

Amendment to HB 1687-FN

1 Amend the title of the bill by replacing it with the following:

2  
3 AN ACT relative to the installation of audio and video surveillance equipment in special  
4 education school buses.  
5

6 Amend the bill by replacing all after the enacting clause with the following:

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8 1 Equipment of Vehicles; School Buses; Audio/Video Surveillance Equipment. Amend the  
9 subdivision heading following RSA 266:30 to read as follows:

10 Lights, Signals, Flashers, Reflectors, ~~and~~ Flags, *and*

11 ***Audio/Video Surveillance Equipment***

12 2 School Bus Equipment; Audio/Video Surveillance Equipment. Amend the section heading of  
13 RSA 266:39 to read as follows:

14 266:39 School Bus Stop Signals, ~~and~~ Strobe Lights, *and Audio/Video Surveillance*  
15 ***Equipment.***

16 3 New Paragraph; School Bus Equipment; Audio/Video Surveillance Equipment. Amend RSA  
17 266:39 by inserting after paragraph II the following new paragraph:

18 III. The director shall require the installation and operation of audio/video surveillance  
19 equipment on any vehicle, including a school bus, mixed use bus, or passenger vehicle provided by or  
20 on behalf of a school district, which is used to transport a child with a disability to or from school, or  
21 school function, or to or from a service provided as part of the child's individualized education  
22 program (IEP) or 504 plan. This requirement shall not apply to transportation provided by the  
23 child's parent or legal guardian.

24 4 Transportation of Pupils; Surveillance Privacy Policy. Amend RSA 189:6 to read as follows:

25 189:6 Transportation of Pupils.

26 ***I.*** The local school district shall furnish transportation to pupils in kindergarten through  
27 grade 8 who live more than 2 miles from the school to which they are assigned. The local school  
28 district may furnish transportation to pupils in kindergarten through grade 8 who live 2 miles or  
29 less from the school to which they are assigned, and to pupils in grades 9 through 12, when it finds  
30 that this is appropriate, and shall furnish it when so directed by the commissioner of education.

31 ***II. Each school district and chartered public school shall develop a policy***  
32 ***pertaining to the operation of audio and video surveillance equipment required under RSA***

1 *266:39 and access to any resulting recordings. The policy shall include, but may not be*  
2 *limited to, the following provisions:*

3 *(a) The school's policy on student privacy as it pertains to audio and video*  
4 *surveillance.*

5 *(b) Whether video will be viewed live, and if so, by whom.*

6 *(c) Who will have access to any resulting recordings, including whether and*  
7 *when parents may view any resulting recordings.*

8 *(d) Under what conditions schools would show or turn over recordings to law*  
9 *enforcement.*

10 *(e) How long audio and video recordings will be retained and the method for*  
11 *disposal.*

12 5 Effective Date. This act shall take effect 60 days after its passage.

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AMENDED ANALYSIS

This bill requires audio and video surveillance equipment to be installed and operated on all vehicles provided through services related to a student's IEP. The bill also requires school districts to develop a privacy policy for resulting recordings.