

CHAPTER 95
SB 18 - FINAL VERSION

1May2025... 1605h

2025 SESSION

25-0185
05/11

SENATE BILL

18

AN ACT permitting the commissioner of health and human services to authorize additional beds for a pediatric intermediate care facility under certain circumstances.

SPONSORS: Sen. Rosenwald, Dist 13; Sen. Long, Dist 20; Sen. Fenton, Dist 10; Sen. Rochefort, Dist 1; Sen. Birdsell, Dist 19; Sen. Prentiss, Dist 5; Rep. Weber, Ches. 5; Rep. Nagel, Belk. 6

COMMITTEE: Health and Human Services

ANALYSIS

This bill allows the commissioner of health and human services to increase the bed capacity of a pediatric intermediate care facility with the approval of the joint fiscal committee.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struck through.]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Five

AN ACT permitting the commissioner of health and human services to authorize additional beds for a pediatric intermediate care facility under certain circumstances.

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

1 95:1 Residential Care and Health Facility Licensing; License or Registration Required; Pediatric
2 Intermediate Care Facility; Bed Capacity. Amend RSA 151:2, VI(a) to read as follows:

3 VI.(a)(1) No new license shall be issued for, and there shall be no increase in licensed capacity
4 of, any nursing home, skilled nursing facility, intermediate care facility, or rehabilitation facility, including
5 rehabilitation hospitals and facilities offering comprehensive rehabilitation services. This moratorium shall
6 not apply to any rehabilitation facility whose sole purpose is to treat individuals for substance use disorder
7 or mental health issues or to any continuing care facility for which a certificate of authority has been
8 issued by the insurance commissioner pursuant to RSA 420-D:2.

9 (2) Provided however, effective July 1, 2023, any pediatric intermediate care facility,
10 established before the effective date of this subparagraph is authorized to house 2 additional pediatric
11 residents beyond its licensed capacity prior to that date, with this authorization to expire June 30, 2026.
12 ***Notwithstanding the moratorium established in subparagraph (a)(1), the commissioner of health and***
13 ***human services may assess the capacity of any pediatric intermediate care facility and report any need for***
14 ***additional beds to the standing policy committees of the house and senate with jurisdiction over health***
15 ***and human services and the fiscal committee of the general court. If the commissioner determines***
16 ***additional beds are necessary, the commissioner may increase a pediatric intermediate care facility's***
17 ***number of licensed beds upon approval of the fiscal committee of the general court.***

95:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 17, 2025
Effective Date: August 16, 2025