

CHAPTER 186
SB 470-FN - FINAL VERSION

03/26/2026 1240s

2026 SESSION

26-2079
09/05

SENATE BILL

470-FN

AN ACT relative to the expungement of certain disciplinary matters.

SPONSORS: Sen. Rochefort, Dist 1; Sen. Reardon, Dist 15; Sen. Pearl, Dist 17

COMMITTEE: Executive Departments and Administration

AMENDED ANALYSIS

This bill allows licensees subject to certain disciplinary matters that did not involve criminal acts, fraud, deceit, patient safety, public safety, or acts impacting the integrity of the profession, and that did not include suspension or permanent revocation of license, to petition to have the disciplinary records expunged.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty-Six

AN ACT relative to the expungement of certain disciplinary matters.

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

1 186:1 New Section; Office of Professional Licensure and Certification; Expungement of Disciplinary
2 Action. Amend RSA 310 by inserting after section 12 the following new section:

3 310:12-a Expungement of Disciplinary Action.

4 I. Any current or past licensee of a board or the office who has been subject to disciplinary action
5 by the board for conduct not involving criminal acts, fraud, deceit, patient safety, public safety, or acts
6 impacting the integrity of the profession may file a petition with the office to have it determine if the
7 records from such action should be classified as confidential, not for public release, and considered
8 expunged for reporting purposes if:

9 (a) The application is submitted more than 7 years after the subject disciplinary action
10 occurred;

11 (b) The disciplinary action did not include post-adjudicative suspension or permanent
12 revocation of license;

13 (c) The licensee has had no further disciplinary action against their license since the
14 disciplinary action identified in the application occurred;

15 (d) The licensee has completed all requirements of the disciplinary action;

16 (e) The office has no pending investigations against the licensee; and

17 (f) The licensee's license is currently in good standing.

18 II. Petitions that involve disciplinary action that only included a reprimand, administrative fine,
19 reasonable cost of investigation and prosecution, or a combination thereof shall be granted if they meet
20 the requirements in paragraph I.

21 III. All other petitions may be granted if they meet the requirements in paragraph I and the
22 petitioner also demonstrates that expungement will assist in the licensee's rehabilitation and is consistent
23 with protecting the public welfare. In making this determination, the office shall consider the nature of the
24 conduct that resulted in the disciplinary action; the nature of the disciplinary action; and the current
25 circumstances of the petitioner, including but not limited to their rehabilitation, completion of the
26 requirements of the disciplinary action, amount of time that has passed since completion of the
27 disciplinary action, testimonials, employment history, and employment aspirations.

28 IV. Any licensee who has their petition denied by the office shall have the right to a hearing
29 before the appropriate board or, if no such board exists, the office in accordance with RSA 310. Requests
30 for a hearing shall be made in writing to the appropriate board within 30 days of receipt of the original final
31 decision.

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1 V. The executive director may adopt rules in accordance with RSA 541-A to implement this
2 section.

3 186:2 Office of Professional Licensure and Certification; Rulemaking Authority. Amend RSA 310:6, II
4 to read as follows:

5 II. Such organizational and procedural rules necessary to administer the boards in the office,
6 including rules governing the administration of complaints and investigations, hearings, disciplinary and
7 non-disciplinary proceedings, *expungement of disciplinary action*, manufactured housing dispute
8 resolution, inspections, payment processing procedures, and application procedures. For purposes of
9 this paragraph, "manufactured housing dispute resolution" means a program for the timely resolution of
10 disputes between manufacturers, retailers, and installers of manufactured homes, including the issuance
11 of appropriate orders, regarding responsibility for the correction or repair of defects in manufactured
12 homes for defects that are reported during the one-year period beginning on the date of installation.

13 186:3 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 19, 2026
Effective Date: August 18, 2026

