

Amendment to SB 391-FN

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT establishing a sexual assault survivors' rights commission.

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

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7 1 New Subdivision; Department of Justice; Sexual Assault Survivors' Rights Commission.

8 Amend RSA 21-M by inserting after section 17 the following new subdivision:

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Sexual Assault Survivors' Rights Commission

10 21-M:18 Sexual Assault Survivors' Commission.

11 I. There is established a sexual assault survivors' rights commission to develop, coordinate,  
12 and disseminate best practices regarding the care and treatment of sexual assault survivors and the  
13 preservation of forensic evidence. The commission shall consist of the following members:

14 (a) Four members of the house of representatives, appointed by the speaker of the house  
15 of representatives.

16 (b) One senator, appointed by the president of the senate.

17 (c) The attorney general, or designee.

18 (d) The commissioner of the department of health and human services, or designee.

19 II. The commission shall consult with and solicit advice and testimony from law  
20 enforcement personnel, prosecution, forensic laboratory personnel, counseling, forensic examiners,  
21 health care providers and representatives from not less than 3 national organizations and state  
22 coalitions with demonstrated expertise in sexual assault prevention, sexual assault advocacy, or  
23 representation of sexual assault victims, particularly representatives of underserved or ethnic  
24 minority communities.

25 III. The commission shall:

26 (a) Improve the coordination of the dissemination and implementation of best practices  
27 and protocols regarding the care and treatment of sexual assault survivors and the preservation of  
28 evidence to hospital administrators, physicians, forensic examiners, medical associations, and  
29 health care professionals.

30 (b) Develop and implement, where appropriate, clinical guidelines and other incentives  
31 to encourage the adoption and implementation of best practices and protocols regarding the care  
32 and treatment of sexual assault survivors and the preservation of evidence among hospital

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1 administrators, physicians, forensic examiners, and other medical associations and health care  
2 professionals.

3 (c) Improve the coordination of the dissemination and implementation of best practices  
4 regarding the care and treatment of sexual assault survivors and the preservation of evidence to  
5 state and county attorneys, state and local law enforcement agencies, health care facilities, and  
6 forensic laboratory directors and managers.

7 (d) Develop and implement, where appropriate, incentives to encourage the adoption or  
8 implementation of best practices regarding the care and treatment of sexual assault survivors and  
9 the preservation of evidence among state and county attorneys, state and local law enforcement  
10 agencies, health care facilities, and forensic laboratory directors and managers.

11 (e) Collect feedback from state and local law enforcement agencies, victim services,  
12 forensic science practitioners, and health care professionals to inform development of future best  
13 practices clinical guidelines regarding the care and treatment of sexual assault survivors.

14 (f) Perform other activities, such as activities relating to development, dissemination,  
15 outreach, engagement, or training associated with advancing victim-centered care for sexual  
16 assault survivors.

17 IV. The members of the commission shall elect a chairperson from among the members.  
18 The first meeting of the commission shall be called by the senate member. The first meeting of the  
19 commission shall be held within 45 days of the effective date of this section. The commission shall  
20 meet not fewer than 2 times and not more than 5 times each year. Four members of the commission  
21 shall constitute a quorum.

22 V. Not later than one year after the effective date of this section, and annually thereafter,  
23 the commission shall submit a report its findings and any recommendations for proposed legislation  
24 to the president of the senate, the speaker of the house of representatives, the senate clerk, the  
25 house clerk, the governor, and the state library.

26 2 Effective Date. This act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill establishes a sexual assault survivors' right commission.