

Amendment to HB 1637-FN

1 Amend the introductory paragraph of RSA 193:1, I as inserted by section 1 of the bill by replacing it
2 with the following:

3
4 I. A parent of any child at least 6 years of age and under 18 years of age shall cause such
5 child to attend the public school to which the child is assigned in the child's resident district. ***If***
6 ***there is no public school for the child's grade in the resident district, the district may***
7 ***assign the child to another public school in another school district or to a non-religious***
8 ***private school which has been approved for attendance by the department of education.***

9 Such child shall attend full time when such school is in session unless:
10

11 Amend RSA 194:22 as inserted by section 2 of the bill by replacing it with the following:
12

13 194:22 Contracts With Schools. Any school district may make a contract with an academy,
14 high school, ***non-religious private school***, or other literary institution located in this or, when
15 distance or transportation facilities make it necessary, in another state, ***to provide for the***
16 ***education of a pupil who resides in the district*** and raise and appropriate money to carry the
17 contract into effect. ~~[If the contract is approved by the state board the school with which it is made~~
18 ~~shall be deemed a high school maintained by the district.]~~ ***Notwithstanding any provision of***
19 ***law to the contrary, a school board may make a contract with any non-religious private***
20 ***school to provide for the education of a pupil who resides in the school district, and may***
21 ***raise and appropriate money for the purposes of the contract, if the school district does***
22 ***not have a public school at the pupil's grade level and the school board decides it is in the***
23 ***best interest of the pupil.***
24

25 Amend RSA 194:27 as inserted by section 3 of the bill by replacing it with the following:
26

27 194:27 Tuition. Any district not maintaining a high school or school of corresponding grade
28 shall pay for the tuition of any pupil who with parents or guardian resides in said district, or who,
29 as a resident of said district, after full investigation by the state board of education is determined to
30 be entitled to have his or her tuition paid by the district where the pupil resides, and who attends
31 an approved public high school [œ], public school of corresponding grade in another district [œ], an
32 approved public academy, ***or a non-religious private school which has been approved for***

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1 *attendance by the department of education.* Except under contract as provided in RSA 194:22,
2 the liability of any school district hereunder for the tuition of any pupil shall be the current
3 expenses of operation of the receiving district for its high school, as estimated by the state board of
4 education for the preceding school year. This current expense of operation shall include all costs
5 except costs of transportation of pupils.

6
7 Amend the bill by inserting after section 4 the following and renumbering the original section 5
8 to read as 6:

9
10 5 New Paragraph; School Boards; Duty to Provide Education. Amend RSA 189:1-a by inserting
11 after paragraph III the following new paragraph:

12 IV. Notwithstanding any provision of law to the contrary, a school board may make a
13 contract with any non-religious private school to provide for the education of a pupil who resides in
14 the school district, and may raise and appropriate money for the purposes of the contract, if the
15 school district does not have a public school at the pupil's grade level and the school board decides it
16 is in the best interest of the pupil.

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AMENDED ANALYSIS

This bill allows a school district to assign a child to another public school in another school district or to an approved, non-religious private school if there is no public school for the child's grade in the child's resident district. The bill also allows a school board to make a contract with a non-religious private school to provide for the education of a child who resides in a district which does not have a public school at the child's grade level.