

Amendment to SB 478

1 Amend the bill by replacing sections 1 and 2 with the following:

2
3 1 New Section; Advisory Council on Lactation. Amend RSA 275 by inserting after section 76
4 the following new section:

5 275:77 Advisory Council on Lactation.

6 I. There is hereby established an advisory council on pregnancy and lactation. The advisory
7 council shall be comprised of:

8 (a) One member of the senate, appointed by the senate president.

9 (b) Two members of the house of representatives, one from the majority party and one
10 from the minority party, appointed by the speaker of the house of representatives.

11 (c) The commissioner of the department of labor, or designee.

12 (d) The commissioner of the department of transportation, or a designee from the
13 division of aeronautics, rail, and transit.

14 (e) Two members from the business community, one from a business with 50 or more
15 employees and one from a business with less than 50 employees, both appointed by the governor.

16 (f) A member of the New Hampshire Business and Industry Association, appointed by
17 the president of that association.

18 (g) One individual representing women of color regarding health equity, appointed by
19 the president of the New Hampshire chapter of the American Civil Liberties Union.

20 (h) One member from the New Hampshire Medical Society representing obstetrics and
21 gynecology, appointed by the president of that association.

22 (i) The executive director of the human rights commission, or a member of the
23 commission's board.

24 (j) One member from National Education Association for New Hampshire, appointed by
25 the president of that association

26 (k) One member from the department of health and human services, division of public
27 health, appointed by the director of that division.

28 (l) A representative from the Women, Infants, and Children program (WIC), appointed
29 by the commissioner of the department of health and human services.

30 (m) A certified midwife, appointed by the midwifery council established in RSA 326-D:3.

31 (n) The president of the New Hampshire Breastfeeding Rights Coalition and the Rustik
32 Baby Project, or designee.

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1 (o) The chairperson of the New Hampshire breastfeeding task force, or designee.

2 (p) A hospital administrator from a certified baby-friendly hospital, appointed by the
3 governor.

4 (q) A mother who is breastfeeding a child or children, appointed by the governor.

5 (r) An attorney with experience in human rights issues, appointed by the New
6 Hampshire commission for human rights.

7 II. The advisory council shall:

8 (a) Examine best practices on behalf of pregnant women and lactating mothers in New
9 Hampshire.

10 (b) Research availability of accommodations and support for lactating mothers in the
11 public arena, including but not limited to transportation hubs, educational institutions, government
12 buildings, and courts and correctional facilities.

13 (c) Review definition of sex discrimination and disparate treatment related to
14 pregnancy and lactation on federal and state levels in order to consider amendments to existing
15 statutes.

16 (d) Review federal and state definitions of reasonable accommodations and clarify
17 definitions for state laws as it related to pregnancy and lactation accommodations.

18 (e) Clarify that lactation is a medical condition related to pregnancy.

19 (f) Review the history of pregnancy and lactation legislation in New Hampshire.

20 III. Legislative members shall receive mileage at the legislative rate while attending to the
21 duties of the advisory council.

22 IV. The advisory council may meet as often as necessary to accomplish its goals and
23 meetings may be held by conference call. A minimum of 3 meetings per year shall be open to the
24 public.

25 V. The advisory council shall submit an interim report on November 1, 2018, and a final
26 report on November 1, 2019, detailing its activities and findings, together with any
27 recommendations for proposed legislation, to the president of the senate, the speaker of the house of
28 representatives, and the governor.

29 2 Transition. The advisory council on pregnancy and lactation established in RSA 275:77 shall
30 continue the work of the advisory council on lactation established in RSA 275:76, but repealed by
31 2016, 232:3, I.