

HB 1640 - AS INTRODUCED

2026 SESSION

26-3043
07/09

HOUSE BILL **1640**

AN ACT relative to consent for school billing purposes.

SPONSORS: Rep. M. Murray, Hills. 37

COMMITTEE: Education Policy and Administration

ANALYSIS

This bill directs department of education and the insurance department to adopt rules relative to signature requirements for school billing.

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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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 consent for school billing purposes.

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

1 1 New Section; Public Safety and Welfare; Single Signature Medicaid Requirement. Amend
2 RSA 167 by inserting after section 34 the following new section:

3 167:34-a Single Signature Medicaid Requirement. Notwithstanding any other provision of law
4 to the contrary, the department of education and the insurance department shall adopt rules,
5 pursuant to RSA 541-A, relative to requiring school districts to obtain a yearly consent form from
6 parents authorizing them to access their Medicaid insurance. The departments shall specifically
7 issue rules relative to the following:

8 I. A yearly one-time permissive billing release by a parent or legal guardian's signature
9 shall be sufficient for any and all allowable Medicaid and/or expanded Medicaid direct-to-schools
10 services relative to a child's individualized education program (IEP) or Section 504 plan, bill
11 reimbursement efforts pertaining to a school district or community based provider or a district's
12 designee, and shall be adapted to meet the needs of the signor.

13 II. A school district shall obtain written parental consent, after providing notification to the
14 child's parent or legal guardian, prior to accessing a child's or parent's public benefits or insurance
15 for the first time. Assessments of public benefits under this act shall be taken consistent with rules
16 relative to Medicaid, expanded Medicaid, and school's reimbursement eligibility adopted by the
17 department of education and the department of health and human services pursuant to RSA 541-A.

18 III. Should a child move out of one school district and into another, a new signature shall be
19 sought by the new resident-district via the procedures identified in paragraph I. A dated permissive
20 billing release may be allowed in paper format or digital/electronic format.

21 IV. A school district shall obtain a dated, written parental consent after providing any
22 notification to the child's parent or legal guardian prior to accessing a child's or parent's public
23 benefits or insurance for the first time.

24 V. The department of education and the department of health and human shall adopt rules,
25 pursuant to RSA 541-A, relative to special education services, Medicaid, and expanded Medicaid as
26 they pertain to reimbursements to schools by a district or its designee.

27 2 Effective Date. This act shall take effect 60 days after its passage.