LEGISLATIVE COMMITTEE MINUTES

HB364

Bill as Introduced

HB 364-FN - AS INTRODUCED

2023 SESSION

23-0280
10/04

HOUSE BILL ***364-FN***

AN ACT relative to transportation for students attending career and technical education centers.

SPONSORS: Rep. Ladd, Graf. 5; Rep. Cordelli, Carr. 7; Rep. Cornell, Hills. 22; Rep. Myler, Merr. 9; Sen. Ward, Dist 8; Sen. Watters, Dist 4; Sen. Lang, Dist 2

COMMITTEE: Education

ANALYSIS

This bill requires the reimbursement of transportation costs for career and technical education students according to a formula adopted in rules of the state board of education.

Explanation: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 364-FN - AS INTRODUCED

23-0280
10/04

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to transportation for students attending career and technical education centers.

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

1 Career and Technical Education; Transportation Costs. RSA 188-E:8 is repealed and reenacted to read as follows:

188-E:8 Transportation. The department of education is authorized to reimburse from its regular budget the full cost of transportation in an amount based upon a formula using type of vehicle, mileage, and number of trips made for (a) regional career and technical education students who attend regional career and technical centers; and for (b) at-risk students who attend alternative education programs located at a regional career and technical education center or other comprehensive high school. The transportation reimbursement formula shall be established in rules adopted by the state board of education pursuant to RSA 541-A. The CTE transportation reimbursement formula shall not be dependent upon the number of students riding on a particular bus or other type of vehicle. The sending district shall be responsible for providing transportation and paying the transportation costs and shall then be reimbursed from state funds.

2 Effective Date. This act shall take effect July 1, 2025.

LBA
23-0280
12/21/22

HB 364-FN- FISCAL NOTE
AS INTRODUCED

AN ACT relative to transportation for students attending career and technical education centers.

FISCAL IMPACT: [ ] State [ ] County [X] Local [ ] None

	Estimated Increase / (Decrease)			
LOCAL:	**FY 2023**	**FY 2024**	**FY 2025**	**FY 2026**
Revenue	$0	$0	$0	$0
Expenditures	$0	$0	$0	Indeterminable

METHODOLOGY:

Under current law, RSA 188-E:8, bases the costs for transportation to regional high school Career and Technical Education (CTE) programs from sending districts using a rate set by the New Hampshire State Board of Education (SBE) at .10 cents per pupil per mile for a bus, and at .25 cents per pupil per mile for self-transportation when a bus is not available. This bill, effective in FY 2026, would base the cost on the actual cost of transporting students from sending districts to CTE at regional CTE centers, based on a formula set by the SBE. Ultimately, total state expenditures for this aid program are based on budgeted amounts, therefore this bill has no direct fiscal impact on state expenditures, however allocations between school districts may change as the formula changes. It should be noted that tuition and transportation funding is tied to a maintenance of effort (MOE) requirement of Federal Perkins funding, set at $9 million dollars, and state funds to cover transportation costs exceeding $9 million dollars would need to be maintained in subsequent budget years to meet the maintenance of effort requirement.

AGENCIES CONTACTED:

Department of Education

HB 364-FN - VERSION ADOPTED BY BOTH BODIES

2023 SESSION

23-0280
10/04

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LBA
23-0280
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AGENCIES CONTACTED:

Department of Education

CHAPTER 130
HB 364-FN - FINAL VERSION

2023 SESSION

23-0280
10/04

HOUSE BILL ***364-FN***

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CHAPTER 130
HB 364-FN - FINAL VERSION

23-0280
10/04

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to transportation for students attending career and technical education centers.

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

130:1 Career and Technical Education; Transportation Costs. RSA 188-E:8 is repealed and reenacted to read as follows:

188-E:8 Transportation. The department of education is authorized to reimburse from its regular budget the full cost of transportation in an amount based upon a formula using type of vehicle, mileage, and number of trips made for (a) regional career and technical education students who attend regional career and technical centers; and for (b) at-risk students who attend alternative education programs located at a regional career and technical education center or other comprehensive high school. The transportation reimbursement formula shall be established in rules adopted by the state board of education pursuant to RSA 541-A. The CTE transportation reimbursement formula shall not be dependent upon the number of students riding on a particular bus or other type of vehicle. The sending district shall be responsible for providing transportation and paying the transportation costs and shall then be reimbursed from state funds.

130:2 Effective Date. This act shall take effect July 1, 2025.

Approved: June 30, 2023
Effective Date: July 01, 2025

Committee Minutes

AMENDED
SENATE CALENDAR NOTICE
Education

Sen Ruth Ward, Chair
Sen Carrie Gendreau, Vice Chair
Sen Timothy Lang, Member
Sen Suzanne Prentiss, Member
Sen Donovan Fenton, Member

Date: April 11, 2023

HEARINGS

Tuesday	04/18/2023
(Day)	(Date)

Education	Legislative Office Building 101	9:00 a.m.
(Name of Committee)	(Place)	(Time)

9:00 a.m.	**HB 530-LOCAL**	relative to withdrawal from a cooperative school district.
9:15 a.m.	**HB 640**	relative to cost recovery for vocational rehabilitation programs.
9:30 a.m.	**HB 364-FN**	relative to transportation for students attending career and technical education centers.
9:45 a.m.	**HB 492-FN**	requiring the department of education to provide the house and senate standing committees responsible for education with copies of the laws and rules relative to education.

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

HB 530-LOCAL
Rep. Cordelli

HB 640
Rep. Hobson

HB 364-FN

Rep. Ladd	Rep. Cordelli	Rep. Cornell	Rep. Myler
Sen. Ward	Sen. Watters	Sen. Lang	

HB 492-FN

Rep. Tanner	Rep. Myler	Rep. Woodcock	Rep. Ellison
Rep. Cornell			

Peter Mulvey 271-4063

Ruth Ward
Chairman

Senate Education Committee

Peter Mulvey 271-4063

HB 364-FN, relative to transportation for students attending career and technical education centers.

Hearing Date: April 18, 2023

Time Opened: 9:35 a.m. **Time Closed:** 9:48 a.m.

Members of the Committee Present: Senators Ward, Gendreau, Lang, Prentiss and Fenton

Members of the Committee Absent : None

Bill Analysis: This bill requires the reimbursement of transportation costs for career and technical education students according to a formula adopted in rules of the state board of education.

Sponsors:

Rep. Ladd	Rep. Cordelli	Rep. Cornell
Rep. Myler	Sen. Ward	Sen. Watters
Sen. Lang		

Who supports the bill: Representative Rick Ladd (*Grafton, District 5*) and Representative Linda Tanner *(Sullivan, District 5*).

Who opposes the bill: None.

Who is neutral on the bill: None.

Summary of testimony presented:

Representative Ladd
Grafton - District 5

- Rep. Ladd introduced HB 364 and stated that it dealt with transportation reimbursement.
- Noted that previously there was an appropriation of $9m per year of the biennium for tuition and transportation for career technical education (CTE) programs.
- Rep. Ladd acknowledged the formula for the calculation of the $9m allocation. In the allocation there was a distinction between sending and receiving districts.
- Rep. Ladd stated that there were approximately 9,700 students participating in CTE programs. 7,800 of those students were within the same high school where

the CTE program was located. Rep. Ladd provided that another 1,900 students were not from the regional center high school but only 1,700 had to be transported to receiving schools in N.H as the other 200 were already transported by receiving schools in Vermont.

- Rep. Ladd recognized the concern that the state only reimbursed 10 cents per-mile, per-pupil. Rep. Ladd noted that this was an issue as some schools were sending 10-15 kids on large school busses, which used more fuel than 10 cents worth per-mile.
- The per-mile per-pupil formula totaled nearly $680,000 annually. When subtracting that from the $9m, there was roughly $8.2 million left which was designated for tuition. However, Rep Ladd noted that in recent years the program had been extended to include grades 10, 11, and 12 and had included transportation within Exeter, Nashua, and Manchester. That allowed for those districts to receive reimbursement for transporting within their own district.
- The current bill accommodated compensation for schools providing intra-district transportation. The current bill also changed the way the full cost of transportation was defined.
- Rep. Ladd exemplified the State of Kansas' reimbursement formula. The formula, according to Rep. Ladd, reimbursed based on the type of vehicle, the mileage, and the number of trips made.
- Rep. Ladd emphasized that the bill was passed unanimously out of House Education and Division II of Finance. He suggested that with changing the formula there needed to be an additional allocation of $2.2m to the budget to facilitate the changes made.
- Rep. Ladd provided the committee that in HB 1, the committee will see a recommendation for appropriating $2.2m per year of the biennium in the budget for education. That brought the funding for CTE's up from $9m per year to $11.2m per year.
- Rep. Ladd emphasized the importance of letting the Department of Education implement a new formula, adding that they would have until July 1st, 2025. The recommendation between the different committees had been to follow the footsteps of Kansas.
- Sen. Gendreau wanted to clarify if 100 students at Littleton who went to the Littleton technical school would be reimbursed as if they were taking the bus to another technical school.
    - Rep. Ladd answered that the biennial appropriation was not for Littleton, it was tuition and transportation funds sent to Littleton if they had somebody being sent down from another district. Those students from other districts would be receiving the reimbursement through Littleton, the receiving school.
- Sen. Lang asked if this would be an educational trust fund or general fund expense.
    - Rep. Ladd answered that it would be a general fund expense.
- Sen. Ward sought clarification on if the additional $2.2m was going to be a part of the upcoming budget.
    - Rep. Ladd answered that it was not currently part of the upcoming

budget but added that it's been frequently recommended to increase the budget to support the funding of CTEs.

- Sen. Ward followed up and asked whether it was possible that the formula could change in such a way that the current $2.2m of additional recommended funding would as a result, be inadequate.
    - Rep. Ladd answered that the recommendation of $2.2m of additional funding was enough to meet the bottom line as presented in his written testimony. So therefore, it would be used what for what was current practice in fully reimbursing the districts for the transportation costs.
    - Rep. Ladd further added that the transportation costs were not really $680,000, but rather they were $6.8m.
    - Rep. Ladd noted that the additional $2.2m looked to eventually take care of the cost, and that the restructuring of the formula may be more effective in cost savings.

PM
Date Hearing Report completed: April 21, 2023

Speakers

SENATE EDUCATION COMMITTEE

Date 04/18/23 Time 9:30 a.m. Public Hearing on **HB 364**

relative to transportation for students attending career and technical education centers.

Please check box(es) that apply.

SPEAKING	*FAVOR*	*OPPOSED*	*NAME (Please print)*	*REPRESENTING*
☒	☒	☐	Rep Rick Ladd	
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SENATE EDUCATION COMMITTEE

Date 04/18/23 Time 9:30 a.m. Public Hearing on **HB 364**

relative to transportation for students attending career and technical education centers.

Please check box(es) that apply.

SPEAKING	*FAVOR*	*OPPOSED*	*NAME(Please print)*	*REPRESENTING*
☐	☑	☐	Rep Linda Tanner	Sullivan 5
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Senate Remote Testify

Education Committee Testify List for Bill HB364 on 2023-04-18

Support: 3 Oppose: 0

Name	Title	Representing	Position
Lang, Senator Tim	An Elected Official	Senate District 2	Support
Wilson, Becky	A Lobbyist	NH School Boards Association	Support
Watters, David	An Elected Official	Myself	Support

Testimony

Senate Education Testimony – HB 364
Rep. Rick Ladd, Chairman, House Education
April 18, 2023

Transportation for Students Attending Career & Technical Education Centers

State Transportation Reimbursement Formula in Support of Sending Districts
.10 cents per pupil per mile for a bus
.25 cents per pupil per mile for self-transportation

Approximately:
9700 students enrolled in CTE centers
7800 students in the CTE high school
1900 students from sending high schools
Of the 1900, 200 enrolled in 5 receiving VT CTE

Current State Reimbursement to sending districts
$680,000
Actual costs closer to $2.2M

HB364. Formula Change

a. Formula designed upon: 1. Type of vehicle 2. Mileage 3. Number of trips
b. New reimbursement formula shall be established in rules
c. Formula NOT dependent upon number of students riding bus or vehicle
d. Sending district reimbursed from state funds
e. Formula will take effect July 1, 2025

Recent Changes: "Impacting CTE Funding"

a. CTE availability open to grades 10, 11, and 12
b. Funding statute changed to require "Full Cost of Transportation"
c. Exeter, Nashua, and Manchester
d. Regional CTE Agreements – Scheduling / Graduation Credit at CTE
e. HB1 includes additional $2.2M per year of the biennium (Maintenance of Effort)

FY20 Tuition & Transportation Summary		
CTE Tuition if 75% of Tuition Costs were Funded in Full	$	10,383,304.01
Alt-Ed Tuition if 75% of Tuition Costs were Funded in Full	$	96,199.67
Transportation	$	680,487.02
Differential	$	168,756.10
TOTAL:	$	11,328,746.80
FY20 T&T Appropriation:	$	9,000,000.00
Difference:	$	(2,328,746.80)

KANSAS STATE DEPARTMENT OF EDUCATION FISCAL AUDIT SECTION

Director of Fiscal Auditing 785-296-4976.

CTE Transportation State Aid

Revised 6/18/2015

PURPOSE OF AUDIT

The 2012 Legislature changed funding of CTE approved classes that are offered at Community Colleges or Technical Colleges so that funding of those classes flows through the State Board of Regents. Kansas High Schools are encouraged to send 11th and 12th grade students to those programs. To aid the Unified School Districts in this endeavor, the legislature appropriated funds for CTE Transportation Aid, the amount of which is based on a formula using type of vehicle, mileage and number of trips made to the college. State aid is not dependent upon the number of students riding on a particular bus.

Type of Vehicle

Reimbursement is based on the type of vehicle used to transport students from the high school to the college.

Suburban and Vans = $0.90 per mile. Type A or B School Bus = $1.15 per mile. Type C or D School Bus = $1.45 per mile.

Voting Sheets

Senate Education Committee
EXECUTIVE SESSION RECORD
2023-2024 Session

Bill # HB 364

Hearing date:

Executive Session date: 4/25

Motion of: OTP **Vote:** 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	X			X	
Sen. Gendreau, Vice Chair	X		X	X	
Sen. Lang	X	X		X	
Sen. Prentiss	X			X	
Sen. Fenton	X			X	

Motion of: Consent **Vote:** 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	X			X	
Sen. Gendreau, Vice Chair	X			X	
Sen. Lang	X	X		X	
Sen. Prentiss	X		X	X	
Sen. Fenton	X			X	

Motion of: _____ **Vote:** _____

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair					
Sen. Gendreau, Vice Chair					
Sen. Lang					
Sen. Prentiss					
Sen. Fenton					

Reported out by: Sen. Lang

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Wednesday, April 26, 2023

THE COMMITTEE ON Education

to which was referred **HB 364-FN**

AN ACT relative to transportation for students attending career and technical education centers.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator Timothy Lang
For the Committee

House Bill 364 authorizes the Department of Education to reimburse transportation costs for Career and Technical Education students and at-risk students attending alternative educational programs. The formula utilized to calculate reimbursement will be established by the State Board of Education pursuant to RSA 541-A, and shall account for vehicle type, mileage, and number of trips made.

Peter Mulvey 271-4063

FOR THE CONSENT CALENDAR

EDUCATION

HB 364-FN, relative to transportation for students attending career and technical education centers.

Ought to Pass, Vote 5-0.

Senator Timothy Lang for the committee.

House Bill 364 authorizes the Department of Education to reimburse transportation costs for Career and Technical Education students and at-risk students attending alternative educational programs. The formula utilized to calculate reimbursement will be established by the State Board of Education pursuant to RSA 541-A, and shall account for vehicle type, mileage, and number of trips made.

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 364-FN **Senate Committee:** Education

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

X Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

X Bill version as it came to the committee

X All Calendar Notices

X Hearing Sign-up sheet(s)

X Prepared testimony, presentations, & other submissions handed in at the public hearing

X Hearing Report

X 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 #_____ ___ - amendment #_____

___ - amendment #_____ ___ - amendment #_____

X Executive Session Sheet

X 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

X final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

[signature] 7-31-13

Committee Aide **Date**

Senate Clerk's Office [signature]