

HB 1070-FN - AS INTRODUCED

2026 SESSION

26-2381

05/09

HOUSE BILL

1070-FN

AN ACT relative to the involuntary emergency admission process.

SPONSORS: Rep. D. Mannion, Rock. 25; Rep. Bordes, Belk. 5; Rep. Coker, Belk. 2; Rep. Foote, Rock. 13; Rep. Proulx, Hills. 15; Rep. Roy, Rock. 31; Rep. Tenczar, Hills. 1; Rep. Rhodes, Ches. 17

COMMITTEE: Health, Human Services and Elderly Affairs

ANALYSIS

This bill provides that an individual may be transported by ambulance for psychiatric evaluation to determine whether the individual should be hospitalized under an involuntary emergency admission petition.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty-Six

AN ACT relative to the involuntary emergency admission process.

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

1 1 Involuntary Emergency Admissions. Amend RSA 135-C:28 to read as follows:

2 III. ***Notwithstanding RSA 135-C:28, II***, when a peace officer observes a person engaging
3 in behavior which gives the peace officer reasonable suspicion to believe that the person may be
4 suffering from a mental illness and probable cause to believe that unless the person is placed in
5 protective custody the person poses an immediate danger of bodily injury to himself or others, the
6 police officer may place the person in protective custody. Any person taken into protective custody
7 under this paragraph shall be transported directly to an emergency room of a licensed general
8 hospital or to another site designated by the community mental health program serving the area, for
9 the purpose of determining if an involuntary emergency admission shall be ordered in accordance
10 with RSA 135-C:28, I. The period of protective custody shall end when a physician, PA, or APRN
11 makes a determination as to whether involuntary emergency admission shall be ordered or at the
12 end of 6 hours, whichever event occurs first.

13 IV. ***When a person is transported to the emergency room of a licensed general***
14 ***hospital or to another site designated by the community mental health program serving the***
15 ***area for a compulsory mental health evaluation under this section, the person shall be***
16 ***transported by ambulance and shall be subject to the care of an emergency medical***
17 ***technician. The individual's consent to transport by ambulance shall not be required;***
18 ***provided however, that if law enforcement deems the individual to be a safety risk to***
19 ***emergency medical personnel, the individual shall be transported by law enforcement.***

20 2 Effective Date. This act shall take effect 60 days after its passage.

**HB 1070-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT relative to the involuntary emergency admission process.

FISCAL IMPACT:

Estimated Political Subdivision Impact				
	FY 2026	FY 2027	FY 2028	FY 2029
County Revenue	\$0	\$0	\$0	\$0
County Expenditures	\$0	\$0	\$0	\$0
Local Revenue	\$0	\$0	\$0	\$0
Local Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This bill stipulates that under certain circumstances, individuals transported for a compulsory mental health evaluation shall be transported via ambulance and shall be subject to the care of an emergency technician. In the event of an ambulance transport requested by local law enforcement, it is unclear whether the cost of this transport would be borne by the individual or the municipality. The New Hampshire Municipal Association notes that to the extent municipalities are responsible, the cost of ambulance transport can range from \$414 to over \$2,300 per case. The aggregate impact on municipalities is unknown and would depend on the number of transports requested.

The Department of Health and Human Services states the bill will have no impact on that department.

AGENCIES CONTACTED:

New Hampshire Municipal Association and Department of Health and Human Services