

Amendment to HB 2-FN-A-LOCAL

1 1 Youth Development Center Claims Administration and Settlement Fund; Time Period for
2 Acceptance of Administrator's Decision. Amend RSA 21-M:11-a, IX(e) to read as follows:

3 (e) Except in extraordinary cases, the administrator shall declare the resolution process
4 closed within 30 days of the resolution proceeding, during which the AG designee may file any
5 written submission related to the claim. The administrator shall issue a written decision to the
6 parties within 14 days of the conclusion of the resolution process. The administrator's decision
7 regarding the claim shall be final and non-appealable, and the provisions of RSA 542:8, RSA 542:9,
8 and RSA 542:10 shall not apply, provided, however, that either the claimant or the AG designee may
9 request the administrator to reconsider a decision on grounds that it contains mathematical
10 mistakes, miscalculations, or a scrivener's error. Such a request to reconsider a decision must be
11 made within 10 days of the issuance of the administrator's decision. ***Upon the expiration of the***
12 ***reconsideration period, the AG designee and the claimant shall have 30 days to accept or***
13 ***decline the administrator's decision regarding the claim. If the AG designee and claimant***
14 ***do not both affirmatively accept the administrator's decision within 30 days after the***
15 ***expiration of the reconsideration period, then the claim shall be deemed withdrawn, and***
16 ***the claimant shall retain the right to pursue their claim in a judicial or other forum.***

17 2 Youth Development Center Claims Administration and Settlement Fund; Reporting
18 Requirements. Amend RSA 21-M:11-a, XVI to read as follows:

19 XVI. The administrator, in consultation with the attorney general, shall ~~[quarterly]~~ submit
20 ~~[a]~~ ***an itemized*** report ***each month*** to the speaker of the house of representatives, the president of
21 the senate, the joint fiscal committee and the governor providing information as to the number and
22 nature of claims made and settled, the amounts requested and paid in settlement to date, the claim
23 amounts pending, an estimate of the likely amounts which will be approved and paid, the
24 administrative costs which have been paid, and an estimate of future administrative costs to be paid.
25 The report shall be structured to protect the privacy and anonymity of the claimants. The attorney
26 general shall also post the report on the department of justice's public website. ***The joint fiscal***
27 ***committee may require the administrator to submit additional reports, with such***
28 ***additional information that the committee may determine to be necessary, at the***
29 ***committee's discretion, provided that such additional reports shall be structured to protect***
30 ***the privacy and anonymity of the claimants.***

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AMENDED ANALYSIS

Add:

1. Requires the AG designee and YDC claimant to accept or decline the administrator's decision within 30 days of the expiration of the period for reconsideration, and requires monthly reports from the YDC settlement fund administrator.

UNAPPROVED