB30 – membership of the New Hampshire council on developmental disabilities.

Dear Chairman McDonald and Members of the Health, Human Services and Elderly Affairs Committee,

My name is Isadora Rodriguez-Legendre and I am the Executive Director of the New Hampshire Council on Developmental Disabilities (DD Council). I am providing testimony on behalf of the DD Council regarding this housekeeping bill, SB30, which seeks to align our federal membership requirements with our state enabling legislation.

The DD Council is a federally funded state agency that is dedicated to dignity, full rights of citizenship, cultural diversity, equal opportunities, and full participation for all NH citizens with developmental disabilities. The DD Council carries out its mission through education, advocacy, and collaboration on initiatives that encourage full integration and inclusion of individuals with developmental disabilities as required in the Developmental Disabilities Assistance and Bill of Rights Act (DD Act).

The DD Act dictates that our council must be comprised of at least 60% community members with intellectual and/or developmental disabilities (ID/DD) and parents or guardians of people with ID/DD. This ensures that our work is led by individuals and families most impacted by our projects and activities. In our statute we are also required to have 9 additional entities as members, which are representatives of agencies/organizations that support people with ID/DD. Because there are 9 agency seats, we need to increase our community members with lived experience of ID/DD in order to maintain our compliance with the federal law. This bill provides that the council on developmental disabilities shall consist of "at least" 21 members instead of "not more than" so that we can ensure that we have enough seats to maintain that 60% of people with lived experience.

The bill also removes language regarding how vacancies are filled for an unexpired term because it is not required. Our by-laws explain how we fill our vacancies, so it doesn't need to be in the law. Our members are volunteers advocating for disability justice and serve 3-year terms.

Thank you for supporting SB30 so that the DD Council can be in compliance with its federal membership requirements and continue its attention to advocacy, capacity building, and systems change work on behalf of people with disabilities in New Hampshire.

Sincerely Yours,

Isadora Rodriguez-Legendre, MSW
Executive Director

2½ BEACON STREET, SUITE 10 CONCORD, NEW HAMPSHIRE 03301-4447
603.271.3236 FAX 603.271.1156 TTY/TDD 1.800.735.2964 WWW.NHCDD.NH.GOV

SB 30 - AS INTRODUCED

2023 SESSION

23-0871
05/08

SENATE BILL ***30***

AN ACT relative to membership of the New Hampshire council on developmental disabilities.

SPONSORS: Sen. Whitley, Dist 15; Sen. Prentiss, Dist 5; Sen. Rosenwald, Dist 13; Sen. Chandley, Dist 11; Sen. D'Allesandro, Dist 20; Sen. Perkins Kwoka, Dist 21; Sen. Gannon, Dist 23; Sen. Watters, Dist 4; Sen. Altschiller, Dist 24; Sen. Fenton, Dist 10; Sen. Soucy, Dist 18; Rep. Grossman, Rock. 11; Rep. Cornell, Hills. 22; Rep. Staub, Hills. 25

COMMITTEE: Health and Human Services

ANALYSIS

This bill provides that the council on developmental disabilities shall consist of at lease 21 members and removes language regarding how vacancies are filled for an unexpired term.

- -

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.

23-0871
05/08

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to membership of the New Hampshire council on developmental disabilities.

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

1 New Hampshire Council on Developmental Disabilities; Membership. Amend RSA 19-J:3 to read as follows:

19-J:3 Membership; Terms.

I. The membership of the council shall be appointed by the governor in accordance with the DD Act and shall consist of [~~not more than~~] ***at least*** 21 members which shall include:

(a) Individuals with developmental disabilities and parents or guardians of adults with mentally impairing developmental disabilities who cannot advocate for themselves, which persons shall make up not less than 60 percent of the membership of the council.

(b) The state agencies or subdivisions that administer funds provided under federal laws related to individuals with disabilities, including the Rehabilitation Act of 1973 (29 U.S.C. section 701 et seq.), the Individuals with Disabilities Education Act (20 U.S.C. section 1400 et seq.), the Older Americans Act of 1965 (42 U.S.C. section 3001 et seq.) and Titles V and XIX of the Social Security Act.

(c) A representative of the University Center for Excellence in Developmental Disabilities Education, Research, and Service established under the DD Act.

(d) A representative of the Protection and Advocacy system for protecting the rights of individuals with developmental disabilities established under the DD Act.

(e) Representatives of local and non-governmental agencies and private and non-profit groups located in New Hampshire concerned with services for individuals with developmental disabilities in New Hampshire.

II. Terms of office shall be 3-year staggered terms. A council member whose term of office is expiring may continue beyond the end of the term until reappointed or until a successor is nominated. The council shall elect a chairperson. [~~Vacancies shall be filled for the unexpired term.~~] Members of the council shall be reimbursed for reasonable and necessary expenses for attending council meetings and performing council duties. The council shall support council member and staff travel to authorized training and technical assistance activities, including in-service training and leadership development activities.

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