

Bill as Introduced

HB 442 - AS AMENDED BY THE HOUSE

24Feb2021... 0383h

2021 SESSION

21-0667
06/08

HOUSE BILL **442**

AN ACT relative to penalties for a school's failure to file department of education reports.

SPONSORS: Rep. Cordelli, Carr. 4; Rep. Ladd, Graf. 4; Rep. Layon, Rock. 6; Rep. Pitre, Straf. 2

COMMITTEE: Education

ANALYSIS

This bill:

I. Adds reports to those a school district, city, chartered public school or public academy must file annually.

II. Requires non-public schools to file statistical reports.

III. Makes failure to file such reports reason for revocation of a chartered public school's charter.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 penalties for a school's failure to file department of education reports.

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

1 1 Penalty for Failure to File Report. RSA 198:4-f is repealed and reenacted to read as follows:
 2 198:4-f Penalty for Failure to File Report.

3 I. A school district, city, chartered public school, or public academy shall file the reports due
 4 under RSA 198:4-d, III no later than September 1 of each year.

5 II. For just cause, the commissioner of the department of education may grant a school
 6 district, city, chartered public school, or public academy up to a 30-day extension to such reporting
 7 deadline. The commissioner may further extend the deadline when unusual or unforeseen
 8 circumstances prevent a school district, city, chartered public school, or public academy from
 9 submitting the required reports under paragraph I before the expiration of such extension.

10 III. The commissioner shall notify the governing body of the school district, city, chartered
 11 public school, or public academy that all state aid to education shall be withheld until complete and
 12 accurate information is submitted. In the case of a chartered public school which fails to comply
 13 with the reporting requirements by the established deadlines for 2 consecutive years, the
 14 commissioner may request the state board of education to revoke the enabling charter.

15 2 Statistical Reports; Failure to File Report. Amend RSA 189:28, I to read as follows:

16 I. The governing body of every public, ***chartered public school, and nonpublic*** education
 17 agency, shall, on or before ~~[August 1]~~ ***the deadline established by the department as deemed***
 18 ***appropriate*** in each year, submit to the department of education those statistical reports necessary
 19 to compute the average daily membership of pupils attending each school district, and the average
 20 daily membership of pupils resident in each school district. Information relating to the fall
 21 enrollment, drop-outs, staffing census, and ~~[average teacher salary,]~~ ***prior year annual safety***
 22 ***reports*** as of October 1 of each school year, ***and other reports necessary to meet state and***
 23 ***federal requirements as determined by the department,*** shall be submitted to the department
 24 of education on or before ~~[October 15]~~ ***the deadline established by the department.***

25 ***I-a. The governing body of every public and chartered public school shall submit***
 26 ***the average teacher salary as of October 1 of each school year to the department of***
 27 ***education on or before the deadline established by the department.***

28 ***I-b. Nonpublic schools shall submit the following: general statistics of nonpublic***
 29 ***schools, nonpublic school restraint and seclusion collection data, general fall report of***
 30 ***non-public schools, school emergency operation plan, and other reports necessary to meet***
 31 ***state and federal requirements as determined by the department of education. If the***

1 *governing body of a non-public school fails to submit the statistical reports by the*
 2 *established deadlines for 2 consecutive years, the commissioner may request the state*
 3 *board of education to revoke the enabling charter or approval.*

4 3 Statistical Reports; Failure to File Report. Amend RSA 189:28, IV to read as follows:

5 IV. The commissioner of the department of education may grant a [~~school district, city, or~~
 6 ~~public academy,~~] *public school, chartered public school, or nonpublic school* up to a 30-day
 7 extension of the reporting deadline set forth in paragraph I, *provided that such extension will*
 8 *not delay the statewide calculations.* The commissioner of the department of education shall
 9 notify the governing body of the public education agency that all state aid to education and all
 10 federal aid, if the report is required by federal law, shall be withheld until such time as complete and
 11 accurate information is submitted.

12 4 New Subparagraphs; Charter Revocation; Probation. Amend RSA 194-B:16, II by inserting
 13 after subparagraph (e) the following new subparagraphs:

14 (f) The school fails to comply with the reporting requirements in accordance with RSA
 15 198:4-f.

16 (g) The school fails to comply with the reporting requirements in accordance with RSA
 17 189:28, I.

18 5 School Money; Reports Required; Cities and School Districts. Amend RSA 198:4-d to read as
 19 follows:

20 198:4-d Reports Required; Cities and School Districts. The governing body of each city [~~and~~],
 21 school district, *and chartered public school* shall submit to the commissioner of the department of
 22 education the following reports pursuant to rules adopted under RSA 541-A by the commissioner of
 23 revenue administration which establish the form and content of such reports:

24 I. A report filed by the governing body of each city [~~and~~], school district, *and chartered*
 25 *public school* shall certify the appropriations voted by the meeting of the appropriate legislative
 26 body, whether city council, mayor and council, or mayor and board of aldermen, or by each annual or
 27 special school district meeting, along with estimated revenues. This report shall be filed within 20
 28 days of the close of the meeting.

29 II. A report filed by the governing body of each city [~~and~~], school district, *and chartered*
 30 *public school* shall revise all the estimated revenues for the year. This report shall be filed by
 31 September 1 of each year. The revised estimates by school districts for the adequate education
 32 grants calculated under RSA 198:41 shall be considered the most accurate within 5 percent of the
 33 amount estimated pursuant to RSA 198:40-a.

34 III. A financial report for each city [~~and~~], school district, *and chartered public school*
 35 shall be filed showing the summary of receipts and expenditures, according to uniform
 36 classifications, during the preceding fiscal year, and a balance sheet showing assets and liabilities at
 37 the close of the year. This report shall be submitted on or before September 1 of each year. Each

HB 442 - AS AMENDED BY THE HOUSE

- Page 3 -

1 statistical report submitted under this section shall include a certification signed by the chairperson
2 of the school district's governing body or the chairperson of the board of trustees of approved public
3 academies that states: "I certify, under the pains and penalties of perjury, to the best of my
4 knowledge and belief, that all of the information contained in this document is true, accurate and
5 complete."

6 III-a. The department of education and the department of revenue administration together
7 shall develop and recommend school accounting standards. The departments shall report to the
8 speaker of the house, the senate president, and the governor concerning such accounting standards
9 on or before December 1, 1999.

10 IV. The budget committee in school districts operating under the municipal budget law shall
11 file the budget within 20 days of the close of the annual or special meeting.

12 V. If a city or school district *or chartered public school* is audited by an independent
13 public accountant, it shall submit a copy of the audited financial statements in accordance with RSA
14 21-J:19, III.

15 VI. If a city or school district is audited under RSA 671:5, the procedures in RSA 41:31-a
16 through 41:31-d shall be followed.

17 6 Effective Date. This act shall take effect upon its passage.

CHAPTER 44
HB 442 - FINAL VERSION

24Feb2021... 0383h
9Apr2021... 1168EBA

2021 SESSION

21-0667
06/08

HOUSE BILL **442**

AN ACT relative to penalties for a school's failure to file department of education reports.

SPONSORS: Rep. Cordelli, Carr. 4; Rep. Ladd, Graf. 4; Rep. Layon, Rock. 6; Rep. Pitre, Straf. 2

COMMITTEE: Education

ANALYSIS

This bill:

I. Adds reports to those a school district, city, chartered public school or public academy must file annually.

II. Requires nonpublic schools to file statistical reports.

III. Makes failure to file such reports reason for revocation of a chartered public school's charter.

Explanation: Matter added to current law appears in ***bold italics***.
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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to penalties for a school's failure to file department of education reports.

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

1 44:1 Penalty for Failure to File Report. RSA 198:4-f is repealed and reenacted to read as
2 follows:

3 198:4-f Penalty for Failure to File Report.

4 I. A school district, city, chartered public school, or public academy shall file the reports due
5 under RSA 198:4-d, III no later than September 1 of each year.

6 II. For just cause, the commissioner of the department of education may grant a school
7 district, city, chartered public school, or public academy up to a 30-day extension to such reporting
8 deadline. The commissioner may further extend the deadline when unusual or unforeseen
9 circumstances prevent a school district, city, chartered public school, or public academy from
10 submitting the required reports under paragraph I before the expiration of such extension.

11 III. The commissioner shall notify the governing body of the school district, city, chartered
12 public school, or public academy that all state aid to education shall be withheld until complete and
13 accurate information is submitted. In the case of a chartered public school which fails to comply
14 with the reporting requirements by the established deadlines for 2 consecutive years, the
15 commissioner may request the state board of education to revoke the enabling charter.

16 44:2 Statistical Reports; Failure to File Report. Amend RSA 189:28, I to read as follows:

17 I. The governing body of every public, *chartered public school, and nonpublic* education
18 agency, shall, on or before [~~August 1~~] *the deadline established by the department as deemed*
19 *appropriate* in each year, submit to the department of education those statistical reports necessary
20 to compute the average daily membership of pupils attending each school district, and the average
21 daily membership of pupils resident in each school district. Information relating to the fall
22 enrollment, drop-outs, staffing census, and [~~average teacher salary,~~] *prior year annual safety*
23 *reports* as of October 1 of each school year, *and other reports necessary to meet state and*
24 *federal requirements as determined by the department*, shall be submitted to the department
25 of education on or before [~~October 15. Private schools shall submit average daily membership in~~
26 ~~attendance, fall enrollment, and teacher staff census~~] *the deadline established by the*
27 *department.*

1 ***I-a. The governing body of every public and chartered public school shall submit***
2 ***the average teacher salary as of October 1 of each school year to the department of***
3 ***education on or before the deadline established by the department.***

4 ***I-b. Nonpublic schools shall submit the following: general statistics of nonpublic***
5 ***schools, nonpublic school restraint and seclusion collection data, general fall report of***
6 ***nonpublic schools, school emergency operation plan, and other reports necessary to meet***
7 ***state and federal requirements as determined by the department of education. If the***
8 ***governing body of a nonpublic school fails to submit the statistical reports by the***
9 ***established deadlines for 2 consecutive years, the commissioner may request the state***
10 ***board of education to revoke the enabling charter or approval.***

11 44:3 Statistical Reports; Failure to File Report. Amend RSA 189:28, IV to read as follows:

12 IV. The commissioner of the department of education may grant a [~~school district, city, or~~
13 ~~public academy,~~] ***public school, chartered public school, or nonpublic school*** up to a 30-day
14 extension of the reporting deadline set forth in paragraph I, ***provided that such extension will***
15 ***not delay the statewide calculations.*** The commissioner of the department of education shall
16 notify the governing body of the public education agency that all state aid to education and all
17 federal aid, if the report is required by federal law, shall be withheld until such time as complete and
18 accurate information is submitted.

19 44:4 New Subparagraphs; Charter Revocation; Probation. Amend RSA 194-B:16, II by inserting
20 after subparagraph (e) the following new subparagraphs:

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23 (g) The school fails to comply with the reporting requirements in accordance with RSA
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25 44:5 School Money; Reports Required; Cities and School Districts. Amend RSA 198:4-d to read
26 as follows:

27 198:4-d Reports Required; Cities and School Districts. The governing body of each city [~~and~~],
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29 education the following reports pursuant to rules adopted under RSA 541-A by the commissioner of
30 revenue administration which establish the form and content of such reports:

31 I. A report filed by the governing body of each city [~~and~~], school district, ***and chartered***
32 ***public school*** shall certify the appropriations voted by the meeting of the appropriate legislative
33 body, whether city council, mayor and council, or mayor and board of aldermen, or by each annual or
34 special school district meeting, along with estimated revenues. This report shall be filed within 20
35 days of the close of the meeting.

36 II. A report filed by the governing body of each city [~~and~~], school district, ***and chartered***
37 ***public school*** shall revise all the estimated revenues for the year. This report shall be filed by

CHAPTER 44
HB 442 - FINAL VERSION
- Page 3 -

1 September 1 of each year. The revised estimates by school districts for the adequate education
2 grants calculated under RSA 198:41 shall be considered the most accurate within 5 percent of the
3 amount estimated pursuant to RSA 198:40-a.

4 III. A financial report for each city [~~and~~], school district, *and chartered public school*
5 shall be filed showing the summary of receipts and expenditures, according to uniform
6 classifications, during the preceding fiscal year, and a balance sheet showing assets and liabilities at
7 the close of the year. This report shall be submitted on or before September 1 of each year. Each
8 statistical report submitted under this section shall include a certification signed by the chairperson
9 of the school district's governing body or the chairperson of the board of trustees of approved public
10 academies that states: "I certify, under the pains and penalties of perjury, to the best of my
11 knowledge and belief, that all of the information contained in this document is true, accurate and
12 complete."

13 III-a. The department of education and the department of revenue administration together
14 shall develop and recommend school accounting standards. The departments shall report to the
15 speaker of the house, the senate president, and the governor concerning such accounting standards
16 on or before December 1, 1999.

17 IV. The budget committee in school districts operating under the municipal budget law shall
18 file the budget within 20 days of the close of the annual or special meeting.

19 V. If a city or school district *or chartered public school* is audited by an independent
20 public accountant, it shall submit a copy of the audited financial statements in accordance with RSA
21 21-J:19, III.

22 VI. If a city or school district is audited under RSA 671:5, the procedures in RSA 41:31-a
23 through 41:31-d shall be followed.

44:6 Effective Date. This act shall take effect upon its passage.

Approved: May 17, 2021
Effective Date: May 17, 2021

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: March 17, 2021

HEARINGS

Tuesday	03/23/2021	
(Day)	(Date)	
Education	REMOTE 000	9:00 a.m.
(Name of Committee)	(Place)	(Time)
9:00 a.m.	HB 194	relative to the release of student assessment information and data.
9:15 a.m.	HB 442	relative to penalties for a school's failure to file department of education reports.
9:30 a.m.	HB 320	requiring a civics competency assessment as a high school graduation requirement.
9:45 a.m.	HB 349	relative to certification requirements for school nurses.
10:00 a.m.	HB 432	relative to the offenses that prevent employment in a school.

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/99343484231>
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, 99343484231# or +19292056099, 99343484231#

4. Webinar ID: 993 4348 4231

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 194

Rep. Cordelli

Rep. Layon

HB 442

Rep. Cordelli

HB 320

Rep. Moffett

Rep. Shaw

HB 349

Rep. Hill

Rep. Lang

HB 432

Rep. Mullen

Rep. Woodcock

Rep. Ladd

Rep. Osborne

Rep. Ladd

Rep. Pearl

Rep. Hobson

Rep. Steven Smith

Rep. Cordelli

Rep. Allard

Rep. Moffett

Sen. Avarad

Rep. Layon

Rep. Lang

Rep. McGuire

Rep. A. Lekas

Rep. Cornell

Rep. Hobson

Sen. Ward

Rep. Pitre

Rep. Rouillard

Rep. Ladd

Rep. Tanner

Ava Hawkes 271-4151

Ruth Ward
Chairman

Senate Education Committee

Ava Hawkes 271-4151

HB 442, relative to penalties for a school's failure to file department of education reports.

Hearing Date: March 23, 2021

Time Opened: 9:27 a.m.

Time Closed: 9:38 a.m.

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

Members of the Committee Absent : None

Bill Analysis: This bill:

I. Adds reports to those a school district, city, chartered public school or public academy must file annually.

II. Requires non-public schools to file statistical reports.

III. Makes failure to file such reports reason for revocation of a chartered public school's charter.

Sponsors:

Rep. Cordelli

Rep. Ladd

Rep. Layon

Rep. Pitre

Who supports the bill: Representative Glenn Cordelli, Representative Rick Ladd, Lucinda Hope, Megan Tuttle, Eric Zaenglein, Barbara Zaenglein, Richard DeMark, Nicole Fordey, Ruth Larson

Who opposes the bill: Jane Bergeron-Beaulieu

Who is neutral on the bill: None.

Summary of testimony presented:

Representative Glenn Cordelli - Carrol, District 4

- Representative Cordelli introduced HB 442.
- Worked on this bill with NHDOE. It amends statute on reporting requirements.
- A problem with current statute is that it doesn't include charter schools in various areas.

- Failing to comply with financial reporting for two consecutive years would result in the Commissioner revoking a school's charter.
- The amended section corrects the unintended effect on non-public schools having to provide salary information of staff.
- This bill modifies the provision on statistical reports.
- Focus on charter schools and failures to report required information, such as financial reports, to NHDOE.
- There have been instances where NHDOE has had to chase districts down for the submission of information that is required by law; as a result, the department has even been put at risk of not fulfilling their statutory requirements due to lack of receipt of this important information.
- This year, one charter school did not provide financials which resulted in their revocation.
- This bill would prevent any prolonged period where NHDOE wasn't getting what they need from school districts.

Caitlin Davis – Division Director, NH Department of Education

- Representative Cordelli sponsored this bill on their behalf.
- There is a need to clarify law surrounding NHDOE's authority when it comes to reporting requirements.
- This bill does not expand or add any new reporting requirements for any schools in the state. It only clarifies their authority if a school has failed to submit data after numerous requests from the department.
- Specifically, submissions related to DOE25, which is an important and comprehensive document.
- The department has only ever had to hold funds once.
- There have been cases of chartered public schools that have failed to fulfill their reporting requirements.
- The department still had to supply funding away. This puts NHDOE in an awkward situation.
- Of the 30 charter schools in our state, NHDOE has only had to use this leverage twice.
- They hope to never have to use it.
- They notify schools months before reporting is due.
- This bill would be another tool for the department to encourage the provision of reports, or funds will be held.
- Senator Kahn asked Ms. Davis if we require audit reports from public chartered schools and is the same penalty in place under this statute.
 - Ms. Davis said this bill is specific to statistical reports only. Charter schools are required, under charter school law, to submit financial audits.
 - On the other hand, NHDOE could look at a school's inconsistent financial reporting history when they're requesting reauthorization.
 - The same is true of district public schools where they would not hold funding for this specific reason.

Speakers

Senate Remote Testify

Education Committee Testify List for Bill HB442 on 2021-03-23

Support: 9 Oppose: 1 Neutral: 0 Total to Testify: 1

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>§</u>
Larson, Ruth	ruthlarson@msn.com	Not Given	A Member of the Public	Myself	Support	No	3
Fordey, Nicole	nikkif610@gmail.com	Not Given	A Member of the Public	Myself	Support	No	3
DeMark, Richard	demarknh114@gmail.com	603.520.5582	A Member of the Public	Myself	Support	No	3
Zaenglein, Barbara	Not Given	Not Given	A Member of the Public	Myself	Support	No	3
Zaenglein, Eric	Not Given	Not Given	A Member of the Public	Myself	Support	No	3
Tuttle, Megan	mtuttle@nhnea.org	603-209-4090	A Lobbyist	NEA-NH	Support	No	3
Hope, Lucinda	lmhope46@gmail.com	Not Given	A Member of the Public	Myself	Support	No	3
Bergeron-Beaulieu, Jane	jbergeron@nhasea.org	494-1149	A Lobbyist	NH Association of Special Education Administrators	Oppose	No	3
Ladd, rick	Not Given	Not Given	An Elected Official	Myself	Support	No	3
Cordelli, Glenn	Not Given	603.515.0008	An Elected Official	Myself	Support	Yes	3

Voting Sheets

Senate Education Committee
EXECUTIVE SESSION RECORD
2020-2021 Session

Bill # HB 442

Hearing date: 3/23/21

Executive Session date: 3/30/21

Motion of: OTP 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 checked="" 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: consent 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 checked="" 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 type="checkbox"/>	<input 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: _____ Vote: _____

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

Reported out by: Sen. Ricciardi

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Wednesday, March 31, 2021

THE COMMITTEE ON Education

to which was referred **HB 442**

AN ACT relative to penalties for a school's failure to file
department of education reports.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator Denise Ricciardi
For the Committee

This bill amends and clarifies current state law regarding the authority of the NH Department of Education when schools do not fulfill their reporting requirements. Currently, charter schools are not included in various areas of statute pertaining to reporting requirements. This bill does not expand or add any new reporting requirements for any schools in the state. It only clarifies the department's authority if a school has failed to submit data after numerous requests by the department. Failure to file such reports may result in revocation of a chartered public school's charter.

Ava Hawkes 271-4151

FOR THE CONSENT CALENDAR

EDUCATION

HB 442, relative to penalties for a school's failure to file department of education reports.
Ought to Pass, Vote 5-0.

Senator Denise Ricciardi for the committee.

This bill amends and clarifies current state law regarding the authority of the NH Department of Education when schools do not fulfill their reporting requirements. Currently, charter schools are not included in various areas of statute pertaining to reporting requirements. This bill does not expand or add any new reporting requirements for any schools in the state. It only clarifies the department's authority if a school has failed to submit data after numerous requests by the department. Failure to file such reports may result in revocation of a chartered public school's charter.

Docket of HB442**Bill Title:** relative to penalties for a school's failure to file department of education reports.*Official Docket of HB442.:*

Date	Body	Description
1/10/2021	H	Introduced (in recess of) 01/06/2021 and referred to Education HJ 2 P. 48
1/20/2021	H	Public Hearing: 01/26/2021 01:00 pm Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/91325381640 / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
2/18/2021	H	Executive Session: 02/18/2021 09:00 am Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/95029670134
2/18/2021	H	Committee Report: Ought to Pass with Amendment #2021-0383h (Vote 20-0; CC) HC 12 P. 4
2/24/2021	H	Amendment #2021-0383h : AA VV 02/24/2021 HJ 3 P. 6
2/24/2021	H	Ought to Pass with Amendment 2021-0383h: MA VV 02/24/2021 HJ 3 P. 6
3/4/2021	S	Introduced 03/04/2021 and Referred to Education; SJ 7
3/17/2021	S	Remote Hearing : 03/23/2021, 09:15 am; Links to join the hearing can be found in the Senate Calendar; SC 16
3/31/2021	S	Committee Report: Ought to Pass, 04/08/2021; Vote 5-0; CC; SC 18
4/8/2021	S	Ought to Pass : RC 23Y-1N , MA; OT3rdg; 04/08/2021; SJ 11
4/21/2021	S	Enrolled Bill Amendment #2021-1168e RC 24Y-0N , AA, (In recess of 04/08/2021); SJ 12
4/22/2021	H	Enrolled Bill Amendment #2021-1168e : AA VV (in recess of) 04/09/2021 HJ 7 P. 100
5/6/2021	S	Enrolled RC 23Y-0N , MA, (In recess of 05/06/2021); SJ 15
5/6/2021	H	Enrolled (in recess of) 04/09/2021 HJ 7 P. 102
5/19/2021	H	Signed by Governor Sununu 05/17/2021; Chapter 44; Eff: 05/17/2021

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 442

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)

N/A Prepared testimony, presentations, & other submissions handed in at the public hearing

Hearing Report

N/A 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 # _____ _____ - amendment # _____

_____ - amendment # _____ _____ - 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 # _____ _____ - 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):

Enrolled Bill Amendment(s) 1168

_____ 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

April 21, 2021
2021-1168-EBA
12/04

Enrolled Bill Amendment to HB 442

The Committee on Enrolled Bills to which was referred HB 442

AN ACT relative to penalties for a school's failure to file department of education reports.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 442

This enrolled bill amendment corrects the inadvertent omission of deleted text.

Enrolled Bill Amendment to HB 442

Amend section 2 of the bill by replacing line 10 with the following:

of education on or before [~~October 15. Private schools shall submit average daily membership in attendance, fall enrollment, and teacher staff census~~] *the deadline established by the department.*