Rep. Umberger, Carr. 2 March 18, 2021 2021-0895h 08/10

### Amendment to HB 2-FN-A-LOCAL

1 Amend RSA 236:39 as inserted by section 133 of the bill by deleting RSA 236:39, III.



### Amendment to HB 2-FN-A-LOCAL

Amend the bill by replacing section 144 with the followin
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department of administrative services' budget office.

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144 Department of Safety; Fund Transfer; Unfunded Positions; Authorization.

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I. Notwithstanding the provisions of RSA 9:16-a, for the biennium ending June 30, 2023, the department of safety may transfer funds between accounting units in classes 027-transfers to the department of information technology, 028-transfers to general services, 064-retiree pension benefit health insurance compensation, and 211-property and casualty insurance, upon approval of the

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II. Notwithstanding any other provision of law to the contrary, the department of safety may fill unfunded positions during the biennium ending June 30, 2023, provided that the total

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expenditure for such positions shall not exceed the amount appropriated for personal services.

Rep. Heath, Hills. 14 Rep. K. Murray, Rock. 24 Rep. Porter, Hills. 1 March 19, 2021 2021-0921h 04/06

#### Amendment to HB 2-FN-A-LOCAL

Amend the bill by replacing sections 145-147 with the following:

- 145 New Section; Body-Worn Cameras. Amend RSA 105-D by inserting after section 2 the following new section:
- 105-D:3 Body-Worn and Dashboard Camera Fund.
  - I. There is hereby established the body-worn and dashboard camera fund within the department of safety for the purpose of encouraging local law enforcement agencies to equip officers with body-worn cameras and agency vehicles with dashboard cameras. All moneys in the fund shall be nonlapsing and continually appropriated to the department of safety.
  - II.(a) The fund shall provide matching grants to local law enforcement agencies to assist agencies with the purchase, maintenance, and replacement of body-worn and dashboard cameras and ongoing costs related to the maintenance and storage of data recorded by body-worn and dashboard cameras.
  - (b) The commissioner of the department of safety may also use the fund to pay for the classified position of business administrator I established in the department of safety, division of administration.
    - III. All local law enforcement agencies shall be eligible to apply for grants from the fund.
  - IV. The fund shall be overseen by the commissioner of the department of safety and the attorney general who shall, within 180 days of the effective date of this section, jointly establish a process for the application for matching grants from the fund. Such process shall be established in rules adopted jointly by the commissioner of safety and attorney general in accordance with RSA 541-A.
  - V. The commissioner of the department of safety may charge administrative costs related to this section to the fund.
  - 146 Body-Worn and Dashboard Camera Fund; Appropriation. The sum of \$1,000,000 for the fiscal year ending June 30, 2022 is hereby appropriated to the body-worn and dashboard camera fund established in RSA 105-D:3. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.
- 147 Department of Safety; Position Created. There is hereby established in the department of safety, division of administration, the full-time classified position of business administrator I. The

## Amendment to HB 2-FN-A-LOCAL - Page 2 -

- 1 commissioner of the department of safety may use the body-worn and dashboard camera fund
- 2 established in RSA 105-D:3 to fund the position.



### Amendment to HB 2-FN-A-LOCAL

1	Amend the bill by replacing section 148 with the following:
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3	148 New Section; Complaints Alleging Law Enforcement Misconduct; Commission Established.
4	Amend RSA 105-D by inserting after section 2 the following new section:
5	105-D:2-a Statewide Entity to Receive Complaints Alleging Misconduct Regarding Sworn and
6	Elected Law Enforcement Officers; Commission Established.
7	I. There is hereby established a commission to develop recommendations for legislation to
8	establish a single, neutral, and independent statewide entity to receive complaints alleging
9	misconduct regarding all sworn and elected law enforcement officers pursuant to recommendation
10	#16 in the final report issued by the New Hampshire commission on law enforcement accountability,
11	community and transparency. The commission shall be composed of the following members:
12	(a) The attorney general, or designee, who shall be the chairperson of the commission.
13	(b) One member of the house of representatives, appointed by the speaker of the house.
14	(c) One member of the senate, appointed by the president of the senate.
15	(d) The director of the New Hampshire police standards and training council, or
16	designee.
17	(e) The commissioner of safety, or designee.
18	(f) Four additional members from the New Hampshire commission on law enforcement
19	accountability, community and transparency established in Executive Order 2020-11. Two of these
20	members shall be law enforcement members and 2 of these members shall not be law enforcement
21	members.
22	II. Legislative members of the commission shall receive mileage at the legislative rate when
23	attending to the duties of the commission.
24	III. The chairperson of the commission shall call the first meeting within 30 days of the
25	effective date of this section. Four members of the commission shall constitute a quorum.
26	IV. The commission shall submit a report containing its recommendations for legislation to
27	the governor, the speaker of the house of representatives, the president of the senate, and the state
28	library no later than November 1, 2021.
29	149 Appropriation; Statewide Entity to Receive Complaints of Misconduct. The sum of \$100,000
30	for the fiscal year ending June 30, 2023 is hereby appropriated the department of administrative
31	services which shall be available to fund an independent statewide entity to receive complaints

alleging misconduct regarding all sworn and elected law enforcement officers established pursuant

### Amendment to HB-2-FN-A-LOCAL - Page 2 -

to recommendation #16 in the final report issued by the New Hampshire commission on law enforcement accountability, community and transparency. Any unexpended amount of said appropriation shall lapse to the general fund on June 30, 2023. The governor is hereby authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

150 Contingency. If an independent statewide entity to receive complaints alleging misconduct regarding all sworn and elected law enforcement officers as a result of recommendation #16 in the final report issued by the New Hampshire commission on law enforcement accountability, community, and transparency becomes law by July 1, 2022, then section 149 of this act shall take effect July 1, 2022. If such an entity does not become law by July 1, 2022, then section 149 of this act shall not take effect.

151 Effective Date. Section 149 of this act shall take effect as provided in section 150 of this act.

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enrolled in an eligible institution.

### Amendment to HB 2-FN-A-LOCAL

1	Amend the bill by replacing sections 160-168 with the following:
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3	160 College Tuition Savings Plan; Advisory Commission. Amend the introductory paragraph in
4	RSA 195-H:2, I(a) to read as follows:
5	I.(a) There is established the New Hampshire college tuition savings plan advisory
6	commission which shall ensure the proper administration and management of the savings plan. The
7	advisory commission shall ensure that the savings plan complies with the requirements of section
8	529 of the Internal Revenue Code of 1986, as amended, and any related federal law applicable to the
9	savings plan. The commission shall also be responsible for ensuring the proper administration
10	implementation, and management of the New Hampshire excellence in higher education endowmen
11	trust fund established in RSA 6:38, and the governor's scholarship program and fund established in
12	[RSA 4-C:31-34] RSA 195-H:11-14. The commission, by a majority vote, may transfer funds
13	between the New Hampshire excellence in higher education endowment trust fund and the
14	governor's scholarship fund. The commission shall consist of the following members:
15	161 New Subdivision; Governor's Scholarship Program and Fund. Amend RSA 195-H by
16	inserting after section 10 the following new subdivision:
17	Governor's Scholarship Program and Fund
18	195-H:11 Definitions. In this subdivision:
19	I. "Eligible institution" means a postsecondary educational institution or training program
20	within the university system of New Hampshire as defined in RSA 187-A, a postsecondary
21	educational institution within the community college system of New Hampshire as defined in RSA
22	188-F, or a private postsecondary institution approved to operate in this state that:
23	(a) Is approved by the higher education commission pursuant to RSA 21-N:8-a and
24	accredited by the New England Commission of Higher Education; and
25	(b) Is a not-for-profit organization eligible to receive federal Title IV funds.
26	II. "Eligible student" means a first-year, full-time, Pell Grant-eligible student who meets the
27	eligibility and residency requirements of RSA 195-H:13. "First-year" means a student who has never

III. "Full-time" means an enrolled student who is carrying an academic course load that is

determined to be full-time by the eligible institution based on a standard applicable to all students enrolled in a particular educational program. The student's course load may include any

### Amendment to HB 2-FN-A-LOCAL - Page 2 -

combination of courses, work, research, or special studies that the eligible institution considers sufficient to classify the student as full-time.

195-H:12 Governor's Scholarship Program and Fund Established.

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- I. There is hereby established the governor's scholarship program and the governor's scholarship fund. The program and fund shall be administered by the commission. The fund shall be kept distinct and separate from all other funds and shall be used to provide scholarships which a recipient shall apply to the costs of an education at an eligible institution. The funds shall be distributed to an eligible institution based on the number of eligible students awarded a scholarship and upon receipt of a request for reimbursement for such scholarship funds accompanied by appropriate documentation.
- II. The state treasurer shall credit to the fund any appropriation relating to the governor's scholarship fund made in each fiscal year to the commission. The state treasurer shall invest the fund in accordance with RSA 6:8. Any earnings shall be added to the fund.
- III. All moneys in the fund shall be nonlapsing and continually appropriated to the commission for the purposes of this subdivision.
- IV. The commission may institute promotional programs and solicit and receive cash gifts or other donations for the purpose of supporting educational scholarships from the fund. The commission shall not solicit or accept real property.
  - V. All gifts, grants, and donations of any kind shall be credited to the fund. 195-H:13 Eligibility.
    - I. Any person who meets the following requirements shall be an eligible student:
- (a) A person shall meet the residency requirements of RSA 193:12; be a graduate of a New Hampshire high school, public academy, chartered public school, New Hampshire private preparatory high school, a high school-level home education program as defined in RSA 193-A; have received a New Hampshire high school equivalency certificate; have completed at least 3 years of high school in this state; be pursuing a certificate, associate, or bachelor degree at an eligible institution in this state; and be eligible to receive a Pell grant; or
- (b) A person shall be a graduate of a preparatory high school outside of this state while a dependent of a parent or legal guardian who is a legal resident of this state and who has custody of the dependent; or
- (c) A person shall have a parent or guardian who has served in or has retired from the United States Army, Navy, Air Force, Marine Corps, or Coast Guard within the last 4 years and is a resident of this state; or
- (d) A person shall be a graduate of a high school, public academy, chartered public high school, or a high school-level home education program outside of this state but have maintained his or her primary residence in this state for not less than 5 years preceding the date of application for a scholarship.

### Amendment to HB 2-FN-A-LOCAL - Page 3 -

- II. A person shall meet the qualifications for academic performance or work experience as established by the commission.
- III. A person shall not have been adjudicated delinquent or convicted or pled guilty or nolo contendere to any felonies or any second or subsequent alcohol or drug-related offenses under the laws of this or any other state, or under the laws of the United States, except that an otherwise eligible person who has been adjudicated delinquent or has been convicted or pled guilty or nolo contendere to a second or subsequent alcohol or drug-related misdemeanor offense shall be eligible or continue to be eligible for a scholarship after the expiration of one academic year from the date of adjudication, conviction, or plea.

195-H:14 Procedures.

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- I. All scholarship funds shall be distributed to the eligible student by the eligible institution. The institution shall include the scholarship in the student's financial aid package and may seek subsequent reimbursement. The state shall provide the reimbursements twice per year to each eligible institution for the number of eligible students enrolled in the current semester or term who are receiving a scholarship. The institution shall submit the list of scholarship recipients to the commission or its designee no later than November 30 and April 30 of each academic year, and shall be reimbursed within 30 days of submission.
- II. An eligible student may receive a scholarship in the amount of \$1,000 per year provided he or she maintains at least a 2.0 grade point average. An eligible student who earned the New Hampshire scholar designation at the time of high school graduation may receive a scholarship in the amount of \$2,000 per year provided he or she maintains at least a 2.5 grade point average. The eligible institution shall not reduce any merit or need-based grant aid that would have otherwise been provided to the eligible student. An eligible student may receive an annual scholarship for a maximum of 4 years.
- III. In the event the state does not reimburse the eligible institution for scholarship amounts paid to an eligible student receiving an award, the eligible institution shall agree not to seek additional payments from the eligible student and to absorb the loss of funds without any consequence to the eligible student.
- IV. The commission shall adopt rules, pursuant to RSA 541-A, relative to awarding and disbursing scholarship funds to an eligible student enrolled in an eligible institution.
- V. An eligible student, who initially attends a community college and transfers directly to an eligible institution, without a break in attendance, shall remain an eligible student for a maximum of 4 years of total eligibility.
- VI. The commission may hire staff or enter into a contract for services or personnel necessary to administer the program.
- 162 Application of Receipts; Governor's Scholarship Program and Fund. Amend RSA 6:12, I(b)(336) to read as follows:

# Amendment to HB 2-FN-A-LOCAL - Page 4 -

L	(336) Moneys deposited into the governor's scholarship fund established in [RSA 4
2	C:32] RSA 195-H:12.
}	163 Repeal. RSA 4-C:31 through RSA 4-C:34, relative to the governor's scholarship program
1	and fund, are repealed.
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3	Amend the bill by deleting section 193.

#### Amendment to HB 2-FN-A-LOCAL

- 1 Community College System of New Hampshire; Dual and Concurrent Enrollment Program.
  2 Amend RSA 188-E:25-29 to read as follows:
- 3 188-E:25 Definitions.

- In this subdivision:
  - I. "CCSNH" means the community college system of New Hampshire.
  - II. "Concurrent enrollment" means courses taught at the high school by high school teachers approved by [the community college system of New Hampshire (CCSNH)] CCSNH in which high school students earn both high school and college or university credit while students are still attending high school or a career technical education center.
  - [H.] III. "Dual enrollment" means college courses taught by instructors from [the community college system of New Hampshire (CCSNH)] CCSNH in which high school students earn college credit while students are still enrolled in high school or a career technical education center.
  - 188-E:26 Program Established. There is established a dual and concurrent enrollment program in [the department of education] *CCSNH*. Participation in the program shall be offered to high school and career technical education center students in grades 10 through 12. The program shall provide opportunities for qualified New Hampshire high school students to gain access and support for dual and concurrent enrollment in STEM (science, technology, engineering, and mathematics) and STEM-related courses that are fundamental for success in postsecondary education and to meet New Hampshire's emerging workforce needs.
    - 188-E:27 Enrollment Requirements.
  - I. An interested high school student in grades 10 through 12 may enroll in a course that is designated by [the] CCSNH as part of the dual and concurrent enrollment program.
  - II. A student in the program shall be provided funding for enrollment in no more than 2 dual or concurrent enrollment courses taken in grade 10, no more than 2 dual or concurrent enrollment courses taken in grade 11, and no more than 2 dual or concurrent enrollment courses taken in grade 12. A student may take more than 2 dual or concurrent enrollment courses per year at his or her own expense.
  - III.(a) The state shall pay the current rate of concurrent enrollment tuition, which is established at \$150 per course, to the CCSNH institution where a high school or career and technical education student successfully completes the concurrent enrollment course.
  - (b) The state shall pay the current rate of dual enrollment tuition, which is established at 1/2 the regular cost of the course, to the CCSNH institution where a high school or career and

### Amendment to HB 2-FN-A-LOCAL - Page 2 -

technical education student successfully completes a dual enrollment course and [the] CCSNH shall accept such amount as full payment for course tuition.

IV. Each high school should provide a designated individual to serve as the point of contact on matters related to the program, including but not limited to, student counseling, support services, course scheduling, managing course forms and student registration, program evaluation, course transferability, and assisting with online courses. Each high school shall annually notify all high school students and their parents of dual and concurrent enrollment opportunities.

188-E:28 School Board Policy.

- I. No later than July 1, 2018, the school board of each school district shall develop and adopt a policy permitting students residing in the district who are in grade 11 or 12 to participate in the dual and concurrent enrollment program. The policy shall, at a minimum, include compliance with measurable educational standards and criteria approved by [the] CCSNH and that meet the same standard of quality and rigor as courses offered on campus by [the] CCSNH. The policy shall also comply with the standards for accreditation and program development established by the National Alliance for Concurrent Enrollment Partnerships. The policy shall include, but not be limited to, student eligibility criteria, standards for course content, standards for faculty approval, program coordination and communication requirements, tuition and fees, textbooks and materials, course grading policy, data collection, maintenance, and security, revenue and expenditure reporting, and process for renewal of the agreement.
- II. The department of education and [the] CCSNH shall develop and approve a model dual and concurrent enrollment agreement that shall be used by the CCSNH and the school board of a school district participating in the dual and concurrent enrollment agreement program. The model agreement shall include standards established by [the] CCSNH, shall include elements, standards, and criteria that have been approved by the department of education and CCSNH, and shall serve as the framework for the development, implementation, and administration of the dual and concurrent enrollment program in each school district by clearly defining the procedures related to concurrent and dual enrollment of high school students in college classes. [The department] CCSNH shall further develop guidelines for the program relating to reporting, accountability, and payment of available funds to [the] CCSNH.

188-E:29 Budget Requests. The [eommissioner of the department of education] chancellor of CCSNH, or his or her designee, shall submit expenditure requests in accordance with RSA [9:4] 9:4-e to fund the dual and concurrent enrollment program established in this subdivision.

Rep. Heath, Hills. 14 Rep. K. Murray, Rock. 24 Rep. Porter, Hills. 1 March 18, 2021 2021-0893h 04/05

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### Amendment to HB 2-FN-A-LOCAL

1 Dual and Concurrent Enrollment Program; Appropriation. The sums of \$1,500,000 for the fiscal year ending June 30, 2022, and \$1,500,000 for the fiscal year ending June 30, 2023, are hereby appropriated to community college system of New Hampshire for the purpose of funding the dual and concurrent enrollment program under RSA 188-E:26. This appropriation shall be in addition to any other funds appropriated to the community college system of New Hampshire. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

#### Amendment to HB 2-FN-A-LOCAL

- 1 School Planning Committees; Vacancies. Amend RSA 671:33 to read as follows: 671:33 Vacancies.
- I. Vacancies among members of cooperative or area school planning committees shall be filled by the moderator for the unexpired term.
- II.(a) The school board shall fill vacancies occurring on the school board, except as provided in subparagraph (b), and in all other district offices for which no other method of filling a vacancy is provided. Appointees of the school board shall serve until the next district election when the voters of the district shall elect a replacement for the unexpired term. In the case of a vacancy of the entire membership of the school board, or if the remaining members are unable, by majority vote, to agree upon an appointment, the selectmen of the town or towns involved shall appoint members by majority vote in convention.
- (b) In a cooperative school district, the remaining school board members representing the same town or towns as the departed member shall fill a vacancy on the school board, provided that there are at least 2 such members. A member-at-large shall also be included as a representative of the same town. If there are less than 2 remaining members on the cooperative school board representing the same town or towns as the departed member, or if the remaining members are unable, by majority vote, to agree upon an appointment, the selectmen of the town or towns involved shall fill the vacancy by majority vote in convention. If the selectmen are unable to fill the vacancy then the cooperative school district moderator shall make the appointment. A member appointed to fill a vacancy under this subparagraph shall serve until the next district election when the voters of the district shall elect a replacement for the unexpired term.
- III. Vacancies in the office of moderator shall be filled by vote at a school meeting or election, provided that, until a replacement is chosen, the school district clerk shall serve as moderator or shall appoint a moderator pro tempore.
- IV. In a cooperative school district, the remaining budget committee members representing the same town or towns as the departed member shall fill a vacancy on the budget committee, provided that there are at least 2 such members. A member-at-large shall also be included as a representative of the same town. If there are less than 2 remaining members on the budget committee representing the same town or towns as the departed member, or if the remaining members are unable, by majority vote, to agree upon an appointment, the selectmen of the town or towns involved shall fill the vacancy by majority vote in convention. If the selectmen are unable to fill the vacancy then the cooperative school district moderator shall make the appointment. If the

### Amendment to HB 2-FN-A-LOCAL - Page 2 -

- 1 vacancy is for the cooperative school board representative to the cooperative school district budget
- 2 committee, such vacancy shall be filled by the cooperative school board. A member appointed to fill a
- 3 vacancy under this subparagraph shall serve until the next district election when the voters of the
- 4 district shall elect a replacement for the unexpired term.



Rep. Heath, Hills. 14 Rep. K. Murray, Rock. 24 Rep. Porter, Hills. 1 March 16, 2021 2021-0863h 08/06

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### Amendment to HB 2-FN-A-LOCAL

1 Appropriation; New Hampshire Innovation Research Center. The sums of \$275,000 for the fiscal year ending June 30, 2022, and \$275,000 for the fiscal year ending June 30, 2023, are hereby appropriated to the department of business and economic affairs for the purpose of providing funding to the New Hampshire innovation research center. This appropriation shall be in addition to any other funds appropriated to department of business and economic affairs. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

Rep. Umberger, Carr. 2 March 16, 2021 2021-0845h 05/08

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### Amendment to HB 2-FN-A-LOCAL

1 Department of Transportation; Highway Fund; Fleet Vehicles and Equipment. For the fiscal year ending June 30, 2021, if statewide highway fund lapses exceed budget assumed lapses, any unexpended highway fund appropriations to the department of transportation, which are in excess of the department's assumed lapse, shall be appropriated to the department for the acquisition of fleet vehicles and equipment, but in no instance shall said amount exceed \$6,000,000. Any unexpended amounts as of June 30, 2023, shall lapse to the highway fund.

2 Effective Date. Section 1 of this act shall take effect June 30, 2021.

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### Amendment to HB 2-FN-A-LOCAL

1 School Building Aid; Annual Grant for Leased Space. Amend the introductory paragraph of RSA 198:15-hh, I to read as follows:

I. The amount of the annual grant for a lease to any school district duly organized, any city maintaining a school department within its corporate organization, any cooperative school district as defined in RSA 195:1, or any receiving district operating an area school as defined in RSA 195-A:1, shall be a sum equal to 30 percent of the amount of the annual payment of the lease incurred, for the cost of leasing permanent space in a building or buildings not owned by the school district or school administrative unit which is used for the operation of a high school vocational technical education program, to the extent approved by the state board of education. For the purposes of this section, the amount of the annual grant for a lease to a vocational technical education center shall be calculated in the same manner as a cooperative school district. The amount of the annual grant for a chartered public school authorized under RSA 194-B:3-a shall be a sum equal to 30 percent of the annual lease payment incurred for the cost of leasing space; provided that no annual grant for leased space provided to a chartered public school in accordance with this section shall exceed [\$30,000] \$50,000 in any fiscal year. The total amount of grants to schools pursuant to this section shall not exceed the state appropriation for leased space. If the amount appropriated is insufficient therefor, the appropriation shall be prorated proportionally among the schools eligible for a grant. Such lease agreements shall be eligible for grants under this section, provided all of the following conditions apply:

2021-0894h

#### AMENDED ANALYSIS

1. Increases the limit on the amount of the annual grant for leased space provided to a chartered public school.

Rep. Umberger, Carr. 2 March 19, 2021 2021-0918h 11/06

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### Amendment to HB 2-FN-A-LOCAL

1 New Paragraph; Ten Year Plan for Grant Projects. Amend RSA 198:15-a by inserting after paragraph IV the following new paragraph:

V. The department of education shall develop and maintain a 10-year school facilities plan of potential school building grant projects. Potential projects shall include, but not be limited to, criteria pursuant to RSA 198:15-c, II(b). The 10-year plan is intended to create a method to identify and enhance school facilities in a safe, healthy, and efficient manner while providing adequate learning environments for New Hampshire's students. The 10-year plan shall be updated every biennium to provide the department a summary of projects and school facility capital expenditures that are anticipated for the next 10 years. The state board of education shall adopt rules pursuant to RSA 541-A relative to this paragraph. The plan shall identify new construction, renovation, and emergency projects, and describe the overall condition of projects contained in the plan.

2021-0918h

### AMENDED ANALYSIS

This bill requires the department of education to develop and maintain a 10-year plan for school building grant projects.