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Secretary of State's Bureau of Securities Regulation Files Petition to Enforce Subpoena on HealthTrust

The petition of the Merrimack Superior Court alleges HealthTrust has failed to comply with a Subpoena filed by the Bureau following a complaint submitted by the City of Rochester.

CONCORD, NH (March 9, 2025): The New Hampshire Bureau of Securities, under the leadership of Secretary of State David M. Scanlan, has filed a petition with the Merrimack Superior Court to enforce a Subpoena served on HealthTrust, a pooled risk management program that provides medical, dental, and prescription drug plans for political subdivisions' public employees, their dependents, and retired public employees.

The Bureau, which is responsible for regulating pooled risk management programs under [RSA 5-B](#), filed the Subpoena on February 7, 2025, after receiving a complaint from the City of Rochester, a member of the HealthTrust risk pool. In the complaint, Rochester noted it had requested its own de-identified diagnosis information for individual claims over \$75,000 from HealthTrust on four separate occasions.

In subsequent communications with HealthTrust, the Bureau emphasized that Rochester is entitled to its own data communications and requested a meeting with HealthTrust to discuss the issue further. After HealthTrust informed the Bureau that it was not prepared to provide Rochester the requested documents, the Bureau issued a Subpoena.

To date, HealthTrust has failed to produce the requested documents, interfering with Rochester's ability to evaluate the cost-effectiveness of its employee healthcare program prior to the deadline for renewal of its membership in HealthTrust.

The Bureau notes that HealthTrust "as a pool organized under [RSA 5-B](#), purportedly formed for the benefit of its political subdivision members, was acting contrary to its very purpose by withholding pertinent information from its own member, and prohibiting that member from fairly evaluating all its options for health coverage to the detriment of that member and all of its employees, their dependents, and retired employees."

Eric Forcier, Deputy Secretary – Bureau of Securities Regulation: "The Bureau of Securities Regulation has the authority to ensure that pooled risk management programs comply with [RSA 5-B](#). These pooled risk management programs belong to the political subdivisions like Rochester, and every member has the right to their own data."

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