



NEW HAMPSHIRE LIBERTY ALLIANCE

GOLD STANDARD

SB 210 NAY OTP/A
SB 356 YEA OTP
SB 358 YEA OTP/A
SB 481 NAY OTP
SB 500 NAY OTP
SB 503 YEA ITL
SB 515 NAY OTP
SB 521 NAY OTP/A



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HOUSE SESSION - WEDNESDAY, APRIL 20, 2016

SB 515-FN, relative to child neglect and other changes to the child protection act.

Children and Family Law: OTP/A 11-3

SB 515

ANTI-LIBERTY: This bill makes evidence of opioid dependence in single parent households a rebuttable presumption of child neglect.

- This bill as amended still contains language that states that "Evidence of a custodial parents opioid drug abuse or opioid drug dependence" is a "rebuttable presumption" of child neglect. Although this is an improvement over the original text of the bill, it still places families in positions have having to prove innocence as opposed to the state having to prove guilt.
- RSA 169-C:29 already requires doctors, nurses, social workers and others to report suspected child abuse or neglect. Under existing law these professionals have some minor freedom to consider the totality of circumstances for reporting potential neglect. With this bill, even as improved by proposed amendments, these professionals would no longer have discretion. This would likely result in doctors failing to ask medically relevant questions and patients failing to provide medically relevant answers for fear of involving the state in an already complex situation. If based on the specific circumstances of the patient and their drug use (regardless of type of drug) a professional has reason to believe the child is being abused or neglected, they already have the duty to report. This bill therefore carries unacceptable risk of harm while providing little in the way of potential benefits to children.

**NAY
OTP**

SB 500-FN, relative to student health insurance plans.

Commerce and Consumer Affairs: OTP 16-4

SB 500

ANTI-LIBERTY: This bill mandates new procedures for educational entities that operate self-funded student health insurance plans.

- This bill is attempting to address a problem that does not exist. There are sufficient consumer protections already in place for students covered under these plans.
- The state should not insert itself where it is not needed. A free market in health insurance better serves customers than ever-expanding state mandates and regulations.
- College costs and health care costs continue to rise faster than inflation year over year. Overregulation, which this bill exemplifies, is a big part of the problem.
- The scope of this bill is larger than what is implied by the Majority report. It applies to all not-for-profit private and public institutions of higher education which provide 4 year bachelors degree programs and graduate or professional degree programs.

**NAY
OTP**

SB 503-FN-A, relative to pre-kindergarten education using pay for success financing.

Education: ITL 16-4

SB 503

ANTI-LIBERTY: This bill compels taxpayers to fund yet another optional, experimental program.

- The bill's original fiscal note is for \$10M to support a grade level outside compulsory attendance.
- The first program of this type, a NYC program to help teenage inmates was an official failure. Currently Utah has a "pay for success" early education program in place, but their boasts were determined to be inflated due to poorly defined goals. These "pay for success" experiments are still unproven to justify a launch in New Hampshire.
- Let the private sector establish pre-school programs, not the state through public/private partnerships, using taxpayer money.
- Not a single social impact bond project has demonstrated success so far.

YEA ITL

SB 210-FN, relative to regulation of septic system evaluators.

Executive Departments and Administration: OTP/A 13-5

ANTI-LIBERTY: This bill creates yet another hurdle for businesses and property owners.

- Certification programs for septic evaluators are already available in NH. It is the right of home buyers and sellers to decide whether or not to hire a certified septic evaluator, and not the business of government.
- Requiring a license to evaluate septic systems does not guarantee the licensee will do a good job. There are plenty of examples of incompetent licensed tradesmen.
- Licensing often creates more of the behavior it ostensibly intends to remedy. Making it more expensive to hire qualified professionals incentivizes buyers to forgo evaluations, hire amateurs or attempt to perform work themselves.
- Licensing reduces options for septic evaluation while increasing expense.

SB 210
NAY
OTP/A

SB 481, (New Title) relative to a special health care service license and establishing a fund.

Health, Human Services and Elderly Affairs: OTP/A 16-0

ANTI-LIBERTY: This bill raises new barriers to entry for healthcare service providers.

- This bill contains provisions designed to create or protect health care service monopolies in the state limiting competition and preventing competitive price pressures. It delegates the power to the state commissioner of health and human services to make a determination of the need for new facilities enshrining crony capitalism into state law.
- The bill effectively requires all new medical facilities to provide 24/7 emergency services while exempting existing medical facilities from providing this capability. This further increases the barrier to entry for new service providers by increasing their costs while shielding existing providers from the new costs.

SB 481
NAY
OTP

SB 521-FN, relative to an OHRV registration fee for persons who are members of an OHRV club.

Resources, Recreation and Development: OTP/A 17-2

ANTI-LIBERTY: This bill steeply increases OHRV registration fees, especially for those who choose not to join clubs.

- This bill favors certain clubs over others. Different fees for different club affiliations creates a class system, and could hurt non approved clubs and their membership.
- OHRV riders should not be punished with higher registration fees because they choose not to become members of an approved non profit club.
- The \$30 increase is too steep and will hurt OHRV tourism.

SB 521
NAY
OTP/A

SB 356-FN, relative to agricultural plates for vehicles of commercial fishing operations.

Transportation: OTP 16-0

PRO-LIBERTY: This bill allows commercial fishing operators to register certain vehicles using current agricultural plates.

- This bill puts fisheries on common ground with other agricultural businesses.
- Reducing fees for businesses will attract businesses to NH.

SB 356
YEA
OTP

SB 358, relative to use of navigation devices in motor vehicles.

Transportation: OTP/A 12-2

PRO-LIBERTY: This bill recognizes the right of drivers to use navigation systems.

- This is a good common sense first step in fixing the hands free law.
- There are many distractions while driving and we can't legislate all of them. Using a mounted or built in GPS is no more dangerous than changing radio stations.
- The hands free law went too far in restricting what drivers can do in their own vehicles. This bill helps give drivers the freedom to use their property as it was intended without the fear of being pulled over and ticketed.

SB 358
YEA
OTP/A