

HB 1093 - AS AMENDED BY THE HOUSE

19Feb2026... 0489h  
11Mar2026... 1013h

2026 SESSION

26-2665  
06/07

HOUSE BILL **1093**

AN ACT relative to public charter schools and governmental land use exemptions.

SPONSORS: Rep. Donnelly, Rock. 25; Rep. Harvey-Bolia, Belk. 3; Rep. Janigian, Rock. 25; Rep. D. Mannion, Rock. 25; Rep. Mooney, Hills. 12

COMMITTEE: Education Policy and Administration

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AMENDED ANALYSIS

This bill grants chartered public schools governmental-use status for land-use purposes and subjects them to the same municipal notification requirements as other governmental entities.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty-Six*

AN ACT relative to public charter schools and governmental land use exemptions.

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

1 1 Chartered Public Schools; Governmental Use. Amend RSA 194-B:3, I(a) to read as follows:

2 (a) Except as otherwise provided in law, chartered public schools shall be fully exempt  
3 from state laws and rules which otherwise apply to public or nonpublic schools, or local school boards  
4 or districts. Notwithstanding the foregoing, chartered public schools shall have all the rights and  
5 privileges of other public schools, **including treatment as governmental use under RSA 674:54.**

6 2 Governmental Land Uses; Chartered Public School. Amend RSA 674:54, I through II to read  
7 as follows:

8 I. In this section, "governmental use" means a use, construction, or development of land  
9 owned or occupied, or proposed to be owned or occupied, by the state, university system, the  
10 community college system of New Hampshire, or by a county, town, city, school district, **chartered**  
11 **public school**, or village district, or any of their agents, for any public purpose which is statutorily  
12 or traditionally governmental in nature.

13 II. The state, university system, community college system of New Hampshire, county, town,  
14 city, school district, **chartered public school**, or village district shall give written notification to the  
15 governing body and planning board, if such exists, of a municipality of any proposed governmental  
16 use of property within its jurisdiction, which constitutes a substantial change in use or a substantial  
17 new use. Written notification shall contain plans, specifications, explanations of proposed changes  
18 available at the time, a statement of the governmental nature of the use as set forth in paragraph I,  
19 and a proposed construction schedule. Such notification shall be provided at least 60 days prior to  
20 the beginning of construction. Either the governing body or planning board of the municipality may  
21 conduct a public hearing relative to the proposed governmental use. Any such hearing shall be held  
22 within 30 days after receipt of notice by the governing body or planning board. A representative of  
23 the governmental entity which provided notice shall be available to present the plans, specifications,  
24 and construction schedule, and to provide explanations. The governing body or planning board may  
25 issue nonbinding written comments relative to conformity or nonconformity of the proposal with  
26 normally applicable land use regulations to the sponsor of the governmental use within 30 days after  
27 the hearing.

28 3 Effective Date. This act shall take effect 60 days after its passage.