SB 431 - AS INTRODUCED

2018 SESSION

18-2959
06/10

SENATE BILL ***431***

AN ACT relative to non-academic surveys required to be filed by school districts to maintain federal funding.

SPONSORS: Sen. Gray, Dist 6

COMMITTEE: Education

ANALYSIS

This bill exempts certain surveys from the consent requirement for non-academic surveys. This bill also provides an opt out for certain surveys.

This bill is a request of the department of health and human services.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to non-academic surveys required to be filed by school districts to maintain federal funding.

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

1 Duties of the State Board of Education. Amend RSA 186:11, IX-d to read as follows:

IX-d. Require school districts to adopt a policy governing the administration of non-academic surveys or questionnaires to students. The policy shall require school districts to notify a parent or legal guardian of a non-academic survey or questionnaire and its purpose. The policy shall provide that no student shall be required to volunteer for or submit to a non-academic survey or questionnaire, as defined in this paragraph, without written consent of a parent or legal guardian unless the student is an adult or an emancipated minor. The policy shall include an exception from the consent requirement for the youth risk behavior survey developed by the Centers for Disease Control and Prevention***, and surveys or questionnaires required to comply with locally approved grants, initiatives, or contracts***. The policy shall also allow a parent or legal guardian to opt-out of the youth risk behavior survey developed by the Centers for Disease Control and Prevention***, and surveys or questionnaires required to comply with locally approved grants, initiatives, or contracts***. The school district shall make such surveys or questionnaires ***publicly*** available, at the school and on the school or school district's website, for review by a student's parent or legal guardian at least 10 days prior to distribution to students. In this paragraph, "non-academic survey or questionnaire" means surveys, questionnaires, or other documents designed to elicit information about a student's social behavior, family life, religion, politics, sexual orientation, sexual activity, drug use, or any other information not related to a student's academics.

2 Effective Date. This act shall take effect upon its passage.