2023 Cumulative HHS Oversight Committee Reporting Requirements

HB 2 (2023), Chapter 79 Laws of 2023

(Oversight consultation) 79:207 HEALTH CARE WORKPLACE VIOLENCE PREVENTION PROGRAM 277-C:2 Health Care Workplace Violence Prevention Program.
IV. Each health facility shall prepare and submit to the health care workplace safety commission established in RSA 151-J an annual report containing all workplace violence and hostile words incidents reported to the health facility directed at an employee by a patient, coworker, supervisor, manager, or other individuals who have a personal relationship with a patient. The chair of the health and human services **oversight** committee, established in RSA 126-A:13, with the advice of the health care workplace safety commission, may recommend updates to New Hampshire statutes or recommend updates to the rules adopted for the implementation of this section. The commissioner of the department of labor, in consultation with the health care workplace safety commission and the health and human services **oversight** committee, shall adopt rules pursuant to RSA 541-A deemed necessary for the implementation of this section, including a common reporting form.
79:208 Duties; Health Care Workplace Safety Commission. Amend RSA 151-J:2, I(c) to read as follows: (c) Propose changes to the health and human services **oversight** committee, established in RSA 126-A:13, the commissioner of the department of labor, and [to] the commissioner of the department of health and human services that will improve the safety of the health care workplace.

(Report) 79:399 New Section; Insurance Department; **Redundancy Elimination Report**. Amend RSA 400-A by inserting after section 67 the following new section: 400-A:68 Redundancy Elimination Report. **The department of insurance, in collaboration with the prescription drug affordability board established in RSA 126-BB,** shall issue a report on the elimination of redundancies related to the collection, analysis, and reporting on prescription drug prices between the two organizations, including proposed legislation on such elimination, with the overarching goal of promoting efficiency and economy. This report shall be submitted to the health and human services oversight committee established in RSA 126-A:13, the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, and the state library on or before **October 1, 2024.**

(Quarterly Reports) 79:412 New Paragraph; Medicaid Enhancement for Children and Pregnant Women. Amend RSA 167:68 by inserting after paragraph III the following new paragraph: IV(d) **On January 1, 2024,** the commissioner shall begin submitting **quarterly reports** to the oversight committee on health and human services, **the legislative committees with jurisdiction over health and human services**, and the governor regarding the department's progress in obtaining and implementing the **state plan amendment**. The quarterly reports shall include the department's plans for reducing administrative burdens for enrollees and the department's efforts to expand access and participation to voluntary, evidence-based **maternal home visiting programs**, pursuant to subparagraph (a). Reports submitted under this subparagraph shall also be posted on the department's website.

(Report) 79:415 New Subdivision; Medicaid Coverage of Certain Birthing, Postpartum, and Newborn Services. Amend RSA 126-A by inserting after section 98 the following new subdivision: Medicaid

Coverage of Certain Birthing, Postpartum, and Newborn Services 126-A:99 Medicaid Doula Coverage. I. Notwithstanding any other provision of this chapter, doula services shall be covered under the medical assistance for eligible Medicaid beneficiaries. II. As used in this section, "doula services" means services provided by a highly-qualified doula certified by the state pursuant to RSA 310-A:222 and designed to provide physical, emotional, and educational support to pregnant women before, during, and after childbirth. Doula services include the following: (a) Support and assistance during labor and childbirth. (b) Prenatal and postpartum support and education. (c) Breastfeeding assistance and lactation support. (d) Parenting education. (e) Support for a birthing person following loss of pregnancy. III. The department of health and human services is authorized to take any action to include doula services in the medical assistance program, including seeking waivers or amending the Medicaid state plan to provide reimbursement for doulas who provide Medicaid eligible services to eligible Medicaid beneficiaries. IV**. Not later than January 31, 2025,** the commissioner shall report to the oversight committee on health and human services, the legislative committees with jurisdiction over health and human services, and the governor, a set of metrics determined by the department of health and human services.

(Oversight Prior Review) 79:429 Appropriation; Department of Health and Humans Services; Phase 3 Feasibility Study. I. There is hereby appropriated the sum of $500,000 for the biennium ending June 30, 2025, to the department of health and human services to enter into a contract with an academic or research organization to complete a New Hampshire Kidney Cancer Incidence Phase 3 Feasibility Study for the town of Merrimack to further understand potential exposures that may contribute to the excess of kidney cancer incidence in Merrimack and identify any next steps warranted. Such funds shall be nonlapsing and appropriated to the department for the purposes of this act. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated. II. In order to provide funding for said appropriation, and subject to prior review by the joint legislative oversight committee on health and human services established in RSA 126-A:13, the department shall first use any available grant funding or any other non-state funds which may be used for this purpose.

(Initial Oversight Plan Review/Quarterly Reports/Final Report) 79:532 Reporting Requirement; Public Awareness Campaign. **On or before October 1, 2023**, the department of health and human services shall submit a draft plan for review to the joint legislative oversight committee on health and human services established in RSA 126- A:13 prior to implementation of the public awareness campaign. Thereafter**, beginning on January 1, 2024,** the department shall provide **quarterly progress reports** to the oversight committee on the implementation of the campaign. At the conclusion of the public awareness campaign, the department shall submit a **final report** to the speaker of the house of representatives, the president of the senate, the house clerk, the senate clerk, the governor, the state library, the oversight committee, the state commission on aging, the subcommittee on Alzheimer's and other related dementia, the senate committee on health and human services, the house committee on health, human services and elderly affairs, and the senate and house finance committees outlining the impact of the campaign and any related findings or recommendations for legislation **on or before November 1, 2024.**

(Semi-annual Report on Pilot Program) 79:547 Department of Health and Human Services; Developmental Services; Pilot Program. Amend 2022, 272:9, V to read as follows: V. [O~~n or before February 1, 2023~~,] The department shall ***semi-annually*** provide a detailed report of the pilot program plan to the senate health and human services committee, the senate finance committee, the house children and family law committee, the house health, human services and elderly affairs committee, the

house finance committee, the oversight committee on health and human services established in RSA 126-A:13, and the fiscal committee of the general court. The report shall include data on utilization, including the number of individuals seeking services in accordance with paragraph I, the number of individuals provided services as part of the pilot program, the types of specific services provided for each individual, the total cost of the services provided, the number of individuals who applied for funds each 6-month period, the number of applications approved, the number of applications denied and the reasons for denial, and other relevant information necessary to assess the pilot program for statewide expansion as part of the state budget for the biennium ending June 30, 2025.

(Oversight Review & Approval) 79:573 Personal Care Services; **Authorization of Legally Responsible Relative**. Amend RSA 161-I:3- a to read as follows: 161-I:3-a Authorization of Legally Responsible Relative, Guardian, or Person Granted Power of Attorney. The department may authorize reimbursement to a legally responsible relative, a guardian, or a person granted power of attorney by the eligible consumer, who provides personal care to an eligible consumer with special health care needs residing at home. Such reimbursement shall occur only when the department determines that the needs of the eligible consumer, the unavailability of appropriate providers or suitable alternative care services, and cost efficiencies make utilization of a legally responsible relative, guardian, or person granted power of attorney by the eligible consumer, for the provision of such services necessary and appropriate. Reimbursement shall be limited to care that is medically necessary due to specific health needs and shall not be made for care generally expected and provided by a legally responsible relative, guardian, or person granted power of attorney by the eligible consumer. The department shall not authorize reimbursement to a legally responsible relative, guardian, or person granted power of attorney by the eligible consumer, until a plan and rules adopted pursuant to RSA 541-A, are reviewed and approved by the oversight committee on health and human services, established in RSA 126-A:13.

(Oversight Review) 79:576 Department of Health and Human Services; Eligibility for Assistance. Amend RSA 167:4, I(b) to read as follows: (b) To the extent permissible under federal law, in the case of an applicant for public assistance or medical assistance who has made an assignment or transfer of assets to an individual for less than fair market value within [~~60~~] 36 months, or for up to 60 months if deemed necessary by the department based upon case specific information or extenuating circumstances, or in the case of transfers of real estate, or transfers of assets to a trust or portions of a trust that are treated as assets disposed of by the individual within [~~60~~] 36 months, or for up to 60 months if deemed necessary by the department based upon case specific information or extenuating circumstances, immediately preceding the date of application or while the application is pending, or in the case of a recipient of public assistance or medical assistance who makes such an assignment or transfer while in receipt of the assistance, the assistance sought shall only be granted or continue to be granted in accordance with rules establishing restrictions and eligibility criteria for such cases as adopted by the commissioner of the department of health and human services under RSA 541-A, subject to applicable federal regulations and waiver approval, if any, and review by the oversight committee on health and human services, established in RSA 126-A:13. The oversight committee on health and human services shall make a report to the legislative fiscal committee which shall have final approval authority.

HB 49 Chapter 2:2 Laws of 2023 (Quarterly Reports)

2:2 Department of Health and Human Services; Sununu Youth Services Center; Construction and Operation of a Replacement Secure Facility.

VI. The department of health and human services shall submit **quarterly progress reports** to the joint legislative oversight committee on health and human services, established by RSA 126- A:13, and to the office of the child advocate established under RSA 21-V beginning no later than 60 days after the passage of this act, until such time as the facility is operational. Each quarterly report shall include a statement indicating whether the reported progress is sufficient to meet the accepted completion deadline for the opening of the facility. In the event that sufficient progress to meet this deadline has not been made, the progress report shall include the reasons for any projected delay in meeting the deadline, a description of the efforts being undertaken to minimize any delay in the development and opening of the facility and projected completion date. In addition, the quarterly progress reports shall include the following information: (a) Progress towards retaining an architectural consultant to design the plan for the facility; (b) Progress towards completion of the design for the facility; (c) Progress towards contracting with the company that will construct the replacement facility; (d) The anticipated date construction of the replacement facility will be completed; and (e) The anticipated date by which the replacement facility will be operational.2:6 Effective Date. This act shall take effect upon its passage. Approved: April 13, 2023 Effective Date: April 13, 2023 (60 days = June 12, 2023)

HB 642 Chapter 199 Laws of 2023 (Oversight Consultation)

199:2 Prospective Repeal. RSA 171-A:1-e, relative to budget flexibility for services for the developmentally disabled, is repealed. 199:3 Contingency; Effective Date of Repeal. Section 2 of this act shall become effective on the date the commissioner of the department of health and human services, after consultation with the joint legislative oversight committee on health and human services established in RSA 126-A:13, certifies the full implementation of the developmental services rate redesign to the director of legislative services and the secretary of state, provided that section 2 shall take effect not later than July 1, 2025.

SB 174 Chapter 74:2 Laws of 2023 (Report)

74:2 Department of Health and Human Services; Department of Military Affairs and Veterans Services; Report on Veterans' Access to Health Care and Mental Health Services. On or before **November 1, 2023**, the department of health and human services, in collaboration with the department of military affairs and veterans services, shall report to the joint legislative oversight committee on health and human services, established in RSA 126-A:13, on veterans' access to health care and mental health services. The report shall include, but is not limited to, a review and overview of existing programs enabling veterans to access health care and mental health services; a description of coordination of efforts for the access and delivery of these programs and services between federal and state agencies and providers; and making findings and recommendations for future legislation as appropriate.