

Rep. Marsh, Carr. 8  
Rep. MacKay, Merr. 14  
Rep. Snow, Hills. 19  
Rep. Schapiro, Ches. 16  
April 24, 2019  
2019-1631h  
10/05

Amendment to SB 80

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

2

3 AN ACT relative to membership on the board of mental health practice, applications for  
4 licensure by mental health practitioners, and insurance credentialing of out-of-state  
5 mental health practitioners and psychologists.  
6

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

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9 1 Board of Mental Health Practice; New Members. Amend RSA 330-A:3, I to read as follows:

10 I. There shall be a board of mental health practice composed of the following members: one  
11 licensed pastoral psychotherapist, one licensed clinical social worker, one licensed marriage and  
12 family therapist, one licensed clinical mental health counselor, **one member from a community**  
13 **mental health center, one member from a community health center,** and 3 public members.  
14 The members shall be appointed to a term of 3 years by the governor with the approval of the  
15 council. The members of the board shall elect a chairperson on an annual basis. No discipline's  
16 representative and no individual public member shall serve as chairperson for more than 2 years  
17 consecutively.

18 2 Board of Mental Health Practice; Quorum. Amend RSA 330-A:9, I to read as follows:

19 I. The board shall hold regular annual meetings. Other meetings of the board shall be held  
20 at such times and upon such notice as the rules of the board provide. [~~Four~~] **Five** members shall  
21 constitute a quorum.

22 3 Mental Health Practice; Rulemaking. Amend RSA 330-A:10, I to read as follows:

23 I. The application procedure for any license issued under this chapter. **License**  
24 **application procedure, including applications from other states under rules in paragraph**  
25 **I-a, shall include the following:**

26 (a) **The board shall either request additional information or documentation**  
27 **within 15 days or act on an application for licensure as a mental health practitioner**  
28 **within 30 days of receipt.**

29 (b) **Rules defining reasonable time for acting on a completed application for**  
30 **licensure as a mental health practitioner shall not exceed 30 days.**

31 (c) **The board shall review complete applications received at least 10 days prior**

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1 *to a regularly scheduled meeting at its next regularly scheduled meeting.*

2 *(d) The board shall allow the applicant to submit a single criminal history*  
3 *records check conducted by another state through by the Federal Bureau of Investigation*  
4 *instead of submitting multiple individual state criminal offender information when an*  
5 *applicant has practiced in multiple states.*

6 4 Mental Health Practice; Applicants From Other States. Amend RSA 330-A:26, II to read as  
7 follows:

8 II. An applicant whose state licensure meets the requirements in paragraph I shall be  
9 ~~[deemed able]~~ **permitted** to practice in this state not more than ~~[60]~~ **30** days after the application is  
10 received by the board, pending final approval or denial **of the license** for other reason by the board.  
11 The board shall adopt rules under RSA ~~[541-A]~~ **330-A:10, I and I-a** to ensure the timely review and  
12 approval of applications under this section.

13 5 Managed Care Law; Credentialing Verification; Mental Practitioners and Psychologists.  
14 Amend RSA 420-J:8-c to read as follows:

15 420-J:8-c Reimbursement for Providers Waiting for Health Carrier Credentialing Verification.

16 **I.** Pursuant to RSA 420-J:4, I, health carriers issuing health benefit plans subject to this  
17 chapter shall pay claims for covered services rendered to covered persons by a health care provider  
18 who, at the time of submission of a clean and complete credentialing application, has a valid license  
19 from the respective state licensing board and has been credentialed by the hospital, if appropriate.  
20 The claim for covered services rendered by the provider applicant shall be paid at the same  
21 contracted rate as the credentialed provider:

22 ~~[I.]~~ **(a)** When covering on-call for another health care provider who is credentialed by the  
23 carrier and billed using the name of the credentialed provider; or

24 ~~[II.]~~ **(b)** Who, at the time of application, is credentialed by the health carrier in another  
25 state or is in the health carrier's New Hampshire network based on employment with a particular  
26 health care entity.

27 **II. For purposes of RSA 420-J:4 and this section, a health care provider having a**  
28 **valid license shall include all:**

29 **(a) Mental health practitioners licensed under RSA 330-A and applicants for**  
30 **mental health practice licensure from other states who are permitted to practice in this**  
31 **state pursuant to RSA 330-A:26, II.**

32 **(b) Psychologists licensed under RSA 329-B and psychologists licensed in**  
33 **another jurisdiction issued a temporary license to practice under RSA 329-B:20, III.**

34 6 Effective Date. This act shall take effect 60 days after its passage.

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AMENDED ANALYSIS

This bill adds 2 members to the board of mental health practice and requires the board of mental health practice to adopt rules for the timely action on license applications by qualified applicants. The bill also clarifies the procedure for insurance credentialing of out-of-state mental health practitioners and psychologists applying for state licensure.