

HB 1760-FN-A - AS INTRODUCED

2026 SESSION

26-2441

05/08

HOUSE BILL **1760-FN-A**

AN ACT repealing the directive that the department of health and human services seek a waiver to establish pharmacy copayment and premium requirements under the state Medicaid plan and making an appropriation therefor.

SPONSORS: Rep. Telerski, Hills. 11; Rep. Simpson, Rock. 33; Rep. Preece, Hills. 17; Rep. Weber, Ches. 5; Rep. Wallner, Merr. 19; Rep. Lloyd, Hills. 8; Rep. Wilhelm, Hills. 21; Rep. Schultz, Merr. 29; Rep. Vail, Hills. 6; Rep. Stringham, Graf. 3; Sen. Rosenwald, Dist 13; Sen. Perkins Kwoka, Dist 21; Sen. Prentiss, Dist 5

COMMITTEE: Health, Human Services and Elderly Affairs

ANALYSIS

This bill repeals requirements in 2025, 141 (HB 2) that the department of health and human services file a Medicaid state plan amendment to increase prescription drug copayments. The bill also repeals requirements that the department of health and human services file a Medicaid waiver and state plan amendment, if necessary, to institute premiums under the New Hampshire advantage health care program and the children's health insurance program. The bill makes an appropriation to the department of health and human services to compensate for any shortfall for such programs.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 repealing the directive that the department of health and human services seek a waiver to establish pharmacy copayment and premium requirements under the state Medicaid plan and making an appropriation therefor.

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

1 1 Short Title. This act shall be known as "The Protecting Access to Affordable Health Care for
2 Working Families Act".

3 2 Appropriation; Department of Health and Human Services; State Medicaid Program. The
4 sum necessary to compensate the department of health and human services for the reduction in
5 funding for the state Medicaid program resulting from repeal of the pharmacy copayment and health
6 care premium requirements pursuant to section 3 of this act is hereby appropriated to the
7 department of health and human services for the biennium ending June 30, 2027. The governor is
8 authorized to draw a warrant for said sum out of any money in the treasury not otherwise
9 appropriated.

10 3 Repeal. The following are repealed:

11 I. 2025, 141:65, relative to pharmacy copayments under the state Medicaid plan.

12 II. RSA 126-AA:2-a, relative to premiums under the New Hampshire granite advantage
13 health care program.

14 III. RSA 126-A:3, IX, relative to premiums under the children's health insurance program.

15 4 Effective Date. This act shall take effect July 1, 2026.

HB 1760-FN-A- FISCAL NOTE
 AS INTRODUCED

AN ACT repealing the directive that the department of health and human services seek a waiver to establish pharmacy copayment and premium requirements under the state Medicaid plan and making an appropriation therefor.

FISCAL IMPACT: This bill does not authorize new positions.

Estimated State Impact				
	FY 2026	FY 2027	FY 2028	FY 2029
Revenue	\$0	(\$16.75 million)	(\$16.75 million)	(\$16.75 million)
<i>Revenue Fund(s)</i>	Granite Advantage, CHIP, and standard Medicaid premium and/or copay revenue deposited into the Granite Advantage trust fund and state general fund.			
Expenditures*	\$0	\$0	\$0	\$0
<i>Funding Source(s)</i>	None			
Appropriations*	\$0	\$16.75 million	\$0	\$0
<i>Funding Source(s)</i>	General Fund			

*Expenditure = Cost of bill

*Appropriation = Authorized funding to cover cost of bill

METHODOLOGY:

This bill repeals premium requirements for the Granite Advantage and Children's Health Insurance Programs, as well as pharmacy copayments under the State Medicaid Plan. In addition, the bill makes a general fund appropriation in FY27 of the amount necessary to fill the resulting revenue shortfall. The premiums were established in HB 2 from 2025 (the budget trailer bill), and were anticipated to generate a combined \$16 million in revenue in FY27 and subsequent years. (Granite Advantage premiums were expected to raise \$5 million per year, while CHIP premiums were expected to raise \$11 million per year.) The copayments were likewise established in the budget trailer bill, and were expected to generate \$750,000 per year. The bill is therefore expected to result in a general fund appropriation of \$16.75 million in FY27.

It should be noted that, per RSA 126-AA:3, the Granite Advantage trust fund is prohibited from accepting state general funds. For this reason, although the Department of Health and Human Services could accept the \$5 million general fund appropriation attributable to the loss in Granite Advantage premiums, it will not be able to spend those funds on the program itself. Instead, any shortfall in funding will be covered via an automatic transfer of Liquor funds pursuant to RSA 126-AA:3, VI. If interpreted strictly as drafted, therefore, the bill may

inadvertently result in both a \$5 million appropriation and a \$5 million transfer of Liquor funds taking place in FY27.

AGENCIES CONTACTED:

Department of Health and Human Services