

CONSENT CALENDAR

February 9, 2022

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Education to which was referred HB
1193,**

**AN ACT relative to chartered public school fees and
enrollment policies. Having considered the same,
report the same with the recommendation that the bill
OUGHT TO PASS.**

Rep. Glenn Cordelli

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Education
Bill Number:	HB 1193
Title:	relative to chartered public school fees and enrollment policies.
Date:	February 9, 2022
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS

STATEMENT OF INTENT

This legislation was filed based upon complaints to the Department of Education. There are evidently a few charter schools that are charging fees to enrolling students that have made it difficult for the family to enroll their child. The bill states that fees such as these cannot be charged as a condition for enrollment. In addition, there are a few border charter schools that have been accepting out-of-state student and charging them tuition at a higher rate than they receive from the state for a NH student. This bill also mandates that enrollment preference be given to NH students. It should be emphasized, however, that these are isolated situations only that are addressed in this bill.

Vote 18-0.

Rep. Glenn Cordelli
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Education

HB 1193, relative to chartered public school fees and enrollment policies. **OUGHT TO PASS.**

Rep. Glenn Cordelli for Education. This legislation was filed based upon complaints to the Department of Education. There are evidently a few charter schools that are charging fees to enrolling students that have made it difficult for the family to enroll their child. The bill states that fees such as these cannot be charged as a condition for enrollment. In addition, there are a few border charter schools that have been accepting out-of-state student and charging them tuition at a higher rate than they receive from the state for a NH student. This bill also mandates that enrollment preference be given to NH students. It should be emphasized, however, that these are isolated situations only that are addressed in this bill. **Vote 18-0.**

Original: House Clerk

Cc: Committee Bill File

HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on HB 1193

BILL TITLE: relative to chartered public school fees and enrollment policies.

DATE: February 9, 2022

LOB ROOM: 207

MOTIONS: OUGHT TO PASS

Moved by Rep. Cordelli

Seconded by Rep. Hobson

Vote: 18-0

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Melissa Litchfield, Clerk

HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on Bill # 1193

BILL TITLE: ... 1193 → relative to chartered public school fees and enrollment policies
DATE: 2/9/22
LOB ROOM: 207

MOTION: (Please check one box)

- OTP
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. Cordelli Seconded by Rep. Hobson Vote: 18-0

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____


MOTION: (Please check one box)

- OTP
- OTP/A
- ITL
- Retain (1st year)
- Adoption of Amendment # _____ (if offered)
- Interim Study (2nd year)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

CONSENT CALENDAR: YES NO

Minority Report? Yes No If yes, author, Rep: _____ Motion _____

Respectfully submitted: 
Rep. Melissa Litchfield, Clerk



2022 SESSION

Education

Bill #: 1193 Motion: OTP AM #: _____ Exec Session Date: 2/19/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Ladd, Rick M. Chairman <i>last</i>	18		
Cordelli, Glenn Vice Chairman <i>first</i>	1		
Litchfield, Melissa A. Clerk	2		
Boehm, Ralph G.	3		
Lekas, Alicia D.	4		
Moffett, Michael	5		
Hobson, Deborah L.	6		
Ford, Oliver J.	7		
Soti, Julius F.	8		
Nelson, Bill G.	9		
Myler, Mel-Walz, Mary Beth <i>second</i>	11		
Luneau, David J. <i>first</i>	10		
Cornell, Patricia			
Tanner, Linda L.	12		
Ellison, Arthur S.	13		
Mullen, Sue M.	14		
Woodcock, Stephen L.	15		
Porter, Marjorie	16		
A. Hall, Muriel C.	17		
TOTAL VOTE:	18	0	

HOUSE COMMITTEE ON EDUCATION

PUBLIC HEARING ON HB 1193

BILL TITLE: relative to chartered public school fees and enrollment policies.

DATE: January 26, 2022

LOB ROOM: 207 **Time Public Hearing Called to Order:** 10:25am

Time Adjourned: 10:40am

Committee Members: Reps. Ladd, Cordelli, Litchfield, Boehm, A. Lekas, Moffett, Hobson, Ford, Soti, B. Nelson, Myler, Luneau, Cornell, Tanner, Ellison, Mullen, Woodcock, Hall and Porter

Bill Sponsors:

Rep. Cordelli

Rep. B. Nelson

Rep. Ladd

Rep. Pitre

Rep. Mooney

TESTIMONY

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

Rep. Glenn Cordelli

- Prime sponsor
- Bill clarifies the prohibition on application fees for chartered public schools and the preference for in-state students for enrollment.

Rep. Ellison

- Some examples of "non-application" fees that people contacted him about.
- Response: DOE was contacted
- People felt these fees would prohibit their children from attending

Rep. Porter

- Ate these fees for parts of the regular curriculum? or for "add ons."
- Response: Best answered by DOE.

Rep. Woodcock

- Are these fees at time of application or later?
- Response: Yes, at time of application

Nate Green - DOE - NH

- Yes, a number of parent complaints over this.
- Fees such as those that appear to be application fees, but labeled differently.
- Some fees labeled for supplies.
- Some fees are up to \$1,000.

Rep. Tanner

- How many complaints
- Response: Maybe 15

Rep. Woodcock

- Of 30 Charter Schools, how many have high schools?
- Response: 15

Rep. Cornell

- Do you know how many out of state students that we have?
- Response: He will get into to us

Rep. Ladd

- If an out of state student is paying the higher tuition for a charter school, could this displace an in-state student?
- Response: Yes. We also do not have anything that states preference for in-state students.

Respectfully submitted,

Rep. Melissa Litchfield

House Remote Testify

Education Committee Testify List for Bill HB1193 on 2022-01-26

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

Export to Excel

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>Signed Up</u>
Vogt, Robin	PORTSMOUTH, NH robin.w.vogt@gmail.com	A Member of the Public	Myself	Oppose	No	No	1/24/2022 7:49 AM
goodwin, shawn	Manchester, NH sgoody2221@aol.com	A Member of the Public	Myself	Support	No	No	1/26/2022 10:12 PM



Barrett M. Christina, Executive Director
Brenda Willis, President, Derry Cooperative
Holly Kennedy, First Vice-President, Hinsdale
Travis Thompson, Past-President, Exeter Regional Cooperative

25 Triangle Park Drive, Suite 101
Concord, NH 03301
Phone: (603) 228-2061
www.nhsba.org

January 25, 2022

Dear Chairman Ladd and members of the House Education Committee,

On behalf of the New Hampshire School Boards Association, please accept this correspondence as NHSBA's written testimony relative to the multitude of bills listed below, related to the provision of special education services and related to general education in charter schools:

HB 1047: relative to the chartered public school joint legislative oversight committee.

HB 1074: relative to notice to a chartered public school of a special education services meeting.

HB 1132: relative to applications for a charter conversion school.

HB 1141: relative to special education services for children in chartered public schools.

HB 1193: relative to chartered public school fees and enrollment policies.

HB 1212: relative to charges for chartered public school transportation.

HB 1402: relative to inclusion of chartered public schools in school district bond issuance votes.

HB 1428: relative to the provision of special education services by chartered public schools.

HB 1453: relative to transportation to a chartered public school.

HB 1499: relative to chartered public school eligibility for state school building aid.

There are also two Senate bills related to charter schools:

SB 238: relative to special education services in chartered public schools.

SB 386: relative to the determination of state adequate education grants and chartered public school tuition amounts.

It should be noted that local districts have attempted to gain clarity around the provision of special education services in public charter schools, offering information and fiscal impacts, as well as providing additional data to, and gathering additional information from, the New Hampshire Department of Education.

In 2021, the NH State Board of Education was scheduled to hold two “retreat” days, to discuss special education in charter schools, stating that experts, as well as those in the field, would be presenting to the state board, in a collaborative effort to potentially revise the charter school rules to reach a better understanding between charter schools and local districts. While the state board did hold one day of “retreat” to discuss general education in charter schools, the days dedicated to addressing special education in charter schools were never held.

It is also important to recognize that New Hampshire is the only state which handles special education in public charter schools in our current format. There are no other states to look to, in regards to implementation of special education services by multiple districts based on the student’s district of residence in one charter school, and to address the complexities of this model.

NHSBA would support the possibility of a Memorandum of Understanding being developed by the Department of Education, to be used between public charter schools and local school districts, which would encapsulate the concerns brought forth in the charter school bills filed this session. Additional topics addressed could include, but not be limited to such topics as what is considered the least restrictive environment, rate setting by the Department of Education for charter schools to bill back to local districts for special education or related services, transportation of students to charter schools, meeting notification, etc. All of these concerns are currently left to local districts now, to negotiate with each separate charter school where students attend. For some districts, this can mean trying to meet with between 5-10 charter schools, some far from the district of residence.

Please do not hesitate to reach out with any further questions or if NHSBA can be of any further assistance.

Respectfully submitted,

Rebecca R. Wilson, NHSBA, Director of Governmental Relations

HB 1193 - AS INTRODUCED

2022 SESSION

22-2343

10/11

HOUSE BILL **1193**

AN ACT relative to chartered public school fees and enrollment policies.

SPONSORS: Rep. Cordelli, Carr. 4; Rep. Ladd, Graf. 4; Rep. Mooney, Hills. 21; Rep. Nelson,
Carr. 5; Rep. Pitre, Straf. 2

COMMITTEE: Education

ANALYSIS

This bill clarifies the prohibition on application fees for chartered public schools and the preference for in-state students for enrollment.

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 Two

AN ACT relative to chartered public school fees and enrollment policies.

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

1 1 Chartered Public Schools; Admission. Amend RSA 194-B:2, III to read as follows:

2 III. There shall be no application fee for pupil admission to any chartered public school, ***and***
3 ***any non-application fees to be charged to students shall not be assessed as a condition for***
4 ***enrollment.***

5 2 New Subparagraph; Chartered Public Schools; Enrollment. Amend RSA 194-B:9, I(c) by
6 inserting after subparagraph (3) the following new subparagraph:

7 (4) If a chartered public school accepts out-of-state students, preference shall be
8 given to in-state students in determination of the chartered public school's maximum published
9 enrollment prior to any lottery selection pursuant to this subparagraph.

10 3 Effective Date. This act shall take effect upon its passage.