

Amendment to SB 670-FN-A

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

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3 AN ACT establishing a developmental services oversight commission; relative to reporting
4 requirements regarding the death of a child in residential care; and relative to the
5 registry of founded reports of abuse, neglect, or exploitation of vulnerable adults.
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7 Amend the bill by deleting section 3 and renumbering the original sections 4-7 to read as 3-6,
8 respectively.

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10 Amend the bill by replacing section 3 with the following:

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12 3 New Paragraphs; Elderly and Adult Services; Reports and Investigation of Adult Abuse.

13 Amend RSA 161-F:46 by inserting after paragraph III the following paragraphs:

14 IV. Any residential service provider caring for vulnerable adults shall notify the
15 commissioner or designee, the bureau of licensing and certification, the attorney general, and the
16 state's federal protection and advocacy agency in cases involving serious bodily injury or death. For
17 purposes of this section, a residential services provider is a provider licensed or certified to provide
18 services to vulnerable adults that are:

19 (a) Supported by the 1915c home and community-based Medicaid waiver program;

20 (b) At a state-owned or state-operated facility, including, but not limited to, New
21 Hampshire hospital and Glencliff home; or

22 (c) At Hampstead hospital and residential treatment facility.

23 V. The notification shall be provided within 7 days of the death or serious bodily injury and
24 shall include the following information:

25 (a) The resident's name, age, and last known address.

26 (b) The date of death or incident resulting in serious bodily injury.

27 (c) The name(s) and contact information for the residential services provider and vendor,
28 if applicable.

29 (d) The name and contact information of the resident's next of kin and, if under
30 guardianship, the guardian's name and contact information.

31 (e) A description of the injuries sustained, medical care administered, and, if applicable,
32 the suspected cause of death.

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1 VI. The department shall annually notify each area agency as defined in RSA 171-A:2, I-b,
2 community mental health program as defined in RSA 135-C:2, IV, state-owned or operated facility,
3 including, but not limited to, New Hampshire Hospital and Glencliff Home, Hampstead Hospital and
4 Residential Treatment Facility, and each certified residential services provider of their
5 responsibilities under this section and provide contact information for the agencies to be notified.

6 VII. The commissioner may adopt rules under RSA 541-A relative to enforcement of this
7 section.

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AMENDED ANALYSIS

This bill establishes a developmental services oversight commission, revises reporting and investigation requirements regarding reports of abuse of vulnerable adults, and revises notification and reporting requirements regarding abuse of minors in institutional residential settings.