

Floor Amendment to SB 537

1 Amend RSA 169-C:35-a, I and II as inserted by section 2 of the bill by replacing it with the  
2 following:

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4 I. The department shall retain a screened-out report for 3 years from the date that the  
5 report was screened out. If during the 3-year retention period, the department receives a  
6 subsequent report of abuse or neglect concerning the same alleged perpetrator or the same child or  
7 any siblings or other children in the same household or in the care of the same adults, the  
8 department shall retain information from the prior and subsequent reports for an additional 3 years  
9 from the date a subsequent report is screened out, an additional 3 years from the date a subsequent  
10 report is deemed unfounded, and indefinitely if the subsequent report is deemed founded. The  
11 department shall delete or destroy all electronic and paper records of the reports when the retention  
12 period for the most recent report expires.

13 II. The department shall retain an unfounded report for 5 years from the date that the  
14 department determined the case to be unfounded. If during the 5-year retention period, the  
15 department receives a subsequent report of abuse or neglect concerning the same alleged  
16 perpetrator or the same child or any siblings or other children in the same household or in the care  
17 of the same adults, the department shall retain the information from the prior and subsequent  
18 reports for an additional 5 years from the date the subsequent report is screened out or deemed  
19 unfounded, or indefinitely if the subsequent report is deemed founded. The department shall delete  
20 or destroy all electronic and paper records of the reports when the most recent report expires.

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AMENDED ANALYSIS

This bill revises the record retention requirements for founded, unfounded, and screened-out reports of abuse or neglect.