

Amendment to SB 127-FN-A

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

2
3 AN ACT relative to public guardianship and the office of the public guardian and making
4 appropriations to the department of health and human services.
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6 Amend the bill by replacing all after the enacting clause with the following:

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8 1 New Section; Long-Term Care; Guardianship Contracted Services. Amend RSA 151-E by
9 inserting after section 27 the following new section:

10 151-E:28 Guardianship Contracted Services.

11 I. When all other resources are exhausted, hospitals seeking to assist older adults or adults
12 with a disability as defined in RSA 151-E:24 with discharge from a hospital setting to a less
13 restrictive setting may seek to have a guardian or conservator appointed by the probate court,
14 pursuant to RSA 464-A, for any older adult or adult with a disability who:

15 (a) Requires an alternative decision maker to assist with discharge;

16 (b) Is deemed incapacitated by a court of competent jurisdiction; and

17 (c) Cannot secure guardianship services through any other alternative.

18 II. The department shall contract with office of the public guardian to provide publicly
19 funded guardianship slots for individuals in need of guardianship pursuant to paragraph I.

20 III. Hospitals seeking to assist adults with discharge shall apply to the department for
21 access to the publicly funded guardianship slots.

22 IV. Availability of publicly funded guardianship slots shall be subject to the availability of
23 funding.

24 2 Appropriations; Department of Health and Human Services.

25 I. The sum of \$550,000 for the biennium ending June 30, 2027 is hereby appropriated to the
26 department of health and human services. Said appropriation shall be used for 50 slots to provide
27 publicly funded guardianship for individuals as set forth in RSA 151-E:28. The governor is
28 authorized to draw a warrant for said sum out of any money in the treasury not otherwise
29 appropriated.

30 II. The sum of \$3,884,000 for the biennium ending June 30, 2027 is hereby appropriated to
31 the department of health and human services. Said appropriation shall be used by the department
32 to create new contract guardian slots and adjusting rates for individuals served under RSA 171-A,

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- 1 RSA 161-F:52, and RSA 135-C. The governor is authorized to draw a warrant for said sum out of
- 2 any money in the treasury not otherwise appropriated.
- 3 3 Effective Date. This act shall take effect September 30, 2025.

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2025-0772s

AMENDED ANALYSIS

This bill authorizes hospitals seeking to assist older adults or adults with a disability with discharge from a hospital setting to a less restrictive setting to seek to have a guardian or conservator appointed by the probate court, and makes appropriations to the department of health and human services to fund guardianship slots.