



State of
New Hampshire

HOUSE RECORD

Second Year of the 168th General Court

Calendar and Journal of the 2024 Session

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Friday, May 3, 2024

No. 18

**Contains: Amendments; Committee Reports; Bills Laid on Table; House Bills Amended
By Senate; House Deadlines; Meetings and Notices; Revised Fiscal Notes.**

HOUSE CALENDAR

MEMBERS OF THE HOUSE:

The House will meet on Thursday, May 9th, starting at 10 a.m. We will welcome Consul General of Japan in Boston [and New England], Ambassador Suzuki Kotaro, who will address the House at the beginning of Session.

The House will also meet on Thursday, May 23rd, Thursday, May 30th, and Thursday, June 13th.

There is no session planned for May 16th.

As a reminder, lobbying/advocacy materials are not permitted on the anteroom tables. Placing materials within member mailboxes requires preauthorization through the Speaker's Office. Thank you for your continued cooperation.

Food and beverages are not permitted within Representatives Hall, aside from water. Please leave other beverages and snacks in the anteroom and keep our historic chamber clean.

Your safety and security are a high priority in and around the State House Complex. To report a security concern, please visit the nearest Protective Services post, or call 603-271-2200. If there is an emergency situation, dial 9-1-1 first.

Sherman A. Packard, Speaker of the House

NOTICE

There will be a Republican Caucus on **Thursday, May 9th at 9:00 a.m.** in Representatives Hall.
Rep. Jason Osborne, Majority Leader

NOTICE

There will be a Democratic Caucus on **Thursday, May 9th at 9:00 a.m.** in the State House Cafeteria.
Rep. Matt Wilhelm, Democratic Leader

NOTICE

The next meeting of the chairs and vice chairs is scheduled for Tuesday, May 7th, from 9:15 a.m.– 10:00 a.m. in Rooms 302-304 of the Legislative Office Building.

Sherman A. Packard, Speaker of the House

NOTICE

ALL reports, scheduling and notices are due in the House Clerk's Office by **3:00 p.m. on WEDNESDAYS**. Reports and scheduling shall be turned in to House Committee Services for processing **no later than 1:00 p.m.** on Wednesday. Please be sure to complete that work in a timely fashion to meet the Calendar deadline.

CLOSES AT 3:00 p.m. ON:

Wednesday, May 8, 2024
Wednesday, May 15, 2024
Wednesday, May 22, 2024

AVAILABLE ON:

Friday, May 10, 2024
Friday, May 17, 2024
Friday, May 24, 2024

Paul C. Smith, Clerk of the House

2024 HOUSE DEADLINES

Second Year Session Deadlines

Thursday, May 16, 2024	Last day to report all Senate Bills
Thursday, May 23, 2024	Last day to act on all Senate Bills
Thursday, May 30, 2024	Last day to form committees of conference
Thursday, June 6, 2024	Last day to sign committee of conference reports (4:00 p.m.)
Thursday, June 13, 2024	Last day to act on committee of conference reports
Tuesday, September 3, 2024	First day for incumbents running for re-election to file LSRs with complete information
Friday, September 13, 2024	Last day prior to the General Election for incumbents running for re-election to file LSRs with complete information
Friday, October 25, 2024	Last day to file 2024 Interim Study reports
Wednesday, November 6, 2024	First day for all Representatives to file LSRs with complete information
Friday, November 22, 2024	Last day to file LSRs with complete information (4:00 p.m.) Ten-day signoff begins
Thursday, January 2, 2025	Last day to sign-off on all LSRs (12:00 p.m.)
Friday, January 24, 2025	Last day to introduce House Bills Last day to amend House Rules by majority vote

NOTICE

Please note that all streaming videos of standing committee meetings and joint committees can be found at the NH House of Representatives YouTube channel. The link to the YouTube channel:
www.youtube.com/c/NHHouseofRepresentativesCommitteeStreaming

BILLS LAID ON THE TABLE

HB 232-FN, adopting section 1910 OSHA standards for public sector employees in New Hampshire. Pending question: Amendment (2429h).

HB 267, relative to criminal records checks in school employment. Pending question: Refer for Interim Study.

HB 301, relative to recusal by members of the general court for conflicts of interest. Pending question: Amendment (2326h).

HB 369, establishing a task force to provide energy relief on farms. Pending question: No pending question.

HB 375-FN, relative to the licensure of nonresident aliens temporarily residing in New Hampshire. Pending question: Inexpedient to Legislate.

HB 437-FN, relative to a reading assessment and intervention program. Pending question: Refer for Interim Study.

HB 439-FN, relative to the duty to provide an education and contracts with private schools. Pending question: No pending question.

HB 499-FN, requiring the rules of evidence to apply in family court cases and relative to the admission of certain evidence in family court proceedings. Pending question: Inexpedient to Legislate.

HB 505-FN, relative to comprehensive mental health education in schools. Pending question: No pending question.

HB 553, relative to school district information on personnel salaries. Pending question: No pending question.

HB 570, relative to Real ID compliant New Hampshire driver's licenses. Pending question: Inexpedient to Legislate.

HB 577-FN-L, relative to state aid for special education pupils. Pending question: No pending question.

HB 651, authorizing the department of education and local school districts to contract with transportation network companies to provide school transportation services. Pending question: Inexpedient to Legislate.

HB 1005-FN, relative to judicial training. Pending question: Inexpedient to Legislate.

HB 1053, relative to permissible residential units in a commercial zone. Pending question: Inexpedient to Legislate.

HB 1084, relative to qualifications for the commissioner of education. Pending question: No pending question.

HB 1087, establishing a commission to study information literacy and media literacy instruction in public schools. Pending question: No pending question.

HB 1099, relative to partisan school district elections. Pending question: Inexpedient to Legislate.

HB 1100, relative to coyote hunting. Pending question: Inexpedient to Legislate.

HB 1102-FN, relative to the definition of animal cruelty. Pending question: Inexpedient to Legislate.

HB 1156, relative to public health, safety, and state sovereignty. Pending question: Indefinite Postponement.

HB 1208-FN, relative to permitting requirements before timber harvesting operations in a wetland. Pending question: Inexpedient to Legislate.

HB 1210, relative to the election of Strafford county commissioners. Pending question: No pending motion.

HB 1212-FN-L, relative to eligibility for free school meals. Pending question: Inexpedient to Legislate.

HB 1240, relative to eating disorders as a qualifying condition for the therapeutic cannabis program. Pending question: Inexpedient to Legislate.

HB 1281, relative to zoning restrictions on residential rental property. Pending question: Inexpedient to Legislate.

HB 1297-FN, relative to the authority of municipalities to enforce ordinances related to health and safety. Pending question: Inexpedient to Legislate.

HB 1301, relative to wake surfing on public bodies of water. Pending motion: Ought to Pass.

HB 1317-FN-L, relative to municipal filings made by charitable organizations exempt from taxation. Pending question: Majority committee amendment.

HB 1353, relative to authorizing the commissioner of the department of education to issue subpoenas. Pending question: Ought to Pass.

HB 1363-FN, relative to allowing members of the general court to participate in the department of health and human services employee assistance program. Pending question: Inexpedient to Legislate.

HB 1390, relative to regulating wakeboarding and wakesports. Pending question: Majority committee amendment.

HB 1452-FN, relative to credentials for the position of superintendent of schools and school business officer. Pending question: Ought to Pass.

HB 1453, relative to degree granting authority of certain institutions of higher education. Pending question: Ought to Pass.

HB 1476-FN, relative to charter school memorandums of understanding. Pending question: Ought to Pass.

HB 1482, relative to the sale of human blood and organs. Pending question: Inexpedient to Legislate.

HB 1522-FN, relative to weekly benefit amounts for unemployment compensation. Pending question. No pending question.

HB 1545, relative to the disposal of state surplus property for affordable housing. Pending question: Amendment (1115h).

HB 1560-FN-A, relative to unassigned moneys in the education trust fund. Pending question: Ought to Pass.

HB 1577-FN, relative to digital images of ballots. Pending question: Majority committee amendment.

HB 1592-FN-L, relative to the use of education freedom account funds in religious schools. Pending question: Ought to Pass.

HB 1629-FN, relative to attorney general's duties concerning legislators residing in different districts than they represent. Pending question: No pending question.

HB 1640-FN, relative to qualified immunity standards. Pending question: Inexpedient to Legislate.

HB 1644-FN, requiring the department of energy to initiate an investigation of the benefits and key considerations regarding support for clean or non-carbon emitting power generation. Pending question: Committee amendment.

HB 1683-FN, relative to coverage of circumcision under the state Medicaid plan. Pending question: No pending question.

HB 1686-FN, relative to requiring excess revenues raised through the statewide education property tax to be remitted to the education trust fund and prohibiting the department of revenue administration from setting negative local and county tax rates on real property. Pending question: No pending question.

HCR 8, applying to congress for a limited national convention for the exclusive purpose of proposing an amendment to the United States Constitution relative to elections. Pending question: Ought to Pass.

HR 27, calling for policymakers locally and nationally to fully consider all relevant information and factors pertaining to climate change before pursuing courses of action that could adversely affect any economy or environment. Pending question: Ought to Pass.

HR 31, urging support of the dignity through prosperity act. Pending question: Refer for Interim Study.

SB 63, relative to the adoption of public health ordinances by municipalities. Pending question: Inexpedient to Legislate.

SB 218-FN-A, establishing an early educator professional development grant. Pending question: No pending question.

SB 252-FN, relative to the release of a defendant pending trial, directing the establishment of an electronic monitoring program for criminal defendants released on bail, and making an appropriation therefor. Pending question: Inexpedient to Legislate.

SB 386, relative to establishing a committee to study power generation, transmission, distribution, and storage. Pending question: Majority committee amendment.

SB 414-FN, relative to establishing a mandatory minimum sentence for the crime of distribution of a controlled drug with death resulting. Pending question: Ought to Pass.

SB 454-FN, increasing the annual real estate transfer tax revenue contribution to the affordable housing fund. Pending question: Refer for Interim Study.

SB 471-FN, relative to adding a speed limit of 45 miles per hour on rural highways. Pending question: Ought to Pass.

SB 563-FN, relative to federal immigration enforcement. Pending question: Majority committee amendment.

2024 HOUSE BILLS AMENDED BY THE SENATE

HB 135-FN, (Second New Title) relative to requisites for a criminal search warrant. (SJ 2/8/2024)

HB 154, (New Title) relative to electronic ballot counting devices. (House Concurrs 2/15/2024)

HB 243, requiring the tabulation of votes in elections to be done in public. (SJ 4/18/2024)

HB 261, (New Title) relative to rights of tenants in cases of domestic violence. (SJ 2/8/2024)

HB 458, (New Title) reestablishing the commission to study the assessing of power generation. (SJ 4/5/2024)

HB 468-FN-A, (New Title) establishing a commission to recodify the education laws and making an appropriation therefor. (SJ 4/18/2024)

HB 476, (New Title) relative to recount and audit procedures and the declaration of results of a recount. (SJ 4/18/2024)

HB 596-FN, prohibiting the use of racial profiling in law enforcement activities and in sentencing. (SJ 2/15/2024)

HB 609-FN, (New Title) relative to the site evaluation committee for energy facility siting. (SJ 4/18/2024)

HB 1055, relative to the property tax exemption for charitable organizations. (SJ 4/18/2024)

HB 1303-FN, relative to the estate of Tekeste Berhanu. (SJ 4/18/2024)

HB 1549, relative to buy-in amount deductions collected during the operation of games of chance. (SJ 4/18/2024)

HB 1550, authorizing municipalities to reduce speed limits seasonally. (SJ 4/18/2024)

HB 1609-FN, relative to the commission on the primary care workforce and the state office of rural health. (SJ 4/18/2024)

HB 1655, (New Title) including in the commissioner of the department of education's rulemaking authority the authority to make rules regarding collection of fees for criminal background check processing. (SJ 4/18/2024)

THURSDAY, MAY 9 CONSENT CALENDAR

CHILDREN AND FAMILY LAW

SB 574, relative to the appointment of a temporary agent for a minor child or incapacitated person. **OUGHT TO PASS.**

Rep. Jodi Nelson for Children and Family Law. When a parent, or parents, will be away from their child, and will be unable to care for him or her for a short period of time, they may give permission to someone to make decisions for their child. This arrangement is called "assigning a temporary agent." Traditionally, parents sign a note stating their permission to allow the temporary agent to make decisions, such as medical and educational, among others. We heard that many states have a law regarding the appointment of a temporary agent. A NH resident testified that a personal note was not sufficient permission for the temporary agent to seek medical care. Upon this bill becoming law in NH, an appointment of a temporary agent is lawful and gives proper decision-making authorization to the temporary agent. In addition to minor children, incapacitated persons are covered by this bill. Delegation shall be made in writing by the parent, parents, guardian or guardians and attested to by at least two witnesses aged 18 years or older. **Vote 13-0.**

CRIMINAL JUSTICE AND PUBLIC SAFETY

SB 426-FN, (New Title) relative to the transportation of marijuana in a motor vehicle or OHRV. **OUGHT TO PASS.**

Rep. Dennis Mannion for Criminal Justice and Public Safety. This bill essentially adds marijuana to RSA 265-A:44 Transporting Alcoholic Beverages. Even though possession of marijuana is still illegal in New Hampshire, this bill states that if a driver is transporting, carrying, possessing or has any marijuana in any part of the passenger area of a motor vehicle or OHRV it has to be in the original container with the seal unbroken. However, if transporting securely capped, partially filled containers or other unsealed packaging of marijuana the driver must store it in the trunk or an area that is least accessible to the driver or in the glove compartment. This bill aims to prevent usage of marijuana while driving. This bill also exempts "medical therapeutic marijuana." **Vote 19-1.**

SB 508-FN, relative to the duties of the superintendent of the county department of corrections concerning mental health and substance use disorder screening of inmates and coordination for services upon reentry into the community. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Terry Roy for Criminal Justice and Public Safety. This bill as amended allows access to places of incarceration by certain service providers to screen people who will soon be released in order to help prepare services. This will allow what is called a soft handoff. The amendment adds a definition of antisemitism to NH law. This will provide an objective criteria for law enforcement and other agencies to help determine whether or not an act is actual antisemitism and thus a discriminatory act or a hate crime. The bill goes to great length to clarify that speech is not made illegal. Hateful speech would remain legal, though it could indicate motive when combined with illegal acts. **Vote 19-1.**

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SB 481, relative to establishing Juneteenth, June 19, as an annual holiday. **INEXPEDIENT TO LEGISLATE.** Rep. Sherry Gould for Executive Departments and Administration. This bill would add Juneteenth as an official state holiday, rather than an annual pronouncement by the governor. The committee rejected this declassification for two major reasons. First, June 19th is late in the academic year and we feared its effect on finals and other end of academic year exercises. Secondly, as a holiday, it might well be adopted as another day off for government employees. The committee was concerned that government offices would be closed while private citizens were working. The committee feels that an annual proclamation calling for the observance of Juneteenth is the proper position for New Hampshire. **Vote 16-0.**

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 357, relative to expanding the definition of providers who can certify patients of the therapeutic cannabis program. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gerri Cannon for Health, Human Services and Elderly Affairs. This bill expands the definition of provider under the therapeutic cannabis program to include physician assistants and any other New Hampshire provider who is licensed to prescribe drugs to humans, who possesses an active registration from the United States Drug Enforcement Administration to prescribe controlled substances, and who is primarily responsible for the patient's care related to his or her qualifying medical condition. **Vote 20-0.**

SB 560, relative to establishing a committee to study the impact of pharmacy benefit manager operations on cost, administration, and distribution of prescription drugs. **OUGHT TO PASS.**

Rep. Gary Merchant for Health, Human Services and Elderly Affairs. Affordability of prescription drugs has become a major challenge for patients. Pharmacy benefit managers (PBMs) play a significant role in the healthcare system by managing prescription drug benefits for health insurance plans. PBMs often operate with complex pricing structures and rebate arrangements central to the pricing of prescription drugs with manufacturers, which often lacks transparency. The PBM industry has seen significant consolidation in recent years, raising concerns about market competition and potential anticompetitive behavior. PBM formulary decisions can impact patients' access to medications and quality of care. For these reasons, legislative knowledge is critical for the development of policies to ensure greater transparency in pricing of prescription medications, to ensure patient affordability of prescription medications, and to minimize pricing that could harm patients or limit patient freedom of choice. **Vote 20-0.**

LEGISLATIVE ADMINISTRATION

SB 331-A, relative to certain historic commemorations. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gregory Hill for Legislative Administration. This bill authorizes the Joint Legislative Historical Committee to accept a portrait of former Senator Martha Fuller Clark and to oversee the location of the portrait hanging at the discretion of the Joint Legislative Historical Committee. Additionally, the bill requires proceeds from the sale of commemorative liquor bottles to be saved in the American Revolution sescentennial trust fund. Finally, the amendment authorizes the Joint Legislative Historical Committee to also accept any gift of a portrait of Wentworth Cheswell and oversee the location of the hanging of that portrait at the discretion of the Joint Legislative Historical Committee. **Vote 16-0.**

SB 605, relative to ethical standards for members of the general court. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Gregory Hill for Legislative Administration. The Senate version of the ethics-recusal bill concentrates on a different set of situations for when recusal by a legislator becomes necessary than what the House bill concentrated on. The two bills are complementary rather than adversarial or overlapping. The Senate version deals primarily with the actions of the employer and the employee of an organization who happens to be a legislator. Excluded from the definition of organization for this purpose are: the state or federal government, county government, or political subdivisions of the State of NH. Legislators or their family members who

work for other than the excluded organizations must recuse if they receive 1) financial remuneration, and 2) hold a position of substantial influence within that organization and, 3) recognize their organization attempts to influence the outcome of legislation. All three must be satisfied in order for the legislator to recuse. The bill also outlines some examples of those who may exercise substantial influence. The amendment expanded the exclusion to political subdivisions and made clear that all three qualifying factors were required for recusal. Additionally, the amendment changes the effective date to January 1, 2025, the next legislative session. Vote 16-0.

MUNICIPAL AND COUNTY GOVERNMENT

SB 491, (New Title) relative to authorizing legislative bodies of municipalities to enter into voluntary agreements with owners of private roads. **INEXPEDIENT TO LEGISLATE.**

Rep. Richard Brown for Municipal and County Government. This bill would have permitted municipalities to enter into contracts with owners of private roads, allowing municipalities to use those roads. Municipalities already have the right to access private roads in case of emergency. Only one person testified on behalf of this bill. The Department of Transportation did not testify for the need of this bill and no municipality chose to testify. The need for this bill was not demonstrated. **Vote 18-0.**

SB 531, relative to background checks of municipal health officers. **OUGHT TO PASS.**

Rep. Diane Pauer for Municipal and County Government. At the request of the Department of Health and Human Services (DHHS), this bill amends RSA 128:9 eliminating the requirement that a town submit a criminal history record information request of a town health officer nominee to the commissioner of DHHS or his or her designee as a prerequisite to the appointment of the health officer. Pursuant to RSA 128 "Town Health Officers," the commissioner of DHHS shall appoint a town health officer for each town upon the recommendation of the town selectmen. The bill allows a town the ability to review the criminal background check of a candidate for health officer and to select a nominee in accordance with locally established hiring practices and procedures, as town health officers are employees of the town. Importantly, the bill removes the responsibility of DHHS to receive, review, and archive criminal history record information requests of nominees, thereby streamlining the nomination process and safeguarding potentially sensitive, private information. In sum, the bill decreases unnecessary administrative burdens for DHHS related to the selection of town health officer nominees, reduces privacy concerns, and significantly affords greater local control over the selection and hiring of town health officers. **Vote 17-1.**

SCIENCE, TECHNOLOGY AND ENERGY

SB 451, relative to an expedited track for certain applications to the site evaluation committee. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Michael Vose for Science, Technology and Energy. This bill adds a process to fast-track the siting of energy projects that repurpose existing energy installations, such as replacing a coal burning plant with a solar/battery project at the same location. Existing sites already have a grid interconnection in place and have been through the land-use reviews necessary to site an energy facility. The committee amendment refines the process developed in the original bill, providing more specific detail about the definition of "qualified repurposing," including restrictions on the generation capacity of the new facility and its land parcel size, along with information about how the fast-track process affects cities and towns. This bill completes the site evaluation committee overhaul, which began with 2023's HB 281 and 2024's HB 609. **Vote 19-0.**

THURSDAY, MAY 9 REGULAR CALENDAR

PUBLIC WORKS AND HIGHWAYS

SB 592-FN, renaming Route 127 from Central Street in Franklin to the town line of Sanbornton as Officer Bradley Haas Memorial Highway. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Mark McConkey for Public Works and Highways. Bradley Haas was working as a security officer at New Hampshire Hospital in Concord, on November 17, 2023, when a gunman opened fire in the front lobby. Despite efforts to save him, Haas died of his injuries. Haas was working for the Department of Safety at the time of the shooting. Before that, he spent 28 years with the Franklin, New Hampshire police department, starting as a patrol officer and eventually being named chief. He retired from the department in 2008. Brad grew up in Franklin, and attended Franklin High School. He went on to serve his country as a military police officer in the U.S. Army before becoming a police officer in his hometown of Franklin. Brad served his community for 26 years, and as a respected officer and leader, he became the chief of police for the city of Franklin. After retirement, Brad worked for the U.S. Postal Service, and then as a security officer for the State of New Hampshire at the New Hampshire Hospital. We can never understand the senseless acts like what happened to Chief Haas. We are pleased to bring this bill forward to name a portion of New Hampshire Route 127 in Franklin as the Chief Bradley Haas Memorial Highway. **Vote 18-0.**

CHILDREN AND FAMILY LAW

SB 459-FN, (New Title) establishing a committee to study the child protection act. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Mark Pearson for Children and Family Law. This bill, in its original form, establishes study committee questions regarding child harm and abuse including items currently in statute and items that perhaps could be. Amendment 1688h adds three bills that unanimously came out of committee and passed the House on voice votes only to be put on Interim Study by the Senate. We trust the will of the House will prevail in a committee of conference. **Vote 13-0.**

ELECTION LAW

SB 537-FN, allowing the processing of absentee ballots. **WITHOUT RECOMMENDATION**

Statement in support of Ought to Pass: This bill establishes a system for processing absentee ballots prior to election day. The bill was requested by municipal clerks, who want the opportunity to begin processing absentee ballots prior to election day for two reasons: to allow for better time management of the process, and to allow voters to cure any errors that they may have made to their ballot. Testimony indicated that the most common error was forgetting to sign the back of the envelope and most voters were able to correct that omission prior to election day. This process allows more Granite Staters to vote. Contrary to what you may hear, curing an absentee ballot does not create two classes of voters – you have the right to cure your ballot when you vote at the polls. The bill helps reduce the stress and anxiety of poll workers because it allows the absentee ballots to be processed prior to election day, giving workers more time to focus on other important election day duties. The process was proven to be effective in 2018 and the clerks want to codify this improvement in our election laws. Those supporting the bill want to assist our hardworking poll workers when the method has been proven effective and makes it easier to manage the polls. This is a bipartisan bill that passed the Senate unanimously and deserves the support of the House.

Rep. Connie Lane

Statement in support of Inexpedient to Legislate: This bill mandates an election process created for COVID-19 called absentee ballot pre-processing. This means that absentee ballots will be handled, have their envelopes opened, and be examined before election day in order to make election day run smoother and “ballot cure” deficiencies that are discovered. While this process was admittedly necessary during COVID-19 due to the influx of absentee ballots used to avoid congregating at voting locations, we have since seen absentee ballot request levels return to normal (roughly 10% depending on the locality). Since this is mandatory, it was opposed by many clerks and election officials throughout the state, including the Manchester city clerk, who has historically supported the option of pre-processing. During testimony, no one could give an answer as to why this is necessary now, and that is because it is not necessary. Opening absentee ballots before election day invites the opportunity for errors, degrades the election process, and turns Election Day into Election Weekend. Furthermore, this creates a new unnecessary burden on election workers, increasing their hours for a process that could be entirely unnecessary. A town that has 10 absentee ballots will have to establish a whole new process for something that could take them minutes on election day. This bill is unnecessary, unfunded, and unwise, and should be deemed Inexpedient To Legislate

Rep. Ross Berry

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

SB 349, relative to a voluntary home visiting program report by the wellness and primary prevention council. **WITHOUT RECOMMENDATION**

Statement in support of Ought to Pass: This bill directs the Wellness and Primary Prevention Council to prepare a report on the voluntary home visiting program for the legislature. The report will review current data, barriers, and national, state and other resources on building a strong system of universally available during voluntary home visiting. Research shows that home visiting, beginning prenatally and continuing through the first few years of a child's life, has a positive impact on children and families and greatly improves healthy outcomes for mothers and babies. Currently women enrolled in Medicaid are the only sizeable population with access to home visits. More data is needed to ensure that this critically important service is more widely available to those who seek it.

Rep. Trinidad Tellez

Statement in support of Inexpedient to Legislate: This bill directs the Wellness and Primary Prevention Council (the council) to review data and resources to craft a report which proposes legislation to build "a strong system of universal home visiting" for families with newborns and young children. The council's purpose per RSA 126-M:1-I and II includes increasing government-created social services. Considering that several member organizations on the council are contracted with the state and federal government to provide services that may be referred for families as a result of "a strong system of universal home visiting," there is concern that this council is not the appropriate body to create this report, and a legislative study committee would be more impartial and appropriate for the task. Medicaid recipients are already entitled to home visits, so this bill is directed at bringing formal services to middle- and higher-income families who may access this care from the young and growing market of postpartum doulas, as well as Direct Primary Care providers. Home visits in the postpartum period are standard in midwifery care. If there is a demand, supply will follow. It is unclear why the language of this bill is to be placed in chapter law and not statute. Additionally, nothing prevents the council from issuing such a report and proposing legislation now, so it is unclear why the bill is necessary. For all these reasons, it is our recommendation this bill be found Inexpedient to Legislate.

Rep. Leah Cushman

JUDICIARY

SB 185-FN, (New Title) establishing a committee to study the various barriers to discharge for patients to be safely discharged from acute care facilities. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Joe Alexander for the **Majority** of Judiciary. This is another study committee bill sent over by the other body. The NH Hospital Association indicates the legislature needs to further study the barriers to discharge patients from hospital facilities. The Hospital Association indicated that they are aware of the barriers of discharging patients including Medicaid enrollment, housing insecurity, securing guardianship, and the need for specialized services that are not available. Inasmuch as the Hospital Association knows what the barriers are, the majority believes that the legislative study committee is not needed. **Vote 11-9.** Rep. Judi Lanza for the **Minority** of Judiciary. This bill if passed would establish a committee to study the various barriers to discharge for patients to be safely discharged from acute care facilities. By recommending Inexpedient to Legislate, this will be a missed opportunity to ensure that these patients get the care that they need. Medically cleared patients in New Hampshire hospitals face barriers to discharge, due to housing concerns, lack of insurance concerns, need for high acuity services, lack of guardianship or conservatorship. There are also staffing capacity restraints at post-acute care facilities, and lack of access to necessary community services, lack of transportation to necessary medical services. All of this impacts the acute care hospitals' bottom line financially, which leaves wait-listed patients without access to care due to having all of these beds occupied.

SB 413-FN, relative to civil actions for PFAS contamination. **WITHOUT RECOMMENDATION**

Statement in support of Ought to Pass: This bill creates a private right of civil action for certain PFAS contamination. The bill clarifies the authority of the state to bring actions to require remediation of hazardous waste to ensure that such authority applies not just to facilities but also "spillers" of hazardous waste and materials. There would be no cost to the state, but possibly a savings in litigation costs.

Rep. Marjorie Smith

Statement in support of Ought to Pass with Amendment: This bill creates expanded remedies for the state for PFAS contamination and also creates an express private right of civil action for such contamination. The amendment favored by the members recommending Ought to Pass as Amended would add to the bill the terms of HB 1115, which grants landlords the ability to terminate a tenancy at the end of the lease term. HB 1115 already passed the House with a bipartisan vote but has been recommended for interim study by the Senate Commerce Committee. Adding its terms to this bill should cause the other body to reconsider its position on the termination of tenancy issue.

Rep. Bob Lynn

SB 422, changing several references and modifying language in parentage and birth records. **WITHOUT RECOMMENDATION**

Statement in support of Ought to Pass with Amendment: This bill changes several references and modifies language in parentage and birth records. Amendment 2024-1697h further clarifies the bill by noting the difference between the surrogate mother and the birth mother. The committee unanimously supported this amendment, but the vote to recommend Ought to Pass with Amendment 2024-1697h failed with a vote of 10-10.
Rep. Marjorie Smith

Statement in support of Ought to Pass with Amendment: Half of the Judiciary Committee supports this amendment because it reasserts the NH House position on two bills: HB1115 and HB1412. The Senate Commerce Committee and the Senate Judiciary Committee, respectively, have decided to recommend the other body dispose of rather than pass them. HB1115 is a simple bill that allows landlords to evict tenants at the termination of a lease agreement between landlord and tenant and HB1412 repeals the unnecessary and outdated licensure of court reporters. The rest of the amendment is a carbon copy of the other amendment (2024-1697h) offered by the other half of the Judiciary Committee.

Rep. Joe Alexander

SB 462, (New Title) relative to raising the cap on damages for wrongful death loss of consortium claims. **MAJORITY: OUGHT TO PASS. MINORITY: REFER FOR INTERIM STUDY.**

Rep. Ben Ming for the **Majority** of Judiciary. The State of New Hampshire places a cap of \$150,000 on insurance claims for loss of consortium due to the wrongful death of a spouse, and \$50,000 for a child or parent. All the other states in New England except for one have no cap. The other state is Maine, which has a cap of \$1,000,000. Maine had an identical cap of \$150,000 in 1997, which is when New Hampshire first allowed loss of consortium claims in wrongful death cases. The majority of the committee believes that New Hampshire is overdue for raising the caps on loss of consortium claims, after compromise in the Senate resulted in a proposed elimination of the caps to be lowered to \$500,000 for spouses, and \$300,000 for children and parents. It further found that the belief held by those in opposition to the bill, that insurance rates would rise due to this change, were not substantially supported by actuarial data. **Vote 11-9.** Rep. Richard Tripp for the **Minority** of Judiciary. This bill would increase the damage amount awarded to a surviving spouse for wrongful death from \$150,000 to \$500,000 and the damage amount awarded for a minor child from \$50,000 to \$300,000. Testimony from the insurance industry and the NH Insurance Department raised concerns about the damage cap increases both raising insurance rates and jeopardizing the availability of insurance for such things as professional liability, including coverage for medical malpractice. Because the Insurance Department has not conducted an actuarial assessment of the effect the increases would have on these areas of concern, the minority of the committee felt the best course of action was to recommend the bill be Referred for Interim Study.

SB 507-FN, extending the time to petition for a new trial in certain cases. **MAJORITY: REFER FOR INTERIM STUDY. MINORITY: OUGHT TO PASS.**

Rep. Katelyn Kuttub for the **Majority** of Judiciary. This bill would extend the time to petition the court for a new trial from three years to indefinitely, for any criminal conviction for a felony offense or a class A misdemeanor that avers newly discovered evidence. The majority of the committee felt this is a very important issue, and it's critical to get the language right the first time. As written, no parameters exist, such as language addressing successive petitions on the same grounds or any outer limit on how soon after new evidence is discovered that one must petition the court. Comparatively, the Post-Conviction DNA statute, RSA 651-D, contains many safeguard parameters. While the majority absolutely doesn't want an innocent person to be incarcerated, we want to ensure appropriate language to balance the rights of victims not being unnecessarily traumatized with frivolous petitions. The majority also believes that interim study will allow time to consider how any changes to this statute would/should relate to the availability of habeas corpus relief. **Vote 11-9.** Rep. Zoe Manos for the **Minority** of Judiciary. This bill allows a criminal defendant, who has been convicted of a felony or a class A misdemeanor, to file a motion for a new trial, without any time limitation, based on newly discovered evidence, new or additional forensic testing, or new scientific understanding that would have been material for the fact finder. The minority believes that those criminal defendants, who can be exonerated based on new scientific evidence, must have an opportunity to do so without regard to any time limit. The minority further believes that habeas corpus would not properly be included in the Interim Study of this bill, as it is not a topic of the bill. The minority also believes that the question of whether our habeas corpus laws should be revised is only appropriate for separate legislation.

SB 576, relative to reporting the death of voters. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Marjorie Smith for the **Majority** of Judiciary. This bill requires the executor of an estate to provide an official notice of death to the town or city clerk of the death of a voter within 30 days of such an appointment. The majority believes that this bill is unnecessary, a position supported by the Department of

Health and Human Services, the Secretary of State, and town and city clerks who report that the current system works well, that improvements in reporting systems that are scheduled to go into effect within the next few months will reinforce current effort, that not every death results in an executor being appointed, and that it would be unreasonable to expect all executors to know of this unnecessary responsibility within 30 days of their appointment. **Vote 11-9.** Rep. Joe Alexander for the **Minority** of Judiciary. This is a simple bill that would require the executor of an estate to notify the town clerk of the death of any person within 30 days of being appointed. This bill would keep voter rolls up-to-date and ensure that only living individuals are voting in our elections. That is why the minority of the committee recommends a vote of Ought to Pass on this bill.

MUNICIPAL AND COUNTY GOVERNMENT

SB 383-FN, relative to local tax caps. **MAJORITY: OUGHT TO PASS WITH AMENDMENT. MINORITY: INEXPEDIENT TO LEGISLATE.**

Rep. Diane Pauer for the **Majority** of Municipal and County Government. This bill is enabling legislation that adds a new optional adjustment method to the RSA 32:5-b local tax cap and also provides for a new optional school district budget cap. Currently, under RSA 32:5-b the proposed tax effort is permitted to have a maximum increase from the previous year by a fixed percentage or a fixed dollar amount. The new optional method for the RSA 32:5-b local tax cap allows for the proposed maximum tax effort to be adjusted from the previous year's tax effort based on both an annual inflation index and the change in population. The inflation index can be any selected index published by the U.S. Bureau of Labor Statistics or the Municipal Cost Index (MCI) published by American City and County. Additionally, for towns and village districts, the population is calculated by the Department of Business and Economic Affairs. For school districts, the population is the average daily membership in residence (ADMR) reported to the Department of Education. The RSA 32:5-b local tax cap is still adopted or rescinded via a 3/5 supermajority vote, and each year the tax cap can be overridden by a simple majority vote of the legislative body. The new optional school district budget cap is enabling legislation that establishes an annual cap on proposed spending. The budget cap is based on a current per pupil cost times the number of pupils (ADMR) where the current per pupil cost is adjusted annually based on a selected inflation index reported by the U.S. Bureau of Labor Statistics or the MCI. The committee amendment provides clarification of this annual adjustment. Lastly, the school district budget cap is adopted or rescinded by a 3/5 supermajority vote; and, in each year, the school district budget cap can be overridden by a 3/5 supermajority vote of the legislative body. In summary, this bill provides an additional practical method for a local tax cap and establishes a new school district budget cap, each which can be optionally adopted, and both of which automatically adjusts with inflation and population changes within the town or school district. It is a fact that, in many towns and school districts, more and more, total spending exceeds inflation and population growth. This trend results in rapidly increasing property taxes which is undoubtedly unsustainable for taxpayers. Importantly, this bill provides Granite State taxpayers the ability to adopt optional budgetary tools at the local level in order to more effectively manage town and school district budgets in fiscally responsible manner. **Vote 10-8.**

Rep. Jim Maggiore for the **Minority** of Municipal and County Government. The minority of the committee is opposed generally to tax and spending caps that limit a municipality's or school board's authority to prudently manage their own budgetary obligations. The bill proposes one complex formula to calculate both school and town budgets and depends on statistics that are not updated at the same time municipalities are preparing their budgets. Municipalities and schools will be using data from April and October as variables for a formula that is prepared in August or September for a warrant article that will be voted on in March or May. The bill ties school spending to average daily membership in residence (AMDR) without consideration of how many students are legal residents of the school district and attend a state-approved public or non-public school as assigned by the school district but have withdrawn from the institution in favor of private or home school education as a result of an education freedom account voucher.

SB 532-FN, relative to requiring all municipalities and school governing bodies to post on their official town or school website within 30 days the amount of funds received by the state either by allocation or grant. **OUGHT TO PASS WITH AMENDMENT.**

Rep. Richard Lascelles for Municipal and County Government. The committee believes that financial transparency, specifically with respect to money flowing to the municipalities and school districts, should be disclosed in a manner that is transparent to the public and easily accessible. This legislation will require all municipalities and school district governing bodies to post the amount of funds received by the state, either by allocation or grant, on their official town or school website within 30 days of receipt for a period not less than 90 days. In the absence of a website, a political subdivision shall post the information in two appropriate places. **Vote 17-1.**

RESOURCES, RECREATION AND DEVELOPMENT

SB 387-FN, (New Title) relative to a state parks pass pilot program for recovery centers and community mental health centers. **MAJORITY: REFER FOR INTERIM STUDY. MINORITY: OUGHT TO PASS.** Rep. Tim McGough for the **Majority** of Resources, Recreation and Development. This bill requests free state park passes for a select number of recovery and community mental health centers using an unknown funding source and mandates the commissioner to issue them during a three year pilot period. While the entire committee agrees mental health issues are extremely important and need to be addressed in our health care system, an unfunded program such as this will have little impact and is not the right place in statute to address. The majority believes the efforts and funding would be better spent on mental health programs benefiting the mental health community at large, not just those able to visit states parks. The majority of the committee felt state park fees should be examined entirely due to numerous requests for free and reduced entry, and along with another bill, should be sent to Interim Study. **Vote 11-9.** Rep. Rosemarie Rung for the **Minority** of Resources, Recreation and Development. This bill seeks to establish a three year pilot program for state day-use parks passes for recovery centers and community mental health centers registered with the Department of Health and Human Services. Over 60,000 people are served by 10 community mental health centers in the state and the pilot would provide these centers with a complimentary park pass, making access for patients similar to the existing NH library pass program. Data collected during the pilot will help determine if the program should continue, and if so, the NH State Parks would likely move forward by offering an annual pass at a reasonable fee. The state parks division testified in support of this forward-thinking bill. The committee heard testimony that research overwhelmingly shows that outdoor, nature-based exposure improves mental health outcomes for people with mild to serious mental illness.

SB 589-LOCAL, relative to wastewater surcharges. **MAJORITY: OUGHT TO PASS. MINORITY: OUGHT TO PASS WITH AMENDMENT.**

Rep. Tim McGough for the **Majority** of Resources, Recreation and Development. This bill is enabling legislation to allow municipalities to cooperate and offer wastewater services between one another. This would be similar to current ability to offer water service across municipal boundaries. The suggested amendment would have added cities to the provision, but the majority of the committee felt it unnecessary as cities already have sewer services available. The committee believes this bill is good for economic development and for efficient allocation of environmental and infrastructure resources in New Hampshire. **Vote 19-1.** Rep. Will Darby for the **Minority** of Resources, Recreation and Development. This bill enables municipalities to enter into inter-municipal agreements to share wastewater infrastructure, and allows the providing municipality to add a surcharge of up to 15% to users from other municipalities. In the case where the providing municipality is a town, the surcharge may be used for non-wastewater purposes including infrastructure for other utilities, or transportation and development projects. This bill limits this benefit to towns and does not permit cities to use surcharge funds for these purposes, which disincentivizes these municipalities from cooperating with nearby towns and cities by sharing their wastewater infrastructure. This will force towns to continue bearing the costs to develop and improve wastewater systems to meet growing populations and environmental regulations rather than sharing these resources with nearby cities. This bill is similar to an existing statute for shared water infrastructure, which also permits the providing town to use surcharge funds for other purposes. Only one town in the state has established an inter-municipal agreement to share its water infrastructure, and the same town was the only town to testify that it was interested in sharing its wastewater infrastructure. As amended, the bill would allow both cities and towns to benefit from these arrangements to encourage inter-municipal cooperation across the state rather than legislating a solution for a single instance.

WAYS AND MEANS

SB 432-FN, (New Title) relative to advanced deposit account wagering and establishing a charitable third party financial intermediary program. **MAJORITY: INEXPEDIENT TO LEGISLATE. MINORITY: OUGHT TO PASS.**

Rep. Fred Doucette for the **Majority** of Ways and Means. This bill seeks to license and regulate Advanced Deposit Wagering (ADW), which involves creating and depositing funds to be used for wagering on live horse racing throughout the country, using online platforms and mobile applications. The majority of the committee heard testimony, and believes that there is current New Hampshire state statute that should have been followed in regards to ADW. Testimony was heard from multiple sources that this is a “gray area” between the federal Interstate Horse Racing Act of 1978 and New Hampshire law, RSA 284:22-a, which specifically lays out licensing requirements for the taking of any live simulcast horse racing wager. This bill seeks to codify an activity that at best is a “gray area” of the law and at worst is illegal under our law and has been engaged in for decades by those now seeking to make it legal. The Interstate Horse Racing Act deems a wager on horse across state lines legal provided the wager and method of wager is legal in the state where the bettor is and the state where the race actually takes place. Under NH law, RSA 284, in order to accept a wager on a

horse race or sell pari-mutuel pools, the seller of the pool must be licensed in NH. Currently, only one entity, The Brook, in Seabrook, holds such a license. The Brook has for decades paid a tax and an annual license fee to the state to offer simulcast and ADW. This bill provides that all revenue collected from ADW will be turned over to a private third party who will then decide which charities will get that money. Currently, simulcast and ADW revenue goes to the Education Trust Fund. **Vote 13-6.** Rep. Thomas Schamberg for the **Minority** of Ways and Means. This bill seeks to license and regulate Advanced Deposit Wagering (ADW), which involves creating and depositing funds to be used on betting for live horse racing throughout the country, using online platforms and mobile applications. This bill was drafted by the Lottery Commission after consultation with the Department of Justice. Without this bill, ADW would remain the only form of gambling for live horse racing by NH residents not regulated by the Lottery Commission. The committee heard concerns about how providers have been operating for years without paying the state any tax revenue. Likely annual revenue is estimated at about \$212,000. There was no public opposition to this bill. This bill regulates and protects NH residents/bettors and brings revenue into the state.

NOTICE

Pursuant to House Rule 44 (b), executive session on bills may be taken up during the day in which they are heard.

COMMITTEE MEETINGS FRIDAY, MAY 3

ENVIRONMENT AND AGRICULTURE, 14 Taylor Ave. Rochester

9:00 a.m. Tour of the Waste Management facility in Rochester, NH.

MONDAY, MAY 6

ADVISORY COUNCIL ON CAREER AND TECHNICAL EDUCATION (RSA 188-E:10-b), Room 101, LOB

9:00 a.m. Regular meeting.

COMMISSION TO STUDY THE EFFECT OF RECENT CHANGES MADE TO CHARITABLE GAMING LAWS, INCLUDING THE NEWLY AUTHORIZED HISTORICAL HORSE RACES (RSA 284:6-c), Lottery Commission, 14 Integra Drive, Concord

10:00 a.m. Regular meeting.

JOINT LEGISLATIVE HISTORICAL COMMITTEE (RSA 17-I:1), Room 100, SH

1:15 p.m. Regular meeting.

TUESDAY, MAY 7

COMMERCE AND CONSUMER AFFAIRS, Room 302-304, LOB

10:00 a.m. Subcommittee work session on **SB 173-FN**, relative to surprise medical bills; **SB 176-FN**, relative to insurance coverage for pelvic floor therapy; **SB 177-FN**, relative to health insurance coverage of prosthetics for children under 19 years of age; **SB 312**, relative to third party liability in Medicaid; **SB 353-FN**, relative to insurance coverage for autism spectrum disorder and Down syndrome; **SB 399-FN**, relative to insurance coverage for blood testing associated with elevated lead levels; **SB 556-FN**, prohibiting health carriers from establishing payment or reimbursement provisions based solely on a participating provider's licensure; **SB 558-FN**, relative to insurance coverage for infertility treatments, protection from discrimination during IVF treatments, parental leave, and adoption.

1:15 p.m. Subcommittee work session on **SB 561-FN**, relative to prior authorizations for health care; **SB 354-FN**, relative to insurance cost-sharing calculations; **SB 555-FN**, relative to receipt of pharmaceutical rebates by insurers and pharmacy benefits managers; **SB 557**, relative to prohibiting discriminatory actions related to participation in the federal 340B Drug Pricing Program.

ENVIRONMENT AND AGRICULTURE, Room 301-303, LOB

11:30 a.m. Subcommittee meeting: DES rules update.

FINANCE - DIVISION I, Room 212, LOB

- 10:15 a.m. Division work session on **SB 347-FN**, relative to infrastructure appropriations for reimbursement to the city of Laconia.
- 10:30 a.m. Division work session on **SB 393-FN**, relative to making an appropriation to the department of environmental services to fund regional drinking water infrastructure.
- 10:45 a.m. Division work session on **SB 453-FN-A**, making an appropriation to the statewide voter registration system.
- 11:00 a.m. Division work session on **SB 604-FN-A**, providing a death benefit for a New Hampshire hospital security officer killed in the line of duty.
- 11:15 a.m. Division work session on **SB 553-FN**, requiring that funds held by the public deposit investment pool be invested in New Hampshire.

FINANCE - DIVISION II, Room 209, LOB

- 10:00 a.m. Division work session on **SB 362-FN**, relative to body-worn cameras.
- 10:20 a.m. Division work session on **SB 217-FN-A**, establishing a rural and underserved area educator incentive program for higher education and making an appropriation therefor.

FINANCE - DIVISION III, Room 210-211, LOB

- 10:00 a.m. Division work session on **SB 352-FN-A**, establishing an early detection cancer screening pilot program for active and retired firefighters; **SB 355-FN**, relative to newborn screening for cytomegalovirus; **SB 404-FN**, relative to expanding child care professionals' eligibility for the child care scholarship program; **SB 409-FN**, relative to reimbursement for ambulance services under the state Medicaid plan; **SB 417-FN**, relative to out-of-home placements for children; **SB 455-FN**, relative to Medicaid reimbursement rates for prosthetic and orthotic devices; **SB 456-FN**, relative to the state loan repayment program for qualified nursing professionals, and making an appropriation therefor; **SB 463-FN**, expanding access to court-appointed counsel for children in dependency proceedings; **SB 567-FN**, directing the commissioner of the department of health and human services to compile a report on the availability of mifepristone and misoprostol; **SB 596-FN**, relative to the definition of disability or special needs under the child care scholarship program.

FISH AND GAME AND MARINE RESOURCES, Room 307, LOB

- 10:00 a.m. **SB 310**, relative to bear registration and federal duck stamps.
- 10:10 a.m. Public hearing on proposed non-germane Amendment #2024-1659h to SB 310, (New Title) relative to bear registration and federal duck stamps. The amendment requires the executive director of fish and game to set up bear registration stations, allows valid federal duck stamps to be confirmed using digital and electronic means, and requires a non-commercial landing license for non-residents transporting in state waters lobsters and crabs taken outside the jurisdiction of the state. Copies of the amendment are available on the General Court website.
- 10:20 a.m. **SB 544-FN**, replacing the deer seal system with a confirmation number system.
- 10:45 a.m. **SB 503**, relative to requiring a criminal background check when applying for a fish and game guide license.
- 11:10 a.m. **SB 542**, creating a committee to study fish and game department funding and partnerships.
- 11:45 a.m. Executive session on **SB 310**, relative to bear registration and federal duck stamps; **SB 544-FN**, replacing the deer seal system with a confirmation number system; **SB 503**, relative to requiring a criminal background check when applying for a fish and game guide license; **SB 542**, creating a committee to study fish and game department funding and partnerships.

NEW HAMPSHIRE DRUG OVERDOSE FATALITY REVIEW COMMISSION (RSA 126-DD:1), Executive Council Chamber, State House Room 207, 107 N. Main St. Concord

- 3:00 p.m. Regular meeting.

STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2), Edward Cross Training Center Facility, 722 Riverwood Drive, Pembroke

- 5:00 p.m. Regular meeting.

TRANSPORTATION, Room 203, LOB

- 1:30 p.m. Executive session on **SB 429**, relative to the color of executive council official cover plates; **SB 465-FN**, relative to motorist duties when approaching highway emergencies involving a stopped or standing vehicle; **SB 467-FN**, authorizing the Injury Prevention Center to issue motor vehicle decal plates; **SB 469**, relative to allowing surveillance of a park and ride facility in certain circumstances; **SB 510**, relative to sale of a vehicle to a Massachusetts resident; **SB 581**, relative to temporary drivers licenses and non-driver identification cards; **SB 582**, relative to providing an alternate address to the department of motor vehicles; **SB 598-FN**, requiring

funeral procession lead vehicles to obey yield signs; **SB 501**, relative to driver licenses for non-citizens residing in New Hampshire; **SB 358-FN**, relative to invalidating out-of-state driver's licenses issued to undocumented immigrants.

WAYS AND MEANS, Room 202-204, LOB

- 10:00 a.m. Executive session on **SB 585-FN**, relative to a property lien resulting from unpaid meals and rooms taxes.
 10:30 a.m. Revenue briefing.

WEDNESDAY, MAY 8

COMMERCE AND CONSUMER AFFAIRS, Room 302-304, LOB

- 10:00 a.m. Subcommittee work session on **SB 332**, limiting re-disclosure of consumer reports requested in connection with a credit transaction involving an extension of credit secured by real estate; **SB 333**, relative to access to financial services for minors in legal custody or guardianship and relative to the board of directors of mutual banks and mutual holding companies; **SB 334**, relative to providing for the issuance of bonds and other obligations by the business finance authority of the state of New Hampshire to finance student loans; **SB 477**, relative to establishing a commission to review and make recommendations regarding technology-based start-up business support from the state of New Hampshire; **SB 97-FN**, relative to the use of animals in product testing; **SB 365**, relative to the sale or use of lithium-ion batteries for electric bicycles, scooters, or personal electric mobility devices; **SB 515**, relative to consumer guarantee contracts; **SB 366-FN**, relative to restricting the purchase of real property on or around military installations; **SB 502-FN**, relative to the scanning of non-drivers' identification cards by real estate brokers.
 1:15 p.m. Subcommittee work session on **SB 196**, establishing a minimum amount of uninsured motorist coverage required for vehicles operating as part of transportation network companies in New Hampshire; **SB 325**, establishing a committee to study the issue of insurance appraiser licensing; **SB 423**, relative to mandatory disclosure of insurance policy limits; **SB 137-FN**, relative to nano brewery licenses and beverage manufacturers licenses; **SB 433**, establishing a commission to study the marketing of e-cigarettes and e-liquid in this state, including the legality of available products, appropriate wholesale and retail compliance and tax collection system of the same.

CRIMINAL JUSTICE AND PUBLIC SAFETY, Room 202-204, LOB

- 10:00 a.m. Full committee work session on **SB 315-FN-L**, relative to law enforcement agency reporting on information concerning bias crimes.
 10:30 a.m. Continued executive session on **SB 315-FN-L**, relative to law enforcement agency reporting on information concerning bias crimes; **SB 418-FN**, relative to refusal of consent to testing to determine alcohol concentration and penalties for aggravated driving while intoxicated; **SB 425**, relative to bail commissioner fees; **SB 504-FN**, relative to land in current use.

EXECUTIVE DEPARTMENTS AND ADMINISTRATION, Room 306-308, LOB

- 9:30 a.m. Subcommittee work session on **SB 371-FN**, relative to the licensing of resident physicians.
 10:00 a.m. **SB 302**, adding an additional exemption from the regulation of physicians and surgeons.
 10:15 a.m. Public Hearing on non-germane amendment #2024-1671h to SB 371, relative to the licensing of resident physicians. The amendment makes various changes regarding the licensing of and regulation of physicians, including transferring certain authority from the board of medicine to the office of professional licensure and certification. Copies of the amendment are available on the General Court website.
 11:00 a.m. Executive session on **SB 318-FN**, relative to adoption of the social work licensure compact; **SB 371-FN**, relative to the licensing of resident physicians; **SB 373**, relative to the state building code; **SB 440**, relative to the board of optometry and the regulation of optometry; **SB 485-FN**, enumerating the office of professional licensure and certification's processes and procedures for temporary occupational licensure for military service members and their spouses; **SB 488**, relative to the regulation of physician assistants; **SB 600**, relative to the board of pharmacy and certified public accountant examinations.

FINANCE - DIVISION I, Room 212, LOB

- 10:00 a.m. Division work session on **SB 337-FN**, relative to doula and lactation service provider certification.
 10:20 a.m. Division work session on **SB 369-FN-A**, directing the office of professional licensure and certification to provide notice of public meetings and an opportunity for comment, creating a new position, and making an appropriation therefor.
 10:40 a.m. Division work session on **SB 403-FN**, relative to the health care workforce.

- 11:00 a.m. Division work session on **SB 480-FN**, relative to the regulation of real estate practice.
- 11:20 a.m. Division work session on **SB 407-FN**, establishing a ground ambulance cost reporting program and a study by an independent actuarial and accounting expert of the cost of providing ground ambulance services in the state.
- 11:40 a.m. Division work session on **SB 487-FN**, relative to the division of personnel in the department of administrative services.
- 12:00 p.m. Division work session on **SB 134-FN**, relative to disability pensions for public safety employees who are victims of violence.
- 1:00 p.m. Division work session on **SB 476-FN**, making a capital appropriation to the department of corrections toward the replacement of the New Hampshire state prison for men.

HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS, Room 205-207, LOB

- 9:30 a.m. Public hearing on proposed non-germane Amendment #2024-1725h to SB 458, relative to the dispensing of certain medications. This amendment removes the reference to the retail sale of drugs and medicine from the registration and permitting requirement for pharmacies. Copies of the amendment are available on the General Court website.
- 10:00 a.m. Public hearing on proposed non-germane Amendment #2024-1739h to SB 505, relative to the prohibition on the sale of hemp products containing certain levels of THC. This amendment repeals the prospective repeal of the prohibition on the sale of hemp products containing certain levels of THC and defines and regulates intoxicating hemp products. Copies of the amendment are available on the General Court website.
- 11:00 a.m. Executive session on **SB 400**, relative to patient access to medical records; **SB 402**, relative to allowing pharmacists to administer influenza, COVID-19, and other FDA licensed vaccines without explicit approval from the general court; **SB 411-FN**, establishing a committee to study emergency mental health services for persons 21 years of age and younger in New Hampshire; **SB 412-FN**, relative to residential care and health facility licensing; **SB 419-FN**, relative to the annual data report on the therapeutic use of cannabis program; **SB 458**, relative to the dispensing of certain medications; **SB 461**, requiring health care providers to report certain information about abortions performed to their medical facility, and requiring those medical facilities to report the information to the department of health and human services; **SB 505**, relative to the prohibition on the sale of hemp products containing certain levels of THC; **SB 554-FN**, relative to Medicaid provider enrollment licensure verification; **SB 559-FN**, relative to the New Hampshire vaccine association.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

- 10:00 a.m. Subcommittee work session on **SB 517**, relative to the employment status of university students working in educational programs.
- 2:00 p.m. Subcommittee work session on **SB 330-FN**, relative to allowing the ability to work from home to count toward unemployment benefits eligibility.

LEGISLATIVE YOUTH ADVISORY COUNCIL (RSA 19-K:1),

- 7:00 p.m. Regular meeting. Join Zoom: Meeting ID: 867 0993 1602 Passcode: LYAC0415
<https://us05web.zoom.us/j/86709931602?pwd=6RyJeRXnNo6E3b8wPirasCnUu02Kb4.1>

RESOURCES, RECREATION AND DEVELOPMENT, Room 305, LOB

- 9:30 a.m. Executive session on **SB 547**, relative to certain requirements relative to the LCHIP programs; **SB 431**, relative to wake surfing.

THURSDAY, MAY 9

SPECIAL COMMITTEE ON HOUSING, Room 302-304, LOB

- 3:00 p.m. or 30 mins after Session continued executive session on **SB 408**, establishing a committee to study the effects of the housing crisis on the disability community; **SB 527**, relative to student housing.

FRIDAY, MAY 10

COMMISSION ON BEHAVIORAL HEALTH CRISIS SERVICES (RSA 135-C:68), 21 S. Fruit Street, Walker Building, Room 274, Concord

- 10:00 a.m. Regular meeting. Join Microsoft Teams: Meeting ID: 277 642 215 512 Passcode: BYj4w2
 By phone: +1 603-931-4944,982442082#
 Join on a video conferencing device Tenant key: nhgov@m.webex.com
 Video ID: 115 746 207 8

COMMISSION ON THE ENVIRONMENTAL AND PUBLIC HEALTH IMPACTS OF PERFLUORINATED CHEMICALS (RSA 126-A:79-a),

2:00 p.m. Regular meeting. This meeting will take place by remote conference. To listen in please follow the instructions below: Please register for the Commission on the Environmental and Public Health Impacts of Perfluorinated Chemicals meeting on May 10, 2024 2:00 PM EST at:

<https://attendee.gotowebinar.com/register/4480616974723151712>

After registering, you will receive a confirmation email containing information about joining the webinar. You also may join the meeting by phone: Call in Number: 1 (562) 47-8422 Access Code: 348-629-576 Webinar ID: 832-566-787

The following email address will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: Amy.E.Rousseau@des.nh.gov. You may also call Amy Rousseau at 603-271-8801.

COMMISSION TO STUDY THE DELIVERY OF PUBLIC HEALTH SERVICES THROUGH REGIONAL PUBLIC HEALTH NETWORKS (RSA 127:12), 501 South Street, 2nd Floor, Bow

1:00 p.m. Regular meeting. Join Zoom: Meeting ID: 827 3125 2212 Passcode: 392939

<https://us02web.zoom.us/j/82731252212?pwd=Q3pvYncvcW55Zkg0ZVVNQW5USGlsZz09>

COMMISSION TO STUDY THE USE OF OHRVS IN NEW HAMPSHIRE (RSA 215-A:44-a), Department of Cultural and Natural Resources, 172 Pembroke Road, Concord

10:00 a.m. Regular meeting.

FINANCE - DIVISION III, Room 210-211, LOB

10:00 a.m. Division work session on **SB 352-FN-A**, establishing an early detection cancer screening pilot program for active and retired firefighters; **SB 355-FN**, relative to newborn screening for cytomegalovirus; **SB 404-FN**, relative to expanding child care professionals' eligibility for the child care scholarship program; **SB 409-FN**, relative to reimbursement for ambulance services under the state Medicaid plan; **SB 417-FN**, relative to out-of-home placements for children; **SB 455-FN**, relative to Medicaid reimbursement rates for prosthetic and orthotic devices; **SB 456-FN**, relative to the state loan repayment program for qualified nursing professionals, and making an appropriation therefor; **SB 463-FN**, expanding access to court-appointed counsel for children in dependency proceedings; **SB 567-FN**, directing the commissioner of the department of health and human services to compile a report on the availability of mifepristone and misoprostol; **SB 596-FN**, relative to the definition of disability or special needs under the child care scholarship program.

SPECIAL COMMITTEE ON COVID RESPONSE EFFICACY, Room 301-303, LOB

10:00 a.m. Public testimony on New Hampshire COVID response.

STATE HEALTH ASSESSMENT AND STATE HEALTH IMPROVEMENT PLAN ADVISORY COUNCIL (RSA 126-A:88), JSI - NH Office, 501 South Street, Bow

12:30 p.m. Regular meeting. Join Zoom: <https://unh.zoom.us/j/98011299433?pwd=Q0pzeXJwREcxMXE5YWE2WkM0SFRBZz09>

STATEWIDE INTEROPERABILITY EXECUTIVE COMMITTEE (SIEC) (RSA 21-P:48, IV), Marine Patrol Bureau, 31 Dock Road, Gilford

9:00 a.m. Regular meeting.

MONDAY, MAY 13

COMMITTEE TO STUDY EXOTIC AQUATIC WEEDS AND EXOTIC AQUATIC SPECIES OF WILDLIFE IN THE STATE OF NEW HAMPSHIRE (RSA 487:30), Conservation Center French Wing, Williams Room, 54 Portsmouth St., Concord

9:00 a.m. Regular meeting.

NEW HAMPSHIRE DRINKING WATER AND GROUNDWATER ADVISORY COMMISSION (RSA 485-F:4), 2nd Floor Conference Room at the Department of Safety (33 Hazen Drive, Concord)

10:00 a.m. Regular meeting.

NEW HAMPSHIRE OPIOID ABATEMENT ADVISORY COMMISSION (RSA 126-A:85), Dept. of Justice, 1 Granite Pl. South, Concord

1:00 p.m. Regular meeting. Join Zoom: ID: 762 964 6757 Passcode: 782701

NEW HAMPSHIRE PRESCRIPTION DRUG AFFORDABILITY BOARD (RSA 126-BB:2), Brown Building Auditorium, 129 Pleasant St., Concord

12:30 p.m. Regular meeting.

SPECIAL COMMITTEE ON THE DIVISION FOR CHILDREN, YOUTH AND FAMILIES (DCYF), Room 203, LOB

10:00 a.m. Regular Meeting.

TUESDAY, MAY 14**EDUCATION, Room 205-207, LOB**

11:00 a.m. Continued executive session on **SB 340**, relative to communication between parents and school districts regarding special education; **SB 378**, relative to the performance-based school accountability system task force.

LABOR, INDUSTRIAL AND REHABILITATIVE SERVICES, Room 307, LOB

10:00 a.m. Executive session on **SB 517**, relative to the employment status of university students working in educational programs; **SB 330-FN**, relative to allowing the ability to work from home to count toward unemployment benefits eligibility.

PUBLIC WORKS AND HIGHWAYS, Room 201, LOB

10:30 a.m. Executive session on **SB 543**, establishing the state environmental adaptation, resilience, and innovation council.

SCIENCE, TECHNOLOGY AND ENERGY, Room 302-304, LOB

10:00 a.m. Continued executive session on **SB 595-FN**, relative to the rates for pole attachments.

THURSDAY, MAY 16**SPECIAL COMMITTEE ON COVID RESPONSE EFFICACY, Room 301-303, LOB**

10:00 a.m. Discussion about COVID protocols, and related items to the committee's mission statement.
1:00 p.m. Continued discussion.

FRIDAY, MAY 17**ADMINISTRATIVE RULES (RSA 541-A:2), Room 306-308, LOB**

9:00 a.m. Regular meeting.

COMMISSION TO STUDY ENVIRONMENTALLY-TRIGGERED CHRONIC ILLNESS (RSA 126-A:73-a), Rye Public Library, 581 Washington Road, Rye

3:00 p.m. Regular meeting. Join Zoom: Meeting ID: 861 1781 8803 Passcode: 669915
<https://us06web.zoom.us/j/86117818803?pwd=cWRXdGwQnQvc2ZRbkNOBhGc3M0dz09>
By Phone: +16465588656,,86117818803#,,, *669915# US (New York)

FISCAL COMMITTEE (RSA 14:30-a), Room 210-211, LOB

10:00 a.m. Regular meeting.

NEW HAMPSHIRE TRANSPORTATION COUNCIL (RSA 238-A:2), 7 Hazen Drive, Room 112-113, Concord

9:00 a.m. Regular meeting. Join Zoom: DZhc47c4t2KPtaa Passcode: 750387
<https://us06web.zoom.us/j/82616004746?pwd=CGFdPmIro8NtJmrhXE7HBC5f1EWX4A.y>

OVERSIGHT COMMISSION ON CHILDREN'S SERVICES (RSA 21-V:10), Room 100, SH

9:00 a.m. Regular meeting.

SOLID WASTE WORKING GROUP (RSA 149-M:61), DBEA Office 100 North Main Street, Concord, NH, First Floor, Kinsman Conference Room

9:30 a.m. Regular meeting. Remote attendance option:
<https://attendee.gotowebinar.com/register/3435858814888164108>

SPECIAL COMMITTEE ON COVID RESPONSE EFFICACY, Room 301-303, LOB

10:00 a.m. Discussion about COVID protocols, and related items to the committee's mission statement.
1:00 p.m. Continued discussion.

MONDAY, MAY 20**COMMISSION TO STUDY COMMUNITY IMPACTS OF THE SECURED YOUTH DEVELOPMENT CENTER (RSA 169-B:48), Room 100, SH**

1:00 p.m. Regular meeting.

STATE COMMISSION ON AGING (RSA 19-P:1), NH Hospital Association, 125 Airport Road, Concord

10:00 a.m. Regular meeting.

**THE DIVISION FOR CHILDREN, YOUTH AND FAMILIES ADVISORY BOARD (RSA 170-G:6-a),
Doloff Bldg. 3rd Fl. Classroom, 1 State Office Park West, Concord**
2:00 p.m. Regular meeting.

TUESDAY, MAY 21

JOINT COMMITTEE ON EMPLOYEE CLASSIFICATION (RSA 14:14-C), Room 203, LOB
9:00 a.m. Regular meeting.

THURSDAY, MAY 23

**COMMISSION ON THE INTERDISCIPLINARY PRIMARY CARE WORKFORCE (RSA 126-T), NH
Hospital Association, Conference Room #1, 125 Airport Road, Concord**
2:00 p.m. Regular meeting.

FRIDAY, MAY 24

HEALTH AND HUMAN SERVICES OVERSIGHT COMMITTEE (RSA 126-A:13), Room 205-207, LOB
10:00 a.m. Regular meeting.

TUESDAY, MAY 28

FISH AND GAME AND MARINE RESOURCES, Room 307, LOB
10:00 a.m. Presentation with the World Affairs Council of New Hampshire.

MONDAY, JUNE 3

**NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2), Journey Church,
15 Hutchins Drive, Conway**
6:00 p.m. Public hearing.

TUESDAY, JUNE 4

**STATE VETERANS ADVISORY COMMITTEE (RSA 115-A:2), Edward Cross Training Center Facility,
722 Riverwood Drive, Pembroke**
5:00 p.m. Regular meeting.

FRIDAY, JUNE 7

**ASSESSING STANDARDS BOARD (RSA 21-J:14-a), NH Department of Revenue Administration,
Training Room, 109 Pleasant Street, Concord**
1:00 p.m. Subcommittee work session.

MONDAY, JUNE 10

CAPITAL PROJECT OVERVIEW COMMITTEE (RSA 17-J:2), Room 201, LOB
9:00 a.m. Regular meeting.

**LONG RANGE CAPITAL PLANNING AND UTILIZATION COMMITTEE (RSA 17-M:1), Room 201,
LOB**
10:00 a.m. Regular meeting.

NH BRAIN AND SPINAL CORD INJURY ADVISORY COUNCIL (RSA 137-K:2),
2:00 p.m. Regular meeting. Join Zoom: Meeting ID: 843 2764 6605 Passcode: 731679
<https://us02web.zoom.us/j/84327646605?pwd=R0lwOWFVK0w2U2FKYTVybXM1MjNhZz09>

FRIDAY, JUNE 14

**COMMISSION TO STUDY THE DELIVERY OF PUBLIC HEALTH SERVICES THROUGH REGIONAL
PUBLIC HEALTH NETWORKS (RSA 127:12), 501 South Street, 2nd Floor, Bow, NH**
1:00 p.m. Regular meeting. Meeting ID: 827 3125 2212 Passcode: 392939
Join Zoom:
<https://us02web.zoom.us/j/82731252212?pwd=Q3pvYncvcW55Zkg0ZVVNQW5USGlsZz09>

REVISED FISCAL NOTES

The following bills have a revised fiscal note: HB38, HB 91, HB 116, HB 135, HB 194, HB 272, HB 276, HB 282, HB 300, HB 318, HB 345, HB 436, HB 439, HB 447, HB 449, HB 462, HB 463, HB 527, HB 533, HB 535, HB 537, HB 559, HB 560, HB 565, HB 566, HB 571, HB 593, HB 606, HB 608, HB 609, HB 614, HB 616, HB 618, HB 620, HB 622, HB 627, HB 628, HB 645, HB 652, HB 1005, HB 1046, HB 1178, HB 1179, HB 1202, HB 1274, HB 1282, HB 1288, HB 1293, HB 1294, HB 1304, HB 1307, HB 1330, HB 1339, HB 1386, HB 1394, HB 1410, HB 1412, HB 1422, HB 1426, HB 1429, HB 1466, HB 1468, HB 1492, HB 1522, HB 1561, HB 1563, HB 1565, HB 1566, HB 1567, HB 1570, HB 1571, HB 1573, HB 1577, HB 1579, HB 1582, HB 1583, HB 1589, HB 1592, HB 1593, HB 1594, HB 1597, HB 1598, HB 1599, HB 1600, HB 1604, HB 1608, HB 1609, HB 1610, HB 1611, HB 1614, HB 1615, HB 1619, HB 1623, HB 1629, HB 1630, HB 1632, HB 1633, HB1634, HB 1636, HB 1639, HB 1640, HB 1641, HB 1644, HB 1645, HB 1647, HB 1649, HB 1651, HB 1654, HB 1656, HB 1660, HB 1663, HB 1665, HB 1666, HB 1669, HB 1675, HB 1677, HB 1678, HB 1681, HB 1682, HB 1686, HB 1687, HB 1689, HB 1702, HB 1706, HB 1709, HB 1710, HB 1711, SB 97, SB 106, SB 151, SB 176, SB 177, SB 180, SB 217, SB 235, SB 249, SB 252, SB 267, SB 303, SB 306, SB 314, SB 317, SB 321, SB 345, SB 352, SB 355, SB 361, SB 393, SB 399, SB 403, SB 404, SB 406, SB 407, SB 413, SB 419, SB 426, SB 447, SB 453, SB 454, SB 456, SB 459, SB 460, SB 462, SB 463, SB 465, SB 467, SB 470, SB 489, SB 490, SB 492, SB 504, SB 507, SB 514, SB 521, SB 537, SB 540, SB 545, SB 549, SB 553, SB 555, SB 558, SB559, SB 561, SB 567, SB 580, SB 591, SB 596.

OFFICIAL NOTICES

Rockingham County Executive Committee Meeting, **Friday, May 3, 2024, 9:30 a.m.**, Hilton Auditorium, Rockingham County Rehabilitation and Nursing Center, Brentwood, NH. The purpose of the meeting is to conduct the FY-2024 Third Quarter Budget Review. A quorum is required. Executive Committee Members must attend in person.

Zoom Access is available:

<https://zoom.us/j/5713255541?pwd= TkV4NnM5OHp5SnZzVEcxaFlrL0VYZz09>

To access the meeting by audio, please following the instructions below.

1. Dial 1-929-205-6099 or 1-312-626-6799 (click phone call option)
2. Enter the Meeting ID: 571-325-5541
3. Note: Participant IDs will not be provided for this meeting. Simply press # to continue.
4. Enter the Meeting Password: 312900

The following email address will be monitored throughout the meeting to alert committee members of any issues: rbernier@co.rockingham.nh.us

Rep. John Potucek, Clerk

Rockingham County Convention Meeting, **Wednesday, May 22, 2024, 6:00 p.m.**, Hilton Auditorium, Rockingham County Rehabilitation and Nursing Center, Brentwood, NH. The purpose of the meeting is to vote Elected Officials Salaries and Benefits for the Term of Office commencing January 2025 (RSA 23:7) Establishing Compensation and (RSA 655:14) Filing. A quorum is required. Convention Members must attend in person.

Zoom Access is available:

<https://zoom.us/j/5713255541?pwd= TkV4NnM5OHp5SnZzVEcxaFlrL0VYZz09>

To access the meeting by audio, please following the instructions below.

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4. Enter the Meeting Password: 312900

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Rep. John Potucek, Clerk

Rockingham County Executive Committee Meeting, **Friday, May 24, 2024, 9:30 a.m.**, Hilton Auditorium, Rockingham County Rehabilitation and Nursing Center, Brentwood, NH. The purpose of the meeting is for subcommittee chairs to report budget recommendations and vote on budget to be presented at the Executive Committee Public Hearing on June 5. A quorum is required. Executive Committee Members must attend in person.

Zoom Access is available:

<https://zoom.us/j/5713255541?pwd=TkV4NnM5OHp5SnZzVEcxaFlrL0VYZz09>

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4. Enter the Meeting Password: 312900

The following email address will be monitored throughout the meeting to alert committee members of any issues: rbernier@co.rockingham.nh.us

Rep. John Potucek, Clerk

Rockingham County Executive Committee Public Hearing on Proposed FY-2025 County Budget (RSA 24:13-c), **Wednesday, June 5, 2024, 6:00 p.m.**, Hilton Auditorium, Rockingham County Rehabilitation and Nursing Center in Brentwood, NH. Executive Committee votes to consider budget changes. A quorum is required. Executive Committee Members must attend in person.

Zoom Access is available:

<https://zoom.us/j/5713255541?pwd=TkV4NnM5OHp5SnZzVEcxaFlrL0VYZz09>

To access the meeting by audio, please following the instructions below.

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Rep. John Potucek, Clerk

MEMBERS' NOTICES

The following notices are published in the House Record as a courtesy to the member(s) requesting publication. These are not official public notices and will be limited to legislative policy or legislative social activities and political meetings or events. Publication should not be construed as support for either the events listed or the views espoused by the individual or organization sponsoring the event.

All Representatives are invited to a Bible Study and Prayer, during the Lunch Break on Session Days. We will meet in LOB 104 with Pastor Peter Chamberland for this time together. Come and be refreshed both physically and spiritually during our lunch hour. Looking forward to seeing you there!

Rep. Deb Hobson

Most occupational licensing boards have members of the public serving on them. Those board members are intended to represent the public, the customers of the professions being licensed. The Office of Professional Licensure and Certification (OPLC) has difficulty filling those positions because most people don't even know they exist and OPLC does not have a good way to advertise. As representatives we know many people in our districts, so Representatives are asked to let citizens who might be interested in serving on a board to contact Lindsey B. Courtney, Executive Director, at lindsey.b.courtney@oplcnh.gov. Alternatively, they may apply online at <https://www.oplc.nh.gov/interested-becoming-oplc-board-member>.

Reps. Tony Lekas and Jaci Grote

The Campaign for Legal Services would like to invite members of the legislature to attend our annual breakfast on **Friday, May 3rd from 7:00-9:00 a.m.** at the Grappone Center at 70 Constitution Ave. in Concord. We will be honoring Judge Edward "Ned" Gordon, who served multiple terms in the NH House and Senate, for his tireless efforts to advance access to justice in NH. To reserve your seat, please RSVP to spalermo@nhla.org.

Reps. Bob Lynn and Marjorie Smith

Representatives Alicia Gregg and Fred Plett invite you to a Granite Bridge Legislative Alliance workshop to be held at the Upham-Walker House **Monday, May 6th, from 10:00 a.m. until 2:00 p.m.** Lunch will be provided. This workshop will showcase examples of how Braver Angels work, with exercises mirroring real life. We need a count. If you are interested in attending, please call either Alicia or Fred. Thank you.

Reps. Fred Plett and Alicia Gregg

On **Tuesday, May 7th from 10:00 a.m.–12:00 p.m.**, in State House room 122-123, there will be an initial meeting of a concerned group of legislators to listen to and address the grievances of the people committed by the State of New Hampshire, and its political subdivisions. The group will focus on the issues within the Division for Children, Youth and Families as well as the NH judicial system. The group will focus on finding solutions to address the current issues within those branches that are plaguing families. All granted means of redress and correction will be explored. Members of the public, legislators, and officials and employees of relevant agencies and government branches are encouraged to attend and contribute to discussion and development of the group's findings and recommendations.

Reps. JR Hoell and Leah Cushman

The New Hampshire Child Care Coalition warmly invites all legislators to “Donut Day” on Wednesday, **May 8th, from 8:00 a.m. to 10:00 a.m.** in the State House Cafeteria. Please drop by, or “Glaze & Graze,” to enjoy a selection of artisan donuts and freshly brewed coffee, while delving into NH Child Care Policy. We will share valuable perspectives and experiences from families across the state during this casual, drop-in event. It's going to be a SWEET start to your day!

Reps. Mary Jane Wallner and Ross Berry

Please join the volunteers and staff of the Humane Society of the United States for a vegan luncheon on **May 9th** in the cafeteria. All members and staff are invited to attend and discuss how to provide a better future for all animals in New Hampshire.

Rep. Diane Kelley

The Granite Bridge Legislative Alliance invites you to join us at the Manchester Fisher Cats game on **Saturday, May 11 at 4:05 p.m.** The Fisher Cats will be playing the Harrisburg Other-Sides-Of-The-Wall, known to everyone else as the Harrisburg Senators. We have reserved 40 tickets in an excellent location behind the first-base dugout, and tickets are only \$12 each. All representatives and families are invited. If you're interested in joining your fellow representatives for Our National Pastime, please contact Rep. Tom Cormen, Thomas.Cormen@leg.state.nh.us, 603-707-6994. Play ball!

Rep. Thomas Cormen

This year and next year mark the 200th anniversary of the 2-year farewell tour by beloved Gen. Lafayette, also known as the Marquis de Lafayette, hero of the American Revolution. Gen. Lafayette visited multiple towns in the state during his visit. New Hampshire officially recognizes May 20th as Lafayette Day each year. The American Friends of Lafayette invite you to celebrate with them on **Monday, May 20th**, with presentations on Lafayette in Representatives Hall and a celebratory cannon salute from the Lafayette Artillery on the State House lawn. The events start at **3:00 p.m.**

Rep. Margaret Drye

The New Hampshire Women's Foundation cordially invites all legislators to join them for lunch on **Tuesday, May 21st at 12:00 p.m.** at St. Paul's Episcopal Church, 21 Centre Street, Concord. The Women's Foundation invests in equality and opportunity for women and girls and provides grants to nonprofit organizations in all regions of New Hampshire. This lunch is an opportunity to meet some of the Foundation's grantees and learn more about the work they do in your community serving women and girls. There will also be an update from the Women's Foundation. RSVP is not required, but your response to Devan Quinn at Devan@nhwomensfoundation.org is appreciated.

Rep. Alexis Simpson

AARP New Hampshire has rescheduled its Legislative Lunch for **Thursday, May 23rd, 2024 from 11:30 a.m. to 1:30 p.m.** at the State House Cafeteria. Lunch will feature a variety of sandwiches, salad, chips, cookies, and beverages along with vegetarian options to choose from. Lawmakers will have an opportunity to meet AARP NH volunteers who are advocates for supporting family caregivers, protecting consumers against fraud, battling rising prescription drug costs, and more. AARP NH is excited to talk with lawmakers about these issues and understand how we can work together moving forward. Please RSVP or note any dietary restrictions to Mike Padmore at mpadmore@aarp.org.

Rep. Jason Osborne and Matthew Wilhelm

Associated Builders and Contractors (ABC) is a national construction industry trade association representing more than 23,000 members. Founded on the merit shop philosophy, ABC and its 68 Chapters help members develop people, win work, and deliver that work safely, ethically and profitably for the betterment of the communities in which ABC and its members work. Please join local contractors on the State House Plaza on **Thursday, May 23, 2024, from 11:00 a.m. to 2:00 p.m.** for hands on demonstrations of the trades, craft training, safety equipment and technology used every day to literally build New Hampshire. Lunch will be served!

Rep. Jason Osborne

Join us for the 17th Annual Belknap County Republican Committee's GOP Victory 2024 Sunset Dinner Cruise on Lake Winnepesaukee aboard the M/S Mount Washington. Cruise departs from the Weirs Beach / Laconia Port at 6:00 p.m. on **Friday, May 31st** returning to port at 9:00 p.m. Note: boarding and dinner begins at **5:30 p.m.** SiriusXM Patriot Radio Talk Show Host and Fox News contributor David Webb will once again serve as our emcee! Dance and entertainment on two decks silent auctions • 50/50 raffle lottery ticket raffle and dinner buffet: chef-carved prime rib of beef, lemon pepper baked haddock, and strawberry shortcake for dessert. Tickets are \$75/person and are available on-line at www.belknapcountygop.org or from any Belknap County Committee Member

Rep. Harry Bean

AMENDMENTS

(LISTED IN NUMERICAL ORDER)

Amendment to SB 331-A (2024-1708h)

Proposed by the Committee on Legislative Administration--c

Amend the bill by replacing all after the enacting clause with the following:

1 Joint Legislative Historical Committee; Martha Fuller Clark Portrait. The joint legislative historical committee established under RSA 17-I:1 may accept a gift of a portrait of former Senator Martha Fuller Clark and oversee the location of the hanging of the portrait at the discretion of the joint legislative historical committee.

2 American Revolution Sestercentennial Commission. All funds received by the liquor commission from commemorative bottles produced to celebrate the 250th anniversary of the American Revolution under the historical fund program in RSA 177:8 shall be deposited in the American Revolution sestercentennial trust fund established in RSA 17-S:6.

3 Joint Legislative Historical Committee; Wentworth Cheswell Portrait. The joint legislative historical committee established under RSA 17-I:1 may accept a gift of a portrait of Wentworth Cheswell and oversee the location of the hanging of the portrait at the discretion of the joint legislative historical committee.

4 Effective Date. This act shall take effect upon its passage.

2024-1708h

AMENDED ANALYSIS

This bill:

- I. Allows the joint legislative historical committee to accept a portrait of Senator Martha Fuller Clark.
- II. Directs the deposit of funds received by the liquor commission from certain commemorative bottles to the American revolution sestercentennial trust fund.
- III. Allows the joint legislative historical committee to accept a portrait of Wentworth Cheswell.

Amendment to SB 357 (2024-1696h)

Proposed by the Committee on Health, Human Services and Elderly Affairs--c

Amend the bill by replacing section 1 with the following:

1 Use of Cannabis for Therapeutic Purposes; Definition of Provider. Amend RSA 126-X:1, VII(a)(3) and (4) to read as follows:

(3) A physician, ***physician assistant***, or advanced practice registered nurse licensed to prescribe drugs to humans under the relevant state licensing laws in Maine, Massachusetts, or Vermont and who possesses an active registration from the United States Drug Enforcement Administration to prescribe controlled substances and who is primarily responsible for the patient's care related to his or her qualifying medical condition; ~~or~~

(4) A physician assistant licensed pursuant to RSA 328-D and who possesses an active registration from the United States Drug Enforcement Administration to prescribe controlled substances~~, with the express consent of the supervising physician.]; or~~

(5) Any other New Hampshire provider who is licensed to prescribe drugs to humans and who possesses an active registration from the United States Drug Enforcement Administration to prescribe controlled substances and who is responsible for the patient's care related to his or her qualifying medical condition.

2024-1696h

AMENDED ANALYSIS

This bill expands the definition of provider under the therapeutic cannabis program to include a provider licensed to prescribe medication and who is responsible for the patient's care related to his or her qualifying medical condition. The bill also requires, for issuance of a registry identification card to a minor, certification from 2 providers, one of whom shall provide pediatric care.

**Amendment to SB 383-FN
(2024-1520h)**

Proposed by the Majority of the Committee on Municipal and County Government-r

Amend RSA 32:5-d, I as inserted by section 2 of the bill by replacing it with the following:

I. In a school district that has adopted this section, the total amount raised and appropriated for the fiscal year, including the operating budget and all other warrant articles with a tax impact, as shown on the budget certified by the school board or the budget committee and posted with the warrant for the annual meeting pursuant to RSA 32:5, shall not exceed the current per pupil cost times the average daily membership in residence (ADMR) of the school district as of October 1 of the year immediately preceding the proposed budget year as reported to the department of education times (1+ IF), where IF is an amount for an annual increase for inflation. The first year after the budget cap is adopted, the current per pupil cost shall be the adopted per pupil cost. In subsequent years, the current per pupil cost shall be the previous year's current per pupil cost times (1+IFP), where IFP is the previous year's IF.

**Amendment to SB 413-FN
(2024-1678h)**

Proposed by the Committee on Judiciary-r

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

AN ACT relative to civil actions for PFAS contamination and relative to the termination of tenancy at the expiration of the tenancy or lease term.

Amend the bill by inserting after section 7 the following and renumbering the original section 8 to read as 9: 8 New Subparagraph; Termination of Tenancy; Expiration of Term. Amend RSA 540:2, II by inserting after subparagraph (g) the following new subparagraph:

(h) For a lease or tenancy the original term of which is 6 months or longer, or for a lease or tenancy the term of which is less than 6 months, but which has been renewed for a total period of 6 months or longer, the expiration of the term of the lease or tenancy, provided that the landlord has provided the tenant with written notice at least 30 days in advance of the termination date of the lease term that the lease will not be renewed and that the tenant must vacate the rental property at the end of the lease term.

2024-1678h

AMENDED ANALYSIS

This bill creates a civil action for certain PFAS contamination.

This bill also adds the expiration of the term of the lease or tenancy if over 6 months as grounds for an eviction.

**Amendment to SB 422
(2024-1697h)**

Proposed by the Committee on Judiciary-r

Amend the bill by replacing all after the enacting clause with the following:

1 Definitions; Changed Reference. Amend RSA 5-C:1, XVIII to read as follows:

XVIII. "Legitimation" means the legal process of establishing the ~~[paternity]~~ ***parentage*** of a child born out of wedlock or whose ~~[paternity]~~ ***parentage*** is being disputed pursuant to RSA 5-C:24 and RSA 460:29.

2 New Paragraph; Definitions. Amend RSA 5-C:1 by inserting after paragraph XXVI the following new paragraph:

XXVI-a. "Non-birth parent" means the genetic parent of a child or the intended parent of a child born through assisted reproduction regardless of genetic connection. A non-birth parent shall not mean a gamete donor.

3 Definitions; Changed Reference. Amend RSA 5-C:1, XXXV to read as follows:

XXXV. "3-party affidavit of [~~paternity~~] **parentage**" means the voluntary acknowledgment of [~~fatherhood~~] **parentage** signed by: (1) the [~~natural~~] father **or other non-birth parent**, (2) the mother, and (3) the mother's [~~husband~~] **spouse** who is not the father **or other genetic or intended parent**, but was the mother's [~~husband~~] **spouse** at the time of conception, during the pregnancy, or at the time of the child's birth.

4 Disclosure of Information From Vital Records; Changed Reference. Amend RSA 5-C:9, VII to read as follows:

VII. Disclosure of voluntary acknowledgments and adjudication of [~~paternity~~] **parentage** by judicial or administrative processes shall be released for the purposes of the state case registry pursuant to RSA 161-B:7.

5 Completion of Birth Worksheet for Hospital or Institutional Births; Changed Reference. Amend RSA 5-C:19 to read as follows:

5-C:19 Completion of Birth Worksheet for Hospital or Institutional Births.

I. A hospital, institution, birthing center, attendant, or parent shall file with the division a birth record for each live birth which occurs in the state of New Hampshire.

II. In the case of a hospital or institution live birth, a completed birth worksheet shall include the following, provided by personnel as indicated:

(a) The hospital or institution birth registrar or designee shall provide:

(1) Information regarding the child, including name, date and time of birth, and sex.

(2) Information regarding the facility, including name, street address, city or town, and county.

(3) Information regarding the mother including:

(A) Current name and maiden name.

(B) Date of birth and birthplace.

(C) City or town, county, and state of residence.

(D) Residential address and complete mailing address if different from the residential address, or, if the same as the residential address, her zip code only.

(E) Social security number.

(F) Usual occupation and the business or industry in which employed.

(G) Race.

(H) Level of education.

(I) Whether she was married at the time of the birth of child, or conception of child, or any time

between.

(4) Information regarding the father **or other non-birth parent** including:

(A) Name.

(B) Date of birth and birthplace.

(C) City or town, county, and state of residence.

(D) Residential address and complete mailing address if different from the residential address, or, if the same as the residential address, [~~his~~] zip code only.

(E) Social security number.

(F) Usual occupation and the business or industry in which employed.

(G) Race.

(H) Level of education.

(5) The method of payment for prenatal care and for delivery.

(6) Statistical information from the **birth** mother, medical reports, and her physician regarding the **birth** mother and child including:

(A) Number of live births, not including this child, now living and now dead.

(B) Date of the last live birth.

(C) Other terminations of pregnancy, any time after conception.

(D) Date of the last other termination of pregnancy.

(E) Date last normal menses began.

(F) Month that prenatal care began.

(G) Total number of prenatal visits.

(H) Birth weight of the child.

(I) Clinical estimation of gestation in weeks.

(J) Plurality of the child, including but not limited to single, twin, or triplet.

(K) Birth order of the child.

(L) The Apgar score, which is an evaluation of a newborn infant's physical status, at one minute and at 5 minutes.

(7) If the **birth** mother is transferred to another facility before or after giving birth, transfer information for the **birth** mother and child including:

(A) Whether the **birth** mother was transferred prior to delivery or after delivery.

(B) Whether the infant was transferred after delivery.

(C) Whether the child was living or dead at the time of the report.

(8) Information regarding the medical aspects of the pregnancy including:

(A) Any medical risk factors for the pregnancy.

(B) Any other risk factors for the pregnancy.

(C) Any obstetric procedures performed during the course of the pregnancy.

(D) Any complications of labor and delivery.

(E) The method of delivery.

(F) Any abnormal conditions of the newborn.

(G) Any congenital anomalies of the child.

(9) Indication from one parent whether the division shall be authorized to provide the Social Security Administration with data from the birth record in order for the Social Security Administration to issue a social security number.

(10) Indication from one parent whether the division shall be authorized to release birth record information to the New Hampshire immunization registry.

(11) Signature of the individual who interviewed the parent or other informant certifying that the information has been recorded exactly as given by the parent or other informant or has been taken from medical records.

(b) A parent or other informant shall provide his or her signature certifying that the information supplied is a true and correct representation of the facts to the best of his or her knowledge; the date signed; and the informant's relationship to the child.

III. A physician member of the institution's obstetrics team or service, the chief of obstetrics, the chief of the medical staff or the hospital administrator shall, within 72 hours of the birth, certify that the child was born alive at the place and time and the date stated by providing:

(a) His or her signature as certifier.

(b) The date signed.

(c) His or her name and title.

(d) The name and title of the attendant if other than the certifier.

(e) The attendant's mailing address.

IV. The birth worksheet shall not be signed by a parent or informant until the child has been given a name or the mother is being discharged from the hospital, whichever is sooner.

V. When both a physician and a nurse midwife are present at a hospital birth, the physician shall sign the birth worksheet and be named as the certifier, and the name of the nurse midwife shall be entered as the attendant at birth.

VI. When a physician is not present and a nurse midwife is present at a hospital birth, the nurse midwife shall sign the birth worksheet and be named as the certifier.

VII. Any item of information not obtainable shall be indicated as: "not known" when the information is not known; "not available" when the information is known, but not immediately available; or "refused to provide" when the parent or informant refuses to provide the information.

VIII. In the case of an ~~unwed~~ **unmarried** mother, unless an affidavit of ~~paternity~~ **parentage** has been executed, the notation "not stated" shall be entered in the spaces provided for information concerning the father **or other non-birth parent**.

IX. When a child is born in a moving conveyance, the city or town of birth shall be that city or town where the child was first removed from said conveyance.

X. When a married mother refuses to give information concerning her husband **as father or other spouse as non-birth parent** of the child, the hospital shall enter "not stated" on the birth record for all information pertaining to the father **or other non-birth parent** of the child.

XI. For a birth which occurred in a hospital or institution, the hospital or institution birth registrar or designee shall initially record information for the birth record on the birth worksheet and permanently retain the birth worksheet in the **birth** mother's medical record files at the hospital.

6 Completion of the Birth Worksheet for Non-Hospital Births; Changed Reference. Amend RSA 5-C:20 to read as follows:

5-C:20 Completion of the Birth Worksheet for Non-Hospital Births.

I. If a child is born in New Hampshire at home or some place other than a facility that regularly prepares birth records and is brought to a New Hampshire hospital or birthing center with the **birth** mother

within 24 hours of birth, the hospital or birthing center shall complete the birth record in accordance with RSA 5-C:19 except that the place of birth shall be entered as the city or town of the actual birth; the physician who attends the **birth** mother in the hospital shall be entered as the physician who attended the **birth** mother in the hospital or birthing center; and the certifying physician signature section shall be signed by the physician who attended the **birth** mother in the facility.

II. Birthing centers shall complete birth records for children born in their facilities in accordance with the reporting requirements for hospital and institution live births as provided in RSA 5-C:19.

III. In the case of a home birth, the record shall be completed as follows:

(a) If attended by a physician, midwife, or nurse midwife, then the physician, midwife or nurse midwife shall report the birth of the child to the division or to the registrar in the town where the birth occurred within one week of the birth. The physician, midwife or nurse midwife shall, within 2 weeks of the birth, complete the birth worksheet by completing the medical and statistical sections in accordance with RSA 5-C:19 by entering his or her name and title as the attendant; by signing the worksheet as the attendant; by providing his or her mailing address; and, by giving the signed worksheet to the parent to bring to the clerk of the town or city where the birth occurred. The clerk of the town or city shall report to the division by the next working day any home birth that takes place within his or her jurisdiction if such an occurrence is brought to his or her attention and, the division shall notify the appropriate clerk of the town or city of any home birth reported directly to the division.

(b) If a home birth is not attended by a physician or midwife, then the parent shall report the birth of the child to the division or to the registrar in the town where the birth occurred within one week of the birth. The clerk of the town or city shall report to the division by the next working day any home birth that takes place within his or her jurisdiction if such an occurrence is brought to his or her attention. The division shall notify the appropriate clerk of the town or city of any home birth reported directly to the division. Upon notice of a home birth, the clerk of the town or city shall prepare the birth worksheet completing as many items as possible, including the name and address of a birth attendant if a parent, friend, ambulance attendant, or other person attended the birth; sign the birth worksheet as certifier; and, if any of the original information on the worksheet was changed by a parent before presentation to the clerk of the town or city, the parent shall initial such changes and note the reason for the change in the margin of the birth worksheet. When a home birth occurs in the state of New Hampshire and the **birth** mother is taken with her child to a hospital outside the state, such a birth shall be registered by the division notifying the appropriate clerk of the town or city of any home birth reported directly to the division.

IV. If a birth occurs in an unincorporated town or a geographical area where there is no clerk of the town, the birth record shall be filed with the nearest clerk of a town or city or the state registrar. The actual place of birth shall be shown on the birth record along with a notation stating why the birth record was filed in a city or town other than that of the birth occurrence.

V. In the case where the mother has refused to provide the name of her [husband] **spouse**, and at a later date she provides the name of her [husband] **spouse** to the clerk of the town or city or the division, the mother shall also provide to the clerk of the town or city the documentation necessary to process a correction to the birth record pursuant to RSA 5-C:85. When reviewed pursuant to RSA 5-C:85, the clerk of the town or city shall add the name of the [husband] **spouse** to the birth record.

VI. Whenever the marital status on the birth record is disputed by the mother, she shall provide to the division a medical opinion in writing concerning the estimated date of conception in relation to the date of the divorce and a certified copy of the divorce decree to establish the exact date of divorce. The state registrar shall review the information provided and make the determination of marital status for the birth record. If the mother disputes the determination of the state registrar, the mother may request an administrative hearing within 30 days of the registrar's decision.

7 Distribution of the Birth Record; Changed Reference. Amend RSA 5-C:21 to read as follows:

5-C:21 Distribution of the Birth Record.

I. The hospital or institution birth registrar shall forward a completed birth record to the division and clerk of the town or city no later than 6 days from the date of birth and provide to the parents upon discharge from the hospital or institution an exact copy of the information that will appear on the official birth record of the newborn child. If the **birth** mother has signed release papers for adoption, the hospital or institution birth registrar shall make the notation "Adoption Pending" on the face of the parent's notice and forward the parent notice to the division instead of giving it to the **birth** mother.

II. Hospital and institution birth registrars shall not issue any document resembling a birth certificate or which appears to be an official birth record.

III. The clerk of the town or city where the birth occurred shall review the information on the parent notice presented by the parent, and, if the information is confirmed by the parent, the clerk shall issue a certified copy of the birth certificate to the parent after receipt of payment pursuant to RSA 5-C:10. If the parent states that the information is incorrect, the clerk shall follow the correction procedures in RSA 5-C:85. In the

case of a home birth, the clerk shall forward a copy of the completed birth record with the birth worksheet to the division within 2 business days of its completion; mail the parent notice to the parent or personally present it to the parent; and exchange the parent notice for a certified copy after payment of the fee required by RSA 5-C:10.

IV. The division shall provide the following to the city or town of residence of the mother:

- (a) The child's name.
- (b) The child's date of birth.
- (c) The child's place of birth.
- (d) The father **or other non-birth** parent's name.
- (e) The mother's name.
- (f) The state file number, which is a unique, sequential identifying number assigned by the division.

V. If corrections of misspellings or typographical errors are required, the clerk of the city or town where the birth occurred shall forward a notice of changes to the division and issue a certified copy of the birth record, as amended, to the parents.

8 Legitimation of Child Form; Changed Reference. Amend RSA 5-C:22 as follows:

5-C:22 Legitimation of Child Form.

I. Unless the legitimation is by court order, each parent shall complete a legitimation of child form with the following:

(a) Information regarding the child, the mother, and the natural father **or other non-birth parent**, including: the name of the child as originally recorded; date and place of birth; maiden name of the mother; the mother's social security number; the mother's city or town of residence; full name of the child, full name of the natural father **or other non-birth parent**; date of birth of the natural father **or other non-birth parent**; state or foreign country of birth of the natural father **or other non-birth parent**; the natural father's **or other non-birth parent's** social security number; and current mailing address of the parents.

(b) The signature of the natural father **or other non-birth parent** and the mother.

(c) The city or town and county where the affidavit was signed.

(d) The signature of the notary public or justice of the peace with the expiration date of commission, the date signed, and sealed if applicable.

(e) Indication as to whether the certificate of marriage was presented to the clerk of the town or city.

(f) The date received by the clerk of the town or city.

(g) The date the new record was made.

(h) The signature and city or town of the clerk.

II. When the mother or natural father **or other non-birth parent** or both are under the age of 18, each signature shall be accompanied by the notarized signature of a parent or guardian unless the legitimation is by court order.

9 Birth Record Following Legitimation; Changed Reference. Amend RSA 5-C:23 as follows:

5-C:23 Birth Record Following Legitimation.

I. An application for filing an amended birth record in the case of a legitimation shall be made by a parent on a legitimation of child form pursuant to RSA 5-C:22 and submitted to the clerk of the city or town where the birth occurred.

II. Upon receipt of a legitimation of child form and a certified copy of the parent's marriage record, or in accordance with procedures outlined in RSA 457:42 and RSA 460:29, the clerk of the city or town where the birth occurred shall prepare an amended birth record.

III. The following procedures shall be followed if a legitimation case is settled by the court pursuant to RSA 460:29:

(a) A certified copy of the court order shall be presented by the parents to the clerk of the city or town where the birth occurred.

(b) The legitimation form shall be prepared pursuant to RSA 5-C:22 and filed by the clerk of the city or town with a notation on the form indicating that the court order has been the basis of the action under RSA 460:29.

(c) The birth record shall then be processed as specified in RSA 5-C:87, and amended by adding information to the record concerning the father **or other non-birth parent**.

IV. The clerk of the city or town shall prepare the amended birth record in accordance with RSA 5-C:89, adding the information concerning the father **or other non-birth parent**.

V. The court order and the legitimation of child form shall be retained permanently by the clerk of the city or town on the form appropriate for the year of birth pursuant to RSA 5-C:86.

10 Affidavit of Paternity; Changed Reference. Amend RSA 5-C:24 to read as follows:

5-C:24 Affidavit of [Paternity] **Parentage**.

I. In the case of a child born in the state of New Hampshire whose [paternity] **parentage** has not been established by means of an affidavit of [paternity] **parentage**, the mother, [or the] natural father, **or other non-birth parent** may initiate a request for an acknowledgment of [paternity] **parentage**.

II. The affidavit of [paternity] **parentage** shall be completed and filed in accordance with RSA 5-C:25. ***A genetic parent or a person who is a parent pursuant to RSA 168-B:2, II, without the assistance of a gestational carrier (as gestational carrier arrangements are governed by RSA 168-B:12), married or unmarried, may establish parentage by signing an affidavit of parentage.***

III. A hospital shall attempt to have the affidavit of [paternity] **parentage** completed in the hospital, but if an affidavit is not completed before the birth record is sent to the division and the [paternity] **parentage** is not yet established, then the phrase “not stated” shall be inserted for the father’s ***or other non-birth parent’s*** name.

IV. If the affidavit of [paternity] **parentage** is not completed in the hospital, the mother and natural father ***or other non-birth parent*** shall contact the clerk of the town or city to execute the affidavit of [paternity] **parentage**.

V. The natural father’s ***or other non-birth parent’s*** name, date of birth, and state of birth shall be added to the birth record by the clerk of the town or city upon the registrar’s receipt of a sworn, notarized affidavit of [paternity] **parentage**.

VI. A copy of the completed affidavit of [paternity] **parentage** shall be forwarded by the hospital to the department of health and human services, division of child support services and the original to the division.

VII. If the mother or natural father ***or other non-birth parent*** is not of legal age, then each signature on the affidavit of [paternity] **parentage** form of a person under the age of 18 shall be accompanied by the signature of his or her parent or legal guardian.

VIII. When an affidavit of [paternity] **parentage** is executed after the death of a child, a notation shall be made on the affidavit indicating that the child is deceased and that the changes authorized on the birth record are also applicable to the death record.

IX. When the married mother of a child born in a hospital indicates that her [husband] ***spouse*** is not the natural father ***or other non-birth parent*** of the child, but because of time constraints a 3-party affidavit of [paternity] **parentage** cannot be executed before she leaves the hospital, the surname of the child shall be any name chosen by the mother and the hospital shall enter “not stated” on the birth record for all information pertaining to the father ***or other non-birth parent*** of the child. The mother, natural father ***or other non-birth parent***, and [husband] ***spouse*** shall subsequently sign a 3-party affidavit of [paternity] **parentage** form, with each signature notarized, and submit it to the clerk of the city or town where the birth occurred. Upon receipt of the signed and notarized 3-party affidavit of [paternity] **parentage**, the clerk shall create a new birth record for the child, reflecting the new name of the child as well as the natural father’s ***or other non-birth parent’s*** information. The natural father ***or other non-birth parent*** may sign the affidavit before the birth of the child has occurred, but the mother’s signature shall not be affixed to the affidavit form until after the birth of the child.

X. When an [unwed] ***unmarried*** mother applies to the clerk of a town or city wishing to add the name of a father ***or other non-birth parent*** to [her] ***the*** child’s birth record the following shall apply: the affidavit of [paternity] **parentage** shall be executed prior to the child’s 18th birthday; the natural father ***or other non-birth parent*** to be named shall personally sign the affidavit; if signed separately, each signature shall be separately notarized; in those cases where the alleged natural father ***or other non-birth parent*** is deceased, the mother shall present [her] ***the*** request in the form of petition to a court of competent jurisdiction; and, if the court approves the request, the resulting court order shall be processed by the clerk of the town or city in the same manner as a court determination of [paternity] **parentage** and in accordance with RSA 5-C:26.

XI. Once the surname of the child has been established through an executed affidavit of [paternity] **parentage**, any subsequent change shall be made upon receipt of a certified copy of a legal change of name issued by a court of competent jurisdiction.

11 Informational Requirements for an Affidavit of Paternity; Changed Reference. Amend RSA 5-C:25 as follows:

5-C:25 Informational Requirements for an Affidavit of [Paternity] **Parentage**.

I. Parents shall include the following information when completing an affidavit of [paternity] **parentage**:

(a) Information about the child including: the child’s first, middle, and last names; the child’s city or town and state of birth; the child’s date of birth; the child’s name as it appears on the birth record; the child’s social security number, if known; whether the child is living; and, the child’s date and place of death, if applicable.

(b) Information about, and signature of, the child’s natural father ***or other non-birth parent***, including: the natural father’s ***or other non-birth parent’s*** full name and date of birth; the natural father’s ***or other non-birth parent’s*** state of birth; the natural father’s ***or other non-birth parent’s*** social security number; the natural father’s ***or other non-birth parent’s*** address; and, the natural father’s ***or other non-birth parent’s*** signature and date signed, unless the natural father’s ***or other non-birth parent*** is a minor in which case [his] ***that person’s*** parent or guardian’s signature shall be obtained and the date signed.

(c) Information about, and signature of, the child's mother, including: the mother's maiden name; the mother's social security number; mother's address; if the mother is a minor, her parent or guardian's signature; and, the mother's signature and date signed, unless the mother is a minor, in which case her parent or guardian's signature shall be obtained and the date signed.

(d) When the mother's husband **or other non-birth parent** agrees that he **or she** is not the child's natural father **or other non-birth parent**, the following information, and signature of, the mother's [husband] **spouse**, including: the [husband's] **spouse's** name; the [husband's] **spouse's** social security number; the [husband's] **spouse's** address; and the [husband's] **spouse's** signature and date signed, unless the [husband] **spouse** is a minor in which case his parent or guardian's signature shall be obtained and the date signed.

(e) The signatures of the child's natural father **or other non-birth parent**, mother, and, if he **or she is** not the child's natural father **or other non-birth parent, the spouse**, shall be notarized and shall include the date signed and the date the notary's commission expires.

(f) Certification of hospital or birthing center, including the name and signature of the preparer and date signed, and the name and the address of the hospital or birthing facility.

II. In the case of a home birth, the midwife or attendant shall refer the mother to the clerk of the town or city to complete the affidavit of [paternity] **parentage**.

12 Birth Record Following Paternity Determination; Changed Reference. Amend RSA 5-C:26 to read as follows:

5-C:26 Preparation of New Birth Record Following [Paternity] **Parentage** Determination.

I. Upon receipt of a certified copy of a court order regarding the [paternity] **parentage** of a child born in New Hampshire, the clerk of the city or town where the birth occurred shall prepare a new birth record.

II. Acceptable documentation for preparing a new birth record shall include a certified court order that clearly states that the birth record shall be changed to reflect [paternity] **parentage** or a photocopy of that court order and a letter from the division of child support services indicating that a [paternity] **parentage** hearing has been initiated by that division.

III. The clerk of the town or city shall prepare the new birth record, retain its originally assigned file number, send the copy marked "state" to the division; and retain the copy marked "clerk."

IV. Upon receipt of the completed affidavit of [paternity] **parentage** by the clerk of the city or town, the information concerning the father **or other non-birth parent** shall be added to the birth record, or in the case of an affidavit of [paternity] **parentage** submitted after the filing of the birth record, a new record shall be completed by the clerk of the town or city and forwarded to the division in accordance with this section and RSA 5-C:21.

V. The surname of the child shall be recorded as shown on the affidavit of [paternity] **parentage** and in accordance with RSA 5-C:24. If the mother is [unwed] **unmarried**, the surname given to the child shall be any name chosen by the [mother and father] **mother and natural father or other non-birth parent**. If the mother is married and a 3-party affidavit of [paternity] **parentage** is being utilized, the surname of the child shall be any name chosen by the mother.

13 Rescission of Paternity Form; Changed Reference. Amend RSA 5-C:27 to read as follows:
RSA 5-C:27 Rescission of [Paternity] **Parentage** Form.

I. A parent or legal guardian who is a signatory to the affidavit of [paternity] **parentage** shall provide information to complete a rescission of [paternity] **parentage** form as follows:

(a) Information about the child, including the child's first, middle, and last names as they appear on the birth record, the child's date of birth, the city or town of birth, the child's social security number, if known, and the child's sex.

(b) Information about the child's [father and mother] **parents**, and the mother's husband **or other spouse** if a 3-party affidavit of [paternity] **parentage** was completed, including the father's **or other non-birth parent's** full name, the father's **or other non-birth parent's** date of birth, the father's **or other non-birth parent's** mailing address, the mother's full name, the mother's mailing address, whether a completed 3-party affidavit of [paternity] **parentage** was submitted and, if a 3-party affidavit was filed, the [husband's] **spouse's** full name and mailing address.

(c) The rescinder's signature and date.

II. The form shall be attested to by a notary public or justice of the peace. The city or town clerk shall sign and date the form.

14 Rescission of Paternity Procedures; Changed Reference. Amend RSA 5-C:28 to read as follows:
5-C:28 Rescission of [Paternity] **Parentage** Procedures.

I. A parent or legal guardian may request to rescind an affidavit of [paternity] **parentage** from the clerk of the city or town where the birth occurred within 60 days of the filing of an affidavit of [paternity] **parentage** unless an administrative or judicial proceeding related to the child results in an earlier date.

II. Once the completed rescission of [paternity] **parentage** form is filed, the clerk of the town or city shall remove the name of the father **or other non-birth parent** from the birth record and insert "not stated"

in the space provided for the father's *or other non-birth parent's* name or, if the original birth record was filed prior to the completion of an affidavit of [paternity] *parentage*, change the child's name on the birth record back to the name stated on the original record before the affidavit of [paternity] *parentage* was filed.

III. After the 60-day rescission period has passed, any challenge to the affidavit shall be decided only by a court of competent jurisdiction.

IV. The fee for changing the birth record due to a rescission of [paternity] *parentage* shall be in accordance with RSA 5-C:10.

V. The clerk of the city or town where the birth occurred shall distribute the rescission of [paternity] *parentage* to the mother; the father *or other non-birth parent* named on the affidavit of [paternity] *parentage*; the parent or legal guardian of minor signatory as stated on the affidavit of [paternity] *parentage*; the division; the department of health and human services; the [husband] *spouse*, if a 3-party affidavit of [paternity] *parentage* was completed; and, the hospital that was the originator of the affidavit of [paternity] *parentage*, if applicable.

15 Surrogate Mother; Changed Reference. RSA 5-C:29 is repealed and reenacted to read as follows:
5-C:29 Gestational Carrier.

When a child is born to a gestational carrier as defined in RSA 168-B:1, IX, if there is a parentage order issued prior to birth, the birth record shall list parentage as reflected in the order. If a parentage order is issued post birth, the birth record shall list parentage consistent with the order as either an original birth record or as an amended birth record as requested by the party or parties.

16 Birth Resulting from Artificial Insemination; Changed Reference. Amend RSA 5-C:30 to read as follows:
5-C:30 Birth Resulting from Artificial Insemination.

I. When it is known that the birth of a child is the result of artificial insemination *as defined in RSA 168-B:1* of sperm from a person who is not the mother's [husband] *spouse*, [~~the male~~] *parentage* shall be indicated on the birth record as follows:

(a) If the mother is married, the [husband's] *spouse's* name shall be listed as the [father] *parent* of the child.

(b) If the mother is [unwed] *unmarried*, an affidavit of [paternity] *parentage* [shall] *may* be executed [~~when the donor of the sperm can be identified and is willing to be identified on the birth record or, otherwise, the phrase "not stated" shall be entered for the father's name~~] *by the intended parents as defined in RSA 168-B*.

II. In the case where the birth of a child is the result of artificial insemination of a [~~surrogate mother~~] *person acting as a gestational carrier*, the preparation of the birth record shall be governed by the procedures in RSA 5-C:29.

17 Initiation of the Death Record; Changed Reference. Amend RSA 5-C:63, XI to read as follows:

XI. In the case of an infant death when the child is less than one year of age and the mother is not married, the name of the father *or other non-birth parent* shall not be provided unless the father's *or other non-birth parent's* name appears on the birth record or an affidavit of [paternity] *parentage* has been executed relating to both the birth and death certificate of the child. The name of the child on the death record shall be the same as the name of the child as shown on the child's birth record.

18 Fetal Death Paternity Affidavit; Changed Reference. Amend RSA 5-C:76 to read as follows:
5-C:76 Fetal Death [Paternity] *Parentage* Affidavit.

The information and signature requirements for a fetal death [paternity] *parentage* affidavit shall be as follows: the father's *or other non-birth parent's* full name; the father's *or other non-birth parent's* city or town, county, and state of residence; the father's *or other non-birth parent's* date of birth; the father's *or other non-birth parent's* social security number; the date and place of delivery of the fetus; the mother's full maiden name; mother's social security number; the mother's resident address; the name of the fetus if it appears on the report of fetal death; [~~the father's~~] *both parents'* signature and the date signed; [~~the mother's signature and the date signed;~~] the mother's [husband's] *spouse's* signature in the case where the child's father *or other non-birth parent* is not the mother's [husband] *spouse*; the signature of a parent or guardian if the natural father *or other non-birth parent*, the mother, or the mother's [husband] *spouse* is not of legal age, and the date signed; and the signature and seal of a notary public or justice of the peace and the date signed.

19 Procedures for Completion of the Fetal Death Paternity Affidavit; Changed Reference. Amend RSA 5-C:77 to read as follows:

5-C:77 Procedures for Completion of the Fetal Death [Paternity] *Parentage* Affidavit.

The name and information concerning the father *or other non-birth parent* shall be included in the report of fetal death for a child delivered out of wedlock in the state of New Hampshire upon receipt of a sworn affidavit of [paternity] *parentage* signed by both parents as described in RSA 5-C:76. The hospital or institution's designated staff shall prepare the fetal death [paternity] *parentage* affidavit and attach it to the report of fetal death that is forwarded to the division. Upon receipt of the fetal death [paternity] *parentage* affidavit, the information concerning the father *or other non-birth parent* shall be added

by the division to the report of fetal death. The fetal death [paternity] **parentage** affidavit form shall be retained by the division with the report of fetal death in accordance with the record retention schedule listed in RSA 5-C:96.

20 Retention Schedule for Forms and Other Documents; Changed Reference. Amend RSA 5-C:96 to read as follows:

5-C:96 Retention Schedule for Forms and Other Documents.

I. "Vital event record," for the purpose of the retention schedule established in this section, means all of the following records:

(a) All birth records and any related documents used in the preparation of new records, including completed affidavits of [paternity] **parentage** legitimation forms, court-ordered [paternity] **parentage** decisions, court-authorized decisions related to change of gender, and all records relating to adoptions.

(b) All death records, including changes affecting medical certification, submitted by the physician, APRN, or physician assistant to either the clerk of the town or city or the division.

(c) All marriage records, including any documents and related material used in the process of voiding any marriage certificate.

(d) Divorce, civil annulment, and legal separation records that are on file at the division.

II. For the purpose of preservation of facts in relation to births, marriages, deaths, and divorces, vital event records shall be retained by the city or town clerks and hospitals as follows:

(a) Application forms used to apply for certified copies: retained for one year.

(b) Marriage application worksheet when the clerk of the town or city has received the license from the officiant: retained for one year.

(c) Marriage application worksheet when the marriage license has not been returned by the officiant or it has been determined that the marriage had never taken place: retained for 50 years.

(d) Birth worksheet, hospital birth: retained permanently.

(e) Birth worksheet, home birth: retained permanently.

(f) In-state burial permit: retained for 6 years.

(g) Out-of-state burial permit: retained for 10 years.

(h) Disinterment and reinterment permit; in-state disposition: retained for 6 years.

(i) Disinterment and reinterment permit; out-of-state disposition: retained for 10 years.

(j) Medical examiner's cremation certificate: retained for 6 years.

(k) Amendment or correction form: retained permanently.

(l) Clerk of the town or city's copy of marriage certificate: retained permanently.

(m) Fetal death report: retained permanently.

(n) Funeral director receipt: retained for one year.

(o) Vital event records, including birth, marriages, and deaths, not specifically listed in this paragraph: retained permanently.

21 Handling of Special Records; Changed Reference. Amend RSA 5-C:107, II to read as follows:

II. Access to non-certified copies of records involving [paternity] **parentage** judgments, affidavits of [paternity] **parentage**, legitimation, and change of sex which require the preparation of a new birth certificate shall be handled as provided by this paragraph. Any New Hampshire state agency shall be granted access when a specific legal authority is presented. The registrant and parents, legal guardians, or legal representatives of the registrant shall have access to the record, and any order from a court of competent jurisdiction requesting access shall be honored. To indicate that the document is a non-certified copy, a copy of the document shall be marked "informational copy only."

22 New Paragraph; Parent-Child Relationship. Amend RSA 168-B:2 by inserting after paragraph VII the following new paragraph:

VIII. Any person who is a parent pursuant to RSA 168-B:2, II, without the assistance of a gestational carrier (gestational carrier arrangements are governed by RSA 168-B:12), married or unmarried, may establish parentage by signing an affidavit of parentage pursuant to RSA 5-C:24.

23 Special Rules of Evidence and Procedure; Changed Reference. Amend RSA 546-B:27, X to read as follows:

X. A voluntary acknowledgment of [paternity] **parentage**, certified as a true copy, is admissible to establish parentage of the child.

24 Inheritance of Children Born of Unwed Parents; Changed Reference. Amend RSA 561:4 to read as follows:

561:4 Inheritance of Children Born of Unwed Parents.

I. A child born of unwed parents shall inherit from or through his mother as if born in lawful wedlock. The estate of a person born of unwed parents dying intestate and leaving no issue, nor ~~[husband, nor wife]~~ **spouse** shall descend to the mother, and, if the mother is dead, through the line of the mother as if the person so dying were born in lawful wedlock.

II. A child born of unwed parents shall inherit from or through his **or her** father **or other non-birth parent** as if born in lawful wedlock, under any of the following conditions:

- (a) Intermarriage of the parents after the birth of the child.
- (b) Acknowledgment of [paternity] **parentage** or legitimation [by the father].
- (c) A court decree adjudges the decedent to be the [father] **parent** before his *or her* death.
- (d) [Paternity] **Parentage** is established after the death of the [father] **parent** by clear and convincing evidence.

(e) The decedent had adopted the child.

25 Effective Date. This act shall take effect on July 1, 2025.

2024-1697h

AMENDED ANALYSIS

This bill changes several references and modifies language in parentage and birth records.

Amendment to SB 422

(2024-1698h)

Proposed by the Committee on Judiciary-r

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

AN ACT changing several references and modifying language in parentage and birth records, adding the expiration of the term of the lease or tenancy if over 6 months as grounds for an eviction, and repealing statutes relative to court reporters.

Amend the bill by replacing all after the enacting clause with the following:

1 Definitions; Changed Reference. Amend RSA 5-C:1, XVIII to read as follows:

XVIII. "Legitimation" means the legal process of establishing the [paternity] **parentage** of a child born out of wedlock or whose [paternity] **parentage** is being disputed pursuant to RSA 5-C:24 and RSA 460:29.

2 New Paragraph; Definitions. Amend RSA 5-C:1 by inserting after paragraph XXVI the following new paragraph:

XXVI-a. "Non-birth parent" means the genetic parent of a child or the intended parent of a child born through assisted reproduction regardless of genetic connection. A non-birth parent shall not mean a gamete donor.

3 Definitions; Changed Reference. Amend RSA 5-C:1, XXXV to read as follows:

XXXV. "3-party affidavit of [paternity] **parentage**" means the voluntary acknowledgment of [fatherhood] **parentage** signed by: (1) the [natural] father *or other non-birth parent*, (2) the mother and (3) the mother's [husband] **spouse** who is not the father *or other genetic or intended parent*, but was the mother's [husband] **spouse** at the time of conception, during the pregnancy, or at the time of the child's birth.

4 Disclosure of Information From Vital Records; Changed Reference. Amend RSA 5-C:9, VII to read as follows:

VII. Disclosure of voluntary acknowledgments and adjudication of [paternity] **parentage** by judicial or administrative processes shall be released for the purposes of the state case registry pursuant to RSA 161-B:7.

5 Completion of Birth Worksheet for Hospital or Institutional Births; Changed Reference. Amend RSA 5-C:19 to read as follows:

5-C:19 Completion of Birth Worksheet for Hospital or Institutional Births.

I. A hospital, institution, birthing center, attendant, or parent shall file with the division a birth record for each live birth which occurs in the state of New Hampshire.

II. In the case of a hospital or institution live birth, a completed birth worksheet shall include the following, provided by personnel as indicated:

(a) The hospital or institution birth registrar or designee shall provide:

(1) Information regarding the child, including name, date and time of birth, and sex.

(2) Information regarding the facility, including name, street address, city or town, and county.

(3) Information regarding the mother including:

(A) Current name and maiden name.

(B) Date of birth and birthplace.

(C) City or town, county, and state of residence.

(D) Residential address and complete mailing address if different from the residential address,

or, if the same as the residential address, her zip code only.

(E) Social security number.

(F) Usual occupation and the business or industry in which employed.

(G) Race.

(H) Level of education.

(I) Whether she was married at the time of the birth of child, or conception of child, or any time

between.

(4) Information regarding the father *or other non-birth parent* including:

(A) Name.

(B) Date of birth and birthplace.

- (C) City or town, county, and state of residence.
 - (D) Residential address and complete mailing address if different from the residential address, or, if the same as the residential address, [his] zip code only.
 - (E) Social security number.
 - (F) Usual occupation and the business or industry in which employed.
 - (G) Race.
 - (H) Level of education.
 - (5) The method of payment for prenatal care and for delivery.
 - (6) Statistical information from the **birth** mother, medical reports, and her physician regarding the **birth** mother and child including:
 - (A) Number of live births, not including this child, now living and now dead.
 - (B) Date of the last live birth.
 - (C) Other terminations of pregnancy, any time after conception.
 - (D) Date of the last other termination of pregnancy.
 - (E) Date last normal menses began.
 - (F) Month that prenatal care began.
 - (G) Total number of prenatal visits.
 - (H) Birth weight of the child.
 - (I) Clinical estimation of gestation in weeks.
 - (J) Plurality of the child, including but not limited to single, twin, or triplet.
 - (K) Birth order of the child.
 - (L) The Apgar score, which is an evaluation of a newborn infant's physical status, at one minute and at 5 minutes.
 - (7) If the **birth** mother is transferred to another facility before or after giving birth, transfer information for the **birth** mother and child including:
 - (A) Whether the **birth** mother was transferred prior to delivery or after delivery.
 - (B) Whether the infant was transferred after delivery.
 - (C) Whether the child was living or dead at the time of the report.
 - (8) Information regarding the medical aspects of the pregnancy including:
 - (A) Any medical risk factors for the pregnancy.
 - (B) Any other risk factors for the pregnancy.
 - (C) Any obstetric procedures performed during the course of the pregnancy.
 - (D) Any complications of labor and delivery.
 - (E) The method of delivery.
 - (F) Any abnormal conditions of the newborn.
 - (G) Any congenital anomalies of the child.
 - (9) Indication from one parent whether the division shall be authorized to provide the Social Security Administration with data from the birth record in order for the Social Security Administration to issue a social security number.
 - (10) Indication from one parent whether the division shall be authorized to release birth record information to the New Hampshire immunization registry.
 - (11) Signature of the individual who interviewed the parent or other informant certifying that the information has been recorded exactly as given by the parent or other informant or has been taken from medical records.
 - (b) A parent or other informant shall provide his or her signature certifying that the information supplied is a true and correct representation of the facts to the best of his or her knowledge; the date signed; and the informant's relationship to the child.
- III. A physician member of the institution's obstetrics team or service, the chief of obstetrics, the chief of the medical staff or the hospital administrator shall, within 72 hours of the birth, certify that the child was born alive at the place and time and the date stated by providing:
- (a) His or her signature as certifier.
 - (b) The date signed.
 - (c) His or her name and title.
 - (d) The name and title of the attendant if other than the certifier.
 - (e) The attendant's mailing address.
- IV. The birth worksheet shall not be signed by a parent or informant until the child has been given a name or the mother is being discharged from the hospital, whichever is sooner.
- V. When both a physician and a nurse midwife are present at a hospital birth, the physician shall sign the birth worksheet and be named as the certifier, and the name of the nurse midwife shall be entered as the attendant at birth.

VI. When a physician is not present and a nurse midwife is present at a hospital birth, the nurse midwife shall sign the birth worksheet and be named as the certifier.

VII. Any item of information not obtainable shall be indicated as: “not known” when the information is not known; “not available” when the information is known, but not immediately available; or “refused to provide” when the parent or informant refuses to provide the information.

VIII. In the case of an [unwed] **unmarried** mother, unless an affidavit of [paternity] **parentage** has been executed, the notation “not stated” shall be entered in the spaces provided for information concerning the father **or other non-birth parent**.

IX. When a child is born in a moving conveyance, the city or town of birth shall be that city or town where the child was first removed from said conveyance.

X. When a married mother refuses to give information concerning her husband **as father or other spouse as non-birth parent** of the child, the hospital shall enter “not stated” on the birth record for all information pertaining to the father **or other non-birth parent** of the child.

XI. For a birth which occurred in a hospital or institution, the hospital or institution birth registrar or designee shall initially record information for the birth record on the birth worksheet and permanently retain the birth worksheet in the **birth** mother’s medical record files at the hospital.

6 Completion of the Birth Worksheet for Non-Hospital Births; Changed Reference. Amend RSA 5-C:20 to read as follows:

5-C:20 Completion of the Birth Worksheet for Non-Hospital Births.

I. If a child is born in New Hampshire at home or some place other than a facility that regularly prepares birth records and is brought to a New Hampshire hospital or birthing center with the **birth** mother within 24 hours of birth, the hospital or birthing center shall complete the birth record in accordance with RSA 5-C:19 except that the place of birth shall be entered as the city or town of the actual birth; the physician who attends the **birth** mother in the hospital shall be entered as the physician who attended the **birth** mother in the hospital or birthing center; and the certifying physician signature section shall be signed by the physician who attended the **birth** mother in the facility.

II. Birthing centers shall complete birth records for children born in their facilities in accordance with the reporting requirements for hospital and institution live births as provided in RSA 5-C:19.

III. In the case of a home birth, the record shall be completed as follows:

(a) If attended by a physician, midwife, or nurse midwife, then the physician, midwife or nurse midwife shall report the birth of the child to the division or to the registrar in the town where the birth occurred within one week of the birth. The physician, midwife or nurse midwife shall, within 2 weeks of the birth, complete the birth worksheet by completing the medical and statistical sections in accordance with RSA 5-C:19 by entering his or her name and title as the attendant; by signing the worksheet as the attendant; by providing his or her mailing address; and, by giving the signed worksheet to the parent to bring to the clerk of the town or city where the birth occurred. The clerk of the town or city shall report to the division by the next working day any home birth that takes place within his or her jurisdiction if such an occurrence is brought to his or her attention and, the division shall notify the appropriate clerk of the town or city of any home birth reported directly to the division.

(b) If a home birth is not attended by a physician or midwife, then the parent shall report the birth of the child to the division or to the registrar in the town where the birth occurred within one week of the birth. The clerk of the town or city shall report to the division by the next working day any home birth that takes place within his or her jurisdiction if such an occurrence is brought to his or her attention. The division shall notify the appropriate clerk of the town or city of any home birth reported directly to the division. Upon notice of a home birth, the clerk of the town or city shall prepare the birth worksheet completing as many items as possible, including the name and address of a birth attendant if a parent, friend, ambulance attendant, or other person attended the birth; sign the birth worksheet as certifier; and, if any of the original information on the worksheet was changed by a parent before presentation to the clerk of the town or city, the parent shall initial such changes and note the reason for the change in the margin of the birth worksheet. When a home birth occurs in the state of New Hampshire and the **birth** mother is taken with her child to a hospital outside the state, such a birth shall be registered by the division notifying the appropriate clerk of the town or city of any home birth reported directly to the division.

IV. If a birth occurs in an unincorporated town or a geographical area where there is no clerk of the town, the birth record shall be filed with the nearest clerk of a town or city or the state registrar. The actual place of birth shall be shown on the birth record along with a notation stating why the birth record was filed in a city or town other than that of the birth occurrence.

V. In the case where the mother has refused to provide the name of her [husband] **spouse**, and at a later date she provides the name of her [husband] **spouse** to the clerk of the town or city or the division, the mother shall also provide to the clerk of the town or city the documentation necessary to process a correction to the birth record pursuant to RSA 5-C:85. When reviewed pursuant to RSA 5-C:85, the clerk of the town or city shall add the name of the [husband] **spouse** to the birth record.

VI. Whenever the marital status on the birth record is disputed by the mother, she shall provide to the division a medical opinion in writing concerning the estimated date of conception in relation to the date of the divorce and a certified copy of the divorce decree to establish the exact date of divorce. The state registrar shall review the information provided and make the determination of marital status for the birth record. If the mother disputes the determination of the state registrar, the mother may request an administrative hearing within 30 days of the registrar's decision.

7 Distribution of the Birth Record; Changed Reference. Amend RSA 5-C:21 to read as follows:

5-C:21 Distribution of the Birth Record.

I. The hospital or institution birth registrar shall forward a completed birth record to the division and clerk of the town or city no later than 6 days from the date of birth and provide to the parents upon discharge from the hospital or institution an exact copy of the information that will appear on the official birth record of the newborn child. If the **birth** mother has signed release papers for adoption, the hospital or institution birth registrar shall make the notation "Adoption Pending" on the face of the parent's notice and forward the parent notice to the division instead of giving it to the **birth** mother.

II. Hospital and institution birth registrars shall not issue any document resembling a birth certificate or which appears to be an official birth record.

III. The clerk of the town or city where the birth occurred shall review the information on the parent notice presented by the parent, and, if the information is confirmed by the parent, the clerk shall issue a certified copy of the birth certificate to the parent after receipt of payment pursuant to RSA 5-C:10. If the parent states that the information is incorrect, the clerk shall follow the correction procedures in RSA 5-C:85. In the case of a home birth, the clerk shall forward a copy of the completed birth record with the birth worksheet to the division within 2 business days of its completion; mail the parent notice to the parent or personally present it to the parent; and exchange the parent notice for a certified copy after payment of the fee required by RSA 5-C:10.

IV. The division shall provide the following to the city or town of residence of the mother:

- (a) The child's name.
- (b) The child's date of birth.
- (c) The child's place of birth.
- (d) The father **or other non-birth** parent's name.
- (e) The mother's name.
- (f) The state file number, which is a unique, sequential identifying number assigned by the division.

V. If corrections of misspellings or typographical errors are required, the clerk of the city or town where the birth occurred shall forward a notice of changes to the division and issue a certified copy of the birth record, as amended, to the parents.

8 Legitimation of Child Form; Changed Reference. Amend RSA 5-C:22 as follows:

5-C:22 Legitimation of Child Form.

I. Unless the legitimation is by court order, each parent shall complete a legitimation of child form with the following:

(a) Information regarding the child, the mother, and the natural father **or other non-birth parent**, including: the name of the child as originally recorded; date and place of birth; maiden name of the mother; the mother's social security number; the mother's city or town of residence; full name of the child, full name of the natural father **or other non-birth parent**; date of birth of the natural father **or other non-birth parent**; state or foreign country of birth of the natural father **or other non-birth parent**; the natural father's **or other non-birth parent's** social security number; and current mailing address of the parents.

(b) The signature of the natural father **or other non-birth parent** and the mother.

(c) The city or town and county where the affidavit was signed.

(d) The signature of the notary public or justice of the peace with the expiration date of commission, the date signed, and sealed if applicable.

(e) Indication as to whether the certificate of marriage was presented to the clerk of the town or city.

(f) The date received by the clerk of the town or city.

(g) The date the new record was made.

(h) The signature and city or town of the clerk.

II. When the mother or natural father **or other non-birth parent** or both are under the age of 18, each signature shall be accompanied by the notarized signature of a parent or guardian unless the legitimation is by court order.

9 Birth Record Following Legitimation; Changed Reference. Amend RSA 5-C:23 as follows:

5-C:23 Birth Record Following Legitimation.

I. An application for filing an amended birth record in the case of a legitimation shall be made by a parent on a legitimation of child form pursuant to RSA 5-C:22 and submitted to the clerk of the city or town where the birth occurred.

II. Upon receipt of a legitimation of child form and a certified copy of the parent's marriage record, or in accordance with procedures outlined in RSA 457:42 and RSA 460:29, the clerk of the city or town where the birth occurred shall prepare an amended birth record.

III. The following procedures shall be followed if a legitimation case is settled by the court pursuant to RSA 460:29:

(a) A certified copy of the court order shall be presented by the parents to the clerk of the city or town where the birth occurred.

(b) The legitimation form shall be prepared pursuant to RSA 5-C:22 and filed by the clerk of the city or town with a notation on the form indicating that the court order has been the basis of the action under RSA 460:29.

(c) The birth record shall then be processed as specified in RSA 5-C:87, and amended by adding information to the record concerning the father **or other non-birth parent**.

IV. The clerk of the city or town shall prepare the amended birth record in accordance with RSA 5-C:89, adding the information concerning the father **or other non-birth parent**.

V. The court order and the legitimation of child form shall be retained permanently by the clerk of the city or town on the form appropriate for the year of birth pursuant to RSA 5-C:86.

10 Affidavit of Paternity; Changed Reference. Amend RSA 5-C:24 to read as follows:
5-C:24 Affidavit of [Paternity] **Parentage**.

I. In the case of a child born in the state of New Hampshire whose [paternity] **parentage** has not been established by means of an affidavit of [paternity] **parentage**, the mother, [or the] natural father, **or other non-birth parent** may initiate a request for an acknowledgment of [paternity] **parentage**.

II. The affidavit of [paternity] **parentage** shall be completed and filed in accordance with RSA 5-C:25. **A genetic parent or a person who is a parent pursuant to RSA 168-B:2, II, without the assistance of a gestational carrier (as gestational carrier arrangements are governed by RSA 168-B:12), married or unmarried, may establish parentage by signing an affidavit of parentage.**

III. A hospital shall attempt to have the affidavit of [paternity] **parentage** completed in the hospital, but if an affidavit is not completed before the birth record is sent to the division and the [paternity] **parentage** is not yet established, then the phrase "not stated" shall be inserted for the father's **or other non-birth parent's** name.

IV. If the affidavit of [paternity] **parentage** is not completed in the hospital, the mother and natural father **or non-birth parent** shall contact the clerk of the town or city to execute the affidavit of [paternity] **parentage**.

V. The natural father's **or other non-birth parent's** name, date of birth, and state of birth shall be added to the birth record by the clerk of the town or city upon the registrar's receipt of a sworn, notarized affidavit of [paternity] **parentage**.

VI. A copy of the completed affidavit of [paternity] **parentage** shall be forwarded by the hospital to the department of health and human services, division of child support services and the original to the division.

VII. If the mother or natural father **or other non-birth parent** is not of legal age, then each signature on the affidavit of [paternity] **parentage** form of a person under the age of 18 shall be accompanied by the signature of his or her parent or legal guardian.

VIII. When an affidavit of [paternity] **parentage** is executed after the death of a child, a notation shall be made on the affidavit indicating that the child is deceased and that the changes authorized on the birth record are also applicable to the death record.

IX. When the married mother of a child born in a hospital indicates that her [husband] **spouse** is not the natural father **or other non-birth parent** of the child, but because of time constraints a 3-party affidavit of [paternity] **parentage** cannot be executed before she leaves the hospital, the surname of the child shall be any name chosen by the mother and the hospital shall enter "not stated" on the birth record for all information pertaining to the father **or other non-birth parent** of the child. The mother, natural father **or other non-birth parent**, and [husband] **spouse** shall subsequently sign a 3-party affidavit of [paternity] **parentage** form, with each signature notarized, and submit it to the clerk of the city or town where the birth occurred. Upon receipt of the signed and notarized 3-party affidavit of [paternity] **parentage**, the clerk shall create a new birth record for the child, reflecting the new name of the child as well as the natural father's **or other non-birth parent's** information. The natural father **or other non-birth parent** may sign the affidavit before the birth of the child has occurred, but the mother's signature shall not be affixed to the affidavit form until after the birth of the child.

X. When an [unwed] **unmarried** mother applies to the clerk of a town or city wishing to add the name of a father **or other non-birth parent** to [her] **the** child's birth record the following shall apply: the affidavit of [paternity] **parentage** shall be executed prior to the child's 18th birthday; the natural father **or other non-birth parent** to be named shall personally sign the affidavit; if signed separately, each signature shall be separately notarized; in those cases where the alleged natural father **or other non-birth parent** is deceased,

the mother shall present [her] *the* request in the form of petition to a court of competent jurisdiction; and, if the court approves the request, the resulting court order shall be processed by the clerk of the town or city in the same manner as a court determination of [paternity] *parentage* and in accordance with RSA 5-C:26.

XI. Once the surname of the child has been established through an executed affidavit of [paternity] *parentage*, any subsequent change shall be made upon receipt of a certified copy of a legal change of name issued by a court of competent jurisdiction.

11 Informational Requirements for an Affidavit of Paternity; Changed Reference. Amend RSA 5-C:25 as follows:

5-C:25 Informational Requirements for an Affidavit of [Paternity] *Parentage*.

I. Parents shall include the following information when completing an affidavit of [paternity] *parentage*:

(a) Information about the child including: the child's first, middle, and last names; the child's city or town and state of birth; the child's date of birth; the child's name as it appears on the birth record; the child's social security number, if known; whether the child is living; and, the child's date and place of death, if applicable.

(b) Information about, and signature of, the child's natural father *or other non-birth parent*, including: the natural father's *or other non-birth parent's* full name and date of birth; the natural father's *or other non-birth parent's* state of birth; the natural father's *or other non-birth parent's* social security number; the natural father's *or other non-birth parent's* address; and, the natural father's *or other non-birth parent's* signature and date signed, unless the natural father's *or other non-birth parent* is a minor in which case [his] *that person's* parent or guardian's signature shall be obtained and the date signed.

(c) Information about, and signature of, the child's mother, including: the mother's maiden name; the mother's social security number; mother's address; if the mother is a minor, her parent or guardian's signature; and, the mother's signature and date signed, unless the mother is a minor, in which case her parent or guardian's signature shall be obtained and the date signed.

(d) When the mother's husband *or other non-birth parent* agrees that he *or she* is not the child's natural father *or other non-birth parent*, the following information, and signature of, the mother's [husband] *spouse*, including: the [husband's] *spouse's* name; the [husband's] *spouse's* social security number; the [husband's] *spouse's* address; and the [husband's] *spouse's* signature and date signed, unless the [husband] *spouse* is a minor in which case his parent or guardian's signature shall be obtained and the date signed.

(e) The signatures of the child's natural father *or other non-birth parent*, mother, and, if he *or she is* not the child's natural father *or other non-birth parent, the spouse*, shall be notarized and shall include the date signed and the date the notary's commission expires.

(f) Certification of hospital or birthing center, including the name and signature of the preparer and date signed, and the name and the address of the hospital or birthing facility.

II. In the case of a home birth, the midwife or attendant shall refer the mother to the clerk of the town or city to complete the affidavit of [paternity] *parentage*.

12 Birth Record Following Paternity Determination; Changed Reference. Amend RSA 5-C:26 to read as follows:

5-C:26 Preparation of New Birth Record Following [Paternity] *Parentage* Determination.

I. Upon receipt of a certified copy of a court order regarding the [paternity] *parentage* of a child born in New Hampshire, the clerk of the city or town where the birth occurred shall prepare a new birth record.

II. Acceptable documentation for preparing a new birth record shall include a certified court order that clearly states that the birth record shall be changed to reflect [paternity] *parentage* or a photocopy of that court order and a letter from the division of child support services indicating that a [paternity] *parentage* hearing has been initiated by that division.

III. The clerk of the town or city shall prepare the new birth record, retain its originally assigned file number, send the copy marked "state" to the division; and retain the copy marked "clerk."

IV. Upon receipt of the completed affidavit of [paternity] *parentage* by the clerk of the city or town, the information concerning the father *or other non-birth parent* shall be added to the birth record, or in the case of an affidavit of [paternity] *parentage* submitted after the filing of the birth record, a new record shall be completed by the clerk of the town or city and forwarded to the division in accordance with this section and RSA 5-C:21.

V. The surname of the child shall be recorded as shown on the affidavit of [paternity] *parentage* and in accordance with RSA 5-C:24. If the mother is [unwed] *unmarried*, the surname given to the child shall be any name chosen by the [mother and father] *mother and natural father or other non-birth parent*. If the mother is married and a 3-party affidavit of [paternity] *parentage* is being utilized, the surname of the child shall be any name chosen by the mother.

13 Rescission of Paternity Form; Changed Reference. Amend RSA 5-C:27 to read as follows:
RSA 5-C:27 Rescission of [Paternity] *Parentage* Form.

I. A parent or legal guardian who is a signatory to the affidavit of [paternity] *parentage* shall provide information to complete a rescission of [paternity] *parentage* form as follows:

(a) Information about the child, including the child's first, middle, and last names as they appear on the birth record, the child's date of birth, the city or town of birth, the child's social security number, if known, and the child's sex.

(b) Information about the child's ~~[father and mother]~~ **parents**, and the mother's husband **or other spouse** if a 3-party affidavit of ~~[paternity]~~ **parentage** was completed, including the father's **or other non-birth parent's** full name, the father's **or other non-birth parent's** date of birth, the father's **or other non-birth parent's** mailing address, the mother's full name, the mother's mailing address, whether a completed 3-party affidavit of ~~[paternity]~~ **parentage** was submitted and, if a 3-party affidavit was filed, the ~~[husband's]~~ **spouse's** full name and mailing address.

(c) The rescinder's signature and date.

II. The form shall be attested to by a notary public or justice of the peace. The city or town clerk shall sign and date the form.

14 Rescission of Paternity Procedures; Changed Reference. Amend RSA 5-C:28 to read as follows:

5-C:28 Rescission of ~~[Paternity]~~ **Parentage** Procedures.

I. A parent or legal guardian may request to rescind an affidavit of ~~[paternity]~~ **parentage** from the clerk of the city or town where the birth occurred within 60 days of the filing of an affidavit of ~~[paternity]~~ **parentage** unless an administrative or judicial proceeding related to the child results in an earlier date.

II. Once the completed rescission of ~~[paternity]~~ **parentage** form is filed, the clerk of the town or city shall remove the name of the father **or other non-birth parent** from the birth record and insert "not stated" in the space provided for the father's **or other non-birth parent's** name or, if the original birth record was filed prior to the completion of an affidavit of ~~[paternity]~~ **parentage**, change the child's name on the birth record back to the name stated on the original record before the affidavit of ~~[paternity]~~ **parentage** was filed.

III. After the 60-day rescission period has passed, any challenge to the affidavit shall be decided only by a court of competent jurisdiction.

IV. The fee for changing the birth record due to a rescission of ~~[paternity]~~ **parentage** shall be in accordance with RSA 5-C:10.

V. The clerk of the city or town where the birth occurred shall distribute the rescission of ~~[paternity]~~ **parentage** to the mother; the father **or other non-birth parent** named on the affidavit of ~~[paternity]~~ **parentage**; the parent or legal guardian of minor signatory as stated on the affidavit of ~~[paternity]~~ **parentage**; the division; the department of health and human services; the ~~[husband]~~ **spouse**, if a 3-party affidavit of ~~[paternity]~~ **parentage** was completed; and, the hospital that was the originator of the affidavit of ~~[paternity]~~ **parentage**, if applicable.

15 Surrogate Mother; Changed Reference. RSA 5-C:29 is repealed and reenacted to read as follows:

5-C:29 Gestational Carrier.

When a child is born to a gestational carrier as defined in RSA 168-B:1, IX, if there is a parentage order issued prior to birth, the birth record shall list parentage as reflected in the order. If a parentage order is issued post birth, the birth record shall list parentage consistent with the order as either an original birth record or as an amended birth record as requested by the party or parties.

16 Birth Resulting from Artificial Insemination; Changed Reference. Amend RSA 5-C:30 to read as follows:

5-C:30 Birth Resulting from Artificial Insemination.

I. When it is known that the birth of a child is the result of artificial insemination **as defined in RSA 168-B:1** of sperm from a person who is not the mother's ~~[husband]~~ **spouse**, ~~[the male]~~ **parentage** shall be indicated on the birth record as follows:

(a) If the mother is married, the ~~[husband's]~~ **spouse's** name shall be listed as the ~~[father]~~ **parent** of the child.

(b) If the mother is ~~[unwed]~~ **unmarried**, an affidavit of ~~[paternity]~~ **parentage** ~~[shall]~~ **may** be executed ~~[when the donor of the sperm can be identified and is willing to be identified on the birth record or, otherwise, the phrase "not stated" shall be entered for the father's name]~~ **by the intended parents as defined in RSA 168-B.**

II. In the case where the birth of a child is the result of artificial insemination of a ~~[surrogate mother]~~ **person acting as a gestational carrier**, the preparation of the birth record shall be governed by the procedures in RSA 5-C:29.

17 Initiation of the Death Record; Changed Reference. Amend RSA 5-C:63, XI to read as follows:

XI. In the case of an infant death when the child is less than one year of age and the mother is not married, the name of the father **or other non-birth parent** shall not be provided unless the father's **or other non-birth parent's** name appears on the birth record or an affidavit of ~~[paternity]~~ **parentage** has been executed relating to both the birth and death certificate of the child. The name of the child on the death record shall be the same as the name of the child as shown on the child's birth record.

18 Fetal Death Paternity Affidavit; Changed Reference. Amend RSA 5-C:76 to read as follows:

5-C:76 Fetal Death ~~[Paternity]~~ **Parentage** Affidavit.

The information and signature requirements for a fetal death [paternity] **parentage** affidavit shall be as follows: the father's **or other non-birth parent's** full name; the father's **or other non-birth parent's** city or town, county, and state of residence; the father's **or other non-birth parent's** date of birth; the father's **or other non-birth parent's** social security number; the date and place of delivery of the fetus; the mother's full maiden name; mother's social security number; the mother's resident address; the name of the fetus if it appears on the report of fetal death; [the father's] **both parents'** signature and the date signed; [the mother's signature and the date signed;] the mother's [husband's] **spouse's** signature in the case where the child's father **or other non-birth parent** is not the mother's [husband] **spouse**; the signature of a parent or guardian if the natural father **or other non-birth parent**, the mother, or the mother's [husband] **spouse** is not of legal age, and the date signed; and the signature and seal of a notary public or justice of the peace and the date signed.

19 Procedures for Completion of the Fetal Death Paternity Affidavit; Changed Reference. Amend RSA 5-C:77 to read as follows:

5-C:77 Procedures for Completion of the Fetal Death [Paternity] **Parentage** Affidavit.

The name and information concerning the father **or other non-birth parent** shall be included in the report of fetal death for a child delivered out of wedlock in the state of New Hampshire upon receipt of a sworn affidavit of [paternity] **parentage** signed by both parents as described in RSA 5-C:76. The hospital or institution's designated staff shall prepare the fetal death [paternity] **parentage** affidavit and attach it to the report of fetal death that is forwarded to the division. Upon receipt of the fetal death [paternity] **parentage** affidavit, the information concerning the father **or other non-birth parent** shall be added by the division to the report of fetal death. The fetal death [paternity] **parentage** affidavit form shall be retained by the division with the report of fetal death in accordance with the record retention schedule listed in RSA 5-C:96.

20 Retention Schedule for Forms and Other Documents; Changed Reference. Amend RSA 5-C:96 to read as follows:

5-C:96 Retention Schedule for Forms and Other Documents.

I. "Vital event record," for the purpose of the retention schedule established in this section, means all of the following records:

(a) All birth records and any related documents used in the preparation of new records, including completed affidavits of [paternity] **parentage** legitimation forms, court-ordered [paternity] **parentage** decisions, court-authorized decisions related to change of gender, and all records relating to adoptions.

(b) All death records, including changes affecting medical certification, submitted by the physician, APRN, or physician assistant to either the clerk of the town or city or the division.

(c) All marriage records, including any documents and related material used in the process of voiding any marriage certificate.

(d) Divorce, civil annulment, and legal separation records that are on file at the division.

II. For the purpose of preservation of facts in relation to births, marriages, deaths, and divorces, vital event records shall be retained by the city or town clerks and hospitals as follows:

(a) Application forms used to apply for certified copies: retained for one year.

(b) Marriage application worksheet when the clerk of the town or city has received the license from the officiant: retained for one year.

(c) Marriage application worksheet when the marriage license has not been returned by the officiant or it has been determined that the marriage had never taken place: retained for 50 years.

(d) Birth worksheet, hospital birth: retained permanently.

(e) Birth worksheet, home birth: retained permanently.

(f) In-state burial permit: retained for 6 years.

(g) Out-of-state burial permit: retained for 10 years.

(h) Disinterment and reinterment permit; in-state disposition: retained for 6 years.

(i) Disinterment and reinterment permit; out-of-state disposition: retained for 10 years.

(j) Medical examiner's cremation certificate: retained for 6 years.

(k) Amendment or correction form: retained permanently.

(l) Clerk of the town or city's copy of marriage certificate: retained permanently.

(m) Fetal death report: retained permanently.

(n) Funeral director receipt: retained for one year.

(o) Vital event records, including birth, marriages, and deaths, not specifically listed in this paragraph: retained permanently.

21 Handling of Special Records; Changed Reference. Amend RSA 5-C:107, II to read as follows:

II. Access to non-certified copies of records involving [paternity] **parentage** judgments, affidavits of [paternity] **parentage**, legitimation, and change of sex which require the preparation of a new birth certificate shall be handled as provided by this paragraph. Any New Hampshire state agency shall be granted access when a specific legal authority is presented. The registrant and parents, legal guardians, or legal representa-

tives of the registrant shall have access to the record, and any order from a court of competent jurisdiction requesting access shall be honored. To indicate that the document is a non-certified copy, a copy of the document shall be marked “informational copy only.”

22 New Paragraph; Parent-Child Relationship. Amend RSA 168-B:2 by inserting after paragraph VII the following new paragraph:

VIII. Any person who is a parent pursuant to RSA 168-B:2, II, without the assistance of a gestational carrier (gestational carrier arrangements are governed by RSA 168-B:12), married or unmarried, may establish parentage by signing an affidavit of parentage pursuant to RSA 5-C:24.

23 Special Rules of Evidence and Procedure; Changed Reference. Amend RSA 546-B:27, X to read as follows:

X. A voluntary acknowledgment of [~~paternity~~] **parentage**, certified as a true copy, is admissible to establish parentage of the child.

24 Inheritance of Children Born of Unwed Parents; Changed Reference. Amend RSA 561:4 to read as follows:

561:4 Inheritance of Children Born of Unwed Parents.

I. A child born of unwed parents shall inherit from or through his mother as if born in lawful wedlock. The estate of a person born of unwed parents dying intestate and leaving no issue, nor [~~husband, nor wife~~] **spouse** shall descend to the mother, and, if the mother is dead, through the line of the mother as if the person so dying were born in lawful wedlock.

II. A child born of unwed parents shall inherit from or through his **or her father or other non-birth parent** as if born in lawful wedlock, under any of the following conditions:

(a) Intermarriage of the parents after the birth of the child.

(b) Acknowledgment of [~~paternity~~] **parentage** or legitimation [~~by the father~~].

(c) A court decree adjudges the decedent to be the [~~father~~] **parent** before his **or her** death.

(d) [~~Paternity~~] **Parentage** is established after the death of the [~~father~~] **parent** by clear and convincing evidence.

(e) The decedent had adopted the child.

25 New Subparagraph; Termination of Tenancy; Expiration of Term. Amend RSA 540:2, II by inserting after subparagraph (g) the following new subparagraph:

(h) For a lease or tenancy the original term of which is 6 months or longer, or for a lease or tenancy the term of which is less than 6 months, but which has been renewed for a total period of 6 months or longer, the expiration of the term of the lease or tenancy, provided that the landlord has provided the tenant with written notice at least 30 days in advance of the termination date of the lease term that the lease will not be renewed and that the tenant must vacate the rental property at the end of the lease term.

26 Repeal; Court Reporters Licensure. The following are repealed:

I. RSA 310-A:161 through 310-A:181, relative to the licensure and regulation of court reporters.

II. RSA 310:2, II(b), relative to the advisory board of court reporters under OPLC.

III. RSA 326-I:7, III(f), relative to an exemption for licensed court reporters.

27 Effective Dates.

I. Section 25 shall take effect 60 days after its passage.

II. Section 26 shall take effect 90 days after passage.

III. The remainder of this act shall take effect on July 1, 2025.

2024-1698h

AMENDED ANALYSIS

This bill changes several references and modifies language in parentage and birth records, adds the expiration of the term of the lease or tenancy if over 6 months as grounds for an eviction, and repeals statutes relative to court reporters.

Amendment to SB 451

(2024-1676h)

Proposed by the Committee on Science, Technology and Energy –c

Amend the bill by replacing all after the enacting clause with the following:

1 New Paragraph; Definitions; Qualified Repurposing. Amend RSA 162-H:2 by inserting after paragraph XI the following new paragraph:

XI-a. “Qualified repurposing” means the modification of an existing energy facility that meets each of the following criteria:

(a) The existing energy facility holds a current certificate from the site evaluation committee, or began operations with state and local approvals prior to the site evaluation committee certification process and continues to hold those state and local approvals.

(b) The existing energy facility is certificated or permitted for electric generation or battery storage.

(c) The existing energy facility is not a hydroelectric generation facility.

(d) The existing energy facility is currently interconnected with the distribution and/or regional transmission system.

(e) The modified energy facility, would either be permitted by local zoning ordinance or could be permitted by special exception if local zoning ordinances applied, as supported by a signed opinion of legal counsel or verification by the municipality's zoning enforcement officer.

(f) The modified energy facility would not require a variance if local zoning ordinances applied, as supported by a signed opinion of legal counsel or verification by the municipality's zoning enforcement officer.

(g) The modified energy facility would be located on the same parcel or parcels of land certificated or approved for the physical location of generation equipment and supporting operational uses, or an addition on an abutting parcel of land. For purposes of this subparagraph, "abutting" means contiguous to or directly across a road, railroad, or stream from the parcels on, under, or above which the existing energy facility's generation equipment and supporting operational uses are located.

(h) The combined generation capacity or storage capacity or both of the modified energy facility, taking into account capacity factors and any planned intermittency, would not exceed the capacity of the interconnection to the grid existing at the time of application, which capacity must be stated in the application.

(i) The modification changes the fuel type or source, adds a different fuel type or source, or adds battery storage to or replaces all or a portion of the facility with battery storage.

(j) The applicant demonstrates that the modification results in qualitative improvements to the health and safety of the state.

2 Energy Facility Siting, Construction, and Operation; Applications; Qualified Existing Energy Facilities Repurposing. RSA 162-H:7-a is repealed and reenacted to read as follows:

162-H:7-a Application for Certificate; Qualified Existing Energy Facilities Repurposing.

I. This section applies only to repurposing qualified existing energy facilities as defined in RSA 162-H:2, XI-a.

II. All applications for a certificate for an energy facility shall be filed with the chairperson of the site evaluation committee.

III. Upon filing of an application, the chairperson of the site evaluation committee shall expeditiously conduct a preliminary review to ascertain if the application contains sufficient information to carry out the purposes of this chapter. If the application does not contain such sufficient information, the chairperson of the site evaluation committee shall, in writing, expeditiously notify the applicant of that fact and specify what information the applicant must supply.

IV. Each application shall contain sufficient information to satisfy the application requirements of each state agency having jurisdiction, under state or federal law, to regulate any aspect of the construction or operation of the proposed facility, and shall include each agency's completed application forms, which shall be contemporaneously filed with the state agency having jurisdiction. Upon receipt of a copy, each agency shall conduct a preliminary review to ascertain if the application contains sufficient information for its purposes. If the application does not contain sufficient information for the purposes of any of the state agencies having permitting or other regulatory authority, that agency shall, in writing, notify the committee and the applicant of that fact and specify what information the applicant must supply. Notwithstanding any other provision of law, for purposes of the time limitations imposed by this section, any application made under this section shall be deemed not accepted either by the chairperson of the site evaluation committee, the committee at large, or by any of the state agencies having permitting or other regulatory authority if the applicant is reasonably notified that it has not supplied sufficient information for any of the state agencies having permitting or other regulatory authority in accordance with this paragraph.

V. Each application shall also:

(a) Describe in reasonable detail the type and size of each major part of the proposed facility.

(b) Identify both the applicant's preferred choice and other alternatives it considers available for the site and configuration of each major part of the proposed facility and the reasons for the applicant's preferred choice.

(c) Describe in reasonable detail the impact of each major part of the proposed facility on the environment for each site proposed.

(d) Describe in reasonable detail the applicant's proposals for studying and solving environmental problems.

(e) Describe in reasonable detail the applicant's financial, technical, and managerial capability for construction and operation of the proposed facility.

(f) Document that written notification of the proposed project, including appropriate copies of the application, has been given to the appropriate governing body of each affected municipality, as defined in RSA 162-H:2, I-b. The application shall include a list of the affected municipalities.

(g) Describe in reasonable detail the elements of and financial assurances for a facility decommissioning plan.

(h) Provide such additional information as the committee may require to carry out the purposes of this chapter.

VI. Upon filing the application with the committee, the applicant shall publish a public notice describing the nature and location of the proposed facility and repurposing in one or more newspapers having a regular circulation in the town and/or county in which the facility is located and shall provide a copy of the public notice to the city or town administrator in which the facility is located for public posting.

VII. The committee shall make a determination of whether or not to accept the application as administratively complete and that the application meets the requirements of RSA 162-H:2, XI-a, relative to qualified existing energy facility repurposing, within 30 days of filing. Notice of acceptance of the application shall be simultaneously provided to the applicant and the applicable state agency. If the committee rejects an application because it determines it to be administratively incomplete, the applicant may choose to file a new and more complete application or cure the defects in the rejected application within 10 days of receipt of notification of rejection.

VIII. Public information sessions shall be held in accordance with RSA 162-H:10.

IX. All state agencies having permitting or other regulatory authority shall report their progress to the committee within 90 days of the acceptance of the application, outlining draft permit conditions and specifying additional data requirements necessary to make a final decision on the parts of the application that relate to its permitting or other regulatory authority.

X. All state agencies having permitting or other regulatory authority shall make and submit to the committee a final decision on the parts of the application that relate to its permitting and other regulatory authority, no later than 120 days after the application has been accepted.

XI. Within 180 days of the acceptance of an application, the committee shall issue or deny a certificate for an energy facility.

XII. This chapter shall not preclude an agency from imposing its usual statutory fees.

XIII. The applicant shall immediately inform the committee and applicable state agency of any substantive modification to its application.

XIV. The time to render a decision on the application may be extended by the agency of jurisdiction for good cause upon written request of the applicant. Such extensions shall be reported to the committee.

162-H:7-b Role of State Agencies in All Proceedings.

I. State agencies having permitting or other regulatory authority may participate in committee proceedings as follows:

(a) Receive proposals or permit requests within the agency's permitting or other regulatory authority, expertise, or both; determine completeness of elements required for such agency's permitting or other programs; and report on such issues to the committee;

(b) Review proposals or permit requests and submit recommended draft permit terms and conditions to the committee;

(c) Identify issues of concern on the proposal or permit request or notify the committee that the application raises no issues of concern; and

(d) When issues of concern are identified by the agency or committee, designate one or more witnesses to appear before the committee at a hearing to provide input and answer questions of parties and committee members.

II. When initiating a proceeding for a committee matter, the committee shall expeditiously notify state agencies having permitting or other regulatory authority or that are identified in administrative rules.

III. Within 30 days of receipt of a notification of proceeding, a state agency not having permitting or other regulatory authority but wishing to participate in the proceeding shall advise the presiding officer of the committee in writing of such desire and be allowed to do so provided that the presiding officer determines that a material interest in the proceeding is demonstrated and such participation conforms with the normal procedural rules of the committee.

IV. The commissioner or director of each state agency that intends to participate in a committee proceeding shall advise the presiding officer of the name of the individual on the agency's staff designated to be the agency liaison for the proceeding. The presiding officer may request the attendance of an agency's designated liaison at a session of the committee if that person could materially assist the committee in its examination or consideration of a matter.

V. All communications between the committee and agencies regarding a pending committee matter shall be included in the official record and be publicly available.

VI. A state agency may intervene as a party in any committee proceeding in the same manner as other persons under RSA 541-A. An intervening agency shall have the right to rehearing and appeal of a certificate or other decision of the committee.

3 Public Hearing; Studies; Rules. Amend RSA 162-H:10 to read as follows:

162-H:10 Public Hearing; Studies; Rules.

I. At least 30 days prior to filing an application for a certificate, an applicant shall hold at least one public information session in each county where the proposed facility is to be located[~~and~~] ***provided that if***

the proposed facility is located within a single city or town the public meeting will be held within that city or town. An applicant shall, at a minimum, publish a public notice for such public meeting not less than 14 days before such session in one or more newspapers having a regular circulation in the county in which the session is to be held, describing the nature and location of the proposed facility. The applicant shall also send a copy of the public notice, not less than 14 days before the session, by first class mail to the governing body of each affected municipality. At such session, the applicant shall present information regarding the project and provide an opportunity for comments and questions from the public to be addressed by the applicant. Not less than 10 days before such session, the applicant shall provide a copy of the public notice to the chairperson of the committee. The applicant shall arrange for a transcript of such session to be prepared and shall include the transcript in its application for a certificate.

I-a. Within [45] **30** days after acceptance of an application for a certificate, pursuant to RSA 162-H:7, the applicant shall hold at least one public information session as described in paragraph I in each county in which the proposed facility is to be located and shall, at a minimum, publish a public notice not less than 14 days before said session in one or more newspapers having a regular circulation in the county in which the session is to be held, describing the nature and location of the proposed facility. The applicant shall also send a copy of the public notice, not less than 14 days before the session, by first class mail to the governing body of each affected municipality. Not less than 10 days before such session, the applicant shall provide a copy of the public notice to the presiding officer of the committee. The administrator, or a designee of the presiding officer of the committee, shall act as presiding officer of the information session. The session shall be for public information on the proposed facility with the applicant presenting the information to the public. The presiding officer shall also explain to the public the process the committee will use to review the application for the proposed facility.

I-b. ***Except in the case of a qualified repurposing*** upon request of the governing body of a municipality or unincorporated place in which any part of the proposed facility is to be located, or on the committee's own motion, the committee may order the applicant to provide such additional public information sessions as described in paragraph I as are reasonable to inform the public of the proposed project.

I-c. Within 90 days after acceptance of an application for a certificate, pursuant to RSA 162-H:7, ***or within 45 days after acceptance of an application pursuant to RSA 162-H:7-a,*** the site evaluation committee shall hold at least one public hearing in each county in which the proposed facility is to be located ***provided that if the proposed facility is located within a single city or town the public hearing will be held within that city or town,*** and the applicant shall publish a public notice not less than 14 days before such hearing in one or more newspapers having a regular circulation in the county in which the hearing is to be held, describing the nature and location of the proposed facilities. Not fewer than 10 days before such session, the applicant shall provide a copy of the public notice to the presiding officer of the committee. The applicant shall arrange for a transcript of such session to be prepared. Except for state agencies and programs that are required by state or federal law or regulation to comply with program specific public notice and public hearing requirements, the public hearings may be joint hearings, with representatives of the agencies that have permitting or other regulatory authority over the subject matter and shall be deemed to satisfy all initial requirements for public hearings under statutes requiring permits relative to environmental impact. The hearing may be a joint hearing with the other state agencies; provided, however, if any of such other state agencies does not otherwise have authority to conduct hearings, it may not join in the hearing under this chapter; provided further, however, the ability or inability of any of the other state agencies to join shall not affect the composition of the committee under RSA 162-H:3 nor the ability of any member of the committee to act in accordance with this chapter.

II. Subsequent public hearings shall be in the nature of adjudicative proceedings under RSA 541-A and shall be held in the county or one of the counties in which the proposed facility is to be located or in Concord, New Hampshire, as determined by the site evaluation committee. The committee shall give adequate public notice of the time and place of each subsequent hearing.

III. The site evaluation committee shall consider and weigh all evidence presented at public hearings and shall consider and weigh written information and reports submitted to it by members of the public before, during, and subsequent to public hearings, but prior to the closing of the record of the proceeding. The committee shall provide an opportunity at one or more public hearings for comments from the governing body of each affected municipality and residents of each affected municipality. The committee shall consider, as appropriate, prior committee findings and rulings on the same or similar subject matters, but shall not be bound thereby.

IV. The site evaluation committee shall require from the applicant whatever information it deems necessary to assist in the conduct of the hearings, and any investigation or studies it may undertake, and in the determination of the terms and conditions of any certificate under consideration.

V. The site evaluation committee and counsel for the public shall conduct such reasonable studies and investigations as they deem necessary or appropriate to carry out the purposes of this chapter and may em-

ploy a consultant or consultants, legal counsel and other staff in furtherance of the duties imposed by this chapter, the cost of which shall be borne by the applicant or certificate holder in such amount as may be approved by the committee. The site evaluation committee and counsel for the public are further authorized to assess the applicant or certificate holder for all travel and related expenses associated with the processing of an application or other proceedings under this chapter.

VI. The site evaluation committee shall issue such rules to administer this chapter, pursuant to RSA 541-A, after public notice and hearing, as may from time to time be required.

~~[VII. As soon as practicable but no later than November 1, 2015, the committee shall adopt rules, pursuant to RSA 541-A, relative to the organization, practices, and procedures of the committee and criteria for the siting of energy facilities, including specific criteria to be applied in determining if the requirements of RSA 162-H:16, IV have been met by the applicant for a certificate of site and facility. Prior to the adoption of such rules, the department of energy shall hire and manage one or more consultants to conduct a public stakeholder process to develop recommended regulatory criteria, which may include consideration of issues identified in attachment C of the 2008 final report of the state energy policy commission, as well as others that may be identified during the stakeholder process. Except for the cases where the adjudicatory hearing has commenced, applications pending on the date rules adopted under this paragraph take effect shall be subject to such rules. Prior to the adoption of rules under this paragraph, applications shall be continuously processed pursuant to the rules in effect upon the date of filing. If the rules require the submission of additional information by an applicant, such applicant shall be afforded a reasonable opportunity to provide that information while the processing of the application continues.]~~

VII. Times for conducting public hearings and rendering a decision on the application may be extended for good cause upon written request of the applicant.

4 Applicability; Transition Period. RSA 162-H, as amended by this act, shall apply to applications submitted on or after the effective date of this act. An applicant with a pending application on the effective date of this act shall have the option to resubmit the application under RSA 162-H, as amended by this act, but shall not be required to do so.

5 Effective Date. This act shall take effect upon its passage.

**Amendment to SB 459-FN
(2024-1688h)**

Proposed by the Committee on Children and Family Law-r

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

AN ACT establishing a committee to study the child protection act; establishing a right to submit evidence and testimony in family court proceedings; relative to wage garnishment with child support payments; and relative to parenting coordinators in high-conflict cases.

Amend the bill by replacing section 5 with the following:

6 New Section; Judicial Branch Family Division; Evidence and Testimony. Amend RSA 490-D by inserting after section 3 the following new section:

490-D:3-a Evidence and Testimony. If the court admits evidence or testimony over the objection of one of the parties, or the court chooses not to admit evidence or testimony offered by one of the parties, the court shall note in the record the reason for its decision.

7 New Paragraph; Assignment of Income; Notice to Parties. Amend RSA 458-B:2 by inserting after paragraph I the following new paragraph:

I-a. At the time of the hearing the court shall notify each party that their income assignment of wages for child support will be automatic under RSA 458-B:2 unless both parties come to an agreement under another arraignment.

8 New Paragraph; Income Assignment. Amend RSA 458-B:3 by inserting after paragraph I the following new paragraph:

I-a. The circuit court family division shall develop a standard form, which may be an addendum to the child support calculation form, to be presented prior to the temporary hearing for waiving of garnishment of wages, with such form containing the following:

(a) The details of when garnishment of wages will become mandatory.

(b) Allowing for both parties to detail their preferred form of payment arrangement.

(c) Informing the payer that record keeping to prove payments in the event of a discrepancy is their responsibility.

(d) Informing the payee how to report missed payments by the payer.

9 New Section; Domestic Relations; Parental Rights and Responsibilities; Parenting Coordinators. Amend RSA 461-A by inserting after section 6 the following new section:

461-A:6-a Parenting Coordinators.

I. The court may appoint a parenting coordinator in high-conflict cases, upon agreement by both parties, to assist the parties in creating agreed-upon structured guidelines for implementing their parenting plan, to improve communication between the parties, to assist in minimizing conflict, and/or to develop a plan to deal with disputes.

II. A list of parenting coordinators shall be maintained by the circuit court. To be eligible to be included on the circuit court's list of parenting coordinators, a person must meet all of the following requirements:

(a) Hold a bachelor's, master's, or doctorate degree in psychology, law, social work, counseling, or be a family practitioner in medicine.

(b) Have at least 3 years of related professional post-degree experience.

(c) Hold a current New Hampshire license in the parenting coordinator's area of practice.

(d) Participate in 24 hours of training in fields related to the developmental stages of children, the dynamics of high conflict families, the stages and effects of divorce, problem solving techniques, mediation, domestic violence, and legal issues.

III. Only upon agreement by both parties, the trial court may, at its discretion, appoint a parenting coordinator not meeting the requirements outlined in subparagraphs II(a)-(c).

IV. The appointed parenting coordinator shall disclose to each party, the attorneys of record, and the court any familial, financial, or social relationship that the appointed person has or has had with the child, either party, the attorneys of record, or the judicial officer and, if a relationship exists, the nature of the relationship. A party shall have 7 days from the date of the disclosure to object to the appointment based upon information contained in the disclosure. If a party objects to the appointment, the court shall appoint a different person within 7 days after the date of the party's objection. If no party timely objects to the appointment, then the appointment shall be deemed confirmed.

V. Fees and costs for a parenting coordinator shall be paid by the parties equally, unless the court enters an order directing otherwise. The parenting coordinator may recommend that one party pay all or more than half of the fees and costs based upon a party's failure to work in good faith with the parenting coordinator, the other party, or both, or for other good cause. For indigent parties, the court may order that funds be used from the mediation and arbitration fund, provided in RSA 490-E:4.

VI. Parenting coordinators shall file a report with the court as soon as practicable upon matters submitted to them, only upon signed agreement by each party. Absent the agreement by both parties, the parenting coordinator shall not testify nor produce records regarding any statement, conduct, or decision that occurred during the parenting coordinator's appointment to the same extent as a family mediator of this state acting in an official capacity, except when a parenting coordinator has material information alleging abuse or sexual abuse or neglect as defined by RSA 169-C or RSA 173-B.

VII. A parenting coordinator appointed by the court pursuant to this section shall be immune from civil liability in any claim for injury that arises out of an act or omission of the parenting coordinator occurring during the performance of his or her duties or during the performance of any act that a reasonable parenting coordinator would believe was within the scope of his or her duties, unless the act or omission causing the injury was willful and wanton. Nothing in this paragraph shall be construed to bar a party from asserting a claim related to the reasonableness or accuracy of any fee charged or time billed by a parenting coordinator.

VIII. The supreme court shall establish rules and take such action as necessary to effectuate the purpose of this section, including a regulation of fees.

10 Effective Date.

I. Sections 7-9 of this act shall take effect January 1, 2025.

II. Section 6 of this act shall take effect 60 days after its passage.

III. The remainder of this act shall take effect upon its passage.

2024-1688h

AMENDED ANALYSIS

This bill:

I. Establishes a committee to study the child protection act.

II. Provides that parties in a family court proceeding shall have the right to present evidence and testimony.

III. Adds restrictions to the circumstances for an income assignment.

IV. Authorizes the use of parenting coordinators in high-conflict family court cases and sets qualifications and requirements for those acting as a parenting coordinator.

Amendment to SB 532-FN (2024- 1569h)

Proposed by the Committee on Municipal and County Government-r

Amend the bill by replacing section 1 with the following:

1 New Section; Disclosure of State Funding Received. Amend RSA 32 by inserting after section 5-c the following new section:

32:5-d Disclosure of State Funding Received. All municipalities and school district governing bodies shall post the amount of funds received by the state, either by allocation or grant, on their official town or school website within 30 days of receipt, for a period of at least 90 days. In the absence of a website a political subdivision shall post the information in 2 appropriate places.

**Amendment to SB 589-LOCAL
(2024-1595h)**

Proposed by the Minority of the Committee on Resources, Recreation and Development-r

Amend the introductory paragraph of RSA 149-I:10, I-a as inserted by section 3 of the bill by replacing it with the following:

I-a. The funds received from the collection of sewer rate surcharge to customers outside of the municipal boundaries, as authorized pursuant to RSA 362:4, below the threshold for regulation by the public utilities commission, derived from inter-municipal agreements, may upon approval of the legislative body of the municipality, be expended for the following purposes:

**Amendment to SB 508-FN
(2024-1728h)**

Proposed by the Committee on Criminal Justice and Public Safety-c

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

AN ACT relative to the duties of the superintendent of the county department of corrections concerning mental health and substance use disorder screening of inmates and coordination for services upon reentry into the community and relative to enforcement of New Hampshire anti-discrimination laws as they relate to Jewish people.

Amend the bill by replacing all after the enacting clause with the following:

1 New Paragraphs; County Departments of Corrections; Administration of Department of Corrections; Superintendent; General Duties and Powers. Amend RSA 30-B:4 by inserting after paragraph VI the following new paragraphs:

VII. The superintendent of the county department of corrections shall require his or her contracted behavioral health treatment providers to use validated screening tools for mental health and substance use disorder.

VIII. The superintendent of the county department of corrections shall, where such providers exist and meet the security criteria for access to the facility, permit licensed community-based treatment providers and certified recovery support workers certified pursuant to RSA 330-C:19 to have contact with people in custody for the purpose of coordinating services upon reentry into the community.

2 New Subdivision; State Commission for Human Rights; Application and Enforcement of Anti-Discrimination Laws; Definition of Antisemitism. Amend RSA 354-A by inserting after section 34 the following new subdivision:

Definition of Antisemitism in Anti-Discrimination Laws

354-A:35 Definition of Antisemitism. For purposes of this subdivision, the term "antisemitism" means the definition of antisemitism adopted on May 26, 2016, by the International Holocaust Remembrance Alliance (IHRA), including the examples of antisemitism set forth therein, and incorporated by reference in Presidential Executive Order Number 13899, 84 F.R. 68779, December 11, 2019.

354-A:36 Rule of Construction for Anti-discrimination Laws.

I. In reviewing, investigating, or determining whether there has been a violation of this chapter, RSA 651:6, I(f), or any law or regulation in the state of New Hampshire that prohibits discrimination on the basis of race, religion, creed, or national origin, and there is an allegation that the discriminatory conduct or practice targeted a group or an individual based on any actual or perceived connection to any aspect of Jewish identity, the relevant authorities charged with enforcing the relevant anti-discrimination statutes shall take into consideration the definition of antisemitism as part of the assessment of whether the alleged unlawful conduct or practice was motivated by antisemitic intent.

354-A:37 Applicability.

I. Nothing in this subdivision shall be construed to diminish or infringe upon any right protected under the First Amendment to the United States Constitution or Pt. I, Art. 22 of the constitution of the state of New Hampshire.

II. Nothing in this subdivision shall be construed to diminish or infringe upon an individual's right to engage in legally protected conduct or expressive activity pertaining to any matter of United States foreign policy or international affairs.

III. Nothing in this subdivision shall be construed to conflict with local, federal, or state discrimination laws.

IV. Nothing in this subdivision shall be construed to alter the evidentiary requirements pursuant to which an agency or department makes a determination that conduct, including harassment, amounts to actionable discrimination, or to diminish or infringe upon the rights protected under any other provision of law.

V. Nothing in this subdivision shall be construed to impair or otherwise affect the authority granted by law to a department or agency.

VI. This subdivision is not intended to and does not create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the state, its departments, agencies, or entities, its officers, employees, or agents.

354-A:38 Departmental Compliance. For the purposes of complying with this subdivision, with regard to any governmental anti-discrimination training, education, or monitoring requirements enforcing anti-discrimination laws that protect against discrimination on the basis of race, religion, or national origin, the heads of each agency or department shall include the definition of antisemitism in all relevant materials and modules dealing with discrimination and tolerance on the basis of race, religion, or national origin.

3 Effective Date. This act shall take effect January 1, 2025.

2024-1728h

AMENDED ANALYSIS

This bill requires the superintendent of the county department of corrections to require his or her contracted behavioral health treatment providers to use validated screening tools for mental health and substance use disorder and to, where such providers exist, permit licensed community-based treatment providers and certified recovery support workers who meet the security criteria for access to the facility to have contact with people in custody for the purpose of coordinating services upon reentry into the community.

This bill further defines antisemitism for the purpose of enforcing anti-discrimination laws on the basis of race, religion, or national origin.

Amendment to SB 592-FN

(2024-1452h)

Proposed by the Committee on Public Works and Highways-r

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

AN ACT renaming Route 127 from Central Street in Franklin to the town line of Sanbornton as Chief Bradley Haas Memorial Highway.

Amend the bill by replacing section 1 with the following:

1 City of Franklin; Chief Bradley Haas Memorial Highway. Pursuant to RSA 4:43, the section of Route 127 from Central Street in Franklin to the town line of Sanbornton shall be named the Chief Bradley Haas Memorial Highway. Appropriate signage shall be placed along the designated portion of the highway. The department of transportation shall make and install such signage. The design of any signage or other markers shall be approved by the department.

2024-1452h

AMENDED ANALYSIS

This bill renames Route 127 from Central Street in Franklin to the town line of Sanbornton as Chief Bradley Haas Memorial Highway.

Amendment to SB 605

(2024-1663h)

Proposed by the Committee on Legislative Administration-c

Amend the bill by replacing all after the enacting clause with the following:

1 New Sections; Persons Having Substantial Influence; Members of the General Court. Amend RSA 14-C by inserting after section 4 the following new sections:

14-C:4-a Definition. "Organization" shall be construed broadly to mean any business, corporation, whether for profit, non-profit, not-for-profit, social welfare organization, or natural person. "Organization" shall not include the United States of America, the state of New Hampshire, a county within the state of New Hampshire, or any political subdivision within the state of New Hampshire.

14-C:4-b Recusal. A legislator shall recuse himself or herself from participation in any official legislative activity only when the legislator or a member of the legislator's household satisfies all of the following:

I. Receives financial remuneration from an organization;

II. Holds a position to exercise substantial influence over the affairs of the organization; and

III. The organization has lobbied, testified, or otherwise attempted to influence the outcome of the official legislative activity.

14-C:4-c Persons Having Substantial Influence. Those persons who hold any of the following powers, responsibilities, or interest having substantial influence over the affairs of the organization may include, but are not limited to the following:

I. Voting members of the governing body;

II. Presidents, chief executive officers, or chief operating officers; and

III. Treasurers and chief financial officers.

14-C:4-d Facts and Circumstances Tending to Show Substantial Influence. Whether a person holds a position to exercise substantial influence over the affairs of the organization shall be determined based on the totality of the circumstances. Facts and circumstances tending to show that a person has substantial influence over the affairs of an organization include, but are not limited to, the following:

- I. The person founded the organization;
- II. The person is a substantial contributor to the organization;
- III. The person's compensation is primarily based on revenues derived from activities of the organization, or of a particular department or function of the organization, that the person controls;
- IV. The person has or shares authority to control or determine a substantial portion of the organization's capital expenditures, operating budget, or compensation for employees;
- V. The person manages a discrete segment or activity of the organization that represents a substantial portion of the activities, assets, income, or expenses of the organization, as compared to the organization as a whole;
- VI. The person owns a controlling interest (measured by either vote or value) in a corporation, partnership, or trust or other entity.

14-C:4-e Facts and Circumstances Tending to Show No Substantial Influence. Facts and circumstances tending to show that a person does not have substantial influence over the affairs of an organization include, but are not limited to, the following:

- I. The person has taken a bona fide vow of poverty as an employee, agent, or on behalf, of a religious organization;
- II. The person is a contractor (such as an attorney, accountant, or investment manager or advisor) whose sole relationship to the organization is providing professional advice (without having decision-making authority or a title of authority within the organization) with respect to transactions from which the contractor will not economically benefit either directly or indirectly (aside from customary fees received for the professional advice rendered);
- III. The direct supervisor of the individual does not hold a position to exercise substantial influence over the affairs of the non-governmental organization, business, or person;
- IV. The person does not participate in any management decisions affecting the organization as a whole or a discrete segment or activity of the organization that represents a substantial portion of the activities, assets, income, or expenses of the non-governmental organization, business, or person, as compared to the organization as a whole; or
- V. Any preferential treatment a person receives based on the size of that person's contribution is also offered to all other donors making a comparable contribution as part of a solicitation intended to attract a substantial number of contributions.

2 Effective Date. This act shall take effect January 1, 2025.