

<p><i>Subject:</i></p> <p><i>Legislative update for 2021-2022 Session</i></p>	<p><i>Senate Bills</i></p>
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There were 12 Senate Education Bills that were passed into law this legislative session. There are an additional two laws that established study committees.

For the bills that have related Technical Advisories, there will be a link to access that document.

---Summary of Bills---

SB 233 Relative to water bottle filling stations

SB 234 Requiring student ID cards to include National Suicide Prevention Lifeline

SB 236 Establishing a committee to study NH teacher shortages and recruitment incentives, and relative to defining secondary school grades for teacher loan forgiveness programs.

SB 238 Relative to special education services in chartered public schools

SB 288 Establishing a committee to study the listing of immunizations for children

SB 350 Relative to rulemaking by the state board of education on educational personnel applicant checks and licensing standards

SB 352 Relative to substitute teacher criminal history records check

SB 353 Relative to the education professional standards board

SB 381 Establishing an office of the advocate of special education

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

SB 394 Relative to the definition of a child with a disability under special education laws and providing funding for special education costs for students over age 21 to age 22

SB 410 Relative to public comment periods at school district meetings and meetings of the state board of education

SB 420 Establishing an extraordinary need grant for schools and relative to eligibility for the education tax credit

SB 421 Relative to dual and concurrent enrollment for career and technical education center students.

---Overview of Senate Bills---

SB 233, Relative to water bottle filling stations

<p>SB 233--</p>	<p>Summary—</p>
<p>Rulemaking Required: Y</p>	<p>Requires the installation of water bottle filling stations in newly constructed public schools and in existing public schools which are undergoing substantial renovations.</p>
<p>Technical Advisory (TA): N/A</p>	<p>Schools shall allow students to bring a water bottle to school which meets the following criteria:</p> <ul style="list-style-type: none"> --Is made of a material that is not easily breakable; --Has a lid to prevent spills; and --Is filled exclusively with water.
<p>Effective Date: 9/5/22</p>	<p>School boards may create and enact a disciplinary policy regarding the misuse of water bottles by students or employees.</p>
<p>Applicable to: Public Traditional</p>	
<p>Statute: RSA 200:11-b</p>	

SB 234, Requiring student ID cards to include National Suicide Prevention Lifeline

<p>SB 234--</p>	<p>Summary--</p>
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<p>Rulemaking Required:</p> <p>N/A</p>	<p>Each school district and chartered public school with grades 6-12, which issues student identification cards shall include the telephone number—1-800-273-8255 or 988—for the National Suicide Prevention Lifeline on either side of the ID card.</p>
<p><u>Technical Advisory</u></p> <p>N/A</p>	<p>The new requirement is only applicable to an ID card which is issued for the first time or for replacement cards which were damaged or lost after the effective date of this law.</p>
<p>Effective Date:</p> <p>7/31/22</p>	<p>Public schools and charter schools which issue ID cards pursuant to this section shall make an annual certification, prior to the start of each school year to their respective governing bodies, that the contact information for the National Suicide Prevention Lifeline is accurate and up-to-date.</p>
<p>Applicable to:</p> <p>Public Traditional;</p> <p>Public Charter</p>	<p>Public and private institutions of higher learning must adopt a policy to implement that student ID cards include the National Suicide Prevention Lifeline on either side of the card.</p>
<p>Statute:</p> <p>RSA 193-J:2-a;</p> <p>RSA 188-I:1</p>	

SB 238, Relative to Special Education Services in Chartered Public Schools

<p><u>SB 238</u>—</p> <p>Rulemaking Required:</p> <p>TBD</p>	<p><i>Summary</i>—</p> <p>Chartered public school and a resident district of a student with disabilities must create a memorandum of understanding (MOU) to ensure compliance with RSA 194-B:3, II(e).</p> <p>The MOU must include, but is not limited to the following items:</p>
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<p>Technical Advisory (TA):</p> <p><i>Draft MOU</i></p> <p>Effective Date:</p> <p><i>July 1, 2023</i></p> <p>Applicable to:</p> <p><i>Public Traditional; Public Charter</i></p> <p>Statute:</p> <p><i>RSA 194-B:5, VIII</i></p>	<p>-How the chartered public school and school district will cooperate with each other;</p> <p>-How the school district proposes to provide special education services and supports to students with disabilities within the chartered public school to ensure a free appropriate special education (FAPE); and</p> <p>-Adherence to state and federal special education laws, rules and regulations.</p>
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SB 350, Relative to rulemaking by the State Board of Education on educational personnel applicant checks and licensing standards

<p><u>SB 350</u>—</p> <p>Rulemaking Required:</p> <p><i>TBD</i></p> <p>Technical Advisory (TA):</p> <p><i>N/A</i></p> <p>Effective Date:</p>	<p><i>Summary--</i></p> <p>Allows credentialing bureau to conduct a check of an applicant against the National Association of State Directors of Teacher Education and Certification (NASDTEC) database.</p> <p>Simplifies the list of individual positions which are certified to the following categories: “administrators,” “educational specialists,” and instructional specialists.”</p> <p>Allows for the Department to partner with other states to create access to the other state’s Central Registry.</p>
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<p>8/17/2022</p> <p>Applicable to:</p> <p>Dept. Ed</p> <p>Statute:</p> <p>RSA 21-N:9, II(s)</p>	
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SB 352, Relative to substitute teacher criminal history records check

<p>SB 352—</p> <p>Rulemaking Required:</p> <p>N/A</p> <p>Technical Advisory (TA)</p> <p>Effective Date:</p> <p>8/6/2022</p> <p>Applicable to:</p> <p>Public Traditional; Public Charter</p> <p>Statute:</p>	<p><i>Summary--</i></p> <p>Substitute teachers who have undergone a criminal history records check for a school administrative unit (SAU), shall not be required to be subject to an additional criminal history records check, if the individual is working for a school district which is within the same SAU, unless such a check is required by the respective superintendent or by policies of the other school districts with the SAU.</p> <p>The criminal history record checks for substitute teachers within the same SAU shall be valid for a three (3) year period.</p>
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RSA 189:13-a, VI	
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SB 353, Relative to the education professional standards board

SB 353 —	<i>Summary--</i>
Rulemaking Required:	Adds instructional specialists to the categories of individuals who can participate on the Professional Standards Board (PSB).
N/A	
Technical Advisory (TA):	Provides clarity to the membership of the individuals who represent higher education.
N	Appointed members may not serve for more than 3 consecutive terms and requires that PSB records and minutes shall be maintained for a period of 25 years.
Effective Date:	
8/30/2022	
Applicable to:	
Dept. Ed	
Statute:	
RSA 186:60	

SB 381, Establishing an office of the advocate of special education

SB 381 —	<i>Summary--</i>
Rulemaking Required:	Establishes the Office of the Advocate for Special Education.

<p>N/A</p> <p>Technical Advisory (TA):</p> <p>N</p> <p>Effective Date:</p> <p>7/31/2022</p> <p>Applicable to:</p> <p>Public Traditional; Public Charter</p> <p>Statute:</p> <p>RSA 186-C:36; RSA 186-C:37; RSA 186-C:38; RSA 186-C:39; RSA 186-C:40</p>	<p>This new agency is independent of the Department of Education and is administratively attached to the Department of Administrative Services.</p> <p>The Advocate for Special Education shall be an advocate, coordinator, and point of contact for parents and guardians of students with disabilities when dealing with school districts and the districts' compliance with the applicable IEPs.</p>
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SB 386, Relative to the determination of state adequate education grants and chartered public school tuition amounts

<p>SB 386—</p> <p>Rulemaking Required:</p> <p>N/A</p>	<p>Summary--</p> <p>Amends current laws to make technical changes to the existing adequacy laws.</p>
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<p>Technical Advisory (TA):</p> <p>N/A</p> <p>Effective Date:</p> <p>7/1/22</p> <p>Applicable to:</p> <p>Public Traditional; Public Charter</p> <p>Statute:</p> <p>RSA 194-B:1; RSA 194-B:11; RSA 198:38; RSA 198:40-a; RSA 198:41, IV</p>	<p>Includes the determination of tuition amounts which are paid to chartered public schools and the determination of adequate education grants to municipalities.</p> <p>Ensures that the formula which is currently in statute is in line with current practices.</p>
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SB 394, Relative to the definition of a child with a disability under special education laws and providing funding for special education costs for students over age 21 to age 22

<p>SB 394—</p> <p>Rulemaking Required:</p> <p>TBD</p>	<p><i>Summary--</i></p> <p>Amends the special education definition of “child with a disability” to be inclusive of the age 21—extending the required provision of services until the student’s 22nd birthday.</p>
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<p>Technical Advisory (TA):</p> <p>Technical Advisory (TA)</p> <p>Effective Date:</p> <p>6/17/2022</p> <p>Applicable to:</p> <p>Public Traditional</p> <p>Statute:</p> <p>RSA 186-C:2</p>	<p>The Department of Education shall be liable for all costs related to providing services to special education students over the age of 21 for the 2022-2023 school year.</p> <p>*HB 1513, which was also passed, contains the same language.</p>
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SB 410, Relative to public comment periods at school districts meetings and meetings of the State Board of Education

<p>SB 410—</p> <p>Rulemaking Required:</p> <p>N/A</p> <p>Technical Advisory (TA):</p> <p>N/A</p> <p>Effective Date:</p> <p>9/6/2022</p>	<p><i>Summary--</i></p> <p>Requires school boards and the State Board of Education to provide the opportunity for the public to comment on school district and educational matters, which shall be for no less than 30 minutes.</p>
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<p>Applicable to:</p> <p>Public Traditional; Dept. Ed</p> <p>Statute:</p> <p>RSA 189:74; RSA 21-N:10-a</p>	
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SB 420, Establishing an extraordinary need grant for schools and relative to eligibility for the education tax credit

<p><u>SB 420</u>—</p> <p>Rulemaking Required:</p> <p>N/A</p> <p>Technical Advisory (TA):</p> <p>N</p> <p>Effective Date:</p> <p>7/1/2022</p> <p>Applicable to:</p> <p>Public Traditional</p>	<p><i>Summary--</i></p> <p>Establishes an extraordinary need grant for schools--the primary goal of the grant is to improve student achievement and growth and to help the school district to have funding for successful, best practices student learning approaches.</p>
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Statute: RSA 198:40-f	
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SB 421, Relative to dual and concurrent enrollment for career and technical education center students

<u>SB 421</u> —	<i>Summary--</i>
Rulemaking Required: N/A	Amends the current dual and concurrent enrollment program to include the participation of non-residential, nonpublic school students.
Technical Advisory (TA): N/A	The Dual and Concurrent Enrollment program is available for students in grade 10, 11 or 12, who attend school within the district.
Effective Date: 8/16/2022	
Applicable to: Public Traditional; Non-Public	
Statute: RSA 188-E:27	

SENATE Study Committees

- [SB 236](#), Establishing a committee to study NH teacher shortages and recruitment incentives and relative to defining secondary school grades for teacher loan forgiveness programs.
- [SB 288](#), Establishing a committee to study the listing of immunizations for children.

For questions related to this document, please contact:

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