

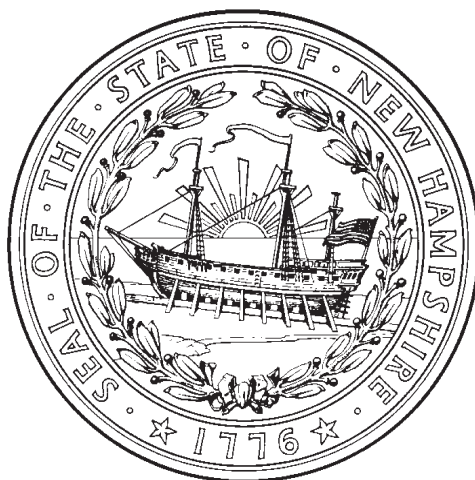
### **Important Notice**

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

**May 29, 2020  
No. 21**

# **STATE OF NEW HAMPSHIRE**

**Web Site Address: [www.gencourt.state.nh.us](http://www.gencourt.state.nh.us)**



**Second Year of the 166<sup>th</sup> Session of the  
New Hampshire General Court**

# **SENATE CALENDAR**

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

## LAI D ON THE TABLE

**SB 65**, relative to the start of the school year.**01/08/2020, Pending Motion Inexpedient to Legislate, Education and Workforce Development, SJ 1**

**SB 95-FN**, establishing a working families property tax refund program.**01/08/2020, Pending Motion Inexpedient to Legislate, Ways and Means, SJ 1**

**SB 171-FN-A**, appropriating money to remove lead from drinking water pipes in schools.**01/08/2020, Pending Motion Inexpedient to Legislate, Finance, SJ 1**

**SB 181-FN**, requiring monitoring of certain radioactive air pollutants.**01/08/2020, Pending Motion Interim Study, Health and Human Services, SJ 1**

**SB 468-FN**, relative to prohibited sexual contact involving persons in a position of authority.**03/12/2020, Pending Motion Interim Study, Judiciary, SJ 7**

**SB 491**, relative to shoreland water quality.**03/05/2020, Pending Motion Committee Amendment # 2020-0508s, Energy and Natural Resources, SJ 5**

**SB 609**, relative to passenger restraints.**03/05/2020, Pending Motion Ought to Pass, Transportation, SJ 5**

**SB 644**, relative to missing children.**01/30/2020, Pending Motion OT3rdg, Health and Human Services, SJ 2**

**SB 667-LOCAL**, relative to the maximum optional fee for transportation improvements charged by municipalities when collecting motor vehicle registration fees.**03/05/2020, Pending Motion Inexpedient to Legislate, Election Law and Municipal Affairs, SJ 5**

**SB 699**, relative to the interstate compact on child placement 2009.**03/12/2020, Pending Motion OT3rdg, Health and Human Services, SJ 7**

**SB 741-FN**, establishing the born alive protection act.**02/13/2020, Pending Motion Inexpedient to Legislate, Health and Human Services, SJ 4**

**HB 121-FN**, relative to the regulation of massage, reflexology, structural integrator and Asian bodywork therapy establishments.**01/08/2020, Pending Motion Inexpedient to Legislate, Executive Departments and Administration, SJ 1**

**HB 263**, relative to department of health and human services family reunification practices involving convicted sex offenders.**02/13/2020, Pending Motion Committee Amendment # 2020-0604s, Judiciary, SJ 4**

**HB 397-FN**, relative to drivers' licenses for New Hampshire residents who do not possess a social security card.**01/08/2020, Pending Motion Committee Amendment # 2019-2800s, Transportation, SJ 1**

**HB 447**, relative to school calendar days.**01/08/2020, Pending Motion Inexpedient to Legislate, Education and Workforce Development, SJ 1**

**HB 520**, relative to availability of diaper changing stations in public restrooms.**01/08/2020, Pending Motion Inexpedient to Legislate, Executive Departments and Administration, SJ 1**

**HB 652**, relative to suicide prevention.**01/08/2020, Pending Motion Inexpedient to Legislate, Education and Workforce Development, SJ 1**

\* \* \* \* \*

Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.

## REMOTE HEARINGS

***TUESDAY, JUNE 2, 2020***

### **HEALTH AND HUMAN SERVICES**

Sen. Sherman (C), Sen. Fuller Clark (VC), Sen. Chandley, Sen. Bradley, Sen. Gray

- 8:00 a.m. **HB 1264**, extending the commission on the seacoast cancer cluster investigation.
- 8:05 a.m. Hearing on proposed Amendment #1261s, extending the commission on the seacoast cancer cluster investigation, setting the maximum contaminant levels for certain perfluorochemicals in drinking water, establishing a per and polyfluoroalkyl substances fund and programs and making an appropriation therefor, and requiring insurance coverage for PFAS and PFC blood tests., to **HB 1264**, extending the commission on the seacoast cancer cluster investigation.
- 8:30 a.m. **HB 578-FN**, relative to services for the developmentally disabled.
- 8:35 a.m. Hearing on proposed Amendment #1277s, establishing a committee to study the safety of residents and employees in long-term care facilities and relative to cost controls in long-term care., to **HB 578-FN**, relative to services for the developmentally disabled.
- Committee members will receive secure Zoom invitations via email.
- Members of the public may attend using the following links:
1. To sign-in and/or speak in support or opposition to the bill, please register in advance by using this link:  
[https://www.zoom.us/webinar/register/WN\\_O3jklOmFTaCH-v4pwOEJEw](https://www.zoom.us/webinar/register/WN_O3jklOmFTaCH-v4pwOEJEw)
  2. To submit your testimony to the committee, please send all documents via email to [remotesenate@leg.state.nh.us](mailto:remotesenate@leg.state.nh.us)
  3. To listen via telephone: Dial (for higher quality, dial a number based on your current location):  
Dial (for higher quality, dial a number based on your current location):1-301-715-8592, or 1-312-626-6799 or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833
  4. Or iPhone one-tap: 13017158592,,92293617264# or 13126266799,,92293617264#
  5. Webinar ID: [971 5945 7302](https://www.zoom.us/j/97159457302)
  6. To view/listen to this hearing on YouTube, use this link:  
<https://www.youtube.com/channel/UCjBZdtRjRnQdmg-2MPMiWrA>
- The following email will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: [remotesenate@leg.state.nh.us](mailto:remotesenate@leg.state.nh.us) or call (603-271-3043).

**EXECUTIVE SESSION MAY FOLLOW**

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

## AMENDMENTS

Sen. Fuller Clark, Dist 21  
May 29, 2020  
2020-1277s  
01/08

### Amendment to HB 578-FN

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

AN ACT establishing a committee to study the safety of residents and employees in long-term care facilities and relative to cost controls in long-term care.

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

1 Committee Established. There is established a committee to study the safety of residents and employees in long-term care facilities.

2 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Two members of the senate, appointed by the president of the senate.

(b) Three members of the house of representatives, appointed by the speaker of the house of representatives.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

3 Duties. The committee shall study the safety, including risk of suicide, of residents and employees in long-term care facilities. The committee may solicit information from any person or entity the committee deems relevant to its study.

4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named senate member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Three members of the committee shall constitute a quorum.

5 Report. The committee shall report its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2020.

6 Hospitals and Sanitaria; Consumer Choice. Amend RSA 151-E:4, I to read as follows:

I. A person who has been determined to be Medicaid eligible for nursing facility services in accordance with RSA 151-E:3 shall have the right to receive nursing facility services; however, the person shall be offered and may choose to receive services in a less restrictive setting if such services are available~~and do not result in costs to the state and counties in excess of the limitations set forth in RSA 151-E:11, II~~. Such choice shall be offered in accordance with state laws and federal regulations. The person shall have the right to have his or her individual support plan developed through a person-centered planning process regardless of age, disability, or residential setting. The department shall take into consideration the family and community supports available to the person, the family's desire and ability to care for the person, and shall ensure that all consideration and support is offered to the family to maintain the person in home and community-based care. Nothing in this section is intended to require the provision of financial assistance or supports by a family member.

7 Long-Term Care; Program Management and Cost Controls. Amend RSA 151-E:11, II to read as follows:

II. ~~[For the fiscal year beginning July 1, 2003, and each fiscal year thereafter the average annual cost for the provision of services to persons in the mid-level of care shall not exceed 60 percent of the average annual cost for the provision of services in a nursing facility. The average annual cost for the provision of services in~~

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

~~home-based care shall not exceed 50 percent of the average annual cost for the provision of services to persons in a nursing facility. No person whose costs would be in excess of 80 percent of the average annual cost for the provision of services to a person in a nursing facility shall be approved for home-based or mid-level services without the prior approval of the commissioner of health and human services. The prior approval shall include a comparison of the mid-level or home-based care costs of the person with the costs of a facility qualified to provide any specialized services necessary for the proper care and treatment of the individual.] The department shall provide a report annually no later than January 1 on the utilization of non-nursing home services to the county-state finance commission and the legislative fiscal committee. The department may report to the county-state finance commission and the legislative fiscal committee more frequently if new information is provided by the Centers for Medicare and Medicaid Services.~~

8 Long-Term Care; Program Management and Cost Controls. Amend RSA 151-E:11, IV to read as follows:

IV. Pursuant to RSA 541-A, the commissioner of the department of health and human services, with prior reporting to the oversight committee on health and human services, shall adopt by rule[-

(a) methodologies for determining the cost and average annual cost of home-based care, mid-level care, and intermediate, skilled, or specialized nursing facility care, including:

[(1)] (a) Bases for the methodologies;

[(2)] (b) Identification of services considered in determining costs;

[(3)] (c) Average annual costs based on the annual average number of recipients in the setting;

[(4)] (d) The requirement that nursing facility care include both the initial Medicaid rate and supplemental rates paid through the Medicaid Quality Incentive Program; and

[(5)] (e) The requirement that the nursing facility will include the cost for transitional case management.

~~[(b) A process to identify persons in home-based or mid-level care whose costs are expected to exceed 80 percent of the average annual cost for the provision of services to a person in a nursing facility.~~

~~(c) A standard of review and process for prior approval by the commissioner, in accordance with paragraph H of this section, for the cases identified through the process in subparagraph (b).]~~

9 Effective Date.

I. Sections 6-8 of this act shall take effect January 1, 2021.

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

2020-1277s

#### AMENDED ANALYSIS

This bill establishes a committee to study the safety of residents and employees in long-term care facilities.

This bill also clarifies the cost controls for long-term care services.

Sen. Sherman, Dist 24

Sen. Bradley, Dist 3

May 27, 2020

2020-1261s

01/10

#### Amendment to HB 1264

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

AN ACT extending the commission on the seacoast cancer cluster investigation, setting the maximum contaminant levels for certain perfluorochemicals in drinking water, establishing a per and poly-fluoroalkyl substances fund and programs and making an appropriation therefor, and requiring insurance coverage for PFAS and PFC blood tests.

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

Amend the bill by replacing all after section 2 with the following:

3 Perfluorochemicals; Drinking Water. RSA 485:16-e is repealed and reenacted to read as follows:

485:16-e Perfluorochemicals.

I. The maximum contaminant levels for the following shall be:

- (a) Perfluorooctanoic acid (PFOA): 12 parts per trillion.
- (b) Perfluorooctanesulfonic acid (PFOS): 15 parts per trillion.
- (c) Perfluorohexanesulfonic acid (PFHxS): 18 parts per trillion.
- (d) Perfluorononanoic acid (PFNA): 11 parts per trillion.

II. By November 1, 2020, and at least annually thereafter, the commissioner of the department of environmental services shall report to the speaker of the house of representatives and the president of the senate, the chairperson of the house committee on science, technology, and energy, the chairperson of the senate committee on energy and natural resources, the chairperson of the joint legislative committee on administrative rules, and the governor, with a recommendation regarding the adjustment of the maximum contaminant levels set in paragraph I.

III. The commissioner of the department of environmental services may adopt maximum contaminant levels different than those set forth in paragraph I if, accounting for an adequate margin of safety to protect human health at all life stages, including but not limited to pre-natal development, the commissioner determines the maximum contaminant levels in paragraph I need adjustment for the protection of human health.

4 New Chapter; Per and Polyfluoroalkyl Substances (PFAS) Fund and Programs. Amend RSA by inserting after chapter 485-G the following new chapter:

#### CHAPTER 485-H PER AND POLYFLUOROALKYL SUBSTANCES (PFAS) FUND AND PROGRAMS

485-H:1 Purpose Statement. Communities across the state have been impacted by per and polyfluoroalkyl substances (PFAS) contamination, largely through no fault of their own. The cost of remediating this contamination for many communities would result in dramatically higher water and sewer rates for end users. The existence of these man-made chemicals, some of which are occurring at unhealthy levels in New Hampshire's drinking water, require a strategy to protect, preserve, and enhance the water that New Hampshire citizens and environment rely upon.

485-H:2 Definitions. In this chapter:

- I. "Community water system" means "community water system" as defined in RSA 485:1-a.
- II. "Department" means the department of environmental services.
- III. "Drinking water standard" means the maximum contaminant levels in accordance with RSA 485:16-e.
- IV. "Fund" means the PFAS remediation loan fund established in RSA 485-H:10.
- V. "Non-transient non-community water system" means "non-transient non-community water system as defined in RSA 485:1-a.
- VI. "Wastewater residuals" means septage, sludge, or biosolids.

485-H:3 Implementation of Drinking Water Protection Program. The department shall provide low interest loans to community water systems and non-profit, non-transient public water systems whose testing of untreated source water shows confirmed exceedance of the state maximum contaminant level for PFAS, for remediation efforts begun after September 30, 2019.

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

I. Projects shall only be financed after the applicant demonstrates that the proposed plan for remediation is the most cost-effective solution, as reviewed and approved by the department. The applicant shall provide evidence in the application for funding that there are no no-cost or low-cost efforts such as blending of source water or shutting down an impacted source that would result in the system meeting applicable state maximum contaminant level with no unreasonable adverse effects. The applicant shall also show that there is no responsible party identified by the department or that the responsible party, potentially including the applicant, has provided their appropriate share of the funding for the proposed project.

II. Loans may be made for up to the total cost of the project, after any responsible party's contribution, addressing the contamination.

485-H:4 Implementation of Groundwater, Surface Water and Aquatic Life Protection. The department shall provide low interest loans to publicly-owned and non-profit wastewater and/or wastewater residual treatment or storage facilities that are required to treat effluent and residuals to achieve PFAS standards prior to discharge or disposal.

I. Projects shall only be financed after the applicant demonstrates that the proposed plan for remediation is the most cost-effective solution, as reviewed and approved by the department. The applicant shall provide evidence in the application for funding that there are no no-cost or low-cost efforts that would result in the system meeting standards with no unreasonable adverse effects. The applicant shall also show that there is no responsible party identified by department or that the responsible party, potentially including the applicant, has provided their appropriate share of the funding for the proposed project.

II. Loans may be made for up to the total cost of the project, after any responsible party's contribution, addressing the contamination.

485-H:5 Loan Principal Forgiveness Based Upon Need.

I. The department shall forgive up to 10 percent of the loan principal to community water systems and non-profit, non-transient non-community water systems using the same qualifying standards for forgiveness used in the drinking water state revolving loan program established under RSA 486:14.

II. The department shall forgive up to 10 percent of the loan principal for publicly-owned and non-profit wastewater treatment facilities using the same qualifying standards for forgiveness used in the clean water state revolving loan program established under RSA 486:14.

III. Total loan forgiveness under this section shall not exceed \$5 million for both drinking water and clean water combined.

485-H:6 Contingent Reimbursement.

I. Following the reimbursement of the department of justice for legal expenses related to relevant litigation; the transfer of funds to the revenue stabilization reserve account pursuant to RSA 7:6-e; the redemption of bonds issued or debt incurred pursuant to RSA 6:13-e, III(a); and reimbursement of the general fund for any debt principal or interest payments made to support bonds issued or debt incurred pursuant to RSA 6:13-e, III(a), any remaining funds from judgments or settlements received by the state resulting from lawsuits against the manufacturers of PFAS shall be deposited into the drinking water and groundwater trust fund established in RSA 6-D:1.

II. In addition to the loan forgiveness described in RSA 485-H:5, the department, upon certification by the state treasurer that funds from judgments or settlements have been received and used to redeem the bonds issued under RSA 6:13-e in full and the general fund has been reimbursed for all interest and principal payments charged against it to support said bond, shall grant partial loan forgiveness to the loan recipients, up to 50 percent of the loan principal.

(a) If insufficient funds are received by the state to cover 50 percent of the principal, the reimbursements shall be prorated. In no instance shall the loan reimbursement exceed 50 percent of the total loan amount, unless it received loan forgiveness under RSA 485-H:5, in which case the combined maximum shall be 60 percent.

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

(b) In the event a loan recipient receives compensation from a responsible party, the department shall not grant partial loan forgiveness that in combination with any compensation would exceed 100 percent of the total cost of the remediation.

485-H:7 Drinking Water and Groundwater Trust Fund Exception. Notwithstanding any law to the contrary, any funds deposited into the drinking water and groundwater trust fund established in RSA 6-D:1 as a result of this chapter may be transferred to the department to be used for funding PFAS remediation projects, including those at wastewater treatment facilities, at the discretion of the fund's advisory commission.

485-H:8 Duties of the Department.

I. The department shall perform the following duties to the limit of available funding:

(a) Establishing and administrating the PFAS remediation loan program to assist municipalities; community and non-profit, non-transient non-community water systems; and publicly owned and non-profit wastewater treatment facilities with the cost of complying with state maximum contaminant level for PFAS.

(b) Establishing and administering a loan forgiveness program to assist disadvantaged communities with loan repayment.

(c) Awarding loan funds to projects that meet the following criteria:

(1) The project is or was necessary to comply with a state mandated PFAS standard and the applicant for funding is a municipality, a community water system, or a non-profit, non-transient public water system, or a publicly-owned or non-profit wastewater and/or wastewater residual treatment or storage facility.

(2) The applicant has demonstrated, to the satisfaction of the department, that low or no-cost solutions are neither viable nor effective.

(d) Awarding reimbursements to projects from the fund in a manner consistent with this chapter.

II. Every year beginning December 1, 2020, the department shall prepare and file a report with the general court evaluating the progress made relative to PFAS contamination, the efficiency of the program established under this chapter, and whether it continues to provide the maximum benefit to New Hampshire citizens, and providing any recommendations on potential additional tasks for which the fund could be used to address PFAS contamination.

485-H:9 Rules. The department shall adopt rules, under RSA 541-A, relative to administering PFAS remediation loan programs for eligible projects necessary to meet state PFAS standards.

485-H:10 PFAS Remediation Loan Fund Established. There is hereby established in the department the PFAS remediation loan fund which shall be maintained by the state treasurer in distinct and separate custody from all other funds, notwithstanding RSA 6:12. The state treasurer may invest the fund in accordance with RSA 6:8. Any earnings on fund moneys shall be added to the fund. All moneys in the fund shall be non-lapsing and shall be continually appropriated to the department. The PFAS remediation loan fund shall be used to fund loans and reimbursements in accordance with this chapter. Funds from any bond proceeds, grants, loan repayments, legislative appropriations, donations, and other funds shall be credited to this fund.

5 New Subparagraph; PFAS Remediation Loan Fund. Amend RSA 6:12, I(b) by inserting after subparagraph (358) the following new subparagraph:

(359) Moneys deposited in the PFAS remediation loan fund established in RSA 485-H:10.

6 Capital Appropriation; Department of Environmental Services. The sum of \$50,000,000 is hereby appropriated to the department of environmental services for capital expenditures for the remediation of per- and polyfluoroalkyl substances in the state's drinking water sources and waste water residuals, which expenditures may include loans to public or private entities on such terms and conditions as the department of environmental services shall determine. To provide funds for the appropriation made in this section, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$50,000,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-13-e. Notwithstanding the provisions of RSA 9:18, the appropriation made in this section shall not lapse.

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

7 New Section; Authority to Issue Bonds; General Fund. Amend RSA 6 by inserting after section 13-d the following new section:

6:13-e Authority to Borrow; Certain Environmental Projects.

I. The state treasurer, as may be requested from time to time by the commissioner of the department of environmental services, is hereby authorized to borrow upon the credit of the state such sums as may be authorized by law from time to time to be borrowed under this section and may issue general obligation bonds in the name and on behalf of the state of New Hampshire for such authorized purposes and amounts in accordance with the provisions of RSA 6-A. The state treasurer is hereby further authorized to borrow all or any portion of amounts authorized to be borrowed under this section either as a loan from banks or other financial institutions, within or without the state, selected by the state treasurer or under the federal program established under the Water Infrastructure Finance and Innovation Act, 33 U.S.C. chapter 52, as amended, and to enter into agreements containing appropriate covenants and conditions as the state treasurer determines to be necessary or desirable to secure favorable credit terms from said banks or other financial institutions or under said program.

II. Notwithstanding the provisions of RSA 6-A:2, the maturity date of bonds issued pursuant to this section shall be not later than 30 years from the date of issue, as determined by the state treasurer; provided, that in determining the amount of bonds maturing later than 20 years from the date of issue, the state treasurer shall take into account the expected useful life of the projects being financed, as identified by the commissioner of the department of environmental services.

III. Payment of principal and interest on the borrowing authorized under paragraph I shall be paid when due from general fund revenue; provided, however, that pursuant to RSA 485-H:6, I, any borrowing under paragraph I shall be paid at or prior to maturity from any available funds derived from lawsuits against the manufacturers of PFAS, after reimbursement to the department of justice for legal expenses related to the litigation and the transfer of funds to the revenue stabilization reserve account pursuant to RSA 7:6-e.

IV. To the extent any borrowing under paragraph I cannot be immediately redeemed or prepaid when such funds are received by the state, the funds shall be held in a nonlapsing reserve to be established by the state treasurer for the future payment of the borrowing in accordance with its redemption or prepayment provisions.

8 Municipal Immunity for Compliance with Best Practices; Pollutant Liability Standard. Amend RSA 507-B:9, I to read as follows:

I. Notwithstanding any other provision of law, the liability of any governmental unit or public employee for any personal injury, bodily injury, or property damage caused by or resulting from pollutant incidents ***including, but not limited to, per and polyfluorochemical contamination***, shall only be based upon a showing by a preponderance of the evidence that the acts or omissions of the governmental unit were unreasonable. The acts or omissions of a governmental unit or public employee shall be conclusively presumed to be reasonable if they are in accord with the generally prevailing state of the art, scientific knowledge, and technology available to the governmental unit at the time the acts or omissions were undertaken or made by the governmental unit or public employee.

9 New Section; Accident and Health Insurance; Coverage for Perfluoroalkyls (PFAS) and Perfluorinated Compound (PFC) Blood Testing; Individual. Amend RSA 415 by inserting after section 6-x the following new section:

415:6-y Coverage for Perfluoroalkyls (PFAS) and Perfluorinated Compound (PFC) Blood Testing. Each insurer that issues or renews any individual policy of accident or health insurance providing benefits for medical or hospital expenses, shall provide to certificate holders of such insurance, who are residents of this state, coverage for perfluoroalkyls (PFAS) and perfluorinated compound (PFC) blood testing. Benefits provided under this section shall not be subject to any greater co-payment, deductible, or coinsurance than any other similar benefits provided by the insurer.

10 New Section; Accident and Health Insurance; Coverage for Perfluoroalkyls (PFAS) and Perfluorinated Compounds (PFCS) Blood Testing; Group. Amend RSA 415 by inserting after section 18-bb the following new section:

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

415:18-cc Coverage for Perfluoroalkyls (PFAS) and Perfluorinated Compounds (PFCS) Blood Testing. Each insurer that issues or renews any policy of group or blanket accident or health insurance providing benefits for medical or hospital expenses, shall provide to certificate holders of such insurance, who are residents of this state, coverage for coverage for perfluoroalkyls (PFAS) and perfluorinated compounds (PFCS) blood testing. Benefits provided under this section shall not be subject to any greater co-payment, deductible, or coinsurance than any other similar benefits provided by the insurer.

11 Health Services Corporations; Applicable Statutes. Amend RSA 420-A:2 to read as follows:

420-A:2 Applicable Statutes. Every health service corporation shall be governed by this chapter and the relevant provisions of RSA 161-H, and shall be exempt from this title except for the provisions of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415-A, RSA 415-F, RSA 415:6, II(4), RSA 415:6-g, RSA 415:6-k, RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:6-t, RSA 415:6-u, RSA 415:6-v, RSA 415:6-w, RSA 415:6-x, **RSA 415:6-y**, RSA 415:18, V, RSA 415:18, XVI and XVII, RSA 415:18, VII-a, RSA 415:18-a, RSA 415:18-i, RSA 415:18-j, RSA 415:18-o, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-v, RSA 415:18-w, RSA 415:18-y, RSA 415:18-z, RSA 415:18-aa, RSA 415:18-bb, **RSA 415:18-cc**, RSA 415:22, RSA 417, RSA 417-E, RSA 420-J, and all applicable provisions of title XXXVII wherein such corporations are specifically included. Every health service corporation and its agents shall be subject to the fees prescribed for health service corporations under RSA 400-A:29, VII.

12 Health Services Corporations; Applicable Statutes; Effective January 2021. Amend RSA 420-A:2 to read as follows:

420-A:2 Applicable Statutes. Every health service corporation shall be governed by this chapter and the relevant provisions of RSA 161-H, and shall be exempt from this title except for the provisions of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415-A, RSA 415-F, RSA 415:6, II(4), RSA 415:6-g, RSA 415:6-k, RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:6-u, RSA 415:6-v, RSA 415:6-w, RSA 415:6-x, **RSA 415:6-y**, RSA 415:18, V, RSA 415:18, XVI and XVII, RSA 415:18, VII-a, RSA 415:18-a, RSA 415:18-i, RSA 415:18-j, RSA 415:18-o, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-v, RSA 415:18-w, RSA 415:18-z, RSA 415:18-aa, RSA 415:18-bb, **RSA 415:18-cc**, RSA 415:22, RSA 417, RSA 417-E, RSA 420-J, and all applicable provisions of title XXXVII wherein such corporations are specifically included. Every health service corporation and its agents shall be subject to the fees prescribed for health service corporations under RSA 400-A:29, VII.

13 Health Maintenance Organizations; Statutory Construction. Amend RSA 420-B:20, III to read as follows:

III. The requirements of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415:6-g, RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:6-t, RSA 415:6-u, RSA 415:6-v, RSA 415:6-w, RSA 415:6-x, **RSA 415:6-y**, RSA 415:18, VII-a, RSA 415:18, XVI and XVII, RSA 415:18-i, RSA 415:18-j, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-v, RSA 415:18-w, RSA 415:18-y, RSA 415:18-z, RSA 415:18-aa, RSA 415:18-bb, **RSA 415:18-cc**, RSA 415-A, RSA 415-F, RSA 420-G, and RSA 420-J shall apply to health maintenance organizations.

14 Health Maintenance Organizations; Statutory Construction; Effective January 1, 2021. Amend RSA 420-B:20, III to read as follows:

III. The requirements of RSA 400-A:39, RSA 401-B, RSA 402-C, RSA 404-F, RSA 415:6-g, RSA 415:6-m, RSA 415:6-o, RSA 415:6-r, RSA 415:6-u, RSA 415:6-v, RSA 415:6-w, RSA 415:6-x, **RSA 415:6-y**, RSA 415:18, VII-a, RSA 415:18, XVI and XVII, RSA 415:18-i, RSA 415:18-j, RSA 415:18-r, RSA 415:18-t, RSA 415:18-u, RSA 415:18-v, RSA 415:18-w, RSA 415:18-z, RSA 415:18-aa, RSA 415:18-bb, **RSA 415:18-cc**, RSA 415-A, RSA 415-F, RSA 420-G, and RSA 420-J shall apply to health maintenance organizations.

15 Effective Date.

I. Sections 12 and 14 of this act shall take effect January 1, 2021 at 12:04 p.m.

II. Sections 9, 10, 11, and 13 of this act shall take effect 60 days after its passage.

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

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

2020-1261s

#### AMENDED ANALYSIS

This bill:

I. Extends the commission on the seacoast cancer cluster investigation. Sets maximum contaminant limits for perfluorochemicals in drinking water.

II. Establishes the per and polyfluoroalkly substances (PFAS) fund.

III. Establishes a low interest loan program for certain water and waste water systems affected by PFAS contamination.

IV. Makes an appropriation to the department of environmental services for the remediation of PFAS contamination.

V. Allows the department of environmental services to borrow money.

VI. Requires insurance coverage for perfluoroalkyls (PFAS) and perfluorinated compound (PFC) blood testing.

## REMOTE MEETINGS

***MONDAY, JUNE 1, 2020***

#### **OIL FUND DISBURSEMENT BOARD (RSA 146-D:4)**

9:00 a.m.

Regular Meeting

This meeting will take by WebEx teleconference. To join, please follow the instructions below:

For audio-only access by phone:

1. Dial the call-in number: 1-415-655-0001

2. Enter the access code: 471 837 271 and follow the prompts.

The following email address will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: [Robert.Bishop@des.nh.gov](mailto:Robert.Bishop@des.nh.gov). You may also call 603-513-3395.

#### **COMMISSION TO STUDY SCHOOL FUNDING (RSA 193-E:2-e)**

10:00 a.m.

Engagement Work Group Meeting.

This meeting will take place by remote conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-312-626-6799

2. Enter the conference code, followed by the pound sign: 943 9588 0374#

Video access is available at: <https://unh.zoom.us/j/94395880374>

The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [schoolfunding.commission@unh.edu](mailto:schoolfunding.commission@unh.edu). The following phone number will also be monitored: 603-862-3864

#### **COMMISSION TO STUDY WAKE BOATS (RSA 270:133)**

10:00 a.m.

Regular Meeting

Join the meeting from your computer, tablet or smartphone. <https://global.gotomeet-ing.com/join/941513933>

You can also dial in using your phone. United States: +1 (571) 317-3112

Access Code: 941-513-933

### Important Notice

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

New to GoToMeeting? Get the app now and be ready when your first meeting starts: <https://global.gotomeeting.com/install/941513933>

The following email address will be monitored throughout the meeting, to alert the committee to any issues: [amy.smagula@des.nh.gov](mailto:amy.smagula@des.nh.gov). The following phone number will also be monitored: 603-419-9325.

#### **COMMISSION TO STUDY SCHOOL FUNDING (RSA 193-E:2-e)**

1:00 p.m.

Fiscal Policy Work Group Meeting.

This meeting will take place by remote conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-312-626-6799
2. Enter the conference code, followed by the pound sign: 943 9588 0374#

Video access is available at: <https://unh.zoom.us/j/94395880374>

The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [schoolfunding.commission@unh.edu](mailto:schoolfunding.commission@unh.edu). The following phone number will also be monitor 603-862-3864

#### **COMMISSION TO STUDY THE EFFECTIVENESS OF THE CURRENT STATUTES RELATED TO MANAGEMENT OF NON-TIDAL PUBLIC WATERWAYS AND THE CONSTRUCTION OR PLACEMENT OF STRUCTURES WITHIN THEM (RSA 482-A:35)**

1:00 p.m.

Regular Meeting

Please join meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/537551621>

You can also dial in using your phone. United States: +1 (872) 240-3412

Access Code: 537-551-621

New to GoToMeeting? Get the app now and be ready when your first meeting starts: <https://global.gotomeeting.com/install/537551621>

The following email address will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: [Thomas.Taggart@des.nh.gov](mailto:Thomas.Taggart@des.nh.gov). The following phone number will also be monitored: 603-271-8156

#### **COMMISSION TO STUDY SCHOOL FUNDING (RSA 193-E:2-e)**

2:00 p.m.

Adequacy Work Group Meeting.

This meeting will take place by remote conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-312-626-6799
2. Enter the conference code, followed by the pound sign: 943 9588 0374#

Video access is available at: <https://unh.zoom.us/j/94395880374>

The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [schoolfunding.commission@unh.edu](mailto:schoolfunding.commission@unh.edu). The following phone number will also be monitored: 603-862-3864

### ***TUESDAY, JUNE 2, 2020***

#### **COMMISSION TO STUDY CAREER PATHWAYS FROM FULL-TIME SERVICE YEAR PROGRAMS TO POSTSECONDARY EDUCATION AND EMPLOYMENT OPPORTUNITIES IN SUPPORT OF NEW HAMPSHIRE'S FUTURE WORKFORCE NEEDS (RSA 187-A:44)**

11:00 a.m.

Regular Meeting

Commissioners and staff members will receive secure Zoom invitations by e-mail.

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

Members of the public and state agency personnel may attend using one of the following alternatives:

Join from your computer, tablet or smartphone:

<https://us02web.zoom.us/j/84889521607?pwd=czk1S0VwM2c2OTVlNWc5VmZoeTJKQT09>

Password: 799262

Or Telephone:

646-558-8656

Webinar ID: 848-8952-1607

Password: 799262

Or iPhone one-tap:

+16465588656,,84889521607#

The following e-mail will be monitored throughout the meeting by Volunteer NH staff who can assist with and alert the Commission to any technical issues: [emily@volunteernh.org](mailto:emily@volunteernh.org) or call 603-271-7204.

## ***FRIDAY, JUNE 5, 2020***

### **ADMINISTRATIVE RULES (RSA 541-A:2)**

9:00 a.m.

Continued Meeting to address items postponed from the special meeting on May 29, 2020. This continued meeting will take place as a Zoom webinar.

Committee and staff members will receive secure Zoom invitations by e-mail.

Members of the public and state agency personnel may attend using one of the following alternatives:

1. Join the webinar: <https://zoom.us/j/95475186769>

2. iPhone one-tap:

US: +19292056099,,95475186769# or +13017158592,,95475186769#

3. Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 929 205 6099 or +1 301 715 8592 or +1 312 626 6799 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799

4. Webinar ID: 954 7518 6769

Participant ID: 244372

International numbers available: <https://zoom.us/u/aeEi5LADju>

The following e-mail address will be monitored throughout the meeting by JLCAR staff who can assist with and alert the JLCAR to any technical issues: [diane.oneil@leg.state.nh.us](mailto:diane.oneil@leg.state.nh.us), or call 603-271-6647.

### **COMMISSION TO STUDY SCHOOL FUNDING (RSA 193-E:2-e)**

10:00 a.m.

Fiscal Policy Work Group Meeting.

This meeting will take place by remote conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-312-626-6799

2. Enter the conference code, followed by the pound sign: 910 8399 2326#

Video access is available at: <https://unh.zoom.us/j/91083992326>

The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [schoolfunding.commission@unh.edu](mailto:schoolfunding.commission@unh.edu). The following phone number will also be monitored: 603-862-3864

**Important Notice**

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

**COMMISSION TO STUDY SCHOOL FUNDING (RSA 193-E:2-e)**

1:00 p.m.

Engagement Work Group meeting.

This meeting will take place by remote conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-312-626-6799

2. Enter the conference code, followed by the pound sign: 910 8399 2326#

Video access is available at: <https://unh.zoom.us/j/91083992326>

The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [schoolfunding.commission@unh.edu](mailto:schoolfunding.commission@unh.edu). The following phone number will also be monitored: 603-862-3864

**COMMISSION TO STUDY SCHOOL FUNDING (RSA 193-E:2-e)**

3:00 p.m.

Adequacy Work Group Meeting.

This meeting will take place by remote conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-312-626-6799

2. Enter the conference code, followed by the pound sign: 910 8399 2326#

Video access is available at: <https://unh.zoom.us/j/91083992326>

The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [schoolfunding.commission@unh.edu](mailto:schoolfunding.commission@unh.edu). The following phone number will also be monitored: 603-862-3864

***MONDAY, JUNE 8, 2020*****COMMISSION TO STUDY SCHOOL FUNDING (RSA 193-E:2-e)**

2:00 p.m.

Regular Meeting

This meeting will take place by remote conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-312-626-6799

2. Enter the conference code, followed by the pound sign: 995 2557 4907#

Video access is available at: <https://unh.zoom.us/j/99525574907>

The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [schoolfunding.commission@unh.edu](mailto:schoolfunding.commission@unh.edu). The following phone number will also be monitored: 603-862-3864

***FRIDAY, JUNE 12, 2020*****FISCAL COMMITTEE (RSA 14:30-a)**

10:00 a.m. Regular Business

This meeting will take place by audio conference. To listen in please follow the instructions below:

1. Dial the call in number: 1-800-356-8278

2. Enter the 6-digit conference code: 125563

3. When prompted, clearly state your first and last name as well as your department/agency, or if you are a member of the press/public. The following email address will be monitored throughout the meeting by someone who can alert the committee to any issues: [nheoc@dos.nh.gov](mailto:nheoc@dos.nh.gov).

\*\*\*\*\*

Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.

## SENATE BILLS AMENDED BY THE HOUSE

SENATE BILLS: 7, 19, 34, 44, 45, 63, 122, 124, 166, 209, 283, 311

\* \* \* \* \*

## HOUSE BILLS AMENDED BY THE SENATE

HOUSE BILLS: 253, 466, 490, 496, 715

\* \* \* \* \*

ENROLLED BILL AMENDMENTS ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR 2020 BILLS:

SENATE BILLS: 255, 684

\* \* \* \* \*

FISCAL NOTE ADDITIONS AND UPDATES HAVE BEEN AMENDED TO THE BILLS ON THE WEB SITE AND ARE AVAILABLE IN THE SENATE CLERK'S OFFICE FOR THE FOLLOWING 2019 - 2020 BILLS:

SENATE BILLS: 7, 8, 63, 93, 122, 171, 173, 223, 229, 231, 244, 255, 283, 287, 288, 293, 295, 300, 302, 304, 305, 311, 312, 315, 319, 421, 435, 436, 439, 493, 496, 510, 524, 572, 576, 577, 588, 600, 605, 618, 620, 621, 622, 625, 626, 627, 636, 638, 642, 647, 648, 650, 656, 685, 659, 661, 668, 680, 683, 684, 686, 687, 692, 694, 696, 697, 705, 711, 715, 716, 718, 719, 724, 727, 729, 730, 731, 732, 735, 736, 737, 738, 742, 743, 747, 750, 754, 756, 759

HOUSE BILLS: 121, 150, 186, 253, 274, 308, 371, 397, 481, 487, 496, 532, 546, 559, 563, 568, 590, 640, 647, 667, 677, 703, 712, 715, 717, 731, 1101, 1122, 1141, 1171, 1175, 1192, 1224, 1233, 1234, 1236, 1237, 1254, 1280, 1281, 1286, 1287, 1290, 1376, 1425, 1444, 1455, 1462, 1477, 1484, 1494, 1495, 1496, 1500, 1518, 1521, 1551, 1552, 1555, 1560, 1564, 1569, 1575, 1577, 1592, 1608, 1617, 1622, 1629, 1630, 1633, 1641, 1648, 1656, 1658, 1660, 1665, 1670, 1679, 1686, 1695, 1701, 1707

\* \* \* \* \*

## NOTICE

The New Hampshire Legislative Youth Advisory Council is seeking recommendations of young people, age 15-22, who would be interested in serving on the Council. Created in 2006, LYAC is a statutory committee that serves as a link between young people and New Hampshire government, and advises the legislature on issues of concern to the youth of the Granite State. Applications will be accepted until July 15, 2020. Please forward any recommendations with contact information to: [NHLegislativeYouth@gmail.com](mailto:NHLegislativeYouth@gmail.com)

Senator Jon Morgan

\* \* \* \* \*

**Due to the COVID-19 pandemic, the General Court has suspended all legislative activities until further notice with the exception of remote public meetings, notices for which will be published in the House or Senate Calendar. During this time, the State House and Legislative Office Building will be closed to legislative members, legislative staff, and visitors.**

## SENATE SCHEDULE

***In an effort to thwart the spread of COVID-19, after conferring with the Minority Leader, and public health officials about best practices concerning the safety of Senators, staff, and the public, the deadlines may be reasonably amended at the discretion of the Senate President, to be timely noticed on the General Court website.***

|                              |                                                     |
|------------------------------|-----------------------------------------------------|
| Thursday, June 04, 2020      | Deadline to ACT on Committee of Conference Reports. |
| Friday, July 03, 2020        | Independence Day (State Holiday)                    |
| Monday, September 07, 2020   | Labor Day (State Holiday)                           |
| Wednesday, November 11, 2020 | Veterans' Day (State Holiday)                       |
| Thursday, November 26, 2020  | Thanksgiving Day (State Holiday)                    |
| Friday, November 27, 2020    | Day after Thanksgiving (State Holiday)              |
| Friday, December 25, 2020    | Christmas Day (State Holiday)                       |