

Floor Amendment to HB 1696-FN

Amend RSA 126-A:5, XXX as inserted by section 1 of the bill by deleting subparagraph (a)(6).

1 Amend RSA 126-A:5, XXX(c) as inserted by section 1 of the bill by replacing it with the following:

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3 (c) No person, organization, department, or agency shall submit the name of any person
4 to the National Instant Criminal Background Check System (NICS) on the basis that the person has
5 been adjudicated a "mental defective" or has been committed to a mental institution, except
6 pursuant to a court order issued following a hearing in which the person participated and was
7 represented by an attorney.

8 (d) The commissioner shall seek any new waiver or state plan amendments to
9 implement the provisions of this paragraph. Any such waivers or amendments necessary shall be
10 in place by January 1, 2017. Prior to submitting the waiver or state plan amendments to the CMS,
11 the commissioner shall present the waiver or state plan amendments to the fiscal committee of the
12 general court for approval. The program shall not be reauthorized until such waivers or state plan
13 amendments have been approved by CMS.