

Bill as
Introduced

HB 278 - AS INTRODUCED

2021 SESSION

21-0446
06/04

HOUSE BILL **278**

AN ACT relative to the use of unused district facilities by chartered public schools.

SPONSORS: Rep. Hill, Merr. 3; Rep. Ladd, Graf. 4; Rep. L. Turcotte, Straf. 4; Rep. Silber, Belk.
2; Rep. Rice, Hills. 37; Rep. Rouillard, Hills. 6; Rep. Weyler, Rock. 13

COMMITTEE: Education

ANALYSIS

This bill makes unused school district facilities available to chartered public schools.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to the use of unused district facilities by chartered public schools.

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

1 1 New Subdivision; Chartered Public School Use of Unused District Facilities. Amend RSA 194
2 by inserting after section 60 the following new subdivision:

3 Chartered Public School Use of Unused District Facilities

4 194:61 Unused District Facilities.

5 I. In this subdivision, "unused facility" means a school building owned by a school district in
6 which less than 10 percent of the square footage of the school building is used during a school year
7 for direct student instruction and for which the school district has no school board-approved written
8 plan for future use. In order to comply with this paragraph, such school board-approved plan shall
9 include direct student academic instruction within 2 years of the plan's approval.

10 II. On July 1, 2021, and on July 1 every year thereafter, the superintendent of each school
11 district shall report to the department of education each unused facility owned by the school district.
12 The department shall establish and maintain a list of unused facilities owned by each school district
13 and make such list available on the department's website. A school district may exclude an unused
14 facility from the school district's annual report only once.

15 III. Pursuant to paragraph I, a school district shall offer an unused facility to a chartered
16 public school for purchase or lease as follows:

17 (a) If a school district's school board extends an offer to purchase or lease an unused
18 facility to a party, other than an approved chartered public school operating in this state, the
19 contract shall include a provision which makes the purchase or lease subject to the right of first
20 refusal by an approved chartered public school operating in this state.

21 (b) If the offer to purchase or lease is accepted, the school district selling or leasing the
22 unused facility shall notify the charter school administrator of the department of education who
23 shall notify all approved chartered public schools in this state, as listed on the department of
24 education's website, of the contract to purchase or lease the unused facility. The notice provided to
25 the charter school administrator shall contain clear language that the unused facility is available to
26 any approved chartered public school in this state only, and shall list the offering school district's
27 name and location, the square footage of the unused facility, the contact information of the offering
28 school district's representative, and the expiration date of the right of first refusal which shall be 60
29 days after the date of the notification to the charter school administrator.

HB 278 - AS INTRODUCED

- Page 2 -

1 (c) A chartered public school that fails to exercise its right of first refusal shall forfeit
2 such right as it pertains to the specific unused facility and any future right or interest in the specific
3 unused facility.

4 (d) If the offering school district has not received an offer to purchase or lease an unused
5 facility from a party, other than an approved chartered public school operating in this state, a
6 chartered public school may initiate, and the school board of the offering school district shall engage
7 in, good faith negotiations for the purchase or lease of the unused facility.

8 (e) If 2 or more chartered public schools notify the offering school district indicating an
9 interest in the unused facility to lease or purchase, the offering school district shall make the final
10 selection of the purchaser or lessee.

11 (f) The criteria used to evaluate parties interested in the purchase or lease of an unused
12 facility shall be public information and shall not be subject to RSA 91-A.

13 IV. In right of first refusal negotiations with a chartered public school, it shall be the option
14 of the offering school district whether to sell or lease the property under consideration, at fair
15 market value or less, for a term to be agreed upon by the parties. A lease shall include ingress to
16 and egress from the facility, and where a part of a facility is leased, the right to access and use of the
17 common area shared by all tenants and users of the facility. If a chartered public school leases the
18 entire facility, the chartered public school may incur debt to make improvements to the facility, and
19 the school district shall subordinate its interest in the lease to such debt.

20 V. The chartered public school shall have 6 months after the date of making a written offer
21 to complete the purchase or lease of the unused facility for a price negotiated with the school district.

22 VI. During the term of a lease, a chartered public school shall be responsible for direct
23 expenses related to the facility or any part of the facility leased, including utilities, insurance,
24 maintenance, property taxes, and repairs.

25 VII. If a chartered public school plans to sell an unused facility which it has purchased, it
26 shall first offer the facility to the school district from which it was purchased. Such offer shall be
27 governed by the procedures set forth in paragraphs III, IV, and V.

28 2 Effective Date. This act shall take effect upon its passage.

HB 278 - AS AMENDED BY THE SENATE

05/27/2021 1680s

2021 SESSION

21-0446

06/04

HOUSE BILL **278**

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SPONSORS: Rep. Hill, Merr. 3; Rep. Ladd, Graf. 4; Rep. L. Turcotte, Straf. 4; Rep. Silber, Belk. 2; Rep. Rice, Hills. 37; Rep. Rouillard, Hills. 6; Rep. Weyler, Rock. 13

COMMITTEE: Education

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2 by inserting after section 60 the following new subdivision:

3 Chartered Public School Use of Unused District Facilities

4 194:61 Unused District Facilities.

5 I. In this subdivision, "unused facility" means a school building owned by a school district
6 which is not used for academic purposes, extracurricular activities, administrative school functions,
7 or sports and for which the school district has no school board approved written plan for future use.
8 In order to comply with this paragraph, such school approved plan shall include academic purposes,
9 extracurricular activities, administrative functions, or sports to be used by the school within 2 years
10 of the plan's approval.

11 II. On July 1, 2022, and on July 1 every year thereafter, the superintendent of each school
12 district shall report to the department of education each unused facility owned by the school district.
13 The department shall establish and maintain a list of unused facilities owned by each school district
14 and make such list available on the department's website.

15 III. Pursuant to paragraph I, a school district shall offer an unused facility to a chartered
16 public school for purchase or lease as follows:

17 (a) If a school district's school board extends an offer to purchase or lease an unused
18 facility to a party, other than an approved chartered public school operating in this state, the
19 contract shall include a provision which makes the purchase or lease subject to the right of first
20 refusal by an approved chartered public school operating in this state.

21 (b) If the offer to purchase or lease is accepted, the school district selling or leasing the
22 unused facility shall notify the charter school administrator of the department of education who
23 shall notify all approved chartered public schools in this state, as listed on the department of
24 education's website, of the contract to purchase or lease the unused facility. The notice provided to
25 the charter school administrator shall contain clear language that the unused facility is available to
26 any approved chartered public school in this state only, and shall list the offering school district's
27 name and location, the square footage of the unused facility, the contact information of the offering
28 school district's representative, and the expiration date of the right of first refusal which shall be 60
29 days after the date of the notification to the charter school administrator.

1 (c) A chartered public school that fails to exercise its right of first refusal shall forfeit
2 such right as it pertains to the specific unused facility and any future right or interest in the specific
3 unused facility.

4 (d) If the offering school district has not received an offer to purchase or lease an unused
5 facility from a party, other than an approved chartered public school operating in this state, a
6 chartered public school may initiate, and the school board of the offering school district shall engage
7 in, good faith negotiations for the purchase or lease of the unused facility.

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9 interest in the unused facility to lease or purchase, the offering school district shall make the final
10 selection of the purchaser or lessee.

11 (f) The criteria used to evaluate parties interested in the purchase or lease of an unused
12 facility shall be public information and shall not be subject to RSA 91-A.

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16 and egress from the facility, and where a part of a facility is leased, the right to access and use of the
17 common area shared by all tenants and users of the facility. If a chartered public school leases the
18 entire facility, the chartered public school may incur debt to make improvements to the facility, and
19 the school district shall subordinate its interest in the lease to such debt.

20 V. The chartered public school shall have 6 months after the date of making a written offer
21 to complete the purchase or lease of the unused facility for a price negotiated with the school district.

22 VI. During the term of a lease, a chartered public school shall be responsible for direct
23 expenses related to the facility or any part of the facility leased, including utilities, insurance,
24 maintenance, property taxes, and repairs.

25 VII. If a chartered public school plans to sell an unused facility which it has purchased, it
26 shall first offer the facility to the school district from which it was purchased. Such offer shall be
27 governed by the procedures set forth in paragraphs III, IV, and V.

28 2 Effective Date. This act shall take effect upon its passage.

CHAPTER 186
HB 278 - FINAL VERSION

05/27/2021 1680s
24Jun2021... 2029CofC

2021 SESSION

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HOUSE BILL **278**

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24Jun2021... 2029CofC

21-0446
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STATE OF NEW HAMPSHIRE

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1 186:1 New Subdivision; Chartered Public School Use of Unused District Facilities. Amend RSA
2 194 by inserting after section 60 the following new subdivision:

3 Chartered Public School Use of Unused District Facilities

4 194:61 Unused District Facilities.

5 I. In this subdivision, "unused facility" means a school building owned by a school district
6 which is not used for academic purposes, extracurricular activities, administrative school functions,
7 or sports and for which the school district has no school board approved written plan for future use.
8 In order to comply with this paragraph, such school approved plan shall include academic purposes,
9 extracurricular activities, administrative functions, or sports to be used by the school within 2 years
10 of the plan's approval.

11 II. On January 1, 2022, and on July 1 every year thereafter, the superintendent of each
12 school district shall report to the department of education each unused facility owned by the school
13 district. The department shall establish and maintain a list of unused facilities owned by each
14 school district and make such list available on the department's website.

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CHAPTER 186
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23 expenses related to the facility or any part of the facility leased, including utilities, insurance,
24 maintenance, property taxes, and repairs.

25 VII. If a chartered public school plans to sell an unused facility which it has purchased, it
26 shall first offer the facility to the school district from which it was purchased. Such offer shall be
27 governed by the procedures set forth in paragraphs III, IV, and V.

186:2 Effective Date. This act shall take effect upon its passage.

Approved: August 10, 2021
Effective Date: August 10, 2021

Amendments

Sen. Kahn, Dist 10
Sen. Prentiss, Dist 5
May 10, 2021
2021-1379s
06/04

Amendment to HB 278

1 Amend RSA 194:61, I-II as inserted by section 1 of the bill by replacing them with the following:

2

3 I. In this subdivision, "unused facility" means a school building owned by a school district
4 which is empty and for which the school district has no school board-approved written plan for
5 future use. In order to comply with this paragraph, such school board-approved plan shall include
6 use by the school district within 2 years of the plan's approval.

7 II. On July 1, 2022, and on July 1 every year thereafter, the superintendent of each school
8 district shall report to the department of education each unused facility owned by the school district.
9 The department shall establish and maintain a list of unused facilities owned by each school district
10 and make such list available on the department's website.

UNAPPROVED

Senate Education
May 11, 2021
2021-1397s
06/04

Amendment to HB 278

1 Amend RSA 194:61, I-II as inserted by section 1 of the bill by replacing them with the following:

2

3 I. In this subdivision, "unused facility" means a school building owned by a school district
4 which is empty (completely empty or used exclusively for storage) and for which the school district
5 has no school board-approved written plan for future use. In order to comply with this paragraph,
6 such school board-approved plan shall include use by the school district within 2 years of the plan's
7 approval.

8 II. On July 1, 2022, and on July 1 every year thereafter, the superintendent of each school
9 district shall report to the department of education each unused facility owned by the school district.
10 The department shall establish and maintain a list of unused facilities owned by each school district
11 and make such list available on the department's website.

Sen. Bradley, Dist 3
Sen. Kahn, Dist 10
May 24, 2021
2021-1680s
06/04

Floor Amendment to HB 278

1 Amend RSA 194:61, I-II as inserted by section 1 of the bill by replacing them with the following:

2

3 I. In this subdivision, "unused facility" means a school building owned by a school district
4 which is not used for academic purposes, extracurricular activities, administrative school functions,
5 or sports and for which the school district has no school board approved written plan for future use.
6 In order to comply with this paragraph, such school approved plan shall include academic purposes,
7 extracurricular activities, administrative functions, or sports to be used by the school within 2 years
8 of the plan's approval.

9 II. On July 1, 2022, and on July 1 every year thereafter, the superintendent of each school
10 district shall report to the department of education each unused facility owned by the school district.
11 The department shall establish and maintain a list of unused facilities owned by each school district
12 and make such list available on the department's website.

Committee Minutes

SENATE CALENDAR NOTICE
Education

Sen Ruth Ward, Chair
Sen Erin Hennessey, Vice Chair
Sen Denise Ricciardi, Member
Sen Jay Kahn, Member
Sen Suzanne Prentiss, Member

Date: April 14, 2021

HEARINGS

Tuesday	04/20/2021	
(Day)	(Date)	
Education	REMOTE 000	9:00 a.m.
(Name of Committee)	(Place)	(Time)
9:00 a.m.	HB 69	relative to the display of the national motto in schools.
9:15 a.m.	HB 71	relative to school district emergency special meetings.
9:30 a.m.	HB 140	relative to private rights of action regarding pupil safety.
9:45 a.m.	HB 182	relative to approval of coursework completed at other approved schools
10:00 a.m.	HB 278	relative to the use of unused district facilities by chartered public schools.

Committee members will receive secure Zoom invitations via email.

Members of the public may attend using the following links:

1. Link to Zoom Webinar: <https://www.zoom.us/j/93782614838>
2. To listen via telephone: Dial (for higher quality, dial a number based on your current location): 1-301-715-8592, or 1-312-626-6799 or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833
3. Or iPhone one-tap: +13126266799,,93782614838# or +19292056099,,93782614838#
4. Webinar ID: [937 8261 4838](https://www.zoom.us/j/93782614838)
5. To view/listen to this hearing on YouTube, use this link: <https://www.youtube.com/channel/UCjBZdtriRnQdmg-2MPMiWrA>
6. To sign in to speak, register your position on a bill and/or submit testimony, use this link: <http://gencourt.state.nh.us/remotecommittee/senate.aspx>

The following email will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: remotesenate@leg.state.nh.us or call (603) 271-6931.

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

HB 69

Rep. True
Rep. Torosian

Rep. Abramson
Rep. Hobson

Rep. Greene
Rep. Folsom

Rep. Piemonte

HB 71

Rep. Boehm

Rep. T. Lekas

Rep. McLean

HB 140

Rep. Cordelli
Rep. Shaw
Sen. Ward

Rep. Ladd
Rep. A. Lekas

Rep. Boehm
Rep. Osborne

Rep. Verville
Rep. Layon

HB 182

Rep. Ladd
Rep. Boehm

Rep. A. Lekas
Rep. Moffett

Rep. Allard

Rep. Cordelli

HB 278

Rep. Hill
Rep. Rice

Rep. Ladd
Rep. Rouillard

Rep. Turcotte
Rep. Weyler

Rep. Silber

Ava Hawkes 271-4151

Ruth Ward
Chairman

Senate Education Committee

Ava Hawkes 271-4151

HB 278, relative to the use of unused district facilities by chartered public schools.

Hearing Date: April 20, 2021

Time Opened: 10:45 a.m.

Time Closed: 11:05 a.m.

Members of the Committee Present: Senators Ward, Hennessey, Ricciardi and Prentiss

Members of the Committee Absent : Senator Kahn

Bill Analysis: This bill makes unused school district facilities available to chartered public schools.

Sponsors:

Rep. Hill

Rep. Ladd

Rep. Turcotte

Rep. Silber

Rep. Rice

Rep. Rouillard

Rep. Weyler

Who supports the bill: Representative Greg Hill, Representative Maureen Mooney, Representative Deborah Hobson, Representative Erica Layon, Representative Glenn Cordelli, Representative Judy Aron, Representative Rick Ladd, Alvin See, Robert Best, Eric Pauer, Matt Southerton, Kimberly Lavallee

Who opposes the bill: 58 people signed up in opposition to this bill. Full sign-in sheet available upon request.

Who is neutral on the bill: None.

Summary of testimony presented:

Representative Gregory Hill – Merrimack, District 3

- This is the third time he's filed legislation around this idea.
- This bill is different, in subtle ways, in comparison to SB 81.
- As it stands, this bill has passed both chambers each year it comes up, then something comes up and it gets derailed.
- In a survey of 28 charter schools this year, asking if they lease their own space, who from, and if they pay real estate taxes, the following were the results:
 - 5 out of 28 own their space and pay no income taxes.
 - 7 out of 28 leases from a nonprofit.

- 6 out of 28 leases from their school district.
- 10 out of 28 leases from a for-profit company.
 - Due to lack of suitable space, for-profits have real estate taxes rolled into their leases.
 - One does not have them rolled in, however, they pay \$87,654 in property taxes. That significant amount of money could be used for classroom programming.
- This is not the only expense that is upsetting.
- Charters, which lease commercial space, have to spend a considerable amount of money to renovate these spaces to make them suitable for educational purposes. For instance, kitchen spaces must be built to be entitled to Title I money.
- There is often little to no play space.
- Other public school children have all of these things.
- This legislation is designed to give all public school children a place to thrive.
- The only thing mandated in this bill is that public schools think about their plans and offer it to charter schools first.
- This benefits taxpayers and all NH public school children.
- Senator Hennessey asked Representative Hill if his understanding is that local school districts would not be forced to sell to a charter school, but facilities could be sold at a higher cost if offered by another entity.
 - Representative Hill said yes, that is his understanding. The key phrase in the legislation is “market price” when a school district is trying to sell/lease their existing building to a for-profit entity.
 - All this bill does is require a public school to offer to their space to a charter for the same market price.
 - He can’t see this competition issue coming up often; if a large, conglomerate corporation made an offer for a space, a charter could not compete anyway. This is why he thinks its specious argument.
 - The goal is to do it all above board with best practices in mind.
- Senator Prentiss asked Representative Hill if this bill is more focused on facilitation instead of first right of refusal.
 - Representative Hill said this bill is creating a marketplace for public school buildings to be made aware of by charter schools.
 - Then, both parties can negotiate in good faith.
 - There are only a few differences between SB 81 and HB 278: it is how charter schools and others get connected.
 - Some language from SB 81 created an unfunded mandate by sending out certified mailings. That was removed in this bill and everything would be handled at a department level.
- Senator Prentiss asked Representative Hill if he meant department level of a local school board or supervisory unit or NHDOE.

- Rep. Hill said NHDOE. The traditional public school district would deal with the Charter School Administrator at NHDOE.

Representative Maureen Mooney – Hillsborough, District 21

- Supports this bill.
- Vast majority of NH charter schools lease their facilities and often it is commercial space which requires advanced modifications.
- This bill would give first offer to underutilized space which exists specifically for educating children.
- This bill benefits K-12 students and taxpayers throughout the state.

Barrett Christina – Executive Director, NH School Board Association

- Opposed to this bill.
- Presented similar testimony on SB 81.
- One issue with the language is the reference to spaces with less than 10% square footage. This begs the question as to how many school buildings are still functional if less than 10%.
- If the intent of the bill is to identify schools which have shuttered or closed, you should state that instead.
- The language around spaces used for direct student instruction is not always clear. For example, cafeterias, gyms, auditoriums, etc. are dual purpose spaces. He is unsure how this will be calculated under direct student instruction space.
- In most cases, unused space is likely unused because it is unusable, i.e. asbestos, not in compliance with ADA, air quality concerns.
- There is a need to ascertain why building is being unused.
- There is a significant issue with aging infrastructure in our state.
- How truly usable is a building that was built 100 years ago.
- With regard to spaces or schools that are designed to be learning centers, if shuttered, it likely does not meet 21st century building needs/requirements.
- As for lines 13-14 of the bill, related to fair market value, how does one ascertain the fair market value for a shuttered school.
- Doubts there are comparables from across the state for shuttered schools.
- It is important to note the difference between per-student adequacy aid for chartered school students versus traditional public school students. Public school students receive less aid.
- This bill exemplifies how the amount of adequacy aid is not sufficient to operate school facilities, for both traditional public schools and chartered schools.
- If we want to look at how to make it easier for charter schools to acquire space, we need to look at funding building aid.

- School districts are not in the business of being landlords. Unsure if school districts, boards, superintendents, etc. want to be landlords to ensure lease provisions are being complied to.
- In reference to the study presented earlier, in how 10 out of 28 charter schools are leasing space from for-profit landlords and property taxes are being incorporated in monthly lease payments, a better alternative might be a tax credit to folks leasing to schools.
- Senator Ward asked Mr. Christina if he could jot down his objections and send them to the committee. Mr. Christina said certainly.

amh

Date Hearing Report completed: April 21, 2021

Speakers

Senate Remote Testify

Education Committee Testify List for Bill HB278 on 2021-04-20

Support: 12 Oppose: 58 Neutral: 0 Total to Testify: 7

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>
Davis, Gregory	glospreys@comcast.net	603.458.1180	A Member of the Public	Myself	Oppose	Yes
Lavallee, Kimberly	Not Given	Not Given	A Member of the Public	Myself	Support	Yes
Southerton, Matt	matt@nhcharterschools.org	603.303.8070	A Member of the Public	NH Alliance for Public Charter Schools	Support	Yes
Ladd, Rick	rick.ladd@leg.state.nh.us	603 989 3268	An Elected Official	Rep Grafton 4, Haverhill	Support	Yes
Rettew, Annie	abrettew@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No
Perry, William	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
Ellermann, Maureen	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
Istel, Claudia	claudia@sover.net	Not Given	A Member of the Public	Myself	Oppose	No
Pelletier, David	dpelletier603@gmail.com	603.494.1777	A Member of the Public	Myself	Oppose	No
Ladd, Carl	carl@nhsaa.org	603.374.3531	A Lobbyist	New Hampshire School Administrators Association	Oppose	No
Cordelli, Glenn	Not Given	603.515.0008	An Elected Official	Myself	Support	No
Best, Robert	RobertLBest@Comcast.net	603.620.6103	A Member of the Public	Myself	Support	No
Pauer, Eric	secretary@BrooklineGOP.org	603.732.8489	A Member of the Public	Myself	Support	No
Aron, Judy	judy.aron@leg.state.nh.us	603.843.5908	An Elected Official	Myself	Support	No
Fenner-Lukaitis, Elizabeth	glukaitis@mcttelecom.com	Not Given	A Member of the Public	Myself	Oppose	No
Casino, Joanne	joannecasino@comcast.net	603.746.3491	A Member of the Public	Myself	Oppose	No
Koch, Helmut	helmut.koch.2001@gmail.com	603.491.3306	A Member of the Public	Myself	Oppose	No
Vincent, Laura	lvlauravincen5@gmail.com	603.783.4849	An Elected Official	Myself	Oppose	No
Gordon, Laurie	Lmgord23@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No
Koch, Laurie	kochlj@aol.com	603.491.2000	A Member of the Public	Myself	Oppose	No
Crook, Mary	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
Laker-Phelps, Gail	lpsart@tds.net	603.798.5394	A Member of the Public	Myself	Oppose	No
Wilke, Mary	wilke.mary@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No
Defuria, Claudia	gregs999@aol.com	Not Given	A Member of the Public	Myself	Oppose	No
Falk, Cheri	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
Clark, Denise	denise.m.clark03055@gmail.com	603.213.1692	A Member of the Public	Myself	Oppose	No
Gordon, Margaret	Megordon98@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No
Dell, Dave	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
Dellisola, David	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
GOLDEN, JAMES	Mcgoldrick67@yahoo.com	603.303.5200	A Member of the Public	Myself	Oppose	No
Schapira, Carol	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
st.martin, tom (from NH)	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
Damon, Claudia	cordsdamon@gmail.com	603.226.4561	A Member of the Public	Myself	Oppose	No
Anastasia, Patricia	patti@pattianastasia.com	Not Given	A Member of the Public	Myself	Oppose	No
See, Alvin	absee@4Liberty.net	Not Given	A Member of the Public	Myself	Support	No
King, Walter	genedocwk@comcast.net	603.978.9775	A Member of the Public	Myself	Oppose	No
Billingham, Carla	billingham2@comcast.net	Not Given	A Member of the Public	Myself	Oppose	No
Sinclair-Pappas, Barbara	Not Given	Not Given	A Member of the Public	Myself	Oppose	No
Platt, Elizabeth-Anne	lizanneplatt09@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No
Dewey, Karen	pkdewey@comcast.net	603.504.2813	A Member of the Public	Myself	Oppose	No
McNamee, Brigid	brigidmcnamee@yahoo.com	603.223.0139	A Member of the Public	Myself	Oppose	No
Feole, Danielle	feole.danielle@gmail.com	978.778.6269	A Member of the Public	Myself	Oppose	No
O'Neill, Nan	Raptorko@gmail.com	603.705.0017	A Member of the Public	Myself	Oppose	No

Larson, Ruth	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	✓
Baird, Cathryn	freewillfarm@comcast.net	603-863-5089	A Member of the Public	Myself	Oppose	No	✓
Layon, Erica	erica.layon@leg.state.nh.us	603.479.9595	An Elected Official	Myself	Support	No	✓
Perencevich, Ruth	rperence@comcast.net	603 225-7641	A Member of the Public	Myself	Oppose	No	✓
Jachim, Nancy	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	✓
Spielman, Kathy	jspielman@comcast.net	603.397.7879	A Member of the Public	Myself	Oppose	No	✓
Johnson, Sara	nhchicagocubfan@gmail.com	603-748-5779	A Member of the Public	Myself	Oppose	No	✓
Petrucelli, Maxine	maxinepet@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	✓
Lucas, Janet	janluca1953@gmail.com	16037267614	A Member of the Public	Myself	Oppose	No	✓
Petrucelli, Charles	chasmxpet@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	✓
Raff, Alan	araff9@gmail.com	603.714.0258	A Lobbyist	NH AFL-CIO	Oppose	No	✓
Torpey, Jeanne	jtorp51@comcast.net	Concord	A Member of the Public	Myself	Oppose	No	✓
Reed, Barbara D.	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	✓
Liberman, Sheryl	saml54@comcast.net	Not Given	A Member of the Public	Myself	Oppose	No	✓
Hobson, Deborah	deborahlhobson@gmail.com	603-968-5417	An Elected Official	Myself	Support	No	✓
Goggans, Ron	rongoggans@gmail.com	614.378.1995	An Elected Official	Myself	Oppose	No	✓
Zimmer, Julie	Not Given	319-560-9964	A Member of the Public	Myself	Oppose	No	✓
Wild, Gail	gailwild@gmail.com	603.863.3121	A Member of the Public	Myself	Oppose	No	✓
Wiggins, Frank	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	✓
Hackmann, Kent	hackmann@uidaho.edu	16039343225	A Member of the Public	Myself	Oppose	No	✓
Hinebauch, Mel	melhinebauch@gmail.com	603.224.4866	A Member of the Public	Myself	Oppose	No	✓
Jones, Andrew	arj11718@yahoo.com	Not Given	A Member of the Public	Myself	Oppose	No	✓
Devore, Gary	torin_asheron@yahoo.com	Not Given	A Member of the Public	Myself	Oppose	No	✓
Straiton, Marie	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	✓
Hill, Greg	greghillnh@gmail.com	617.590.4027	An Elected Official	Merrimack # 3. -Prime Sponsor	Support	Yes	✓
Christina, Barrett M.	Not Given	Not Given	A Lobbyist	New Hampshire School Boards Association	Oppose	Yes	✓
Mooney, Rep. Maureen	Rep.Maureen.Mooney@gmail.com	Not Given	An Elected Official	Myself/Town of Merrimack	Support	Yes	✓

Testimony

Ava Hawkes

From: Patty Humphrey <pghu@comcast.net>
Sent: Friday, April 16, 2021 6:19 PM
To: Ruth Ward; Erin Hennessey; Jay Kahn; Denise Ricciardi; Suzanne Prentiss; Ava Hawkes
Subject: HB278

Dear Senators,

It is very important to the sustainability of charter schools in New Hampshire that HB 278 be rejected by the Senate.

We all know that bullying does exist in schools and must be handled seriously and correctly through appropriate investigations and follow up.

But we also know that accusations of bullying are sometimes exaggerations of normal teasing and high spirits.

This bill could easily encourage frivolous lawsuits and would force schools to budget large sums of money for legal counsel that would ultimately bankrupt them.

The bill allows parents to seek reimbursement for legal fees, but not the schools.

The law on the books against bullying in New Hampshire is stringent as it stands now. Recourse by parents in perception of school violations of this law, should be first to the principal of the school, second to the SAU superintendent and third to officials in the Department of Education, but not to a court of law.

Encouragement of lawsuits by HB 278 would place school faculty and administration in the same place of fear that such suits do to the medical profession, and without the ability to insure against them.

It would be a disaster.

I ask you to vote against this pernicious law.

Yours truly,

Patty Humphrey
The NH Alliance of Public Charter Schools

Ava Hawkes

From: Ava Hawkes
Sent: Tuesday, April 20, 2021 1:37 PM
To: Ava Hawkes
Subject: FW: HB 278

From: Denise Clark <denise.m.clark03055@gmail.com>
Sent: Monday, April 19, 2021 9:29 PM
To: Sharon Carson <Sharon.Carson@leg.state.nh.us>; William Gannon <William.Gannon@leg.state.nh.us>; Harold French <Harold.French@leg.state.nh.us>; Becky Whitley <Becky.Whitley@leg.state.nh.us>; Jay Kahn <Jay.Kahn@leg.state.nh.us>; Jennifer Horgan <jennifer.horgan@leg.state.nh.us>
Subject: HB 278

As a NH resident and taxpayer, I am opposed to HB 278.

Public school facilities are paid for by local taxpayers. Local taxpayers determine the use of those school facilities.

HB 278 strips local control of school facilities from taxpayers and hands it to the state department of education for the purpose of housing charter schools.

Any alternate use of public school facilities needs to be determined directly by the taxpayers who actually pay for those buildings. If a charter school wants to use a portion of a public school building, it ought to petition the taxpayers of that particular town for permission for that use. The state department of education doesn't own those buildings, the taxpayers of the town do.

HB 278 is an example of gross governmental overreach.

Regards,
Denise Clark
577 North River Road
Milford, NH 03055
603.213.1692
denise.m.clark03055@gmail.com

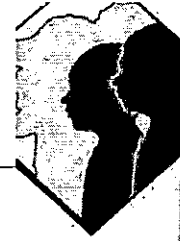
NEW HAMPSHIRE SCHOOL ADMINISTRATORS
ASSOCIATION

CHAMPIONS FOR CHILDREN

April 19, 2021

Sen. Ruth Ward, Chair
Senate Education Committee
Legislative Office Building
Concord, NH 03301

RE: HB278



Dear Chairman Ward and Members of Senate Education,

I am writing on behalf of the members of the New Hampshire School Administrators Association to **oppose HB278** in its current form.

We appreciate the sponsors' interest in securing facilities to house students and provide educational opportunities for them. We find this legislation to be very troubling, however, in that it erodes local control, creates additional burden on local taxpayers for students who do not necessarily live in that community, and imposes state requirements where a local community should have the opportunity for self-determination.

There currently exists in charter school law a pathway for a local school district to sponsor Charter Schools if they choose to do so. There are, in fact, existing charter schools who have worked collaboratively with local school districts to develop leasing arrangements to use district owned facilities without a state law requiring them to do so. VLACS, GBECS, CSI, and Bud Carlson Academy are all examples, and there may be more.

Furthermore, there are school districts who are currently engaged in planning (or have recently accomplished) the repurposing of school facilities for other community use. Rochester and Kearsarge are examples of community collaborations to support community needs. This proposal would seem to omit that as a local option. At least one other district is looking to sell school district property to bring about taxpayer relief. These are examples of the local authorities allowed to act on what is best viewed as needs of their communities. As all these building purchases, and subsequent maintenance, were made with local taxpayer dollars and approval it should be the local community that determines the use of said property.

If a neighborhood school district wishes to purchase land or facilities to expand on the district's mission or to replace old buildings, does this legislation place caps on what the fair market value will be on those purchases to enable local school districts to enjoy a favorable purchasing or lease arrangement?

Are districts going to be required to "share" common spaces such as a gymnasium, cafeteria, library, etc., because a portion of their building is considered "unused" and will be leased to a charter school? This would create unnecessary scheduling and usage conflicts, and could negatively impact academic opportunities for all students.

The location of a charter school also impacts the grant money that local schools receive, not only in adequacy aid, but Title I, II, III and IV. There is no provision in law to hold harmless local school districts from losing those funds should they be forced by this legislation to allow the location of a charter school in their community- yet those districts are still responsible for providing the opportunities and services for students covered under the provisions of those grants, which combined could add up to tens or even hundreds of thousands of dollars in districts which are forced to accommodate charter school housing under this new law.

Local School districts are also required to provide transportation to charter school students who reside within a district. If a district is forced to accept a state chartered school, the local school district's transportation costs will most likely be negatively impacted.

We frequently hear charter schools speak of the wide catchment area of students who they attract, yet when all gathered under one roof create a tax impact on the community where they are located. Demands for goods and services from the local police, fire and general services departments are also impacted.

Requiring communities to accept charter school imposes additional tax burden on local taxpayers. Local taxpayers should be allowed to have a voice in accepting that additional expense, and not be told they "shall" accept these schools. To force communities to accept lease or purchase proposals, void of fair market value conditions and local determination, is simply wrong and not in a community's best interest. Local citizens should be allowed to make this determination through existing pathways and the preservation of local control.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Carl M. Ladd". The signature is fluid and cursive, with the first name "Carl" being the most prominent.

Dr. Carl M. Ladd
Executive Director of NHSAA

Ava Hawkes

From: Barrett Christina <bchristina@nhsba.org>
Sent: Wednesday, April 21, 2021 1:32 PM
To: Ruth Ward; Erin Hennessey; Suzanne Prentiss; Denise Ricciardi; Jay Kahn
Cc: Ava Hawkes; Rebecca Wilson
Subject: HB 278

Dear Honorable Members of the Committee –

NHSBA is providing this email relative to HB 278, as a follow up yesterday's hearing and Senator Ward's request that NHSBA provide written comments relative to our concerns with this bill.

First, Page 1-Lines 6-7 of HB 278 refer to a school building "in which less than 10 percent of the square footage is used...for direct student instruction."

NHSBA questions how many school buildings this covers, state-wide. If the intent of the bill is intended to cover school buildings that are currently "shuttered" or closed or not in use, then the bill should simply state that.

NHSBA also believes that the phrase "direct student instruction" is vague. For example, many school cafeterias, gymnasiums or auditoriums are used for "mixed-use" purposes. A gymnasium may be used for a physical education class, but it might also be rented out to the town recreation department. Likewise, an auditorium may be used for performing arts classes within the school, but it might also be rented out for community-based performances.

As such, calculating the square footage of the building that is used for "direct student instruction" may not be ascertainable.

Second, assuming that the bill is intended to address school buildings that are currently not in use, it stands to reason that the facility is not in use because it is not usable for 21st century learning needs. The facility may have been shuttered because of health and safety concerns (asbestos, air quality, insufficient HVAC systems, etc.). Or the building may have been shuttered because it does not comply with federal Americans With Disabilities Act requirements or similar provisions found in state law.

Regardless, it seems that if the building has been closed, the decision to close that building was made because the facility is not conducive to student learning.

Third, this bill has the potential of making public school boards "landlords" for such leased space. New Hampshire's school boards are not in the position to manage such affairs.

Fourth, Page 2-Lines 14-15 speak to leasing the school facility to the charter school at "fair market value". Determining fair market value of a closed or shuttered school seems like a tall task. It's not like there are comparable real estate values for which this can be determined.

Last, Rep. Hill stated that 10 charter schools are currently leasing property from for-profit landlords, and as a result, local property taxes are calculated into the charter school's monthly rent/lease payment. NHSBA suggested to the committee that perhaps these landlords could receive some sort of tax credit for leasing to a charter school, so that charter school lease payments would not have to include costs associated with the landlord's property taxes.

I hope this information helps. Please feel free to contact me at any time if NHSBA can be of assistance.



Barrett M. Christina

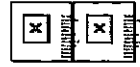
Executive Director

NH School Boards Association

P: (603) 228-2061 x307F: (603) 228-2351

A: 25 Triangle Park Drive, Suite 101, Concord, NH 03301

W: nhsba.orgE: bchristina@nhsba.org



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Voting Sheets

Senate Education Committee
EXECUTIVE SESSION RECORD
 2020-2021 Session

Bill # **HB 278**

Hearing date: **4/20/21**

Executive Session date: **5/11/21**

Motion of: **OTP, 1379s + committee amendment** Vote: **5-0**

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: **OTPIA** Vote: **5-0**

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: **Reconsider** Vote: **5-0**

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Reported out by: **Sen. Hennessey**

Notes: _____

Senate Education Committee
EXECUTIVE SESSION RECORD
2020-2021 Session

Bill # HB 279

Hearing date: 4/20/21

Executive Session date: 5/11/21

Motion of: ITL Vote: 2-3

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: OTP, 1379s + committee amendment Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: OTP 1A Vote: 4-1

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Reported out by: Sen. Hennessey

2 of 2

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE

Tuesday, May 11, 2021

THE COMMITTEE ON Education

to which was referred **HB 278**

AN ACT

relative to the use of unused district facilities by
chartered public schools.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 4-1

AMENDMENT # 1397s

Senator Erin Hennessey
For the Committee

Ava Hawkes 271-4151

EDUCATION

HB 278, relative to the use of unused district facilities by chartered public schools.

Ought to Pass with Amendment, Vote 4-1.

Senator Erin Hennessey for the committee.

General Court of New Hampshire - Bill Status System

Docket of HB278

Docket Abbreviations

Bill Title: relative to the use of unused district facilities by chartered public schools.*Official Docket of HB278.:*

Date	Body	Description
1/9/2021	H	Introduced (in recess of) 01/06/2021 and referred to Education HJ 2 P. 41
1/27/2021	H	Public Hearing: 02/02/2021 11:00 am Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/99800820017 / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
2/3/2021	H	==CANCELLED== Executive Session: 02/09/2021 09:00 am Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/98073405784
3/11/2021	H	Executive Session: 03/11/2021 09:00 am Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/95090800832
3/24/2021	H	Majority Committee Report: Ought to Pass (Vote 11-9; RC) HC 18 P. 38
3/24/2021	H	Minority Committee Report: Inexpedient to Legislate
4/8/2021	H	Ought to Pass: MA RC 190-185 04/08/2021 HJ 6 P. 19
4/8/2021	H	Reconsider (Rep. Turcotte): MF RC 176-201 04/08/2021 HJ 6 P. 24
4/13/2021	S	Introduced 04/08/2021 and Referred to Education; SJ 12
4/14/2021	S	Remote Hearing: 04/20/2021, 10:00 am ; Links to join the hearing can be found in the Senate Calendar; SC 20
5/11/2021	S	Committee Report: Ought to Pass with Amendment #2021-1397s, 05/20/2021; SC 24
5/20/2021	S	Committee Amendment #2021-1397s, RC 10Y-12N, AF; 05/20/2021; SJ 16
5/20/2021	S	Special Order to Next Session, Without Objection, MA; 05/20/2021; SJ 16
5/20/2021	S	Pending Motion Ought to Pass; 05/27/2021; SC 25
5/27/2021	S	Sen. Bradley Floor Amendment #2021-1680s, AA, VV; 05/27/2021; SJ 17
5/27/2021	S	Ought to Pass with Amendment 2021-1680s, MA, VV; OT3rdg; 05/27/2021; SJ 17
6/7/2021	H	House Non-Concurs with Senate Amendment 2021-1680s and Requests CofC (Reps. Ladd, Cordelli, Boehm, Hill): MA VV 06/04/2021 HJ 9 P. 51
6/10/2021	S	Sen. Ward Accedes to House Request for Committee of Conference, MA, VV; 06/10/2021; SJ 19
6/10/2021	S	President Appoints: Senators Ward, Hennessey, Kahn; 06/10/2021; SJ 19
6/16/2021	H	Conference Committee Meeting: 06/16/2021 10:00 am LOB 206-208
6/17/2021	S	Conference Committee Report Filed, #2021-2029c; 06/24/2021
6/24/2021	S	Conference Committee Report #2021-2029c, Adopted, VV; 06/24/2021; SJ 20
6/24/2021	H	Conference Committee Report 2021-2029c: Adopted, VV 06/24/2021

7/21/2021	S	Enrolled Adopted, VV, (In recess 06/24/2021); SJ 20
7/23/2021	H	Enrolled (in recess of) 06/24/2021
8/16/2021	H	Signed by Governor Sununu 08/10/2021; Chapter 186; Eff: 08/10/2021

NH House	NH Senate
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Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 278

Senate Committee: Education

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

- Bill version as it came to the committee
 All Calendar Notices
 Hearing Sign-up sheet(s)
 Prepared testimony, presentations, & other submissions handed in at the public hearing
 Hearing Report
NIA Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

- amendment # 1379 _____ - amendment # _____
 - amendment # 1397 _____ - amendment # _____
 Executive Session Sheet
 Committee Report

Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

- amendment # 1680 _____ - amendment # _____
_____ - amendment # _____ _____ - amendment # _____

Post Floor Action: (if applicable) {Clerk's Office}

- Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference): 2029
_____ Enrolled Bill Amendment(s)
_____ Governor's Veto Message

All available versions of the bill: {Clerk's Office}

- as amended by the senate _____ as amended by the house
 final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

Committee Aide

Date

Senate Clerk's Office AK

June 16, 2021
2021-2029-CofC
06/11

1 Committee of Conference Report on HB 278, relative to the use of unused district facilities by
2 chartered public schools.

3

4 Recommendation:

5 That the House recede from its position of nonconcurrence with the Senate amendment, and
6 concur with the Senate amendment, and

7 That the Senate and House adopt the following new amendment to the bill as amended by the
8 Senate, and pass the bill as so amended:

9

10 Amend RSA as inserted by section of the bill by replacing it with the following:

11

12 II. On January 1, 2022, and on July 1 every year thereafter, the superintendent of each
13 school district shall report to the department of education each unused facility owned by the school
14 district. The department shall establish and maintain a list of unused facilities owned by each
15 school district and make such list available on the department's website.

Committee of Conference Report on HB 278
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The signatures below attest to the authenticity of this Report on HB 278, relative to the use of unused district facilities by chartered public schools.

Conferees on the Part of the Senate

Conferees on the Part of the House

Sen. Ward, Dist. 8

Rep. Ladd, Graf. 4

Sen. Hennessey, Dist. 1

Rep. Cordelli, Carr. 4

Sen. Kahn, Dist. 10

Rep. Boehm, Hills. 20

Rep. Hill, Merr. 3