

LEGISLATIVE COMMITTEE MINUTES

# **HB1125**

# Bill as Introduced

HB 1125 - AS AMENDED BY THE HOUSE

16Feb2022... 0141h

2022 SESSION

22-2715

10/08

HOUSE BILL            **1125**

AN ACT                relative to school emergency plans.

SPONSORS:            Rep. Cordelli, Carr. 4; Rep. Cornell, Hills. 18; Rep. Porter, Hills. 1

COMMITTEE:          Education

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ANALYSIS

This bill provides for the submission of school emergency response plans to the director of homeland security and emergency management of the department of safety, rather than to the department of education.

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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to school emergency plans.

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

1 1 Schools; Emergency Response Plans. Amend RSA 189:64 to read as follows:

2 189:64 Emergency Response Plans.

3 I. Every public, chartered public, and nonpublic school shall develop a site-specific school  
4 emergency response plan which is based on and conforms to the Incident Command System and the  
5 National Incident Management System and submit such plan to the ~~[department of education]~~  
6 **director of homeland security and emergency management, department of safety** by  
7 September 1 of each year. ~~[Upon receiving a school's emergency management plan, the department~~  
8 ~~shall provide a copy of such plan to the director of homeland security and emergency management,~~  
9 ~~department of safety. The plan should be documented at the time of school approval review.]~~ **Access**  
10 **to all plans shall be provided to the department of education.** The plan shall provide that at  
11 least 4 of the currently required number of fire evacuation drills shall be emergency, all-hazard  
12 response drills of which at least one shall test emergency response to an armed assailant. The  
13 armed assailant drill may be discussion based. The types of all-hazard drills and exercises and the  
14 manner and time in which these activities take place shall be determined by the school in  
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17 appropriate. The plan shall address hazards including but not limited to acts of violence, threats,  
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19 releases, medical emergencies, and any other hazard deemed necessary by school officials and local  
20 emergency authorities. The first emergency response drill shall be conducted within one year of the  
21 completion of the plan. If the school has a building schematic floor plan diagram, the school may,  
22 with the approval of the local school board, submit the diagram to the division of homeland security  
23 and emergency management, department of safety, in a commonly used digital format. Submission  
24 of the diagram will enable the state to better prepare, respond, and mitigate potentially dangerous  
25 conditions should the need arise.

26 II. Each school shall provide the plan to, and coordinate the plan with, local emergency  
27 authorities and with the emergency operations plan in the municipality in which the school is  
28 located. Each school shall review its plan at least annually and update the plan, as necessary, and  
29 shall submit the updated plan to the ~~[department of education]~~ **director of homeland security**  
30 **and emergency management, department of safety** by September 1. If after review, the plan is  
31 unchanged, the school shall notify the department **of safety** by September 1 that the plan is

**HB 1125 - AS AMENDED BY THE HOUSE**

**- Page 2 -**

1 unchanged. [~~The department shall provide a copy of any updated plan to the director of homeland~~  
2 ~~security and emergency management, department of safety.~~] The director of homeland security and  
3 emergency management, department of safety shall assist school districts in conducting training for  
4 and providing support to school districts in the development, implementation, and review of an  
5 emergency response plan, as may be needed.

6       2 Effective Date. This act shall take effect upon its passage.

HB 1125 - AS AMENDED BY THE SENATE

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11 plans shall be provided to the department of education.

12 II.(a) The plan shall address hazards including but not limited to acts of violence, biological  
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14 hurricane/severe storm, internal and external hazardous materials releases, medical emergencies,  
15 structural fire, threats, tornadoes, wildfire, winter storm, or any other hazard deemed necessary by  
16 school officials and local emergency authorities.

17 (b) Schools that are located within the emergency planning zone shall address  
18 radiological emergencies within the emergency operations plan, as required by the Federal  
19 Emergency Management Agency (FEMA) in NUREG 0654.

20 III. The plan shall provide that at least 4 of the currently required number of fire evacuation  
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8 the department of safety by October 15 that the plan is unchanged.

9 VI.(a) The director of homeland security and emergency management, department of safety  
10 shall assist schools in conducting training for and providing support to schools districts in the  
11 development, implementation, and review of an emergency operations plan, upon request.

12 (b) For just cause, the director of homeland security and emergency management,  
13 department of safety may grant a school district, city, chartered public school, public academy, or  
14 nonpublic school up to a 30-day extension to the reporting deadline. The director may further extend  
15 the deadline when unusual or unforeseen circumstances prevent a school district, city, chartered  
16 public school, public academy, or nonpublic school from submitting the required reports under  
17 paragraph V before the expiration of such extension.

18 (c) If a school district, city, chartered public school, public academy, or nonpublic school  
19 fails to submit its emergency operations plan by the established deadline for 2 consecutive years the  
20 director of homeland security and emergency management, department of safety shall notify the  
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CHAPTER 187  
HB 1125 - FINAL VERSION

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187:3 Effective Date. This act shall take effect upon its passage.

Approved: June 17, 2022  
Effective Date: June 17, 2022

# Amendments

Amendment to HB 1125

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# 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 30, 2022

**HEARINGS**

Tuesday	04/05/2022	
(Day)	(Date)	
Education	Legislative Office Building 101	9:00 a.m.
(Name of Committee)	(Place)	(Time)
9:00 a.m.	<b>HB 1125</b>	relative to school emergency plans.
9:10 a.m.	<b>HB 1164</b>	revising the agriculture in the classroom committee.
9:20 a.m.	<b>HB 1367</b>	relative to civics instruction in schools.
9:30 a.m.	<b>HB 1263</b>	relative to prescribed studies on health, physical education, wellness, and personal finance literacy in schools.
9:40 a.m.	<b>HB 1663</b>	relative to requirements for home education students.
9:50 a.m.	<b>HB 1381</b>	relative to student school board members.

**EXECUTIVE SESSION MAY FOLLOW**

**Sponsors:**

**HB 1125**

Rep. Cordelli

Rep. Cornell

Rep. Porter

**HB 1164**

Rep. Pearl

**HB 1367**

Rep. Hobson

Rep. Hough

Rep. Moffett

**HB 1263**

Rep. Knirk

Rep. Tanner

Rep. Murphy

Rep. Marsh

Rep. Weston

Rep. Woods

Rep. Schamberg

Sen. Watters

Sen. Sherman

**HB 1663**

Rep. Layon

Rep. Rice

Rep. Moffett

Rep. Nunez

Rep. A. Lekas

Rep. Notter

Rep. Cordelli

**HB 1381**

Rep. Labranche

Rep. Laughton

Rep. Mullen

Rep. Gallagher

Rep. Ellison

Rep. Welkowitz

Ava Hawkes 271-3266

Ruth Ward  
Chairman

**Senate Education Committee**  
*Ava Hawkes 271-3266*

**HB 1125**, relative to school emergency plans.

**Hearing Date:** April 5, 2022

**Time Opened:** 9:00 a.m.

**Time Closed:** 9:15 a.m.

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

**Members of the Committee Absent :** None

**Bill Analysis:** This bill provides for the submission of school emergency response plans to the director of homeland security and emergency management of the department of safety, rather than to the department of education.

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**Sponsors:**

Rep. Cordelli

Rep. Cornell

Rep. Porter

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**Who supports the bill:** Representative Glenn Cordelli, Representative Rick Ladd, Representative Linda Tanner, Representative Deborah Hobson, Janet Lucas

**Who opposes the bill:** None

**Who is neutral on the bill:** Amy Clark (NHDOE)

**Summary of testimony presented:**

**Representative Glenn Cordelli - Carroll, District 4**

- Representative Cordelli introduced HB 1125.
- This bill is a reflection of reality.
- NHDOE truly goes to NHDOS first, this legislation reflects that.
- This bill also seeks to ensure that NHDOE will have access to these plans. Online option is also included.
- The Director of Homeland Security did have additional thoughts on language. He believes Senator Prentiss is coordinating with them on this.
- Senator Prentiss noted that she has been working with the Director Jennifer Harper of Homeland Security on language for this bill. Representative

Cordelli said he has shared such language with DOE as well.

**Representative Rick Ladd - Grafton, District 4**

- Supports this bill.
- If you don't have your report in to DOS within two consecutive years, DOE should be notified.
- There are a huge number of school districts that are non-compliant. Close to 80% have not complied their reports.
- When we withheld grants, within two weeks, we got all missing reports in as they were chasing \$30 million dollars.
- There should be communication with DOE when folks are not in compliance.

**Amy Clark – Administrator, School Safety and Facility Management, NH Department of Education**

- Made herself available for questions.
- This bill removes DOE from the notification which helps the department as there is a lot of duplicative work currently being done. There is already a portal that information is uploaded to.
- Much better for schools to coordinate with Homeland Security.
- There is sensitive information that does need responsible disposal through shredding.
- She would ask that any additional amendments keep the direct communication from schools to Homeland Security.
- Senator Kahn asked Ms. Clark if school districts should not qualify for state capital improvements without having a current safety plan on file. He wonders if we don't have a security mechanism or a pool of dollars, what are some incentives we could include in the language to add layers of security for submission.
  - Ms. Clark said 100% of schools have submitted plans at one point in time. She is not sure if there is a big need to add additional incentives.
- Senator Kahn asked Ms. Clark about technological infrastructure and if we have given thought to that form of a security response plan.
  - Ms. Clark said Homeland Security may better address that question related to cybersecurity.

**Jennifer Harper – Director, NH Homeland Security and Emergency Management**

- They support the bill now, however, they did not support it in its original form.
- They made changes to ensure that this was in compliance with emergency management standards.
- There were certain disasters that were not outlined previously.
- Schools near the Seabrook Nuclear Powerplant were also asked to include a disaster plan which is unique to that area of the state.
- The department requested a date change from September to October for their office.
- They noticed a trend that not necessarily every school submitted their plans by September 1<sup>st</sup> but as the school year gets going. An October 15<sup>th</sup> date change allows for all interested parties to be included in the plan.
- Homeland Security works well with DOE and Ms. Clark's team.
- This responsibility falls under DOE, not Homeland Security. However, they are happy to work as a team to promote safety.

amh

Date Hearing Report completed: April 10, 2022

# Speakers









# Senate Remote Testify

Education Committee Testify List for Bill HB1125 on 2022-04-05

Support: 1 Oppose: 0

<u>Name</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>
Lucas, Janet	A Member of the Public	Myself	Support

# Voting Sheets

P.10f2

Senate Education Committee  
EXECUTIVE SESSION RECORD  
2022-2023 Session

Bill # HB 1125

Hearing date: 4/5/22

Executive Session date: 4/12/22

Motion of: OTP Vote: \_\_\_\_\_

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 type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion of: amendment 1337s 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 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 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"/>

Reported out by: Sen. Prentiss

Notes:

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P. 2017

# Senate Education Committee EXECUTIVE SESSION RECORD 2022-2023 Session

Bill # HB 1125

Hearing date: 4/15/22

Executive Session date: 4/17/22

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 checked="" 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 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"/>

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. Prentiss

Notes:

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6/10/12

# Committee Report



STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE  
FOR THE CONSENT CALENDAR

Thursday, April 14, 2022

THE COMMITTEE ON Education

to which was referred **HB 1125**

AN ACT relative to school emergency plans.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 1511s

Senator Suzanne Prentiss  
For the Committee

This bill provides for the submission of school emergency operations plans to the director of homeland security and emergency management of the department of safety, rather than to the department of education. This bill is a reflection of reality and current practice. This bill alleviates a lot of the duplicative work done previously by both DOS and DOE. The Committee adopted a replace-all amendment to this bill which addressed a change from "emergency response plans" to "emergency operations plans" and extended the annual deadline in which schools have to submit their plans to DOS.

Ava Hawkes 271-3266

FOR THE CONSENT CALENDAR

**EDUCATION**

**HB 1125**, relative to school emergency plans.

Ought to Pass with Amendment, Vote 5-0.

Senator Suzanne Prentiss for the committee.

This bill provides for the submission of school emergency operations plans to the director of homeland security and emergency management of the department of safety, rather than to the department of education. This bill is a reflection of reality and current practice. This bill alleviates a lot of the duplicative work done previously by both DOS and DOE. The Committee adopted a replace-all amendment to this bill which addressed a change from "emergency response plans" to "emergency operations plans" and extended the annual deadline in which schools have to submit their plans to DOS.

Docket of hb1125		
11/17/2021	H	Introduced 01/05/2022 and referred to Education
01/09/2022	H	Public Hearing: 01/20/2022 10:45 am LOB 205-207
01/25/2022	H	Executive Session: 01/25/2022 08:00 am LOB 205-207
02/03/2022	H	Committee Report: Ought to Pass with Amendment # 2022-0141h (Vote 19-0; CC)
02/16/2022	H	Ought to Pass with Amendment 2022-0141h: MA VV 02/16/2022 HJ 3
02/23/2022	H	Amendment # 2022-0141h: AA VV 02/16/2022 HJ 3
03/01/2022	S	Introduced 02/24/2022 and Referred to Education; SJ 5
03/30/2022	S	Hearing: 04/05/2022, Room 101, LOB, 09:00 am; SC 14
04/14/2022	S	Committee Report: Ought to Pass with Amendment # 2022-1511s, 04/21/2022; Vote 5-0; CC; SC 16
04/21/2022	S	Committee Amendment # 2022-1511s, AA, VV; 04/21/2022; SJ 9
04/21/2022	S	Ought to Pass with Amendment 2022-1511s, MA, VV; OT3rdg; 04/21/2022; SJ 9
05/13/2022	H	House Concurs with Senate Amendment (Rep. Ladd): MA VV 05/12/2022
06/09/2022	S	Enrolled Adopted, VV, (In recess 05/26/2022); SJ 13
06/09/2022	H	Enrolled (in recess of) 05/26/2022
06/22/2022	H	Signed by Governor Sununu 06/17/2022; Chapter 187; 06/17/2022 HJ 14

# Other Referrals

**Senate Inventory Checklist for Archives**

Bill Number: HB 1125

Senate Committee: EDU

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 # 13375      \_\_\_ - amendment # \_\_\_\_\_

- amendment # 15115      \_\_\_ - 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:

Chris Hawkes  
Committee Aide

9/28/22  
Date

Senate Clerk's Office AK