

LEGISLATIVE COMMITTEE MINUTES

**SB82**

Bill as  
Introduced

SB 82-FN-A - AS INTRODUCED

2021 SESSION

21-0170  
06/10

SENATE BILL        **82-FN-A**

AN ACT            relative to funding kindergarten adequate education grants and making an appropriation therefor.

SPONSORS:        Sen. Birdsell, Dist 19; Sen. Morse, Dist 22

COMMITTEE:      Finance

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ANALYSIS

This bill:

I. Provides that the amount necessary to fund kindergarten adequate education grants shall be appropriated from the education trust fund.

II. Authorizes the governor to draw a warrant to eliminate a deficit if the balance in the education trust fund falls below zero.

III. Makes an appropriation to the department of education for fiscal year 2020 kindergarten funding.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 funding kindergarten adequate education grants and making an appropriation therefor.

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

1            1    New Paragraph; Kindergarten Adequate Education Grants. Amend RSA 198:48-b by  
2 inserting after paragraph II the following new paragraph:

3            III. For the fiscal year ending June 30, 2021, and every fiscal year thereafter, the amount  
4 necessary to fund the grants under this section is hereby appropriated to the department from the  
5 education trust fund established in RSA 198:39. If the balance in the education trust fund is less  
6 than zero, the governor is authorized to draw a warrant for sufficient funds to eliminate such deficit  
7 out of any money in the treasury not otherwise appropriated. The commissioner of the department  
8 of administrative services shall inform the fiscal committee and the governor and council of such  
9 balance. This reporting shall not in any way prohibit or delay the distribution of kindergarten  
10 adequate education grants.

11           2    Appropriation; Department of Education. The sum of \$1,906,313 for the fiscal year ending  
12 June 30, 2021 is hereby appropriated to the department of education for the purpose of funding and  
13 distributing additional adequate education grants under RSA 198:48-b, I and II. Of this  
14 appropriation, \$840,039 shall be for payments for those districts that would have been eligible for  
15 said grants had the provisions of RSA 198:48-b, I and II, been in effect for the fiscal year ending  
16 June 30, 2020. Said appropriation shall be a charge against the education trust fund and shall not  
17 lapse.

18           3    Effective Date. This act shall take effect upon its passage.

**SB 82-FN-A- FISCAL NOTE  
AS INTRODUCED**

AN ACT relative to funding kindergarten adequate education grants and making an appropriation therefor.

FISCAL IMPACT:     State             County             Local             None

STATE:	Estimated Increase / (Decrease)			
	FY 2021	FY 2022	FY 2023	FY 2024
<b>Appropriation</b>	\$1,906,313	\$0	\$0	\$0
<b>Revenue</b>	\$0	\$0	\$0	\$0
<b>Expenditures</b>	\$1,906,313	\$0	\$0	\$0
<b>Funding Source:</b>	<input type="checkbox"/> General	<input checked="" type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

**LOCAL:**

<b>Revenue</b>	\$1,906,313	\$0	\$0	\$0
<b>Expenditures</b>	\$0	\$0	\$0	\$0

**METHODOLOGY:**

This provides an education trust fund appropriation of \$1,906,313, in the fiscal year ending June 30, 2021, to the Department of Education for the purpose of providing supplemental grants relative to districts with full-day kindergarten commencing in FY 2020 or FY 2021. Under current law, adequate education payments are determined based on prior year student counts. This bill would provide funding for school districts, in the current year, based upon beginning of year data, for the year in which a school district opens a new, full-day kindergarten program, essentially retroactive to FY 2020. Below is a summary of expected payments relative to FY 2020 and FY 2021:

FY 2020 First Year Programs		
District	First Day Count	Aid Amount
Chester	47	\$87,156
Salem	228	\$422,801
Windham	178	\$330,082
<b>TOTAL</b>		<b>\$840,039</b>

FY 2021 First Year Programs		
District	First Day Count	Aid Amount
Brookline	71	\$131,662
Derry	275	\$509,957
Epsom	33	\$61,195

Hooksett	19	\$35,233
Hudson	177	\$328,227
<b>TOTAL</b>		<b>\$1,066,274</b>

**AGENCIES CONTACTED:**

Department of Education

# Committee Minutes

# SENATE CALENDAR NOTICE

## Finance

Sen Gary Daniels, Chair  
Sen John Reagan, Vice Chair  
Sen Bob Giuda, Member  
Sen Erin Hennessey, Member  
Sen Chuck Morse, Member  
Sen Lou D'Allesandro, Member  
Sen Cindy Rosenwald, Member

Date: January 21, 2021

### HEARINGS

	Thursday	01/28/2021
	(Day)	(Date)
Finance		REMOTE 000 9:00 a.m.
(Name of Committee)		(Place) (Time)
9:00 a.m.	SB 73-FN-A	establishing a green building standards initiative as part of the low or moderate income housing loan program and making an appropriation therefor; and establishing a commission to study green housing and utility source options.
9:15 a.m.	<del>SB 82-FN-A</del>	relative to funding kindergarten adequate education grants and making an appropriation therefor.
9:30 a.m.	SB 77-FN	relative to fees for the services of sheriffs and deputy sheriffs.
9:45 a.m.	SB 72-FN-A-LOCAL	relative to a state share of retirement system contributions by employers.

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/91765533471>
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: 13017158592,,91765533471# or 13126266799,,91765533471#
4. Webinar ID: [917 6553 3471](https://www.zoom.us/j/91765533471)
5. To view/listen to this hearing on YouTube, use this link: <https://www.youtube.com/channel/UCjBZdtrjRnQdmg-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](mailto:remotesenate@leg.state.nh.us) or call (603-271-6931).



**EXECUTIVE SESSION MAY FOLLOW**

**Sponsors:**

**SB 73-FN-A**

Sen. Soucy

Rep. McWilliams

**SB 82-FN-A**

Sen. Birdsell

**SB 77-FN**

Sen. D'Allesandro

**SB 72-FN-A-LOCAL**

Sen. Rosenwald

Sen. Perkins Kwoka

Sen. Sherman

Sen. Watters

Sen. Morse

Sen. Watters

Sen. Whitley

Sen. Soucy

Rep. O'Brien

Sen. Perkins Kwoka

Sen. Bradley

Sen. Watters

Sen. Prentiss

Rep. Espitia

Sen. Cavanaugh

Sen. D'Allesandro

Sen. Kahn

Deb Martone 271-4980

Gary L. Daniels

Chairman

# Senate Finance Committee

*Deb Martone 271-4980*

**SB 82-FN-A**, relative to funding kindergarten adequate education grants and making an appropriation therefor.

**Hearing Date:** January 28, 2021

**Members of the Committee Present:** Senators Daniels, Reagan, Giuda, Hennessey, Morse, D'Allesandro and Rosenwald

**Bill Analysis:** This bill:

I. Provides that the amount necessary to fund kindergarten adequate education grants shall be appropriated from the education trust fund.

II. Authorizes the governor to draw a warrant to eliminate a deficit if the balance in the education trust fund falls below zero.

III. Makes an appropriation to the department of education for fiscal year 2020 kindergarten funding.

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**Sponsors:**

Sen. Birdsell

Sen. Morse

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**Who supports the bill:** Senators Birdsell and Morse; Erin Talcott; Rebecca Wilson; Jerry Frew;

**Who is neutral on the bill:** Caitlin Davis;

**Summary of testimony presented in support:**

Senator Birdsell, Prime Sponsor:

- This was a 2020 bill that passed the Senate Education Committee and was to be amended when the bill went to the Senate Finance Committee. As a result of the pandemic, the bill was subsequently folded into an omnibus bill, but the language inserted into the omnibus bill was not the intended amended language. The Department of Education informed the Derry School District the spending was authorized, but the appropriation was not. SB 82-FN-A corrects the situation.
- The bill makes whole those school districts who went from part-time kindergarten to full-time, and includes the appropriation for FY 2020 and FY 2021.

## Neutral Information Presented:

Caitlin Davis, Director, Department of Education:

- Ms. Davis oversees school funding and the kindergarten grant program.
- Senator Hennessey inquired if the numbers in the fiscal note on the bill are the numbers the DOE sent out in November that have lower ADMs and ADMs for free and reduced lunch, due to the COVID-19 pandemic. Ms. Davis explained they were not. The numbers do not take into account free and reduced lunch. On the first year the school district is to start full day kindergarten, as adequacy runs one year behind, the districts do not receive funding for the kids in a full day kindergarten program in the very first year. The program provides a start-up grant for those districts in the first year alone. The program is solely based on the number of kids that showed up for kindergarten. There is no free or reduced lunch differential. It provides an additional \$1,855 per kindergarten attendee on the very first day of a new full day kindergarten program. In year two and every year thereafter of a full day kindergarten program, school districts are reimbursed through the adequacy funding formula.
- Senator Rosenwald sought confirmation that the present language of SB 82-FN-A was the intended amended language. Ms. Davis stated she believes it is.

dm

Date Hearing Report completed: January 29, 2021

# Speakers

SB 82-FN-A Sign-In Sheet

Name	Title	Representi	Position	Testifying
Davis Caitli	State Agen	Myself	Neutral	Yes
Birdsell Ser An	Elected	Senate Dist	Support	Yes
Talcott Erir A	Member	Myself	Support	No
Wilson-NH: A	Lobbyist	NH School	Support	No
Frew Jerry	A Lobbyist	NH School	Support	No
Morse Chu	An Elected	Myself SD	Support	No

# Voting Sheets

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# Senate Finance Committee

## EXECUTIVE SESSION

Bill #SB82-FN-A

Hearing date: 01/28/21

Executive session date: 01/28/21

Motion of: OTP

VOTE: 7-0

<u>Made by</u> Daniels <input type="checkbox"/>	<u>Seconded</u> Daniels <input type="checkbox"/>	<u>Reported</u> Daniels <input type="checkbox"/>
<u>Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>
Giuda <input checked="" type="checkbox"/>	Giuda <input type="checkbox"/>	Giuda <input type="checkbox"/>
Rosenwald <input type="checkbox"/>	Rosenwald <input checked="" type="checkbox"/>	Rosenwald <input type="checkbox"/>
D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>
Morse <input type="checkbox"/>	Morse <input type="checkbox"/>	Morse <input type="checkbox"/>
Hennessey <input type="checkbox"/>	Hennessey <input type="checkbox"/>	Hennessey <input checked="" type="checkbox"/>

Motion of: \_\_\_\_\_

VOTE: \_\_\_\_\_

<u>Made by</u> Daniels <input type="checkbox"/>	<u>Seconded</u> Daniels <input type="checkbox"/>	<u>Reported</u> Daniels <input type="checkbox"/>
<u>Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>	<u>by Senator:</u> Reagan <input type="checkbox"/>
Giuda <input type="checkbox"/>	Giuda <input type="checkbox"/>	Giuda <input type="checkbox"/>
Rosenwald <input type="checkbox"/>	Rosenwald <input type="checkbox"/>	Rosenwald <input type="checkbox"/>
D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>	D'Allesandro <input type="checkbox"/>
Morse <input type="checkbox"/>	Morse <input type="checkbox"/>	Morse <input type="checkbox"/>
Hennessey <input type="checkbox"/>	Hennessey <input type="checkbox"/>	Hennessey <input type="checkbox"/>

<u>Committee Member</u>	<u>Present</u>	<u>Yes</u>	<u>No</u>	<u>Reported out by</u>
Senator Daniels, Chairman	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Reagan, Vice-Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Giuda	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Hennessey	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Senator Rosenwald	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Morse	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator D'Allesandro	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Amendments: CONSENT - 7-0

Notes: \_\_\_\_\_

# Committee Report



STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE  
FOR THE CONSENT CALENDAR

Thursday, January 28, 2021

THE COMMITTEE ON Finance

to which was referred **SB 82-FN-A**

AN ACT

relative to funding kindergarten adequate education grants and making an appropriation therefor.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 7-0

Senator Erin Hennessey  
For the Committee

This bill provides an Education Trust Fund appropriation of \$1.9 million in fiscal year ending June 30, 2021 to the Department of Education for the purpose of providing supplemental grants relative to school districts with full-day kindergarten commencing in FY 2020 or FY 2021. It provides funding for districts, in the current year, based upon beginning of year data, for the year in which a district opens a new, full-day kindergarten program retroactive to FY 2020.

Deb Martone 271-4980

**Docket of SB82**

Docket Abbreviations

**Bill Title:** relative to funding kindergarten adequate education grants and making an appropriation therefor.*Official Docket of SB82.:*

<b>Date</b>	<b>Body</b>	<b>Description</b>
1/21/2021	S	<b>Introduced</b> 01/06/2021 and Referred to Finance; <b>SJ 3</b>
1/21/2021	S	Remote <b>Hearing:</b> 01/28/2021, 09:15 am; Links to join the hearing can be found in the Senate Calendar; <b>SC 8</b>
1/28/2021	S	Committee Report: Ought to Pass, 02/04/2021; Vote 7-0; CC; <b>SC 9</b>
2/4/2021	S	Sen. Gray Moved to Remove SB 82-FN-A from the Consent Calendar; 02/04/2021; <b>SJ 3</b>
2/4/2021	S	<b>Ought to Pass:</b> RC 24Y-0N, MA; OT3rdg; 02/04/2021; <b>SJ 3</b>
3/10/2021	H	Introduced (in recess of) 02/25/2021 and referred to Finance <b>HJ 4</b> P. 48
4/28/2021	H	Public Hearing: 05/10/2021 10:25 am Members of the public may attend using the following link: To join the webinar: <a href="https://www.zoom.us/j/92166004660">https://www.zoom.us/j/92166004660</a> / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
5/12/2021	H	Committee Report: Inexpedient to Legislate (Vote 12-9; RC) <b>HC 26</b> P. 23
6/3/2021	H	Inexpedient to Legislate: MA DV 198-176 06/03/2021

NH House

NH Senate

# Other Referrals

## Senate Inventory Checklist for Archives

Bill Number: SB 82-FN-A

Senate Committee: FINANCE

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

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)

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 \_\_\_\_\_