

SB 34 - AS INTRODUCED

2025 SESSION

25-0193

02/06

SENATE BILL

**34**

AN ACT relative to parental consent for student participation in Medicaid to schools program.

SPONSORS: Sen. Ward, Dist 8; Sen. Avar, Dist 12; Sen. Gray, Dist 6; Sen. Gannon, Dist 23; Sen. Lang, Dist 2; Sen. Innis, Dist 7; Sen. Birdsell, Dist 19; Sen. McGough, Dist 11; Sen. Sullivan, Dist 18; Sen. Rochefort, Dist 1; Sen. Murphy, Dist 16; Sen. Pearl, Dist 17; Rep. Cordelli, Carr. 7; Rep. Kofalt, Hills. 32; Rep. Ball, Rock. 25; Rep. Bernardy, Rock. 36

COMMITTEE: Education

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ANALYSIS

This bill requires schools to obtain parental consent for each new service that is provided to a student under the Medicaid to schools program. The bill also requires certain legislative policy committees to receive reports regarding the Medicaid to schools program.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Five*

AN ACT relative to parental consent for student participation in Medicaid to schools program.

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

1 1 Medicaid to Schools Program; Parental Consent Required. Amend RSA 186-C:25, VII to read  
2 as follows:

3 VII. Beginning on September 1, 2018, the commissioner of the department of health and  
4 human services shall submit an annual report to the senate president, the speaker of the house of  
5 representatives, *the chairpersons of the house and senate policy committees with*  
6 *jurisdiction over education, the chairpersons of the house and senate policy committees*  
7 *with jurisdiction over health and human services*, and the chairpersons of the house and senate  
8 finance committees regarding the total cost of the Medicaid to schools program and the number of  
9 students who received services through the program during the prior school year.

10 VIII. *Written parental consent shall be obtained for each new service provided to a*  
11 *Medicaid enrolled child pursuant to RSA 200:27-a. For the purpose of this paragraph and*  
12 *RSA 200:27-a, each new service shall mean each new Medicaid International Classification*  
13 *of Diseases (ICD) diagnostic code.*

14 2 School Health Services; Consent of Parent or Legal Guardian Required. Amend RSA 200:27-a  
15 to read as follows:

16 200:27-a Consent of Parent or Legal Guardian Required. A child's participation in any program  
17 that provides medical or dental treatment in any school setting shall require the explicit written  
18 consent of the child's parent or legal guardian *for each new service as defined by a new*  
19 *diagnostic billing code.*

20 3 Effective Date. This act shall take effect January 1, 2026.