

Amendment to HB 533-FN

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT relative to authorizing the commissioner of the department of education to issue
4 subpoenas.
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6 Amend the bill by replacing section 1 with the following:

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8 1 New Paragraph; Department of Education; Duties of Commissioner. Amend RSA 21-N:4 by
9 inserting after paragraph XI the following new paragraph:

10 XII. The commissioner is authorized to issue subpoenas for persons, relevant documents,
11 and relevant items under RSA 21-N:9, II(cc)(1), and in accordance with the following conditions:

12 (a) Subpoenas for persons shall not require compliance in less than 48 hours after
13 receipt of service.

14 (b) Subpoenas for documents and things shall not require compliance in fewer than 15
15 days after receipt of service.

16 (c) Service shall be made on licensees and certified individuals by certified mail to the
17 address on file with the office or by hand and shall not entitle them to witness or mileage fees.

18 (d) Service shall be made on persons who are not licensees or certified individuals in
19 accordance with the procedures and fee schedules of the superior court, and the subpoenas served on
20 them shall be annotated "Fees Guaranteed by the New Hampshire Department of Education,
21 Bureau of Credentialing."

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AMENDED ANALYSIS

This bill gives the commission of education the authority to issue subpoenas related to violations of the code of ethics and code of conduct for licensed or certified personnel.