

Amendment to SB 533-FN-A-LOCAL

1 Amend the bill by replacing all after the enacting clause with the following:

2
3 1 Commission Established. Amend the introductory paragraph of RSA 12-J:1 to read as
4 follows:

5 12-J:1 Commission Established; Membership; Terms. There is hereby established a commission
6 which shall serve in an advisory capacity to the governor *and the general court* regarding the
7 delivery of effective and coordinated alcohol and drug abuse prevention, treatment, and recovery
8 services throughout the state. The commission shall consist of the following members:

9 2 Commission Membership. RSA 12-J:1, I is repealed and reenacted to read as follows:

10 I. Seven public members, 2 of whom shall be professionals knowledgeable about alcohol and
11 drug abuse prevention, one of whom shall be appointed by the governor and one of whom shall be
12 appointed by the senate president; 2 of whom shall be professionals knowledgeable about alcohol
13 and drug abuse treatment, one of whom shall be appointed by the governor and one of whom shall
14 be appointed by the speaker of the house of representatives; 2 of whom shall be public members who
15 are not professionals within the alcohol and drug addiction prevention and treatment system, one of
16 whom shall be appointed by the senate president and one of whom shall be appointed by the
17 speaker of the house of representatives; and one member in long-term recovery, appointed by the
18 governor.

19 3 Organization of Commission. Amend RSA 12-J:2, I to read as follows:

20 I. The ~~[governor and council]~~ **commission** shall ~~[designate a member of the commission]~~
21 **elect one of its members** to serve as chairperson. The executive director of the commission shall
22 be the director of the appropriate division responsible for alcohol and drug abuse prevention and
23 recovery, who shall serve without additional compensation. Twelve members of the commission
24 shall constitute a quorum.

25 4 Organization of Commission. Amend RSA 12-J:2, II-a to read as follows:

26 II-a. The chairperson shall create a budget task force comprised of the individuals listed in
27 RSA 12-J:1, III(a) to **report biannually on financial expenditures for substance abuse**
28 **related work throughout state government as detailed in RSA 12-J:4, III and** recommend
29 budget policy priorities to the commission regarding the allocation of funding alcohol and drug
30 prevention, treatment, and recovery services across state agencies and throughout the state.

31 5 Commission; Duties. Amend RSA 12-J:3 to read as follows:

32 12-J:3 Duties. The duties of the commission shall be to:

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I. Develop and revise, as necessary, a statewide plan for the effective prevention of alcohol and drug abuse, particularly among youth, and a comprehensive system of treatment and recovery services for individuals and families affected by alcohol and drug abuse. The statewide plan shall:

(a) Identify the causes, the nature and scope, and the impact of alcohol and drug abuse in New Hampshire.

(b) Identify and prioritize unmet needs for prevention, treatment, and recovery services.

(c) Recommend initiatives **and policy considerations to the general court** to reduce the incidence of alcohol and drug abuse in New Hampshire.

(d) Identify and quantify public and private resources available to support alcohol and drug abuse prevention, treatment, and recovery.

(e) Specify additional resources necessary to address unmet needs for prevention, treatment, and recovery.

(f) Specify evaluation and monitoring methodology.

II. **Advise the governor and general court on and** promote ~~[collaboration between and among state agencies and communities to foster]~~ the development of effective community-based alcohol and drug abuse prevention ~~[programs]~~ **strategies**.

III. **Advise the governor and the general court on and** promote the development of treatment services to meet the needs of citizens addicted to alcohol or other drugs.

III-a. **Advise the governor and the general court on and** promote the development of recovery services to meet the needs of citizens in recovery from alcohol and other drug misuse.

IV. Identify unmet needs and the resources required to reduce the incidence of alcohol and drug abuse in New Hampshire and to make recommendations to the governor **and general court** regarding legislation and funding to address such needs.

V. Authorize the disbursement of moneys from the alcohol abuse prevention and treatment fund, pursuant to RSA 176-A:1, III.

VI. Make presentations at least once each legislative session to the house and senate finance committees, the senate health and human services committee, the house health, human services and elderly affairs committee, and the joint fiscal committee of the general court.

6 Meetings and Reports. Amend RSA 12-J:4, II to read as follows:

II. The commission shall submit an annual report to the governor, speaker of the house of representatives, ~~[and]~~ president of the senate, **chairpersons of the house and senate finance committees, chairperson of the house health, human services and elderly affairs committee, the chairperson of the senate health and human services committee, and the chairperson of the joint fiscal committee of the general court** by ~~[December]~~ **October** 1 of each year regarding the activities of the commission. ~~[The first annual report shall be due~~

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1 ~~November 1, 2008.~~] The annual report shall:

2 (a) Identify alcohol and drug abuse prevention, treatment, and recovery services and
3 programs provided by state departments and agencies or funded in whole or in part by state or
4 federal funds;

5 (b) Indicate the progress made during the prior year toward the implementation of the
6 statewide plan developed by the commission pursuant to RSA 12-J:3, I;

7 (c) Recommend any revisions to the statewide plan developed pursuant to RSA 12-J:3, I;

8 (d) Identify and prioritize unmet needs for prevention, treatment, and recovery;

9 (e) Indicate the progress, or lack thereof, in addressing the unmet needs;

10 (f) Recommend initiatives *and/or policy considerations to the governor and the*
11 *general court* to address the unmet needs;

12 (g) Specify the resources and any legislation necessary to support existing programs for
13 prevention, treatment, and recovery and to develop, implement, support, and evaluate the
14 initiatives recommended by the commission; and

15 (h) In even-numbered years the report may include specific recommendations for funds
16 to be included in the next state biennial budget to support alcohol and drug abuse prevention,
17 treatment, and recovery services and programs.

18 7 Meetings and Reports. RSA 12-J:4, III is repealed and reenacted to read as follows:

19 III.(a) To assist the commission in the timely completion of its annual report, each
20 commission member representing an executive branch department or entity shall provide the
21 information specified in paragraph II for its department or entity to the commission on or before
22 August 1 of each year.

23 (b) The commission shall submit a mid-year report to the governor, speaker of the house
24 of representatives, president of the senate, chairpersons of the house and senate finance
25 committees, chairperson of the house health, human services and elderly affairs committee,
26 chairperson of the senate health and human services committee, and the chairperson of the joint
27 fiscal committee of the general court by March 1 of each year regarding the current state of drug
28 abuse, prevention, treatment, and recovery. The commission shall include a dashboard of the
29 following, both in the interim and the final report as required in RSA 12-J:4, II, that includes but is
30 not limited to:

31 (1) The number of known drug overdoses, broken out by drug involved.

32 (2) The number of deaths attributable to overdoses, as reported by the chief medical
33 examiner, broken out by drug involved.

34 (3) The number of people known to be in treatment or recovery programs supported
35 by commission funding.

36 (4) The accessibility and availability of treatment programs, including waitlists.

37 (5) The number of individuals in drug court programs, as reported by the judicial

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1 branch.

2 (6) The number of individuals in diversion programs, as reported by the judicial
3 branch.

4 (7) The number of convictions for drug related offenses, as reported by the judicial
5 branch.

6 (8) The number of persons incarcerated for drug related offenses as reported by the
7 department of corrections.

8 (9) Funds expended and balances remaining, programs and strategies created or
9 sustained by the funds, and an estimate of the number of individuals served by these funds.

10 (10) Barriers to data access and availability, with proposed strategies to develop or
11 enhance data capacity.

12 (11) Any other information requested by the governor or general court.

13 (c) All data required in subparagraph (b) shall be presented in the aggregate to protect
14 the privacy of the individual. The commission shall delete any data required in those paragraphs
15 that enables the personal identification of an individual.

16 IV. In the reports submitted by the commission to the governor, speaker of the house of
17 representatives, president of the senate, chairpersons of the house and senate finance committees,
18 chairperson of the house health, human services and elderly affairs committee, chairperson of the
19 senate health and human services committee, and the chairperson of the joint fiscal committee of
20 the general court, the report shall include outcome data and/or research citations about the efficacy
21 of funded programs based upon evidence of program results.

22 8 Reference Change; Commission on Post-Traumatic Stress Disorder and Traumatic Brain
23 Injury; Membership. Amend RSA 115-D:2, I(g) to read as follows:

24 (g) The chairperson of the governor's commission on alcohol and drug abuse prevention,
25 ~~[intervention, and]~~ treatment, **and recovery** or designee.

26 9 Contingency. RSA 12-J:1, I, as inserted by section 2 of this act, shall take effect upon the
27 expiration of the terms of the commission members who are serving on the effective date of this act.

28 10 Department of Health and Human Services; Supplemental Appropriation for Governor's
29 Commission on Alcohol and Drug Abuse Prevention, Treatment, and Recovery; Supplemental
30 Appropriation for Supportive Housing Projects for Persons with Substance Abuse Disorders.

31 I. In addition to any other sums appropriated for fiscal year 2017, \$2,500,000 for the fiscal
32 year ending June 30, 2017 is hereby appropriated to the department of health and human services.
33 The commissioner of health and human services shall determine whether such appropriation shall
34 be:

35 (a) Used by the governor's commission on alcohol and drug abuse prevention, treatment
36 and recovery for the purpose of contracts for program services, within the department of health and
37 human services; or

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(b) Transferred to the New Hampshire housing finance authority for the purposes set forth in RSA 204-C:56 through RSA 204-C:62, relative to the affordable housing fund, provided the funds transferred are used for the purpose of funding supportive housing projects for persons with substance abuse disorders.

II. For the purposes of funding the appropriation made in paragraph I, the department of health and human services shall identify excess appropriations from sums appropriated to the department pursuant to 2015, 275 and 276, and shall transfer said sums to the appropriate class lines. Any transfers made pursuant to this section shall not require the prior approval of the fiscal committee of the general court and the governor and council and shall not be subject to the provisions of RSA 9:16-a, 9:17-a, and RSA 9:17-c.

III. The supplemental appropriation made to the department of health and human services in paragraph I shall only be made after the commissioner of health and human services has consulted with the joint fiscal committee of the general court about how the supplemental funds are to be disbursed. The consultation shall take place at the first scheduled meeting of the fiscal committee following the effective date of this section.

11 Department of Justice; Supplemental Appropriation for Attorney Position.

I. In addition to any other sums appropriated for fiscal years 2016 and 2017, the sum of \$20,830 for the fiscal year ending June 30, 2016 and \$104,492 for the fiscal year ending June 30, 2017 are hereby appropriated to the department of justice for the purpose of hiring an assistant attorney general dedicated to prosecuting drug cases. For the purposes of funding said appropriations, the department of justice shall identify excess appropriations from sums appropriated to the department pursuant to 2015, 275 and 276, and shall transfer said sums to the class lines detailed in paragraph II. Any transfers made pursuant to this section shall not require the prior approval of the fiscal committee of the general court and the governor and council and shall not be subject to the provisions of RSA 9:16-a, 9:17-a, and RSA 9:17-c.

II. Transfer.

02 Administration of Justice and Public Protection

20 Department of Justice

2000 Department of Justice

200510 Division of Public Protection

2610 Criminal Justice

	FY 2016	FY 2017
020 Current Expenses	\$125	\$500
030 Equipment	\$750	\$0
037 Technology Hardware	\$1,000	\$0
038 Technology Software	\$1,200	\$150
039 Telecommunications	\$35	\$70

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1	059 Salary-Full Time Temp	\$12,000	\$70,250
2	060 Benefits	\$5,170	\$31,022
3	070 In-State Trave	\$200	\$1
4	080 Out of State Travel	\$350	\$1,500
5	TOTAL	\$20,830	\$104,492

6 12 Department of Health and Human Services; Supplemental Appropriation; Bureau of Drug
7 and Alcohol Services.

8 I. In addition to any other sums appropriated for fiscal year 2017, the sum of \$500,000 for
9 the fiscal year ending June 30, 2017 is hereby appropriated to the department of health and human
10 services, bureau of drug and alcohol services to support the creation, initiation, expansion and/or
11 operational costs for peer recovery support services. For the purposes of funding said
12 appropriations, the department of health and human services shall identify excess appropriations
13 from sums appropriated to the department pursuant to 2015, 275 and 276, and shall transfer said
14 sums to the appropriate class lines. Any transfers made pursuant to this section shall not require
15 the prior approval of the fiscal committee of the general court and the governor and council and
16 shall not be subject to the provisions of RSA 9:16-a, 9:17-a and RSA 9:17-c.

17 II. Existing and proposed peer recovery support services shall be eligible to receive a grant.
18 However, no more than 2 grants shall be awarded per county. All other eligibility criteria shall be
19 determined by the bureau of drug and alcohol services. The bureau shall forward information on
20 selected grant recipients to the governor and council. No grant shall be awarded without the
21 approval of the governor and council.

22 III. No later than December 31, 2017, the bureau of drug and alcohol services shall report
23 to the fiscal committee of the general court the number of grants awards, which organizations
24 received a grant, and the total number of individuals served as a result of said grants.

25 13 Effective Date. This act shall take effect upon its passage.