REGULAR CALENDAR

April 23, 2024

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Children and Family Law to which was referred SB 573-FN,

AN ACT (New Title) establishing a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire. Having considered the same, report the same with the recommendation that the bill OUGHT TO PASS.

Rep. Patrick Long

FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

COMMITTEE REPORT

Committee:	**Children and Family Law**
Bill Number:	**SB 573-FN**
Title:	**(New Title) establishing a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire.**
Date:	**April 23, 2024**
Consent Calendar:	**REGULAR**
Recommendation:	**OUGHT TO PASS**

STATEMENT OF INTENT

This bill establishes a committee that will look at positive and negative effects of NH's laws on consent and confidentiality, as it pertains to youth.

Vote 14-0.

Rep. Patrick Long
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

REGULAR CALENDAR

Children and Family Law

SB 573-FN, (New Title) establishing a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire. **OUGHT TO PASS.**

Rep. Patrick Long for Children and Family Law. This bill establishes a committee that will look at positive and negative effects of NH's laws on consent and confidentiality, as it pertains to youth. **Vote 14-0.**

Original: House Clerk
Cc: Committee Bill File

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

EXECUTIVE SESSION on SB 573-FN

BILL TITLE: (New Title) establishing a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire.

DATE: April 23, 2024

LOB ROOM: 206-208

MOTIONS: **OUGHT TO PASS**

Moved by Rep. Long Seconded by Rep. DeSimone Vote: 14-0

CONSENT CALENDAR: NO

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Peter Petrigno, Clerk

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

4/22/2024 1:02:26 PM
Roll Call Committee Registers Report

2024 SESSION

Children and Family Law

Bill #: SB 573 Motion: OTP AM #: Exec Session Date: 4/23/24

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	✓		
Gibbons, Candace			✓
Raymond, Heather	✓		
TOTAL VOTE:	14	0	2

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

PUBLIC HEARING ON SB 573-FN

BILL TITLE: **(New Title) establishing a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire.**

DATE: **April 23, 2024**

LOB ROOM: **206-208** **Time Public Hearing Called to Order:** **9:30 a.m.**

Time Adjourned: **9:45 a.m.**

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

Bill Sponsors:

Sen. Ward	**Sen. Gannon**	**Sen. Gray**
Sen. Avard	**Sen. Carson**	**Sen. Birdsell**
Sen. Murphy	**Rep. Kofalt**	**Rep. Sellers**
Rep. Peternel	**Rep. Seidel**	

TESTIMONY

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

Senator Ward, introduced bill

- Reviewed the point of the bill in establishing a study committee
- Bill addresses the concerns brought forward concerns of a 7 yo girl a vaccine without parental consent
- Although this is rare, it happened again
- State Rep Kofalt reviewed this case, it was not isolated
- Parents rights are slowly being stripped from parents by government agencies
- This committee will investigate have our agencies failed

Respectfully submitted,

Representative Petrigno
Clerk, Child and Family Law

Beth Scaer

Please vote OTP on SB573. This study committee is needed to help understand the issues of consent for healthcare for adolescent and young adults.

House Remote Testify

Children and Family Law Committee Testify List for Bill SB573 on 2024-04-23

Support: 2 Oppose: 2 Neutral: 0 Total to Testify: 0

Export to Excel

Name	City, State Email Address	Title	Representing	Position	Testifying	Non-Germane	Signed Up
Gray, Senator James	Rochester - District 6, NH James.Gray@leg.state.nh.us	An Elected Official	Myself	Support	No	No	4/16/2024 11:41 AM
Lucas, Janet	Campton, NH janluca1953@gmail.com	A Member of the Public	Myself	Oppose	No	No	4/22/2024 9:46 AM
Scaer, Beth	Nashua, NH bscaer@gmail.com	A Member of the Public	Myself	Support	No	No	4/23/2024 11:55 AM
Altschiller, Senator Debra	SD 24, NH kevin.condict@leg.state.nh.us	An Elected Official	SD 24	Oppose	No	No	4/23/2024 1:39 PM

SIGN UP SHEET

Register Your Opinion If Not Testifying

Committee: Children and Family Law

Date:4.23.24

Bill #: SB 573- FN

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

Name	Address	Phone	Representing	Pro	Con

SB 573-FN - AS AMENDED BY THE SENATE

03/21/2024 1130s

2024 SESSION

24-3117
12/06

SENATE BILL ***573-FN***

AN ACT establishing a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire.

SPONSORS: Sen. Ward, Dist 8; Sen. Gannon, Dist 23; Sen. Gray, Dist 6; Sen. Avard, Dist 12; Sen. Carson, Dist 14; Sen. Birdsell, Dist 19; Sen. Murphy, Dist 16; Rep. Kofalt, Hills. 32; Rep. Sellers, Graf. 18; Rep. Peternel, Carr. 6; Rep. Seidel, Hills. 29

COMMITTEE: Judiciary

AMENDED ANALYSIS

This bill establishes a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire.

- -

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 Four

AN ACT establishing a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire.

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

1 Committee Established. There is established a committee to study consent and confidentiality laws applicable to adolescent and young adult health care in New Hampshire.

2 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Two members of the senate appointed by the president of the senate, including one member from the majority and one member from the minority.

(b) Three members of the house of representatives, appointed by the speaker of the house of representatives.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

3 Duties. The committee shall:

I. Review current New Hampshire health care consent laws, including circumstances where parental consent is not required by law;

II. Review New Hampshire confidentiality laws and identify what protections exist for health care information for minors in New Hampshire;

III. Solicit testimony from any person or organization with relevant information or expertise; and

IV. Assess whether any areas of health care in New Hampshire are not currently covered under existing parental consent laws and do not currently fall under existing New Hampshire or Federal law exemptions to parental consent for medical care.

4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named senate member. The first meeting of the committee shall be held within 30 days of the effective date of this section. Three members of the committee shall constitute a quorum.

5 Report. The committee shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2024.

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

LBA
24-3117
11/30/23

SB 573-FN- FISCAL NOTE
AS INTRODUCED

AN ACT relative to parental consent for medical care.

FISCAL IMPACT: [X] State [X] County [X] Local [ ] None

Estimated State Impact - Increase / (Decrease)				
	FY 2024	**FY 2025**	**FY 2026**	**FY 2027**
Revenue	$0	$0	$0	$0
Revenue Fund(s)	None			
Expenditures	$0	Indeterminable	Indeterminable	Indeterminable
Funding Source(s)	General Fund			
Appropriations	$0	$0	$0	$0
Funding Source(s)	None			

- Does this bill provide sufficient funding to cover estimated expenditures? [X] No
- Does this bill authorize new positions to implement this bill? [X] No

Estimated Political Subdivision Impact - Increase / (Decrease)				
	FY 2024	**FY 2025**	**FY 2026**	**FY 2027**
County Revenue	$0	$0	$0	$0
County Expenditures	$0	Indeterminable	Indeterminable	Indeterminable
Local Revenue	$0	$0	$0	$0
Local Expenditures	$0	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This bill requires any person or public or private entity to obtain the consent of a parent before performing medical procedures and/or evaluations on, or prescribing medication to, a child. The bill creates a private right of action by allowing parents to bring suit for any violation of the newly-established chapter. While there is no way of knowing how many cases might be brought as a result of the bill, the Judicial Branch has provided the following cost estimates for individual civil cases:

Judicial Branch Average Cost	**FY 2024**	**FY 2025**
Superior Court Complex Civil Case	$1,320.96	$1,347.38
Superior Court Routine Civil Case	$493.64	$503.51

There may also be an indeterminable cost for any state or local government entity that serves as a defendant in the civil suits permitted by the bill.

AGENCIES CONTACTED:

Judicial Branch