SB 65-FN - AS INTRODUCED

2021 SESSION

21-0917
04/11

SENATE BILL ***65-FN***

AN ACT repealing the prohibition on the sale of over-the-counter rape test kits.

SPONSORS: Sen. French, Dist 7; Sen. Avard, Dist 12; Sen. Gannon, Dist 23; Sen. Reagan, Dist 17; Sen. Daniels, Dist 11

COMMITTEE: Commerce

ANALYSIS

This bill repeals the prohibition on the sale of over-the-counter rape test kits.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT repealing the prohibition on the sale of over-the-counter rape test kits.

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

1 Repeal. RSA 359-R, relative to the prohibition on the sale of over-the-counter rape test kits, is repealed.

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

LBA
21-0917
1/6/21

SB 65-FN- FISCAL NOTE
AS INTRODUCED

AN ACT repealing the prohibition on the sale of over-the-counter rape test kits.

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

	Estimated Increase / (Decrease)			
STATE:	**FY 2021**	**FY 2022**	**FY 2023**	**FY 2024**
Appropriation	$0	$0	$0	$0
Revenue	$0	Indeterminable Decrease	Indeterminable Decrease	Indeterminable Decrease
Expenditures	$0	Indeterminable Decrease	Indeterminable Decrease	Indeterminable Decrease
Funding Source:	[X] General	[ ] Education	[ ] Highway	[ ] Other

COUNTY:

Revenue	$0	$0	$0	$0
Expenditures	$0	Indeterminable Decrease	Indeterminable Decrease	Indeterminable Decrease

METHODOLOGY:

This bill repeals the prohibition on the sale of over-the-counter rape test kits. Repeal of RSA 359-R would also eliminate the associated violation offenses and any revenue from the $1,000 fines. There is no method to determine how many charges would be avoided as a result of the changes contained in this bill to determine the fiscal impact on expenditures. However, the entities impacted have provided the potential costs associated with these penalties below.

Judicial Branch	FY 2021	FY 2022
Violation Level Offense	$53	$53
Appeals	Varies	Varies
It should be noted that average case cost estimates for FY 2021 and FY 2022 are based on data that is more than ten years old and does not reflect changes to the courts over that same period of time or the impact these changes may have on processing the various case types.		
NH Association of Counties		
County Prosecution Costs	Indeterminable	Indeterminable

The Department of Justice is not involved in the prosecution of such offenses, which would be handled by county and local prosecutors.

AGENCIES CONTACTED:

Judicial Branch, Department of Justice and Association of Counties