

Rep. Noble, Hills. 2
Rep. Layon, Rock. 13
Rep. Peternel, Carr. 6
Rep. Drago, Rock. 4
Rep. Mazur, Hills. 44
Rep. Freeman, Belk. 8
Rep. Granger, Straf. 2
March 9, 2026
2026-1098h
12/05

Floor Amendment to HB 1268

1 Amend RSA 193-A:4, III as inserted by section 3 of the bill by replacing it with the following:

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3 III. Dates and hours of instruction shall not be required to coincide with the resident district
4 calendar. The academic term of a home education program shall not be required to coincide with the
5 resident district academic year.

6

7 Amend the bill by replacing all after section 6 with the following:

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9 7 Child Protection Act; Definitions; Neglected Child; Home Education Program Participation
10 Exempted. Amend RSA 169-C:3, XIX to read as follows:

11 XIX. "Neglected child" means a child:

12 (a) Who has been abandoned by his or her parents, guardian, or custodian; or

13 (b) Who is without proper parental care or control, subsistence, education as required by
14 law, or other care or control necessary for the child's physical, mental, or emotional health, when it
15 is established that the child's health has suffered or is likely to suffer serious impairment; and the
16 deprivation is not due primarily to the lack of financial means of the parents, guardian, or custodian;
17 or

18 (c) Whose parents, guardian or custodian are unable to discharge their responsibilities
19 to and for the child because of incarceration, hospitalization or other physical or mental incapacity;

20 Provided, that no child who is, in good faith, under treatment solely by spiritual means through
21 prayer in accordance with the tenets and practices of a recognized church or religious denomination
22 by a duly accredited practitioner thereof shall, for that reason alone, be considered to be a neglected
23 child under this chapter. ***A child participating in a home education program under RSA 193-
24 A or an education program funded through an education freedom account under RSA 194-
25 F shall not be considered a neglected child under this chapter solely on the basis of such
26 participation.***

27 8 Department of Education; Rulemaking; Cross-Reference Added. Amend RSA 21-N:9, II(g) to
28 read as follows:

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1 (g) Home study, *as authorized by RSA 193:1, I (c)*.

2 9 Agency Directive; Repeal of Administrative Rules. Immediately upon passage of this act, the
3 state board of education shall undertake and complete expedited repeal of rules Ed 315, as described
4 in RSA 541-A:19-a.

5 10 Repeal. The following are repealed:

6 I. RSA 193-A:6, relative to the record keeping and evaluation of home education programs.

7 II. RSA 193-A:10, relative to the home education advisory council.

8 III. RSA 193-A:11, relative to the authority of school district officials in governance of home
9 education programs.

10 11 Effective Date. This act shall take effect July 1, 2026.