

SB 8-FN - AS INTRODUCED

2017 SESSION

17-0885
04/06SENATE BILL **8-FN**

AN ACT relative to school attendance in towns with no public schools.

SPONSORS: Sen. Ward, Dist 8; Sen. Morse, Dist 22; Sen. Bradley, Dist 3; Sen. Sanborn, Dist 9; Sen. Giuda, Dist 2; Sen. Gray, Dist 6; Sen. Carson, Dist 14; Sen. Reagan, Dist 17; Sen. Birdsell, Dist 19; Sen. Gannon, Dist 23; Sen. Innis, Dist 24; Rep. T. Wolf, Hills. 7; Rep. Cordelli, Carr. 4; Rep. Pitre, Straf. 2; Rep. Grenier, Sull. 7

COMMITTEE: Education

ANALYSIS

This bill allows a school district to assign a child to another public school in another school district or to an approved private school if there is no public school for the child's grade in the child's resident district. The bill also allows a school board to make a contract with a private school to provide for the education of a child who resides in a district which does not have a public school at the child's grade level.

Explanation: Matter added to current law appears in ***bold italics***.

Matter removed from current law appears [~~in brackets and struck through.~~]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

17-0885
04/06

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT relative to school attendance in towns with no public schools.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 School Districts; Contracts With Schools. Amend RSA 194:22 to read as follows:

194:22 Contracts With Schools.

I. Any school district may make a contract with an academy, high school, ***private school***, or other literary institution located in this or, when distance or transportation facilities make it necessary, in another state, ***to provide for the education of a pupil who resides in the district*** and raise and appropriate money to carry the contract into effect. If the contract is approved by the state board ***of education or the school board of the school district in which the pupil resides***, the school with which it is made shall be deemed a high school maintained by the district.

II. ***If there is no public school for the child's grade in the resident district, the district may assign the child to another public school in another school district or to a private school which has been approved for attendance by the department of education.***

III. ***Notwithstanding any provision of law to the contrary, a school board may make a contract with any private school to provide for the education of a pupil who resides in the school district, and may raise and appropriate money for the purposes of the contract, if the school district does not have a public school at the pupil's grade level and the school board decides it is in the best interest of the pupil.***

2 School Districts; Tuition. Amend RSA 194:27 to read as follows:

194:27 Tuition. Any district not maintaining a high school or school of corresponding grade shall pay for the tuition of any pupil who with parents or guardian resides in said district, or who, as a resident of said district, after full investigation by the state board of education is determined to be entitled to have his or her tuition paid by the district where the pupil resides, and who attends an approved public high school ~~or~~, a public school of corresponding grade in another district ~~or~~, an approved public academy, **or a private school which has been approved for attendance by the department of education.** Except under contract as provided in RSA 194:22, the liability of any school district hereunder for the tuition of any pupil shall be the current expenses of operation of the receiving district for its high school, as estimated by the state board of education for the preceding school year. This current expense of operation shall include all costs except costs of transportation of pupils.

3 School Money; District Taxes; Estimates. Amend RSA 198:4 to read as follows:

198:4 Estimates. The school board of each district in its annual report shall state in detail the additional sums of money, if any, which will be required during the ensuing fiscal year for the support of the public schools, for the purchase of textbooks, scholars' supplies, flags and appurtenances, for the payment of the tuition of the pupils in the district in high schools ~~and~~, academies, **or private schools** in accordance with law, and for the payment of all other statutory obligations of the district.

4 New Paragraph; School Boards; Duty to Provide Education. Amend RSA 189:1-a by inserting after paragraph III the following new paragraph:

IV. Notwithstanding any provision of law to the contrary, a school board may make a contract with any private school to provide for the education of a pupil who resides in the school district, and may raise and appropriate money for the purposes of the contract, if the school district does not have a public school at the pupil's grade level and the school board decides it is in the best interest of the pupil.

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

LBAO

17-0885

1/14/17

SB 8-FN- FISCAL NOTE AS INTRODUCED

AN ACT relative to school attendance in towns with no public schools.

FISCAL IMPACT: ☒ State ☐ County ☒ Local ☐ None

STATE:	Estimated Increase / (Decrease)			
	FY 2018	FY 2019	FY 2020	FY 2021
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	Indeterminable	Indeterminable	Indeterminable	Indeterminable
Funding Source:	☐ General ☒ Education ☐ Highway ☐ Other			

LOCAL:

Revenue	Indeterminable	Indeterminable	Indeterminable	Indeterminable
Expenditures	Indeterminable	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This bill allows a school district to assign a child to another public school in another school district or to a Department of Education approved private school, if there is no public school in the child's grade in their resident district. Additionally, this bill allows a school board to contract with a private school to educate a child who resides in a district without a public school at the child's grade level. It is unknown how many students this change would apply to or the value of any tuition agreements, therefore any impact to state adequate education grant expenditures, or local revenues and expenditures is indeterminable.

AGENCIES CONTACTED:

Department of Education

