

Committee Report

CONSENT CALENDAR

March 23, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Education to which was referred HB
409,**

**AN ACT relative to filling certain vacancies among
members of school boards and other school district
offices. Having considered the same, report the same
with the recommendation that the bill OUGHT TO
PASS.**

Rep. Glenn Cordelli

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Education
Bill Number:	HB 409
Title:	relative to filling certain vacancies among members of school boards and other school district offices.
Date:	March 23, 2021
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS

STATEMENT OF INTENT

This bill provides that any vacancy occurring in school district offices between the beginning of the filing period and the election shall not be filled by official ballot until the following year.

Vote 18-2.

Rep. Glenn Cordelli
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Education

HB 409, relative to filling certain vacancies among members of school boards and other school district offices. **OUGHT TO PASS.**

Rep. Glenn Cordelli for Education. This bill provides that any vacancy occurring in school district offices between the beginning of the filing period and the election shall not be filled by official ballot until the following year. **Vote 18-2.**

Voting Sheets

HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on HB 409

BILL TITLE: relative to filling certain vacancies among members of school boards and other school district offices.

DATE: March 18, 2021

LOB ROOM: 301-303

MOTIONS: OUGHT TO PASS

Moved by Rep. Cordelli

Seconded by Rep. Moffett

Vote: 18-2

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Barbara Shaw, Clerk



2021 SESSION

Education

Bill #: HB409 Motion: OTP AM #: _____ Exec Session Date: 3-18-2021

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Ladd, Rick M. Chairman	✓		
Cordelli, Glenn Vice Chairman	✓		
Boehm, Ralph G.	✓		
Allard, James C.	✓		
Lekas, Alicia D.	✓		
Moffett, Michael	✓		
Hobson, Deborah L.	✓		
Andrus, Louise	✓		
Ford, Oliver J.	✓		
Layon, Erica J.	✓		
Soti, Julius F.	✓		
Myler, Mel	✓		
Luneau, David J.		✓	
Shaw, Barbara E. Clerk	✓		
Cornell, Patricia	✓		
Tanner, Linda L.	✓		
Ellison, Arthur S.	✓		
Mullen, Sue M.	✓		
Ley, Douglas A.		✓	
Woodcock, Stephen L.	✓		
TOTAL VOTE:	18	2	

Hearing Minutes

HOUSE COMMITTEE ON EDUCATION

PUBLIC HEARING ON HB 409

BILL TITLE: relative to filling certain vacancies among members of school boards and other school district offices.

DATE: March 9, 2021

LOB ROOM: 301/303 **Time Public Hearing Called to Order:** 11:35 AM

Time Adjourned: 12:05 PM

Committee Members: Reps. Ladd, Cordelli, Shaw, Boehm, Allard, A. Lekas, Moffett, Hobson, Andrus, Ford, Layon, Soti, Luneau, Cornell, Tanner, Ellison, Mullen, Ley and Woodcock, Heath

Bill Sponsors:

Rep. Rung

Rep. Danielson

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Rep. Rung – Bill Sponsor

- Nothing in statute that relates to vacancies in school boards
- If a vacancy occurs during the filing period position is held open until the following year
- Consistency with town offices vacancies
- Reference RSA 669:61

David Scanlon – Secretary of State’s Office – Supports

- Clarifies the statute
- Constituents are aware of vacancies and hinders candidates participation if someone dies during filing period
- Believe it is the right course of action and support this legislation
- For unexpired term only

Patricia Heinrich

- Needed by school districts to conform schools with town officers
- Fairness for all candidates

Barrett Christina – NHSBA – Opposed

- Retain to have conversation
- RSA 127:26 may be in conflict
- Language in bill does not reflect “unexpired term”

Respectfully submitted,

Rep. Barbara Shaw, Clerk

HOUSE COMMITTEE ON EDUCATION

BILL TITLE: PUBLIC HEARING on Bill # HB 409
relative to filling certain vacancies among members
of school boards and other school
DATE: 3-9-2021 district offices

ROOM: 301-303

Time Public Hearing Called to Order: 11:35 AM

Time Adjourned: 12:05 PM

(please circle if present)

all present

Committee Members: Reps. Ladd, Cordelli, Shaw, Boehm, Allard, A. Lekas,
Moffett, Hobson, Andrus, Ford, Layon, Soti, Myler, Luneau, Cornell, Tanner, Ellison,
Mullen, Ley and Woodcock

Mary Heath

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

① Rep. Rung - sponsor

• nothing in statute that relates to vacancies
in school boards

• if a vacancy occurs during the filing
~~per~~ period position is held open until
the following year

• consistency with town offices vacancies
* written testimony email

• reference RSA 669:61

② David Scanlon - Sec'y St Office - supports

• clarifies the statute

• constituents are aware of vacancies and
inquires candidates participation ~~but~~ if
~~someone~~ someone dies during filing period

• believe it is the right course of action
and support this legislation

• for unexpired term only

(3) Patricia Henrich - Merrimack River - Schools
• needed by school districts to inform Schools
with town officers
• fairness for all candidates

(4) Barrett Christina - NRSBA - oppose
• retain to have conversation
• RSA 127:26 may be in conflict
• language in bill does not reflect
"unexpired term"

~~Patricia Henrich~~

Respectfully submitted,
Rep. Barbara Shaw, Clerk

House Remote Testify

Education Committee Testify List for Bill HB409 on 2021-03-09

Support: 4 Oppose: 6 Neutral: 0 Total to Testify: 2

[Export to Excel](#)

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Signed Up</u>
Heinrich, Patricia	Merrimack, NH heinrich03054@comcast.net	An Elected Official	Myself	Support	Yes (5m)	3/3/2021 8:16 PM
Christina, Barrett	Concord, NH bchristina@nhsba.org	A Lobbyist	New Hampshire School Boards Association	Oppose	Yes (2m)	3/7/2021 8:04 PM
Lord, Kit	Northwood, NH kitlord@yahoo.com	A Member of the Public	Myself	Oppose	No	3/8/2021 9:23 AM
Ladd, Carl	Concord, NH carl@nhsaa.org	A Lobbyist	New Hampshire School Administrators Association	Oppose	No	3/8/2021 6:00 PM
Johnson, Dawn	Laconia, NH Dawn.Johnson@leg.state.nh.us	An Elected Official	Myself	Oppose	No	3/8/2021 10:58 PM
Vogt, Robin	Portsmouth, NH robin.w.vogt@gmail.com	A Member of the Public	Myself	Support	No	3/9/2021 7:54 AM
Howard Jr., Raymond	Alton, NH brhowardjr@yahoo.com	An Elected Official	Myself	Oppose	No	3/9/2021 7:59 AM
Rung, Rosemarie	MERRIMACK, NH rosemarie.rung@leg.state.nh.us	An Elected Official	Myself	Support	No	3/9/2021 9:30 AM
Horrigan, Timothy	Durham, NH timothy.horrigan@leg.state.nh.us	An Elected Official	Strafford 6	Support	No	3/9/2021 11:32 AM
Pauer, Eric	Brookline, NH secretary@BrooklineGOP.org	A Member of the Public	Myself	Oppose	No	3/5/2021 8:07 PM

Testimony

Bill as
Introduced

HB 409 - AS INTRODUCED

2021 SESSION

21-0487

11/04

HOUSE BILL **409**

AN ACT relative to filling certain vacancies among members of school boards and other school district offices.

SPONSORS: Rep. Rung, Hills. 21; Rep. Danielson, Hills. 7

COMMITTEE: Education

ANALYSIS

This bill provides that any vacancies occurring in school district offices between the beginning of the filing period and the election shall not be filled by official ballot until the following year.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to filling certain vacancies among members of school boards and other school district offices.

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

1 1 New Paragraph; School District Elections; Vacancies. Amend RSA 671:33 by inserting after
2 paragraph IV the following new paragraph:

3 V. Any vacancy which occurs between the beginning of the filing period and the district
4 election shall not be filled by official ballot until the annual district election the following year.

5 2 Effective Date. This act shall take effect 60 days after its passage.