

Floor Amendment to SB 549-FN

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

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3 AN ACT requiring certain syringe service program entities to provide options for disposal of
4 used syringes and needles and creating reporting requirements for such entities.

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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 Paragraph; Pharmacists and Pharmacies; Regulation of Pharmacies; Syringe Service
9 Programs; Authorized Activities and Funding Sources. Amend RSA 318:43-a by inserting after
10 paragraph II the following new paragraph:

11 II-a.(a) Any entity operating a syringe service program in New Hampshire that involves the
12 provision of sterile needles and syringes shall provide options for the disposal of used syringes,
13 needles, and other related paraphernalia. Such options shall be free to the public.

14 (b) Any organization required to provide options for the disposal of used syringes,
15 needles, and other related paraphernalia shall undertake an annual marketing campaign to inform
16 participants of free disposal options.

17 (c) At the time of a quarterly report, each entity operating a syringe service program in
18 New Hampshire shall report to the department whether they are required to provide options for
19 disposal as outlined in this paragraph and, if so, shall demonstrate their compliance.

20 (d) At the time of a quarterly report, each entity operating a syringe service program in
21 New Hampshire shall report to the department calculated return rates. In addition to calculated
22 return rates, each program shall provide a description of methods used in syringe counting or
23 estimation; separation of returns from direct participant exchange versus secondary/community
24 sources; and a narrative of factors affecting performance and improvement efforts. Strengthening
25 syringe services programs (SSPs) shall seek to achieve and maintain a return rate of 95 percent or
26 higher in each calendar quarter. The department shall assess performance over rolling 4-quarter
27 periods. A return rate may exceed 100 percent. If an SSP reports a return rate below 95 percent for
28 2 consecutive quarters, it must submit a corrective action plan within 30 days. The plan shall
29 include strategies to increase return rate, such as enhanced drop box access, peer outreach,
30 incentives, or community partnerships; a timeline with measurable targets; and a statement of
31 resource or technical needs. Upon request, the department shall provide support, including
32 guidance on data gathering and best practices. The department shall adopt rules pursuant to RSA

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1 541-A establishing a schedule of fines for failure to file required reports or implement corrective
2 action plans.

3 (e) No municipality shall adopt any local ordinance or other rule to prohibit any activity
4 authorized by this paragraph.

5 2 Effective Date. This act shall take effect 90 days after its passage.

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AMENDED ANALYSIS

This bill requires certain syringe service program entities to provide options for disposal of used syringes and needles and creates reporting requirements for such entities.